

**LICENSE REVIEW COMMITTEE
TUESDAY – AUGUST 13, 2019
MONONA CITY HALL
LARGE CONFERENCE ROOM
4:00 P.M.**

1. Call To Order
2. Roll Call
3. Approval of Minutes of June 11, 2019
4. Appearances
5. Unfinished Business
6. New Business
 - A. Consideration Of 2019/2020 Operator License Application For Justin L. Myers, 5613 Alder Road, Madison, Wisconsin 53716.
 - B. Consideration Of 2019/2021 Operator License Application For Charles M.J. Johnson, 2915 Kentville Drive, Sun Prairie, Wisconsin 53590.
 - C. Discussion Of Alcohol Compliance Check Of O’Connell’s Liquor.
 - D. Discussion Of Alcohol Compliance Check Of Edo Garden Japanese Restaurant.
 - E. Information Only Matters: Alcohol License Payment Request Letters
Operator License Denial Letter
Updated List of License Holders
Possible Licensee Changes
 - 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

June 11, 2019

The regular meeting of the License Review Committee for the City of Monona was called to order by Chairman Wood at 4:01 p.m.

Present: Chairman Doug Wood, Jim Pflasterer, John Klinzing, and Wayne Kimmell

Absent: Robert Procter

Also Present: Community Resource Officer James Reiter, Marty Jahn and Breakwater owner Tim Trpkosh, potential Committee member Joe Forward, and City Clerk Joan Andrusz

ROLL CALL

APPROVAL OF MINUTES

A motion by Mr. Klinzing, seconded by Mr. Kimmell to approve the minutes of the May 14, 2019 License Review Committee meeting, was carried.

APPEARANCES

There were no Appearances.

UNFINISHED BUSINESS

There was no Unfinished Business.

NEW BUSINESS

A motion by Mr. Klinzing, seconded by Mr. Kimmell to remove from the table Consideration Of 2018/2020 Operator License Application For Marty L. Jahn, 2710 Pheasant Ridge Trail, Madison, Wisconsin 53713 (tabled May 14, 2019), was carried.

Chairman Wood explained the Committee review process to those present. Community Resource Officer Reiter, Mr. Jahn, and Mr. Trpkosh provided information and answered member's questions on Mr. Jahn's Operator License application. After discussion:

A motion by Mr. Kimmell, seconded by Mr. Pflasterer to approve the 2018/2020 Operator License Application For Marty L. Jahn, 2710 Pheasant Ridge Trail, Madison, Wisconsin 53713, was carried.

Time was given but Ms. Smith did not appear at the meeting. Members want further clarification from the City Attorney on the next steps in a denial in the event of a specified drug offense. City Clerk Andrusz will send the applicant a letter informing her of the Committee's denial and the denial's inclusion on the City Council's Consent Agenda. She can choose to attend that meeting, but it's not clear what steps she or the Council can take there.

A motion by Mr. Klinzing, seconded by Mr. Kimmell to deny the 2019/2020 Operator License Application For Cassandra L. Smith, 2008 Post Road, Madison, Wisconsin 53713 due to her

conviction for Manufacturing/Delivery of Cocaine, which substantially relates to the duties of an Operator because it show a proclivity to illegally manufacture/deliver controlled substances, was carried.

Mr. Pflasterer expressed concern that the language on the review invitation letter is misleading because the Committee has no authority to deny someone for less than one felony or two misdemeanors that substantially relate to an Operator licensee's job duties. Members agree they still want the opportunity to speak with applicants to make clear the responsibilities alcohol service entails. Members direct City Clerk Andrusz to remove the last line in the second paragraph: "At the meeting, you may present evidence and testimony as to why your license should be granted."

City Clerk Andrusz polled members on their availability for re-scheduling the next meeting as she will be on vacation the week of July 9. Members agree if a meeting is required it will be held on July 16.

Chairman Wood noted this was Mr. Pflasterer's last meeting because he is moving to McFarland, and he and members thank Mr. Pflasterer for his service. Mr. Forward has agreed to begin serving on the Committee at its next regular meeting. Chairman Wood will be speaking with Robert Procter about resigning due to his lack of attendance.

Chairman Wood would like to review the Patio Permit at a future meeting. He knows the sites vary in terms of size, proximity to neighbors, and other factors, and a variety of variances have been granted, but he wants to be consistent.

ADJOURNMENT

A motion by Mr. Pflasterer, seconded by Mr. Klinzing to adjourn, was carried. (4:46 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 17, 2019

Justin L. Myers
5613 Alder Road
Madison, Wisconsin 53716

*Will appear
per call
8-6-19
JA*

Dear Mr. Myers,

This letter is to inform you that review by the Monona Police Department of your application for an Operator's license for 2019/2020 has identified the following convictions or arrest record within the last five years: First Offense Operating While Intoxicated.

The License Review Committee will consider your application at its next regular meeting, scheduled for Tuesday, August 13, 2019 at 4:00 p.m. in the City Hall Conference Room, 5211 Schluter Road, Monona, Wisconsin. You are requested to attend and provide information concerning the matters disclosed on your application.

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

If you wish to appear before the License Review Committee, please contact me at (608) 222-2525 no later than August 1, 2019.

Sincerely,

Joan Andrusz
City Clerk

Cc: License Review Committee
Community Resource Officer James Reiter
Angelo's Monona

CITY OF MONONA - OPERATOR LICENSE APPLICATION

Pursuant to Wisconsin Statutes Section 125.17, 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 20

Full Legal Name of Applicant: <u>JUSTIN L MYERS</u>	Sex: <u>Male</u> / Female
Street Address: <u>5613 ALDER RD</u>	
City: <u>MADISON</u>	State: <u>WI</u> Zip Code: <u>53716</u>
Date of Birth: _____	Telephone Number: _____
Drivers License Number and State: _____ <u>WISCONSIN</u>	

How long have you continuously resided in Wisconsin? 33 YEARS

Place of employment as an Operator: ANGEL'S Telephone: (608) 222-1464

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: 2/12

Have you ever been convicted of a misdemeanor or felony in the past 5 years? (Circle One) Yes / No
If yes, please explain: DUI - SEE BELOW

Are there any pending criminal charges against you? (Circle One) Yes / No
If yes, please explain: _____

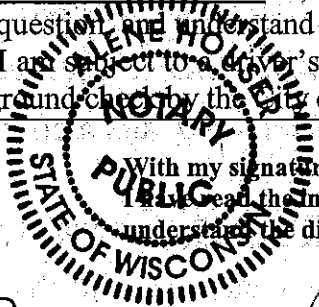
Are there any pending drug/alcohol related offenses against you? (Circle One) Yes / No
If yes, please explain: _____

Have you been convicted of drug/alcohol related offenses in the last 5 years? (Circle One) Yes / No
If yes, please explain: DUI APRIL 2018

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.

Subscribed and sworn before me this 3 day of July, 2019

[Signature]
Notary Public



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

My Commission expires: 6/13/22 Signature of Applicant: [Signature]

Police Department Review: Recommend Approval _____ Recommend Denial _____ Review JZ

Reason for denial, if not recommended: 1st offense out of Madison - 4/10/2018

Signature of Police Chief: CPO James Reiter Date: 7/10/2019
LRC Approval (if required) Date: _____ City Council Approval Date: _____

License No. Issued: Provisional # _____ Operator # _____ Date Issued: Provisional _____ Operator _____



5211 SCHLUTER ROAD ■ MONONA, WI 53716-2598
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<http://www.mymonona.com>

July 24, 2019

Charles M. J. Johnson
2915 Kentville Drive
Sun Prairie, Wisconsin 53590

Dear Mr. Johnson,

This letter is to inform you that review by the Monona Police Department of your application for an Operator's license for 2019/2020 has identified the following convictions or arrest record within the last five years: Two Operating While Intoxicated convictions, one of which you did not reveal on your application.

The License Review Committee will consider your application at its next regular meeting, scheduled for Tuesday, August 13, 2019 at 4:00 p.m. in the City Hall Conference Room, 5211 Schluter Road, Monona, Wisconsin. You are requested to attend and provide information concerning the matters disclosed on your application.

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

If you wish to appear before the License Review Committee, please contact me at (608) 222-2525 no later than August 1, 2019.

Sincerely,

Joan Andrusz
City Clerk

Cc: License Review Committee
Community Resource Officer James Reiter
Buck & Honey's

Mola - 09105



CITY OF MONONA - OPERATOR LICENSE APPLICATION

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

FEES ARE NON-REFUNDABLE

- Operator's - Regular - \$40.00
- Operator's - Two Year - \$65.00
- New License
- Operator's - Provisional - \$15.00
- Operator's - Temporary - \$10.00
- Renewal License

This license expires on June 30, 20 21

Full Legal Name of Applicant: <u>Charles Michael James Johnson</u>		Sex: <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female
Street Address: <u>2915 Kentville St Dr.</u>		
City: <u>Sun Prairie</u>	State: <u>WI</u>	Zip Code: <u>53590</u>
Date of Birth: <u>1/12/1992</u>	Telephone Number: <u>8373131</u>	
Drivers License Number and State: _____		

How long have you continuously resided in Wisconsin? 29 years

Place of employment as an Operator: Buck and Honey's Telephone: 608 8373131

Have you registered for the Alcohol Awareness Program? Yes No Date of Class: _____

Have you completed the Alcohol Awareness Program? Yes No Date Completed: _____

Have you ever been convicted of a misdemeanor or felony in the past 5 years? Yes No

If yes, please explain: _____

Are there any pending criminal charges against you? Yes No

If yes, please explain: _____

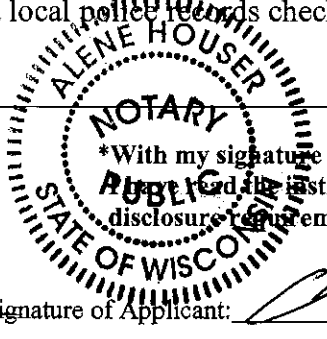
Are there any pending drug/alcohol related offenses against you? Yes No

If yes, please explain: _____

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

If yes, please explain: DUI 2013 (?)

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.



Subscribed and sworn before me this 10 day of July, 2019

Notary Public: Aleene Houser

My Commission expires: 6/13/22

Signature of Applicant: [Signature]

Police Department Review: Recommend Approval _____ Recommend Denial Review _____

Reason for denial, if not recommended: Two DWI's 4/4/13 and 6/5/16 Middleton and Monona

Signature of Police Chief: CPO James Reite Date: 7/27/2019

LRC Approval (if required) Date: _____ City Council Approval Date: _____

License No. Issued: Provisional # 30 Operator # _____ Date Issued: Provisional 7/10/19 Operator _____



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

July 25, 2019

*Will appear per
Bill O'Connell
8-1-9*

Bill W. O'Connell
O'Connell's Liquor
6325 Monona Drive
Monona, Wisconsin 53716

Dear Mr. O'Connell:

On July 16, during the Monona Police Department alcohol compliance check, one of your establishment's licensed Operators received a citation for a Sale to an Under-Aged Person. **As you recall, this occurred at the compliance check in 2017 as well.**

The License Review Committee would like to discuss this with you. Please plan to attend its next regular meeting scheduled for August 13, 2019, 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 1, 2019 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
Community Resource Officer James Reiter

Joan Andrusz

From: Walter Ostrenga
Sent: Wednesday, July 17, 2019 12:57 PM
To: Joan Andrusz
Cc: Curtis Wiegel; Sara Deuman; Luke Wunsch; James Reiter; Ryan Losby
Subject: FW: Underage Alcohol Compliance Checks 2019

Joan,
FYI on the Alcohol compliance checks for 2019.
Can you issue checks to the two agents listed below and mail them out?
Those funds should come out of 100-52-52100-345

Feel free to share the violation information with the LRC, just delete the agent information.
Let me know if you would like copies of the actual reports or not.

Thanks
Wally



CHIEF WALTER J. OSTRENGA

Monona Police Department
5211 Schluter Road
Monona, WI 53716
(608) 222-0463

wostrenga@ci.monona.wi.us
FBINA Graduate 206th Session

Please like the City of Monona Police Department on Facebook and follow us on Twitter:
<https://www.facebook.com/mononapd> and <https://twitter.com/MononaPolice>

From: Luke Wunsch <lwunsch@ci.monona.wi.us>
Sent: Wednesday, July 17, 2019 10:41 AM
To: Walter Ostrenga <WOstrenga@ci.monona.wi.us>
Subject: Underage Alcohol Compliance Checks 2019

Chief,

I completed the underage alcohol compliance checks last night (07/16/19). We checked all businesses in Monona that were open. Businesses not checked were Monona Garden, Fat Jacks, Joe's Firestation, and Fraboni's. Those businesses were closed already or not open at all.

Two businesses were cited for serving intoxicants to minors. Edo Garden at 6:11 PM, served both of my minors beer. Sicong Zhu 02/28/1996 (New York) was cited and the manager was made aware. O'Connell's Liquor sold beer to one of my minors at 6:39 PM. Courtney L. Doiron 03/10/1999 was cited and she informed the manager.



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FAX (608) 222-9225
<http://www.mymonona.com>

July 25, 2019

*Will appear
per call 8-9-19
JA*

Jun Luo
Edo Garden Japanese Restaurant
6309 Monona Drive
Monona, Wisconsin 53716

Dear Mr. Luo:

On July 16 during the Monona Police Department alcohol compliance check one of your establishment's staff members, who is not a licensed Operator, received a citation for a Sale to an Under-Aged Person. **As you recall, this occurred at last year's compliance check as well.**

The License Review Committee would like to discuss this with you. Please plan to attend its next regular meeting scheduled for August 13, 2019, 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 1, 2019 so I can place you on the License Review Committee agenda.

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

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Joan Andrusz
City Clerk

Cc: License Review Committee
Community Resource Officer James Reiter

Joan Andrusz

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Monona, WI 53716
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wostrenga@ci.monona.wi.us
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June 14, 2019

Mary S. Baryenbruch
Fat Jack's
6207 Monona Drive
Monona, Wisconsin 53716

Dear Ms. Baryenbruch:

Your 2019/2020 Alcohol Beverage License was approved at the June 3, 2019 City Council meeting and your license certificate is ready. However, we will need the following from you before the license can be issued:

\$500.00 "Class B" Liquor license fee
\$100.00 Class "B" Fermented Malt Beverage license fee
\$271.77 Personal Property Taxes

These payments must be in City Hall, labeled "Attn: Joan", by Monday, June 24, 2019 to allow time to mail the license so you will be in compliance and can legally sell alcohol. If you deliver these items in person you will be able to pick up your license at that time. The deadline for pick up is June 28, 2019.

Please contact me at 222-2525 if you have any questions.

Sincerely,

Joan Andrusz
City Clerk

Cc: License Review Committee

POLICE DEPARTMENT

5211 Schluter Road
222-0463

COMMUNITY CENTER

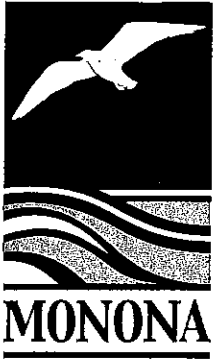
1011 Nichols Road
222-4167

MONONA SENIOR CENTER

1011 Nichols Road
222-3415

FIRE DEPARTMENT

5211 Schluter Road
222-2528



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

June 14, 2019

Juan Perez
La Rosita Mexican Buffet
6001 Monona Drive
Monona, Wisconsin 53716

Dear Mr. Perez:

Your 2019/2020 Alcohol Beverage License was approved at the June 3, 2019 City Council meeting and your license certificate is ready. However, we will need the following from you before the license can be issued:

\$100.00 "Class B" Fermented Malt Beverage license fee

These payments must be in City Hall, labeled "Attn: Joan", by Monday, June 24, 2019 to allow time to mail the license so you will be in compliance and can legally sell alcohol. If you deliver these items in person you will be able to pick up your license at that time. The deadline for pick up is June 28, 2019.

Please contact me at 222-2525 if you have any questions.

Sincerely,

Joan Andrusz
City Clerk

Cc: License Review Committee

POLICE DEPARTMENT

5211 Schluter Road
222-0463



COMMUNITY CENTER

1011 Nichols Road
222-4167



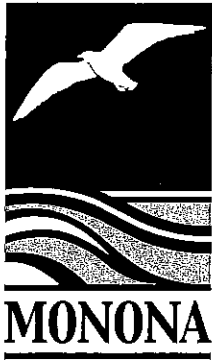
MONONA SENIOR CENTER

1011 Nichols Road
222-3415



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5211 Schluter Road
222-2528



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

June 14, 2019

Juan Perez
La Rosita Mexican Store
6005 Monona Drive
Monona, Wisconsin 53716

Dear Mr. Perez:

Your 2019/2020 Alcohol Beverage License was approved at the June 3, 2019 City Council meeting and your license certificate is ready. However, we will need the following from you before the license can be issued:

\$500.00 "Class A" Fermented Malt Beverage license fee

These payments must be in City Hall, labeled "Attn: Joan", by Monday, June 24, 2019 to allow time to mail the license so you will be in compliance and can legally sell alcohol. If you deliver these items in person you will be able to pick up your license at that time. The deadline for pick up is June 28, 2019.

Please contact me at 222-2525 if you have any questions.

Sincerely,

Joan Andrusz
City Clerk

Cc: License Review Committee



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FAX (608) 222-9225
<http://www.mymonona.com>

June 14, 2019

Ozzie C. Clemmons
Mr Brews Taphouse Monona
103 West Broadway, Suite B
Monona, Wisconsin 53716

Dear Mr. Clemmons:

Your 2019/2020 Alcohol Beverage License was approved at the June 3, 2019 City Council meeting and your license certificate is ready. However, we will need the following from you before the license can be issued:

\$500.00 "Class B" Liquor license fee
\$100.00 Class "B" Fermented Malt Beverage license fee

These payments must be in City Hall, labeled "Attn: Joan", by Monday, June 24, 2019 to allow time to mail the license so you will be in compliance and can legally sell alcohol. If you deliver these items in person you will be able to pick up your license at that time. The deadline for pick up is June 28, 2019.

Please contact me at 222-2525 if you have any questions.

Sincerely,

Joan Andrusz
City Clerk

Cc: License Review Committee

POLICE DEPARTMENT
5211 Schluter Road
222-0483

COMMUNITY CENTER
1011 Nichols Road
222-4167

MONONA SENIOR CENTER
1011 Nichols Road
222-3415

FIRE DEPARTMENT
5211 Schluter Road
222-2528



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

—June 18, 2019

Cassandra L. Smith
2008 Post Road
Madison, Wisconsin 53713

Dear Ms. Smith:

The Common Council considered your application for an Operator's license and the License Review Committee recommendation. In accordance with section 125.12(3m) of the Wisconsin Statutes, you are hereby notified the Common Council decided as follows:

Your application has been denied. The reasons for the decision are your Conviction for Manufacturing/Delivery of Cocaine. The Council determined your conviction record substantially relates to the duties of a licensed Operator for the following reasons: Proclivity to illegally manufacture/deliver controlled substances.

Sincerely,

Joan Andrusz
City Clerk

cc: License Review Committee
Monona Police Department

LIQUOR LICENSES ISSUED FOR 2019/2020

"Class B" Liquor License quota: 19

(Previously 18. Statute 125.51(4)(w)3. change effective 2010)

	CLASS "A" BEER	"CLASS A" LIQUOR	CLASS "B" BEER	"CLASS B" LIQUOR	"CLASS C" WINE	"CLASS A" LIQUOR (CIDER ONLY)
1 Angelo's Pizza Monona			1	1		
1 Breakwater			1	1		
1 Buck & Honeys			1	1		
1 Buffalo Wild Wings Grill & Bar			1	1*		
*Exempt from quota - full service restaurant w/300+ seating (approved prior to 2016 Act 286 which counts inside seating only)						
1 China Star			1		1	
1 East Side Club			1	1		
1 Edo Garden Japanese Restaurant			1	1		
1 Fat Jack's			1	1		
1 Fraboni's		1				
1 Joe's Fire Station			1	1		
1 Ken's Meats & Deli	1	1				
1 Kwik Trip	1					1
1 La Rosita Mexican Buffet			1			
1 La Rosita Mexican Store	1					
1 Mark's Enterprise - Community Center			1			
1 Monona Garden Family Restaurant			1	1		
1 Monona Mart	1	1				
1 Mr Brews Tap House Monona			1	1		
1 O'Connell's Liquor	1	1				
1 Pick 'n Save	1	1				
1 The Pizza Oven			1	1		
1 Red Robin			1	1		
1 Silver Eagle			1	1		
1 Snicks Sportman's Bar			1	1		
1 Speedway #4088 Monona Dr	1					1
1 Speedway #4533 Royal Ave	1					1
1 Swad Indian Restaurant			1		1	
1 The Tasting Room			1	1		
1 The Tower Inn			1	1		
1 Tully's II			1	1		
1 Village Lanes			1	1		
1 Walgreens	1	1				
1 Walmart	1	1				
1 Waypoint Public House			1	1		
1 World Buffet			1		1	

Totals:	10	7	24	18	3	3
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