



LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE AGENDA

March 02, 2022 at 5:00 PM

**City Hall - Conference Room 106, 828 Center Avenue,
Sheboygan, WI**

It is possible that a quorum (or a reverse quorum) of the Sheboygan Common Council or any other City committees/boards/commissions may be in attendance, thus requiring a notice pursuant to State ex rel. Badke v. Greendale Village Board, 173 Wis. 2d 553, 494 N.W.2d 408 (1993).

Persons with disabilities who need accommodations to attend this meeting should contact the City Attorney's Office at 828 Center Avenue, Suite 210, Sheboygan, Wisconsin, Ph. 920-459-3917.

Persons other than committee members who wish to participate remotely shall provide notice to the City Attorney's Office at Ph. 920-459-3917 at least 24 hours before the meeting so that the person may be provided a remote link for that purpose.

OPENING OF MEETING

1. Roll Call - Alderpersons Barb Felde, Betty Ackley, Dean Dekker, Leslie Laster, and Amanda Salazar may be attending this meeting remotely
2. Call to Order
3. Pledge of Allegiance
4. Introduction of Committee members, staff and guests

MINUTES

- [5.](#) Approval of Minutes - February 16, 2022

ITEMS FOR DISCUSSION AND POSSIBLE ACTION

- [6.](#) R. O. No. 124-21-22 (2-7-22) Submitting various license applications for the period ending June 30, 2022. "Class B" Liquor Lic. App. No. 3527 (Young Trustt Entertainment LLC - West Coast Cafe and Lounge)
- [7.](#) Gen. Ord. No. 40-21-22 (2-21-22) An Ordinance amending Sections 26-1007 and 122-14 of the Sheboygan Municipal Code regarding private well abandonment
- [8.](#) R. O. No. 130-21-22 (2-21-22) Submitting a license application for the period ending June 30, 2022
- [9.](#) 2021 Annual Report for City Attorney's Office (discussion only)

NEXT MEETING DATE

10. Next meeting date will be March 16, 2022

ADJOURN

11. Motion to adjourn

In compliance with Wisconsin's Open Meetings Law, this agenda was posted in the following locations more than 24 hours prior to the time of the meeting:

*City Hall • Mead Public Library
Sheboygan County Administration Building • City's website*

LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE MINUTES

Wednesday, February 16, 2022

COMMITTEE MEMBERS PRESENT: Chair Alderperson Barb Felde (remote), Vice Chair Alderperson Betty Ackley, Alderperson Dean Dekker, Alderperson Leslie Laster (remote), Alderperson Amanda Salazar (remote)

STAFF/OFFICIALS PRESENT: City Attorney Charles Adams (remote), City Clerk Meredith DeBruin, Lt. William Adams, Licensing Clerk Melissa Fassbender, Paralegal Kathy Hoffman

OTHERS PRESENT: Scott Wachowski

OPENING OF MEETING

1. Roll Call

2. Call to Order

Acting Chair Alderperson Betty Ackley called the meeting to order at 5:00 p.m.

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
JANUARY 26, 2022

Motion made by Alderperson Dekker, seconded by Alderperson Laster.

Voting Yea: Alderperson Salazar, Chair Felde, Vice Chair Ackley, Alderperson Dekker, Alderperson Laster

ITEMS FOR DISCUSSION AND POSSIBLE ACTION

6. Discussion and possible action regarding request from Alc. Bev. Lic. No. 3515–Dog House (Scott A. Wachowski, Agent) for an extension under the city's continuation of business ordinance

Scott Wachowski, Agent for Dog House, appeared before the committee and indicated that they have not yet opened for business due to delays in completing the plumbing, but all of the work is now done and they should be able to open soon.

MOTION TO GRANT AN EXTENSION THROUGH APRIL 18, 2022 TO ALC. BE
LIC. NO. 3515-DOG HOUSE UNDER THE CONTINUATION OF BUSINESS
ORDINANCE.

Item 5.

Motion made by Alderperson Laster, seconded by Alderperson Dekker.

Voting Yea: Alderperson Salazar, Chair Felde, Vice Chair Ackley, Alderperson
Dekker, Alderperson Laster

7. R. O. No. 37-21-22 (7-6-21) Submitting various license applications for the period ending June 30, 2022. Change of Premise App. No. 3444 (SS Northstar)

CA Adams informed the committee that this change of premise is no longer being requested.

MOTION TO FILE R.O. NO. 37-21-22

Motion made by Alderperson Dekker, seconded by Chair Felde.

Voting Yea: Alderperson Salazar, Chair Felde, Vice Chair Ackley, Alderperson
Dekker, Alderperson Laster

8. R. O. No. 124-21-22 (2-7-22) Submitting various license applications for the period ending June 30, 2022.

MOTION TO GRANT LICENSES TO THE FIVE MINI-MARTS LISTED ON THIS
R.O., NOTING THAT THE LICENSES ARE ACTUALLY CLASS "A" BEER/"CLASS
A" CIDER ONLY LICENSES

Motion made by Chair Felde, seconded by Alderperson Dekker.

Voting Yea: Alderperson Salazar, Chair Felde, Vice Chair Ackley, Alderperson
Dekker, Alderperson Laster

MOTION TO HOLD "CLASS B" LIQUOR LIC. APP. NO. 3527 (YOUNG TRUSTT
ENTERTAINMENT LLC) AND CALL THE AGENT IN TO SPEAK WITH THE
COMMITTEE

Motion made by Alderperson Laster, seconded by Alderperson Dekker.

Voting Yea: Alderperson Salazar, Chair Felde, Vice Chair Ackley, Alderperson
Dekker, Alderperson Laster

NEXT MEETING DATE

9. The next committee meeting is scheduled to be held on March 2, 2022 at 5:00 p.m.

ADJOURN

10. Motion to adjourn

MOTION TO ADJOURN AT 5:25 PM

Motion made by Alderperson Dekker, seconded by Alderperson Laster.

Voting Yea: Alderperson Salazar, Chair Felde, Vice Chair Ackley, Alderperson Dekker,
Alderperson Laster

II

R. O. No. 124 - 21 - 22. By CITY CLERK. February 7, 2022.

Submitting various license applications for the period ending June 30, 2022.

City Clerk

"CLASS A" LIQUOR LICENSE (June 30, 2022) (NEW)

<u>No.</u>	<u>Name</u>	<u>Address</u>
3526	Fast Fill Inc. (Fast Fill)	1508 S. 8 th Street
3520	Kwik Trip, Inc. (Kwik Trip 1138)	1526 Broadway Avenue
3522	Speedup 7, LLC (Speedup 7)	1006 Geele Avenue
3523	Speedup 9, LLC (Speedup 9)	1230 Taylor Drive
3525	Speedup 11, LLC (Speedup 11)	1211 Weeden Creek Road

"CLASS B" LIQUOR LICENSE (June 30, 2022) (NEW)

<u>No.</u>	<u>Name</u>	<u>Address</u>
3527	Young Trustt Entertainment LLC (West Coast Café and Lounge)	1210 Michigan Avenue

ALPS

Gen. Ord. No. 40 - 21 - 22. By Alderpersons Felde and Ackley.
February 21, 2022.

AN ORDINANCE amending Sections 26-1007 and 122-14 of the Sheboygan Municipal Code regarding private well abandonment.

WHEREAS, the Sheboygan Municipal Code currently contains two sections regarding private well abandonment: Section 26-1007 and Section 122-14; and

WHEREAS, because the two sections are not currently entirely consistent with each other, it is appropriate to resolve the inconsistency by amending Sections 26-1007 and 122-14 as set forth in this Ordinance.

THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

Section 1. Section 26-1007 of the Municipal Code entitled "Private well abandonment" is hereby amended to read as follows:

"Sec. 26-1007. *Private well abandonment.*

(a) *Filling and sealing required.* All private wells located on any premises which is served by the city public water system shall be properly filled at time of connection to the city's water system. Only those wells for which a well operation permit has been granted by the common council may be exempted from this requirement. Wells to be abandoned shall be filled in accordance with the procedures outlined in chapter NR 812 of the Wis. Admin. Code. All pumps and piping must be removed and the well checked for obstructions prior to filling. Any obstruction or liner must be removed prior to filling.

(b) *Well operation permit.* A permit may be granted to a well owner to operate a well for a period not to exceed five years if the following requirements are met. Application shall be made on forms provided by the plumbing inspector:

(1) The well and pump installation meet the requirements of chapter NR 812 of the Wis. Admin. Code, and a letter from a licensed well and pump installer accompanies the application and provides that the well meets the requirements of chapter NR 812 of the Wis. Admin. Code.

(2) The well has a history of producing safe water, and presently produces bacteriologically safe water, as evidenced from laboratory tests by a laboratory certified by the State of Wisconsin.

AHPS

(3) The proposed use of the well can be justified as being necessary in addition to water provided by the public water system.

(4) No physical or cross connection shall exist between the piping of the public water system and the private well.

(c) *Reports and inspection.* A well abandonment report must be submitted by the well owner to the Wisconsin Department of Natural Resources on forms provided by that agency. The report shall be submitted immediately upon completion of the filling of the well."

Section 2. Section 122-14 of the Municipal Code entitled "Private well abandonment" is hereby amended to read as follows:

"Sec. 122-14. *Private well abandonment.*

Sheboygan Municipal Code § 26-1007 addresses the requirement that private wells on premises served by the city public water system be abandoned, and is incorporated into this chapter by reference."

Section 3. All ordinances or parts thereof in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, and this ordinance shall be in effect from and after its passage and publication. This shall not affect any well operation permits granted prior to the effective date of this ordinance.

I HEREBY CERTIFY that the foregoing Ordinance was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated _____ 20____. _____, City Clerk

Approved _____ 20____. _____, Mayor

II

Other Matters

Item 8.

R. O. No. 130 - 21 - 22. By CITY CLERK. February 21, 2022.

Submitting a license application for the period ending June 30, 2022.

City Clerk

CHANGE OF AGENT

Mark Aschenbach is replacing Daniel Paluge as agent effective immediately for Pick n' Save #432 located at 1317 N. 25th Street.

GHS



CITY ATTORNEY'S OFFICE – Annual Report for 2021

The City Attorney's Office provides legal services to city staff and alderpersons in an efficient manner to assist them in making fully informed decisions. This includes providing guidance, training, and information. The City Attorney, who is elected by the residents of Sheboygan, is the legal advisor and attorney for the City of Sheboygan. We perform professional legal work, represent the city in legal proceedings, conduct the city's legal business and related work, draft ordinances and resolutions, prosecute all violations of city ordinances, keep up with new law and trends in the law, and provide legal advice as appropriate to the Mayor, Common Council, various committees, and the city's management team.

The City Attorney's Office upholds the city's S.T.A.I.R.S. Core Values to support the Focus Areas of the City of Sheboygan Strategic Plan:

Core Values

S – Service
T – Teamwork
A – Accountability
I – Innovation
R – Respect
S – Stewardship/Fiscal Responsibility

Focus Areas

1. Quality of Life
2. Infrastructure and Public Facilities
3. Economic Development
4. Neighborhood Revitalization
5. Governing and Fiscal Management
6. Communication

<i>Workload Measurements</i>	<i>2017 Actual</i>	<i>2018 Actual</i>	<i>2019 Actual</i>	<i>2020 Actual</i>	<i>2021 Actual</i>
Municipal Court cases prosecuted	801	640	842	792	515
Circuit Court cases prosecuted	8	2	9	3	7
Abatements	2	1	0	0	1
Inspection Warrants	3	1	1	1	0
Raze Orders	1	7	4	1	1
Insurance Claims	N/A	N/A	N/A	*45	17
Parking Tickets	N/A	N/A	N/A	*84	71
Business Development Loans	1	1	3	1	4
Real Estate closings	9	7	8	4	4
Lawsuits against City	5	6	7	5	8
Foreclosures	4	3	3	1	1
Bankruptcies	12	12	12	9	2
Council documents processed	N/A	N/A	N/A	*217	202
Contracts reviewed	N/A	N/A	N/A	*126	114

* first year reported