

MINUTES
COMMITTEE ON LAW & LICENSING

December 8, 2011 - 5:00 p.m.
Common Council Chambers, City Hall

Members Present: Chairperson Ald. Jodi VanderWeele, Vice Chairperson Ald. Julie Kath, Ald. Joel Hammen, Ald. Scott Versey
Excused: Ald. Fred Boeldt
Others in Attendance: Assistant City Attorney Charles Adams, City Clerk Sue Richards, Attorney Joseph Voelkner, Attorney Kirk Obear, David M. Nennig, Kaletha J. Polzin, Dan P. Krejci, Alisa P. Prah, Lynneha M. Sherman, Ryan M. Hermann, Mary Jane Mendez, Pablo Cesar Valdez

Chairperson VanderWeele called the meeting to order at 5:00 p.m.

The Pledge of Allegiance was recited.

Introduction of committee members, staff and guests.

A motion to approve the minutes of the previous meeting held November 23, 2011 was made by Ald. Kath and seconded by Ald. Versey. **All ayes; motion approved.**

R.O. No. 199-11-12 (12-47) – Various License Applications: Taxicab Driver Lic. App. No. 6409 (Kyle T. Cure)

Submitting various license applications for the period ending June 30, 2012 and June 30, 2013.

Kyle T. Cure failed to appear before the committee. Ald. Kath moved, seconded by Ald. Versey, to deny the license application based upon Mr. Cure's failure to accurately reveal all relevant convictions on his application and his failure to cooperate with the committee. **All ayes; motion approved.**

R.O. No. 216-11-12 (13-39) – Various License Applications: Bev. Op. Lic. App. No. 8415 (Kaletha L. Polzin)

Submitting various license applications for the period ending June 30, 2012 and June 30, 2013.

Kaletha L. Polzin appeared before the committee to discuss her application. After discussion of her record and her failure to include a violation on her application, Ald. Kath moved, seconded by Ald. Versey, to deny the license application based upon her failure to accurately reveal all relevant convictions on her application and her record of violations related to the licensed activity. **All ayes; motion approved.**

R.O. No. 259-11-12 (15-56) – Various License Applications: Bev. Op. Lic. App. Nos. 9375 (Mandy L. Grube), 9367 (Dan P. Krejci), 9381 (Alisa P. Prah), 9204 (Lynneha M. Sherman), 9374 (Mercedes T. Sprengel)

Submitting various license applications for the period ending June 30, 2012 and June 30, 2013.

Mandy L. Grube had contacted the City Attorney's Office to indicate that she was unable to appear on December 8th because her child was ill. Ald. Versey moved, seconded by Ald. Hammen, to hold this matter until the December 22nd meeting. **All ayes; motion approved.**

Dan P. Krejci appeared before the committee to discuss his application. After discussion of his record, Ald. Versey moved, seconded by Ald. Kath, to grant the license. **All ayes; motion approved.**

Alisa P. Prah appeared before the committee to discuss her application. After discussion of her record, Ald. Versey moved, seconded by Ald. Hammen, to grant the license. **Three ayes and one nay (Ald. Kath); motion approved.**

Lynneha M. Sherman appeared before the committee to discuss her application. After discussion of her record, Ald. Versey moved, seconded by Ald. Kath, to grant the license. **All ayes; motion approved.**

Mercedes T. Sprengel failed to appear before the committee. Ald. Versey moved, seconded by Ald. Hammen, to request via certified mailing Ms. Sprengel's appearance before the committee at its December 22nd meeting. **All ayes; motion approved.**

R.O. No. 283-11-12 (16-47) – Various License Applications: Bev. Op. Lic. App. No. 9384 (Robert A. Macedo); Taxicab Op. Lic. App. Nos. 9386 (Ryan M. Hermann), 8898 (Mary Jane Mendez), 9383 (Pablo Cesar Valdez)

Submitting various license applications for the period ending June 30, 2012 and June 30, 2013.

Robert A. Macedo failed to appear before the committee. Ald. Hammen moved, seconded by Ald. Versey, to request via certified mailing Mr. Macedo's appearance before the committee at its December 22nd meeting. **All ayes; motion approved.**

Ryan M. Hermann appeared before the committee to discuss his application. After discussion of his record and his failure to include violations on his application, Ald. Hammen moved, seconded by Ald. Versey, to grant the license contingent upon the application being corrected, and with a warning to include all relevant information on future applications. **All ayes; motion approved.**

Mary Jane Mendez appeared before the committee to discuss her application. After discussion of her record and her failure to include a violation on her application, Ald. Versey moved, seconded by Ald. Hammen, to grant the license contingent upon the application being corrected, and with a warning to include all relevant information on future applications. **All ayes; motion approved.**

Pablo Cesar Valdez appeared before the committee to discuss his application. After discussion of his record and his failure to include a violation on his application, Ald. Kath moved, seconded by Ald. Versey, to grant the license contingent upon the application being corrected, and with a warning to include all relevant information on future applications. **All ayes; motion approved.**

R.O. No. 86-11-12 (6-43) – Various License Applications: Taxicab Driver Lic. App. No. 9163 (Noemy Loya)

Submitting various license applications for the period ending June 30, 2012 and June 30, 2013.

Noemy Loya still has not provided a valid social security number to the City Clerk's Office. Ald. Versey moved, seconded by Ald. Kath, to hold this license application until Ms. Loya presents a valid social security number to the City Clerk's Office. **All ayes; motion approved.**

Quasi-Judicial hearing to determine whether Bev. Op. Lic. No. 6011 (David M. Nennig) shall be revoked

Ald. VanderWeele called the hearing to order at 5:19 p.m. with appearances by ACA Adams on behalf of the City and David M. Nennig appearing in person and by Attorney Kirk Obear. Special Counsel Joseph Voelkner was also present to advise the committee in their function as finder of law

and fact. ACA Adams informed the committee that a settlement had been proposed by Attorney Obear. Attorney Obear discussed the terms of the stipulation with the committee.

MOTION TO CONVENE IN CLOSED SESSION was made by Ald. Hammen and seconded by Ald. Versey under the exemption provided in § 19.85(1)(a) of the Wisconsin Statutes for the purpose of deliberation concerning action to be taken regarding the beverage operator's license of David M. Nennig. **All ayes; motion approved.**

MOTION TO RECONVENE IN OPEN SESSION was made by Ald. Hammen and seconded by Ald. Versey. **All ayes; motion approved.**

Possible action regarding Bev. Op. Lic. No. 6011 (David M. Nennig)

Ald. Versey moved, seconded by Ald. Hammen, to accept the stipulation. **All ayes; motion approved.** A copy of the stipulation is attached to these minutes.

R.O. No. 295-11-12 (17-42) – Various License Applications

Submitting various license applications for the period ending June 30, 2012 and June 30, 2013.

Ald. Versey moved, seconded by Ald. Hammen, to call in Bev. Op. Lic. App. No. 9404 (Ashley J. Koeser) to discuss her application with the committee. **All ayes; motion approved.**

Ald. Hammen moved, seconded by Ald. Versey, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. App. No. 9393 (Justin J. Kohlhagen). **All ayes; motion approved.**

Ald. Versey moved, seconded by Ald. Hammen, to call in Bev. Op. Lic. App. No. 5192 (Timothy J. Pitsch) to discuss his application with the committee. **All ayes; motion approved.**

Ald. Versey moved, seconded by Ald. Hammen, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. App. No. 9399 (Jarrod M. Schroeder). **All ayes; motion approved.**

Ald. Versey moved, seconded by Ald. Hammen, to call in Bev. Op. Lic. App. No. 9401 (Crystal P. Watson-Schramm) to discuss her application with the committee. **All ayes; motion approved.**

Ald. Versey moved, seconded by Ald. VanderWeele, to grant a license with a warning, contingent upon the application being corrected, to Taxicab Op. Lic. App. No. 9395 (Thomas J. Marshall). **Three ayes and one nay (Ald. Kath); motion approved.**

Ald. Kath moved, seconded by Ald. Hammen, to call in Taxicab Op. Lic. App. No. 9396 (Marcial Martinez-Gomez) to discuss his application with the committee. **Three ayes and one nay (Ald. VanderWeele); motion approved.**

Ald. Versey moved, seconded by Ald. Hammen, to call in Pawn Broker's Lic. App. No. 2874-S & T's Pawn & Retain Shop (Teresa L. Gierke, Agent) to discuss the application with the committee. **All ayes; motion approved.**

Ald. Versey moved, seconded by Ald. Kath, to grant the remainder of the license applications for individuals and entities listed on the above-referenced R.O. **All ayes; motion approved.**

Discussion and possible action regarding law violations that may require future action by the Committee

After hearing a brief report from ACA Adams regarding the results of “Operation 21 and Over” conducted by the Sheboygan Police Department between March 28, 2011 and December 2, 2011, and the numerous businesses and bartenders who sold alcohol to underage persons, Ald. Hammen made a motion, seconded by Ald. Versey, to call in the following license holders to discuss the violations with the committee:

Date of Violation(s)	License Number	License Holder
3/28 & 4/8/11	2383	The Green Room, 911 Indiana Ave. (Ryan N. Messner, Agent)
3/28 x 2; 3/29 & 6/9/11	2532	Fischer’s Food & Liquor, 4554 S. 12th St. (Keith Fischer, Agent)
3/28/11	2712	Jose’s (Supermarket), 1332 S. 13th St. (Jose A. Perez, Agent)
3/28/11	1257	Piggly Wiggly #15, 3124 S. Business Dr. (Daniel Holtz, Sr., Agent)
3/28/11	1277	Q Mart #211, 2420 Calumet Dr. (Candice M. Boldt, Agent)
3/28 & 8/10/11	1752	The End Zone, 904 Indiana Ave. (Patrick J. Martin, Agent)
3/28 x 2; 3/29 & 6/9/11	2816	* Marathon Harbor Petro (Mobil Mart), 905 Indiana Ave. (Pritesh T. Patel, Agent)
3/29/11		Pier 57 (NO LONGER IN BUSINESS; NO LONGER HAVE A LICENSE)
3/29 & 12/2/11	2142	** Talk of the Town, 3023 N. 15th St. (Fern M. Meyer, Agent) NOTE: Ms. Meyer also was the bartender on 12/2/11
3/29/11	2711	Anglers Avenue, 510 South Pier Dr. (Paul Roberts, Jr., Agent)
3/29/11	2740	Mannings Irish Pub I, 3015 N. 15th St. (Thomas A. Manning, Agent)
3/29/11	1411	Tommys Bar, 2335 N. 15th St. (Diana Jill Drews, Agent)
3/29, 4/8 & 12/2/11	1267	* Poor Richards, 1105 Geele Ave. (Richard C. Lambrecht, Agent)
3/29/11	2275	M.T. Wine Glass (The Grotto), 1949 N. 8th St. (Mary H. Jacobson, Agent)
3/29 & 8/10/11	2466	Tipo Too, 2607 Superior Ave. (James J. Butzen, Agent)
3/29/11	2100	Whats Up, 1635 Michigan Ave. (Penny A. Hinz, Agent)
4/8, 4/9 & 6/9/11	2758	Mikes Wilson Ave Bar & Grill (The Finer Things in Life) (Michael R. Dietz, Agent)
4/8/11	1799	George Michaels I, 513 N. 8th St. (James T. Passmore, Agent)
4/8/11	1360	Slys Midtown Saloon, 508 N. 8th St. (David Sly, Agent)
4/8/11	1925	Screamers, 2201 N. 15th St. (James Butzen, Agent)
4/8 & 11/29/11	2563	Penn Ave Pub II, 827 Pennsylvania Ave. (Douglas T. Gilman, Agent)
11/29/11	7966	Ferguson, Amber L. (Penn Avenue Pub)
4/8/11	2085	Legend Larry’s Wings & Things, 733 Pennsylvania Ave. (Larry J. Schaefer, Agent)
4/9/11	1771	Bumps, 1902 S. 12th St. (Dennis A. Brand, Agent)
4/9/11	2376	Swovys LLC, 1645 S. 12th St. (Kim A. Swoverland, Agent)
4/9/11	2716	Happy Valley, 1509 S. 12th St. (Frederick E. Behnke, Agent)
4/9/11	2584	Guadalajara Mex Bar & Grill, 1129 S. 8th St. (Maribel Medina, Agent)
4/9, 8/10 & 12/2/11	1833	* Champs Sports Bar, 1501 Indiana Ave. (Alisa R. Veenendaal, Agent)
4/9/11	2487	Frankies Pub & Grill, 2218 Indiana Ave. (Nancy Manning, Agent)
4/9 & 6/9/11	2135	Sandee’s Cool Runnings, 1202 Michigan Ave. (Kerry E. Goedeke, Agent)
4/9 & 6/9/11	2717	SheVegas, 1133 Michigan Ave. (Robert Scheibl, Agent)
4/9/11	2427	Urbane, 1231 N. 8th St. (Jennifer Radtke, Agent)
4/9, 6/9 & 11/17/11	1083	Vibez, 2513 S. 8th St. (Hamilton W. Watt, Agent)
11/17/11	9035	Genson, Amanda N. (Vibez)
4/9 & 11/28/11	2513	Vreekes Tavern I, 935 Michigan Ave. (Penny A. Hinz, Agent) <i>[also open after hours]</i>
11/28/11	8978	Moya, Christie M. (Vreekes Tavern I)
6/9 & 11/18/11	1406	* Tidy Car of Sheboygan, 810 N. 14th St. (Joseph E. Jantz, Agent)
6/9/11	2519	Northside Clark, 2709 N. 15th St. (Chandra Sekhar Vasireddy, Agent)
6/9/11	1035	The Blue Lite, 1029 N. 8th St. (Dean D. Dayton, Agent)
6/9/11	2742	8th Street Ale Haus, 1132 N. 8th St. (Randolph A. Oskey, Agent)
6/9/11	2581	South Side Clark, 1710 Indiana Ave. (Buddi Sagar Subedi, Agent)

6/9/11	1254	Petro Center #4 (Mobil), 2113 S. Business Dr. (Kristin A. Renzelmann, Agent)
6/9/11	1252	Peteks Tavern, 2702 S. 8th St. (Stanley J. Petek, Agent)
6/9/11	2502	Nine 21 Bar & Grill LLC, 1501 S. 8th St. (Anthony P. Bray, Agent)
6/9/11	2566	That Place on 8th I, 1532 S. 8th St. (Joseph M. Brost, Agent)
6/9/11	2772	Club Michigan I, 908 Michigan Ave. (Douglas C. Altmeyer, Agent)
6/9/11	2030	The Speakeasy, 1002 Michigan Ave. (Jason Allyn Violetta, Agent)
8/10/11	2789	Poseidons, 434 Pennsylvania Ave. (Cory L. Kramer, Agent)
8/10 & 11/29/11	2301	Mojo, 1235 Pennsylvania Ave. (Joseph P. Bonelli, Agent)
11/29/11	8485	Medina, Eric (Mojo)
8/10 & 12/2/11	1260	The Cove, 1235 Indiana Ave. (Candace I. Teetzen, Agent)
12/2/11	2528	Behnke, Pamela M. (The Cove)
8/10/11	2381	Bourbon Street Pub & Grill, 1536 Indiana Ave. (Penny A. Hinz, Agent)
8/10 & 11/17/11	2774	Union Ave. Tap, 1401 Union Ave. (Kevin R. Fetterer, Agent)
11/17/11	7020	Dawson, Elizabeth M. (Union Ave. Tap)
8/10 & 11/17/11	1699	On The House, 1153 High Ave. (Erin M. Hutton, Agent)
11/17/11	5716	Kaker, Justine M. (On The House)
11/17/11	1234	* Muellers Bar, 1501 Union Ave. (Randal L. Mueller, Agent)
11/18/11	1253	Petro Center #1, 1208 Union Ave. (Kristin A. Renzelmann, Agent)
11/18/11	6987	Siegl, Kelly L. (Petro Center #1)
11/18/11	2606	* Citgo, 610 S. 14th St. (Puswinder Singh Gill, Agent)
11/29/11	1092	** Diamond Daves Taco Co., 3347 Kohler Memorial Dr. (Carolyn J. Mlsna-Hietala, Agent) NOTE: Ms. Mlsna-Hietala also was the bartender on 11/29/11
11/29/11	1795	Luigis Italian Restaurant, 2910 Kohler Memorial Dr. (Maria L. Vitale, Agent)
11/29/11	6198	Hagerman, Ashley E. (Luigis Italian Restaurant)
11/29/11	2245	* Thai Café Restaurant, 1227 N. 14th St. (Wongjan Manyvanh, Agent)
11/29/11	1912	* Brisco County Wood Grill, 539 Riverfront Dr. (William J. Dawson, Agent)
11/29/11	2593	Classics, 2123 N. 15th St. (Dennis O. Doyle, Agent)
11/29/11	4235	Altmann, Donna M. (Classics)
12/2/11	2207	The Silver Fern, 2538 N. 15th St. (Eric R. Kriete, Agent)
12/2/11	6414	Babler, Elizabeth M. (The Silver Fern)
12/2/11	2123	** CJ's Shipwrecked, 902 Indiana Ave. (Catherine E. Schnur, Agent) NOTE: Ms. Schnur also was the bartender on 12/2/11
12/2/11	1397	Tappers Bar & Grill, 1702 S. 17th St. (Christine A. Dietrich, Agent)
12/2/11	6578	Jauregui, Don T. (Tappers Bar & Grill)
12/2/11	1199	Lakeshore Lanes, 2519 S. Business Dr. (William J. Hilbert, Agent)
12/2/11	8372	Roerdink, Lisa A. (Lakeshore Lanes)
12/2/11	2693	Beans on 12th, 1823 N. 12th St. (James J. Butzen, Agent)
12/2/11	8203	Koenig, Jennifer L. (Beans on 12th)
12/2/11	2850	* N Z's Bar & Grill, 1022 Michigan Ave. (Jason J. Neels, Agent)
12/2/11	1040	Brennans on Michigan, 1101 Michigan Ave. (Thomas M. Brennan, Agent)
12/2/11	5027	DePagter, Jeffrey J. (Brennans on Michigan)
12/2/11	1511	Dennys Bar, 2140 Calumet Dr. (Dennis J. Reineking, Agent)
12/2/11	1781	Lukonen, Kathryn (Dennys Bar)
12/2/11	2849	Hops Haven, 1327 N. 14th St. (Dennis John Altmeyer, Agent)
12/2/11	2970	Vreeke, Marianne (Hops Haven)

* Person who sold the alcohol did not have a license

** Agent was the one who sold the alcohol.

Ald. Versey made a motion to adjourn. Ald. Hammen seconded the motion. **All ayes; motion approved.**

There being no further business to come before the committee, the meeting was adjourned at 5:50 p.m.

The next committee meeting is scheduled to be held on December 22, 2011 at 5:00 p.m. in the Common Council Chambers located at City Hall, 828 Center Avenue.