

**PUEBLO LIQUOR & BEER LICENSING BOARD**  
**MINUTES -- REGULAR MEETING**  
**CITY HALL -- COUNCIL CHAMBERS**  
**JANUARY 6, 2016 – 6:00 P.M.**

The Pueblo Liquor & Beer Licensing Board convened the Regular Meeting of January 6, 2016 at 6:00 p.m. with Chairwoman Doris Harrison presiding.

**ROLL CALL**

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

**Absent:** Board Member Don DiFatta.

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

**APPROVAL OF MINUTES**

Mr. Ferris, seconded by Mr. Rose, moved to dispense with the reading and approve the Minutes of the Regular Meeting of December 16, 2015. Roll Call: Ayes — Ferris, Harrison, Pullaro, and Rose. Motion carried 4-0.

**AMENDMENTS TO REGULAR AGENDA**

Mr. Ferris, seconded by Mr. Rose moved to place Items 8 and 9 at the beginning of the Regular Agenda. Roll Call: Ayes – Ferris, Harrison, Pullaro, and Rose. Motion carried 4-0.

**CONSENT AGENDA**

**1 3.2% BEER LICENSE FOR OFF PREMISES CONSUMPTION – RENEWALS – THREE RENEWALS**

J.R.'s Country Stores, Inc. d/b/a J.R.'s Country Store No. 201, 3918 Hollybrook Lane  
Pass Key Highway 50 West Corporation d/b/a Pass Key Highway 50 West, 1901 US Hwy 50 West  
7-Eleven, Inc. d/b/a 7-Eleven Store #32990, 3522 N. Elizabeth Street

**2 CLUB LIQUOR LICENSE APPLICATION – RENEWAL – ONE RENEWAL**

American GI Forum of Pueblo d/b/a American GI Forum, 125 Hector Garcia Place

Mr. Ferris, seconded by Mr. Rose, moved to approve the Consent Agenda as read. Roll Call: Ayes – Ferris, Harrison, Pullaro, and Rose. Motion carried 4-0.

**REGULAR AGENDA**

**3 NEIGHBORHOOD SURVEY: NEW CABARET LICENSE – J & CD, INC. D/B/A GIL'S WESTSIDE TAVERN, 2202 WEST 16<sup>TH</sup> STREET**

Neighborhood Surveyor Don Vest, 516 Lincoln, was sworn in and presented to the Board the demographics and map of the defined neighborhood for issuance of a new Cabaret License for a premises known as *Gil's Westside Tavern*, 2202 West 16<sup>th</sup> Street.

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Mr. Pullaro, seconded by Mr. Ferris, moved to accept the survey and set the hearing for January 20, 2016. Roll Call: Ayes — Ferris, Harrison, Pullaro, and Rose. Motion carried 4-0.

**4 SPECIAL EVENTS PERMIT APPLICATION – BEER, WINE & SPIRITUOUS LIQUOR LICENSE – THE STATE HISTORICAL SOCIETY OF COLORADO D/B/A EL PUEBLO HISTORY MUSEUM, 301 N. UNION AVENUE, EVENT MANAGER: SIMON TEARPAK (EVENT TO BE HELD JANUARY 22, 2016)**

Event Manager Simon Tearpak, 315 Arthur Street, was sworn in and answered questions from the Board. Mr. Tearpak stated there will be one alcohol distribution point for the event. TNT Security will be providing security and will be posted at the entrances and exits. Additionally, they will be checking identification of everyone regardless of age. The bartender will also be checking identification. As all ages are welcome, wristbands will be utilized for bar patrons. The museum will provide cheese and vegetable trays, chips and salsa, and a taco bar.

Mr. Ferris moved, seconded by Mr. Rose, that the Special Event Permit Application be approved. Roll Call: Ayes – Ferris, Harrison, Pullaro, and Rose. Motion carried 4-0.

**5 PERMIT APPLICATION & REPORT OF CHANGES – MANAGER’S REGISTRATION (HOTEL & RESTAURANT) — RED LOBSTER RESTAURANTS, LLC D/B/A RED LOBSTER #0482 CONTINUED FROM DECEMBER 16, 2015.**

Tracie Robinette, 12495 Dan View, Yoder, was sworn in and answered questions from the Board. Ms. Robinette stated that she is the General Manager of the Pueblo restaurant. The moral character questions were directed to Ms. Robinette. She indicated that the restaurant currently employs 76 people including seven bartenders and 32 servers. Ms. Robinette described approved forms of identification and explained that anyone ordering drinks will have their identification checked. Servers and bartenders participate in in-house alcohol training and testing. The moral character of Ms. Robinette was found to be satisfactory to the Board.

Mr. Pullaro, seconded by Mr. Ferris, moved to approve the manager’s registration. Roll Call: Ayes— Ferris, Harrison, Pullaro, and Rose. Motion carried 4-0.

**6 PETITION TO PAY FINE IN LIEU OF SUSPENSION – SILGLO, INC. D/B/A ALOHA GLORYA**

Corporate Officer Rudy Gutierrez, 501 Grace Avenue, Pueblo was sworn in and answered questions from the Board.

The Board questioned the incompleteness of Mr. Gutierrez’s petition. Mr. Gutierrez stated he is having difficulty accessing the information required on the form.

Mr. Rose, seconded by Mrs. Harrison, moved to continue the matter to the January 20, 2016 hearing to allow Mr. Gutierrez time to amend his petition. Roll Call: Ayes – Harrison, Pullaro, and Rose. Nays – Ferris. Motion carried 3-1.

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**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)**

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

Managing Member Manish Patel, 6201 C.R. 1075, Alamosa, was sworn in and answered questions from the Board. The moral character and financial interest questions were directed to Mr. Patel. Mr. Patel stated that the liquor store currently employs three people. He indicated that he performs background checks on employees. He also described approved forms of identification and explained the policy for checking the age of patrons. Mr. Patel's moral character was found to be satisfactory to the Board.

Mr. Ferris, seconded by Mr. Rose, moved to approve the Transfer of Ownership Application – Retail Liquor Store Liquor License – 1020 Liquors, LLC d/b/a Eagle Liquors contingent upon Mr. Patel submitting an amended diagram showing the lower floor and mezzanine separately. Roll Call: Ayes — Ferris, Harrison, Pullaro, and Rose. Motion carried 4-0.

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

Mr. Ferris, seconded by Mr. Rose, moved to approve the Findings and Order. Roll Call: Ayes — Ferris, Harrison, Pullaro, and Rose. Motion carried 4-0.

**8 HEARING: COMMUNICATION FROM MICHAEL BENNETT, ACTING CHIEF OF POLICE, RE: ALLEGED LIQUOR CODE VIOLATION – IRON HORSE BAR & GRILL, INC. D/B/A IRON HORSE BAR & GRILL, 717 N. MAIN STREET (POLICE CR#15-18803, VIOLATION DATE: SEPTEMBER 19, 2015) CONTINUED FROM DECEMBER 2, 2015.**

Items 8 and 9 were consolidated for purposes of the hearing.

Assistant City Attorney Carla Sikes was present and entered her appearance on behalf of the Police Department. Corporate Officer Douglas Vigil, 3945 Fairfield Lane, Pueblo was sworn in and present on behalf of the licensee Iron Horse Bar & Grill, Inc. d/b/a Iron Horse Bar & Grill.

Assistant City Attorney, Carla Sikes stated that a Stipulated Findings and Order had been reached in this matter and read the document into the record.

The Licensee stipulates and agrees that it shall, within sixty (60) days of the date of the Order repair its existing security system or install a new security system, which must include at a minimum, security cameras on the interior and/or exterior of the premises sufficient to capture activity within the premises and the outside of the premises adjacent to all entrances/exits, and the ability to record and store the video captured by the cameras.

The Licensee stipulates and agrees to a suspension of its liquor license for a period of five (5) days, of which two (2) days shall be imposed. The remaining four (3) days of the suspension shall be held in abeyance for a period of one (1) calendar year from the date of the Order.

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Mr. Rose moved, seconded by Mr. Pullaro, moved to accept the terms and conditions of the Stipulated Findings and Order. Roll Call: Ayes — Pullaro. Nays – Ferris, Harrison, and Rose. Motion failed 3-1. The Stipulated Findings and Order was not approved.

Mr. Rose, seconded by Mr. Ferris, moved to set the matter for hearing on February 3, 2016. Roll Call: Ayes – Ferris, Harrison, Pullaro, and Rose. Motion carried 4-0.

**9 COMMUNICATION FROM MICHAEL BENNETT, ACTING CHIEF OF POLICE, RE: ALLEGED LIQUOR CODE VIOLATION – IRON HORSE BAR & GRILL, INC. D/B/A IRON HORSE BAR & GRILL, 717 N. MAIN STREET (POLICE CR#15-22292, VIOLATION DATE: NOVEMBER 5, 2015) CONTINUED FROM DECEMBER 2, 2015.**

Mr. Vigil remains under oath.

Assistant City Attorney Carla Sikes stated that the City has agreed to dismiss the communication.

Mr. Rose, seconded by Mr. Ferris, moved to dismiss the communication. Roll Call: Ayes – Ferris, Harrison, Pullaro, and Rose. Motion carried 4-0.

**ADJOURN** – With no further business to come before the Board, the meeting was adjourned at 7:29 p.m.

Respectfully submitted,

  
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Brenda Armijo, Deputy City Clerk  
City Clerk's Office