



License Committee

Regular Meeting

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

Minutes

Tuesday, August 1, 2017

6:30 PM

De Pere City Hall Riverview Room

1. Call to Order: The meeting was called to order at 6:30 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 18, 2017 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.*

CITY OF DE PERE	
License Committee - August 1, 2017	
Previously Tabled Operator License Applications	
1	SMALLS, MICHELLE A.
Temporary Operator License Applications	
1	FOWLER, ALEC C.
New Operator License Applications	
1	BOEDE, AMANDA L.
2	CAPRARIO, CURT R.
3	LEACH, DUSTEN T.
4	MARTENS, MORGAN R.
5	MC CLANNAHAN, KATHY M.
6	NELSON, ASHLEY A.
7	SEEFELDT, KRISTINA M.
8	WAGNER, KATELYN A.

Previously Tabled Operator License Application #1 for Michelle A. Smalls was presented. Alderperson Boyd moved, seconded by Alderperson Carpenter to open the meeting. Upon vote, motion carried unanimously. 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 Boyd to approve the application. Upon vote, motion carried unanimously.

Alderperson Carpenter moved, seconded by Alderperson Hansen to approve Temporary Operator License Application #1. Upon vote, motion carried unanimously.

Alderson Carpenter moved, seconded by Alderson Hansen to approve Operator License Applications #1-8. Upon vote, motion carried unanimously.

5. Request of the Chief of Police to conduct a pre-hearing on the Class B Combination Liquor License issued to Dan Cer Inc. (DBA Bilotti's Pizza Garden), 111-113 N. Broadway.*

City Attorney Judy Schmidt-Lehman explained that the pre-hearing is an informal opportunity for the license holders to address the Committee on issues brought forward by the Police Chief and that it is the Committee's obligation to take action in the form of a warning letter, or a hearing before the Council to suspend or revoke the license in question.

Police Chief Derek Beiderwieden provided a general statement on all four license holders on the agenda for this meeting; he explained that his department makes regular inspections on licensed establishments to check on compliance and to make sure that everyone is working within the guidelines of state law and City ordinances. The Police Department conducted an undercover operation, in which they send in a minor into a licensed establishment and attempt to purchase alcohol from the establishment with an undercover police officer watching. If they do make the purchase, the person who sold to the minor receives a citation and the Police Department makes a second attempt at a later date. If the establishment fails the second time, the Police Chief brings that licensed operation forward for a pre-hearing before the License Committee. Discussion followed regarding the citations received by employees of the 4 establishments on the agenda. Chief Beiderwieden explained that in addition to the two failed compliance checks, Bilotti's Pizza Garden had a third citation for not having a licensed operator on premises when checked independently of the compliance checks performed with minors.

Alderson Boyd moved, seconded by Alderson Hansen to open the meeting. Upon vote, motion carried unanimously. Amy Pagenkopf, manager at Bilotti's, came forward and discussed the citations received. Alderson Boyd moved, seconded by Alderson Hansen to close the meeting. Upon vote, motion carried unanimously. Discussion followed with the License Committee and City Attorney Judy Schmidt-Lehman regarding the License Committee's options.

6. Request of the Chief of Police to conduct a pre-hearing on the Class B Combination Liquor License issued to Shannons Haystack LLC (DBA Chatterhouse 2016), 614 George St.*

Police Chief Beiderwieden reviewed the violations received by employees of Chatterhouse 2016. In addition to receiving two failed compliance checks, Chatterhouse 2016 had a third citation for not having a licensed operator on premises when checked independently of the compliance checks performed with minors.

Alderson Boyd moved, seconded by Alderson Carpenter to open the meeting. Upon vote, motion carried unanimously. Shannon Charles, spouse of the Chatterhouse agent, Kevin Charles, spoke before the Committee and explained that they were not notified by their employee of the first ticket received in March. Discussion followed. Alderson Boyd moved, seconded by Alderson Carpenter to close the meeting. Upon vote, motion carried unanimously.

7. Request of the Chief of Police to conduct a pre-hearing on the Class B Combination Liquor License issued to Quincy's Restaurant LLC (DBA Birch Street Pub & Grill), 617 Birch St.*

Police Chief Beiderwieden reviewed the two citations issued to employees of Birch Street Pub. Alderperson Boyd moved, seconded by Alderperson Hansen to open the meeting. Upon vote, motion carried unanimously. Richard Hendricks, manager of Birch Street Pub & Grill, spoke before the Committee and explained their citations. Discussion followed. Alderperson Boyd moved, seconded by Alderperson Carpenter to close the meeting. Upon vote, motion carried unanimously.

8. Request of the Chief of Police to conduct a pre-hearing on the Class B Combination Liquor License issued to Proof LLC (DBA Proof), 127 N. Broadway.*

Police Chief Beiderwieden reviewed the two citations issued to employees of Proof. Alderperson Boyd moved, seconded by Alderperson Carpenter to open the meeting. Upon vote, motion carried unanimously. Anthony Oczus, agent and owner of Proof, spoke before the Committee and explained that they have taken proactive steps to make certain that they do not receive any further citations. Alderperson Boyd moved, seconded by Alderperson Carpenter to close the meeting. Upon vote, motion carried unanimously. Discussion followed regarding issuing warnings and the history of suspensions in the City of De Pere. Alderperson Hansen moved, seconded by Alderperson Carpenter to forward Bilotti's and Chatterhouse 2016 to the full Council for a formal hearing. Upon vote, motion carried 2-1 with Alderperson Boyd voting nay. Alderperson Boyd moved, seconded by Alderperson Carpenter to issue warning letters to Birch Street Pub and Proof and to review their licenses in 6 months. Upon vote, motion carried unanimously.

9. Adjournment. Alderperson Carpenter moved, seconded by Alderperson Boyd to adjourn the meeting at 7:11 p.m. Upon vote, motion carried unanimously.

Respectfully submitted,

Shana Ledvina, Clerk-Treasurer