

**PUEBLO LIQUOR & BEER LICENSING BOARD**  
**MINUTES -- REGULAR MEETING**  
**INTERIM CITY HALL -- COUNCIL CHAMBERS**  
**JANUARY 4, 2012-- 6:00 P.M.**

The Pueblo Liquor & Beer Licensing Board convened the Regular Meeting of January 4, 2012 at 6:00 p.m., with Chairwoman Doris Harrison presiding.

**ROLL CALL**

Present: Board Members Don DiFatta, Mike Ferris, Doris Harrison, Charles Pullaro, Jr., and Tom Rose. Also Present: Assistant City Attorney Greg Styduhar, and Municipal Records and Tech. Coord. Daryl Payne.

**APPROVAL OF MINUTES**

Mr. Rose, seconded by Mr. DiFatta, moved to approve the minutes of the Regular Meeting of December 21<sup>st</sup>, 2011. Roll Call: Ayes— DiFatta, Ferris, Harrison, Pullaro, and Rose. Motion carried unanimously.

**AMENDMENTS TO CONSENT AGENDA OR REGULAR AGENDA**

Mr. Rose, seconded by Mr. Ferris, moved to amend the Agenda and move Item #11 to the beginning of the Regular Agenda preceding Item # 8. Roll Call: Ayes—DiFatta, Ferris, Harrison, Pullaro, and Rose. Motion carried unanimously.

**CONSENT AGENDA**

- 1 HOTEL & RESTAURANT LIQUOR LICENSE APPLICATIONS-RENEWALS-TOTAL OF 3 RENEWALS**  
Papa Jose's Inc. d/b/a Papa Jose's Union Café, 320 S. Union Avenue  
New Vision Hospitality, LLC d/b/a Clarion Hotel, 4001 N. Elizabeth Street  
RMR Colorado, LLC d/b/a Black Eyed Pea, 801 Hwy 50 West
- 2 TAVERN LIQUOR LICENSE APPLICATION-RENEWAL-GINO'S LOUNGE, LLC D/B/A MARGUERITE'S AT TOG'S, 112 W. 7<sup>TH</sup> STREET**
- 3 3.2% BEER LICENSE APPLICATION- CONSUMPTION OFF-PREMISES-RENEWAL- 7-ELEVEN, INC. D/B/A 7-ELEVEN STORE #32990, 3522 N. ELIZABETH STREET**
- 4 RETAIL LIQUOR STORE LIQUOR LICENSE APPLICATIONS-RENEWALS-TOTAL OF 3 APPLICATIONS**  
SL Pueblo, LLC d/b/a Eagle Liquors, 1020 Eagleridge Boulevard  
HMC, LLC d/b/a Powder Keg Liquors, 2001 E. Evans Avenue  
Paul & Charlene Gauna d/b/a Gauna's West Side Liquor, 2201 W. 16<sup>th</sup> Street
- 5 CABARET LICENSE APPLICATIONS-RENEWALS – TOTAL OF 2 RENEWALS**  
New Vision Hospitality, LLC d/b/a Clarion Hotel, 4001 N. Elizabeth Street  
Gino's Lounge, LLC d/b/a Marguerite's at TOG's, 112 W. 7<sup>th</sup> Street
- 6 PERMIT APPLICATION AND REPORT OF CHANGES-CHANGE OF MANAGER – HOTEL & RESTAURANT LIQUOR LICENSE-AMREST, LLC D/B/A APPLEBEE'S NEIGHBORHOOD GRILL & BAR, 3428 N. ELIZABETH (NEW MANAGER JENNIFER PRIEST REPLACES RICHARD HART) MS. PRIEST APPEARED BEFORE THE BOARD ON APRIL 6, 2011 AS THE NEW MANAGER AT APPLEBEE'S ON W. NORTHERN AND IS NOW BEING TRANSFERRED TO THIS LOCATION**

**LIQUOR & BEER LICENSING BOARD MINUTES**  
**JANUARY 4, 2012 – Page 2**

- 7 TEMPORARY PERMIT APPLICATION: TRANSFER OF OWNERSHIP—HOTEL & RESTAURANT LIQUOR LICENSE—PUEBLO ITALIAN MARKET, INC. D/B/A MAMA'S ITALIAN BISTRO & PRIME STEAK HOUSE, 2930 N. ELIZABETH STREET (CURRENTLY LICENSED TO ROSARIO'S INC. D/B/A ROSARIO'S, LICENSE EXPIRED DECEMBER 21, 2011)**

**VOTE ON CONSENT AGENDA ITEMS:**

Mr. Rose, seconded by Mr. Ferris, moved to approve the Consent Agenda as read into the record. Roll Call: Ayes—DiFatta, Ferris, Harrison, Pullaro, and Rose. Motion carried unanimously.

**REGULAR AGENDA**

- 11 COMMUNICATION FROM LUIS VELEZ., CHIEF OF POLICE RE: ALLEGED LIQUOR CODE VIOLATION-HOTEL & RESTAURANT LIQUOR LICENSE- RESTAURANT FIFTEEN TWENTYONE, LLC D/B/A RESTAURANT FIFTEEN TWENTYONE, (POLICE CR# 11-24183, VIOLATION DATE: DECEMBER 15, 2011)**

Assistant City Attorney Carla Sikes entered her appearance and was present on behalf of the Police Department as Conflicts Counsel. Ms. Sikes explained a stipulated agreement had been reached with the licensee. The agreement states the licensee admits to serving alcohol between the periods of the license expiration date and the date of submission for their renewal application. The licensee will receive a 1 day suspension with no days served and 1 day held in abeyance for 1 year. Ms. Nguyen acknowledged this was the stipulated agreement that was entered into.

Mr. DiFatta, seconded by Mr. Rose, moved to accept the stipulation agreement as presented. Roll Call: Ayes—DiFatta, Ferris, Harrison, Pullaro and Rose. Motion carried unanimously.

- 8 HOTEL & RESTAURANT LIQUOR LICENSE APPLICATION-LATE RENEWAL- RESTAURANT FIFTEEN TWENTYONE, LLC D/B/A RESTAURANT FIFTEEN TWENTYONE, 123 N. MAIN STREET (LICENSE EXPIRED DECEMBER 8, 2011; RENEWAL WAS SUBMITTED DECEMBER 15, 2011 AT 5:00 P.M.)**

Mr. DiFatta, seconded by Mr. Rose, moved to approve the renewal of this Hotel and Restaurant liquor license. Roll Call: Ayes—DiFatta, Ferris, Harrison, Pullaro and Rose. Motion carried unanimously.

- 9 REPORT OF CHANGES-CHANGE OF CORPORATE STRUCTURE—CLUB LIQUOR LICENSE –FRATERNAL ORDER OF EAGLES D/B/A/ STEEL CITY AERIE #3367, 704 ELMHURST PLACE (NEW PRESIDENT WALTER ROMINES REPLACES STEVEN DEAN)**

Seeing no one present from this establishment, this item was moved to the end of the agenda.

- 10 COMMUNICATION FROM LUIS VELEZ., CHIEF OF POLICE RE: ALLEGED LIQUOR CODE VIOLATION-TAVERN LIQUOR LICENSE- PEACHEE-LEWIS, INC. D/B/A LAKEVIEW BAR, 2330 LAKE AVENUE, (POLICE CR# 11-18563, VIOLATION DATE: SEPTEMBER 22, 2011)**

Owner Carol Johnston, 2408 Popular Street was present and acknowledged receipt of the police communication from the City Clerk's Office. Chairwoman Harrison explained to Ms. Johnston that it

**REGULAR AGENDA (CONTINUED)**

is up to the Board to make a determination of whether or not there is probable cause that a violation occurred and whether or not the matter will be set for a hearing.

Mr. Pullaro, seconded by Mr. Ferris, moved there is probable cause that a violation occurred and moved to set the matter for hearing. Roll Call: Ayes—DiFatta, Ferris, Harrison, Pullaro, and Rose. Motion carried unanimously.

Ms. Johnston stated she wished to set the matter for hearing. The hearing date was set for February 1, 2012. *(Note: Ms. Johnston contacted the City Clerk's Office on 1/9/2012 and stated she needed to move this hearing date to February 15, 2012 due to a scheduling conflict)*

**12 REPORT OF CHANGES-CHANGE OF CORPORATE STRUCTURE—CLUB LIQUOR LICENSE –PUEBLO COUNTRY CLUB, 3200 8<sup>TH</sup> AVENUE (NEW PRESIDENT PAUL SPARROW REPLACES BRETT LEYH)**

New President Paul Sparrow, 4807 Jasmine Court, Pueblo was sworn in and answered questions from the Board. Mr. Sparrow defined what an approved ID is and clarified unless the person is a recognized Pueblo Country Club member that person is ID'd. Mr. Sparrow stated he and his employees attended the Liquor Awareness class sponsored by the City Clerk's Office and will begin the certified TIPS classes soon. The Board deemed Mr. Sparrow to be of good moral character.

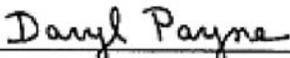
Mr. Rose seconded by Mr. DiFatta, moved to approve the Report of Change of Corporate Structure for the Pueblo Country Club. Roll Call: Ayes—DiFatta, Ferris, Harrison, Pullaro, and Rose. Motion carried unanimously.

**9 REPORT OF CHANGES-CHANGE OF CORPORATE STRUCTURE—CLUB LIQUOR LICENSE –FRATERNAL ORDER OF EAGLES D/B/A/ STEEL CITY AERIE #3367, 704 ELMHURST PLACE (NEW PRESIDENT WALTER ROMINES REPLACES STEVEN DEAN)**

Still seeing no one present from the Fraternal Order of Eagles, Mr. Ferris, seconded by Mr. DiFatta, moved this item be continued to January 18, 2012. Roll Call: Ayes—DiFatta, Ferris, Harrison, Pullaro, and Rose. Motion carried unanimously.

**ADJOURN** – With no further business to conduct, the meeting was adjourned at 6:27 p.m.

Respectfully submitted,



Daryl Payne, CMC, Municipal Records Manager  
City Clerk's Office