

MINUTES
COMMITTEE ON LAW & LICENSING

December 22, 2011 - 5:00 p.m.
Common Council Chambers, City Hall

Members Present: Chairperson Ald. Jodi VanderWeele, Vice Chairperson Ald. Julie Kath, Ald. Joel Hammen
Absent: Ald. Fred Boeldt, Ald. Scott Versey
Others in Attendance: Assistant City Attorney Charles Adams, Lt. Scott Mittelstadt, Sgt. Kurt Zempel, Mandy L. Grube, Mercedes T. Sprengel, Ashley J. Koeser, Timothy J. Pitsch, Crystal P. Watson-Schramm, Teresa L. Gierke, Joe Jantz

Chairperson VanderWeele called the meeting to order at 5:01 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 December 8, 2011 was made by Ald. Hammen and seconded by Ald. Kath. **All ayes; motion approved.**

R.O. No. 259-11-12 (15-56) – Various License Applications: Bev. Op. Lic. App. Nos. 9375 (Mandy L. Grube), 9374 (Mercedes T. Sprengel)

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

Mandy L. Grube appeared before the committee to discuss her application. After discussion of her record and her failure to include violations on her application, Ald. Hammen moved, seconded by Ald. Kath, 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.**

Mercedes T. Sprengel appeared before the committee to discuss her application. After discussion of her record and her failure to include violations on her application, Ald. Kath moved, seconded by Ald. Hammen, to deny the license application based upon her failure to accurately reveal all relevant convictions on her application, her record of violations related to the licensed activity, and her record as a habitual law violator. **All ayes; motion approved.**

R.O. No. 283-11-12 (16-47) – Various License Applications: Bev. Op. Lic. App. No. 9384 (Robert A. Macedo)

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. Kath, to deny the license application based upon Mr. Macedo'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. 295-11-12 (17-42) – Various License Applications: Bev. Op. Lic. App. Nos. 9404 (Ashley J. Kooser), 5192 (Timothy J. Pitsch), 9401 (Crystal P. Watson-Schramm); Taxicab Op. Lic. App No. 9396 (Marcial Martinez-Gomez); Pawn Broker Lic. App. No. 2874-S & T's Pawn & Retail Shop (Teresa L. Gierke, Agent)

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

Ashley J. Kooser 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. 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.**

Timothy J. Pitsch 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. 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.**

Crystal P. Watson-Schramm appeared before the committee to discuss her application. After discussion of her record, Ald. Kath moved, seconded by Ald. Hammen, to grant the license with a warning to avoid future law violations. **Two ayes and one nay (Ald. VanderWeele); motion approved.**

Marcial Martinez-Gomez failed to appear before the committee, but the City Clerk's Office indicates that Mr. Martinez-Gomez has withdrawn his application. Ald. Hammen moved, seconded by Ald. Kath, to accept the withdrawal and file the application. **All ayes; motion approved.**

Teresa L. Gierke appeared before the committee to discuss her application. Sgt. Kurt Zempel asked Ms. Gierke questions regarding her business plans, employees, and business partners. Ms. Gierke indicated that she will meet with Sgt. Zempel to discuss this matter in detail. Ald. Hammen moved, seconded by Ald. Kath, to hold this pawnbroker license application until the January 5th meeting. **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. Hammen 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.**

Gen. Ord. No. 60-11-12 (18-38)

An ordinance repealing and recreating Section 2-842 of the Sheboygan Municipal Code relating to retention/disposition of city records.

ACA Adams explained to the committee that this ordinance adopts the records retention schedule which was approved by the State of Wisconsin Public Records Board on December 6, 2011. Ald.

Kath moved, seconded by Ald. Hammen, to approve the proposed ordinance and submit it to the common council with a favorable recommendation. **All ayes; motion approved.**

R.O. No. 318-11-12 (18-42) – Various License Applications

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

Ald. Hammen moved, seconded by Ald. Kath, to approve the change of premise application of Alc. Bev. Lic. No. 2711 (Anglers Avenue) contingent upon them receiving the proper encroachment agreements for the portion of the property encroaching on City right-of-way, and contingent upon receiving any necessary permission through zoning for the outdoor patios. **All ayes; motion approved.**

Ald. Kath moved, seconded by Ald. Hammen, to call in Bev. Op. Lic. App. No. 9410 (Cynthia D. Christman) to discuss her application with the committee. **All ayes; motion approved.**

Ald. Hammen moved, seconded by Ald. VanderWeele, to grant a license with a warning, contingent upon the application being corrected, to Bev. Op. Lic. App. No. 9408 (Andrew J. Langland). **All ayes; motion approved.**

Ald. Hammen moved, seconded by Ald. Kath, to call in Bev. Op. Lic. App. No. 9414 (Brian J. Smith) to discuss his application with the committee. **All ayes; motion approved.**

Ald. Hammen moved, seconded by Ald. Kath, to call in Taxicab Op. Lic. App. No. 8316 (Nassar F. Jaber) to discuss his application with the committee. **All ayes; motion approved.**

Ald. Hammen moved, seconded by Ald. Kath, to grant a license with a warning, contingent upon the application being corrected, to Taxicab Op. Lic. App. No. 9411 (Roxanna M. Ramirez). **All ayes; motion approved.**

Ald. Hammen moved, seconded by Ald. Kath, to call in Taxicab Op. Lic. App. No. 9412 (Ricky J. Skarvan, Jr.) to discuss his application with the committee. **All ayes; motion approved.**

Ald. Hammen moved, seconded by Ald. Kath, to call in Taxicab Op. Lic. App. No. 7124 (William C. Skirvin) to discuss his application with the committee. **All ayes; motion approved.**

Ald. Hammen moved, seconded by Ald. Kath, to call in Taxicab Op. Lic. App. No. 9407 (Benjamin J. Zastrow) to discuss his application with the committee. **All ayes; motion approved.**

Ald. Kath moved, seconded by Ald. Hammen, 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 calling-in Alc. Bev. Lic. No. 2704-El Gallo Giro (Efren Martinez, Agent) for being in violation of the city's continuation of business ordinance

ACA Adams informed the committee that El Gallo Giro had never picked up or activated their license and as of January 1, 2012 will be in violation of the continuation of business ordinance. Ald. Hammen moved, seconded by Ald. Kath, to call in Alc. Bev. Lic. No. 2704-El Gallo Giro (Efren Martinez, Agent) to discuss the matter with the committee. **All ayes; motion approved.**

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

ACA Adams and Lt. Mittelstadt indicated that they had no such violations to report.

Discussion regarding how to handle the large number of law violation call-ins on January 5th and January 12th

The businesses with multiple violations will be called in to the January 5, 2012 meeting. A special meeting will be held on January 12, 2012 at which time businesses and bartenders with a single violation will be called in in groups of seven each half hour starting at 9:00 a.m.

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

There being no further business to come before the committee, the meeting was adjourned at 5:48 p.m.

The next committee meeting is scheduled to be held on January 5, 2012 at 5:00 p.m. in the Common Council Chambers located at City Hall, 828 Center Avenue.