

CITY OF NEENAH
PUBLIC SERVICES AND SAFETY COMMITTEE MEETING
Tuesday, May 24, 2016 - 7:00 PM
Hauser Room - City Administration Building

***NOTICE IS HEREBY GIVEN**, pursuant to the requirements of Wis. Stats. Sec. 19.84, that a majority of the Neenah Common Council may be present at this meeting. Common Council members may be present to gather information about a subject over which they have decision making responsibility. This constitutes a meeting of the Neenah Common Council and must be noticed as such. The Council will not take any formal action at this meeting.*

A G E N D A

- I. Approval of Minutes of the May 10, 2016, Regular Meeting (Minutes can be found on the City website)
- II. Appearances
- III. Council Referrals
- IV. Unfinished Business
- V. New Business
 - A. Parks and Recreation Department - None
 - B. Police Department - None
 - C. Community Development and Assessment Department - None
 - D. Public Works Department
 - 1. 2016 Pavement Preservation Plan (Attachment)
 - 2. Ordinance 2016-08: Street Use Permit Process (Attachment)
 - 3. Public Works General Construction and Department Activity (Attachment)
 - E. Licenses
 - 1. Beverage Operator License Applications (Attachment)
 - 2. Temporary Class "B" Retail (Picnic) Beer and Wine License Application:
 - a. Bergstrom-Mahler Museum of Glass (Attachment)
 - 3. Retail "Class B" Malt and Liquor License Application:
 - a. Joni's (formerly Therapy) (Attachment)
 - 4. Retail Class "A" Malt License Application:
 - a. Aldi Inc. (Attachment)
 - b. Shopko Stores Operating Co., LLC (Attachment)
 - 5. Sidewalk Café "Class B" Premise Application:
 - a. Town Council Kitchen and Bar (Attachment) (Memo and Map to be Distributed at Meeting)
 - F. Announcements / Future Agenda Items
- VI. Adjournment

**CITY OF NEENAH
PUBLIC SERVICES AND SAFETY COMMITTEE MEETING
Tuesday, May 10, 2016 - 7:00 PM
Hauser Room - City Administration Building**

Present: Chairman Bates, Aldermen Hillstrom, Lang, Lendrum and Stevenson

Also Present: Mayor Kaufert, Director of Public Works Kaiser, Director of Community Development and Assessment Haese, Police Chief Wilkinson, Alderman Pollnow, Tom Howard, Alex Wenzel, Maria Turner

MINUTES: Motion/Second/Carried Lendrum/Hillstrom to approve the minutes of the April 26, 2016, Regular Meeting. All voting aye.

APPEARANCES: None

COUNCIL REFERRALS: None

UNFINISHED BUSINESS: None

NEW BUSINESS:

Parks and Recreation: None

Police Department: None

Motion/Second/Carried to amend the agenda to address Item E. Licenses. All voting aye.

Licenses:

2016-2017 Liquor License Renewals: The Committee reviewed the 2016-2017 liquor license renewals as listed in "Exhibit A". Chairman Bates questioned the Aldi representative about the arrangements at their store for alcohol sales. Tom Howard, representing Aldi Inc., noted that they have applied for a Class "A" Malt license. He reviewed the types of products that they plan to sell, the general store arrangement and provisions for maintaining surveillance over that product area. Committee questioned if Aldi, Inc., had previously received a license for this store. After discussion, Mayor Kaufert indicated that he believed that they had received a license prior to the delay in the store's construction. Committee questioned the Aldi representative about their limiting sale items to beer and wine only. Mr. Howard indicated that this decision was a result of City ordinance requiring a separate entry access to areas for liquor sales. Director Haese clarified the code requirement noting that the liquor sales area must be able to be closed off from the remainder of the store. Mayor Kaufert noted that the renewal for Under the Dome, Inc., was not included in the list.

Following discussion, **Motion/Second/Carried Lendrum/Hillstrom to recommend Council approve all 2016-2017 liquor license renewals as outlined in the attached Notice of Application for License 2016-2017, "Exhibit A", contingent upon payment of all outstanding forfeitures as outlined and monitored by the City Clerk's Office and contingent upon review and confirmation of an original license for Aldi, Inc., and confirmation of a renewal for Under the Dome, Inc.** All voting aye.

REPORT

Public Services and Safety Committee Meeting
May 10, 2016
Page 2

Mayor Kaufert informed the Committee of discussions he has had with Joni Wood, owner of the property occupied by Therapy Bar, 208 Main Street, about issues with the operation of that business. He noted that a license renewal for this property was not included in the current list but will be forthcoming.

Beverage Operator License Applications: The Committee reviewed the beverage operator license applications for Liza L. Casperson, Tammy L. Dobizl, Shannon E. Hoffmann, Samantha R. Jacquet, Melissa L. Johnson and Justine M. Mecha.

C.A.

Following discussion, **Motion/Second/Carried Hillstrom/Stevenson to recommend Council approve beverage operator license applications for Liza L. Casperson, Tammy L. Dobizl, Shannon E. Hoffmann, Samantha R. Jacquet, Melissa L. Johnson and Justine M. Mecha.** All voting aye.

Mayor Kaufert noted discussions that he has had with City Attorney Godlewski and Director Easker about the contrasting approaches regarding license denial related to fee delinquency as opposed to our inability to deny a license due to property tax delinquency.

Temporary Class "B" Retail (Picnic) Beer License Application - CASA Craft Beer Week Festival: The Committee reviewed the request for a temporary Class "B" retail (picnic) beer license application from CASA of the Fox Cities, 211 E. Franklin Street, Suite E, Appleton, for their CASA Craft Beer Week Festival to be held on May 19, 2016, at the East parking lot from the building at 116 S. Commercial (Lion's Tail Brewing Co.) to Chase Bank property. Alex Wenzel, Lions Tail Brewing, reviewed the event. He noted that the event runs from 3:00p.m. to 10:00p.m. An acoustic band will play from 7:00p.m. to 10:00p.m. Lions Tail Brewing will provide the licensed bartenders for the event. He estimates 200 attendees. Beer sales will be done through the purchase of drink tickets. Identification will be checked at the time of drink ticket purchase. He noted that two servers are trained in security. Food will be catered by Remington's. Maria Turner, representing CASA (Court Appointed Special Advocates), informed the Committee of the function of that organization and related the increased caseload experienced since the local branch opened in 2013.

Committee asked about restroom facilities for the event. Mr. Wenzel noted that he had planned to use the restrooms inside the building, but is open to having a porta potty in the event area. Chief Wilkinson stated that this is a new event. He questioned the ability of attendees to travel between the event area and the licensed business. Chairman Bates noted the rules that restrict this. Mayor Kaufert indicated that these are licensing rules enforced by the Wisconsin Department of Revenue. Chief Wilkinson noted that the event is scheduled for the day after Council approval, which didn't allow much time for the organizer to react to any new conditions placed on the event.

C.A.

Following discussion, **Motion/Second/Carried Stevenson/Hillstrom to recommend Council grant a temporary Class "B" retail (picnic) beer license to CASA of the Fox Cities, 211 E. Franklin Street, Suite E, Appleton, for their CASA Craft Beer Week Festival to be held on May 19, 2016, at the East parking lot from the building at 116 S. Commercial (Lion's Tail Brewing Co.) to Chase Bank property.** All voting aye.

Community Development:

Integrated Parking Enforcement, Violations and Permit Management System: Director Haese reviewed his May 6, 2016, memo outlining the proposed contract with NuPark LLC for the provision of an integrated parking enforcement, violation and permit system including software and hardware components. He listed the detailed costs for the system over the next three years. The cost detail assumed the higher cost option if multiple options were available. He noted that the contract will be set up in a menu format and that some of the components will be identified during the course of implementation. The implementation details will be finalized over the next three months.

Committee discussed the warranty cost for the license plate reader (LPR). Director Haese indicated that the higher cost warranty was listed and that both warranty options would be more closely evaluated before a selection was made. Chief Wilkinson noted that this is the same kind of camera system that is used in other Wisconsin jurisdictions. Committee discussed the organization of the parking operations. Director Haese noted that five departments have a role in parking – Community Development, Public Works, Police, Finance and Information Systems. He stated that the Police would be providing the manpower to run the LPR. Chief Wilkinson indicated that they would make a vehicle available for this. Committee discussed the current staffing for parking enforcement and Chief Wilkinson addressed the potential use of officers on light duty restrictions for this work in addition to the current CSO staffing. Director Haese noted that the enforcement software would be in all squads so all officers would be trained to some degree. Committee expressed concern that the seeming high cost of the warranty could be a poor indicator of equipment durability. Director Haese noted that the communities that he contacted about the system did not give any indication that there were issues with the equipment. Ald. Pollnow addressed the Committee to question payment and funding arrangements. Director Haese noted that complete payment is not being made up front. The purchase would be funded through TID 8 carry forward funds targeted toward parking acquisition. Committee requested that Director Kaiser have Finance Director Easker determine the funding source and email the information to the Council. Director Haese indicated that he would provide a memo to Council regarding the warranty prior to any acquisitions related to the warranty.

Following discussion, **Motion/Second/Carried Hillstrom/Lendrum to recommend Council authorize the appropriate staff to enter into a contract with NuPark, LLC, with a first year cost not to exceed \$88,700, for the provision of an Integrated Parking Enforcement, Violations and Permit Management System with funds coming from TID 8 carry forward.** All voting aye.

Resolution 2016-21: Vacating a Portion of the Public Alley Located East of Main Street, West of Church Street, South of West Wisconsin Avenue and North of West Doty Avenue: Director Haese reviewed the memo of Deputy Director of Community Development and Assessment Schmidt regarding the vacation of the westerly 150 feet of the alley behind the 200 block of W. Wisconsin Avenue. The alley vacation is needed for the Gateway project. He noted that future access to the alley will come from the parking lot for the Gateway project, so an access easement from the developer will be needed as part of that project approval.

Public Services and Safety Committee Meeting
May 10, 2016
Page 4

Committee discussed pedestrian access through the area upon completion of the project. Committee discussed formal and informal notice provided to the businesses in the 200 block of the proposed vacation.

RES.

Following discussion, **Motion/Second/Carried Hillstrom/Stevenson to recommend Council approve Resolution No. 2016-21 vacating a portion of the public alley located East of Main Street, West of Church Street, South of West Wisconsin Avenue and North of West Doty Avenue.** All voting aye.

Public Works Department:

We Energies Distribution Easement Request: Director Kaiser reviewed his May 6, 2016, memo regarding the easement request from We Energies at the Marketplace Lot. This request had previously been reviewed by Committee at the April 12 meeting. At that meeting, Committee had expressed a concern with the potential cost to the City if the underground facility placed in that easement needed to be relocated to accommodate a development project. Director Kaiser reviewed language provided by We Energies to address that concern. The language provides a no charge relocation on a one time basis provided that the City provides another suitable location for the facility. Committee discussed the interpretation of the word "suitable" and noted that the suitable location could be street right-of-way.

REPORT

Following discussion, **Motion/Second/Carried Stevenson/Lendrum to recommend Council approve a Distribution Easement - Underground for We Energies facilities outlined in WR3825535 and the relocation language provided.** All voting aye.

Tullar Road Drop-Off Weekend Hours Discussion: Mayor Kaufert presented his request to expand drop-off site hours to include Sunday. He noted the positive response that this idea has received when he has presented it to local groups. He stressed the customer service benefit. He related that Appleton currently has Sunday hours and has been told that they are popular. He also noted that additional Sunday hours could lighten the demand seen on Saturday and smooth the demand overall. Committee noted that the primary logistical issue with any extension of hours is handling the materials that are received, especially with the Winnebago County Landfill being closed at noon on Saturday. Ald. Lendrum expressed a concern with trying rush into making these arrangements for this summer. She also expressed a preference for extending Saturday hours as opposed to starting Sunday hours. Chairman Bates suggested having Sunday hours on a trial basis for a few Sundays this summer. Director Kaiser indicated support for the trial in order to solve logistic issues in advance of any full-scale implementation. He also noted that it would cost about \$9,000 to extend the roll-off bays. This would include the cost to pour a concrete floor and the cost for modular concrete block to extend the retaining walls. Committee discussed the logistics of making these modifications while the drop-off site was open and the funding source for these modifications. Committee discussed staffing issues with the additional hours. Mayor Kaufert stated that, based on his discussions with Director Barber, he would approve a wage rate of \$10 per hour for the Sunday attendants. He clarified that the additional funds included in the operating budget were only for the attendant wages. The costs for additional roll-off pulls or to expand the roll-off bays was not included.

Public Services and Safety Committee Meeting
May 10, 2016
Page 5

Committee discussed resident desires and their use of the additional hours. Committee discussed the measures of success if a trial were implemented. The consensus of the Committee was to have staff work through the logistics to allow for Sunday drop-off site hours on the last Sunday of the month for July, August and September.

Public Works General Construction and Department Activity:

1. (Contract 5-15, Cured in Place Pipe/Grouting) Work is complete. A final estimate is being taken to the next Board of Public Works meeting.
2. (Contract 1-16, Franklin, Higgins, Columbian, Henry and Lincoln) Sanitary sewer and water main have been installed on Franklin and Columbian. Water main was installed on Oak. Services are being installed on Franklin east of Elm. Work will start on Lincoln between Third and Fourth about May 23. We have seen greater interest in replacing sanitary laterals this year, so those quantities are coming in higher than bid. All of the cost for that work is assessable.
3. (Contract 2-16, Castle Oak I Street/Sidewalk Construction) In the Castle Oak I area, the temporary asphalt pavement has been pulverized, the road bed has been graded, and curb/gutter has been poured. Work has begun on the Castle Oak/Marathon roundabout and sidewalk grading.
In the Castle Oak IV area, the temporary asphalt mat has been paved. Shouldering work needs to be completed.
4. (Contract 3-16, Epoxy Pavement Marking) This contract has been awarded to Guide Lines Pavement Marking LLC. A schedule has not been set. They are also the subcontractor to MCC for providing pavement marking at the Castle Oak/Marathon roundabout. We anticipate that they will execute this work around the time that the roundabout is ready for pavement marking.
5. The Town of Vinland has approached us with a request to cost-share on a resurfacing project on Woodenshoe Road abutting the Liberty Heights Subdivision. Winnebago County would perform the work. The estimated cost for the work is \$29,000, so the City's share would be \$14,500. We are working through details on the request with Winnebago County Highways. This project was not budgeted, so a funding source needs to be identified and Council action would be needed to move ahead with the work. Mayor Kaufert noted that concerns about the condition of the road have been brought to him by residents in the Liberty Heights subdivision.
6. The week of May 15 through May 21 is National Public Works Week.
7. Staff is met on May 10 to review a proposed sidewalk criteria system. Modifications are being made to the proposed system.
8. Traffic Engineer Merten has met with YMCA staff to prepare educational material for the upcoming parking and traffic flow changes on North Water Street.
9. Director Kaiser is meeting with We Energies representatives and residents along Bayview Road to discuss concerns with an electric facility relocation for which We Energies is trying to acquire easements.

Announcements/Future Agenda Items: Ald. Hillstrom asked if there have been any coyote reports so far this year. Mayor Kaufert noted that he was not aware of any.

Public Services and Safety Committee Meeting
May 10, 2016
Page 6

Ald. Pollnow addressed the Committee to inquire as to the status of the resident question about the intersection of Grant Place and Grant Street. Mayor Kaufert stated that Assistant Building Inspector Pederson indicated that the shrubs at the intersection appear to be on private property.

Mayor Kaufert encouraged the Committee members to check the improvements made to the Church Street bus shelter. Work was done on the shelter by Neenah High School art students and by volunteers as part of the Rock the Block event.

Mayor Kaufert informed the Committee of a power pole relocation that was being done by We Energies along the alley behind Eagle Nation Cycle to accommodate an overhead power line removal for the Gateway project.

Motion/Second/Carried Hillstrom/Lendrum to adjourn at 9:20 p.m. All voting aye.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Gerry Kaiser". The signature is fluid and cursive, with the first name "Gerry" and last name "Kaiser" clearly distinguishable.

Gerry Kaiser
Director of Public Works

CITY OF NEENAH
NOTICE OF APPLICATION FOR LICENSE
2016-2017

“Exhibit A”

To the Honorable Mayor and Common Council of the City of Neenah, Wisconsin.

The undersigned Committee reports the applications have been made and filed in the office of the City Clerk for licenses as follows, and this Committee recommends to your Honorable Body that such licenses be granted:

“CLASS BLB” MALT AND LIQUOR (Corporation):

BayPoint Bar & Grill, Inc., 944 S. Green Bay Rd, d/b/a BayPoint Bar & Grill, 944 S. Green Bay Rd., Richard Holloway, agent
LDPK, Inc., 113 W. Wisconsin Ave., d/b/a Cannova's Pizzeria, 113 W. Wisconsin Ave., Debbie Rasmus, agent
Classic Lanes Fox Valley, Inc., 934 Byrd Avenue, d/b/a Classic Lanes Fox Valley, 934 Byrd Avenue, Gary Mack, agent
El Azteca Restaurants, Inc., N474 Eisenhower Dr., Appleton, WI 54915, d/b/a El Azteca Restaurant, 878 Fox Point Plaza, Fe Montalvo, agent
Pizza Parlor, Inc., 905 S. Commercial St., d/b/a Cranky Pat's Pizzeria & Pub, 905 S. Commercial St., David Earle, agent
Don Lei Enterprises, Inc., 129 N. Green Bay Road, d/b/a ICU Bar & Grill, 129 N. Green Bay Rd, Donald Schunk, agent
Fire-Lite, Inc., 1171 Gillingham Rd., d/b/a Fire-Lite, 1171 Gillingham Rd., Laura Nelson, agent
Fraternal Order of Eagles Aerie #1099 Inc., 1338 S. Commercial St., d/b/a Neenah Eagles, 1338 S. Commercial St., James Fluette, agent
Paper City Pub, Inc, 212 W. Wisconsin Ave., d/b/a Paper City Pub, 212 W. Wisconsin Ave., Matthew Johnson, agent
Solea Mexican Grill, Inc., 1350 Gillingham Rd., d/b/a Solea Mexican Grill, 1350 Gillingham Rd., Eduardo Sanchez, agent
Uncorked Bistro, Inc., 108 W. Wisconsin Ave., d/b/a Uncorked Bistro, 108 W. Wisconsin Ave., Kris Lavery, agent
WIMEX, Inc., 145 W. Wisconsin Ave., d/b/a Zacatecas Mexican Restaurant, 145 W. Wisconsin Ave., Eduardo Lopez, agent
Zuppa's Inc., 1540 S. Commercial St., d/b/a Zuppa's, 1540 S. Commercial St., Peter Kuenzi, agent

"CLASS BLB" MALT AND LIQUOR (LLC):

Apple Hospitality Group, LLC, 2120 Pewaukee Road, Suite 200, Waukesha, WI 53188, d/b/a Applebee's, 1111 Westowne Dr., Ryan Pitzen, agent
Chang Qing, LLC, 415 S. Commercial St., d/b/a Bao Ju Mandarin Gourmet, 415 S. Commercial St., Li Xin Ni, agent
Bridgewood Holdings of Neenah, LLC, 1020 Cameron Way, d/b/a Bridgewood Golf Course, 1020 Cameron Way, Richard Batley, agent
Bridgewood Holdings of Neenah, LLC, 1000 Cameron Way, d/b/a Bridgewood Resort Hotel, 1000 Cameron Way, Richard Batley, agent
Drinks N More, LLC, 293 S. Green Bay Road, d/b/a C & C Tavern, 293 S. Green Bay Road, Crista L. Schmidli, agent
Copperstill Bourbon Bar, LLC, 211 E. Wisconsin Avenue, d/b/a Copperstill Bourbon Bar, 211 E. Wisconsin Avenue, Anthony Kuhr, agent
Cy's Asian Bistro, LLC, 208 W. Wisconsin Ave., d/b/a Cy's Asian Bistro, 208 W. Wisconsin Ave., Vongthanong Thounsavath, agent
Investment Creations, LLC, 116 S. Commercial St (top floor), d/b/a ERA Ballroom, 116 S. Commercial St (top floor), Umer Sheikh, agent
RichterGreene, LLC, 134 W. Wisconsin Ave., d/b/a Greene's Pour House, 134 W. Wisconsin Ave., Robert Greene, agent
Gord's Pub, LLC, 210 Main St., d/b/a Gord's Pub, 210 Main St., Paula J. Pitsch, agent
Bridgewood Holdings of Neenah, LLC, 1010 Cameron Way, d/b/a Ground Round Bar & Grill, 1010 Cameron Way, Richard Batley, agent
Lion's Tail Brewing Co., LLC, 116 S. Commercial St d/b/a Lion's Tail Brewing Co., Alexander Wenzel, agent
Tho Kin Tho, LLC, 157 S. Green Bay Rd., d/b/a Lucky Dog'z, 157 S. Green Bay Rd., David Thoss, agent
Mr. D's Two, LLC, 218 W. Wisconsin Ave., d/b/a Mr. D's, 218 W. Wisconsin Ave., Tim Niemuth, agent
My Place SNL, LLC, 1127 S. Commercial St., d/b/a My Place SNL, 1127 S. Commercial St., Lawrence Kubinski, agent
North American Hotel Group, LLC, 123 E. Wisconsin Ave., d/b/a Riverwalk Hotel Downtown Neenah, 123 E. Wisconsin Ave., Eric Smith, agent
Off the Vine Woodfire Pizza Co., LLC, 124 W. Wisconsin Ave., Ste. 170, d/b/a Broken Tree Pizza, 124 W. Wisconsin Ave., Ste. 170, Emily Schreiner, agent
Short Branch Saloon LLC, 1102 Harrison St, d/b/a Short Branch Saloon, 1102 Harrison St., Lorrie Davis, agent
Sidetracked Bar & Grill, LLC, 129 N Lake St., d/b/a Sidetracked Bar & Grill, 129 N Lake St., Kevin M. Redlin, agent
Sherrytown Station, LLC, 432 Sherry St., d/b/a Sherrytown Station, 432 Sherry St., Sueann Steward, agent
Charctails, LLC, 133 W. Wisconsin Avenue, d/b/a Town Council Kitchen and Bar, Sean Hathaway-Casey, agent
Two Broke Girlz, LLC, 430 Sherry St., d/b/a Two Broke Girlz, 430 Sherry St., Autumn Johnson, agent
Xtra Innings, LLC, 1348 S Commercial St., d/b/a Xtra Innings, 1348 S Commercial St., Nathan Maves, agent

The Wobbly Painter, LLC, 112 E. Bell St., d/b/a The Wobbly Painter, 112 E. Bell St.,
Mark R. Engel, agent

"CLASS BLB" MALT AND LIQUOR (Partnership):

Gretchen H. Diegel/Kristin S. Zagrodnik Partnership, 1330 S Commercial St., d/b/a
Cedar Bar & Grill, 1330 S. Commercial St.

CLASS "B" MALT (Corporation)

Pagoni's Pizza, Inc., 1337 W. Winneconne Ave., d/b/a Pagoni's Pizza, 1337 W.
Winneconne Ave., Louie Morales, agent
Sammy's Pizza, Inc, 322 N. Commercial St., d/b/a Sammy's Pizza, 322 N. Commercial
St., Thomas Miller, agent

"CLASS C" Wine (Corporation)

Pagoni's Pizza, Inc., 1337 W. Winneconne Ave., d/b/a Pagoni's Pizza, 1337 W.
Winneconne Ave., Louie Morales, agent

"CLASS A" MALT AND LIQUOR (Corporation)

Cellars Wines & Spirits, Inc, 113 N. Green Bay Rd., d/b/a Cellars Wine & Spirits, 113 N.
Green Bay Rd., Leroy Schneidewend, agent
Neenahfest, Inc., 237 2nd Ave. South, Onalaska, WI 54650 d/b/a Festival Foods, 647 S.
Green Bay Rd., Richard Vanderloop, agent

"CLASS A" MALT AND LIQUOR (LLC)

Gill Liquor, LLC, 1117 S. Commercial St., d/b/a Gill Liquor, 1117 S. Commercial St.,
Amriptal Singh Gill, agent
Ultimate Mart, LLC, P.O. Box 473 MS 2650, Milwaukee, WI 53201, d/b/a Copps Food
Center #8124, 1530 S. Commercial St., Andrew Rosenberg, agent
Ultra Mart Foods, LLC, P.O. Box 473 MS 2650, Milwaukee, WI 53201, d/b/a Pick 'n
Save #6412, 828 Fox Point Plaza, Kou Lee, agent
The Shinery, LLC, 210 S. Commercial St., d/b/a The Shinery, 210 S. Commercial St,
Troy Reissmann, agent

CLASS "A" MALT (Corporation)

Aldi Inc. (Wisconsin) d/b/a Aldi #37, 927 S. Green Bay Road, Bradley Schmidt, agent
Kwik Trip Inc, P.O. Box 2107, La Crosse, WI 54602 d/b/a Tobacco Outlet Plus #526,
501 S. Commercial St., Jennifer Ross, agent
Walgreen Co., P.O. Box 901, Deerfield, IL 60015, d/b/a Walgreen's #03392, 500 S.
Commercial St., Richard Varick, agent
Walgreen Co., P.O. Box 901, Deerfield, IL 60015, d/b/a Walgreen's #10236, 1191
Westowne Dr., Lionel Lloyd, agent

CLASS "A" MALT (LLC)

Wisconsin CVS Pharmacy, LLC, One CVS Drive, MD #23062A, Woonsocket, RI 02895, d/b/a CVS/Pharmacy #5936, 901 S. Green Bay Road, Marty Pedranzan, agent
Shopko Stores Operating Co., LLC, 699 S. Green Bay Road, d/b/a Shopko #100, 699 S. Green Bay Road, Bill Chizek, agent

"CLASS A" MALT AND LIQUOR (Partnership)

Wal-Mart Stores East, LP, 702 SW 8th St., Licensing Dept 8916, Bentonville, AR 72716, d/b/a Walmart #2986, 1155 Winneconne Ave, Gary Gabor, agent

Public Services & Safety Committee

Dated: May 10, 2016

Ald. Marge Bates, Chairman



M E M O R A N D U M

TO: Mayor Kaufert, Chairman Bates and the Public Services and Safety Committee
FROM: Gerry Kaiser, Director of Public Works
Jason Eckhart, Civil Engineer II
DATE: May 19, 2016
RE: 2016 Pavement Preservation Plan

The purpose of this memorandum is to update the Committee on the proposed pavement preservation plan for 2016.

In 2015, Fahrner Asphalt Sealers installed a slag seal on Baytree Lane and Alpine Lane. As with all pavement treatments, this slag seal was installed to extend the life of the roadway and delay substantial roadway improvement costs. A number of residents commented on the loose aggregate slag material following the application, which was expected. The loose material has decreased substantially following our spring sweeping, which is also expected, and we have not heard any comments since.

This year staff is recommending that a slag seal treatment be installed on:

- Apple Blossom Drive (Baytree to West End)
- Farm Ridge Lane
- Blueberry Lane
- Cherry Lane

These streets were part of the work that was quoted last year, but the total amount of work exceeded the bid threshold, so these streets were removed from last year's work. We have received two quotes (see attached):

- Scott Construction - \$19,640.00
- Fahrner Asphalt Sealers - \$22,116.00

Staff recommends that Council approve the low quote from Scott Construction in the amount of \$19,640 for slag seal pavement treatment.

Staff has also been reviewing another type of surface treatment for possible future use - a slurry seal. This type of surface treatment currently costs more, cures in a longer amount of time (8 hours approximately), but would reduce the amount of loose material following the application. An estimate received from Fahrner Asphalt Sealers to install this type of treatment on the above project is \$27,000.00. The Public Works Department is satisfied with the slag seal application to preserve our pavements, however will continue to look at alternative surface treatments in the coming years.

SCOTT

CONSTRUCTION, INC.

ASPHALT SURFACING SINCE 1926

ROADS • STREETS • HIGHWAYS • DRIVEWAYS • PARKING LOTS
www.scottconstruct.com Ph. 608-254-2555 In WI: 800-843-1556 Fax: 608-254-2249
560 MUNROE AVE., P.O. BOX 340 LAKE DELTON, WI 53940
"An Equal Opportunity Employer."

Submitted To:	Contact:	Proposal/Date:
CITY OF NEENAH	C/O JASON ECKHART	
WINNEBAGO COUNTY	ENG DEPT.	S071C529
211 WALNUT STREET	920-209 -9454	4/8/2016
NEENAH, WI 54956	prevailing wage determination number:	None Provided

Asphaltic Chip Seal Surfacing for Pavement Maintenance and Preservation

Includes men and equipment to sign work zone and thoroughly clean existing pavement with a combination self-propelled power broom/mechanical blower, furnish cold mix patch material and pot hole hand patch prior to chip seal surfacing.

Polymer-Modified Liquid Asphalt blended at a State of Wisconsin and ASSHTO certified liquid asphalt production facility; furnished, heated to 180 degrees F and applied in a single pass up to 24 feet wide.

Scott Construction Inc. to furnish, load, haul and place cover aggregate, in a single pass up to 24 feet wide, using a self-propelled chip spreader and compact using a rubber tire and/or combination rubber tire/steel wheel self-propelled roller.

2016 OPTIONS

1- Apple Blossom - 1,100' X 32' - Single Seal using Black Slag = \$6,550.00

Recommended Option: Rubberized Spot Seal leveling large cross cracks = \$4,000.00 (NO)

2- Blueberry Ln. - 700' X 32' - Single Seal Using Black Slag = \$4,168.00

3- Cherry Ln. - 700' X 32' - Single Seal Using Black Slag = \$4,168.00

4- Farmridge Ln. - 800' X 32' - Single Seal Using Black Slag = \$4,764.00

Total = \$19,640.00

If SCI determines the scope and/or quantity of work to be performed under contract differs from this proposal, SCI retains the right to price adjust prior to commencement of the work.

Payment Terms: Net 30

NOTE: This proposal may be withdrawn by us if not accepted within 30 days from issue date.

Acceptance of Proposal -- The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

Date of Acceptance: _____

Customer Signature(s): _____

SCI Representative Signature: _____ Bill Plucker

April 5, 2016



◇ Plover, WI 54467 • 2800 Mecca Drive
1.800.332.3360 • 715.341.2668 • Fax: 715.341.1054
◇ Kaukauna, WI 54130 • 860 Eastline Road
1.800.261.1900 • 920.759.1008 • Fax: 920.759.1019
◇ Eau Claire, WI 54702 • 6615 US Hwy 12
1.800.497.4907 • 715.874.6070 • Fax: 715.874.6717

Pavement Maintenance Contractors
"An Equal Opportunity Employer"

316 Raemisch Road • Waunakee, WI 53597
Fax: 608.849.6470 • 608.849.6466 • 1.800.898.2102
3468 115th Street • Frederic, WI 54837
Fax: 715.653.2553 • 715.653.2535 • 1.800.497.4907
2224 Veterans Memorial Pkwy • Saginaw, MI 48601
Fax: 989.752.9205 • 989.752.9206

Contact Name:	Jason Eckhart	Cash Price:	\$22,116.00
PURCHASER:	City of Neenah	TELEPHONE:	920-886-6246
ADDRESS:	P.O. Box 426 Neenah, WI 54957	DESCRIPTION OF PROPERTY:	2016 Slag Sealing

1. FAHRNER Asphalt Sealers, L.L.C. (CONTRACTOR) and PURCHASER agree that, CONTRACTOR shall furnish the labor and materials to complete certain construction in accordance with the following specifications:

SLAG SEAL SPECIFICATIONS: POLYMER MODIFIED EMULSION OIL

- Thoroughly clean the existing surface with a self propelled broom.
 - Apply 170 degree polymer modified emulsified asphalt by full-width spray distributor.
 - Apply slag cover aggregate. Spread uniformly over surface with full-width self propelled chip spreader.
 - Roll cover aggregate with pneumatic-tired roller.
- Post sweep with a mechanical pick up sweeper within 2 business days.

Streets

Apple Blossom Drive: Dead end to asphalt change past Baytree Lane

Blueberry Lane: Apple Blossom Drive to Farm Ridge Drive

Farm Ridge Drive: Blueberry Lane to Alpine Lane

Cherry Lane: Apple Blossom Lane to Farm Ridge Drive

This proposal may be withdrawn if not accepted and received by CONTRACTOR within 15 days of the date above and/or at any time before performance of the work hereunder upon CONTRACTOR's determination that the PURCHASER is not creditworthy.

2. If proposal is accepted please sign, retain one copy and forward a copy to our office.

3. The undersigned ("PURCHASER") agrees to pay CONTRACTOR the total price of \$22,116.00 and/or the unit prices specified above for the labor and materials specified above which payment shall be due upon completion of each stage of work. PURCHASER acknowledges that the specifications, conditions and price quotes specified above are satisfactory and hereby accepted.

Acceptance of this proposal includes acceptance of all the terms and conditions on back.

CONTRACTOR:

Fahrner Asphalt Sealers, LLC

Bill Glatz, Jr.

(PRINT OR TYPE NAME)

BY:

(CONTRACTOR REPRESENTATIVE)

Date:

Tuesday, April 05, 2016

PURCHASER:

I have read and understand the terms and conditions on both sides of this contract.

(PRINT OR TYPE NAME)

BY:

(PURCHASER AUTHORIZED REPRESENTATIVE)

Date of acceptance:



M E M O R A N D U M

TO: Mayor Kaufert and Members of the Common Council
FROM: James Merten, Traffic Engineer *jfm*
DATE: May 19, 2016
RE: Street Use Permit Process Ordinance Draft

I will be giving a presentation on the state of the street use permit process at the May 24th Public Services and Safety Committee meeting. Staff is pursuing changes to the process in order to fulfill the following goals:

- Reduce time it take to approve a permit
- Reduce staff time dedicated to reviewing a permit
- Improve communications between staff, applicants, and the general public
- Simplify the process (reduce quantity of communication transmissions)
- Scale the process with the impact caused from the event
- Reduce errors/places where errors can occur
- Better define expectations needed for permit approval
- Set target metrics for improvement
- Address non-standardized events (those with special exemptions)
- Add additional notice requirements

Attached is a draft of the street use permit process ordinance. Staff is seeking guidance on the proposed changes and ultimately approval via ordinance to revise the current process.



AN ORDINANCE: By Public Services and Safety
Committee
Re: Amending Ch. 14, Art. V relating to Street Use
Permits

ORDINANCE NO. 2016-08

Introduced: _____

Committee/Commission Action: _____

AN ORDINANCE

The Common Council of the City of Neenah, Wisconsin, do ordain as follows:

Section 1. Section 14-126 of the Code of Ordinances of the City of Neenah is amended by deleting the stricken language and adding the highlighted language to read as follows:

Sec. 14-126. - Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Applicant means any person, firm, partnership, association, corporation, company or organization of any kind organizing a parade or event within the City.

Block Party means any neighborhood celebration, graduation party, fire parade, or other like event which is closed to the general public in or upon any street or other public places in the City excluding lands under the Park and Recreation Department jurisdiction.

Chief of Police means the Chief of Police of the City.

City means the City of Neenah.

~~*City Clerk* means the City Clerk of the City.~~

Council means the Neenah Common Council.

Committee means the Neenah Common Council's committee of jurisdiction for review of permit applications under this article.

Event means any parade, march, ceremony, show, exhibition, pageant, special event or procession, or similar display in or upon any street or other public places in the City excluding lands under the jurisdiction of the Park & Recreation Commission.

Permit means the Street Use Permit required by the City.

Public Works Director means the Public Works Director of the City.

Street means any public way, street, highway, sidewalk, terrace, or alley. For purposes of this article, a bicycle path or bicycle way shall also be considered a street.

Traffic Engineer means the Traffic Engineer of the Department of Public Works ~~and Utilities~~ of the City.

Section 2. Section 14-127 of the Code of Ordinances of the City of Neenah is amended by deleting the stricken language and adding the highlighted language to read as follows

Sec. 14-127. - Permit required.

No person shall participate in or form any ~~event~~ Event unless a Street Use Permit has been approved by the ~~Council~~ appropriate governing authority and issued by the ~~City Clerk~~ Traffic Engineer.

Section 3. Section 14-128 of the Code of Ordinances of the City of Neenah is amended by deleting the stricken language and adding the highlighted language to read as follows

Sec. 14-128. - Exemptions.

This article shall not apply to:

- (1) Funeral processions;
- (2) Students going to and from school classes or participating in educational activities, provided that such conduct is under the immediate direction and supervision of the proper school authorities; and
- (3) A governmental agency acting within the scope of its functions; ~~and~~
- ~~(4) Block parties.~~

Section 4. Section 14-129 of the Code of Ordinances of the City of Neenah is amended by deleting the stricken language and adding the highlighted language to read as follows

Sec. 14-129. - Application.

- (a) *Application process.* The applicant may obtain a Street Use Permit application from the ~~City Clerk~~ Department of Public Works. The applicant or their representative shall file the permit application with and contact the Traffic Engineer regarding the event. The Traffic Engineer may require the applicant to meet with appropriate City staff to

review the event and prepare the permit application for ~~submission to the Council review.~~ Upon completion of the permit application, it shall be submitted to the Committee. ~~It shall then be submitted to the Council with the Committee's recommendation.~~

(b) Classes of permits. The City, under this section, may issue the following classes of permits.

- (1) "Class A" (Block Party) Street Use Permit. A "Class A" Street Use Permit shall apply only to Block Parties. Upon completion of the permit application, it shall be submitted to the Public Works Director or designee. The Public Works Director or designee shall have the authority to issue a "Class A" permit.
- (2) "Class B" (Low-Impact Event) Street Use Permit. A "Class B" Street Use Permit shall apply to Events that do not close any portion(s) of Street(s). Upon completion of the permit application, it shall be submitted to the Public Works Director or designee. The Public Works Director or designee shall have the authority to approve a "Class B" permit.
- (3) "Class C" (High-Impact Event) Street Use Permit. A "Class C" Street Use Permit shall apply to any Event which does not meet the conditions under the "Class A" or "Class B" permit. Upon completion of the permit application, it shall be submitted to the Committee. It shall then be submitted to the Council with the Committee's recommendation. The Council shall have final authority to approve a "Class C" permit.

(c) Filing period. ~~An a~~ Applications for Permits shall be filed with the Department of Public Works according to the following schedule:~~a~~

- (1) Class A permit ~~shall be filed with the Traffic Engineer~~ not less than ~~45~~ 5 days before the date on which it is proposed to conduct the event
- (2) Class B permit not less than 10 days before the date on which it is proposed to conduct the event
- (b)(3) Class C permit not less than 45 days before the date on which it is proposed to conduct the event~~JGG1~~.

~~(c)~~(d) Contents. The application for a permit shall set forth the following information:

- (1) Name, address, e-mail and telephone number of the contact person for the event;
- (2) If an event is proposed to be conducted for, or on behalf of, or by an organization, the name, address and telephone number of the headquarters of the organization and of authorized responsible heads of such organization;
- (3) Date when the event is to be conducted;
- (4) Streets or public ways to be used for the event;
- (5) Location of any assembly or disband areas for the event;
- (6) The approximate number of participants or units in the event;
- (7) Beginning and ending times for the event, including set-up/tear-down times or assembly/disband times;
- (8) If the event is to be held by, on behalf of, or for any person other than the applicant, the applicant for such permit shall file with the Traffic Engineer a communication in writing from the person proposing to hold the event, authorizing the applicant to apply for the permit as an agent;

- (9) Services or equipment requested of the City Parks and Recreation Department, Public Works Department, or Police Department;
 - (10) Vending activities associated with the event. Event sponsors are permitted to control vending within the public right-of-way footprint of the event; and
 - (11) An attached map showing the event location and/or route.
 - (12) The Internal Revenue Service Employer Identification Number, if the applicant is exempt from taxation under Internal Revenue Code § 501(c);
 - (13) Any complaints filed with the Public Works Department that are associated with the Event within the past two years, if applicable; and
 - (14) Any additional information that the City finds reasonable and necessary for a fair determination of whether a permit should be issued.
- (d)(e) Late application. The City, where good cause is shown, may consider an application that is filed less than 45 days before the date of an event, provided that there is sufficient time to obtain Council approval.
- (e)(f) Fee. A permit application fee in the amount regularly set by the Neenah Common Council shall be required. For any "Class C" permit application.
- (f)(g) Costs. Except as otherwise provided in subparagraph (4) below, in addition to the fee required by subsection (e) of this section, the ~~event sponsor~~ applicant shall also be responsible for 100 percent of the City's reasonable service and/or equipment costs associated with the event. Costs shall be calculated as follows:
- (1) Public Works ~~and Utilities.~~
 - a. *Hourly rate.* Include wages and fringes. The correct fringe benefit rate percentage shall be determined by the Finance Department.
 - b. *Time.* Charge at the appropriate hourly rate for the time the work occurred (regular time, overtime, or double time). The time should include preparation time (loading equipment, posting parking restrictions, etc.), time spent on the day(s) of the event, and time spent in dismantling from an event.
 - c. *Vehicle rate.* Include charges for equipment time using rates included in the City of Neenah Fee Schedule.
 - d. *Administrative charge.* An administrative charge of 15 percent will be added to the total cost of personnel and equipment.
 - (2) *Police.*
 - a. Include charges for any staff beyond regularly scheduled staff needed to assist with the event or overall City coverage during an event.
 - b. Administrative charge. An administrative charge of 15 percent will be added to the total cost of personnel and equipment.
 - (3) *Parks and Recreation.* Charge for events based on rates approved by the Parks and Recreation Commission.
 - (4) *Nonprofit cost schedule.* Nonprofit event sponsors exempt from taxation under Internal Revenue Code § 501(c) shall reimburse a portion of the City's costs as calculated above according to the following schedule:

- a. If total Police and Public Works costs under subsections (1) and (2) are \$999.99 or less, the event shall be charged for only Park and Recreation costs under subsection (3);
- b. If total Police and Public Works costs under subsections (1) and (2) are between \$1,000.00 and \$1,499.99, the event shall be charged \$500.00 and any Park and Recreation costs under subsection (3);
- c. If total Police and Public Works costs under subsections (1) and (2) are between \$1,500.00 and \$3,000.00, the event shall be charged \$750.00 and any Park and Recreation costs under subsection (3);
- d. If total Police and Public Works costs under subsections (1) and (2) are over \$3,000.00, the event shall be charged \$750.00 plus those costs above \$3,000.00 and any Park and Recreation costs under subsection (3);
- e. School-sponsored events shall not be charged for any costs under this paragraph.

(5) Communityfest. Communityfest, as a City-sponsored event, is not subject to the provisions of this subsection.

(5)(6) Block Parties: "Class A" Block parties are not subject to the provisions of this subsection.

(gh) Standards for issuance. In determining whether to issue a permit, the Council-issuing authority shall consider the following factors based on the representations in the application and any other information relevant to the conduct of the event:

- (1) *Traffic congestion.* The conduct of the event will not substantially interrupt the safe and orderly movement of other traffic contiguous to its location.
- (2) *Police resources.* The conduct of the event will not require the diversion of so great a number of police officers of the City to properly protect the line of movement in the areas contiguous thereto as to prevent normal police protection to the City.
- (3) *Emergency medical services.* The conduct of the event will not require the diversion of so great a number of ambulances as to prevent normal ambulance service to portions of the City other than that to be occupied by the proposed event and contiguous areas.
- (4) *Police and fire protection generally.* The concentration of persons, animals and vehicles at assembly points of the event will not unduly interfere with the proper fire and police protection of areas contiguous to the event.
- (5) *Firefighting.* The conduct of the event will not interfere with the movement of firefighting equipment en route to a fire.
- (6) *Time and location.* The time and location of the event and the manner of its conduct is not of the type likely to disturb the reasonable and orderly repose of the citizens of the City or to unreasonably create a disturbance.
- (7) *Delay en route.* The event is scheduled to move from its point of origin to its point of termination as expeditiously and without unreasonable delays en route.

(8) Disaster planning. The event has the means to address natural disasters, lost children, active shooter situations, and other emergency situations.

(9) Accessibility. The conduct of the event will not inhibit access for persons with disabilities.

(810) Conditions. The ~~Council~~issuing authority may approve an event permit, subject to conditions that will satisfy any of the above-listed concerns.

(911) ~~Events exceeding six hours.~~ ~~Events which propose to close or occupy any City street or public facility for longer than six hours shall require notification of property owners and tenants abutting the event site in advance of the Committee review of the application.~~ Events which qualify for a "Class C" permit shall require the Applicant to notify property owners and tenants abutting the event site a minimum of five working days before the event. Any Applicant whose application for an Event that has not been approved by the Council within the previous calendar year or whose Event proposes to close portion(s) of Street(s) other than those that have been approved by the Council within the previous calendar year for the same Event, shall also be required to notify of property owners and tenants abutting the event site a minimum of five working days before Committee review of the application. Notifications shall include the following information as follows:

- a. Name and telephone number of the contact person that can be reached if issues arise during the event;
- b. Date when the event is to be conducted;
- c. Streets or public ways to be used for the event;
- d. Location of any assembly or disband areas for the event;
- e. Beginning and ending times for the event, including set-up/tear-down times or assembly/disband times;
- f. Instructions on to how the property owner or tenant can navigate the area;
- g. A map showing the event location and access routes;
- h. Any additional information that the City finds reasonable and necessary for a fair determination of whether a permit should be issued.

(hi) Rejection of application.

(1) In the event that the permit application is rejected, the applicant will be contacted in writing within five working days with a statement of the reasons for said rejection.

(2) The applicant may modify the application to satisfy the ~~desires~~requirements of the ~~Council~~issuing authority and resubmit it without paying an additional fee.

(ik) Issuance.

(1) Copies to officials. Upon the issuance of a permit, the Traffic Engineer shall provide a copy to the Chief of Police or designee, any other affected City department and the general manager or responsible head of any transportation utility which may be affected by the location of the proposed event.

(2) Duties of permittee. Permittees under this chapter shall comply with all permit directions and conditions and all applicable laws and ordinances.

(3) Possession. The parade chair or other person heading or leading such activities shall carry the parade permit upon his person during the conduct of the parade.

(jl) *Traffic Engineer authority.* The Traffic Engineer is authorized to close streets under this section based on a consideration of all related conditions to maintain public safety in administering street use permits granted under this section.

Section 5. Section 14-130 of the Code of Ordinances of the City of Neenah is amended by deleting the stricken language and adding the highlighted language to read as follows

Sec. 14-130. - Insurance.

~~Prior For Class B & C events, prior~~ to the event, the applicant shall furnish evidence of a general liability insurance policy in the amount of not less than \$1,000,000.00 in a form acceptable to the City. The policy shall be in force and effect at the time of the event. The evidence of insurance shall include a certificate of insurance naming the City of Neenah, its officers, councilmembers, agents, employees, and authorized volunteers as an additional insured in connection with the usage.

Section 6. Severability. In the event any section, subsection, clause, phrase or portion of this ordinance is for any reason held illegal, invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remainder of this ordinance. It is the legislative intent of the Common Council that this ordinance would have been adopted if such illegal provision had not been included or any illegal application had not been made.

Section 7. Repeal and Effective Date. All ordinances or parts of ordinances and resolutions in conflict herewith are hereby repealed. This ordinance shall take effect from and after its passage and publication.

Approved:

Moved by: _____

Adopted: _____

Approved: _____

Published: _____

Dean R. Kaufert, Mayor

Attest:

Patricia A. Sturn, City Clerk

THIS INSTRUMENT WAS DRAFTED BY:
City Attorney James G. Godlewski
211 Walnut Street
Neenah, WI 54956
State Bar No. 1005210



M E M O R A N D U M

TO: Mayor Kaufert and Members of the Common Council
FROM: Gerry Kaiser, Director
DATE: May 19, 2016
RE: Public Works General Activity

1. (Contract 1-16, Franklin, Higgins, Columbian, Henry and Lincoln)
Franklin Avenue – Utility mains have been installed. Services are being installed.
Columbian Avenue – Utility mains have been installed. Services need to be installed.
Oak Street – Water main has been installed. Services are being installed. Concrete patching work is scheduled to start on May 25 and should take about two weeks. Once pavement cure and backfilling is complete, the road will be opened.
Lincoln Street - Utility work on Lincoln is scheduled to start on May 23 at the intersection with Third. That intersection will be closed for about three days. We have been coordinating this closure with Theda Clark.
The week of May 30, We Energies will start replacing gas main on Franklin and Oak. This facility will be under the sidewalk. Traffic should still be able to use Oak while this work is being done although there may be some individual lane closures or deviations. They've estimated that the project will take 45 working days.
2. (Contract 2-16, Castle Oak I Street/Sidewalk Construction)
Castle Oak I – Curb/gutter has been installed. About half of the sidewalk and driveway aprons have been placed. About two weeks of concrete work remain before preparation for asphalt pavement starts.
Castle Oak IV area – Work is complete.
3. (Contract 3-16, Epoxy Pavement Marking) A schedule has not been set.
4. Our summer engineering technicians start this week. We have three new students this year. They will be rotating through a variety of engineering and building maintenance tasks.
5. The new Code Enforcement person, Eric Benti, has started.

Public Services & Safety Committee May 24, 2016

BEVERAGE OPERATOR LICENSE APPLICATIONS

<u>New or Renewal</u>	<u>Last Name, First Name, M.I.</u>	<u>Place of Business</u>	<u>Post Office</u>
Renewal	Collier, Arnold W.	Gords	Menasha
Renewal	Eisenach, Rosita M.	Sidetracked Bar & Grill	Menasha
Renewal	Griffin, William J.	Paper City Pub	Neenah
Renewal	Moderson, Roni Sue	Mr. D's	Neenah
Renewal	Piette, Crystal M.	Lucky Dogz	Neenah
New	Westbrook, Tatiana B.	Cedar Bar & Grill	Neenah
Renewal	Zettler, Lori M.	Festival Foods	Neenah

TEMPORARY CLASS "B" RETAIL (PICNIC) BEER AND WINE LICENSE APPLICATION

<u>Applicant</u>	<u>Event - Name, Location, Dates</u>
Bergstrom-Mahler Museum of Glass 165 N. Park Avenue Neenah, WI 54956	Raise Your Glass - Arts Festival being held in the lakeside lawn area at 165 N. Park Avenue on July 17, 2016

RETAIL "CLASS B" MALT AND LIQUOR LICENSE APPLICATIONS

<u>Applicant</u>
Joni L. Wood d/b/a Joni's (formerly Therapy) 208 Main Street Neenah, WI 54956

RETAIL CLASS "A" MALT LICENSE APPLICATIONS

<u>Applicant</u>
Aldi Inc. (Wisconsin) d/b/a Aldi #37 927 S. Green Bay Road Neenah, WI 54956 Bradley Schmidt, Agent

Shopko Stores Operating Co., LLC
d/b/a Shopko #100
699 S. Green Bay Road
Neenah, WI 54956
Bill Chizek, Agent

SIDEWALK CAFE "CLASS B" PREMISE

Applicant

Town Council Kitchen and Bar
133 W. Wisconsin Avenue
Jonathan Horan

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
☐ Town ☐ Village ☒ City of NEENAH

Application Date: 4/28/16
County of WINNEBAGO

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 7.17.16 and ending 7.17.16 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
☒ Chamber of Commerce or similar Civic or Trade Organization
☐ Veteran's Organization ☐ Fair Association

(a) Name BERGSTROM - MAHLER MUSEUM OF GLASS

(b) Address 165 N. PARK AVENUE NEENAH
(Street) ☐ Town ☐ Village ☒ City

(c) Date organized 1954

(d) If corporation, give date of incorporation 12/23/1970

(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 MICHAEL VAN ASTEN - 800 Eisenhower Dr Kimberly WI 54136

Vice President MICHAEL MEILAHN - W2268 County Rd. Pickett WI 54964

Secretary CATHERINE HOLOCKO - 591 E. WI AVE NEENAH WI 54956

Treasurer WILLIAM BANE - 3601 N. Racine St Appleton WI 54911

(g) Name and address of manager or person in charge of affair: Jennifer Stevenson -
764 Yorkshire Rd Neenah, WI 54956

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 165 N. PARK AVENUE

(b) Lot _____ Block _____

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

(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: LAKE SIDE LAWN AREA

3. Name of Event

(a) List name of the event RAISE YOUR GLASS - ARTS FESTIVAL

(b) Dates of event 17 July 2016

DECLARATION

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.

Officer William Bane
(Signature/date)

Officer _____
(Signature/date)

Date Filed with Clerk 4/28/16

Date Granted by Council _____

BERGSTROM - MAHLER MUSEUM OF GLASS
(Name of Organization)

Officer _____
(Signature/date)

Officer _____
(Signature/date)

Date Reported to Council or Board _____

License No. _____

ORIGINAL ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to Municipal Clerk.

For the license period beginning July 1 2016 ending June 30 2017.

To the governing body of: ☐ Town ☐ Village ☒ City of Neenah

County of Winnebago Aldermanic District No. _____ (if required by ordinance)

1. The named ☒ INDIVIDUAL ☐ PARTNERSHIP ☐ LIMITED LIABILITY COMPANY ☐ CORPORATION/NONPROFIT ORGANIZATION

hereby makes application for the alcohol beverage license(s) checked above.

2. Name (individual/partners give last name, first, middle; corporations/limited liability companies give registered name): ▶

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 name, title and place of residence of each person.

Title	Name	Home Address	Post Office & Zip Code	Date of Birth
President/Member				
Vice President/Member				
Secretary/Member				
Treasurer/Member				
Agent ▶				
Directors/Managers				

3. Trade Name ▶ Jeni's Business Phone Number _____

4. Address of Premise ▶ 208 Main St Post Office & Zip Code ▶ 54956

5. Is individual, partners or agent of corporation/limited liability company subject to completion of the responsible beverage server training course for this license period? ☒ Yes ☐ No

6. Is the applicant an employee or agent of, or acting on behalf of anyone except the named applicant? ☐ Yes ☒ No

7. Does any other alcohol beverage retail licensee or wholesale permittee have any interest in or control of this business? ☐ Yes ☒ No

8. (a) Corporation/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? ☐ 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? ☐ Yes ☐ No

(NOTE: All applicants explain fully on reverse side of this form every YES answer in sections 5, 6, 7 and 8 above.)

9. Premise 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, and/or storage of alcohol beverages and records. (Alcohol beverages may be sold and stored only on the premises described.) bar, backroom, basement

10. Legal description (omit if street address is given above): _____

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

- (b) If yes, under what name was license issued? Jessica Reitz

12. Does the applicant understand they must file a Special Occupational Tax return (TBB form 5630.5) before beginning business? (phone 1-800-937-8864) ☒ Yes ☐ No

13. Does the applicant understand a Wisconsin Seller's Permit must be applied for and issued in the same name as that shown in Section 2, above? (phone 608-266-2776) ☒ Yes ☐ No

14. Does the applicant understand they must purchase alcohol beverages only from Wisconsin wholesalers, breweries and brewpubs? ☒ Yes ☐ No

15. Does applicant owe any delinquent taxes, assessments or other claims in whole or part to the City or any delinquent forfeiture resulting from a violation of any City Ordinance? ☒ 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 signers. Signers agree 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 and each member of a partnership applicant must sign; corporate officer(s), members/manager of Limited Liability Companies must sign.) Any lack of access to any portion of a licensed premise during inspection will be deemed a refusal to permit inspection. Such refusal is a misdemeanor and grounds for revocation of this license.

SUBSCRIBED AND SWORN TO BEFORE ME

this 9 day of May 2016

[Signature]
(City/County Clerk)

My commission expires _____

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

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

(Additional Partner(s)/Member/Manager of Limited Liability Company, if any)

TO BE COMPLETED BY CLERK

Date received and filed With Municipal Clerk <u>5/9/16</u>	Date Reported to Council	Date provisional license issued	Signature of Clerk/Deputy Clerk
Date license granted	Date license issued	License number issued	

Applicant's Wisconsin Seller's Permit Number (14 digits beginning with 004 or 456)		
Federal Employer Identification Number (FEIN)		
LICENSE REQUESTED ▶		
TYPE		FEE
<input type="checkbox"/> Class A beer	\$200	\$
<input type="checkbox"/> Class B beer	\$100	\$
<input type="checkbox"/> Class C wine	\$100	\$
<input type="checkbox"/> Class A liquor	\$400	\$
<input type="checkbox"/> Class A liquor (cider only)	N/A	N/A
<input type="checkbox"/> Class B liquor	\$350	\$
<input type="checkbox"/> Reserve Class B liquor	\$10,000	\$
<input type="checkbox"/> Class B (wine only) winery	\$350	\$
<input checked="" type="checkbox"/> Publication fee	\$6.22	\$22
TOTAL FEE		\$

AUXILIARY QUESTIONNAIRE ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to municipal clerk.

Individual's Full Name (please print) (last name)		(first name)		(middle name)	
Wood		Jon		Lynn	
Home Address (street/route)		Post Office		City	
3049 Cty Rd E				Baileys Harbor WI	
Home Phone Number		Age		State Zip Code	
920-559-7535		54		WI 54202	
		Date of Birth		Place of Birth	
		6/		Whitewater WI	

The above named individual provides the following information as a person who is (check one):

☒ Applying for an alcohol beverage license as an **individual**.

☐ A member of a **partnership** which is making application for an alcohol beverage license.

☐ _____ of _____
(Officer/Director/Member/Manager/Agent) (Name of Corporation, Limited Liability Company or Nonprofit Organization)

which is making application for an alcohol beverage license.

The above named individual provides the following information to the licensing authority:

- How long have you continuously resided in Wisconsin prior to this date? 54 years
- Have you ever been convicted of any offenses (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of any other states or ordinances of any county or municipality? ☐ Yes ☒ No
If yes, give law or ordinance violated, trial court, trial date and penalty imposed, and/or date, description and status of charges pending. (If more room is needed, continue on reverse side of this form.)

- Are charges for any offenses presently pending against you (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of other states or ordinances of any county or municipality? ☐ Yes ☒ No
If yes, describe status of charges pending.

- Do you hold, are you making application for or are you an officer, director or agent of a corporation/nonprofit organization or member/manager/agent of a limited liability company holding or applying for any other alcohol beverage license or permit? ☐ Yes ☒ No
If yes, identify.

(Name, Location and Type of License/Permit)

- Do you hold and/or are you an officer, director, stockholder, agent or employee of any person or corporation or member/manager/agent of a limited liability company holding or applying for a wholesale beer permit, brewery/winery permit or wholesale liquor, manufacturer or rectifier permit in the State of Wisconsin? ☐ Yes ☒ No
If yes, identify.

(Name of Wholesale Licensee or Permittee)

(Address By City and County)

- Named individual must list in chronological order last two employers.

Employer's Name	Employer's Address	Employed From	To
Door City Cleaning	3049 Cty Rd E	2006	present
Lacht Club	Sister Bay WI	2007	2010

The undersigned, being first duly sworn on oath, deposes and says that he/she is the person named in the foregoing application; that the applicant has read and made a complete answer to each question, and that the answers in each instance are true and correct. The undersigned further understands that any license issued contrary to Chapter 125 of the Wisconsin Statutes shall be void, and under penalty of state law, the applicant may be prosecuted for submitting false statements and affidavits in connection with this application.

Subscribed and sworn to before me

this 9 day of May, 2016
[Signature]
(Clerk/Notary Public)

My commission expires Party Clerk

[Signature]
(Signature of Named Individual)



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ORIGINAL ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to Municipal Clerk.

For the license period beginning AUGUST 1 20 16
ending JULY 31 20 17.

To the governing body of: ☐ Town ☐ Village ☒ City of Neenah

County of Winnebago Aldermanic District No. _____ (if required by ordinance)

1. The named ☐ INDIVIDUAL ☐ PARTNERSHIP ☐ LIMITED LIABILITY COMPANY
☒ CORPORATION/NONPROFIT ORGANIZATION

hereby makes application for the alcohol beverage license(s) checked above.

2. Name (individual/partners give last name, first, middle; corporations/limited liability companies give registered name): ALDI INC. (WISCONSIN)

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 name, title and place of residence of each person.

Title	Name	Home Address	Post Office & Zip Code	Date of Birth
President/Member	CHARLES E. YOUNGSTROM	4000 WINBERIE AVE	NAPERVILLE, IL	00569
Vice President/Member	NA			
Secretary/Member	TERRY E. PORTMILLER	40 W 657 PRAIRIE CROSSING, ELLIN, IL	60124	1/60
Treasurer/Member	TERRY E. PORTMILLER	40 W 657 PRAIRIE CROSSING, ELLIN, IL	60124	1/60
Agent	BRADLEY SCHMIDT	1740 W MEYER LANE #8104 OAK CREEK, WI	53154	1/05
Directors/Managers	BRADLEY SCHMIDT	1740 W MEYER LANE #8104 OAK CREEK, WI	53154	1/05

Business Phone Number 920-729-1028
Post Office & Zip Code 54956

3. Trade Name ALDI #37
4. Address of Premise 927 S. GREEN BAY RD, NEENAH WI
5. Is individual, partners or agent of corporation/limited liability company subject to completion of the responsible beverage server training course for this license period? ☒ Yes ☐ No
6. Is the applicant an employee or agent of, or acting on behalf of anyone except the named applicant? ☐ Yes ☒ No
7. Does any other alcohol beverage retail licensee or wholesale permittee have any interest in or control of this business? ☐ Yes ☒ No
8. (a) Corporation/limited liability company applicants only: Insert State WI and date 12/09/16 of registration.
(b) Is applicant corporation/limited liability company a subsidiary of any other corporation or limited liability company? ☐ 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? ☐ Yes ☒ No

(NOTE: All applicants explain fully on reverse side of this form every YES answer in sections 5, 6, 7 and 8 above.)

9. Premise 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, and/or storage of alcohol beverages and records. (Alcohol beverages may be sold and stored only on the premises described.) SINGLE-STORY GROCERY STORE (SALES FLOOR & BACK ROOM)

10. Was this premise licensed for the sale of liquor or beer during the past license year? ☐ Yes ☒ No
11. If yes, under what name was license issued? _____
12. Does the applicant understand they must file a Special Occupational Tax return (TBB form 5630.5) before beginning business? (phone 1-800-937-8864) ☒ Yes ☐ No
13. Does the applicant understand a Wisconsin Seller's Permit must be applied for and issued in the same name as that shown in Section 2, above? (phone 608-266-2776) ☒ Yes ☐ No
14. Does the applicant understand they must purchase alcohol beverages only from Wisconsin wholesalers, breweries and brewpubs? ☒ Yes ☐ No
15. Does applicant owe any delinquent taxes, assessments or other claims in whole or part to the City or any delinquent forfeiture resulting from a violation of any City Ordinance? ☐ 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 signers. Signers agree 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 and each member of a partnership applicant must sign; corporate officer(s), members/manager of Limited Liability Companies must sign.) Any lack of access to any portion of a licensed premise during inspection will be deemed a refusal to permit inspection. Such refusal is a misdemeanor and grounds for revocation of this license.

SUBSCRIBED AND SWORN TO BEFORE ME

this 6th day of April, 2016
Deborah S. Ferguson
(Clerk/Deputy Clerk)

My commission expires 9.24.17

Charles E. Youngstrom
(Officer of Corporation/Member/Manager of Limited Liability Company/Partner/Individual)
Terry E. Portmiller
(Officer of Corporation/Member/Manager of Limited Liability Company/Partner)
(Additional Partner(s)/Member/Manager of Limited Liability Company, if any)

TO BE COMPLETED BY CLERK

Date received and filed With Municipal Clerk <u>4/14/16</u>	Date Reported to Council	Date provisional license issued	Signature of Clerk/Deputy Clerk
Date license granted	Date license issued	License number issued	

AUXILIARY QUESTIONNAIRE ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to municipal clerk.

Individual's Full Name (please print) (last name)		(first name)		(middle name)	
YOUNGSTROM		CHARLES		ERNEST	
Home Address (street/route)		Post Office		City	State Zip Code
4000 WINBERIE AVENUE				NAPERVILLE	IL 60564
Home Phone Number		Age	Date of Birth		Place of Birth
(630) 978-4681		56	1-59		BURLINGTON, IA

The above named individual provides the following information as a person who is (check one):

- ☐ Applying for an alcohol beverage license as an individual.
- ☐ A member of a partnership which is making application for an alcohol beverage license.
- ☒ **OFFICER** of **ALDI INC. (WISCONSIN)**
(Officer/Director/Member/Manager/Agent) (Name of Corporation, Limited Liability Company or Nonprofit Organization)

which is making application for an alcohol beverage license.

The above named individual provides the following information to the licensing authority:

- How long have you continuously resided in Wisconsin prior to this date? **NEVER**
- Have you ever been convicted of any offenses (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of any other states or ordinances of any county or municipality? ☐ Yes ☒ No
If yes, give law or ordinance violated, trial court, trial date and penalty imposed, and/or date, description and status of charges pending. (If more room is needed, continue on reverse side of this form.)
- Are charges for any offenses presently pending against you (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of other states or ordinances of any county or municipality? ☐ Yes ☒ No
If yes, describe status of charges pending.
- Do you hold, are you making application for or are you an officer, director or agent of a corporation/nonprofit organization or member/manager/agent of a limited liability company holding or applying for any other alcohol beverage license or permit? ☐ Yes ☒ No
If yes, identify. (Name, Location and Type of License/Permit)
- Do you hold and/or are you an officer, director, stockholder, agent or employee of any person or corporation or member/manager/agent of a limited liability company holding or applying for a wholesale beer permit, brewery/winery permit or wholesale liquor, manufacturer or rectifier permit in the State of Wisconsin? ☐ Yes ☒ No
If yes, identify. (Name of Wholesale Licensee or Permittee) (Address By City and County)

6. Named individual must list in chronological order last two employers.

Employer's Name	Employer's Address	Employed From	To
ALDI INC.	1200 N. KIRK RD. BATAVIA, IL	08/83	PRESENT
Employer's Name	Employer's Address	Employed From	To
N/A			

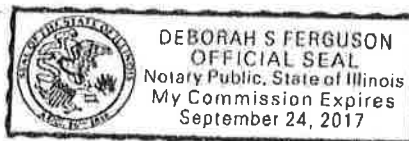
The undersigned, being first duly sworn on oath, deposes and says that he/she is the person named in the foregoing application; that the applicant has read and made a complete answer to each question, and that the answers in each instance are true and correct. The undersigned further understands that any license issued contrary to Chapter 125 of the Wisconsin Statutes shall be void, and under penalty of state law, the applicant may be prosecuted for submitting false statements and affidavits in connection with this application.

Subscribed and sworn to before me

this 6th day of April, 2016
Deborah S. Ferguson
(Clerk/Notary Public)

Charles Ernest Youngstrom
(Signature of Named Individual)

My commission expires 9.24.17



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Wisconsin Department of Revenue

**SCHEDULE FOR APPOINTMENT OF AGENT BY CORPORATION/NONPROFIT
ORGANIZATION OR LIMITED LIABILITY COMPANY**

Submit to municipal clerk.

All corporations/organizations or limited liability companies applying for a license to sell fermented malt beverages and/or intoxicating liquor must appoint an agent. The following questions must be answered by the agent. The appointment must be signed by the officer(s) of the corporation/organization or members/managers of a limited liability company and the recommendation made by the proper local official.

To the governing body of: ☐ Town ☐ Village of Neenah County of Winnebago
☒ City

The undersigned duly authorized officer(s)/members/managers of Aldi Inc. (WISCONSIN)
(registered name of corporation/organization or limited liability company)

a corporation/organization or limited liability company making application for an alcohol beverage license for a premises known as

ALDI #37
(trade name)
located at 927 S. GREEN BAY RD, NEENAH WI 54956

appoints Bradley J. Schmidt
(name of appointed agent)
846 Hickory Valley Ct., De Pere, WI 54115
(home address of appointed agent)

to act for the corporation/organization/limited liability company with full authority and control of the premises and of all business relative to alcohol beverages conducted therein. Is applicant agent presently acting in that capacity or requesting approval for any corporation/organization/limited liability company having or applying for a beer and/or liquor license for any other location in Wisconsin?

☐ Yes ☒ No If so, indicate the corporate name(s)/limited liability company(ies) and municipality(ies).

Is applicant agent subject to completion of the responsible beverage server training course? ☒ Yes ☐ No

How long immediately prior to making this application has the applicant agent resided continuously in Wisconsin? 51 years

Place of residence last year 1740 W. Meyer Ln #8104, OAKCREEK, WI 53154

For: ALDI INC. (WISCONSIN)
(name of corporation/organization/limited liability company)

By: Charles G. Smith
(signature of Officer/Member/Manager)

And: James E. Hall
(signature of Officer/Member/Manager)

ACCEPTANCE BY AGENT

I, Bradley J. Schmidt, hereby accept this appointment as agent for the
(print/type agent's name)

corporation/organization/limited liability company and assume full responsibility for the conduct of all business relative to alcohol beverages conducted on the premises for the corporation/organization/limited liability company.

Brad G. Smith 3-21-16 Agent's age 51
(signature of agent) (date)
846 HICKORY VALLEY CT., De Pere, WI 54115 Date of birth 65
(home address of agent)

**APPROVAL OF AGENT BY MUNICIPAL AUTHORITY
(Clerk cannot sign on behalf of Municipal Official)**

I hereby certify that I have checked municipal and state criminal records. To the best of my knowledge, with the available information, the character, record and reputation are satisfactory and I have no objection to the agent appointed.

Approved on _____ by _____ Title _____
(date) (signature of proper local official) (town chair, village president, police chief)

AUXILIARY QUESTIONNAIRE ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to municipal clerk.

Individual's Full Name (please print) (last name)		(first name)		(middle name)	
Schmidt, Bradley		Jon			
Home Address (street/route)		Post Office	City	State	Zip Code
8466 HICKORY VALLEY CT.			De Pere	WI	54115
Home Phone Number		Age	Date of Birth	Place of Birth	
920-420-3060		51	-65	Green Bay, WI	

The above named individual provides the following information as a person who is (check one):

- ☐ Applying for an alcohol beverage license as an individual.
☐ A member of a partnership which is making application for an alcohol beverage license.

☒ AGENT of ALDI
(Officer/Director/Member/Manager/Agent) (Name of Corporation, Limited Liability Company or Nonprofit Organization)

which is making application for an alcohol beverage license.

The above named individual provides the following information to the licensing authority:

- How long have you continuously resided in Wisconsin prior to this date? 51 years
- Have you ever been convicted of any offenses (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of any other states or ordinances of any county or municipality? ☒ Yes ☐ No
 If yes, give law or ordinance violated, trial court, trial date and penalty imposed, and/or date, description and status of charges pending. (If more room is needed, continue on reverse side of this form.)
2 OWI'S (1993?) & 2000 3 DAYS W/HUBER PRIVILEGES
- Are charges for any offenses presently pending against you (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of other states or ordinances of any county or municipality? ☐ Yes ☒ No
 If yes, describe status of charges pending.
- Do you hold, are you making application for or are you an officer, director or agent of a corporation/nonprofit organization or member/manager/agent of a limited liability company holding or applying for any other alcohol beverage license or permit? ☒ Yes ☐ No
 If yes, identify. Sellers Permit & Agent, ALDI, MILWAUKEE, WI
(Name, Location and Type of License/Permit)
- Do you hold and/or are you an officer, director, stockholder, agent or employee of any person or corporation or member/manager/agent of a limited liability company holding or applying for a wholesale beer permit, brewery/winery permit or wholesale liquor, manufacturer or rectifier permit in the State of Wisconsin? ☐ Yes ☒ No
 If yes, identify.

(Name of Wholesale Licensee or Permittee)

(Address By City and County)

6. Named individual must list in chronological order last two employers.

Employer's Name	Employer's Address	Employed From	To
ALDI	Various Locations	2003	Present
Hardee's	Various Locations	1981	2003

The undersigned, being first duly sworn on oath, deposes and says that he/she is the person named in the foregoing application; that the applicant has read and made a complete answer to each question, and that the answers in each instance are true and correct. The undersigned further understands that any license issued contrary to Chapter 125 of the Wisconsin Statutes shall be void, and under penalty of state law, the applicant may be prosecuted for submitting false statements and affidavits in connection with this application.

Subscribed and sworn to before me

this 8th day of April, 20 16

Amanda H. Olson
(Clerk/Notary Public)

My commission expires 11/14/20

[Signature]
(Signature of Named Individual)



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Wisconsin Department of Revenue

AUXILIARY QUESTIONNAIRE ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to municipal clerk.

Individual's Full Name (please print) (last name)		(first name)		(middle name)	
PFORTMILLER		TERRY		E.	
Home Address (street/route)	Post Office	City	State	Zip Code	
40W657 PRAIRIE CROSSING		ELGIN	IL	60124	
Home Phone Number	Age	Date of Birth	Place of Birth		
847-464-1506	56	160	ELGIN, IL		

The above named individual provides the following information as a person who is (check one):

- ☐ Applying for an alcohol beverage license as an individual.
☐ A member of a partnership which is making application for an alcohol beverage license.

☒ **OFFICER** of **ALDI INC. (WISCONSIN)**
(Officer/Director/Member/Manager/Agent) (Name of Corporation, Limited Liability Company or Nonprofit Organization)

which is making application for an alcohol beverage license.

The above named individual provides the following information to the licensing authority:

1. How long have you continuously resided in Wisconsin prior to this date? _____
2. Have you ever been convicted of any offenses (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of any other states or ordinances of any county or municipality? ☐ Yes ☒ No
If yes, give law or ordinance violated, trial court, trial date and penalty imposed, and/or date, description and status of charges pending. (If more room is needed, continue on reverse side of this form.)

3. Are charges for any offenses presently pending against you (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of other states or ordinances of any county or municipality? ☐ Yes ☒ No
If yes, describe status of charges pending.

4. Do you hold, are you making application for or are you an officer, director or agent of a corporation/nonprofit organization or member/manager/agent of a limited liability company holding or applying for any other alcohol beverage license or permit? ☐ Yes ☒ No
If yes, identify.

(Name, Location and Type of License/Permit)

5. Do you hold and/or are you an officer, director, stockholder, agent or employee of any person or corporation or member/manager/agent of a limited liability company holding or applying for a wholesale beer permit, brewery/winery permit or wholesale liquor, manufacturer or rectifier permit in the State of Wisconsin? ☐ Yes ☒ No
If yes, identify.

(Name of Wholesale Licensee or Permittee)

(Address By City and County)

6. Named individual must list in chronological order last two employers.

Employer's Name	Employer's Address	Employed From	To
BORHART, SPELLMEYER	2295 VALLEY CREEK RD. ELGIN, IL	01/01/1995	05/01/1995
Employer's Name	Employer's Address	Employed From	To
COOPERS & LYBRAND	203 W. LASALLE CHICAGO, IL	07/01/1982	12/31/1994

The undersigned, being first duly sworn on oath, deposes and says that he/she is the person named in the foregoing application; that the applicant has read and made a complete answer to each question, and that the answers in each instance are true and correct. The undersigned further understands that any license issued contrary to Chapter 125 of the Wisconsin Statutes shall be void, and under penalty of state law, the applicant may be prosecuted for submitting false statements and affidavits in connection with this application.

Subscribed and sworn to before me

this 6th day of April, 2016
Deborah S. Ferguson
(Clerk/Notary Public)

Terry E. Pfortmiller
(Signature of Named Individual)

My commission expires 9.24.17



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Wisconsin Department of Revenue

ORIGINAL ALCOHOL BEVERAGE RETAIL LICENSE APPLICATION

Submit to municipal clerk.

For the license period beginning JULY 1 20 16 ;
ending JUNE 30 20 17

TO THE GOVERNING BODY of the: ☐ Town of
☐ Village of } NEENAH
☒ City of }

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

1. The named ☐ INDIVIDUAL ☐ PARTNERSHIP ☒ LIMITED LIABILITY COMPANY
☐ CORPORATION/NONPROFIT ORGANIZATION

hereby makes application for the alcohol beverage license(s) checked above.

2. Name (individual/partners give last name, first, middle; corporations/limited liability companies give registered name): ▶

SHOPKO STORES OPERATING CO., LLC

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 name, title, and place of residence of each person.

Title	Name	Home Address	Post Office & Zip Code
President/Member	<u>SEE ATTACHED EXHIBIT A</u>		
Vice President/Member			
Secretary/Member			
Treasurer/Member			
Agent	<u>BILL CHIZEK - STORE MANAGER</u>		
Directors/Managers	<u>AGENT - STORE MANAGER</u>		

3. Trade Name ▶ SHOPKO #100 Business Phone Number 920-751-0250
4. Address of Premises ▶ 699 S GREEN BAY ROAD Post Office & Zip Code ▶ NEENAH, WI 54956

5. Is individual, partners or agent of corporation/limited liability company subject to completion of the responsible beverage server training course for this license period? ☐ Yes ☒ No
6. Is the applicant an employee or agent of, or acting on behalf of anyone except the named applicant? ☐ Yes ☒ No
7. Does any other alcohol beverage retail licensee or wholesale permittee have any interest in or control of this business? ☐ Yes ☒ No
8. (a) Corporate/limited liability company applicants only: Insert state DELAWARE and date 10/11/05 of registration.
(b) Is applicant corporation/limited liability company a subsidiary of any other corporation or limited liability company? ☒ 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? ☒ Yes ☐ No
(NOTE: All applicants explain fully on reverse side of this form every YES answer in sections 5, 6, 7 and 8 above.)

9. 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.) SINGLE STORY, APPROX 94,225 SQ FEET

10. Legal description (omit if street address is given above): _____
11. (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? _____
12. Does the applicant understand they must file a Special Occupational Tax return (TTB form 5630.5) before beginning business? [phone 1-800-937-8864] ☒ Yes ☐ No
13. Does the applicant understand they must hold a Wisconsin Seller's Permit? [phone (608) 266-2776] ☒ Yes ☐ No
14. 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 signers. Signers agree 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 and each member of a partnership applicant must sign; corporate officer(s), members/managers 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.

SUBSCRIBED AND SWORN TO BEFORE ME

this 3 day of March, 20 16

Jessie Walsh
(Clerk/Notary Public)

My commission expires 8-24-18

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

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

(Additional Partner(s)/Member/Manager of Limited Liability Company if Any)

TO BE COMPLETED BY CLERK

Date received and filed with municipal clerk <u>4/14/16</u>	Date reported to council/board	Date provisional license issued	Signature of Clerk / Deputy Clerk
Date license granted	Date license issued	License number issued	

SHOPKO STORES OPERATING CO., LLC
EXECUTIVE OFFICERS
FEIN: 20-3606109

EXHIBIT A

• Shopko Stores Operating Co., LLC is a wholly owned subsidiary of Shopko Holding Company, LLC.
Shopko Holding Company, LLC, is the sole member/manager of Shopko Stores Operating Co., LLC.
Officers do not hold any membership interest.

NAME	POSITION	M/F	WORK ADDRESS	WORK PHONE	HOME ADDRESS	HOME PHONE	DATE OF BIRTH	SOCIAL SECURITY NUMBER
PETER KENNETH MCMAHON	CHIEF EXECUTIVE OFFICER	M	700 PILGRIM WAY GREEN BAY, WI 54304	920 / 429-2211	4350 ALCONQUIN TRAIL GREEN BAY, WI 54313	920 / 204-9633	1955	
RUSSELL L. STEINHORST	SENIOR VICE PRESIDENT CHIEF FINANCE OFFICER	M	700 PILGRIM WAY GREEN BAY, WI 54304	920 / 429-2211	408 E. SONGBIRD LANE APPLETON, WI 54913	920 / 257-4231	1971	
PETER GERARD VANDENHOUTEN	SENIOR VICE PRESIDENT GENERAL COUNSEL CORPORATE SECRETARY	M	700 PILGRIM WAY GREEN BAY, WI 54304	920 / 429-2211	121 ROSELAWN BLVD GREEN BAY, WI 54301	920 / 338-8104	1967	
GARY LEE GIBSON	VICE PRESIDENT TREASURER	M	700 PILGRIM WAY GREEN BAY, WI 54304	920 / 429-2211	1721 W. CRUSADE LANE GREEN BAY, WI 54313	920 / 497-4947	1967	
JAMES M. DEPAUL	SENIOR VICE PRESIDENT CHIEF ADMINISTRATIVE OFFICER	M	700 PILGRIM WAY GREEN BAY, WI 54304	920 / 429-2211	501 KADINGER WAY LITTLE CHUTE, WI 54140	920 / 788-3852	1971	
WILLIAM SCOTT BRESNEHAN	SENIOR VICE PRESIDENT SHOPKO STORES	M	700 PILGRIM WAY GREEN BAY, WI 54304	920 / 429-2211	2240 ONTARIO ROAD GREEN BAY, WI 54311	920 / 465-6020	1962	



WISCONSIN DEPARTMENT OF REVENUE
PO BOX 8902
MADISON, WI 53708-8902

Contact Information:

2135 RIMROCK RD PO BOX 8902
MADISON, WI 53708-8902
ph: 608-266-2776 fax: 608-264-6884
email: DORBusinessTax@revenue.wi.gov
website: revenue.wi.gov

Letter ID L0324545952

SHOPKO HOLDING COMPANY LLC
PO BOX 19060
GREEN BAY WI 54307-9060

Wisconsin Department of Revenue Seller's Permit

Legal/real name: SHOPKO HOLDING COMPANY LLC #100
Business name: SHOPKO STORES OPERATING CO LLC
699 GREEN BAY RD
NEENAH WI 54956

- This certificate confirms you are registered with the Wisconsin Department of Revenue and authorized in the business of selling tangible personal property and taxable services.
- You may not transfer this permit.
- This permit must be displayed at the place of business and is not valid at any other location.
- If your business is not operated from a fixed location, you must carry or display this permit at all events.

Tax Type

Sales & Use Tax

Account Type

Seller's Permit

Account Number

456-1020161146-03

Attachment 1

Explanation of "Yes" Answers to the following questions:

- 8 (b) ShopKo Stores Operating Co., LLC is a wholly owned subsidiary of ShopKo Holding Co., LLC
- 8 (c) ShopKo Stores Operating Co., LLC holds Class A licenses for multiple locations in Wisconsin. Please see Exhibit B.

S:\TAX\License\LIQUOR LICENSING\WI Application explanation of #5, 6, 7, 8.xls]Post Merger as LLC

AUXILIARY QUESTIONNAIRE ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to municipal clerk.

Individual's Full Name (please print) (last name)		(first name)		(middle name)	
MCMAHON		PETER		K	
Home Address (street/route)		Post Office	City	State	Zip Code
2455 MARINA CIRCLE, UNIT 1			GREEN BAY	WI	54303
Home Phone Number		Age	Date of Birth	Place of Birth	
940-204-9633		58	'1955	MERSEYSIDE	

The above named individual provides the following information as a person who is (check one):

- ☐ Applying for an alcohol beverage license as an Individual.
- ☐ A member of a partnership which is making application for an alcohol beverage license.
- ☒ CHIEF EXECUTIVE OFFICER of SHOPKO STORES OPERATING CO., LLC
(Officer/Director/Member/Manager/Agent) (Name of Corporation, Limited Liability Company or Nonprofit Organization)

which is making application for an alcohol beverage license.

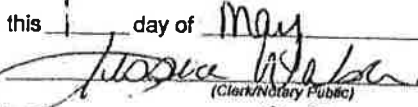
The above named individual provides the following information to the licensing authority:

- How long have you continuously resided in Wisconsin prior to this date? 1 Year
- Have you ever been convicted of any offenses (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of any other states or ordinances of any county or municipality? ☐ Yes ☒ No
If yes, give law or ordinance violated, trial court, trial date and penalty imposed, and/or date, description and status of charges pending. (If more room is needed, continue on reverse side of this form.)
- Are charges for any offenses presently pending against you (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of other states or ordinances of any county or municipality? ☐ Yes ☒ No
If yes, describe status of charges pending.
- Do you hold, are you making application for or are you an officer, director or agent of a corporation/nonprofit organization or member/manager/agent of a limited liability company holding or applying for any other alcohol beverage license or permit? ☒ Yes ☐ No
If yes, identify. SEE ATTACHED EXHIBIT
(Name, Location and Type of License/Permit)
- Do you hold and/or are you an officer, director, stockholder, agent or employee of any person or corporation or member/manager/agent of a limited liability company holding or applying for a wholesale beer permit, brewery/winery permit or wholesale liquor, manufacturer or rectifier permit in the State of Wisconsin? ☐ Yes ☒ No
If yes, identify.
(Name of Wholesale Licensee or Permittee) (Address By City and County)
- Named individual must list in chronological order last two employers.

Employer's Name	Employer's Address	Employed From	To
SHOPKO STORES	GREEN BAY, WI 54307	11/25/2013	
Employer's Name	Employer's Address	Employed From	To
Loblaws Companies Ltd.	ONTARIO, CANADA	02/14/2006	11/22/2013

The undersigned, being first duly sworn on oath, deposes and says that he/she is the person named in the foregoing application; that the applicant has read and made a complete answer to each question, and that the answers in each instance are true and correct. The undersigned further understands that any license issued contrary to Chapter 125 of the Wisconsin Statutes shall be void, and under penalty of state law, the applicant may be prosecuted for submitting false statements and affidavits in connection with this application.

Subscribed and sworn to before me

this 1 day of May, 2015

(Clerk/Notary Public)
My commission expires 8-24-18


(Signature of Named Individual)



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**SCHEDULE FOR APPOINTMENT OF AGENT BY CORPORATION/NONPROFIT
ORGANIZATION OR LIMITED LIABILITY COMPANY**

Submit to municipal clerk.

All corporations/organizations or limited liability companies applying for a license to sell fermented malt beverages and/or intoxicating liquor must appoint an agent. The following questions must be answered by the agent. The appointment must be signed by the officer(s) of the corporation/organization or members/managers of a limited liability company and the recommendation made by the proper local official.

To the governing body of: ☐ Town
☐ Village of Neenah County of Winnebago
☒ City

The undersigned duly authorized officer(s)/members/managers of Shopko Stores Operating Co., LLC
(registered name of corporation/organization or limited liability company)

a corporation/organization or limited liability company making application for an alcohol beverage license for a premises known as

Shopko Stores Operating Co., LLC

(trade name)

located at 699 South Green Bay Road, Neenah, WI 54956

appoints Erin Schafer

(name of appointed agent)

575 Oak Street, Neenah, WI 54956

(home address of appointed agent)

to act for the corporation/organization/limited liability company with full authority and control of the premises and of all business relative to alcohol beverages conducted therein. Is applicant agent presently acting in that capacity or requesting approval for any corporation/organization/limited liability company having or applying for a beer and/or liquor license for any other location in Wisconsin?

☐ Yes ☒ No If so, indicate the corporate name(s)/limited liability company(ies) and municipality(ies).

Is applicant agent subject to completion of the responsible beverage server training course? ☐ Yes ☒ No

How long immediately prior to making this application has the applicant agent resided continuously in Wisconsin? life

Place of residence last year same

For: Shopko Stores Operating Co., LLC

(name of corporation/organization/limited liability company)

By:

[Signature] Secretary

(signature of Officer/Member/Manager)

And:

(signature of Officer/Member/Manager)

ACCEPTANCE BY AGENT

I, Erin Schafer, hereby accept this appointment as agent for the

(print/type agent's name)

corporation/organization/limited liability company and assume full responsibility for the conduct of all business relative to alcohol beverages conducted on the premises for the corporation/organization/limited liability company.

[Signature]

(signature of agent)

3-31-16

(date)

Agent's age 42

575 Oak Street, Neenah, WI 54956

(home address of agent)

Date of birth /1974

**APPROVAL OF AGENT BY MUNICIPAL AUTHORITY
(Clerk cannot sign on behalf of Municipal Official)**

I hereby certify that I have checked municipal and state criminal records. To the best of my knowledge, with the available information, the character, record and reputation are satisfactory and I have no objection to the agent appointed.

Approved on _____ by _____ Title _____
(date) (signature of proper local official) (town chair, village president, police chief)

AUXILIARY QUESTIONNAIRE ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to municipal clerk.

Individual's Full Name (please print) (last name) (first name) (middle name)		Social Security Number	
Schafer		Erin B	
Home Address (street/route)	Post Office	City	State Zip Code
575 Oak Street		Neenah	WI 54956
Home Phone Number	Age	Date of Birth	Place of Birth
920-722-6115	42	1974	Neenah, Wisconsin

The above named individual provides the following information as a person who is (check one):

- ☐ Applying for an alcohol beverage license as an individual.
- ☐ A member of a partnership which is making application for an alcohol beverage license.
- ☒ Agent - Store Manager of Shopko Stores Operating Co., LLC
(Officer/Director/Member/Manager/Agent) (Name of Corporation, Limited Liability Company or Nonprofit Organization)

which is making application for an alcohol beverage license.

The above named individual provides the following information to the licensing authority:

- How long have you continuously resided in Wisconsin prior to this date? forever
- Have you ever been convicted of any offenses (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of any other states or ordinances of any county or municipality? ☐ Yes ☒ No
If yes, give law or ordinance violated, trial court, trial date and penalty imposed, and/or date, description and status of charges pending. (If more room is needed, continue on reverse side of this form)
- Are charges for any offenses presently pending against you (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of other states or ordinances of any county or municipality? ☐ Yes ☒ No
If yes, describe status of charges pending.
- Do you hold, are you making application for or are you an officer, director or agent of a corporation/nonprofit organization or member/manager/agent of a limited liability company holding or applying for any other alcohol beverage license or permit? ☐ Yes ☒ No
If yes, identify. See Attached Listing
(Name, Location and Type of License/Permit)
- Do you hold and/or are you an officer, director, stockholder, agent or employee of any person or corporation or member/manager/agent of a limited liability company holding or applying for a wholesale beer license, brewery/winery permit or wholesale liquor manufacturer or rectifier permit in the State of Wisconsin? ☐ Yes ☒ No
If yes, identify.
(Name of Wholesale Licensee or Permittee) (Address By City and County)

6. Named individual must list in chronological order last two employers.

Employer's Name	Employer's Address	Employed From	To
Atty. Grogan Law Office	Appleton, WI	09/18/1994	09/18/2007
Employer's Name	Employer's Address	Employed From	To
Schubert Video	Neenah, WI	09/01/1990	09/01/1994

The undersigned, being first duly sworn on oath, deposes and says that he/she is the person named in the foregoing application; that the applicant has read and made a complete answer to each question, and that the answers in each instance are true and correct. The undersigned further understands that any license issued contrary to Chapter 125 of the Wisconsin Statutes shall be void, and under penalty of state law, the applicant may be prosecuted for submitting false statements and affidavits in connection with this application.

Subscribed and sworn to before me

this 30th day of April
Notary Public
My commission expires Jan 25 2019



Erin B. Schafer
(Signature of Named Individual)



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AUXILIARY QUESTIONNAIRE ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to municipal clerk.

Individual's Full Name (please print) (last name)		(first name)		(middle name)	
VANDENHOUTEN		PETER		G	
Home Address (street/route)		Post Office	City	State	Zip Code
121 ROSELAWN BLVD			GREEN BAY	WI	54301
Home Phone Number		Age	Date of Birth	Place of Birth	
920.338.8104		46	1967	GREEN BAY, WI	

The above named individual provides the following information as a person who is (check one):

- ☐ Applying for an alcohol beverage license as an individual.
- ☐ A member of a partnership which is making application for an alcohol beverage license.
- ☒ **SVP - GEN COUNSEL, SECRETAR** of **SHOPKO STORES OPERATING CO., LLC**
(Office/Director/Member/Manager/Agent) (Name of Corporation, Limited Liability Company or Nonprofit Organization)

which is making application for an alcohol beverage license.

The above named individual provides the following information to the licensing authority:

- How long have you continuously resided in Wisconsin prior to this date? 20+ YRS
- Have you ever been convicted of any offenses (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of any other states or ordinances of any county or municipality? ☒ Yes ☐ No
 If yes, give law or ordinance violated, trial court, trial date and penalty imposed, and/or date, description and status of charges pending. (If more room is needed, continue on reverse side of this form.)
Convicted of OWI, 8/2011 in Allouez, WI Municipal Court
- Are charges for any offenses presently pending against you (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of other states or ordinances of any county or municipality? ☐ Yes ☒ No
 If yes, describe status of charges pending.
- Do you hold, are you making application for or are you an officer, director or agent of a corporation/nonprofit organization or member/manager/agent of a limited liability company holding or applying for any other alcohol beverage license or permit? ☒ Yes ☐ No
 If yes, identify. SEE ATTACHED EXHIBIT
(Name, Location and Type of License/Permit)
- Do you hold and/or are you an officer, director, stockholder, agent or employee of any person or corporation or member/manager/agent of a limited liability company holding or applying for a wholesale beer permit, brewery/winery permit or wholesale liquor, manufacturer or rectifier permit in the State of Wisconsin? ☐ Yes ☒ No
 If yes, identify.
(Name of Wholesale Licensee or Permittee) (Address By City and County)

6. Named individual must list in chronological order last two employers.

Employer's Name	Employer's Address	Employed From	To
SHOPKO STORES	GREEN BAY, WI	07/01/1999	
Employer's Name	Employer's Address	Employed From	To

The undersigned, being first duly sworn on oath, deposes and says that he/she is the person named in the foregoing application; that the applicant has read and made a complete answer to each question, and that the answers in each instance are true and correct. The undersigned further understands that any license issued contrary to Chapter 125 of the Wisconsin Statutes shall be void, and under penalty of state law, the applicant may be prosecuted for submitting false statements and affidavits in connection with this application.

Subscribed and sworn to before me

this 1 day of May, 20 15

Jessica Waben
(Clerk/Notary Public)

My commission expires 8-24-18

[Signature]
(Signature of Named Individual)



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AUXILIARY QUESTIONNAIRE ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to municipal clerk.

Individual's Full Name (please print) (last name)		(first name)		(middle name)	
STEINHORST		RUSSELL		L	
Home Address (street/route)		Post Office	City	State	Zip Code
408 E SONGBIRD LANE			APPLETON	WI	54913
Home Phone Number		Age	Date of Birth	Place of Birth	
920.257.4231		42	1971	BEAVER DAM, WI	

The above named individual provides the following information as a person who is (check one):

- ☐ Applying for an alcohol beverage license as an individual.
- ☐ A member of a partnership which is making application for an alcohol beverage license.
- ☒ SVP-CHIEF FINANCIAL OFFICER of SHOPKO STORES OPERATING CO., LLC
(Officer/Director/Member/Manager/Agent) (Name of Corporation, Limited Liability Company or Nonprofit Organization)

which is making application for an alcohol beverage license.

The above named individual provides the following information to the licensing authority:

- How long have you continuously resided in Wisconsin prior to this date? 5+ YRS
- Have you ever been convicted of any offenses (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of any other states or ordinances of any county or municipality? ☐ Yes ☒ No
If yes, give law or ordinance violated, trial court, trial date and penalty imposed, and/or date, description and status of charges pending. (If more room is needed, continue on reverse side of this form.)
- Are charges for any offenses presently pending against you (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of other states or ordinances of any county or municipality? ☐ Yes ☒ No
If yes, describe status of charges pending.
- Do you hold, are you making application for or are you an officer, director or agent of a corporation/nonprofit organization or member/manager/agent of a limited liability company holding or applying for any other alcohol beverage license or permit? ☒ Yes ☐ No
If yes, identify. SEE ATTACHED EXHIBIT
(Name, Location and Type of License/Permit)
- Do you hold and/or are you an officer, director, stockholder, agent or employee of any person or corporation or member/manager/agent of a limited liability company holding or applying for a wholesale beer permit, brewery/winery permit or wholesale liquor, manufacturer or rectifier permit in the State of Wisconsin? ☐ Yes ☒ No
If yes, identify.
(Name of Wholesale Licensee or Permittee) (Address By City and County)
- Named individual must list in chronological order last two employers.

Employer's Name	Employer's Address	Employed From	To
SHOPKO STORES	GREEN BAY, WI	2009	Current
Employer's Name	Employer's Address	Employed From	To
HUDSON-SHARP	GREEN BAY, WI	2006	2009

The undersigned, being first duly sworn on oath, deposes and says that he/she is the person named in the foregoing application; that the applicant has read and made a complete answer to each question, and that the answers in each instance are true and correct. The undersigned further understands that any license issued contrary to Chapter 125 of the Wisconsin Statutes shall be void, and under penalty of state law, the applicant may be prosecuted for submitting false statements and affidavits in connection with this application.

Subscribed and sworn to before me

this 5th day of March, 2014
Jessica M. Walden
(Clerk/Notary Public)

My commission expires 8-24-2014

Charles Russell
(Signature of Named Individual)



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AUXILIARY QUESTIONNAIRE ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to municipal clerk.

Individual's Full Name (please print) (last name)		(first name)		(middle name)	
DE PAUL		JAMES		M	
Home Address (street/route)		Post Office		City	State Zip Code
501 KADINGER WAY				LITTLE CHUTE	WI 54140
Home Phone Number		Age	Date of Birth		Place of Birth
920.788.3852			/1971		MIAMI, FL

The above named individual provides the following information as a person who is (check one):

☐ Applying for an alcohol beverage license as an individual.

☐ A member of a partnership which is making application for an alcohol beverage license.

☒ SVP - STORE OPERATIONS of SHOPKO STORES OPERATING CO., LLC

(Officer/Director/Member/Manager/Agent)

(Name of Corporation, Limited Liability Company or Nonprofit Organization)

which is making application for an alcohol beverage license.

The above named individual provides the following information to the licensing authority:

1. How long have you continuously resided in Wisconsin prior to this date? 11+ YRS

2. Have you ever been convicted of any offenses (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of any other states or ordinances of any county or municipality? ☐ Yes ☒ No

If yes, give law or ordinance violated, trial court, trial date and penalty imposed, and/or date, description and status of charges pending. (If more room is needed, continue on reverse side of this form.)

3. Are charges for any offenses presently pending against you (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of other states or ordinances of any county or municipality? ☐ Yes ☒ No

If yes, describe status of charges pending.

4. Do you hold, are you making application for or are you an officer, director or agent of a corporation/nonprofit organization or member/manager/agent of a limited liability company holding or applying for any other alcohol beverage license or permit? ☒ Yes ☐ No

If yes, identify. SEE ATTACHED EXHIBIT

(Name, Location and Type of License/Permit)

5. Do you hold and/or are you an officer, director, stockholder, agent or employee of any person or corporation or member/manager/agent of a limited liability company holding or applying for a wholesale beer permit, brewery/winery permit or wholesale liquor, manufacturer or rectifier permit in the State of Wisconsin? ☐ Yes ☒ No

If yes, identify.

(Name of Wholesale Licensee or Permittee)

(Address By City and County)

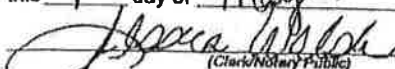
6. Named individual must list in chronological order last two employers.

Employer's Name	Employer's Address	Employed From	To
SHOPKO STORES	GREEN BAY, WI		
Employer's Name	Employer's Address	Employed From	To

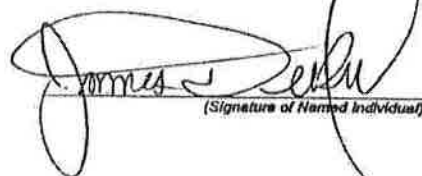
The undersigned, being first duly sworn on oath, deposes and says that he/she is the person named in the foregoing application; that the applicant has read and made a complete answer to each question, and that the answers in each instance are true and correct. The undersigned further understands that any license issued contrary to Chapter 125 of the Wisconsin Statutes shall be void, and under penalty of state law, the applicant may be prosecuted for submitting false statements and affidavits in connection with this application.

Subscribed and sworn to before me

this 1 day of May, 2015


(Clark/Notary Public)

My commission expires 8-24-18


(Signature of Named Individual)



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Wisconsin Department of Revenue

AUXILIARY QUESTIONNAIRE ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to municipal clerk.

Individual's Full Name (please print) (last name)		(first name)		(middle name)	
GIBSON		GARY		LEE	
Home Address (street/route)		Post Office	City	State	Zip Code
1721 W CRUSADE LANE			GREEN BAY	WI	54313
Home Phone Number		Age	Date of Birth	Place of Birth	
920.497.4947		46	1967	BLUFFTON, IN	

The above named individual provides the following information as a person who is (check one):

- ☐ Applying for an alcohol beverage license as an **Individual**.
- ☐ A member of a **partnership** which is making application for an alcohol beverage license.
- ☒ **VP - TREASURER** of **SHOPKO STORES OPERATING CO., LLC**
(Officer/Director/Member/Manager/Agent) (Name of Corporation, Limited Liability Company or Nonprofit Organization)

which is making application for an alcohol beverage license.

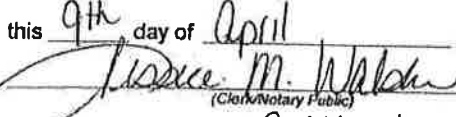
The above named individual provides the following information to the licensing authority:

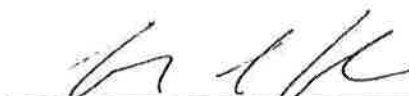
- How long have you continuously resided in Wisconsin prior to this date? **10+ YRS**
- Have you ever been convicted of any offenses (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of any other states or ordinances of any county or municipality? ☐ Yes ☒ No
 If yes, give law or ordinance violated, trial court, trial date and penalty imposed, and/or date, description and status of charges pending. (If more room is needed, continue on reverse side of this form.)
- Are charges for any offenses presently pending against you (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of other states or ordinances of any county or municipality? ☐ Yes ☒ No
 If yes, describe status of charges pending.
- Do you hold, are you making application for or are you an officer, director or agent of a corporation/nonprofit organization or member/manager/agent of a limited liability company holding or applying for any other alcohol beverage license or permit? ☒ Yes ☐ No
 If yes, identify. **SEE ATTACHED EXHIBIT**
(Name, Location and Type of License/Permit)
- Do you hold and/or are you an officer, director, stockholder, agent or employee of any person or corporation or member/manager/agent of a limited liability company holding or applying for a wholesale beer permit, brewery/winery permit or wholesale liquor, manufacturer or rectifier permit in the State of Wisconsin? ☐ Yes ☒ No
 If yes, identify.
(Name of Wholesale Licensee or Permittee) (Address By City and County)
- Named individual must list in chronological order last two employers.

Employer's Name	Employer's Address	Employed From	To
SHOPKO STORES	GREEN BAY, WI	5-sep-2002	present
Employer's Name	Employer's Address	Employed From	To

The undersigned, being first duly sworn on oath, deposes and says that he/she is the person named in the foregoing application; that the applicant has read and made a complete answer to each question, and that the answers in each instance are true and correct. The undersigned further understands that any license issued contrary to Chapter 125 of the Wisconsin Statutes shall be void, and under penalty of state law, the applicant may be prosecuted for submitting false statements and affidavits in connection with this application.

Subscribed and sworn to before me

this 9th day of April, 2014

 My commission expires 8-24-14


 (Signature of Named Individual)



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Wisconsin Department of Revenue

AUXILIARY QUESTIONNAIRE ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to municipal clerk.

Individual's Full Name (please print) (last name)		(first name)		(middle name)	
BRESNEHAN		WILLIAM		SCOTT	
Home Address (street/route)		Post Office	City	State	Zip Code
2240 ONTARIO ROAD			GREEN BAY	WI	54311
Home Phone Number		Age	Date of Birth	Place of Birth	
920-465-6020		53	1962	FOND DU LAC, WI	

The above named individual provides the following information as a person who is (check one):

- ☐ Applying for an alcohol beverage license as an Individual.
- ☐ A member of a partnership which is making application for an alcohol beverage license.
- ☒ SVP - SHOPKO STORES of SHOPKO STORES OPERATING CO., LLC
(Officer/Director/Member/Manager/Agent) (Name of Corporation, Limited Liability Company or Nonprofit Organization)

which is making application for an alcohol beverage license.

The above named individual provides the following information to the licensing authority:

- How long have you continuously resided in Wisconsin prior to this date? 20+ YRS
- Have you ever been convicted of any offenses (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of any other states or ordinances of any county or municipality? ☐ Yes ☒ No
If yes, give law or ordinance violated, trial court, trial date and penalty imposed, and/or date, description and status of charges pending. (If more room is needed, continue on reverse side of this form.)
- Are charges for any offenses presently pending against you (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of other states or ordinances of any county or municipality? ☐ Yes ☒ No
If yes, describe status of charges pending.
- Do you hold, are you making application for or are you an officer, director or agent of a corporation/nonprofit organization or member/manager/agent of a limited liability company holding or applying for any other alcohol beverage license or permit? ☒ Yes ☐ No
If yes, identify. SEE ATTACHED EXHIBIT
(Name, Location and Type of License/Permit)
- Do you hold and/or are you an officer, director, stockholder, agent or employee of any person or corporation or member/manager/agent of a limited liability company holding or applying for a wholesale beer permit, brewery/winery permit or wholesale liquor, manufacturer or rectifier permit in the State of Wisconsin? ☐ Yes ☒ No
If yes, identify.
(Name of Wholesale Licensee or Permittee) (Address by City and County)

6. Named individual must list in chronological order last two employers.

Employer's Name	Employer's Address	Employed From	To
SHOPKO STORES	GREEN BAY, WI	1994	Current
Employer's Name	Employer's Address	Employed From	To
Kohl's	Menomonee Falls, WI	1992	1994

The undersigned, being first duly sworn on oath, deposes and says that he/she is the person named in the foregoing application; that the applicant has read and made a complete answer to each question, and that the answers in each instance are true and correct. The undersigned further understands that any license issued contrary to Chapter 125 of the Wisconsin Statutes shall be void, and under penalty of state law, the applicant may be prosecuted for submitting false statements and affidavits in connection with this application.

Subscribed and sworn to before me

this 19 day of May, 2015

James M. Wilber
(Clerk/Notary Public)

My commission expires 8-24-18

William Scott Bresa

(Signature of Named Individual)



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Recycled Paper

5/3/16 \$125.00 #39396

CITY OF NEENAH
Application for a Sidewalk Cafe

☐ Individual ☐ Partnership ☐ Corporation ☒ Limited Liability Company

Name: Town Council Kitchen & Bar Charfills LLC
(Individuals/Partners/Registered Name of Corporation/LLC)

If Partnership, Corporation or LLC, list names and addresses of all members:

Jonathan Moran 234 Bond Street Neenah, WI 54956

Charfills LLC 133 W. Wisconsin

Address of premise for which a sidewalk café permit is being applied for: _____

133 W. Wisconsin Neenah, WI 54956

Trade Name: Town Council Kitchen & Bar

Business Phone: 920 538 3500

➤ Is the premise for which the sidewalk café permit is being sought located in C-2 Central Business zoning districts as that term is defined in Chapter 26. ☒ Yes ☐ No (If no, the premise does not qualify for an outdoor dining area)

➤ Is the proposed sidewalk café located in an area where a minimum of six (6) feet of sidewalk width will remain for safe passage of pedestrians and will not change the direction of travel along the sidewalk more than 30 degrees? ☒ Yes ☐ No
(If no, the premise does not qualify for an outdoor dining area)

➤ Is the sidewalk café furniture located in such a manner so as to block access for the pedestrians or in a manner that the street furniture would constitute a tripping hazard or other hazard to pedestrians. ☒ Yes ☐ No
(If no, the premise does not qualify for an outdoor extension)

➤ If the outdoor premise is located in the front yard of licensed premise, has the height barrier been approved by the City of Neenah Community Development Department? ☒ Yes ☐ No
(If no, the premise does not qualify for an outdoor extension)

➤ Is the applicant a "Class B", Class "B" and/or "Class C" License holder? ☒ Yes ☐ No
(If yes, an Application for Outdoor Extension of Retail "Class B", Class "B" and/or "Class C" License must be filed concurrently with this application. Approval of this application and the application for Outdoor Extension are contingent upon one another)

➤ Has a Certificate of Insurance been placed on file? ☐ Yes ☐ No
Does this Certificate satisfy the required liability limits? ☐ Yes ☐ No
Does the Certificate list the City of Neenah as an unrestricted additional insured? ☐ Yes ☐ No
(If no to any of the above, the premise does not qualify for an outdoor extension)

(Will be provided prior to issuance)

READ CAREFULLY BEFORE SIGNING: Under penalty provided for by law, the undersigned states that each of the above questions has been truthfully answered to the best of his/her/their knowledge. Applicant acknowledges receiving a copy of Ordinance No. 2011-08 and agrees to comply with its terms and conditions should this application be approved. (Individual applicants, each member of a partnership, officers of a corporation and members of an LLC must sign)

Joellen P. Hauer
(Partner/Individual/Officer of a Corporation, Member of an LLC)

(Partner/Officer of a Corporation/Member of an LLC)

(Additional Partner/Officer of a Corporation/Member of an LLC)

SUBSCRIBED AND SWORN TO BEFORE ME THIS 3
DAY OF May, 2016.

S. H. H.
Clerk/Notary Public
My Commission Expires: Deputy Clerk

TO BE COMPLETED BY CLERK

Date Received: <u>5/3/16</u>	Clerk Signature: <u><i>S. H. H.</i></u>	<input type="checkbox"/> Granted <input type="checkbox"/> Denied
Date to Plan Commission: <u>5/10/16</u>		<input type="checkbox"/> Granted <input type="checkbox"/> Denied
Date to Public Services & Safety Committee: <u>5/10/16</u>		<input type="checkbox"/> Granted <input type="checkbox"/> Denied
Date to Council: <u>5/18/16</u>		<input type="checkbox"/> Granted <input type="checkbox"/> Denied
Date Final Inspection Completed: _____		
Date of Signed Insurance Agreement: _____		
License No. Issued: _____	Date: _____	

Note: Permit will not be issued until final inspections are complete.

INSURANCE AGREEMENT - SIDEWALK CAFÉ

This Agreement is between Jonathan K. Korman "Operator" and the City of Neenah "City" dated 5/3/16.

WHEREAS, Operator has applied for an extension of premises to operate a Sidewalk Café pursuant to §11.12(18), Neenah Code (the "Ordinance") at the property located at 1000 Council (the "Café"); and,

Kitchen: Bar 133 W Wisconsin Neenah
WHEREAS, the Ordinance requires the Operator to provide certain insurance coverage naming the City as additional insured; and,

WHEREAS, the terms and requirements of the insurance coverage as outlined in this agreement are intended to comply with the provisions of the Ordinance;

NOW THEREFORE, in consideration of the permit granted to the Operator to operate the Café by City under the Ordinance, the parties agree as follows:

I. Notwithstanding any terms, conditions or provisions, in any other writing between the parties, the Operator hereby agrees to effectuate the naming of the City as an unrestricted additional insured on the Operator's insurance policies covering the premises where the Café is located, with the exception of workers' compensation. If the Operator is self-insured, evidence of its status as a self-insured entity shall be provided to the City. If requested by the City, the Operator must describe its financial condition and the self-insured funding mechanism.

II. The policy naming City as an additional insured shall:

- Be an insurance policy from an A.M. Best rated "secured" State of Wisconsin licensed insurer.
- Contain a 30-day notice of cancellation.
- State that the organization's coverage shall be primary coverage for the City, its Board, employees and volunteers.
- The City shall be listed as an additional insured by using endorsement CG 2026 or broader. The certificate must state that this endorsement is being used. If another endorsement is used, a copy shall be included with the certificate of insurance and is subject to prior approval of the City Attorney for the City.

III. The Operator agrees to indemnify the City for any applicable deductibles under the policies.

IV. Required Insurance:

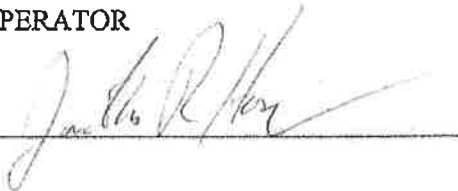
- Commercial General Liability Insurance:
\$1,000,000 per occurrence/\$2,000,000 aggregate, including Liquor Liability endorsement.

V. Operator acknowledges that failure to obtain such insurance on behalf of the City constitutes a material breach of contract and will cause the Sidewalk Café permit granted to the Operator under the Ordinance to be void. The Operator is to provide the City with a certificate of insurance, evidencing the above requirements has been met, prior to the commencement of the construction and/or operation of the Café contemplated by the Operator's permit obtained under the Ordinance. The failure of the City to object to the contents of the certificate or the absence of it shall not be deemed a waiver of any and all rights held by the City.

VI. The Operator shall notify the City Clerk for the City within 10 days of any change in the Operator's insurance required under this Agreement and provide the City with an updated Certificate of Insurance within 30 days of any change to the policy obtained under this Agreement.

VI. The City is a member/owner of the Cities & Villages Mutual Insurance Company (CVMIC). The contractor further acknowledges that the procurement of such insurance as required herein is intended to benefit not only the City but also CVMIC, as the City's insurer.

OPERATOR

A handwritten signature in dark ink, appearing to be "James R. [unclear]", written over a horizontal line.

CITY OF NEENAH

A handwritten signature in dark ink, appearing to be "S. [unclear]", written over a horizontal line.