



ALCOHOL BEVERAGE LICENSE CONTROL COMMITTEE

Beloit City Hall –The Forum
100 State Street, Beloit, WI
November 8, 2016 – 4:00 p.m.

Present: Betty Barnett (at 4:04 p.m.), Dennis Baskin, Tara Tinder, John Metter, Ron Tilley
Absent: Malissa Cronin, Jerome Jennings, Councilor Regina Dunkin
Advisory: Captain Dan Risse, Attorney Elizabeth Krueger

1. The meeting was called to order at 4:00 p.m. by Chair Metter with a quorum present.
2. Tilley and Baskin made a motion to approve the minutes of the regular meeting of October 11, 2016. Motion carried 4-0.
3. Consideration of a Change of Agent on the Class “A” Beer and “Class A” Cider Only license for Speedway LLC owned by MPC Investment LLC, d/b/a Speedway #4293, 2781 Milwaukee Road to Jane M. Erbe for the licensing period ending June 30, 2017.

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. Erbe to reaffirm her understanding that she can be personally held responsible for any violations that occur on the property, even if she is not physically present on the premises. Ms. Erbe reaffirmed that she understood this responsibility. Tinder and Tilley moved to recommend approval to the City Council of this application. Motion carried 4-0.

4. Consideration of new Application for a Class “B” Beer and “Class B” Liquor License for Game On Bar and Grill, LLC, 443 E. Grand Avenue, Joseph A. Jensen (Agent) for the license period ending June 30, 2017.

Captain Risse stated municipal and state records were checked and the Police Department has no objection to the applicant.

Attorney Krueger asked Mr. Jensen to reaffirm his understanding that he can be personally held responsible for any violations that occur on the property, even if he is not physically present on the premises. Mr. Jensen reaffirmed that he understood this responsibility. Mr. Tilley inquired about whether there were any cameras on the property. Mr. Jensen indicated several cameras were installed, including some on the exterior of the property. Baskin and Barnett moved to recommend approval to the City Council of this application. Motion carried 5-0.

5. Consideration of an incident on September 29, 2016 at Pilot Travel Centers, LLC d/b/a Pilot Travel Center #289, 3001 Milwaukee Road, Victoria VanCoulter, Agent for a sale to an underage person during an alcohol compliance check.

Captain Risse explained that in partnership with Youth to Youth, on September 29 approximately 30 businesses were checked for and Pilot Travel Center was the lone violation. He asked agent VanCoulter if she knew which clerk was working when the violation occurred. She named Dana Caplin. The employee was reported to have taken the ID from the person and and claimed she misread the date. The outcome of this mistake was termination. Captain Risse asked what would Pilot Travel Center #289 be doing in the future to make sure they don't incur more violations. Ms. VanCoulter explained that the registers are capable (and were capable at the time of the violation) of scanning the ID's to ensure they are of age and now all employees are being trained that ID's must be scanned before selling alcohol. This is a company-wide policy that employees are to scan all ID's before selling. ID's from Minnesota and Iowa that cannot be scanned should be manually entered into the register to assist with ensuring violations don't occur. Captain Risse informed the committee that this is their first violation.

Attorney Krueger informed Ms. VanCoulter that a second violation within a 12-month period would result in the sanction against the license held by Pilot. Attorney Krueger further indicated that Ms. VanCoulter should understand that the City Council takes violation of the underage alcohol laws very seriously and that a second violation within a 12-month period could result in lengthy suspension of between 30-60 days. Attorney Krueger encouraged Ms. VanCoulter to be diligent with staff training and instill in the staff the severity of the repercussions that can result from additional violations.

6. Citizen Comments: None.
7. Committee Comments: Mr. Tilley asked a question regarding citations for violations found during compliance checks. Attorney Krueger informed Mr. Tilley that generally first offense violations result in citations issued to the employee who sells in violation of the law versus the agent.
8. Police Department Comments: Captain Risse briefly discussed calls for service at local licensed premises.
9. City Attorney Comments: None
10. Tinder and Tilley made a motion to adjourn at 4:16 p.m. Motion carried 5-0.

Lorena Rae Stottler, City Clerk