

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

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

ROLL CALL

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

Absent: None.

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

APPROVAL OF MINUTES

Mrs. Shafer, seconded by Mr. Rose, moved to dispense with the reading and approve the Minutes of the Regular Meeting of March 16, 2016. Roll Call: Ayes — Ferris, Harrison, Pullaro, Rose, and Shafer. Motion carried 5-0.

CONSENT AGENDA

- 1 HOTEL & RESTAURANT LIQUOR LICENSE APPLICATION – RENEWALS – FIVE RENEWALS**
The Bailey and Danaher Company, LLC d/b/a The Carriage House Restaurant, 406 W. 15th Street
Bagabagel & Deli, Inc. d/b/a D.C.'s on B Street, 115 W. B Street
Do Drop Inn, Inc. d/b/a Do Drop Inn, 1201 S. Santa Fe Avenue
C>, Inc. d/b/a El Nopal Restaurant, 1435 E. Evans Avenue
Tea Palace II, Inc. d/b/a Tea Palace II, 1212 W 4th Street
- 2 TAVERN LIQUOR LICENSE APPLICATION – RENEWALS – TWO RENEWALS**
Peachee-Lewis, Inc. d/b/a Lakeview Bar, 2330 Lake Avenue
Pueblo Union Depot, Inc. d/b/a Pueblo Union Depot, 132 West B Street
- 3 3.2% BEER LICENSE APPLICATION FOR CONSUMPTION OFF PREMISES – RENEWALS – ONE RENEWAL**
Western Convenience Stores, Inc. d/b/a West Convenience Store #135, 3201 Lake Avenue
- 4 RETAIL LIQUOR STORE LIQUOR LICENSE – RENEWAL – ONE RENEWAL**
Eastside Wine & Liquor, Inc. d/b/a Eastside Wine & Liquor, Inc., 723 E 4th Street
- 5 CABARET LICENSE APPLICATION – RENEWALS – TWO RENEWALS**
Cosmo Bob's LLC d/b/a Cosmopolitan Club, 311-315 Bay State Avenue
Pueblo Union Depot Inc. d/b/a Pueblo Union Depot, 132 West B Street

**MEETING
NUMBER**

- 6 SPECIAL EVENTS PERMIT APPLICATION – BEER, WINE & SPIRITUOUS LIQUOR LICENSE – HARP FOUNDATION, 125 RIVERWALK PLACE, EVENT MANAGER: CHRISTINE PITTMAN (EVENT TO BE HELD JUNE 10 AND 11, 2016)**

Mrs. Shafer, seconded by Mr. Ferris, moved to approve the Consent Agenda as read. Roll Call: Ayes – Ferris, Harrison, Pullaro, Rose, and Shafer. Motion carried 5-0.

REGULAR AGENDA

- 7 SPECIAL EVENTS PERMIT APPLICATION – BEER, WINE & SPIRITUOUS LIQUOR LICENSE – THEATER OF MYSTERY CORP. D/B/A THE THEATER OF MYSTERY CORP., 685 S. UNION AVENUE, EVENT MANAGER: KYLE GROVES (EVENT TO BE HELD APRIL 15 AND 16, 2016)**

Event Manager Kyle Groves, 1805 Jerry Murphy Road, Pueblo was sworn in and answered questions from the Board. The proceeds from this event will be used to fund educational programs, specifically to offset the cost to bring their program to schools. Mr. Groves stated that there will be one liquor distribution point and two servers during the event. There will be a pizza and salad buffet available for guests. Mr. Groves described approved forms of identification and gave examples. All bar patrons will have their identification checked and wristbands will be utilized. Mr. Groves anticipates a maximum of 40 people attending the event each night.

Mr. Rose, seconded by Mr. Ferris, moved to approve the special events permit application for the Theater of Mystery Corp. Roll Call: Ayes – Ferris, Harrison, Pullaro, Rose, and Shafer. Motion carried 5-0.

- 8 APPLICATION FOR COLORADO LIQUOR SALES ROOM – PERMANENT – SONGBIRD CELLARS, LLC D/B/A SONGBIRD CELLARS, 304 S. VICTORIA AVENUE, UNIT D**

Member Ashley Comiskey, 8881 Grand Avenue, Beulah and Chris Huggins, 8881 Grand Avenue, Beulah, Pueblo, were sworn in and answered questions from the Board. Songbird Cellars makes fruit based wines utilizing no grapes. Patrons can purchase approximate one ounce tastings of wines at the sales room. Bottles of wine bottled by Colorado wineries, in addition to Songbird Cellars wines, are available for purchase. There will be light fare and prepackaged snacks available for purchase by patrons.

The moral character questions were directed to Ms. Comiskey. She described approved forms of identification. Currently Ms. Comiskey and Mr. Huggins are the only two employees; however, any future employees would be subject to background checks and required to be TIPS certified. Ms. Comiskey's moral character was found to be satisfactory to the Board.

Mr. Ferris, seconded by Mr. Rose, moved to approve the Application for Colorado Liquor Sales Room – Permanent – Songbird Cellars, LLC d/b/a Songbird Cellars. Roll Call: Ayes — Ferris, Harrison, Pullaro, Rose, and Shafer. Motion carried 5-0.

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9 APPLICATION FOR COLORADO LIQUOR SALES ROOM – TEMPORARY – SONGBIRD CELLARS, LLC D/B/A SONGBIRD CELLARS, 304 S. VICTORIA AVENUE, UNIT D (EVENT TO BE HELD APRIL 8, 2016)

The applicants remain under oath. Administrative Notice was taken of the testimony given in the previous item.

Mr. Ferris, seconded by Ms. Shafer, moved to approve the Application for Colorado Liquor Sales Room – Temporary – Songbird Cellars, LLC d/b/a Songbird Cellars. Roll Call: Ayes – Ferris, Harrison, Pullaro, Rose, and Shafer. Motion carried 5-0.

10 PETITION TO PAY FINE IN LIEU OF SUSPENSION – RIVERSIDE BAR & GRILL OF PUEBLO, LLC D/B/A RIVERSIDE BAR OF PUEBLO

Managing Member Stephanie Spinuzzi, 1915 Elizabeth Street, Pueblo was sworn in and available to answer questions from the Board. The Board was satisfied with the calculations and documentation submitted with the Petition.

Mr. Rose, seconded by Mr. Ferris, moved to approve the Petition in Lieu of Suspension – Riverside Bar & Grill of Pueblo, LLC d/b/a Riverside Bar of Pueblo. Roll Call: Ayes – Ferris, Harrison, Pullaro, and Rose. Nays – Shafer. Motion carried 4-1.

11 HEARING: COMMUNICATION FROM LUIS VELEZ, CHIEF OF POLICE, RE: ALLEGED LIQUOR CODE VIOLATION – WILD WINGS USA, LLC D/B/A THE DRAFT SPORTS BAR & GRILL, 4065 CLUB MANOR DRIVE (POLICE CR#16-002075, VIOLATION DATE: JANUARY 24, 2016) CONTINUED FROM FEBRUARY 17, 2016 AND MARCH 16, 2016

Assistant City Attorney Carla Sikes entered her appearance on behalf of the City. Managing Member Michael Colarelli, 1613 Englewood Drive, Pueblo was sworn in.

Ms. 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 to a suspension of its liquor license for a period of thirty (30). The suspension will be served on Friday, April 8, 2016 beginning at 5:00 p.m. through Sunday, May 8, 2016 at 5:00 p.m. The licensee may apply to pay a fine in lieu of suspension.

Mr. Pullaro, seconded by Mr. Rose, moved to accept the Stipulated Findings and Order as read. Roll Call – Ayes: Ferris, Harrison, Pullaro, Rose, and Shafer. Motion carried 5-0.

ADJOURN – With no further business to come before the Board, the meeting was adjourned at 6:53 p.m.

Respectfully submitted,



Brenda Armijo, Deputy City Clerk
City Clerk's Office