



# City of Racine Meeting Minutes

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

## Public Safety and Licensing Committee

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Monday, January 22, 2007

5:00 PM

City Hall, Room 205

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### Call To Order

*Alderman Maack called the meeting to order at 5:00 P.M.*

**PRESENT:** 5 - David L. Maack, Q.A. Shakoor II, Gregory Holding, Tim Hermes and Jim Kaplan

### Approval of Minutes for the January 8, 2007 Meeting.

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

### Public Comment

*There were no public comments.*

1. [07-0007](#) **Subject:** Request of the Director of Parks, Recreation & Cultural Services to enter into an agreement with Southport Consulting to prepare plans and specifications for HVAC Upgrades at Dr. Bryant Community Center.

**Recommendation of the Public Safety and Licensing Committee of 01-22-07:** That the Director of Parks, Recreation & Cultural Services be allowed to enter into an agreement with Southport Consulting to prepare plans and specifications for HVAC Upgrades at Dr. Bryant Community Center.

**Fiscal Note:** The cost not to exceed \$1,500.00

*Donnie Snow appeared and informed the Committee that some of the work had been done, but was not complete.*

**Recommended For Approval**

2. [07-0008](#) **Subject:** Communication from Police Chief Wahlen, requesting to enter into an agreement with Racine County Sheriff's Department for ongoing conditional use of the Racine County Robert L. Rohner Training Facility.

### **Recommendation of the Finance & Personnel Committee on**

**01-22-07:** Permission granted for the Chief of Police to enter into an agreement with Racine County Sheriff's Department for the Racine Police Department's ongoing conditional use of the Racine County Robert L. Rohner Training Facility, 3900 7 Mile Road, Caledonia, Wisconsin.

**Recommendation of the Public Safety and Licensing Committee of 01-22-07:** That permission be granted for the Chief of Police to enter into

an agreement with Racine County Sheriff's Department for the Racine Police Department's ongoing conditional use of the Racine County Robert L. Rohner Training Facility, 3900 7 Mile Road, Caledonia, Wisconsin.

**Fiscal Note:** There will be no rental fee or lease requirement for use of the facility.

*Deputy Chief Hurley appeared and informed the Committee there are no fees or lease agreement for the use of this facility.*

**Recommended For Approval**

3. [06-2998](#)

**Subject:** Communication from the Alderman of the 6th District along with the Fourth Fest Committee, requesting to ban the use & sale of silly string on the parade route on the 4th of July, and that pedestrian traffic be limited to parade participants.

**Recommendation of the Public Safety & Licensing Committee of**

**01-08-07:** That the item be deferred until the January 22, 2007 meeting.

**Recommendation of the Public Safety & Licensing Committee of**

**01-22-07:** That the item be received and filed.

**Fiscal Note:** N/A

*Alderman Weidner appeared and informed the Committee about the importance of enforcing the ordinance in regards to the use of silly string on the 4th of July parade route. She is concerned about pedestrian traffic along the parade route and the way it disrupts the parade.*

*Addie Grimal, Fourth Fest Committee, appeared and informed the Committee a lot of time and effort is invested into the parade. She stated it is not appropriate for children to throw silly string during the parade, because it gets on the participant's costumes and can not be removed. She also stated if the Police Department could assist with pedestrian traffic along the parade route, it would be greatly appreciated.*

*The City Clerk informed the Committee we do not have the authority to ban vendor items, but we could add to the application a notice informing vendors silly string may not be used on the parade route.*

*Deputy Chief Hurley stated he will have roaming officers on duty that will assist in pedestrian traffic, and also with enforcing the ordinance on the use silly string on the parade route.*

**Received and Filed**

4. [07-0034](#)

**Subject: (New)** Application of Sticky Rice, LLC, Pytaphone Khampane, Agent, for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 522 Sixth Street. (1st District)

**Recommendation of the Public Safety & Licensing Committee of**

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**01-22-07:** That the license be granted.

**Fiscal Note:** N/A

*Pytaphone Khampane appeared and informed the Committee eventually there will be a coffee shop and grocery store on the lower level.*

**Recommended For Approval**

5. **06-3045** **Subject:** Request of the Committee for the appearance of Open Pantry Food Marts of Wisconsin, Inc., James L. Schatz, Agent, 3441 Spring Street, who had a clerk that sold alcohol to an underage volunteer, on December 2, 2006.

**Recommendation of the Public Safety & Licensing Committee of**

**01-08-07:** That the item be deferred until the January 22, 2007 meeting.

**Recommendation of the Public Safety & Licensing Committee of**

**01-22-07:** That the item be received and filed.

**Fiscal Note:** N/A

*Capt. Pavalonis gave a brief description of the incident. James Schatz appeared and informed the Committee his employees have thorough training and the employee that sold to the underage volunteer, was terminated for this incident.*

**Received and Filed**

6. **06-3049** **Subject:** Request of the Committee for the appearance of Vincent Esqueda, Super Mercado Gran Morelos, 1105 N. Memorial Drive, who had a clerk that sold alcohol to an underage volunteer on December 2, 2006.

**Recommendation of the Public Safety & Licensing Committee of**

**01-08-07:** That the item be deferred until the January 22, 2007 meeting.

**Recommendation of the Public Safety & Licensing Committee of**

**01-22-07:** That the item be received and filed.

**Fiscal Note:** N/A

*Capt. Pavalonis gave a brief description of the incident. Vincent Esqueda appeared and informed the Committee he was out of the Country for the January 8, 2007 meeting and was not aware of the sale that had taken place. He stated he will talk to his employees and explain to them the importance of checking identification.*

*Alderman Shakoor stated he is proud of the effort Mr. Esqueda is making to improve the quality of life in the neighborhood. He stated he lives just down the street from his establishment, and is very pro-active in the neighborhood.*

**Received and Filed**

7. **06-3033** **Subject:** Request of the Committee for the appearance of NYS Alliance

(Total 24), Navpreet S. Manhani, Agent, 930 Washington Avenue, who had a clerk that sold alcohol and/or tobacco to an underage volunteer on October 7, and November 18, 2006.

**Recommendation of the Public Safety & Licensing Committee of**

**01-22-07:** That the item be deferred until the matter has been adjudicated in court, and the City Clerk's Office work with the City Attorney's Office to keep track of when this is resolved with the court.

**Fiscal Note:** N/A

*Navpreet S. Manhani and Irina Manhani appeared and informed the Committee their Attorney is in the process of scheduling a court date for both citations.*

*Alderman Holding made a motion to defer until the case is adjudicated through the court system.*

**Deferred**

8. [06-2993](#)

**Subject:** Request of the Committee for the appearance of High Cone, Inc. (Open Pantry), Usha A. Shah, Agent, 704 High Street, who had a clerk that sold tobacco to an underage volunteer, on October 7, 2006.

**Recommendation of the Public Safety & Licensing Committee of**

**01-08-07:** That the item be referred to the City Attorney for consideration and he report back to the Committee with his findings.

**Recommendation of the Public Safety & Licensing Committee of**

**01-22-07:** That the item be deferred until the February 12, 2007 meeting.

**Fiscal Note:** N/A

*Attorney Weber informed the Committee he sent out a recommendation of an agreement to the Agent on Friday, January 19, 2007, informing them they have ten (10) days to respond.*

**Deferred**

9. [06-2992](#)

**Subject:** Request of the Committee for the appearance of the following License holder - Central Foods, (formerly Lakeside Supermarket) 1003 Center Street, for an incident that appeared on the October, 2006 Licensed Premise Report.

**Recommendation of the Public Safety & Licensing Committee of**

**12-11-06:** That the matter of Central Foods, (formerly Lakeside Supermarket) 1003 Center Street, be referred to a due process hearing to determine whether the license should be revoked or suspended.

**Recommendation of the Public Safety & Licensing Committee of**

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**01-08-07:** That the matter of Central Foods, (formerly Lakeside Supermarket) 1003 Center Street, be referred to the City Attorney to come up with an agreement and report back to the Committee with his findings.

**Recommendation of the Public Safety & Licensing Committee of**

**01-22-07:** That the matter be deferred until the February 12, 2007 meeting.

**Fiscal Note:** N/A

*Attorney Weber informed the Committee he sent out a recommendation of an agreement to the Agent on Friday, January 19, 2007, informing them they have ten (10) days to respond.*

**Deferred**

10. [06-2932](#)

**Subject: (New)** Application of Uptown Transfer, LLC for a Secondhand Article Dealer License for 1410 Washington Avenue. (3rd District)

**Recommendation of the Public Safety & Licensing Committee of**

**01-08-07:** That the item be deferred until the January 22, 2007 (haven't receive records check).

**Recommendation of the Public Safety & Licensing Committee of**

**01-22-07:** That the license be granted.

**Fiscal Note:** N/A

*Jessica Gulley appeared and informed the Committee she's selling furniture on consignment and also selling appliances.*

**Recommended For Approval**

11. [06-2990](#)

**Subject: (Renewal)** Application of Belle City Pawn for a Pawnbroker, Secondhand Jewelry Dealer, and Secondhand Article Dealer's license for 949 Washington Avenue. (1st District)

**Recommendation of the Public Safety & Licensing Committee of**

**01-08-07:** That the item be deferred until the January 22, 2007 (haven't receive records check).

**Recommendation of the Public Safety & Licensing Committee of**

**01-22-07:** That the license be granted.

**Fiscal Note:** N/A

**Recommended For Approval**

12. [06-2991](#)

**Subject: (Renewal)** Application of Wisconsin Discount for a Secondhand Jewelry Dealer's license for 2724 16th Street. (9th District)

**Recommendation of the Public Safety & Licensing Committee of**

**01-08-07:** That the item be deferred until the January 22, 2007 (haven't receive records check).

**Recommendation of the Public Safety & Licensing Committee of**

**01-22-07:** That the license be granted.

**Fiscal Note:** N/A  
**Recommended For Approval**

13. [06-3037](#) **Subject: (Renewal) (Direct Referral)** Application of Conaway Johnson Jr. for a Public Passenger Driver's License.

**Recommendation of the Public Safety & Licensing Committee of**

**01-08-07:** That the license be deferred until the January 22, 2007 meeting (haven't received records check).

**Recommendation of the Public Safety & Licensing Committee of**

**01-22-07:** That the license be granted.

**Fiscal Note:** N/A  
**Granted**

14. [06-3040](#) **Subject: (New) (Direct Referral)** Application of Steven Jacobson for a Public Passenger Driver's License.

**Recommendation of the Public Safety & Licensing Committee of**

**01-08-07:** That the license be deferred until the January 22, 2007 meeting (haven't received records check).

**Recommendation of the Public Safety & Licensing Committee of**

**01-22-07:** That the item be deferred until the February 12, 2007 meeting.

**Fiscal Note:** N/A

*Capt. Pavalonis informed the Committee he has to do some further investigation regarding the applicant's records check. He will report back to the Committee with his findings.*

**Deferred**

15. [07-0014](#) **Subject:** Application of Michael Knauer for a Public Passenger Driver's License.

**Recommendation of the Public Safety and Licensing Committee of**

**01-22-07:** That the license be granted.

**Fiscal Note:** N/A  
Granted

16. [07-0071](#) **Subject: (New) (Direct Referral)** Application of Thomas Holz for a Public Passenger Driver's License.

**Recommendation of the Public Safety and Licensing Committee of 01-22-07:** That the license be granted.

**Fiscal Note:** N/A  
Granted

17. [06-2938](#) **Subject: (Renewal) (Direct Referral)** Application of Timothy Campeau, Sr. for a Public Passenger Driver's License.

**Recommendation of the Public Safety & Licensing Committee of 12-11-06:** That the license be denied.

**Recommendation of the Public Safety and Licensing Committee of 01-22-07:** That the license be granted.

**Fiscal Note:** N/A  
Granted

18. [07-0009](#) **Subject: (Direct Referral)** Licensed Premise Report December, 2006.

**Recommendation of the Public Safety & Licensing Committee of 01-22-07:** That the item be received and filed.

**Further Recommended:** That the matter of TBG's, Blue Rock, Vintage Rock, and The Drink, be requested to appear before the Committee at the February 12, 2007 meeting, and the matter of Mike's Winner's Circle, be deferred until further investigation is completed by the Police Department.

**Fiscal Note:** N/A  
Received and Filed

19. [07-0010](#) **Subject: (Direct Referral)** Racine Police Department Tavern Compliance Checks Report.

**Recommendation of the Public Safety & Licensing Committee of 01-22-07:** That the item be received and filed.

**Further Recommend:** That the matter of Joey's on 6th, Andy's Now Yer Talkin, Bucket's Pub, Dug Out, Teezer's, Boiler Room, and Bennie's Tavern, Cera's, and Chiefs, be requested to appear at the February 12, and February 26, 2007 meetings, respectively.

**Fiscal Note:** N/A  
Received and Filed

20. [06-2943](#) **Subject: (Direct Referral)** Communication from the Alderman of the 11th District to discuss the licensing policy, in light of the new ordinance requiring a business plan.

**Recommendation of the Public Safety & Licensing Committee of 12-11-06:** That the item be deferred to the January 8, 2007 meeting.

**Recommendation of the Public Safety & Licensing Committee of 01-08-07:** That the item be deferred until the January 22, 2007 meeting.

**Recommendation of the Public Safety & Licensing Committee of 01-22-07:** That the item be deferred until the February 12, 2007 meeting to give Committee members an opportunity to look over the procedures that have been drafted.

**Fiscal Note:** N/A  
Deferred

21. [07-0068](#) **Subject:** Application for Operator's (Bartender's) licenses.

**Recommendation of the Public Safety & Licensing Committee of 01-22-07:** That Michael Wagner be requested to appear at the February 12, 2007 meeting, to answer some questions regarding his records check, and the balance of the licenses be granted.

**Fiscal Note:** N/A  
Granted

22. [07-0065](#) **Subject: (Direct Referral)** Communicaton from the Purchasing Agent submitting the monthly report for the sale of Abandoned Vehicles, January 10, 2007.

**Recommendation of the Public Safety & Licensing Committee of 01-22-07:** That the item be received and filed.



**Fiscal Note:** This will generate \$12,191.02 in revenues.  
**Recommended to be Received and Filed**

07-0095

**Subject:** Ordinance No. 1-07

To repeal and recreate Article XXV. Pawnbrokers and Secondhand Dealers, to create Secs. 22-900 - 22-919, Pawnbroker Licenses, and amend Sec. 114-468, Conditional Uses, of the Municipal Code of the City of Racine, Wisconsin.

**Recommendation of the Public Safety & Licensing Committee of 01-22-07:**

That Ordinance No. 1-07 be adopted.

**Fiscal Note:** N/A

*Alderman Holding explained this ordinance would basically require three things:*

- 1) *Electronic Recording System*
- 2) *Limitation on how many Pawn Brokers Dealers that are in business*
- 3) *Hours of operation*

*Attorney Weber stated the ordinance differentiates Pawn Brokers from Secondhand Dealers.*

**Recommended For Approval**

### Miscellaneous Business

24.

07-0069

**Subject:** Request of the Committee to discuss the procedure of how compliance checks are handled.

**Recommendation of the Public Safety & Licensing Committee of**

**01-22-07:** That the item be received and filed.

**Fiscal Note:** N/A

*Alderman Maack stated a meeting was held with Alderman Fair, Alderman Holding, Capt. Pavalonis, and Attorney Weber present. The topic of the discussion was the timeliness of the issuance of citations, and possibility of issuing citations to the Agent in the future.*

*Capt. Pavalonis handed out copies to Committee members and staff, of a letter addressed to Alderman Fair in regards to his request on compliance checks from April - December, 2006.*

*City Clerk reminded the Committee of the due process hearing dates - January 31, 2007, City Haul Lounge, February 8, 2007, Cackle Jacks.*

*Alderman Shakoor informed the Committee he will need to be excused from the February 12, 2007 meeting.*

**Received and Filed**

### Adjournment

*The meeting was adjourned at 6:45 P.M. by Alderman Shakoor. The next scheduled meeting of the Public Safety and Licensing Committee is February 12, 2007.*