



MINUTES OF THE PROTECTION AND POLICY COMMITTEE

**MONDAY, SEPTEMBER 9, 2019, 5:30 PM
CITY HALL, ROOM 207**

A. ROLL CALL.

Present: Craig Stevens, Mark Steuer, John VanderLeest, Randy Scannell

Also present: Deputy City Attorney Joanne Bungert, Lt. Steve Mahoney, Chief of Staff Celestine Jeffreys, Alder Veronica Corpus-Dax, Alder Barb Dorff, Alder Brian Johnson, Chief Building Inspector Paul Van Calster, Inspector Brenda Seidl

B. APPROVAL OF THE AGENDA.

I. Approval of the agenda for the September 9, 2019 Protection & Policy meeting.

Moved by Ald. John VanderLeest, seconded by Ald. Craig Stevens to approve. Motion carried.

Yes- Craig Stevens, John VanderLeest, Mark Steuer, Randy Scannell, No- None, Abstain- None

C. APPROVAL OF MINUTES.

I. Approval of the minutes of the August 12, 2019 Protection & Policy meeting.

Moved by Ald. Mark Steuer, seconded by Ald. Craig Stevens to approve. Motion carried.

Yes- Craig Stevens, John VanderLeest, Mark Steuer, Randy Scannell, No- None, Abstain- None

D. REGULAR BUSINESS.

I. Consideration with possible action on a request by Brewski's on Broadway at 1100 S. Broadway to temporarily extend their licensed premises to their parking lot on September 26, 2019 for an event,

subject to complaint. (The Protection & Policy Committee has been granted final approving authority on liquor license related matters until October 1, 2019.)

Moved by Ald. Mark Steuer, seconded by Ald. John VanderLeest to open the floor for discussion. Motion carried.

Yes- Craig Stevens, John VanderLeest, Mark Steuer, Randy Scannell, No- None, Abstain- None

Moved by Ald. Mark Steuer, seconded by Ald. John VanderLeest to close the floor for discussion. Motion carried.

Yes- Craig Stevens, John VanderLeest, Mark Steuer, Randy Scannell, No- None, Abstain- None

Moved by Ald. Mark Steuer, seconded by Ald. John VanderLeest to approve a request by Brewski's on Broadway at 1100 S. Broadway to temporarily extend their licensed premises to their parking lot on September 26, 2019 for an event, subject to complaint. (The Protection & Policy Committee took final action on this item.) Motion carried.

Yes- Craig Stevens, John VanderLeest, Mark Steuer, Randy Scannell, No- None, Abstain- None

2. Consideration with possible action on a request by V3, LLC at 2056 Main St. to temporarily extend their licensed premises to the parking lot on September 28, 2019 for a grand opening party.

Moved by Ald. Mark Steuer, seconded by Ald. Craig Stevens to approve a request by V3, LLC at 2056 Main St. to temporarily extend their licensed premises to the parking lot on September 28, 2019 for a grand opening party with the condition that the licensee confirm with the Police Department that they will have security and fencing for the event prior to the council meeting on Tuesday, September 17, 2019. Motion carried.

Yes- Craig Stevens, John VanderLeest, Mark Steuer, Randy Scannell, No- None, Abstain- None

3. Consideration with possible action on a request by Old Bavarian LLC at 1583 Main St. to have an extension on the issuance of their reserve "Class B" liquor license and Class "B" Beer license. (Granted at the May 21, 2019 Common Council meeting for the 2019-2020 license year.)

Moved by Ald. Mark Steuer, seconded by Ald. Craig Stevens to open the floor for discussion. Motion carried.

Yes- Craig Stevens, John VanderLeest, Mark Steuer, Randy Scannell, No- None, Abstain- None

Moved by Ald. Mark Steuer, seconded by Ald. Craig Stevens to close the floor for discussion. Motion carried.

Yes- Craig Stevens, John VanderLeest, Mark Steuer, Randy Scannell, No- None, Abstain- None

Moved by Ald. Mark Steuer, seconded by Ald. Craig Stevens to approve the request by Old Bavarian LLC at 1583 Main St. to extend the issuance of their reserve "Class B" liquor license and Class "B" Beer license for 60 additional days. Motion carried.

Yes- Craig Stevens, John VanderLeest, Mark Steuer, Randy Scannell, No- None, Abstain- None

4. Consideration with possible action on an application for a Class "A" Beer License and "Class A"

Liquor license for Singhs C Store 3, LLC at 610 E. Walnut St. (Currently licensed with a Class "A" Beer license as Singhs C Store I, Inc.)

Moved by Ald. Mark Steuer, seconded by Ald. Craig Stevens to open the floor for discussion. Motion carried.

Yes- Craig Stevens, John VanderLeest, Mark Steuer, Randy Scannell, No- None, Abstain- None

Moved by Ald. Mark Steuer, seconded by Ald. Craig Stevens to close the floor for discussion. Motion carried.

Yes- Craig Stevens, John VanderLeest, Mark Steuer, Randy Scannell, No- None, Abstain- None

Moved by Ald. Mark Steuer, seconded by Ald. Craig Stevens to deny an application for a "Class A" Liquor License and approve the Class "A" Beer license for Singhs C Store 3 LLC at 610 E. Walnut, with the approval of the proper authorities. (Currently licensed with a Class "A" Beer license as Singhs C Store I, Inc.) Motion carried.

Yes- Craig Stevens, John VanderLeest, Mark Steuer, Randy Scannell, No- None, Abstain- None

5. Consideration with possible action on an application for a "Class B" Combination license for Brinker Restaurant Corporation at 2363 W. Mason St. with a licensed premises as "Dining and bar areas, locked storage." (Currently licensed as ERJ Dining III, LLC.)

Moved by Ald. Mark Steuer, seconded by Ald. John VanderLeest to approve an application for a "Class B" Combination license for Brinker Restaurant Corporation at 2363 W. Mason St. with a licensed premises as "Dining and bar areas, locked storage," with the approval of the proper authorities. (Currently licensed as ERJ Dining III, LLC.) Motion carried.

Yes- Craig Stevens, John VanderLeest, Mark Steuer, Randy Scannell, No- None, Abstain- None

6. Consideration with possible action on an appeal by Kristi Stascak regarding the denial of her operator's license. (The Protection & Policy Committee has been granted final approving authority on liquor license related matters until October 1, 2019.)

Moved by Ald. Mark Steuer, seconded by Ald. Craig Stevens to open the floor for discussion. Motion carried.

Yes- Craig Stevens, John VanderLeest, Mark Steuer, Randy Scannell, No- None, Abstain- None

Moved by Ald. Mark Steuer, seconded by Ald. Craig Stevens to close the floor for discussion. Motion carried.

Yes- Craig Stevens, John VanderLeest, Mark Steuer, Randy Scannell, No- None, Abstain- None

Moved by Ald. John VanderLeest, seconded by Ald. Mark Steuer to approve the appeal by Kristi Stascak regarding the denial of her operator's license. (The Protection & Policy Committee took final action on this item.) Motion carried.

Yes- Craig Stevens, John VanderLeest, Mark Steuer, Randy Scannell, No- None, Abstain- None

7. Consideration with possible action on an appeal by Thomas Williams for the denial of his

operator's license.

Moved by Ald. Mark Steuer, seconded by Ald. John VanderLeest to open the floor for discussion. Motion carried.

Yes- Craig Stevens, John VanderLeest, Mark Steuer, Randy Scannell, No- None, Abstain- None

Moved by Ald. Mark Steuer, seconded by Ald. Craig Stevens to close the floor for discussion. Motion carried.

Yes- Craig Stevens, John VanderLeest, Mark Steuer, Randy Scannell, No- None, Abstain- None

Moved by Ald. Mark Steuer, seconded by Ald. John VanderLeest to approve an appeal by Thomas Williams for the denial of his operator's license. Motion carried.

Yes- Craig Stevens, John VanderLeest, Mark Steuer, Randy Scannell, No- None, Abstain- None

8. Consideration with possible action on an appeal by the Lang residence at 970 Elmore St. regarding their reinspection fees.

Moved by Ald. Mark Steuer, seconded by Ald. Craig Stevens to open the floor for discussion. Motion carried.

Yes- Craig Stevens, John VanderLeest, Mark Steuer, Randy Scannell, No- None, Abstain- None

Moved by Ald. Craig Stevens, seconded by Ald. Mark Steuer to close the floor for discussion. Motion carried.

Yes- Craig Stevens, John VanderLeest, Mark Steuer, Randy Scannell, No- None, Abstain- None

Moved by Ald. Craig Stevens, seconded by Ald. Mark Steuer to suspend additional re-inspection fees at the Lang residence at 970 Elmore St. until September 30, 2019 and to hold the appeal for staff and the appellant to meet and work out a plan to address the work and report back to committee at the October 7 Protection & Policy meeting. Motion carried.

Yes- Craig Stevens, John VanderLeest, Mark Steuer, Randy Scannell, No- None, Abstain- None

E. INFORMATIONAL.

I. The Liquor Violation Report from the Police Department for September 9, 2019.

Moved by Ald. Craig Stevens, seconded by Ald. Mark Steuer to receive and place on file the Liquor Violation Report from the Police Department for September 9, 2019. Motion carried.

Yes- Craig Stevens, John VanderLeest, Mark Steuer, Randy Scannell, No- None, Abstain- None

F. ADJOURNMENT.

Moved by Ald. John VanderLeest, seconded by Ald. Mark Steuer to adjourn at 6:57 p.m. Motion carried.

Yes- Craig Stevens, John VanderLeest, Mark Steuer, Randy Scannell, No- None, Abstain- None

VERBATIM MINUTES

- We're good.
- Okay, hear ye, hear ye, hear ye. The Protection of Policy meeting for--
- September 9th.
- September 9th, thank you, 2019 is hereby in session. It's 5:30. Roll call. Alder Stevens?
- Here.
- Alder Vander Leest?
- Here.
- Alder Steuer?
- Here.
- And Alder Scannell is also present, so I will take... Motion to approve our agenda?
- Motion to approve by Alder Vander Leest, second by Alder Stevens. All in favor? Opposed? Okay, that passes unanimously. I'll take a motion to approve our minutes from the August 12th 2019 Protection Policy meeting.
- So move.
- So move Alder Steuer. Second by Alder Stevens. All in favor? Opposed? We have our minutes approved from our last meeting. Onto regular business. Item number 1: Consideration of Possible Action on a request by Brewski's on Broadway at 1100 South Broadway to temporarily extend their license premises to their parking lot on September 26 2019 for an event, subject to complaint. The Protection and Policy committee has been granted final approval authority on liquor license related to matters until October 1st 2019, so I should say before I go any further, normally anything that happens here is just a recommendation to the council which meets next Tuesday 6:00 in the room next door, and they have final authority, but since they will not be meeting in between this time and that, we are given final authority on certain issues, and this is one of them, and so staff?
- Law department has no objections.
- The police just wanted on record to make sure they have security and outdoor fencing for the event.
- Anyone here for this item?
- Motion to open the floor.

- Motion to open the floor with Alder Steuer. Second by Alder Vander Leest. All in favor? Opposed? Okay, please make sure you also fill out one of those forms for the backup, right up here, the forms before you leave. Okay, please state your name and address.

- Randy Trembl, 1100 South Broadway.

- Okay, and you heard the police concern, the security?

- Yeah, we'll have security there, and the fencing all around again.

- Okay, the police have no objections.

- We've done these before?

- Yes.

- Anything else you could add?

- Nope.

- Okay, thank you.

- Thank you.

- Motion to close.

- Motion to close the floor by Alder Steuer. Second by Alder Vander Leest. All in favor? Opposed? Okay, the floor is now closed. What are your wishes, gentlemen? Motion to approve by Alder Stevens.

- Second.

- Second by Alder Steuer. All in favor? Opposed? That passes unanimously. Item 2: Consideration of Possible Action on a request by V3 LLC at 2056 Main Street to temporarily extend their licensed premises to the parking lot on the 28th 2019 for a grand opening party. We don't have final authority on this one?

- No, because of the timing, I think they would be able to go to the council. So we only gave final authority to things where the person would be pushed back further because of the timing of the meetings.

- Oh, all right, okay. So staff?

- The law department has no objections.

- Police again on the record want to make sure that there will be fencing and security.

- Anyone here for this matter?

- I do know in their packet it said they were gonna do it, I just want to ensure that they will provide it.
- Well they're not here, hopefully they can send a little something they can show up at council. If we go, yep?
- Did they write that they were gonna do it in their packet?
- Yes.
- So if we can just get a confirmation from them, I don't think we need to hold this. Right, we just need to get a confirmation in the meantime between now and council.
- Couldn't we just believe them?
- Well the police would like a confirmation.
- Okay.
- I'm fine with that.
- I would make a motion for approval on the condition that they contact the police department, and they could reach out and get back to the committee and let us know. Before council, so, that's my motion.
- Motion to approve by Alder Steuer under said condition. Second by Alder Stevens. All in favor? Opposed? That passes unanimously.
- All right, Item number 3.
- Item 3: Consideration of Possible Action on request by Old Bavarian LLC at 1583 Main Street to have an extension on the issuance of their reserve Class B liquor license and Class B beer license, granted at May 21st 2019 Common Council meeting for the 2019-2020 license year. I'm confused, it's been granted?
- Yes, so it's been granted, not issued yet. I'm assuming because they have not passed approval of the proper authorities meetings like the inspections following granting, and then in our ordinances, we require that a licensee be operational within 60 days after a license is granted, otherwise they're subject to revocation, and then they have to come back in front of the committee and council to ask for an extension. That's what they're doing now.
- That's where we are now, and staff, any concerns with the extension?
- I would just like to hear from the applicant as to what the basis is and then it's up to the discretion of the committee whether to grant them the extension or not.
- Okay, any other input?

- I'm meeting with the owner of the establishment on Wednesday, one, to go over what his plans are with security and other issues that may potentially arise, so it sounds like they'll be opening rather soon.

- I was wondering if this was time sensitive.

- I don't know.

- You don't know, does somebody .

- Anything else? Is there anyone here for this issue? Here we go.

- Motion to open up the floor. Motion to open the floor by Alder Steuer. Seconded by Alder Stevens. All in favor? Opposed? Okay, please state your name and address.

- James Fletcher, 1703 South Oneida Street, Appleton, Wisconsin. I represent the Old Bavarian brewing company, I'm with RE/MAX 247, I'm the broker. I'm the reason for the delay, the remodeling got much more extensive than what we thought it was going to be, and it took quite a bit longer to get our plans approved and through the inspections department in order to get our building permits. Right now, the remodeling is on schedule. It'll probably be done within the next 10 days to 2 weeks. We'd already met with the police department when they came in for approval the first time, and gave them our plans before we ever made the application to get the license approved. That would put us right at the 60 days if we don't pick up the license until the end of September. That's the reason we're coming in and asking for the extension.

- And your plan hasn't changed at all?

- Not at all whatsoever other than the remodeling got more extensive than we thought once we got into a few of the walls. We think 10 days to 2 weeks, it should be done. They've been working, we finally got the permits issued to us about 3-4 weeks ago where they allowed us to go ahead and do construction at all.

- So the 60 days was the pressing matter?

- Yes, we'd like to be able to be open by the 1st of October if possible, that's our plan.

- Any questions? Anything else you could add?

- No sir.

- Thank you.

- Motion to close the floor.

- Motion to close the floor by Alder Steuer. Second by Alder Stevens. All in favor? Opposed? Floor is now closed. Gentlemen, we approved him once.

- Motion to approve.
- Motion to approve by Alder Vander Leest. Second by Alder Stevens. All in favor? Opposed? It's extended once it goes to council.
- And that extension would just be for another, was there a specific date or just extended for another 60 days?
- Well, they're hoping by October 1st.
- That's more than 10 days.
- But we can give them a little extra time.
- We can just do it for 60 days.
- For another 60? Fine. Give him another 60.
- Just another period of... Okay. All right, number 4.
- Item 4: Consideration of Possible Action on an application for a Class A beer license and Class A liquor license for Singhs C Store 3 LLC at 610 East Walnut street currently licensed with a Class A beer license. Singhs C Store 1 Inc. Staff?
- Yes, so staff's recommendation is to deny this application as it violates municipal code section 33.08-sub 2 which prohibits issuance of a liquor license to a premise within 300 ft. of any school, hospital, or church. The location is within 300 ft. of First Church of Christ Scientist Saint Francis Xavier, as well as within 300 ft. the Da Vinci school. The premise is currently licensed as a Class A beer license and therefor would meet the exception criteria in the ordinance, so it's grandfathered in; however, the applicant is looking for a different license to include liquor sales, and that would not be grandfathered in. That restriction would require a 2/3rd waiver by council before approval.
- Now this is for both licenses though, right? So if we weren't to accept--
- Correct.
- We could just amend this--
- Right so they're requesting
- Class A beer and--
- Yes. Right, and they're changing over from Singhs C Store 1 to Singhs C store 3, so there's a change of agent in there.
- Is anyone here for this matter?
- Motion to open up the floor.

- Motion to open the floor by Alder Steuer. Seconded by Alder Stevens. All in favor? Opposed? Floor is now open. Make sure you fill out, everyone please fill out the forms and hand them to staff before you leave, and for now just your name and address, please.

- My name is Jakdi Singh, 610 East Walnut Street Marathon Gas Station.

- I take it you wish to expand? You're expanding from your beer license to hard liquor?

- Yes.

- And is there anything you care to tell us about that? Is it just a financial decision or what? Something going behind this?

- No, just a financial.

- Any questions?

- Not at this time.

- Yup, we might have more questions for you later, is there anything else you care to add right now?

- No.

- Okay. Anyone else here for this? Step right up. Someone's gonna be shy.

- Yeah, I've just got a question for you. My name is Amy Moore, I live at 1906 Treeland Drive in Green Bay, and my husband called me yesterday, he was unable to attend, so he asked that I attend and apparently my children are a little bit intimidated by the process, but

- Civics.

- Yeah, exactly, a Civics lesson in action. We request that you uphold the restriction as written in ordinance. My children love their school, they love the fact that it gives them access to a different part of the community that we don't typically attend because we live on the west side. There has been some issues with alcohol and other behavior in the neighborhood. My kids attend Running Club, the Running Club route had to be restricted because of inappropriate behavior after school. I don't know anything beyond that. There's others here that could speak more intelligently to it than I can, so I don't want to speculate what that was, but I do know that my children's running route was impacted, and they had to remain on school grounds because it was no longer safe for them to be running through the neighborhoods of Green Bay, and that's disappointing. That ordinance is in place to try and protect our children and I request that it be upheld. Now I'll take my form and fill out my name.

- Just wait, Amy, any questions? Okay, thank you.

- Gentlemen, Veronica Corpus-Dax, Alder for District 2 and also I'm a parent of a child that attends Leonardo Da Vinci School, and I as well support staff's recommendation of denial. You know, you

have the school right there, you have church right there, you also have the Micah Center about a block away that is trying to help people who are trying to rebuild their lives, so I don't think adding to their liquor license and being able to sell hard alcohol is a good idea. Any given point I've driven around downtown, and I've seen people inebriated close to school, close to churches, and I just don't think that adding to that is beneficial at all, as well as downtown isn't an alcohol desert, you can go to any establishment, you know, restaurants or a bar around the common to get alcohol so. I support staff recommendation, thanks.

- But are there any other appearances first? I mean, usually I go after the parents.

- Well it doesn't matter, we can mix it. Maybe when you speak, it'll hit someone.

- Okay. Alder Barbara Dorff. So I have a couple things. First of all, I do agree with upholding the ordinance as written. I do think that we have this ordinance for some good reasons and so therefore I would be in favor of not allowing the expansion to the Class A liquor. Are we also voting on the Class B, or the Class A beer? I'm kind of not understanding--

- Well you could certainly weigh in on it. We are voting on that, yes.

- I mean they have one already, and that was grandfathered in.

- Right, the Class A is grandfathered in. I don't know what ramifications--

- Class A beer.

- I don't know what ramifications there would be for not renewing that.

- It's not a renewal, it's just then that would essentially just be a change of agent, because they currently--

- Change of agent, okay. So that's not gonna change.

- Or it's a change of entity, because the license was held by Singhs C Store I Inc. and they're changing it to Singhs C Store 3 LLC, so it's a change from a corporation to a LLC, and a different entity that requires approval. So it would just operate as changing the agent, or the entity, sorry.

- I think that we also want to be fair with these decisions, and I know that recently we did approve one of these licenses across the street from Port Howard's school, and I think that there were some good reasons for doing that, I'm wondering if the committee can share those reasons. Why would we, in one instance, say "It's okay to have "a Class A license within that area." And in this case, we're saying that it's not okay.

- Well I was going to go into that. I would rather save that for when we discuss it.

- I just want to make sure that comes up so it's very transparent to people that we're not, you know, playing favorites, okay? Thank you.

- Alder Johnson is also in the room. Anything you care to add to this?

- Sure. I think the way that the ordinance is written allows for two thirds override of the vote, and I think that the law was created in a way that's intended to provide an opportunity for those I guess to make that request of city council to override the law as it is, and I think that's a good maneuver, and I think it's good that that should exist for instances that require, are in extenuating circumstance, right? Where a business owner may be in the right place to request an override, unless Mr. Singh has some additional information to share, beyond what he just testified, I think you have to honor the original intent of the law. There's a reason it exists, and the reason it was put in place, and I don't see anything that has changed that's been presented to the committee, or to any of us from the time that was originally passed, so given the information that's been presented to us thus far, I would encourage that we not override and approve the application.

- Anyone else care to speak on this?

- My name is Tammy VanDyke, I'm the principal at Leonardo Da Vinci School located at 139 South Monroe. You know, we try to be good stewards in our community, we actually have staff members to support the mini mart by buying soda and snacks there as a place, but we would ask that you uphold the staff recommendation to not allow additional liquor to be sold there. We have had to involve the police department several times because we have people who have consumed so much alcohol that they've passed out behind our school between the gas station and our school. We had someone last year, 30 minutes before spring concert, fall off the curb backwards, hit his head on the pavement, and was bleeding, and we had to call an ambulance and the police department again. It just isn't an appropriate environment with a school being so close, so we would hope that you can hold that up.

- Thanks for coming in, Tammy. So you mentioned there were a few incidents, the fact is these people could've gotten alcohol anywhere, but possibly there, there was just beer at that time. How many incidents over time have you experienced with the police?

- That we've had to involve the police? Probably five.

- Over the year?

- Over the time we've been there, but there are times where our custodian kind of just gently ousts someone who's decided they want to sit down and drink by the tree in front of the school, and say "Please move on."

- Anything?

- I just have a question for... I just want to clarify something. A parent had come up earlier and said the Running Club route had to change because of misbehavior. And I assume it's not misbehavior by the children?

- No.

- I would like that clarified.

- What? It wasn't the kids?

- Christine Johnson. I am a--

- Your address? 351 Bretcoe Drive. I am a teacher at Da Vinci, and I also have a daughter who attends Da Vinci, and I am one of the Running Club coaches. So we did have several incidents around school, and around the area where we did have to relocate, and we have very curious kids who they want to know "What's going on, why are you asking me to do this?" And it's really hard for me to be 100% honest with them, because a lot of them are not exposed to that kind of behavior, so for them to have to see those kinds of things around our school, and in an area where we try to keep them safe as best we can, because their parents are entrusting us to do that. We would appreciate if they were not able to get hard alcohol there as well, because there's already enough challenges so. That's all.

- Any questions? Is there anyone else here for this matter? Going once, going twice. Motion to close the floor by Alder Steuer. Second by Alder Vander Leest. All in favor? Opposed? Okay, the floor's now closed. I would like to add Alder Galvin has contacted me, and he also has been getting contacts from his constituents and others about this, and he also is in favor of denying the application for hard liquor license, and to address what Alder Dorff brought up, we did okay this for a gas station across from Fort Howard because the reason we would even consider this is it's a matter of fairness. Most places around gas stations in this city sell alcohol, sell hard alcohol. So it's a matter of a level playing field, but that is not all that there is to it. There is, these are neighborhoods, and if the neighborhoods feel that this isn't a fit, then that is what the purpose of the law is. With the gas station on Fort Howard, no one's come up. There was like a few that, well I shouldn't say "no one", there were a few that did, and there were a few that supported it because they thought it would help the business stay afloat, so all that depends on, yes?

- Just trying to get your attention. So how school, there was the gas station, Shell station there probably--

- That was a few years back.

- Yeah, and that one was denied.

- Yup, I was gonna bring that one up as well, and that was for beer. They have no alcohol there whatsoever. So again, every situation is unique, and every situation has to be taken individually, and of I think paramount concern and the purpose of the ordinance is so that we want to be fair with businesses, but these businesses are in neighborhoods, and it's important that the neighbors are on board, and if they're not, then it's really incumbent upon the business to work with the neighbors to come up with some kind of happy medium or something, or just accept that they're in a location where that's just not gonna happen. So, I too support, well, you know, before we close the floor, I wanted to ask Mr. Singh if he wanted to make any comment compared to anything that had been... Oh he left? Oh, okay. I was gonna give him an opportunity to speak up again, but I guess all right, so. I also am in favor of, since they were grandfathered with the beer license, I would entertain letting them maintain that for their business, but not the hard liquor alcohol, and Alder Steuer?

- Thank you, Chair. Like Alder Scannell said, there are quite a few situations like this in different areas of the city that have come up over time, and they're all uniquely a little bit different, but in this case, I've probably got 12-14 emails from mostly parents and students, parents, I should say, of students at

Da Vinci against it, and I had no calls or anything in favor of, so that's part of what we look at. We look at the democratic process of the amount of information that comes toward us, and we try to make the well informed and weighted decisions. So with that being said, I also concur with Alder Scannell on that, and I have no problem right now with the beer license as they have it, for selling beer, but not for hard liquor. That's where I stand. My motion would be to deny.

- Well, to accept--

- To approve a Class A beer license. To Singhs C Store 3 LLC.

- That's fine, thank you for that.

- So that's a motion to accept under those conditions. Is there a second? Made by Alder Steuer, second by Alder Stevens. Any further discussion? All in favor? Opposed? Passes unanimously.

- And this will go to council, by the way.

- Yes, this will go to council.

- And there's still the fact it could be over-turned?

- Certainly, yes, this goes to council, it would take a 3/4 vote to over-turn it.

- 2/3rds.

- Or 2/3rds.

- 2/3rds to, so it could be pulled, and then there would be an order to approve the Class A liquor, council would have to vote by 2/3rds to waive the restriction, and then go through.

- 8 out of 12.

- Sounding like math.

- Sometimes it adds up. Ready for 5?

- Yes.

- Item 5: Consideration for Possible Action on an application for a Class B Combination license for Brinker Restaurant Corporation at 2363 West Mason Street with a licensed premises as "Dining and bar areas "locked storage." Currently licensed as ERJ Dining III LLC. Staff?

- Law department has no objection.

- Police concur.

- Motion to approve.

- Motion to approve by Alder Steuer. Second by Alder Vander Leest. All in favor? Opposed? That passes unanimously.

- Number 6.

- Number 6: Consideration with Possible Action on an appeal by Kristi Stascak? Sorry, regarding the denial of her operator's license. The Protection and Policy Committee has been granted final approving authority on liquor license related matters until October 1st 2019, so we're the final authority on this one. Staff?

- Staff recommends denial of this appeal on the basis that the applicant is a habitual law offender for offenses that substantially relate to the licensed activity, I have provided you a copy of the denial and the list of offenses. No felonies, just multiple offenses, correct, which, under the statutes, a habitual law offender would be included, withholding their license as well.

- Police concur.

- I make a motion to open the floor.

- Motion to open the floor by Alder Steuer. Seconded by Alder Stevens. All in favor? Opposed? Okay, please step up, state your name and address.

- My name is Kristi Stascak, my address is 731 Mather street, Green Bay Wisconsin. I ask that you please reconsider. It's been over a year, I have been seeking help for not only AODA Counseling, but also counseling for my anxiety and stuff, which is all in the past, gotten a little overwhelming, and then school, set to graduate in December for Event Management, and I also just recently got promoted to Assistant Manager at Copper State Brewing Company, so it's kind of important that I would have this. I know it's cliché, but I have changed, and it's, I don't know, it's, I'm able to shed light on other people about my past, and use it to help people rather than to continue to hurt myself and other people around me. I just want to continue to be able to grow in my profession, and then the Event Management world.

- Did the owners provide you with a letter of support or anything? Do you know? Or are they, is anybody else here for this?

- They didn't tell me I had to bring anybody else.

- Well you don't have to, but it doesn't hurt.

- Any kind of documentation of support, or groups that you're involved with.

- I provided them with statements from my AODA Counselor and stuff as well.

- Was that in the packet? I don't think I saw it.

- So I turned in like, I had that, and that I complied with my driver's safety plan, and I have an intox lock in my car as well, and that I've followed through with everything, I'm not sure.

- Where did you submit that?
- When I like, this letter was sent that I was denied and I had 30 days to appeal it, I turned in that I had to turn in a personal statement, and then I also provided all that paperwork to the lady.
- Oh, okay, so when you filed your... So that should be in the packet then.
- It is in the packet.
- I can't open, my packet wouldn't open.
- Hold on one second, I'm pulling that up.
- And Civic Clerk.
- Uh unless he'd, it wouldn't, on applications and such, but I don't--
- It's on page 159.
- Oh, I was looking at--
- Her request is 158, and then the supporting documentation is page 159.
- What I have is page, you know, on that item, I have ten pages.
- Oh, you're not in the packet.
- I'm not in the packet?
- Well, I'm gonna take your word.
- It's in, she has a an invoice from the integrity interlock company.
- I couldn't get mine open.
- Her Driver's Safety status report, and a letter from Foundations saying that she's successfully completed the Driver's Safety thing.
- I have a quick question for you. I want to ask you, ma'am, are you currently in a program that you're seeking help through the Brown County, or is it?
- I go to Foundations, I see a counselor for AODA stuff as well as a counselor for anxiety.
- So since--
- I completed the stuff that was required by Brown County, and now I'm just on my own.
- Okay, in 2018, you had a OW, and you spent 110 days in jail, is that correct?

- Yes.
- And what time of the year was that?
- It happened in October, and then I was in jail in around January, house arrest.
- And that's the only offense you've had then since the other ones that are listed here, 2015?
- No, my last one was last year.
- And then there was a couple prior from '15, and '13.
- Correct.
- I've only got the two then.
- Correct.
- That's all I wanted to know, thank you.
- I dunno, just looking at first blush, just looking at this, it just seems like that's quite a bit of time in jail, considering that I see other OWI's where people have 10 or 11 of them, and they seem to avoid it, so I dunno. Granted everything's a little different, but that just kind of strikes me as unusual, so.
- Any other questions?
- Anything else you care to add?
- No.
- Okay, thank you.
- Thank you.
- Motion to close the floor?
- Motion to close the floor.
- By Alder Steuer. Second by Alder Stevens. All in favor? Opposed? Okay, I will just throw in that I know the importance of Copper State, and I think if they want to promote her, that says something about her character and her work ethic, and I'm also impressed that she finished her required of her, but she's going on her own for further counseling and support, so I think that speaks highly of her.
- I'm in support of granting her license. I think she's making an effort, and as far as turning things around in her life, I think she needs another opportunity to do this.
- So the motion would be to approve the appeal.

- I would second that.
- Okay, motion by Alder Vander Leest to approve the appeal, and seconded by Alder Steuer. Any further discussion? All in favor? Opposed? Okay.
- Thank you.
- Does this go to council?
- Yup, this goes to council.
- I was wondering if she knows that.
- Well she was here when I--
- I don't think this goes...
- This one goes, doesn't it?
- No, this one, you had final--
- Oh wait, you're right, six, you're right in round six.
- We're good.
- All right, item number 7.
- 7: Consideration with Possible Action on an appeal by Thomas Williams for the denial of his operator's license. Staff?
- Staff recommends denial of this appeal on the basis that the applicant is a convicted felon and habitual law offender for offenses that substantially relate to the licensed activity. Again, the offenses are listed on the .
- Police concur.
- Anyone here for this item?
- Motion to open the floor.
- Motion to open the floor by Alder Steuer. Second by Alder Vander Leest. All in favor? Opposed? Floor is now open, please state your name and address.
- Thomas Orlando Williams, 1983 Belmont street, Green Bay, Wisconsin. Yes, I have been in trouble in the past. It was 25 years ago, I was 17, I'm 42. I've worked in the bar establishment as being bar backs, bouncers for the past four years, I've had no related alcohol situations at all. I'm a stay at home father during the day, my work, I have to do third shift work at night, because I'm a stay at home dad

with three kids. I just, I'm good at it, I'm good at bartending, I'm actually decent at it, and people like me, and I just. I don't know what to say, I'm nervous.

- Well there is the manufactured delivery of THC three years ago, that's the big kicker.

- 2012 I got, and I've been off probation for almost three years.

- It says 2014, but 2012?

- Yes sir.

- I got sentenced three years probation, three years stayed sentence, and I completed February 14 of 2017.

- 2006, too.

- That's when I got, yes sir, no charges, I got revoked for my original charge when I was 17 in 1995. It was on the same case.

- I'm looking at the 2006.

- All that was from when I was 17, sir. Like I said, I'm 42, I'm not the same young, I've gotten married, I've been married for almost 8 years, I've got three kids. My wife got her good job in the community, she does nails. I don't know, I just, I'm good at what I do, and I just would like to push forward, and maybe one day have my own establishment or something.

- Where are you at right now?

- Right now I'm currently nowhere because I don't have a license.

- Okay, well I thought maybe you might've been somewhere.

- Yeah, I was at Rockabilly's as of last month. I've been to Rockabilly's, Party Line, Turn it Up, V3, Hot Box, Ricardo's Community Tavern I've bounced, I mean, like I've said, in the past four years, four and a half years, I've been in the community as far as working at bars, bar back, bouncing.

- As a bouncer, you need any...?

- No, sir.

- He's applying for a bartending license.

- Yes.

- He has worked at establishments.

- But I have worked, yes, I got the temporary and I worked for them three months as a bartender, but.

- Is everybody here ex-bosses? Any letters of recommendation, anything at all?
- No. Oh yes, he got, yes. I didn't even know, yeah.
- Please state your name and address.
- Joseph Lang, 970 Elmer Street. I was actually here for a different reason. I run live lights and sound at Rockabilly's where this gentleman has actually bartended for my guests, and I'll be honest, I can say I've never seen him drink on the job.
- I don't drink anyway, sorry.
- When I saw him come up here, I figured I had to at least put that in there. As far as his conduct before and after work, we don't know each other outside of work, but I can vouch for how he is at work.
- Thank you, that helps. So are you, is a job pending?
- Yes, actually at maybe D2's, because I live close to, I'm actually out by the airport, so I'm five minutes away from all, Anduzzi's, yeah, all them, and I've had opportunities, but I've been denied because of not having a license.
- How many years have you been a bartender?
- About four, my dad used to own a bar when I was a kid, so I grew up around the bar business, but I mean, I've been in and involved in bars probably about four years, four and a half years. I have an Associate's Degree in Retail Sales as Business Management from University of Kentucky, so I'm good with sales and, I'm a people person. Well usually, except for committees.
- When did you get that?
- What was it? 1999? Yes sir. And I was also going back for my Business Management Entrepreneurialship, but me and my wife were, at the time, having our first baby, and she was about to graduate before I was, so I had to take one for the team. Since then, she's graduated, but I'd like to go back eventually, but.
- Any other questions? Any other thing you care to add? By all means.
- That's my wife.
- Go ahead. Please state your name and address.
- Billie Sue Williams 1983 Belmont Drive, Green Bay. So I'm here to support him. When he got denied he was like "That's it, it's done." And I said "No, you really have to stick up for yourself." So I do want to say thank you for giving him this opportunity to come and appeal and speak to you. Ever since I met him, my life has flourished, I've been successful, and I want to see him do the same thing, and to some it might be "Oh just a bartender license." But, he stays home with our kids, and that's

what works best is nighttime, and unfortunately, because of his past, he doesn't have a lot of opportunities, but it's been quite some time, and he's not the person he was. We have three kids together, I would love for him to be as successful as me, I want him to have that opportunity.

- How long have you been together?

- Eight years in October.

- She just had our third baby, she just turned eight months two days ago.

- I'm just looking at what happened in 2014, it looked like you had a bad string of luck there, so. Can you help explain that from your standpoint?

- Yeah, we had marijuana plants in our basement. You know, like every bad decision, you don't think, so, and we're still paying for it, like we're here. You know, and our kids pay for it, because we're not as open to as many opportunities as we would like to be, so our whole family pays for it, and we realize that.

- I realize that's five years ago, but I just wanted to see how you fit in, and how that all worked out.

- Yeah, she had no prior--

- I'm not saying that you did, but I'm just saying, the situation is such.

- As we get older, we're going as well. We're not stuck in whatever past. We have three children, and I work six days a week from 9 to 8, so for him to be able to bartend would be great.

- Okay. Anything else? Anyone care to add?

- Excuse me?

- Anything else?

- No, thank you. Thank you for your time.

- Anyone else here for this? Okay.

- Motion to close the floor.

- Motion to close the floor by Alder Steuer. Second by Alder Stevens. All in favor? Opposed? Floor is closed. What are you thinking, gentlemen?

- I think we're on the right track here, so I would make a motion to approve.

- Motion to approve the appeal by Alder Steuer. Is there a second?

- I'll second it.

- Seconded by Alder Vander Leest. Any further discussion on it? Okay, all in favor? Opposed?

- All right, that passes unanimously, but that will go to council for final approval.

- Yes sir, so when was--

- Council will be next Tuesday 6:00--

- And if it's approved on Tuesday, then you can pick up your license on Wednesday.

- Thank you for the opportunity, I appreciate it.

- Okay, number 8.

- Number 8: Consideration with Possible Action on an appeal by the Lang residence at 970 Elmore Street regarding their reinspection fees. Staff?

- I will defer this to inspections; however, I do want to state just in the interest of efficiency and fairness we would recommend just setting some time limits for the parties to present their arguments, and those time recommendations would be 10 minutes for the City to present, 10 minutes for the respondent, or the appellant to present, and then 5 minutes for each rebuttal, would be a total of 30 minutes, which I feel would be more than sufficient to just keep things moving along, and it's fair to both parties that everybody gets the same amount of time to present their arguments.

- Okay.

- That's it.

- I'll get out my clock.

- I'm not sure if you want to hear from inspections first--

- I would think inspections first, yup.

- Hi.

- Go ahead, yup.

- All right, so Brenda Seidl, I'm a Housing and Zoning Inspector, and I got involved with 970 Elmore Street and the Langs June 15th. The initial complaint came in. It was basically for driveway needed work, house needed painting, exterior storage. I went out and did an initial inspection on June 19th. I don't know if I said July, but I meant June. June 19th, I went out and I made the inspection. While on-site, owner Jessica came out to meet me, I explained why I was there, introduced myself, and explained what work needed to be done. She seemed upset that I had been there, but I explained to her that I wasn't out there looking for this, this was actually a complaint that had come in. I mailed out orders on June 20th to the property owner, and explained everything that Jessica and I had discussed, and what work needed to be done on the home. They had until June 24th to clean up the exterior storage, store vehicles, and make sure that the trailers were in compliance, and I had given

them until July 21st to complete the painting and repair the asphalt driveway that's in rough shape. I didn't get back out to the property until August 6th, when I did a reinspection, and at that time, I issued my first \$50 reinspection fee because nothing had been done at that point. The violations still existed. So then, on August 7th, I mailed out final orders, informing the owners that this was their final notice, and that citations may be issued, or daily \$50 reinspection fees as of that date, and I also sent an email to my supervisor. Alder Scannell was kind of involved in some conversations between the owners and myself, and my supervisor informed me to continue to assess the daily \$50 reinspection fees until all the exterior issues were taken care of, so that's the route I took. So from August 12th through current, they have been receiving daily \$50 reinspection fees, because violations still exist.

- What's the amount so far?

- I think we're up in the \$600 range, \$650.

- I think Jamie sent me an updated one, it is \$550.

- When you get to that point, are you, oh sorry.

- Yeah, she says it's \$550, unless you guys--

- That was, I think that was through September 3rd. So fees have still been assessing since Friday when I got this together for the packet. So there may be a few additional.

- I was just wondering if this is standard practice--

- This is standard practice, because there was no communication from the owners.

- So if there might've been that, then we could've maybe worked out--

- Possibly worked something out, but it's almost like I was being ignored.

- Any other questions? Okay. Anything else for staff?

- Well you've got seven minutes.

- I don't know if you're interested, but I was out there today, and this is what the residence looks like today.

- So basically, in a nutshell, if you could, the driveway?

- The driveway, and there's a fence behind the property, and it's full of exterior storage, and the house exterior still needs to be painted, so a lot of weeds.

- So in your estimation, Brenda, you feel that a number of these could be handled with just a little bit of elbow grease? Some?

- Yes. The financial, I can see the driveway. Paint is cheap. Driveway, I can see that being a large expense, but the other things don't cost a lot to take care of, if anything.

- Has there been some compliance? Anything from when the first inspection?

- Yes, the vehicle that was under the tarp is gone. Some painting has been done on the house, but the majority of it is the front side of the house that everybody can see. The sides and the rear isn't complete yet.

- Okay.

- Yup. I've been involved a little bit. I've been trying to--

- Is this window broken?

- Yes.

- What's underneath a part of this?

- Underneath the tarp are his trailers. The original pictures you have, I think there was a car under a tarp, but that's since gone.

- Anything else, gentlemen? Okay, good for now, thank you. Anything you care to add? All right, well.

- Is the person here?

- Yup, I believe so.

- Please come up, state your name and address please with this item, and?

- Did you open the floor?

- Yes. Actually, I wonder if we did, I'll make a motion just to make sure.

- Yeah, we may not have.

- The specials came up.

- Motion to open up the floor.

- Motion to open the floor by Alder Steuer. Second by Alder Stevens. All in favor? Opposed? Floor is now open. You're open, you're good to go.

- Joseph Lang, 970 Elmer Street. I want to address a couple things that she had stated. Not reaching out, I have here phone calls to her division on August 24th, 23rd, June 5th, and June 19th. Of those, I spoke with somebody on June 19th who claimed to be her supervisor who's name I don't remember, and then I called again on June 25th. June 19th was the original date that she had stopped by, and I called immediately. When Brenda next stepped on my property, I was the one who had been outside

when she arrived. She claimed that her supervisor never advised her that I had called. She also advised that my Alderman, Mr. Scannell, had given her the wrong address for the matter, but the matter was in fact spoken with long before the final notice was given. As far as photos, well first, I want to state that I didn't realize that custom car covers were something that was not allowed in the city, because I do see them all over the place. Car's a 1979 classic. Since posting the video showing, I did post a video very in-depth showing what was going on with the property. I also have photos here that do show exactly what's going on. Her stating that I only painted the front, I would like to point out this photo right here that shows that we are in fact painting the entire house, not just what was recommended, which was to scrape and paint the deteriorated areas.

- So this is what it is--

- I do have another group here they're duplicate groups. So instead of just painting what was stated, the deteriorated areas only, I opted to repaint the entire house. That's the property. And I did state when I originally talked to her supervisor that the driveway was not going to be getting done this year. We had just recently lost our furnace, it quit on us this April, and that was \$4400 that we had to put down. As far as the storage behind the fence, that is the roofing materials, we had to put the roof on hold, because we had to spend the money we were going to pay the roofing labor to now get a re-finance, because we had to stop everything we were doing before these fines get to a point where they're, sorry, not fines, they're fees, to where they get to a point where they're essentially feeing us the cost of the driveway, and I have spoken with Randy in detail about this issue, stating what was going on. Our issue this year, besides losing the furnace, we have a newborn in the house, I'm helping my dad go through stage four, he's got a couple months left, I have my own health issues, and you know, all the other financial issues going on with the house, we're doing the roof and everything else, and, I mean I can only do so much. I'm working six days a week, I get out there, and I can paint for half a day, I've got to watch kids, my wife and I have opposite shifts, so I was asking, as I proposed in my letter, for pushing all of this back until the end of June, giving us the time to do the driveway. The driveway will get done in Spring, we can use our taxes to do it, and not feel fiscally in debt trying to get it all done this year.

- Okay, and part of that, one communication between, it was a miscommunication, so that's partly me, so I'm sorry about that. I don't know how I got, but that was, she was being accurate--

- And as far as daily inspections, she, I only got ever a write-up telling me what was wrong with the property from the first inspection. The second inspection appeared to be a copy and paste, even though when she was on the property, there were some things that were already done. Every reinspection after that doesn't have her name on it, instead it has Marcus, Marcus' name on it. So I mean, it's her department, whatever they're still inspecting, but I was under the impression that the case was handed off to somebody else. Just wanted to clarify some things I heard on that. Relevant or not.

- There hasn't really been a sit-down between you and staff to figure out, to go through this point-by-point and figure out, get a plan in place, right? There's no, with staff, you don't have a point-by-point plan of "There's this issue, I'll take care of it "at this time" and all of that, correct?

- Correct.

- Okay.

- That's why I have the proposal. As far as the reinspection fees, I think a lot of this could've been, time frames could've been put out there long before the August reinspections started, and then after those reinspections continued, after, quite frankly I felt like I was the one getting ignored, then I will admit I did get upset and very angry, because this is my home, and if these reinspection fees continue, I will be fee'd out of my house, and it will be me and four other people who will be without a home because of a driveway. The driveway still won't get done this year, and the condition of the driveway will still match the road in front of the house.

- You mentioned that you made a number of phone calls to the office in that interim. A lot of times, what happens, the city will come in, they'll try to contact the citizen, and goes back and forth, and you'd think over that couple of months period that there would've been some time where you could hook up and really sit down and talk about--

- In the initial phone call, I did speak with a supervisor, and he stated that he would get ahold of her and see what kind of time frames we can get, and then I contacted my Alderman, who said that he would get ahold of them and explain the situation, and then speaking with her again in person, because I thought it was taken care of when I didn't hear anything back, that our suggestions for putting off the time frame were acceptable, and then when she was back on my property, beginning of August, it caught me off guard, especially when she said that she wasn't aware of me ever calling and she wasn't aware of, she was given a different address or whatever, from Mr. Scannell. So that's kind of when it really all--

- So you feel if the city would've contacted you, that you would've connected somehow, that we could've avoided some of this?

- I feel so, yeah. I mean, as far as the paint, we've got two five gallon buckets of paint already on the house, about one and a half as of right now, but when we're done, it'll be two.

- Did you paint?

- Yes sir. My wife painted as well. She painted some of the porch. We have to trade off with the infant.

- Sure. That's all I have right now.

- Any other questions? Well I don't really have questions. Well we've got, we'll get the rebuttals.

- Right, but I don't know if we just keep it open.

- Yes, we'll keep the floor open.

- Okay.

- So when he called and talked to you, there was no, there was still... I'm trying to figure out why we didn't get a plan in place. We just couldn't get connected somehow? What was the, from staff's end, how did we, what was the issue?

- [Paul] I took the phone call on that day, and we talked about the car underneath the tarp, and the driveway, but we didn't talk about, I don't recall talking about dates, and getting all the other things addressed. I don't remember if I spoke about that or not. So there is some ownership on our part as well, but there was quite a bit of time that did go by from June 19th, that's the date that we sent the date that we talked.

- When phone calls do come in, are they logged? I mean there's gotta be... So you have any record of these phone calls?

- [Paul] I remember talking to him.

- That's not in question.

- Alder Scannell?

- Yup?

- May I ask a question of staff?

- Sure.

- When you said that the complaint was received, I assume that was someone who called you, and complained about the property?

- [Brenda] Not necessarily me, but a clerk or staff.

- Right, and then it was brought up to you. Are you able to share what the complaint was? I mean, was it the driveway specifically? Or was it something else? And then the reason I'm asking that question is, please do correct me if I'm wrong, but staff procedure at that point is then to inspect the whole property, regardless of what the call might've been about?

- The description: House needs painting, driveway needs fixing, grass needs cut.

- Those are the three?

- Is it standard practice for us to go back daily?

- [Paul] It is, thus the question right now is how that happens. So what the current protocol is, let's just use simple days if you will, the complaint comes in, they go out there on August 1st. We give them 15 days to get in touch with us, they start working on the repairs, or they make a contract, whatever the case might be, for the issue at hand. If nothing happens by date, like nothing, they won't talk to us, don't call us, no voicemail or anything, we can start inspecting on day 16. Basically, there's no contact between the owner and the city.

- Just that, the daily reinspection seems a bit excessive to me, and I understand that it's maybe intended to be used as a tool to initiate contact with the homeowner, I still would be more in favor of trying to find a more amenable way to sit both parties down to figure out a reasonable timeline.

- It goes both ways. We're seeing in, I don't have the statistics, I will after this summer, but typically in the \$250 range of fined inspections, people call. And we changed our invoice too, so some people say "Well I thought it was the same \$50 bill, "I thought you guys were just sending me all the time." But it was actually five different bills. So now it's gone \$50, \$100 total, \$150, so they can see it as And any time in there, as soon as they call and say "Hey I want to start working on my house" the building inspector, the housing and zoning inspector can work with them to stop the reinspections, because the intent is to get progress, make progress. Stop the reinspections, and do the work .

- So do you have the ability, Paul, I mean, rather than sitting in front of this committee, do you have the ability to waive those fees?

- [Paul] I do.

- And you opted not to do that?

- [Paul] I was never approached to eliminate these fees before I got here.

- Okay, because again, I just, going back to a daily reinspection. I mean if the intent is to just sit down with the homeowner, was there any other communication extended to the homeowner to try to, other than the reinspection notice?

- [Paul] I mean, for the number of cases that we have, if we had to call everyone and say "Okay, "you want to come down now, or we will reinspect you."

- I mean I get that, but that seems faster to me than having to go on-site to issue another citation, or, not a citation, but a fee.

- [Paul] But it's a different person. It'd be, I mean, right now I'm using an intern to go and check the obvious stuff that hasn't been addressed and that's how we've been doing the reinspection process, it's not Housing and Zoning, so it would take Housing and Zoning, Inspector Brenda, to take time out of the day to call all of her cases and say "Hey, do you want to meet?"

- And I don't mean for this to derail you with philosophical discussion about that, so much as I did want the facts behind it about how we got here. Thank you.

- Alder Stevens?

- So regarding the driveway not being finished, they still will receive the \$50 reinspection fee until that driveway is done?

- [Brenda] They made no contact with us as a plan of action or who's doing the work, I mean they have, if they got bids from contractors and something signed in place, and can find out from a contractor when the work's gonna be done, show us that signed contract, maybe a deposit if one was made, we're willing to work with them, but, without that, we don't know when it's gonna be done.

- So the \$50 will continue?

- [Brenda] I mean, keep in mind too, that's a new tool, that daily \$50 reinspection fee. He could've also received four \$691 citations, and we went with the daily \$50s.

- Which we're not, we haven't been issuing those.

- [Brenda] I haven't been issuing citations.

- So the daily \$50s will continue? Because you've started them already.

- [Paul] Yes, they can continue, but like Brenda's saying, if they line up a contractor for the driveway and talk with us, and say "that's what we're gonna do, "we're gonna do it next year" even, we're fine with that. We'll stop. If all that's left is the driveway, we'll stop until, let's say it's gonna be done May 1st of next year, we'll stop until May 1 of next year, and then we'll go back out there. As long as there's a commitment, a genuine commitment that the work's gonna be done, we'll work with the complaints.

- Any other questions for staff or the complaint, or the appellant? No questions or anything? Yup, we'll give you a chance to speak.

- I'm good right now.

- Please.

- [Joseph] With regards to getting a contractor--

- Why don't you come up so the...

- All right, so with regards to getting a contractor typically you have to have some type of funds to put down. We know because we've tried, and we were actually gonna do the driveway ourselves. And as far as I was aware, as a homeowner, we were able to do our own repairs such as that as long as they were made to code and approved with permit. So that was our plan. My boss has a cement mixer, so we were gonna do the work ourselves. But yeah, we tried to get a contract, somebody to sign an agreement saying that we would pay for it and have it done in the Spring, but they wouldn't do it without a deposit, and we don't have the money for that, because with this process starting, we had to take about \$500 of our own money to pay for... Thank you. For the application for re-finance, because if we didn't get started on this re-finance, we'd be looking at another \$2,000-\$3,000 in daily inspection fees. And the other thing, if we were to have gotten a citation, I think this is where this new tool of the city, of doing inspection fees, it's not something that comes with a court date, it's not something that I can, that I'm being accused of, and can represent myself in a court, so I have to go by other means. So in some cases, I think citations would've been preferable, because the last time that we had an issue with the city about a roof, we went with the citation, talked to, I believe, the DA, and from there, the timeframe was approved, and everything got done in time.

- Do citations come to us, or does that go to?

- It would go to probably the state prosecutor. Same function, just different entity.

- Right, so whether you get a citation, you'd be coming here, whether you got the fees, you'd be coming here.

- Oh no, I'm sorry, the citation goes to the municipal court.

- Okay.

- Just the reinspection fees. I thought you meant come here to the city versus Brown County.

- So in my opinion, I see where some of those fees, especially when you get up to a certain amount kind of circumvents my ability to defend myself properly, because now I'm getting treated as a criminal without having a citation, so it makes it a little more hoops to jump through.

- Well I won't tell you you're being treated as a criminal, but it's sort of the same... The purpose is to try and establish communication, like when I, when we communicated, was there a reason why, when I urged you to reach out to staff, and work out plans with staff, was there a reason why you didn't want to do that?

- Well you had originally said you were going to speak with them, and I was under the impression, because I didn't hear anything back, that the timeframes that I was urging for you were okay with them, and that we were just going to be fine working on it throughout the summer, getting the driveway done next year. It was to my surprise when she came back on the property to do the August inspection. So that took me by surprise, and I immediately contacted you about it, because in my opinion, if I speak with her supervisor, and she claims that I never did, the point of calling back her supervisor, in my mind, would just be insanity. So I'd rather contact somebody who was speaking back with me, which would be my Alderman, and try to go from there.

- It was kind of complicated because I kept trying to provide information, but also I was trying to, I was trying to make that connection is what I tried to do, but apparently I didn't work that out very well. Because that's what really is important is to make a connection, because even if you're doing it yourself, she could go through every item, and you could say "Well I'll be able to do this "in a month, I'll be able to do this next week, "I'll be able to do this next year." The important thing is to have a plan, and we're not trying to make you a criminal, we're not trying to get you out of your house, as a matter of fact, we're just trying to, there was a complaint made, you have a job to do, they have to inspect, and then we want to improve, because this is good for you, improving your household raises it's value. That's good for you, that's good for the neighborhood, it's good for the city. So that's the process we're working on here.

- As far as the materials behind the fence, I don't know if I addressed this, they are the roofing materials for the roof that was scheduled to get done this coming weekend, but we postponed that because we used the money for the inspection and for the re-finance. So that's just gonna be delayed by a week or two until we get some more funds for that, but that's what that storage is in the back.

- Okay.

- I just didn't want the pallet of roofing and all that sitting out, and then someone further complaining about that.

- Can we get the two of you together now? We're all in the same room here. Can we get this worked out if we come to a conclusion here? Because that's the important thing is that, we are very sympathetic, I'm kind of in the same boat if someone makes a complaint against me, I'm gonna be needing time at my establishment, and the city recognizes that and wants to work with people to help them out. Like I said, there's the loan program we've got and everything. So we're trying to do things to set things up to help people, and if you don't want it, that's fine--

- We did look into the loan program, and they wouldn't approve it for a driveway.

- They wouldn't?

- They wouldn't approve it for a driveway.

- Really?

- What was the reason?

- We were told that if we were doing other stuff, they'd be fine, but the driveway, they wouldn't. I think that might've been the amount, because we're looking at close to \$6000 for the driveway, but we also didn't want to have a second mortgage. Actually technically it would be a third, because neighbor works would be--

- This wasn't through the city's loan, it was through somebody else?

- This is through HUD.

- HUD, yeah. Well no, that's through a loan, yeah.

- HUD would be federal.

- Yeah, that's what we got going here, and then we also have--

- So now we're trying to re-finance through US Bank through a private lender who would lend us for the value of the house and allow us to use the money to fix up the house as we see fit, which is gonna be the re-finance now I'm gonna be paying off the credit for the furnace, because to get this going, we took credit out to get the furnace.

- There's always extenuating circumstances sometimes, probably, we're looking specifically at this issue.

- Brenda, did you have something about the?

- [Brenda] I was just curious, if he said he was denied for the HUD program, but I spoke with Kevin King who handles that, and he hasn't heard from him. So I was just curious who he may have spoken with.

- I don't have that information here.

- That makes it difficult, because you know, we're trying to--

- I mean I have no problem, we can email in the re-fi that we're working on. We can email in the re-finance that we have been working on for the past two or three weeks through US Bank. I mean, our inspection comes on the 16th. US Bank is sending out one of their Home Inspectors to go through the house, look through the house on the 16th. It's not something we just... When the inspections came back is when we had to drop everything to try to find more money, and that's where we're at, trying to find more money.

- Plus, looking at this driveway, it's a pretty long driveway.

- It is, and we would actually be shortening the driveway by almost half. We'd be taking out the back half where the, in the photos I have for you, where the truck is hooked up to the black trailer with the orange top. That area would all be gone. So we'd be shortening the driveway by a considerable amount.

- Anything else you care to add?

- Not that I can think of.

- Okay, thanks.

- [Brenda] I just wanted to mention, he was also, during all of this, being very disrespectful on social media, Green Bay Llama, bashing myself and a few other inspectors on it. I don't think it's really called for. Lot of comments.

- Yeah, in fact, I think that was part of the confusion is part of our communications on Facebook, and I only knew your Facebook handle name, I didn't know your real name, and that--

- [Joseph] I did include the resident deed name, which would be my wife's name, and her name on a couple of our correspondence, along with the name and address, or the address of the house. And that would be correspondence between you and I.

- [Brenda] I think that's why there was probably a lot of confusion too, because the name is in Jessica's maiden name, I had no idea that their last name was the Lang's, because it's still in her maiden name. Emails from Mr. Lang are coming through as Zolptan Wallace, so so many different names that aren't even, that I don't even see.

- It was confusing.

- [Joseph] I can reference the addressing email and my wife's name. I use a handle or a pen name online because I have had issues with identity theft in the past, so I've opted to go with our family name.

- Right, that's your prerogative, and we're not criticizing, it's just that it did add to the confusion. There was a motion to hold this? Talk and then come up with a plan, and then how that proceeds, and then we can reassess the fees and decide what's appropriate, if it's we can hear back from staff, if they still feel the fees are necessary, and perhaps even more if we can't get things worked out, please

talk to staff and work out a plan. It doesn't matter that's what's gotta happen, otherwise there's really nothing left for us to do but issue fees and citations.

- I would appeal for civility too, because I don't feel the city is vindictive on any of this, they're just doing their job, and we're trying to work with you as well to try and do the right thing. So we just want people to come together and work together, and it just seems like there's been a number of communication faux pas here, I dunno. It's confusing. It really is. It's hard for us to determine things, that's why I think Alder Scannell is really reaching out to you to really sit down civilly with inspection and try to work out a plan. That's where I'm at.

- My comment is that I'd hate to see this couple lose their home. I think that if we could have an ordered reprieve on the fees until we actually get a plan in place. Like if we stop the fees at this point, 'til we've got a plan in place, and it's only through trying to get financing so they'll have more money, and they've had a few things happen as far as the furnace replacement, and there's illness in the family. It sounds like they could need a little bit of a break at this time, if they could stop the fees until we get a plan in place and move forward at that point.

- So just stop the fees now?

- If staff would be okay with it, as far as if they set up a time.

- [Paul] I'm fine with withholding fees right now, we wait 'til they get their September 16th home inspection. I don't know how long it'll take for you to find out what you'll be allowed.

- [Joseph] I think, well we can get our inspection back within three to five days. I don't know if US Bank's gonna tell us maybe for a week or two after that.

- [Paul] So by the end of the month, that if he figures out what they get for home refi, and comes up with a the house will be painted by this, clean the yard by this, driveway--

- Number of items, point-by-point. Sit down with staff here and point-by-point. Yeah.

- [Joseph] There are a couple of items, the trailers being emptied. I mean they are. I mean I changed the tarp out on the one just because the old one was ripped, but it's a 50 year old trailer, so it has to have some type of canvas top, there's never been snow or water inside.

- [Paul] We can go through all those details when we meet at the end of the month, and lay out a plan.

- Sound good?

- [Paul] The onus is on you to give me a call, and then I'll set up a meeting time with you, myself, and Brenda to have that discussion.

- Paul VanCalster. He's the, do you have a card? Yup, go ahead.

- Just a question, Paul, because it seemed like the biggest expense here is probably the driveway, and I know that you indicated that if he had a contract, that that's something that could, based on the email

that he shared here, he'd like to do it by next year, you said with a contract, it's something that you could stop inspection fees. Is there a plan that you could agree to that would still allow him to do the work that would give him until next year?

- [Paul] All we need is a plan. So whether it's through a contractor, or a commitment through, preferably the contractor realm. A lot of people say they're going to do it, and then never do it. We're a lot further along at this point, so if the plan is at the end of this month "I'll pave my own driveway by May 1st, "or end of May next year" I'd be fine with that. You know what I mean?

- [Joseph] Pending flooding again.

- [Paul] Oh yeah, pending weather, absolutely.

- Okay, and then Alder Vander Leest just brought up the other point that I was going to request that it be part of the motion that we hold inspection fees until, if you're holding it, til next month, you go back present the plan, and it would still give them the ability to appeal the other \$400 that's out here and for you to be able to hear that request at that time, right?

- Yup.

- So I have it to suspend additional reinspection fees until September 30th at the end of the month, is that correct?

- Correct.

- So that's the motion?

- That and to hold the appeal for staff and appellant to meet and work out a plan to address the work issues, and to report back.

- Motion by Alder Stevens. So move by Alder Stevens.

- Refer back to us for their October movement.

- Well we meet September 30th right?

- We meet the 20--

- Well I was thinking 30 days.

- Oh.

- We meet again on the 23rd, so it'd be prior to the expiration of their timeline, and then we meet October 7th. So report back to the committee for the October 7th meeting.

- So the October 7th meeting. All right.

- That's the motion by Alder Stevens, second...

- By Alder Steuer. Anything else, gentlemen? All in favor? Opposed? Okay. I'm out of order, but Brenda, while I've got you here, I've been meaning to email you. Thank you very much. On Ashland, Wayde Custca, he's very happy with the alley. You did a great job, thank you. So now I'm back in order.

- You're never out of order.

- Motion to close the floor.

- Didn't we already do that?

- I don't think so.

- Well we should've done that before we voted. Motion to close the floor by Alder Vander Leest. Second by Alder Stevens. All in favor? Opposed? Okay, now the motion by Stevens, second by Steuer. All in favor?

- You mean well.

- You should've pinched me.

- I'm sorry, who did the?

- It was Stevens did the motion.

- We closed the floor though. Then we voted again.

- Oh shoot.

- It was the same.

- All right okay. I thought we had, oh no we didn't do that.

- I thought we had too.

- So the motion approval for?

- Same two, Stevens, Steuer. And then the motion for...

- Right, and now are we on the liquor violation report?

- We are on the liquor violation report. Staff?

- We had one violation during this time.

- Thank you very much. One violation?

- Yup.
- Motion to place on file.
- I wanna hear all about this violation, come on, we never have any violations, we got the one now.
- It was allowing an underage person to enter a licensed premise.
- You want to name the bar or not?
- It was at Kegler's bar. We met with the owners and bouncer is no longer employed there.
- There we go. So the bouncer got bounced. That's kind of bouncy. Motion to place on file by Stevens, second by Steuer. All in favor? Good job, thank you. I think we just might be, motion to adjourn? By Alder Vander Leest. Second by Alder Steuer. All in favor? Opposed? We are out of here.
- Do they still have final authority in the Marathon one?
- No, that's common staff.
- So it's going to council.
- I just want to respond to a few people what the status is.