



To: MAYOR & COUNCIL

Agenda Item #: IV. D.

From: Debra Mangen
City Clerk

Action

Discussion

Information

Date: August 4, 2014

Subject: New On-Sale Wine and Beer Licenses, Byerly's Inc. dba Byerly's Edina, 7171 France Avenue

Action Requested:

Motion approving new an On-Sale Wine & Beer Liquor Licenses for Byerly's Inc. dba Byerly's Edina, 7171 France Avenue, for the period beginning August 5, 2014 and ending March 31, 2015.

Information / Background:

Byerly's Inc. dba Byerly's Edina applied for new wine and beer liquor licenses for the restaurant located in the new Byerly's being built at 7171 France Avenue. They have filed the necessary paperwork and paid the applicable fees for the licenses.

The Administration Department has reviewed the submittals and finds that they comply with code requirements.

The Health Department is satisfied with the applicant's plan for storage and service.

The Planning Department has reviewed the application and finds that it complies with code requirements.

The Police Department has completed their investigation. I have attached Sgt. Draper's memo stating the findings of the Police Department's background investigation.

The licenses are placed on the agenda for consideration by the Council.



**BACKGROUND INVESTIGATION SUMMARY
ON-SALE WINE AND 3.2 PERCENT MALT LIQUOR LICENSE**

Establishment: Byerly's, Inc. dba: Byerly's Edina
License: On Sale Wine and 3.2 Percent Malt Liquor

July 2014, the Edina Police Department began a background investigation relating to a City of Edina application for an On-Sale Wine and 3.2 Percent Malt Liquor license. The application was submitted by Byerly's, Inc. dba: Byerly's Edina at 7171 France Avenue South, Edina, MN 55435.

Byerly's Inc. is authorized to do business in Minnesota and is registered with the State of Minnesota. Byerly's Inc. is currently active and in good standing with the Minnesota Secretary of State.

Byerly's Inc. and/or its representatives are aware of the City of Edina's requirement relating to employee alcohol awareness training. I was informed that training for alcohol awareness will be conducted and that information will be provided by Karen Radcliff.

Owners/Partners/Members: Byerly's, Inc. dba: Byerly's Edina.

Russell Thomas Lund III	Minnetrista, MN
Von Paul Martin	Chaska, MN

The owners/partners/members have been investigated. No criminal records which would negatively affect their license application were found. Checks were made with the following agencies:

NCIC
MINCIS
Hennepin County
Minnesota Secretary of State
Minnesota Alcohol and Gambling Enforcement Division

Personal, business and bank references were contacted and responded positively.

From the information gathered during the course of the investigation, I found nothing to prevent Byerly's, Inc. dba: Byerly's Edina, from obtaining an On Sale Wine and 3.2 Percent Malt Liquor license.

I would support a positive recommendation from the Police Department in regard to the issuance of this license.

A handwritten signature in black ink, appearing to read "Tom Draper".

Lt. Tom Draper #150