

PUBLIC SAFETY MINUTES  
December 3, 2020 @ 6:00 p.m.  
GoToMeeting

**Present:**

Jenson, Ligocki, Doom, Tikalsky and Mayor Swadley

**Also Present:**

Police Chief Greg Leck, Clerk Licht, Attorney Manthe, Attorney Reuter, Detective Adams, office Covarrubias, Sergeant Frisch, Officer Johnson, Josh Quisling, Chatta Hoffman, Steve Meyer, and Bradley Dillman

**Call to Order:**

Jenson called the meeting to order at 6:01 p.m. He also noted that the committee will meet December 16<sup>th</sup> @ 5:30 p.m.

**HEARING: In the Matter of the Consideration of the Revocation of the Class B Reserve Combination License held by Shakers Saloon, LLC**

Motion by Jenson, second by Ligocki to turn chair duties over to Attorney Reuter for purposes of conducting the revocation hearing.

Rick Manthe appeared on behalf of the complainant and the agent Chatta Hoffman was present for Shakers.

Josh Quisling, on behalf of Shakers, asked the committee for postponement for more time to retain an attorney. The committee declined the request for postponement.

Mr. Manthe made an opening statement stated the safety risk for the community if Shakers license was not revoked.

Josh Quisling made an opening statement on behalf of Shakers. He stated The Tavern League said that they could be open and they cannot control patron's actions. He added that there was no way to determine that the patron was in the bar.

Mr. Manthe called Detective Hill to the stand. He was sworn in. Hill stated responded to the shooting and went Edgerton Hospital and later UW Hospital. He stated that the victim was positive for COVID-19. He interviewed the victim and the victim said he was at a party at the bar where he was shot in the parking lot. Hill also said he assisted in an incident that involved Shakers last year. The former agent, Dale Kittelson was arrested on the premises for possession of cocaine and methamphetamine. He added that he also found what appeared to be a drug ledger in Mr. Kittelson's truck.

Mr. Manthe introduced exhibits 1-4 into the record.

Mr. Manthe called Detective Adams to the stand. He was sworn in. Adams stated that he responded to the shooting on the early morning hours of October 10<sup>th</sup>. He found several shell casings from 2 different hand guns. He performed a search warrant on October 15<sup>th</sup>. There were approximately 10 cameras in the bar area. Exhibit 5 was entered into the record. Exhibit 6 was

entered into the record. Exhibit 7 was entered into the record. Exhibit 8 was entered into the record. Exhibit 9 was entered into the record.

Mr. Manthe called officer Hector Covarrubias to the stand. He was sworn in. He testified that he performed a bar check shortly after midnight at Shakers Saloon on October 10<sup>th</sup>. The female bouncer did not let the police in. Eventually, they were given access to the premise. There appeared to be 100 people, 10% were wearing masks and no one was social distancing. He arrived back on scene after a call of shots fired around 2 a.m.

Mr. Manthe called Sergeant Frisch to the stand. He was sworn in. Frisch stated that he talked to Chatta Hoffman and she wanted to relinquish the liquor license. She called back and said she was physically removed by one of the owners and could not take the license off the wall. He met her in the Shakers parking lot. He knocked and was not granted entry into the building. He eventually called Bradley Dillman and he said that the cameras inside the building do not record. Mr. Manthe stated that ordinance 14-40 (g) allows inspection of the premise.

Mr. Manthe called Paul Johnson to the stand. He was sworn in. On February 23<sup>rd</sup> at 2:40 p.m. he was on patrol and noted that the open sign for Shakers Saloon was on. He observed bartenders serving patrons alcohol. He entered the bar and Bradley Dillman stated that the people drinking were employees. He issued a municipal citation for being open after hours.

Exhibit 10 was entered into the record.

The committee recessed at 7:55 for ten minutes.

The committee reconvened the hearing at 8:06 p.m.

Mr. Quisling called Steve Meyer to the stand. He was sworn in. Mr. Meyer stated that no altercations happened in the bar. He said they have a wand and check patrons as they enter; no weapons were in the bar. He stated that there were 69 patrons and 6 staff members in the building. Mr. Meyer stated that there have been no complaints about the bar to his knowledge.

Mr. Manthe provided closing statements. He stated that Shakers poses a significant risk to the community by allowing patrons that resulted in a shoot-out in the parking lot and a COVID-19 super spreader event.

Mr. Quisling stated that the shooting did not happen in the bar and the bar is not responsible for patrons after they exit the bar. He added that Mr. Kittleson has been eliminated from the bar and that is no longer an issue.

The hearing was closed at 8:36 p.m.

**CLOSED SESSION: Enter into closed session pursuant to Wis. Stat. § 19.85(1)(a) for deliberations concerning a case which was the subject of a quasi-judicial hearing before the Public Safety Committee. The Public Safety Committee will conduct deliberations concerning the Matter of the Consideration of the Revocation of the Class B Reserve Combination License held by Shakers Saloon, LLC.**

Motion by Jenson, second by Doom to go into closed session pursuant to Wis. Stat. § 19.85(1)(a) for deliberations concerning a case which was the subject of a quasi-judicial hearing before the Public Safety Committee. The Public Safety Committee will conduct deliberations concerning the Matter of the Consideration of the Revocation of the Class B Reserve Combination License held by Shakers Saloon, LLC at 8: 39 p.m. Motion carried 5-0.

**RECONVENE IN OPEN SESSION: Issue a determination or take other appropriate action in regards to the Class B Reserve Combination License held by Shakers Saloon, LLC.**

Motion by Tikalsky, second by Doom to go into open session at 9:15 p.m. Motion carried 5-0.

Chair Jenson stated that committee made a recommendation for the City Council to revoke the license.

**Adjournment:**

Motion by Doom, second by Ligocki to adjourn at 9:24 p.m. Motion carried 5-0.

Respectfully Submitted,

Holly Licht, City Clerk