

PUEBLO LIQUOR & BEER LICENSING BOARD
MINUTES -- REGULAR MEETING
CITY HALL -- COUNCIL CHAMBERS
SEPTEMBER 16, 2015 – 6:00 P.M.

The Pueblo Liquor & Beer Licensing Board convened the Regular Meeting of September 16, 2015 at 6:03 p.m. with Chairwoman Doris Harrison presiding.

ROLL CALL

Present: Board Members Mike Ferris, Doris Harrison, and Tom Rose.

Absent: Board Members Don DiFatta and Charles Pullaro

Also Present: Assistant City Attorney Lisa Macchietto and Deputy City Clerk Brenda Armijo.

APPROVAL OF MINUTES

Mr. Rose, seconded by Mr. Ferris, moved to dispense with the reading and approve the Minutes of the Regular Meeting of September 2, 2015. Roll Call: Ayes— Ferris, Harrison, and Rose. Motion carried 3-0.

CONSENT AGENDA

- 1 TAVERN LIQUOR LICENSE APPLICATION – RENEWAL – REGGIE W. MAURO D/B/A REDS ALIBI LOUNGE, 1107 S. PRAIRIE AVENUE**
- 2 3.2% BEER LICENSE APPLICATION FOR OFF PREMISES CONSUMPTION – RENEWALS – TWO RENEWALS**
Suncor Energy Sales, Inc. d/b/a Shell, 1201 Bonforte Boulevard
Suncor Energy Sales, Inc. d/b/a Shell, 1812 Highway 50 West
- 3 SPECIAL EVENTS PERMIT APPLICATION – BEER, WINE & SPIRITUOUS LIQUOR LICENSE – HARP FOUNDATION, 125 RIVERWALK PLACE, EVENT MANAGER: CHRISTINE PITTMAN (EVENT TO BE HELD SEPTEMBER 25 - 27, 2015)**

Mr. Rose, seconded by Mr. Ferris, moved to approve the Consent Agenda as read. Roll Call: Ayes – Ferris, Harrison, and Rose. Motion carried 3-0.

REGULAR AGENDA

- 4 PERMIT APPLICATION & REPORT OF CHANGES – MODIFICATION OF PREMISES TAVERN LIQUOR LICENSE – WINE DOWN BY THE RIVER, LTD. D/B/A WINE DOWN BY THE RIVER**

Michael Velarde, 12 Tamar Court, was sworn in and answered questions from the Board. Mr. Velarde explained that crowd control fencing will be installed to form a barrier. Bartenders will check identification as well as security placed at the entrance. There will also be security in the back of the facility. Wrist bands will also be utilized.

Mr. Ferris, seconded by Mr. Rose, moved that the modification of premises be approved. Roll Call: Ayes – Ferris, Harrison, and Rose. Motion carried 3-0.

- 5 HEARING: NEW CABARET LICENSE – WINE DOWN BY THE RIVER, LTD. D/B/A WINE DOWN BY THE RIVER, 105 S. UNION AVENUE**

LIQUOR & BEER LICENSING BOARD MINUTES
September 16, 2015 – Page 2

Mr. Ferris, seconded by Mr. Rose, moved to continue the matter to the October 7, 2015 regular meeting to allow Mr. Velarde additional time to circulate petitions. Roll Call: Ayes — Ferris, Harrison, and Rose. Motion carried 3-0.

6 REPORT OF CHANGES – CORPORATION, LIMITED LIABILITY COMPANY AND PARTNERSHIP – HOTEL AND RESTAURANT LIQUOR LICENSE – DJ’S STEAKHOUSE, INC. D/B/A DJ’S STEAKHOUSE CONTINUED FROM SEPTEMBER 2, 2015

The applicant did not appear.

Mr. Rose, seconded by Mr. Ferris, moved to continue the matter to the October 7, 2015 hearing. Roll Call: Ayes — Ferris, Harrison, and Rose. Motion carried 3-0.

7 HEARING: TRANSFER OF OWNERSHIP APPLICATION — RETAIL LIQUOR STORE LIQUOR 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) CONTINUED FROM JULY 15, 2015 AND AUGUST 19, 2015

Manishkumar Patel, 1020 Eagleridge Boulevard, was sworn in and answered questions from the Board. Mr. Patel stated that the policy for checking identification would be anyone appearing under the age of 40. The moral character and financial interest questions were directed to Mr. Patel. Mr. Patel’s moral character were satisfactory to the Board.

Assistant City Attorney Lisa Macchietto indicated that the Board would need fingerprints and background checks for two additional members – Bharat Suthar and Alpesh Patel to complete their application. She requested that the matter be continued to November 18, 2015 hearing to allow time for Mr. Patel to supplement his paperwork and that an extension of the temporary permit be granted until November 27, 2015.

Mr. Ferris, seconded by Mr. Rose, moved to continue the matter to the November 18, 2015 hearing and grant an extension of the temporary permit until November 27, 2015. Roll Call: Ayes – Ferris, Harrison, and Rose. Motion passed 3-0.

8 SPECIAL EVENTS PERMIT APPLICATION – BEER, WINE & SPIRITUOUS LIQUOR LICENSE – CENTER FOR AMERICAN VALUES, INC. D/B/A CENTER FOR AMERICAN VALUES, 101 S. MAIN STREET, EVENT MANAGER: TANYA QUINTANA (EVENT TO BE HELD OCTOBER 5, 2015)

Event Manager Tanya Quintana, 10 Scotland Road, representing Center for American Values was sworn in and answered questions from the Board. Ms. Quintana stated that this is a private event being held at the Gallery for the Center for American Values. There is one entrance to the facility on the Riverwalk level and the doors to the Gallery lock at 5:00 p.m. Ms. Quintana stated that the identification of all guests would be checked before being served liquor.

Mr. Rose, seconded by Mr. Ferris, moved that the special event permit be approved. Roll Call: Ayes – Ferris, Harrison, and Rose. Motion passed 3-0.

9 SPECIAL EVENTS PERMIT APPLICATION – BEER, WINE & SPIRITUOUS LIQUOR LICENSE – HISTORIC PUEBLO, INC. D/B/A HISTORIC PUEBLO, 301 N. UNION AVENUE, EVENT MANAGER: LAUREL CAMPBELL (EVENT TO BE HELD OCTOBER 17, 2015)

LIQUOR & BEER LICENSING BOARD MINUTES
September 16, 2015 – Page 3

Event Manager Laurel Campbell, 104 W. Adams Avenue, representing Historic Pueblo was sworn in and answered questions from the Board. Ms. Campbell stated that this is a fundraising event for the Goodnight Barn. There is one entrance to the facility with a security guard and one liquor distribution point. Ms. Campbell stated that the identification for all guests will be checked and that they are not expecting “youngsters” to attend. As this is an open event, wrist bands will also be utilized.

Mr. Ferris, seconded by Mr. Rose, moved that the special event permit be approved. Roll Call: Ayes – Ferris, Harrison, and Rose. Motion passed 3-0.

10 HEARING: HOTEL & RESTAURANT LIQUOR LICENSE – OLD CHICAGO OF COLORADO, INC. D/B/A OLD CHICAGO, 3204 N. ELIZABETH STREET

Richard Tuscher, 201 Crystal Hills, Manitou Springs, representing Old Chicago and Dan Corsentino, 1218 N. Main Street, Pueblo representing Dan Corsentino Private & Investigative Security Consultants were sworn in. Also in attendance was attorney David Lytle, 229 Colorado Avenue, Pueblo, representing the applicant, Old Chicago of Colorado, Inc. d/b/a Old Chicago.

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

The moral character questions were directed to Mr. Tuscher. Mr. Tuscher stated that there would be approximately 100 employees at this location. Background checks are done for managers and all employees attend the National Restaurant Association Serve Safe Alcohol training. Mr. Tuscher also explained and gave examples of valid identification and stated that the policy is to check identification for anyone appearing under the age of 35. The moral character of Mr. Tuscher is acceptable to the Board.

The Board then reviewed the petitions which were previously distributed. Chairwoman Harrison gave specific information as to how the Board arrived at the number of valid signatures on the petitions. The petitions were entered into evidence and marked as Exhibit A.

Mr. Rose, seconded by Mr. Ferris, moved to approve this liquor license. Roll Call: Ayes — Ferris, Harrison, and Rose. Motion carried 3-0.

Ms. Macchietto read the proposed Findings and Order for the Board’s consideration which indicates that issuance of this license is supported by at least 82 businesses and is opposed by at least three (3) businesses or other parties in interest; and it is supported by at least 83 residents of the neighborhood or other parties in interest and is opposed by at least one (1) resident or other party in interest.

Mr. Rose, seconded by Mr. Ferris, moved to approve the Findings and Order. Roll Call: Ayes — Ferris, Harrison, and Rose. Motion carried 3-0.

11 PETITION TO PAY FINE IN LIEU OF SUSPENSION – WILD WINGS USA, LLC D/B/A THE DRAFT BAR AND GRILL

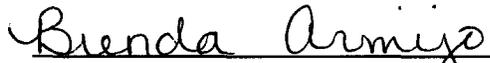
The Board received an email from Valerie Palumbo, Tax Audit Manager, stating The Draft Bar and Grill has paid their balance in full.

LIQUOR & BEER LICENSING BOARD MINUTES
September 16, 2015 – Page 4

Mr. Ferris, seconded by Mr. Rose, moved to approve the petition to pay fine in lieu of suspension – Wild Wings USA, LLC d/b/a The Draft Bar and Grill. Roll Call: Ayes – Ferris, Harrison, and Rose. Motion carried 3-0.

ADJOURN – With no further business to come before the Board, the meeting was adjourned at 7:00 p.m.

Respectfully submitted,



Brenda Armijo, Deputy City Clerk
City Clerk's Office