

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

The Pueblo Liquor & Beer Licensing Board convened the Regular Meeting of December 16, 2015 at 6:00 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 Robert Jagger 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 December 2, 2015. Roll Call: Ayes — Ferris, Harrison, and Rose. Motion carried 3-0.

CONSENT AGENDA

1 HOTEL & RESTAURANT LIQUOR LICENSE APPLICATION – RENEWAL – ONE RENEWAL

William Coppola, Inc. d/b/a Magpies, 229 S. Union Avenue

2 TAVERN LIQUOR LICENSE APPLICATION – RENEWALS – THREE RENEWALS

Damon Runyon Repertory Theatre Company, Inc. d/b/a Damon Runyon Repertory Theatre Company, 611 N. Main Street

Charles A. Kinnard d/b/a Charlie's Tavern, 1601 W. 17th Street

Jenn-Co LLC d/b/a Two & Nine Bar & Grill, 2912 N. Elizabeth Street

3 3.2% BEER LICENSE FOR OFF PREMISES CONSUMPTION – RENEWALS – THREE RENEWALS

Safeway Stores 46, Inc. d/b/a Safeway Store #3729, 1231 S. Prairie Avenue

Safeway Stores 46, Inc. d/b/a Safeway Store #3715, 1322 E. 8th Street

Safeway Stores 46, Inc. d/b/a Safeway Store #3714, 617 W. 29th Street

4 CLUB LIQUOR LICENSE APPLICATION – RENEWAL – ONE RENEWAL

Pueblo Lodge No. 19, Loyal Order of Moose d/b/a Pueblo Lodge No. 19, Loyal Order of Moose, 1929 N. Norwood Avenue

5 CABARET LICENSE APPLICATIONS – RENEWALS – TWO RENEWALS

Damon Runyon Repertory Theatre Company, Inc. d/b/a Damon Runyon Repertory Theatre Company, 611 N. Main Street

Donna Marie Hart d/b/a All Seasons Catering Event Center, 112 W. 2nd Street

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

6 PERMIT APPLICATION & REPORT OF CHANGES – MANAGER’S REGISTRATION (HOTEL & RESTAURANT) — RMR COLORADO, LLC D/B/A BLACK EYED PEA

New Manager Richard Taylor, 3307 Baltimore Avenue, Pueblo was sworn in. The moral character questions were directed to Mr. Taylor. He indicated that the restaurant currently employs 65 people and that the corporate office performs background checks for bartenders. Servers and bartenders attend an in-house Alcohol Awareness class. Mr. Taylor described approved forms of identification and explained the policy for checking the age of patrons. It is Black Eyed Pea’s policy to check the identification of anyone appearing age 40 and under. The moral character of Mr. Taylor was found to be satisfactory to the Board.

Mr. Ferris, seconded by Mr. Rose, moved to approve the manager’s registration. Roll Call: Ayes— Ferris, Harrison, and Rose. Motion carried 3-0.

7 PERMIT APPLICATION & REPORT OF CHANGES – MANAGER’S REGISTRATION (HOTEL & RESTAURANT) — RED LOBSTER RESTAURANTS, LLC D/B/A RED LOBSTER #0482

The applicant did not appear.

Mr. Rose, seconded by Mr. Ferris, moved to continue the matter to the January 6, 2016 regular meeting. Roll Call: Ayes — Ferris, Harrison, and Rose. Motion carried 3-0.

8 REPORT OF CHANGES – CORPORATION, LIMITED LIABILITY COMPANY AND PARTNERSHIP – CLUB LIQUOR LICENSE – FRATERNAL ORDER OF EAGLES D/B/A FRATERNAL ORDER OF EAGLES #145

Worthy President Robert Lee, 611 West 22nd Street, Pueblo and Gary Fearn, 2935 Applewood Drive, Colorado City were sworn in. The moral character questions were directed to Mr. Lee. He indicated that there are currently 13 employees of the club and that background checks were performed for some employees depending on position. He also indicated that staff attends the Alcohol Awareness class jointly conducted by the City and State. Mr. Lee described approved forms of identification and explained the policy for checking the age of patrons. The moral character of Mr. Lee was found to be satisfactory to the Board.

Mr. Ferris, seconded by Mr. Rose, moved to approve the change of corporate structure. Roll Call: Ayes— Ferris, Harrison, and Rose. Motion carried 3-0.

9 HEARING: TRANSFER OF OWNERSHIP APPLICATION – HOTEL & RESTAURANT LIQUOR LICENSE – ROSARIO’S AT THE RIVERWALK, INC. D/B/A ROSARIO’S AT THE RIVERWALK, 101 S. MAIN STREET, UNITS 200 AND 201, (CURRENTLY LICENSED TO PAPA BELLO ENTERPRISES, INC. D/B/A ROSARIO’S AT THE RIVERWALK, LICENSE EXPIRES OCTOBER 31, 2015)

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

Corporate Officers Jeremy Gindro, 310 Tanner Avenue, Florence and Russell Ianne, 937 Cedarcrest Drive, Pueblo were sworn in and answered questions from the Board. Brenda Pace, 22 Verdosa Drive, Pueblo was also sworn in. The moral character and financial interest questions were directed to Mr. Gindro and Mr. Ianne individually. They explained that the transfer was from Mr. Ianne's father who is also Mr. Gindro's uncle. The restaurant currently employs 30 people, some with criminal histories. No background checks are currently conducted. Mr. Gindro and Mr. Ianne each described approved forms of identification and explained the policy for checking the age of patrons. It is their policy to check the identification of anyone appearing age 40 and under. Mr. Gindro's and Mr. Ianne's moral characters were found to be satisfactory to the Board.

Mr. Rose, seconded by Mr. Ferris, moved to approve the Transfer of Ownership Application – Hotel & Restaurant Liquor License – Rosario's at the Riverwalk, Inc. d/b/a Rosario's at the Riverwalk. Roll Call: Ayes — Ferris, Harrison, and Rose. Motion carried 3-0.

The Findings and Order was not read into the record because there was no one appearing in opposition to the transfer of ownership.

10 HEARING: NEW HOTEL & RESTAURANT LIQUOR LICENSE APPLICATION – THE PLACE RIVERWALK LLC D/B/A THE PLACE, 102 S. UNION AVENUE

Managing Member Richard Foresta, 28 Aberdeen Bluff, Pueblo and Debby Foresta, 28 Aberdeen Bluff were sworn in.

The moral character and financial questions were directed to Mr. Foresta. He indicated that the restaurant will employ 23 – 30 people. He also indicated that he will be conducting background checks and checking references of prospective employees. Mr. Foresta explained and gave examples of valid identification. He also indicated that employees will attend Alcohol Awareness training. The moral character of Mr. Foresta was found to be acceptable to the Board.

The Board then reviewed the petitions which were previously distributed. Mrs. Foresta, who conducted the petition process, answered questions from the Board. Chairwoman Harrison gave specific information as to how the Board arrived at the number of valid signatures on the petitions.

Mr. Ferris, seconded by Mr. Rose, moved to approve the new Hotel & Restaurant Liquor License. Roll Call: Ayes — Ferris, Harrison, and Rose. Motion carried 3-0.

Mr. Jagger read the proposed Findings and Order for the Board's consideration which indicates that issuance of this license is supported by at least 146 businesses and is opposed by at least one (1) business or other parties in interest; and it is supported by at least 55 residents of the neighborhood or other parties in interest and is opposed by zero (0) residents or other parties in interest. Additionally, the application is approved on the condition of receipt of the completed and signed routing sheet.

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Mr. Ferris, seconded by Mr. Rose, moved to approve the Findings and Order. 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 7:04 p.m.

Respectfully submitted,



Brenda Armijo, Deputy City Clerk
City Clerk's Office