

PUEBLO LIQUOR & BEER LICENSING BOARD
MINUTES -- REGULAR MEETING
CITY HALL -- COUNCIL CHAMBERS
OCTOBER 16, 2013 – 6:00 P.M.

The Pueblo Liquor & Beer Licensing Board convened the Regular Meeting of October 2, 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 Bob Jagger and Deputy City Clerk Lori Bravo-Neff.

APPROVAL OF MINUTES

Mr. DiFatta, seconded by Mr. Rose, moved to approve the minutes of the Regular Meeting of October 2nd, 2013. Roll Call: Ayes—Ferris, Harrison, Pullaro and Rose. Motion carried unanimously.

CONSENT AGENDA

- 1 HOTEL & RESTAURANT LIQUOR LICENSE APPLICATIONS-RENEWALS-TOTAL OF 3 RENEWALS**
Table Services, LTD d/b/a La Renaissance, 217 E. Routh Avenue
Donna M. Hart d/b/a All Seasons Catering & Event Center, 112 W. 2nd Street
Paul Pachino d/b/a Mozart Restaurant & Lounge, 1120 N. Main Street
- 2 TAVERN LIQUOR LICENSE APPLICATIONS-RENEWALS-TOTAL OF 2 RENEWALS**
Main Street Banquet Hall, LLC d/b/a Main Street Banquet Hall, 209 N. Main Street
Cosmo Bob's LLC d/b/a Cosmopolitan Club, 311-315 Baystate Avenue
- 3 3.2% BEER LICENSE-CONSUMPTION OFF PREMISES-RENEWAL-J.R.'S COUNTRY STORES, INC. D/B/A J.R.'S COUNTRY STORE NO. 203, 550 E. ABRIENDO AVENUE**
- 4 BEER AND WINE LIQUOR LICENSE APPLICATION-RENEWAL-PARK FOOD, INC. D/B/A MIYAKE JAPANESE RESTAURANT, 4104 OUTLOOK BLVD., SUITE 132D**
- 5 RETAIL LIQUOR STORE LIQUOR LICENSE APPLICATIONS-RENEWALS- TOTAL OF 3 RENEWALS**
CJEM, LLC d/b/a 80/Twenty Wines, 415 N. Greenwood, Suite C
Big Bear Wine & Liquor, Inc. d/b/a Big Bear Wine & Liquor, 2037 S. Pueblo Boulevard
Spanky's Wine & Liquor, LLC d/b/a Spanky's Liquor World, 1415 W. US Highway 50
- 6 CABARET LICENSE APPLICATION-RENEWALS-TOTAL OF 3 RENEWALS**
Main Street Banquet Hall, LLC d/b/a Main Street Banquet Hall, 209 N. Main Street
Donna M. Hart d/b/a All Seasons Catering & Event Center, 112 W. 2nd Street
Disabled American Veterans d/b/a DAV Steel City Chapter #39, 2850 O'Neal Avenue
- 7 ALCOHOL BEVERAGE TASTINGS PERMIT APPLICATION-RETAIL LIQUOR STORE LIQUOR LICENSE – CJEM, LLC D/B/A 80/TWENTY WINES, 415 N. GREENWOOD, SUITE C (PERMIT RUNS CONCURRENTLY WITH LICENSEE'S LIQUOR LICENSE)**
- 8 ALCOHOL BEVERAGE TASTINGS PERMIT APPLICATION-RETAIL LIQUOR STORE LIQUOR LICENSE – BIG BEAR WINE & LIQUOR, INC. D/B/A BIG BEAR WINE & LIQUOR, 2037 S. PUEBLO BOULEVARD (PERMIT RUNS CONCURRENTLY WITH LICENSEE'S LIQUOR LICENSE)**

CONSENT AGENDA (CONTINUED)

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- 9 **SPECIAL EVENTS PERMIT APPLICATION-BEER, WINE & SPIRITUOUS LIQUOR–PUEBLO PERFORMING ARTS GUILD, INC. D/B/A PUEBLO ARTS ALLIANCE, MAILING ADDRESS: P.O. BOX 1480, EVENT MANAGER: HEATHER THOMPSON, (EVENT TO BE HELD NOVEMBER 1ST, 2013. ADDRESS OF EVENT: 301 N. UNION AVENUE)**
- 10 **PERMIT APPLICATION AND REPORT OF CHANGES-REQUEST TO CHANGE TRADE NAME-TAVERN LIQUOR LICENSE: 3 BELOW, LLC D/B/A 3 BELOW, 224 S. UNION AVENUE (NEW TRADE NAME: SUITE 224)**

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

REGULAR AGENDA

- 11 **SPECIAL EVENTS PERMIT APPLICATION-BEER, WINE & SPIRITUOUS LIQUOR–SOUTHERN COLORADO THEATRE COMPANY D/B/A STEEL CITY THEATRE COMPANY, EVENT MANAGER: DAVID GARRETT, (EVENTS TO BE HELD NOVEMBER 7TH-10TH, 2013. ADDRESS OF EVENT: 241 S. SANTA FE AVENUE)**

Event Manager David Garrett, 86 Kingsley Avenue, was sworn in and answered questions from the Board. Mr. Garrett explained they are selling tickets, food and alcohol to raise funds for their organization. Mr. Garrett will be responsible for supervising the event. There is one liquor distribution point and they will have 2 bartenders each night of the events as well as 4 servers. Mr. Garrett stated the type of food that they will be serving appetizers, desserts and baked potato wedges. He described approved forms of identification and explained that the servers and the bartenders will be checking the ID of everyone who orders alcohol. Mr. Garrett stated they will have at least 15 staff members assigned to maintain order on the licensed premises and alcohol will not be allowed off the licensed premises. The premises will be secured as there is only one point of entry; additionally their box office is set up to be able to see anyone coming in or going. Mr. Garrett was cautioned about watching the fire exit doors.

Mr. Ferris, seconded by Mr. Rose, moved to approve this Special Events Permit. Roll Call: Ayes— Ferris, Harrison, Pullaro and Rose. Motion carried unanimously.

- 12 **REPORT OF CHANGES-CHANGE OF CORPORATE STRUCTURE-TAVERN LIQUOR LICENSE: CDE BILLIARDS, LLC D/B/A CLASSIC Q'S, 1715 S. PRAIRIE AVENUE (NEW MEMBER D'LAYNE EASTON REPLACES SHELLY KEARNS. MS. KEARNS' 40% INTEREST GOES TO MS. EASTON)**

New member D'Layne Easton, 75 Purdue, was sworn in and answered questions from the Board. The moral character of Ms. Easton was satisfactory to the Board. She has never held or worked in or for a liquor-licensed establishment. There are no silent partners or financial backers not disclosed in her application. Ms. Easton explained she used personal savings to enter into possession of the premises. They currently employ 7 employees. Ms. Easton described approved forms of identification and explained their policy for checking the age of their patrons is to ask everyone who looks under the age of 35 for identification. Ms. Easton stated she has not taken a Seller and Server Training program and was provided with a copy of the State-approved vendor list. Mr. Ferris explained the advantages of obtaining this type of education.

REGULAR AGENDA (CONTINUED)**MEETING
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Mr. Pullaro, seconded by Mr. DiFatta, moved to approve this change of corporate structure. Roll Call: Ayes— Ferris, Harrison, Pullaro and Rose. Motion carried unanimously.

13 PERMIT APPLICATION AND REPORT OF CHANGES-CHANGE OF MANAGER – HOTEL & RESTAURANT LIQUOR LICENSE: NEW VISION HOSPITALITY, LLC D/B/A CLARION HOTEL, 4001 N. ELIZABETH STREET (VINAY SHELAR REPLACES DENNIS PATRICK)

New manager Vinay Shelar, 4001 N. Elizabeth Street, was sworn in and answered questions from the Board. The moral character of Mr. Shelar was satisfactory to the Board. He has previously worked in a liquor-licensed establishment. They currently employ 39 employees at the hotel, however only 4 of the employees will actually sell/serve alcohol. Mr. Shelar stated they do conduct background checks on potential employees. Mr. Shelar described approved forms of identification and explained it is their policy to check everyone's identification regardless of age. Mr. Shelar stated he has not taken a Seller and Server Training program and was provided with a copy of the State-approved vendor list. Mr. Shelar was encouraged to obtain this type of education.

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

14 HEARING: 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)

Owner Veronica Salaz-Austin, 1244 W. Camino Pablo, Pueblo West, CO was sworn in and answered questions from the Board. The moral character of Ms. Salaz-Austin was satisfactory to the Board. She previously worked in a liquor-licensed establishment in the State of Louisiana for 2 years and that license was never suspended, revoked or otherwise reprimanded. Ms. Salaz-Austin explained she used personal savings to enter into possession of the premises. She currently employs 5 employees and none of these employees have pled guilty to or been convicted of a crime other than a minor traffic offense. Ms. Salaz-Austin stated she will check references as she hires employees in the future. Ms. Salaz-Austin described approved forms of identification and explained her policy for checking the age of her patrons will be to check identification from anyone who appears under the age of 40. Ms. Salaz-Austin stated she has not taken a Seller and Server Training program and stated she would look into it. She was provided with a copy of the State-approved vendor list.

The Board then addressed the applicant's drawing of the proposed licensed premises. Ms. Salaz-Austin stated she has spoken to Jim Munch, Executive Director of HARP as she leases the lower patio area from HARP. She stated she is planning on using posts with chain as the control mechanism in this area as well as a person from her staff. The Board advised Ms. Salaz-Austin to assign an employee to this area to prevent anyone from leaving with alcohol. The applicant also submitted a clearer diagram of the proposed licensed area – per the Board's directive.

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

REGULAR AGENDA (CONTINUED)

**MEETING
NUMBER**

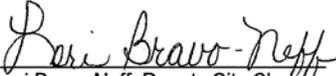
- 15 HEARING: TRANSFER OF OWNERSHIP—CABARET LICENSE: PIXIE STIXX ON THE RIVERWALK, LLC D/B/A PIXIE STIXX ON THE RIVERWALK, 115 E. RIVERWALK, UNIT 100, (CURRENTLY LICENSED TO THE SICILIAN OF PUEBLO, LLC D/B/A THE SICILIAN, LICENSE EXPIRED JULY 19, 2013)

Chairwoman Harrison stated the Board would take administrative notice of the testimony given in Item #14.

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

ADJOURN – With no further business to come before the Board, the meeting was adjourned at 6:55 p.m.

Respectfully submitted,


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