

PUEBLO LIQUOR & BEER LICENSING BOARD
MINUTES -- REGULAR MEETING
CITY HALL -- COUNCIL CHAMBERS
August 7, 2013 – 6:00 P.M.

The Pueblo Liquor & Beer Licensing Board convened the Regular Meeting of August 7, 2013 at 6:00 p.m., with Chairwoman Doris Harrison presiding.

ROLL CALL

Present: Board Members Don DiFatta, Mike Ferris, Doris Harrison and Tom Rose. Absent: Board Member Charles Pullaro, Jr. Also Present—Assistant City Attorney Greg Styduhar and Deputy City Clerk Lori Bravo-Neff.

APPROVAL OF MINUTES

Mr. Ferris, seconded by Mr. DiFatta, moved to approve the minutes of the Regular Meeting of July 17th, 2013. Roll Call: Ayes— DiFatta, Ferris, Harrison and Rose. Motion carried unanimously.

ELECTION OF CHAIRPERSON/VICE-CHAIRPERSON

Mr. Ferris, seconded by Mr. Rose, moved to continue the election of the chairperson and vice-chairperson to the August 21st, 2013 meeting. Roll Call: Ayes— DiFatta, Ferris, Harrison and Rose. Motion carried unanimously.

CONSENT AGENDA

- 1 HOTEL & RESTAURANT LIQUOR LICENSE APPLICATIONS-RENEWALS-TOTAL OF 4 RENEWALS**
On In 2, Inc. d/b/a AJ's at Walking Stick, 4301 Walking Stick Boulevard
Texas Roadhouse Holdings, LLC d/b/a Texas Roadhouse, 4707 Dillon Drive
Don E. & Gary Gray d/b/a Gray's Coors Tavern, 515 W. 4th Street
Angelo's Pizza Parlor And-a-More, Inc. d/b/a Angelo's Pizza Parlor And-A-More, 105 E. Riverwalk
- 2 TAVERN LIQUOR LICENSE APPLICATIONS-RENEWALS-TOTAL OF 3 RENEWALS**
SilGlo, Inc. d/b/a Aloha Glorya, 313 N. Main Street
Disabled American Veterans d/b/a DAV Steel City Chapter #39, 2850 O'Neal Avenue
Iron Horse Bar & Grill, Inc. d/b/a Iron Horse Bar & Grill, 717 N. Main Street
- 3 3.2% BEER LICENSE APPLICATIONS: OFF-PREMISES CONSUMPTION-RENEWALS-TOTAL OF 3 RENEWALS**
Mini Mart, Inc. d/b/a Loaf 'N Jug #14, 1201 Pueblo Boulevard
7-Eleven, Inc. d/b/a 7-Eleven Store #19169, 926 Lake Avenue
Valero Diamond Metro, Inc. d/b/a Corner Store #1723, 1525 Highway 50 West
- 4 CABARET LICENSE APPLICATIONS-RENEWALS- TOTAL OF 2 RENEWALS**
SilGlo, Inc. d/b/a Aloha Glorya, 313 N. Main Street
Iron Horse Bar & Grill, Inc. d/b/a Iron Horse Bar & Grill, 717 N. Main Street
- 5 TEMPORARY PERMIT APPLICATION: TRANSFER OF OWNERSHIP—TAVERN LIQUOR LICENSE: PIXIE STIXX ON THE RIVERWALK, LLC D/B/A PIXIE STIXX ON THE RIVERWALK, 115 E. RIVERWALK, UNIT 100, (CURRENTLY LICENSED TO THE SICILIAN OF PUEBLO, LLC D/B/A THE SICILIAN, LICENSE EXPIRED JULY 19, 2013)**
- 6 REPORT OF CHANGES-CHANGE OF CORPORATE STRUCTURE-TAVERN LIQUOR LICENSE: DE BG, INC. D/B/A THE SPOTLIGHT, 211 W. NORTHERN AVENUE (RESIGNATION OF BARBARA GONZALES AS SECRETARY/TREASURER. MS. GONZALES' 20% INTEREST GOES TO SOLE OFFICER: DARYL ESPINOZA, PRESIDENT)**

CONSENT AGENDA (CONTINUED)

**MEETING
NUMBER**

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

REGULAR AGENDA

7 PERMIT APPLICATION & REPORT OF CHANGES- MODIFICATION OF PREMISES—CLUB LIQUOR LICENSE- FRATERNAL ORDER OF EAGLES D/B/A STEEL CITY AERIE #3367, 704 ELMHURST PLACE

Club members James Dean, 1531 N. Queens Avenue and Walter Romines, 2114 N. Main Street were sworn in and answered questions from the Board. Mr. Dean described the proposed modification as an extension of their patio area to be used as a recreation area for events such as basketball and volleyball. The modification also includes office areas which were not previously included as part of the licensed premises. Mr. Dean stated they have put up a 4' chain link fence. He also explained that the Fire Department has required them to install a panic bar in the new area so that they have 2 exits and he anticipates having this done very soon. Mr. Romines stated they will have trustees from the club walking around as added security in this area. He also stated their club has upgraded their security system.

Mr. Rose, seconded by Mr. DiFatta, moved to approve the Modification of Premises, contingent upon a final sign-off from the Fire Department. Roll Call: Ayes—DiFatta, Ferris, Harrison and Rose. Motion carried unanimously.

8 SPECIAL EVENTS PERMIT APPLICATION-BEER, WINE & SPIRITUOUS LIQUOR—PUEBLO DERBY DEVIL DOLLZ, INC., MAILING ADDRESS: P.O. BOX 11433, EVENT MANAGER: RACHEL SHULMAN, (EVENT TO BE HELD AUGUST 17, 2013. ADDRESS OF EVENT: 615 HUNTER DRIVE) CONTINUED FROM JULY 3RD, 2013 DUE TO THE ABSENCE OF THE APPLICANT

There was no one present on behalf of the Pueblo Derby Devil Dollz.

Mr. DiFatta, seconded by Mr. Ferris, moved to *not* approve the application for this Special Events Permit. Roll Call: Ayes—DiFatta, Ferris, Harrison and Rose. Motion carried unanimously.

9 HEARING: NEW HOTEL & RESTAURANT LIQUOR LICENSE– TONE, INC. D/B/A MI RANCHITO, II, 525 S. PUEBLO BOULEVARD

Owner/manager Maria Terrones, 28759 Gale Road and her son, Anthony Terrones of Castlepines, CO were sworn in. Also present and sworn in was the petition circulator, Andrew Vigil, 1015 20th Lane.

Since Mrs. Terrones is the owner and manager of record, the questions were directed to her. Mrs. Terrones' moral character was satisfactory to the Board. She has never held or worked in or for a liquor licensed establishment. There are no silent partners not disclosed in her application. Mrs. Terrones stated they used personal funds to enter into possession of the premises. Anthony Terrones explained they have been in business at this location for 10 years and have made payments to the owner of the Fairway Inn and up until recently, had utilized one liquor license. They employ 27 employees and to the best of Mr. Terrones' knowledge, they do not have criminal histories; they will check references on potential employees. When asked whether or not they have attended a Seller & Server Training Program,

REGULAR AGENDA (CONTINUED)

**MEETING
NUMBER**

Mr. Terrones explained he oversees the operation of the restaurant and has taken a serve-safe course in Denver but the employees have not. He further stated they will see to it that their employees receive the training. Board Member Ferris strongly encouraged the applicant to become certified. Mr. Vigil stated he is the head server/supervisor and he will get certified. The applicant was given information about the upcoming class being offered by the City/State in October. Their policy for checking the age of their patrons is to request identification from anyone who appears under the age of 40.

The Board then reviewed the petitions which were previously distributed to the Board. Mr. Styduhar stated the circulated petitions will be entered into the record and were collectively marked as *Exhibit A*. Chairwoman Harrison gave specific information as to how the Board arrived at the number of valid signatures on the petitions. The Board held a brief discussion with the applicant regarding the circulation of the petitions.

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

Mr. Ferris, seconded by Mr. DiFatta, moved to approve this liquor license contingent upon the successful return of the CBI/FBI background investigation. Roll Call: Ayes—DiFatta, Ferris, Harrison and Rose. Motion carried unanimously.

Mr. Styduhar read the proposed Findings and Order for the Board's consideration. The findings reflect that issuance of this license is supported by at least 84 residents of the neighborhood or other parties in interest and was opposed by 0 (zero) residents of the neighborhood or other parties in interest.

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

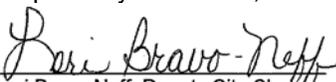
10 HEARING: TRANSFER OF OWNERSHIP—HOTEL & RESTAURANT LIQUOR LICENSE: EL ALAMO, LLC D/B/A EL ALAMO, 1305 E. ROUTH AVENUE, (CURRENTLY LICENSED TO MI PUEBLITO MEXICAN GRILL, INC. D/B/A MI PUEBLITO, LICENSE EXPIRED MAY 18, 2013) CONTINUE TO AUGUST 21, 2013 AT THE REQUEST OF THE APPLICANT

Mr. Rose, seconded by Mr. Ferris, moved to continue this item to August 21st, 2013 at the request of the applicant. Roll Call: Ayes—DiFatta, Ferris, Harrison and Rose. Motion carried unanimously.

Note: Following the conclusion of all items on the Regular Agenda, the Board held a discussion regarding the election of the chairperson and the vice-chairperson and the advantages or disadvantages of having one person remain as the chairperson or vice-chair for more than one year.

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