



City of Racine Meeting Minutes

City Hall
730 Washington Ave.
Racine, WI 53403
www.cityofracine.org

Public Safety and Licensing Committee

*Chairman Q.A. Shakoor, II, Vice Chair Gregory Holding
Alderman David L. Maack, Alderman Jim Kaplan, Alderman Robert Mozol*

Monday, May 7, 2007

5:00 PM

City Hall, Room 205

Call To Order

PRESENT: 5 - Q.A. Shakoor II, Gregory Holding, David L. Maack, Jim Kaplan and Robert Mozol

Approval of Minutes for the April 23, 2007 Meeting.

Minutes of the previous meeting were approved as printed on motion of Alderman Holding.

to Approve the Minutes

Public Comments

*Fritz Cape
Cherri Cape
David Namowicz
Kim Cole
Charlotte Wells*

1. [07-0531](#) **Subject:** Communication from the Purchasing Agent submitting bid results on Official Notice #7, Five Thermal Imaging Cameras For The Racine Fire Department.

Recommendation of the Public Safety & Licensing Committee on

5-7-07: That official notice #7 be awarded to 5 Alarm Fire and Safety, LLC, at their bid price of \$39,122.50, they being the lowest responsible bidder.

Further recommend the item be referred to Finance & Personnel.

Chief Hansen appeared and informed the committee that this is the final purchase and funds were donated in the amount of \$26,000.

Recommended For Approval

2. [07-0542](#) **Subject:** Communication from the Purchasing Agent submitting bid results on Official Notice #6, One (1) 64,000 GVW Truck Chassis with Log Loader.

Recommendation of the Public Safety & Licensing Committee on

5-7-07: That official notice #6, One (1) 64,000 GVW Truck Chassis with Log Loader be awarded to Badger Truck Center at their bid price of

\$129,373.00, they being the lowest responsible bidder.

Donnie Snow appeared and informed the committee that there were 3 competitive bids and the lowest bidder was Badger Truck Center and they had also given the highest trade-in amount.

Recommended For Approval

3. [07-0187](#)

Subject: Request of the Committee for the appearance of WLS, Wild Bill, Inc. (Chief's), William Sorenson, Agent, for 1641 Douglas Avenue, who had a clerk that sold alcohol to an underage volunteer on November 19, 2006.

Recommendation of the Public Safety & Licensing Committee of

02-26-07: That the item be deferred until the matter has been adjudicated in court.

Recommendation of the Public Safety & Licensing Committee of

04-23-07: That the item be deferred until the May 7, 2007 meeting.

Recommendation of the Public Safety & Licensing Committee on

5-7-07: That the Request of the Committee for the appearance of WLS, Wild Bill, Inc. (Chief's), William Sorenson, Agent, for 1641 Douglas Avenue, who had a clerk that sold alcohol to an underage volunteer on November 19, 2006 be received and filed.

Fiscal Note: N/A

William Sorenson appeared and informed the committee that the incident of November 19, 2006 was reduced to 2 counts of Disorderly Conduct in the amount of \$109 each if paid by June 15, 2007.

Received and Filed

4. [07-0482](#)

Subject: Request of the Committee for the appearance of the Mr. Kool's Sports Bar, James O. Oliver, Agent, 1330 Washington Avenue, for incidents that appeared on the February 18, 2007-March 31, 2007 Licensed Premise Report.

Recommendation of the Public Safety & Licensing Committee of

04-23-07: That the item be deferred until the May 7, 2007 meeting.

Recommendation of the Public Safety & Licensing Committee on

5-7-07: That the Request of the Committee for the appearance of the Mr. Kool's Sports Bar, James O. Oliver, Agent, 1330 Washington Avenue, for incidents that appeared on the February 18, 2007-March 31, 2007 Licensed Premise Report be referred to the City Attorney and Sustainable Neighborhood Listening Committee for an open forum, to discuss numerous problems at the establishment, along with addressing the hours

of operation, dress code, and the hiring of an off duty police officer or private security.

Fiscal Note: N/A

James O. Oliver and Atty. Swanson appeared and informed the committee that at no time were any weapons inside the bar due to an airport style security detector. Also, there are 8 digital security cameras 5 on inside and 3 on the outside connected to a home computer. The video from the bar was used to supply the officers with the offenders. Mr. Oliver stated he has changed his closing hours on the weekend to 1:30 a.m. and that an electronic wire device has been provided for the fire exit door.

Motion made by Alderman Holding that the matter be referred to a due process. Motion failed by lack of a second.

Motion made by Alderman Maack that the item be referred to the City Attorney to draft a resolution agreement with the business owner related to the on-going problems.

Motion passed by the following voice vote:

Ayes: Maack, Kaplan, Mozol

Noes: Holding

Non-voting - Alderman Q. A. Shakoor

Deferred

5. [07-0483](#)

Subject: Request of the Committee for the appearance of Lauro Davalos, La Tapatia, 1951 Mead Street, for incidents that appeared on the February 18 - March 31, 2007 Licensed Premise Report.

Recommendation of the Public Safety & Licensing Committee of 04-23-07: That the item be deferred until the May 7, 2007 meeting.

Recommendation of the Public Safety & Licensing Committee on 5-7-07: Request of the Committee for the appearance of Lauro Davalos, La Tapatia, 1951 Mead Street, for incidents that appeared on the February 18 - March 31, 2007 Licensed Premise Report be referred to the City Attorney to draft an agreement stating this will not happen again

Fiscal Note: N/A

Lauro Davalos, owner and daughter Ericka Davalos appeared and informed the committee he never sold any alcohol on March 7, 2007 to minors. Mr. Davalos informed officers a 40oz. bottle and a couple of single cans were missing from the cooler but could not explain why they were missing.

Motion made by Alderman Holding that the item be referred to the City Attorney to draft a resolution agreement with the business owner.

Deferred

6. [07-0539](#) **Subject:** Request of the Committee for the appearance of MJ Petroleum, Mr. Mian, Agent, 1100 6th St., for an incident of an underage sale in November, 2006.

Recommendation of the Public Safety & Licensing Committee on

5-7-07: The request of the Committee for the appearance of MJ Petroleum, Mr. Mian, Agent, 1100 6th St., for an incident of an underage sale in November, 2006 be referred to the City Attorney to draft an agreement for resolution related to this matter.

Fiscal Note: N/A

Mr. Saed Mian appeared and informed the committee his brother Jalil Mian is the agent of the establishment and is currently out of the country.

Motion made by Alderman Holding that the item be referred to the City Attorney to draft an agreement.

Fiscal Note: N/A

Deferred

7. [07-0508](#) **Subject:** Request of the Committee for the appearance of Christopher G. Nikolaus, Jr., regarding his application for an Operator's (Bartender's) License.

Recommendation of the Public Safety & Licensing Committee of

04-23-07:

That the license be denied.

Recommendation of the Public Safety & Licensing Committee on

5-7-07: That the request of the Committee for the appearance of Christopher G. Nikolaus, Jr., regarding his application for an Operator's (Bartender's) License be denied.

Fiscal Note: N/A

Christopher G. Nikolaus, Jr. appeared and expressed to the committee that he is seeking employment and his choices are limited due to not possessing a high school diploma.

Alderman Holding made a motion to approve the operator's license. Motion failed by lack of a second.

Alderman Kaplan made a motion to deny the operator's license.

Motion passed by the following voice vote:

Ayes: Maack, Kaplan, Mozol

Noes: *Helding*

Non-voting- *Alderman Q.A. Shakoor*

Recommended For Denial

8. [07-0513](#) **Subject: (NEW)** Application of Iyad M. Alabed, Agent, for a "Class A" Retail Fermented Malt Beverage and Intoxicating Liquor License for 1711 N. Main Street. (4th District)

Recommendation of the Public Safety & Licensing Committee on

5-7-07: That the application of Iyad M. Alabed, Agent, for a "Class A" Retail Fermented Malt Beverage and Intoxicating Liquor License for 1711 N. Main Street be granted with the following provision:

1. That there will be no individual/single container sales of beer.

Fiscal Note: N/A

Mr. Iyad M. Alabed appeared and informed the committee he has been in the grocery business since he was 16 working with his family. Mr. Alabed stated his hours of operation are Monday-Saturday 10 a.m. - 6 p.m. and Sunday 10 a.m. - 6 p.m.

Alderman Maack made a motion to approve the license with the following stipulation:

1. *There will be no individual/single container sales of beer.*

Motion passed by the following voice vote:

Ayes: Maack, Helding, Kaplan

Noes: Mozol

Non-voting - Alderman Q.A. Shakoor

Recommended For Approval

9. [07-0528](#) **Subject: (New)** Application of Robert J. Kohel, Agent, Russ's Tap, for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License, for 2203 DeKoven Avenue. (2nd District)

Recommendation of the Public Safety & Licensing Committee on

5-7-07: That the application of Robert J. Kohel, Agent, Russ's Tap, for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License, for 2203 DeKoven Avenue be deferred until a solid business plan is submitted.

Fiscal Note: N/A

Robert J. Kohel appeared and informed the committee he was the manager for the past seventeen years. He stated there will be no changes to the daily operation of the

business or renovations.

Alderman Maack made a motion to defer the item until a solid business plan is submitted.

Deferred

10. [07-0536](#) **Subject: (New)** Application of Troy Shesler for a Class "B" Retail Fermented Malt Beverage License for 1600 Douglas Avenue (4th District)

Recommendation of the Public Safety & Licensing Committee on

5-7-07: That the application of Troy Shesler for a Class "B" Retail Fermented Malt Beverage License for 1600 Douglas Avenue be received and filed.

Fiscal Note: N/A

Troy Shesler appeared and informed the committee he will be leasing the building and the establishment would be predominately a restaurant and beer would also be served.

The committee decided due to Mr. Shesler's ineligibility because of felony convictions, the application be received and filed per State Statue Chapter 125.

Recommended to be Received and Filed

11. [07-0538](#) **Subject: (New)** Application of Mack's Sport Bar, Mack L. Mitchell, Agent for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 223 Sixth Street. (1st District)

Recommendation of the Public Safety & Licensing Committee on

5-7-07: That the application of Mack's Sport Bar, Mack L. Mitchell, Agent for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 223 Sixth Street license be denied, due to the high concentration of existing licenses already in the area.

Motion passed by the following voice vote:

Ayes: Maack, Holding, Kaplan

Noes: Mozol

Non-voting - Alderman Q.A. Shakoor

Fiscal Note: N/A

Mack L. Mitchell appeared and informed the committee he was interested in opening an upscale type of establishment that would include jazz music.

Alderman Coe spoke supporting granting of the license.

Alderman Shakoor informed the committee that he received a letter listing several businesses in the area opposing granting of the license.

Recommended For Denial

12. [07-0530](#) **Subject:** Communication from the Alderman of the 11th District requesting adoption of an ordinance relating to residency restrictions of sex offenders within the City of Racine.

Recommendation of the Public Safety & Licensing Committee on

5-7-07: That the Communication from the Alderman of the 11th District requesting adoption of an ordinance relating to residency restrictions of sex offenders within the City of Racine be deferred until the July meeting.

Fiscal Note: N/A

Attorney Weber spoke and informed the committee he thought it would be a good idea to have someone from the State Department of Corrections come in and speak to the committee before an ordinance is created.

Motion made by Alderman Holding that this item be deferred until the July meeting after the renewal of license applications process is complete.

Deferred

13. [07-0537](#) **Subject:** Communication from the Alderman of the 11th District requesting to discuss procedures for alcohol and tobacco license renewals on establishments that are delinquent or that are non-compliant with orders and permits.

Recommendation of the Public Safety & Licensing Committee on

5-7-07: That the Communication from the Alderman of the 11th District requesting to discuss procedures for alcohol and tobacco license renewals on establishments that are delinquent or that are non-compliant with orders and permits be received and filed.

Fiscal Note: N/A

Alderman Holding stated he learned in conversation with several departments that delinquent invoices are still outstanding for several businesses. He informed the committee after further checking, the majority of departments already have a procedure in process to deal with businesses that are non-compliant.

Received and Filed

14. [07-0552](#) **Subject: (Direct Referral)** Applications for Operator's (Bartender's) Licenses.

Recommendation of the Public Safety & Licensing Committee on

5-7-07: That the Operator's (Bartender's) Licenses be granted.

Fiscal Note: N/A

Granted

Adjournment

The meeting was adjourned at 7:17p.m. by Alderman Maack. The next scheduled meeting is May 21, 2007.