

City of Madison Meeting Minutes - Final

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

ALCOHOL LICENSE REVIEW COMMITTEE

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

Wednesday, September 21, 2005

5:30 PM

215 Martin Luther King, Jr. Blvd. Room 300 (Madison Municipal Building)

Roll Call

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

Present: Olson, Verveer, Maribeth Witzel-Behl, Marsh Shapiro, Jay Lengfeld, Jennifer

Zilavy, McNamara, Wheaton, Hart and Kenneth R. Kamp

Excused: Rearick and LaMarr Q. Billups

Approval of Minutes

A motion was made by Ald. Verveer, seconded by Ald. Olson, to Approve the Minutes with an additional note under item 14 that Mr. Kamp attended the ALERT meeting. The motion passed by acclamation.

Change of Agent

1. Change of Agent

GMRI Inc • Smokey Bones BBQ Sports Bar • cap. 336 • 418 S. Gammon Rd.

Old Agent: Michael Cole • New Agent: Rodney Ladson Class B Combination Liquor & Beer • 13% alcohol, 87% food

A motion was made by Ald. Olson, seconded by Ald. Verveer, to RECOMMEND TO

COUNCIL TO GRANT - REPORT OF OFFICER

The motion passed by acclamation.

2. Change of Agent

Copps Corporation • Copps Food Center • 620 S. Whitney Way

Old Agent: Karl Wetzel • New Agent: Mark Elliott

Class A Liquor, Class A Beer

A motion was made by Ald. Olson, seconded by Ald. Verveer, to RECOMMEND TO

COUNCIL TO GRANT - REPORT OF OFFICER

The motion passed by acclamation.

Nightclub License Applications

3. Nightclub License Application

Tamara, Inc. • dba Mr. Robert's Bar & Grill • capacity of 210

2116 Atwood Avenue • Agent: Robert Hanson

Class B Combination Liquor & Beer • 80% alcohol, 20% food

A motion was made by Ald. Olson, seconded by Ald. Verveer, to Refer to the ALCOHOL LICENSE REVIEW COMMITTEE for on the October 19 agenda. -- Appearances: Bob Hanson (applicant), Ryan Nelson, Adam Zierten, Alex Black, Michael Johns, Terry Cohn, Thomas Hebl. Registered but not wishing to speak:

Aletha Jones. -- The motion passed by the following vote:

Aye: Olson, Verveer, McNamara and Kamp

No: Wheaton and Hart

Challenge of Alcohol/Food Sales Percentages

Challenge of Alcohol/Food Sales Percentages

Chug-A-Lug, Inc. • dba Club 5

5 Applegate Court • Agent: Edward Grunewald

Class B Combination Liquor & Beer • 50% alcohol, 50% food

A motion was made by Ald. Verveer, seconded by Hart, to Place On File -- Appearances: Edward Grunewald, Rick Petri. -- The motion passed by acclamation.

Change of Licensed Premise

5. Application for Change of Licensed Premise

Chug-A-Lug, Inc. • dba Club 5 • capacity of 388

5 Applegate Court • Agent: Edward Grunewald

Class B Combination Liquor & Beer • 50% alcohol, 50% food

Request to eliminate condition that establishment meet the definition of a

restaurant.

A motion was made by Ald. Verveer, seconded by Ald. Olson, to RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER -- Appearances: Edward Grunewald (applicant), Rick Petri. -- The motion passed by acclamation.

6. Application for Change of Licensed Premise

Bob & Gene's, Inc. • dba The Village Bar • capacity of 70

3801 Mineral Point Road • Agent: Mark Kampa

Class B Combination Liquor & Beer • 60% alcohol, 40% food

Request to remodel existing deck.

A motion was made by Ald. Olson, seconded by Ald. Verveer, to Refer to the ALCOHOL LICENSE REVIEW COMMITTEE for on the October 19 ALRC agenda.

The motion passed by acclamation.

8.

7. Application for Change of Licensed Premise

The Grid, LLC • dba Grid Iron • capacity 266

1509 Monroe Street • Agent: Robert Sieger

Class B Combination Liquor & Beer • 90% alcohol, 10% food

Request to change current conditions to:

- 1) Include deck in licensed premise from 11 a.m. to 10:30 p.m. with special event hours controlled by and equal to beer garden requirements
- 2) Allow windows to be opened for special events with security personnel
- 3) Allow live amplified music inside the bar no louder than 90 decibels and no later than 11:30 p.m.

A motion was made by Hart, seconded by Ald. Verveer, to Refer to the ALCOHOL LICENSE REVIEW COMMITTEE for on the October 19 agenda. -- Appearances: Robert Sieger (applicant), Brian Reddeman, Melissa Seeberger, Alderperson Isadore Knox Jr, Fraser Gurd, Troy Thiel, Hans Bercherding, JoAnn Feeney, Daniel Gruff. Registered but not wishing to speak: Ann Varda, Patricia Endicott, Nancy Webster, Katharine Adell, Audrey Highton, Mitchell Nussbaum, Peter Callies, Marvin Mejia, Erica Gehrig, Mark Gehrig, David Worzala, Richard Scott. -- Mr. Kamp asked to be recorded as voting No. The motion passed by acclamation.

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 Ald. Verveer, seconded by McNamara, to Refer to the ALCOHOL LICENSE REVIEW COMMITTEE for on the October 19 agenda. -- Appearances: Alderperson Lauren Cnare, Jim McCormick. -- The motion passed by acclamation.

9. Application for Change of Licensed Premise

Mike Losse • dba Catering by Mike Losse • capacity 500

301 Wisconsin Avenue

Class B Combination Liquor & Beer • 25% alcohol, 75% food

Request to add fenced-off area at the end of driveway to licensed premise for outdoor seating.

A motion was made by Ald. Verveer, seconded by Ald. Olson, to RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER -- Appearances: Sean O'Brien. -- The motion passed by acclamation.

10. Application for Change of Licensed Premise

Crystal Corners, Inc. • dba Crystal Corners Bar • capacity 99

1302 Williamson Street • Agent: David Day

Class B Combination Liquor & Beer • 70% alcohol, 30% food

Request to expand licensed premise to include sidewalk cafe.

A motion was made by Ald. Olson, seconded by McNamara, to RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER

-- Appearance: David Day (applicant). -- The motion passed by acclamation.

New License - Public Hearing

11. Public Hearing - New License

R P Adler's LLC • dba R P Adler's • estimated capacity of 150

8202 Watts Road • Agent: Randall P. Adler, Jr.

Class B Combination Liquor & Beer • 40% alcohol, 60% food

A motion was made by McNamara, seconded by Ald. Olson, to RECOMMEND TO COUNCIL TO GRANT - PUBLIC HEARING -- Appearance: Randy Adler (applicant).

-- The motion passed by acclamation.

12. Public Hearing - New License

Thai Orchid, LLC • dba Thai Orchid • capacity of 44 6714 Raymond Road • Agent: Saengrawee Pratoomtong Class B Beer, Class C Wine • 15% alcohol, 75% food

A motion was made by Ald. Olson, seconded by McNamara, to RECOMMEND TO COUNCIL TO GRANT - PUBLIC HEARING -- Appearance: Saengrawee Pratoomtong (applicant). -- The motion passed by acclamation.

Operator's License Applications - Appearance Requested by MPD

13. Operator License Application

Amber R. Ayres, 1217 E. Johnson Street #2

A motion was made by Ald. Olson, seconded by McNamara, to RECOMMEND TO COUNCIL TO DENY - REPORT OF OFFICER for the following reason: applicant failed to appear before the committee. The motion passed by acclamation.

14. Operator License Application

Daniel J. Peterson, 1937 Spohn Avenue

A motion was made by Ald. Olson, seconded by McNamara, to RECOMMEND TO COUNCIL TO DENY - REPORT OF OFFICER for the following reason: applicant failed to appear before the committee. The motion passed by acclamation.

15. Operator License Application

Aleah Kaldem, 2215 Woodview Court #17, Madison

A motion was made by Ald. Olson, seconded by McNamara, to RECOMMEND TO COUNCIL TO DENY - REPORT OF OFFICER for the following reason: applicant failed to appear before the committee. The motion passed by acclamation.

16. Operator License Application

Brendon R. Svaglic, 4501 Hammersley Road

A motion was made by Ald. Olson, seconded by Hart, to Refer to the ALCOHOL LICENSE REVIEW COMMITTEE for on the October 19 agenda. The motion passed by acclamation.

17. Operator License Application

Elisa Buleza, 5575 Riveredge Road, Waunakee

A motion was made by Ald. Olson, seconded by McNamara, to Refer to the ALCOHOL LICENSE REVIEW COMMITTEE for on the October 19 agenda. -- Appearance: Elisa Buleza (applicant). -- The motion passed by acclamation.

18. Operator License Application

Nicholas P. Schram, 613 Morningstar Lane

with conditions

A motion was made by Hart, seconded by Ald. Olson, to RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER with the following condition: Contingent upon the Office of the City Clerk receiving a letter from Mr. Schram's employer, stating that they are aware of his record. -- Appearance: Nick Schram. -- The motion passed by acclamation.

19. Operator License Application

Lars A. Skolos, 306 Parkwood Lane

A motion was made by Ald. Olson, seconded by Hart, to Refer to the ALCOHOL LICENSE REVIEW COMMITTEE for on the October 19 agenda. The motion passed

by acclamation.

20. Operator License Application

Jaiss L. Grossman, 1831 S. Park Street

A motion was made by Ald. Olson, seconded by Hart, to Refer to the ALCOHOL LICENSE REVIEW COMMITTEE for on the October 19 agenda. The motion passed

by acclamation.

21. Operator License Application

Vinh C. Tran, 501 Northport Drive

A motion was made by Ald. Olson, seconded by Hart, to Refer to the ALCOHOL LICENSE REVIEW COMMITTEE for on the October 19 agenda. -- Registered in Support: Vinh Tran. -- The motion passed by acclamation.

Ordinance

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 Ald. Olson, to Refer to the ALCOHOL LICENSE REVIEW COMMITTEE for on the October 19 agenda. -- Registered but not wishing to speak: Rick Petri. -- The motion passed by

acclamation.

Report of the Alcohol Policy Coordinator

23. Report on meetings to date and plan of action.

Mr. Price reported that he has met with all committee members with the exception of Mr. Hart. He said he is trying to meet with as many people and organization heads as possible, and is putting together a plan of action that may include business and community forums. Mr. Price said he is looking for guidance from the Alcohol License Review Committee on how to prioritize issues. He said advice, guidance and suggestions are welcome.

Discussion

24. Alcohol Policy Coordinator Position

Mr. Kamp suggested that Mr. Price and the newest members of the committee (Mr. Hart and Mr. McNamara) talk to Captain Lengfeld about scheduling a ridealong with the Police Department. Mr. Hart said he would be interested in a ridealong.

Mr. Shapiro said he was embarrassed, frustrated and disappointed with how the committee handled the Grid Iron item on tonight's agenda. He said this may be an opportunity for the Alcohol Policy Coordinator to get the committee on the right track. Mr. Shapiro said Alderperson Olson had made two fine proposals to move this item along (tabling the item so the applicant, alderperson, and neighbors could step out to resolve their issues during tonight's meeting, or recommending to Council to grant, contingent on a neighborhood meeting being held prior to October 11). He said an inordinate amount of time was spent on this issue, and that the neighborhood would do anything to keep the Grid Iron out of business. Mr. Shapiro said there are six football Saturdays to put cash in the till, but only one football game will take place after the Common Council considers this item.

Alderperson Olson said she would have pressed Alderperson Knox if she thought the proposed changes would make a big difference for the applicant. Attorney Zilavy said Game Day Saturdays are a free-for-all, so nobody should be complaining about noise on those days.

25. Public Hearing/Special Meeting on consideration of license applications

Alderperson Olson suggested that the question of how to deal with the quota on Class B Combination Liquor & Beer licenses be referred to another meeting.

Report of the City Clerk's Office

26. 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: 50 issued Class B Beer: 62 issued

Class B Liquor & Beer: 333 issued

Class C Wine: 37 issued Wholesale Beer: 5 issued

Visual & Performing Arts: 4 issued

Nightclub: 41 issued

Adult Entertainment Tavern: 3 issued

Operator: 1,860 issued

Provisional Operator: 233 issued

Food & Drink (\$1 to \$10,000): 130 issued Food & Drink (\$10,001 to \$100,000): 280 issued Food & Drink (\$100,001 to \$250,000): 202 issued Food & Drink (\$250,001 to \$1,000,000): 274 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: 29 issued

* Madison has a quota of 389 Class B Combination Liquor & Beer license under state law. 60 of 64 Reserve licenses have been granted. 273 of 325 Grandfathered licensed have been granted.

Taking into consideration the Class B Combination license that the committee Recommended to Council to Grant at this meeting, 55 Class B Combination licenses are currently available in the city of Madison.

Adjournment

A motion was made by McNamara, seconded by Ald. Olson, to Adjourn at 8:30 p.m. The motion passed by acclamation.