

CITY OF GLENDALE
5909 North Milwaukee River Parkway
Glendale, Wisconsin 53209

This meeting is in person, but will be broadcast over Zoom to accommodate residents with COVID concerns.

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Meeting ID: 975 9968 6909

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AGENDA—LEGISLATIVE, JUDICIARY & FINANCE COMMITTEE

Monday, November 14, 2022

5:45 p.m.

1. Call to Order/ Roll Call.
2. Adoption of Minutes of meeting held on June 13, 2022.
3. Review and Recommendation to the Common Council Application for Vibez Creative Arts Space, LLC for Vibez Creative Arts Space, Class “B” (beer) Retailer License, and “Class C” (wine) Retailer License, located at 5706 N Centerpark Way, Unit 1700.
4. Adjourn.

NOTICE: This is NOT a meeting of the Glendale Common Council. Although a majority of Council Members may be present, Council action will not take place.

Upon reasonable notice, efforts will be made to accommodate the needs of persons with disabilities.

CITY OF GLENDALE
LEGISLATIVE, JUDICIARY AND FINANCE COMMITTEE

Meeting Minutes
June 13, 2022

Meeting was called to order at 5:30 p.m. by Ald. Jim Daugherty.

Roll Call: Present: Ald. Jim Daugherty, Ald. Steve Schmelzling, and Ald. John Gelhard.
Absent: None.

Other Officials Present: Police Chief Mark Ferguson; City Attorney Nathan Bayer; and City Clerk, Megan Humitz.

ADOPTION OF MINUTES.

Motion was made by Ald. Gelhard, seconded by Ald. Schmelzling, to approve the minutes of the meeting held on May 9, 2022. Ayes: Ald. Daugherty, Schmelzling, and Gelhard. Noes: None. Abstain: None. Absent: None. Motion carried.

REVIEW AND CONSIDERATION OF APPLICATION FOR CLASS “B” BEER AND CLASS “B” LIQUOR LICENSE AUTHORIZING THE RETAIL SALE AND CONSUMPTION ON THE PREMISES, FILED BY THREE FLAGS BAYSHORE, LLC, LOCATED AT 5715 N BAYSHORE DRIVE

City Attorney Nathan Bayer explained the State of Wisconsin require any business selling alcohol to have an Alcohol Beverage License. All other licenses have been approved for the current location and all background checks have been concluded by the City of Glendale Police Department. All applications are on file in the Clerk’s office. Three Flags Bayshore, LLC for Flip Flop Tiki Bar, meets all the statutory requirements to be issued a Class “B” license for beer and liquor to be sold for on-premises consumption only. Proposed agent, M. Eitel, was approved by the Police Department. Staff recommends approval of the licenses. The licenses being considered would allow for the sale of alcoholic liquor for on-site consumption only. This would permit the sale of liquor, at this establishment, without full restaurant service. The operator will be providing for the sale of pre-packaged food service. With this liquor license, State Law requires controlled entry into the patio area, where the drinks would be required to remain. They would also be permitted to apply for a temporary extension of the “drinking area” for events that they find it advantageous to control entry for and extend the drinking area. This could include the entire “yard”.

Motion was made by Ald. Gelhard, seconded by Ald. Schmelzling to approve the recommendation to the Common Council for consideration of approval of the Class “B” (Beer) and Class “B” (Liquor) license authorizing retail sale consumption on the premises, Filed by Three Flags Bayshore, LLC for Flip Flop Tiki Bar, located at 5715 N. Bayshore Drive, contingent on all outstanding NSFD issues being abated. Ayes: Ald. Daugherty, Schmelzling, and Gelhard. Noes: None. Abstain: None. Absent: Ald. None. Motion carried.

REVIEW AND CONSIDERATION OF 2022 RENEWAL ALCOHOL BEVERAGE LICENSE APPLICATIONS.

City Clerk Megan Humitz explained the State of Wisconsin requires all Alcohol Beverage Licenses be renewed every year on July 1. All licenses before the Committee have been approved for location, and all background checks have been concluded by the City of Glendale Police Department. There are several entities with unabated issues with the North Shore Fire Department (NSFD). If the issues are not corrected by midnight on June 30, 2021, the business will not be allowed to sell alcohol and the Glendale Police Department will enforce this restriction.

Motion was made by Ald. Schmelzling, seconded by Ald. Gelhard, to recommend the Common Council approve the 2022 Renewal Alcohol Beverage Licenses applications, contingent on all outstanding NSFD issues being abated by June 30, 2021. Ayes: Ald. Daugherty, Schmelzling, and Gelhard. Noes: None. Abstain: None. Absent: None. Motion carried.

ADJOURNMENT.

There being no further business, motion was made by Ald. Gelhard, seconded by Ald. Schmelzling, to adjourn the meeting. Ayes: Ald. Daugherty, Ald. Schmelzling, and Ald. Gelhard. Noes: None. Absent: None. Abstain: None. Motion carried, and adjournment of the Legislative, Judiciary and Finance Committee was ordered at 5:45 p.m.

Megan Humitz
City Clerk



5909 North Milwaukee River Parkway
Glendale, WI 53209

SUBJECT: Recommendation to the Common Council for consideration of approval of Application for Class “B” (beer) Retailer License, and “Class C” (wine) Retailer License Filed by Vibez Creative Arts Spaces, LLC for Vibez Creative Arts Spaces, located at 5706 North Centerpark Way.

FROM: Megan Humitz, City Clerk

MEETING DATE: November 14, 2022

FISCAL SUMMARY:

Budget Summary:	N/A
Budgeted Expenditure:	N/A
Budgeted Revenue:	N/A

STATUTORY REFERENCE:

Wisconsin Statutes:	§125.02(18) & §97.01
Municipal Code:	7.2

BACKGROUND/ANALYSIS:

The State of Wisconsin requires any business selling alcohol to have an Alcohol Beverage License. All other licenses have been approved for the current location and all background checks have been concluded by the City of Glendale Police Department.

- Class “B” (beer) retailers may sell beer to consumers for on-premises or off-premises consumption. (sec. 125.26(1), (2), (3), (4), and (5))
- “Class C” (wine) retailers may sell wine by the glass or in an opened original container for consumption on the premises where sold. Such licenses may only be issued for restaurants if the sale of alcohol beverages accounts for less than 50% of the gross receipts. It may not be issued to foreign corporations or foreign LLC's. (sec. 125.51(3m))

Vibez Creative Arts Spaces, LLC for Vibez Creative Arts Spaces, meets all the statutory requirements to be issued a Class “B” and “Class C” license. Proposed agent, C. Carter, was approved by the Police Department.

RECOMMENDATION:

All applications are on file in the Clerk’s office. The appropriate background checks were completed by the Police Department.

Staff recommends approval of the Class “B” (beer) Retailer License, and “Class C” (wine) Retailer License.

ACTION REQUESTED:

Motion to recommend the Common Council approve the Class “B” (beer) Retailer License, and “Class C” (wine) Retailer License Filed by Vibez Creative Arts Spaces, LLC for Vibez Creative Arts Spaces, located at 5706 N. Centerpark Way.

ATTACHMENTS:

None.