



**City of Madison**  
**Meeting Minutes - Final**  
**ALCOHOL LICENSE REVIEW**  
**COMMITTEE**

City of Madison  
Madison, WI 53703  
www.cityofmadison.com

*David Hart; Ken Kamp; Ald. Judy Olson; Ald. Mike Verveer;  
Stephanie A. Rearick; John McNamara; Janice C. Wheaton;  
LaMarr Q. Billups; Captain Jay Lengfeld; Marsh Shapiro; Jennifer Zilavy; Maribeth Witzel-  
Behl*

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Wednesday, November 16, 2005

4:00 PM

City-County Building room GR-27

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### Call to Order

### Roll Call

**Present:** Olson, Verveer, Maribeth Witzel-Behl, Marsh Shapiro, Jay Lengfeld, Jennifer Zilavy, Wheaton, Hart, Kenneth R. Kamp and Rearick

**Excused:** McNamara and LaMarr Q. Billups

**Dawn Crim was present as the UW-Madison designee. Alcohol Policy Coordinator Joel Plant was present.**

### Approval of Minutes

**A motion was made by Hart, seconded by Ald. Olson, to Approve the Minutes. The motion passed by acclamation.**

### Ordinances

1. [01924](#) SUBSTITUTE - Amending Section 38.02 and creating Section 38.07(14) of the Madison General Ordinances to create a definition for keg and to regulate the sale and possession of alcohol beverages sold in kegs in the City of Madison.

**A motion was made by Ald. Verveer, seconded by Wheaton, to RECOMMEND TO COUNCIL TO PLACE ON FILE - REPORT OF OFFICER -- Appearances in Support: Alderperson Paul Skidmore, Susan Crowley representing PACE Project, Madison Police Sergeant Emil Quast, Nancy Jensen representing Apartment Association of South Central Wisconsin, Madison Police Captain Mary Schauf, Rebecca Parish, and Madison Police Chief Noble Wray. Appearances in Opposition: Rosemary Lee, Ron Trachtenberg representing Anheuser Busch, Pierre McCormick representing Wisconsin Distributors, and Taylor Brown. -- The motion passed by the following vote:**

**Excused:** McNamara

**Aye:** Olson, Verveer, Wheaton and Hart

**No:** Kamp and Rearick

2. [02243](#) Amending Section 3.56(2) of the Madison General Ordinances to modify the composition of the Alcohol License Review Committee.
- A motion was made by Wheaton, seconded by Ald. Verveer, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER**
- The motion passed by acclamation.

#### Discussion

3. [02260](#) Attendance Issues.
- Committee Chairperson Kamp mentioned that one regularly scheduled meeting and two or three special meetings of the ALRC had to be cancelled this year due to the lack of a quorum.
- Mr. Plant said he understands that attendance is a regular problem, and he acknowledges that the committee consists of volunteers who are serving on their own time. He said a quorum is needed at regular and subcommittee meetings, and that this is a gentle reminder that members need to be present to debate and vote.
- Aldersperson Olson asked committee members to look for ways to run the meetings more efficiently, and to share any suggestions with the committee.

#### Presentation & Discussion

4. [02070](#) Discrimination complaints against license holders and applicants  
Presentation by Tracy Stewart of the Fair Housing Center
- A motion was made by Ald. Verveer, seconded by Hart, to Refer to the ALCOHOL LICENSE REVIEW COMMITTEE December 14 meeting. The motion passed by acclamation.**

**Items 5-9 were placed on the table on a motion made by Ald. Verveer, seconded by Hart. The motion passed by acclamation.**

#### Change of Agent

10. [02265](#) Change of Agent  
ShopKo Stores, Inc. • ShopKo #029 • 7401 Mineral Point Road  
Old Agent: Marc Wynne • New Agent: James Voigt  
Class A Liquor, Class A Beer
- A motion was made by Ald. Verveer, seconded by Rearick, to RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER**
- The motion passed by acclamation.

### Changes of Licensed Premise

11. [01744](#) Application for Change of Licensed Premise  
LWS Investments Two, LLC • Good Times Neighborhood Bar • capacity 99  
47 S. Stoughton Road • Agent: Lawrence Schmock  
Class B Combination Liquor & Beer • 85% alcohol, 15% food  
Request to add patio/deck to licensed premise.  
**A motion was made by Rearick, seconded by Ald. Olson, to Refer to the ALCOHOL LICENSE REVIEW COMMITTEE December 14 meeting. The motion passed by acclamation.**
12. [02309](#) Application for Change of Licensed Premise  
Madcity Restaurant Group, Inc. • dba Quinton's Bar & Deli • capacity 104  
319 W. Gorham Street • Agent: Richard C. Glesner  
Class B Combination Liquor & Beer • 48% alcohol, 52% food  
Request to remove condition that establishment close 1 hour before bar time.  
**A motion was made by Ald. Verveer, seconded by Rearick, to RECOMMEND TO COUNCIL TO PLACE ON FILE WITHOUT PREJUDICE -REPORT OF OFFICER. The motion passed by acclamation.**

### Center for Visual & Performing Arts Application

13. [01736](#) Center for Visual & Performing Arts License Application  
Hoops of Dane County, Inc. • dba Bayou  
117 S. Butler Street • Agent: Dale Beck  
Class B Combination Liquor & Beer • 60% alcohol, 40% food  
**A motion was made by Wheaton, seconded by Rearick, to RECOMMEND TO COUNCIL TO PLACE ON FILE WITHOUT PREJUDICE -REPORT OF OFFICER. The motion passed by acclamation.**

### Nightclub License Applications

14. [02185](#) Nightclub License  
Cool Runnings Nikelwa LLC • dba Cool Runnings • estimated capacity of 100  
320 N. Randall Avenue • Agent: Edwin B. Richards  
Class B Combination Liquor & Beer • 40% alcohol, 50% food  
**A motion was made by Hart, seconded by Rearick, to RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER  
-- Appearances in Support: Barry Richards (applicant), Ald. Robbie Webber, Attorney Rick Petri, and Amanda Versch. -- The motion passed by acclamation.**

15. [02282](#) Nightclub License  
G Poole, Inc. • dba Pooley's Sports & Company • capacity of 420  
5441 High Crossing Boulevard • Agent: Geoffrey C. Poole  
Class B Combination Liquor & Beer • 65% alcohol, 35% food  
**A motion was made by Ald. Verveer, seconded by Rearick, to RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER -- Appearance in Support: Geoffrey Poole (applicant). -- The motion passed by the following vote:**

**Excused:** McNamara

**Aye:** Olson, Verveer, Wheaton, Kamp and Rearick

**Abstain:** Hart

### **Recessed Public Hearing - New License**

16. [02031](#) Public Hearing - New License  
Lora Garrett • dba Mango Man Latin Soulfood  
515 Cottage Grove Road  
Class A Liquor, Class A Beer • 20% alcohol, 80% food  
**A motion was made by Wheaton, seconded by Ald. Verveer, to RECOMMEND TO COUNCIL TO PLACE ON FILE WITHOUT PREJUDICE -PUBLIC HEARING -- No Appearances. -- The motion passed by acclamation.**

### **Public Hearing - License Transfer**

17. [02169](#) Public Hearing - Transfer of License  
Mir Nateghi • dba Caspian Cafe & Catering • estimated capacity of 60  
610 University Avenue • Transfer from 17 University Square  
Class B Beer • 1% alcohol, 99% food  
**A motion was made by Ald. Verveer, seconded by Wheaton, to RECOMMEND TO COUNCIL TO GRANT - PUBLIC HEARING -- Appearance in Support: Mohila Nateghi (applicant). -- The motion passed by acclamation.**

### **Public Hearing - New Licenses**

18. [02172](#) Public Hearing - New License  
Mir Nateghi • dba Caspian Cafe & Catering • estimated capacity of 60  
610 University Avenue • Class C Wine • 1% alcohol, 99% food  
**A motion was made by Ald. Verveer, seconded by Rearick, to RECOMMEND TO COUNCIL TO GRANT - PUBLIC HEARING -- Appearance in Support: Mohila Nateghi (applicant). -- The motion passed by acclamation.**

19. [02174](#) Public Hearing - New License  
Cool Runnings Nikelwa LLC • dba Cool Runnings • estimated capacity of 100  
320 N. Randall Avenue • Agent: Edwin B. Richards  
Class B Combination Liquor & Beer • 40% alcohol, 50% food  
**A motion was made by Rearick, seconded by Wheaton, to RECOMMEND TO COUNCIL TO GRANT - PUBLIC HEARING -- Appearances in Support: Alderperson Robbie Webber, Barry Richards (applicant), Attorney Rick Petri, and Amanda Versch. -- The motion passed by acclamation.**
20. [02175](#) Public Hearing - New License  
GHL II LLC • dba Monona Market  
4624 Monona Drive • Agent: Jagdish Agrawal • Class A Liquor  
*with conditions*  
**A motion was made by Ald. Olson, seconded by Rearick, to RECOMMEND TO COUNCIL TO GRANT - PUBLIC HEARING with the following conditions:**  
1) License limited to wine. 2) Display of beer/wine will be limited to one 15 square foot section of cooler. 3) Wine and wine coolers limited to one shelf of walk-in cooler and one five-square-foot rack of wine. 4) Beer shall only be displayed in cooler. There will not be any other displays of beer in the store.  
-- Apperance in Support: Jagdish Agrawal (applicant). -- The motion passed by acclamation.

**Operator Licenses - appearance requested by Madison Police Department**

21. [02076](#) Operator License Application  
Kevin L. Aaberg, 611 Memphis Avenue  
**A motion was made by Rearick, seconded by Hart, to RECOMMEND TO COUNCIL TO PLACE ON FILE - REPORT OF OFFICER. The motion passed by acclamation.**
22. [02160](#) Operator License Application  
Christopher B. Rudd, 2325 Columbus Lane  
*with conditions*  
**A motion was made by Ald. Olson, seconded by Ald. Verveer, to RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER with the following conditions:**  
1) Contingent upon City Clerk's Office receiving a letter from employer, stating they have full knowledge of applicant's record. 2) Contingent upon applicant submitting a complete application form. 3) License will be flagged for a background investigation upon renewal.  
-- Appearance in Support: Christopher Rudd (applicant). --  
**The motion passed by the following vote:**
- Excused:** McNamara
- Aye:** Olson, Verveer, Wheaton, Hart and Rearick
- No:** Kamp

23. [02191](#) Operator License Application  
Carol L. Meister, 4706 Femrite Drive  
*with conditions*

A motion was made by Ald. Verveer, seconded by Hart, to RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER with the following conditions:  
1) Contingent upon City Clerk's Office receiving a letter from employer, stating they have full knowledge of applicant's record. 2) License will be flagged for a background investigation upon renewal.  
-- Appearance in Support: Carol Meister (applicant). --  
The motion passed by acclamation.

Items 5-9 taken off the table on a motion made by Verveer, seconded by Olson.

#### Report of the Subcommittee on Process

5. [02061](#) Report on October meeting.

The committee looked at the standards for granting Operator's Licenses that had been discussed by the Subcommittee on Process. Mr. Shapiro suggested adding a warning at the top of the Operator's License application that would say, "Failure to disclose any convictions will mean this application is void." Attorney Zilavy said you can put any language you want on the application, but the committee would have to follow that policy. Ms. Crim said she has seen no consistency in the committee's dealing with license applications.

Aldersperson Olson said the committee needs to set aside a time to talk about dealing in a consistent way with the lack of disclosure on Operator's License applications. It was decided that this item would be placed on the December ALRC agenda.

Mr. Hart said he tries to be consistent, and has observed that the committee offers each applicant a great deal of leniency. He said he personally would never allow someone to walk out with an Operator's License if they had not fully disclosed their record on the application form. He said the committee needs to scrutinize applications a little more, and that it was shocking to hear that the committee was giving the applicant a chance knowing full well that someone with other circumstances would not be given the same chance. He said he thought it was intentional that the applicant did not fully disclose his record.

Attorney Zilavy said Mr. Hart was right on the money with his observation. She said she was involved in putting language on the Operator's License application a few years ago to make the committee feel more comfortable not granting licenses, but that the committee has not rejected applications.

Ms. Rearick said she philosophically agrees that licenses shouldn't be granted when applications are not complete, but that she felt it would be inconsistent to deny now. She said she was persuaded because the applicant would be unemployed without the license.

Mr. Plant asked what it would have taken for the committee to say no to the applicant.

6. [02062](#) Report on meeting to revise the Alcohol License Review Committee mission statement.
- Mr. Kamp reported that the Subcommittee on Process had a meeting September 30, generating Item #7 on the agenda.

### Report of the Alcohol Policy Coordinator

7. [02114](#) Draft of new mission statement for the Alcohol License Review Committee.
- Mr. Plant presented the committee with a draft of a new Mission Statement for the ALRC. He said he thinks it captures the responsibilities, goals, and purpose of the committee; the only catch is that it would have to be put into action.

The new Mission Statement is as follows:

**Guiding Values:**

- Fair
- Consistent
- Balanced
- Proactive
- Cooperative
- Efficient
- Preventative
- Inclusive
- Deliberative

**Mission:**

Serve the City's residents, businesses, and visitors by thoroughly and conscientiously reviewing license applications, establishing and maintaining standards, addressing violations, developing alcohol-related policies, and making recommendations to the Common Council.

**Goals:**

Promote responsible alcohol-selling and alcohol-serving practices; enhance public safety and quality of life; consistently apply pertinent laws and conditions; educate the citizenry and business community about the ALRC mission and processes; modernize existing business and governmental systems; reduce public expenditures on alcohol-related issues; improve overall service delivery.

**Statutory Authority:**

The committee's primary authority derives from Wisconsin Statute section 125.10 and Madison General Ordinances section 3.56.

A motion was made by Hart, seconded by Rearick, to Receive Report, Accept the Draft Proposal, and Place in Committee Archives. The motion passed by acclamation.

8. [02245](#) Report regarding Halloween.

Mr. Plant said he is open to any feedback regarding Halloween. He said it went better than last year, but that is a pretty low standard by which to measure.

Attorney Zilavy said she accompanied Madison Police Officers Halloween weekend, and the Madison Police Department was phenomenal in how it dealt with people. She said the police were quick and efficient, treated everyone with respect, and weren't looking for trouble or looking to antagonize people. Attorney Zilavy said she wished everyone knew how nice and polite Madison Police are.

Mr. Shapiro said he was in the Command Post the whole night, and that he would like to echo Attorney Zilavy's comments about the way the Madison Police Department handled the situation. He said it would be nice for the committee to have an opportunity to see some of the tape. He said there were 15 to 20 instigators at about 1:15 a.m., students literally running toward the police to get tear gassed. He said the Madison Police Department exercised unbelievable restraint and tolerance.

#### Report of the City Clerk's Office

9. [01705](#) Summary of Licenses Issued

The following summary was provided for the current license year:

Class A Beer (Liquor Store): 50 issued  
Class A Beer (Grocery): 60 issued  
Class A Liquor: 52 issued  
Class B Beer: 64 issued  
Class B Liquor & Beer: 338 issued  
Class C Wine: 38 issued  
Wholesale Beer: 5 issued  
Visual & Performing Arts: 6 issued  
Nightclub: 49 issued  
Adult Entertainment Tavern: 3 issued  
Operator: 2,024 issued  
Provisional Operator: 301 issued  
Food & Drink (\$1 to \$10,000): 137 issued  
Food & Drink (\$10,001 to \$100,000): 284 issued  
Food & Drink (\$100,001 to \$250,000): 207 issued  
Food & Drink (\$250,001 to \$1,000,000): 277 issued  
Food & Drink (\$1,000,001 to \$5,000,000): 95 issued  
Food & Drink (Greater than \$5,000,000): 18 issued  
Sidewalk Cafe: 54 issued  
Picnic Beer License: 35 issued

\* Madison has a quota of 396 Class B Combination Liquor & Beer licenses under state law. 59 of 71 Reserve licenses have been granted. 279 of 325 Grandfathered licenses have been granted. Taking into consideration the Class B Combination license that the committee Recommended to Council to Grant at this meeting, 57 Class B Combination licenses are currently available in the city of Madison.



### Adjournment

A motion was made by Wheaton, seconded by Rearick, to Adjourn at 7:07 p.m.  
The motion passed by acclamation.