

COMMITTEE MEMBERS PRESENT: G. Feest, G. Garski, J. Hansen

COMMITTEE MEMBERS ABSENT:

VILLAGE BOARD MEMBERS PRESENT: J. Hewitt

STAFF IN ATTENDANCE: S. Kohlhagen, B. Smith, T. Zarzecki, M Prochaska

OTHERS: Attorney Ed Brunner, Attorney T. Pruitt, Joe Campbell – 702 Sheridan Rd, Alan Noertker 702 Sheridan Rd,

Roll Call

The meeting was called to order at 3:30 p.m. by **G. Feest**.

1. Public Comment

None

- 2. Los Cantaritos – 2405 Racine Street – Liquor License Approval/Denial Hearing** – Chief Zarzecki, Captain Smith and Officer Prochaska gave an accounting of the issues that the Mount Pleasant Police Department has been facing not only at closing time but at other times in an evening. Some of the issues consist of:

- Large crowds at closing time, the crowd is unruly and police staffing is out numbered
- Armed security guards working with out Village licenses, a hired security officer chased down a patron with a Taser.
- Over capacity
- Fire Doors locked
- Parking Violations
- Underage drinking
- Threats to an officer

Attorney Brunner stated to Mr. Jaimes that this is a formal expression of concern that his establishment adhere to the rules and that having a liquor license is a privilege and not a right and that he was brought in to address these concerns so it does not get to the point of revocation. Mr. Jaimes agreed. Feest wanted clarification as to where does the onus lie with the bar owner at closing time and the patrons are outside. Attorney Brunner stated that the bar owner needs to have a dispersal plan at closing time. What is questionable is when the patrons are blocks away, what onus does the bar owner have then. But the owner does have responsibilities to the neighborhood. If there is an issue the responding officer will find out where the patrons are coming from. Mr. Jaimes stated that he is new to owning a bar. He has moved the closing time to 1:30 am, but the patrons want to keep the party going and they seem to be taking it down the street. He does not want to see any more problems either and he wants to work with the law. He would like to have more parking. He stated that they have an ap that scans ID's and counts people. Clerk Kohlhagen stated that they do have a Cabaret License and asked which night's do they have a DJ and is the crowd worse on those nights. Mr. Jaimes stated that they have a DJ on both Friday and Saturday nights. He also stated that he would like to buy new doors but they are expensive. Attorney Brunner stated that when you have a DJ that plays until 1:30 am, people are revved up and when you turn the music off and send them into the streets, they are not done for the evening, you need to stop the music earlier to give the people a chance to wind down. Garski asked how they prevent patrons from leaving with alcohol. Mr. Jaimes stated that the security guard's check patrons as they leave. J. Hansen asked if Mr. Jaimes could ask other bar owners how they handle closing hours and crowds. Captain Smith stated that the issues need to be addressed before there is a shooting, we do not want the situation to escalate to this level. Clerk Kohlhagen asked Attorney Brunner where we go from here. Do we re-new the license, suspend the license or what? Attorney Brunner stated that if you do not feel there will be changes made, we would schedule a Due Process Hearing. If you want to give him an opportunity, you can renew with conditions and if he does not comply the next time will be a summons and complaint and you will be scheduled for a license revocation. Motion by **Garski** to renew Los Cantaritos Liquor license with the following conditions and a 30 day status update on the conditions:

- New fire doors must be ordered and installed and remain open and not locked during business hours
- Security Guards need to be registered with the Village of Mount Pleasant on or before Friday,

June 23

- Not to exceed capacity of 100 people per the Fire Departments recommendation
- Orderly disbursement of your patrons

Motion seconded by **Hansen**. Motion carried (3-0)

- 3. To convene into closed session per WI §19.85 (1)(g) conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved; Specifically the Notice of Claims by The Woods at Mt. Pleasant, LLC dated November 10, 2015** – Motion by **Garski** to convene into closed session per WI §19.85 (1)(g). Motion seconded by **Hansen**. Roll Call Vote: Hansen – Aye, Garski – Aye, Feest – Aye. Motion carried (3-0).
- 4. Reconvene into open session to consider any motions on any of the matters discussed under the closed session listed above** – Motion by **Garski** to reconvene into open session to consider any motions on any of the matters discussed during the closed session. Motion seconded by **Feest**. Motion carried (3-0). **Feest** reported out that we are going to move the discussion for the Notice of Claims by the Woods at Mt. Pleasant, LLC to the Village Board for further discussion in a closed session.
- 5. Adjourn** Motion by **Garski** at approximately 5:50 pm to adjourn. Motion seconded by **Feest**. Motion carried (3-0)

Approved