

AGENDA ITEM EXECUTIVE SUMMARY

Agenda Item Number: IIA

Title:

Recommendation to approve a Proposal for a D-8 Liquor License Application for Fox Foodie, LLC dba Fox Den Cooking Located at 131 S. First St., St. Charles.

Presenter:

Police Chief James Keegan

Meeting: City Council Date: March 20, 2023

Proposed Cost: \$ Budgeted Amount: \$ Not Budgeted:

Executive Summary (if not budgeted, please explain):

Fox Foodie, LLC dba Fox Den Cooking, located at 131 S. First St., is requesting approval of a D-8 liquor license application for their business as a cooking school. The city recently approved this license, but the applicant's LLC had to be dissolved. A new LLC has been formed, and the City waived the licensing fees as an in-kind gesture. Due to timeliness, I am requesting this proceed directly to City Council for approval.

The Liquor Control Commission will discuss this item at 4:30 pm on March 20 before its presented to City Council for approval.

Attachments (please list):

Memo, Liquor License Application, Business Plan, Floor Plan, BASSET, LCC Articles, COI is Pending

Recommendation/Suggested Action (briefly explain):

Recommendation to approve a Proposal for a D-8 Liquor License Application for Fox Foodie, LLC dba Fox Den Cooking Located at 131 S. First St., St. Charles.

Police Department



Date: 03/10/2023

To: Chief Keegan via Chain of Command

From: Commander Drew Lamela #340 1 340

RE: Addendum: Liquor License Background / Fox Den Cooking, Fox Foodie, LLC

The purpose of this memo is to outline the steps taken during the background College Second Colleg investigation for a Liquor License Application. This investigation was done based on the application submitted for a Class B license for the business, Fox Den Cooking, Fox Foodie, LLC. This business is located at 131 S. 1st Street in St. Charles, Illinois 60174.

Applicant:

Evans, Jessica

DOB: 11/19/1982

1240 Appleton Lane

Geneva, Illinois 60134

Telephone: 630-715-7397

APPLICATION:

The initial application was received on or around 12/22/2022. Detective Anson completed this initial background for the business, which also included a signed lease agreement, menu, floor plan and Certificate of Insurance. At the time of the initial application, Jessica Evans was listed as the General Manager and Anthony George was listed as the owner. Jessica was fingerprinted by our agency during the initial background investigation and a record check for Jessica conducted by Detective Anson. Detective Anson noted in his initial background investigation that Jessica showed no contacts that would preclude her from obtaining a liquor license.

On 02/22/2023, I was informed that there were changes made and that Jessica Evans was re-applying for a Class B Liquor License. I was informed that Jessica Evans was now listed as the owner of the business and that she obtained her own LLC, which is Fox Foodie, LLC. I was informed that Anthony George was no longer affiliated with the business.

On 02/22/2023, I spoke with Jennifer who stated that Anthony was separated from the business and that she took over the business. Jessica stated that she obtained a new Tax ID for the business as well as forming a new LLC, Fox Foodie. Jessica provided copies of her Illinois Secretary of State LLC Articles of Organization. Jessica further advised that Anthony George was taken off of the original lease agreement and that she signed a new lease agreement with the same landlord, T First Street IL., LLC a Texas Limited Liability Company. Jessica provided copies of her new lease agreement and BASSET certification card.

A check of the Illinois Secretary of State showed Fox Foodie, LLC to be in good standing.

Detective Anson documented that on 01/04/2023, he conducted a site visit of the business, which showed the business was consistent with the floor plan.

APPLICANT INTERVIEW:

On 03/10/2023, I met with Jessica at the St. Charles Police Department where she signed a waiver for this background. Jessica confirmed that Anthony George was no longer affiliated with the business. Jessica stated that she did not make any renovations to the original floor plan that was provided to Detective Anson. Jessica stated that the menu has not changed and the business hours have not changed. Jessica stated that her Certificate of Liability Insurance policy is the same and is currently waiting for the updated certificate from Valentine Insurance Agency, Inc. Jessica stated that the only changes to the insurance policy is that she will be insured under Fox Foodie, LLC. Jessica stated that the policy states that she insured for \$1,000,000 / \$2,000,000 in aggregate. Jessica stated that she would forward the policy and or quote to me once she receives it.

This concludes this background investigation.

DL#340

2-23-2023

City of St. Charles, Illinois Liquor Control Commission CITY RETAIL LIQUOR DEALER LICENSE APPLICATION

Incomplete applications will not be accepted.

Applications may be submitted to: 2 E. Main Street, St. Charles, IL 60174-1984

Business Name Fox Foodie LLC dba Fox Den Cooking	ACT.	
APPLICATION CHECKLIST		
Check items to confirm all are attached to this application	Applicant	Office Use
Application Fee of \$200 (5.08.070C) non-refundable		10
Completed Application for all questions applicable to your business.		
Copy of Lease/Proof of Ownership		ă
Copy of Dram Shop Insurance or a letter from insurance agent with a proposed quote.		P.
Copy of Articles of Corporation, if applicable.		Ø
Completed B.A.S.S.E.T. (Beverage Alcohol Sellers & Servers Training) form – filled out for all employees. A copy of the B.A.S.S.E.T. certificate is only needed for each manager. It is the business establishment's responsibility to keep copies of all B.A.S.S.E.T. certificates on file for all of their employees.		•
Copy of Site Plan for Establishment (Drawn to scale including the parking lot, patio and/or deck, outdoor seating).		ď
Copy of Floor Plan for Establishment (Drawn to scale and must include the layout of the establishment with tables, chairs, aisles, displays, cash register, bar, and lounge area with dimensions, percentage, and square footage noted for each space). Be sure to also include all fixed objects, such as pool tables, bar stools, vending/amusement machines; as well as all exits.		
Copy of Business Plan, to include: Hours of Operation Copy of Menu Whether or not live music will be played at this establishment Will there be outdoor seating and/or outdoor designated smoking area Do not include a marketing or financial plan with this business plan		Ó
Are any building alterations planned for this site? If not sure, please contact Building & Code Enforcement at 630.377.4406 and/or Fire Prevention Bureau at 630.377.4458 to discuss whether or not a walk-thru and/or permit are necessary.		
All managers have been fingerprinted who are employed by your establishment. When new management is hired, it is imperative you contact the Mayor's office to be fingerprinted so the City's business files are appropriately updated.		₽⁄
Alcohol Tax Acknowledgement and Business Information Sheet		
OFFICIAL USE ONLY		i dar
Signature of Investigating Officer Badge Number & Rank	nanoser	2/-340
O Approval Recommended O Approval NOT Recommended 3-13-13		
Signature of Chief of Police Date		

LICENSE INFORMATION:			этте принти	tion necesses.	
□A Package \$3200-3600	ΠΔ1 ΠΔ2 Π	Δ4 ΠΔ5 ι	¬A6	=	\neg
⊠B Restaurant \$2400-360			☐ Late Night Perm	it 1:00am \$800 (B/C only)	
□C Tavern \$2400-3600		□C1	☐ Late Night Perm	it 2:00am \$2300 (B/C only)	
$\Box D$ Hotel/Banquet/Arcad	a/Q Center/Entertainmer	nt/Club - \$varies	D-Type		
□ G Brewery/Restaurant (or Site License - \$varies	$\Box G1 \Box G2$			
☐H Catering License - \$va	ries	□H1 □H2			
	or A, B, C, D, G are reduced b il 30 following issuance and d			ed after Nov 1. t year (May 1-April 30) (5.08.040)	
APPLICANT INFORMATIO	N		1-10 - 40 1777	-	4174
1. Type of Business: 回 Ind	dividual 🗆 Partnership	☐ Corporation	on 🗆 Other (explain	- 1)·	
2 Pusiness Name:	·	•	1022		_
2 Puriners Address:		10 V	A FOX U	en comme	
3. Business Address: 12	1 5. Fips	ST STRET	=		
4. Type of Business (5.08.070-3):	5. Length of Time in this Business (5.08.070-4): Thouast	6: Value of me operation (5.08		lly will be in inventory when in	
7. Business Phone:	8. Business E-mail:	Q Rusiness W	ebsite: ພພພ.	10: Illinois Tax IO Number:	\dashv
630) 228 - 9210	*			4476-3489	
11. Applicant/Contact Perso	n Name:	12. Title:	re-	13. Email:	أيمه
14. Applicant Home Address			7	Jegger an extension in the april	
		L of Si	AL		
		of Bir		·	
A DOUTION AL CHAIRDE TAIN	SSTORS /	· 100	**************************************		
ADDITIONAL OWNERS, INVESTORS (greater than 5% interest), and MANAGER INFORMATION					
☑ NA – No additional Owners/Investors/Managers					
Full Name, include middle i			Title:		
Birthdate: Birthpla		iver's License#:		lome Phone:	
Home Address, and all addr	esses for the last 10 years	:	E	mail Address:	

Full Name, include middle initial:		Title:			
Birthdate: Birthplace:	Driver's License#:	Home Phone:			
Home Address, and all addresses for t	he last 10 years:	Email Address:			
Full Name, include middle initial:		Title:			
Birthdate: Birthplace:	Driver's License#:	Home Phone:			
Home Address, and all addresses for t	he last 10 years:	Email Address:			
BUSINESS ESTABLISHMENT LOCAT	TION INFORMATION				
1. Exact Street Address for liquor licer	,	de Dining s.f. 4. Total Building s.f.:			
GT. CHARLES, IL WORN	Spaces: 100+ [17.20.020	1,300 SF			
5. Total # Seats: W	6. Live Entertainment Area s.f.	[5.08.010-H]:			
7. Brief Business Plan description based on type of establishment listed above (5.08.070-6):					
COOKING SCHOOL OFFERING CLASSES OF ALL AGES, SOME DAY					
111111111111	TO WA LANDINE TOWN	The Court Douglast			
EVENTS FOR ALL TY	765 OF CEVEBRATION	3. GERVING ALCOHOL TO			
EVENTS FULL ALL TYPES OF CEVEBRATIONS. GENEVING ALCOHOL TO TUBUC CLASSES, PRIVATE EVENTS AND SAELALIZED PAIRIJG EVENTS.					
PROPOSED FLOOR PLAN/LAYOUT OF PROPERTY					
Attach to this application a floorplan or layout of the proposed facility to include the following:					
drawn to scale showing the following: a. The location of all rooms, segregated areas, including outdoor seating areas and the square footage thereof; b. The designated use of each room or segregated area (i.e. dining room, holding bar, service bar, kitchen, restrooms, outdoor seating areas, all rooms and segregated areas, including outdoor areas where alcoholic liquor may be served or consumed and all locations where live entertainment may be provided);					

liquor may be served or consumed and all locations where live entertainment may be provided); c. The proposed seating capacity of rooms or segregated areas where the public is permitted to consume food and/or alcoholic beverages and/or live entertainment may be provided. 2. The site drawing is subject to the approval of the Local Liquor Control Commissioner. The Local Liquor Commissioner may impose such restrictions as he deems appropriate on any license by noting the same on the approved site drawing or as provided on the face of the license. 3. A copy of the approved site drawing shall be attached to the approved license and is made a part of said license.

It shall be unlawful for any licensee to operate and/or maintain the licensed premises in any manner inconsistent

with the approved site drawing.

THE FIRE PREVENTION BUREAU WILL FURNISH ALL FINAL, PERMITTED OCCUPANCY NUMBERS FOR THIS LICENSE.

4.

CORF	PORATION / PREMISES QUESTIONS		
1.	If applicant is an individual or partnership, is each and every person a United States citizen (5.08.070-2)?		
2.	Is the premises owned or leased (5.08.070-6A)? Owned Leased		
3.	If the premises are leased, list the names and addresses of all direct owners or owners of beneficial interests in any trusts if premises are held in trust (5.08.070-6B): Name of Building Owner: Proper Development Phone Number (230 443 – 93 Address of Building Owner: F-mail Address: P-mail Address: Mailing Address of Building Owner (if different): Name of Building Owner: Phone Number:		
		ļ	
	Address of Building Owner: E-mail Address:		
	Mailing Address of Building Owner (if different):		
	Name of Building Owner: Phone Number:		
	Address of Building Owner: E-mail Address:		
	Mailing Address of Building Owner (if different):		
4.	Does the applicant currently operate, or operated in the past, any other establishment within the City of St. Charles that requires a liquor license? If yes, please list the business name(s) and address(es):		
5.	Does applicant have any outstanding debt with the City of St. Charles, including, but not limited to, utility bills, alcohol tax, and permit fees, for any current or previous establishment owned, operated or managed by the applicant? Yes No If yes, please note the City of St. Charles requires all debt to be paid in full before consideration of a new or renewed liquor license is issued. (5.08.050)		
6. 7 .	Are any improvements planned for the building and/or site that will require a building permit?		
•	(5.08.070-7)? Yes No		
	If yes, what was the disposition of the application? Explain as necessary:		

8	Has applicant (and all persons listed on page 2 of this application) ever been convicted of a felony under any Federal or				
	State law, or convicted of a misdemeanor opposed to decency or morality (5.08.070-8)?				
	Is applicant (and all persons listed on page 2 of this application) disqualified from receiving a liquor license by reason of any				
	matter contained in Illinois State law and/or City of St. Charles Municipal Ordinances? Yes You				
9	List previous liquor licenses issued by any State Government or any subdivision thereof (5.08.070-9). Use additional paper if necessary.				
	Government Unit: Location, City/State:				
	Date: Special Explanations:				
	Government Unit: Location, City/State:				
	Date: Special Explanations:				
	Have any liquor licenses possessed ever been revoked (5.08.070-9)?				
10.	If yes, list all reasons on a separate, signed letter accompanying this application. Has any director, officer, shareholder, or any of your managers, ever been denied liquor license from any jurisdiction?				
	☐ Yes ☐ No				
	If yes, proceed to Question 15. If more space is needed, please attach a separate sheet of paper with the information.				
11.	Complete ONLY if yes was answered to the question above (10): Name: Name of Business:				
	Name: Name of Business:				
	Position with the Business: Date(s) of Denial:				
	Reason(s) for Denial of License:				
12.	Date of Incorporation (Illinois Corporations) (5.08.070-10): 2-(2003				
	Date qualified under Illinois Business Corporation Act to transact business in Illinois (Foreign Corporation):				
13.	Has the applicant and all designated managers read and do they all understand and agree not to violate any laws of the United States, the State of Illinois, and any of the ordinances of the City of St. Charles in conducting business (5.08.070-11)?				
	✓ Yes □ No				
	Have you, or in the case of a corporation, the local manager, or in the case of a partnership any of the partners, ever been convicted of any violation of any law pertaining to alcoholic liquor? Yes Wo Have you, or in the case of a corporation the local manager, or in the case of a partnership any of the partners, ever been				
	convicted of a felony? Yes No				
	Have you ever been convicted of a gambling offense?				
	Will you and all your employees refuse to serve or sell alcoholic liquor to an intoxicated person or to a minor? ✓ Yes □ No				

14.	All individual owners, partners, officers, directors, and/or persons holding directly or beneficially more than five (5) percent in interest of the stock of owners by interest listed on page 2 of this application must be fingerprinted by the City of St. Charles Police Department (5.08.070-A12).				
	Has this been done?	☑ Yes ☐ No			
	If yes, date(s): 12	9/2022			
15.	Has the applicant atta	ched proof of Dram Shop	Insurance to	this application or already fu	rnished it to the City of St.
	Charles (s.08.060)?	☑ Yes ☐ No	If a	lready furnished, date of de	livery:
16.	•			urch; school; hospital; home any military or naval station	for the aged or indigent persons; n (5.08.230)?
	☐ Yes ☑ No				
B.A.S	S.S.E.T. TRAINING		_		
Please	e list employees require				ssistant managers, bartenders,
	erks who are permitted licable. Add another pa		r sales. Include	e copies of certificates for m	anagers only and mark Manager
	e (First, Middle, Last):		'ANS		Birthdate
Waltie	e (First, Wildule, Last).				on troate
Home	Street Address, Incl Cit	ty, State, Zip:		<u> </u>	
C C	of Course:	Place Course		(V)N	Expiration:
	11/18/2022	ONLINE			11/10/2028
Name (First, Middle, Last): Birthdate:					
Home	Street Address, Incl Ci	ty, State, Zip:			
Date	of Course:	Place Course was Taker	n:	Certificate Granted? Y/N	Expiration:
Name	e (First, Middle, Last):				Birthdate:
Home	Street Address, Incl Ci	ty, State, Zip:			
Date	of Course:	Place Course was Taker	n:	Certificate Granted? Y/N	Expiration:
Name	Name (First, Middle, Last): Birthdate:				
Home Street Address, Incl City, State, Zip:					
Date	of Course:	Place Course was Taker	n:	Certificate Granted? Y/N	Expiration:
NEW MANAGEMENT REQUIREMENTS					
Whenever a new manager comes on board, the City must be notified and that person must be fingerprinted. It is the business establishment's responsibility to keep copies of all B.A.S.S.E.T. certificates on file for their employees.					
COMMENTS/ADDITIONAL INFORMATION					

Business Name: FOX FODDIE, LLC FOX DEN COOKING					
SIGN	SIGNATURES				
Applicant's Signature Subscribed and sworn before me this					
	NOTARY PUBLIC, STATE O MY COMMISSION EXPIRE		Notary Public	1	
ADD	ENDUM TO RETAIL LIQUOR L	ICENSE APPLICATION			
Tob	e completed by the City of St	Charles Police Departm	ent		
Date	:	Name of Applicant:			
Nam	ne of Business:				
Add	ress of Business:			Ward Number:	
7.0	uant to the provision of the City of fect for the investigation of an ap			ic Beverages, the following guide shall be	
1.	Date on which applicant will be	gin selling retail alcoholic liq	uors at this location:		
2.	Is the location within 100 feet of any church; school; hospital; home for the aged or indigent persons; home for veterans, their wives/husbands or children; or any military or naval station?				
3. If the answer to question 2 is yes, answer the following: Is applicant's place of business a hotel offering restaurant service, a regularly organized club, a restaurant, a food shop, or other place where the sale of alcoholic liquors is not the principal business? Yes					
4.	been licensed for the sale of alc	coholic liquor at retail prior t	to the establishment of solicensed for the sale of all	feet of a church, have such premises such church? Yes No Icoholic liquor at retail since the original	

Food Den Cooking Classes

Objectives and Action Plans for Cooking Classes and Liquor Consumption

2 DECEMBER 2022





RE-VAMP CLASS SCHEDULES FOR OPTIMAL ATTENDANCE

Thursday 4:30pm-10:30pm

Friday 4:30pm-10:30pm

Saturday 11:30xm-10:30pm

Sunday:30xm-10:30pm

*CLASS OPTIONS AVAILABLE AT
FOXDENCOOKING.COM
PRIVATE EMENTS AVAILABLE BY
MAKE NEW MARKETING PLAN: SEO
CONSTRUCTION, WORK ON
WEBSITE, SOCIAL MEDIA
PRESENCE

NO LIVE MUSIC NO OUTDOOR SEATING NO OUTDOOR SINGUING

Addition of Alcohol sales

Knead, Ilc. to complete Bassett certification- Complete

Bassett certified employee to be on-site during alcohol consumption

Beer and wine sales during cooking class hours

optional additional alcohol sales outside of class hours

ESTIMATED CLASS INCOME

4 CLASSES PER WEEK WITH 12 ATTENDEES PER CLASS

TICKET COST: \$65 PER ADULT CLASS

\$3120 PER WEEK \$12,480 PER MONTH

ESTIMATED ALCOHOL SALES:

COST OF BEER: ~ \$6 COST OF WINE: ~ 8

ESTIMATED: \$1000 PER MONTH IN ALCOHOL SALES





November 29, 2022



Your "Student ID number" is: 12260

Your "Trainer's ID number" is: 5A-1141597

Your BASSET Card is located BELOW

DO NOT throw away this letter as you will need your "Student ID number" directly above to re-print your card.

IMPORTANT:

To re-print your card, visit the Illinois Liquor Control Commission website at ILCC illinois gov. (click on the RESOURCES tab to access the "BASSET Card Lookup" page).

FLLINOIS LIQUOR CONTROL COMMISSION
50 W. Washington Street, Suite 209 - Chicago, IL 60601
BEVERAGE ALCOHOL SELLERS AND SERVERS
EDUCATION AND TRAINING [BASSET] CARD

Date of Certification: 11/18/2022 Expires: 11/18/2025
Trainer's IL Liquor License Number: 5A-1141597

JESSICA EVANS

Card is not transferrable

Verify that all of your Illinois Business Authorization information is correct.

If not, contact us immediately.

If all of the information is correct, cut along the dotted line (fits a standard 5" x 7" frame). Your authorization must be visibly displayed at the business listed. Your Illinois Business Authorization is an important tax document that indicates that you are registered or licensed with the Illinois Department of Revenue to legally do business in Illinois.





Illinois Secretary of State LLC Articles of Organization

1 message

BusinessServices@ilsos.gov <BusinessServices@ilsos.gov>
To: PAYROLL@ferberincometax.com

Tue, Jan 10, 2023 at 4:52 PM

Proposed Name: FOX FOODIE LLC

Thank you for using https://link.edgepilot.com/s/571026e1/1E_O0HlcKkue1c_NFz-NsQ?u=http://www.ilsos.gov/! Your application to file Limited Liability Company Articles of Organization has been received and payment processed.

You can check the status of your submission at https://link.edgepilot.com/s/ee55fb94/G-o3ZPO1LUajrpMtZnxxkA? u=https://apps.ilsos.gov/ilcarticles/status.jsp by using the Packet Number provided below. If you experience any difficulty in obtaining the status of your application, please contact the Web Master at webmaster@ilsos.gov

Packet Number: 1673390658389428

Authorization Number: 25435968

File Date: 01-10-2023

Total Amount: \$153.38

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LLC Articles of Organization

Receipt page

Please print this receipt for your records.

Your application to file limited liability company Articles of Organization has been received and payment processed.

You can check the status of your submission at https://apps.ilsos.gov/llcarticles/status.isp by using the Packet Number provided below. If you experience any difficulty in obtaining the status of your application, please contact Business Services at Business Services@ilsos.gov.

Proposed Name: FOX FOODIE LLC

Packet Number: 1673390658389428

Authorization Number: 25435968

Payment Date: January 10, 2023

Total Fee: \$153.38

Payment Type: CREDIT CARD

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