

CITY OF SHEBOYGAN

LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE MINUTES

Wednesday, May 15, 2024

COMMITTEE MEMBERS PRESENT: Chair Alderperson Zach Rust, Alderperson Joseph Heidemann, Alderperson Grazia Perrella, Alderperson Daniel Peterson

COMMITTEE MEMBERS EXCUSED: Vice Chair Alderperson Robert La Fave

STAFF/OFFICIALS PRESENT: City Attorney Charles Adams, Police Chief Christopher Domagalski, Fire Chief Eric Montellano, City Clerk Meredith DeBruin, Lt. Matthew Walsh, Licensing Clerk Darcie Beernink, Paralegal Kathy Hoffman

OTHERS PRESENT: Attorney Joseph Thuermer, Jessica Bumbard-Kinch, Terry Schulist, Kris Huenink, Jeremy Burgard, David Nennig, Grant Pauly

OPENING OF MEETING

1. Call to Order

Chair Alderperson Zach Rust called the meeting to order at 4:30 PM.

2. Roll Call
3. Pledge of Allegiance

The Pledge of Allegiance was recited.

4. Introduction of Committee members, staff and guests

MINUTES

5. Approval of Minutes

MOTION TO APPROVE THE MINUTES OF THE PREVIOUS MEETING HELD APRIL 10, 2024.

Motion made by Alderperson Heidemann, seconded by Alderperson Perrella.

Voting Yea: Chair Rust, Alderperson Heidemann, Alderperson Perrella, Alderperson Peterson.

ITEMS FOR DISCUSSION AND POSSIBLE ACTION

6. Presentation to the Committee by City Attorney's Office, City Clerk's Office, and Sheboygan Police Department

City Attorney Adams discussed the general duties of the committee and the various types of licenses the committee will be dealing with, and also other matters the committee will

handle, including ordinance changes, quasi-judicial hearings on the suspension/revocation of licenses, and matters referred to the City's ethics board.

7. Adoption of the policies and procedures of the Licensing, Hearings, and Public Safety Committee

Copies of the following policies/procedures of the committee were distributed and discussed briefly:

- Guidelines To Be Used For Granting & Denial of Liquor Licenses
- Policy Statement on Issuance of Original "Class A" Intoxicating Liquor Licenses
- Licensing, Hearings, and Public Safety Committee Policy Regarding Treatment of Licenses

MOTION TO ADOPT THE POLICIES AND GUIDELINES OF THE LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE.

Motion made by Alderperson Perrella, seconded by Alderperson Peterson.

Voting Yea: Chair Rust, Alderperson Heidemann, Alderperson Perrella, Alderperson Peterson.

8. R. O. No. 135-23-24 (4-15-24) by Fire Chief Eric Montellano pursuant to section 24-459 of the Municipal Code, submitting the quarterly report showing the Benchmark Measurements for the fire department, for the period commencing January 1, 2024 and ending March 31, 2024.

Chief Montellano reviewed the Fire Department's report of Benchmark Measurements for the first quarter of 2024.

MOTION TO RECOMMEND THE COMMON COUNCIL ACCEPT AND FILE R. O. NO. 135-23-24.

Motion made by Alderperson Perrella, seconded by Alderperson Heidemann.

Voting Yea: Chair Rust, Alderperson Heidemann, Alderperson Perrella, Alderperson Peterson.

9. R. O. No. 134-23-24 (4-15-24) by Police Chief Christopher Domagalski pursuant to section 30-50 of the Municipal Code, submitting the quarterly report for the police department for the period commencing January 1, 2024 and ending March 31, 2024.

Chief Domagalski reviewed the Police Department's report of Benchmark Measurements for the first quarter of 2024.

MOTION TO RECOMMEND THE COMMON COUNCIL ACCEPT AND FILE R. O. NO. 134-23-24.

Motion made by Alderperson Perrella, seconded by Alderperson Peterson.

Voting Yea: Chair Rust, Alderperson Heidemann, Alderperson Perrella, Alderperson Peterson.

10. Res. No. 7-24-25 (5-6-24) A Resolution authorizing the appropriate City officials to execute the Intergovernmental Agreement for Law Enforcement Services for the 2024

Republican National Convention in Milwaukee, Wisconsin, between the City of Milwaukee and the City of Sheboygan.

Chief Domagalski discussed the Intergovernmental Agreement regarding the 2024 Republican National Convention in Milwaukee and answered questions from the Committee.

MOTION TO RECOMMEND THE COMMON COUNCIL ADOPT RES. NO. 7-24-25.

Motion made by Alderperson Peterson, seconded by Alderperson Heidemann.

Voting Yea: Chair Rust, Alderperson Heidemann, Alderperson Perrella, Alderperson Peterson.

11. Beverage Operator's License Application No. 4586 (Terry Schulist) - HEARING REGARDING DENIAL OF LICENSE

Terry Schulist appeared before the committee for an appeal hearing on possible denial of his license application. City Attorney Adams explained to the committee that Mr. Schulist's 1994 felony conviction makes him ineligible for the license unless he receives a pardon from the Governor. The committee heard from Mr. Schulist who stated he has had a clean record since 1994 and he will look into a pardon.

MOTION TO UPHOLD THE CLERK'S DECISION TO DENY BEVERAGE OPERATOR LICENSE APPLICATION NO. 4586 (TERRY SCHULIST) DUE TO MR. SCHULIST'S INELIGIBILITY FOR THE LICENSE.

Motion made by Alderperson Perrella, seconded by Alderperson Peterson.

Voting Yea: Chair Rust, Alderperson Heidemann, Alderperson Perrella, Alderperson Peterson.

12. Beverage Operator's License Application No. 4320 (Jessica Bumbard-Kinch) - HEARING REGARDING DENIAL OF LICENSE

Jessica Bumbard-Kinch appeared before the committee for an appeal hearing on possible denial of her license application. The committee heard from the City's witness, Lt. Walsh, and from Ms. Bumbard-Kinch, her attorney, Joseph Thuermer, and her counselor, Kris Huenink, and then deliberated regarding Ms. Bumbard-Kinch's record.

MOTION TO OVERTURN THE CLERK'S DECISION TO DENY BEVERAGE OPERATOR LICENSE APPLICATION NO. 4320 (JESSICA BUMBARD-KINCH) AND APPROVE MS. BUMBARD-KINCH'S LICENSE APPLICATION.

Motion made by Alderperson Perrella, seconded by Alderperson Peterson.

Voting Yea: Chair Rust, Alderperson Heidemann, Alderperson Perrella, Alderperson Peterson.

13. Res. No. 12-24-25 (5-6-24) A Resolution authorizing the appropriate City official to complete and sign Part G of Wisconsin Department of Revenue Form AB-105 submitted by Three Sheeps Brewing Company, LLC.

Grant Pauly from Three Sheeps Brewing was present.

MOTION TO RECOMMEND THE COMMON COUNCIL ADOPT RES. NO. 12-24-25.

Motion made by Alderperson Perrella, seconded by Alderperson Peterson.
Voting Yea: Chair Rust, Alderperson Heidemann, Alderperson Perrella, Alderperson Peterson.

14. R. O. No. 140-23-24 (4-15-24) by City Clerk submitting various license applications.

MOTION TO APPROVE THE JOHN MICHAEL KOHLER ARTS CENTER CHANGE OF PREMISE APPLICATIONS CONTINGENT UPON OBTAINING STREET FESTIVAL PERMITS FOR THE DATES IN QUESTION, AND TO APPROVE THE REMAINDER OF THE APPLICATIONS ON R.O. NO. 140-23-24.

Motion made by Alderperson Perrella, seconded by Alderperson Peterson.
Voting Yea: Chair Rust, Alderperson Heidemann, Alderperson Perrella, Alderperson Peterson.

15. R. O. No. 9-24-25 (5-6-24) by City Clerk submitting various license applications.

MOTION TO HOLD CHANGE OF AGENT APP. NO. 1138 (KWIK TRIP) AND CIGARETTE/TOBACCO APP. NOS. 3374/3286 (VAPINUSA), 3582 (THE DISPENSARY), AND 3523 (SPEED UP 9) AS THE APPLICATIONS ARE NOT YET COMPLETE, DENY THE CHANGE OF PREMISE APPLICATION FOR J&J'S HOTSPOT AS IT IS MOOT AS THE EVENT IS PAST, APPROVE THE LEGEND LARRY'S CHANGE OF PREMISE APPLICATIONS CONTINGENT UPON OBTAINING STREET FESTIVAL PERMITS FOR THE DATES IN QUESTION, GRANT "CLASS B" RENEWAL APP. 3136 TO SACK REALTY LLC CONTINGENT UPON RECEIPT OF THE REQUIRED STATEMENT OF AUTHORITY, AND TO APPROVE THE REMAINDER OF THE APPLICATIONS ON R.O. NO. 9-24-25.

Motion made by Alderperson Heidemann, seconded by Alderperson Peterson.
Voting Yea: Chair Rust, Alderperson Heidemann, Alderperson Perrella, Alderperson Peterson.

NEXT MEETING DATE

16. The next committee meeting is tentatively scheduled to be held on May 29, 2024

ADJOURN

17. Motion to adjourn

MOTION TO ADJOURN AT 6:17 PM.

Motion made by Alderperson Perrella, seconded by Alderperson Heidemann.
Voting Yea: Chair Rust, Alderperson Heidemann, Alderperson Perrella, Alderperson Peterson.