

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, Teresa Ablao; Officer Jeff Mayers and Secretary, Jeannie Weaver.

- 1. MINUTES** The minutes of the September 19, 2013 Regular 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. Abbasolom Inc. d/b/a Liquor One of Loveland
2231 West Eisenhower Blvd.
Retail Store License Renewal
November 27, 2013 to November 27, 2014 **RENEWED**

- b. Steven J. Wargo d/b/a Countryside Liquors
109B East 37th Street
Retail Store License Renewal
December 6, 2013 to December 6, 2014 **RENEWED**

- c. Lone Star Steakhouse & Saloon of Colorado Inc.
d/b/a Lone Star Steakhouse & Saloon
5330 Stone Creek Circle
Hotel and Restaurant License Renewal
December 11, 2013 to December 11, 2014 **RENEWED**

- d. Easter Enterprises Inc. d/b/a The Cove Lounge
330 North Lincoln Avenue #101
Tavern License Renewal
November 2, 2013 to November 2, 2014 **REMOVED FROM CONSENT**

- e. Sweetheart Lanes Inc.
2320 North Lincoln Avenue
Tavern License Renewal
December 6, 2013 to December 6, 2014 **RENEWED**

3. REGULAR AGENDA – (Appearance Required)

RENEWALS

- a. Easter Enterprises Inc. d/b/a The Cove Lounge
330 North Lincoln Avenue #101
Tavern License Renewal
November 2, 2013 to November 2, 2014 **RENEWED**

Ms. Ablao removed this from the consent agenda to discuss an inspection performed by the Fire Inspector. The Licensee was given 30 days to make

the corrections. There were no other concerns from the City or the Police Department. The Authority approved the renewal of the license.

- b. Warehouse Liquors West, LLC d/b/a Warehouse Liquors West
1710 West Eisenhower Blvd. #9
Retail Store License and Tastings Permit Renewal
November 19, 2013 to November 19, 2014 **BOTH RENEWED**

Scott Schroeder appeared to address the Authority and answer questions. The Authority questioned Mr. Schroeder concerning entries on the tastings log and clarified that the servers must be employees of the Licensee and have alcohol server certificates on file in order to conduct the tastings. Mr. Schroeder stated that he understood the requirement and agreed to provide the additional certificates for two new employees. There were no other concerns from the City or Police Department. The Authority approved both the license renewal and the tasting permit renewal.

- b. Chillers LLC d/b/a Chillers
128 East 4th Street
Hotel & Restaurant License Renewal
October 4, 2013 to October 4, 2014 **CONTINUED TO 11/21/13**

Marlene Boulton appeared to address the Authority and answer questions. Ms. Boulton submitted a copy of the lease extension through 8/31/13 requested by the Secretary for the file. Ms. Ablao reviewed the lease and was satisfied that it referred back to the original lease with language that converts it to a month to month tenancy with the same lease terms and conditions. However, Ms. Ablao stated there are outstanding issues with the encroachment permit and the City requires additional time to meet with the Licensee for resolution. Ms. Boulton agreed to meet and resolve the issues. The Authority continued the matter to November 21, 2013.

TRANSFER OF OWNERSHIP

- a. Big Horn Concepts, Inc. d/b/a Miller's Crossing
3021 North Garfield Avenue

The applicant has applied to transfer ownership from Miller Enterprises Inc. A temporary transfer permit was signed on August 22, 2013. The Licensee also submitted an application for a Trade Name Change to Miller's Blue 32 Bar & Grill. Ken Cabezas came forward to address the Authority and answer questions regarding his experience and alcohol service training. There were no concerns from the City or the Police Department. The Authority approved the transfer and the Trade Name Change.

4. SHOW CAUSE HEARINGS – posting and publication not required

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 any of the rules or regulations adopted pursuant thereto.

- a. Consignment Barn 66 d/b/a Tommy Gun's Hideout
111 East 5th Street

Roland Demers and Cassandra Breen appeared to address the Authority and answer questions. Ms. Ablao reviewed the stipulation the Authority approved in August for payment of a \$457 fine in lieu of a five day suspension payable by the Licensee by August 30, 2013. Payment of \$471 was not made until September 3, 2013 by the Licensee. Also, the Licensee was informed of an issue regarding compliance with conditions of the encroachment permit that needed resolution. Mr. Demers came forward to explain the actions taken to correct the encroachment permit conditions to meet City code requirements. Mr. Demers explained there was a lack of communication by the City but he has taken steps to improve the flow for downtown businesses. Ms. Ablao asked the Authority to take judicial notice of the file and have the Licensee offer an explanation. Ms. Breen stated that at the time, the Authority asked if she could pay the fine by the end of the month but she didn't realize the day fell within a holiday weekend. She also said she didn't receive a copy of the order showing the fine amount and explained a problem with her bank account as the reason for inconsistent emails received by the LLA Secretary. Ms. Ablao recommended that because it was a technical violation of the stipulation, that no additional penalty be assessed. The Authority found that the Licensee violated the terms of the stipulation and imposed the \$14 overpayment as a sanction. Ms. Breen accepted the sanction and thanked the Authority.

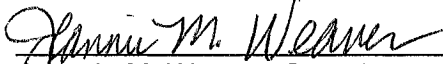
5. OLD BUSINESS/NEW BUSINESS

The Authority received and reviewed the three affidavits from the Police Department. The show cause notices were sent for the November meeting. City Clerk, Terry Andrews addressed the Authority on the preparation of the yearly cost analysis and noted how it will help in priority based budgeting the City will be using in 2014. Ms. Ablao requested the addition of time spent for fire and encroachment permit inspections and local event permit reviews. The cost analysis will be presented at the November meeting.

6. ADJOURNMENT

The next regularly scheduled Local Licensing Authority Meeting will be **November 21, 2013 at 8:30 AM** in the City Council Chambers. Having no further business, the meeting adjourned at 10:15 a.m.


Respectfully submitted,



Jeannie M. Weaver, Secretary



Approved:



William E. Starks, Municipal Judge
Liquor Licensing Authority