



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 Terry McCarthy,

Monday, May 11, 2009

5:00 PM

City Hall, Room 205

Call To Order

PRESENT: 5 - Alderman Wisneski, Terry McCarthy, Jim Kaplan, Robert Mozol and David L. Maack

Approval of Minutes for the April 27, 2009 Meeting.

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

[09-3536](#)

Subject: Communication from Fire Chief Hansen requesting a hold harmless agreement for conducting fire department training at 5230 Durand Av, Regency Mall Cinema, before it is razed.

Recommendation of the Public Safety and Licensing Committee on 5-11-09: That a hold harmless agreement be executed between the City of Racine and Regency Mall Cinema before the building is razed.

Fiscal Note: N/A

Division Chief Bush informed committee members the the Regency Mall Cinema had requestes a hold harmless agreement before the building is razed.

Recommended For Approval

[09-3535](#)

Subject: Communication from the Purchasing Agent, submitting bids for Official Notice #8, One (1) Ten-Person Rapid Deployment Vehicle, for the Racine Police Department.

Recommendation of the Public Safety & Licensing Committee on 5-11-09: That the bid be awarded to Ewald Automotive Group, they being the lowest responsible bidder at their bid price of \$66,721.00.

Fiscal Note: Funds are available in account 241.000.5780.

Purchasing Agent Aiello informed committee members that only two bids were received and he recommended the bid be awarded to Ewald Automotive Group, they being the lowest responsible bidder.

Recommended For Approval

[09-3436](#)

Subject: (Direct Referral) Request of the Committee for the

appearance of Pythaphone Khampane, Agent for Sticky Rice/Ginger, 337 Main Street, due to incidents at the establishment over the last year.

Recommendation of the Public Safety & Licensing Committee on 4-27-09: That the item be deferred until the May 11, 2009 meeting.

Recommendation of the Public Safety & Licensing Committee on 5-11-09: That the item be received and filed.

Fiscal Note: N/A

Alderman Coe informed committee members he had requested the agent from this establishment appear due to numerous complaints he had received from residents in the area. He stated there has been improvement shown in the last couple of weeks.

Pythaphone Khampane appeared and informed committee members he been working with the alderman as well as the residents in the area to maintain and control some of the problems. He informed members he has a dosimeter to control the the music levels.

Sgt. Macemon explained that on occasion they do use the dosimeter to check music levels at various establishments. He stated they can check this establishment for the next several weeks to see if they are within the level of the ordinance requirement.

Received and Filed

[09-3437](#)

Subject: (Direct Referral) Request of the Committee for the appearance of Ralph Martinez, Agent for 2nd Time Around, 1922 Sixteenth Street, due to incidents at the establishment over the last year.

Recommendation of the Public Safety & Licensing Committee on 4-27-09: That the item be deferred until the May 11, 2009 meeting.

Recommendation of the Public Safety & Licensing Committee on 5-11-09: That the City Attorney work with the agent on a security plan and what measures will be taken for improvement as well as a side agreement if the plan is not followed and come back before the committee to present their plan when it is ready.

Mr. Ralph Martinez appeared before the committee and stated that of the 36 calls listed, 27 of them were not related to his establishment. He stated that the police continue to sit in the parking lot across from his establishment and this is the reason for the number of calls listed.

He stated they have private security on Thursday, Friday & Saturday and they have a total of 8 security bouncers. He stated his capacity is 180 and there are numerous times when the bar is full to capacity.

He was questioned on whether he felt scaling back the number of people would help some of the issues that had been occurring and he stated he was doing everything he could.

Sgt. Macemon informed committee members that he is normally involved on a lot of these calls as he is the third shift sergeant. He stated his security can not handle the crowd and the reason the officers are known to sit there is to try and prevent problems before they get out of hand.

Deferred

[09-3538](#)

Subject: (Direct Referral) Request of the committee for the appearance of Rajinder Kaur, Agent for Max's Supermarket, LLC (Matranga's Shoprite), 1200 Villa Street, for selling alcohol to an underage volunteer on April 15, 2009.

Recommendation of the Public Safety & Licensing Committee on

5-11-09: That the item be deferred for two weeks and the agent be requested to appear.

Deferred

[09-3539](#)

Subject: (Direct Referral) Request of the committee for the appearance of Parit Patel, Agent for Liquor Depot, 1401 Washington Avenue, for selling alcohol to an underage volunteer on April 15, 2009.

Recommendation of the Public Safety & Licensing Committee on

5-11-09: That the item be received and filed.

Fiscal Note: N/A

Mr. Parit Patel appeared and informed members that his employee (Akish Patel) made a mistake as he was in a hurry and did not concentrate. They have a policy to ID anyone who appears to 45 years of age or younger. They will be considering the installation of the automatic system by the end of this year.

Received and Filed

[09-3540](#)

Subject: (Direct Referral) Request of the committee for the appearance of Zohaib Mir, Agent for Raytown Enterprises (Citgo on Durand), 2731 Durand Avenue, for selling alcohol to an underage volunteer on April 15, 2009.

Recommendation of the Public Safety & Licensing Committee on

5-11-09: That the item be referred to the City Attorney to come up with some resolution to the ongoing problems and this item come back before this committee with agent present to discuss the conclusion.

Mr. Zohaib Mir appeared and informed committee members the employee responsible for this sale had only been employed at the store for two weeks. He stated he was informed that the buyer was a familiar face to his employee and the buyer, he asked him for ID and stated he had forgot his ID and the employee said he would let him slide this time.

It was questioned of the police department if this is the training the volunteers are given, and Sgt. Payne stated definitely not. They are instructed if they are asked to

provide ID, to leave the merchandise and walk out, not to try and talk their way out of it.

Deferred

Alderman Wisneski was excused at 6: 20p.m. and Alderman Maack presided over the remainder of the meeting.

09-3541

Subject: (Direct Referral) Request of the committee for the appearance of Vicky Huska, Agent for Speedway #2089, 4620 Washington Avenue, for selling alcohol to an underage volunteer on April 15, 2009.

Recommendation of the Public Safety & Licensing Committee on 5-11-09: That the item be received and filed and the new agent appear at the City Clerk's Office on 5-12-09 to file the necessary change of agent paperwork.

Fiscal Note: N/A

Tim Justus, new agent for the establishment appeared with his District Manager and informed members he had been the agent since March 31, 2009. The District Manager stated that the paperwork was being processed through their corporate offices and should be completed soon. City Clerk explained there had been no paperwork filed in her office for a new agent and the store was in violation. They needed to have someone in her office the next day to complete the necessary paperwork so that this item can come before this committee at their next meeting.

Regards to the incident they were being called in for, it was stated that the company has a very extensive training procedure that all employees must go through. He stated the employee did not check ID and has been terminated.

Received and Filed

09-3542

Subject: (Direct Referral) Request of the committee for the appearance of Aziz Abdul, Agent for SF Food Mart (MJ Food Mart), 1347 Lathrop Avenue, for selling alcohol to an underage volunteer on April 15, 2009.

Recommendation of the Public Safety & Licensing Committee on 5-11-09: That the item be received and filed.

Fiscal Note: N/A

Mr. Aziz Abdul appeared and informed committee members the employee who is responsible informed him he was having a very bad day when this incident occurred. He stated that a family member was ill and he was not focusing on his responsibilities. Mr. Abdul suspended the employee for one week.

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.

Recommendation of the Public Safety & Licensing Committee on 1-12-09: That the item be deferred until the parties reach an agreement and the item be brought back before the committee at the appropriate time as well as referred to Finance and Personnel.

Recommendation of the Public Safety & Licensing Committee on 4-13-09: That the item be deferred until the April 27, 2009 meeting.

Recommendation of the Public Safety & Licensing Committee on 4-27-09: That the item be deferred until the May 11, 2009 meeting.

Recommendation of the Public Safety & Licensing Committee on 5-11-09: That the item be deferred until the Tuesday, May 26, 2009 meeting as both parties have a meeting scheduled to discuss a few issues.

Deferred

[09-3572](#)

Subject: (Direct Referral) License Premise Report for 4-22-09 to 05-06-09

Recommendation of the Public Safety & Licensing Committee on 5-11-09: That the report be received and filed and the agent for the Winner's Circle be requested to appear at the June 8th meeting and the police department provide a 12 month report for this establishment.

Fiscal Note: N/A

Received and Filed

[09-3579](#)

Subject: (Direct Referral) Special Report - Tobacco Compliance Checks - May 7, 2009

Recommendation of the Public Safety & Licensing Committee on 5-11-09: That the agents of the following establishments be requested to appear at the next meeting and the balance of the report be received and filed:

Magic Dollar Plus
1007 Washington Avenue

Cash Discount
2500 Lathrop Avenue

Port of Call Liquors
918 West Boulevard

Fiscal Note: N/A

Received and Filed

[09-3571](#)

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

Recommendation of the Public Safety & Licensing Committee on 5-11-09: That the Operator's (Bartenders) Licenses be granted.

Fiscal Note: N/A

Granted

Miscellaneous Business

It was requested the police department provide a report for the VRC, 3701 Durand Avenue. Sgt. Payne informed committee members his report would be very general as he will be on vacation and not returning until the day before the next meeting.

PUBLIC COMMENT

Joey Legath

Adjournment

The meeting was adjourned at 6:35p.m. by Alderman Kaplan.