

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, Tree Ablao; Sgt. James Mines and Secretary, Jeannie Weaver.

1. MINUTES The minutes of the March 21, 2013 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.

RENEWALS - (Appearance not required)

- a. Chipotle Mexican Grill, Inc d/b/a Chipotle Mexican Grill #822
1421 West Eisenhower Blvd.
Hotel and Restaurant License Renewal
June 15, 2013 to June 15, 2014 **RENEWED**

- b. Ship of Fools, Inc. d/b/a Sports Station
409 North Railroad Avenue
Hotel and Restaurant License Renewal
May 29, 2013 to May 29, 2014 **RENEWED**

- c. Jerry Fan, Inc. d/b/a Henry's Pub
234 East 4th Street
Hotel and Restaurant License Renewal
June 14, 2013 to June 14, 2014 **RENEWED**

- d. Axtlan, Inc. d/b/a 3 Margaritas
1417 Cheyenne Avenue
Hotel and Restaurant License Renewal
May 2, 2013 to May 2, 2014 **RENEWED**

- e. Dondel-Pigg Properties, Inc. d/b/a Corkscrew Wine and Liquor
247-251 West 64th Street
Retail Store License Renewal
April 19, 2013 to April 19, 2014 **RENEWED**

- f. Lan Noodles, Inc. d/b/a Pho Lan
1360 East Eisenhower Blvd.
Hotel and Restaurant License Renewal
June 17, 2013 to June 17, 2014 **RENEWED**

- g. Boyd Lake Lodging, LLC d/b/a Residence Inn Loveland
5450 McWhinney Blvd.
Tavern License Renewal and Manager Change
May 18, 2013 to May 18, 2014 **RENEWED & APPROVED**

- h. Big Red Wapiti, Inc. d/b/a Wapiti Colorado Pub
701 Clubhouse Drive
Optional Premises License Renewal

May 24, 2013 to May 24, 2014 **RENEWED**

- i. Jay and Young, Inc. d/b/a Zensai
198 East 29th Street
Hotel and Restaurant License Renewal
June 3, 2013 to June 3, 2014 **RENEWED**

3. REGULAR AGENDA – (Appearance Required)

RENEWALS

- a. Pine Hills Management Co d/b/a La Quinta Inn/Suites Backbone Restaurant
1450 Cascade Ave
Tavern Liquor License Renewal
April 13, 2013 to April 13, 2014 **RENEWED**

Gary White appeared to address the Authority and answer questions. 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.

- b. Palomino Mexican Restaurant, LLC d/b/a Palomino Mexican Restaurant
6190 East Crossroads Blvd.
Hotel and Restaurant License Renewal
May 3, 2013 to May 3, 2014 **RENEWED**

The Licensee was not present when the renewals were addressed; However, Richard Lucio appeared at the end of the meeting and came forward to address the Authority and answer questions. There were no concerns from the City or the Police Department. Mr. Lucio asked the Authority about the process for obtaining stricter consequences upon the violating employee for a liquor offense. Mr. Lucio was directed to contact the State legislature. The Authority approved the license renewal. The application will be mailed to the Department of Revenue for issuance of the license.

SPECIAL EVENTS PERMITS

- a. Project Self Sufficiency
Chapungu Sculpture Park at Centerra (6105 Sky Pond Drive)

The applicant applied for the “Strides for Strength 5K and Fun Run” on April 27, 2013 from 8 a.m. to 1 p.m. Kathy Miner and Ingrid Bush appeared to address the Authority and answer questions. The Authority informed the applicants that the monitors at the event should not be consuming alcohol while working. There were no concerns from the City or the Police Department. The Authority approved the Special Event Permit.

- b. Food Bank for Larimer County
2600 North Lincoln Avenue

The applicant applied for the “1st Annual Front Range Rally” on May 18, 2013 from 3 p.m to 7 p.m. Amy Pezzani and Russell Fruits appeared to address the Authority and answer questions. The Authority informed the applicants that the monitors at the event should not be consuming alcohol while working. The applicant was instructed to notify Sgt. Mines when a

security company is hired for the event. There were no concerns from the City or the Police Department. The Authority approved the Special Event Permit.

MODIFICATION OF PREMISES

- a. Generations Bar LLC d/b/a Generations Wine & Martini Bar
127 West 4th Street

The applicant has submitted a modification of premises application to change the patio area of the licensed premises. The premises was posted with a sign advertising the public meeting on the application. The Authority read the procedures for the hearing. Erin Borsdorf appeared to address the Authority and answer questions. There were no other parties in interest appearing. Ms. Borsdorf explained that the patio area on the north side of the building was removed and the patio area decreased to allow for a permanent patio. A security camera, two windows and the servers will monitor the alcohol service on the patio. There were no concerns from the City or the Police Department. The modification of the premises was approved by the Authority and the application will be sent to the Department of Revenue for State approval.

4. SHOW CAUSE HEARING

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.

- b. Office Lounge Inc d/b/a Office Lounge Bar & Grill
1710 W Eisenhower Blvd

Caroline Gill appeared to address the Authority and answer questions. The Authority read the procedures for the hearing. Ms. Ablao read the proposed stipulation whereby the Licensee would admit the violation of serving a visibly intoxicated person and a 15 day suspension of the Tavern License would be imposed. The recommended penalty is for 5 days of the suspension to be served as an active suspension and 10 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. The Licensee is eligible for a fine in lieu of suspension. The Authority accepted the Licensee's admission of the violation and waiver of the right to counsel and a hearing. Ms. Ablao reviewed the establishment's records to determine a fine of \$1016 in lieu of serving the 5 days of active suspension. Ms. Gill requested the Authority's consideration of reducing the days held in abeyance due to the establishment's good rapport and cooperation with the Police Department and termination of the offending employee. Ms. Ablao stated that there were no aggravated circumstances surrounding the violation; however, the recommended penalty is being requested by the City as the standard of fair treatment across the City for violating establishments. The Authority commended the establishment's firing of the employee and reduced the days in abeyance to 8 days. The fine must be paid by cash or cashier's check at the City Clerk's Office no later than 5 p.m. on May 3, 2013. Copies of the Order will be mailed to the Licensee. An appearance at the next renewal of the license will be required by the Licensee.

5. OLD BUSINESS/NEW BUSINESS

Local Licensing Authority
April 18, 2013

5. OLD BUSINESS/NEW BUSINESS

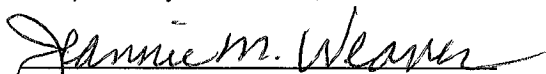
The Authority related information on SB 59-2013 in the legislature regarding amending persons prohibited from holding a liquor license. SB 43-2013 cleans up language in the statute for removal of alcohol from the premises and addresses common consumption areas and the effect on Hotel and Restaurant licensees.

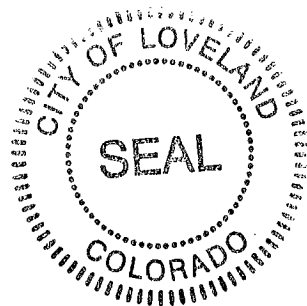
6. ADJOURNMENT

The next regularly scheduled Local Licensing Authority Meeting will be **May 16, 2013 at 8:30 AM** in the City Council Chambers.

Having no further business to come before the Authority, the meeting was adjourned at 9:23 A.M.

Respectfully submitted,


Jeannie M. Weaver, Secretary



Approved:



William E. Starks, Municipal Judge
Liquor Licensing Authority