

PUEBLO LIQUOR & BEER LICENSING BOARD
MINUTES -- REGULAR MEETING
CITY HALL -- COUNCIL CHAMBERS
JUNE 3, 2015 – 6:00 P.M.

The Pueblo Liquor & Beer Licensing Board convened the Regular Meeting of June 3, 2015 at 6:00 p.m., with Chairwoman Doris Harrison presiding.

ROLL CALL

Present: Board Members Don DiFatta, Mike Ferris, Doris Harrison, and Charles Pullaro, Jr. Also Present—Assistant City Attorney Lisa Macchietto and Acting Deputy City Clerk, Daryl Payne.

APPROVAL OF MINUTES

Mr. DiFatta, seconded by Mr. Ferris, moved to dispense with the reading and approve the minutes of the Regular Meeting of May 6, 2015. Roll Call: Ayes— DiFatta, Ferris, Harrison, and Pullaro. Motion carried unanimously.

AMENDMENTS TO CONSENT AGENDA

CONSENT AGENDA

- 1 HOTEL & RESTAURANT LIQUOR LICENSE APPLICATIONS-RENEWAL-EL CHARRO RESTAURANT LLC, d/b/a EL CHARRO RESTAURANT, 2042 E. EVANS AVENUE**
- 2 TAVERN LIQUOR LICENSE APPLICATIONS-RENEWALS-TOTAL OF 2 RENEWALS**
PF&R Corp. d/b/a Patsy's, 425 S. Santa Fe Avenue
Global Spectrum Colo., LP d/b/a Memorial Hall Theater, #1 City Hall Place
- 3 RETAIL LIQUOR STORE LIQUOR LICENSE APPLICATION-RENEWALS – TOTAL OF 3 RENEWALS**
Oscar's Liquor Lane LLC d/b/a Oscar's Liquor, 838 S. Prairie Avenue
Kwon's Liquor Inc. d/b/a Lang's Liquor, 2134 Jerry Murphy Road
Nick's Good Time Liquor Inc. d/b/a Nick's Good Time Liquor, 3637 Baltimore Avenue
- 4 CABARET LICENSE APPLICATIONS-RENEWALS-TOTAL OF 2 RENEWALS**
GLT, Inc. d/b/a GreenLight Tavern 227 N. Santa Fe Avenue
PF&R Corp. d/b/a Patsy's, 425 S. Santa Fe Avenue
- 5 ALCOHOL BEVERAGE TASTLINGS PERMIT APPLICATION – RENEWAL – OSCAR'S LIQUOR LANE LLC, D/B/A OSCAR'S LIQUOR, 838 S. PRAIRIE AVENUE**
- 6 TEMPORARY PERMIT APPLICATION: TRANSFER OF OWNERSHIP APPLICATION— LIQUOR STORE LICENSE-1020 LIQUORS LLC, D/B/A EAGLE LIQUORS, 1020 EAGLERIDGE BOULEVARD, (CURRENTLY LICENSED TO SL PUEBLO, LLC D/B/A EAGLE LIQUORS, LICENSE EXPIRES FEBRUARY 10, 2016)**
- 7 AFFIDAVIT FOR SURRENDER OF CITY AND STATE T LIQUOR LICENSES- CHRISTOPHER RODRIGUEZ D/B/A SHARK'S BAR, 1544 E. EVANS AVENUE (LICENSEE SURRENDERED LIQUOR LICENSES TO THE CITY CLERK'S OFFICE ON MAY 27, 2015)**

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

**MEETING
NUMBER**

REGULAR AGENDA

8 REPORT OF CHANGES-CHANGE OF CORPORATE STRUCTURE-CLUB LIQUOR LICENSE-BPOE OF USA D/B/A BPOE PUEBLO LODGE #90, 426 N. SANTA FE AVENUE (NEW EXALTED RULER CLAUDIA SMITH REPLACES DEBBIE CLEMENT)

For the record, it was determined that there was no one present in opposition to this change of corporate structure.

New Exalted Ruler, Claudia Smith, 1951 Baculite Mesa Road, was sworn in. The moral character questions were answered by Ms. Smith. Ms. Smith expanded upon her DUI arrest for the Board. Her moral character was deemed satisfactory. Ms Smith declared she has not worked in a liquor-licensed establishment and described approved forms of identification. She stated they conduct background checks on employees.

Mr. Ferris, seconded by Mr. DiFatta, moved to approve the Report of Changes-Change of Corporate Structure- Club Liquor License, BPOE of USA d/b/a BPOE Pueblo Lodge #90. Roll Call: Ayes— DiFatta, Ferris, Harrison, and Pullaro. Motion carried unanimously.

9 PERMIT APPLICATION AND REPORT OF CHANGES: MANAGER'S REGISTRATION-TAVERN LIQUOR LICENSE - GLOBAL SPECTRUM COLO., LP D/B/A MEMORIAL HALL THEATER, #1 CITY HALL PLACE (NEW MANAGER TAMMY SCIUMBATO REPLACES BROCK NEELY)

For the record, it was determined that there was no one present in opposition to this change of manager registration.

New Tavern Manager, Tammy Sciumbato, 212 39th Lane was sworn in. Her moral character was deemed satisfactory by answering the moral questions asked by the Board. Ms. Sciumbato declared she has worked in two different liquor-licensed establishments and described approved forms of identification. The policy for checking IDs is to ask for identification for anyone appearing under the age of 30 years old. Ms. Sciumbato stated she was previously TIPS certified and will be recertifying. She stated the employees do go through a background check and they attend the City sponsored Liquor Awareness Class conducted by Colorado State Liquor Enforcement

Mr. Pullaro, seconded by Mr. DiFatta, , moved to approve this manager registration for Tavern Liquor License, Global Spectrum Colo., LP d/b/a Memorial Hall Theater. Roll Call: Ayes— DiFatta, Ferris, Harrison, and Pullaro. Motion carried unanimously.

10 SPECIAL EVENTS PERMIT APPLICATION-BEER, WINE & SPIRITUOUS LIQUOR LICENSE-PUEBLO HISTORICAL AIRCRAFT SOCIETY, MAILING ADDRESS: 31001 MAGNUSON AVENUE, EVENT MANAGER: MACK NOVOSAD, (EVENT TO BE HELD JUNE 6 & 7, 2015. ADDRESS OF EVENT: 31001 MAGNUSON AVENUE)

Event Manager Mack Novosad, 622 Tyler Street was sworn in and answered questions from the Board. Mr. Novosad explained their organization is hosting an air show called "Pueblo Air Blitz 2015 and the funds raised from the sale of alcohol and food will be used to support their organization. Mr. Novosad stated he will be responsible for supervising the event. There is only one liquor distribution point and a total of three persons will be selling/serving liquor. Mr. Novosad briefly reviewed the types of food that will be served; he described approved forms of identification.

REGULAR AGENDA (CONTINUED)

**MEETING
NUMBER**

(10 Continued)

He explained their policy for checking the age of their patrons will be to ask for identification from anyone who appears to be under the age of 40. Mr. Novosad stated they will also check identification, if there is any doubt, from patrons who are in possession of alcohol. Volunteers, consisting of off-duty law enforcement officers will be assigned to maintain order on the licensed premises. Alcohol will not be allowed off the licensed premises.

Mr. DiFatta, seconded by Mr. Ferris, moved to approve this Special Events Permit Application-Beer, Wine & Spirituous Liquor License– Pueblo Historical Aircraft Society. Roll Call: Ayes— DiFatta, Ferris, Harrison, and Pullaro. Motion carried unanimously.

11 HEARING: TRANSFER OF OWNERSHIP APPLICATION TAVERN LIQUOR LICENSE–FJM, LLC, D/B/A FIRST & MAIN BAR AND GRILL, 117 N. MAIN STREET, (CURRENTLY LICENSED TO FIRST AND MAIN BAR & GRILL, LLC D/B/A FIRST AND MAIN BAR & GRILL, LICENSE EXPIRES APRIL 16, 2015) CONTINUED FROM MAY 20TH, 2015

Members, Joseph Costanza, 86 Princeton Street and Frank Molinaro, 27907 Cumbres Drive, were sworn in.

Mr. Ferris thanked the applicants for providing Asset Purchase Agreement for the business.

Mr. Ferris, seconded by Mr. DiFatta moved to approve Transfer of Ownership Application Tavern Liquor License–FJM, LLC, d/b/a First & Main Bar and Grill. Roll Call: Ayes— DiFatta, Ferris, Harrison, and Pullaro. Motion carried unanimously.

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

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

12 HEARING: TRANSFER OF OWNERSHIP APPLICATION TAVERN LIQUOR LICENSE–PHIL'S, LLC, D/B/A PHIL'S, 109 E. "C" STREET, (CURRENTLY LICENSED PHIL'S RADIATOR SERVICE, LLC D/B/A PHIL'S RADIATOR SERVICE, LLC, LICENSE EXPIRES AUGUST 15, 2015)

Phils, LLC, Member Alan Pieren, 2015 Cambra Drive was sworn in.

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

The moral character questions were asked and the applicant was satisfactory to the Board. Mr. Pieren stated he has worked in two different liquor-licensed establishments in the country of Brazil and the State of California. He described approved forms of identification and affirmed the policy for checking IDs is to ask for identification for anyone regardless of age. Mr. Pieren stated the current bartender was previously TIPS certified and will be recertifying along with 4 other employees. Ms. Harrison questioned the applicant about his food menu. Mr. Pieren detailed other food stuff that will be available i.e. Hot dogs, Chili dogs, sandwiches as well as the other items previously submitted.

REGULAR AGENDA (CONTINUED)

**MEETING
NUMBER**

(12 Continued)

Mr. Pullaro, seconded by Mr. Ferris, moved to approve *Transfer Of Ownership Application Tavern Liquor License–Phil’s, LLC, d/b/a Phil’s* contingent upon submission of current printed food stuff menu. . Roll Call: Ayes— DiFatta, Ferris, Harrison, and Pullaro. Motion carried unanimously.

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

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

13 HEARING: TRANSFER OF OWNERSHIP APPLICATION CABARET LICENSE–PHIL’S, LLC, D/B/A PHIL’S, 109 E. “C” STREET, (CURRENTLY LICENSED PHIL’S RADIATOR SERVICE, LLC D/B/A PHIL’S RADIATOR SERVICE, LLC, LICENSE EXPIRES AUGUST 15, 2015)

Phils, LLC, Member Alan Pieren, 2015 Cambra Drive, was previously sworn in. Mr. Pullaro asked to take administrative action of the previous testimony to determine moral character.

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

Mr. Pullaro, seconded by Mr. Ferris, moved to approve Transfer of Cabaret License Application–Phils, LLC, d/b/a Phils contingent upon submission of current printed food stuff menu. . Roll Call: Ayes—DiFatta, Ferris, Harrison, Pullaro and Rose. Motion carried unanimously.

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

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

14 HEARING RE: ALLEGED LIQUOR CODE VIOLATION-TAVERN LIQUOR LICENSE-SILGLO, INC. D/B/A ALOHA GLORYA 313 N. MAIN STREET, (DATE OF COMMUNICATION 12/17/14) CONTINUED FROM JANUARY 21ST, 2015 AND APRIL 1, 2015

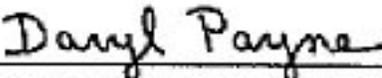
Mr. DiFatta, seconded by Mr. Ferris moved to continue the hearing for Alleged Liquor Code Violation-Tavern Liquor License-Silglo, Inc. d/b/a Aloha Glorya to the June 17, 2015 meeting. Roll Call: Ayes— DiFatta, Ferris, Harrison, and Pullaro. Motion carried unanimously.

15 HEARING RE: ALLEGED LIQUOR CODE VIOLATION-TAVERN LIQUOR LICENSE-SILGLO, INC. D/B/A ALOHA GLORYA 313 N. MAIN STREET, (DATE OF COMMUNICATION 2/4/15) CONTINUED FROM APRIL 1, 2015

Mr. DiFatta, seconded by Mr. Ferris moved to continue the hearing for Alleged Liquor Code Violation-Tavern Liquor License-Silglo, Inc. d/b/a Aloha Glorya to the June 17, 2015 meeting. Roll Call: Ayes— DiFatta, Ferris, Harrison, and Pullaro. Motion carried unanimously.

ADJOURN – With no further business to come before the Board, the meeting was adjourned at 9:55 p.m.

Respectfully submitted,


_____, CMC
Acting Deputy City Clerk