



To: Menasha Common Council
From: Jenny Groeschel and Ginger Tralongo, Police Records
RE: Beverage Operator License (Bartender) Applicants
Date: **February 12, 2014**

The below individuals have applied for a bartender license to serve, dispense and/or sell alcohol at a licensed establishment within the City. They have all met the criteria under the "Guidelines for Operator Licenses" approved by the Common Council. Therefore, staff is recommending the following people be **APPROVED** for an Operator's License for the 2013-2015 licensing period:

Gina Rasmussen
Majalia Medina
Dean Plautz
Jesus Badillo

The following individual has applied for a bartender license to serve, dispense and/or sell alcohol at a licensed establishment in the City. They have not met the criteria under the "Guidelines for Operator Licenses" approved by the Common Council. Therefore, staff is recommending the following person be **DENIED** an Operator's License:

Nickolas A. De Santos
Tracy Decker



February 11, 2014

Nickolas A. De Santos
637 Broad Street
Menasha, WI 54952

Re: City of Menasha Alcohol Operators License Application

Dear Mr. De Santos

Upon conducting a background investigation regarding your application for an Alcohol Operator's License in the City of Menasha the following information was determined.

First and foremost, I would like to address the issue of Outagamie County Court case #2002PA000196PJ. It appears this case was reopened in March 2012 and subsequently on August 14, 2013 an arrest warrant was issued by the Court for your arrest in a paternity matter with a \$1,000.00 cash bond. Our records indicate this warrant is still active and is something we would request you address immediately.

The following convictions were also noted in our background investigation:

On July 10, 2013 you were issued a Menasha city summons for Being Open After Closing Hours from an incident that occurred in May 2013 at Hank's Tavern. As a result of this arrest you were subsequently fined and found guilty on July 10, 2013.

On June 28, 2011 you were convicted of Possession of THC – Second or subsequent offense, which is a Class I Felony. On June 28, 2011 you were convicted of Operating While Revoked, this charge was dismissed and read-in. On June 28, 2011 you were convicted of Operating While Revoked due to an

alcohol or controlled substance refusal. You were found guilty and subsequently fined for this offense.

On March 31, 2010 you were convicted of Possession of THC – Second + offense in Outagamie County; this charge was subsequently dismissed but read-into another case.

On October 3, 2009 you were arrested of Operating While Revoked due to an alcohol or controlled substance refusal – fourth + offense; you were subsequently convicted of this offense on November 29, 2011.

On July 13, 2009 you were found guilty of Operating While Revoked – second offense in Outagamie County.

On August 17, 2009 you were convicted of Operating While Revoke – third offense in Outagamie County.

On December 14, 2005 you were convicted of Operating While Under the Influence – second or subsequent offense.

On April 29, 2005 you were convicted of Operating While Revoked in Outagamie County.

On July 14, 2004 you were convicted of Issuing Worthless Checks, a forfeiture in Winnebago County.

On August 5, 2003 you were convicted of Operating While Revoked in Outagamie County.

On February 15, 2002 you were convicted of Operating While Revoked in Outagamie County.

On October 12, 1998 you were convicted of Operating After Revocation in Outagamie County.

On October 15, 1998 you were convicted of Maintaining a Drug Trafficking Place in Outagamie County; which is a felony and a result of an arrest on January 5, 1998.

On October 15, 1998 you were convicted of Possession with Intent to Deliver THC, a conspiracy, this is a felony conviction resulting from an arrest on August 28, 1998.

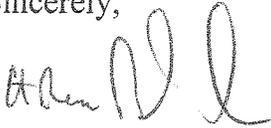
On October 23, 1998 you were arrested and convicted of Possession of a Controlled Substance and Maintaining a Drug Trafficking Place, while serving time in the Dodge County Correctional Institute.

Based on your convictions I have previously described, I would be recommending the Common Council deny your request for an Alcohol Operator's License in the City of Menasha because under guideline #3 you are considered a habitual law offender.

Engaging in bartending involves the purchase and sale of a closely regulated substance/alcohol, individuals granted an Alcohol Operator's License must act in cooperation with law enforcement to enforce the alcohol beverage laws, drunk driving laws, assist with minimizing disturbances of the peace and maintaining the safety of the community. The incidents you have been convicted of substantially relate to the license for which you have applied and arose out of separate incidents which occurred within a period of time over the last ten years.

The City of Menasha Police Department is recommending to the Common Council that they deny your application for an Alcohol Operator's License within the City of Menasha. The recommendation will be given to the Common Council at its next meeting on February 17, 2014 at 6:00 p.m. or shortly thereafter. Should you wish to provide comment to the Common Council on your application, you may do so during the public participation portion of the meeting.

Sincerely,

A handwritten signature in black ink, appearing to read "Ron Bouchard", written in a cursive style.

Lt. Ron Bouchard
Investigative Services
Menasha Police Department



February 11, 2014

Tracy Rae Decker
992 Third St., Apt. 102
Menasha, WI 54952

Re: City of Menasha Alcohol Operators License Application

Dear Ms. Decker

Upon conducting a background investigation regarding your application for an Alcohol Operator's License in the City of Menasha the following information was determined.

On February 16, 2011 you were charged with a forfeiture violation of Petty Theft in Outagamie County.

On March 30, 2011 you were convicted of a forfeiture charge of Petty Theft in Outagamie County.

On October 7, 2011 you were convicted of Operating a Motor Vehicle While Intoxicated in Outagamie County.

Based on your convictions I have outlined above, I would be recommending the Common Council deny your request for an Alcohol Operators License in the City of Menasha because under guideline #3 you would be considered a habitual law offender.

Engaging in bartending involves the purchase and sale of a closely regulated substance/alcohol, individuals granted an Alcohol Operator's License must act in cooperation with law enforcement to enforce the alcohol beverage laws, drunk driving laws, assist with minimizing disturbances of the peace and maintaining the

safety of the community. The incidents you have been convicted of substantially relate to the license for which you have applied and arose out of separate incidents which occurred within a period of time over the last five years.

The City of Menasha Police Department is recommending to the Common Council that they deny your application for an Alcohol Operator's License within the City of Menasha. The recommendation will be given to the Common Council at its next meeting on February 17, 2014 at 6:00 p.m. or shortly thereafter. Should you wish to provide comment to the Common Council on your application, you may do so during the public participation portion of the meeting.

Sincerely,

A handwritten signature in black ink, appearing to read "Lt. Ron Bouchard". The signature is stylized with a large, looped initial "R" and "B".

Lt. Ron Bouchard
Investigative Services
Menasha Police Department