

PUEBLO LIQUOR & BEER LICENSING BOARD
MINUTES -- REGULAR MEETING
CITY HALL -- COUNCIL CHAMBERS
FEBRUARY 1, 2017 – 6:00 P.M.

The Pueblo Liquor & Beer Licensing Board convened the Regular Meeting of February 1, 2017 at 6:00 p.m. with Acting Chairperson Tom Rose presiding.

ROLL CALL

Present: Board Members Mike Ferris, Charles Pullaro, Jr., and Tom Rose.

Absent: Doris Harrison and Jan Shafer.

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

APPROVAL OF MINUTES

Mr. Ferris, seconded by Mr. Pullaro, moved to dispense with the reading and approve the Minutes of the Regular Meeting of January 18, 2017. Roll Call: Ayes — Ferris, Pullaro, and Rose. Motion carried 3-0.

CONSENT AGENDA

- 1 HOTEL & RESTAURANT LIQUOR LICENSE APPLICATION – RENEWAL – ONE RENEWAL**
Papa Jose's, Inc. d/b/a Papa Jose's, 320 S. Union Avenue
- 2 TAVERN LIQUOR LICENSE APPLICATION – RENEWALS – THREE RENEWALS**
E.J.S., Inc. d/b/a Fairway Inn, 521 S. Pueblo Boulevard
7th Street Station, LLC d/b/a 7th Street Station, 112 West 7th Street
Veteran's Tavern, Inc. d/b/a Veteran's Tavern, 315 E. Northern Avenue
- 3 BREW PUB LIQUOR LICENSE APPLICATION – RENEWAL – ONE RENEWAL**
Shamrock Brewing Company, Inc. d/b/a Shamrock Brewing Company, 108 West 3rd Street
- 4 3.2% BEER LICENSE APPLICATION – RENEWALS – THREE RENEWALS**
J.R.'s Country Store, Inc. d/b/a J.R.'s Country Store No. 204, 2402 S. Prairie Avenue
J.R.'s Country Store, Inc. d/b/a J.R.'s Country Store No. 214, 615 Eagleridge Boulevard
7-Eleven, Inc. d/b/a 7-Eleven #13111, 2727 S. Prairie Avenue
- 5 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
- 6 CABARET LICENSE APPLICATION – RENEWALS – THREE RENEWALS**
Wrong Note LTD d/b/a The Downtown Bar, 103 Central Plaza
E.J.S., Inc. d/b/a Fairway Inn, 521 S. Pueblo Boulevard
Sangre de Cristo Arts & Conference Center, Inc. d/b/a Sangre de Cristo Arts & Conference Center, 210 N. Santa Fe Avenue
- 7 REPORT OF CHANGES – CORPORATION, LIMITED LIABILITY COMPANY AND PARTNERSHIP – CLUB LIQUOR LICENSE – PUEBLO LODGE NO. 19, LOYAL ORDER OF MOOSE D/B/A PUEBLO LODGE NO. 19, LOYAL ORDER OF MOOSE, 1929 N. NORWOOD AVENUE (NEW GOVERNOR GLEN THOMPSON REPLACES JOE RIVERA AND NEW TRUSTEE WARREN JAMESON REPLACES MANUAL GUERRERO)**

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

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- 8 FURTHER PROCEEDINGS – STIPULATED FINDINGS AND ORDER RE: COMMUNICATION FROM VALERIE PALUMBO, SALES TAX MANAGER, RE: SALES AND LODGERS TAX CODE VIOLATION – NEW VISION HOSPITALITY, LLC D/B/A CLARION HOTEL, 4001 N. ELIZABETH STREET. (DATE OF COMMUNICATION: JUNE 29, 2016; DATE OF ORDER: NOVEMBER 16, 2016)**

General Manager of Clarion Hotel Ashley Deines, 2237 40th Lane, Avondale was sworn in. Assistant City Attorney Trevor Gloss appeared on behalf of the Sales Tax Division.

Due to the failure of the licensee to file and pay the delinquent tax returns for April and May 2016 by December 15, 2016 as stipulated in the Stipulated Findings and Order dated November 16, 2016, Mr. Gloss requested that the Board impose the six days' suspension held in abeyance.

Mr. Pullaro, seconded by Mr. Ferris, moved to impose the six days' suspension. The suspension will be served on February 9, 2017 commencing at 12:00 a.m. and ending on February 11, 2017 at 11:59 p.m. and February 16, 2017 commencing at 12:00 a.m. and ending on February 18, 2017 at 11:59 p.m. Roll Call: Ayes – Ferris, Pullaro, and Rose. Motion carried 3-0.

- 9 NEIGHBORHOOD SURVEY: NEW HOTEL & RESTAURANT LIQUOR LICENSE – BBDD MANAGEMENT, INC. D/B/A BEATTY'S ARENA & CLASSIC CATERING CO., 2301 RAWLINGS BOULEVARD CONTINUED FROM JANUARY 18, 2017**

James Beatty, 5815 Good Pasture Drive, Beulah was sworn in. Administrative Notice was taken by the Board for testimony previously given at the January 18, 2017 meeting.

The Board reviewed the additional ½ mile and ¾ mile neighborhood surveys that were prepared at the Board's request. Kyle Good, GIS Specialist, 200 S. Main Street, Pueblo was sworn in and answered questions about the surveys.

Mr. Ferris, seconded by Mr. Pullaro, moved to accept the ¾ mile survey and set the hearing for March 1, 2017. Roll Call: Ayes – Ferris, Pullaro, and Rose. Motion carried 3-0.

- 10 HEARING: TRANSFER OF OWNERSHIP APPLICATION — TAVERN LIQUOR LICENSE: PAPA DOVE, LLC D/B/A PHIL'S, 109 EAST C STREET, (CURRENTLY LICENSED TO PHIL'S LLC D/B/A PHIL'S, LICENSE EXPIRES SEPTEMBER 16, 2017) CONTINUED FROM JANUARY 18, 2017**

Managing Member Carolyn Collette, 2130 Vinewood Lane, Pueblo was sworn in and answered questions from the Board. No one appeared in opposition to the application. The moral character and financial interest questions were directed to Ms. Collette. The tavern currently employs two people. Background checks are performed on employees. Ms. Collette listed approved forms of identification and gave examples. The moral character of the applicant was found to be satisfactory to the Board. The Board strongly encouraged Ms. Collette to attend training and become TIPS certified.

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Mr. Pullaro, seconded by Mr. Ferris, moved to approve the Transfer of Ownership Application – Tavern Liquor License – Papa Dove, LLC d/b/a Phil's, 109 East C Street. Roll Call: Ayes — Ferris, 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. Ferris, moved to approve the Findings and Order as read. Roll Call: Ayes — Ferris, Pullaro, and Rose. Motion carried 3-0.

11 HEARING: TRANSFER OF OWNERSHIP APPLICATION — CABARET LICENSE: PAPA DOVE, LLC D/B/A PHIL'S, 109 EAST C STREET, (CURRENTLY LICENSED TO PHIL'S LLC D/B/A PHIL'S, LICENSE EXPIRES SEPTEMBER 16, 2017)

Managing Member Carolyn Collette, 2130 Vinewood Lane, Pueblo remains sworn in. Administrative notice was taken by the Board for testimony previously given in this matter. No one appeared in opposition to the application.

Mr. Pullaro, seconded by Mr. Ferris, moved to approve the Transfer of Ownership Application – Cabaret License – Papa Dove, LLC d/b/a Phil's, 109 East C Street. Roll Call: Ayes – Ferris, 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. Ferris, moved to approve the Findings and Order as read. Roll Call: Ayes — Ferris, Pullaro, and Rose. Motion carried 3-0.

12 HEARING: TRANSFER OF OWNERSHIP APPLICATION — RETAIL LIQUOR STORE LIQUOR LICENSE: JOY CORPORATION D/B/A PUEBLO BLVD DISCOUNT LIQUOR, 1616 W. PUEBLO BOULEVARD, (CURRENTLY LICENSED TO IN FAMILY ENTERPRISE, LLC D/B/A PUEBLO BLVD DISCOUNT LIQUOR, LICENSE EXPIRES SEPTEMBER 20, 2017)

Corporate Officer Byung Man Yoo, of Colorado Springs and his son, Yung Yoo, 2033 Jerry Murphy Road, Pueblo were sworn in and answered questions from the Board. No one appeared in opposition to the application. The moral character and financial interest questions were directed to the applicant. The liquor store currently employs five people with no known convictions. Background and reference checks are completed. Mr. Yoo listed approved forms of identification and gave examples. The moral character of the applicants was found to be satisfactory to the Board.

Mr. Ferris, seconded by Mr. Pullaro, moved to approve the Transfer of Ownership Application – Retail Liquor Store Liquor License – Joy Corporation d/b/a Pueblo Blvd Discount Liquor, 1616 W. Pueblo Boulevard. Roll Call: Ayes — Ferris, Pullaro, and Rose. Motion carried 3-0.

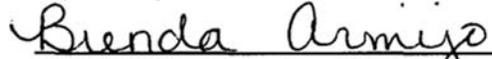
Ms. Macchietto read the proposed Findings and Order for the Board's consideration.

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

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ADJOURN – With no further business to come before the Board, the meeting was adjourned at 7:20 p.m.

Respectfully submitted,



Brenda Armijo, Deputy City Clerk
City Clerk's Office