

**PUEBLO LIQUOR & BEER LICENSING BOARD**  
**MINUTES -- REGULAR MEETING**  
**CITY HALL -- COUNCIL CHAMBERS**  
**OCTOBER 17, 2018 – 6:00 P.M.**

The Pueblo Liquor & Beer Licensing Board convened the Regular Meeting of October 17, 2018 at 6:00 p.m. with Chairperson Jan Shafer presiding.

**ROLL CALL**

**Present:** Board Members Charles Pullaro, Tony Pullaro, and Jan Shafer.

**Absent:** Mo Montgomery and Ashley Sowinski.

**Also Present:** Assistant City Attorney Kyle Aber and Acting City Clerk Brenda Armijo.

**APPROVAL OF MINUTES**

Mr. Tony Pullaro, seconded by Mr. Charles Pullaro, moved to approve the Minutes of the Regular Meeting of October 3, 2018 as distributed. Roll Call: Ayes— Pullaro, Pullaro, and Shafer. Motion carried 3-0.

**CONSENT AGENDA**

**MEETING  
NUMBER**

- 1 HOTEL & RESTAURANT LIQUOR LICENSE – RENEWALS – THREE RENEWALS**  
HAMKIM, Inc. d/b/a Clarion Inn, 4001 N. Elizabeth Street  
Rojas & Rojas LLC d/b/a Garlic & Onions, 4333 Thatcher Avenue  
Cuautila, Inc. d/b/a 3 Margaritas VIII, 3620 N. Freeway
- 2 TAVERN LIQUOR LICENSE – RENEWAL – ONE RENEWAL**  
Nunez Lounge LLC d/b/a Nunez Lounge, 313 W. Northern Avenue
- 3 3.2% BEER LICENSE FOR OFF PREMISES CONSUMPTION – RENEWALS – THREE RENEWALS**  
Mini Mart, Inc. d/b/a Loaf N Jug #87, 4125 W. Northern Avenue  
7-Eleven, Inc. d/b/a 7-Eleven Store No. 17127S, 905 W. Northern Avenue  
7-Eleven, Inc. d/b/a 7-Eleven Store 23811J, 327 West 8<sup>th</sup> Street
- 4 BEER AND WINE LIQUOR LICENSE – RENEWAL – ONE RENEWAL**  
Park Food, Inc. d/b/a Myake Japanese Restaurant, 4104 Outlook Boulevard
- 5 RETAIL LIQUOR STORE LIQUOR LICENSE – RENEWALS – THREE RENEWALS**  
Big Bear Wine & Liquor, Inc. d/b/a Big Bear Wine & Liquor, 2037 S. Pueblo Boulevard  
CJEM, LLC d/b/a 80 Twenty Wines, 415 N. Greenwood Avenue, Suite C  
Hancor Investments, Inc. d/b/a J.R.'s Liquor, 721 N. Grand Avenue
- 6 ALCOHOL BEVERAGE TASTINGS PERMIT – RENEWALS – TWO RENEWALS**  
Big Bear Wine & Liquor, Inc. d/b/a Big Bear Wine & Liquor, 2037 S. Pueblo Boulevard  
CJEM, LLC d/b/a 80 Twenty Wines, 415 N. Greenwood Avenue, Suite C
- 7 SPECIAL EVENTS PERMIT APPLICATION – BEER, WINE, AND SPIRITUOUS LIQUOR LICENSE – PUEBLO CITY-COUNTY LIBRARY DISTRICT, MAILING AND EVENT ADDRESS: 100 E. ABRIENDO AVENUE, EVENT MANAGER: MIDORI CLARK (EVENT TO BE HELD OCTOBER 26, 2018)**

Mr. Charles Pullaro, seconded by Mr. Tony Pullaro, moved to approve the Consent Agenda as distributed. Roll Call: Ayes — Pullaro, Pullaro, and Shafer. Motion carried 3-0.

**REGULAR AGENDA**

**MEETING  
NUMBER**

- 8 SPECIAL EVENTS PERMIT APPLICATION – BEER, WINE, AND SPIRITUOUS LIQUOR LICENSE – PROTECTORS OF ABUSED CHILDREN, MAILING ADDRESS: 2252 DIAMOND DRIVE, EVENT MANAGER: RANDY CLARK, EVENT ADDRESS: 3733 N. PUEBLO BOULEVARD (EVENT TO BE HELD OCTOBER 26 AND 27, 2018)**

President Christopher Gale, 2252 Diamond Drive, Pueblo, CO and Event Manager Randy Clark, 983 S. Dawnview Drive, Pueblo West, CO were sworn in and answered questions from the Board. There will be one liquor distribution point with one server. The concession food menu is available for purchase. Approved forms of identification were described and examples given. All bar patrons will have their identification checked. If there are questions, those patrons will not be served. Mr. Clark will be in charge of security. A security team is being provided by the track. There is one entry/exit point. The area is fenced around the beer garden and additional snow fencing will be utilized. Wristbands will be utilized for bar patrons.

The amended diagram was admitted into evidence as Exhibit A.

Mr. Charles Pullaro, seconded by Mr. Tony Pullaro, moved to approve the special events permit application for Protectors of Abused Children. Roll Call: Ayes — Pullaro, Pullaro, and Sowinski. Motion carried 3-0.

- 9 REPORT OF CHANGES – CORPORATION, LIMITED LIABILITY COMPANY AND PARTNERSHIP – 3.2 BEER LICENSE – RUNYON SPORTS COMPLEX COMMISSION INC. D/B/A THE BULL PEN, 400 STANTON AVENUE (MIKE MARCOVECIO REPLACES JACK BAY AS PRESIDENT AND NICOLE WHITAKER REPLACES MIKE MORCOVECIO AS TREASURER)**

**MOVED TO THE END OF THE AGENDA**

- 10 HEARING: NEW 3.2% BEER LICENSE FOR OFF PREMISES CONSUMPTION – PESTER MARKETING D/B/A ALTA CONVENIENCE #3106, 2801 N. ELIZABETH STREET**

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

Vice President of Operations Dennis Dirkse, 1239 W. Lone Cowboy Drive, Pueblo West, CO and Max Scott, Oedipus, P.O. Box 1012, Lafayette, CO were sworn in and answered questions from the Board. The moral character and financial questions were directed to Mr. Dirkse. There are currently six employees with no known convictions. Background checks are completed. Approved forms of identification were described and examples given. All persons appearing under the age of 40 will have their identification checked. Employees are given in-house training on approved identification. The moral character of the applicant was found to be satisfactory to the Board.

The petitions were admitted into evidence as Exhibit A.

Mr. Tony Pullaro, seconded by Mr. Charles Pullaro, moved to approve the new 3.2% Beer License for Off Premises Consumption – Pester Marketing d/b/a Alta Convenience #3106, 2801 N. Elizabeth Street. Roll Call: Ayes – Pullaro, Pullaro, and Shafer. Motion carried 3-0.

**REGULAR AGENDA (Continued)**

**MEETING  
NUMBER**

Mr. Aber read the proposed Findings and Order for the Board's consideration.

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

**11 HEARING: NEW 3.2% BEER LICENSE FOR OFF PREMISES CONSUMPTION – PESTER MARKETING D/B/A ALTA CONVENIENCE #6143, 2714 THATCHER AVENUE**

Vice President of Operations Dennis Dirkse and Max Scott of Oedipus remain sworn in.

Administrative Notice was taken by the Board for testimony given in the previous item.

Mr. Tony Pullaro, seconded by Mr. Charles Pullaro, moved to continue this item until the November 7, 2018 Regular Meeting to allow the applicant time to supplement the Business petitions. Roll Call: Ayes – Pullaro, Pullaro, and Shafer. Motion carried 3-0.

**12 RENEWAL HEARING: HOTEL & RESTAURANT LIQUOR LICENSE – THE BOURBON ROOM PUEBLO LLC D/B/A THE BOURBON ROOM, 1007 WEST 6<sup>TH</sup> STREET**

Assistant City Attorney Trevor Gloss entered his appearance on behalf of the City of Pueblo. Member Rudy Ibarra, 1621 Maplewood Drive, Pueblo, CO was sworn in.

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 any denial of Licensee's pending renewal application which may be occasioned pursuant to a hearing, Licensee stipulates and agrees to a conditional renewal of such license upon all requirements imposed by the Colorado Liquor Code and the following terms:

1. The local license shall be transferred by December 14, 2018. No extension shall be valid unless in a signed writing by the City Attorney's Office.
2. Unless otherwise transferred in compliance with all requirements of the Colorado Liquor Code on or before December 14, 2018, the above described license shall be automatically revoked and cancelled, without further notice or right to hearing, on December 17, 2018. Should the State of Colorado deny transfer of the license, the license shall be automatically revoked and cancelled upon said denial without further notice or right to hearing.
3. No application for transfer of the License shall be approved by the Board if the transferee or member, manager, or shareholder thereof is related to or controlled by Rudy Ibarra in any fashion. No application for transfer of the License shall be approved by the Board if the transferee would employ Rudy Ibarra in any fashion.
4. Licensee hereby knowingly and voluntarily waives its right to appeal this disposition.
5. Upon execution by the parties, this Order shall represent the entire and final agreement of the parties. In the event that any provision of this Order is deemed unenforceable by a court of competent jurisdiction, such provision shall be severed, and the remainder of this Order shall be given full force and effect.

**REGULAR AGENDA (Continued)**

**MEETING  
NUMBER**

Mr. Charles Pullaro, seconded by Mr. Tony Pullaro, moved to approve the Stipulated Findings and Order as read. Roll Call: Ayes – Pullaro, Pullaro, and Shafer. Motion carried 3-0.

**13 RENEWAL HEARING: CABARET LICENSE APPLICATION – THE BOURBON ROOM PUEBLO LLC D/B/A THE BOURBON ROOM, 1007 WEST 6<sup>TH</sup> STREET**

Administrative Notice was taken by the Board for testimony given and the Stipulated Findings and Order for the previous item.

Mr. Charles Pullaro, seconded by Mr. Tony Pullaro, moved to approve the Cabaret License renewal subject to the terms of transfer of the liquor license by December 14, 2018. Roll Call: Ayes — Pullaro, Pullaro, and Shafer. Motion carried 3-0.

**14 SPECIAL EVENTS PERMIT APPLICATION – BEER, WINE, AND SPIRITUOUS LIQUOR LICENSE – BOYS & GIRLS CLUBS OF PUEBLO COUNTY, MAILING ADDRESS: 635 W. CORONA AVENUE, #201, EVENT MANAGER: ANGELA GIRON, EVENT ADDRESS: 230 N. UNION AVENUE (EVENT TO BE HELD NOVEMBER 1, 2018)**

President and Event Manager Angela Giron, 1910 Court Street, Pueblo, CO was sworn in and answered questions from the Board. Buffalo Wild Wings will provide heavy hors d'oeuvres. Approved forms of identification were described and examples given. Anyone appearing under the age of 40 will have their identification checked and bar patrons will have a stamp. There is one entry/exit point.

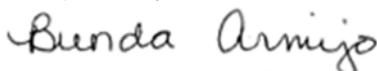
Mr. Tony Pullaro, seconded by Mr. Charles Pullaro, moved to approve the special events permit application for the Boys & Girls Clubs of Pueblo County. Roll Call: Ayes — Pullaro, Pullaro, and Sowinski. Motion carried 3-0.

**9 REPORT OF CHANGES – CORPORATION, LIMITED LIABILITY COMPANY AND PARTNERSHIP – 3.2 BEER LICENSE – RUNYON SPORTS COMPLEX COMMISSION INC. D/B/A THE BULL PEN, 400 STANTON AVENUE (MIKE MARCOVECIO REPLACES JACK BAY AS PRESIDENT AND NICOLE WHITAKER REPLACES MIKE MORCOVECIO AS TREASURER)**

Mr. Charles Pullaro, seconded by Mr. Tony Pullaro, moved to continue this item to the November 7, 2018 Regular Meeting. Roll Call: Ayes – Pullaro, Pullaro, and Shafer. Motion carried 3-0.

**ADJOURN** – With no further business to come before the Board, the meeting was adjourned at 7:05 p.m.

Respectfully submitted,



Brenda Armijo, CMC  
Acting City Clerk