

**LICENSE REVIEW COMMITTEE**  
**TUESDAY – AUGUST 30, 2016 (NOTE: Schedule change)**  
**MONONA CITY HALL**  
**LARGE CONFERENCE ROOM**  
**4:00 P.M.**

1. Call To Order
2. Roll Call
3. Approval of Minutes of July 26, 2016
4. Appearances
5. Unfinished Business
6. New Business
  - A. Consideration Of 2016/2017 Operator License Application For Karla E. Hanson, 1911 Winnebago Street, Apartment 2, Madison, Wisconsin 53704.
  - B. Discussion Of Alcohol Compliance Check Of Ken's Meats & Deli.
  - C. Discussion Of Alcohol Compliance Check Of Tobacco Outlet Plus #531.
  - D. Discussion Of Alcohol Compliance Check Of The East Side Club.
  - E. Discussion Of Alcohol Compliance Check Of The Pizza Oven.

Note: Noodles & Company was unable to attend. The manager will be present at the next meeting.

- F. Adjournment.

**NOTE:** Upon reasonable notice, the City of Monona will accommodate the needs of disabled individuals through auxiliary aids or services. For additional information or to request this service, contact Joan Andrusz at (608) 222-2525 (not a TDD telephone number), FAX: (608) 222-9225, or through the City Police Department TDD telephone number 441-0399.

The public is notified that any final action taken at a previous meeting may be reconsidered pursuant to the City of Monona ordinances. A suspension of the rules may allow for final action to be taken on an item of New Business.

It is possible that members of and a possible quorum of members of other governmental bodies of the municipality may be in attendance at the above stated meeting to gather information or speak about a subject, over which they have decision-making responsibility. Any governmental body at the above stated meeting will take no action other than the governmental body specifically referred to above in this notice. JA

## LICENSE REVIEW COMMITTEE MINUTES

July 26, 2016

The regular meeting of the License Review Committee for the City of Monona was called to order by Chairman Wood at 3:59 p.m.

Present: Chairman Doug Wood, Wayne Kimmell, John Klinzing, and Robert Procter

Excused: Jim Pflasterer

Also Present: Detective Sergeant Ryan Losby; Max Dickman, Director of Real Estate Development from Copps Grocery Store; Nick Pazour and Kevin Grinvalsky from Breakwater; Carolyn Phelps and Patrick Richards, General Manager from Waypoint Public House; Brad Nesbit and Mitch Marks, Owner of Silver Eagle Bar & Grill; Ann Roberts; and City Clerk Joan Andrusz

### ROLL CALL; APPROVAL OF MINUTES

A motion by Mr. Procter, seconded by Mr. Klinzing to approve the minutes of the June 14, 2016 License Review Committee meeting, was carried.

### APPEARANCES

There were no Appearances.

### UNFINISHED BUSINESS

Mr. Dickman began Discussion Of Alcohol Product Inaccessibility After Salable Hours At Copps Grocery #8181, 6540 Monona Drive, reviewing the plan for the 8' x 10' metal and Plexiglas locked gates. All products will be moved inside the lockable area with the re-modeling. The plan will be to conduct sales from that area. Work will be complete on November 4, 2016. Members were very pleased with the plan and agree it meets the Committee's needs. Mr. Dickman will keep the Committee apprised if the construction is delayed.

A motion by Mr. Kimmell, seconded by Mr. Klinzing to remove from the table Consideration Of 2016/2017 Beer Garden Permit Application For Breakwater Monona, LLC d/b/a Breakwater, 6308 Metropolitan Lane (Tabled June 14, 2016), was carried.

Mr. Pazour and Mr. Grinvalsky provided information on Breakwater's beer garden plan, distributing an architectural drawing showing the layout and camera angle lines. A camera at the bottom of the stairs will cover the one blind spot. Detective Sergeant Losby stated the stairs are metal grid so there is no blocked vision. Mr. Pazour and Mr. Grinvalsky reported there will be 12 tables, 18 lounge chairs, and a 4-seat bar with pathways between them. Pictures were distributed of the 1,589 square foot upstairs area. Access from the lower levels will be monitored by a host stationed in the area. The host will monitor the capacity limit of 70 patrons in the beer garden and will make sure drinks won't be taken out of the area. Wait staff will take drinks to beer garden patrons. The beer garden won't be open unless it is properly staffed, and will usually only be open Thursday through Sunday. They could put an alarm at the back gate that would sound if someone goes out. They want 72 total patrons in the two patio levels. They don't plan to use the extra indoor dining room if the beer garden is open. Members reminded them the carry-out sales law is for packaged goods only; no mixed drinks can be carried out.

A motion by Mr. Kimmell, seconded by Mr. Proctor to approve the 2016/2017 Beer Garden Permit Application For Breakwater Monona, LLC d/b/a Breakwater, 6308 Metropolitan Lane, was carried.

#### NEW BUSINESS

Detective Sergeant Losby, Ms. Phelps, and Mr. Richards provided information and answered member's questions regarding Ms. Phelps's Operator's License application. After discussion:

A motion by Mr. Klinzing, seconded by Mr. Proctor to approve the 2016/2018 Operator License Application For Carolyn E. Phelps, 5104 Maher Avenue, Madison, Wisconsin 53716, was carried.

The following items were moved forward in the Agenda to allow additional time for applicants to arrive.

Detective Sergeant Losby, Mr. Nesbit, and Mr. Marks provided information and answered member's questions regarding Mr. Nesbit's Operator's License application. After discussion:

A motion by Mr. Proctor, seconded by Mr. Klinzing to approve the 2016/2017 Operator License Application For Brad A. Nesbit, 1300 Neponset Trail, Monona, Wisconsin 53716, was carried.

Detective Sergeant Losby and Ms. Roberts provided information and answered member's questions regarding Ms. Roberts's Operator's License application. Ms. Roberts reported there was no Royal Avenue Speedway manager available to attend with her tonight. After discussion:

A motion by Mr. Klinzing, seconded by Mr. Klinzing to approve the 2016/2017 Operator License Application For Ann P. Roberts, 6729 Schroeder Road, Madison, Wisconsin 53711, was carried.

Detective Sergeant Losby provided Mr. Proctor background information on past theft history and non-reporting at this Speedway. This is a management/corporate issue. Since the re-modeling there have been no thefts reported. The Department is keeping an eye on the location.

Detective Sergeant Losby began Discussion Of July 19 And July 20, 2016 Alcohol Compliance Checks. Operators at five businesses were cited: Tobacco Outlet Plus, The East Side Club Tiki Bar, Noodles & Company, Ken's Meats & Deli, and The Pizza Oven. Warning letters were sent two to three weeks prior; one was actually taped to the cash register of the employer of one of the cited Operators. Checks were done during the afternoon. The law has changed and now only Operators can be cited, not the business itself. Chairman Wood directed City Clerk Andrusz to invite the five businesses to the next meeting, re-scheduled for August 30. The Operators will be reviewed at license renewal time.

No action was taken on Consideration Of 2016/2017 Operator License Application For Jacob R. Fisch, 408 Williams Street, Marshall, Wisconsin 53559 due to the applicant's non-appearance.

#### ADJOURNMENT

A motion by Mr. Kimmell, seconded by Mr. Klinzing to adjourn, was carried. (4:55 p.m.)

Joan Andrusz  
City Clerk



5211 SCHLUTER ROAD ■ MONONA, WI 53716-2598  
CITY HALL (608) 222-2525  
FAX (608) 222-9225  
<http://www.mymonona.com>

July 26, 2016

Ms. Karla E. Hanson  
1911 Winnebago Street, Apartment 2  
Madison, Wisconsin 53704

Dear Ms. Hanson:

This letter is to inform you that following review by the Monona Police Department your application for an Operator's license for 2016/2017 is being recommended for denial. This recommendation is based on an Operating While Intoxicated conviction within the last five years.

If you so desire, you may request reconsideration of your Operator's license application by the License Review Committee at its next regular meeting, re-scheduled for Tuesday, August 30, 2016, at 4:00 p.m. in the City Hall Large Conference Room, 5211 Schluter Road, Monona, Wisconsin. At such a reconsideration hearing, you may present evidence and testimony as to why your license should be granted.

You may wish to have your employer attend the review hearing with you. Employer input gives the License Review Committee important information to assist in their decision-making process.

**If you wish to appear before the License Review Committee, please contact me at (608) 222-2525 by August 19, 2016.**

Sincerely,

Joan Andrusz  
City Clerk

Cc: License Review Committee  
Detective Sergeant Ryan Losby  
Breakwater

4430

# CITY OF MONONA - OPERATOR LICENSE APPLICATION

Pursuant to Wisconsin Statutes Section 23.01(8), subject to limitations imposed by as 125.17 and 125.68(2)

## FEES ARE NON-REFUNDABLE

Operator's - Regular - \$40.00

Operator's - Provisional - \$15.00

Operator's - Two Year - \$65.00

Operator's - Temporary - \$10.00

New License \_\_\_\_\_ Renewal License

This license expires on June 30, 20 17

Full Legal Name of Applicant: <u>Karla E. Hanson</u>		Sex: Male <input type="checkbox"/> Female <input checked="" type="checkbox"/>
Street Address: <u>1911 Winnebago St, Apt 2</u>		
City: <u>Madison</u>	State: <u>WI</u>	Zip Code: <u>53704</u>
Date of Birth: <u>[REDACTED]</u>	Telephone Number: <u>[REDACTED]</u>	
Drivers License Number and State: <u>[REDACTED]</u>		<u>WI</u>

How long have you continuously resided in Wisconsin? 25 years

Place of employment as an Operator: Breakwater Telephone: N/A

Have you registered for the Alcohol Awareness Program? (Circle One) Yes  No  Date of Class: \_\_\_\_\_

Have you completed the Alcohol Awareness Program? (Circle One) Yes  No  Date Completed: 2014

Have you ever been convicted of a misdemeanor or felony in the past 5 years? (Circle One) Yes  / No

If yes, please explain: DWI back in 2014

Are there any pending criminal charges against you? (Circle One) Yes  / No

If yes, please explain: \_\_\_\_\_

Are there any pending drug/alcohol related offenses against you? (Circle One) Yes  / No

If yes, please explain: \_\_\_\_\_

Have you been convicted of drug/alcohol related offenses in the last 5 years? (Circle One) Yes  / No

If yes, please explain: Again, the DWI back in 2014

**ANY FALSE OR MISSING INFORMATION ON THIS APPLICATION WILL RESULT IN DENIAL OF YOUR OPERATOR'S LICENSE.** I, the undersigned, affirm that I made complete and true answers to each question, and understand my past record will become a part of this application. I understand that I am subject to a driver's license check, a local police records check, and a criminal history background check by the City of Monona Police Department.

**I give permission to make my juvenile records available for this application.**

Subscribed and sworn before me this 19 day of July, 2016

Joan Anelusz  
Notary Public

My Commission expires: 9-20-19

With my signature I affirm the statement above and that I have read the instructions provided on the reverse and understand the disclosure requirements:

Signature of Applicant: [Signature]

Police Department Review: Recommend Approval \_\_\_\_\_ Recommend Denial \_\_\_\_\_ Review PR

Reason for denial, if not recommended: CONVICTED DWI 1ST 8/25/14 RIVER FALLS CITY IN PIERRE CO

Signature of Police Chief: [Signature] Date: 07 25 16

LRC Approval (if required) Date: \_\_\_\_\_ City Council Approval Date: \_\_\_\_\_

License No. Issued: Provisional # \_\_\_\_\_ Operator # \_\_\_\_\_ Date Issued: Provisional \_\_\_\_\_ Operator \_\_\_\_\_

## 2016 Alcohol Compliance Checks

Conducted by: Officer Shawn Fogeltanz

Assisted by: Alex Deuman, Nick Cook, and Tom Kalhagen

Dates conducted: 07-19-16 and 07-20-16

The first set of ACCs were conducted on 07-19-16 from 4:00 p.m. until 10:00 p.m. The following businesses were checked.

- 1) PDQ; 4:40 p.m.; sale was refused
- 2) Speedway (north); 4:48 p.m.; sale was refused
- 3) Monona Mart/Shell; 4:56 p.m.; sale was refused
- 4) Tullys II; 5:04 p.m.; sale was refused
- 5) China Star; 5:12 p.m.; sale was refused
- 6) Shopko; 5:20 p.m.; buyers couldn't find alcohol in store
- 7) World Buffet; 5:29 p.m.; sale was refused
- 8) Wal Mart; 5:38 p.m.; sale was refused
- 9) Speedway (south); 5:55 p.m.; sale was refused
- 10) Tower Inn; 6:05 p.m.; sale was refused
- 11) La Rosita Latina; 6:53 p.m.; sale was refused
- 12) Village Lanes; 6:49 p.m.; sale was refused
- 13) **Tobacco Outlet Plus**; 6:59 p.m.; buyer purchased beer and was not asked for ID; seller was cited for selling alcohol to an underage person; case #16-4355
- 14) Walgreens; 7:29 p.m.; sale was refused
- 15) Village Lanes; 7:52 p.m.; sale was refused
- 16) Mr. Brews Taphouse; 7:59 p.m.; sale was refused
- 17) Waypoint Public House; 8:06 p.m. sale was refused
- 18) Copps; 8:15 p.m.; sale was refused
- 19) Buffalo Wild Wings; 8:22; sale was refused
- 20) Angelo's; 8:32 p.m.; sale was refused
- 21) **Tiki Bar (East Side Club)**; 8:47; buyers purchased beer and were not asked for ID; seller was cited for selling alcohol to an underage person; case #16-4356

The second set of ACCs were conducted on 07-20-16 from 4:00 p.m. until 10:00 p.m. The following businesses were checked.

- 1) **Noodles and Company**; 4:25 p.m.; buyers purchased beer and were not asked for ID; seller was cited for selling alcohol to an underage person; case #16-4366
- 2) Red Robin; 4:50 p.m.; sale was refused
- 3) Licalis Lakeside Liquor; 4:57 p.m.; sale was refused
- 4) Snicks; 5:20 p.m.; sale was refused
- 5) **Ken's Meats and Deli**; 5:34 p.m.; buyer purchased beer and was not asked for ID; seller was cited for selling alcohol to an underage person; case #16-4365

- 6) Frabonis; 5:52 p.m.; sale was refused
- 7) Silver Eagle; 5:56 p.m.; sale was refused
- 8) Fat Jacks; 6:04 p.m.; sale was refused
- 9) Edo Garden; 6:35 p.m.; sale was refused
- 10) The Tasting Room; 6:41 p.m.; sale was refused
- 11) Swad Indian Restaurant; 6:46 p.m.; sale was refused
- 12) **Pizza Oven**; buyer purchased beer and was not asked for ID; seller was cited for selling alcohol to an underage person; case #16-4366
- 13) David's Jamaican Cuisine; 7:21 p.m.; sale was refused
- 14) Bridge Lounge; 7:37 p.m.; sale was refused
- 15) Breakwater; 7:40 p.m.; sale was refused

--Joe's Fire Station; unable to check because it was closed both nights we went there  
--Monona Garden Family Restaurant; unable to check because it was closed both night we went there  
--Mark's Enterprise Community Center; unable to check because it is only open for special events

\*\*\*businesses in bold were found in violation

Report compiled by: Officer Shawn Fogeltanz



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August 10, 2016

*will attend  
per call 8-12-16*

Joseph A. Mazzara  
Ken's Meats & Deli  
5725 Monona Drive  
Monona, Wisconsin 53716

Dear Mr. Mazzara:

In the recent 2016 Monona Police Department alcohol compliance checks one of your establishment's Operators received a citation for a Sale to an Under-Aged Person.

The License Review Committee would like to discuss this with you. Please plan to attend its next regular meeting re-scheduled for August 30, 2016, at 4:00 p.m. in the City Hall Large Conference Room, 5211 Schluter Road, Monona, Wisconsin.

**Please contact me at (608) 222-2525 by August 22, 2016 so I can place you on the License Review Committee agenda.**

If you have any questions, you may call me at 608-222-2525.

Sincerely,

Joan Andrusz  
City Clerk

Cc: License Review Committee  
Detective Sergeant Ryan Losby



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August 10, 2016

Teresa L. Singleton  
Tobacco Outlet Plus #531  
6300 Monona Drive, Suite 2  
Monona, Wisconsin 53716

*will attend per  
call 8-16-16.  
JA*

Dear Ms. Singleton:

In the recent 2016 Monona Police Department alcohol compliance checks one of your establishment's Operators received a citation for a Sale to an Under-Aged Person.

The License Review Committee would like to discuss this with you. Please plan to attend its next regular meeting re-scheduled for August 30, 2016, at 4:00 p.m. in the City Hall Large Conference Room, 5211 Schluter Road, Monona, Wisconsin.

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Detective Sergeant Ryan Losby



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August 10, 2016

John M. Fadness  
East Side Club  
3735 Monona Drive  
Monona, Wisconsin 53714

*Mr. Gayle Broksieck  
reported one or  
more members  
will attend.  
JA 8-16-16*

Dear Mr. Fadness:

In the recent 2016 Monona Police Department alcohol compliance checks one of your establishment's Operators received a citation for a Sale to an Under-Aged Person in the Tiki Bar.

The License Review Committee would like to discuss this with you. Please plan to attend its next regular meeting re-scheduled for August 30, 2016, at 4:00 p.m. in the City Hall Large Conference Room, 5211 Schluter Road, Monona, Wisconsin.

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Cc: License Review Committee  
Detective Sergeant Ryan Losby



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August 10, 2016

Nikolas C. Ewelt  
The Pizza Oven  
5511 Monona Drive  
Monona, Wisconsin 53716

*222-8722  
Email sent 8-26  
Greg Ewelt will  
attend per call  
8-26-16 GA*

Dear Mr. Ewelt:

In the recent 2016 Monona Police Department alcohol compliance checks one of your establishment's Operators received a citation for a Sale to an Under-Aged Person.

The License Review Committee would like to discuss this with you. Please plan to attend its next regular meeting re-scheduled for August 30, 2016, at 4:00 p.m. in the City Hall Large Conference Room, 5211 Schluter Road, Monona, Wisconsin.

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Cc: License Review Committee  
Detective Sergeant Ryan Losby