



License Committee

Regular Meeting

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

Minutes

Tuesday, August 7, 2018

6:45 PM

De Pere City Hall Riverview Room

1. Call to Order: The meeting was called to order at 6:45 PM by Alderperson Boyd.

Attendee Name	Title	Status
James Boyd	Alderperson	Present
Dan Carpenter	Alderperson	Present
Jonathon Hansen	Alderperson	Present

2. Approval of the Minutes of the July 17, 2018 License Committee Meeting.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Dan Carpenter, Alderperson
SECONDER:	Jonathon Hansen, Alderperson
AYES:	James Boyd, Dan Carpenter, Jonathon Hansen

3. Public Comment Period and other Announcements. None.

4. Operator License Applications.*

Previously Tabled Operator License Applications were presented. Alderperson Boyd moved, seconded by Alderperson Carpenter to open the meeting. Upon vote, motion carried unanimously.

Applicant #1, Elizabeth R. Doro, was present. The applicant answered the Committee's questions. Applicant #2, Angel M. Duval, was present. The applicant answered the Committee's questions.

Applicant #3, Richard L. Hendricks, was present. Ald. Boyd explained that his 2017 conviction for underage sale was not listed on the application. The applicant explained that he did not catch it the first time.

Application #4 for Andrew W. Kane was presented. The applicant answered the Committee's questions. Application #7 for Amy C. Pagenkopf was presented. The applicant answered the Committee's questions. Her Parole Officer sent an email to Chief Beiderwieden regarding her application and noted that since she didn't have a work location listed on her application, she could not receive the operator's license. He stated that if she lists a location and resubmits the application, he will evaluate it at that time.

Alderperson Boyd read the email from the Probation Officer to Chief Beiderwieden.

Application #8 for Amanda K. Wydeven was presented. The applicant answered the Committee's questions. Alderperson Boyd moved, seconded by Alderperson Carpenter to close the meeting. Upon vote, motion carried unanimously. Alderperson Carpenter moved, seconded by Alderperson Hansen to approve Previously Tabled Operator License Applications #1-3, 4 and 8. Upon vote, motion carried unanimously. Alderperson Carpenter moved, seconded by Alderperson Hansen to table Previously Tabled Operator License Application #6. Upon vote, motion carried unanimously. Alderperson Carpenter moved, seconded by Alderperson Boyd to approve Previously Tabled Operator License Application #5 if the applicant's arrest is still pending. Upon vote, motion carried unanimously. Alderperson Carpenter moved, seconded by Alderperson Boyd to table Previously Tabled Operator License Application #7 until a work location is identified by the applicant. Upon vote, motion carried unanimously.

Alderson Carpenter moved, seconded by Alderson Hansen to approve Temporary Operator License Applications #1-5. Upon vote, motion carried unanimously.

Alderson Carpenter moved, seconded by Alderson Boyd to open the meeting.

Upon vote, motion carried unanimously. Applicant Alec Fowler asked if he needed to come to the meetings each year for his Temporary Operator License Application.

Alderson Boyd instructed him to come back only if he receives violations between this approval and the next. Alderson Carpenter moved, seconded by Alderson Boyd to close the meeting. Upon vote, motion carried unanimously.

Alderson Boyd moved, seconded by Alderson Hansen to approve Renewal Operator License Applications #1-6. Upon vote, motion carried unanimously.

Alderson Boyd moved, seconded by Alderson Carpenter to open the meeting. New Operator License Applicant #2, Nichole E. Culp, was present and answered the Committee's questions. Alderson Carpenter moved, seconded by Alderson Hansen to close the meeting. Upon vote, motion carried unanimously. Alderson Carpenter moved, seconded by Alderson Hansen to approve Operator License Applications #1-5, 7-8, and 10-17. Upon vote, motion carried unanimously. Alderson Carpenter moved, seconded by Alderson Hansen to table Operator License Applications #6 and 9. Upon vote, motion carried unanimously.

5. Application for a Class "B" Fermented Malt Beverage & "Class B" Intoxicating Liquor License for Ray Ray LLC (DBA Artless Bastard), 353 Main Av Suite A. Submitted by Ray Ray LLC, Agent: Timothy J. Jelinski, De Pere, WI.

Alderson Carpenter moved, seconded by Alderson Hansen to consider the ordinance change. Upon vote, motion carried unanimously.

6. Application for a Special Permit Allowing Consumption of Alcohol Beverages on Public Ways. Submitted by Definitely De Pere for Art Walk on Friday, August 10 from 4:00 p.m. - 8:00 p.m.*

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jonathon Hansen, Alderson
SECONDER:	Dan Carpenter, Alderson
AYES:	James Boyd, Dan Carpenter, Jonathon Hansen

7. Review Changes to State Law Concerning Use of Arrest and Conviction Records in Licensing Decisions (tabled at the July 17, 2018 License Committee Meeting).

This item was considered after Agenda Item #2.

City Attorney Judy Schmidt-Lehman explained the changes to state law on August 1.

Arrest records can no longer be used as the sole reason to deny a license unless the arrest is due to a crime that caused great bodily harm or crimes against children that are of a violent nature. Pending arrests for alcohol related offenses can no longer be used. Moving forward, reasons why a conviction record would affect the denial of a license should be noted in the minutes and in the letter to the applicant, and the applicant will have the opportunity after denial to prove that they have been substantially rehabilitated.

Discussion followed.

8. Adjournment.

Alderson Boyd moved, seconded by Alderson Hansen to adjourn the meeting at 7:22 p.m. Upon vote, motion carried unanimously.

Respectfully submitted,

Shana Ledvina, Clerk-Treasurer