



City of Madison

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

Meeting Minutes - Draft ALCOHOL LICENSE REVIEW COMMITTEE

This meeting can be viewed LIVE on Madison City Channel, cable channel 98, digital channel 994, or at www.madisoncitychannel.tv.

Wednesday, August 17, 2011

5:30 PM

210 Martin Luther King, Jr. Blvd.
Room 201 (City-County Building)

Call to Order/Roll Call

Present: 8 -

Lisa Subeck; Michael E. Verveer; Thomas J. Farley; Thomas A. Landgraf;
David A. Hart; Allen A. Arntsen; Pamela Bean and Shiva Bidar-Sielaff

Absent: 2 -

Barb Mercer and Austin J. Buerosse

Non Voting: 4 -

Maribeth Witzel-Behl; Mary Schauf; Roger Allen and Thomas Sieger

Approval of Minutes

A motion was made by Arntsen, seconded by Ald. Bidar-Sielaff, to Approve the Minutes from the July meeting. The motion passed by voice vote/other.

Public Comment

Disclosures and Recusals

Mr. Arntsen disclosed his involvement with Downtown Madison, Inc. regarding item #18. He indicated no reason to recuse himself.

Changes of Agent

1. [23531](#) Change of Agent
Paisan's Restaurant Inc • dba Paisan's • 131 W. Wilson St
New Agent: Walter S Borowski
Class B Combination Liquor & Beer • 25% alcohol, 75% food
Aldermanic District 4 (Alder Verveer) • Police Sector 405

A motion was made by Ald. Verveer, seconded by Arntsen, to RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER. The motion passed by voice vote/other.

2. [23534](#) Change of Agent
Town Center Dining LLC • dba Steenbock's on Orchard
330 N Orchard Street
New Agent: Lisa Loup
Class B Combination Liquor & Beer • 25% alcohol, 75% food
Aldermanic District 8 (Alder Resnick) • Police Sector 402
A motion was made by Ald. Verveer, seconded by Arntsen, to RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER. The motion passed by voice vote/other.
3. [23535](#) Change of Agent
Granite City Restaurant Operations • dba Granite City Food & Brewery
454 S Gammon Road
New Agent: Robert Engler
Class B Combination Liquor & Beer • 18% alcohol, 82% food
Aldermanic District 9 (Alder Skidmore) • Police Sector 124
A motion was made by Ald. Verveer, seconded by Arntsen, to RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER. The motion passed by voice vote/other.
4. [23536](#) Change of Agent
Benvenuto's Madison Inc • dba Benvenuto's • 1849 Northport Drive
New Agent: Samantha Kuhl
Class B Combination Liquor & Beer • 18% alcohol, 82% food
Aldermanic District 12 (Alder Rhodes-Conway) • Police Sector 504
A motion was made by Ald. Verveer, seconded by Arntsen, to RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER. The motion passed by voice vote/other.

Changes of Corporate Control

5. [23532](#) Change of Corporate Control
Hooters of East Madison, LLC • dba Hooters of East Madison
2639 East Springs Drive • Agent: Laura Clark
Class B Combination Liquor & Beer • 31% alcohol, 66% food, 3% Other
Aldermanic District 17 (Alder Clausius) • Police Sector 517
1 new officer
A motion was made by Ald. Verveer, seconded by Bean, to RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER. The motion passed by voice vote/other.

6. [23537](#) Change of Corporate Control
Silly Yak Bakery & Bread Barn • dba Silly Yak Bakery
7866 Mineral Point Road • Agent: Holly Beach
Class A Beer
Aldermanic District 9 (Alder Skidmore) • Police Sector 125
Loss of Officer
- A motion was made by Ald. Verveer, seconded by Bean, to RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER. The motion passed by voice vote/other.**

7. [23538](#) Change of Corporate Control
Francinn Corp • dba Best Western Inn Towner
2424 University Avenue • Agent: Patricia Chang
Class B Combination Liquor & Beer • 14% alcohol, 69% food, 17% other
Aldermanic District 5 (Alder Bidar-Sielaff) • Police Sector 301
3 new officers
- A motion was made by Ald. Verveer, seconded by Bean, to RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER. The motion passed by voice vote/other.**

Change of Licensed Premise

8. [22692](#) Change of Licensed Premise
NDZ Enterprises LLC • dba Dexter's Pub • Capacity: 143
301 North St • Agent: Nicholas Zabel
Class B Combination Liquor & Beer
60.11% alcohol, 37.10% food 2.79% other
Aldermanic District 12 (Alder Rhodes-Conway) • Police Sector 502
Extend premises to include Northside parking lot for several events each year.
- A motion was made by Farley, seconded by Arntsen, to RECOMMEND TO COUNCIL TO PLACE ON FILE WITHOUT PREJUDICE -REPORT OF OFFICER. The motion passed by voice vote/other.**

9. [23528](#) Change of Licensed Premise
Cathay Pacific Inc • dba Hong Kong Cafe
Proposal to increase outdoor capacity from 195 to 310
2 S Mills St • Agent: Siu Wah Leung
Class B Combination Liquor & Beer • 10% alcohol, 90% food
Aldermanic District 13 (Alder Ellingson) • Police Sector 304
Request to increase capacity of the outdoor eating area from 195 to 310 for Badger home football games only.
- A motion was made by Arntsen, seconded by Ald. Verveer, to RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER. The motion passed by voice vote/other.**

10. [23529](#) Change of Licensed Premise
Capitol Hospitality LLC • dba Sprecher's Restaurant & Pub
Proposal to increase outdoor capacity from 240 to 440
1262 John Q Hammons Drive • Agent: Susan Getgen
Class B Combination Liquor & Beer • 30% alcohol, 70% food
Aldermanic District 9 (Alder Skidmore) • Police Sector 127
Request to increase outdoor capacity for one day, September 24, 2011 from
240 to 440 for Oktoberfest event. Includes fenced in tent area with
Security/ID checks.
- A motion was made by Ald. Subeck, seconded by Landgraf, to RECOMMEND TO COUNCIL TO GRANT WITH CONDITIONS - REPORT OF OFFICER. The motion passed by voice vote/other. The condition is that the date of the event is changed from September 24, 2011 to October 8, 2011.**

21+ Entertainment License

11. [23105](#) 21+ Entertainment License
Circolo LLC • dba Pasqual's Hilldale • Capacity: 155
670 N Midvale Blvd • Agent: Theresa Taggart
Class B Combination Liquor & Beer • 10% alcohol, 90% food
Aldermanic District 11 (Alder Schmidt) • Police Sector 108
- A motion was made by Landgraf, seconded by Ald. Bidar-Sielaff, to RECOMMEND TO COUNCIL TO GRANT WITH CONDITIONS - REPORT OF OFFICER. The motion passed by voice vote/other. The condition is that all events be completed by midnight.**
12. [23530](#) 21+ Entertainment License
Trinity LLC • Erin's Snug Irish Pub • Capacity: 300
4601 American Parkway • Agent: Jerry Waller
Class B Combination Liquor & Beer • 25% alcohol, 75% food
Aldermanic District 17 (Alder Clausius) • Police Sector 520
- A motion was made by Bean, seconded by Arntsen, to Re-refer. Sent to the ALCOHOL LICENSE REVIEW COMMITTEE regular September meeting. The motion passed by voice vote/other.**

Recessed Public Hearing

13. [23066](#) Public Hearing - New License
Peter Horkan, Justin Dahmen, & Tyler Dahmen
dba Regent Treats • 1402 Regent St
Estimated Capacity: 20-30 inside, 300 outside
Class B Beer • 10% alcohol, 80% food, 10% other
Aldermanic District 5 (Alder Bidar-Sielaff) • Police Sector 402
- A motion was made by Ald. Bidar-Sielaff, seconded by Arntsen, to RECOMMEND TO COUNCIL TO PLACE ON FILE WITHOUT PREJUDICE -RECESSED PUBLIC HEARING. The motion passed by voice vote/other.**

New License - Public Hearing

14. [23418](#) Public Hearing - New License
La Zacatecana of Wisconsin LLC • dba La Zacatecana
4915 Commercial Avenue • Agent: Antonio Salgado
Class A Beer
Aldermanic District 3 (Alder Cnare) • Police Sector 609
A motion was made by Bean, seconded by Ald. Verveer, to RECOMMEND TO COUNCIL TO GRANT WITH CONDITIONS - PUBLIC HEARING. The motion passed by voice vote/other. The condition is that the applicant amend the application to Class A Beer only.
15. [23427](#) Public Hearing - New License
Badger Wings LLC • dba Wingstop
1234 Regent St • Agent: Vic Villacrez • Estimated Capacity: 32
Class B Beer • 10% alcohol, 90% food
Aldermanic District 8 (Alder Resnick) • Police Sector 402
A motion was made by Ald. Bidar-Sielaff, seconded by Bean, to RECOMMEND TO COUNCIL TO GRANT - PUBLIC HEARING. The motion passed by voice vote/other.
16. [23428](#) Public Hearing - New License
Cafe Costa Rica LLC • dba El Rincon Tico
1133 Williamson St • Agent: Rey Anthony Clarke • Estimated Capacity: 49
Class B Combination Liquor & Beer • 25% alcohol, 75% food
Aldermanic District 6 (Alder Rummel) • Police Sector 408
A motion was made by Arntsen, seconded by Ald. Verveer, to RECOMMEND TO COUNCIL TO GRANT - PUBLIC HEARING. The motion passed by voice vote/other.

Operator's License Applications

17. [20983](#) Operator License Application
Heather Zvara - Establishment where employed: Pedro's East
A motion was made by Ald. Verveer, seconded by Arntsen, to RECOMMEND TO COUNCIL TO PLACE ON FILE WITHOUT PREJUDICE at the request of the applicant-REPORT OF OFFICER. The motion passed by voice vote/other.

Ordinances

18. [23005](#) Repealing Section 38.12 and renumbering Section 38.13 to Section 38.12 to eliminate the prohibition of alcohol to habitually intoxicated persons, and amending Section 1.08(3)(a) of the Madison General Ordinances to repeal the bail deposit for such violation.

A motion was made by Ald. Verveer, seconded by Ald. Bidar-Sielaff, to Re-refer. Sent to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion FAILED by the following vote:

Absent: 2 -

Barb Mercer and Austin J. Buerosse

Ayes: 1 -

Michael E. Verveer

Noes: 6 -

Lisa Subeck; Thomas J. Farley; Thomas A. Landgraf; Allen A. Arntsen; Pamela Bean and Shiva Bidar-Sielaff

Abstentions: 1 -

David A. Hart

Non Voting: 1 -

Maribeth Witzel-Behl; Mary Schauf; Roger Allen and Thomas Sieger

A motion was made by Ald. Subeck, seconded by Arntsen, to RECOMMEND TO COUNCIL TO PLACE ON FILE WITHOUT PREJUDICE -REPORT OF OFFICER. The motion passed by voice vote/other.

19. [23034](#) Amending Sec. 38.05(9)(e), Secs. 10.056(4)(a)7., (4)(b)3., (5)(d), (5)(f), creating Secs. 10.056(4)(b)4. and (6)(p), and amending Sec. 38.07(7) of the Madison General Ordinances to require Common Council approval of temporary Class B alcohol licenses issued in conjunction with Street Use Permits and modifying the procedures for approving such licenses and Street Use Permits accordingly.

A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Subeck, to RECOMMEND TO COUNCIL WITH THE FOLLOWING RECOMMENDATIONS - REPORT OF OFFICER. The motion passed by voice vote/other. The recommendation is that the ordinance includes the language offered by the Street Use Staff Team.

20. [23310](#) Creating Section 25.10 of the Madison General Ordinances to prohibit Nuisance Parties and amending Section 1.08(3)(a) of the Madison General Ordinances to establish bail amounts for this section.

A motion was made by Ald. Verveer, seconded by Ald. Bidar-Sielaff, to Return to Lead with the recommendation to refer back to the ALCOHOL LICENSE REVIEW COMMITTEE. Sent to the PUBLIC SAFETY REVIEW COMMITTEE. The motion passed by voice vote/other.

21. [23497](#) Amending Sections 38.10(1)(ar) and (b) and repealing Section 38.10(5) of the Madison General Ordinances creating an ALRC Hearings Subcommittee and Procedures.

A motion was made by Arntsen, seconded by Ald. Verveer, to RECOMMEND TO COUNCIL TO ADOPT AS SUBSTITUTED - REPORT OF OFFICER. The motion passed by voice vote/other.

Substitutions are:

Section 2(b)(1)(b) delete the text "composed of the Chairperson and two additional members"

Section 2(b)(2)(a) should read "The Alcohol License Review Committee chairperson or the chair's designee shall conduct the hearing, administer oaths to all witnesses and may issue subpoenas. So far as practicable, the rules of evidence provided in Wis. Stat. § 227.45, shall be followed. The complainant shall have the burden of proving the charges by a preponderance of the evidence."

22. [23574](#) Proposal to amend sec. 38.10, MGO revocation procedures to provide for a Hearing Examiner process.

A motion was made by Arntsen, seconded by Farley, to RECOMMEND TO COUNCIL TO PLACE ON FILE WITHOUT PREJUDICE -REPORT OF OFFICER. The motion passed by voice vote/other.

Report of the Alcohol Policy Coordinator

23. [23199](#) Recent ALERT Meetings

The attached information was presented by Alcohol Policy Coordinator Woulf

24. [23200](#) Tavern Safety Training Updates

Mr. Woulf updated the committee on the August 15 Tavern Safety Training session for the East Police District. He also indicated the next session will be for the Central District and would likely occur on September 12.

Report of Madison Police Department

25. [23198](#) Summary of Recent Enforcement Actions

The attached report was distributed by the City Clerk's office.

Report of City Clerk's Office

26. [23197](#) Summary of Licenses Issued

The attached report was distributed by the City Clerk's office.

Adjournment

