

PUEBLO LIQUOR & BEER LICENSING BOARD
MINUTES -- REGULAR MEETING
CITY HALL -- COUNCIL CHAMBERS
JANUARY 18, 2012 – 6:00 P.M.

The Pueblo Liquor & Beer Licensing Board convened the Regular Meeting of January 18, 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 Deputy City Clerk Lori Bravo-Neff.

ANNOUNCEMENTS

Mr. DiFatta asked the Board to observe a *moment of silence* out of respect to past Board member and chairman, Ralph Anthony Scaplo, who passed away on January 12, 2012.

APPROVAL OF MINUTES

Mr. DiFatta, seconded by Mr. Ferris, moved to approve the minutes of the Regular Meeting of January 4, 2012. Roll Call: Ayes—DiFatta, Ferris, Harrison, Pullaro and Rose. Motion carried unanimously.

CONSENT AGENDA

**MEETING
NUMBER**

- 1 HOTEL & RESTAURANT LIQUOR LICENSE APPLICATION-RENEWAL-VANZANDT, LLC D/B/A TONI & JOE'S PIZZERIA, 2039 COLUMBIA**
- 2 TAVERN LIQUOR LICENSE APPLICATION-RENEWAL-JUDITH & DANIEL TIHOVICH D/B/A KOZY KORNER TAVERN, 2100 E. EVANS AVENUE**
- 3 CLUB LIQUOR LICENSE APPLICATION-RENEWAL-AMERICAN LEGION D/B/A JAMES MCNEAL POST #163, 1328 E. EVANS AVENUE**
- 4 RETAIL LIQUOR STORE LIQUOR LICENSE APPLICATIONS-RENEWALS-TOTAL OF 4 APPLICATIONS**
Northern Avenue Liquors, Inc. d/b/a Northern Avenue Liquors, 213 W. Northern Avenue
TH Kim's, Inc. d/b/a Bonny Hy-Land Liquor, 1114 Bonforte Boulevard
Kum & Go Liquor, LLC d/b/a Kum & Go Liquor, 2815 W. Pueblo Boulevard
Bolsa Investments, Inc. d/b/a Prairie Liquors, 1659 S. Prairie Avenue
- 5 REPORT OF CHANGES-CHANGE OF CORPORATE STRUCTURE—TAVERN LIQUOR LICENSE –DAMON RUNYON REPERTORY THEATRE, INC. D/B/A DAMON RUNYON REPERTORY THEATRE CO., 611 N. MAIN STREET (NEW BOARD MEMBER REBECCA NICKELL REPLACES CHUCK VAIL)**

VOTE ON CONSENT AGENDA ITEMS:

Mr. DiFatta, seconded by Mr. Rose, 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

MEETING
NUMBER

- 6 PERMIT APPLICATION & REPORT OF CHANGES- MODIFICATION OF PREMISES—
RETAIL LIQUORSTORE LIQUOR LICENSE- OSCAR’S LIQUOR LANE, LLC D/BA
OSCAR’S LIQUOR, 838 S. PRAIRIE AVENUE**

Licensee was not present at this time. Item was moved to the end of the agenda.

- 7 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) CONTINUED FROM JANUARY 4, 2012 DUE TO THE ABSENCE OF THE
APPLICANT**

New president Walter Romines, 2114 N. Main Street, was sworn in and answered questions from the Board. The moral character of Mr. Romines was satisfactory to the Board. Mr. Romines has never held or worked in or for a liquor-licensed establishment. He stated they currently employ 5 long-time employees and to his knowledge, these employees do not have criminal histories. Mr. Romines explained they are a private club, which is closed to the general public. They do conduct background investigations on potential club members. Mr. Romines described approved forms of identification and explained their security guards and bartenders check the age of their guests when they have special events. Mr. Romines stated he and other club members will attend a liquor awareness training session and was given a 2012 class schedule.

Mr. DiFatta, seconded by Mr. Rose, moved to approve this change of corporate structure. Roll Call: Ayes—DiFatta, Ferris, Harrison, Pullaro and Rose. Motion carried unanimously.

- 8 REPORT OF CHANGES-MANAGER’S REGISTRATION—HOTEL & RESTAURANT
LIQUOR LICENSE –AMREST, LLC D/B/A/ APPLEBEE’S NEIGHBORHOOD GRILL &
BAR, 4001 W. NORTHERN AVENUEPLACE (NEW MANAGER TODD UNWIN
REPLACES JENNIFER PRIEST)**

New manager Todd Unwin, 218 E. Routt, was sworn in and answered questions from the Board. The moral character of Mr. Unwin was satisfactory to the Board. He has worked for Applebee’s for 10 years and they had a violation for accidentally serving a minor. Mr. Unwin stated they employ 70 employees and to his knowledge they employ a cook who may possibly have a criminal history. They do not conduct background investigations on potential employees; however, they do check employment references. Mr. Unwin described approved forms of identification and explained due to a very recent corporate policy change, they now request an ID from anyone who wants to purchase/consume alcohol regardless of age. Mr. Unwin stated all managers are serve-safe certified and their new employees receive 5-days training when they are first employed. The Board encouraged Mr. Unwin to have all their employees attend a liquor awareness training session and he was given a 2012 class schedule.

Mr. Rose, seconded by Mr. DiFatta, moved to approve this manager’s registration. Roll Call: Ayes—DiFatta, Ferris, Harrison, Pullaro and Rose. Motion carried unanimously.

REGULAR AGENDA (CONTINUED)

**MEETING
NUMBER**

- 9 COMMUNICATION FROM LUIS VELEZ., CHIEF OF POLICE RE: ALLEGED LIQUOR CODE VIOLATION-TAVERN LIQUOR LICENSE- CDE BILLIARDS, INC. D/B/A CLASSIC Q'S, 1715 S. PRAIRIE AVENUE, (POLICE CR# 11-23862, VIOLATION DATE: DECEMBER 10, 2011)**

Bar owner Shelly Kearns, 423 S. Maher Drive, was sworn in and acknowledged receipt of the police communication outlining the alleged violation.

Chairwoman Harrison explained to Ms. Kearns that it is up to the Board to make a determination of whether or not there is probable cause that a violation occurred and whether they would proceed to a hearing with this matter.

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

Ms. Kearns stated she did not want to stipulate to a violation. A hearing date was set for March 21, 2012.

- 6 PERMIT APPLICATION & REPORT OF CHANGES- MODIFICATION OF PREMISES— RETAIL LIQUORSTORE LIQUOR LICENSE- OSCAR'S LIQUOR LANE, LLC D/BA OSCAR'S LIQUOR, 838 S. PRAIRIE AVENUE**

There was still no one present for this item.

Mr. Ferris, seconded by Mr. Rose, moved to continue this item to February 1, 2012. Roll Call: Ayes—DiFatta, Ferris, Harrison, Pullaro and Rose. Motion carried unanimously.

ADJOURN – With no further business to come before the Board, the meeting was adjourned at 6:30 p.m.

Respectfully submitted,


Lori Bravo-Neff, Deputy City Clerk
City Clerk's Office