



# City of Racine

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

## Meeting Minutes - Draft

### Public Safety and Licensing Committee

*Chairman Jeff Coe*  
*Aldersperson Steve Smetana*  
*Aldersperson Sandy Weidner*  
*Aldersperson Carrie Glenn*

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Tuesday, September 25, 2018

5:30 PM

City Hall, Room 307

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#### Call To Order

**PRESENT:** 4 - Jeff Coe, Steve Smetana, Sandy Weidner and Carrie Glenn

#### Approval of Minutes for the August 28, 2018 Meeting.

*Alderman Weidner moved to amend the meeting minutes from August 28, 2018. Changing the recommendation from the committee for item 0870-18 to state "be deferred." Minutes of the previous meeting were approved as amended on a motion of Alderman Weidner, Seconded by Alderman Smetana.*

**to Approve the Minutes**

#### [0867-18](#)

**Subject: (New)** Application for a Class "B" Fermented Malt Beverage License for Longshot Vinyl LLC, located at 324 - 6th Street, Jada Pfarr, Agent. (1st District).

**Recommendation of the Public Safety and Licensing Committee on 9-25-18:** That the New Application for a Class "B" Fermented Malt Beverage License for Longshot Vinyl LLC, located at 324 - 6th Street, Jada Pfarr, Agent be received and filed due to applicant withdrawing application.

**Fiscal Note:** N/A

*Applicant Jada Pfarr withdrew her application the day of meeting via email to the City Clerk's Office.*

*Alderman Smetana made a motion to receive and file, seconded by Alderman Weidner.*

**Recommended to be Received and Filed**

#### [0886-18](#)

**Subject: (New)** Application of Whey Chai Cuisine, Inc. - Fugang Wang, Agent for a "Class C" and Class "B" Fermented Malt Beverage and Wine License for 400 Main Street. (1st District)

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

**on 9-25-18:** That the new application of Whey Chai Cuisine, Inc. - Fugang Wang, Agent for a "Class C" and Class "B" Fermented Malt Beverage and Wine License for 400 Main Street be approved.

**Fiscal Note:** N/A

*Fugang Wang and his son appeared before the committee. The committee asked how long Mr. Wang has been the owner of Whey Chai Cuisine, Inc. and hours of operation. The committee was informed that Mr. Wang has been the owner for the past three years, but has not sold any alcohol during the past three years of ownership and the hours of operation will be 10:00 am to 10:00 pm Sunday through Friday and Saturday stay open until 11:00 pm. The City Attorney's Office requested that Mr. Wang add "basement" to the premise description when Mr. Wang stated that he would store alcohol there, to which Mr. Wang agreed. He was then informed that he needed to stop at the clerk's office to do so sometime this week.*

*Alderman Weidner made a motion to approve, seconded by Alderman Smetana.*

**Recommended For Approval**

[0961-18](#)

**Subject: (New) (Place to Place Transfer)** Application of Lush Life, LLC DBA: Roberta, Roberta A. Schulz, Agent, for a Place to Place Transfer of a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 322 Sixth Street. (1st District)

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

**on 9-25-18:** That the new place to place transfer application of Lush Life, LLC DBA: Roberta, Roberta A. Schulz, Agent, for a Place to Place Transfer of a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 322 Sixth Street be approved.

**Fiscal Note:** N/A

*Roberta Schulz appeared before the committee. The committee asked about the planned opening schedule for this place to place transfer. Ms. Schulz stated to the committee that the plan is to open in 6 weeks. Ms. Schulz explained to the committee that there are some menu items that are changing and a trade name change but that is all that is being changed.*

*Alderman Weidner made a motion to approve, seconded by Alderman Smetana.*

**Recommended For Approval**

[0597-18](#)

**Subject: (Direct Referral)** Request of the the Committee for the appearance of Rhiannon C. Arnson, applicant for an Operator's License.

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

**on 6-12-18:** That the Request of the the Committee for the appearance of Rhiannon C. Arnson, applicant for an Operator's License, be deferred.

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

**on 6-26-18:** That the request of the committee for the appearance of Rhiannon C. Arnson, application for an Operator's License, be deferred.

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

**on 7-24-18:** That the request of the committee for the appearance of Rhiannon C. Arnson, application for an Operator's License, be deferred until a decision is made on chapter 6 updates.

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

**on 9-25-18:** That the application for an Operator's License for applicant Rhiannon C. Arnson be deferred for two weeks.

**Fiscal Note:** N/A

*Rhiannon C. Arnson appeared before the committee. The committee asked if the court had made a decision on Ms. Arnson's case and the committee was informed that the applicant was convicted of two misdemeanors. The City Attorney explained that these convictions would disqualify her under policy guideline #2, however due to the new state law governing arrests and conviction records, Ms. Arnson can present evidence of rehabilitation and the committee can take that into consideration when making the decision on whether to grant the license. The committee asked if Ms. Arnson's employer at Doobies Beer Joint where she has been working since May 2018, would be willing to write a letter as evidence of rehabilitation. The committee moved to defer the item to give applicant time to get a letter from employer.*

*Alderman Smetana made a motion to defer for two weeks, seconded by Alderman Weidner.*

**Deferred**

[0870-18](#)

**Subject: (Direct Referral)** Request the appearance of Lavonda Perkins, Agent for 509, located at 509 6th St., for a formal expression of concern to discuss recent incidents occurring at this location.

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

**on 8-28-18:** That the request of the Committee for the appearance of Lavonda Perkins, Agent for 509, located at 509 6th St., for a formal expression of concern to discuss recent incidents occurring at this location, be deferred.

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

**on 9-25-18:** That the request of the Committee for the appearance of Lavonda Perkins, Agent for 509, located at 509 6th St., for a formal expression of concern to discuss recent incidents occurring at this location, be received and filed.

**Fiscal Note:** N/A

*Chairman Coe relinquished the chair and his participation in the committee for this item and Alderman Smetana acted as chair. Lavonda Perkins and Billy Dean Smith Jr. appeared before the committee. Ms. Perkins was warned that any statements made by her or her agents can be used at a future due process hearing. Alderwoman Weidner stated that there were some licensing issues with the premises on 8/5/18. Ms. Perkins stated that those licensing issues have now been resolved. The incident on 8/19/2018, large crowds blocking traffic and patrons in another bars parking lot was also discussed. Ms. Perkins stated that she understood she was responsible for her customers even after bar closing and has since resolved the issues with large crowds, noise complaints and doors being closed at the appropriate time. However she is open to suggestions on further improving the situation.*

*The building owner Alejandro Horbatenko spoke on behalf of the two tenants who live above 509, stating that they have had no noise complaints and have not had any issues with 509 bar.*

*Alderman Weidner made a motion to receive and file, seconded by Alderman Glenn.*

**Recommended to be Received and Filed**

[0936-18](#)

**Subject: (Direct Referral)** Application of Ameen A. Khan, Viking Hygiene LLC/DBA: Kim Petro for a Gasoline Service Station (Owner and Manager) License at 4301 Washington Avenue. (12th District)

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

**on 9-25-18:** That the direct referral application of Ameen A. Khan, Viking Hygiene LLC/DBA: Kim Petro for a Gasoline Service Station (Owner and Manager) License at 4301 Washington Avenue be approved.

**Fiscal Note:** N/A

*Applicant Ameen A Khan did not appear before the committee. The committee moved to approve because there were no issues with the license application.*

*Alderman Smetana made a motion to approve, seconded by Alderman Weidner.*

**Recommended For Approval**

[0949-18](#)

**Subject: (Direct Referral)** Communication from Marjorie Wachs, representing Apple Hospitality Group, Inc. (Applebee's Neighborhood Grill and Bar), 2521 S. Green Bay Road to Amend their Premise Description on their "Class B" Fermented Malt Beverage and Intoxicating Liquor License.

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

**on 9-25-18:** That the communication from Marjorie Wachs, representing Apple Hospitality Group, Inc. (Applebee's Neighborhood Grill and Bar), 2521 S. Green Bay Road to Amend their Premise Description on their

"Class B" Fermented Malt Beverage and Intoxicating Liquor License be approved for only selling growlers on the extension of their premise description, which added car side to go parking spaces.

**Fiscal Note:** N/A

*Ryan Sell appeared before the committee on behalf of Marjorie Wachs. The committee asked Mr. Sell what the plans were for the amended premises description. Mr. Sell informed the committee that only growlers with tap beer would be sold at the car-side parking stalls. The committee moved to grant the amended premise description, with the condition that only growlers could be sold through the requested car side stalls.*

*Alderman Weidner made a motion to approve the amended premise description, but only allow growlers to be sold car side to go, seconded by Alderman Smetana.*

**Recommended For Approval**

[0859-18](#)

**Subject:** Communication from the Alderperson of the Third District requesting that the Common Council order the Chief of Police direct that all first offense possession of marijuana violations be issued civil ordinance citations as opposed to being referred for criminal charges.

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

**on 8-28-18:** That the communication from the Alderperson of the Third District requesting that the Common Council order the Chief of Police direct that all first offense possession of marijuana violations be issued civil ordinance citations as opposed to being referred for criminal charges, be deferred until the September 25th meeting to gather more information on this issue.

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

**on 9-25-18:** That the communication from the Alderperson of the Third District requesting that the Common Council order the Chief of Police direct that all first offense possession of marijuana violations be issued civil ordinance citations as opposed to being referred for criminal charges, be deferred for 30 days so that the Police Department and City Attorney's Office can gather more information on this issue.

**Fiscal Note:** N/A

*The committee moved to defer this item for 30 days so that the Police Department and City Attorney's Office can collect more information on this topic. The committee also requested the recommendation from the Police Chief on this item.*

*Alderman Weidner made a motion to defer, seconded by Alderman Glenn.*

**Deferred**

[0860-18](#)

**Subject:** Communication from the Alderperson of the Third District

requesting that Racine Ordinance section 66-261 be amended to set the forfeiture for any violations thereof to one dollar.

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

**on 8-28-18:** That the communication from the Alderperson of the Third District requesting that Racine Ordinance section 66-261 be amended to set the forfeiture for any violations thereof to one dollar, be deferred until the September 25th meeting to gather more information on this issue.

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

**on 9-25-18:** That the communication from the Alderperson of the Third District requesting that Racine Ordinance section 66-261 be amended to set the forfeiture for any violations thereof to one dollar, be deferred for 30 days so that the Police Department and City Attorney's Office can gather more information on this issue.

**Fiscal Note:** N/A

*The committee moved to defer this item for 30 days so that the Police Department and City Attorney's Office can collect more information on this topic.*

*Alderman Weidner made a motion to defer, seconded by Alderman Glenn.*

**Deferred**

[0674-18](#)

**Subject:** Communication from the Alderman of the 1st District wishing to discuss safety concerns and issues associated with the number of police calls for the property located at 314 10th St.

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

**on 6-26-18:** That the communication from the Alderman of the 1st District wishing to discuss safety concerns and issues associated with the number of police calls for the property located at 314 10th St, be deferred until August 28th, 2018.

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

**on 9-25-18:** That the communication from the Alderman of the 1st District wishing to discuss safety concerns and issues associated with the number of police calls for the property located at 314 10th St, be deferred for 60 days.

**Fiscal Note:** N/A

*Susan Wagner-Sanders appeared before the committee to discuss the issues with this property at 314 10th St. Ms. Wagner-Sanders stated that although there has been some progress to resolving some of the issues at this location, she shared with the committee her support for licensing landlords. The committee members expressed*

*interest in the research Ms. Wagner-Sanders had gathered and the possibility of creating an ad-hoc committee for this specific topic was discussed.*

*Alderman Smetana made a motion to defer for 60 days, seconded by Alderman Glenn.*

**Deferred**

[0675-18](#)

**Subject:** Communication from the Alderman of the 1st District wishing to discuss safety concerns and issues associated with the number of police calls for the property located at 516 11th St, including 1047 Villa St.

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

**on 6-26-18:** That the communication from the Alderman of the 1st District wishing to discuss safety concerns and issues associated with the number of police calls for the property located at 516 11th St., be deferred until August 28th, 2018.

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

**on 9-25-18:** That the communication from the Alderman of the 1st District wishing to discuss safety concerns and issues associated with the number of police calls for the property located at 516 11th St., be deferred for 60 days.

**Fiscal Note:** N/A

*Mary McIlvain appeared before the committee to discuss the property at 516 11th St and the noise complaints. Ms. McIlvain lives half a block away from the location and is not pleased with the noise. Ms. McIlvain questioned the committee on how the city was dealing with the vacant and boarded up properties and requested that the city be more proactive in code enforcement.*

*Alderman Smetana made a motion to defer for 60 days, seconded by Alderman Glen.*

**Deferred**

[0716-18](#)

**Subject:** Communication from the Alderman of the 3rd District wishing to discuss safety concerns and issues associated with the number of police calls for the property located at 1948 Hickory Grove Ave.

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

**on 07-24-18:** That the communication from the Alderman of the 3rd District wishing to discuss safety concerns and issues associated with the number of police calls for the property located at 1948 Hickory Grove Ave be deferred until the Alderman of the 3rd District can appear at the next meeting to discuss the issue.

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

**on 08-15-18:** That the communication from the Alderman of the 3rd

District wishing to discuss safety concerns and issues associated with the number of police calls for the property located at 1948 Hickory Grove Ave be deferred.

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

**on 09-25-18:** That the communication from the Alderman of the 3rd District wishing to discuss safety concerns and issues associated with the number of police calls for the property located at 1948 Hickory Grove Ave be received and filed.

**Fiscal Note:** N/A

*The Alderman of the 3rd District was present and informed the committee that this item could be received and filed.*

*Alderman Weidner made a motion to receive and file, seconded by Alderman Smetana.*

**Recommended to be Received and Filed**

[0828-18](#)

**Subject: (Direct Referral)** Communication from the Alderman of the 1st District wishing to discuss safety concerns and issues associated with the property located at 2910 Taylor Ave, Apt 202.

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

**on 08-15-18:** That the communication from the Alderman of the 1st District wishing to discuss safety concerns and issues associated with the property located at 2910 Taylor Ave, Apt 202 be deferred.

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

**on 09-25-18:** That the communication from the Alderman of the 1st District wishing to discuss safety concerns and issues associated with the property located at 2910 Taylor Ave, Apt 202 be deferred for two weeks.

**Fiscal Note:** N/A

*Alderman Smetana made a motion to defer for two weeks, seconded by Alderman Glenn.*

**Deferred**

[1011-18](#)

**Subject:** Ordinance 0013-18- Growlers and Other Changes to Ch. 6

An Ordinance to amend parts of Chapter 6. - Alcoholic Beverages of the City of Racine Code of Ordinances.

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



**on 9-25-18:** That Ordinance 0013-18 to create Code of the City of Racine, Wisconsin be approved.

**Fiscal Note:** N/A

*Alderman Smetana made a motion to approve the revised ordinance as amended by the City Attorney's Office, seconded by Alderman Weidner.*

**Recommended For Approval**

[0954-18](#)

**Subject:** (Direct Referral) Communication from the Purchasing Agent submitting bids received for the sale of Abandoned Vehicles, September 12, 2018.

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

**on 09-25-18:** That the item be Received and Filed as the highest responsible bidder from the two bids was Sturtevant Auto Salvage.

**Fiscal Note:** This will generate \$9,156.00 in revenue for account 13101 48301.

**Recommended to be Received and Filed**

[0925-18](#)

**Subject: (Direct Referral)** License Premise Report for September 11, 2018.

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

**on 09-25-18:** That the report for September 11, 2018 be Received and Filed.

**Fiscal Note:** N/A

**Received and Filed**

[0990-18](#)

**Subject: (Direct Referral)** License Premise Report for September 25, 2018.

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

**on 09-25-18:** That the report for September 25, 2018 be Received and Filed.

**Fiscal Note:** N/A

**Received and Filed**

### Public Comment

*No one appeared to speak for public comment.*

## Adjournment

*The meeting was adjourned at 7:07 pm.*