



MINUTES OF THE PROTECTION AND POLICY COMMITTEE

MONDAY, MARCH 23, 2020, 5:30 PM

**Special Telephonic Meeting of the Protection and Policy
Committee**

To listen to the meeting go to:

<https://www.youtube.com/CityOfGreenBay>

A. ZOOM MEETING CALL NUMBERS

I. The attached documents contains telephone numbers and instructions for calling into this Zoom Meeting.

B. ROLL CALL.

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

Also present: Deputy City Attorney Joanne Bungert, Lt. Steve Mahoney, Chief of Staff Celestine Jeffreys

C. APPROVAL OF THE AGENDA.

Moved by Ald. John VanderLeest, seconded by Ald. Mark Steuer to approve. Motion carried.
Yes- Craig Stevens, John VanderLeest, Mark Steuer, Randy Scannell, No- None, Abstain- None

D. APPROVAL OF MINUTES.

I. Approval of the minutes from the March 9, 2020 Protection & Policy Committee meeting.

Moved by Ald. Mark Steuer, seconded by Ald. Craig Stevens to approve the minutes from the March 9, 2020 Protection and Policy Meeting. Motion carried.

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

E. REGULAR BUSINESS.

I. Consideration with possible action on an application for a "Class B" Combination license by TNT Holdings, LLC at 2511 W. Mason St. with a license premise description as "outdoor patio bar, storage room, walkin cooler, office, employee room, bar, sitdown area" (Currently licensed as Scoreboard Grille, LLC).

Moved by Ald. Mark Steuer, seconded by Ald. Craig Stevens to recommend Council waive the ordinance requirements for an outdoor licensed premise and to approve an application for a "Class B" Combination license by TNT Holdings, LLC at 2511 W. Mason St. with a license premise description as "outdoor patio bar, storage room, walkin cooler, office, employee room, bar, sitdown area" with the approval of the proper authorities (Currently licensed as Scoreboard Grille, LLC). (March 23, 2020) Motion carried. Yes- Craig Stevens, John VanderLeest, Mark Steuer, Randy Scannell, No- None, Abstain- None

2. Consideration with possible action on a request by Brewski's On Broadway at 1100 S. Broadway to extend their licensed premises to their parking lot on April 11, 2020.

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- No

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- No

Moved by Ald. Mark Steuer, seconded by Ald. Craig Stevens to approve a request by Brewski's on Broadway at 1100 S. Broadway to extend their licensed premises to their parking lot on April 11, contingent on the suspension or termination of any applicable emergency orders issued under the COVID-19 Pandemic State Emergency. Subject to complaint. Motion carried. Yes- Craig Stevens, John VanderLeest, Mark Steuer, Randy Scannell, No- None, Abstain- None

3. Consideration with possible action on a request by Pearly Gates Bar and Grill at 3551 Finger Rd.

to extend their licensed premises to the east parking lot on July 11, 2020.

Moved by Ald. Mark Steuer, seconded by Ald. Craig Stevens to approve a request by Pearly Gates Bar and Grill at 3551 Finger Rd. to extend their licensed premises to the east parking lot on July 11, 2020 contingent on the suspension or termination of any applicable emergency orders issued under the COVID-19 Pandemic State Emergency. Subject to complaint. Motion carried.

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

F. INFORMATIONAL.

I. Liquor Violation Report from the Police Department for March 23, 2020.

Moved by Ald. Mark Steuer, seconded by Ald. John VanderLeest to receive and place on file the Liquor Violation Report from the Police Department for March 23, 2020. Motion carried.

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

G. ADJOURNMENT.

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

VERBATIM MINUTES

- [Joanne] Okay, I did that.
- [Randy] We can begin?
- [Joanne] All righty, if we are rolling then we can start with roll call.
- [Randy] Okay, Protection and Policy meeting for March 23, 2020 is now in session. Roll call, is Alder Stevens here?
- [Craig] Here.
- [Randy] Alder Steuer?
- [Mark] Here.
- [Randy] Alder Vander Leest?
- Here. Here.

- Did you hear?
- [Randy] I think I heard him.
- Yes, I'll move it over.
- [Randy] I could barely hear him, but I think we did.
- Yeah, I'll move the laptop over.
- [Randy] Okay, and Alder Scannell is running the meeting. So we're all here. I'll take a motion to approve our agenda.
- Motion to approve.
- Second by Steuer.
- Alder Stevens speaking.
- [Randy] Okay. Motion by Alder Vander Leest, second by Alder Steuer. All in favor?
- [All] Aye.
- [Randy] Okay, that passes.
- [Joanne] One moment Alder Scannell.
- [Randy] Yeah yeah, I'll hold on.
- [Joanne] That was a motion by Alder Steuer, second by Alder Vander Leest.
- [Randy] It was the opposite, just the opposite.
- [Joanne] Oh, okay.
- So let me just remind--
- [Joanne] So by Alder Vander Leest, second by Alder Steuer to approve the agenda.
- [Randy] Yes.
- [Joanne] Okay, all right. Now we are onto approval of the minutes.
- Okay--
- [Randy] Okay, so a motion to approve the minutes from the March 9th, 2020 Protection and Policy meeting.

- Is somebody outside? Is someone outside? 'Cause we're getting a lot of weird noise.
- [Randy] It sounds like somebody's breathing very heavily.
- Okay, so I am going to mute, who is 499-2090, who is that?
- [Randy T.] Randy Tremel from Brewski's.
- Okay, thank you. Just give me a second. Okay, and so what I'm gonna do is I'm going to mute Mr. Piontek. I'm going to also mute Mr. Tremel. And then you can unmute yourselves when you're ready to talk, okay, go ahead.
- [Randy] Motion to approve the minutes, did we do that?
- [Joanne] We need a motion and a second, yeah.
- [Randy] Motion and a second for the minutes.
- Motion to approve.
- [Mark] So moved, this is Steuer.
- [Craig] Alder Stevens, second.
- [Randy] Okay, Alder Steuer made the motion to approve and Alder Stevens seconded. All in favor?
- [All] Aye.
- [Randy] Okay, that passes. I'll wait for Joanne's go ahead for Regular Business.
- [Joanne] Yep. We are onto Regular Business, item number one.
- [Randy] Okay, item number one. Consideration with possible action on an application for a Class B Combination license by TNT Holdings, LLC, at 2511 West Mason Street, with a license premise description as outdoor patio bar, storage room, walk-in cooler, office, employee room, bar, sit-down area. Currently licensed as Scoreboard Grille, LLC. Staff?
- [Joanne] Law Department has no legal objections. However the applicant is asking for an outdoor patio that doesn't conform to the height requirements as it must be six feet, so we would recommend that that waiver be part of the approval motion, if any, so that would be to recommend that Council waive the ordinance requirements for an outdoor licensed premise and to approve.
- [Randy] Okay, thank you.
- [Steve] Police concur.
- [Randy] Thank you.

- [Mark] Motion to approve.
- [Randy] Motion to approve with?
- [Mark] By Steuer, with that caveat.
- [Randy] Okay, with the, that the...
- [Mark] That Attorney Joanne Bungert brought up, with that caveat.
- [Randy] Okay, so motion by Alder Steuer.
- [Craig] Second by Alder Stevens.
- [Randy] Second by Alder Stevens. Any discussion? All in favor?
- [All] Aye.
- [Randy] Opposed? That passes unanimously.
- [Joanne] All right, item number two.
- [Randy] Item number two. Consideration with possible action on a request by Brewski's On Broadway at 1100 South Broadway to extend their licensed premises to their parking lot on April 11th, 2020. Staff?
- [Joanne] Law Department has no legal objections. However any approval needs to be contingent upon the current emergency orders with respect to the COVID-19 epidemic. According to the State's emergency order number five, all bars and restaurants are shut down, all bars are shut down and restaurants are operating for take-out and delivery orders only, and that is the current. Additional orders that are coming down, everyone in the state is sheltering in place. So this event will not be able to take place if that order is still current and pending on April 11th. At this point we don't have an ending point for the order. So I would recommend that any motion to approve be contingent on these orders no longer being effective.
- [Randy] Thank you, Police?
- [Steve] Police concurs with Law. We'd also just like to guarantee it just has proper security personnel. We want to make sure that there'll be people outside making sure that no alcohol is passed over any type of fencing they have up and that proper security measures and check-in will be in place.
- [Randy] Do we need to open the floor?
- [Mark] Can I make a motion? I'd kind of like to open the floor for a second. So I'll make a motion, Steuer.

- [Randy] Well, first we'll check, is that, Officer Mahoney, is that something you need to still check on or something that's--

- [Steve] Well in his application he just has proper security personnel for the event. So if they say they're gonna make sure security is there outside, making sure no alcoholic beverages are being passed over the fencing out onto any sidewalk area or any place that's not designated for their license. We just want to make sure that's being taken care of.

- [Randy] Okay, and there is someone here to speak on this?

- So Alder, I think it is Randy Tremel, is that the correct person, or Troy Piontek?

- [Randy] I don't know.

- [Steve] I believe it's Mr. Tremel. Mr. Piontek was Scoreboard or TNT Holdings.

- Got it, okay, so I will unmute Mr. Tremel. Mr. Tremel, are you here?

- [Randy T.] I'm there.

- Okay, so if you could hold on one second, Mr. Tremel, and the Committee will open up the floor for you.

- [Randy] Yep, the motion to open the floor--

- [Mark] I made a motion.

- [Randy] By Alder Steuer.

- Second.

- [Randy] Is there a second?

- [Craig] Alder Stevens, second.

- [Randy] Okay, second by Alder Stevens. All in favor?

- [All] Aye.

- [Randy] Okay, that floor is now open, Mr. Tremel.

- [Randy T.] Yeah.

- [Randy] Did you hear the question or the concern.

- [Mark] The name and address.

- [Randy] Oh I'm sorry, yes, please state your name and address.

- [Randy T.] I'm Randy Tremel, I'm 1100 South Broadway.
- [Randy] Okay, and--
- [Randy T.] And I heard your question, and if the bars are open then, I will have security outside and proper fencing.
- [Randy] Okay, any other questions for him from staff or from anyone else?
- [Steve] The Police are satisfied.
- [Randy] Okay, anything else you care to add, Mr. Tremel?
- [Randy T.] No, I just hope everything is okay by then.
- Yeah.
- Yeah.
- [Randy] We're all keeping our fingers crossed. I'll take a motion to close the floor.
- [Mark] Motion to close the floor, Steuer.
- [Craig] Motion to close the floor.
- Second.
- [Randy] By Alder Stevens, seconded by Alder Steuer.
- That camera must not hear.
- No.
- [Randy] All in favor?
- [All] Aye.
- [Randy] Okay, the floor is now closed. Do you need a minute, Joanne, or?
- [Joanne] No, we've got it all.
- [Randy] Okay, all right, what are your wishes, gentlemen?
- Motion to approve.
- [Mark] I'll make a motion to approve with that stipulation that if this COVID-19 situation still exists, it will not occur.

- [Randy] Right, as long as we're under the emergency proclamation and the governor's proclamation to stay inside, yep.

- [Mark] Word that accordingly, okay, that's fine. That's my motion.

- [Randy] Motion by Alder Steuer.

- Second.

- [Craig] Alder Stevens, second.

- Second by Alder Stevens. All in favor?

- [All] Aye.

- [Randy] Okay, opposed? That passes unanimously.

- [Joanne] All right, we are onto item number three.

- [Randy] Item number three. Consideration with possible action on a request by Pearly Gates Bar and Grill at 3551 Finger Road to extend their licensed premises to the east parking lot on July 11th, 2020. Staff?

- [Joanne] Law Department has no objection. However, we just wanted to note that they are asking for some street closures and variances to our Noise Ordinance. I think they want to have the band play past, or to midnight, I think the application stated. And those items are, they'll need to be sought from Department of Public Works with respect to the street closure and Police Department to get the Noise Ordinance variance. That's not something that is granted by the committee as far as extending the license premises. So I just wanted to make sure that the applicant was clear on that.

- [Randy] Mm hm, mm hm. Officer Mahoney?

- [Steve] The Police, once again, they've ran this event numerous times in the past. I'm assuming they'll have proper security outside, and yes, we will probably grant the waiver to have the music 'til midnight, pending any complaints from neighbors. We know they've been very good in the past about reaching out to the neighbors about the event and there's never been any issues in the past.

- [Randy] I concur.

- [Mark] How many times have they had this event? This is Steuer.

- [Steve] I'm gonna say they've had it for about seven years, seven or eight years.

- [Mark] Okay. Well if the neighbors don't have a problem with it, 'cause I know it's kind of a, it's sort of a rural area, it's not as heavily populated, but there are still some residents out there. I feel if Police feels good with this, then I would make a motion to approve.

- [Randy] But, Alder Steuer, we're not approving the noise or the street closure, just the--

- [Mark] Oh we can't do that.
- We can't do that.
- We can't do that.
- [Randy] We're just doing the liquor license for the extending.
- Okay.
- [Randy] Is there a motion to that? Under the caveat that we will no longer be under the COVID-19 restrictions?
- [Mark] That was the motion I'd say and I would make.
- [Randy] Okay.
- [Craig] Alder Stevens, second.
- [Randy] Okay, motion by Alder Steuer, second by Alder Stevens. All in favor?
- [All] Aye.
- [Randy] Opposed? Okay, that passes unanimously.
- [Joanne] All right.
- [Randy] Onto Liquor Violation Report by the Police Department for March 23rd, 2020.
- [Mark] Alder Scannell, can I ask a question? If the people are still there, but, at the next council meeting, do they need to be told--
- [Randy] Oh yes, thank you. Thank you, thank you, thank you, thank you. Are any of the--
- [Mark] If they're here, I don't know if they're here yet?
- [Randy] I don't know either. Celestine, are any of the applicants still on the line or?
- So I see Mr. Troy Piontek, that's all I see.
- [Troy] Troy Piontek from Pearly Gates is online.
- [Randy] Okay, it's just to notify you that what we do here at the committee level is just a recommendation, the final approval will happen at council April, anybody know the date offhand?
- April 1st is council.

- [Randy] Oh right, April 1st, how could I forget. April 1st, so anybody raises any objections there might be a problem, but probably not, this should probably sail right through. But you should be aware.

- [Troy] Okay.

- [Randy] That council has the final say.

- [Mark] Could someone contact Mr. Tremel, just to be on the safe side or not?

- [Joanne] Yes, we can do that.

- [Mark] Okay, thank you.

- [Randy] So then, thank you for reminding me, Alder Steuer. The Liquor Violation Report now?

- [Steve] Okay, we had pretty much three violations. One DA referral, one writ warning, one property referral. Let's see here, the DA referral was battery on a bouncer that we're continuing to investigate. The writ warning, one of the establishments had a fight inside the bar, and they just pushed everyone outside and locked the doors and never called us. And the property referral, which led to a bigger incident. And then the property referral was just that a bartender and one of the other establishments, where we're working to make sure that doesn't happen again.

- [Randy] Okay. Any questions for Officer Mahoney?

- [Mark] Well, I'd make a motion to receive and place on file.

- [Randy] Motion to receive and place on file by Alder Steuer.

- Second.

- [Randy] Second by Alder Vander Leest. All in favor?

- [All] Aye.

- [Randy] Opposed? Okay, well, that is received and placed on file.

- [Mark] Motion to adjourn.

- [Randy] Motion to adjourn by Alder Stevens?

- [Mark] Steuer.

- [Randy] Alder Steuer.

- [Mark] That's right.

- [Randy] And second?

- Second, Vander Leest.
- [Craig] Second.
- [Randy] Second by Alder Stevens, all in favor?
- [All] Aye.
- [Randy] Okay, we are adjourned. Thank you, everyone, good job, hopefully--