

PUEBLO LIQUOR & BEER LICENSING BOARD
MINUTES -- REGULAR MEETING
CITY HALL -- COUNCIL CHAMBERS
APRIL 4, 2018 – 6:00 P.M.

The Pueblo Liquor & Beer Licensing Board convened the Regular Meeting of April 4, 2018 at 6:00 p.m. with Chairperson Tom Rose presiding.

ROLL CALL

Present: Board Members Doris Harrison, Charles Pullaro, Jr., Tom Rose, Jan Shafer, and Ashley Sowinski.

Absent: None.

Also Present: Assistant City Attorney Lisa Macchietto, Assistant City Attorney Kyle Aber, and Acting City Clerk Brenda Armijo.

APPROVAL OF MINUTES

Ms. Sowinski, seconded by Ms. Shafer, moved to approve the Minutes of the Regular Meeting of March 21, 2018 as distributed. Roll Call: Ayes — Harrison, Pullaro, Rose, Shafer, and Sowinski. Motion carried 5-0.

CONSENT AGENDA

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- 1 HOTEL & RESTAURANT LIQUOR LICENSE APPLICATION – RENEWALS – FOUR RENEWALS**
C>, Inc. d/b/a El Nopal Restaurant, 1435 E. Evans Avenue
Geronimo's, Inc. d/b/a Jorge's Sombrero Restaurant, 1319 E. Evans Avenue
Raquel Lee Vigil and Jeffery John Vigil d/b/a Rockee's, 123 N. Main Street
Tea Palace II Inc d/b/a Tea Palace II, 1212 West 4th Street
- 2 TAVERN LIQUOR LICENSE APPLICATION – RENEWALS – FOUR RENEWALS**
F R S, Inc. d/b/a The Hangar, 100 West 23rd Street
Peachee-Lewis Incorporated d/b/a Lakeview Bar, 2330 Lake Avenue
Olde Towne Carriage House, LLC d/b/a Olde Towne Carriage House, 102 S. Victoria Avenue
Riverside Bar & Grill of Pueblo, LLC d/b/a Riverside Bar of Pueblo, 4021 Jerry Murphy Road
- 3 RETAIL LIQUOR STORE LIQUOR LICENSE – RENEWAL – ONE RENEWAL**
Lake Pueblo Liquors LLC d/b/a Lake Pueblo Liquors, 4315 Thatcher Avenue
- 4 CABARET LICENSE APPLICATION – RENEWALS – TWO RENEWALS**
Olde Towne Carriage House, LLC d/b/a Olde Towne Carriage House, 102 S. Victoria Avenue
Sunset Inn Bar & Grill Inc. d/b/a Sunset Inn Bar & Grill, 2808 Thatcher Avenue
- 5 SPECIAL EVENTS PERMIT APPLICATION – BEER, WINE, AND SPIRITUOUS LIQUOR LICENSE – POSADA, INC., 827 EAST 4TH STREET, EVENT MANAGER KIM BOWMAN (EVENT TO BE HELD MAY 5, 2018. ADDRESS OF EVENT: 102 W. ORMAN AVENUE)**

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

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6 SPECIAL EVENTS PERMIT APPLICATION – FERMENTED MALT BEVERAGE (3.2% BEER) – JACKSON’S MMA ASSOCIATION OF PUEBLO, INC., 1212 S. PRAIRIE AVENUE, EVENT MANAGER JASON CASADOS (EVENT TO BE HELD MAY 5, 2018. ADDRESS OF EVENT: 2039 ALMA AVENUE)

President and Event Manager Jason Casados, 4211 Hideout Place, Pueblo, CO was sworn in and answered questions from the Board. This fundraiser will benefit scholarship programs sponsored by the applicant. There will be two liquor distribution points with four servers at each station. Servers will be trained prior to the event by Budweiser. Two food vendors will be on site to provide food sales. Approved forms of identification were explained and examples given with help. Patrons appearing age 30 and under will have their identification checked. Identification will be checked before granting access into the garden area. Security will be at entrance/exit points. Corsentino Security will provide security. The premises will also be secured by barricades.

Ms. Shafer, seconded by Ms. Sowinski, moved to approve the special events permit application for Jackson’s MMA Association of Pueblo, Inc. contingent upon providing copies of food vendor contracts and menus before issuance of the permit. Roll Call: Ayes – Harrison, Pullaro, Rose, Shafer, and Sowinski. Motion carried 5-0.

7 SPECIAL EVENTS PERMIT APPLICATION – BEER, WINE, AND SPIRITUOUS LIQUOR LICENSE – THE MCCLELLAND CHILDREN’S FOUNDATION D/B/A THE MCCLELLAND SCHOOL, 415 E. ABRIENDO AVENUE, EVENT MANAGER JO NESBIT (EVENT TO BE HELD MAY 5, 2018. ADDRESS OF EVENT: 415 E. ABRIENDO AVENUE)

Head of School and Event Manager Jo Nesbit, 2212 N. Elizabeth Street, Pueblo, CO was sworn in and answered questions from the Board. This fundraiser will benefit The McClelland School. There will be one liquor distribution point with two servers. A taco bar will be provided for attendees. Approved forms of identification were explained and examples given. This is an adult only event; however, wristbands will be utilized for bar patrons. There is one entry/exit point into the event and staff will be assigned to provide security and maintain order. A fence secures the premises.

Mr. Pullaro, seconded by Ms. Harrison, moved to approve the special events permit application for The McClelland Children’s Foundation d/b/a The McClelland School. Roll Call: Ayes – Harrison, Pullaro, Rose, Shafer, and Sowinski. Motion carried 5-0.

8 PERMIT APPLICATION & REPORT OF CHANGES – MANAGER’S REGISTRATION AND CHANGE OF TRADE NAME PERMIT (HOTEL AND RESTAURANT) — WATERFRONT ON THE RIVERWALK, INC. D/B/A WATERFRONT ON THE RIVERWALK (MICHAEL JOSHUA CAFASSO REPLACES ALEXANDER HILL AND TRADE NAME CHANGES TO TWENTY ONE STEAK)

Michael Joshua Cafasso, 7 Sweet Pea Court, Pueblo, CO was sworn in and answered questions from the Board. The moral character questions were directed to Mr. Cafasso. Currently the restaurant employs 50 people, some of whom may have prior criminal convictions. Background checks are conducted. Approved forms of identification were

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described and examples given by Mr. Cafasso. Restaurant policy is to check identification for anyone who appears 40 years of age or younger. Mr. Cafasso has attended seller/server training and staff will be required to attend training as well.

Ms. Sowinski, seconded by Ms. Shafer, moved to approve the Report of Changes – Hotel & Restaurant Liquor License – Waterfront on the Riverwalk, Inc. d/b/a Waterfront on the Riverwalk. Roll Call: Ayes — Harrison, Pullaro, Rose, Shafer, and Sowinski. Motion carried 5-0

9 APPLICATION FOR COLORADO LIQUOR SALES ROOM – PERMANENT – THE WALTER BREWING COMPANY – WALTER’S BEER, LLC D/B/A WALTER BREWING COMPANY, 126 S. ONEIDA STREET

Andrew L. Sanchez, 2225 N. Greenwood Street, Pueblo, CO was sworn in and answered questions from the Board.

Ms. Harrison, seconded by Ms. Sowinski, moved to approve the Application for Colorado Liquor Sales Room – Permanent – The Walter Brewing Company – Walter’s Beer, LLC d/b/a Walter Brewing Company. Roll Call: Ayes — Harrison, Pullaro, Rose, Shafer, and Sowinski. Motion carried 5-0

10 HEARING: NEW HOTEL & RESTAURANT LIQUOR LICENSE – AA SUPER BUFFET, INC D/B/A AA SUPER BUFFET, 3020 HART ROAD CONTINUED FROM JANUARY 3, 2018, FEBRUARY 7, 2018, AND MARCH 7, 2018

Ms. Shafer, seconded by Ms. Harrison, moved to reopen the hearing. Roll Call: Ayes — Harrison, Pullaro, Rose, Shafer, and Sowinski. Motion carried 5-0

Corporate Officer Kim Ching Chow, 9 Chicory Court, Pueblo, CO was sworn in and answered questions from the Board.

Chairperson Rose gave specific information as to how the Board arrived at the number of valid signatures on the petitions. The new petitions were admitted into evidence as Exhibit B.

Ms. Shafer, seconded by Ms. Sowinski, moved to approve the new Hotel & Restaurant Liquor License – AA Super Buffet, Inc d/b/a AA Super Buffet, 3020 Hart Road. After discussion concerning the number of signatures collected and the number of signatures obtained outside of the ½ mile radius, Mr. Rose called for the vote. Roll Call: Ayes – Pullaro. Nays – Harrison, Rose, Sowinski, and Shafer. Motion failed – 1-4.

Mr. Rose, seconded by Ms. Sowinski, moved to continue this matter to the June 20, 2018 Regular Meeting to allow the applicant to re-petition the neighborhood. Roll Call: Ayes – Harrison, Rose, Sowinski, and Shafer. Motion carried 4-0-1 (Pullaro abstained).

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11 HEARING: RE COMMUNICATION FROM ACTING CHIEF OF POLICE MICHAEL BENNETT, RE: ALLEGED LIQUOR CODE VIOLATION – THE BOURBON ROOM PUEBLO LLC D/B/A THE BOURBON ROOM, 1007 WEST 6TH STREET. (POLICE CR#17-028022 AND 17-028023, VIOLATION DATE: DECEMBER 30, 2017)

Managing Member Rudy Ibarra, 933 Pinecrest Drive, Pueblo, CO was sworn in. Assistant City Attorney Trevor Gloss entered his appearance on behalf of the City of Pueblo. No one appeared in opposition to this matter.

Mr. Gloss stated that a Stipulation has been reached in this matter and read the Stipulated Findings and Order into the record. In lieu of further proceedings and disciplinary action, the Licensee stipulates and agrees to a suspension of its liquor license. The liquor license shall be suspended for a period of twenty-four (24) days, of which sixteen (16) days shall be imposed and eight (8) days held in abeyance.

The sixteen (16) days-imposed suspension shall be served within four (4) months from the date of this Order, and the date of suspension shall be set by the Board. The Licensee may petition to pay a fine in lieu of the suspension.

The remaining eight (8) days suspension shall be held in abeyance for a period of twelve (12) months from the date of this Order. If the Board finds probable cause for an additional violation during that period, the eight (8) days held in abeyance shall be imposed upon the Licensee without the need for a new hearing.

Mr. Pullaro, seconded by Ms. Harrison, moved to approve the Stipulated Findings and Order as read and to continue this matter to May 2, 2018 for further proceedings. Roll Call: Ayes – Harrison, Pullaro, Rose, Shafer, and Sowinski. Motion carried 5-0.

12 COMMUNICATION RE: ALLEGED LIQUOR CODE VIOLATION – THE BOURBON ROOM PUEBLO LLC D/B/A THE BOURBON ROOM, 1007 WEST 6TH STREET. (POLICE CR#18-002681, VIOLATION DATE: FEBRUARY 4, 2018) CONTINUED FROM MARCH 7, 2018

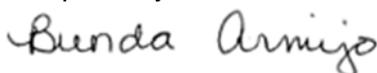
Rudy Ibarra remains sworn in.

Assistant City Attorney Trevor Gloss, on behalf of the City, requested that this matter be dismissed.

Ms. Sowinski, seconded by Ms. Harrison, moved that this matter be dismissed. Roll Call: Ayes – Harrison, Pullaro, Rose, Shafer, and Sowinski. Motion carried 5-0.

ADJOURN – With no further business to come before the Board, the meeting was adjourned at 7:48 p.m.

Respectfully submitted,



Brenda Armijo
Acting City Clerk