

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

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

ROLL CALL

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

APPROVAL OF MINUTES

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

AMENDMENT TO CONSENT AGENDA

Mr. Pullaro, seconded by Mr. Ferris, moved to remove Item #7 (Modification of Premises for Riverwalk Restaurant & Lounge) to the beginning of the Regular Agenda. Roll Call: Ayes—DiFatta, Ferris, Harrison, Pullaro and Rose. Motion carried unanimously.

CONSENT AGENDA

- 1 HOTEL & RESTAURANT LIQUOR LICENSE APPLICATIONS-RENEWALS-TOTAL OF 7 RENEWALS**
Angelo's Pizza Parlo And-a-More, Inc. d/b/a Angelos Pizza Parlor And-a-More, 105 E. Riverwalk
Tone, Inc. d/b/a Mi Ranchito, II, 525 S. Pueblo Boulevard
Texas Roadhouse Holdings, LLC d/b/a Texas Roadhouse, 4707 Dillon Drive
On In 2, Inc. d/b/a AJ's at Walking Stick, 4301 Walking Stick Boulevard
Don E. Gray and Gary Gray d/b/a Gray's Coors Tavern, 515 W. 4th Street
Chipotle Mexican Grill, Inc. d/b/a Chipotle Mexican Grill, 3230 N. Elizabeth Street
T&D Enterprises, Inc. d/b/a Park East Restaurant, 720 Goodnight Avenue
- 2 TAVERN LIQUOR LICENSE APPLICATIONS-RENEWALS TOTAL OF 4 RENEWALS**
Sir Roberts, Inc. d/b/a Sir Roberts, 1130 W. 13th Street
Phil's Radiator Service, LLC d/b/a Phil's Radiator Service, LLC, 109 E. C Street
Iron Horse Bar & Grill, Inc. d/b/a Iron Horse Bar & Grill, 717 N. Main Street
Ronald S. Nunez d/b/a Nunez Lounge, 313 W. Northern Avenue
- 3 3.2% BEER LICENSE APPLICATIONS-RENEWALS-OFF-PREMISES CONSUMPTION-TOTAL OF 2 RENEWALS**
Mini Mart, Inc. d/b/a Loaf 'N Jug #14, 1201 Pueblo Boulevard
Pester Marketing Company d/b/a Alta Convenience #6256, 300 W. Northern Avenue
- 4 CABARET LICENSE APPLICATIONS-RENEWALS-TOTAL OF 4 RENEWALS**
Sir Roberts, Inc. d/b/a Sir Roberts, 1130 W. 13th Street
T&D Enterprises, Inc. d/b/a Park East Restaurant, 720 Goodnight Avenue
Phil's Radiator Service, LLC d/b/a Phil's Radiator Service, LLC, 109 E. C Street
Iron Horse Bar & Grill, Inc. d/b/a Iron Horse Bar & Grill, 717 N. Main Street
- 5 PERMIT APPLICATION AND REPORT OF CHANGES: MANAGER'S REGISTRATION-3.2% BEER LICENSE- MINI MART, INC. D/B/A LOAF 'N JUG #14, 1201 PUEBLO BOULEVARD (NEW MANAGER KEVIN FRANK REPLACES CHERYL SKUBAL)**

CONSENT AGENDA (CONTINUED)

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- 6 PERMIT APPLICATION AND REPORT OF CHANGES – RETAIL LIQUOR STORE LIQUOR LICENSE- TRADE NAME CHANGE, VINTAGE WINE & LIQUORS, INC. D/B/A DOUBLE BARREL WINE & LIQUOR, 1765 S. PUEBLO BOULEVARD, (FORMERLY VINTAGE WINE & LIQUOR)
- 7 ***MOVED TO BEGINNING OF REGULAR AGENDA***

Mr. Pullaro, 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

- 7 PERMIT APPLICATION & REPORT OF CHANGES- MODIFICATION OF PREMISES— TAVERN LIQUOR LICENSE-RIVERWALK RESTAURANT & LOUNGE, LLC D/B/A RIVERWALK RESTAURANT & LOUNGE, 219 S. GRAND AVENUE (REQUESTING TEMPORARY MODIFICATION TO BEGIN ON SEPTEMBER 19TH, 2014 THROUGH SEPTEMBER 21ST, 2014)

Mr. Rose, seconded by Mr. DiFatta, moved to approve this modification of premises contingent upon submittal of a fully executed Routing Sheet. Roll Call: Ayes—DiFatta, Ferris, Harrison, Pullaro and Rose. Motion carried unanimously.

- 8 ARTS LIQUOR LICENSE APPLICATION-RENEWAL-SANGRE DE CRISTO ARTS & CONFERENCE CENTER, INC. D/BA SANGRE DE CRISTO ARTS & CONFERENCE CENTER, 210 N. SANTA FE AVENUE

Sangre de Cristo Arts & Conference Center employee Lorrie Marquez, 3226 St. Clair Avenue was sworn in and answered questions from the Board. Ms. Marquez explained they are currently in negotiations with the County for a new lease. (*Note: Their current lease expires 12/31/2014 and does not cover the full term of their liquor license renewal which expires 8/28/2015.*) A brief discussion was held as to what an appropriate amount of time would be allowed for the Arts Center to be able to provide the City with a copy of their new lease. With this date decided, the Board then proceeded with their motion.

Mr. Rose, seconded by Mr. Ferris, moved to approve this renewal contingent upon receipt of a fully executed lease by December 31, 2014. Roll Call: Ayes—DiFatta, Ferris, Harrison, Pullaro and Rose. Motion carried unanimously.

- 9 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 VICTOR E. NAVARRO REPLACES ARMANDO VIDRIO AS SOLE MANAGING MEMBER AND 100% STOCKHOLDER)

New managing member Victor Navarro, 1617 W. Northern Avenue was sworn in and answered questions from the Board. Mr. Navarro explained he was charged with domestic violence in 2002 and was ordered to complete anger management classes, which he did. Mr. Navarro previously held a liquor license in 2006 and that license was never suspended, revoked or otherwise reprimanded for violating any liquor licensing statutes or regulations.

REGULAR AGENDA (CONTINUED)

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There are no silent partners or financial backers not disclosed in his application; personal savings were used to enter into possession of the premises. Mr. Navarro is the sole member in this entity. He explained 3-4 family members will be employed and they do not have criminal backgrounds. Mr. Navarro stated he intends to rent out his facility for special events such as weddings or graduation parties. He described approved forms of identification and explained his policy for checking the age of their patrons is that everyone must have an I.D. to be served alcohol. Mr. Navarro explained he has not recently attended a Seller/Server course but will attend the training offered by the City/State in October. Mr. DiFatta encouraged Mr. Navarro to become certified.

Mr. DiFatta, seconded by Mr. Ferris, moved to approve this change of corporate structure. Roll Call: Ayes—DiFatta, Ferris, Harrison, Pullaro and Rose. Motion carried unanimously.

10 HEARING: TRANSFER OF OWNERSHIP APPLICATION—TAVERN LIQUOR LICENSE—CLUB ICE, LLC D/B/A CLUB ICE, 2430 LAKE AVENUE, (CURRENTLY LICENSED TO CARL F. RODRIGUEZ D/B/A LITTLE JOE’S, LICENSE EXPIRES AUGUST 16, 2014)

New owners Edward Sena and Jessica Sena, both of 3313 Petalina Court were sworn in and answered questions from the Board. The moral character of Mr. and Mrs. Sena was satisfactory to the Board. Mr. Sena currently holds a liquor license and that license has never been suspended, revoked or otherwise reprimanded for violating any liquor licensing statutes or regulations. Mrs. Sena has never worked in or for a liquor licensed establishment. There are no silent partners or financial backers not disclosed in their application. Both owners explained they received a loan to enter into possession of the premises. Mr. and Mrs. Sena stated they will employ 4-5 employees and to their knowledge, these employees do not have criminal backgrounds. They will conduct background investigations on potential employees. Mr. and Mrs. Sena described approved forms of I.D. and their policy for checking the age of their patrons will be to ask basically everyone for an I.D. Neither Mr. or Mrs. Sena are certified in Seller/Server training and Mr. Ferris stated he strongly recommends they become certified since they are the owners.

For the record, it was determined there was no one present in opposition to or in support of this transfer.

Mr. Ferris, seconded by Mr. Rose, moved to approve this transfer of ownership. Roll Call: Ayes—DiFatta, Ferris, Harrison, Pullaro and Rose. Motion carried unanimously.

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

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

11 HEARING: TRANSFER OF OWNERSHIP APPLICATION—CABARET LICENSE—CLUB ICE, LLC D/B/A CLUB ICE, 2430 LAKE AVENUE, (CURRENTLY LICENSED TO CARL F. RODRIGUEZ D/B/A LITTLE JOE’S, LICENSE EXPIRES AUGUST 16, 2014)

Mr. Ferris stated he would like the Board to take administrative notice of the testimony given by Mr. and Mrs. Sena in Item #10.

For the record, it was determined there was no one present in opposition to or in support of this transfer.

REGULAR AGENDA (CONTINUED)

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Mr. Ferris, seconded by Mr. Rose, moved to approve the cabaret transfer of ownership. Roll Call: Ayes—DiFatta, Ferris, Harrison, Pullaro and Rose. Motion carried unanimously.

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

Mr. Ferris, seconded by Mr. DiFatta, moved to approve the Findings & Order. Roll Call: 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 6:46 p.m.

Respectfully submitted,


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