

PUBLIC PROTECTION COMMITTEE
Monday, May 14, 2012 - 6:38 P.M.
Lincoln Center - 1519 Water Street

Present: Alderpersons: R. Stroik, Wiza, Trzebiatowski, Slowinski, M. Stroik

Also

Present: City Clerk Moe; C/T Schlice; Alderpersons Beveridge, Suomi, O'Meara, Patton, Phillips and Moore; Directors Lemke, Halverson, Schrader, Ostrowski and McGinty; City Attorney Molepske, Asst. Chief Zenner; Assessor Siebers; City Engineer Saunders; Personnel Manager Jakusz; Asst. to the Mayor Pazdernik; Barb Jacob; Sharon Jakusz; Vern Nystrom; Greg Diekroeger; Matthew Brown - Gazette; Brandi Makuski - Stevens Point City Times

1. Recommendations on the License List:

A. New and Renewal Operator's (Bartender's) Licenses.

B. Manager's Licenses.

C. Temporary Class "B" / "Class B" Retailer's License (Picnic License).

- 1) Big Brothers Big Sisters of Central Wisconsin, 1466 Water Street, for Taste of the Town on August 11, 2012 at Piffner Park. Licensed operator on the premise: Patricia Wesenberg.**
- 2) Knights of Columbus, 401 W. Clark Street, for Knights of Columbus Family Picnic on June 24, 2012 at Bukolt Park Lodge. Licensed operator on the premise: John Schlice.**
- 3) St. Joseph Parish, 1709 Wyatt Avenue, for Parish Picnic on June 1- 3, 2012 at 1709 Wyatt Avenue. Licensed operators on the premise: Dave Hansen and Mike Kaczmarek.**
- 4) St. Stanislaus Kostka Parish, 838 Fremont Street, for the parish picnic on July 22 - 23, 2012 at 838 Fremont Street. Licensed operator on the premise: Penny Wachowiak.**

Ald. Trzebiatowski **moved**, Ald. M. Stroik seconded, approval of 36 new and 20 renewal bartender licenses, two managers licenses, and four temporary Class "B" / "Class B" Retailers licenses.

Call for the vote: Ayes, all; nays, none; motion carried.

D. Change of Agent for Kwik Trip, Inc., 1626 Oak Street, La Crosse, WI 54602, Trevas Stanczyk, 6611 Grove Ave, Wisconsin Rapids; agent at Tobacco Outlet Plus #505, 2830 Church Street, replacing Robert Liebe.

Ald. Slowinski **moved**, Ald. R. Stroik seconded, approval of the change of agent for Kwik Trip, Inc., 1626 Oak Street, Trevas Stanczyk, 6611 Grove Ave, Wisconsin Rapids; agent at Tobacco Outlet Plus #505, 2830 Church Street, replacing Robert Liebe.

Call for the vote: Ayes, all; nays, none; motion carried.

E. Extension of Licensed Premise for Ranchito Perez LLC, 3462 Church Street at Ranchito Perez, 3462 Church Street, request for extension of licensed premise to include outdoor seating in patio area.

Gabe Perez, 3462 Church Street, is requesting the addition of a patio with outdoor seating

where alcohol can be served.

Ald. Trzebiatowski asked if there is enough room for vehicles to drive through the front parking area if a patio is added.

Ald. M. Stroik asked how far the patio will be from the road.

Mr. Perez said he is not sure of the exact distance.

Asst. Chief Zenner stated the Police Department does not have any concerns with this request.

Director Ostrowski stated this establishment does not have a conditional use permit because it is a restaurant. He said he does not have any issues with this request.

Ald. Wiza **moved**, Ald. Trzebiatowski seconded, approval of the extension of licensed premise for Ranchito Perez LLC, 3462 Church Street at Ranchito Perez, 3462 Church Street, for an extension of licensed premise to include outdoor seating in patio area.

Call for the vote: Ayes, all; nays, none; motion carried.

F. 2012-2013 Beer and Liquor Renewal Applicants List.

Ald. R. Stroik **moved**, Ald. Wiza seconded, approval the list with item #41 - Players Lounge and #49 - Steel Night Club pulled from the Beer and Liquor applications and pulling the American Legion Baseball Club that was dealt with previously this evening.

Mayor Halverson stated there were a number of concerns brought up at the Plan Commission meeting regarding the Players Lounge's impact on the neighborhood. He said the concerns include noise, fights, underage serving and illegal gambling.

Ald. Wiza asked if citations were issued for underage drinking and illegal gambling.

Asst. Chief Zenner said some arrests were made for illegal gambling, numerous noise complaints and recently an underage violation.

Call for the vote: Ayes, all; nays, none; motion carried.

G. Consideration of Renewal of the "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 1009 Clark Street (Steel Night Club).

Clerk Moe **said the Clerk's office has received a complaint from the Police Department regarding this license.** He said to be fair to everyone involved, the best thing would be to schedule a hearing for non-renewal for this liquor license.

Ald. R. Stroik **moved**, Ald. Trzebiatowski seconded, to direct the Clerk to schedule a hearing for non-renewal for this license.

Ald. Wiza asked how long this establishment has not been in business.

Asst. Chief Zenner replied since approximately January, 2011.

Ald. Wiza asked what is the length of time for non-use.

Clerk Moe read the city ordinance relating to this subject.

Ald. Wiza asked if the City Clerk's office had contact with the applicant.

Clerk Moe replied not since he applied for the license in April. The Clerk stated a certified letter was sent to the applicant notifying him of tonight's meeting.

Call for the vote: Ayes, all; nays, none; motion carried.

Ald. Wiza noted that some type of action still needed to be taken regarding the Players Lounge.

Ald. R. Stroik said it could be taken up next month.

City Attorney Molepske said the license holder should be notified and the item should be placed on next month's agenda.

Ald. Wiza **moved**, Ald. M. Stroik seconded, to postpone action until June.

Mayor Halverson noted if there is any additional action required, it will have to take place prior to June 15.

Clerk Moe stated if the applicant filed his application before April 15 than his license has to be acted on prior to June 15.

Call for the vote: Ayes, all; nays, none; motion carried.

H. Temporary Extension of Licensed Premise for SPB, LLC, 2617 Water Street, at the Stevens Point Brewery, request for temporary extension of licensed premise to include fenced in area of the Brewery Park for "Pointoberfest" on September 22, 2012.

2. Request to Hold Event / Street Closings:

A. Stevens Point Brewery - Pointoberfest on September 22, 2012 at the Brewery Park and street closure of a portion of Water St. from 2:00 p.m. through 9:00 p.m.

Ald. Wiza noted this type of closure has been requested in the past.

Asst. Chief Zenner said the Police Department does not have any issues with this request.

Ald. Trzebiatowski said the City Clerk talked with the state licensing agent and they said there is no issue with this.

Ald. Wiza **moved**, Ald. Slowinski seconded, approval of both items.

Call for the vote: Ayes, all; nays, none; motion carried.

B. United Way of Portage County - The Run, Bike, Unite Duathlon on August 25, 2012. Requests closure of portions of N. Reserve St. and Michigan Ave. from 8:00 a.m. to 11:30 a.m.

C. Stevens Point Police Dept. - Special Olympics Summer Games Parade on June 7, 2012 starting at 5:30 p.m.

D. Association of Downtown Businesses, Annual Krazy Days on July 12 & 13, 2012.

Requests the closure of Main Street from Strongs Ave. to the Market Square from 6:00 a.m. to 5:00 p.m.

Ald. Slowinski **moved**, Ald. Trzebiatowski seconded, approval of the requests.

Ald. Wiza hopes the farmers market will be include with this event.

Call for the vote: Ayes, all; nays, none; motion carried.

3. Ordinance Amendment - Licenses & Permits - Change Prohibited Hours of Operation for Food Vending Carts on City Property (Sec. 12.18 (10)(a)(1) of the RMC).

Ald. R. Stroik said the current ordinance does not allow for sales between the hours of 11:00 p.m. and 6:00 a.m. and the proposed amendment would allow sales up to 3:00 a.m.

Ald. Wiza said he was approached to consider changing the hours of sales.

Asst. Chief Zenner said the Police Department does not see an issue.

Mayor Halverson said he is concerned with taking away business from tax-paying businesses that are already selling food. He said a fee should be looked at so the City gets something in the place of property taxes.

Ald. Wiza said he had not thought about this. He said he believes there is currently a permit fee.

Clerk Moe said the fee is \$50 and it is renewed annually.

Mayor Halverson said if we have established businesses already working than maybe this is something that we do not need.

Ald. Wiza suggested the City review the permit fee for food vending.

Ald. Trzebiatowski said there is a need for additional places to eat.

Ald. Wiza **moved**, Ald. Trzebiatowski seconded, approval of the ordinance amendment prohibiting food sales between hours of 3:00 a.m. and 6:00 a.m.

Call for the vote: Ayes, all; nays, none; motion carried.

4. Monthly Inspection Report.

Ald. R. Stroik **moved**, Ald. M. Stroik seconded, to approve the report and place it on file.

Call for the vote: Ayes, all; nays, none; motion carried.

5. Adjournment.

Adjournment at 7:10 p.m.