



Inver Grove Heights City Council SPECIAL Meeting
Tuesday, October 18, 2022 at 4:00 PM
8150 Barbara Avenue, Inver Grove Heights, MN 55077

AGENDA

NOTICE TO RESIDENTS: Individuals may submit written public comments in advance of the meeting by emailing comments to Rebecca Kiernan (rkiernan@ighmn.gov). Comments received prior to 4:00 p.m. on Tuesday, October 18, 2022, will be provided to the Council at or before the October 18, 2022 meeting.

1. **Call to Order**
2. **Roll Call**
3. **Regular Business**
 - A. Amend 2022 On-Sale and Sunday Liquor License - Mississippi Pub, 4455 66th St. East
4. **Adjourn**

This document is available upon a three (3) business day request in alternate formats such as braille, large print, audio recording, etc. Please contact Rebecca Kiernan, City Clerk, at 651.450.2513 or rkiernan@ighmn.gov.

Request for Council Action

SUBJECT: **Amend 2022 On-Sale and Sunday Liquor License -
Mississippi Pub, 4455 66th St. East**

MEETING DATE: October 18, 2022

ITEM TYPE: Regular Business

CONTACT: Rebecca Kiernan, City Clerk, 651.450.2513

ACTION REQUESTED

The Council is asked to approve an amended 2022 On-Sale and Sunday Liquor License for Mississippi Pub, Inc. located at 4455 66th Street E, Inver Grove Heights.

BACKGROUND

The owners of Mississippi Pub, 4455 66th St. E, have applied to amend the business's existing 2022 On-Sale and Sunday Liquor License to include a newly-constructed pavilion area as part of the licensed premises.

Under Minnesota Statute 2018 Chapter 340A.410 sub 7, an on-sale liquor license is limited to the space specified in the approved license application. An on-sale liquor license is only effective for the licensed premises specified in the approved license application. All areas that make up the licensed premises must be compact and contiguous. Generally, the space must be “physically connected” to the principal structure per Minn. R. P.7515.0430. A walkway could constitute a physical attachment to the structure.

The license application must include a complete description of the compact and contiguous area in which the licensee will conduct business, including a description of physically connected attachments to the main structure, such as patios, decks, or pavilions.

The applicant has provided a certificate of liability insurance that includes the pavilion area.

FISCAL IMPACT

none

RECOMMENDATION

Staff recommends approval of the attached Resolution.

ATTACHMENTS

1. Resolution to Approve Premise Amendment - Mississippi Pub Liquor License (Oct 18 2022)
2. Exhibit A to Resolution Approving Premise Amendment for Mississippi Pub (Oct 18 2022)
3. Materials Submitted by Applicant

**CITY OF INVER GROVE HEIGHTS
DAKOTA COUNTY, MINNESOTA**

RESOLUTION NO. _____

**RESOLUTION APPROVING AMENDMENT OF LICENSED PREMISES FOR
ON-SALE AND SUNDAY LIQUOR LICENSE FOR MISSISSIPPI PUB, INC.**

WHEREAS, Mississippi Pub, Inc. ("licensee") holds a 2022 on-sale intoxicating and Sunday liquor license ("liquor license") for the restaurant located at 4455 66th Street East, and

WHEREAS, licensee has constructed an open-sided pavilion and patio ("pavilion") on the property and seeks to amend their liquor license to include the new pavilion, along with the existing outdoor patio, within the scope of the licensed premise; and

WHEREAS, licensee has submitted the necessary application materials, including a description of the expanded premise and proof of insurance for the same;

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF INVER GROVE HEIGHTS, MINNESOTA, that the 2022 on-sale intoxicating and Sunday liquor license issued to Mississippi Pub, Inc., is hereby amended to include the existing restaurant building, existing outdoor patio area, the open-sided pavilion, and the sidewalk connecting the restaurant building to the open-air pavilion, identified as 1, 2, 3 and 4, respectively, on the attached Exhibit A; within the licensed premises, with the following conditions:

- (1) The licensee shall take sufficient steps to ensure that entrance and exit to the licensed premises is controlled and that alcoholic beverages purchased from or provided by the licensee are not removed from the licensed premises or served or consumed in areas of the property outside the licensed premises. For purposes of the liquor license, this may be accomplished by some combination of fencing, signage, other permitted physical barriers, and/or use of security personnel, as is appropriate to the physical or topographical conditions and occupancy of the site.
- (2) Licensee is responsible for ensuring that the site and all structure(s) comply with all applicable building and zoning regulations and with all state statutes, rules and regulations related to the preparation and service of food and beverages.

Adopted this 18th day of October 2022, by the City Council of the City of Inver Grove Heights, MN.

Tom Bartholomew, Mayor

ATTEST:

Rebecca Kiernan, City Clerk

EXHIBIT A

UPPER MISSISSIPPI RIVER NOTES

1. POOL 2, MILE 880.3, DAKOTA COUNTY
2. ELEVATIONS BASED UPON NAD 83 DATUM, 11/19/2012, TOP OF VERTICAL CURVE BENCHMARK 685.00 BY C&G, MARCH 8, 1993
3. PER DEPARTMENT OF THE ARMY, ST. PAUL DISTRICT CORPS OF ENGINEERS DRAWING X-52-B-174 POOL NO. 2, COMPLETED 1982, CORPS OF ENGINEERS UNITED STATES ARMY, UPPER MISSISSIPPI RIVER, DATED 1982, CORPS OF ENGINEERS UNITED STATES ARMY, UPPER MISSISSIPPI RIVER, INDICATES THE LOW WATER SHORELINE AND AUTHORIZED SHORELINE NORMAL PROJECT POOL ELEVATION 681.2, INDICATES THE LOW WATER SHORELINE NORMAL PROJECT POOL ELEVATION 681.2, ORDINARY HIGH WATER MARK ELEVATION 689.0, ORDINARY LOW WATER MARK ELEVATION 678.4
4. 100 YEAR FLOOD ELEVATION 102.0
5. PER MINNESOTA STATUTE 103.00 PUBLIC WATERS INVENTORY AND MINNESOTA STATUTES 103.00 SUBD. 14, PARAGRAPH (3)
6. RIVER HEIGHTS MARINA RIPARIAN RIGHTS EXTENDS TO THE ORDINARY LOW WATER MARK ELEVATION 678.4

PARKING

- 19 SLIPS (21 VESSEL MOORING SPACES)
- 10 SPACES REQUIRED
- 100 SPACES PROVIDED
- 15 TRANSIENT VESSEL MOORING SPACES

- FOOD-BAR ESTABLISHMENT
- 10 BUILDING SEATING CAPACITY
- 20 OUTSIDE PATIO SEATING CAPACITY
- 20 OUTSIDE DECK SEATING CAPACITY
- 14 SEATING CAPACITY
- 18 SPACES REQUIRED
- 14 SPACES PROVIDED
- 48 SPACES PROVIDED

- MARINA OFFICE & ACCESSORY (OFF SALE LIQUOR & SHIP STORE)
- 8 SPACES REQUIRED
- BOAT & MARINE SALES
- 8 SPACES REQUIRED
- 14 SPACES PROVIDED
- 10 SPACES PROVIDED

- 10 CAR / TRUCK TRAILER SPACES PROVIDED

- OVERFLOW AREA
- 15 PARKING SPACES
- VESSEL DISPLAY & CAR / TRUCK TRAILER PARKING

GENERAL NOTES

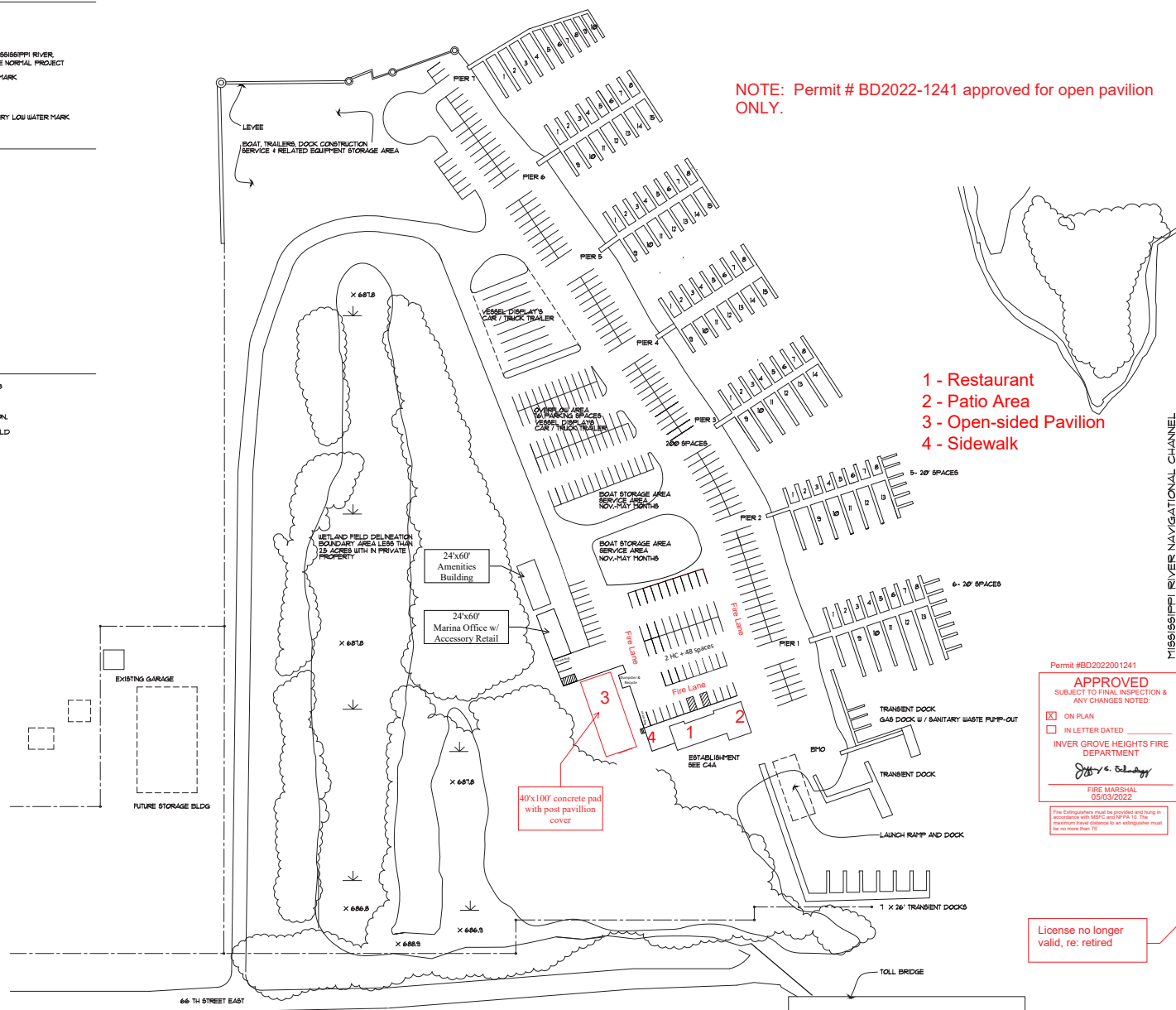
1. TOPOGRAPHIC AND PLANIMETRIC MAP FROM NOVEMBER 8, 1981, AERIAL PHOTOGRAPHY BY HORDON, INC.
2. PROPERTY SURVEY AND EXISTING CENTERLINE COORDINATES FROM SURVEY BY PAUL R. MCLAGHAN & SON.
3. EXISTING CONTOURS AND ELEVATIONS UPDATED WITH FIELD SURVEY DATA FROM JULY 26 AND NOVEMBER 14, 2012
4. THIS IS AN UNLICENSED REPRODUCTION OF AN EXISTING SURVEY.

LEGEND



Property Legal Document.

CERTIFIED DOCUMENT SHEET C-2A DATED 8/1/2014
CERTIFIED IN RED HIGHLIGHTED GRADE ELEVATION
CONTOURS FOR THE SITE GRADE CONTROL
ELEVATIONS FROM 680.0 TO 100.0 (NOV. 1993)
FOR RIVER HEIGHTS MARINA, INC. PROPERTY DEVELOPMENT
FOR FLOOD PROTECTION OF FACILITIES IN
COMPLIANCE AND CONSISTENCY WITH ALL FEDERAL, STATE,
COUNTY AND LOCAL GOVERNMENT UNITS AND
AGENCIES INCLUDING STATUTES, CODES, ACTS, ORDINANCES,
RULES, REGULATIONS, POLICIES, GUIDELINES AND ANY OTHER
PUBLISHED OR PENDING REFERENCES. THE 100 SITE
EXISTING GRADES AND SITE GRADE CONTROL ELEVATIONS
DO NOT ENCRUMBER "IN" OR "UPON" WETLANDS.



NOTE: Permit # BD2022-1241 approved for open pavilion ONLY.

- 1 - Restaurant
- 2 - Patio Area
- 3 - Open-sided Pavilion
- 4 - Sidewalk

RIVER HEIGHTS MARINA, INC.

PROJECT:

118 SLIP MARINA
(146 MOORING SPACES)

TITLE:

SITE PLAN

DRAWN BY:
11-15-92

REVISIONS

5-04-05

SITE COPY
APPROVED PLANS MUST REMAIN ON-SITE BE
ACCESSIBLE, OR INSPECTIONS FAILS WITH
POSSIBLE REINSPECTION FEE CHARGED
07/05/2022 7:56:30

ALL CHANGES TO 'APPROVED' PLANS
MUST BE AUTHORIZED BY THE
BUILDING OFFICIAL PRIOR TO
IMPLEMENTATION!

SEPARATE PERMITS
REQUIRED FOR PLUMBING,
MECHANICAL AND
ELECTRICAL WORK

REVIEWED FOR
CODE COMPLIANCE
CITY OF INVER GROVE HEIGHTS

BUILDING OFFICIAL
DATE: 07/05/2022
CALL: 651-450-2550 FOR INSPECTION

Permit #BD2022001241
APPROVED
SUBJECT TO FINAL INSPECTION &
ANY CHANGES NOTED:
☒ ON PLAN
☐ IN LETTER DATED
INVER GROVE HEIGHTS FIRE
DEPARTMENT
J. H. Schmalzer
FIRE MARSHAL
05/03/2022
Fire Department must be provided and kept in
accordance with 600.0 and 601.0. The
maximum travel distance to an extinguisher must
be no more than 75'

I hereby certify that this plan, specification or
report was prepared by me or under my direct
supervision and that I am a duly Licensed Professional
Engineer under the laws of the State of Minnesota

Name: Paul J. Hays L.C. No: 1203
Date: 8-15-2014

License no longer
valid, re: retired

SHEET

C1

PROJECT NO.

REPRODUCED 1-15-2015

MISSISSIPPI PUB

Part 1 - Page 4 of 7

18. State the exact legal description and address of the premises to be licensed: (Applicant must also submit a plot plan showing dimensions, location of buildings, street access, parking facilities, and the locations of and distances to the closest point of a church structure or the closest point on a lot occupied by a public school.)

19. A floor plan with seating locations and capacity, that includes all rooms and/or exterior deck/patios where intoxicating liquor will be sold and/or consumed, **must be attached** showing dimensions and indicating number of persons intended to be served in the said rooms and areas.

What is the Parcel Identification Number of the Property? 20 36500 42 151

20. Provide a detailed narrative description of the proposed business for which the license is sought, including, but not limited to: Type of clientele, type of entertainment (if any), type of food menu (if any), fixtures:

21. What permits required by the Federal government have been applied for or issued for the premises? In what name were these applied for or issued and what is the nature of the permit? (Attach two copies of all permits obtained.)

22. What permits or licenses required by the State of Minnesota have been applied for or issued for the premises? In what name were these applied for or issued and what is the nature of the permit or license? (Attach copies of all permits obtained.)

23. How are the premises zoned under the Inver Grove Heights Zoning Ordinance (contact Community Development if unknown) _____

24. Have you or anyone listed in Part 1 or Part 2 of this packet been convicted of a felony in the last 5 years?

☐ Yes ☐ No If yes, please explain: _____

25. Is a Personal History form for each member of the partnership, LLC, or corporation who own or controls an interest more than 5% in the partnership, LLC, or corporation and/or each officer/board member of the Club) **attached?**

☐ Yes ☐ No If no, why not? _____

26. Is a Personal History form for each Operating Manager (all shifts – if applicable) of the proposed license establishment **attached?** ☐ Yes ☐ No If no, why not? _____

27. Have you or anyone listed in this application or anyone in the Part 2 – Personal History section submitted had any liquor license in any location revoked in the last 12 months?

☐ Yes ☐ No If yes, please explain: _____

COAT STORAGE AREA
SERVICE AREA
NOV.-MAY MONTHS

Proposed
for 2002

ONE LANE

2 HC + 48 SPKCS

Fire Lane

PAVILION

FENCE

FENCE

ESTABLISHMENT
SEE CMA

100' concrete pad
to post pavilion
cover

20'x8' outdoor bar

BOAT STORAGE AREA
SERVICE AREA
NOV.-MAY MONTHS

Proposed for
2023

ONE LANE

2 HC + 48 SPACES

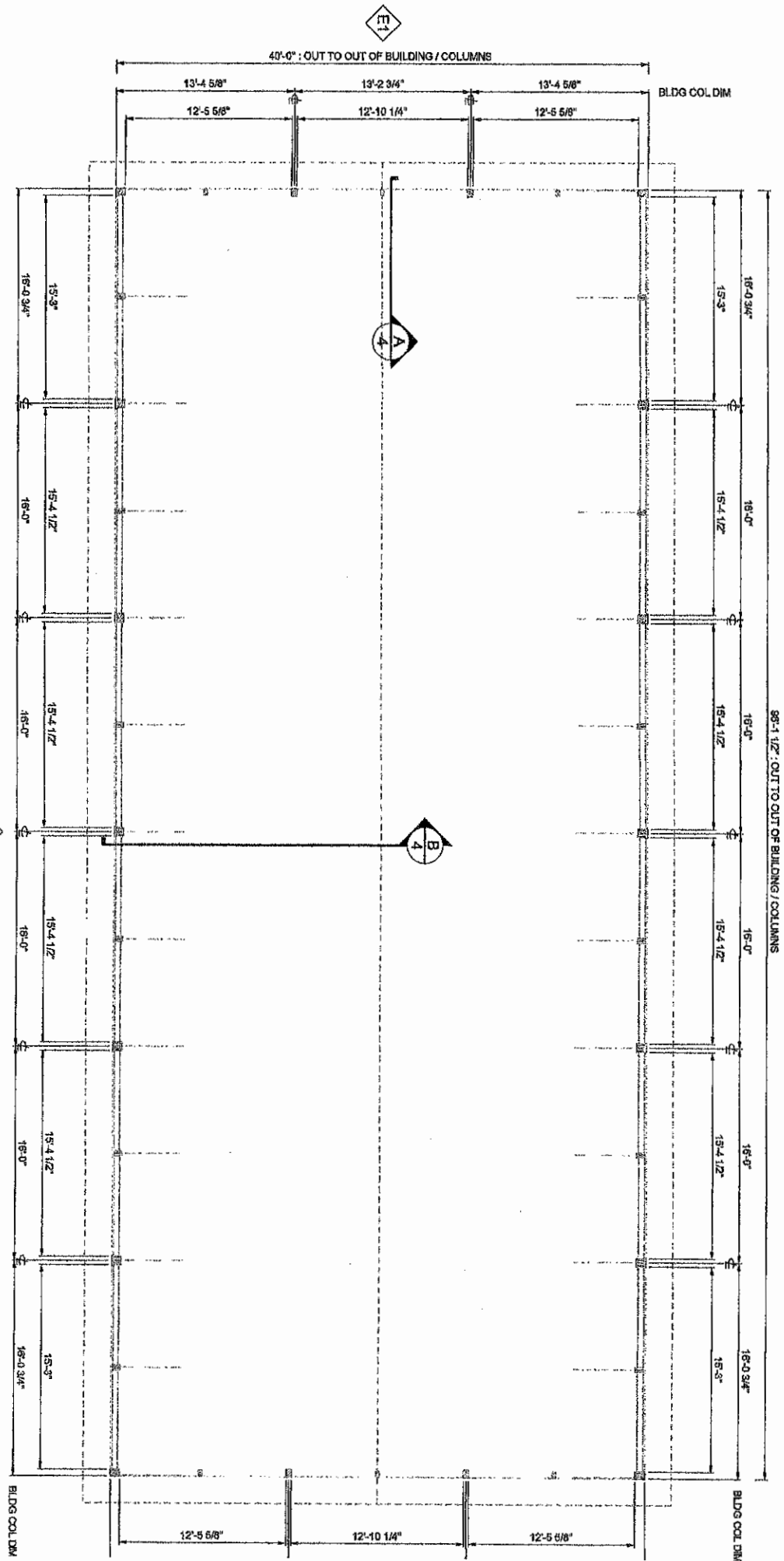
FIVE LANE

ESTABLISHMENT
SEE C4A

11' concrete pad
post pavilion
cover

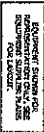
24'x8' outdoor bar

Pavilion = 3,840 SF



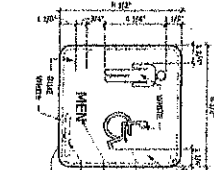
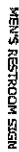
A3 FLOOR PLAN

	DEALER INFO. Corey Larsen 1732 Valley View Drive Winona, MN 55987	CUSTOMER INFO. River Heights Marina 4455 66th Street East Inver Grove Heights, MN 55076	BUILDING DESCRIPTION 40'-0" x 96'-1" x 12'-0" Uni-Frame Embedded QP032422	Customer Approval DATE: _____ (Initials)	Bldg Direction 	PROJ: 055A-14178-PROPOSAL DRAWN Not Intended for Construction The information presented in this is a preliminary design using the input design is subject to Lester Eng'g *NOT TO SCALE
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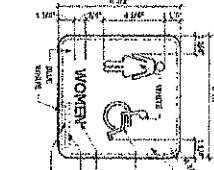
$$\frac{\partial \Omega}{\partial t} = \frac{\partial \Omega}{\partial t} + \frac{\partial \Omega}{\partial t}$$


- COOLER NON-INTERFERENCE TO VIBRATORY AND FLOWING, PRELIMINARY TO CONSTRUCTION
- FORMATION OF DISPERSED PHASES, PRELIMINARY TO CONSTRUCTION
- FLOW AND WALL CONNECTIONS AT NEW COOLERS TO DISTURBING BUILDING CONSTRUCTION

23-0

[illegible]

WOMEN'S RESTROOM SIGN

[illegible]

EQUIPMENT PLAN

MISSISSIPPI PUB
4455 66th Street East
Inver Grove Heights, MN 55076

PROJECT: 15099
DRAWN BY: LMS
CHECKED BY: JMK
DATE: 10/26/2015
REVISIONS:

45



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

10/17/2022

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Coverra Insurance Services, Inc. 535 Industrial Drive P.O. Box 253 Sparta WI 54656	CONTACT NAME: Dena Durocher	
	PHONE (A/C, No, Ext): 608-433-9686 FAX (A/C, No): 608-269-2130	
	E-MAIL ADDRESS: ddurocher@coverrainurance.com	
	INSURER(S) AFFORDING COVERAGE	NAIC #
	INSURER A : INTEGRITY INS CO	11584
	INSURER B :	
	INSURER C :	
	INSURER D :	
	INSURER E :	
	INSURER F :	

INSURED
Mississippi Pub Inc
4455 66th St E
Inver Grove Heights MN 55076

MISSPUB-01

COVERAGES**CERTIFICATE NUMBER:** 300272978**REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	☒ COMMERCIAL GENERAL LIABILITY ☐ CLAIMS-MADE ☒ OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: ☒ POLICY ☐ PRO-JECT ☐ LOC OTHER:			CPP2854254	4/7/2022	4/7/2023	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 MED EXP (Any one person) \$ 10,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000 \$
A	AUTOMOBILE LIABILITY ☐ ANY AUTO ☐ OWNED AUTOS ONLY ☐ SCHEDULED AUTOS ☒ HIRED AUTOS ONLY ☒ NON-OWNED AUTOS ONLY			CPP2854254	4/7/2022	4/7/2023	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
	☐ UMBRELLA LIAB ☐ OCCUR ☐ EXCESS LIAB ☐ CLAIMS-MADE DED \$ RETENTION \$						EACH OCCURRENCE \$ AGGREGATE \$ \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below		N/A				PER STATUTE ☐ OTH-ER ☐ E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$
A	Liquor Liability			CPP2854254	4/7/2022	4/7/2023	Aggregate \$1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

Coverage is continuous until cancelled.

The City of Inver Grove Heights is included as additional insured on the general liability policy if required by written contract.

Location: 4455 66th Street E, Inver Grove Heights, MN 55076 and the outside premise.

Liquor Liability Policy is continuous until cancelled.

CERTIFICATE HOLDER**CANCELLATION**

City of Inver Grove Heights
8150 Barbara Ave
Inver Grove Heights MN 55076

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

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