



AGENDA OF THE PROTECTION AND POLICY COMMITTEE

MONDAY, JANUARY 24, 2022, 5:30 PM
Virtual Meeting. Public may join via Zoom.

A. Zoom Meeting Information.

- I. This item contains information on zoom virtual meeting 1/24/2022 Protection and Policy Meeting

B. Roll Call.

C. Approval of the Agenda.

D. Approval of Minutes.

- I. January 10, 2022

E. Regular Business.

- I. Consideration with possible action on a change of agent for The Automobile Gallery, Inc. at 400 S. Adams St.
2. Consideration with possible action on an application for an available "Class B" Combination license by The Automobile Gallery, Inc. at 419 S. Washington St. with a license premises description as "PAVILION BUILDING, TRUCK GARAGE, STORED IN COOLER IN THE STORAGE AREA (SE CORNER OF BUILD)." (Submitted January 11, 2022).
3. Consideration with possible action on a change of agent for Aldi, Inc. at 1560 Western Ave.
4. Consideration with possible action on a request by The Sardine Can at 128 S. Broadway to extend their licensed premises to their parking lot on June 8, June 29, July 13, July 27, August 10 and August 24 for a block party.
5. Consideration with possible action on an application for a "Class A" Liquor and Class "A" Beer license by Wimiles 2, Inc. at 2590 University with a license premises description as "Beer is sold from the coolers, liquor is stored in an enclosed cabinet (Currently licensed as Pit Row, Inc.)."

6. Consideration with possible action on an application for an available "Class B" Combination license for MJ Hospitality Corporation at 708 Bodart St. with a license premises description as "MAIN BR/ADD STG AREA W/TABLE&STOOLS/HALLWAY/STORAGE/OFFICE/2 BTHRMS/OUTDOOR WALKIN COOLER" (Currently licensed, but current licensee no longer has control over the license premises).

F. Informational.

- I. Liquor Violation Report for January

G. Adjournment.

- 1) THIS MEETING IS RECORDED: THE VIDEO OF THIS MEETING AND MINUTES ARE AVAILABLE ONLINE AT www.greenbaywi.gov
- 2) ACCESSIBILITY: Any person wishing to attend who requires special accommodation because of a disability, should contact the City Safety Manager at 920-448-3125 at least 48 hours before the scheduled meeting time so that arrangements can be made.
- 3) QUORUM: Please take notice that a majority or quorum of the Common Council will attend this Protection and Policy committee meeting and will constitute a meeting of the Common Council for purposes of discussion and information gathering relative to this agenda.
- 4) REPRESENTATION: The party requesting the communication, or their representative, should be present at this meeting.
- 5) FOR ALL LICENSING ISSUES, the Committee may convene in closed session pursuant to §19.85 (1)(b) and/or §19.85 (1)(f) Wis. Stats., for the purpose of considering information with respect to licensing for a person, including financial, social, or personal information. The Committee will thereafter reconvene in open session pursuant to Section 19.85(2), Wis. Stats., to take action on items discussed in closed session, if appropriate, and to consider the remainder of the agenda.

Virtual Meeting Instructions



1/24/2022 Protection and Policy Meeting

Zoom Meeting Information

Join Zoom Meeting

<https://us02web.zoom.us/j/81201390389>

Meeting ID: 812 0139 0389

Passcode: 251418

One tap mobile

+13126266799,,81201390389#,,,,*251418# US (Chicago)

+19292056099,,81201390389#,,,,*251418# US (New York)

Dial by your location

+1 312 626 6799 US (Chicago)

+1 929 205 6099 US (New York)

+1 301 715 8592 US (Washington DC)

+1 346 248 7799 US (Houston)

+1 669 900 6833 US (San Jose)

+1 253 215 8782 US (Tacoma)

Meeting ID: 812 0139 0389

Passcode: 251418

Find your local number: <https://us02web.zoom.us/j/81201390389>

zoom info here!!

Public Comments

If you wish to speak at this public meeting or leave a comment, please fill out the online [Comment Form](#) prior to the meeting.

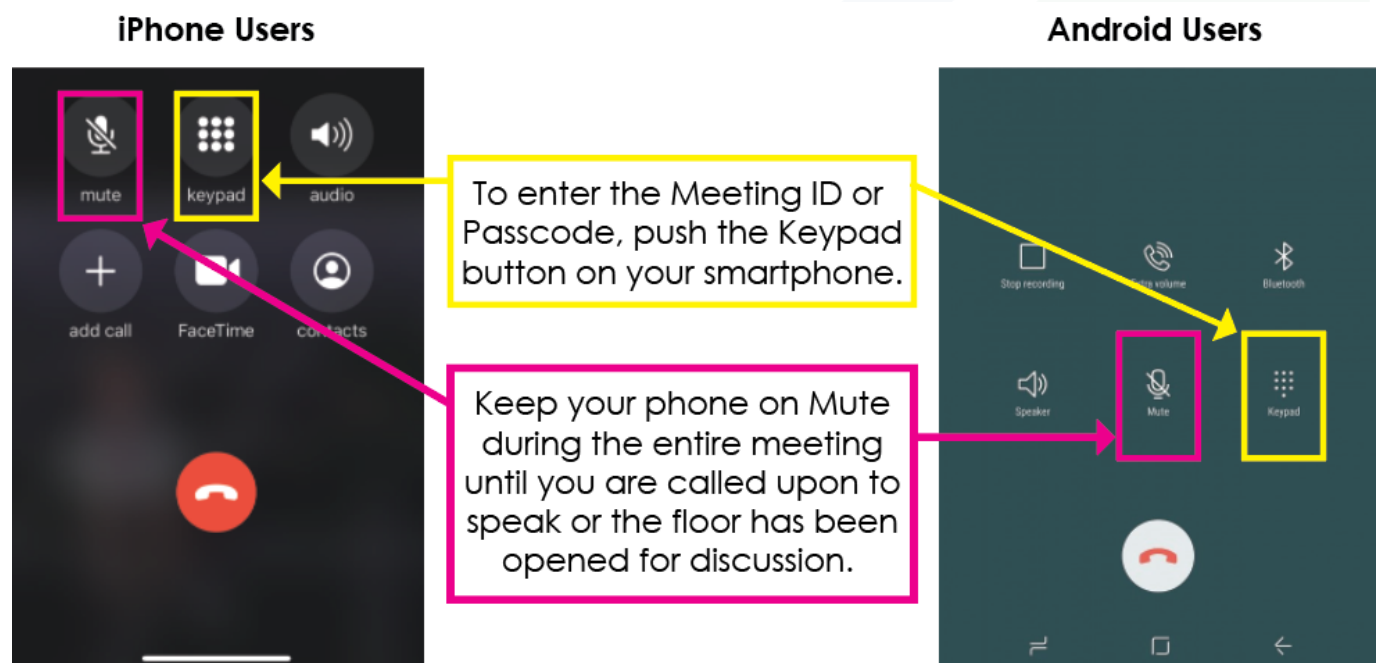
Additional Information

1. Wisconsin Open Meetings Law still applies
 - a. Persons interested in speaking to an item must give their name and address
 - b. Committee/Commission/Board members will still follow *Roberts Rules of Order*
2. Please log into the Zoom meeting 10 minutes before the meeting starts to ensure proper technology is working.
 - a. If you are a Board Member, please log into [CivicClerk](#) with a computer, laptop, or tablet device.
3. Once you are in the meeting please mute yourselves.
 - a. You may unmute yourself when you are called upon to speak.
4. Waiting room
 - a. When you call in, all callers/participants will be placed in a “waiting room.”
 - b. Persons on the agenda will be admitted to the meeting, and then once the item is concluded, the host will permanently mute you from the meeting (you can still hear the meeting).
5. Using Zoom with a tablet or computer
 - a. Tablet - Download the app either with the Apple Store or the Play Store
 - b. Computer - You may download the app or click on the link to open Zoom in your web browser.
6. Registering
 - a. The host may ask you to register for the meeting. A registration link will be sent to you along with the invite. You'll receive another email confirming that you're registered for the meeting.
 - b. If you're using a phone, your registration will still be tied to an email.
7. Raising your hand
 - a. Committee members—you can either use CivicClerk and request to speak or you can “raise your hand” in the zoom meeting (you'd need to use a computer or tablet) to let the host know you'd like to speak. You can also un-mute yourselves and start speaking.
 - b. Persons on the agenda—you can “raise your hand” but you'd need to use a computer. You will be allowed to speak, per Wisconsin Open Meetings Rules, once the committee has “opened the floor for interested parties to speak.” Once the committee is finished with your agenda item, the host will mute you permanently, unless the committee opens the floor again.
8. What devices should I use?
 - a. Smart phone (please see more detailed instructions on page 3)
 - b. Land line
 - c. Tablet—well in advance of the meeting, please download the Zoom Meeting app before you join a meeting by using either the Apple Store or the Play Store. You will be asked to input your name, thus identifying you for the meeting. You may also be asked to verify your email.
 - d. Computer—well in advance of the meeting, please download the Zoom Meeting app, but you can also click on a link to open the Zoom Meeting in your browser. You will be asked to input your name, thus identifying you for the meeting.
 - e. For tablet and computer users—if you download the app you may be asked to verify your email.

9. Zoom etiquette
 - a. Muting yourselves when you're not talking will prevent your background noise from interfering with others' ability to listen to and participate in the meeting.
 - b. If you're using a telephone, please identify yourself with your phone number and name before you speak. Zoom meeting hosts can see only your telephone number and will ask you to identify yourselves.
10. Closed session
 - a. Persons in the Zoom meeting will be put into a waiting room while the committee meets in Closed Session. Participants will be admitted back into the Zoom meeting once the committee reconvenes in Open Session.
 - b. Persons watching a Common Council meeting live on YouTube will see a gray screen with the City logo during closed session.
11. Persons interested in attending anonymously or listening to the meeting may call in by dialing *67 followed by the phone number above.

Calling into the Zoom meeting using a smartphone

1. Dial the phone number listed at the beginning of this document.
2. When prompted, enter the Meeting ID number followed by #
3. Once you are in the meeting, notify the meeting host that you are in and state your name.
4. If you do not need to talk, please make sure your phone is on **Mute**
 - a. If you're using a smartphone, look at your screen and click the Mute button





Report to the
Protection and Policy Committee
of the City of Green Bay

MEETING DATE

January 24, 2022

PREPARED BY

AGENDA ITEM # E.1

Consideration with possible action on a change of agent for The Automobile Gallery, Inc. at 400 S. Adams St.

BACKGROUND

RECOMMENDATION

FISCAL IMPACT

ATTACHMENTS

1. scan0115
2. sharpscans@greenbaywi.gov_20220104_094525



Report to the
Protection and Policy Committee
of the City of Green Bay

MEETING DATE

January 24, 2022

PREPARED BY

AGENDA ITEM # E.2

Consideration with possible action on an application for an available "Class B" Combination license by The Automobile Gallery, Inc. at 419 S. Washington St. with a license premises description as "PAVILION BUILDING, TRUCK GARAGE, STORED IN COOLER IN THE STORAGE AREA (SE CORNER OF BUILD)." (Submitted January 11, 2022).

BACKGROUND

RECOMMENDATION

FISCAL IMPACT

ATTACHMENTS

1. 419swashingtonst
2. REVISED PAGE I
3. LICENSE STIPULATION.AYRESS.503 419 S WASHINGTON



Report to the
Protection and Policy Committee
of the City of Green Bay

MEETING DATE

January 24, 2022

PREPARED BY

AGENDA ITEM # E.3

Consideration with possible action on a change of agent for Aldi, Inc. at 1560 Western Ave.

BACKGROUND

RECOMMENDATION

FISCAL IMPACT

ATTACHMENTS

- I. COA 1560 WESTERN



Report to the
Protection and Policy Committee
of the City of Green Bay

MEETING DATE

January 24, 2022

PREPARED BY

AGENDA ITEM # E.4

Consideration with possible action on a request by The Sardine Can at 128 S. Broadway to extend their licensed premises to their parking lot on June 8, June 29, July 13, July 27, August 10 and August 24 for a block party.

BACKGROUND

RECOMMENDATION

FISCAL IMPACT

ATTACHMENTS

1. 2022 Block Party Application Letter
2. Block Party Map 2022



Report to the
Protection and Policy Committee
of the City of Green Bay

MEETING DATE

January 24, 2022

PREPARED BY

AGENDA ITEM # E.5

Consideration with possible action on an application for a "Class A" Liquor and Class "A" Beer license by Wimiles 2, Inc. at 2590 University with a license premises description as "Beer is sold from the coolers, liquor is stored in an enclosed cabinet (Currently licensed as Pit Row, Inc.).

BACKGROUND

RECOMMENDATION

FISCAL IMPACT

ATTACHMENTS

1. sharpscaans@greenbaywi.gov_20211228_092130
2. CLASS A LICENSE STIPULATION.MERRILLJ.372 2590 UNIVERSITY



Report to the
Protection and Policy Committee
of the City of Green Bay

MEETING DATE

January 24, 2022

PREPARED BY

AGENDA ITEM # E.6

Consideration with possible action on an application for an available "Class B" Combination license for MJ Hospitality Corporation at 708 Bodart St. with a license premises description as "MAIN BR/ADD STG AREA W/TABLE&STOOLS/HALLWAY/STORAGE/OFFICE/2 BTHRMS/OUTDOOR WALKIN COOLER"
(Currently licensed, but current licensee no longer has control over the license premises).

BACKGROUND

RECOMMENDATION

FISCAL IMPACT

ATTACHMENTS

1. sharpscans@greenbaywi.gov_20211228_154748
2. olde main moratorium 10-23-07
3. STIPULATION AGREEMENT.CARLSONC.374-708BODARTST

RESOLUTION LIMITING THE NUMBER
OF LICENSED ESTABLISHMENTS IN THE
OLDE MAIN STREET BUSINESS IMPROVEMENT DISTRICT

October 23, 2007

BY THE COMMON COUNCIL OF THE CITY OF GREEN BAY:

WHEREAS, the Common Council is concerned with the present high concentration of Class "B" liquor license establishments in the Olde Main Street Business Improvement District, which can impair the public peace, safety, welfare, and order in this area; and

WHEREAS, pursuant to the powers reserved under Ch. 125 Wis. Stats., the Common Council wishes to limit the number of Class "B" Beer and Class "B" Combination Liquor Licenses, issued to establishments in and around the area of the Olde Main Street Business Improvement District; and

WHEREAS, it is the intent of this resolution to allow present Class "B" liquor license establishments to sell, maintain, renew or transfer their licenses within such area.

NOW, THEREFORE, BE IT RESOLVED:

1. Limitation Area. Any property within the following-described area:

All of Lots 154 through 162, Lots 169 through 191, Lots 193 through 231, Lots 262 through 294, Lots 301 through 322, Lot 402, Lots 420 through 422, Lots 435 through 438, Plat of Navarino. Also, all of the Certified Survey Map recorded in Volume 7, Page 287, being part of Lot 205, Plat of Navarino. Also, all of the Certified Survey Map recorded in Volume 12, Page 197, Brown County Records, being part of Lot 180, Plat of Navarino. Also, all of the Certified Survey Map recorded in Volume 25, Page 180, Brown County Records, being part of Lots 169 and 170, Plat of Navarino. Also, all of Lots 1 through 5, Subdivision of Lots 192, 434, and the north 2 feet of Plat of Navarino. Also, all of Lots 68 through 152 and the tract of land described in Volume 145, Page 405, Brown County Records, Whitney's Addition to Navarino. Also, all of Lots 1 through 8, Lots 99 through 105, Lots 108 through 114, Lots 143 through 150, Plat of Oak Grove. Also, that part of Private Claim 2, east side of Fox River, lying within the area formerly known as Lots 295 through 300, Plat of Navarino. Also, that part of the Plat of Navarino, Whitney's Addition to the Plat of Navarino and the Plat of Oak Grove as described in Jacket 4589, Image 26, being part of the former Chicago, Milwaukee, St. Paul and Pacific Railroad Company so called alley track and Cedar Street Spur. Also, that part of any vacated street or alley right-of-way

adjacent to the lands described above located in said Plat of Navarino, Subdivision of Lots 192, 434, and the north 2 feet of Plat of Navarino, Whitney's Addition to Navarino, and Private Claim 2, east side of Fox River. All located in the City of Green Bay, Brown County, Wisconsin. Excepting the south 130 feet of said Lot 402, Plat of Navarino. Also, excepting the south 125 feet of the east 46 feet of said Lot 422, Plat of Navarino (see attached map).

2. Prohibition. The Common Council shall not authorize the issuance of any new or transfer Class "B" Beer License or Class "B" Combination Liquor License within the limitation area, except restaurants, as defined in paragraph 4 hereof.

3. Exceptions.

- a. This subsection shall not prohibit the renewal of a Class "B" Beer or Class "B" Combination Liquor License for an existing premises in the limitation area.

- b. This subsection shall not prohibit the issuance of a Class "B" Beer or Class "B" Combination Liquor License for a previously licensed premises provided that such application is made within 60 days of any of the following:

- i. Surrender by the prior licensee of the license issued for that premises; or
- ii. Termination of the prior licensee's lease for the premises; or
- iii. Revocation of the prior license, for cause.

If application under this subsection is sought after 60 days, the owner of the previously licensed premises may apply to the Protection and Welfare Committee for an extension of the application time on the basis that application of the moratorium would have a substantial adverse effect on the owner's ability to use or enjoy the property. The party requesting the extension must demonstrate this effect by clear, satisfactory and convincing evidence.

- c. All applications and renewals shall be subject to review as provided by Ch. 125, Wis. Stats.

4. Prohibition Not to Apply to Restaurants.

- a. This resolution shall not prohibit the issuance of a Class "B" Beer or Class "B" Combination Liquor License to the operator of a restaurant, where the principal business conducted is that of a restaurant, as defined in Ch. 125, Wis. Stats. If the premises are operated under a Class "B" Beer or Class "B" Combination Liquor License, the principal business conducted is presumed to be the sale of alcohol beverages, but the presumption may be rebutted by competent evidence.
- b. A restaurant licensee operating within the limitation area which fails to maintain a principal business of operating a restaurant at any time later than 60 days after the granting of a Class "B" Beer or Class "B" Combination Liquor License shall be in violation of this subsection and its Class "B" Beer or Class "B" Combination Liquor License shall be subject to revocation.
- c. "Principal business" means the primary activity as determined by analyzing the amount of capital, labor, time, attention and floor space devoted to each business activity, and by analyzing the sources of net income and gross income. The name, appearance and advertisement of the entity may also be taken into consideration in determining "principal business."

Adopted 10/23/07

Approved 10/24/07

Mayor

Clerk

bc

Attachment - Map



Old Main Street Business Improvement District



 BID Boundary

500 0 500 Feet

Map produced by the
Green Bay/Brown County Planning Department
Printed: November 17, 1998



Report to the
Protection and Policy Committee
of the City of Green Bay

MEETING DATE

January 24, 2022

PREPARED BY

Jennifer Lueskow, Clerk

AGENDA ITEM # F.I

Liquor Violation Report for January

BACKGROUND

RECOMMENDATION

FISCAL IMPACT

ATTACHMENTS

1. Report January 24 2022
2. 21LiqVio

CITY OF GREEN BAY POLICE DEPARTMENT

TO: PROTECTION AND POLICY COMMITTEE

FROM: COMMUNITY POLICING

DATE: January 24, 2022

From January 10, 2022, to January 24, 2022, there have been no liquor violations, no DA referrals, no ordinance violations and no property referrals.

Sincerely,

**LT. STEVE MAHONEY & LT. NATE ALLEN
DISTRICT POLICING**

sp

2021 LIQUOR VIOLATIONS

Subject's Name	Tavern Name And Address	Date/Type Violation	Status of Case
Jonathon R. Maus 21-211525 W2021-706-018	TNT Sports Bar & Grill 2511 W. Mason St.	3/8/21 Disorderly Conduct	Issued Written Warning
Troy M. Piontek 21-211525 W2021-706-020	TNT Sports Bar & Grill 2511 W. Mason St.	3/8/21 Disorderly Conduct	Issued Written Warning
Conrado (NMI) Lopez-Mendez 2126881555701	Club 920 1583 Main St.	11/6/21 Sale of Alcohol without a License	Court Date: 1/20/22
Conrado (NMI) Lopez-Mendez 2126882155701	Club 920 1583 Main St.	11/27/21 Sale of Alcohol without a License	Court Date: 1/20/22
Dakota A. D. Dickinson 2126643270201	XS Bar 1106 Main St.	11/23/21 Disorderly Conduct	Court Date: 1/11/22; Guilty by Default, \$376
Jacob W. Harrison 2126643252604	XS Bar 1106 Main St.	11/23/21 Disorderly Conduct	Court Date: 1/11/22; Guilty by Default, \$376
Randall J. Karlin, Jr. 2126643252605	XS Bar 1106 Main St.	11/23/21 Disorderly Conduct	Court Date: 1/11/22; Pre-trial 1/19/22
Conrado (NMI) Lopez-Mendez	Club 9Twenty 1583 Main St.	12/6/21 Sale of Alcohol without a License	Court Date: 1/20/22