

**PUEBLO LIQUOR & BEER LICENSING BOARD**  
**MINUTES -- REGULAR MEETING**  
**CITY HALL -- COUNCIL CHAMBERS**  
**FEBRUARY 3, 2016 – 6:00 P.M.**

The Pueblo Liquor & Beer Licensing Board convened the Regular Meeting of February 3, 2016 at 6:02 p.m. with Chairwoman Doris Harrison presiding.

**ROLL CALL**

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

***Absent:*** Board Member 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 January 20, 2016. Roll Call: Ayes — Ferris, Harrison, and Rose. Motion carried 3-0.

**AMENDMENTS TO REGULAR AGENDA**

Mr. Rose, seconded by Mr. Ferris, moved to place Item 18 at the beginning of the Regular Agenda. Roll Call: Ayes – Ferris, Harrison, and Rose. Motion carried 3-0.

**CONSENT AGENDA**

**1 HOTEL & RESTAURANT LIQUOR LICENSE APPLICATION – RENEWALS – SEVEN RENEWALS**

Apple Colorado LLC d/b/a Applebee's Neighborhood Grill & Bar, 4001 W. Northern Avenue  
Brinker Restaurant Corporation d/b/a Chili's Grill & Bar, 5600 N. Elizabeth Street  
New Vision Hospitality LLC d/b/a Clarion Hotel, 4001 N. Elizabeth Street  
LaTronica's Restaurant, Inc. d/b/a LaTronica's Restaurant & Tavern, 1143 E. Abriendo Avenue  
Papa Jose's, Inc. d/b/a Papa Jose's Union Café, 320 S. Union Avenue  
Kevin D. Baker and Steven P. Baker, Primetime Sports Emporium, 118 W. 7<sup>th</sup> Street  
Elisabeth Milleuet d/b/a Rio Bistro, 126 S. Union Avenue

**2 TAVERN LIQUOR LICENSE APPLICATION – RENEWALS – THREE RENEWALS**

EJS, Inc. d/b/a Fairway Inn, 521 S. Pueblo Boulevard  
Steel City Tavern Inc. d/b/a Steel City Tavern, 1335 E. Evans Avenue  
Veteran's Tavern, Inc. d/b/a Veteran's Tavern, 315 E. Northern Avenue

**3 BREW PUB LIQUOR LICENSE – RENEWAL – ONE RENEWAL**

Shamrock Brewing Company, Inc. d/b/a Shamrock Brewing Co., 108 W. 3<sup>rd</sup> Street

**4 3.2% BEER LICENSE – OFF PREMISE CONSUMPTION – RENEWALS – 17 RENEWALS**

Mini Mart, Inc. d/b/a Loaf N Jug #2, 2050 Lake Avenue  
Mini Mart, Inc. d/b/a Loaf N Jug #25, 4800 Thatcher Avenue  
Mini Mart, Inc. d/b/a Loaf N Jug #28, 120 S. Santa Fe Avenue

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Mini Mart, Inc. d/b/a Loaf N Jug #34, 33 Montebello Road  
Mini Mart, Inc. d/b/a Loaf N Jug #37, 3980 Ivywood Lane  
Mini Mart, Inc. d/b/a Loaf N Jug #38, 1002 Bonforte Boulevard  
Mini Mart, Inc. d/b/a Loaf N Jug #52, 2405 W. Northern Avenue  
Mini Mart, Inc. d/b/a Loaf N Jug #65, 2119 E. 4<sup>th</sup> Street  
Mini Mart, Inc. d/b/a Loaf N Jug #67, 1525 W 4<sup>th</sup> Street  
Mini Mart, Inc. d/b/a Loaf N Jug #70, 4001 Jerry Murphy Road  
Mini Mart, Inc. d/b/a Loaf N Jug #71, 1201 W. 17<sup>th</sup> Street  
Mini Mart, Inc. d/b/a Loaf N Jug #73, 2202 W 18<sup>th</sup> Street  
Mini Mart, Inc. d/b/a Loaf N Jug #78, 2120 Oakshire Lane  
Mini Mart, Inc. d/b/a Loaf N Jug #79, 420 Eagleridge Boulevard  
Mini Mart, Inc. d/b/a Loaf N Jug #84, 1104 Pueblo Boulevard Way  
Mini Mart, Inc. d/b/a Loaf N Jug #93, 905 W. Highway 50  
7-Eleven, Inc. d/b/a &-Eleven 1311S, 2727 S. Prairie Avenue

**5 CLUB LIQUOR LICENSE – RENEWAL – ONE RENEWAL**

American Legion d/b/a James McNeal Post #163, 1328 E. Evans Avenue

**6 RETAIL LIQUOR STORE LIQUOR LICENSE – RENEWALS – SIX RENEWALS**

Kum and Go Liquor, LLC d/b/a Barrel Brothers Liquor, 2815 W. Pueblo Boulevard  
Paul Gauna and Charlene Gauna d/b/a Gauna's Westside Liquor, 2201 W. 16<sup>th</sup> Street  
Last Stop Liquors, Inc. d/b/a Last Stop Liquor, 609 W. 29<sup>th</sup> Street  
Northern Avenue Liquors, Inc. d/b/a Northern Avenue Liquors, 213 W. Northern Avenue  
HMC, LLC d/b/a Powder Keg Liquors, 2001 E. Evans Avenue  
Bolsa Investments, Inc. d/b/a Prairie Liquors, 1659 S. Prairie Avenue

**7 CABARET LICENSE – RENEWALS – FOUR RENEWALS**

New Vision Hospitality LLC d/b/a Clarion Hotel, 4001 N. Elizabeth Street  
Wrong Note LTD d/b/a The Downtown Bar, 103 Central Plaza  
EJS, Inc. d/b/a Fairway Inn, 521 S. Pueblo Boulevard  
Steel City Tavern, Inc. d/b/a Steel City Tavern, 1335 E. Evans Avenue

**8 REPORT OF CHANGES – CORPORATION, LIMITED LIABILITY COMPANY AND PARTNERSHIP – CLUB LIQUOR LICENSE – PUEBLO LODGE #19, LOYAL ORDER OF MOOSE, 1929 N. NORWOOD (RUDY MATJAZIC REPLACES MANUEL GUERRERO AS TRUSTEE DUE TO MR. GUERRERO'S DEATH)**

**9 PERMIT APPLICATION & REPORT OF CHANGES – CHANGE OF MANAGER – MINI MART, INC. D/B/A LOAF N JUG #65, 2119 E. 4<sup>TH</sup> STREET (NEW MANAGER SHYLAMARIE RILEY REPLACES TIMOTHY COMISKY)**

**10 PERMIT APPLICATION & REPORT OF CHANGES – CHANGE OF MANAGER – MINI MART, INC. D/B/A LOAF N JUG #70, 4001 JERRY MURPHY ROAD (NEW MANAGER DEBORAH KINGSTON REPLACES SHYLAMARIE RILEY)**

**11 PERMIT APPLICATION & REPORT OF CHANGES – CHANGE OF MANAGER – MINI MART, INC. D/B/A LOAF N JUG #78, 2120 OAKSHIRE LANE (NEW MANAGER REBECCA DOME REPLACES JAN CHANCE)**

**12 PERMIT APPLICATION & REPORT OF CHANGES – CHANGE OF MANAGER – MINI MART, INC. D/B/A LOAF N JUG #79, 420 EAGLERIDGE BOULEVARD (NEW MANAGER LYNETTE MONTOYA REPLACES ART LUCERO)**

**13 PERMIT APPLICATION & REPORT OF CHANGES – CHANGE OF MANAGER – MINI MART, INC. D/B/A LOAF N JUG #93, 905 W. HIGHWAY 50 (NEW MANAGER HEATHER SHRUM REPLACES DEBORAH KINGSTON)**

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**

*Item 18 was moved and heard by the Board at the beginning of the Regular Agenda.*

**14 NEIGHBORHOOD SURVEY: NEW 3.2% BEER LICENSE – OFF PREMISE CONSUMPTION – WAL-MART STORES, INC. D/B/A WALMART #5828 FUEL, 2732 S. PRAIRIE AVENUE**

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 3.2% Beer License – Off Premise Consumption for a premises known as *Walmart #5828 Fuel, 2732 S. Prairie Avenue*.

Mr. Rose, seconded by Mr. Ferris, moved to accept the survey and set the hearing for February 17, 2016. Roll Call: Ayes — Ferris, Harrison, and Rose. Motion carried 3-0.

**15 NEIGHBORHOOD SURVEY: NEW 3.2% BEER LICENSE – ON AND OFF PREMISE CONSUMPTION – WAL-MART STORES, INC. D/B/A WALMART MARKET #5828, 2730 S. PRAIRIE AVENUE**

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 3.2% Beer License – On and Off Premise Consumption for a premises known as *Walmart Market #5828, 2732 S. Prairie Avenue*.

Mr. Rose, seconded by Mr. Ferris, moved to accept the survey and set the hearing for February 17, 2016. Roll Call: Ayes — Ferris, Harrison, and Rose. Motion carried 3-0.

**16 HEARING: TRANSFER OF OWNERSHIP APPLICATION – TAVERN LIQUOR LICENSE – J & C D, INC. D/B/A GIL'S WESTSIDE TAVERN, 2202 W. 16<sup>TH</sup> STREET (CURRENTLY LICENSED TO MARY MADELYN GIFFORD D/B/A GIL'S WESTSIDE TAVERN, LICENSE EXPIRES DECEMBER 29, 2015) CONTINUED FROM JANUARY 20, 2016**

Corporate Officer Wendy Hall, 2323 Meadowlark Lane, Pueblo and Charles Hall, 2323 Meadowlark Lane, Pueblo were sworn in. Assistant City Attorney Carla Sikes representing the Police Department was also present.

Ms. Sikes objected to the approval of the transfer due to an alleged violation having occurred.

Mr. Ferris, seconded by Mr. Rose, moved to continue this matter to the February 17, 2016 hearing at which time the violation will be heard to establish probable cause. Roll Call – Ayes: Ferris, Harrison, and Rose. Motion carried 3-0.

**17 HEARING: NEW CABARET LICENSE – J & C D, INC. D/B/A GIL'S WESTSIDE TAVERN, 2202 W. 16<sup>TH</sup> STREET CONTINUED FROM JANUARY 20, 2016**

Wendy Hall and Charles Hall remain sworn in.

Mr. Ferris, seconded by Mr. Rose, moved to continue this matter to the February 17, 2016 hearing. Roll Call – Ayes: Ferris, Harrison, and Rose. Motion carried 3-0.

**18 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 AND JANUARY 20, 2016**

Corporate Officer Douglas Vigil, 3945 Fairfield Lane, Pueblo was sworn in. Assistant City Attorney Carla Sikes representing the Police Department was also present.

Ms. Sikes read the Stipulated Findings and Order into the record. The Order was amended to state that the two day suspension would be served on Friday, February 19, 2016 beginning at 5:00 p.m. through February 21, 2016 at 5:00 p.m. The licensee may apply to pay a fine in lieu of suspension.

Mr. Vigil submitted and is in compliance with providing a security plan as stipulated.

Mr. Ferris, seconded by Mr. Rose, moved to accept the Stipulated Findings and Order as proposed. Roll Call – Ayes: Ferris, Harrison, and Rose. Motion carried 3-0.

**19 ORDER TO SHOW CAUSE AND HEARING: NEW CABARET LICENSE – WINE DOWN BY THE RIVER, LTD. D/B/A WINE DOWN BY THE RIVER, 105 S. UNION AVENUE CONTINUED FROM SEPTEMBER 16, 2015, OCTOBER 7, 2015, NOVEMBER 4, 2015, DECEMBER 2, 2015, AND JANUARY 20, 2016**

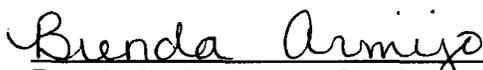
The applicant did not appear.

The City Clerk's office has not yet received the Return Receipt or the unclaimed Order to Show Cause from the Post Office.

Mr. Rose, seconded by Mr. Ferris, moved to continue this matter to the February 17, 2016 hearing. 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 6:51 p.m.

Respectfully submitted,

  
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Brenda Armijo, Deputy City Clerk  
City Clerk's Office