



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 23, 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 November 9, 2009 Meeting.

Minutes of the October 26, 2009 meeting were approved as printed on motion of Alderman Maack.

Public Hearing to exceed quota limit at 1046 S. Memorial Drive

*The following person spoke at the public hearing: Harbi Assad.
The Public Hearing to exceed quota limit at 1046 S. Memorial Dr. was closed at 5:09pm.*

09-4359

Subject: Communication from Harbi Assad, Max Liquor Market, LLC, 1046 S. Memorial Drive, submitting a petition to exceed the "Class A" quota limit.

Recommendation of the Public Safety & Licensing Committee on 11-23-09: That the petition to exceed the "Class A" quota limit for Harbi Assad, Max Liquor Market, LLC, 1046 S. Memorial Drive be denied.

Fiscal Note: N/A

Harbi Assad, petitioner appeared on behalf of himself.

Alderman Maack made a motion that the petition to exceed the "Class A" quota limit for Harbi Assad, Max Liquor Market, LLC, 1046 S. Memorial Drive be denied.

Recommended For Denial

09-4394

Subject: Communication from the Director of Parks, Recreation & Cultural Services requesting final payment for Contract 49-09 (K9-050), HVAC Upgrades at Wustum Museum by United Mechanical Inc.

Recommendation of the Public Safety & Licensing Committee on 11-23-09: That the final payment for Contract 49-09 (K9-050), HVAC

Upgrades at Wustum Museum by United Mechanical Inc. be approved.

Fiscal Note: Funds be applied as follows: \$12,4000.00 from account 655.988-5010 and \$26,045.00 from 655.000.5980 for a total of \$38,445.00.

Alderman Maack made a motion to approve the final payment for Contract 49-09 (K9-050). HVAC upgrades at Wustum Museum by Mechanical Inc.

Recommended For Approval

[09-4395](#)

Subject: Communication from the Director of Parks, Recreation & Cultural Services requesting change order no. 1 and final payment to Southport Consulting for preparing plans and specifications for HVAC replacement at Wustum Museum.

Recommendation of the Public Safety & Licensing Committee on 11-23-09: To approve the change order no. 1 and final payment to Southport Consulting for preparing plans and specifications for HVAC replacement at Wustum Museum.

Fiscal Note: This would result in an \$800.00 increase in costs, total cost \$3,300.00. Funds are available from account 655.000.5980.

Alderman Maack made a motion to approve Change order no. 1 and the final payment to Southport Consulting for preparing plans and specifications for HVAC replacement at Wustum Museum and Director Snow is also requested to email the Public Safety and Licensing Committee Members with clarification for the increase in costs before the December 1st Council Meeting.

Recommended For Approval

[09-4391](#)

Subject: (New) Application of Caliente, LLC., Edward W. Scharding, Agent for "Class B" Fermented Malt Beverage and Intoxicating Liquor License at 600 Sixth Street. (1st District)

Recommendation of the Public Safety & Licensing Committee on 11-23-09: That the Application of Caliente, LLC., Edward W. Scharding, Agent for "Class B" Fermented Malt Beverage and Intoxicating Liquor License at 600 Sixth Street be approved.

Fiscal Note: N/A

Edward Scharding and Roberta Schulz appeared to speak on the request. He stated this establishment would be non-smoking, primarily a food establishment with only occasional musician providing themed dinner music.

Alderman Maack made a motion to approve the request for a "ClassB" Fermented

Malt Beverage and Intoxicating Liquor License at 600 Sixth Street.

Recommended For Approval

[09-4403](#)

Subject: (New) Application of G & M Entertainment, Inc., Robert Granger, Agent "Class B" Fermented Malt Beverage & Intoxicating Liquor License for 240 A Main Street. (1st District)

Recommendation of the Public Safety & Licensing Committee on 11-23-09: That the Application of G & M Entertainment, Inc., Robert Granger, Agent "Class B" Fermented Malt Beverage & Intoxicating Liquor License for 240 A Main Street be approved.

Fiscal Note: N/A

Mark Devine, William R. Ross, Dave Sheets and Robert Granger appeared to speak on the application. Mr. Granger stated this would be a smoke free piano bar with high end food and the hours would be 3 pm -11 pm Tuesday through Thursday and 3 pm -Midnight on Friday and Saturday. Mr. Granger also stated they would be catering to a more mature customer.

Five calls were received through City Watch, 4 supporting the application and 1 opposing the application.

Alderman Maack made a motion the application of G & M Entertainment, Inc, Robert Granger Agent "Class B" Fermented Malt Beverage & Intoxicating Liquor License for 240 A Main Street be approved with the following stipulations being met before the license is issued:

- 1. The final menu be submitted to the clerks office.*
- 2. The kitchen be fully operational.*

Recommended For Approval

[09-4397](#)

Subject: Application of Syed Mikhail's Inc., Atif Ali Shaikh, Agent, for a Change of Agent for a Class "A" Fermented Malt Beverage license for 930 Washington Avenue (1st District)

Recommendation of the Public Safety & Licensing Committee on 11-23-09: That the Application of Syed Mikhail's Inc., Atif Ali Shaikh, Agent, for a Change of Agent for a Class "A" Fermented Malt Beverage license for 930 Washington Avenue be received and filed

Fiscal Note: N/A

Atif Ali Shaikh and Syed Mikhail appeared on behalf of the application.

Alderman Maack made a motion to defer the application which he withdrew. Alderman Maack made a motion to receive and file the application of Syed Mikhail's Inc., Atif Ali Shaikh, Agent for a Change of Agent for a Class "A" Fermented Malt Beverage license for 930 Washington Ave. and that the applicant come to the clerk's office to clarify the application. Alderman Maack also requested the agent of the above premise be called back to appear for the February 22nd, 2010 Public Safety

and Licensing meeting.

Recommended to be Received and Filed

[09-4427](#)

Subject: (Renewal) Application of Cellular Plus, Mazen T. Musa, Agent for a Secondhand Jewelry Dealer's license and a Secondhand Article Dealer license for 1914 Sixteenth Street (3rd District).

Recommendation of the Public Safety & Licensing Committee on 11-23-09: That the Application of Cellular Plus, Mazen T. Musa, Agent for a Secondhand Jewelry Dealer's license and a Secondhand Article Dealer license for 1914 Sixteenth Street be granted.

Fiscal Note: N/A

Alderman Maack made a motion to grant the Application of Cellular Plus, Mazen T. Musa, Agent for a Secondhand Jewelry Dealer's license and a Secondhand Article Dealer license for 1914 Sixteenth Street

Granted

[09-4445](#)

Subject: (Renewal) Application of Wisconsin Discount, Yasin Abdel Karim, Agent for a Secondhand Jewelry Dealer's license and a Secondhand Article Dealer license for 2724 Sixteenth Street (9th District).

Recommendation of the Public Safety & Licensing Committee on 11-23-09: That the Application of Wisconsin Discount, Yasin Abdel Karim, Agent for a Secondhand Jewelry Dealer's license and a Secondhand Article Dealer license for 2724 Sixteenth Street be granted.

Fiscal Note: N/A

Alderman Maack made a motion to grant Application of Wisconsin Discount, Yasin Abdel Karim, Agent for a Secondhand Jewelry Dealer's license and a Secondhand Article Dealer license for 2724 Sixteenth Street.

Granted

[09-4398](#)

Subject: Communication from Alderman Coe wishing to discuss changing the current procedure used for City Watch for new alcohol establishments.

Recommendation of the Public Safety & Licensing Committee on 11-23-09: That the Communication from Alderman Coe wishing to discuss changing the current procedure used for City Watch for new alcohol establishments be deferred and further information obtained.

Fiscal Note: N/A

Joey Legath appeared to speak on the matter of City Watch Calls.

Alderman Maack made a motion to defer the discussion and the Public Safety and Licensing Committee requested the clerks office research the following information:

- 1. Cost of the city Watch Calls in time and dollars based on the number of requests done the previous year.*
- 2. The possibility of including the cost as part of the licensing fees.*

Deferred

[09-4380](#)

Subject: Communication from the 11th District Alderman requesting to repeal Resolution 1685 of May 26, 1998 and to establish a policy which does not rebate any portion of the reserve "Class B" liquor license fee.

Recommendation of the Public Safety & Licensing Committee on 11-23-09: That the Communication from the 11th District Alderman requesting to repeal Resolution 1685 of May 26, 1998 and to establish a policy which does not rebate any portion of the reserve "Class B" liquor license fee be deferred.

Fiscal Note: N/A

Alderman Maack made a motion to defer the discussion of Resolution 1685 of May 26, 1998 regarding reserve fees for "Class B" liquor license fees.

Deferred

[09-4400](#)

Subject: (Direct Referral) Communication from Chairman Wisneski wishing to discuss lease agreements to be provided by applicants when applying for alcohol licenses.

Recommendation of the Public Safety & Licensing Committee on 11-23-09: That the discussion of Lease Agreements be received and filed and that the clerks office add language regarding leases to the current application process, and the Public Safety and Licensing Committee review the application and supplementary forms used by other municipalities supplied by the City Attorney for possible changes to the process.

Fiscal Note: N/A

Alderman Maack made a motion that the discussion of Lease Agreements be received and filed and that the clerks office add language regarding leases to the current application process, and the Public Safety and Licensing Committee review the application forms supplied by the City Attorney for possible changes to the process.

Received and Filed

[09-4448](#)

Subject: Alcohol Compliance Checks Report for 11-17-2009

Recommendation of the Public Safety & Licensing Committee on

11-23-09: That the Alcohol Compliance Checks Report for 11-17-2009 be received and filed.

Fiscal Note: N/A

Alderman Maack made a motion to receive and file the Alcohol Compliance Checks Report for 11-17-2009 and to call in the license holders for the following establishments V/P Express 3015 Rapids Dr., Douglas Petro, LLC 3357 Douglas Ave., and Akash BP Corner LLC 3945 Erie St. appear at the December 7th Public Safety and Licensing Committee meeting.

Received and Filed

[09-4447](#)

Subject: Licensed Premise Report 11-5-09 TO 11-18-09

Recommendation of the Public Safety & Licensing Committee on

11-23-09: That the Licensed Premise Report 11-5-09 TO 11-18-09 be received and filed.

Fiscal Note: N/A

Alderman Maack made a motion to receive and file the License Premise Report 11-5-09 to 11-18-09 and to request the license holder for the Quick Mart 4303-16th Street to appear at the December 7th Public Safety and Licensing Committee meeting.

Received and Filed

[09-4442](#)

Subject: (Direct Referral) Operator's (Bartenders) License for 11-23-09.

Recommendation of the Public Safety & Licensing Committee on

11-23-09: That the operator's (bartenders) licenses be granted.

Fiscal Note: N/A

Alderman Maack made a motion to grant the Operators Licenses as reported 11-23-09.

Granted

Public Comment

No one appeared to speak on Public Comment.

Miscellaneous Business

Alderman Mozol requested an item be placed on our next agenda to address our current ordinances and policies requiring firm opening dates for alcohol license establishments.

Adjournment

Alderman Kaplan made a motion to adjourn at 6:45. Motion carried.