

PUEBLO LIQUOR & BEER LICENSING BOARD
MINUTES -- REGULAR MEETING
CITY HALL -- COUNCIL CHAMBERS
May 15, 2013 – 6:00 P.M.

The Pueblo Liquor & Beer Licensing Board convened the Regular Meeting of May 15, 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 Deputy City Clerk Lori Bravo-Neff.

APPROVAL OF MINUTES

Mr. DiFatta, seconded by Mr. Rose, moved to continue the approval of the minutes of the Regular Meeting of May 1st, 2013. Roll Call: Ayes— DiFatta, Ferris, Harrison, Pullaro and Rose. Motion carried unanimously.

AMENDMENTS TO REGULAR AGENDA

Mr. DiFatta, seconded by Mr. Rose, moved to amend the Regular Agenda by moving Item #10 to the beginning of the Regular Agenda. Roll Call: Ayes— DiFatta, Ferris, Harrison, Pullaro and Rose. Motion carried unanimously.

CONSENT AGENDA

- 1 HOTEL & RESTAURANT LIQUOR LICENSE APPLICATION-RENEWAL- JUNE FOOD, INC. D/B/A MOMO JAPANESE RESTAURANT, 716 N. SANTA FE AVENUE
- 2 TAVERN LIQUOR LICENSE APPLICATION-RENEWAL-EAST COAST PIZZA OF PUEBLO, LLC D/B/A EAST COAST PIZZA, 1638 & 1640 W. US HWY 50
- 3 BEER AND WINE LIQUOR LICENSE APPLICATION-RENEWAL-EAT NOW, LLC D/B/A BINGO BURGER, 101 CENTRAL PLAZA
- 4 CABARET LICENSE APPLICATION-RENEWAL- PF&R CORPORATION D/B/A PATSY'S, 425 S. SANTA FE AVENUE
- 5 SPECIAL EVENTS PERMIT APPLICATION-BEER, WINE & SPIRITUOUS LIQUOR– PUEBLO CHAMBER OF COMMERCE, MAILING ADDRESS: 302 N. SANTA FE AVENUE, EVENT MANAGER: ROD SLYHOFF, (EVENTS TO BE HELD MAY 17TH-19TH, 2013. ADDRESS OF EVENTS: 1ST & UNION TO B & UNION, D&C STREET FROM VICTORIA TO S. MAIN, GRAND & 1ST TO GRAND & S. MAIN, CONVENTION CENTER OVERFLOW PKG. LOT, SISTER CITY PLAZA, EL PUEBLO PKG. LOT & CITY PARKING LOT IN FRONT OF ANGELO'S TO S. MAIN)
- 6 SPECIAL EVENTS PERMIT APPLICATION-BEER, WINE & SPIRITUOUS LIQUOR– LA GENTE YOUTH SPORTS, INC., MAILING ADDRESS: 2804 E. 12TH STREET, EVENT MANAGER ZACHARY VALDEZ, (EVENTS TO BE HELD MAY 17TH-19TH, 2013. ADDRESS OF EVENT: 1200 JUAN MADRID AVENUE)
- 7 SPECIAL EVENTS PERMIT APPLICATION-BEER, WINE & SPIRITUOUS LIQUOR– LA GENTE YOUTH SPORTS, INC., MAILING ADDRESS: 2804 E. 12TH STREET, EVENT MANAGER ZACHARY VALDEZ, (EVENTS TO BE HELD JULY 12TH-JULY 14TH, 2013. ADDRESS OF EVENT: 1200 JUAN MADRID AVENUE)

CONSENT AGENDA (CONTINUED)

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- 8 SPECIAL EVENTS PERMIT APPLICATION-BEER, WINE & SPIRITUOUS LIQUOR—JUNETEENTH ORGANIZATION OF PUEBLO, INC., MAILING ADDRESS: P.O. BOX 2335, EVENT MANAGER DAVID T. WHITNEY, (EVENTS TO BE HELD JUNE 14TH-JUNE 16TH, 2013. ADDRESS OF EVENT: BESSEMER PARK – NORTHERN & ORMAN 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

- 10 HEARING: TRANSFER OF OWNERSHIP—3.2% BEER LICENSE-CONSUMPTION OFF-PREMISES: PESTER MARKETING COMPANY D/B/A ALTA CONVENIENCE #6256, 300 W. NORTHERN AVENUE, (CURRENTLY LICENSED TO BLACK DIAMOND PETROLEUM, INC. D/B/A KONVENIENCE KORNER, LICENSE EXPIRED MAY 4, 2013)**

Dennis Dirkse-Director of Special Programs, 1239 W. Lone Cowboy Drive, Pueblo West and Store Manager Tim Kissell, 116 W. Adams were sworn in and answered questions from the Board.

Mr. Styduhar explained pursuant to the Colorado Liquor Code, specifically Section 12-47-304(c) and as indicated in this application, the applicant holds a Master File which means the licensing and background information for all the locations for this applicant are maintained by the State. He further stated in that regard, the Board could certainly presume that the State has made the necessary findings.

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

- 9 PERMIT APPLICATION & REPORT OF CHANGES- MODIFICATION OF PREMISES—HOTEL & RESTAURANT LIQUOR LICENSE- MALATA, INC. D/B/A FELICE'S PIZZERIA, 1725 W. PUEBLO BOULEVARD**

Owners Mark Filler and Laurie Elliott, both of 1004 Maryland were sworn in. Mr. Filler described the proposed modification of premises which will include a “backyard” patio/recreation area. There will be 2 volleyball courts as well as 2 horseshoe pits. Mr. Filler stated they will also be installing security cameras to ensure that the premises will be more closely monitored. Additionally, this backyard area will be secured by a 6’ privacy fence. This area will not have a bar; but will allow their customers to take their alcohol into this area.

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

- 11 COMMUNICATION FROM CHIEF OF POLICE LUIS VELEZ 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# 13-7119, VIOLATION DATE: APRIL 20TH, 2013)**

REGULAR AGENDA (CONTINUED)

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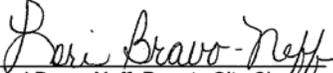
Mr. Rose, seconded by Mr. Ferris moved to continue this matter at the request of Conflicts Counsel. Roll Call: Ayes—DiFatta, Ferris, Harrison, Pullaro and Rose. Motion carried unanimously.

OTHER BUSINESS

The Board held a discussion regarding clarification on becoming certified in alcohol management and serving techniques. It was determined that a licensee will become certified only when they attend a *Responsible Vendor* class. The State maintains an Approved Vendors List and a licensee will need to attend one of the courses offered by one the vendors in order to become certified. The core curriculum is covered in the Colorado Liquor Code. Also, the Board granted an additional 30-days to a licensee who was ordered to become certified based on the clarification from this meeting.

ADJOURN – With no further business to come before the Board, the meeting was adjourned at 7:00 p.m.

Respectfully submitted,


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