

Municipal Judge, William E. Starks called the regular meeting of the Local Licensing Authority to order at 8:30 AM on the above date. Also present were: Assistant City Attorney, Sharon Citino; Liquor Enforcement Officer, Jeff Mayers; and Secretary, Jeannie Weaver.

1. MINUTES The minutes of the October 18, 2012 meeting were approved as submitted.

2. CONSENT AGENDA

The items on the Consent Agenda did not require an appearance by the licensee and were approved by the Authority. The approved applications will be forwarded to the Department of Revenue for State approval and issuance of the licenses. Item J was removed from the Consent Agenda and rescheduled for December 20, 2012.

RENEWALS

- a. Biaggi's Ristorante Italiano, LLC d/b/a
 Biaggi's Ristorante Italiano
 5929 Sky Pond Drive
 Hotel and Restaurant License Renewal
 January 22, 2013 to January 22, 2014 **RENEWED**

- b. BPOE Lodge Loveland Lodge #151, Inc. d/b/a
 Loveland Lodge #1051
 103 East 4th Street
 Club License Renewal
 December 30, 2012 to December 30, 2013 **RENEWED**

- c. Serious Texas BBQ III, LLC d/b/a Serious Texas Bar-B-Q III
 201 West 71st Street
 Hotel and Restaurant License Renewal
 December 21, 2012 to December 21, 2013 **RENEWED**

- d. Bent Fork Grill Loveland LLC d/b/a
 Bent Fork the Grill
 5971 Sky Pond Dr., Ste. C-106
 Hotel and Restaurant License Renewal
 January 17, 2013 to January 17, 2014 **RENEWED**

- e. Dorothy F. and Gregory G. Skroch d/b/a
 Dorothy's Catering
 2248 West 1st Street
 Beer and Wine License Renewal
 December 6, 2012 to December 6, 2013 **RENEWED**

- f. Burks Tavern, LLC
 118 East 4th Street
 Tavern License Renewal
 December 9, 2012 to December 9, 2013 **RENEWED**

- g. The Noodle Shop, Co. – Colorado Inc. d/b/a

Noodles & Company
1550 Fall River Drive #190
Hotel and Restaurant License Renewal & Manager Registration
January 17, 2013 to January 17, 2014 **RENEWED & APPROVED**

- h. Walnut Brewery, Inc. d/b/a Rock Bottom Brewery
6025 Sky Pond Drive
Brew Pub License Renewal
January 17, 2013 to January 17, 2014 **RENEWED**

- i. Wadsworth Old Chicago, Inc. d/b/a Old Chicago
1436 Hahns Peak Drive
Hotel and Restaurant License Renewal
January 22, 2013 to January 22, 2014 **RENEWED**

- j. Dillon Companies, Inc. d/b/a King Soopers #74
1275 Eagle Drive
3.2% Off-Premises Retail Beer License Renewal & Manager Registration
November 10, 2012 to November 10, 2013 **RESCHEDULED TO 12-20-12**

3. REGULAR AGENDA – (Appearance Required)

RENEWALS

B & E. LLC d/b/a Bentley's Liquor
1763 rocky Mountain Avenue
Retail Store License Renewal
December 7, 2012 to December 7, 2013

Eric Santi appeared to address the Authority and answer questions. Mr. Santi stated that the violating employee was fired and a new manager hired. There were no concerns from the City or the Police Department. The Authority approved the license renewal. The application will be mailed to the Department of Revenue for issuance of the license.

Generations Bar, LLC d/b/a Generations Wine and Martini Bar
127 East 4th Street
Hotel and Restaurant License Renewal
December 5, 2012 to December 5, 2013

Erin Borsdorf appeared to address the Authority and answer questions. The Authority clarified for the Licensee's understanding that the since patio was closed and the barriers removed, if alcohol purchased elsewhere was brought onto the licensed patio premises, it would be a violation of the liquor code. There were no other concerns from the City or the Police Department. The Authority approved the license renewal. The application will be mailed to the Department of Revenue for issuance of the license.

Chillers LLC
128 East 4th Street
Hotel and Restaurant License Renewal, Manager and Corp. Changes
October 4, 2012 to October 4, 2013

Local Licensing Authority
November 15, 2012

Marlene Boulton appeared to address the Authority and answer questions. Ms. Boulton confirmed that she is now the sole member of Chillers, LLC. There were no other concerns of the City or Police Department. The Authority approved the corporate report of changes, manager registration and the renewal of the license. The applications will be sent to the Department of Revenue for issuance of the license.

Mazuma Restaurants, LLC d/b/a Pourhouse Bar & Grill
124 East 4th Street
Hotel and Restaurant License Renewal, Manager and Corp. Changes
January 11, 2013 to January 11, 2014

Chris Kline appeared to address the Authority and answer questions. The Authority stated that there is conflict between the statute and Regulation 47-304 regarding changes in corporations because this application appeared to be a transfer of ownership. Mr. Kline has attended the training class for alcohol service and will be sending several new employees. There were no concerns from the City or Police Department. The Authority approved the corporate report of changes, manager registration and the renewal of the license conditionally upon receipt of satisfactory CBI/FBI background reports. The applications will then be sent to the Department of Revenue for issuance of the license.

TRANSFER OF OWNERSHIP

Apple Colorado LLC d/b/a Applebee's Neighborhood Grill and Bar
213 East 29th Street

The applicant has applied to transfer ownership from Amrest LLC to Apple Colorado, LLC. A temporary transfer permit was issued October 10, 2012. Andy Stephenson appeared to address the Authority and answer questions. Mr. Stephenson will attend the December training class for alcohol service. There were no concerns from the City or Police Department. The Authority approved the application conditionally upon receipt of satisfactory CBI/FBI background reports. The application will then be sent to the Department of Revenue for issuance of the license.

Alpine Management, Inc. d/b/a Happy Hour Bar & Grille
281 A East 29th Street

This item was delayed until after the show cause hearing for Out A' Bounds Saloon.

4. SHOW CAUSE HEARINGS

The purpose of this hearing is to consider the suspension or revocation of said license for alleged violations by the Licensee; or by any of the agents, servants, or employees of said Licensee, of the provisions of the Colorado Liquor Code, or of any of the rules or regulations adopted pursuant thereto.

Palomino Mexican Restaurant LLC
6190 East Crossroads Blvd.

Richard and Brenda Lucio appeared to address the Authority and answer questions. The Authority read the procedures to be followed into the record. Ms. Citino stated that a stipulation had not been agreed upon but the Licensee would voluntarily and knowingly admit to violating C.R.S. 12-47-901(1)(a.5)(I) by serving alcohol to a minor on June 1, 2012. The Authority accepted the Licensee's admission of the violation and waiver of the right to a hearing. The City recommended and the Authority imposed a 30

Local Licensing Authority
November 15, 2012

day suspension; 5 days active suspension and 25 days held in abeyance for one year from the date of approval by the Authority, provided that during said one year period there are no violations of the terms and provided that there are no further violations of the Colorado Liquor Code or the Colorado Code of Regulations by the Licensee at the licensed premises. In addition, the ten days suspension previously held in abeyance shall be actively served consecutively with the new suspension, as follows: from 12 a.m. on Sunday, December 2, 2012 to 11:59 p.m. on Sunday, December 9, 2012; and from 12 a.m. on Sunday, January 6, 2013 to 11:59 p.m. on Saturday, January 12, 2013. The premises must be posted during the suspension periods with two signs available from the City Clerk's Office. Ms. Citino will prepare the Order for the Authority's signature and send it to the Licensee. An appearance at the next renewal of the license will be required by the Licensee.

Butler Management Services d/b/a Out' A Bounds Saloon
281 A East 29th Street

Steve Butler appeared to address the Authority and answer questions. The Authority asked if the procedures read into the record from the preceding show cause hearing could be incorporated into the record of this hearing. Mr. Butler agreed to incorporate the previously read procedures into the record. Ms. Citino read the stipulation whereby the Licensee would voluntarily and knowingly admit to violating C.R.S. 12-47-901(5)(b)(I) by serving alcohol after hours on August 31, 2012. The Licensee shall serve a suspension of seven (7) days of its Hotel and Restaurant Liquor License. The Licensee is eligible and agrees to pay a fine in lieu of the active suspension. Ms. Ablao stated that after reviewing the books from the Licensee, the fine is \$1,567.00. The Authority accepted the admission to the violation by the Licensee and the stipulation imposing the sentence as written. The \$1,567.00 fine is due and payable in cash or certified funds by 5 p.m. on November 16, 2012 at the City Clerk's Office.

A brief recess was taken at this time.

TRANSFER OF OWNERSHIP

Alpine Management, Inc. d/b/a Happy Hour Bar & Grille
281 A East 29th Street

The Authority resumed the meeting. Monty Blare appeared to address the Authority and answer questions. Mr. Blare described his background of 35 years in the industry and as a certified TIPS trainer. All the employees have been trained for alcohol service but the owners will attend the December class. There were no concerns from the City or the Police Department. The Authority approved the application conditionally upon receipt of satisfactory CBI/FBI background reports. The application will then be sent to the Department of Revenue for issuance of the license.

5. OLD BUSINESS/NEW BUSINESS

The Authority mentioned that the information gathered on the Common Consumption Area would be heard by City Council on November 20, 2012. The Secretary stated that the City Clerk's Office would be exploring instituting the process used in other communities for obtaining the CBI/FBI reports faster.

The next regularly scheduled Local Licensing Authority meeting will be December 20, 2012 at 8:30 a.m.

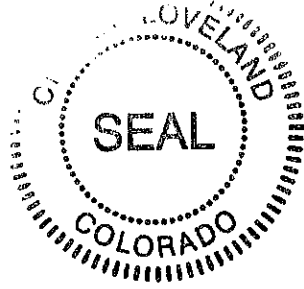
Having no further business to come before the Authority, the meeting was adjourned at 9:53 A.M.

Respectfully submitted,

Local Licensing Authority
November 15, 2012

Jeannie M. Weaver
Jeannie M. Weaver, Secretary

Approved:



William E. Starks
William E. Starks, Municipal Judge
Liquor Licensing Authority