

**PUEBLO LIQUOR & BEER LICENSING BOARD**  
**MINUTES -- REGULAR MEETING**  
**CITY HALL -- COUNCIL CHAMBERS**  
**MAY 7, 2014 – 6:00 P.M.**

The Pueblo Liquor & Beer Licensing Board convened the Regular Meeting of May 7, 2014 at 6:00 p.m., with Chairwoman Doris Harrison presiding.

**ROLL CALL**

Present: Board Members Don DiFatta, Doris Harrison, Mike Ferris, Charles Pullaro, Jr. and Tom Rose. Also Present—Assistant City Attorney Lisa Macchietto and Deputy City Clerk Lori Bravo-Neff.

**APPROVAL OF MINUTES**

Mr. Ferris, seconded by Mr. DiFatta, moved to approve the minutes of the Regular Meeting of April 16<sup>th</sup>, 2014. Roll Call: Ayes—DiFatta, Ferris, Harrison, Pullaro and Rose. Motion carried unanimously.

**CONSENT AGENDA**

- 1 HOTEL & RESTAURANT LIQUOR LICENSE APPLICATIONS-RENEWALS-TOTAL OF 5 RENEWALS**  
Rojas, Inc. d/b/a Rojas Restaurante Mexicano, 126 E. 4<sup>th</sup> Street  
VZ2, LLC d/b/a Toni & Joe's Pizzeria, 106 Colorado Avenue  
June Food, Inc. d/b/a Momo Japanese Restaurant, 716 N. Santa Fe Avenue  
Showtime Entertainment & Dining Complex, Inc. d/b/a Showtime Entertainment & Dining Complex, 1007 W. 6<sup>th</sup> Street  
AVKE, Inc. d/b/a Springhill Suites, 150 S. Santa Fe Avenue
- 2 TAVERN LIQUOR LICENSE APPLICATIONS-RENEWALS-TOTAL OF 3 RENEWALS**  
East Coast Pizza of Pueblo, LLC d/b/a East Coast Pizza, 1638 & 1640 US Hwy 50  
PF&R Corporation d/b/a Patsy's, 425 S. Santa Fe Avenue  
Wrong Note, Ltd. d/b/a The Downtown Bar, 103 Central Plaza
- 3 3.2% BEER LICENSE APPLICATION-RENEWAL-OFF-PREMISES CONSUMPTION-M&M FOOD STORES, INC. D/B/A M&M FOODS, 1004 W. 29<sup>TH</sup> STREET**
- 4 BEER & WINE LIQUOR LICENSE APPLICATION-RENEWAL-EAT NOW, LLC D/B/A BINGO BURGER, 101 CENTRAL PLAZA,**
- 5 CABARET LICENSE APPLICATIONS-RENEWALS-TOTAL OF 2 RENEWALS**  
PF&R Corporation d/b/a Patsy's, 425 S. Santa Fe Avenue  
Showtime Entertainment & Dining Complex, Inc. d/b/a Showtime Entertainment & Dining Complex, 1007 W. 6<sup>th</sup> Street
- 6 PERMIT APPLICATION AND REPORT OF CHANGES-REQUEST TO CHANGE TRADE NAME-HOTEL & RESTAURANT LIQUOR LICENSE: WILD WINGS USA, LLC D/B/A PT'S WINGS N' RIBS, 1747 S. PUEBLO BOULEVARD (NEW TRADE NAME: THE DRAFT SPORTS BAR & GRILL)**
- 7 SPECIAL EVENTS PERMIT APPLICATION-FERMENTED MALT BEVERAGE LICENSE-BANDIT SPORTS, INC., MAILING ADDRESS: 1311 PALMER AVENUE, EVENT MANAGER: JOSEPH C. SANTOS, (EVENTS TO BE HELD JUNE 23<sup>RD</sup>-26<sup>TH</sup>, 2014. ADDRESS OF EVENTS: 800 W. NORTHERN AVENUE, JOE SANTOS FIELD AT BESSEMER PARK)**

**CONSENT AGENDA (CONTINUED)**

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- 8 SPECIAL EVENTS PERMIT APPLICATION-BEER, WINE & SPIRITUOUS LIQUOR LICENSE– LA GENTE YOUTH SPORTS, INC., MAILING ADDRESS: 2804 E. 12<sup>TH</sup> STREET, EVENT MANAGER: ZACHARY VALDEZ, (EVENTS TO BE HELD MAY 16<sup>TH</sup>–18<sup>TH</sup>, 2014. ADDRESS OF EVENTS: 1200 JUAN MADRID AVENUE)
- 9 SPECIAL EVENTS PERMIT APPLICATION-BEER, WINE & SPIRITUOUS LIQUOR LICENSE– LA GENTE YOUTH SPORTS, INC., MAILING ADDRESS: 2804 E. 12<sup>TH</sup> STREET, EVENT MANAGER: ZACHARY VALDEZ, (EVENTS TO BE HELD JULY 18<sup>TH</sup>–20<sup>TH</sup>, 2014. ADDRESS OF EVENTS: 1200 JUAN MADRID AVENUE)
- 10 SPECIAL EVENTS PERMIT APPLICATION-BEER, WINE & SPIRITUOUS LIQUOR LICENSE– PUEBLO CHAMBER OF COMMERCE, MAILING ADDRESS: 302 N. SANTA FE AVENUE, EVENT MANAGER: ROD SLYHOFF, (EVENTS TO BE HELD MAY 15<sup>TH</sup> – 18<sup>TH</sup>, 2014. ADDRESS OF EVENTS: 1<sup>ST</sup> & UNION TO B STREET & UNION, C&D STREETS FROM VICTORIA TO S. MAIN, 1<sup>ST</sup> & GRAND TO S. MAIN, CITY PARKING LOT BETWEEN MEMORIAL HALL & ANGELO’S, URBAN RENEWAL PARKING LOT ALONG S. MAIN TO ALAN HAMEL AND UNION AVENUE INCLUDING SRDA AND THE CONVENTION CENTER OVERFLOW LOT BETWEEN S. MAIN & UNION AVENUE)
- 11 TEMPORARY PERMIT APPLICATION: TRANSFER OF OWNERSHIP APPLICATION— TAVERN LIQUOR LICENSE–SUNSET INN BAR & GRILL, INC. D/B/A SUNSET INN BAR AND GRILL, 2808 THATCHER AVENUE, (CURRENTLY LICENSED TO SUNSET INN BAR & GRILL, LLC D/B/A SUNSET INN BAR & GRILL, LICENSE EXPIRES MAY 11<sup>TH</sup>, 2014)

Mr. Ferris, seconded by Mr. Rose, moved to approve the Consent Agenda as read. Roll Call: Ayes— DiFatta, Ferris, Harrison, Pullaro and Rose. Motion carried unanimously.

**REGULAR AGENDA**

- 12 NEIGHBORHOOD SURVEY: CHANGE OF LOCATION: HOTEL & RESTAURANT LIQUOR LICENSE/NEW CABARET LICENSE– WILD WINGS USA, LLC D/B/A THE DRAFT SPORTS BAR & GRILL, 4065 CLUB MANOR DRIVE

Neighborhood Surveyor Don Vest, 516 Lincoln was sworn in and presented to the Board the demographics and map of the defined neighborhood for issuance of a Change of Location of a Hotel & Restaurant Liquor License for premises to be known as *The Draft Sports Bar & Grill*.

Mr. Pullaro, seconded by Mr. Ferris, moved to receive the survey and set the hearing for May 21<sup>st</sup>, 2014. Roll Call: Ayes—DiFatta, Ferris, Harrison, Pullaro and Rose. Motion carried unanimously.

**REGULAR AGENDA (CONTINUED)**

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**13 NEIGHBORHOOD SURVEY: NEW HOTEL & RESTAURANT LIQUOR LICENSE– EL ALAMO, LLC D/B/A EL ALAMO, 1305 E. ROUTT AVENUE**

Neighborhood Surveyor Don Vest, still under oath, presented to the Board the demographics and map of the defined neighborhood for issuance of a new Hotel & Restaurant Liquor License for premises to be known as *El Alamo*.

Mr. Pullaro, seconded by Mr. Ferris, moved to receive the survey and set the hearing for May 21<sup>st</sup>, 2014. Roll Call: Ayes—DiFatta, Ferris, Harrison, Pullaro and Rose. Motion carried unanimously.

**14 SPECIAL EVENTS PERMIT APPLICATION-BEER, WINE & SPIRITUOUS LIQUOR LICENSE– THE BISHOP OF PUEBLO, A CORPORATION SOLE D/B/A ST. FRANCIS XAVIER CHURCH, MAILING ADDRESS: 611 LOGAN AVENUE, NEW EVENT MANAGER: JERRY SANTOS, (EVENTS TO BE HELD MAY 30<sup>TH</sup>-JUNE 1<sup>ST</sup>, 2014. ADDRESS OF EVENTS: 1725 SPRUCE STREET)**

Event Manager Jerry Santos, 219 Creston Drive was sworn in and answered questions from the Board. Mr. Santos explained this event is for their annual church festival. The funds raised at this event will go towards church expenses. Mr. Santos will be responsible for supervising the event. He explained there will be one liquor distribution point and 5-10 individuals will be rotating/working the event. Mr. Santos stated that all individuals will be checked for proper age requirements and wristbands will be given to those who may legally purchase alcohol. Mr. Santos described the types of food they will be serving. Mr. Santos stated they have hired Titan Security to maintain order on the licensed premises. Alcohol will not be allowed off the licensed premises which will be secured with orange snow fence. Mr. Santos explained when a patron approaches the beer garden, they will be asked for an ID and everyone, regardless of age will be asked to show their identification. There will be a limit of 2 drinks per sale.

Mr. Ferris, seconded by Mr. Rose, moved to approve this application for a Special Events Permit. Roll Call: Ayes—DiFatta, Ferris, Harrison, Pullaro and Rose. Motion carried unanimously.

**15 REPORT OF CHANGES: CHANGE OF CORPORATE STRUCTURE-TAVERN LIQUOR LICENSE-PLANET 86, LLC D/B/A PLANET 86, 215-217 E. NORTHERN AVENUE (NEW MANAGING MEMBER ADAM BALTAZAR RUIZ REPLACES ARMANDO VIDRIO AS SOLE MANAGING MEMBER AND 100% STOCKHOLDER)**

There was no one present on behalf of this matter.

Mr. Pullaro, seconded by Mr. DiFatta, moved to continue this item to May 21<sup>st</sup>, 2014. Roll Call: Ayes—DiFatta, Ferris, Harrison, Pullaro and Rose. Motion carried unanimously.

**16 REPORT OF CHANGES: CHANGE OF CORPORATE STRUCTURE-3.2% BEER LICENSE-(CONSUMPTION ON-PREMISES) RUNYON SPORTS COMPLEX COMMISSION, INC. D/B/A THE BULLPEN, 400 STANTON AVENUE (NEW PRESIDENT ADAM JACK BAY REPLACES BRAD HEATH AND VICE-PRESIDENT JOSEPH S. ANDENUCIO REPLACES JEREMY FINN)**

New Vice-President Joseph Andenucio, 37601 Daniel Road, was sworn in and answered questions from the Board.

**REGULAR AGENDA (CONTINUED)**

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The moral character of Mr. Andenucio was satisfactory to the Board. Mr. Andenucio has never worked in or for a worked a liquor-licensed establishment. There are no silent partners or financial backers not disclosed in the application. Seasonally, they employ as many as 60 employees at their facility and to his knowledge; these employees do not have a criminal history. They do not conduct background investigations on potential employees. Mr. Andenucio described approved forms of identification. Mr. Andenucio explained their policy for checking the age of their patrons, is to ask for identification if the customer appears to be 35 years of age or younger. Mr. Andenucio stated a few of their employees have signed up to attend the City/State Seller-Server training program scheduled for May 30<sup>th</sup>, 2014.

Mr. Andenucio stated he was unsure whether or not they have a policy for the number of drinks a customer can purchase at one time. He also explained that they have a mobile crew and security check the grounds to make sure no one underage is consuming alcohol.

*Note: New president Jack Bay was not present.*

Mr. Rose, seconded by Mr. DiFatta, moved to approve Mr. Andenucio as the Vice-President and to continue the hearing to May 21<sup>st</sup>, 2014 to question Mr. Bay. Ayes—DiFatta, Ferris, Harrison, Pullaro and Rose. Motion carried unanimously.

**17 HEARING: TRANSFER OF OWNERSHIP APPLICATION—TAVERN LIQUOR LICENSE—A&D BILLIARDS, INC. D/B/A CLASSIC Q'S, 1715 S. PRAIRIE AVENUE, (CURRENTLY LICENSED TO CDE BILLIARDS, INC. D/B/A CLASSIC Q'S, LICENSE EXPIRES JUNE 23, 2014)**

President Darian Trujillo, 604 W. Mesa and Vice-President Adrian Duran, 1819 Jerry Murphy were sworn in and answered questions from the Board. Mr. Duran explained that a 3<sup>rd</sup> degree assault charge against him was dismissed in Fort Collins. Mr. Trujillo explained he received a 2-year deferred sentence for assault. Both Mr. Duran and Mr. Trujillo have worked at Classic Q's prior to their purchase of the establishment. There are no silent partners or financial backers not disclosed in the application. Mr. Duran explained they obtained the funds necessary to enter into possession of the premises from financial backers who are listed in the application. They will employ 12 employees and to their knowledge, these employees do not have a criminal history. They will conduct background investigations on potential employees. Both Mr. Duran and Mr. Trujillo described approved forms of identification. Mr. Duran explained their doorman will ask for identification from everyone, regardless of age after 5:30 p.m. He further stated, no one under the age of 21 will be allowed on the premises after 7-8 p.m. Mr. Duran stated he, Mr. Trujillo and their employees have signed up to attend the City/State Seller-Server training program scheduled for May 30<sup>th</sup>, 2014. Mr. Ferris explained the importance of the two of them becoming certified.

Mr. Ferris, seconded by Mr. DiFatta, moved to approve this transfer of ownership, contingent upon return of the background reports from the Police Department and the submittal of a purchase agreement. Ayes—DiFatta, Ferris, Harrison, Pullaro and Rose. Motion carried unanimously.

Ms. Macchietto read the proposed Findings and Order for the Board's consideration.

Mr. Ferris, seconded by Mr. Rose, moved to approve the Findings and Order. Ayes—DiFatta, Ferris, Harrison, Pullaro and Rose. Motion carried unanimously.

**REGULAR AGENDA (CONTINUED)**

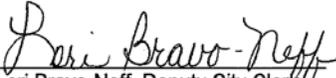
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- 18      **COMMUNICATION FROM DEPUTY CITY CLERK LORI BRAVO-NEFF, CITY OF PUEBLO CITY CLERK'S OFFICE RE: ALLEGED LIQUOR CODE VIOLATION-TAVERN LIQUOR LICENSE- BROKEN DOLLAR, INC. D/B/A BROKEN DOLLAR, 2301 LAKE AVENUE (CONTINUED FROM APRIL 16<sup>TH</sup>, 2014 AT THE REQUEST OF THE LICENSEE)**

Mr. DiFatta, seconded by Mr. Ferris, moved to Receive and File this communication and set the hearing on the Change of Corporate Structure for June 4<sup>th</sup>, 2014. Ayes—DiFatta, Ferris, Harrison, Pullaro and Rose. Motion carried unanimously.

**ADJOURN** – With no further business to come before the Board, the meeting was adjourned at 7:05 p.m.

Respectfully submitted,

  
Lori Bravo-Neff, Deputy City Clerk  
City Clerk's Office