



City of Racine

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

Meeting Minutes - Final Public Safety and Licensing Committee

Chairman Q.A. Shakoor, II, Vice Chair Aron Wisneski, Alderman Jim Kaplan, Alderman Robert Mozol, Alderman Terry McCarthy

Monday, December 8, 2008

5:00 PM

City Hall, Room 205

Call To Order

PRESENT: 5 - Q.A. Shakoor, II, Aron Wisneski, Terry McCarthy, Jim Kaplan and Robert Mozol

Approval of Minutes for the November 24, 2008 Meeting.

to Approve the Minutes

PUBLIC COMMENT

No one appeared.

08-2966

Subject: Communication from the Police Chief requesting to apply for the 2009 U.S. Department of Justice, Bureau of Alcohol, Tobacco, Firearms & Explosives, Project Safe Neighborhoods Task Force grant.

Recommendation of the Finance & Personnel Committee on

12-08-08: Permission be granted for the Chief of Police to apply for the 2009 U.S. Department of Justice, Bureau of Alcohol, Tobacco, Firearms & Explosives, Project Safe Neighborhoods Task Force grant in the amount of \$20,000 (Grant Control No. 2008-057).

Recommendation of the Public Safety and Licensing Committee

on 12-08-08: Permission be granted for the Chief of Police to apply for the 2009 U.S. Department of Justice, Bureau of Alcohol, Tobacco, Firearms & Explosives, Project Safe Neighborhoods Task Force grant in the amount of \$20,000 (Grant Control No. 2008-057).

Fiscal Note: No match required on the part of the City.

Lt. Purdy appeared and informed board that this grant would be used to combat firearms in our community.

Recommended For Approval

08-2938

Subject: A communication from the Fire Chief requesting the Mayor be authorized to sign an agreement with the State of Wisconsin Department of Revenue for EMS and Vehicle Accident billings.

Recommendation of the Finance & Personnel Committee on

12-08-08: The Mayor and City Clerk be authorized and directed to enter into an agreement with the State of Wisconsin Department of Revenue to implement the TRIP Program that will assist in collection of unpaid fees from tax refunds.

Recommendation of the Public Safety and Licensing Committee on 12-08-08: The Mayor and City Clerk be authorized and directed to enter into an agreement with the State of Wisconsin Department of Revenue to implement the TRIP Program that will assist in collection of unpaid fees from tax refunds.

Fiscal Note: Taxpayer will be charged \$5.00 for each amount that is intercepted from their refund at the time of interception.

Chief Hanson appeared and stated this would supersede the current debt collection at some point. Based on neighboring communities success this would ensure collection of \$30,000-\$40,000 of currently unpaid fees.

Recommended For Approval

[08-2977](#)

Subject: Communication from the Purchasing Agent submitting results of Official Notice #12, Emergency Medical Supplies for the Racine Fire Department.

Recommendation of Public Safety and Licensing Committee on 12-08-08: To accept the recommendations of the Purchasing Agent to award the bid to the 4 lowest bidders per line item as indicated by the shaded areas provided in the Purchasing Agents report.

Fiscal Note: Funds are available in account 101.300.5690, Emergency Medical Supplies.

Purchasing Agent Sam Aiello appeared to present the bid package to the board.

Recommended For Approval

[08-2824](#)

Subject: (NEW) Application of Rapids Drive Convenience, LLC, Stephen J. Grebe, Agent, for a "Class A" Retail Fermented Malt Beverage and Intoxicating Liquor License for 3502 Rapids Drive. (6th District)

Recommendation of Public Safety & Licensing Committee on 11-10-08: That the application of Rapids Drive Convenience, LLC, Stephen J. Grebe, Agent, for a "Class A" Retail Fermented Malt Beverage and Intoxicating Liquor License for 3502 Rapids Drive be approved pending the records check.

Recommendation of the Public Safety and Licensing Committee on 11-24-08: That the item be deferred for the next committee meeting. The committee requested the applicant and Alderman of the

6th District to appear at the next meeting for additional information.

Recommendation of the Public Safety and Licensing Committee on 12-08-08: That the item be recommended for approval with the following voluntary stipulations to be added in by Attorney Weber:

1. Division of hard liquor sales area.
2. Automatic checking system for underage purchases.
3. No single/individual container sales. (to include 40 ounce containers)

Motion passed by the following votes.

Ayes: McCarthy, Kaplain, Mozol
Noes: Wisneski
Non-voting: Shakoor

Fiscal Note: N/A

Vice Chairman Wisneski read an email from Alderman Weidner opposing the granting of this license. Discussion by committee members as to grounds of denial based on State Statutes. Stephen Grebe and his counsel Peter Ludwig appeared on behalf of the business and stated they were willing to work with the city but the sale of the hard liquor would be an essential part of the business.

Motion was made by Alderman McCarthy that the license be approved with the following voluntary stipulations to be added in by Attorney Weber:

1. *Division of hard liquor sales area.*
2. *Automatic checking system for underage purchases.*
3. *No single/individual container sales. (to include 40 ounce containers)*

Motion passed by the following votes.

*Ayes: McCarthy, Kaplain, Mozol
Noes: Wisneski
Non-voting: Shakoor*

Recommended For Approval

[08-2971](#)

Subject: (Direct Referral) Application of CEC Entertainment, Inc., Paula Zastrow, Agent, for a Change of Agent for a Class "B" and "Class C" Wine license for 5612 Durand Avenue. (14th District)

Recommendation of Public Safety and Licensing Committee on December 8, 2008: That the Application of CEC Entertainment, Inc., Paula Zastrow, Agent, for a Change of Agent for a Class "B" and "Class C" Wine license for 5612 Durand Avenue be approved pending records check.

Fiscal Note: N/A

Paula Zastrow appeared and stated she would be the new agent and there are no changes in the business plan. She stated she would be on the premises 40-50 hours a week and has 15 years of experience.

Recommended For Approval

08-2840

Subject: Communication from West Sixth Street Neighborhood wishing to discuss concerns regarding the Neighborhood Pantry at 1511 West Sixth Street.

Recommendation of the Public Safety and Licensing Committee on 11-24-08: That the item be deferred until 12-08-08 meeting.

Recommendation of the Public Safety and Licensing Committee on 12-08-08: That the police department verify the video system is working inside and outside of the business and records are on premises for at least 7 days, and that police department report back to the committee with their findings.

Nikki Aiello appeared as a representative of the Sixth Street Association and shared her concerns with the committee with the business' compliance with previously issued mandates.

Deferred

08-2779

Subject: Communication from the Alderman of the 8th District requesting to discuss the concerns of residents in the West Sixth Street community regarding the camera system that is not yet functional.

Recommendation of the Public Safety & Licensing Committee on 10-27-08: That the item be deferred until 11-24-08 meeting.

Recommendation of the Public Safety & Licensing Committee on 11-24-08: That the item be deferred until 12-08-08 meeting.

Recommendation of the Public Safety & Licensing Committee on 12-08-08: That the item be received and filed.

Nikki Aiello appeared on behalf of the West Sixth Street Association.

Received and Filed

08-2937

Subject: Communication from Jensen Towing requesting to appear before the appropriate committee to discuss a rate increase.

Recommendation of the Public Safety and Licensing Committee on 11-24-08: That the item be deferred and the clerks office contact the towing companies to appear before the next committee meeting.

Recommendation of the Public Safety and Licensing Committee on 12-08-08: That the item be deferred while additional information is gathered.

Van Wanggard appeared and shared background on the 10/89 ordinance and his concern the ordinance be revisited as well as the fees be reviewed. Purchasing Agent Sam Aiello also gave input on this issue.

Deferred

[08-2906](#)

Subject: (Direct Referral) Special Report - Tobacco Compliance - November 6, 2008

Recommendation of Public Safety & Licensing Committee on 11-10-08: That the agent of X-press Food Mart of 2418 Douglas be requested to appear at the next committee meeting to address the underage sale of tobacco products on November 6th, 2008.

Recommendation of the Public Safety and Licensing Committee on 12-08-08: That the agent implement a plan to assure the guidelines are followed for every sale and the item be received and filed.

Fiscal Note: N/A

The Agent appeared and will be implementing a plan to ensure guidelines are followed with every sale.

Received and Filed

[08-2908](#)

Subject: Re-visit one year Keg Ordinance

Recommendation of the Public Safety and Licensing Committee on 11-24-08: That the clerks office contact the Focus on Community Group to appear at the next committee meeting.

Recommendation of the Public Safety and Licensing Committee on 12-08-08: That the ordinance be extended for six months and revisited at that time.

Ayes: Kaplan, Mozol, and Wisneski

Noes: McCarthy

Non-voting: Shakoor

Fiscal Note: N/A

Mary Schnbelt and Francie McGuire spoke on behalf of the Focus on Community Group and Lou Larson spoke on behalf of the Tavern League.

Recommended For Approval

[08-2931](#)

Subject:(Direct Referral) Premise History Report for Ricky's Place -

236 Main Street

Recommendation of the Public Safety and Licensing Committee

on 11-24-08: That the agent of Ricky's Place 236 Main St. be requested to appear at the next committee meeting to discuss police calls to the establishments within the last 6 months.

Recommendation of the Public Safety and Licensing Committee

on 12-08-08: Rick Smetana appeared as the agent. The Committee advised Mr. Smetana he would need to maintain order and safety, and the item be received and file.

Fiscal Note: N/A

Rick Smetana 9007 Cynthia Lane appeared as the agent. The Committee advised Mr. Smetana he would need to maintain order and safety. Alderman Wisneski moved to receive and file.

Received and Filed

[08-2858](#)

Subject: (Direct Referral) Request of the Committee for the appearance of Radojko Radicevic, Agent for Rudy's, 2515 Douglas Avenue, due to a recent incident at your establishment.

Recommendation of Public Safety & Licensing Committee on

11-10-08: That the item be deferred until the 12-08-08 meeting and a certified letter be sent to agent.

Recommendation of Public Safety & Licensing Committee on

12-08-08: Agent Radojko Radicevic appeared representing the business. The Committee advised the agent he was responsible for order and safety on his premises and the item be received and filed.

Fiscal Note: N/A

Agent Radojko Radicevic appeared representing the business. The Committee advised the agent he was responsible for order and safety on his premises.

Received and Filed

[08-2819](#)

Subject: (Direct Referral) Request of the committee for the appearance of Isaly Talavera (agent) for Racine Mini Market (Nick's Supermarket), 1407 Superior Street, for non-compliance for tobacco sales.

Recommendation of Public Safety & Licensing Committee on

11-10-08: That the City Attorney send a summons to appear at the November 24, 2008 Public Safety and Licensing Committee Meeting, to the Agent, Isaly Talavera, 1407 Superior Street by a City of Racine

Police Officer and the item be deferred until that time.

Recommendation of Public Safety & Licensing Committee on

12-08-08: Agent Isaly Talavera and the business manager appeared before the Committee. The Committee conveyed the importance of vigilance in the sales of tobacco products and the item be received and filed.

Fiscal Note: N/A

Agent Isaly Talavera and the business manager appeared before the Committee and advised of the zero tolerance now enforced with his employees. Alderman Wisneski made a motion to Receive and File.

Received and Filed

08-2895

Subject:(Direct Referral) Request of the committee for the appearance of Zohaib Mir(agent) for Raytown Pantry, 2731 Durand Avenue, for non-compliance for tobacco sales.

Recommendation of Public Safety & Licensing Committee on

11-10-08: That the item be deferred until the 11-24-08 meeting and a certified letter be sent to agent.

Recommendation of Public Safety & Licensing Committee on

11-24-08: That the item be deferred until the 12-08-08 meeting and the manager was advised that the agent must appear at the next committee meeting, not a representative.

Recommendation of Public Safety & Licensing Committee on

12-08-08: Agent Zohaib Mir appeared before the Committee. Attorney Weber advised 2 of the 3 citations issued during the last six months are in process. Police department recommendation is to proceed with due process to revoke tobacco license. The committee informed the agent he will have to go through the judicial process of the court as to the outcome of his license and the item be received and filed.

Fiscal Note: N/A

Recommendation of Public Safety & Licensing Committee on 12-08-08: Agent Zahaib Mir appeared before the Committee to explain the multiple tobacco issues. Attorney Weber advised 2 of the 3 citations issued during the last six months are in process. Police Department recommended due process to revoke tobacco license. This item is handled through the judicial process. Alderman Wisneski made a motion to Receive and File.

Received and Filed

[08-2963](#)

Subject: (Direct Referral) (Renewal) Application of Racine Merchandise Mart for a Secondhand Jewelry Dealer's license and a Secondhand Article Dealer license for 1341 Weashington Avenue (3rd District)

Recommendation of Public Safety & Licensing Committee on 12-08-08: That the application of Racine Merchandise Mart for a Secondhand Jewelry Dealer's license and a Secondhand Article Dealer license for 1341 Weashington Avenue (3rd District) be approved.

Fiscal Note: N/A

Alderman Wisneski made a motion to approve the application of Racine Merchandise Mart for a Secondhand Jewelry Dealer's license and a Secondhand Article Dealer license for 1341 Weashington Avenue (3rd District)

Granted

[08-2964](#)

Subject: (Direct Referral) Licensed Premises Report 11-05-08 thru 11-18-08

Recommendation of the Public Safety and Licensing Committee on 12-08-08: That the agents for the following businesses appear before the committee on 12-22-08 and the police department provide a 12 month history for the premises and the balance of the report be received and filed.

1. Cash Money 901 S. Memorial Drive regarding recent incidents that have occurred at this establishment.
2. Total 24 930 Washington Ave. to request information regarding current security procedures.

Fiscal Note: N/A

Recommendation of the Public Safety and Licensing Committee on 12-08-08: That the agents for the following businesses and the police department provide a 12 month history for the premises:

1. Cash Money 901 S. Memorial Drive regarding recent incidents that have occurred at this establishment.
2. Total 24 930 Washington Ave to request information regarding current security procedures.

Received and Filed

[08-3008](#)

Subject: (Direct Referral) Licensed Premises Report 11-18-08 thru 12-04-08

**Recommendation of the Public Safety and Licensing Committee
on 12-08-08:** That the report be received and filed.

Received and Filed

[08-2997](#)

Subject: (Direct Referral) Operator's (Bartender) Licenses

**Recommendation of the Public Safety and Licensing Committee
on 12-08-08:** That the Operator's licenses be granted.

Fiscal Note: N/A

Granted

Adjournment

Alderman Wisneski made a motion to adjourn at 7:40 pm.