

City of Appleton

100 North Appleton Street Appleton, WI 54911-4799 www.appleton.org

Meeting Agenda - Final Safety and Licensing Committee

Wednesday, January 11, 2023

5:30 PM

Council Chambers, 6th Floor

- 1. Call meeting to order
- 2. Roll call of membership
- 3. Approval of minutes from previous meeting

<u>23-0014</u> Minutes from December 14th, 2022 meeting.

Attachments: S & L Minutes 12-14-22.pdf

4. Public Hearings/Appearances

5. Action Items

23-0028 Resolution Changing the District 12 Polling Place

Attachments: 2023 Resolution Changing District 12 Polling Place.pdf

23-0013 Class "B" Beer and "Class B" Liquor License application for Appleton

Souvenir & Cigar Co, Norman J Kopesky III, Agent, located at 415 W

College Ave, contingent upon approval from all departments.

Attachments: Appleton Souvenir & Cigar.pdf

23-0020 Cigarette License application for Appleton Souvenir & Cigar Co, Norman J

Kopecky III, Applicant, located at 415 W College Ave.

Attachments: Appleton Souvenir & Cigar S&L.pdf

23-0021 Cigarette License application for SK Gas Mart LLC d/b/a Badger Mobil,

Satbir Singh, Applicant, located at 1201 N Badger Ave

Attachments: Badger Mobil S&L.pdf

6. Information Items

<u>23-0017</u> Director Reports

- 1. City Clerk
- 2. Fire Chief
- 3. Police Chief

7. Adjournment

Notice is hereby given that a quorum of the Common Council may be present during this meeting, although no Council action will be taken.

Reasonable Accommodations for Persons with Disabilities will be made upon Request and if Feasible.



City of Appleton

100 North Appleton Street Appleton, WI 54911-4799 www.appleton.org

Meeting Minutes - Final Safety and Licensing Committee

Wednesday, December 14, 2022

5:30 PM

Council Chambers, 6th Floor

1. Call meeting to order

The meeting was called to order by Chair Croatt at 5:30 p.m.

2. Roll call of membership

Present: 5 - Schultz, Hartzheim, Croatt, Alfheim and Wolff

3. Approval of minutes from previous meeting

<u>22-1580</u> Approval of minutes from the October 26, 2022 meeting.

Attachments: S & L Minutes 10-26-22.pdf

Hartzheim moved, seconded by Alfheim, that the Minutes be approved. Roll Call. Motion carried by the following vote:

Aye: 5 - Schultz, Hartzheim, Croatt, Alfheim and Wolff

4. Public Hearings/Appearances

5. Action Items

22-1586 Request to purchase a UTV.

Attachments: 11-30-22 EMS Flex Grant UTV Quotes.pdf

Hartzheim moved, seconded by Alfheim, that the Request be recommended for approval. Roll Call. Motion carried by the following vote:

Aye: 5 - Schultz, Hartzheim, Croatt, Alfheim and Wolff

22-1505 Class "B" Beer and "Class B" Liquor License application for Richmond

Bar and Grill LLC d/b/a Richmond Bar, Tiffani Daul, Agent, located at 2611 N Richmond St, contingent upon approval from the Health,

Inspections and Police departments.

Attachments: Richmond Bar.pdf

Hartzheim moved, seconded by Alfheim, that the License be recommended for approval. Roll Call. Motion carried by the following vote:

City of Appleton

Ave: 5 - Schultz, Hartzheim, Croatt, Alfheim and Wolff

Balance of the action items on the agenda.

Hartzheim moved, Alfheim seconded, to approve the balance of the agenda. The motion carried by the following vote:

Aye: 5 - Schultz, Hartzheim, Croatt, Alfheim and Wolff

Class "B" Beer and "Class C" Wine License application for The Jerk
Joint LLC d/b/a The Jerk Joint, Fay V Oliver, Agent, located at 1619 W
College Ave Suite D, contingent upon approval from the Finance, Health
and Inspections departments.

Attachments: The Jerk Joint.pdf

This Report Action Item was recommended for approval

"Class A" Liquor License application for Sayash LLC d/b/a Wisconsin Ave Marathon, Yam Lamichhane, Agent, located at 1920 E Wisconsin Ave, contingent upon approval from the Fire, Health, Inspections and Police departments.

<u>Attachments:</u> <u>Wisconsin Ave Marathon.pdf</u>

This Report Action Item was recommended for approval.

Class "A" Beer and "Class A" Liquor License application for SK Gas Mart LLC d/b/a Badger Mobil, Satbir Singh, Agent, located at 1201 N Badger Ave, contingent upon approval from the Health and Inspections departments.

Attachments: Badger Mobil - Singh.pdf

This Report Action Item was recommended for approval.

Class "A" Beer and "Class A" Liquor License Change of Agent application for Ultimate Mart LLC d/b/a Pick N' Save #123, Sara Hopkins, New Agent, located at 2700 N Ballard Rd, contingent upon approval from the Police department.

Attachments: Sara J Hopkins S&L.pdf

This Report Action Item was recommended for approval.

22-1544 2023 Secondhand Article, Secondhand Jewelry and Pawnbroker License renewal applications, contingent upon approval from all departments.

Attachments: 2023 Renewals.pdf

This Report Action Item was recommended for approval.

22-1506 Cigarette License application for Richmond Bar and Grill LLC d/b/a

Richmond Bar, located at 2611 N Richmond St.

Attachments: Richmond Bar and Grill LLC S&L.pdf

This Report Action Item was recommended for approval.

<u>22-1510</u> Temporary Class "B" Beer License application for Ice Dog Booster Club,

Nick Laird, Person in Charge, located at Appleton Family Ice Center, 1717 E Witzke Blvd, on February 17 & 25, 2023 and March 11 & 24, 2023, contingent upon approval from the Health and Inspections departments.

Attachments: 2023 - Ice Dogs Booster Club S&L.pdf

This Report Action Item was recommended for approval.

6. Information Items

22-1583 Request to Overhire for Front Desk Police Communication Specialist.

Attachments: front desk overhire S&L.docx

<u>22-1585</u> Threat Assessment Officer move from Special Investigation Unit to

Community Resource Unit.

Attachments: TAO move from SIU to CRU (002).pdf

22-1587 Special Events:

Festival Foods Turkey Trot, Downtown Appleton, November 24, 2022 Vigil for All Victims of Gun Violence, Houdini Plaza, December 7, 2022

<u>22-1581</u> Director Reports

- 1. City Clerk
 - November Election Audit
 - 2023 Alderperson Candidate Information
- 2. Fire Chief
 - Firefighter Hiring Update
 - Battalion Chief Promotion Process
 - Assistance to Firefighter Grant
- 3. Police Chief

7. Adjournment

Hartzheim moved, seconded by Alfheim, that the meeting be adjourned at 5:49 p.m. Roll Call. Motion carried by the following vote:

Aye: 5 - Schultz, Hartzheim, Croatt, Alfheim and Wolff

CITY OF APPLETON RESOLUTION

Resolution declaring polling places in the City of Appleton pursuant to Wis. Stat. § 5.25

WHEREAS, City of Appleton Aldermanic District 12 is comprised of Wards 35, 36, 37 & 52 and;

WHEREAS, the current polling place for District 12, St. John United Church of Christ has relocated and sold their building and;

WHEREAS, it is in the best interest of the City of Appleton to change the District 12 polling place to a facility that is amenable to adequately accommodate voters and Election Day operations;

NOW THEREFORE BE IT RESOLVED that the City of Appleton District 12 Polling place be changed to **Saint Pius X Catholic Church**, **500 W Marquette St**, **Appleton**, **WI 54911** effective beginning with the February 21st, 2023 Spring Primary Election.

Adopted:	
Published:	
	Jacob A. Woodford, Mayor
	Kami Lynch, City Clerk

I+YI - click mouse in 'For the licens to begin and tab throughout. Lappropriate boxes, space	Use mouse to check bebar or enter.			Save	Print	1.41.21.7
Original Alcohol Bev	verage Retail	-	-	Applicant's Wiscon	sin Seller's Permit	Number
(Submit to municipal clerk.)	07/01/2022	06	/30/2023	FEIN Number		
For the license period beginnin	g mm dd yyyy)	ending:	(mn dd yyyy)	TYPE OF L REQUES		FEE
	☐ Town of)	111		☐ Class A beer	\$	
To the Governing Body of the:	☐ Village of }	4bblc 40V		🔀 Class B beer	\$	100
	City of	• (Class C wine	\$	
			D: 1 M	Class A liquo	r \$	
County of Outz gami	<u>`</u>	Aldermanic	by ordinance)	☐ Class A liquo	r (cider only) \$	N/A
0		(ii required	by ordinance)	🔽 Class B liquo	r \$	
				Reserve Clas	s B liquor \$	
Check one: Individual	☐ Limited Liability	Company		Class B (wine	only) winery \$	
☐ Partnership	Corporation/Non	profit Organizatio	on	Publication	on fee \$	الاما
·	,			TOTAL FEE	\$	
An "Auxiliary Questionnaire, by each member of a partner and a	"Form AT-103, murship, and by each	st be completed officer, director	and attached to th	is application b	nprofit organi:	zation, and by
						person.
President / Member Last Name	(First)	(Middle Name)	Home Address (Street, C			
Kopesky III	Worman	John	741 Woodf	ick Kel /	Genah, W	54956
Vice President / Member Last Name	(First)	(Middle Name)	Home Address (Street, C	ity or Post Office, & Z	ip Code)	
Halila	Wesley	Grene	578 Pra A	A Rosanilla	UN 55	7113
Secretary / Member Last Name	(First)	(Middle Name)	518 Ryon Address (Street C	ity or Post Office, & Z	ip Code)	
		,	TANE			İ
Treasurer / Member Last Name	(First)	(Middle Name)	Home Address (Street, C		in Code)	
reasurer / Weinber Last Name	(r not)	(imagic riamo)	Tromor idanood (dissol, d	.,	,	
Agent Last Name	(First)	(Middle Name)	Home Address (Street, C	ity or Post Office & 7	in Code)	
	1' 1	(Middle Halle)	741 Wood	D. 10 2	1) / 1	1 . 11 - 10 -
Directors / Managers Last Name	Morman (First)	(Middle Name)	Home Address (Street, C	ity or Post Office & 7	in Code)	14, WC 34431
Directors / Managers Last Name	(First)	(widdle Name)	Home Address (Street, C	ity of Fost Office, & 2	ip code)	
1. Trade Name Appleton 2. Address of Premises 4 3. Premises description: Desapplicant must include all storage of alcohol beverage described.) 415 W. College Dasc ment for 5 to	scribe building or building livir rooms including livir ges and records. (Al	ildings where alc ng quarters, if us cohol beverages	Post Office & Z ohol beverages are ed, for the sales, se may be sold and st	rvice, consumpt ored only on the	etored. The ion, and/or premises	
4. Legal description (omit if s5. (a) Was this premises lice			ing the past license v	/ear?		Z√Yes □ No
5. (a) Was this premises licensed for the sale of liquor or beer during the past license year?						
(b) If yes, under what nam	e was license issued	13 Appleto	n 7000erit x	thigar La	<u> </u>	

6.	Is individual, partners or agent of corporation/limited liability company subject to completion of the responsible beverage server training course for this license period? If yes, explain	Yes	Z No
7.	Is the applicant an employe or agent of, or acting on behalf of anyone except the named applicant?	☐ Yes	No
8.	Does any other alcohol beverage retail licensee or wholesale permittee have any interest in or control of this business? If yes, explain	☐ Yes	⊠No
9.	(a) Corporate/limited liability company applicants only: Insert state and date	२० २	
	(b) Is applicant corporation/limited liability company a subsidiary of any other corporation or limited liability company? If yes, explain	☐ Yes	No
	(c) Does the corporation, or any officer, director, stockholder or agent or limited liability company, or any member/manager or agent hold any interest in any other alcohol beverage license or permit in Wisconsin? If yes, explain.	☐ Yes	No
10.	Does the applicant understand they must register as a Retail Beverage Alcohol Dealer with the federal government, Alcohol and Tobacco Tax and Trade Bureau (TTB) by filing (TTB form 5630.5d) before beginning business? [phone 1-877-882-3277]	Yes	□ No
11.	Does the applicant understand they must hold a Wisconsin Seller's Permit? [phone (608) 266-2776]	Yes	No
12.	Does the applicant understand that they must purchase alcohol beverages only from Wisconsin wholesalers, breweries and brewpubs?	Yes	□ No
the thar assi Con	AD CAREFULLY BEFORE SIGNING: Under penalty provided by law, the applicant states that each of the above questions has been to best of the knowledge of the signer. Any person who knowingly provides materially false information on this application may be required \$1,000. Signer agrees to operate this business according to law and that the rights and responsibilities conferred by the license(s), igned to another. (Individual applicants, or one member of a partnership applicant must sign; one corporate officer, one member/managen panies must sign.) Any lack of access to any portion of a licensed premises during inspection will be deemed a refusal to permit inspection and grounds for revocation of this license.	ed to forfeit if granted, v ger of Limite	not more vill not be d Liability
Con Sign	Title/Member Date 12 18 22 Phone Number Email Address		Dra Co
			7
	BE COMPLETED BY CLERK e received and filed with municipal clerk Date reported to council / board Date provisional license issued Signature of Clerk / Deputy Clerk		
	13-19-33 e license granted Date license issued License number issued		



City of Appleton Alcohol License Questionnaire

1 Name of Anni	icant:	Jorman J. 1	Copesky TI	
2. Name of Busin	ness: Appleble Box(s) to	delan Souveri identify primary busines	r + Cigar	•
Tavern/Ni	ght Club/Win very/Brewpub Craft Studio			
		15 W College	Ave Apple	tor, W1 5491
4. Have you or a ordinance violat AND/OR been c	nny member ion? Yesonvicted of a	of your organization ev No felony? Yes se explain in detail belo	er been convicted o NoX	
		ders or investors of you		e full name, middle
1 1	7	Ko peyle-		
Monar First name	м.I. G	Last name		Date of Birth
First name	M.I.	Last name		Date of Birth
First name	M.I.	Last name		Date of Birth /
First name	M.I.	Last name		Date of Birth
6. Name of pers	on/corporati	on you are buying the p	oremise and equipm	ent from?
Name: Robert	, -	3	Zima	
First name		Middle Initial	Last name	
Address: 162	5 Cara	y Lare	Green Bay	WI 54304

7. What was the previous name and primary nature of the business operating at this
location? [] [] [] []
Name: Applicable Box(s) to identify primary business activity)
Restaurant
Tavern/Night Club/Wine Bar
Microbrewery/Brewpub
Painting/Craft Studio
Other (describe)
8. Was this premise licensed for alcohol sales/consumption during the past license year?
Yes If yes, please contact the Community and Economic Development Department at 832-6468 about obtaining a copy of an existing Special Use Permit and related requirements that may run with property.
NoIf no, please contact the Community and Economic Development Department at 832-6468 about obtaining a Special Use Permit. A Special Use Permit may be required for your business activity prior to the issuance of a Liquor License, pursuant to the City of Appleton Zoning Ordinance.
9. If alcohol sales were a previous use in this building, when did the operation cease? Organized months ago.
10. Seating capacity: Inside Outside
11. Operating hours (Inside the building): //an 10pm //on-Sat Operating hours (Outdoor seating areas): //
12. Employees/Staff Number of floor personnel 2 Number of door checkers 2
13. In general, state the size and operational details of the proposed establishment:
 a. Gross <u>floor building area</u> of the premises to be licensed: <u>2000</u> square feet. b. Gross <u>outdoor seating</u> areas of the premises to be licensed: <u>0</u> square feet. c. Below, identify the operational details of the proposed establishment:
The First + second Floor are available for
the consuption of Alachal, the First Floor is
// / / / / / / / / / / / / / / / / / / /
the only area where alcohalis sold, Basement is for storage only
Nani
Signature () Date (

AT-104 (R. 4-18)





Schedule for Appointment of Agent by Corporation / Nonprofit **Organization or Limited Liability Company**

Submit to municipal clerk.

All corporations/organizations or limited liability companies applying for a license to sell fermented malt beverages and/or intoxicating liquor must appoint an agent. The following questions must be answered by the agent. The appointment must be signed by an officer of the corporation/organization or one member/manager of a limited liability company and the recommendation made by the proper local official.
To the governing body of: Town County of Outron County of Outron
The undersigned duly authorized officer/member/manager of Apple to A Soverist + Cigos Co. (Registered Name of Corporation / Organization or Limited Liability Company)
a corporation/organization or limited liability company making application for an alcohol beverage license for a premises known as
ADDICTOR TOUGHT F CIACL (Trade Name)
Appleton Souverit + Cigar Co located at 415 W College Ave Appleton, W1 54911
appoints Worm Kopesley III
appoints Norm Kopesky III 741 Wood Field Rd Neenah, W1 54956 (Home Address of Appointed Agent)
to act for the corporation/organization/limited liability company with full authority and control of the premises and of all business relative to alcohol beverages conducted therein. Is applicant agent presently acting in that capacity or requesting approval for any corporation/organization/limited liability company having or applying for a beer and/or liquor license for any other location in Wisconsin?
Yes No If so, indicate the corporate name(s)/limited liability company(ies) and municipality(ies).
Is applicant agent subject to completion of the responsible beverage server training course? Yes
How long immediately prior to making this application has the applicant agent resided continuously in Wisconsin? 25,75
Place of residence last year 724 Merid Useral 1.1 54956
For: Apple ton Souverint Cias Inc. (Name of Corporation / Organization / Limited Liability Company)
(Name of Corporation / Organization / Limited Liability Company)
By: (Signature of Officer / Member / Manager)
Any person who knowingly provides materially false information in an application for a license may be required to forfeit not more than \$1,000.
ACCEPTANCE BY AGENT
I, Orm Kopesky TII , hereby accept this appointment as agent for the
corporation/organization/limited liability company and assume full responsibility for the conduct of all business relative to alcohol beverages conducted on the premises for the corporation/organization/limited liability company.
M. Ky The Signature of Agent) (Signature of Agent) (Signature of Agent) (Signature of Agent)
M. Ky Tu (Signature of Agent) 741 Wood Field Plenah W 54956 (Home Address of Agent) Date of birth
APPROVAL OF AGENT BY MUNICIPAL AUTHORITY (Clerk cannot sign on behalf of Municipal Official)
I hereby certify that I have checked municipal and state criminal records. To the best of my knowledge, with the available information, the character, record and reputation are satisfactory and I have no objection to the agent appointed.
Approved on by Title
AT 404 (D. 4.49) Wisconsin Department of Revenue

MUNICIPAL USE ONLY

License Number

Application for Cigarette and Tobacco Products Retail License

lobacco Prod	iucts Retail License)			
Submit to r	nunicipal clerk.		Period Covered		
Applicant's Wisconsin 15-di	*	This must be issued in the same Legal Name of the licensee below.	Date of Issuance		
Legal Name (corporation, limit	ed liability company, partnership or sole proprieto	orship)	Federal Employer Identification No. (FEIN)		
	venir & Cigar Inc				
Trade or Business Name (if			Telephone Number		
Business Address (License	Location)	Business Located In	Business Telephone		
415 W Colleg	ge Ave	City Village Tow	n (920) 8308349		
Municipality	State Zip Code	of Apploton	County		
Appleton	WI 54911	of: Appleton	Outagamie		
Mailing Address (if different	than Business Address)	Municipality	State Zip Code		
Organization (check o	ne)				
Sole Proprietor	✓ Wisconsin Corporati	ion – Enter date incorporated: $12/23$	3/2002		
Partnership	Out-of-State Corpor	ation – Are you registered to do business	in Wisconsin? Yes No		
Other (describe)					
Yes No	Does the applicant under distributors, jobbers, or a	erstand that they must purchase cigar subjobbers, who hold a permit with the	ettes and tobacco products only from wisconsin Department of Revenue?		
Yes No					
Yes No 3. Does the applicant understand that they cannot purchase/exchange cigarettes or tobacco products from another retailer, including transferring existing stock to a new owner?					
✓ Yes	 Does the applicant unde by the Wisconsin Depar 	 Does the applicant understand that they must provide employees with tobacco sales training approved by the Wisconsin Department of Health Services? (https://witobaccocheck.org) 			
✓ Yes	5. Does the applicant under products and nicotine products.	Does the applicant understand that they may not sell, give or otherwise provide cigarettes/tobacco products and nicotine products to minors (including electronic cigarettes containing nicotine)?			
✓ Yes ☐ No	6. Does the applicant unde	erstand that they may not sell single ci	garettes?		
7. Does the applicant understand that cigarette and tobacco products invoices must be kept on the licensed premises for two years from the date of the invoice and be available for inspection by the Wisconsin Department of Revenue/law enforcement and that failure to comply can result in criminal penalties, including loss of cigarettes/tobacco products?					
v Yes ☐ No	the Wisconsin Departme	erstand that only cigarettes and roll-your ent of Justice's website labeled "Directo j.state.wi.us/dls/tobacco-directory may	r-own (RYO) tobacco products listed on ory of Certified Tobacco Manufacturers be sold in Wisconsin?		
Cigarettes / Tobacco	will be sold	counter	achine both		
been truthfully answe that the rights and re por-tion of a licensed	red to the best of the knowledge esponsibilities conferred by the premises during inspection will on of this license. Any person we	e of the applicant. Applicant agrees to op license(s), if granted, cannot be assign Il be deemed a refusal to permit inspect who knowingly provides materially false	es that each of the above questions has erate this business according to law and ed to another. Any lack of access to any ion. Such refusal is a misdemeanor and information on this application may be ger of Limited Liability Company / Partner / Individual)		

Applicable Laws and Rules

This document provides statements or interpretations of the following laws and regulations in effect as of September 19, 2019: Sections 134.65, 134.66, 139.321, 139.79, 139.76, 995.10, and 995.12, Wis. Stats.

License Number

MUNICIPAL USE ONLY

Application for Cigarette and Tobacco Products Retail License

Submit to municipal clerk.	Period Covered
Analizanta Missansia 45 digit Calca Tay Assay: Missay	Date of Issuance
Applicant's Wisconsin 15-digit Sales Tax Account Number This must be issued in the same Legal Name of the licensee below.	
Legal Name (corporation, limited liability company, partnership or sole proprietorship)	Federal Employer Identification No. (FEIN)
SK GAS MART LLC	
Trade or Business Name (if different than Legal Name)	Telephone Number
BADGER MOBIL	
Business Address (License Location) Business Located In	Business Telephone
Municipality State Zip Code Municipality State Zip Code City Village Town	County
APPLETON WI SUGIN OF Appleton	- autagamie
Mailing Address (if different than Business Address) Municipality	State ZipCode WI 54915
Organization (check one)	2 5 7
Sole Proprietor Wisconsin Corporation – Enter date incorporated:	107 L
Partnership Out-of-State Corporation – Are you registered to do business in	Wisconsin? Yes No
Other (describe)	
Yes No 1. Does the applicant understand that they must purchase cigarette who hold a permit with the Wisconsin Department of Revenue?	es only from distributors or jobbers
	L. I. Birlin and a state of the
✓ Yes ☐ No Does the applicant understand that they must obtain a Tobacco Prountaxed tobacco products from an out-of-state company? (Tobavailable from the Wisconsin Department of Revenue at 608-26-129, revenue.wi.gov/forms/excise/ctp-129.pdf.) 	acco Products Distributor permit is
Yes No 3. Does the applicant understand that they cannot purchase/excha from another retailer, including transferring existing stock to a ne	
Yes No 4. Does the applicant understand that they must provide employees we by the Wisconsin Department of Health Services? (https://witoba	
Yes No 5. Does the applicant understand that they may not sell, give or ot products and nicotine products to minors (including electronic cig	
Yes No 6. Does the applicant understand that they may not sell single cigar	rettes?
Yes No	d be available for inspection by the
Yes No 8. Does the applicant understand that only cigarettes and roll-your-over the Wisconsin Department of Justice's website labeled "Directory and Brands" at www.doj.state.wi.us/dls/tobacco-directory may be	of Certified Tobacco Manufacturers
Cigarettes / Tobacco will be sold	hine both
READ CAREFULLY BEFORE SIGNING: Under penalty provided by law, the applicant states to been truthfully answered to the best of the knowledge of the applicant. Applicant agrees to operath that the rights and responsibilities conferred by the license(s), if granted, cannot be assigned to	ite this business according to law and
Any lack of access to any portion of a licensed premises during inspection will be deemed a refuse a misdemeanor and grounds for revocation of this license. Any person who knowingly provide application may be required to forfeit not more than \$1,000.	isal to permit inspection. Such refusal es materially false information on this
Sallin Sina	<i>\</i>

(Officer of Corporation / Member / Manager of Limited Liability Company / Partner / Individual)