

PUEBLO LIQUOR & BEER LICENSING BOARD
MINUTES -- REGULAR MEETING
CITY HALL -- COUNCIL CHAMBERS
OCTOBER 7, 2015 – 6:00 P.M.

The Pueblo Liquor & Beer Licensing Board convened the Regular Meeting of October 7, 2015 at 6:00 p.m. with Chairwoman Doris Harrison presiding.

ROLL CALL

Present: Board Members Doris Harrison, Charles Pullaro, and Tom Rose.

Absent: Board Members Don DiFatta and Mike Ferris

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

APPROVAL OF MINUTES

Mr. Pullaro, seconded by Mr. Rose, moved to dispense with the reading and approve the Minutes of the Regular Meeting of September 16, 2015. Roll Call: Ayes—Harrison, Pullaro, and Rose. Motion carried 3-0.

Mr. Pullaro, seconded by Mr. Rose, moved to dispense with the reading and approve the Minutes of the Special Meeting of September 23, 2015. Roll Call: Ayes—Harrison, Pullaro, and Rose. Motion carried 3-0.

CONSENT AGENDA

1 HOTEL & RESTAURANT LIQUOR LICENSE APPLICATION – RENEWALS – FIVE RENEWALS

Big Daddy's Sunset Bowl, Inc. d/b/a Big Daddy's Sunset Bowl, 1227 S. Prairie Avenue
Blazin Wings, Inc. d/b/a Buffalo Wild Wings #127, 5821 N. Elizabeth Street
Dae Ung Kwak d/b/a Sushi Garden, 3915 Ivywood Lane
D.J.'s Steakhouse, LLC d/b/a D.J.'s Steakhouse, 4289 N. Elizabeth Street
T.O. Wings #4, LLC d/b/a Wingstop #4, 3414 N. Elizabeth Street

2 TAVERN LIQUOR LICENSE APPLICATION – RENEWALS – FOUR RENEWALS

Josephine Glavich, Inc. d/b/a Eilers' Place, 326 E. Mesa Avenue
Legends, LLC d/b/a Legends, 1023 S. Pueblo Boulevard
Rollco, Inc. d/b/a Deluxe Tavern, 407 N. Santa Fe Avenue
Zaragoza Hall, Inc. d/b/a Zaragoza Hall, 1339 E. Routt Avenue

3 3.2% BEER LICENSE APPLICATION FOR OFF PREMISES CONSUMPTION – RENEWALS – TWO RENEWALS

Mini Mart, Inc. d/b/a Loaf 'N Jug #14, 1201 Pueblo Boulevard
7-Eleven, Inc. d/b/a 7-Eleven Store #19169, 926 Lake Avenue

4 RETAIL LIQUOR STORE LIQUOR LICENSE – RENEWALS – TWO RENEWALS

Marlin Associates LLC d/b/a Cocoman Liquors, 1908 – 1910 E. 4th Street
Cho Cha, L.L.C. d/b/a Shanty Liquors, 2212 E. 4th Street

5 CABARET LICENSE APPLICATION – RENEWALS – TWO RENEWALS

Legends, LLC d/b/a Legends, 1023 S. Pueblo Boulevard
Zaragoza Hall, Inc. d/b/a Zaragoza Hall, 1339 E. Routt Avenue

- 6 SPECIAL EVENTS PERMIT APPLICATION – BEER, WINE & SPIRITUOUS LIQUOR LICENSE – THE BISHOP OF PUEBLO, A CORPORATION SOLE – HOLY FAMILY PARISH, 2827 LAKEVIEW AVENUE, EVENT MANAGER: JEFFREY D. BARELA (EVENT TO BE HELD OCTOBER 10, 2015)**
- 7 SPECIAL EVENTS PERMIT APPLICATION – BEER, WINE & SPIRITUOUS LIQUOR LICENSE – PUEBLO LODGE #90, THE BENEVOLENT AND PROTECTIVE ORDER OF ELKS OF THE UNITED STATES OF AMERICA, 426 N. SANTA FE AVENUE, EVENT MANAGER: ANITA MAXINE VIGIL (EVENT TO BE HELD OCTOBER 24, 2015)**
- 8 PERMIT APPLICATION AND REPORT OF CHANGES – CHANGE OF MANAGER – MINI MART, INC. D/B/A LOAF ‘N JUG #14, 1201 PUEBLO BOULEVARD**
- 9 WITHDRAWAL OF APPLICATION PER APPLICANT’S REQUEST – 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 AND SEPTEMBER 16, 2015**
- 10 RESET HEARING DATE FROM NOVEMBER 18, 2015 TO OCTOBER 21, 2015: 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, AUGUST 19, 2015, AND SEPTEMBER 16, 2015**

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

REGULAR AGENDA

- 11 PERMIT APPLICATION AND REPORT OF CHANGES – MODIFICATION OF PREMISES — RETAIL LIQUOR STORE LIQUOR LICENSE – CJEM LLC D/B/A 80 TWENTY WINES, 415 N. GREENWOOD AVENUE, SUITE C**

CJEM LLC Managing Member, John Myers, 925 W. El Nido, Pueblo West was sworn in. Mr. Myers proposed to expand his business into the adjoining Suite D thereby occupying both Suites C and D. The Board questioned Mr. Myers concerning the number of entrances into the store with the expansion and how he would secure the larger store.

Mr. Rose, seconded by Ms. Harrison, moved to approve the Report of Changes – Modification of Premises – CJEM LLC d/b/a 80 Twenty Wines. Roll Call: Ayes —Harrison, Pullaro, and Rose. Motion carried 3-0.

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

Mr. Pullaro, seconded by Mr. Rose, moved to continue the matter to the November 4, 2015 regular meeting. Roll Call: Ayes — Harrison, Pullaro, and Rose. Motion carried 3-0.

- 13 HEARING: TRANSFER OF OWNERSHIP APPLICATION – HOTEL & RESTAURANT LIQUOR LICENSE – JOSE GONZALEZ AND HILDA GONZALEZ D/B/A EL WUATEKE, 206 W. NORTHERN AVENUE, (CURRENTLY LICENSED TO ELVA ERICKA ALEMAN D/B/A DELICIAS TAMALES Y TAQUERIA, LICENSE EXPIRES OCTOBER 29, 2015)**

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

Jose Gonzalez, 2826 Acero Avenue and Hilda Gonzalez, 2826 Acero Avenue were sworn in and both answered questions from the Board. Both described an approved ID and explained their policy for checking the age of their patrons. Security will be checking all IDs. The moral character and financial interest questions were directed to both Mr. and Mrs. Gonzalez. Mr. Gonzalez stated that he and his staff will attend the Alcohol Awareness class in October.

The Board requested a complete copy of the lease for the premises. Mr. Gonzalez was questioned regarding his criminal history. Mr. Gonzalez also answered questions regarding the diagram of the property and the ticket office that is attached to the premises. The Board asked what kind of tickets were being sold, whether or not Mr. and Mrs. Gonzalez sold the tickets, and how the proceeds of the sales are handled.

Mr. Rose, seconded by Mr. Pullaro, moved to continue this matter to the October 21, 2015 regular meeting to allow the applicants time to provide a complete copy of the lease for the premises and to allow time to research whether or not the ticket office is allowed. Roll Call: Ayes —Harrison, Pullaro, and Rose. Motion carried 3-0.

14 HEARING: TRANSFER OF OWNERSHIP APPLICATION – CABARET LICENSE - JOSE GONZALEZ AND HILDA GONZALEZ D/B/A EL WUATEKE, 206 W. NORTHERN AVENUE, (CURRENTLY LICENSED TO ELVA ERICKA ALEMAN D/B/A DELICIAS TAMALES Y TAQUERIA, LICENSE EXPIRES APRIL 9, 2016)

Mr. Rose, seconded by Mr. Pullaro, moved to continue the matter to the October 21, 2015 regular meeting. Roll Call: Ayes — Harrison, Pullaro, and Rose. Motion carried 3-0.

15 HEARING: TRANSFER OF OWNERSHIP APPLICATION – TAVERN LIQUOR LICENSE – NUNEZ LOUNGE LLC D/B/A NUNEZ LOUNGE, 313 W. NORTHERN AVENUE, (CURRENTLY LICENSED TO RONALD S. NUNEZ D/B/A NUNEZ LOUNGE, LICENSE EXPIRES OCTOBER 18, 2015)

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

Nunez Lounge LLC Managing Member, Ronald Steve Nunez, 702 E. Mesa Avenue was sworn in and answered questions from the Board. Mr. Nunez described an approved ID and explained his policy for checking the age of his patrons. The policy is to check ID for anyone appearing 30 years of age or younger. The moral character and financial interest questions were directed to Mr. Nunez. Mr. Nunez's moral character was satisfactory to the Board. Mr. Nunez stated that he and his staff have previously attended an Alcohol Awareness class.

Mr. Pullaro, seconded by Mr. Rose, moved to approve the Transfer of Ownership Application – Tavern Liquor License – Nunez Lounge LLC d/b/a Nunez Lounge. Roll Call: Ayes — Harrison, Pullaro, and Rose. Motion carried 3-0.

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

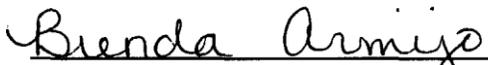
Mr. Pullaro, seconded by Mr. Rose, moved to approve the Findings and Order. Roll Call: Ayes — Harrison, Pullaro, and Rose. Motion carried 3-0.

16 COMMUNICATION FROM LUIS VELEZ, CHIEF OF POLICE, RE: ALLEGED LIQUOR CODE VIOLATION – RIVERSIDE BAR & GRILL OF PUEBLO, LLC D/B/A RIVERSIDE BAR OF PUEBLO, 4021 JERRY MURPHY ROAD (POLICE CR#15-18011, VIOLATION DATE: SEPTEMBER 9, 2015)

Mr. Rose, seconded by Ms. Harrison, moved to receive the communication, find there is probable cause supporting the violation, and set this matter for hearing on November 4, 2015. Roll Call: Ayes—Harrison, Pullaro, and Rose. Motion carried 3-0.

ADJOURN – With no further business to come before the Board, the meeting was adjourned at 6:52 p.m.

Respectfully submitted,



Brenda Armijo, Deputy City Clerk
City Clerk's Office