



# City of Racine Meeting Minutes

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

## License and Welfare Committee

*Chairman David L. Maack, Vice Chair Q.A. Shakoor, II,  
Alderman Sandy Weidner, Alderman Gregory Holding,  
Alderman Tim Hermes*

---

Monday, February 27, 2006

5:30 PM

Room 205 - City Hall

---

### Call To Order

**PRESENT:** 4 - David L. Maack, Sandy Weidner, Gregory Holding and Tim Hermes

**EXCUSED:** 1 - Q.A. Shakoor II

### Approval of Minutes for the February 13, 2006 meeting.

to Approve the Minutes

1. [06-1568](#) **Subject:** Communication from the Chief of Police requesting to accept the 2006 Department of Transportation Bicycle Safety Enforcement grant (grant control #2006-006). The grant is in the amount of \$4,000 with a 25% soft match (\$1,000).

(Referred to the Finance & Personnel Committee and to the License & Welfare Committee)

**Recommendation of the Finance & Personnel Committee:** That the Mayor and City Clerk be authorized and directed to enter into an agreement for the 2006 Department of Transportation Bicycle Safety Enforcement grant, Grant Control No. 2006-006, in the amount of \$4,000.

Fiscal Note: A 25% soft match in the amount of \$1,000 required on the part of the City.

**Recommendation of the License and Welfare Committee:** That the Chief of Police be granted permission to apply for and accept the 2006 Department of Transportation Bicycle Safety Enforcement grant (grant control #2006-006).

**Attachments:** Scan-17-Feb-2006:10:00:23

*Chief Spenner appeared and stated the grant would be to enhance the bicycle safety program. Chief Spenner also stated the Finance and Personnel Committee approved his applying for and accepting the grant.*

**Recommended For Approval**

2.     [06-1560](#)     **Subject:** Communication from the Chief of Police requesting permission to apply for the 2006 Department of Transportation Bicycle Safety Enforcement grant (grant control #2006-006). The grant is in the amount of \$4,000 with a 25% soft match (\$1,000).

(Referred to Finance and Personnel Committee and to the License and Welfare Committee)

**Recommendation of Finance & Personnel Committee:** That the Chief of Police granted permission to apply for the 2006 Department of Transportation Bicycle Safety Enforcement grant, Grant Control No. 2006-006, in the amount of \$4,000.

**Fiscal Note:** A 25% soft match in the amount of \$1,000 required on the part of the City.

**Recommendation of the License and Welfare Committee:** The Chief of Police be granted permission to apply for and accept the 2006 Department of Transportation Bicycle Safety Enforcement grant (grant control #2006-006).

**Attachments:** Scan-16-Feb-2006:01:11:58

*Chief Spenner appeared and stated the grant would be to enhance the bicycle safety program. Chief Spenner also stated the Finance and Personnel Committee approved his applying for and accepting the grant.*

**Recommended For Approval**

3.     [06-1558](#)     **Subject:** Communication from the Chief of Police requesting permission to apply for the Wisconsin Department of Transportation 2006 Alcohol Enforcement Mobilization grant (grant control # 2006-004). The grant amount is \$20,000 with a 25% soft match (\$5,000).

(Referred to Finance and Personnel Committee and to the License & Welfare Committee)

**Recommendation:** The Committee recommends that the Chief of Police granted permission to apply for the Wisconsin Department of Transportation 2006 Alcohol Enforcement Mobilization grant, Grant Control No. 2006-004, in the amount of \$20,000.

**Fiscal Note:** A 25% soft match of \$5,000 is required on the part of the City.

**Recommendation of the License and Welfare Committee:** The Chief of Police be granted permission to apply for and accept the Wisconsin Department of Transportation 2006 Alcohol Enforcement Mobilization grant (grant control #2006-004).

**Attachments:** [Scan-16-Feb-2006:11:49:52](#)

*Chief Spenner appeared and stated the grant would be used for extra holiday patrols. Chief Spenner also stated the Finance and Personnel Committee approved his applying for and accepting the grant.*

**Recommended For Approval**

4. [06-1566](#) **Subject:** Communication from the Chief of Police requesting permission to accept the Wisconsin Department of Transportation 2006 Alcohol Enforcement Mobilization grant (grant control #2006-004). The grant is in the amount of \$20,000, with a 25% soft match (\$5,000).

(Referred to Finance and Personnel and to the License and Welfare Committee)

**Recommendation of the Finance & Personnel Committee:** That the Mayor and City Clerk be authorized and directed to enter into an agreement with the Wisconsin Department of Transportation for the 2006 Alcohol Enforcement Mobilization grant, Grant Control No. 2006-004, in the amount of \$20,000.

Fiscal Note: A 25% soft match in the amount of \$5,000 required on the part of the City.

**Recommendation of the License and Welfare Committee:** The Chief of Police be granted permission to apply for and accept the Wisconsin Department of Transportation 2006 Alcohol Enforcement Mobilization grant (grant control #2006-004).

**Attachments:** [Scan-17-Feb-2006:09:29:50](#)

*Chief Spenner appeared and stated the grant would be used for extra holiday patrols. Chief Spenner also stated the Finance and Personnel Committee approved his applying for and accepting the grant.*

**Recommended For Approval**

5. [06-1567](#) **Subject:** Communication from the Chief of Police requesting permission to accept the 2006 Department of Transportation Click-It or Ticket Mobilization grant (grant control #2006-005). The grant is in the amount of \$5,000, with a 25% soft match (\$1,250).

(Referred to Finance and Personnel Committee and to the License and Welfare Committee)

**Recommendation of the Finance and Personnel Committee:** That the Mayor and City Clerk be authorized and directed to enter into an agreement for the 2006 Department of Transportation Click-it or Ticket Mobilization grant, Grant Control No. 2006-005, in the amount of \$5,000.

**Fiscal Note:** 25% soft match in the amount of \$1,250 required on the part of the City.

**Recommendation of License and Welfare Committee:** The Chief of Police be granted permission to apply for and accept the 2006 Department of Transportation Click-It or Ticket Mobilization grant (grant control #2006-005).

**Attachments:** [Scan-17-Feb-2006:09:54:39](#)

*Chief Spenner appeared and stated the grant would be used to add patrols for seat belt checks. Chief Spenner also stated the Finance and Personnel Committee approved his applying for and accepting the grant.*

**Recommended For Approval**

6. [06-1620](#)

**Subject:** Communication from the Chief of Police requesting to apply for the 2006 Department of Transportation Click-it or Ticket Mobilization grant (Grant Control No. 2006-005).

(Referred to Finance and Personnel Committee and to the License and Welfare Committee)

**Recommendation of Finance and Personnel Committee:** That the Chief of Police granted permission to apply for the 2006 Department of Transportation Click-it or Ticket Mobilization grant, Grant Control No. 2006-005, in the amount of \$5,000.

**Fiscal Note:** 25% soft match in the amount of \$1,250 is required on the part of the City.

**Recommendation of License and Welfare Committee:** The Chief of Police be granted permission to apply for and accept the 2006 Department of Transportation Click-It or Ticket Mobilization grant (grant control #2006-005).

**Attachments:** Apply

*Chief Spenner appeared and stated the grant would be used to add patrols for seat belt*

checks. Chief Spenner also stated the Finance and Personnel Committee approved his applying for and accepting the grant.

**Recommended For Approval**

7. [06-1569](#) **Subject:** Communication from the Chief of Police requesting permission to accept the 2006 Department of Transportation Pedestrian Safety Enforcement grant (grant control #2006-007). The grant is in the amount of \$4,000, with a 25% soft match (\$1,000).

(Referred to Finance & Personnel Committee and to the License and Welfare Committee)

**Recommendation of the Finance & Personnel Committee:** That the Mayor and City Clerk be authorized and directed to enter into an agreement for the 2006 Department of Transportation Pedestrian Safety Enforcement grant, Grant Control No. 2006-007, in the amount of \$4,000.

Fiscal Note: A 25% soft match in the amount of \$1,000 required on the part of the City.

**Recommendation of the License and Welfare Committee:** Chief of Police be granted permission to apply for and accept the 2006 Department of Transportation Pedestrian Safety Enforcement grant (grant control #2006-007).

**Attachments:** Scan-17-Feb-2006:10:05:24

*Chief Spenner appeared and stated the grant would be used to add patrols during summer festivals and also at school zones. Chief Spenner also stated the Finance and Personnel Committee approved his applying for and accepting the grant.*

**A motion was made by Alderman Holding that this file be Recommended For Approval .**

8. [06-1561](#) **Subject:** Communication from the Chief of Police requesting permission to apply for the 2006 Department of Transportation Pedestrian Safety Enforcement grant (grant control #2006-007). The grant is in the amount of \$4,000 with a 25% soft match (\$1,000).

(Referred to Finance and Personnel Committee and to the License and Welfare Committee)

**Recommendation of Finance & Personnel Committee:** That the Chief of Police granted permission to apply for the 2006 Department of Transportation Pedestrian Safety Enforcement grant, Grant Control No. 2006-007, in the amount of \$4,000.

**Fiscal Note:** A 25% soft match in the amount of \$1,000 required on the part of the City.

**Recommendation of the License and Welfare Committee:** Chief of Police be granted permission to apply for and accept the 2006 Department of Transportation Pedestrian Safety Enforcement grant (grant control #2006-007).

**Attachments:** Scan-16-Feb-2006:01:27:31

*Chief Spenner appeared and stated the grant would be used to add patrols during summer festivals and also at school zones. Chief Spenner also stated the Finance and Personnel Committee approved his applying for and accepting the grant.*

**A motion was made by Alderman Holding that this file be Recommended For Approval .**

9. [06-1562](#)

**Subject:** Communication from the Chief of Police requesting permission to apply for the Wisconsin Department of Transportation 2006 Youth Alcohol Enforcement CARD grant (grant control #2006-008). The grant is in the amount of \$4,000-\$6,000 with a 25% soft match (\$1,000-\$1,500).

(Referred to Finance and Personnel Committee and to the License & Welfare Committee)

**Recommendation of the Finance & Personnel Committee:** That the Chief of Police granted permission to apply for the Wisconsin Department of Transportation 2006 Youth Alcohol Enforcement CARD grant, Grant Control No. 2006-008, in the amount of \$4,000 - \$6,000.

**Fiscal Note:** A 25% soft match in the amount of \$1,000 - \$1,500 required on the part of the City.

**Recommendation of the License and Welfare Committee:** The Chief of Police be granted permission to apply for and accept the Wisconsin Department of Transportation 2006 Youth Alcohol Enforcement CARD grant (grant control #2006-008).

**Attachments:** Scan-16-Feb-2006:01:34:16

**A motion was made by Alderman Hermes that this file be Recommended For Approval .**

10. [06-1571](#)

**Subject:** Communication from the Chief of Police requesting to accept the Wisconsin Department of Transportation 2006 Youth Alcohol Enforcement CARD grant (grant control #2006-008). The grant is in the amount of \$4,000 - \$6,000, with a 25% soft match (\$1,000 - \$1,500).

(Referred to Finance and Personnel Committee and to the License and Welfare Committee)

**Recommendation of the Finance & Personnel Committee:** That the Mayor and City Clerk be authorized and directed to enter into an agreement for the 2006 Youth Alcohol Enforcement CARD grant, Grant Control No. 2006-008, in the amount of \$4,000 - \$6000.

Fiscal Note: A 25% soft match in the amount of \$1,000 - 1,500 required on the part of the City.

**Recommendation of the License and Welfare Committee:** The Chief of Police be granted permission to apply for and accept the Wisconsin Department of Transportation 2006 Youth Alcohol Enforcement CARD grant (grant control #2006-008).

**Attachments:** Scan-17-Feb-2006:10:43:09

*Chief Spenner appeared and stated the grant would be used for surveillance and sting operations. Chief Spenner also stated the Finance and Personnel Committee approved his applying for and accepting the grant.*

**A motion was made by Alderman Hermes that this file be Recommended For Approval .**

11. [06-1492](#)

**Subject:** Application of Magic Dollar Plus LLC., Hussein Asad, Agent, for a Class "A" Retail Fermented Malt Beverage License for 1007 Washington Avenue. (1st District) **(Alderman of the 1st District included in reference)**

**Recommendation:** License be denied due to the high concentration of alcohol licenses and the fragility of the neighborhood.

**Attachments:** DOC060127classa

*Hussein Assad appeared regarding his application for a Class "A" Retail Fermented Malt Beverage License.*

*Alderman Maack reminded the committee this item was deferred from the last meeting at the request of Alderman Shakoor, II, so the committee members could have more time to look into this application. Since Alderman Shakoor, II, was excused from the meeting, Alderman Maack stated this item could be considered separately at the Council meeting for more discussion.*

*There was discussion among the committee members regarding the high concentration of alcohol licenses in the area and the fragility of the neighborhood.*

*Alderman Fair appeared and stated he didn't believe the area is fragile and wanted the committee to give him a written explanation on what constitutes a fragile neighborhood.*

*Alderman Fair said he believed Magic Dollar Plus, LLC., had the right to have the beer license so they could be competitive.*

*Captain Pavilonis stated that, although there are worse neighborhoods, the surrounding square mile of the business is considered a high crime and drug area.*

**A motion was made by Alderman Weidner that this file be Recommended For Denial .**

12. [06-1418B](#)

**Subject:** The request of the committee for the appearance of the following license holders for incidents on the report of the Racine County Sheriff's Department on a November - December 2005 cigarette sting operation under the WINS Program. (06-1418)

(a) Joey's on 6th - Joey's on 6th, LLC.  
Joseph Legath, Agent - 910 Sixth Street

(b) La Huasteca #2 Carniceria Y Grocery - Jesus Esqueda, owner  
1501 Dr. Martin Luther King Jr. Drive

(c) Dollar Plus - One Dollar Plus, LLC.  
Jawad Hamayel, Agent - 1508 State Street

(d) Lathrop Citgo - Angad Investment, LLC.  
Syed Hussain, Agent - 2500 Lathrop Avenue

**Recommendation:** Receive and file (a) and (b), defer (c) and (d) to the next License and Welfare Committee meeting on March 13, 2006.

*Joseph Legath appeared, along with Kelly Hanson, the bartender working the night of the sting. They explained the tobacco products are sold in a vending machine which is in plain view of the bar. They accepted responsibility and will make sure everyone wanting tobacco products is carded.*

*Jesus Esqueda appeared and stated he was not working the night of the sting. The worker's friend sold the tobacco product to a minor. He stated his clerks now card everyone who wants tobacco products.*

*Jawad Hamayel called the Clerk's Office informing them he could not attend this meeting. He would attend the next License and Welfare Committee meeting on March 13, 2006.*

*Syed Hussain did not appear. The committee is requesting he appear at the next License and Welfare meeting on March 13, 2006.*

*Alderman Maack explained to the business owners the importance of checking ID's and not selling to minors. He told them if they are caught selling to minors gain, they will be fined and could have their license suspended.*

*Alderman Maack also stated the Clerk's Office will find out about the We Card Program and give the information to the business owners who sell tobacco products.*

**A motion was made by Alderman Weidner that this file be Received and Filed .**



13. [06-1551](#) **Subject:** (Direct Referral) The application of Lynne M. Stricker for a Public Passenger Vehicle Driver's License. (Renewal)

**Recommendation:** License be granted.

**Attachments:** [DOC060221pp](#)

A motion was made by Alderman Weidner that this file be Recommended For Approval .

14. [06-1573](#) **Subject:** Application of Marcus Cinemas of WI, LLC. for a Movie Theater License at 5101 Washington Avenue (Westgate Cinema 5). (Renewal)

**Recommendation:** License be granted.

**Attachments:** DOC060218westgate

A motion was made by Alderman Hermes that this file be Recommended For Approval .

15. [06-1574](#) **Subject:** Application of Marcus Cinemas of WI, LLC. for a Movie Theater License at 5230 Durand Avenue (Regency Mall Cinemas). (Renewal)

**Recommendation:** License be granted.

**Attachments:** DOC060218westgateregency

A motion was made by Alderman Holding that this file be Recommended For Approval .

16. [06-1592](#) **Subject:** Status of due process hearing for Kohana Petro Mart, Kohana Singh, Agent - 1720 Douglas Avenue.

**Recommendation:** Proceed with due process hearing for Kohana Petro Mart.

*Alderman Maack explained City Attorney Wright couldn't attend the meeting due to illness, but had sent a letter to the committee from Attorney Ken Rusch giving an update on the due process hearing for Kohana Petro Mart. Attorney Rusch didn't think there was enough evidence for a due process hearing.*

*Alderman Maack stated the committee doesn't have to agree with the findings and can recommend proceeding with the due process hearing. He also explained the hearing wouldn't necessarily revoke the license, but could have it suspended for a period of time.*

*There was discussion among the committee members whether to defer this item to the next committee meeting so Attorney Wright could give them his opinion, and also about continuing with the due process hearing to gather more information.*

A motion was made by Alderman Holding that this file be Received and Filed .

17. [06-1586](#) **Subject:** Communication requesting that upon adoption of Ordinance 3-06 relating to the taxicab service, the License & Welfare Committee will be required to adopt procedures relating to taxicab licenses.

**Recommendation:** Adopt the committee policy implementing Ordinance 3-06.

**Attachments:** [DOC060221taxicab procedures](#)

*City Clerk Johnson-Martin stated she spoke with Attorney Wright and explained to the committee the ordinance and this policy give approval to the City to accept proposals for a new taxicab service. A request for proposal will go out and the City will negotiate with several prospective owners and not with just one person.*

**A motion was made by Alderman Weidner that this file be Recommended For Approval .**

18. [06-1545](#) **Subject:** (Direct Referral) Report of the sale of abandoned vehicles for February 13, 2006.

**Recommendation:** Receive and file.

**Attachments:** DOC060215sale abandoned veh

**A motion was made by Alderman Holding that this file be Recommended to be Received and Filed .**

19. [06-1581](#) **Subject:** January - February, 2006, License Premise Report.

**Recommendation:** Receive and file.

**Attachments:** DOC060221pdrpt

*Captain Pavilonis went over the report with the committee. He explained that currently one officer is working as part-time security on the outside of Las Palomas. Chief Spenner adopted a policy that, for security reasons, two part-time officers will now be working security outside. Captain Pavilonis also stated Attorney Rusch said the due process hearing for Las Palomas should start in the middle of March.*

*Regarding incidents at Shockers, Captain Pavilonis felt the problems at Las Palomas are not feeding to other bars in the area.*

*Alderman Weidner asked Captain Pavilonis to bring the information regarding Shockers to the next License and Welfare Committee meeting.*

**A motion was made by Alderman Weidner that this file be Received and Filed .**

20. [06-1582](#) **Subject:** Applications for Operator's (Bartender's) Licenses.

**Recommendation:** Grant licenses.

**Attachments:** DOC060221license welfare

A motion was made by Alderman Weidner that this file be Granted .

**If you are disabled and have accessibility needs or need information interpreted for you, please contact the City Clerk's Office, 636-9171, at least 48 hours prior to this meeting.**