

CITY OF SHEBOYGAN

LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE MINUTES

Monday, August 24, 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 August 10, 2026

MOTION TO APPROVE THE MINUTES FROM August 10, 2026

Motion made by Heidemann, Seconded by Kelly.

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

5. Public Comment

No one spoke.

ITEMS FOR DISCUSSION AND POSSIBLE ACTION

6. Res. No. 98-26-27 by Alderspersons Boorse and Heidemann authorizing the creation of a temporary Designated Outdoor Refreshment Area during the 2026 Riverfest event.

MOTION TO RECOMMEND THE COMMON COUNCIL ADOPT THE RESOLUTION

Motion made by Heidemann, Seconded by Grawien.

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

7. Res. No. 87-26-27 by Alderspersons Boorse and Heidemann approving alcohol beverage/tobacco licenses.

HELD UNTIL THE NEXT LICENSING, HEARINGS, AND PUBLIC SAFETY MEETING

QUASI-JUDICIAL HEARING

8. Quasi-Judicial hearing to determine whether Beverage Operator's License No. 5255 (David Pennebecker) shall be nonrenewed.

CLOSED SESSION

9. Motion to convene in closed session under the exemption contained in Wis. Stat. s. 19.85(1)(a) for the purpose of deliberation concerning the nonrenewal of Beverage Operator's License No. 5255 (David Pennebecker).

MOTION TO CONVENE IN CLOSED SESSION

Motion made by Heidemann, Seconded by Kelly.

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

RECONVENE IN OPEN SESSION

10. Motion to reconvene in open session.

MOTION TO RECONVENE IN OPEN SESSION

Motion made by Perrella, Seconded by Grawien.

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

11. Possible action regarding Beverage Operator's License No. 5255 (David Pennebecker).

ATTORNEY IAN PRUST READS THE FINDINGS OF FACT, CONCLUSIONS OF LAW AND RECOMMENDATION INTO THE RECORD AS FOLLOWS:

BASED UPON THE TESTIMONY AND EXHIBITS PRESENTED BY LIEUTENANT REBECCA RUPNICK ON BEHALF OF THE CITY OF SHEBOYGAN AND THE TESTIMONY OF DAVID PENNEBECKER ON AUGUST 28, 2026, THE COMMITTEE MAKES THE FOLLOWING FINDINGS OF FACT AND CONCLUSIONS OF LAW:

- 1- THE ARREST AND CONVICTION RECORD FOR THE APPLICANT SHOW THAT THE APPLICANT HAS A HISTORY OF ALCOHOL OFFENSES, INCLUDING ARRESTS FOR PROHIBITED BAC ON AUGUST 23, 2025, AND AN ARREST FOR OPERATING WHILE INTOXICATED ON SEPTEMBER 24, 2025.
- 2- THE APPLICANT HAS A LONG-TERM HISTORY OF ALCOHOL OFFENSES DATING BACK TO 1993.
- 3- THE APPLICANT DID NOT INTRODUCE ANY EVIDENCE OF REHABILITATION THAT WOULD MITIGATE THE RECENT OFFENSES.

BASED ON THE FINDINGS SET FORTH HEREIN, THE LICENSING, HEARINGS AND PUBLIC SAFETY COMMITTEE RECOMMENDS NON-RENEWAL OF OPERATOR'S LICENSE NO. 5255 WHICH IS HELD BY DAVID PENNEBECKER.

MOTION TO RECOMMEND THE COMMON COUNCIL ADOPT THE FINDINGS OF FACT AND CONCLUSIONS OF LAW AND NONRENEW BEVERAGE OPERATOR'S LICENSE NO. 5255 (DAVID PENNEBECKER)

Motion made by Perrella, Seconded by Grawien.

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

TENTATIVE DATE OF NEXT REGULAR MEETING

12. Next scheduled meeting: September 14, 2026

ADJOURN MEETING

12. Motion to Adjourn

MOTION TO ADJOURN

Motion made by Perrella, Seconded by Kelly.

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