



# City of Appleton

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

## Meeting Agenda - Final Safety and Licensing Committee

Wednesday, April 24, 2024

5:30 PM

Council Chambers, 6th Floor

1. Call meeting to order

2. Pledge of Allegiance

3. Roll call of membership

4. Approval of minutes from previous meeting

[24-0430](#) Safety & Licensing Committee Minutes from 04/10/2024.

**Attachments:** [S&L Minutes 04-10-24.pdf](#)

5. **Public Hearing/Appearances**

6. **Action Items**

[24-0327](#) Recommended Denial of an Operator License for Miguel Hulke.

**Attachments:** [Miguel Hulke Operator License Application.pdf](#)

[Miguel Hulke PD Letter.pdf](#)

[Miguel Hulke Clerk Letter.pdf](#)

[Miguel Hulke Supporting Documentation.pdf](#)

[Miguel Hulke Denial - Lt. Goodin.pdf](#)

**Legislative History**

3/27/24 Safety and Licensing Committee recommended for denial

*Miguel Hulke appeared and addressed the Committee.*

*Sarah Gregory, owner of Sangria's, appeared and addressed the Committee.*

*Motion was made to approve the Operator License based upon documents submitted by the applicant showing rehabilitation. The Operator License was recommended for approval and the recommended denial of the license (as presented on the agenda) was denied.*

4/3/24 Common Council referred to the Safety and Licensing Committee

4/10/24 Safety and Licensing Committee held

[24-0237](#) Class "B" Beer and "Class B" Liquor License Premise Amendment application for NAC LLC d/b/a OB's Brau Haus, Christopher Nelis, Agent, located at 523 W College Ave, contingent upon approval from the Community Development, Inspections and Finance Departments.

**Attachments:** [OB's Brau Haus - Premises Amendment.pdf](#)

**Legislative History**

4/10/24 Safety and Licensing held  
Committee

[24-0467](#) Police Department Sole Source Memo for ACMS Crossing Guards Contract Renewal.

**Attachments:** [ACMS Sole Source - SL.pdf](#)

[24-0459](#) Fire Department Automatic Aid Agreement with the Kimberly Fire Department.

**Attachments:** [AFD\\_KFD\\_Auto Aid KFD Signed 4.12.24.pdf](#)

[24-0503](#) Fire Department Automatic Aid Agreement with the Grand Chute Fire Department.

**Attachments:** [Appleton Auto-Aid Agreement 2024.pdf](#)

[24-0431](#) Class "B" Beer and "Class B" Liquor Temporary Premises Amendment application for Topsy Taco & Tequila Bar LLC d/b/a Topsy Taco & Tequila Bar, Sarah Gregory, Agent, located at 127/129 S. Memorial Dr., on May 5th 2024 for Cinco de Mayo, contingent upon approval from the Health and Inspections Departments.

**Attachments:** [Topsy Taco & Tequila Bar - Temporary Premises Amendment.pdf](#)

[24-0432](#) Class "B" Beer and "Class B" Liquor Temporary Premises Amendment application for Sangria's Mexican Grill 2 LLC d/b/a Sangria's Mexican Grill, Sarah Gregory, Agent, located at 215 S. Memorial Dr., on May 5th 2024 for Cinco de Mayo, contingent upon approval from the Health and Inspections Departments.

**Attachments:** [Sangria's Mexican Grill - Temporary Premises Amendment.pdf](#)

[24-0434](#) Temporary Class "B" Beer "Class B" Wine License application for Thompson Center on Lourdes (New Applicant), Margret Mann, Person in Charge, located at, 2331 E. Lourdes Dr., for the Senior Prom Event, taking place on May 3rd, 2024.

**Attachments:** [Senior Prom Event - Temp B Application.pdf](#)

[24-0451](#) Temporary Class "B" Beer License application for Appleton Downtown Inc., Jennifer Stephany, Person in Charge, located on College Avenue from Superior St. to Durkee St., for the Light the Night Market, taking place on May 17th, 2024, contingent upon approval from the Health Department.

**Attachments:** [Light the Night Market Spring - Temp B Application.pdf](#)

[24-0416](#) Temporary Class "B" Beer License application for Heart of the Valley Lions Club, Beth Sewall, Person in Charge, located at, Jones Park, for the Sol Dance Music Festival, taking place on June 22nd, 2024.

**Attachments:** [Sol Dance Music Festival- Temp B Application.pdf](#)

[24-0452](#) Temporary Class "B" Beer License application for Appleton Downtown Inc., Jennifer Stephany, Person in Charge, located on College Avenue from Superior St. to Durkee St., for the Light the Night Market, taking place on July 19th, 2024, contingent upon approval from the Health Department.

**Attachments:** [Light the Night Market Summer - Temp B Application.pdf](#)

[24-0453](#) Elect Vice Chair

[24-0454](#) Set Meeting Date & Time

[24-0455](#) Designate Contact Person

## 7. Information Items

[24-0510](#) Police Department Information on Alcohol Law Violations.

**Attachments:** [April 2024 Alcohol Violation Listing.pdf](#)

[24-0468](#) Special Events  
-City of Appleton, Appleton City Celebration, Pierce Park, May 23rd 2024

[24-0469](#) Directors Report  
1. City Clerk  
2. Fire Chief  
3. Police Chief

8. 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

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Wednesday, April 10, 2024

5:30 PM

Council Chambers, 6th Floor

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1. Call meeting to order

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

2. Pledge of Allegiance

3. Roll call of membership

**Present:** 4 - Croatt, Schultz, Siebers and Wolff

**Excused:** 1 - Van Zeeland

4. Approval of minutes from previous meeting

[24-0369](#)

Safety & Licensing Committee Minutes from 03/27/2024.

**Attachments:** [S&L Minutes 03-27-24.pdf](#)

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

**Aye:** 4 - Croatt, Schultz, Siebers and Wolff

**Excused:** 1 - Van Zeeland

5. Public Hearing/Appearances

6. Action Items

[24-0327](#)

Recommended Denial of an Operator License for Miguel Hulke.

**Attachments:** [Miguel Hulke Operator License Application.pdf](#)

[Miguel Hulke PD Letter.pdf](#)

[Miguel Hulke Clerk Letter.pdf](#)

[Miguel Hulke Supporting Documentation.pdf](#)

Siebers moved, seconded by Croatt, that the License Denial recommendation be held until the next scheduled Safety and Licensing Committee Meeting. Roll Call. Motion carried by the following vote:

**Aye:** 4 - Croatt, Schultz, Siebers and Wolff

**Excused:** 1 - Van Zeeland

[24-0379](#)

Fire Department Request to Accept Firehouse Sub Grant.

**Attachments:** [04-02-24\\_Request to Accept-Laryngoscopes.pdf](#)

**Siebers moved, seconded by Wolff, that the Request to Accept Firehouse Sub Grant be recommended for approval. Roll Call. Motion carried by the following vote:**

**Aye:** 4 - Croatt, Schultz, Siebers and Wolff

**Excused:** 1 - Van Zeeland

[24-0372](#)

Fire Department Agreement for Urban Search and Rescue Emergency Response Services.

**Attachments:** [Appleton - Urban Search and Rescue 2024-2026 Agreement \(final\).pdf](#)

**Siebers moved, seconded by Wolff, that the Agreement for Urban Search and Rescue Emergency Response Services be recommended for approval. Roll Call. Motion carried by the following vote:**

**Aye:** 4 - Croatt, Schultz, Siebers and Wolff

**Excused:** 1 - Van Zeeland

[24-0237](#)

Class "B" Beer and "Class B" Liquor License Premise Amendment application for NAC LLC d/b/a OB's Brau Haus, Christopher Nelis, Agent, located at 523 W College Ave, contingent upon approval from the Community Development, Inspections and Finance Departments.

**Attachments:** [OB's Brau Haus - Premises Amendment.pdf](#)

**Wolff moved, seconded by Croatt, that the Class "B" Beer and "Class B" Liquor License Premise Amendment application be held until the next scheduled Safety and Licensing Committee Meeting. Roll Call. Motion carried by the following vote:**

**Aye:** 4 - Croatt, Schultz, Siebers and Wolff

**Excused:** 1 - Van Zeeland

**Balance of the action items on the agenda.**

**Siebers moved, Schultz seconded, to approve the balance of the agenda. The motion carried by the following vote:**

**Aye:** 4 - Croatt, Schultz, Siebers and Wolff

**Excused:** 1 - Van Zeeland

[24-0383](#) "Class A" Liquor License application for True North Energy, LLC d/b/a True North #822, Michelle A. Knox, Agent, located at 3411 N. Ballard Rd.

**Attachments:** [True North Redacted.pdf](#)

**This Report Action Item was recommended for approval.**

[24-0362](#) Temporary Class "B" Beer License application for Fox Cities Chamber Foundation, Tom Lehr, Person in Charge, located at, 125 N Superior St, for the Chamber Time Capsule Ceremony, taking place on June 4th, 2024, contingent upon approval from the Health Department.

**Attachments:** [Chamber Time Capsule Celebration - Temp B Application .pdf](#)

**This Report Action Item was recommended for approval.**

[24-0364](#) Temporary Class "B" Beer and "Class B" Wine License application for Appleton Downtown Inc, Jennifer Stephany, Person in Charge, located at, 301 W. Lawrence St, for the Heid Music Summer Concert Series event, taking place on Thursdays from June 6th through August 29th, 2024 contingent upon approval from the Fire and Health Departments.

**Attachments:** [Heid Music Summer Concert Series - Temp B Application.pdf](#)

**This Report Action Item was recommended for approval.**

[24-0365](#) Temporary "Class B" Wine License application for Thompson Center on Lourdes, Djuanna Kath, Person in Charge, located at, 2331 E. Lourdes Dr., for the Thompson Center on Lourdes - Senior Prom Event, taking place on May 3rd, 2024.

**Attachments:** [Thompson Center on Lourdes - Senior Prom Event.pdf](#)

**This Report Action Item was recommended for approval.**

## 7. Information Items

[24-0371](#) Fire Department Annual Report

**Attachments:** [2023 AFD Annual Report.pdf](#)

**Fire Chief Hanson presented the Annual Report.**

[24-0368](#)

## Special Events

- Run Away Shoes, Run Away to the Bay, Approved Route, April 13th 2024.

[24-0378](#)

## Directors Report

## 1. City Clerk

- Ward Changes due to WI 2023 Act 94

- New Council Term & Important Dates/Reminders

## 2. Fire Chief

## 3. Police Chief

## 8. Adjournment

**Siebers moved, seconded by Wolff, that the meeting be adjourned at 6:31 p.m.**

**Roll Call. Motion carried by the following vote:**

**Aye:** 4 - Croatt, Schultz, Siebers and Wolff

**Excused:** 1 - Van Zeeland

# Application for Operator's/Bartender's License

CASH OR CHECK ONLY!



New Applicant  
 Renewal License #: \_\_\_\_\_

**FEES ARE NON-REFUNDABLE**

Operator License - \$72.00  
 Operator License plus a provisional - \$87.00

Date Received: 2/12/24  
 Receipt #: 6304-01

*Note: Please allow approximately 3 weeks for application processing.*

**SECTION 1 - APPLICANT INFORMATION**

Legal Name (First name, MI, Last name) Miguel E. Hulke Maiden or Previous \_\_\_\_\_

Street Address 525 1/2 W. College Ave Apt 2 City Appleton State WI Zip 54911

Driver's License Number/State/Identification Number \_\_\_\_\_ Driver's License State WI

Date of Birth \_\_\_\_\_ Gender M Phone # (Required) \_\_\_\_\_ Email Address: \_\_\_\_\_

Name and Address of Establishment you will be selling alcohol - *(verify establishment is within City of Appleton limits)*  
Sangrias Mexican Restaurant, 215 S. Memorial Dr. Appleton

**SECTION 2 - NEW APPLICANT ONLY:** You are required to list each and every violation and/or offense for which you have been convicted in or out of state. Failure to provide complete answers may result in a denial of your application.

Have you EVER had an Operator's (Bartender's) License?  YES  NO  
 If Yes; which Municipality and what year? \_\_\_\_\_

Have you EVER been convicted of a felony?  YES  NO  
 If Yes; when, where and what type of violation? (Please be specific) 06 2019 DWI

Have you EVER been convicted of a misdemeanor or ordinance violation?  YES  NO  
 If Yes; when, where and what type of violation? (Example: speeding, OWI) \_\_\_\_\_

**SECTION 3 - RENEWAL APPLICANT ONLY:** List any pending charges, citations, tickets, and all convictions since last license application in or out of state. Failure to provide complete answers may result in a denial of your application.

Have you EVER had an Operator's (Bartender's) License?  YES  NO  
 If Yes; where? \_\_\_\_\_

Have you been convicted of a felony since last license application?  YES  NO  
 If Yes; when, where and what type of violation? (Please be specific) \_\_\_\_\_

Have you been convicted of a misdemeanor or ordinance violation since last license application?  YES  NO  
 If Yes; when, where and what type of violation? (Example: speeding, OWI) \_\_\_\_\_

**SECTION 4 - NEW APPLICANT ONLY**

Must provide proof of completion of a Responsible Beverage Server Course.

**SECTION 5- PENALTY NOTICE**

Under penalty of law, I swear that the information provided in this application is true and correct to the best of my knowledge and belief.  
 Signature: [Signature] Date: 02/12/24

**FOR OFFICE USE ONLY**

Current License in Other Municipality? \_\_\_\_\_ Class Completion Date: 2/10/24 Date Sent to Appleton Police Department: FEB/12/2024

Date Approved: \_\_\_\_\_ Issue Date: \_\_\_\_\_ Expiration Date: \_\_\_\_\_ License Number: \_\_\_\_\_



"...meeting community needs...enhancing quality of life."

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TO: Safety and Licensing Committee  
Common Council

FROM: Lt. Ben Goodin

DATE: 2/20/2024

RE: Police Department's Recommendation for Denial of Miguel Hulke's Bartender License Application

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Committee Members:

The police department is requesting that the Safety and Licensing Committee recommend to the Common Council to deny Miguel Hulke's application for a bartender license based upon his criminal and / or arrest record, his unpardoned felony conviction(s), and his status as a "habitual law offender."

Pursuant to Wis. Stat. §111.335(2)(b) and (3)(a), it is not employment discrimination for a licensing agency to deny an applicant based on an arrest or conviction record where the circumstances of the conviction substantially relate to the circumstances of the particular licensed activity.

Pursuant to Wis. Stat. §125.04(5)(a)1., no license or permit related to alcohol beverages may be issued to an individual with an arrest or conviction record where the circumstances of the record(s) substantially relate to the circumstances of the particular licensed activity.

Pursuant to Wis. Stat. §125.04(5)(b), no license or permit related to alcohol beverages may be issued to a "habitual law offender" where the circumstances of the habitual law offenses substantially relate to the circumstances of the particular licensed activity.

Also pursuant to Wis. Stat. §111.335(4)(c), if the licensing agency refuses to license an individual based upon arrest or conviction record, the applicant is allowed an opportunity to show "evidence of rehabilitation and fitness to engage in the licensed activity," *unless the conviction(s) are for "exempt offenses."* Wis. Stat. §111.335(4)(d) provides the following options that the applicant may produce to conclusively demonstrate their rehabilitation and fitness from a given conviction:

- A copy of the local, state, or federal release document; and either
- (1) a copy of the relevant department of corrections document showing completion of probation, extended supervision, or parole; or

(2) other evidence that at least one year has elapsed since release from any local, state, or federal correctional institution without subsequent conviction of a crime along with evidence showing compliance with all terms and conditions of probation, extended supervision, or parole.

Additionally, the licensing agency must consider any of the following evidence if presented by the individual:

- (1) Evidence of the nature and seriousness of any offense of which he or she was convicted.
- (2) Evidence of all circumstances relative to the offense, including mitigating circumstances or social conditions surrounding the commission of the offense.
- (3) The age of the individual at the time the offense was committed.
- (4) The length of time that has elapsed since the offense was committed.
- (5) Letters of reference by persons who have been in contact with the individual since the applicant's release from any local, state, or federal correctional institution.
- (6) All other relevant evidence of rehabilitation and present fitness presented.

#### **STATEMENT ON SUBSTANTIAL RELATIONSHIP**

As part of any denial of licensing, the police department must determine if crimes are substantially related to the sale of alcohol. Mr. Hulke has been convicted of the following:

Operating While Intoxicated (5<sup>th</sup> or 6<sup>th</sup>) in Outagamie County case # 2019CF000451. This is a felony offense.

Operating While Intoxicated (4<sup>th</sup> within 5 years) in Outagamie County case # 2013CF000502. This is a felony offense.

Operating While Intoxicated (3<sup>rd</sup>) in Winnebago County case # 2011CT000865. This is a misdemeanor, criminal offense.

Operating While Intoxicated (2<sup>nd</sup>) in Outagamie County case # 2011CT000236. This is a misdemeanor, criminal offense.

Operating While Intoxicated in Outagamie County case # 2009TR004031. This is a non-criminal, civil offense.

The convictions for Operating While Intoxicated are substantially related to the sale of alcohol for several reasons. Mr. Hulke has shown a pattern of poor decision-making by getting arrested for Operating While Intoxicated four times in a five-year span; then a fifth time six years later. The convictions for OWI 4<sup>th</sup> and OWI 5<sup>th</sup> are felonies. Drunk driving is a serious offense and a major problem not only in Wisconsin but across the entire country. Mr. Hulke has not shown the ability to make sound decisions by understanding when he has had too much to drink and is unsafe to operate a motor vehicle. A person serving alcohol to members of the public must be aware of when a patron has had enough to drink and should not be served any longer.

As a person who wants to be responsible to serve alcohol, Mr. Hulke has not shown the ability to make good decisions related to his own sobriety. The service of alcohol includes coming into contact with individuals in a very vulnerable state, people for whom a bartender may be called upon to refuse service due to their level of intoxication. The circumstances of Mr. Hulke's criminal and felony convictions substantially relate to the ability and willingness to meet this legal obligation associated with the licensed service of alcohol.

Based upon the information provided, at this time Mr. Hulke does not meet statutory eligibility requirements to be granted an Operator/Bartender license. It is therefore recommended that his application be denied.

Very Respectfully:

Lt. Ben Goodin  
Appleton Police Department



LEGAL SERVICES DEPARTMENT

Office of the City Clerk

**Kami Lynch, Clerk**

100 North Appleton Street

Appleton, WI 54911

Phone: 920/832-6443

Fax: 920/832-5823

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February 26<sup>th</sup>, 2024

\*CERTIFIED MAIL\*

Miguel Hulke  
525 ½ W College Ave Apt 2  
Appleton, WI 54911

This letter is to notify you that we are in receipt of your application for an Operator's License. Upon review of your application, the Police Department has recommended that your application for an Operator's License be denied due to your history of civil and/or criminal convictions.

You have the right to appear before the Safety and Licensing Committee to contest this recommendation. To do so, **please contact the City Clerk's Office within 30 days** of receipt of this letter in order to be placed on the Agenda of the Safety and Licensing Committee. Failure to contact the City Clerk's Office within 30 days will result in your license being denied.

Regular meetings of the Safety and Licensing Committee take place on the second and fourth Wednesday of each month at 5:30 p.m. in the Council Chambers, 6<sup>th</sup> floor of City Hall, 100 N Appleton St., Appleton, Wisconsin.

Again, should you choose not to appeal this recommendation, your application will be considered denied and an Operator's License will not be issued.

If you have specific questions relating to this matter, please contact Lt. Ben Goodin APD, at 920-832-5500.

Sincerely,

Kami Lynch  
City Clerk

From: Niemuth, Chelsea A. Chelsea.Niemuth@outagamie.org  
Subject: MRT Completion  
Date: Mar 27, 2024 at 11:04:14 AM  
To: Miguel Hulke miquelhulke00@gmail.com

Good Afternoon – I am writing this email to provide verification that Miguel Hulke completed Moral Reconciliation Therapy (MRT) on 08/22/23. Please let me know if you need any additional information. Thank you

Chelsea Niemuth  
Veteran Treatment Court Coordinator  
Mental Health Court Coordinator  
Outagamie County Criminal Justice Treatment Services  
320 S Walnut Street, Appleton WI 54911

(920) 968-4175 Fax

Name: HULKE, MIGUEL E.

DOC #: 613713 PID #: 1106759

OTCS020A

# Court Commitments

Tuesday March 26, 2024 02:27:13 PM

## Court Commitments (1 - 2 of 2)

<u>Prefix</u>	<u>JOC Seq.#</u>	<u>Rvk. Prob. Prior Cmt.</u>	<u>County</u>	<u>Case#</u>	<u>Supv. Ref. Linking Date</u>	<u>Prison Ref. Linking Date</u>	<u>Scheduled Discharge/ Termination Date</u>	<u>Status</u>	<u>Effective Date</u>	<u>Sex Offense</u>
<u>02</u>	001		Outagamie	19CF451	12/03/2019		12/03/2024	Closed	03/21/2024	No
<u>01</u>	001		Outagamie	13CF502	02/21/2014		02/21/2017	Closed	02/21/2017	No

# *Certificate of Completion*

## *Options Treatment Programs, Inc.*

*On this day, the 24<sup>th</sup> day of June, 2022*  
*We present this certificate to*

*Miguel Hulke*

*In recognition of successful completion of*

### *Cognitive Behavioral Interventions for Substance Abuse*

  
Katie Vanderheiden, MA, SAC-IT

  
Allison M Portiz, MS LPC SAC CS-IT



*"...meeting community needs...enhancing quality of life."*

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TO: Safety and Licensing Committee  
Common Council

FROM: Lt. Ben Goodin

DATE: 4/18/2024

RE: Police Department's Recommendation for Denial of Miguel Hulke's Bartender License Application

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Committee Members:

The police department is requesting that the Safety and Licensing Committee recommend to the Common Council to deny Miguel Hulke's application for a bartender license based upon his criminal and / or arrest record, his unpardoned felony conviction(s), and his status as a "habitual law offender."

Pursuant to Wis. Stat. §111.335(2)(b) and (3)(a), it is not employment discrimination for a licensing agency to deny an applicant based on an arrest or conviction record where the circumstances of the conviction substantially relate to the circumstances of the particular licensed activity.

Pursuant to Wis. Stat. §125.04(5)(a)1., no license or permit related to alcohol beverages may be issued to an individual with an arrest or conviction record where the circumstances of the record(s) substantially relate to the circumstances of the particular licensed activity.

Pursuant to Wis. Stat. §125.04(5)(b), no license or permit related to alcohol beverages may be issued to a "habitual law offender" where the circumstances of the habitual law offenses substantially relate to the circumstances of the particular licensed activity.

Also pursuant to Wis. Stat. §111.335(4)(c), if the licensing agency refuses to license an individual based upon arrest or conviction record, the applicant is allowed an opportunity to show "evidence of rehabilitation and fitness to engage in the licensed activity," unless the conviction(s) are for "exempt offenses." Wis. Stat. §111.335(4)(d) provides the following options that the applicant may produce to conclusively demonstrate their rehabilitation and fitness from a given conviction:

- A copy of the local, state, or federal release document; and either
- (1) a copy of the relevant department of corrections document showing completion of probation, extended supervision, or parole; or

(2) other evidence that at least one year has elapsed since release from any local, state, or federal correctional institution without subsequent conviction of a crime along with evidence showing compliance with all terms and conditions of probation, extended supervision, or parole.

Additionally, the licensing agency must consider any of the following evidence if presented by the individual:

- (1) Evidence of the nature and seriousness of any offense of which he or she was convicted.
- (2) Evidence of all circumstances relative to the offense, including mitigating circumstances or social conditions surrounding the commission of the offense.
- (3) The age of the individual at the time the offense was committed.
- (4) The length of time that has elapsed since the offense was committed.
- (5) Letters of reference by persons who have been in contact with the individual since the applicant's release from any local, state, or federal correctional institution.
- (6) All other relevant evidence of rehabilitation and present fitness presented.

### **STATEMENT ON SUBSTANTIAL RELATIONSHIP**

As part of any denial of licensing, the police department must determine if crimes are substantially related to the sale of alcohol. Mr. Hulke was convicted of the following:

Operating While Intoxicated (5<sup>th</sup> or 6<sup>th</sup>) in Outagamie County case # 2019CF000451

Operating While Intoxicated (4<sup>th</sup> within 5 years) in Outagamie County case # 2013CF000502

Operating While Intoxicated (3<sup>rd</sup>) in Winnebago County case # 2011CT000865

Operating While Intoxicated (2<sup>nd</sup>) in Outagamie County case # 2011CT000236

Operating While Intoxicated in Outagamie County case # 2009TR004031

The convictions for Operating While Intoxicated are substantially related to the sale of alcohol for several reasons. Mr. Hulke has shown a pattern of poor decision-making by getting arrested for Operating While Intoxicated four times in a five-year span; then a fifth time six years later. The convictions for OWI 4th and OWI 5th are felonies. Drunk driving is a serious offense and a major problem not only in Wisconsin but across the entire country. Mr. Hulke has not shown the ability to make sound decisions by understanding when he has had too much to drink and is unsafe to operate a motor vehicle. A person serving alcohol to members of the public must be aware of when a patron has had enough to drink and should not be served any longer.

As a person who wants to be responsible to serve alcohol, Mr. Hulke has not shown the ability to make good decisions related to his own sobriety. The service of alcohol includes coming into contact with individuals in a very vulnerable state, people for whom a bartender may be called upon to refuse service due to their level of intoxication. The circumstances of Mr. Hulke's criminal and felony convictions substantially relate to the ability and willingness to meet this

legal obligation associated with the licensed service of alcohol.

Based upon the information provided, at this time Mr. Hulke does not meet statutory eligibility requirements to be granted an Operator/Bartender license. It is therefore recommended that his application be denied.

**UPDATE AS OF 3/27/24**

Mr. Hulke appeared before the Safety and Licensing Committee on 3/27/24 regarding his application for a bartender license. During that meeting Mr. Hulke presented documentation showing successful completion of the following programs:

- Moral Reconciliation Therapy on 8/22/23
- Cognitive Behavioral Interventions for Substance Abuse on 6/24/22
- Outagamie County probation term on 3/21/24 (ref. 2019CF000451 case)
- Outagamie County probation term on 2/21/17 (ref. 2013CF000502 case)

Per Wis. Stat. §111.335(4)(d), Mr. Hulke has met the statutory requirements to show evidence of rehabilitation from the two felony OWI convictions referenced above.

Very Respectfully:

Lt. Ben Goodin  
Appleton Police Department



"meeting community needs  
.....enhancing quality of life"

# REQUEST for Alcohol License Premises Amendment

<b>FEES ARE NON-REFUNDABLE</b>		Date Received <u>FEB 29 2024</u>
License Fee	\$10.00/event	Acct: <b>CLCAGP</b>
Receipt	<u>6418-04</u>	

Sent for review MAR 01 2024

SECTION 1 - LICENSE INFORMATION					
Name of Establishment <u>OB'S BRAU HAUS</u>					
Address of Establishment <u>523 + 525 W. COLLEGE AVE, APPLETON, WI, 54911</u>					
Name of Agent <u>CHRISTOPHER WELLS</u>				Phone Number	
SECTION 2 - PREMISES AMENDMENT					
Please describe the change in premises: *A drawing/diagram of the proposed area must also be submitted with this application.* <u>TO ADD FOUR PICNIC TABLES FOR DINING OUTDOORS PRINKS OUTSIDE IN FRONT OF OB'S BRAU HAUS FROM 4P-10P (THIS IS IN ADDITION TO THE EXISTING PREMISES DESCRIPTION)</u>					
Is this change Permanent?		If this is temporary please specify the reason for the amendment:			
<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		<u>WOULD BE DURING SPRING/SUMMER/FALL MONTHS (TABLES WOULD BE MOVED ON 'OFF' MONTHS + SPECIAL EVENTS)</u>			
Please list the date(s) and time(s) that this temporary premises amendment will be utilized: <u>MARCH - OCTOBER FROM 4PM - 10PM</u>					
SECTION 3 - PENALTY NOTICE					
I certify that I am familiar with Section 9-52 of the Municipal Code of the City of Appleton and agree that any license granted under this application may be suspended for cause at any time by the Common Council. Under penalty of law, I swear that the information provided in this application is true and correct to the best of my knowledge and belief.					
Signature of Applicant: <u>[Signature]</u>					
FOR OFFICE USE ONLY					
Department	Approve	Deny	By	Reason	
Comm. Dev.					
Finance					
Fire					
Health					
Inspections					
Police					
S&L	Council	Date Issued	Exp. Date	License Number	





PERMIT TO OCCUPY THE PUBLIC RIGHT-OF-WAY

Permit #: 23-137-A
Effective Date: 8/17/23
Expiration Date: 06/30/2024
Fee: \$40.00
Paid (yes or no): YES/5407-0004

Rev. 04-10-15

Applicant Information
Name (print): CHRISTOPHER NEUS
Company: OB'S BRAU HAUS / NAC LLC
Address: 523 W COLLEGE AVE
Telephone:
FAX: N/A
Applicant Signature: [Signature]
Date: 7/24/23

Occupancy Information
General Description: PICNIC TABLES (WOODEN) w/ ATTACHED BENCH SEATING
Street Address: 523/525 W COLLEGE AVE
Tax Key No.:
Street: From: To:
Multiple Streets:

(Department use only)
Occupancy Type: Temporary - max. 35 days (\$40)
Sub-Type: Tables / Chairs
Location: Terrace

Additional Requirements
Plan/Sketch
Certificate of Insurance
Bond
Other:

Traffic Control Requirements
Type of Street: Local
Proposed Traffic Control: Other (attach plan)
Contact Traffic Division (832-2379) 1 business day prior to any lane closure, or 2 business days prior to a full road closure.
Additional Requirements: Division 4 Design Standards; Sec. 23-522 and Page 659 too

- This permit approval is subject to the following conditions:
1. Permittee is responsible to obtain any further permits that may be required as part of this occupancy.
2. Permittee shall adhere to any plan(s) that were submitted to the City of Appleton as part of this application.
3. This permit is subject to IMMEDIATE REVOCATION and/or issuance of a MUNICIPAL CITATION if conditions of the permit are not met.
4. This permit is subject to IMMEDIATE REVOCATION if unfavorable traffic conditions develop during the period the occupancy is permitted.
5.
6.

This permit is issued to the applicant upon payment of the permit fee and is expressly limited to the location and type described herein. The applicant, in exchange for receiving this permit, warrants that all street occupancies will be performed in conformity to City ordinances, standards and policies, be properly barricaded and lighted, and be performed in a safe manner.

The Grantee shall guarantee at their expense, the repair or replacement of pavement, sidewalk and any other facilities within the public right-of-way damaged or destroyed by the Grantee or any sub-contractor working for them.

APPROVED BY: [Signature]
DATE: 8/17/2023
(Department of Public Works)

**Insurance and Bond Coverage:**

Insurance Carrier: BADGER MUTUAL

Insurance Agent Name and Phone Number: GUNDY & THEIL Insurance (920) 789-6241

Policy Number: 04767-69776

Policy Period: 6 9/1/22 - 9/1/23

\* Bond Carrier: \_\_\_\_\_

\* Bond Agent Name and Phone Number: \_\_\_\_\_

\* Bond Number: \_\_\_\_\_

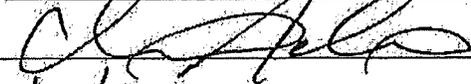
\* Bond Period: \_\_\_\_\_

I confirm that I have the authority to sign and certify the information contained herein as the permittee/licensee or duly authorized representative of the entity obtaining this permit/license. I have reviewed and understand the insurance and bonding requirements of the City of Appleton. I hereby certify that I, or the company I represent have insurance and a bond in the amounts required to obtain this permit/license. I have named the City of Appleton as an additional Insured for purposes of this permit/license and have provided the name of my insurance and bond carriers, the policy numbers and policy periods above. Further, I agree to maintain appropriate insurance coverage for the duration of this permit/license and to indemnify against any and all liability, loss, damage and expenses and costs including attorneys' fees arising out of the activities performed as described herein, caused in whole or in part by any negligent act or omission of the applicant, anyone directly or indirectly employed by any of them, which may arise from the use of city right of way or property under this permit or license.

I certify that this application, and all information and documentation provided therein, is true and accurate.

Company Name: NAC LLC

Print Name: CHRISTOPHER A NEALS

Signature: 

Date: 7/18/23

\* Bonds are required for the following types of work only:

- Plumbing in the public right-of-way: \$5,000.00 Permit Bond (Code Section 4-265)
- Demolition of Buildings: \$5,000.00 Permit Bond (Code Section 4-188(a)(2))
- Sewer lateral sealing in the public right-of-way: \$5,000.00 Permit Bond (Code Section 4-188(c))
- Moving of Buildings: \$5,000.00 Permit Bond (Code Section 4-207(5))
- Cement Finisher's License: \$5,000.00 License Bond (Municipal Code Section 9-33)
- Excavation or place facilities in the public right-of-way: \$5,000.00 Permit Bond (Code Section 16-110)



FOUR TOTAL  
PICNIC TABLES w/ ATTACHED SEATING



patio heaters on sidewalk



PERMIT TO OCCUPY THE PUBLIC RIGHT-OF-WAY

Permit #: 23-123-A
Effective Date: 7/20/23
Expiration Date: 06/30/2024
Fee: \$40.00
Paid (yes or no): yes/5375-0003

Rev. 04-10-15

Applicant Information

Name (print): CHRISTOPHER NELLS
Address: 523/525 W COLLEGE AVE.
Appleton, WI, 54911
Company: OB'S BRAU HAUS / NAC LLC
Telephone:
FAX: NA
e-mail:
Applicant Signature: [Signature]
Date: 7/12/23

Occupancy Information

General Description: Patio heaters on sidewalk, close to building
Street Address:
Tax Key No.:
Street: From: To:
Multiple Streets:

(Department use only)

Table with columns: Occupancy Type, Sub-Type, Location. Includes checkboxes for Permanent, Temporary, Amenity/Annual, Blanket/Annual, Block Party, Sandwich Board, Tables/Chairs, Dumpster, POD/Container, Obstruction/Other, Sidewalk, Terrace, Roadway.

Additional Requirements

Plan/Sketch
Certificate of Insurance
Bond
Other:

Traffic Control Requirements

Type of Street: Arterial/CBD, Collector, Local
Proposed Traffic Control: City Manual, State Manual, Other
Approved by:
Date:
Contact Traffic Division (832-2379) 1 business day prior to any lane closure, or 2 business days prior to a full road closure.

This permit approval is subject to the following conditions:

- 1. Permittee is responsible to obtain any further permits that may be required as part of this occupancy.
2. Permittee shall adhere to any plan(s) that were submitted to the City of Appleton as part of this application.
3. This permit is subject to IMMEDIATE REVOCATION and/or Issuance of a MUNICIPAL CITATION If conditions of the permit are not met.
4. This permit is subject to IMMEDIATE REVOCATION if unfavorable traffic conditions develop during the period the occupancy is permitted.
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6.

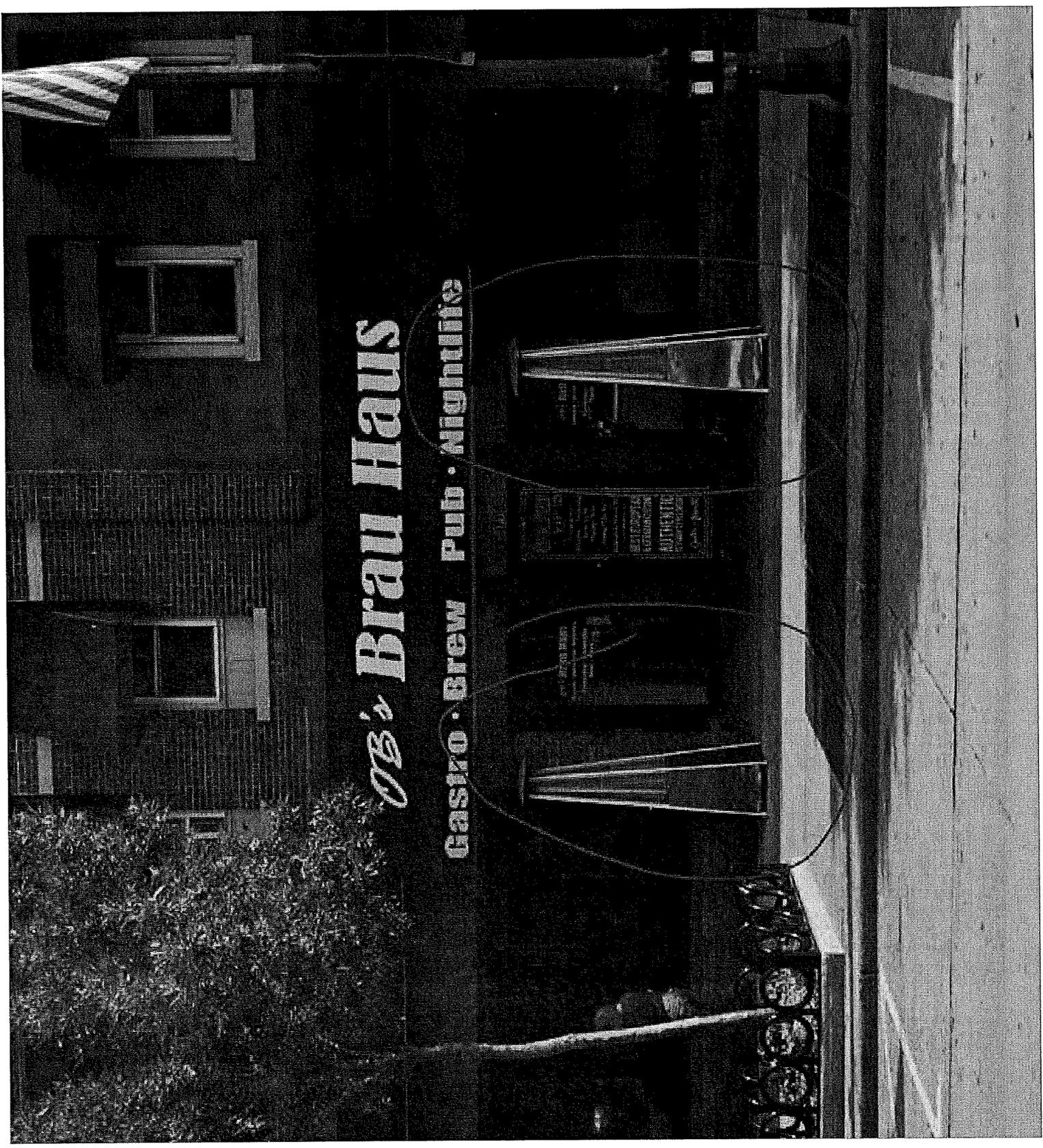
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The Grantee shall guarantee at their expense, the repair or replacement of pavement, sidewalk and any other facilities within the public right-of-way damaged or destroyed by the Grantee or any sub-contractor working for them.

APPROVED BY: [Signature]
DATE: 7/20/23
(Department of Public Works)

# *OB's* Brau Haus

Gastro · Brew · Pub · Nightlife



**Insurance and Bond Coverage:**

Insurance Carrier: BADGER MUTUAL

Insurance Agent Name and Phone Number: QUINCY THIEL Insurance (920) 759-6241

Policy Number: 04767-69770

Policy Period: 6 9/1/22 - 9/1/23

\* Bond Carrier: \_\_\_\_\_

\* Bond Agent Name and Phone Number: \_\_\_\_\_

\* Bond Number: \_\_\_\_\_

\* Bond Period: \_\_\_\_\_

I confirm that I have the authority to sign and certify the information contained herein as the permittee/licensee or duly authorized representative of the entity obtaining this permit/license. I have reviewed and understand the insurance and bonding requirements of the City of Appleton. I hereby certify that I, or the company I represent have insurance and a bond in the amounts required to obtain this permit/license. I have named the City of Appleton as an additional insured for purposes of this permit/license and have provided the name of my insurance and bond carriers, the policy numbers and policy periods above. Further, I agree to maintain appropriate insurance coverage for the duration of this permit/license and to indemnify against any and all liability, loss, damage and expenses and costs including attorneys' fees arising out of the activities performed as described herein, caused in whole or in part by any negligent act or omission of the applicant, anyone directly or indirectly employed by any of them, which may arise from the use of city right of way or property under this permit or license.

I certify that this application, and all information and documentation provided therein, is true and accurate.

Company Name: NAC LLC

Print Name: CHRISTOPHER A NEELS

Signature: 

Date: 7/18/23

\* Bonds are required for the following types of work only:

- Plumbing in the public right-of-way: \$5,000.00 Permit Bond (Code Section 4-265)
- Demolition of Buildings: \$5,000.00 Permit Bond (Code Section 4-188(a)(2))
- Sewer lateral sealing in the public right-of-way: \$5,000.00 Permit Bond (Code Section 4-188(c))
- Moving of Buildings: \$5,000.00 Permit Bond (Code Section 4-207(5))
- Cement Finisher's License: \$5,000.00 License Bond (Municipal Code Section 9-33)
- Excavation or place facilities in the public right-of-way: \$5,000.00 Permit Bond (Code Section 16-110)





## POLICE DEPARTMENT

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222 South Walnut Street • Appleton, WI 54911-5899  
(920) 832-5500 • Fax (920) 832-5553  
<http://www.appleton.org/police>

TO: Alderperson Croatt – Chairperson Safety & Licensing Committee

FROM: Chief Polly Olson

DATE: April 24<sup>th</sup>, 2024

RE: Sole Source Memo for ACMS Crossing Guards Contract – Action Item

The Police Department is requesting to renew an existing contract with All City Management Services, Inc. (ACMS), which provides management and oversight for crossing guard services to the City of Appleton and the Appleton Area School District.

The original contract with ACMS was signed in 2018 after going thru the RFP process. ACMS directly employs the existing crossing guards who have been providing exceptional service to the families in the City of Appleton. Many of these guards were previous City of Appleton employees.

For 2024, there should be little, if any, financial impact with the new contract. The estimate was \$2,000 with 50% paid by AASD. A lower rate was negotiated for the 2024-2025 school to stay within budget.

For 2025, our estimate based on new rates would be an increase of \$10,000 with 50% paid by the AASD – our cost is \$5,000. This could be less with vacancies which regularly occur.

ACMS has worked exceptionally well with us through staffing shortages, COVID-19 schedule interruptions, and wage disputes with their employees. Due to the lack of suitable local alternatives and our satisfaction with the company, we are asking the Safety & Licensing Committee to approve this three-year contract renewal as a sole source provider.

**AGREEMENT FOR AUTOMATIC ASSISTANCE  
FOR STRUCTURE FIRES  
VILLAGE OF KIMBERLY AND CITY OF APPLETON**

THIS AGREEMENT entered into on the date specified below, by and between the Village of Kimberly ("Kimberly") and the City of Appleton ("Appleton"), each of which are Wisconsin municipal corporations; and each acting herein through their duly authorized officials.

*WHEREAS* the governing officials of the governmental entities set forth above, political subdivisions of the State of Wisconsin and the United States of America, desire to secure for each entity the benefits of assistance in the protection of life and property from fire and other disasters:

*NOW, THEREFORE, IT IS AGREED AS FOLLOWS:*

1. In consideration for each party's automatic assistance to the other upon the occurrence of a structure fire in any portion of the designated area where this Agreement for Automatic Assistance is in effect, a predetermined number of firefighting equipment and personnel of the parties shall be dispatched to such point where the structure fire exists in order to assist in the protection of life and property subject to the conditions hereinafter stated.

Details as to amounts and types of assistance to be dispatched, methods of dispatching and communications, training programs and procedures and areas to be assisted will be developed by the Chief of the Kimberly Fire Department and the Chief of the Appleton Fire Department. These details will be stipulated in a Memorandum of Understanding and signed by the Chiefs of both departments. Said Memorandum of Understanding may be revised, modified, or amended in writing at any time by a signed mutual agreement of the Fire Chiefs as conditions may warrant.

2. Any dispatch of equipment and personnel pursuant to this Agreement shall be sent unless such amount of assistance is unavailable due to emergency conditions and/or hazardous situations confronting either party's forces at the time of need for assistance under this Agreement.
3. Each party to this Agreement waives all claims against the other party for compensation for any loss, damage, personal injury, or death occurring as a consequence of the performance of this Agreement.
4. Neither party shall be reimbursed by the other for costs incurred pursuant to this Agreement. Personnel who are assigned, designated, or ordered by their governing body to perform duties, pursuant to this Agreement, shall receive the same salary, pension, and all other compensation and rights for

the performance of such duties, including injury or death benefits, and Worker's Compensation benefits, as though the service had been rendered within the limits of the entity where he or she is regularly employed. Moreover, all medical expenses; wage and disability payments; pension payments; damage to equipment and clothing; and expenses of travel; food; and lodging shall be paid by the entity in which the employee in question is regularly employed.

5. All equipment used by each party's fire department in carrying out this Agreement will, during the time response services are being performed, remain owned by the respective fire department; and all personnel acting for the party's fire department under this Agreement will, during the time response services are required, be firefighters of the fire department of the party where they are regularly employed.
6. At all times while equipment and personnel of either party's fire department are traveling to, from, or within the geographical limits of the other party in accordance with the terms of this Agreement, such personnel and equipment shall be deemed to be employed or used, as the case may be, in the full line and cause of duty of the party which regularly employs such personnel and equipment. Further, such equipment and personnel shall be deemed to be engaged in a governmental function of its governmental entity.
7. In the event that any individual performing duties subject to this Agreement shall be cited as a defendant party to any state or federal civil lawsuit, arising out of his or her official acts while performing duties pursuant to the terms of this Agreement, such individual shall be entitled to the same benefits that he or she would be entitled to receive had such civil action arisen out of an official act within the scope of his or her duties as a member of the department where regularly employed and occurred within the jurisdiction of the governmental entity where regularly employed. The benefits described in this paragraph shall be supplied by the party where the individual is regularly employed.
8. It is agreed by and between the parties hereto that any party hereto shall have the right to terminate this Agreement upon ninety (90) days written notice to the other party hereto.
9. It is understood and agreed that if the parties have heretofore entered into any similar agreement for automatic aid, the conditions and obligations of this Agreement shall take precedence over any conditions and obligations in any other agreements related to mutual assistance between the parties.
10. Each party agrees that if legal action is brought under this Agreement, exclusive venue shall lie in the county where the emergency condition

and/or hazardous situations occurred.

11. In case one or more of the provisions contained in this Agreement shall be for any reason held to be invalid, illegal, or unenforceable in any respect, such invalidity, illegality, or unenforceability shall not affect any other provision thereof and this Agreement shall be construed as if such invalid, illegal, or unenforceable provision had never been contained herein.
12. Neither party hereto waives or releases any of the liability immunities, limitations, or damages limitations available under Section 893.80 Wisconsin Statutes despite any provisions herein, if any, to the contrary.
13. Effective date of this Agreement shall be on the last date of the signature of any party hereto.

EXECUTED by the Village of Kimberly and the City of Appleton, each respective governmental entity acting by and through its duly authorized official in the manner required by each entity or otherwise as required by law.

**Village of Kimberly**

*Charles Kuen* By: *Charles Kuen*  
\_\_\_\_\_  
Charles Kuen, Village President  
Date: 4-1-2024

*Kimberly Fire Department*

*Jim Hieptas*  
\_\_\_\_\_  
Jim Hieptas, Fire Chief  
Date: 4-12-2024

[SIGNATURES CONTINUE ON THE FOLLOWING PAGE]

**City of Appleton**

By: \_\_\_\_\_  
Jacob A. Woodford, Mayor

Date: \_\_\_\_\_

Approved as to form:

\_\_\_\_\_  
Christopher R. Behrens, City Attorney

Date: \_\_\_\_\_

CityLaw: A22-0078.dg

By: \_\_\_\_\_  
Kami Lynch, City Clerk

Date: \_\_\_\_\_

*Appleton Fire Department*

\_\_\_\_\_  
Jeremy Hansen, Fire Chief

Date: \_\_\_\_\_

**AGREEMENT FOR AUTOMATIC ASSISTANCE  
FOR STRUCTURE FIRES  
TOWN OF GRAND CHUTE AND CITY OF APPLETON**

THIS AGREEMENT entered into on the date specified below, by and between the Town of Grand Chute ("Grand Chute") and the City of Appleton ("Appleton"), each of which are Wisconsin political subdivisions; and each acting herein through their duly authorized officials.

*WHEREAS* the governing officials of the governmental entities set forth above, political subdivisions of the State of Wisconsin and the United States of America, desire to secure for each entity the benefits of assistance in the protection of life and property from fire and other disasters:

*NOW, THEREFORE, IT IS AGREED AS FOLLOWS:*

1. In consideration for each party's automatic assistance to the other upon the occurrence of a structure fire in any portion of the designated area where this Agreement for Automatic Assistance is in effect, a predetermined number of firefighting equipment and personnel of the parties shall be dispatched to such point where the structure fire exists in order to assist in the protection of life and property subject to the conditions hereinafter stated.

Details as to amounts and types of assistance to be dispatched, methods of dispatching and communications, training programs and procedures and areas to be assisted will be developed by the Chief of the Grand Chute Fire Department and the Chief of the Appleton Fire Department. These details will be stipulated in a Memorandum of Understanding and signed by the Chiefs of both departments. Said Memorandum of Understanding may be revised, modified, or amended in writing at any time by a signed mutual agreement of the Fire Chiefs as conditions may warrant.

2. Any dispatch of equipment and personnel pursuant to this Agreement shall be sent unless such amount of assistance is unavailable due to emergency conditions and/or hazardous situations confronting either party's forces at the time of need for assistance under this Agreement.
3. Each party to this Agreement waives all claims against the other party for compensation for any loss, damage, personal injury, or death occurring as a consequence of the performance of this Agreement.
4. Neither party shall be reimbursed by the other for costs incurred pursuant to this Agreement. Personnel who are assigned, designated, or ordered by their governing body to perform duties, pursuant to this Agreement, shall

receive the same salary, pension, and all other compensation and rights for the performance of such duties, including injury or death benefits, and Worker's Compensation benefits, as though the service had been rendered within the limits of the entity where he or she is regularly employed. Moreover, all medical expenses; wage and disability payments; pension payments; damage to equipment and clothing; and expenses of travel; food; and lodging shall be paid by the entity in which the employee in question is regularly employed.

5. All equipment used by each party's fire department in carrying out this Agreement will, during the time response services are being performed, remain owned by the respective fire department; and all personnel acting for the party's fire department under this Agreement will, during the time response services are required, be firefighters of the fire department of the party where they are regularly employed.
6. At all times while equipment and personnel of either party's fire department are traveling to, from, or within the geographical limits of the other party in accordance with the terms of this Agreement, such personnel and equipment shall be deemed to be employed or used, as the case may be, in the full line and cause of duty of the party which regularly employs such personnel and equipment. Further, such equipment and personnel shall be deemed to be engaged in a governmental function of its governmental entity.
7. In the event that any individual performing duties subject to this Agreement shall be cited as a defendant party to any state or federal civil lawsuit, arising out of his or her official acts while performing duties pursuant to the terms of this Agreement, such individual shall be entitled to the same benefits that he or she would be entitled to receive had such civil action arisen out of an official act within the scope of his or her duties as a member of the department where regularly employed and occurred within the jurisdiction of the governmental entity where regularly employed. The benefits described in this paragraph shall be supplied by the party where the individual is regularly employed.
8. It is agreed by and between the parties hereto that any party hereto shall have the right to terminate this Agreement upon ninety (90) days written notice to the other party hereto.
9. It is understood and agreed that if the parties have heretofore entered into any similar agreement for automatic aid, the conditions and obligations of this Agreement shall take precedence over any conditions and obligations in any other agreements related to mutual assistance between the parties.
10. Each party agrees that if legal action is brought under this Agreement,

exclusive venue shall lie in the county where the emergency condition and/or hazardous situations occurred.

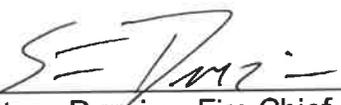
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12. Neither party hereto waives or releases any of the liability immunities, limitations, or damages limitations available under Section 893.80 Wisconsin Statutes despite any provisions herein, if any, to the contrary.
13. Effective date of this Agreement shall be on the last date of the signature of any party hereto.

EXECUTED by the Town of Grand Chute and City of Appleton, each respective governmental entity acting by and through its duly authorized official in the manner required by each entity or otherwise as required by law.

**Town of Grand Chute**

By:   
Jason Van Eperen, Town Chairman  
Date: 4-16-2024

*Grand Chute Fire Department*

  
Steve Denzien, Fire Chief  
Date: 4-16-2024

[SIGNATURES CONTINUE ON THE FOLLOWING PAGE]

**City of Appleton**

By: \_\_\_\_\_  
Jacob A. Woodford, Mayor  
Date: \_\_\_\_\_

By: \_\_\_\_\_  
Kami Lynch, City Clerk  
Date: \_\_\_\_\_

Approved as to form:

*Appleton Fire Department*

\_\_\_\_\_  
Christopher R. Behrens, City Attorney  
Date: \_\_\_\_\_  
CityLaw: A22-0078.dg

\_\_\_\_\_  
Jeremy Hansen, Fire Chief  
Date: \_\_\_\_\_



# Alcohol License Premises Amendment Request Form

CASH OR CHECK ONLY!

\*Please allow 4 weeks for application processing\*

### FEES ARE NON-REFUNDABLE

Date Recd: APR 12 2024

License Fee - \$10.00/event  
(CLCAGP)

Total \$ 10.00

Receipt #: 6071-8

## SECTION 1 - ESTABLISHMENT INFORMATION

Name of Establishment <u>Tipsy Talo &amp; Tequila Bar</u>	Establishment Phone Number <u>920 257 4580</u>
Address of Establishment <u>129 S Memorial Dr</u>	
Agent Name <u>Sarah Gregory</u>	Agent Phone Number (Required)

## SECTION 2 - PREMISES AMENDMENT - *A drawing/diagram of the proposed area must be submitted with this application*

Is this Premises Amendment Permanent?  YES  NO

Please describe the change in Premises: We are seeking to extend our premise to cover 715-727 W Lawrence St. road closure as well as parking lot.

If temporary, please specify the reason for the amendment: annual cinco de mayo celebration

If temporary, please list the date(s) and time(s) that this premises amendment will be utilized: May 5th 11am-9pm

## SECTION 3 - PENALTY NOTICE

I certify that I am familiar with Section 9-52 of the Municipal Code of the City of Appleton and agree that any license granted under this application may be suspended for cause at any time by the Common Council.

Under penalty of law, I swear that the information provided in this application is true and correct to the best of my knowledge and belief.

Signature of Applicant: Sarah Gregory Date: 4.12.24

## FOR OFFICE USE ONLY

Department	Approve	Deny	Staff Member	Reason
Police				
Fire				
Health				
Community Development				
Inspections				
Finance				
Safety and Licensing Date:	Recommendation:		Common Council Date:	Recommendation:
Date sent for Review <u>APR 12 2024</u>	Date Approved	Date Issued	Expiration Date	License Number





# Alcohol License Premises Amendment Request Form

CASH OR CHECK ONLY!

\*Please allow 4 weeks for application processing\*

### FEES ARE NON-REFUNDABLE

Date Recv'd APR 12 2024

License Fee - \$10.00/event  
(CLCAGP)

Total \$ 10.00

Receipt #: 6671-9

## SECTION 1 - ESTABLISHMENT INFORMATION

Name of Establishment: Sangria's Mexican Grill Establishment Phone Number: 920-955-3755

Address of Establishment: 215 S Memorial Dr.

Agent Name: Sarah Gregory Agent Phone Number (Required): \_\_\_\_\_

## SECTION 2 - PREMISES AMENDMENT - *A drawing/diagram of the proposed area must be submitted with this application*

Is this Premises Amendment Permanent?  YES  NO

Please describe the change in Premises: We are seeking to extend our premise to cover 715-727 W Lawrence St. road closure as well as parking lot.

If temporary, please specify the reason for the amendment: annual cinco de mayo celebration

If temporary, please list the date(s) and time(s) that this premises amendment will be utilized: May 5th 11am - 9pm

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Under penalty of law, I swear that the information provided in this application is true and correct to the best of my knowledge and belief.

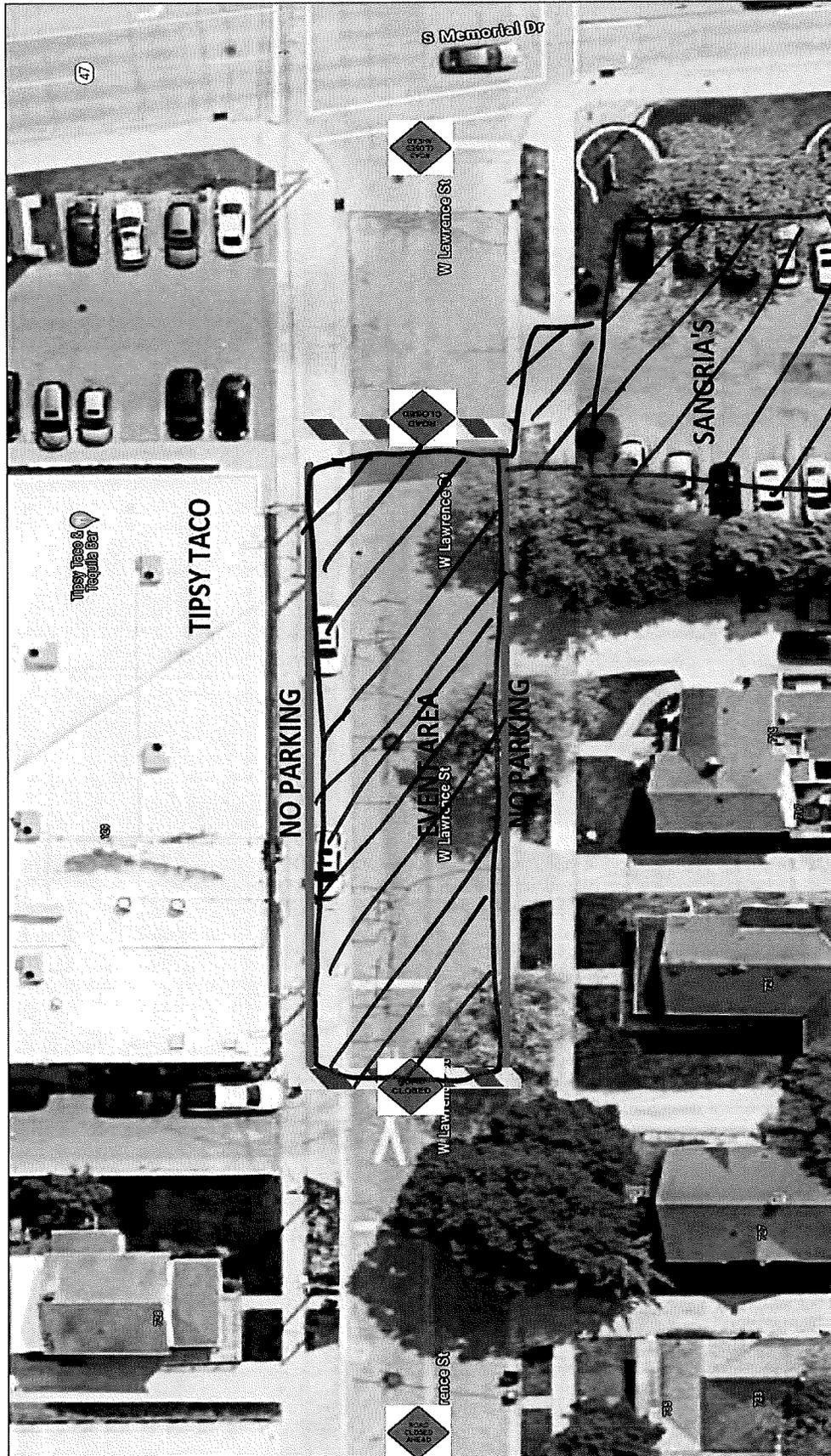
Signature of Applicant: Sarah Gregory Date: 4/12/24

## FOR OFFICE USE ONLY

Department	Approve	Deny	Staff Member	Reason
Police				
Fire				
Health				
Community Development				
Inspections				
Finance				

Safety and Licensing Date: \_\_\_\_\_ Recommendation: \_\_\_\_\_ Common Council Date: \_\_\_\_\_ Recommendation: \_\_\_\_\_

Date sent for Review <u>APR 12 2024</u>	Date Approved ____/____/____	Date Issued ____/____/____	Expiration Date ____/____/____	License Number
--	---------------------------------	-------------------------------	-----------------------------------	----------------



### Application for Temporary Class "B" / "Class B" Retailer's License

See Additional Information on reverse side. Contact the municipal clerk if you have questions.

FEE \$ 10 per event + \$7 (applicant background investigation fee)

Application Date: 04/15/2024

Town  Village  City of Appleton

County of Outagamie

The named organization applies for: (check appropriate box(es).)

- A Temporary Class "B" license to sell fermented malt beverages at picnics or similar gatherings under s. 125.26(6), Wis. Stats.
- A Temporary "Class B" license to sell wine at picnics or similar gatherings under s. 125.51(10), Wis. Stats.

at the premises described below during a special event beginning 05/03/2024 and ending 05/03/2024 and agrees to comply with all laws, resolutions, ordinances and regulations (state, federal or local) affecting the sale of fermented malt beverages and/or wine if the license is granted.

- 1. Organization** (check appropriate box) →
- Bona fide Club
  - Church
  - Lodge/Society
  - Veteran's Organization
  - Fair Association or Agricultural Society
  - Chamber of Commerce or similar Civic or Trade Organization organized under ch. 181, Wis. Stats.

(a) Name Thompson Center On Lourdes

(b) Address 2331 East Lourdes Drive, Appleton 54915  
(Street)  Town  Village  City

(c) Date organized 05/03/2024

(d) If corporation, give date of incorporation \_\_\_\_\_

(e) If the named organization is not required to hold a Wisconsin seller's permit pursuant to s. 77.54 (7m), Wis. Stats., check this box:

(f) Names and addresses of all officers:

President Aboibh Greene

Vice President Ray Zuelke

Secretary \_\_\_\_\_

Treasurer Colny Gretzinger

(g) Name and address of manager or person in charge of affair: Margret Mann

(g)1. Date of Birth: \_\_\_\_\_ (g)2. Drivers License #: \_\_\_\_\_ (g)3. Email: \_\_\_\_\_ Phone: \_\_\_\_\_

### 2. Location of Premises Where Beer and/or Wine Will Be Sold, Served, Consumed, or Stored, and Areas Where Alcohol Beverage Records Will be Stored:

(a) Street number 2331 East Lourdes Drive

(b) Lot \_\_\_\_\_ Block \_\_\_\_\_

(c) Do premises occupy all or part of building? ONLY part

(d) If part of building, describe fully all premises covered under this application, which floor or floors, or room or rooms, license is to cover: Fellowship Hall - Main floor

### 3. Name of Event

(a) List name of the event Senior Prom

(b) Dates of event 05/03/2024 7-9pm

### DECLARATION

An officer of the organization, declares under penalties of law that the information provided in this application is true and correct to the best of his/her knowledge and belief. Any person who knowingly provides materially false information in an application for a license may be required to forfeit not more than \$1,000.

Officer Margret Mann  
(Signature / Date)

Thompson Center on Lourdes  
(Name of Organization)

Date Filed with Clerk 4-15-2024

Date Reported to Committee \_\_\_\_\_

Date Granted \_\_\_\_\_

License No. \_\_\_\_\_

# Application for Temporary Class "B" / "Class B" Retailer's License

See Additional Information on reverse side. Contact the municipal clerk if you have questions.

FEE \$ 10 per event + \$7 (applicant background investigation fee)

Application Date: 3/6/2024

Town  Village  City of Appleton

County of Outagamie

The named organization applies for: (check appropriate box(es).)

A Temporary Class "B" license to sell fermented malt beverages at picnics or similar gatherings under s. 125.26(6), Wis. Stats.

A Temporary "Class B" license to sell wine at picnics or similar gatherings under s. 125.51(10), Wis. Stats.

at the premises described below during a special event beginning 05/17/2024 and ending 05/17/2024 and agrees to comply with all laws, resolutions, ordinances and regulations (state, federal or local) affecting the sale of fermented malt beverages and/or wine if the license is granted.

### 1. Organization (check appropriate box) →

- Bona fide Club  Church  Lodge/Society  
 Veteran's Organization  Fair Association or Agricultural Society  
 Chamber of Commerce or similar Civic or Trade Organization organized under ch. 181, Wis. Stats.

(a) Name Appleton Downtown, Inc.

(b) Address c/o Appleton Downtown, Inc. 333 W. College Ave., Suite 100, Appleton, WI 54911  
(Street)  Town  Village  City

(c) Date organized 04/02/1993

(d) If corporation, give date of incorporation \_\_\_\_\_

(e) If the named organization is not required to hold a Wisconsin seller's permit pursuant to s. 77.54 (7m), Wis. Stats., check this box:

(f) Names and addresses of all officers:

President Lyssa King, 211 W. College Ave., Appleton, WI 54912

Vice President Steve Lonsway, 1004 S. Olde Oneida St., Appleton, WI 54911

Secretary Kolby Knuth, 901 S. Lawe St., Appleton, WI 54915

Treasurer Tom Klister, 229 E. Washington St., Appleton, WI 54911

(g) Name and address of manager or person in charge of affair: Jennifer Stephany, 333 W. College Ave., Appleton, WI 5491

(g)1. Date of Birth: \_\_\_\_\_ (g)2. Drivers License #: \_\_\_\_\_ (g)3. Email: \_\_\_\_\_ Phone: \_\_\_\_\_

### 2. Location of Premises Where Beer and/or Wine Will Be Sold, Served, Consumed, or Stored, and Areas Where Alcohol Beverage Records Will be Stored:

(a) Street number College Avenue, from Superior St. To Durkee St.

(b) Lot \_\_\_\_\_ Block \_\_\_\_\_

(c) Do premises occupy all or part of building? No

(d) If part of building, describe fully all premises covered under this application, which floor or floors, or room or rooms, license is to cover: Two bar locations on College Avenue with licensed bartenders. Wristbands and tickets required with proper ID.

### 3. Name of Event

(a) List name of the event Light the Night Market

(b) Dates of event 05/17/2024

### DECLARATION

An officer of the organization, declares under penalties of law that the information provided in this application is true and correct to the best of his/her knowledge and belief. Any person who knowingly provides materially false information in an application for a license may be required to forfeit not more than \$1,000.

Officer Jennifer Stephany 4-15-24 Appletondowntowninc  
(Signature) (Date) (Name of Organization)

Date Filed with Clerk 4-15-2024

Date Reported to Committee \_\_\_\_\_

Date Granted \_\_\_\_\_

License No. \_\_\_\_\_



"meeting community needs  
.....enhancing quality of life"

<b>FEES ARE NON-REFUNDABLE</b>	Date Recd <u>APR 10 2024</u>
License Fee - \$10.00 per event	Acct Code: CLCSPB
Investigation Fee <u>17</u> + 7.00	Acct Code: CLCPIF
Total Amount Paid <u>17</u>	Receipt <u>60658-4</u>

### Application for Temporary Class "B" Beer or "Class B" Wine License

\*Application MUST be on file for 10 days prior to event, please allow 2-3 weeks for processing\*

The named organization applies for: (Please check one or both)

A temporary Class "B" license to sell FERMENTED MALT BEVERAGES at picnics or similar gathering under s. 125.26(6) Wis. Stats.

A temporary "Class B" license to sell WINE at picnics or similar gathering under s. 125.51(10) Wis. Stats. (Limit 2 licenses in a 12 month period)

#### SECTION 1 - ORGANIZATION INFORMATION - Answer all questions completely. Please PRINT clearly

Name of Organization (Bona fide club, lodge or society, veteran's organization or fair association) Heart of the Valley Lions Club Date Organized 2018

Address PO Box 151 City Combined Locks State WI Zip 54113

Person in Charge of Event:  Name: Last Sewall First Beth M. I. M Date of Birth \_\_\_\_\_

Address 207 Hidden Ridges Way City Combined Locks State WI Zip 54113 Person in charge phone number: \_\_\_\_\_

President Last Sewall First Beth Middle Initial M Date of Birth \_\_\_\_\_ Male  Female

Address 207 Hidden Ridges Way City Combined Locks State WI Zip 54113

Vice President Last Vavrek First Christine Middle Initial A Date of Birth \_\_\_\_\_ Male  Female

Address 1526 Harrison St City Kaukauna State WI Zip 54130

Secretary Last Laird First Kelly Middle Initial \_\_\_\_\_ Date of Birth \_\_\_\_\_ Male  Female

Address 510 Richard St City Combined Locks State WI Zip 54113

Treasurer Last Vanden Bosch First Michelle Middle Initial \_\_\_\_\_ Date of Birth \_\_\_\_\_ Male  Female

Address N9603 Handel Dr City Appleton State WI Zip 54915

#### SECTION 2 - EVENT INFORMATION SECTION

Date(s) of Event: Beginning 6/22/24 Ending: 6/22/24 Hours Noon AM / PM 11:00 AM / PM

Please describe the type of event you are going to have: Sol Dance Music Festival

Do you plan to serve food at this event? No  Yes  If yes, contact the Appleton Health Department. (920.832.6429)

Location where beer or wine will be sold or served: Adjacent to Pavilion in Jones Park

Address 301 W. Lawrence St City Appleton State WI Zip 54911

Describe actual location and dimensions of area to be licensed below: - BE PRECISE! \_\_\_\_\_ Will minors be present? No  Yes

Amphitheater to Pavilion If yes, how will you prevent minors from obtaining alcoholic beverages? FD Check + Wristbands Required

#### SECTION 3 - PENALTY SECTION

This application must be on file in the Office of the City Clerk for at least ten (10) business days prior to granting the license. If the event will last more than four (4) days, the application shall be filed 15 days prior to the granting of the license. This organization also agrees to comply with all laws, resolutions, ordinances and regulations (state, federal or local) affecting the sale of fermented malt beverages if the license is granted. The officer(s) of the organization, individually and together, declare under penalties of law that the information provided in this application is true and correct to the best of their knowledge and belief.

Signature of Officer [Signature]

#### FOR OFFICE USE ONLY

Dept.	Approve	Deny	By	Reason
Police				
Fire				
Health				
Inspection				
S&L	Date Issued		Exp. Date	License Number

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A Temporary "Class B" license to sell wine at picnics or similar gatherings under s. 125.51(10), Wis. Stats.

at the premises described below during a special event beginning 07/19/2024 and ending 07/19/2024 and agrees to comply with all laws, resolutions, ordinances and regulations (state, federal or local) affecting the sale of fermented malt beverages and/or wine if the license is granted.

1. Organization (check appropriate box) →  Bona fide Club  Church  Lodge/Society  
 Veteran's Organization  Fair Association or Agricultural Society  
 Chamber of Commerce or similar Civic or Trade Organization organized under ch. 181, Wis. Stats.

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## 3. Name of Event

(a) List name of the event Light the Night Market

(b) Dates of event 07/19/2024

## DECLARATION

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Officer Jennifer Stephany 4-15-24 Appleton Downtown Inc  
(Signature / Date) (Name of Organization)

Date Filed with Clerk 4-15-2024

Date Reported to Committee \_\_\_\_\_

Date Granted \_\_\_\_\_

License No. \_\_\_\_\_

### April 2024 Alcohol Establishment Violation Convictions

<b>Establishment Name</b>	<b>Address</b>	<b>Violation</b>	<b>Points Assessed</b>	<b>Total Points for Establishment</b>
Northland Citgo	800 E Northland Ave	Gambling Machines on Premises	150	150
Valley Mobil	2661 S Oneida St	Gambling Machines on Premises	150	150
Courtyard Marriott	101 S Riverheath Way	Dispense/Sell Alcohol to Minor	80	80
Aldi	2310 S Kensington	Dispense/Sell Alcohol to Minor	80	80
Walmart	3701 E Calumet	Dispense/Sell Alcohol to Minor	80	80
Quinto Sol Supermarket	2311 W College Ave	No Licensed Operator	40	65
Quinto Sol Supermarket	2311 W College Ave	Failure to Display License	25	65
Oneida BP	1306 S Oneida St	No Licensed Operator	40	40
SG Petroleum	2811 E Newberry St	No Licensed Operator	40	40
Lindo Michoacan	211 N Richmond St	No Licensed Operator	40	120
Pick N Save	511 W Calumet St	No Licensed Operator	40	40
Kwik Trip	4085 E Calumet St	No Licensed Operator	40	40