

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

**MINUTES**

**WEDNESDAY, OCTOBER 5, 2005, 9:00 A.M.**

I. **CALL TO ORDER** - The meeting convened at 9:06 a.m. Those present were Hearing Officer Phil Coebergh, City Attorney John Shaver and Deputy City Clerk Juanita Peterson.

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 was found to be in order and approved.

2. Fruitvale Shell LLC dba Shell Food Mart, 401 30 Road, 3.2% Beer Retail (Off Premises)

The application was found to be in order and approved.

3. Bold Petroleum Inc., dba Acorn Food Store, 2222 Hwy 6 & 50, 3.2% Beer Retail (Off Premises)

The application was found to be in order and approved.

4. The Corral Inc., dba The Corral, 539 Colorado Avenue, Tavern

There was no one present for The Corral. Ms. Peterson stated the paperwork was received in a timely manner and all the reports were fine except the report from the Police Department that was faxed into the City Clerk's office this morning. This report was 9 pages and Ms. Peterson said she has not had time to review the report. She presented Mr. Coebergh and City Attorney Shaver with copies.

Mr. Coebergh stated that in order to allow time to review the police report, the renewal application consideration should be continued to the October 19, 2005 hearing. City Attorney Shaver concurred and asked Ms. Peterson to contact the owner of the establishment to have him appear at that hearing. Ms. Peterson said she would send the notice by letter, sent certified mail with a return receipt, encourage him to contact Officer Campbell regarding the report, and state he must be present at the October 19<sup>th</sup> hearing.

5. Thunder Mountain Tavern LLC dba Thunder Mountain Tavern, 2701 Hwy 50, Tavern

The application was found to be in order and approved.

6. Conchita's Mexican Restaurant LLC dba Conchita's Mexican Restaurant, 2692 Hwy 50 Unit E, Hotel/Restaurant

Mr. Dan Zambrano was present. Ms. Peterson reported that the paperwork was submitted in a timely manner but the Mesa County Health Department has issues with the food temperature control and has requested a compliance agreement be in place by October 18<sup>th</sup>. Mr. Zambrano stated that he has ordered two new cooling units and they should be here in a couple of weeks and Ms. Mull with the Health Department will be in contact with the City Clerk's office to make sure they have completed the compliance agreement and present it at the next hearing. Ms. Peterson will let Ms. Mull know the hearing will be continued.

City Attorney Shaver stated that this could be continued until the November 2, 2005 hearing to give Mr. Zambrano a chance to get these units installed and to complete the compliance agreement with the Health Department by October 18, 2005. Mr. Shaver asked Mr. Zambrano if he believed he would be able to have everything completed by that time. Mr. Zambrano said he believed so, and that was very generous. City Attorney Shaver stated that this is an issue that has been on-going and the City is taking a tolerant approach right now, but this must be completed by the November 2, 2005 hearing.

Mr. Coebergh asked when the license would expire. Ms. Peterson reported November 14, 2005. Mr. Coebergh and City Attorney Shaver concurred on the continuance.

### **III. APPLICATIONS TO RENEW LIQUOR AND BEER LICENSES WITH LATE FILING**

1. Justin Mattivi dba Crystal Café and Bake Shop, 314 Main Street, Hotel/Restaurant

There was no one present. Mr. Coebergh noted the letter submitted by Mr. Mattivi regarding the late filing. City Attorney Shaver asked if this was their first renewal. Ms. Peterson stated this is the second renewal. City Attorney Shaver stated that the City has taken a very liberal approach to new applicants and believed there was good cause for the late filing. Mr. Coebergh approved the renewal with late filing with good cause.

### **IV. APPLICATION FOR TRANSFER OF OWNERSHIP**

1. Estate of Ray Quan dba Far East Restaurant, 1530 North Avenue, Hotel/Restaurant (Pending paperwork, due by September 30, 2005 at 5:00 p.m.)

Mr. Larry Beckner and Mr. Tom Quan were both present. Ms. Peterson reported that there has been no paperwork filed with the City Clerk's office as of this time.

Mr. Beckner stated he has been working with Mr. Quan for 3 ½ months forming two new companies and should have the paperwork completed and filed with the City Clerk's office today.

City Attorney Shaver stated he has spoken with Mr. Beckner regarding the transfer of ownership and this was a highly unusual case and that Mr. Beckner has gotten farther along since he began working with Mr. Quan.

Mr. Quan stated the restaurant has been closed since August 8<sup>th</sup> and the plan is to re-open on November 1, 2005. Mr. Coebergh and City Attorney Shaver concurred to reschedule this for the October 19, 2005 hearing.

### **V. APPLICATION FOR MODIFICATION OF PREMISES**

1. Malabo, LLC dba Grand Central Liquors, 200 West Grand Unit #2, Retail Liquor Store

Take out existing double doors into the smoke shop.

There being no one present, Ms. Peterson reported that paperwork was submitted in a timely manner and no additional reports were requested due to just having approved their renewal last month.

Mr. Coebergh and City Attorney Shaver concurred on the approval for the modification of premises for Grand Central Liquors.

## **VI. APPLICATION FOR SPECIAL EVENTS PERMITS**

1. Application by Mesa State College for a Malt, Vinous and Spirituous Special Events Permit for 80<sup>th</sup> Birthday Hoe Down on October 28, 2005 from 5:00 p.m. to 10:30 p.m. located at the Liff Auditorium.

Applicant: Mesa State College Alumni Association, 1100 North Avenue, Grand Junction, CO 81501

President: Tim Foster, 301 Dakota Dr., Grand Junction, CO

Event Manager: Rick Adelman, 465 Carsen Lk Dr., Clifton, CO

Mr. Rick Adelman was present. Ms. Peterson reported that the paperwork was submitted in a timely manner; the police report was fine; the fire department had an issue with the hay bales and that has been addressed; and the applicant must visit with the sales tax department before they leave today for the correct paperwork for a special event.

Mr. Adelman stated he would take care of that before leaving the building.

Mr. Coebergh asked if other licensed premises were contacted for this event. Ms. Peterson read the letter from the applicant into the report in which they had contacted 5 licensed facilities who were either not available, not large enough, or the building was being demolished and rebuilt.

Mr. Coebergh asked City Attorney Shaver if he had any questions. City Attorney Shaver stated he believed they made effort to find another licensed facility but none were available or were inadequate. He had no questions and believed all the statutory requirements have been met. (12-48-103 C.R.S.). Mr. Coebergh approved the special events permit.

## **VII. ADJOURNMENT – 9:26 a.m.**

**NEXT REGULAR MEETING – October 19, 2005**