

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

MINUTES

WEDNESDAY, DECEMBER 7, 2011, 2:00 P.M.

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 Debbie Kemp.

II. APPLICATIONS TO RENEW LIQUOR AND BEER LICENSES

1. Stoner Enterprises, LTD dba Andy's Liquor Mart, 922 N. 1st Street, Grand Junction, CO 81501, Retail Liquor Store

No one was present representing the applicant.

The application for renewal for Stoner Enterprises, LTD dba Andy's Liquor Mart was found to be in order and approved.

2. J N Restaurants, LLC dba Bin 707 Food Bar, 225 N. 5th Street, Suite 105, Grand Junction, CO 81501, Hotel and Restaurant

No one was present representing the applicant.

The application for renewal for J N Restaurants, LLC dba Bin 707 Food Bar was found to be in order and approved.

3. Robert J. Wilcox Inns, Inc. dba West Gate Inn, 2210 Hwy. 6 & 50, Grand Junction, CO 81505, Hotel and Restaurant

No one was present representing the applicant.

The application for renewal for Robert J. Wilcox Inns, Inc. dba West Gate Inn was found to be in order and approved.

III. APPLICATION TO RENEW LIQUOR AND BEER LICENSE WITH OUTDOOR DINING LEASE

1. Trust Trifecta Enterprises, LLC dba Naggy McGee's Irish Pub, 359 Colorado Avenue #103, Grand Junction, CO 81501, Hotel and Restaurant

Eric Wilmot, part owner of Naggy McGee's Irish Pub, was present.

Ms. Kemp advised that the Police Department reported that one of the owners was arrested on a DUI/DUID charge on November 14, 2011, which is after the paperwork for the renewal was received in the City Clerk's office. Ms. Kemp also reported that there are outstanding Fire Code violations and the Fire Department will be conducting a re-inspection.

Mr. Wilmot advised that Ms. Funchies, also part owner of Naggy McGee's, apologized for not being present for this meeting. He stated that, in regards to the arrest, there has not been a court appearance yet, therefore there is not a disposition at this time. City Attorney Shaver advised that the arrest is not a concern for this renewal, however, if convicted, the applicant will need to disclose it for next year's renewal.

The application for renewal with outdoor dining lease for Trust Trifecta Enterprises, LLC dba Naggy McGee's Irish Pub was found to be in order and approved subject to satisfactory report from the Fire Department.

IV. APPLICATION TO RENEW LIQUOR AND BEER LICENSE WITH TASTING PERMIT

1. JEMSKT, Inc. dba Country Club Liquors, 683 Horizon Drive, #105, Grand Junction, CO 81506, Retail Liquor Store

No one was present representing the applicant.

Ms. Kemp advised that the Police Department reported that one of Country Club Liquors employees that was listed on the Tasting Permit Application was arrested on a DUI/DUID charge on April 4, 2011. City Attorney Shaver asked Ms. Kemp if the arrest was disclosed on the renewal. Ms. Kemp stated that the renewal only asks for disclosure of convictions of crimes for the owners, not the employees.

Hearing Officer Grattan asked Lisa Maestas, Liquor Enforcement/ Investigations, Grand Junction Police Department, if she received a disposition on the employee. Ms. Maestas said she has not had time to look for a disposition, but can look into it.

Hearing Officer Grattan asked Ms. Maestas to try and find a disposition on the employee and continued the application for renewal with tasting permit for JEMSKT, Inc. dba Country Club Liquors to the December 21, 2011 Liquor and Beer Meeting.

V. APPLICATION TO RENEW AND REGISTRATION OF A NEW MANAGER

1. GMRI, Inc. dba The Olive Garden Italian Restaurant, 2416 Hwy. 6 & 50, Grand Junction, CO 81505, Hotel and Restaurant

James Andrews, 488 32 Road, #B10, Clifton, CO 81520 replaces Jeff Hubach

No one was present representing the applicant.

Ms. Kemp advised that a CBI/FBI report is pending on Mr. Andrews.

The applications for renewal and registration of a new manager for GMRI, Inc. were found to be in order and approved subject to a clear report from CBI/FBI.

VI. OTHER BUSINESS

1. Renewal for Sang Garden, Inc. dba Sang Garden Chinese Restaurant, 687 Horizon Drive, Grand Junction, CO 81506, Hotel and Restaurant – **Filed 9 Days Late in the City Clerk's Office** – Review Revised Letter for the Late Filing

The revised letter provided for the late filing of the renewal was found satisfactory and the renewal for Sang Garden, Inc. dba Sang Garden Chinese Restaurant was approved.

2. Renewal and Change in Corporate Structure for Beye Lotz Grand Junction dba VFW Post #1247, 1404 Ute Avenue, Grand Junction, CO 81501, Tavern – Verify that a letter was submitted to the City Clerk's Office by Mr. Southard stating he is the only remaining officer due to the suspension of all other officers by VFW Post #1247 corporate headquarters.

The statement provided by Mr. Southard, Sr. Vice Commander for VFW Post #1247, stating he is the only remaining officer at this time was found satisfactory and the renewal and change in corporate structure for Beye Lotz Grand Junction dba VFW Post #1247 was approved. Hearing Officer Grattan asked Ms. Kemp to place a reminder on agenda for the 1st meeting in February 2012 to make sure the applicant has filed the appropriate paperwork to add the required additional officers.

3. Change in Corporate Structure for Dynamic Adventure Limited dba Le Rouge, 317 Main Street, Grand Junction, CO 81501, Hotel and Restaurant

Ms. Kemp advised that reports came in from CBI/FBI and arrests were reported on Petrice Petit, President of Dynamic Adventure Limited; a DUI in 1990 in Aspen, CO and an open container in a vehicle and a DUI in 2008 in Cedar City, Utah. These arrests were not reported on his Individual History Form. She contacted Mr. Petit and he came in and revised his Individual History Form to reflect the arrests and dispositions. He reported that the DUI in 1990, he completed community service and his driver's license was restricted for 3 months, the DUI in 2008 had been dismissed and a fine was paid for the open container in a vehicle.

Hearing Officer Grattan stated that he is not too concerned about the DUI that happened over 2 decades ago, but is concerned about the two alcohol related violations that happened 3 years ago. He asked Ms. Maestas if she could get the disposition of the arrest in 2008 from Cedar City, Utah.

VI. APPLICATION TO RENEW AND CHANGE IN CORPORATE STRUCTURE – Continued from November 16, 2011

1. Fraternal Order of Eagles 595 dba Fraternal Order of Eagles 595, 1674 Highway 50, Grand Junction, CO 81503, Club

Treasurer: Russell Williams, 2803 Mesa Avenue, Grand Junction, CO 81501 replaced Joe Lenahan

No one was present representing the applicant.

Chuck Mathis, Grand Junction Fire Prevention Officer, reported that 10 of the outstanding 11 violations have been corrected. The Eagles have hired Extreme Construction to take care of the fire sprinkler issue upstairs in the building and they have pulled a permit from the Fire Department and are in the process of pulling a building permit. Mr. Mathis has received a plan for the sprinkler revisions and it has been approved. They are hoping to get the work done either before Christmas or shortly thereafter.

The application for renewal and change in corporate structure for Fraternal Order of Eagles 595 dba Fraternal Order of Eagles 595 was continued to the December 21, 2011 Liquor and Beer Meeting. Hearing Officer Grattan asked Mr. Mathis to either show up for that meeting or submit a letter stating whether or not the applicant is making progress on what the Fire Department and the applicant have agreed upon.

VI. OTHER BUSINESS – Continued

Lisa Maestas, Liquor Enforcement/ Investigations, Grand Junction Police Department, advised that she has accepted a position with State Liquor Enforcement and introduced Joe Patrick who will be taking her place with the City Liquor Enforcement. Hearing Officer Grattan told Ms. Maestas that is has been a pleasure having here and wished he good luck in her new position with the State and welcomed Mr. Patrick.

VIII. ADJOURNMENT

The meeting was adjourned at 2:35 p.m.

NEXT REGULAR MEETING – December 21, 2011