

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

MINUTES

WEDNESDAY, OCTOBER 16, 2002, 9:00 A.M.

I. **CALL TO ORDER** – The meeting was convened at 9:02 a.m. Those present were Hearing Officer Jim Majors, Assistant City Attorney John Shaver and Deputy City Clerk Debbie Kemp.

II. **APPLICATIONS TO RENEW LIQUOR AND BEER LICENSES**

1. Rite Aid Corporation dba Rite Aid #6178, 1834 N. 12th St., 3.2% Beer Off Premises
The application was found to be in order and approved.

2. M C Industries, Inc. dba Junct'n Square, 119 N. 7th St., Hotel/Restaurant
The application was found to be in order and approved.

3. Eagles Fraternal Order of 595, 1674 Hwy. 50, Club
The application was found to be in order and approved.

4. Ran Ken, Inc. dba Chelsea London Pub, Hotel/Restaurant
The application was found to be in order. Ms. Kemp read into the record a memo from Stephanie Tuin, City Clerk to the Hearing Officer regarding the Police Department reporting some incidents at Chelsea's London Pub (see attached.)

III. **APPLICATION FOR CHANGE OF LOCATION**

1. Black Sam, Inc. dba Pantuso's Ristorante, 707 Horizon Drive, Hotel/Restaurant

Change of location from 2782 Crossroads Blvd. to 707 Horizon Drive

Christopher Blackburn, President of Black Sam, Inc. was present. Ms. Kemp read the results of the survey that the applicants conducted into the record (see attached). Mr. Shaver asked the applicant who conducted the survey, if the results read into the record are a true and accurate account of the survey. Mr. Blackburn stated that he conducted part of the survey and one of his managers conducted the survey on businesses and that the results that were read into the record are a true and accurate account. Mr. Shaver questioned the time of day of the survey because the numbers were so low. He also inquired as to how many refused to sign the survey. Mr. Blackburn stated that the survey for the residential was done between 7:00 and 8:30 p.m. A few of the residents refused to sign the survey. The businesses were surveyed during normal operating hours of the day by Jeremy Krug. Mr. Majors inquired when the opening date would be at the new location. Mr. Blackburn replied November 1, 2002. There was no opposition present. The statutory criteria had been met and the license has been a long standing license in the area so it was approved pending the continuing compliance of inspection results from the Fire Department, Code Enforcement and Mesa County Health Department.

IV. REVIEW OF AN AMENDED STIPULATION

1. Wigout Productions, Inc. dba Mesa Theatre & Club, 538 Main Street

Review of Compliance with Amended Stipulation and Agreement

Ms. Rubinstein, City Staff Attorney, stated that since the Amended Stipulation and Agreement was put in place, there has been a decrease in criminal activity on “college night”. She recommended that the restrictions remain as they are listed with a change to item j on the Amended Stipulation to set another review date on a quarterly basis if criminal issues are continuing.

Mr. Tom Volkman, attorney representing Wigout Productions, stated that they have no problem with the continuation of the Amended Stipulation and asked that any issues regarding the Amended Stipulation go to him or the Licensee prior to any review with the Hearing Authority. Ms. Rubinstein stated that she didn’t have a problem with Mr. Volkman’s request.

Mr. Majors stated that he feels that quarterly reviews of the Amended Stipulation is a bit too much, but feels that a semi-annual review would be a good idea. He would like to see a continued flow of communication between the Licensee, the City and the Police Department.

Ms. Rubinstein suggested they schedule a review for February 20, 2003 (the actual review date would be Wednesday, February 19, 2003.)

Mr. Cafarelli, owner of Cafarelli Properties, Inc. next to Mesa Theatre, spoke regarding his concerns with the damages that his business and P.J. McGovern’s business have incurred during the “college night” and the various concerts that Mesa Theatres hold. He stated that he has reported damages to the police and even though they have attempted to take action, he is not satisfied. He has not seen barricades during the “college night”. He would like the Amended Stipulation to also include all concert nights as well as “college night”.

Ms. Rubinstein stated that the barricades are a method to stop crowds and keep people moving, not specifically to protect businesses. The Amended Stipulation was originated to address “college night” and there is no basis for extending it to all concert nights.

Mr. Volkman agreed with Ms. Rubinstein not to extend the Amended Stipulation to include all concert nights.

Mr. David Prather, owner of Wigout Productions, stated that they have do have uniformed security that go to the back alley every 10 minutes to check the alley and during the last half hour of the evening, a security officer is posted at the back alley. After the last person leaves the building, three security officers walk the entire building perimeter including the alley and the parking lot.

Mr. Majors found that Mesa Theatre has met reasonable compliance and stated that the security has been helpful and would like to see that continued. The Amended Stipulation will be continued and item j will be changed to review the Amended Stipulation on February 20, 2003 (the actual date will be Wednesday, February 19, 2003) as an agenda item.

V. **ADJOURNMENT**

The meeting was adjourned at 9:47.

NEXT REGULAR MEETING – November 6, 2002