

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

MINUTES

WEDNESDAY, October 6, 2004, 9:00 A.M.

I. **CALL TO ORDER** – The meeting convened at 9:03 a.m. Those present were Hearing Officer Phil Coebergh, City Attorney John Shaver and Deputy City Clerk Debbie Kemp.

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

1. Feather Petroleum Company dba Stop N. Save No. 2, 2050 North Avenue, 3.2% Beer Retail (Off-Premises)

The application for renewal was found to be in order and approved.

2. Tyluk Inc., dba Whiskey River, 490 28 ¼ Road, Tavern

Ms. Kemp reported that Mesa County Health Department reported that Whiskey River in not in compliance and they have been given a compliance date of November 1, 2004 by Mesa County Health Department.

The application for renewal was continued until November 3, 2004 to allow time for the applicant to be in compliance with the Health Department.

3. Buon Appetito Inc., dba Il Bistrot Italiano, 400 Main Street, Hotel/Restaurant

The application for renewal was found to be in order and approved.

III. **APPLICATION FOR MODIFICATION OF PREMISES**

1. Red Junction Service Company LLC, dba The Golf Club at Redlands Mesa, 2325 West Ridges Blvd, Hotel/Restaurant

Remodel of basement to expand to Fitness Club.

Ms. Kemp reported that the application appeared to be in order. Because of the recent renewal of this Hotel and Restaurant Liquor License, only City Sales Tax was checked for compliance and it was reported to be in compliance.

Monique Mull, Mesa County Health Department, advised the Hearing Officer that the Golf Club at Redlands Mesa is not in compliance with the Health Department. Two representatives from the Golf Club at Redlands Mesa reported to the Health Department that they will be extending the dining room and bar to the basement, but as of yet, they have not filed a plan review with the Health Department.

The application for renewal was continued until October 20, 2004 and Mr. Coebergh asked Ms. Kemp to notify the applicant that a representative of the facility needs to be present.

IV. APPLICATION TO CHANGE TRADE NAME

1. Fruitvale Shell LLC dba Texaco Food Mart to Fruitvale Shell LLC dba Shell Food Mart, 401 30 Road, 3.2% Beer (Off Premises)

The application was found to be in order and approved.

V. APPLICATION FOR REGISTRATION OF NEW MANAGER

1. Black Dog Grills, LLC dba Genghis Grill, 2474-C Highway 6 & 50, Hotel/Restaurant

Todd Colosimo replaces Robert P. Adisano

Robert P. Adisano, owner of Genghis Grill, was present.

The application was found to be in order and approved.

VI. TRANSFER OF OWNERSHIP

1. Higher Grounds Italian Pastry & Espresso Bar Inc., dba Higher Grounds & The Biscotti Lounge, 936 North Avenue, Hotel/Restaurant

Transfer of Ownership of a Hotel and Restaurant License from Chef's New World Cuisine dba Chef's to Higher Grounds Italian Pastry & Espresso Bar Inc., dba Higher Grounds & The Biscotti Lounge

President: Mark Hinkle, 570 Greenfield Cir. W., Grand Junction, CO 81504
V.P.: Francesca Morales, 527 Greenbelt Ct., Grand Junction, CO 81503

Mark Hinkle, President, and Fran Morales, Vice President, were present.

Ms. Kemp reported that this application for Transfer of Ownership was postponed from the September 15th meeting because the applicant had not posted the premises in the required time frame. She stated that Mesa County Health Department reported that Higher Grounds & the Biscotti Lounge is not in compliance and the City Sales Tax Department also reported the account is not in compliance.

Mr. Hinkle advised the Hearing Officer that he was at Mesa County Health Department filing paperwork and paying fees while the Health Department was delivering letters to Higher Grounds & the Biscotti Lounge. He explained that he had not realized that he needed a new license for the relocation of his business. He advised that he is working with Grace Hendricks in the City Sales Tax Department to clear up a missing payment that was paid for the sales tax owed. He also advised that he is working with the State Sales Tax Representative to clear up a sales tax issue from the previous owner of the property.

City Attorney Shaver asked Mr. Hinkle if he has a current sales tax license. Mr. Hinkle said he did.

Monique Mull, Mesa County Health Department, advised the Hearing Officer that Higher Grounds was confused when they moved from one location to another location; however, she had several phone calls with Mr. Hinkle and Ms. Morales and asked them to file a plan review and pay the fees. When nothing had been done, she advised Mr. Hinkle that the final deadline to file the plan review and pay the fees would be

September 22, 2004. When this had not happened, she prepared two letters of non-compliance and delivered them to Higher Grounds. Mr. Shaver asked Ms. Mull if Higher Grounds are currently operating and serving food. Ms. Mull answered that they are and it is illegal without a current Health Department License. She has given them 48 hours to file for a license. Mr. Shaver asked her what happens if they don't comply in the 48 hours. Ms. Mull stated she will keep a positive attitude and move forward positively.

The application for a Transfer of Ownership was continued until the October 20th meeting to reevaluate all outstanding violations. Mr. Coebergh advised the applicant that the October 20th hearing will be their last chance for consideration of this transfer of ownership.

2. Claudia and Randy Zamora dba Super C, 2685 Unawep Avenue, 3.2% Beer (Off Premises)

Transfer of Ownership of a 3.2% Beer Retail (Off Premises) from Thomas L. Goerke dba Andy's Food Store to Claudia and Randy Zamora dba Super C

Owners: Claudia & Randy Zamora, 2167 Redcliff Circle, Grand Junction, CO 81503

Claudia & Randy Zamora, Owners of Super C, were present.

The application was found to be in order and approved.

3. Robert J. Stack, Receiver dba Freeway Bowl, 1900 Main Street, Tavern

Transfer of Ownership of a Tavern license from Silver Star Bowling Inc., dba Freeway Bowl to Robert J. Stack, Receiver, 583 Rambling Road, Grand Junction, CO 81503

Manager: James Roy Walter, Sr., 3122 D Road, Grand Junction, CO 81504

Robert Stack, Receiver of Freeway Bowl, was present.

Mr. Coebergh asked Mr. Stack the reason for the receivership. Mr. Stack explained that he had sold the business in 1984 to Donald Silver. They were not paying property taxes, insurance, and had numerous creditors including Mr. Stack. Mr. Stack petitioned the court for receivership and is now turning the business around.

City Attorney Shaver asked if Mr. Stack is the receiver personally or if it is a Corporation. Ms. Kemp replied that the receiver is Mr. Stack personally.

The application was found to be in order and approved.

VII. ADJOURNMENT – The meeting was adjourned at 9:37 a.m.

NEXT REGULAR MEETING – October 20, 2004