

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; Officers Jeff Mayers and Jaime Mayoral; and Secretary, Jeannie Weaver.

1. MINUTES The minutes of the June 26, 2014 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. Breakfast Club of Loveland, Inc. d/b/a Loveland Breakfast Club and Club Events
1451 North Boise Avenue
Hotel and Restaurant License Renewal
August 19, 2014 to August 19, 2015 **RENEWED**
- b. Brinker Restaurant Corporation d/b/a Chili's Grill & Bar
1425 Rocky Mountain Avenue
Hotel and Restaurant License Renewal
September 2, 2014 to September 2, 2015 **RENEWED**
- c. Albertsons LLC d/b/a Albertsons Food Center #804
1451 West Eisenhower Blvd.
3.2% Off-Premises Retail Beer License Renewal
August 24, 2014 to August 24, 2015 **RENEWED**
- d. Wal-Mart Stores Inc. d/b/a Wal-Mart #1008
250 West 65th Street
3.2% Off-Premises Retail Beer License Renewal
August 27, 2014 to August 27, 2015 **RENEWED**
- e. S & B Systems LLC d/b/a 29th Street Wing Shack
158 East 29th Street
Beer and Wine License Renewal
August 6, 2014 to August 6, 2015 **RENEWED**
- f. Kylee Foods Inc. d/b/a Nordy's Bar-B-Que & Grill
4360 St. Cloud Drive
Hotel and Restaurant License Renewal
August 4, 2014 to August 4, 2015 **RENEWED**
- g. Rumpfelt Family Ventures LLC d/b/a Charlie L's Pub
271 14th Street SE
Tavern License Renewal
August 19, 2014 to August 19, 2015 **RENEWED**

3. REGULAR AGENDA – (Appearance Required)

RENEWALS

- a. Nu, Inc. d/b/a 1st Street Liquors
1104 East 1st Street
Retail Store License Renewal
August 14, 2014 to August 14, 2015 **RENEWED**

Chieun Hwang appeared to address the Authority and answer questions. Ms. Hwang explained that all new employees have been sent to the alcohol server training. Also, all employees are reminded every day about checking ID's. There were no other concerns by the City or the Police Department and the Authority approved the renewal.

- b. Kobe Sushi Inc. d/b/a Kobe Sushi
1569 Fall River Drive, Ste. 169
Hotel and Restaurant License Renewal
July 22, 2014 to July 22, 2015 **RENEWED**

The Licensee did not appear and the Authority continued the matter to the next regular meeting. (Upon recollection by the Authority that the Licensee was told at the April show cause hearing to appear at the 2015 renewal of the license, the application was approved administratively.)

- c. Colorado KSR Inc. d/b/a Liquor Max Warehouse
1497 East Eisenhower Blvd.
Retail Store License Renewal
August 18, 2014 to August 18, 2015 **RENEWED**

Nick Castiglione appeared to address the Authority and answer questions. Mr. Castiglione explained that they have been involved with the Responsible Alcohol Retailer (RAR) Association for the past year and have passed all of the tests they have performed. All new employees have also attended the City's training class. There were no other concerns by the City or the Police Department and the Authority approved the renewal.

- d. Ovations Food Services LP d/b/a Ovations Hot Dog Cart
5290 Arena Circle
Hotel and Restaurant with Optional Premises License Renewal
August 31, 2014 to August 31, 2015 **RENEWED**

Phil Hossler appeared to address the Authority and answer questions. Mr. Hossler stated that they also belong to RAR and have had several training sessions for employees. The Authority asked about the June 6 event and if there were any problems during the temporary modification. Mr. Hossler and Officer Mayers both stated that the incidents at that event were not in the Licensee's control and that they had done all they could to prevent any alcohol violations. There were no other concerns from the City or the Police Department. The Authority approved the renewal.

4. PUBLIC HEARINGS - posting and publication required

MODIFICATION OF PREMISES

- a. Mo' Betta Gumbo Inc. d/b/a Mo' Betta Gumbo
141 East 4th Street

An application was filed to modify the premises to enlarge the patio area to increase the entire premises to 24' x 74' in size. The premises was posted with a sign advertising the Public Hearing and a notice was published in the Reporter Herald as the law requires. Clay Caldwell and Roland Demers appeared to address the Authority and answer questions. There were no other parties in interest appearing. Mr. Demers explained the modification of the patio entrance and extension along the side of the restaurant. Ms. Ablao asked for an update on the encroachment permit. Mr. Demers stated that an inspection had been done last week and the permit was approved at the same occupancy level. This week the restaurant reopened after 12 weeks of emergency repairs. In the next six weeks, the restaurant plans to apply for additional seating and an increase in occupancy. Ms. Ablao stated she was still concerned about the Fire Department approval and the approved encroachment permit. There were no other concerns from the Police Department. The Authority conditionally approved the modification upon receipt of the approved encroachment permit and Fire Department inspection approval.

- b. El Pueblito #2 Inc. d/b/a El Pueblito
1499 West Eisenhower Blvd.

An application was filed to modify the premises to expand the business by adding 800 s.f. The premises was posted with a sign advertising the Public Hearing and a notice was published in the Reporter Herald as the law requires. Maria Cerrillo appeared to address the Authority and answer questions. There were no other parties in interest appearing. Ms. Cerrillo explained the modification of the premises which will add 40 more seats. The construction will take less than a week to demolish a wall and add an automatic door. The Authority noted that the diagram contained incorrect dimensions to match the lease. Ms. Ablao requested a new diagram with the correct dimensions. There were no other concerns from the Police Department. The Authority conditionally approved the modification upon receipt of a new diagram with the correct dimensions.

NEW LICENSE

- a. ANEJ, LLC d/b/a The Noble Publick House
548 North Lincoln Avenue

The applicant applied for a new Hotel and Restaurant license. The Public Hearing date and neighborhood boundaries (N-Eisenhower Blvd.; S-14th Street SW (Hwy 402); E-Boise Avenue; and W-Taft Avenue) were sent to the applicant by certified mail on June 13, 2014. The premises was posted with a sign advertising the Public Hearing and a notice was published in the Reporter Herald as the law requires. The Authority read the procedures to be followed for the hearing. Aaron Gonzales appeared to address the Authority and answer questions. There were no other parties in interest appearing and no other witnesses. The Authority swore in Mr. Gonzales to testify as to his experience in the industry and how he will be managing the restaurant. Mr. Gonzales performed the survey of the neighborhood by starting at the restaurant and gathering signatures from business owners and residents within the neighborhood boundaries. Two other people helped obtain about 40 signatures. The Authority asked why they did not sign circulator affidavits. Mr. Gonzales stated that he wasn't aware that they needed to complete the forms. Ms. Ablao cited concerns over the small number of signatures gathered and the inconsistency in DWI dates on Joel Sawtell's individual history form and CBI/FBI reports. There were no other concerns from the Police Department. The Authority closed the Public Hearing and ruled that

inhabitants of the neighborhood desire the issuance of the license; the reasonable requirements of the neighborhood do not preclude the issuance of the license; and the applicant is qualified to conduct the type of business proposed. The Authority conditionally approved the license upon submittal of an updated individual history form for Joel Sawtell and explanation of the discrepancy.

5. OLD BUSINESS/NEW BUSINESS

The Authority asked whether Warehouse Liquor West had applied for the fine in lieu of suspension from last month's show cause hearing. Ms. Ablao and Ms. Weaver both responded that they had heard nothing from the Licensee. The Authority suggested that follow up occur to find out if the Licensee still plans to apply.

The Authority has responded to the annual Cost Analysis survey email that was sent out by the Secretary requesting the necessary information from the team. Ms. Weaver noted that it was done in November of last year so it may not be completed before the next meeting but certainly before the end of the year.

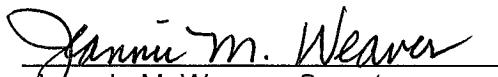
The Authority was notified that a Special Event Permit applicant had requested a waiver of the filing deadline. Loveland Sculpture Invitational, Inc. submitted the application that was prepared in April for the June 26 meeting but was incomplete due to internal events within the organization which led to it not being filed timely. The Authority stated that in view of the good history this organization has had with this event, the deadline is waived and a completed application and posting can be submitted. A special meeting shall be scheduled, if necessary.

6. ADJOURNMENT

The next regularly scheduled Local Licensing Authority Meeting will be **August 21, 2014 at 8:30 AM** in the City Council Chambers.

Having no further business to come before the Authority, the meeting was adjourned at 9:41 A.M.


Respectfully submitted,



Jeannie M. Weaver, Secretary

Approved:





William E. Starks, Municipal Judge
Liquor Licensing Authority