



City of Racine

Meeting Minutes

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

Public Safety and Licensing Committee

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

Monday, October 9, 2006

5:00 PM

City Hall, Room 205

Call To Order

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

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

Approval of Minutes for the September 25, 2006 and October 2, 2006 Meetings.

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

1. [06-2551](#) **Subject:** Communication from Interim Police Chief Hurley, requesting authorization to accept a donation from Crime Stoppers of Racine County, Inc. of a lifetime supply of food for the department's canines currently in service.

Recommendation of the Finance & Personnel Committee 10-09-06:

Permission granted for the Police Department to accept the Crime Stoppers of Racine County's donation of a lifetime supply of food for the department's two canines in service and an appropriate letter of thanks be sent.

Recommendation of the Public Safety & Licensing of 10/09/06: That the donation from Crime Stoppers of Racine County, Inc. of a lifetime supply of food for the department's canines currently in service, be approved.

Fiscal Note: N/A

Arthel Howell appeared and informed the Committee they have two dogs in service that would benefit from this donation.

Recommended For Approval

2. [06-2580](#) **Subject:** Application of Mega Marts, LLC, Matthew E. Kaprelian, Agent for a Change of Agent for a "Class A" Retail Fermented Malt Beverage and Intoxicating Liquor License for 2406 S. Green Bay Road.

Recommendation of the Public Safety & Licensing of 10/09/06: That the Change of Agent be granted.

Fiscal Note: N/A

Matthew E. Kaprelian appeared and informed the Committee he would be on the premises 50-60 hours per week.

Recommended For Approval

3. [06-2581](#)

Subject: (New) Application of MJ Gas & Food Mart, Inc., Jagjit S. Viridi, Agent, for a Class "A" Retail Fermented Malt Beverage License and Gasoline Station Owner's and Manager's License for 1720 Douglas Avenue. (4th District)

Recommendation of the Public Safety & Licensing of 10/09/06: That the license be granted.

Fiscal Note: N/A

Jagjit Viridi appeared and informed the Committee he has 12 years experience in the business and plans to operate a clean and peaceful business. Mahijit Viridi also appeared before the Committee and informed the members he plans on having the best service at the best price, and having excellent customer service.

Capt. Pavilonis appeared and stated a compliance check was instituted on Saturday and a clerk at their establishment sold tobacco products to a minor. The clerk has since been identified and will be issued a citation.

Jagjit explained he nor Mahijit were present in the store when this occurred and the clerk was employed by the previous owner. The clerk was only there to explain how to use the cash register.

Jagjit and Mahijit reassured the committee that this wouldn't happen again, because they have a zero tolerance for selling tobacco and alcohol to minors.

Recommended For Approval

4. [06-2193](#)

Subject: Request of the Committee for the appearance of the following license holder for an incident that appeared on the May, 2006 License Premise Report.

Viper's Lounge Wilbur Jones
501 High Street

Recommendation of the License & Welfare Committee of 7/10/06:
That the item be deferred until the July 24, 2006 License and Welfare Committee meeting.

Recommendation of the License & Welfare Committee of 07/24/06:
That the item be deferred for 60 days.

Recommendation of the Public Safety & Licensing Committee of 09/25/06: That the item be deferred until the October 9, 2006 meeting.

Recommendation of the Public Safety & Licensing Committee of

10/09/06: That the item be received and filed.

Fiscal Note: N/A

Wilbur Jones appeared, along with counsel, Attorney Swanson, and explained what happened with the incident on September 17, 2006.

Alderman Kaplan informed the committee an effort was made to try and meet with the residents in the area without any results. Some residents made comments and some indicated the motorcycles revving up and squealing away was still a problem, but the noise is down.

Capt. Pavilionis informed the committee Mr. Jones had stopped using the hand stamp, so in order for patrons to re-enter the tavern, they would have to pay the cover charge again. He stated Mr. Jones, does require everyone who enters the tavern, to be searched. He also indicated that Mr. Jones encouraged the off-duty officers working for him, to issue citations when necessary.

Received and Filed

5. [06-2462](#)

Subject: (Direct Referral) Licensed Premise Report July, 2006. Request of the Committee for the appearance of the following license holders regarding an incident that appeared on the July, 2006 Licensed Premise Report.

The Blue Rock Lounge & Eatery 306 Sixth Street
Mark R. Thomas, Agent

Nine, Inc. (Benny's on Sixth) 213 Sixth Street
Benjamin Nelson, Agent

Recommendation of the Public Safety & Licensing Committee of

09/11/06: That the matter of The Blue Rock Lounge & Eatery be received and filed and the matter of Nine, Inc. (Benny's on Sixth), be deferred until the September 25, 2006 meeting.

Recommendation of the Public Safety & Licensing Committee of

09/25/06: That the matter of Nine, Inc. (Benny's on Sixth), be deferred until the October 9, 2006 meeting.

Recommendation of the Public Safety & Licensing Committee of

10/09/06: That the item be received and filed.

Fiscal Note: N/A

Benjamin Nelson appeared before the committee, and stated the issue had been resolved and would not happen in the future. Alderman Fair also appeared.

Received and Filed

6. [06-2626](#) **Subject:** Request the appearance of the following license holder for incidents at their establishments:

Total 24 Navpreet S. Manhani, Agent
930 Washington Avenue

Recommendation of the Public Safety & Licensing Committee of 10/09/06: That the matter of Total 24 be deferred until the October 23, 2006 meeting.

Fiscal Note: N/A

Navpreet S. Manhani appeared before the committee and stated the store is closed at 2:15 A.M. and re-opened at 3:00 A.M. to deter any incidents from happening. He informed the committee members that three of the calls listed were calls they made for police assistance.

Alderman Fair appeared and informed the committee the operators are willing to cooperate with Police, and are willing to adjust the hours of operation to alleviate any incidents.

Mr. Mahani stated there are security cameras inside the store and he plans to install them outside. He explained the store is open 24 hours and credit cards can still be used, at the pumps to purchase gas due to the computer system.

Capt. Pavilonis informed the committee there was a compliance check instituted on Saturday and a clerk at the store sold cigarettes and alcohol to a minor. The clerk has been identified and will be issued a citation.

Deferred

AYES: 4 - Q.A. Shakoor II, Gregory Holding, Tim Hermes and Jim Kaplan

NON VOTING: 1 - David L. Maack

7. [06-2648](#) **Subject:** Request of the Committee for the appearance of the following license holder for an incident that occurred at his establishment:

262 Lounge Melvin T. Bumpus, Agent
1846 Mead Street

Recommendation of the Public Safety & Licensing Committee of 10/09/06: That the matter of the 262 Lounge be referred to a due process hearing to determine whether the license should be revoked or suspended.

Fiscal Note: The approximate cost of the due process hearing is \$8,000.00.

Melvin T. Bumpus did not appear.

Capt. Pavilonis informed the committee about the May 19, 2006 where there was a

homicide at the 262 Lounge. He stated, Mr. Bumpus, who is listed as the agent, is not very cooperative in assisting the police when investigating incidents at the establishment. He informed the committee, Mr. Bumpus was arrested on outstanding warrants while investigating the May 19 incident.

Alderman Holding made a motion to refer the 262 Lounge to a due process hearing.

The motion passed by the following vote:

Recommended For Further Consideration

AYES: 4 - Q.A. Shakoor II, Gregory Holding, Tim Hermes and Jim Kaplan

NON VOTING: 1 - David L. Maack

8. [06-2602](#) **Subject:** Application of Donald H. Cook for a Public Passenger Driver's License.

Recommendation of the Public Safety & Licensing Committee of 10/09/06: That the license be granted.

Fiscal Note: N/A
Granted

9. [06-2623](#) **Subject:** Application of Bryan Zebroski for a Public Passenger Driver's License.

Recommendation of the Public Safety & Licensing Committee of 10/09/06: That the license be granted.

Fiscal Note: N/A
Granted

10. [06-2619](#) **Subject:** Applications for Operator's (Bartender's) Licenses.

Recommendation of the Public Safety & Licensing Committee of 10/09/06: That the Operator's (Bartender's) Licenses be granted, pending records checks.

Fiscal Note: N/A
Granted

11. [06-2621](#) **Subject: (Direct Referral)** Licensed Premise Report September, 2006.

DeMark's Bar, 1600 Albert Street - "Class B" License

Recommendation of the Public Safety & Licensing Committee of 10/09/06: That the owner of DeMark's Bar, 1600 Albert Street be requested to appear at the October 23, 2006 meeting.

Fiscal Note: N/A
Deferred

12. [06-2625](#) **Subject:** (Direct Referral) Incident relating to City Haul Lounge on 10-4-06.

Recommendation of the Public Safety & Licensing Committee of 10/09/06: That the owner of the City Haul Lounge, 835 Washington Avenue, be requested to appear at the October 23, 2006.

Fiscal Note: N/A

Alderman Fair appeared before the committee and stated he talked with the owner, Lenny Hand prior to the meeting and Mr. Hand informed him the Wednesday night engagements have been cancelled.

Alderman Shakoor made a motion requesting the appearance of the owner to the next meeting.

Alderman Shakoor stated the committee needs to be consistent when dealing with these issues at the establishments.

Alderman Maack stated, Mr. Hand was not requested to appear at this meeting and waiting two weeks to speak to Mr. Hand would be appropriate.

Alderman Kaplan requested Mr. Hand be mailed a letter to appear at the October 23, 2006 meeting and a certified letter be mailed to his home address, and to his business address.

Alderman Holding made a motion to refer the matter to due process.

The motion failed with the following vote:
Deferred

AYES: 2 - Gregory Holding and Tim Hermes

NOES: 3 - David L. Maack, Q.A. Shakoor II and Jim Kaplan

13. [06-2614](#) **Subject:** (Direct Referral) Policy on violations of restrictions by license holders and evaluating license applications.

Recommendation of the Public Safety & Licensing Committee of 10/09/06: That the item be deferred until the October 23, 2006 meeting.

Fiscal Note: N/A

Attorney Weber informed the committee he prepared documents only for review and discussion.

Deferred

14. [06-2617](#) **Subject: (Direct Referral)** Discussion of alcohol licenses that have not been used for one year.

Recommendation of the Public Safety & Licensing Committee of

10/09/06: That the item be deferred until the October 23, 2006 meeting, and the City Clerk will re-do the form to indicate when the applicants first applied.

Fiscal Note: N/A
Deferred

15. [06-2629](#) **Subject:** (Direct Referral) Draft Ordinance - Drug Paraphernalia.

Recommendation of the Public Safety & Licensing Committee of

10/09/06: That the City Attorneys Office create an updated ordinance regarding drug paraphernalia.

Fiscal Note: N/A
Recommended For Approval

Miscellaneous Business

Alderman Maack stated the City Clerk requested the next meeting be held on October 23, 2006, due to there being 5 Mondays in the month.

Alderman Maack informed the committee about an off duty bouncer being involved in an incident at Cackle Jacks, and requested Capt. Pavidonis bring information to the next meeting regarding incident.

Alderman Shakoor stated the committee needs to get a handle on situations occurring at establishments holding a liquor license. When there is trouble, groups of patrons migrate from one bar to another, but we have to keep consistency.

Alderman Kaplan stated we need to put up road blocks to stop problems before they get out of control.

Alderman Maack informed the committee about a suggestion that was discussed at the special meeting, where the owner/agent would agree to negotiate an agreement where after an incident, the establishment will close for a certain amount of time.

Alderman Maack informed the Committee about the due process hearing for Shockers, 1632 Douglas Avenue, that is scheduled for October 25, 2006 at 5:00 P.M.

Adjournment

The meeting was adjourned at 6:55 P.M. by Alderman Holding. The next scheduled meeting of the Public Safety & Licensing is October 23, 2006.