



City of Racine Meeting Minutes

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

License and Welfare Committee

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

Monday, April 10, 2006

5:00 PM

Call To Order

PRESENT: 5 - David L. Maack, Q.A. Shakoor II, Sandy Weidner, Gregory Holding and Tim Hermes

Approval of Minutes for the March 27, 2006 Meeting.

to Approve the Minutes

1. [06-1744](#) **Subject:** Communication from Police Chief Spenner, requesting authorization to accept the United States Department of Homeland Security Buffer Zone Protection Plan grant (City Grant Control No. 2005-031), in the amount of \$49,970. This will require no City funding. Application was approved by Resolution No. 6628, August 16, 2005.

Recommendation of the Finance & Personnel Committee 04-10-06:

That the Mayor and City Clerk be authorized and directed to enter into an agreement with the United States Department of Homeland Security Buffer Zone Protection Plan grant (Grant Control No. 2005-031), to be utilized for Regency Mall, in the amount of \$49,970.

Recommendation of the License & Welfare Committee 04-10-06:

That the Mayor and City Clerk be authorized to enter into an agreement with the United States Department of Homeland Security Buffer Zone Protection Plan grant (Grant Control No. 2005-031), for Regency Mall, in the amount of \$49,970.

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

Recommended For Approval

2. [06-1750](#) **Subject:** (Direct Referral) Bids for Contract 20-06 (K6-021) Electric Improvements at Lockwood Park.

Recommendation: That the bid of Great Lakes Electric of Kenosha, in

the total amount of \$43,575.00 be accepted, they being the lowest responsible bidder.

Fiscal Note: Funds are available in account #931.230.5950, Lockwood Tennis Courts.

Donnie Snow appeared and informed the committee there were three bids received for this project. He stated he recommended the bid be awarded to Great Lakes Electric, they being the lowest responsible bidder.

He informed the committee this work is scheduled to be completed this year and there would be no future programs held at Lockwood Park for the remainder of the year.

Alderman Weidner noted her disappointment in the activities being cancelled as this is one of the only parks in the area and they offer a variety of activities for the children.

Recommended For Approval

3. [06-1734](#)

Subject:Communication from the Rotary Foundation of Racine West, Inc., requesting permission to utilize Samuel Meyers Park for the use of selling beverages, beer, food items and providing live entertainment. The Rotary Foundation is also requesting traffic control between 14th and 16th Street for the dates: July 7 & 8, 2006.

Recommendation: That permission be granted upon the Rotary Club obtaining a Temporary Class "B" Retailer's License and contingent upon approval of the Parks, Recreation & Cultural Service Board and the Department of Public Works.

Fiscal Note: N/A

Recommendation of the Public Works and Services Committee

(4-18-06): The owner of Michigan's Pub be granted permission to close Hubbard Street from Michigan Boulevard to Chatham Street, from 7:00 a.m. to 3:00 p.m. on Sunday, January 1, 2006, in conjunction with the Splash and Dash Polar Bear Plunge, with the following stipulations:

- a. A hold harmless agreement be executed;
- b. A liability insurance certificate be filed prior to this event;
- c. Any overtime costs incurred by any City department be charged to the sponsor;
- d. The sponsor shall notify all abutting property owners seventy-two (72) hours in advance of this event;
- e. No alcoholic beverages will be sold and/or dispensed within the street right-of-way;
- f. In the event of snow, the sponsor shall remove all barricades from the street.

g. The sponsor shall pay a \$250.00 special event fee. Further recommends that the Commissioner of Public Works and Chief of Police provide limited assistance, in the interest of safety, to implement this event.

Fiscal Note: There will be nominal costs to various City departments, on a regular shift basis, to assist in implementing this event.

Donnie Snow appeared and informed the committee this item will be addressed at the Parks, Recreation and Cultural Services meeting on Wednesday, April 12, 2006.

Dan Wright informed the committee the Rotary Club provides their own insurance for this event.

Granted Permission

4. [06-1724](#) **Subject:** Communication from Purchasing Agent requesting to discuss the proposals received, to Operate a Taxicab service for the City of Racine.

Recommendation: The proposal of Joel Venn and Sally Pieske to purchase the City's taxicab service for \$16,000.00 be accepted, subject to evidence of compliance with the terms of the proposed contract for sale; that the Mayor and City Clerk be authorized and directed to enter into a contract with the corporation to be established by the buyers for operation of the taxicab service, and that Resolution #6862 of 1-17-06, which authorized sale of the taxicab service to Hafiz Trans, Inc. be rescinded.

Fiscal Note: This sale will result in receipt by the City of \$16,000.00.

Dan Wright informed the committee the City received three proposals. He recommended the proposal received of S&R Transport be approved contingent upon compliance of a draft contract.

He informed the committee S&R Transport were planning to use 1303 Villa Street for operating/dispatch purposes and they had a location in Sturtevant that would be used for mechanical issues.

Recommended For Approval

5. [06-1644](#) **Subject:** Application of Midtown Market, LLC, Jagtar Singh, Agent, for a Class "A" Retail Fermented Malt Beverage License for 1229 Eleventh Street. (1st District) (Alderman of the 1st District included in reference)

Recommendation: License be granted.

Fiscal Note: N/A

(3-13-06 Meeting)

Ayes: 3 - Q.A. Shakoor II, Sandy Weidner and Tim Hermes

Noes: 1 - Gregory Holding

Non-voting: 1 - David Maack

(3-27-06 Meeting)

Recommendation: Defer until 4-10-06 meeting License & Welfare meeting.

Recommendation of License & Welfare Meeting 04-10-06: License be denied due to high concentration of existing liquor establishments in the area and the fragility of the neighborhood.

Ayes: 3 - Sandy Weidner, Gregory Holding and Tim Hermes

Noes: 1 - Q.A. Shakoor, II

Non-voting: 1 - David Maack

Fiscal Note: N/A

Alderman Fair spoke briefly to the committee. He informed the committee the establishment currently holds a license and it's just a new applicant. He asked the committee to reconsider their position and recommended approval of the license.

Randy Musteif (current owner) appeared and informed the committee that he could not understand why the committee was against issuing a license to a new owner. He questioned the committee on whether or not they would deny a license to Arbee's Liquor or Timer's if a new applicant would come in and apply.

Mr. Singh spoke and informed the committee he had been working at the establishment while he was waiting for the process of his application to go through the necessary procedures.

Alderman Shakoor questioned Mr. Singh on what actions he would take to correct the loitering problems in the parking lot of the establishment.

Alderman Weidner wanted to point out that Mr. Musteif has to understand the establishments he quoted, are actually liquor stores and not convenience stores. She also stated that the former owner was not forthright or cooperative with the committee.

Alderman Holding spoke on the handouts that were distributed by Captain Paviolonis and

a map which was provided by the engineering department. He pointed out there are currently 22 liquor licenses within a 1/2 mile radius of this location.

City Attorney Wright informed the committee there are things to consider when an establishment currently holds a license and a new applicant is applying, such as repetitive problems related to the business.

A motion was made by Alderman Holding that this Communication be Recommended For Denial. The motion was APPROVED by the following vote:

AYES: 3 - Sandy Weidner, Gregory Holding and Tim Hermes

NOES: 1 - Q.A. Shakoor II

NON VOTING: 1 - David L. Maack

6. [06-1723](#) **Subject:** (Direct Referral) Application of Shuttlebug, for a Public Passenger Vehicle Provider's License.

Recommendation: License be granted.

Fiscal Note: N/A

Recommended For Approval

7. [06-1730](#) **Subject:** (Direct Referral) Application for Gasoline Service Station Owner's License & Managers License, for Balark LLC, Mitan Pandya at 600 3 Mile Road (3 Mile Citgo).

Recommendation: The license be granted contingent upon approvals of the Public Works Department and Building Department.

Fiscal Note: N/A

Recommended For Approval

8. [06-1731](#) **Subject:** (Direct Referral) Application for Gasoline Service Station Owner's License & Manager's License for Balark LLC, Mitan Pandya, at 2500 Lathrop Avenue (Lathrop Marathon).

Recommendation: The license be granted contingent upon approvals of the Public Works Department and Building Department.

Fiscal Note: N/A

Recommended For Approval

9. [06-1773](#) **Subject:** The request of the Committee for the appearance of the following license holder for incidents that appeared on the January - February /February - March 2006 Licensed Premises Report.

(a) Shocker's- Amer Assad, Agent
1632 Douglas Avenue

Recommendation: That the item be received and filed with the owner working with the Police Department and the Alderman to remedy some of the problems.

Ayes: 3 - David Maack, Q.A. Shakoor II, Sandy Weidner
Noes: 2 - Gregory Holding and Tim Hermes

Fiscal Note: N/A

Captain Pavilonis briefed the committee on some of the reports the police department has responded to at this establishment in the last year. He stated the tavern is very active, but whenever the police department has responded to the location, Mr. Assad has been very cooperative.

Mr. Assad addressed the committee and informed them he nor any of his staff were aware of the shooting incident that supposedly occurred at his establishment on 1-1-06. Mr. Assad stated he has discontinued "ladie's night" and has changed the type of music they play to help alleviate some of the problems. He also informed the committee he is willing to work with them to make whatever changes are necessary to run a respectable establishment.

Alderman Holding spoke and stated he was not pleased with the seriousness of some of the incidents and he would recommend a due process hearing.

Alderman Hermes spoke and stated he was concerned with the amount of incidents that were occurring at this establishment and he was in agreement with Alderman Holding that we should begin a due process hearing.

Alderman Weidner stated she felt Mr. Assad has always been very cooperative with this committee and has worked with the police department and she feels Mr. Assad should be given another chance.

Alderman Maack stated he was first leaning towards a due process hearing, but he also

felt Mr. Assad should be given another chance. He informed Mr. Assad he should check into the facade grants that are available and work towards cleaning up his establishment.

Alderman Shakoor informed Mr. Assad that he needs to work with the Alderman of the district and take the necessary steps to make his establishment a better environment. He also stated he has no problem in calling Mr. Assad back in if the problems continue, and he will not hesitate to begin a due process hearing.

Received and Filed

10. [06-1737](#) **Subject:** The request of the committee for the appearance of the following license holder for an incident on the report of the Racine County Sheriff's Department on a November - December 2005 cigarette sting operation under the WINS Program.

- a. Angad Investment, LLC (deferred from last meeting)
Syed Hussain, Agent - 2500 Lathrop Ave.

Recommendation: The item be received and filed.

Fiscal Note: N/A

Mr. Syed Hussain appeared and informed the committee he is selling the business. He stated the new owners will live in town and will be a part of the community. He stated he is getting out of the business due to some problems he's had with the gasoline wholesaler.

He stated he was out of the country when this incident took place, but he had spoke with his manager who stated the clerk had made a mistake.

Received and Filed

11. [06-1765](#) **Subject:** Request of the Committee for the appearance of Benjamin Bengston, regarding his application for an Operator's License.

Deferred

12. [06-1766](#) **Subject:** (Direct Referral) Communication from the Purchasing Agent submitting bids for ninety-three (93) Abandoned Vehicles.

Recommendation: The item be received and filed.

Fiscal Note: This will generate \$11,466.00 in revenues.

Recommended to be Received and Filed

13. [06-1764](#) **Subject:** (Direct Referral) Applications for Operator's (Bartender) licenses.

Recommendation: Licenses be granted.

Fiscal Note: N/A

Granted