

# **City of Madison**

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

# Meeting Minutes - Approved ALCOHOL LICENSE REVIEW COMMITTEE

This meeting may be viewed LIVE on Charter Spectrum Channel 994, AT&T U-Verse Channel 99 or at www.madisoncitychannel.tv.

Wednesday, September 26, 2018

5:30 PM

210 Martin Luther King, Jr. Blvd. Room 354 (City-County Building)

Applications will go to the Common Council Meeting of October 16, 2018.

This meeting is governed by Robert's Rules of order. All speakers wishing to address the committee regarding an agenda item must first complete a registration form and submit it to the City Clerk designee.

Speakers may speak to the committee only after they are called by the Chair. Each speaker will be limited to three minutes.

After speaking to the committee, please take your seat in the gallery. The public is not allowed to address or respond to speakers or committee members unless they have been recognized by the Chair of the committee.

Notified Absences: Stephen Fletcher, Alder Bidar-Sielaff

# Call to Order/Roll Call at 5:36pm

Present: 8 - Paul E. Skidmore; Michael E. Verveer; James Boxrud; Fernando Cano

Ospina; Thomas A. Landgraf; Kathryn D. Hill; Michael S. Donnelly and

Patrick J. Grady

Absent: 2 - Leslie G. Orrantia and Gloria Reyes

Excused: 3 - Roger Allen; Shiva Bidar-Sielaff and Stefan J. Fletcher

Non Voting: 2 - Jim Verbick and Jason Freedman

# **Approval of Minutes**

A motion was made by Grady, seconded by Verveer, to Approve the Minutes. The motion passed by voice vote/other.

**Public Comment** 

**Disclosures and Recusals** 

**Presentation of the Consent Agenda** 

**Operator's License Applications** 

1. <u>52955</u> Operator License Application

Matthew Laumann - Establishment where employed: Nitty Gritty

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

Appearance by Matthew Laumann.

2. <u>53080</u> Operator License Application

Regina Crump - Establishment where employed: Stop'n'Go

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

Appearance by Regina Crump. One additional registration in support.

3. <u>53200</u> Operator License Application

Lacey C A Julian - Establishment where employed: Eagles #623

A motion was made by Cano Ospina, seconded by Grady, to RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER. The motion passed by voice vote/other.

Appearance by Lacey Julian. One additional registration in support.

4. <u>53239</u> Operator License Application

Kelly Hayes - Establishment where employed: Stop n Go

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

Appearance by Kelly Hayes.

5. <u>53198</u> Operator License Application

Michelle Beck-DeVries-Williams - Establishment where employed:

TGIFriday's

A motion was made by Verveer, seconded by Grady, to RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER. The motion passed by voice

Appearance by Michelle DeVries-Williams.

# **Changes of Agent**

6. <u>52393</u> Change of Agent

Bonefish Grill LLC • dba Bonefish Grill #1202 • 7345 Mineral Point Rd

New Agent: Rodney Ladson Class B Combination Liquor & Beer Aldermanic District 9 (Alder Skidmore) A motion was made by Verveer, seconded by Cano Ospina, to RECOMMEND TO COUNCIL TO PLACE ON FILE - REPORT OF OFFICER. The motion passed by voice vote/other.

7. <u>52488</u> Change of Agent

Merchant Madison LLC • dba Merchant Madison • 121 S. Pinckney

New Agent: Thomas Dufek

Class B Combination Liquor & Beer Aldermanic District 4 (Alder Verveer)

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

One registration in support.

8. <u>52943</u> Change of Agent

Kwik Trip Inc • dba Kwik Trip 965 • 2402 W Broadway

New Agent: Uran Mezezi Class A Beer, Class A Cider

Aldermanic District 14 (Alder Carter)

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

9. <u>52944</u> Change of Agent

Kwik Trip Inc • dba Kwik Trip 960 • 401 N Third St

New Agent: Patricia E Riley Class A Beer, Class A Liquor Aldermanic District 12 (Alder Palm)

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

**10.** <u>52945</u> Change of Agent

Lalos Restaurant LLC • dba Lalo's Mexican Restaurant • 5510 University Ave

New Agent: Raquel Morales Vasquez Class B Combination Liquor & Beer Aldermanic District 19 (Alder Furman)

A motion was made by Skidmore, seconded by Cano Ospina, to Refer to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.

11. 52946 Change of Agent

Ultimate Mart LLC • dba Pick 'n Save Express • 1312 S Park St

New Agent: Nickolas Carr Class A Beer, Class A Liquor

Aldermanic District 13 (Alder Arntsen)

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

12. <u>52947</u> Change of Agent

John Q Restaurant Inc • dba Cowboy Jacks • 1262 John Q Hammons Dr

New Agent: Debra Meyers

Class B Combination Liquor & Beer Aldermanic District 9 (Alder Skidmore)

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

One registration in support.

13. <u>52948</u> Change of Agent

CMWI Associates LLC • dba Crown Plaza Madison • 4402 E Washington Ave

New Agent: Paul Popovich

Class B Combination Liquor & Beer Aldermanic District 17 (Alder Baldeh)

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

One registration in support.

**14.** <u>52949</u> Change of Agent

Kwik Trip Inc • dba Kwik Trip 958 • 4741 Lien Rd

New Agent: Latifah N Bryant Class A Beer, Class A Cider

Aldermanic District 17 (Alder Baldeh)

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

**15.** <u>52989</u> Change of Agent

Red Robin International Inc • dba Red Robin Gourmet Burgers and Brews

2440 East Springs Dr

New Agent: James Semrow

Class B Combination Liquor & Beer Aldermanic District 17 (Alder Baldeh)

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

#### One registration in support.

16. <u>53236</u> Change of Agent

Kwik Trip Inc • dba Kwik Trip 952 • 2538 Fish Hatchery Rd

New Agent: Rachel M Carter Class A Beer, Class A Cider

Aldermanic District 13 (Alder Carter)

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

#### **Business Name Change**

17. <u>52374</u> Business Name Change

2116 AWA LLC • Current dba: The New Mr. Roberts

2116 Atwood Ave

Class B Combination Liquor & Beer Aldermanic District 6 (Alder Rummel)

New dba: The Atwood

A motion was made by Cano Ospina, seconded by Grady, to RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER. The motion passed by voice vote/other.

Five registrations in support, one registration in opposition.

#### **Entity Reorganization**

**18.** <u>52942</u> Entity Reorganization

Lalos Restaurant LLC • dba Lalo's Mexican Restaurant

5510 University Ave

Class B Combination Liquor & Beer Aldermanic District 19 (Alder Furman) Add one new officer, remove one officer

A motion was made by Skidmore, seconded by Cano Ospina, to Refer to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.

**19.** <u>53159</u> Entity Reorganization

Bartaco Hilldale LLC • dba bartaco 726 N Midvale Blvd Suite M464 Class B Combination Liquor & Beer Aldermanic District 11 (Alder Martin)

Add three new officers, remove three officers

A motion was made by Cano Ospina, seconded by Grady, to RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER. The motion passed by voice vote/other.

Two registrations in support.

20. <u>52427</u> Entity Reorganization

Blazin Wings Inc • dba Buffalo Wild Wings #413

240 East Towne

Class B Combination Liquor & Beer Aldermanic District 17 (Alder Baldeh) Add four new officers, remove two officers

A motion was made by Cano Ospina, seconded by Grady, to RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER. The motion passed by voice vote/other.

One registration in support.

A motion was made by Cano Ospina, seconded by Verveer, to Take A Recess at 8:20pm. The motion passed by voice vote/other.

A motion was made by Donnelly, seconded by Grady, to Reconvene at 8:30pm. The motion passed by voice vote/other.

#### License Issuance Extension

21. 53165 Request to extend license issuance beyond the 90 day limit under MGO 38.05

Friendships Are The Best Ships Inc • dba BarleyPop Live

121 W Main St • Agent: Jason Hajdik • Estimated Capacity: 125

Class B Beer • 95% alcohol, 0% food, 5% other

Aldermanic District 4 (Alder Verveer) • Police Sector 405

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

22. <u>53164</u> Second request to extend license issuance beyond the 90 day limit under

MGO 38.05

I/O Arcard Bar LLC • dba I/O Arcade Bar

720 Williamson St • Agent: Mitchell Turino • Estimated Capacity: 155 Class B Combination Liquor & Beer • 75% alcohol, 15% food, 10% other

Aldermanic District 6 (Alder Rummel) • Police Sector 408

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

One registration in support.

23. <u>53166</u> Second request to extend license issuance beyond the 90 day limit under

MGO 38.05

Encore Adventure LLC • dba Tiny's Tap House

308 S Paterson Street • Agent: Holly Alexander • Estimated Capacity: 30

Class B Combination Liquor & Beer • 75% alcohol, 20% food Aldermanic District 6 (Alder Rummel) • Police Sector 408

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

One registration in support.

# **Change of License Conditions**

# 24. <u>52939</u> Change of Licensed Conditions

MCNZ Maktabi LLC • dba Dubai • Capacity: 60

419 State St. • Agent: Samant Schuette

Class B Combination Liquor & Beer • 30% alcohol, 70% food Aldermanic District 4 (Alder Verveer) • Police Sector 403

Request to change condition 1 to add one hour on weekdays and three hours on weekends

A motion was made by Verveer, seconded by Cano Ospina, to Table. The motion passed by voice vote/other.

A motion was made by Verveer, seconded by Grady, to Take Off The Table. The motion passed by voice vote/other.

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

The existing Condition 1 will be amended to read:

- 1. Cease alcohol service at 11pm, nightly, with the exception of up to four private events per month with a minimum of 72 hours advanced notification and consultation with the Central Police District.
- a) The license holder is to appear at the January 2019 ALRC meeting to review all conditions, including alcohol sale numbers.

Five registration in support.

# 25. <u>52940</u> Change of Licensed Conditions

La Escondida Mexican Grill LLC • dba Neveria Montealban

Capacity: 120

1821 S Park St • Agent: Juana Jessica Torres

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

Aldermanic District 14 (Alder Carter) • Police Sector 310

Request to change condition 1 to extend hours until midnight Monday -

Thursday, and until 1:30am Friday - Sunday.

A motion was made by Skidmore, seconded by Grady, to RECOMMEND TO COUNCIL TO PLACE ON FILE - REPORT OF OFFICER. The motion passed by voice vote/other.

One registration in support, three registrations in opposition.

#### **Change of Licensed Premise**

26. <u>52936</u> Change of Licensed Premise

Ho-Chunk Nation • dba Ho-Chunk Gaming Madison

Current Capacity (in/out): 1200/0 • Proposed Capacity (in/out): 1200/100

4002 Evan Acres Rd • Agent: Daniel Brown

Class B Combination Liquor & Beer • 0.72% alcohol, 0.99% food

Aldermanic District 16 (Alder Tierney) • Police Sector 621

Addition of 16' X 56' outdoor area for a total 896 square foot space, inside a 6'

tall privacy fence.

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

One registration in support.

# Appearance as a Condition of License

27. <u>53160</u> Appearance as a condition of license

Diego Enterprises • dba Cuco's Restaurant • Capacity: 80

4426 Buckeye Rd • Agent: Carlos Quiroga

Class B Combination Liquor & Beer • 20% alcohol, 80% food Aldermanic District 16 (Alder DeMarb) • Police Sector 614

Review one of license to allow extension of alcohol and entertainment hours.

A motion was made by Donnelly, seconded by Cano Ospina, to extend the hours as provided in the license language and set the next review date for the December ALRC meeting. The motion passed by voice vote/other.

One registration in support.

## 18+ Center for Visual & Performing Arts License

28. <u>51908</u> 18+ Center for Visual & Performing Arts License

Mohammed Hinnawi • dba Nile Restaurant • Capacity: 80

6119 Odana Rd • Agent: Mohammed Hinnawi

Class B Combination Liquor & Beer • 20% alcohol, 80% food Aldermanic District 19 (Alder Clear) • Police Sector 113

A motion was made by Verveer, seconded by Grady, to RECOMMEND TO COUNCIL TO DENY BECAUSE OF THE HEALTH, SAFETY, AND WELFARE OF THE COMMUNITY - REPORT OF OFFICER. The motion passed by voice vote/other.

One registration in support, one registration in opposition.

### 21+ Entertainment License

29. <u>52941</u> 21+ Entertainment License

Frameshift Arts Cafe LLC • dba The Winnebago Arts Cafe • Capacity: 99

2262 Winnebago St • Agent: John DeHaven

Class B Combination Liquor & Beer • 40% alcohol, 57% food

Aldermanic District 6 (Alder Rummel) • Police Sector 410

A motion was made by Cano Ospina, seconded by Grady, to RECOMMEND TO COUNCIL TO GRANT WITH CONDITIONS - REPORT OF OFFICER. The motion passed by voice vote/other.

The conditions are:

- 1. Entertainment must end by 10:30pm on Sunday Wednesday and by 11pm on Thurs Saturday.
- 2. Establishhment must close by 11pm on Sunday Wednesday and by midnight on Thursday Saturday.
- 3. Sound level must not exceed 45 dbs at the property line.

One registration in support, one registration in oppostion.

#### **Recessed Public Hearing**

30. <u>52497</u> Public Hearing - New License

Frameshift Arts Cafe LLC • dba The Winnebago Arts Cafe 2262 Winnebago St. • Agent: John DeHaven • Estimated Capacity: 99 Class B Combination Liquor & Beer • 40% alcohol, 57% food Aldermanic District 6 (Alder Rummel) • Police Sector 410

A motion was made by Cano Ospina, seconded by Grady, to RECOMMEND TO COUNCIL TO GRANT WITH CONDITIONS - PUBLIC HEARING. The motion passed by voice vote/other.

The conditions are:

- 1. Entertainment must end by 10:30pm on Sunday Wednesday and by 11pm on Thurs Saturday.
- 2. Establishhment must close by 11pm on Sunday Wednesday and by midnight on Thursday Saturday.
- 3. Sound level must not exceed 45 dbs at the property line.

One registration in support, one registration in oppostion.

# **Public Hearing**

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

31. <u>52932</u> Public Hearing - New License

Portillo's Hot Dogs LLC • dba Portillo's Hot Dogs 4505 East Towne Blvd • Agent: Matthew Kiefer

Estimated Capacity: 227

Class B Beer • 2% alcohol, 98% food

Aldermanic District 17 (Alder Baldeh) • Police Sector 631

A motion was made by Verveer, seconded by Cano Ospina, to RECOMMEND TO COUNCIL TO GRANT - PUBLIC HEARING. The motion passed by voice vote/other.

# One registration in support.

# 32. <u>52933</u> Public Hearing - New License

HungryBadger Cafe LLC • dba HungryBadger Cafe 540 State St • Agent: Deepak Shrestha • Estimated Capacity: 80 Class B Beer, Class C Wine • 10% alcohol, 80% food, 10% other Aldermanic District 2 (Alder Zellers) • Police Sector 403

A motion was made by Grady, seconded by Verveer, to RECOMMEND TO COUNCIL TO GRANT WITH CONDITIONS - PUBLIC HEARING. The motion passed by voice vote/other.

#### The conditions:

- 1. Stop serving alcohol no later than 10pm Sunday Thursday and no later than 11pm on Friday and Saturday.
- 2. Establishment must meet the definition of a restaurant under Madison General Ordinance Section 38.02 at all times.
- 3. Food must be available at all times.

#### One registration in support.

## 33. <u>52934</u> Public Hearing - New License

May Rose Madison LLC • dba Brothers Three Bar and Grill 614 N Fair Oaks Ave • Agent: Matthew Stebbins Estimated Capacity: 80

Estimated Capacity, 60

Class B Combination Liquor & Beer • 25% alcohol, 75% food Aldermanic District 15 (Alder Ahrens) • Police Sector 604

A motion was made by Verveer, seconded by Cano Ospina, to RECOMMEND TO COUNCIL TO GRANT - PUBLIC HEARING. The motion passed by voice vote/other.

### One registration in support.

#### 34. <u>52935</u> Public Hearing - New License

A La Brasa LLC • dba A La Brasa Mexican Grill
15 N Broom St • Agent: Jose Zecua • Estimated Capacity: 100
Class B Combination Liquor & Beer • 10% alcohol, 90% food
Aldermanic District 4 (Alder Verveer) • Police Sector 405

A motion was made by Verveer, seconded by Cano Ospina, to RECOMMEND TO COUNCIL TO GRANT WITH CONDITIONS - PUBLIC HEARING. The motion passed by voice vote/other.

#### The conditions are:

- 1. Must meet the definition of a restaurant as defined by MGO Section 38.02 at all times.
- 2. No outdoor amplified sound is permitted.
- 3. Establishment must follow all zoning conditions as to the patio use.

4. Shall cease alcohol by 10:00 pm Sunday - Thursday and 2:00 am on Friday and Saturday.

Two registrations in support.

## **Disciplinary Matter**

35. <u>53005</u> Disciplinary Matter - ALRC demerit point determination

East Washington Liquor Inc • dba Rocky's Liquor West 4217 W Beltline Highway • Agent: Gurpreet K Ghuman

Class A Liquor, Class A Beer

Aldermanic District 10 (Alder Cheeks) • Police Sector 104

A motion was made by Donnelly, seconded by Cano Ospina, to RECOMMEND TO COUNCIL WITH THE FOLLOWING RECOMMENDATIONS - REPORT OF OFFICER. The motion passed by voice vote/other.

The recommendation is to suspend the license on September 29, 2018, and to assess zero demerit points.

Two registrations in support.

**36.** <u>53006</u> Disciplinary Matter - ALRC demerit point determination

JSM Inc • dba Red Shed • Capacity: 80 406 N Frances St • Agent: Jeffrey Meise

Class B Combination Liquor & Beer • 95% alcohol, 5% food Aldermanic District 4 (Alder Verveer) • Police Sector 403

A motion was made by Cano Ospina, seconded by Grady, to RECOMMEND TO COUNCIL WITH THE FOLLOWING RECOMMENDATIONS - REPORT OF OFFICER. The motion passed by voice vote/other.

The recommendation is to accept Assistant City Attorney Jennifer Zilavy's report and assess 50 demerit points.

One registration in support.

# **Report of Madison Police Department**

37. Salar Report of Recent Calls for Service

Madison Police Department submitted the attached report.

# Report of City Clerk's Office

38. <u>53238</u> Summary of Licenses Issued

The Clerk's Office submitted the attached report.

### **Entity Reorganization**

**39.** <u>52426</u> Entity Reorganization

Blazin Wings Inc • dba Buffalo Wild Wings #414 789 University Ave Class B Combination Liquor & Beer Aldermanic District 8 (Alder Wood) Add four new officers, remove two officers

A motion was made by Cano Ospina, seconded by Grady, to RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER. The motion passed by voice vote/other.

One registration in support.

# **Operator's License Applications**

# **40.** <u>53266</u> Operator License Application

Travis Haanstad - Establishment where employed: Kollege Klub

A motion was made by Donnelly to RECOMMEND TO COUNCIL TO DENY - REPORT OF OFFICER. The motion failed for lack of a second.

Verveer moved, seconded by Cano Opsina to table for 10 minutes so that the police report could be acquired.

Verveer moved, seconded by by Cano Opsina to take this item off the table.

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

## Appearance by Travis Haanstad.

**Ayes:** 4 - Michael E. Verveer; Fernando Cano Ospina; Thomas A. Landgraf and Patrick J. Grady

Noes: 3 - Paul E. Skidmore; Kathryn D. Hill and Michael S. Donnelly

Excused: 2 - Shiva Bidar-Sielaff and Stefan J. Fletcher

#### Adjournment

A motion was made by Cano Ospina, seconded by Verveer, to Adjourn at 10:49pm. The motion passed by voice vote/other.