



Common Council

Special Untelevised

335 South Broadway
De Pere, WI 54115
<http://www.de-pere.org>

Minutes

Tuesday, August 29, 2017

6:30 PM

De Pere City Hall Council Chambers

1. Agenda for Said Meeting: The Special Untelevised Meeting of the Common Council was called to order by Mayor Walsh on August 29, 2017 at 6:30 PM, De Pere City Hall Council Chambers, 335 S. Broadway Street, De Pere, WI.

Attendee Name	Title	Status
Michael J. Walsh	Mayor	Present
James Boyd	Aldersperson	Present
Dan Carpenter	Aldersperson	Present
Scott Crevier	Aldersperson	Present
Jonathon Hansen	Aldersperson	Excused
Ryan Jennings	Aldersperson	Present
Larry Lueck	Aldersperson	Excused
Casey Nelson	Aldersperson	Present
Dean Raasch	Aldersperson	Late

2. Hearing to consider the suspension or revocation of the Class "B" Fermented Malt Beverage and "Class B" Intoxicating Liquor License issued to Shannon's Haystack LLC, Kevin Charles, Agent, for the premises known as Chatterhouse 2016, 615 George St., De Pere, WI is scheduled for 6:30 p.m.

Mayor Walsh announced the hearing to consider the suspension or revocation of the Class "B" Fermented Malt Beverage and "Class B" Intoxicating Liquor License issued to Shannon's Haystack LLC, Kevin Charles, Agent, for the premises known as Chatterhouse 2016, 615 George Street, De Pere, WI.

Mayor Walsh introduced Village of Ashwaubenon Attorney Tony Wachewicz to the Council. Carrie S. Bohrer, Court Reporter, transcribed the minutes for the hearing. Attorney Tony Wachewicz acted as the Common Council's legal advisor for the hearing, as De Pere City Attorney Judith Schmidt-Lehman acted in the role of prosecutor. Present at the hearing were Captain Dale Haagen of the De Pere Police Department, Kevin Charles of Shannon's Haystack LLC, and Don Mjelde of the Brown County Tavern League.

De Pere City Attorney Judith Schmidt-Lehman began with opening statements and called Officer Jedd Bradley forward. Officer Bradley was sworn in by the Court Reporter and explained the compliance checks performed by his department. Discussion followed. City Attorney Schmidt-Lehman presented Exhibits 2-5; those Exhibits have been placed on file with the City Clerk's Office and are attached as an addendum to these minutes. City Attorney Schmidt-Lehman called forward the next witness, Officer Russell Holcomb. Officer Holcomb was sworn in by the Court Reporter. He explained his check of Chatterhouse on June 25, 2017 that resulted in another citation for not having a licensed operator on premises. City Attorney Schmidt-Lehman presented Exhibit 6, a copy of the citation, and Exhibit 1, the Admission of Service.

Kevin Charles, Agent for the premises known as Chatterhouse 2016, was sworn in by the Court Reporter. He provided testimony regarding the three citations received and answered questions of the Council. City Attorney Schmidt-Lehman provided closing testimony for the City of De Pere; Don Mjelde of the Brown County Tavern League provided closing testimony on behalf of the License holder.

Alderson Raasch moved, seconded by Alderson Boyd to enter into closed session at 7:32 p.m. Upon vote, motion carried unanimously. Alderson Raasch moved, seconded by Alderson Boyd to open the meeting at 8:10 p.m. Upon vote, motion carried unanimously. Alderson Carpenter moved, seconded by Alderson Crevier to suspend the Class B Combination License held by Shannon's Haystack LLC for 10 consecutive days, beginning on Monday, September 11, and required the Licensee to meet with the De Pere Police Department regarding alcohol compliance. Upon vote, motion carried 7-1 with Alderson Nelson voting nay.

3. Hearing to consider the suspension or revocation of the Class "B" Fermented Malt Beverage and "Class B" Intoxicating Liquor License issued to Dan Cer Inc., Marc Bilotti, Agent, for the premises known as Bilotti's Pizza Garden, 111-113 N. Broadway Street, De Pere, WI, is scheduled for 7:30 p.m.

Mayor Walsh announced the hearing to consider the suspension or revocation of the Class "B" Fermented Malt Beverage and "Class B" Intoxicating Liquor License issued to Dan Cer Inc., Marc Bilotti, Agent, for the premises known as Bilotti's Pizza Garden, 111-113 N. Broadway Street, De Pere, WI. Mayor Walsh introduced Village of Ashwaubenon Attorney Tony Wachewicz to the Council. Carrie S. Bohrer, Court Reporter, transcribed the minutes for the hearing. Attorney Tony Wachewicz acted as the Common Council's legal advisor for the hearing, as De Pere City Attorney Judith Schmidt-Lehman acted in the role of prosecutor.

Present at the hearing were Captain Dale Haagen of the De Pere Police Department, Marc Bilotti of Dan Cer Inc., and Don Mjelde of the Brown County Tavern League.

Mr. Bilotti was willing to stipulate to the allegations and complaint; City Attorney Schmidt-Lehman provided closing testimony for the City of De Pere and Don Mjelde of the Brown County Tavern League provided closing testimony on behalf of the License holder.

Alderson Raasch moved, seconded by Alderson Crevier to enter into closed session at 8:20 p.m. Upon vote, motion carried unanimously. Alderson Carpenter moved, seconded by Alderson Raasch to open the meeting at 8:33 p.m. Upon vote, motion carried unanimously. Alderson Raasch moved, seconded by Alderson Crevier to suspend the Class B Combination License held by Dan Cer Inc. for 10 days on Mondays and Tuesdays, beginning on Monday, September 11, and required the Licensee to meet with the De Pere Police Department regarding alcohol compliance. Upon vote, motion carried unanimously.

4. Deliberations by the Council upon the conclusion of any of the above hearings.
5. Decision, if any, on any of the above hearings may be announced by the Council at the conclusion of its deliberations pertaining to that hearing.
6. Adjournment. Alderson Raasch moved, seconded by Alderson Carpenter to adjourn the meeting at 8:34 p.m. Upon vote, motion carried unanimously.

Respectfully submitted,

Shana Ledvina, Clerk-Treasurer