

**PUEBLO LIQUOR & BEER LICENSING BOARD**  
**MINUTES -- REGULAR MEETING**  
**CITY HALL -- COUNCIL CHAMBERS**  
**March 6, 2013 – 6:00 P.M.**

The Pueblo Liquor & Beer Licensing Board convened the Regular Meeting of March 6, 2013 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 Technical Coordinator/City Clerk Office, Daryl Payne.

**APPROVAL OF MINUTES**

Mr. DiFatta, seconded by Mr. Rose, moved to approve the minutes of the Regular Meeting of February 20, 2013. Roll Call: Ayes— DiFatta, Ferris, Harrison, Pullaro and Rose. Motion carried unanimously.

**AMENDMENTS TO CONSENT AGENDA OR REGULAR AGENDA**

Mr. DiFatta, seconded by Mr. Rose, moved to continue Regular Agenda Items 8 and 9 to the Liquor Board Meeting of March 20, 2013 and approve the Agenda as amended. Roll Call: Ayes— DiFatta, Ferris, Harrison, Pullaro and Rose. Motion carried unanimously.

**CONSENT AGENDA**

- 1 HOTEL & RESTAURANT LIQUOR LICENSE APPLICATIONS-RENEWALS-TOTAL OF 2 RENEWALS**  
RT Denver Franchise, LP d/b/a Ruby Tuesday, 4150 N. Freeway  
GMRI, Inc. d/b/a Red Lobster #482, 3306 N. Elizabeth Street
- 2 TAVERN LIQUOR LICENSE APPLICATIONS-RENEWALS-TOTAL OF 2 RENEWALS**  
Pueblo Business Services, Inc. d/b/a Broadway Cup 'N Cork, 100 Broadway  
Circle, Inc. d/b/a Circle Tavern, 405 E. Northern Avenue
- 3 3.2% BEER LICENSE APPLICATIONS- CONSUMPTION OFF-PREMISES-RENEWALS TOTAL OF 4 RENEWALS**  
Pester Marketing Company d/b/a Alta Convenience #3104, 725 W. Northern Avenue  
Pester Marketing Company d/b/a Alta Convenience #3107, 1350 E. 4<sup>th</sup> Street  
Pester Marketing Company d/b/a Alta Convenience #3109, 2102 Norwood Avenue  
Pester Marketing Company d/b/a Alta Convenience #3113, 723 Pueblo Boulevard
- 4 RETAIL LIQUOR STORE LIQUOR LICENSE APPLICATIONS-TOTAL OF 3 RENEWALS**  
Richard Bassi d/b/a Northside Liquor, 3637 Baltimore Avenue  
Last Stop Liquors, Inc. d/b/a Last Stop Liquors, 609 W. 29<sup>th</sup> Street  
Jun's Inc. d/b/a Norwood Discount Liquors, 2103 N. Norwood Avenue
- 5 CABARET LICENSE APPLICATION-RENEWAL- LAW DOG, LLC D/B/A SOUTHERN COLORADO GAMING & EVENT CENTER, 3215 LAKE AVENUE**

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

**REGULAR AGENDA****MEETING  
NUMBER**

- 6 HEARING: TRANSFER OF OWNERSHIP—TAVERN LIQUOR LICENSE—PUEBLO SIDE POCKET, INC. D/B/A SIDE POCKET, 4111 CLUB MANOR DRIVE, (CURRENTLY LICENSED TO BIG DADDY'S SUNSET BOWL, INC. D/B/A BIG DADDY'S SPORTS BAR & BILLIARDS, LICENSE EXPIRES DECEMBER 7, 2013)**

Side Pocket Inc. Secretary, Tom Emerson, 3201 Denver Blvd was sworn in and answered questions from the Board.

Mr. Emerson is currently a member of the Corporation and speaking on behalf of the applicant applying for the liquor license in Pueblo. Mr. Emerson has been a previous liquor license holder and stated he had received a violation and 45-day suspension for Conduct of an Establishment. He stated this venue is considerably different in nature being a sports bar versus nightclub. Mr. Emerson stated there are no silent partners and that all funds used for the business will be personal funds from President John White. Mr. Emerson stated they will employ 13 employees and to his knowledge, none of these employees have a criminal history. He will conduct background investigations on future potential employees. Mr. Emerson described approved forms of identification and stated his policy for checking the age of his patrons will be to ask for identification if the patron appears to be 40-years of age or younger. Mr. Emerson has not attended Liquor Awareness training but was planning on attending. He was given a 2013 Class schedule and was encouraged by the Board to have his employees attend this type of training. The moral character of Mr. Emerson was satisfactory to the Board.

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

Mr. Ferris, seconded by Mr. DiFatta, moved to approve this transfer of ownership, contingent on the consistency of the testimony given by the owner with regard to their criminal histories. Roll Call: Ayes—DiFatta, Ferris, Harrison, Pullaro and Rose. Motion carried unanimously.

- 7 HEARING: TRANSFER OF OWNERSHIP—CABARET LICENSE—PUEBLO SIDE POCKET, INC. D/B/A SIDE POCKET, 4111 CLUB MANOR DRIVE, (CURRENTLY LICENSED TO BIG DADDY'S SUNSET BOWL, INC. D/B/A BIG DADDY'S SPORTS BAR & BILLIARDS, LICENSE EXPIRES DECEMBER 7, 2013)**

Chairwoman Harrison stated the Board would take administrative notice of the testimony given in Item #6.

Mr. Ferris, seconded by Mr. DiFatta, moved to approve the transfer of the cabaret license contingent upon clear criminal histories. Roll Call: Ayes—DiFatta, Ferris, Harrison, Pullaro and Rose. Motion carried unanimously.

- 8 COMMUNICATION FROM ACTING CHIEF OF POLICE MICHAEL L. BENNETT RE: ALLEGED LIQUOR CODE VIOLATION-HOTEL & RESTAURANT LIQUOR LICENSE-SHORTY'S BACKYARD, LLC D/B/A SHORTY'S MAIN ST. GRILLE, 727 N. MAIN STREET (POLICE CR# 13-2092, VIOLATION DATE: FEBRUARY 2, 2013)**

[Continued to March 20, 2012](#)

- 9 COMMUNICATION FROM ACTING CHIEF OF POLICE MICHAEL L. BENNETT RE: ALLEGED LIQUOR CODE VIOLATION-HOTEL & RESTAURANT LIQUOR LICENSE-SHORTY'S BACKYARD, LLC D/B/A SHORTY'S MAIN ST. GRILLE, 727 N. MAIN STREET (POLICE CR# 13-3136, VIOLATION DATE: FEBRUARY 17, 2013)**

[Continued to March 20, 2012](#)

**REGULAR AGENDA (CONTINUED)**

**MEETING  
NUMBER**

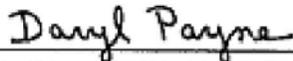
- 10 COMMUNICATION FROM ACTING CHIEF OF POLICE MICHAEL L. BENNETT RE: ALLEGED LIQUOR CODE VIOLATION-TAVERN LIQUOR LICENSE-LEGENDS, LLC D/B/A LEGENDS, 1023 S. PUEBLO BOULEVARD (POLICE CR# 13-2460, VIOLATION DATE: FEBRUARY 7, 2013)

There was no representative present for Legends, LLC.

Mr. Rose, seconded by Mr. Ferris moved there is probable cause that a violation occurred and moved to set the matter for Public Hearing on April 3, 2013. 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 6:23 p.m.

Respectfully submitted,



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