

**ALCOHOL LICENSING COMMITTEE AGENDA  
CITY OF FOND DU LAC, WISCONSIN**

May 18, 2015  
4:00 p.m.

Meeting Rooms D & E  
City-County Government Center

160 South Macy Street  
Fond du Lac, Wisconsin

**I. ROLL CALL**

- A. Attendance
- B. Declaration Quorum Present
- C. Appointment of Officers
  - 1) Chairperson
  - 2) Vice-Chairperson

**II. CONSENT AGENDA**

April 27, 2015 Minutes

**III. ACTIONS**

**REVIEW DELIBERATE AND MAKE RECOMMENDATION ON  
APPLICATION FOR NEW "CLASS B" INTOXICATING LIQUOR AND  
CLASS "B" FERMENTED MALT BEVERAGE LICENSE**

Limited Liability:	1848 A&J Ventures LLC
Agent Name:	Jessica Koepke
Agent Address:	114 Everett Street Fond du Lac, WI 54935
d/b/a:	1848
Location of Premises:	11 E 2 <sup>nd</sup> St
City Council Meet Date:	June 10, 2015

**IV. ADJOURN**

ALCOHOL LICENSING COMMITTEE MINUTES  
CITY OF FOND DU LAC, WISCONSIN

April 27, 2015  
4:00 p.m.

Meeting Rooms D & E  
City-County Government Center

160 South Macy Street  
Fond du Lac, Wisconsin

OPENING CEREMONIES

ROLL CALL: Present: Shawn Anhalt  
Gary Miller  
Joseph Leventhal

Absent: J. Geoffrey Bares  
Jacob Lehman (excused)  
Jennifer Neibauer (excused)  
Kerry Ann Strupp (excused)

Administrative Staff: Steve Klein, Asst. Police Chief

Clerk Maggie Hefter declared a quorum present.

Appointment of Officers

Motion made by Leventhal to postpone the Appointment of Officers to the next meeting.

Seconded by Anhalt.

ROLL CALL VOTE: Aye- Anhalt, Miller, Leventhal  
Nay- None

Carried.

CONSENT AGENDA

March 30, 2015 Minutes

Motion made by Anhalt to amend the minutes of the March 30, 2015 to include Anhalt as being excused in Roll Call Attendance.

Seconded by Leventhal.

ROLL CALL VOTE: Aye- Anhalt, Miller, Leventhal  
Nay- None

Carried.

**ACTIONS**

**REVIEW DELIBERATE AND MAKE RECOMMENDATION ON APPLICATION FOR NEW  
"CLASS B" INTOXICATING LIQUOR AND CLASS "B" FERMENTED MALT  
BEVERAGE LICENSE**

Limited Liability: FDL Pro LLC  
Agent Name: Brock Winkler  
Agent Address: 225 Whisperings Springs Dr.  
Fond du Lac, WI 54937  
d/b/a: Holiday Inn Express and Suites  
Location of Premises: 55 Holiday Lane  
City Council Meet Date: May 13, 2015

Motion made by Leventhal to recommend to City Council Approval of New "Class B" Intoxicating Liquor and Class "B" Fermented Malt Beverage License.

Seconded by Miller.

ROLL CALL VOTE: Aye- Anhalt, Miller, Leventhal  
Nay- None

Carried.

**REVIEW DELIBERATE AND MAKE RECOMMENDATION ON APPLICATION FOR NEW  
"CLASS B" INTOXICATING LIQUOR AND CLASS "B" FERMENTED MALT  
BEVERAGE LICENSE**

Limited Liability: Theo's 24 Main, LLC  
Agent Name: Ted Buetow  
Agent Address: 951 Mequon Ave  
Fond du Lac, WI 54935  
d/b/a: Theo's 24  
Location of Premises: 24 N Main Street  
City Council Meet Date: May 13, 2015

Appeared in Support and to Ask/Answer Questions:  
Ted Buetow, 951 Mequon Ave., Fond du Lac

Motion made by Miller to recommend to City Council Approval of New "Class B" Intoxicating Liquor and Class "B" Fermented Malt Beverage License.

Seconded by Anhalt.

ROLL CALL VOTE: Aye- Anhalt, Miller, Leventhal  
Nay- None

Carried.

**ADJOURN**

Motion made Anhalt to adjourn.

Seconded by Leventhal.

ROLL CALL VOTE:       Aye- Anhalt, Miller, Leventhal  
                          Nay- None

Carried.

Meeting adjourned at 4:25 p.m.

MARGARET HEFTER  
CITY CLERK

# ***CITY OF FOND DU LAC - Memorandum***

---

**City Clerk's Office**

**Date:** May 14, 2015  
**To:** Alcohol License Committee  
**From:** Maggie Hefter, City Clerk  
**Re:** 2014-2015 "Class B" Intoxicating Liquor and Class "B"  
Fermented Malt Beverage Application

## **"CLASS B" INTOXICATING LIQUOR AND CLASS "B" FERMENTED MALT BEVERAGE:**

**Limited Liability:** 1848 A&J Ventures, LLC  
**Agent:** Jessica Koepke  
**Address:** 114 Everett Street  
Fond du Lac, WI 54935  
**d/b/a:** 1848  
**Location of Premises:** 11 E 2<sup>nd</sup> Street



# Memo

**To:** City Manager Moore

**From:** Chief Lamb

**Date:** 5-12-15

**Re:** Proposed Class B Combination License, 1848 Pub (Formerly Stealing Second), 11 East 2<sup>nd</sup> Street

On May 12, 2015, Assistant Chief Klein, Fire Chief O'Leary, Division Chief of Fire Prevention Troy Haase and Amy Hansen from the DFP met with the listed applicants Jessica Koepke and Alan Blaine regarding their request for a Class B Combination license for 1848 Pub, located at 11 East 2<sup>nd</sup> Street.

The applicants are looking to open a restaurant pub at the above location. The applicants stated they are updating the kitchen area and adding booth seating to the interior of the business. In addition, they will be utilizing the former dance floor area as a gaming area for video gaming machines and a pool table. The applicants will also be making some cosmetic changes to the exterior of the building. They plan on serving a number of Wisconsin themed comfort foods and plan to utilize locally grown produce and food products.

The applicants advised that they will be open for business Tuesday thru Sunday and that their hours of operation will be from 11 a.m. to 11 p.m. They emphasized a number of times that they will be primarily operating as a restaurant pub and will not be operating past 11 p.m. They plan to be open by the first week of July.

This location has operated as a licensed establishment in the past, most recently as Stealing Second. Prior to the Stealing Second operations, law enforcement had a number of concerns with frequent complaints of illegal drug activity in the alley way, fights and other disorderly acts in and around this location. In addition there was a high concentration of licensed establishments in this immediate area. Since that time, additional lighting was added to the alley way and the density of licensed establishments has diminished with the closing of a number of other businesses in the area. The applicants also indicated that they will render the alley way door to the establishment as an alarmed emergency exit only.

Ms. Koepke also owns and operates O'Davey's Pub located on 4<sup>th</sup> Street with no concerns noted by law enforcement. Ms. Koepke will serve as the licensed agent for this location. Background checks were conducted on both Ms. Koepke and Mr. Blaine, both in-house and NCIC/CIB, which indicate no prior criminal history that would preclude the issuance of this request. The Police Department has no objections to the license request and recommends approval.

**ORIGINAL ALCOHOL BEVERAGE RETAIL LICENSE APPLICATION**

Submit to municipal clerk.

For the license period beginning 07/01 20 15 ;  
ending 06/30 20 16

TO THE GOVERNING BODY of the:  Town of } Fond du Lac  
 Village of }  
 City of }

County of Fond du Lac 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): 1848 ABJ Ventures

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>Co. President</u>	<u>Alan Blaine</u>	<u>114 Everett St</u>	<u>Fond du Lac WI 54935</u>
Vice President/Member	<u>Co. President</u>	<u>Jessica Koepfle</u>	<u>114 Everett St</u>	<u>Fond du Lac WI 54935</u>
Secretary/Member				
Treasurer/Member				
Agent		<u>Jessica Koepfle</u>	<u>114 Everett St</u>	<u>Fond du Lac WI 54935</u>
Directors/Managers				

3. Trade Name 1848 Business Phone Number \_\_\_\_\_  
4. Address of Premises 11 E. 2nd St Post Office & Zip Code Fond du Lac 54935

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 employe 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 WI and date 4/10/15 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? O'Davey's Pub LLC  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, and/or storage of alcohol beverages and records. (Alcohol beverages may be sold and stored only on the premises described.) Bar area, dining area, kitchen, two storage rooms

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? Stealing Second
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 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 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 15th day of April, 2015  
[Signature]  
(Clerk/Notary Public)  
My commission expires 9-27-2015

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

**TO BE COMPLETED BY CLERK**

Date received and filed with municipal clerk <u>4-29-15</u>	Date reported to council/board	Date provisional license issued	Signature of Clerk / Deputy Clerk
Date license granted	Date license issued	License number issued	

OL-2564

Applicant's Wisconsin Seller's Permit Number: <u>456-1028775958-02</u>	
Federal Employer Identification Number (FEIN): <u>47-3696189</u>	
LICENSE REQUESTED	
TYPE	FEE
<input type="checkbox"/> Class A beer	\$
<input checked="" type="checkbox"/> Class B beer	\$ <u>100</u>
<input type="checkbox"/> Class C wine	\$
<input type="checkbox"/> Class A liquor	\$
<input checked="" type="checkbox"/> Class B liquor	\$ <u>500</u>
<input type="checkbox"/> Reserve Class B liquor	\$
Publication fee	\$ <u>55</u>
<b>TOTAL FEE</b>	\$ <u>655</u>

8.) I, Jessica L. Koepke, own O'Dawey's  
Pub, located at 36 4th St.  
Fond du Lac, WI 54935. I hold  
the liquor license for this  
business

**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  City of Fond du Lac County of Fond du Lac

The undersigned duly authorized officer(s)/members/managers of 1848 A&J Ventures  
(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

1848  
located at 11 East 2nd St. Fond du Lac, WI 54935  
(trade name)

appoints Jessica L. Koepfle  
(name of appointed agent)  
114 Everett St. Fond du Lac, WI 54935  
(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).

O'Davey's Pub, Fond du Lac

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? 32 years

Place of residence last year 316 4th St. Fond du Lac, WI 54935

For: O'Davey's Pub LLC  
(name of corporation/organization/limited liability company)

By: [Signature]  
(signature of Officer/Member/Manager)

And: \_\_\_\_\_  
(signature of Officer/Member/Manager)

**ACCEPTANCE BY AGENT**

I, Jessica L. Koepfle, 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] 4/14/15  
(signature of agent) (date)

Agent's age [Redacted]

114 Everett St Fond du Lac WI 54935  
(home address of agent)

Date of birth [Redacted]

**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 05/12/15 by Steven K Lee Title ASST. POLICE CHIEF  
(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)	
Koepke		Jessica		Lynn	
Home Address (Street/Route)		Post Office	City	State	Zip Code
114 Everett St		Fond du Lac	Fond du Lac	WI	54935
Home Phone Number	Age	Date of Birth	Place of Birth		
[Redacted]	[Redacted]	[Redacted]	[Redacted]		

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 1848 A.B.J. Ventures 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? 32 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.)  
06/2002, underage drinking, fine / 08/2002 drug paraphernalia fine
- 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. O'Davey's Pub LLC 364th St Fond du Lac WI 54935  
(Name, Location and Type of License/Permit) Alcohol beverage license
- Do you hold and/or are you an officer, director, stockholder, agent or employe 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
O'Davey's Pub	364th St, Fond du Lac 54935	11/2015	Present
University of WI Oshkosh	90 Wisconsin St, Oshkosh	8/2008	6/2009

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 29th day of April, 2015

[Signature]  
(Clerk/Notary Public)

[Signature]  
(Signature of Named Individual)

My commission expires \_\_\_\_\_



# AUXILIARY QUESTIONNAIRE ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to municipal clerk.

Individual's Full Name (please print) (last name)		(first name)		(middle name)	
Blaine		Alan		Thomas	
Home Address (street/route)		Post Office	City	State	Zip Code
114 Everett St.			Fond du Lac	WI	54935
Home Phone Number		Age	Date of Birth	Place of Birth	
[REDACTED]		[REDACTED]	[REDACTED]	[REDACTED]	

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.
- Member of 1848 AJS Ventures 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? 29 years
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.)  
06/2010 DUI 1, 02/2014 possession of THC
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 employe 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
O'clavers Pub	36 4th St Fond du Lac, WI	12/13	present
Arbucks Saloon	Main St	3/2004	7/2010

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 15 day of April, 2015

[Signature]  
(Clerk/Notary Public)

[Signature]  
(Signature of Named Individual)

My commission expires \_\_\_\_\_



Printed on Recycled Paper

1848

Alan T. Blaine & Jessica L. Koepke

(707) 490-7988 & (920) 904-2758

11 East 2<sup>nd</sup> Street

Fond du Lac, WI 54935



Downtown Fond du Lac needs more restaurants, we want to help fill part of this void. 1848 will be opening its doors to Fond du Lac, on July 3, 2015. 1848 is a Wisconsin themed restaurant and bar. The menu will consist of appetizers, burgers, sandwiches, wraps, salads, macaroni and cheese, and fish fry utilizing and highlighting ingredients from Wisconsin. 1848 will showcase Wisconsin distilleries and breweries. All specialty alcohol will be a product of Wisconsin.

Since the main focus of 1848 is food, we are adding a dining area in the room adjacent to the bar area. This area will include booth and table seating. We will be closing nightly at 11pm, and will not have live music.

#### **Hours of Operation**

Sunday 11am-11pm

Monday Closed

Tuesday-Saturday 11am-11pm

