

CITY OF SHEBOYGAN

LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE MINUTES

Wednesday, May 27, 2026

OPENING OF MEETING

1. Call to Order

The meeting was called to order at 4:30 p.m. by Chair Boorse.

2. Roll Call

Alderspersons present: Chair Boorse, Vice Chair Heidemann, Grawien, Kelly, Perrella – 5.

3. Pledge of Allegiance

4. Approval of Minutes

Licensing, Hearings, and Public Safety Committee Meeting held May 11, 2026

MOTION TO APPROVE MINUTES FROM May 11, 2026

Motion made by Heidemann, Seconded by Grawien.

Voting Yea: Boorse, Grawien, Heidemann, Kelly, Perrella – 5.

5. Public Comment

No one spoke.

ITEMS FOR DISCUSSION AND POSSIBLE ACTION

6. Res. No. 13-26-27 by Alderspersons Boorse and Heidemann approving various licenses for the City of Sheboygan.

MOTION TO RECOMMEND THE COMMON COUNCIL ADOPT THE RESOLUTION

Motion made by Kelly, Seconded by Perrella.

Voting Yea: Boorse, Grawien, Heidemann, Kelly, Perrella – 5.

7. Res. No. 20-26-27 by Alderspersons Boorse and Heidemann approving alcohol beverage/tobacco licenses.

MOTION TO RECOMMEND THE COMMON COUNCIL ADOPT THE RESOLUTION

Motion made by Heidemann, Seconded by Perrella.

Voting Yea: Boorse, Grawien, Heidemann, Kelly, Perrella – 5.

8. Res. No. 19-26-27 by Alderpersons Boorse and Heidemann recommending denial of an alcohol beverage/tobacco license transfer from place-to-place and directing the drafting of a summons and complaint for revocation proceedings.

MOTION TO RECOMMEND THE COMMON COUNCIL ADOPT THE RESOLUTION

Motion made by Heidemann, Seconded by Perrella.

Voting Yea: Boorse, Grawien, Heidemann, Kelly, Perrella – 5.

9. Res. No. 22-26-27 by Alderpersons Boorse and Heidemann recommending denial of a "Class B" liquor license renewal application and directing the drafting of a summons and complaint for revocation proceedings.

MOTION TO RECOMMEND THE COMMON COUNCIL ADOPT THE RESOLUTION

Motion made by Heidemann, Seconded by Kelly.

Voting Yea: Boorse, Grawien, Heidemann, Kelly, Perrella – 5.

10. Res. No. 23-26-27 by Alderpersons Boorse and Heidemann authorizing the appropriate City officials to enter into an agreement with the Sheboygan Area School District relative to providing the public school system with school resource officers from the Sheboygan Police Department.

MOTION TO RECOMMEND THE COMMON COUNCIL ADOPT THE RESOLUTION

Motion made by Heidemann, Seconded by Perrella.

Voting Yea: Boorse, Grawien, Heidemann, Kelly, Perrella – 5.

11. Gen. Ord. No. 4-26-27 by Alderpersons Boorse and Heidemann amending section 26-20 of the Sheboygan Municipal Code relating to Smoking Prohibited; Exceptions.

MOTION TO RECOMMEND THE COMMON COUNCIL ADOPT THE ORDINANCE

Motion made by Kelly, Seconded by Perrella.

Voting Yea: Boorse, Grawien, Heidemann, Kelly, Perrella – 5.

12. Gen. Ord. No. 5-26-27 by Alderpersons Boorse and Heidemann amending section 8-80 of the Sheboygan Municipal Code relating to the procedure for declaration of vicious or dangerous dog.

MOTION TO RECOMMEND THE COMMON COUNCIL ADOPT THE ORDINANCE

Motion made by Grawien, Seconded by Heidemann.

Voting Yea: Boorse, Grawien, Heidemann, Kelly, Perrella – 5.

13. Report No. 8-26-27 by Police Chief Zempel pursuant to section 30-50 of the Municipal Code, submitting the annual report for the Police Department, for the year 2025.

MOTION TO RECOMMEND THE COMMON COUNCIL FILE THE REPORT

Motion made by Perrella, Seconded by Heidemann.

Voting Yea: Boorse, Grawien, Heidemann, Kelly, Perrella – 5.

14. Report No. 7-26-27 by Fire Chief Montellano pursuant to section 24-400 of the Municipal Code, submitting the annual report for the Fire Department, for the year 2025.

MOTION TO RECOMMEND THE COMMON COUNCIL FILE THE REPORT

Motion made by Heidemann, Seconded by Perrella.

Voting Yea: Boorse, Grawien, Heidemann, Kelly, Perrella – 5.

QUASI-JUDICIAL HEARING

15. Quasi-Judicial hearing to determine whether Alcohol Beverage License No. 3475 (J.N. Cortez LLC, D.B.A. Mi Ranchito II) [Elena Goya Cortez, Agent] shall be suspended or revoked.

CLOSED SESSION

16. Motion to convene in closed session under the exemption contained in Wis. Stat. s. 19.85(1)(a) for the purpose of deliberation concerning action to be taken regarding Alcohol Beverage License No. 3475 (J.N. Cortez LLC, D.B.A Mi Ranchito II)

MOTION TO CONVENE IN CLOSED SESSION AT 7:14 PM

Motion made by Perrella, Seconded by Heidemann.

Voting Yea: Boorse, Grawien, Heidemann, Kelly, Perrella – 5.

RECONVENE IN OPEN SESSION

17. Motion to reconvene in open session

MOTION TO RECONVENE IN OPEN SESSION AT 8:29 PM

Motion made by Heidemann, Seconded by Perrella.

Voting Yea: Boorse, Grawien, Heidemann, Kelly, Perrella – 5.

18. Possible action regarding Alcohol Beverage License No. 3475 (J.N. Cortez LLC, D.B.A. Mi Ranchito II)

FOR COUNT 1, BASED UPON THE TESTIMONY OF SHEBOYGAN DETECTIVE WYNVEEN, CHIEF KURT ZEMPEL, ELENA GOYA CORTEZ, AND ALEX SOSA, THE COMMITTEE MAKES THE FOLLOWING FINDINGS OF FACT:

- 1- ALCOHOL WAS DISPLAYED ON THE PREMISES AT 1515 NEW JERSEY AVENUE IN A MANNER WHICH INDICATES THAT THE ALCOHOL WAS AVAILABLE FOR SALE.
- 2- THE COMMITTEE FINDS THAT THE TESTIMONY BY ELENA GOYA CORTEZ REGARDING THE PRESENCE OF THE ALCOHOL IS NOT CREDIBLE BASED ON THE FOLLOWING FACTORS:
 - a. INCONSISTENCIES IN TESTIMONY ABOUT WHO CONTROLS THE BUSINESS,
 - b. INCONSISTENCIES OR NEGLIGENCE REGARDING THE LEGAL REQUIREMENTS FOR POSSESSION OF ALCOHOL ON UNLICENSED PREMISES,

- c. INCONSISTENCIES REGARDING WHY THE ALCOHOL WAS NOT REMOVED DURING CONSTRUCTION ACTIVITIES, AND
 - d. INCONSISTENCIES REGARDING WHY ALCOHOL WASN'T REMOVED AFTER INITIAL CONTACTS WITH THE POLICE AND UPON ATTORNEY ADVICE.
- 3- AT THE TIMES WHEN THE ALCOHOL WAS AVAILABLE FOR SALE, THE PREMISES WERE NOT LICENSED.
 - 4- THE OPERATION OF THE PREMISES AT 1515 NEW JERSEY AVENUE PRIOR TO LICENSURE CONSTITUTES GROUND FOR REVOCATION PURSUANT TO § 125.12(2)(AG)1., WIS. STATS.
 - 5- THE OPERATION OF THE PREMISES AT 1515 NEW JERSEY AVENUE PRIOR TO LICENSURE IS A CONTINUATION OF THE PATTERNS OF BEHAVIOR CONSIDERED AT THE HEARING ON AUGUST 25, 2025, WHICH CREATED A DISORDERLY AND RIOTOUS HOUSE.

FOR COUNT 2, BASED UPON THE TESTIMONY OF SHEBOYGAN DETECTIVE WYNVEEN, CHIEF KURT ZEMPEL, AND ELENA GOYA CORTEZ, THE COMMITTEE MAKES THE FOLLOWING FINDINGS REGARDING COUNT 2 OF THE COMPLAINT:

- 1- GAMBLING MACHINES WERE PRESENT AND IN USE IN THE ESTABLISHMENT AT 1515 NEW JERSEY AVENUE AT A TIME WHICH DID NOT HOLD A CLASS "B" OR "CLASS B" LICENSE.
- 2- PURSUANT TO § 125.12(1)(C), WIS. STATS., THE CITY MAY NOT CONSIDER VIOLATIONS OF §§ 945.03 (2M), 945.04 (2M), OR 945.05 (1M), WHEN CONSIDERING THE REVOCATION OR SUSPENSION OF ESTABLISHMENTS HOLDING ACTIVE CLASS "B" OR "CLASS B" LICENSES. § 125.12(1)(C), WIS. STATS., DOES NOT APPLY TO GAMBLING MACHINES PRESENT IN NON-LICENSED LOCATIONS.
- 3- THE OPERATION OF THE GAMBLING MACHINES ON PREMISES AT 1515 NEW JERSEY AVENUE PRIOR TO LICENSURE CONSTITUTES GROUND FOR REVOCATION PURSUANT TO § 125.12(2)(AG)1., WIS. STATS.
- 4- THE OPERATION OF THE GAMBLING MACHINES ON THE PREMISES AT 1515 NEW JERSEY AVENUE PRIOR TO LICENSURE IS A CONTINUATION OF THE PATTERNS OF BEHAVIOR CONSIDERED AT THE HEARING ON AUGUST 25, 2025, WHICH CREATED A DISORDERLY AND RIOTOUS HOUSE.

MOTION TO RECOMMEND THE COMMON COUNCIL ACCEPT THE FINDINGS OF FACT

Motion made by Grawien, Seconded by Perrella.

Voting Yea: Boorse, Grawien, Heidemann, Kelly Perrella – 5.

19. Res. No. 203-25-26 by Alderpersons Rust and Boorse approving the transfer of alcohol beverage/tobacco license (License App. No. 3475).

Voted 5-0 by Licensing, Hearings, and Public Safety Committee to recommend referring to the Licensing, Hearings, and Public Safety Committee of the 2026-2027 Common Council

MOTION TO RECOMMEND THE COMMON COUNCIL DENY THE TRANSFER OF ALCOHOL BEVERAGE/TOBACCO LICENSE (LICENSE APP. NO. 3475)

Motion made by Heidemann, Seconded by Perrella.

Voting Yea: Boorse, Grawien, Heidemann, Kelly, Perrella – 5.

TENTATIVE DATE OF NEXT REGULAR MEETING

20. Next scheduled meeting: June 8, 2026

ADJOURN MEETING

21. Motion to Adjourn

MOTION TO ADJOURN AT 8:36 PM

Motion made by Perrella, Seconded by Kelly.

Voting Yea: Boorse, Grawien, Heidemann, Kelly, Perrella – 5.