

**LIQUOR AND BEER MEETING
LOCAL LICENSING AUTHORITY
CITY OF GRAND JUNCTION, COLORADO
MUNICIPAL HEARING ROOM, CITY HALL, 250 NORTH 5TH STREET**

MINUTES

WEDNESDAY, MAY 15, 2013, 2:00 P.M.

HEARING OFFICER MICHAEL GRATTAN

I. CALL TO ORDER

The meeting convened at 2:00 p.m. Those present were Hearing Officer Mike Grattan, City Attorney John Shaver, and Deputy City Clerk Juanita Peterson.

II. APPLICATIONS TO RENEW LIQUOR AND BEER LICENSES

1. High Plains Pizza, Inc. dba Pizza Hut #248, 1440 North Avenue, Pizza Hut #249, 705 Horizon Drive, and Pizza Hut #250, 601 N. 1st Street, Grand Junction CO, 3.2% Beer Retail (On Premises)

No one was present representing the applicant.

The application for renewal for High Plains Pizza Inc. dba Pizza Hut #248, Pizza Hut #249, and Pizza Hut #250, were found to be in order and all were approved.

2. Red Robin International, Inc. dba Red Robin America's Gourmet Burgers and Spirits, 2530 Rimrock Avenue, Grand Junction, CO 81505, Hotel and Restaurant

Jason Gehrken, General Manager, was present.

The application for renewal for Red Robin America's Gourmet Burgers and Spirits was found to be in order and approved.

III. APPLICATION TO RENEW LIQUOR AND BEER LICENSE WITH OPTIONAL PREMISES

1. Brightstar Golf Redlands Mesa, LLC dba The Golf Club at Redlands Mesa, 2325 West Ridges Blvd, Grand Junction, CO 81507, Hotel and Restaurant with Five Optional Premises – **Continued from May 1, 2013**

There was no one present representing the applicant. Ms. Peterson reported that this was continued due to a Health Department issue and as of May 2, 2013, the Health Department said they are in compliance.

- The application for renewal for Brightstar Golf Redlands Mesa, LLC dba The Golf Club at Redlands Mesa, was found in order and approved.
2. Sodexo America, LLC, dba Sodexo, College Center, 1455 North 12th Street, Grand Junction, CO 81501, Hotel and Restaurant with 3 Optional Premises

No one was present representing the applicant.

The application for renewal for Sodexo America, LLC dba Sodexo was found to be in order and approved.

IV. APPLICATION TO RENEW LIQUOR AND BEER LICENSE WITH LATE FILING

1. SAL, Inc. dba Fiesta Guadalajara-GJ, 710 North Avenue, Grand Junction, CO 81501, Hotel and Restaurant – **Filed in the City Clerk’s Office 22 Days Late – Continued from April 17, 2013**

There was no one present representing the applicant. Ms. Peterson reported that this was continued due to a Health Department issue and as of May 9, 2013, the Health Department said they are in compliance.

The application for renewal for SAL, Inc. dba Fiesta Guadalajara-GJ, was found in order and approved.

V. APPLICATION TO REGISTER A NEW MANAGER

1. Wadsworth Old Chicago, Inc. dba Old Chicago, 120 North Avenue, Grand Junction, CO 81501, Hotel and Restaurant

Monica L. Etcheverry, 777 24 Road, Grand Junction CO 81505 replaces Cory Elam

There was no one present representing the applicant. Ms. Peterson reported that C.B.I./F.B.I. is still pending on Ms. Etcheverry. Hearing Officer Grattan approved the registration of the new manager contingent on a satisfactory report.

Hearing Officer Grattan moved a few items on the agenda and proceeded.

VI. APPLICATION FOR TRANSFER OF OWNERSHIP

1. Dancing Spirits, LLC dba Horizon Liquor, Transferring from Dancing Spirits, LLC (New Entity), 715 Horizon Drive, Grand Junction, CO 81506, Retail Liquor Store

Member/Manager: Sara Taylor, 640 W. Pagosa Drive, Grand Junction CO 81506

Sue Springer, mother of the applicant, was present. Ms. Taylor is in the process of moving to Grand Junction.

Hearing Officer Grattan asked Ms. Springer her relationship to the applicant. Ms. Springer indicated she was an owner. Ms. Peterson reported on the application Ms. Taylor is the only member of the LLC, but that Ms. Springer is a signer on the promissory note and security agreement. Ms. Peterson reported that all other paperwork is in order, pending C.B.I./F.B.I. report.

City Attorney Shaver asked about the ownership and Ms. Peterson gave him the minutes of the members for the LLC showing the transfer of interest of Ms. Rebecca Jackson to Ms. Sara Taylor on April 8, 2013.

Hearing Officer Grattan and City Attorney Shaver had no other issues and agreed to approve the Transfer of Ownership of Dancing Spirits, LLC dba Horizon Liquor from Rebecca Jackson to Sara Taylor contingent on a satisfactory C.B.I./F.B.I. report.

VII. APPLICATION FOR A SPECIAL EVENTS PERMIT

1. Mesa Developmental Services, 950 Grand Avenue, Grand Junction, CO 81501, "Garden Groove Concert Series" May 18, 2013 from noon to 10:00 p.m., 5:00 p.m. to 10:00 p.m. on May 25, 2013, June 14, 2013, July 27, 2013, August 24, 2013, and September 20, 2013, at 641 Struthers Avenue, Malt, Vinous, and Spirituous

CEO of Org.: Jeff Nichols, 678 Tahoe Cr., Grand Junction, CO 81503
Event Manager: Marilee Langfitt, 2901 El Torro Rd., Grand Junction, CO 81503

Marilee Langfitt, Event Manger, was present. Ms. Langfitt explained the relationship between Mesa Developmental Services and Strive and how Mesa Developmental Services was running the Botanical Gardens which has a Liquor License but does not have possession of the premises and they are currently the operating entity for the City. To continue on with the summer Garden Groove Concert Series, it was decided to apply for a Special Events Permit for the series as not to be in violation of liquor laws. Ms. Langfitt explained the benefits to the organization.

City Attorney Shaver asked Ms. Langfitt to look at the items he gave her marked Exhibit A (questionnaire) and Exhibit B (the diagram). City Attorney Shaver asked Ms. Langfitt to described the event and if she was familiar with the information on the questionnaire. She responded that she completed the questionnaire and this is the 10th year for this event, and there has not been an issue in the past. Next she was asked to look at the diagram and explain how they plan to keep the alcohol in the area outlined in red. Ms. Langfitt said that previously there was orange snow fencing they used to secure the area but were not allowed to put it across the pathways by the Corps of Engineers any

longer. There is a natural berm and the area is naturally sloping with hills and they use that to their advantage along with the security personnel.

Hearing Officer Grattan asked about the time difference for the May 18th event. Ms. Langfitt said that she would like to adjust that time so they are all 5:00 p.m. to 10:00 p.m. She was not sure in the beginning when she filed the application. This was noted and changed.

No one was present in opposition to the application.

Hearing Officer Grattan admitted Exhibits A and B into the record and found that pursuant to Colorado State Statutes 12-48-106, there is no evidence that the issuance of the permit would be injurious to the public welfare because of the nature of the special event, its location within the community, and there was no failure of the applicant in a past special event to conduct the event in compliance with applicable laws. He found that the application for a special events permit submitted by Mesa Developmental Services was in order and approved it.

2. Grand Junction Elks Home Association, 249 S. 4th Street, Grand Junction, CO 81501 "Grand Valley Rally" June 7, 2013 from 9:00 a.m. to 10:00 p.m., June 8, 2013 from 9:00 a.m. to midnight, and June 9, 2013 from 9:00 a.m. to 3:00 p.m., at 515 S. 7th Street, Malt, Vinous, and Spirituous

Secretary of Org.: Edward W. Crilly, 511 Crawford Ln., Palisade, CO 81526
Event Manager: Don Byrd, 214 W. N. 1st, Montrose, CO 81401

Mr. Edward Crilly, Mr. Don Byrd, and Ms. Terri Carter, were all present for this application. Mr. Byrd said that he was told by the City Clerk's office to work with a non-profit and that is why he contacted the Elks Association. Ms. Carter said that she has met with Mr. Byrd numerous times and that the Elks were willing to partner with the motorcycle rally as a fundraiser for the Elks. Ms. Carter felt comfortable with the logistics of the event as the Elks do several of these each year.

City Attorney Shaver asked about this being the first year. Mr. Byrd said yes. Ms. Carter said that is the reason for the expected attendees at this event of 1,000 to 3,000 as it is a 3 day event and they have no past history with this group like they do with other events.

Hearing Officer Grattan asked Mr. Byrd or Ms. Carter to look at Exhibit B and explain the diagram. Ms. Carter said the buildings marked "open field" are no longer existing but the red area on the diagram will be the beer garden. Mr. Byrd explained about the ingress and egress areas and the permanent fence on the west side. Mr. Grattan asked him to outline an area in blue where the security will be monitoring. Mr. Byrd did and then outlined the area adjacent and indicated the location of the vendors.

Hearing Officer Grattan recognized Patrol Commander Andy Martinez in the attendance. Mr. Martinez said he had several concerns regarding the event

from looking at the website, ie. motorcycle rodeo, bands, wet t-shirt contest, the number of attendees expected, and the number of security they will have. In events similar to this, it is Mr. Martinez's experience he will need to put more officers on patrol due to the nature. Mr. Martinez said that if there was an agenda or schedule of events would help him with staffing.

City Attorney Shaver asked Mr. Byrd if they could increase the amount of security. Mr. Byrd said they have contracted with Citadel Security and that would not be a problem if more than the 3-5 were needed.

After a general discussion of other issues, Hearing Officer Grattan suggested a 5 minute recess so Mr. Byrd and Mr. Martinez could see if they would be able to meet together to get some of these unanswered questions addressed.

The hearing recessed at 2:55 p.m.

The hearing reconvened at 2:59 p.m. Mr. Martinez and Mr. Byrd will meet on Friday, May 17th at the location. Mr. Byrd will have a schedule of events.

Hearing Officer Grattan said he would rather have a special meeting to address this next Wednesday, May 22nd at 2:00 p.m. to see if they can approve the Special Events Permit at that time. All parties were in agreement.

VIII. OTHER BUSINESS

There was none.

IX. ADJOURNMENT

The meeting was adjourned at 3:03 p.m.

NEXT REGULAR MEETING – June 5, 2013 with Special Meeting on May 22, 2013

A

SPECIAL EVENT PERMIT QUESTIONNAIRE AND AFFIDAVIT

1. Name of Event: Garden Groove Concert Series

2. How many attendees are expected at this event?
200 each event

3. Has the event been held in the past? If so, how many years?
Yes - 10

4. Have there ever been any violations or citations issued during the event in the past?
No

5. Describe the premises at which this event will take place.
Amphitheater at the Western Colorado Botanical Gardens - A stage and open grass area for seating

6. What type of security will be provided at this event?
Volunteers

7. How many security personnel will be on hand?
6

8. How will security personnel be identified?
Shirts

9. If this event is being held outdoors, how will the exterior boundaries of the premises be marked (i.e., roped, fenced, etc.)?
The area has natural boundaries - the Colorado River and the Western Colorado Botanical Gardens

10. What method will be used in checking identification for proper age of attendees (i.e., at the door, at the bar, etc.) and how will underage patrons be identified so as not to be served alcohol beverages (i.e., stamp or mark on the hand, etc.)
At the bar with hand stamps for those whose ID supports they are 21 or older.

11. How will the conduct and level of intoxication of attendees be monitored and by whom?

Security and those serving the wine and beer

12. Have the volunteers or members of your organization been trained in the sale/service of alcohol beverages?

Yes

13. What types of alternate beverages and food/snacks will be available?

A licensed, commercial food wagon with a variety of food/snack options

14. Has a State and City Sales Tax Number been initiated by you or a member of your organization? If so, provide those numbers in the space provided.

State Sales Tax License - 00415125-0000 City Sales/Use Tax License - 9223

I hereby certify, under penalty of perjury, that the information provided to the Grand Junction Liquor Licensing Authority contained in this affidavit is true and accurate to the best of my knowledge.

Applicant's Signature

[Handwritten Signature]

Date 05.02.13

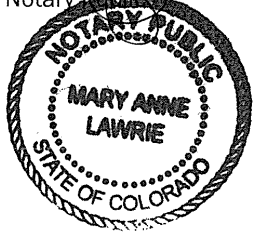
STATE OF COLORADO)
COUNTY OF MESA) SS.
CITY OF GRAND JUNCTION)

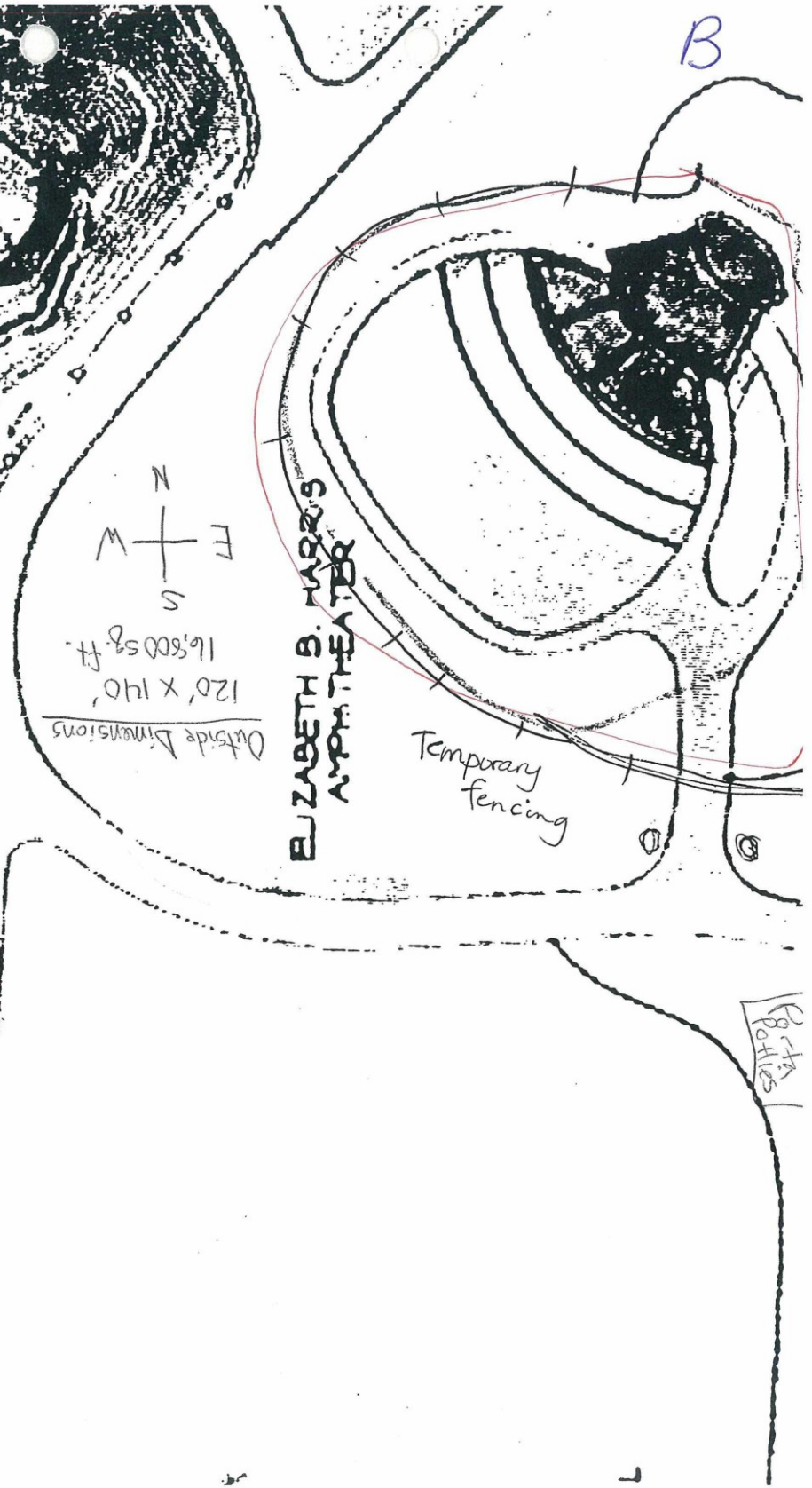
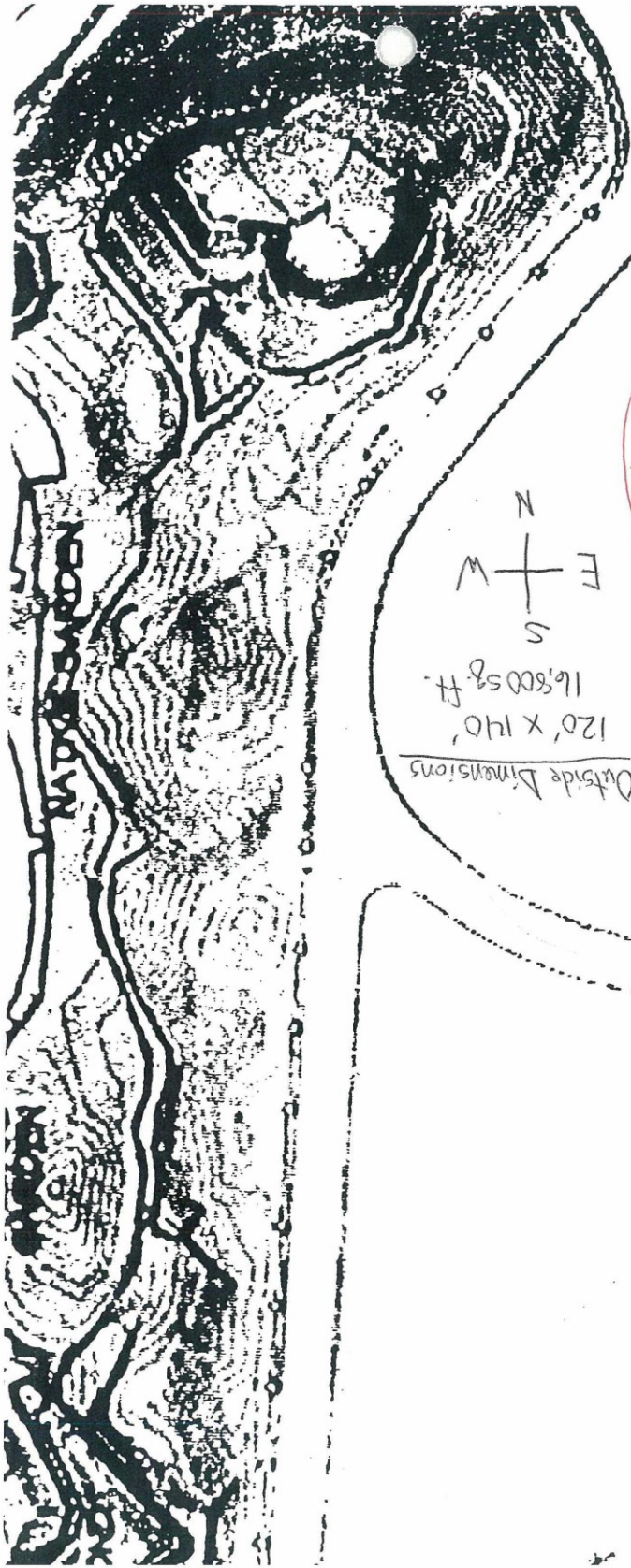
Subscribed and sworn to before me this 2nd day of MAY, 2013.

Witness my hand and official seal.

[Handwritten Signature]
Notary Public

My commission expires 01.23.2014





B

120' X 140'
16,800 sq. ft.
Outside Dimensions



ELIZABETH G. HARRIS
AMPHITHEATER

Temporary
fencing

Patio