



License Committee

Regular Meeting

335 South Broadway
De Pere, WI 54115
<https://www.deperewi.gov/>

Agenda

Wednesday, February 17, 2021

7:00 PM

Pursuant to Wisconsin Statutes 19.84, Notice is hereby given to the public that a meeting of the **License Committee** of the City of De Pere will be held on **February 17, 2021 at 7:00 PM.**

Due to the current public health emergency, the meeting will be held electronically and the public may attend this meeting electronically or telephonically by accessing either:

Please join my meeting from your computer, tablet or smartphone.

<https://www.gotomeet.me/DePere>

You can also dial in using your phone.

United States (Toll Free): [1 866 899 4679](tel:18668994679)

United States: [+1 \(312\) 757-3117](tel:+13127573117)

Access Code: 154-883-285

THIS MEETING WILL NOT BE HELD IN PERSON.

Call to Order

1. Roll Call
2. Approval of the minutes of the February 2, 2021 License Committee meeting.
3. Application for Class "A" Fermented Malt Beverage License and "Class A" Intoxicating Liquor License for Krist Oil Company (DBA Krist Food Mart #92), 1218 Grant St. Submitted by Krist Oil Company; Agent Mark Thiede Neenah, WI.*
4. Future agenda items.
5. Adjournment.

Respectfully Submitted,

Ann Ledvina

Any person wishing to attend this meeting who, because of disability, requires special accommodations should contact the Clerk's office at 339-4050 by Noon, the previous day so that arrangements can be made.

***Items with an asterisk require City Council approval.**

Agenda Sent To:

Alderspersons

City Administrator

Mayor

Department Heads
TV, Newspapers & Radio Stations
Kress Family Library
De Pere Chamber of Commerce
Mark Thiede



City of De Pere, Wisconsin

Request For License Committee Action

MEETING DATE: February 17, 2021

DEPARTMENT: City Clerk

FROM: Ann Ledvina

SUBJECT: Approval of the minutes of the February 2, 2021 License Committee meeting.

ATTACHMENTS:

- 2-2-21 License Committee Minutes_Draft (DOC)



License Committee

Regular Meeting

335 South Broadway
De Pere, WI 54115
<https://www.deperewi.gov/>

Draft Minutes

Tuesday, February 2, 2021

7:00 PM

1. Call to Order. The meeting was called to order at 7:00 PM by Alderperson Dan Carpenter.

Attendee Name	Title	Status	Arrived
Dan Carpenter	Alderperson	Present	
Mike Eserkaln	Alderperson	Present	
Shana Defnet Ledvina	Alderperson	Present	

Also present: City Attorney Judy Schmidt-Lehman and City Clerk Carey Danen.

2. Approval of the Minutes of the November 17, 2020 License Committee meeting.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Dan Carpenter, Alderperson
SECONDER:	Mike Eserkaln, Alderperson
AYES:	Dan Carpenter, Mike Eserkaln, Shana Defnet Ledvina

3. Application for Class "B" Fermented Malt Beverage and "Class B" Intoxicating Liquor License for Jeff L. Labombarb, O.T.R. Pub, 413 Main Ave. Submitted by Jeff L. Labombarb, Green Bay, WI.*

Police Chief Derek Beiderwieden reviewed the police department calls for service to this address since 2018 and noted:

- Recent violations of allowing underage individuals on licensed premises, underage drinking/consumption violations, false identification violations, obstructing police, a weapons call, battery and disorderly conduct;
- This location is widely known to be a popular establishment for underage high school and college students; and
- Up to 150 citations have been issued in the last three years to patrons and staff at this address.

The Chief noted that in order to maintain public peace and order in and around this neighborhood, his recommendation is that the application for a new liquor license at this premises be denied because problems like those noted above create issues for the surrounding area, not just the licensed establishment. Other businesses and residential spaces located near this establishment are all negatively affected by the illegal activity. City Clerk Carey Danen provided the following information on the history of license turnover at this location:

- Most recently licensed to Crystal Jenss as an individual beginning in June of 2020
- Juan Aviles applied for the license as an individual in February of 2020 but was denied;

- Ronald Evans, Reptile Rail Entertainment LLC, held the license from February 2017 – June 2020;
- Steve Peterson, Next Level Entertainment LLC, held the license for the 2016-2017 licensing period

Alderson Carpenter moved, seconded by Alderson Ledvina to open the meeting. Upon vote, motion carried unanimously. The applicant addressed the Committee and answered questions. The applicant indicated that he would hire bouncers in addition to those stationed at the doors to roam the interior to catch underage persons. Alderson Carpenter pointed out that the proposed plan does not address keeping underage persons out at the door. Alderson Carpenter moved, seconded by Alderson Ledvina to close the meeting. Upon vote, motion carried unanimously.

Alderson Carpenter moved, seconded by Alderson Eserkaln to recommend to the Common Council that the application be denied based upon the Police Chief's recommendation, which cited a history of calls for service, law violations, liquor license turnover at the establishment, and adverse effect on the community.

RESULT:	DENIED [UNANIMOUS]
MOVER:	Dan Carpenter, Alderson
SECONDER:	Mike Eserkaln, Alderson
AYES:	Dan Carpenter, Mike Eserkaln, Shana Defnet Ledvina

4. Future Agenda Items
None.

5. Adjournment.

Alderson Carpenter moved, seconded by Alderson Eserkaln to adjourn the meeting at 7:16 PM. Upon vote, motion carried unanimously.

Respectfully submitted,
Carey Danen, City Clerk



City of De Pere, Wisconsin

Request For License Committee Action

MEETING DATE: February 17, 2021

DEPARTMENT: City Clerk

FROM: Carey Danen

SUBJECT: Application for Class "A" Fermented Malt Beverage License and "Class A" Intoxicating Liquor License for Krist Oil Company (DBA Krist Food Mart #92), 1218 Grant St. Submitted by Krist Oil Company; Agent Mark Thiede Neenah, WI.*

ATTACHMENTS:

- Krist Alcohol Beverage Retail Lic. App 2.17.21 (PDF)

Original Alcohol Beverage Retail License Application

(Submit to municipal clerk.)

For the license period beginning: 07/01/2020 ending: 06/30/2021
(mm dd yyyy) (mm dd yyyy)

To the Governing Body of the: ☐ Town of } DEPERE
☐ Village of }
☒ City of }

County of BROWN Aldermanic Dist. No. _____
 (if required by ordinance)

Check one: ☐ Individual ☐ Limited Liability Company
☐ Partnership ☒ Corporation/Nonprofit Organization

Applicant's Wisconsin Seller's Permit Number 456000034517003	
FEIN Number 38-1798214	
TYPE OF LICENSE REQUESTED	FEE
☒ Class A beer	\$ 100
☐ Class B beer	\$
☐ Class C wine	\$
☒ Class A liquor	\$ 250
☐ Class A liquor (cider only)	\$ N/A
☐ Class B liquor	\$
☐ Reserve Class B liquor	\$
☐ Class B (wine only) winery	\$
☒ Publication fee	\$ 30
TOTAL FEE	\$ 380

Name (individual / partners give last name, first, middle; corporations / limited liability companies give registered name)
Krist Oil Company

An "Auxiliary Questionnaire," Form AT-103, must be completed and attached to this application by each individual applicant, by each member of a partnership, and by each officer, director and agent of a corporation or nonprofit organization, and by each member/manager and agent of a limited liability company. List the full name and place of residence of each person.

President / Member Last Name	(First)	(Middle Name)	Home Address (Street, City or Post Office, & Zip Code)
ATANASOFF	STANLEY	EARL	
Vice President / Member Last Name	(First)	(Middle Name)	Home Address (Street, City or Post Office, & Zip Code)
ATANASOFF	KRIST	DAVID	
Secretary / Member Last Name	(First)	(Middle Name)	Home Address (Street, City or Post Office, & Zip Code)
ATANASOFF	CECELIA	ANN	
Treasurer / Member Last Name	(First)	(Middle Name)	Home Address (Street, City or Post Office, & Zip Code)
ATANASOFF	CECELIA	ANN	
Agent Last Name	(First)	(Middle Name)	Home Address (Street, City or Post Office, & Zip Code)
THIEDE	MARK	A	
Directors / Managers Last Name	(First)	(Middle Name)	Home Address (Street, City or Post Office, & Zip Code)

1. Trade Name KRIST FOOD MART #92 Business Phone Number 906-265-6144

2. Address of Premises 1218 GRANT STREET DEPERE Post Office & Zip Code WI 54115

3. Premises description: Describe building or buildings where alcohol beverages are to be sold and stored. The applicant must include all rooms including living quarters, if used, for the sales, service, consumption, and/or storage of alcohol beverages and records. (Alcohol beverages may be sold and stored only on the premises described.)

1 STORE CONCRETE BLOCK BUILDING. CONVENIENCE STORE WITH DOORED COOLERS
FOR CUSTOMER SELF SERVICE.

4. Legal description (omit if street address is given above): SEE ABOVE

5. (a) Was this premises licensed for the sale of liquor or beer during the past license year? ☐ Yes ☒ No

(b) If yes, under what name was license issued? _____

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 ☒ No
7. Is the applicant an employee or agent of, or acting on behalf of anyone except the named applicant? **If yes, explain.** ☐ 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 _____ of registration.
- (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
KRIST OIL COMPANY HAS 38 OTHER LOCATIONS IN WI WITH PERMITS.
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

READ CAREFULLY BEFORE SIGNING: Under penalty provided by law, the applicant states that each of the above questions has been truthfully answered to the best of the knowledge of the signer. Any person who knowingly provides materially false information on this application may be required to forfeit not more than \$1,000. Signer agrees to operate this business according to law and that the rights and responsibilities conferred by the license(s), if granted, will not be assigned to another. (Individual applicants, or one member of a partnership applicant must sign; one corporate officer, one member/manager of Limited Liability Companies must sign.) Any lack of access to any portion of a licensed premises during inspection will be deemed a refusal to permit inspection. Such refusal is a misdemeanor and grounds for revocation of this license.

Contact Person's Name (Last, First, M.I.) Atanasoff, Krist D.	Title/Member Vice President	Date 01/11/21
Signature 	Phone Number 906-265-6144	Email Address krist@kristoil.com

TO BE COMPLETED BY CLERK

Date received and filed with municipal clerk 1/22/2021	Date reported to council / board	Date provisional license issued	Signature of Clerk / Deputy Clerk
Date license granted	Date license issued	License number issued	



City of De Pere, Wisconsin

Request For License Committee Action

MEETING DATE: February 17, 2021

DEPARTMENT: City Clerk

FROM: Carey Danen

SUBJECT: Future agenda items.
