

Municipal Judge, Geri R. Joneson, 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, Vincent Junglas; Officer Jaime Mayoral; and Secretary, Jeannie Weaver.

**1. MINUTES**                      The minutes of the August 20, 2015 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 applications will be forwarded to the Department of Revenue for State approval and issuance of the licenses.

**RENEWALS - (Appearance not required)**

- a.     7-Eleven, Inc. dba Seven Eleven Store No 27094  
       105 East 37<sup>th</sup> Street  
       3.2% Off-Premises Retail Beer License Renewal  
       September 3, 2015 to September 3, 2016     **RENEWED**
  
- b.     Dream Machines Events Inc.  
       4270 Byrd Drive  
       Optional Premises License Renewal  
       October 6, 2015 to October 6, 2016             **RENEWED**
  
- c.     Origins Loveland LLC dba Origins Wine Bar & Wood Fired Pizza  
       500 North Lincoln Avenue  
       Hotel and Restaurant License Renewal  
       October 20, 2015 to October 20, 2016         **RENEWED**
  
- d.     Loveland Spirits, Inc. dba Loveland Liquor  
       639 North Cleveland Avenue  
       Retail Liquor Store License Renewal  
       October 31, 2015 to October 31, 2016         **RENEWED**
  
- e.     Dillon Companies Inc. dba King Soopers #44  
       253 East 29<sup>th</sup> Street  
       3.2% Off-Premises Retail Beer License Renewal  
       October 20, 2015 to October 20, 2016         **RENEWED**
  
- f.     Dillon Companies Inc. dba King Soopers #74  
       1275 Eagle Drive  
       3.2% Off-premises Retail Beer License Renewal  
       November 10, 2015 to November 10, 2016     **RENEWED**

**3. REGULAR AGENDA - (Appearance Required)**

**SPECIAL EVENTS PERMITS**

- a.     Loveland Public Library  
       300 North Adams Avenue

The application was filed for the "Oh Heck Yeah" event on October 9, 2015 from 5 p.m. to 9 p.m. Fort Collins City Attorney, Bronwyn Scurlock, appeared to represent the City of Loveland and Assistant City Attorney, Vincent Junglas, represented the Loveland Public Library. Tyera Eulberg was sworn in to testify and review the details of the event for the Authority. There were no questions from Ms. Scurlock. Mr. Junglas asked about the plan for inclement weather. Ms. Eulberg stated that the event will move from outside to inside the Library to encompass 2,150 s.f. as depicted on the diagram. There were no other concerns from the City or the Police Department. The Authority made the following findings: The application is in order; the applicant is qualified to hold the permit; the alcohol servers, security and service areas have been identified; the location is not within 500' of a school; and all concerns have been satisfied. The Special Events Permit was approved.

- b. Loveland Mountain View Rotary  
5917 Sky Pond Drive (Chapungu Sculpture Park)

The application was filed for the 2<sup>nd</sup> Annual BandSmash event on October 3, 2015 from 3:30 p.m. to 8 p.m. Tom Hall and Gordon Sybert appeared to address the Authority and answer questions. Mr. Hall was sworn in to testify and review the details of the event. Mr. Junglas asked about security for the event. Mr. Hall stated that two officers from Anlant Security would be monitoring the grounds during the event. Officer Mayoral stated the Police Department's concern would be the security staffing and size of the event. Mr. Junglas echoed the concern to include the roping off of the area of alcohol service. Mr. Hall agreed to obtain additional security of four or five personnel to monitor the area. The Authority questioned Mr. Hall about the diagram's depiction of the fencing material as orange construction fencing and concern that the roping off of the area would not ensure adequate control. Mr. Hall stated that the orange construction fencing would be used to secure the area better and control the crowd. There were no other concerns from the City or Police Department. The Authority made the following findings: The application is in order; the applicant is qualified to hold the permit; the alcohol servers, security and service areas have been identified; the location is not within 500' of a school; and all concerns have been satisfied and the Special Events Permit was approved.

#### TRANSFER OF OWNERSHIP

- a. Ten Enterprises LLC dba Ten Aveda Salon and Spa  
6045 Sky Pond Drive Ste. R-100

The application was filed for a transfer of ownership of the Beer and Wine License from Ten Enterprises LLC (a Colorado limited liability company) to Ten Enterprises LLC (a Delaware limited liability company). A temporary transfer permit was issued on August 4, 2015. Shawne Suttle appeared to address the Authority and answer questions. Ms. Suttle was sworn in to testify. There were no concerns from the City or the Police Department. There were no other parties in interest appearing. The Authority found the application is in order and applicant qualified and Authority is satisfied that all concerns have been addressed. The transfer of ownership was approved.

#### ADDITION OF OPTIONAL PREMISES

- a. Ovations Food Services LP dba Ovations Hot Dog Cart  
5290 Arena Circle

The application was filed for an addition of Optional Premises #3 to add to the premises 650,000 s.f. to activate for events throughout the year. The applicant did not appear and the matter was continued to the next regular meeting.

#### 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 any of the rules or regulations adopted pursuant thereto. Mr. Junglas informed the Authority that all three Licensees reached dispositions and hearings would not be necessary.

- a. Woka Land Corporation dba Wonderful Dragon  
120 North Lincoln Avenue  
Hotel and Restaurant License Renewal and Corporate Change Report  
September 11, 2015 to September 11, 2016

Cheuk Y Liu came forward to address the Authority and answer questions. Mr. Junglas read the proposed stipulation whereby the Licensee will admit the violation and a 10 day suspension will be imposed. The Licensee will serve five days of suspension by paying a fine in lieu of suspension. The amount was determined by examination of the Licensee's records and found to be below the minimum fine of \$200. The remaining five days of suspension will be held in abeyance for one year provided that the Licensee does not violate the Colorado Liquor Code or the Colorado Code of Regulations at the licensed premises during the year, pays the fine of \$200 by October 16, 2015 and agrees to have untrained employees attend an approved alcohol server training class within 120 days. The Licensee admitted the violation. The Authority accepted the admission finding it is reasonable, fair and equitable. The penalty was imposed as written in the proposed stipulation. The Authority approved the renewal and the corporate report of changes.

- b. Big Horn Concepts Inc. dba Blue 32 Sports Grille  
3021 North Garfield Avenue

Ken Cabazes came forward to address the Authority and answer questions. Mr. Junglas read the proposed stipulation whereby the Licensee will admit the violation and a 14 day suspension will be imposed. The Licensee will serve five days of suspension by paying a fine in lieu of suspension. The amount was determined by examination of the Licensee's records and found to be \$895. The remaining nine days of suspension will be held in abeyance for one year provided that the Licensee does not violate the Colorado Liquor Code or the Colorado Code of Regulations at the licensed premises during the year, pays the fine of \$895 and agrees to have untrained employees attend an approved alcohol server training class within 120 days. The Licensee admitted the violation and explained the corrective actions taken by the establishment. The Authority was satisfied with the explanation and accepted the admission finding it is reasonable, fair and equitable. The penalty was imposed as written in the proposed stipulation. Mr. Cabazes asked for 90 days to pay the fine. The Authority approved payment of the fine by December 16, 2015.

- c. CJ's Patio Grill Inc. dba CJ's Patio Grill  
1331 Eagle Drive

Tom Modlich and Kelly Hammond came forward to address the Authority and answer questions. Mr. Junglas read the proposed stipulation whereby the Licensee will admit the violation and a 40 day suspension will be imposed. The Licensee will actively serve ten days of suspension and ten days suspension will be served by paying a fine in lieu of suspension. The amount was determined by examination of the Licensee's records and found to be \$1,428. The remaining 20 days of suspension will be held in abeyance for one year provided that the Licensee does not violate the Colorado Liquor Code or the Colorado Code of Regulations at the licensed premises during the year, pays the fine of \$1,428 and agrees to have untrained employees attend an approved alcohol server training class within 120 days. The Licensee admitted the violation and explained the corrective actions taken by the establishment. The Authority was satisfied that the Licensee is aware of the seriousness of the situation and accepted the admission finding it is reasonable, fair and equitable. The penalty was imposed as written in the proposed stipulation. Mr. Modlich asked for 30 days to pay the fine. The Authority approved payment of the fine by October 16, 2015 and signs will be delivered for posting the establishment during the 10 actively served days of suspension.

**5. OLD BUSINESS/NEW BUSINESS**

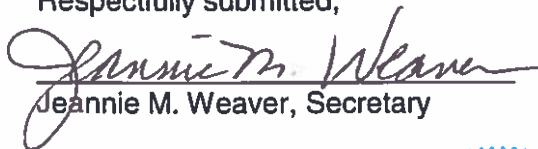
None

**6. ADJOURNMENT**

The next regularly scheduled Local Licensing Authority Meeting will be **November 19, 2015 at 8:30 AM** in the City Council Chambers.

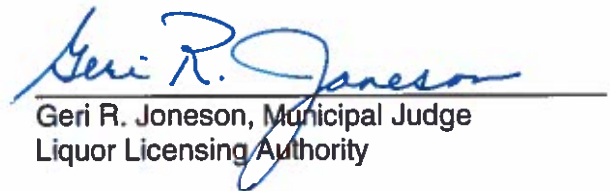
Having no further business to come before the Authority, the meeting was adjourned at 9:30 A.M.

Respectfully submitted,

  
Jeannie M. Weaver, Secretary



Approved:

  
Geri R. Joneson, Municipal Judge  
Liquor Licensing Authority