



ALCOHOL BEVERAGE LICENSE CONTROL COMMITTEE

Beloit City Hall –The Forum

100 State Street, Beloit, WI

May 10, 2016 – 4:00 p.m.

Present: Betty Barnett, Jerome Jennings, John Metter, Ron Tilley, Tara Tinder
Councilor Regina Dunkin

Absent: Dennis Baskin, Malissa Cronin

Advisory: Captain Dan Risse, Attorney Elizabeth Krueger

1. The meeting was called to order at 4:00 p.m. by Vice Chairman Metter with a quorum present.
2. Consideration of the minutes of the regular meeting of April 12, 2016. Ms. Tinder asked that the April 12th minutes be corrected to show she was present. Mr. Tilley made a motion to approve the corrected minutes, second by Ms. Barnett. Motion carried.
3. Consideration of a Change of Agent on the Class “B “ Beer License of Casey’s General Store #3316, 2350 Cranston Road to Emma Monheim for the licensing period ending June 30, 2016. Proposed Agent, Emma Monheim, appeared.

Captain Risse stated municipal and state records were checked and the Police Department has no objection to the appointment of this Agent.

Attorney Krueger asked Ms. Monheim to reaffirm her answer to question #9 on her Supplemental Questionnaire for Agents which asks if she understands that she can be personally given citations by the Police Department for such things as underage sales, open after hours or other related violations, even when she is not on the premises. Ms. Monheim reaffirmed that she understood this responsibility.

Ms. Tinder moved to recommend approval to the City Council of this Change of Agent, second by Ms. Barnett. Motion carried 5-0.

4. Consideration of a Change of Agent on the Class “B” Beer License of Vince’s Pizza, 1050 Hackett Street, to Piera Gabriele Parisi for the license period 7/1/16 to 6/30/17. Proposed Agent, Piera Parisi, appeared.

Captain Risse stated municipal and state records were checked and the Police Department has no objection to the appointment of this Agent.

Attorney Krueger asked Ms. Parisi to reaffirm that she understood that she would be held accountable for any alcohol violations on the premise. Ms. Parisi stated she understood her responsibility as Agent.

Mr. Tilley made a motion to recommend approval to the City Council of this Change of Agent, second by Mr. Jennings. Motion carried 5-0.

5. Consideration of a Change of Agent on the Class “A” Beer License of Profuel Seven, Inc., d/b/a Beloit Citgo, 1888 Shopiere Road, to Bethany Moore for the license period 7/1/16 to 6/30/17. Proposed Agent, Bethany Moore appeared.

Captain Risse stated municipal and state records were checked and the Police Department has no objection to the appointment of this Agent.

Attorney Krueger asked Ms. Moore to reaffirm her answer to question #9 on her Supplemental Questionnaire for Agents which asks if she understands that she can be personally given citations by the Police Department for such things as underage sales, open after hours or other related violations, even when she is not on the premises. Ms. Moore reaffirmed that she understood this responsibility.

Ms. Tinder made a motion to recommend approval to the City Council of this Change of Agent, second by Ms. Barnett. Motion carried 5-0.

6. Consideration a Change of Agent on the Class “B” Beer and Reserve “Class B” Liquor License of Fiesta Cancun Authentic Mexican Restaurant, 2648 Prairie Avenue, to Miguel Lazaro for license period 7/1/16 to 6/30/17. Proposed Agent, Miguel Lazaro appeared.

Captain Risse stated that Mr. Lazaro’s Auxiliary Questionnaire asked if he had ever been convicted of any offenses, other than traffic, unrelated to alcohol beverages, for violation of any federal laws and any Wisconsin laws or any laws of any other states or ordinances of any county or municipality and Mr. Lazaro answered that he had not. Captain Risse asked Mr. Lazaro to confirm that he had no convictions and Mr. Lazaro said he didn’t understand and stated he received a DUI, Misdemeanor for conduct and a speeding ticket. Captain Risse stated that in checking Mr. Lazaro’s record he found multiple violations; 2 battery charges, intimidating a witness, bail jumping, 2 tickets for Operating While Intoxicated, and also found other charges as far back as 2002. Captain Risse stated that based on these findings, the Police Department does not approve this Agent. Ms. Tinder stated that based on the Police Department’s findings, she moved denial of this Agent, second by Mr. Tilley. Motion carried 5-0.

Ms. Tinder asked Mr. Lazaro if he understood what Captain Risse had explained to him and he replied that he did understand and was trying to change his life and his past won’t let him do it but he is trying and is now married and has a child. Attorney Krueger explained to Mr. Lazaro that it was not his past that is the reason for the denial, but that he submitted a false application to this committee and this is the true issue of the denial. Mr. Lazaro stated he understood but both his employer and himself got confused. Attorney Krueger told Mr. Lazaro that he has a right to be present at the City Council meeting on Monday, May 16th at 7:00 PM.

7. Consideration of renewal applications for the license period 7/1/16 to 6/30/17.
 - a. Mr. Tilley asked to abstain from voting on the Class “B” Beer and “Class B” Liquor License of Club Ballyhoo. Ms. Tinder made a motion to approve the renewal of Club Ballyhoo License, second by Ms. Barnett. Motion carried. Mr. Tilley moved to approve the remainder of the Class “B” and “Class B” Liquor Licenses, second by Ms. Barnett. Motion carried 5-0.
 - b. Ms. Tinder made motion to approve renewal of the Class “B” Beer and Reserve “Class B” Liquor Licenses, second by Mr. Jennings. Motion carried 5-0.

- c. Attorney Krueger stated the two applications for Beloit Mobil on the Run must be clarified before the Class “A” Beer and “Class A” Liquor applications can be considered. City Clerk Stottler explained the ND Gas is the current owner who is in the process of selling to Arp Petroleum, however, the financing has not gone through. Attorney Krueger advised that it would be a cleaner turnover if these two applications would be moved to the June 14th meeting for consideration. Tilley moved to remove the applications of ND Gas and Arp Petroleum to the June 14th ABLCC meeting, second by Ms. Barnett. Motion carried. Ms. Tinder moved to approve the remainder of the Class “A” Beer and “Class A” Liquor licenses, second by Mr. Jennings. Motion carried 5-0.
 - d. Mr. Jennings made a motion to approve the renewal Class “A” Beer Licenses, second by Mr. Tilley. Motion carried 5-0.
 - e. Mr. Tilley moved to approve the renewal of Class “B” Beer Licenses, second by Ms. Barnett. Motion carried 5-0. Ms. Tinder moved to remove the two Class “B” Beer and “Class C” Wine licenses of the businesses that did not apply for renewal – Mama Lou’s Shrimp & BBQ Smokehouse and Restaurant La Fuente, second by Mr. Tilley. Motion carried 5-0.
 - f. Ms. Barnett made a motion to approve the remainder of the renewal Class “B” Beer and “Class C” Wine Licenses, second by Mr. Jennings. Motion carried 5-0.
8. City Clerk, Lori Stottler, gave an update on the Class “B” Beer and “Class B” Liquor License of the Eagles Club at 302 State Street. Jackie Gennett, owner of Bushel & Pecks, has formed a new corporation called Wisco Kitchen, LLC. and has leased 302 State Street from the new owner of the building. This committee will consider this application on June 14th. Ms. Stottler stated the Alumni House, currently owned by Danny Hatch, has a potential new buyer, Zachariah Davis, who has picked up application forms and stated he wants to return this business like it was long ago and was known as “The Pop House”. The Cheese People at 431 East Grand Avenue have relinquished their Class “B” Beer and Reserve “Class B” Liquor License which is now available for the required \$10,000 fee. Ms. Stottler further reported The Local closed the business on March 15th and the current license expires June 30th and will not be renewed so the City will have available another Reserve Liquor License.
 9. Citizen Comments: Donald Parish, 1600 Sun Valley Drive, appeared to complain about The Tavern, 1567 Madison Road, and the noise level in the outdoor smoking area, foul language used, motorcycles doing burn outs in the parking lot, noise from inside the tavern when they have a band and prop open the door. Mr. Parish said the neighborhood will not be able to enjoy being outside or be able to open their windows this summer if this situation continues. Captain Risse assured Mr. Parish that he would let Patrol know about this situation and it will be taken care of.
 10. Police Department Comments: Captain Risse explained the police reports for the month of April in the committee meeting packet. Ms. Tinder asked the protocol for handling a complaint such as Mr. Parish’s, especially since this situation was also a problem with the previous owners. Captain Risse stated the owner of The Tavern will know of this concern within the next 72 hours when a patrol officer visits them. Attorney Krueger advised that this committee could invite the owner/Agent to attend the June 14th meeting to make certain they are aware of the neighbor’s complaints.

Captain Risse stated an alcohol compliance check was conducted on May 4th where there were three violations and these establishments should be called before this committee on June 14th. He

said it was the first violation within six months for Tobacco Shack and Rollette Oil and they should receive a warning. This is a second violation within six months for Casey's General Store and the committee will consider a sanction for this business in June.

11. Attorney Comments: Attorney Krueger thanked Deputy City Clerk Judy Elson for her 39 years of serving the City and this committee.
12. Ms. Tinder made a motion to adjourn at 4:45, second by Mr. Tilley. Motion carried.

Lorena Rae Stottler, City Clerk