



City of Racine

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

Meeting Minutes - Final

Public Safety and Licensing Committee

Chairman Jeff Coe
Vice Chair Raymond DeHahn
Tracey Larrin
Steve Smetana
Melissa Lemke

Tuesday, September 12, 2017

5:30 PM

City Hall, Room 307

Call To Order

PRESENT: 4 - Jeff Coe, Raymond DeHahn, Tracey Larrin and Steve Smetana

EXCUSED: 1 - Melissa Lemke

Approval of Minutes for the August 22, 2017 Meeting.

Minutes of the previous meeting were approved as printed on a motion of Alderman DeHahn, seconded by Alderman Larrin.

to Approve the Minutes

[637-17](#)

Subject: The following renewal application for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 2017-2018:

SAM'S RIVERBANK, LLC 3700 NORTHWESTERN AVENUE
(TRADENAME) RIVERSIDE INN
SAM NAIMI, AGENT

Recommendation of the Public Safety and Licensing Committee

on 06-13-17: That the renewal application for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 2017-2018, be deferred.

Recommendation of the Common Council on 06-20-17: That the renewal application for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 2017-2018 be referred back to the Public Safety and Licensing Committee.

Recommendation of the Public Safety and Licensing Committee

on 07-11-17: That the renewal application for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 2017-2018, be deferred until Mr. Naimi is compliant with the building and health department inspections. Assistant Attorney Tran stated she would

meet with Mr. Naimi, his attorney, and the department heads for building and health again to clarify the requirements needed to be compliant with city code.

Recommendation of the Public Safety and Licensing Committee

on 09-12-2017: That the renewal application for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 2017-2018, be deferred until the September 26, 2017 meeting in order to allow for Mr. Naimi to be able to comply with the agreement that he has three operator's with a current license and that the information be sent to the City Clerk's office. The City Clerk will then update the committee via email after processing the two applications which were applied for on 09-12-2017.

Fiscal Note: N/A

Asst. City Attorney Tran spoke to the committee in regards to Mr. Sam Naimi's agreement and informed the committee that he has complied with the building and health requirements . She stated the only thing that Mr. Naimi had not yet complied with was the submission of three current operator's to be hired to work at the establishment. Mr. Naimi has submitted the name of one current operator and the applications of two applicants who had just applied today and would need to go through the process of approval before the Operator's Licenses could be granted. Mr. Naimi was informed by the committee that although his suspension is scheduled to end on September 20, 2017; his license can not be granted until Mr. Naimi can show proof with the City Clerk's Office that he has obtained three current licensed bartenders to operate the bar. Mr. Naimi is scheduled to appear before the Public Safety and Licensing Committee on September 26, 2017 and the committee's recommendation will go before Common Council on October 3, 2017.

Jay Matter - (3021 Old Mill Road) spoke before the committee. Jay Matter is the president of the River Bluff Condo Association. Jay expressed concerns about granting a liquor license for Sam's Riverbank. Jay stated there are children that live in the establishment and he believes running a bar out of the establishment will cause more problems with the residents that live there.

Deferred

[812-17](#)

Subject:(New) Application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for Ron's Sports Pub, located at 3422 Douglas Ave, Ronald Stankovic, Agent. (7th District)

Recommendation of the Public Safety and Licensing Committee

on 09-12-2017: That the new application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for Ron's Sports Pub, located at 3422 Douglas Ave, Ronald Stankovic, Agent be approved.

Fiscal Note: N/A

Ron Stankovic spoke before the committee. Mr. Stankovic stated he was presented

with an opportunity to open another bar and plans to operate the bar much better than how the previous owner operated the establishment. Mr. Stankovic plans to hire a gentleman by the name of Dominick Anzalone to manage the bar. He stated that Dominick has four years experience in operating a bar.

Asst. City Atty. Tran expressed concerns about the drawing submitted by Mr. Stankovic of the outdoor area of the license premise. Asst. City Atty. Tran stated he did not include whether or not there would be seating and the drawing looks as if it would be in front of the entrance. Mr. Stankovic reassured the committee the seating would be set back from Douglas Avenue and he would be happy to resubmit a new drawing including the outdoor seating arrangement. Alderman Larrin asked that he submit the new drawing of the license premise to the City Clerk's Office by Friday, September 15, 2017.

Chris Johnson - (1235 Romayne Avenue) spoke before the committee stating that the outdoor seating area is set back from Douglas Avenue.

Recommended For Approval

[867-17](#)

Subject: (New) Application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for Culture Bar & Grill, located at 433 Main Street, William Vaughn, Agent. (1st District)

Recommendation of the Public Safety and Licensing Committee on 09-12-2017: That the new application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for Culture Bar & Grill, located at 433 Main Street, William Vaughn, Agent be deferred.

Fiscal Note: N/A

Damario Belcher, William Vaughn (agent), Travis Hunter and Roger Marshall appeared before the committee. Damario Belcher stated the four of them do not have any bar experience, but they have friends in the business that plan to walk them through the process every step of the way. Mr. Belcher stated that William, Travis, Roger and himself all worked together at InSinkerator and plan on using \$10,000 of their profit sharing funds for their business start up cost. Alderman Coe expressed his concern with their lack of funds, experience and license premise layout for the prospective commercial property.

Joanne Labre (223 Main Street) spoke before the committee. Joanne stated that she was the previous owner of the property on 433 Main Street. Joanne expressed concern about another tavern being opened up in the area and stated that she believes there will be a lot of cost to converting office space into a bar and grill.

City Administrator James Palenick spoke before the committee. Mr. Palenick suggested that Mr. William Vaughn and the other three members speak with Jeff Towne, in City Development to obtain information about small business start up help that is offered through the city. It was also mentioned that they should contact building, fire and health to find out what will be needed in order to open up the restaurant and be in compliance with City Ordinances. Alderman Coe also informed them of the White Box program.

Alderman Larrin made a motion to defer, seconded by Alderman Smetana to give the applicants time to present a more detailed business plan and submit a new license premise drawing.

Deferred

[841-17](#)

Subject: Application of Fifth Street Yacht Club of Racine, Inc., dba Fifth Street Yacht Club, Allen D. Goodman, Agent, for a **Change of Agent** for a "Class B" Club Fermented Malt Beverage and Intoxicating Liquor License for 761 Marquette Street. (4th District)

Recommendation of the Public Safety and Licensing Committee

on 09-12-2017: That the application of Fifth Street Yacht Club of Racine, Inc., dba Fifth Street Yacht Club, Allen D. Goodman, Agent, for a **Change of Agent** for a "Class B" Club Fermented Malt Beverage and Intoxicating Liquor License for 761 Marquette Street be approved.

Fiscal Note: N/A

Allen Goodman appeared before the committee. Allen stated he is looking to take over as the new agent for Fifth Street Yacht Club due to the previous agent retiring. Alderman DeHahn made a motion to approve, seconded by Alderman Smetana.

Alderman Coe also brought to Mr. Goodman's attention that currently the outside patio area is not included in the license premise for outdoor drinking. Alderman Coe and Asst. Atty. Tran asked that Mr. Goodman submit a communication to the City Clerk's Office to include the outdoor patio area in the license premise description.

Recommended For Approval

[795-17](#)

Subject: (Direct Referral) Request of the Committee for the appearance of Wendy Bishop, applicant for an Operator's License.

Recommendation of the Public Safety and Licensing Committee

on 09-12-2017: That the application of Wendy Bishop for an Operator's License be approved.

Fiscal Note: N/A

Wendy Bishop appeared before the committee. Ms. Bishop stated she is a bartender and a server at Buffalo Wild Wings. Alderman Coe expressed concerns about Ms. Bishop's three previous OWI convictions. One of the convictions being on 09-07-2007, one on 09-26-2007 with Kenosha County and the third one on 08-01-2015 in the Village of Mount Pleasant. Alderman Coe expressed concerns about her obtaining a Operator's License due to her previous incidents. Wendy stated her employer considers her to be a model employee and she has complied with the court ordered traffic safety course including a Drug and Alcohol class held at Gateway Technical College. Alderman DeHahn made a motion to approve, seconded by Alderman Smetana.

Approved

[852-17](#)

Subject:(Direct Referral) Request the appearance of Michael Winston, Agent for BJW's, LLC., located at 1301 Washington Ave., to discuss recent incidents occurring at your license premise.

Recommendation of the Public Safety and Licensing Committee on 09-12-2017: That the item be received and filed.

Fiscal Note: N/A

Mr. Michael Winston appeared before the committee. Sgt. Freidel was asked to update the committee on recent police calls to the establishment. On July 26, 2017 police were called in reference to shots fired outside of the bar. The investigation showed that there was a civil inside that referenced stolen money which resulted in one party shooting at another party. Mr. Winston stated that he has gone to several different measures to try and alleviate the disturbances occurring outside of his bar. Michael said that he has since updated his security surveillance system, hired more security and changed his close time to 1:40am.

Asst. City Atty. Tran made Mr. Winston aware he would need to take more initiative to comply with upholding the safety of city residents and his customer's safety. In an effort to prevent future incidents, Mr Winston agreed to voluntarily change his hours temporarily on Fridays and Saturdays to 1:00am. until further notice, starting this weekend.

Alderman Larrin made a motion to receive and file, seconded by Alderman DeHahn.

Received and Filed

[853-17](#)

Subject: (Direct Referral) Request the appearance of Dawn Burbey, Agent for Curmudgeon's., located at 3458 Rapids Drive., to discuss recent incidents occurring at your license premise.

Recommendation of the Public Safety and Licensing Committee on 09-12-2017: That the item be received and filed.

Fiscal Note: N/A

Dawn Burbey appeared before the committee. Sgt. Freidel was asked to update the committee on recent police calls to the establishment. On August 13, 2017, officers were called to the bar referencing an assault/fight in progress in the parking lot and on August 6, 2017 officers were called in reference to a female party being robbed of \$600.00 in the front entrance of the bar. He also stated the police noted they are called to this establishment every weekend.

Dawn stated she has changed her closing time during the week to 12am. and is considering getting rid of her party planner due to her belief of this being part of the reason why she is having problems at her establishment. Alderman Coe stated most of the incidents are occurring on Saturday's and the committee would like her to voluntarily change her Saturday closing time to 1:00am. Dawn Burbey agreed to

voluntarily comply with the Saturday closing time of 1:00am.

Alderman Larrin made a motion to receive and file, seconded by Alderman Coe.

Received and Filed

[851-17](#)

Subject: (Direct Referral) (New) application for a Public Passenger Driver's License for Aaron Haugen, for A-1 Safe Cab.

Recommendation of the Public Safety and Licensing Committee on 09-12-2017: That the new application for a Public Passenger Driver's License for Aaron Haugen, for A-1 Safe Cab be denied.

Fiscal Note: N/A

Aaron Haugen appeared before the committee. Sgt. Freidel stated Mr. Haugen on July 31, 2017 was accused of committing fraud against his place of employment at the BP Durand Avenue Mart. The employer, Jay Patel stated Mr. Haugen and another employee had been overcharging customers for cigarettes and both employees had been using a credit card that belonged to a customer.

Alderman Coe expressed concerns regarding the incident and Mr. Haugen's failure to disclose the BP Durand Avenue Mart as a place of employment on his public passenger driver's license application. Mr. Haugen stated he did not disclose the place of employment because his phone died and he did not know of the exact address to put down on the application. Mr. Haugen also claimed to have informed A-1 Safe Cab of the allegations of fraud against him made by his previous employer.

Alderman Larrin made a motion to deny, seconded by Alderman Coe due to the allegations against him of not being honest and his failure to disclose his prior place of employment where the incident of fraud had occurred on his public passenger driver's license application.

Recommended For Denial

[915-17](#)

Subject: Ordinance 0012-17 - To repeal and recreate Chapter 22, Article XVII. - HAWKERS AND PEDDLERS

Recommendation of the Public Safety and Licensing Committee on 9-12-2017: That Ordinance 0012-17 be Recommended for Adoption.

Fiscal Note: N/A

Asst. City Atty. Tran presented Ordinance 0012-17 - To repeal and recreate Chapter 22, Article XVII. - HAWKERS AND PEDDLERS, to the committee and asked the Ordinance be recommended for adoption subject to any grammatical changes.

Recommended For Adoption

[916-17](#)

Subject: Ordinance 0013-17 - Amending Chapter 50 - FIRE PREVENTION AND PROTECTION

**Recommendation of the Public Safety and Licensing Committee
on 9-12-2017:** That Ordinance 0013-17 be Recommended for Adoption.

Fiscal Note: N/A

Asst. City Atty. Tran presented Ordinance 0013-17 - Amending Chapter 50 - FIRE PREVENTION AND PROTECTION, to the committee and asked the Ordinance be recommended for adoption subject to any grammatical changes.

Recommended For Adoption

[918-17](#)

Subject: Ordinance 0014-17 - To repeal and recreate Chapter 66, Article XIX. - FIREWORKS

**Recommendation of the Public Safety and Licensing Committee
on 9-12-2017:** That the Ordinance 0014-17 be Recommended for Adoption.

Fiscal Note: N/A

Asst. City Atty. Tran presented Ordinance 0014-17 - To repeal and recreate Chapter 66, Article XIX. - FIREWORKS , to the committee and asked the Ordinance be recommended for adoption subject to any grammatical changes.

Recommended For Adoption

[921-17](#)

Subject: Ordinance 0015-17 - An Ordinance to repeal and recreate Chapter 66, Article XXIX. - Nuisance Properties of the Code of Ordinances.

**Recommendation of the Public Safety and Licensing Committee
on 9-12-2017:** That Ordinance 0015-17 be recommended for approval.

Fiscal Note: N/A

Asst. City Atty. Tran presented Ordinance 0015-17 - An Ordinance to repeal and recreate Chapter 66, Article XXIX. - Nuisance Properties of the Code of Ordinances, to the committee and asked the Ordinance to be recommended for approval.

Recommended for Approval

[815-17](#)

Subject: Communication from the Purchasing Agent submitting the report on the bids received for the sale of Abandoned Vehicles, August 18, 2017.

**Recommendation of the Public Safety and Licensing Committee
on 09-12-2017:** That the item be Received and Filed as the highest responsible bidder from the two received bids was Sturtevant Auto Salvage .

Fiscal Note: This will generate \$14,680.00 in revenue for account 13101 48301.

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

Recommended to be Received and Filed

[856-17](#)

Subject: License Premise Report for September 12, 2017

Recommendation of the Public Safety and Licensing Committee on 09-12-2017: That the License Premise Report for September 12, 2017 be received and filed.

Fiscal Note: N/A

Sgt. Freidel stated in regards to the incident at Booster's Buoy - 209 Dodge Street, referencing someone singing the Star Spangled Banner around 9:30pm very loudly; the owner/ manager said the event was approved by the Racine Common Council. Alderman Larrin verified she did speak to the owner of the establishment and made them aware this was not approved by the Racine Common Council. Sgt. Freidel also brought up on Saturday, September 2, 2017, neighborhood complaints were received coming from Tropical Paradise - 1600 Douglas Avenue, regarding a loud crowd, profanity and fighting during late night hours. Alderman Larrin stated this happened after the new applicant was approved for the establishment.

Alderman DeHahn made a motion to receive and file the balance of the License Premise report, seconded by Alderman Larrin.

Received and Filed

Public Comments

No one appeared to speak for Public Comment.

Adjournment

The meeting was adjourned at 7:30pm.