



AGENDA OF THE PROTECTION AND POLICY COMMITTEE

MONDAY, NOVEMBER 14, 2022, 5:30 PM

**In person at City Hall Room 207. Virtual attendance also available
via Zoom.**

A. Zoom Meeting Information.

- I. This item contains a document providing virtual meeting instruction and the comment form link.

B. Roll Call.

C. Approval of the Agenda.

D. Approval of Minutes.

- I. Approval of the minutes from the October 24, 2022 Protection & Policy Committee Meeting.

E. Regular Business.

- I. Consideration with possible action on a change of agent to Steve W. Willis for Kwik Trip, Inc. (Kwik Trip 1051) at 3525 Humboldt Rd.
2. Consideration with possible action on an application for a Class "A" Beer license by RAKHRA Convenience LLC at 610 E. Walnut St. with a license premises description as "coolers, backroom," with the approval of the proper authorities (Currently licensed as Singhts C Store 3, LLC).
3. Consideration with possible action on an application for an available "Class B" Liquor & Class "B" Beer Combination license for R and D Restaurant Holdings LLC at 115 N Adams St. with a license premises description as "2500 sq ft, approx 1200 sq ft of bar and dining room, 1000 sq ft of storage and kitchen and 3000 sq ft of garage space," with the approval of the proper authorities.

4. Consideration with possible action on a "Class B" Liquor & Class "B" Beer license for Estilo Tijuana LLC at 1911 University Ave. with a license premises deion as "bar, kitchen, basement," with the approval of the proper authorites (Currently licensed as KLC SMC LLC).
5. Consideration with possible action on an available "Class B" liquor and Class "B" Beer liquor license for Footbowl, LLC at 301 N Washington St. with a license premises description as "large open rooms, bar in center of building," with the approval of the proper authorities (requires 2/3 vote from Council as within 300' of a church).

F. Informational.

1. The Liquor Violation Report.
2. The Clerk's Office Licensing Report.

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



Protection & Policy Committee Meeting 11/14/2022

Zoom Meeting Information

Join Zoom Meeting

<https://us02web.zoom.us/j/89935736849>

Meeting ID: 899 3573 6849

Passcode: 607415

One tap mobile

+13092053325,,89935736849#,,, *607415# US

+13126266799,,89935736849#,,, *607415# US (Chicago)

Dial by your location

+1 309 205 3325 US

+1 312 626 6799 US (Chicago)

+1 646 931 3860 US

+1 929 205 6099 US (New York)

+1 301 715 8592 US (Washington DC)

+1 346 248 7799 US (Houston)

+1 360 209 5623 US

+1 386 347 5053 US

+1 507 473 4847 US

+1 564 217 2000 US

+1 669 444 9171 US

+1 669 900 6833 US (San Jose)

+1 689 278 1000 US

+1 719 359 4580 US

+1 253 215 8782 US (Tacoma)

Meeting ID: 899 3573 6849

Passcode: 607415

Find your local number: <https://us02web.zoom.us/j/kcB9SIT9ig>

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 state their name and address for the minutes.
 - b. Committee/Commission/Board members will still follow *Roberts Rules of Order Newly Revised 12th edition*.
2. Please log into the Zoom meeting at least 10 minutes before the meeting begins to ensure a proper connection and that your 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 yourself.
 - a. You may unmute yourself when you are called upon to speak.
4. Waiting room
 - a. When you call in or connect via web or Zoom app, you will be placed in a "waiting room."
 - b. The meeting host will then admit you to the meeting, and mute you upon entrance (you will still be able to hear and or otherwise observe the meeting).
5. 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 be tied to an email.
6. Raising your hand
 - a. Committee/Commission/Board members—you can either use CivicClerk and request to speak or you can also utilize the "raise your hand" tool in the Zoom platform (you'd need to use a computer or tablet) to let the host know you would like to speak. You can also un-mute yourself and start speaking.
 - b. Persons with items on the agenda or other interested parties —you can also utilize the "raise your hand" tool on the Zoom platform via computer or mobile device. You will be allowed to speak once the committee, commission, or board has moved to "open the floor for interested parties to speak." Once discussion on your agenda item has concluded, the host will mute you, unless the committee opens the floor again.
7. What devices should I use?
 - a. Smart phone (please see more detailed instructions on page 3)
 - b. Land line
 - c. Tablet—in advance of the meeting, please download the Zoom Meeting app by using either the Apple Store or the Play Store. You will be asked to input your name, to identify you for the meeting.
 - d. Computer—you can access the meeting through a web browser by clicking on the meeting link, or through the Zoom Meeting app. If using the app, please download it in advance of the meeting. You will be asked to input your name, to identify yourself for the meeting.
 - e. For tablet and computer users—if you download the app you may be asked to verify your email.

8. Zoom etiquette
 - a. Muting yourself when you're not speaking 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 state your name and address before you speak. Zoom meeting hosts can see only your telephone number and will ask you to identify yourself.
9. Closed session
 - a. Persons in the Zoom meeting will be put into a waiting room while the committee/commission/board 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.
10. Persons interested in attending anonymously or listening to the meeting may call in by dialing *67 followed by the phone number in the Zoom Meeting Information box.

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 wish to speak, 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

November 14, 2022

PREPARED BY

AGENDA ITEM # E.1

Consideration with possible action on a change of agent to Steve W. Willis for Kwik Trip, Inc. (Kwik Trip 1051) at 3525 Humboldt Rd.

BACKGROUND

RECOMMENDATION

FISCAL IMPACT

ATTACHMENTS

- I. CHANGE OF AGENT AT 3525 HUMBOLDT RD



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

MEETING DATE

November 14, 2022

PREPARED BY

AGENDA ITEM # E.2

Consideration with possible action on an application for a Class "A" Beer license by RAKHRA Convenience LLC at 610 E. Walnut St. with a license premises description as "coolers, backroom," with the approval of the proper authorities (Currently licensed as Singhts C Store 3, LLC).

BACKGROUND

RECOMMENDATION

FISCAL IMPACT

ATTACHMENTS

1. lease
2. application_org 10.12.2022



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

MEETING DATE

November 14, 2022

PREPARED BY

AGENDA ITEM # E.3

Consideration with possible action on an application for an available "Class B" Liquor & Class "B" Beer Combination license for R and D Restaurant Holdings LLC at 115 N Adams St. with a license premises description as "2500 sq ft, approx 1200 sq ft of bar and dining room, 1000 sq ft of storage and kitchen and 3000 sq ft of garage space," with the approval of the proper authorities.

BACKGROUND

RECOMMENDATION

FISCAL IMPACT

ATTACHMENTS

1. 115 N ADAMS BUSINESS SECURITY PLAN
2. 115 N ADAMS ORG APPLICATION
3. 115 N ADAMS ST CHECKLIST
4. 115 N ADAMS SELLERS PERMIT
5. 115 N ADAMS ST AUX FORM
6. 115 N ADAMS OPEN DATA SHEET
7. Executed Amendment to Lease Agreement
8. Lease Agreement Green Genes Real Estate LLC (115 N. Adams Street Green Bay WI) - HDZ Redline
9. FLOOR PLAN
10. CLASS B LINCENSE STIPULATION.STROJNYM.378-1911 university
11. Downtown Moratorium 2-16-98

RESOLUTION LIMITING THE NUMBER OF
LICENSED ESTABLISHMENTS IN AND AROUND
THE 200 BLOCK OF NORTH WASHINGTON STREET

Green Bay, Wisconsin
February 16, 1998

BY THE COMMON COUNCIL OF THE CITY OF GREEN BAY:

WHEREAS, the Common Council of the City of Green Bay is concerned with the present high concentration of licensed establishments in and around the area of the 200 block of North Washington Street. The high concentration of these establishments in this area has impaired the public peace, safety, welfare, and order; and

WHEREAS, there are currently seven establishments which hold a Class "B" Fermented Malt Beverage or Class "B" Combination Liquor License. The names and addresses of said establishments are:

Candlestick Lounge	119 North Adams St.
C Street	312 Cherry St.
Confetti's Club	217 East Walnut St.
Oasis	201 North Washington St.
Brewbaker's Pub	209 North Washington St.
Sowerby's Public House	217 North Washington St.
Maloney's Pub	219-221-223-225 North Washington St.

WHEREAS, pursuant to the powers reserved under Ch. 125 Wis. Stats., the Common Council wishes to limit the number of Class "B" Fermented Malt Beverage and Class "B" Combination Liquor Licenses, issued to establishments in and around the area of the 200 block of North Washington Street; and

WHEREAS, it is the intent of this resolution to allow present Class "B" Fermented Malt Beverage and Class "B" Combination Liquor Licenses 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:
 - a. North Boundary: The center line of Pine Street;
 - b. East Boundary: The center line of Monroe Avenue;
 - c. South Boundary. The center line of East Walnut Street.
 - d. West Boundary: The east shore of the Fox River.

RESOLUTION LIMITING THE NUMBER OF
LICENSED ESTABLISHMENTS IN AND AROUND
THE 200 BLOCK OF NORTH WASHINGTON STREET

Page 2

2. Prohibition. The Common Council shall not authorize the issuance of any new or transfer Class "B" Fermented Malt Beverage 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" Fermented Malt Beverage or Class "B" Combination License for an existing premises in the limitation area.
- b. This subsection shall not prohibit the issuance of a Class "B" Fermented Malt Beverage 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.

19a

RESOLUTION LIMITING THE NUMBER OF
LICENSED ESTABLISHMENTS IN AND AROUND
THE 200 BLOCK OF NORTH WASHINGTON STREET
Page 3

4. Prohibition Not to Apply to Restaurants.

- a. This resolution shall not prohibit the issuance of a Class "B" Fermented Malt Beverage 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" Fermented Malt Beverage 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" Fermented Malt Beverage or Class "B" Combination Liquor License shall be in violation of this subsection and its Class "B" Fermented Malt Beverage 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 _____

Approved _____

Mayor

Clerk

LMS:bc

196.
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Report to the
Protection and Policy Committee
of the City of Green Bay

MEETING DATE

November 14, 2022

PREPARED BY

AGENDA ITEM # E.5

Consideration with possible action on an available "Class B" liquor and Class "B" Beer liquor license for Footbowl, LLC at 301 N Washington St. with a license premises description as "large open rooms, bar in center of building," with the approval of the proper authorities (requires 2/3 vote from Council as within 300' of a church).

BACKGROUND

RECOMMENDATION

FISCAL IMPACT

ATTACHMENTS

1. 1st ^0 Bowl - Watermark Building - Term Sheet Signed
2. Auxillary Questionnaire - Bryan MacKenzie
3. Footbowl LLC - Statement of Intent
4. Footbowl LLC AT-104 Schedule for Appointment of Agent by Corporation_Nonprofit Organizaiton or Limited Liability Company-April 2019 (fillable)
5. Liquor License Application - Footbowl LLC Corrected
6. PDF_certificate
7. Security Plan
8. sellers permit
9. STIPULATION AGREEMENT.CARLSONC.374
10. Tim ID
11. Washington 2
12. Appointment-of-Agent-Application-PDF - Tim
13. 300'

Jaime Fuge

From: Jon LeRoy
Sent: Tuesday, September 13, 2022 2:42 PM
To: Paul Van Calster
Cc: Jaime Fuge
Subject: RE: 301 N Washington

Update: Got in touch with the property owners, the church is within 300 feet.

From: Jon LeRoy
Sent: Tuesday, September 13, 2022 2:17 PM
To: Paul Van Calster <Paul.VanCalster@greenbaywi.gov>
Cc: Jaime Fuge <Jaime.Fuge@greenbaywi.gov>
Subject: RE: 301 N Washington

Good Afternoon

The parcel is within 300 feet of the condo property that holds Spring Lake Church. I've reached out to Base Companies to inquire where the physical location of the church is within the condominium parcel if that is needed. If the church is on the eastern part of the building, there's a decent shot it is more than 300 feet away.

Jon

From: Paul Van Calster
Sent: Monday, September 12, 2022 7:44 AM
To: Jon LeRoy <Jon.LeRoy@greenbaywi.gov>
Cc: Jaime Fuge <Jaime.Fuge@greenbaywi.gov>
Subject: RE: 301 N Washington

Good Morning Jon,

Please responds to Jaime's request.

Thanks,

Paul

Paul Van Calster, P.E.
Chief Building Official

City of Green Bay
Department of Community and Economic Development
100 N. Jefferson St., Room 608
Green Bay, Wisconsin 54301
Office 920-448-3299
Fax 920-448-3426
paulvc@greenbaywi.gov



From: Jaime Fuge
Sent: Friday, September 9, 2022 2:05 PM
To: Paul Van Calster <Paul.VanCalster@greenbaywi.gov>
Subject: 301 N Washington

Hi Paul,

Is this address 300' from a church? I know there is a church in the old APAC building.

Jaime Fuge
Green Bay Deputy Clerk



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

MEETING DATE

November 14, 2022

PREPARED BY

AGENDA ITEM # F.1

The Liquor Violation Report.

BACKGROUND

RECOMMENDATION

FISCAL IMPACT

ATTACHMENTS

1. 22LiqVio
2. Report November 14 2022

2022 LIQUOR VIOLATIONS

[illegible]

CITY OF GREEN BAY POLICE DEPARTMENT

TO: PROTECTION AND POLICY COMMITTEE

FROM: COMMUNITY POLICING

DATE: November 14, 2022

From October 24, 2022, to November 14, 2022, there have been no liquor violations, no DA referrals, no ordinance violations and 1 property referral.

Sincerely,

**LT. STEVE MAHONEY
DISTRICT POLICING**

sp



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

MEETING DATE

November 14, 2022

PREPARED BY

AGENDA ITEM # F.2

The Clerk's Office Licensing Report.

BACKGROUND

RECOMMENDATION

FISCAL IMPACT

ATTACHMENTS

- I. 11.09.22 CLERK'S OFFICE LIQUOR LICENSING REPORT

**Licenses Granted By Common Council, but not yet
Issued as of (11/9/2022):**

COMPANY NAME	TRADE NAME	ADDRESS	TYPE	APPROVER	LICENSE GRANTED
COLE J DUCTAN	BAY AREA BURGER CO	126 S BROADWAY	"Class B" Liquor & Class "B" Beer License	Inspections	5/3/2022 (Council Granted Extension on 9-20-2022 to anticipated opening date end of November).
Confetti's, Inc. (Renewal)	Confetti's	217 E. Walnut St.	"Class B" Liquor & Class "B" Beer License	Inspections	License Start Date of 7/1/2022
Mai See Vue	The Egg Roll Food Truck Group	114 S. Broadway	"Class B" Liquor & Class "B" Beer License	Inspections	8/2/2022 (extension granted by Council on 11/1 for new anticipated opening date of mid-November)
Taqueria Maldonado's Main Street LLC (Renewal)	The Razz by Maldonado's	400 Schoen St.	"Class B" Liquor & Class "B" Beer License	Inspections	License Start Date of 7/1/2022 (Council Granted Extension on 9-20-2022 to anticipated opening date end of November).
1001 Club, LLC	1001 Club	1001 Main St.	"Class B" Liquor & Class "B" Beer License	Inspections	Granted 9/20/2022 with waiver in 60-day opening requirement (anticipated opening Nov. 30)
Catering With Taste, Inc.	Catering With Taste	618 Gray St.	"Class B" Liquor & Class "B" Beer License	Inspections	Granted 9/20/2022

Summary of Licenses Granted and Issued for Available Liquor Licenses:

The City of Green Bay has a quota of 172 Class B Combination Liquor and Beer licenses under state law.

The City of Green Bay issued 164 of the 172 available Class B Combination Liquor and Beer licenses.

The City granted 6 licenses that have not yet been issued (see page 1). The Clerk's Office has two pending applications for the available liquor licenses.

The Clerk's Office cannot take any more applications for available liquor licenses at this time.

The City of Green Bay set forth by resolution that available liquor licenses are considered to those who apply with fully completed applications and first in time.

Liquor License Checklist:

(<https://greenbaywi.gov/264/Liquor-Sales---New-Establishments>)

The Clerk's Office shall only accept the number of applications that we have available licenses.

Summary of Licenses Granted and Issued for Reserve Liquor Licenses:

The City of Green Bay has a quota of 23 Class B Combination Liquor and Beer Reserve licenses under state law.

The City of Green Bay has 1 Class B Combination Liquor and Beer Reserve issued.

The difference between a Reserve and available liquor license is that a reserve is at a cost of a one-time non-refundable \$10,000 issuance fee (plus license fee). The license shall not be transferred or surrendered.