

City of Stevens Point Meeting Minutes

Public Protection Committee

Monday, December 8, 2008, 8:23 p.m.

Lincoln Center, 1519 Water Street Present: Alderpersons: Stroik, Trzebiatowski, Slowinski, Heart, Brooks.

Also Present: Mayor Halverson; Clerk Moe; C/T Schlice; City Attorney Molepske; Alderpersons: Myers, Walther, Hanson, Wiza, Molski, and Moore; Chief Morris; Chief Zinda; Director Gardner; Director Schrader; Director Euclide; Director Halverson; Assessor Siebers; Kelly Pazdernik; Mary Ann Laszewski; Reid Rocheleau; Lynelle Martens; Becky Eastman; Jason Glisczynski; Gene Kemmeter (Gazette); Patrick Thornton (Journal).

Index to these minutes:

1. Discussion and possible action on the Recommendation on license lists: A. New Operator's (Bartender's) Licenses.
B. Recommended Rejection - Taxicab Driver License - Becky Eastman, 2200 Dixon St. C. "Class B" Beer and Liquor Licenses: 1. BNA Inc., 801 Second Street, Stevens Point, WI; Nicole Ann Breyhan, Agent at the Northside Bar, 801 Second Street, Stevens Point (previously licensed issued to Alice Mancheski). 2. City S. P., 1009 Clark Street, Stevens Point, WI; Victor Ceron, Agent at the Steel Nightclub, 1009 Clark Street, Stevens Point (previously licensed issued to Clark Place Enterprises, LLC, Thomas Marks, agent). D. Six Month "Class B" Beer and Liquor License - Guu, Inc., 1140 Main Street, Stevens Point, WI; Scott Gulan, Agent at Guu's on Main, 1140 Main Street, Stevens Point. E. Request to Change/Extend Premise Description - Jason J. Glisczynski, 1920 Adams Street, Plover, WI 54467 at Player's Lounge, 2124 Rice Street, Stevens Point (19 x 54 foot temporary structure within the athletic area). F. Change of Agent:

1. Schierl Sales Corporation, 2201 Madison Street, Stevens Point, WI 54481 at The Store, #57, 201 W Clark Street, Stevens Point (Jerry Condon, 311 Novak Street, Mosinee, WI replacing Edward Storm). 2. Schierl Sales Corporation, 2201 Madison Street, Stevens Point, WI 54481 at the Store, #58, 708 Division Street, Stevens Point (Edward Storm, 3240 Oak Street, Stevens Point, WI replacing Jerry Condon). G. Special Class "B" / "Class B" Retailer's License - Bill Cook Chapter Izaak Walton League, 5297 Hwy. 66, PO Box 582, Stevens Point, WI for the Annual Izaak Walton Ice Fisheree on Saturday, January 31, 2009 on Patch Street by McDill Pond (Jim Lamar, Manager).

2. Discussion and Possible Action on the Recommendation of the Monthly Inspection Report: A. Construction Starts. B. Violations.

3. Adjournment.

1. Recommendation on license lists:

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

Ald. Trzebiatowski moved, Ald. Slowinski seconded, to approve the 41 New Operator's Licenses. Ayes, all; nays, none; motion carried.

A. Recommended Rejection - Taxicab Driver License - Becky Eastman, 2200 Dixon St.

Becky Eastman stated that she believes that once the cab company gets going it will be a positive impact on the City and that she would like to be a part of that. She asked that the Council look beyond her past. She was in a volatile relationship back then and since 2003 she has been on probation with no problems.

Chief Morris made two points. First, currently there is no company for her to work for. Second, the nature of her incident is very serious. Cab drivers do have contact with many different kinds of people and this is a position of trust. The Police Department stands by its recommendation to deny the request.

Ald. Stroik moved, Ald. Brooks seconded, to recommend denial of the taxi cab driver license for Becky Eastman.

Ald. Trzebiatowski asked why other cab companies in the area do not have to be licensed in the City.

City Attorney Molepske said if they pick up customers in the City and their destinations are in the City then the company needs to be licensed with the City.

CALL FOR THE VOTE: Ayes, all; nays, none; motion carried.

B. "Class B" Beer and Liquor Licenses:

1. BNA Inc., 801 Second Street, Stevens Point, WI; Nicole Ann Breyhan, Agent at the Northside Bar, 801 Second Street, Stevens Point (previous license issued to Alice Mancheski).

2. City S. P., 1009 Clark Street, Stevens Point, WI; Victor Ceron, Agent at the Steel Nightclub, 1009 Clark Street, Stevens Point (previous license issued to Clark Place Enterprises, LLC, Thomas Marks, agent).

C. Six Month "Class B" Beer and Liquor License - Guu, Inc., 1140 Main Street, Stevens Point, WI; Scott Gulan, Agent at Guu's on Main, 1140 Main Street, Stevens Point.

Ald. Slowinski moved, Ald. Heart seconded, to approve the "Class B" Beer and Liquor Licenses for BNA Inc., 801 Second Street, Stevens Point, WI; Nicole Ann Breyhan, Agent at the Northside Bar, 801 Second Street, Stevens Point (previous license issued to Alice Mancheski); and City S. P., 1009 Clark Street, Stevens Point, WI; Victor Ceron, Agent at the Steel Nightclub, 1009 Clark Street, Stevens Point (previous license issued to Clark Place Enterprises, LLC, Thomas Marks, agent) and the Six Month "Class B" Beer and Liquor License - Guu's, Inc., 1140 Main Street, Stevens Point, WI; Scott Gulan, Agent at Guu's on Main.

Ald. Trzebiatowski said he has heard some accusations that have raised concerns about issuing a license at 1009 Clark Street. He asked if it has the potential of becoming a trouble spot.

Chief Morris said yes it does. However, the Department has done the background checks and the applicants meet the standards for a license. The Police Department will sit down with the owners to make sure they know what is expected of them.

Ald. Stoik asked Director Gardner why this applicant did not have to go before the Plan Commission for a conditional use.

Director Gardner replied that it is a preexisting operation that predates the ordinance which is why the Police Department's review is so important.

Ald. Trzebiatowski moved, Ald. Slowinski seconded, to amend the motion to make it a six month provisional license for City S. P., 1009 Clark Street.

Ald. Stroik noted that the Council's authority to revoke the license is just as great whether it is a 6 month or a year license.

Ald. Wiza noted that if they violate city ordinance then the City has the authority to shut them down.

CALL FOR THE VOTE ON THE AMENDMENT: Ayes: none; nays, all; motion failed.

CALL FOR THE VOTE ON ORIGINAL MOTION: Ayes, all; nays, none; motion carried.

E. Request to Change/Extend Premise Description - Jason J. Glisczynski, 1920 Adams Street, Plover, WI 54467 at Player's Lounge, 2124 Rice Street, Stevens Point (19 x 54 foot temporary structure within the athletic area).

Jason Glisczynski apologized to the Council members and others. He had a glitch with financing which caused a 90 day delay in construction. The construction is now back online. He stated the bar will be completed by March 27, 2009. He is asking for a temporary premise in a portion of the athletic area until then. He tried to keep the temporary bar area away from the entrance with four foot walls to separate it from the athletic space. The extension of the premises would only be temporary until the bar area is complete.

Ald. Stoik asked about the age of the athletes and if he would be willing to temporarily bar anyone who is not 21 years of age from the facility.

Jason Glisczynski said all the athletes are 21 years of age or older. He said he would consider barring younger people to get this project done.

Ald. Brooks asked if athletes bring their children with them to the matches.

Jason Glisczynski said that there are some that do.

Chief Morris stated that the owner has been cited for serving outside of the licensed premise. Requesting a change of premise is done before not after. He noted that other businesses follow the rules and get permission from the Council. At the June meeting it was made clear where the applicant could serve alcohol. The Department is opposed to the temporary extension.

Lynelle Martens said she understands that the law is the law. She loves playing volley ball there and would hate to see this mistake ruin a good thing.

Ald. Heart asked Chief Morris if he is concerned about what impact this change may have.

Chief Morris said he is concerned about how it will impact other businesses who play by the rules. He does not want the Council to sanction misconduct.

Ald. Stroik feels that the committee should deny his request now and allow him to come back in 30 days.

Chief Morris said that would be a fair position provided that Mr. Glisczynski works with them on it.

Ald. Brooks said that if the committee did grant the temporary extension in the future that he would be interested in not allowing anyone under 21 years of age to enter the facility during that time period.

Ald. Stroik moved, Ald. Trzebiatowski seconded, to deny the extension of premise for Jason J. Glisczynski for the Player's Lounge because he operated outside of the premises.

Mayor Halverson suggested giving the temporary extension with the understanding that one more violation would result in the revocation of the license as it would place the burden on the applicant.

Jason Glisczynski said he would agree to that.

Chief Morris said the Council would not just be placing the burden on the applicant but also on the Police Department to make sure he is in compliance. He asked the committee to not set a precedent.

CALL FOR THE VOTE: Ayes, majority (4); nays, minority (1); motion carried.

F. Change of Agent:

1. Schierl Sales Corporation, 2201 Madison Street, Stevens Point, WI 54481 at The Store, #57, 201 W Clark Street, Stevens Point (Jerry Condon, 311 Novak Street, Mosinee, WI replacing Edward Storm).
2. Schierl Sales Corporation, 2201 Madison Street, Stevens Point, WI 54481 at the Store, #58, 708 Division Street, Stevens Point (Edward Storm, 3240 Oak Street, Stevens Point, WI replacing Jerry Condon).

G. Special Class "B" / "Class B" Retailer's License - Bill Cook Chapter Izaak Walton League, 5297 Hwy 66, PO Box 582, Stevens Point, WI for the Annual Izaak Walton Ice Fisheree on Saturday, January 31, 2009 on Patch Street by McDill Pond (Jim Lamar, Manager).

Ald. Brooks moved, Ald. Trzebiatowski seconded, to approve the Change of Agent for the Schierl Sales Corporation, 2201 Madison Street, Stevens Point, WI 54481 at The Store, #57, 201 W Clark Street, Stevens Point (Jerry Condon, 311 Novak Street, Mosinee, WI replacing Edward Storm) and the Schierl Sales Corporation, 2201 Madison Street, Stevens Point, WI 54481 at the Store, #58, 708 Division Street, Stevens Point (Edward Storm, 3240 Oak Street, Stevens Point, WI replacing Jerry Condon), and to approve the Special Class "B" / "Class B" Retailer's License - Bill Cook Chapter Izaak Walton League, 5297 Hwy 66, PO Box 582, Stevens Point, WI for the Annual Izaak Walton Ice Fisheree on Saturday, January 31, 2009 on Patch Street by McDill Pond (Jim Lamar, Manager). Ayes, all; nays, none; motion carried.

2. Discussion and Possible Action on the Recommendation of the Monthly Inspection Report:

- A. Construction Starts.
- B. Violations.

Ald. Heart moved, Ald. Brooks seconded, to approve the Monthly Inspection Report and place it on file. Ayes, all; nays, none; motion carried.

3. Adjourned at 9:24 P.M.

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