



City of Racine

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

Meeting Minutes - Final Public Safety and Licensing Committee

Chairman Aron Wisneski, Alderman David Maack, Alderman Jim Kaplan, Alderman Robert Mozol, Alderman Sandy Weidner

Monday, November 9, 2009

5:00 PM

City Hall, Room 205

Call To Order

PRESENT: 5 - Alderman Wisneski, Jim Kaplan, Robert Mozol, David L. Maack and Sandy Weidner

Approval of Minutes for the October 26, 2009 Meeting.

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

09-4346

Subject: Communication from the Fire Chief requesting permission to apply for and accept a 2009 Urban Area Security Initiative Grant in the amount of \$45,000 for establishing a communications equipment cache in Racine County. The Racine Fire Department will be the host agency for this grant. There is no grant match required. Grant Control Number 2009-073.

Recommendation of the Finance & Personnel Committee on

11-09-09: Permission be granted for the Fire Chief to apply for a 2009 Urban Area Security Initiative Grant in the amount of \$45,000 for establishing a communications equipment cache in Racine County. The Racine Fire Department will be the host agency for this grant. There is no grant match required. Grant Control Number 2009-073.

Recommendation of the Public Safety and Licensing Committee

on 11-09-09: That permission be granted for the Fire Chief to apply for a 2009 Urban Area Security Initiative Grant in the amount of \$45,000 for establishing a communications equipment cache in Racine County. The Racine Fire Department will be the host agency for this grant. There is no grant match required. Grant Control Number 2009-073.

Fiscal Note: No match is required. A separate communication for acceptance will be submitted if we are successful in obtaining the grant.

Recommended For Approval

09-4331

Subject: Communication from Shawn R. Olley seeking an exchange

of land between the Olle Brothers and the City of Racine. The City now uses Olle Brothers property to access the Dog Park.

Recommendation of the Public Safety and Licensing Committee

on 11-09-09: That the item be referred to the Parks, Recreation & Cultural Services Board for a recommendation and then returned to this committee.

Recommended For Further Consideration

09-4338

Subject: Communication from the Director of Parks, Recreation & Cultural Services requesting to enter into an agreement with Nielsen, Madsen & Barber SC to prepare plans and specifications for Root River canoe access.

Recommendation of the Public Safety and Licensing Committee

on 11-09-09: That the Director of Parks, Recreation & Cultural Services be granted permission to enter into an agreement with Nielsen, Madsen & Barber SC to prepare plans and specifications for Root River canoe access.

Fiscal Note: Funds are available in account 101-170-5610.

Mr. Snow appeared and informed the committee members this would be to add a canoe.

Recommended For Approval

09-4264

Subject: (New) The following application for a "Class C" & Class "B" Fermented Malt Beverage and Wine License for Peppermint, Thomas J. Holmes, Agent at 515 Sixth Street. (1st District)

Recommendation of the Public Safety and Licensing Committee

on 10-26-09: That the application for a "Class C" & Class "B" Fermented Malt Beverage and Wine License for Peppermint, Thomas J. Holmes, Agent at 515 Sixth Street be approved and the license be issued when the following stipulations have been met: Kitchen has passed inspections and is open, a signed lease with the building owner is presented to the clerks office, and the cameras are installed, working and inspected by a person designated from the City as Mr. Holmes stated on the questionnaire. Motion carried.

Recommendation of the Public Safety and Licensing Committee

on 11-09-09: That the application for a "Class C" & Class "B" Fermented Malt Beverage and Wine License for Peppermint, Thomas J. Holmes, Agent at 515 Sixth Street be granted with the following stipulations:

- lease for building be submitted to City Clerk's Office;

- adequate security for special events
- installation of cameras

Fiscal Note: N/A

Mr. Brad Jaeck spoke opposing the granting of the license.

Alderman Coe spoke on the license which was denied a couple of years ago at 6th & Wisconsin due to the fragility and density of the neighborhood. He stated that due to capacity limits, there could be up to 1,000 patrons in the area at one time when establishments are closing.

Pete Karas spoke in support. He stated a comedy/jazz club would bring business from out of town.

Mr. Holmes questioned the issuance of several licenses after the denial of the license at 6th & Wisconsin. He stated that if his license was denied, then there should be no more beer, wine or full liquor licenses approved in the downtown area if the area is fragile. He also informed committee members he would be using a DJ for special events and would have adequate security. They are anticipating opening around Christmas, and would only be serving food items such as pizza in the beginning. He stated in the summer, when income picked up they would look into expanding their kitchen.

Owner of building, Jim Spodick explained to committee members he has an offer to purchase and if the deal falls through he plans on leasing the building to Mr. Holmes.

Alderman Mozol made a motion to deny the license due to high concentration of other licenses in the area. Motion failed for lack of second.

Alderman Maack made a motion to grant the license with the following stipulations:
- lease for building; adequate security for special events and installation of cameras

Motion passed by the following vote:

AYES: Maack, Kaplan and Weidner

NOES: Mozol

NON-VOTING: Wisneski

Recommended For Approval

[09-4354](#)

Subject: (New) Application of The Place, LLC., O. Keith Fair, Agent for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License at 509 Sixth Street. (1st District)

Recommendation of the Public Safety and Licensing Committee on 11-09-09: That the application of The Place, LLC., O. Keith Fair, Agent for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License at 509 Sixth Street be granted.

Fiscal Note: N/A

Mr. Keith Fair appeared and informed committee members there would be no changes. He informed them they are continuing the remodeling process. He stated he is currently leasing with an option to purchase. His establishment will hold 50-60

patrons and they will cater to the older crowd. On special occasions he will periodically bring in a DJ and have dancing, but will furnish adequate security for those functions. He was asked to explain the "hooka" bar. He stated it is flavored tobacco smoked out of a special smoking instrument. Lease was submitted to City Clerk.

Recommended For Approval

[09-4371](#)

Subject: (Direct Referral) Request of the committee for the appearance of Pythaphone Khampane, Agent for Sticky Rice/Ginger's, 345 Main Street to discuss recent incidents involving patrons outside the establishment with open intoxicants.

**Recommendation of the Public Safety and Licensing Committee
on 11-09-09:** That the item be received and filed.

Fiscal Note: N/A

Mr. Khampane appeared and informed committee members that patrons are not leaving his establishment with open intoxicant. He stated he has the off duty police officer with him who was on duty the nights in question. Dan Small informed committee members that no patrons left the establishment with alcohol. When they went outside to smoke, he made them leave their alcoholic beverages inside the establishment. He also wanted committee members to be informed that they should look into who is actually writing the reports to DRC as there was an incident previous between the Metro Security and the establishment.

Received and Filed

[09-4217](#)

Subject: (Direct Referral) Communication from Alderman Robert Mozol requesting a discussion of recently expired Liquor License side agreements.

**Recommendation of the Public Safety and Licensing Committee
on 10-26-09:** That the City Attorney's office follow up sending a letter thanking the business for their cooperation at the end of the side agreements, and that this item be brought back on 11-09-09 with the business names of the recently expired agreements before letters are sent.

**Recommendation of the Public Safety and Licensing Committee
on 11-09-09:** That the item be received and filed.

Fiscal Note: N/A

City Attorney Weber stated he had already mailed the letters out to the business owners. Alderman Mozol questioned the date on the agreement for The Club and it will be checked into to make sure we have an updated/corrected agreement. City Clerk was asked to contact business owner and inform him of the error in the letter.

Received and Filed

[09-4366](#)

Subject: (Direct Referral) Communication from the Purchasing Agent

submitting the report of bids received on the sale of abandoned vehicles(November 3, 2009)

**Recommendation of the Public Safety and Licensing Committee
on 11-09-09:** That the item be received and filed.

Fiscal Note: This will generate \$3,757.01 in revenue.

Recommended to be Received and Filed

[09-4368](#)

Subject: (Direct Referral) Operator's (Bartender's) Applications for November 9, 2009

**Recommendation of the Public Safety and Licensing Committee
on 11-09-09:** That the Operator's (Bartender's) application be granted.

Fiscal Note: N/A

Granted

[09-4372](#)

Subject: (Direct Referral) Licensed Premise Report 10-21-09 to 11-4-09

**Recommendation of the Public Safety and Licensing Committee
on 11-09-09:** That the report be received and filed.

Fiscal Note: N/A

Received and Filed

PUBLIC COMMENT

Miscellaneous Business

Pete Karas informed the committee members of his concern with the Metro Security reporting correct information. He explained to them of an incident that took place and was reported by Metro Security as occurring outside his establishment.

Chairman Wisneski informed members he would like a communication entered to be discussed at the next meeting regarding applicants submitting lease agreements to City Clerk's Office when submitting in their applications.

Alderman Coe informed the committee he would like a communication entered regarding City Watch being used when any new applicant comes in to apply as he thinks residents should be informed at all times.

Adjournment

The meeting was adjourned at 6:25p.m.

