

**CITY OF STEVENS POINT
PUBLIC PROTECTION COMMITTEE
Monday, July 13, 2015 – 9:34 P.M.
Lincoln Center – 1519 Water Street**

Present: Alderpersons: Doxtator, Mrozek, Ryan, Van Stippen, Morrow

Also

Present: Mayor Wiza; City Attorney Beveridge; City Clerk Moe; Alderpersons Oberstadt, Kneebone, Patton, McComb and Phillips; Director Ostrowski; Fire Chief Finn; Interim Police Chief Skibba; Jacob Mathias; Barb Jacob; Christian and Leah Czerwonka; Mary Ann Laszewski; Fritz Schierl; Shawn Zoromski; Andrea and Louis Patrizi; Craig Hansen; Jim Billings

1. License List:

- A. New Operator's (Bartender's) Licenses.**
- B. Renewal Operator's Licenses.**
- C. Manager's License.**
- D. Temporary Class "B" / "Class B" License (Picnic) - St. Stanislaus Holy Name Society, 838 Fremont Street, Stevens Point for St. Stanislaus Holy Name Steak Feed on August 11, 2015 at the Bukolt Park Lodge. Licensed operators on the premise: James Kropidowski. (Beer only)**
- E. Change of Agent - Kwik Trip Inc., 1626 Oak Street, La Crosse, WI, Cassandra Peper, 2315 White Birch Drive, Junction City, WI; agent at Kwik Trip #342, 3533 Stanley Street replacing Donald Sejbl**
- F. Taxicab Company License - Courtesy Carriers Inc., dba Courtesy Cab, 5622 County Road B, Stevens Point, WI; Kathleen Sankey, owner.**
- G. Taxicab Driver Licenses.**

Interim Police Chief Skibba said the Police Department does not have any issues with these requests.

Ald. Morrow **moved**, Ald. Mrozek seconded, to approve items 1A. – G.

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

H. "Class B" Combination Beer and Liquor License:

- i. Dago Joe's LLC for The New 5110, 5110 Main Street, Stevens Point for license period beginning July 21, 2015.**

Clerk Moe explained that Econo Lodge would like Dago Joe's to take over the bar and has signed a conditional surrender. He said there are current issues with the building such as performing renovations without a permit and fire code violations. The Clerk also said a state-approved plan drawn by a Wisconsin licensed architect would be required.

Ald. Ryan **moved**, Ald. Van Stippen seconded, to approve the request for a "Class B" Combination Beer and Liquor license with the conditions that a state-approved plan

drawn by a Wisconsin licensed architect is received, a building permit is issued, the work is completed according to the approved plan and all fire code violations are corrected before issuance of the license.

Interim Police Chief Skibba said the Police Department does not have any issues with this request.

Fire Chief Finn said the Fire Department does not have any further issues with this request.

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

- ii. Getaway Enterprises, LLC for Archie's Bar and Grill, 2317 Division Street, Stevens Point for license period beginning July 21, 2015.**
- iii. El Jefe Corporation for The Boss Bar, 920B Clark Street, Stevens Point for license period beginning July 21, 2015.**

City Attorney Beveridge said the owners of 2317 Division Street contacted him in May inquiring what they needed to do to transfer the license from the current licensee to a new tenant. He said there is nothing in the state statutes or manuals that referred to what is called a conditional surrender. The Attorney said approximately three weeks later, he came across an article in the League of Municipalities booklet that there is a process that has the State's blessing to have one license holder condition their surrender of their license upon the license going to a certain party.

Mayor Wiza asked if the current license holder could have renewed their license and surrendered that license at a later date.

City Attorney Beveridge said the current holder of the license was notified of the conditional surrender process in June.

Mayor Wiza clarified that the City has one license available and the Committee will decide which one will receive the license based on the information provided at this meeting.

Ald. Doxtator replied that is correct.

Louis Patrizi of Getaway Enterprises, 5972 Hwy 10 E, said he plans to open this establishment with a new venue. He said they will serve authentic Italian food and provide music. Mr. Patrizi said they are completely renovating the building.

Andrea Patrizi, 5972 Hwy 10 E, said they purchased the building from the Schierl family and plan to continue operating a bar at this location. She said the previous license holder would have surrendered the license to them but there was some misunderstanding with the process.

Mayor Wiza asked when they expected to be in operation.

Mr. Patrizi responded in the first or second week of August.

Ald. Mrozek asked if they planned to keep the patio area at that location.

Mrs. Patrizi replied yes, they plan to clean up the patio area as well.

Ald. Morrow asked if it will still be named Archie's.

Mrs. Patrizi said no, it will be called The Beat.

Mr. Patrizi said they plan to cater to couples who want to enjoy great food in a lounge atmosphere.

Leah Czerwonka, 3280 Heffron Street, said they are the current owners of Christian's Bistro in Plover and Father Fats. She said they are currently working on two new projects in the city which include this request at 920B Clark Street and also a Mexican restaurant in the upstairs of the same building with the address of 924 Clark Street. Mrs. Czerwonka said they would not qualify for the grant program for this location. She said they are not receiving any outside financing. Mrs. Czerwonka stated the bar will offer high-end cocktails and it will be geared toward middle-aged people.

Mayor Wiza clarified that the grant program has not been finalized. He asked when they planned to be open for business.

Mrs. Czerwonka said they plan to open in November.

Ald. Mrozek asked what Mrs. Czerwonka meant by high-end cocktails.

Mrs. Czerwonka said they plan to serve specialty drinks in a lounge area. She said they plan to be open on Wednesday through Saturday and close by midnight.

Ald. Mrozek asked how the Police Department feels about an underground bar as far as safety concerns.

Interim Police Chief Skibba said they are not concerned as long as it meets building and fire codes.

Ald. Mrozek asked if two exits are needed.

Fire Chief Finn said they cannot make a decision until they see the building plans. He explained the process in determining the number of exits.

Mrs. Czerwonka said preliminary plans are drawn up.

Ald. Van Stippen would like clarification if they plan to apply for a reserve license for the restaurant.

Mrs. Czerwonka said they budgeted for the \$10,000 because they did not know about the grant program.

Ald. Van Stippen asked if they would apply for the grant if the program was available.

Mrs. Czerwonka said she would apply for the grant for this project but it does not apply to a bar.

Ald. Van Stippen asked if they receive a grant for the restaurant, would they apply for a reserve license for the bar.

Mrs. Czerwonka replied yes, if that is the only option.

Ald. Mrozek clarified that the bar would not have more than 51% of food sales.

Mrs. Czerwonka said that is correct. She said they have been working on every option possible. Mrs. Czerwonka noted that they were not aware of the grant program until after they started their process.

Mayor Wiza said an option would be to use the \$10,000 from El Jefe to purchase the license for The Boss Bar and apply for the grant for the restaurant.

Mrs. Czerwonka said there is a regular license available now so she should not have to spend \$10,000 for a license just because she budgeted for it.

Ald. Oberstadt asked if they will be two separate businesses.

Mrs. Czerwonka said they will be two separate operations.

Ald. Kneebone asked if the other business would be eligible for the grant.

Mrs. Patrizi replied no.

Ald. Doxtator asked Mrs. Czerwonka if they purchased the building.

Mrs. Czerwonka said they lease the building.

Fritz Schierl, 2201 Madison Street, said his family owned the building at 2317 Division Street since the 1960's. He said his family had a handshake agreement with Craig Hansen until he retired in 2012. He said Mr. Hansen found Ms. Konkol who wanted to continue to operate a bar at this location. Mr. Schierl said Ms. Konkol decided she no longer wanted to operate the bar. He said he entered into an agreement with Ms. Konkol to purchase all the existing equipment with the condition that she would write a letter of recommendation to transfer the liquor license to a person of his choice. Mr. Schierl said he had multiple discussions with the City but there was a misunderstanding on how a conditional surrender could occur.

Barb Jacob, 1616 Depot Street, agrees that Archie's should remain a tavern. She said she has assisted the new owners by trying to help them make everything work. Ms. Jacob said this building has been a tavern for as long as she can remember.

Jim Billings, 709 Sunset Avenue, said the timing of this as well as the misunderstanding of a conditional surrender has complicated the matter. He said the new owners have done everything that they needed to obtain a license so the Council should take that into consideration.

Ald. Patton said he wants to make sure the City is protected with the way things were handled.

Clerk Moe gave a brief review of the circumstances regarding this license request. He said the City has done conditional surrenders in the past. The Clerk said with the change in City Attorney, that policy was reviewed and deemed that we should not be doing them. He said Mr. Schierl contacted him to ask what his options were and if he could do a conditional surrender. The Clerk said he gave Mr. Schierl the information that he received from the City Attorney that the City could no longer do conditional surrenders. He said in June, the City Attorney was doing some research and determined that the City could do a conditional surrender. The Clerk said everyone was contacted who was involved with the license to let them know the updated information. He said the license holder did not renew her license so it came back to the City on July 1.

Ald. Kneebone noted the grant requirement that 51% of sales are from food sales could be reconsidered at the Council meeting.

Ald. Patton noted that they will still have to come back to the Council to determine if they qualify for the grant. He said they are still taking a chance of not getting the grant funds.

Ald. Mrozek **moved**, Ald. Van Stippen seconded, to approve the license for Getaway Enterprises LLC for Archie's Bar and Grill, 2317 Division Street, Stevens Point which will be called The Beat.

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

2. Request to Hold Event/Street Closings:

A. Association of Downtown Businesses – Corn on the Curb on August 1, 2015 – Downtown Square with street closure of portions of Main Street and Second Street.

Ald. Doxtator noted they will need to hire two contractual officers to help with safety issues.

Interim Police Chief Skibba said they have hosted this event before and they are aware that they need to hire contractual officers for this event.

Ald. Ryan **moved**, Ald. Morrow seconded, to approve the request to hold the event and street closures with the condition that they hire two contractual officers.

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

B. Stevens Point Brewery – Pointoberfest and 5K Blubber Run on September 19, 2015 at the Brewery Park and street closure of sections of Water St.

Interim Police Chief Skibba said this event has been handled well in the past.

Ald. Morrow **moved**, Ald. Mrozek seconded, to approve Pointoberfest and 5K Blubber Run on September 19, 2015 at the Brewery Park and street closure of sections of Water Street.

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

3. Monthly Inspection Report.

Ald. Morrow **moved**, Ald. Ryan seconded, to approve the report and place it on file.

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

4. Adjournment.

Adjournment at 10:24 p.m.