

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

MINUTES

WEDNESDAY, DECEMBER 20, 2006 9:00 a.m.

I. **CALL TO ORDER** – The meeting convened at 9:02 a.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. Wadsworth Old Chicago, Inc. dba Old Chicago, 120 North Avenue, Grand Junction, CO 81501, Hotel and Restaurant – **Continued from November 15, 2006**

Ms. Peterson reported that the Health Department report was received and there were no issues. The application for renewal was found to be in order and approved.

2. Far East Restaurant Operating Co., Inc. dba Xian Wei, 1530 North Avenue, Grand Junction, CO 81501, Hotel and Restaurant

City Attorney Shaver asked if all of the estate issues with this establishment have been taken care of. Ms. Peterson stated yes and this is their first renewal since the change. The application for renewal 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

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

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

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

5. Bub's Field on the Horizon, LLC dba Bub's Field Sports Pub, 715 Horizon Drive, Suite 1, Grand Junction, CO 81506

Mr. David Elliott was present. The application for renewal was found to be in order and approved.

III. **APPLICATION TO RENEW LIQUOR LICENSE AND CHANGE IN CORPORATE STRUCTURE**

1. Beye Lotz Grand Junction dba VFW Post #1247, 1404 Ute Avenue, Grand Junction, CO 81501, Tavern

Larry Baker, 3229 Bunting Ave. Clifton, CO replaces Joe Shelleman

Gene Southard, 565 Sun Valley St., Grand Junction, CO replaces Ken Largent

Clint Peterson, Quartermaster was present. The application for renewal was found to be in order and approved.

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

Carl E. Murphy, 244 Sherman Dr., Grand Junction, CO replaces Ed Cottrell
Fred Albertson, 638 Bean Ranch Road, Whitewater, CO replaces Roger Smith
Phil Guillen, 2847 Newport Cir, Grand Junction, CO replaces Don Miller
Don Sekulich, 2965 Oxbow Rd., Grand Junction, CO replaces Kevin Hill

Wes Bornschein, Trustee was present. The application for renewal was found to be in order and approved.

IV. APPLICATION TO RENEW LIQUOR LICENSE AND TASTING PERMIT

1. **JEMSKT, Inc.** dba Country Club Liquors, 683 Horizon Drive, #400, Grand Junction, CO 81506

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

V. APPLICATION TO RENEW LIQUOR LICENSE WITH LATE FILING AND NEW MANAGER'S REGISTRATION

1. El Mescal, Inc. dba Tequila's Family Mexican Restaurant, 2454 Highway 6 & 50, Suite 119 & 120, Grand Junction, CO 81505, Hotel and Restaurant

Mirna Munoz, 2495 Red Peach Court, Grand Junction, CO replaces Jose de Jesus Garcia

Mr. John Howe, legal counsel for the applicant, was present along with Anselmo and Mirna Munoz and their nephew. Ms. Peterson reported the application for renewal was filed 14 days late into the City Clerk's office. This is the first renewal for this location. Ms. Peterson reported all of the reports were fine; C. B. I. is still pending on Mirna Munoz. Ms. Peterson read into the record the letter from Mr. Howe explaining the late renewal and the way they will avoid this in the future.

City Attorney Shaver explained to the applicant and for the benefit of the new Hearing Officer that the City takes a very lenient approach to a first time late renewal. Both City Attorney Shaver and Hearing Officer Grattan found the explanation from Mr. Howe to be acceptable and approved the renewal and the application for new manager pending a good report from C. B. I.

VI. APPLICATION FOR REGISTRATION OF A MANAGER

1. Flavors West, LLC. dba Qdoba Mexican Grill, 2536 Rimrock Avenue, Suite 100, Grand Junction, CO 81505, Hotel and Restaurant

Scott N. Wegs, 429 ½ Saxon Ct., Grand Junction, CO 81504 replaces Matt Lopez

There was no one present. Ms. Peterson reported that the local police report and sales tax report were fine. C. B. I. is still pending. Ms. Peterson asked permission from the

authority to call Mr. Wegs to complete the hire date and compensation rate he left off the report and complete this without bringing it back to hearing. City Attorney Shaver and Hearing Officer Grattan agreed and approved the new registration of manager pending C. B. I. approval.

VII. RESOLUTION OF FINDINGS AND DECISION RE: APPLICATION FOR NEW LICENSE

1. China City, Inc., dba Grand China Restaurant, 509 28 ½ Road, Hotel and Restaurant

President: Yea-Lin Yen, 1940 Grand Avenue, #213, Grand Junction, CO 81501

Ms. Yea-Lin Yen was present. Ms. Peterson reported the application was in order and all of the reports are back except C. B. I. Ms. Peterson read into the record the results from the survey of the needs and desires of the neighborhood (see attached). Ms. Peterson asked if Ms. Yen would include all of the dates she performed the survey not just the beginning and ending dates on the affidavit. This was corrected at the hearing.

City Attorney Shaver asked Ms. Yen if she believed the results of the survey Ms. Peterson read was true and accurate and asked Ms. Yen who conducted the survey and how it was conducted. Ms. Yen stated that she did and felt the survey results were true and accurate and stated that she went door to door. Ms. Yen tried to indicate she believed everyone wanted the license approved and the ones who answered the wrong way just didn't understand the question.

Mr. Shaver asked Ms. Yen if there were any pending issues with the Health Department. Ms. Yen said she did not understand Mr. Shaver's question. Ms. Yen had a friend present who answered that all the issues were taken care of. Mr. Shaver asked if he worked for Ms. Yen. He stated no, he was just a friend but she talked to him about this issue and he was interpreting for Ms. Yen. Again it was interpreted for Ms. Yen if there were any outstanding issues with the Health Department. Ms. Yen said no.

Ms. Peterson reported that Monique Mull with Mesa County Health Department sent a report where all the pre-existing issues were taken care of from the old liquor license.

Mr. Grattan asked if there was anyone present for or against the application. Seeing none, Mr. Grattan found the requirements have been met and approved the issuance of the hotel and restaurant liquor license on a local level. The City Clerk's Office will prepare a resolution for Mr. Grattan's signature. Ms. Peterson returned a check to the applicant from the renewal of the old license which was not approved on the local level and never sent into the State.

VIII. ADJOURNMENT – The meeting adjourned at 9:29 a.m.

NEXT REGULAR MEETING – January 3, 2007

MEMO: Local Licensing Authority

FROM: Juanita Peterson, Deputy City Clerk

DATE: December 11, 2006

SUBJECT: Application for a new hotel and restaurant liquor license by China City, Inc. dba Grand China Restaurant, 509 28 ½ Road

China City Inc. has filed an application with the Local Licensing Authority on November 15, 2006 for a new hotel and restaurant liquor license permitting sales of malt, vinous, and spirituous liquors by the drink for consumption on the premises at 509 28 ½ Road, under the trade name of Grand China Restaurant. The application and supplementary documents were reviewed, found to be in order and accepted. This application has been sent to the State for Concurrent Review. The hearing date was set for December 20, 2006. The Notice of Hearing was given by posting a sign on the property on or before December 10, 2006 and by publishing a display ad in the Daily Sentinel on December 8, 2006.

In order to address the reasonable requirements of the neighborhood and the desires of the adult inhabitants of the neighborhood, the applicant conducted a survey. The neighborhood was defined as the area bounded on the North by Orchard Avenue, on the South by I-70 Business Loop, on the East by 29 Road, and on the West by 28 Road. The results of that survey are as follows:

1. As an owner of property in the neighborhood, an employee or a business lessee of property in the neighborhood, and/or an inhabitant residing in the neighborhood for more than six months each year, I believe the reasonable requirements of the neighborhood are already being met by other existing outlets.

Yes	3
No	130

2. As an inhabitant who resides in the neighborhood for more than six months each year, it is my desire that the license be issued.

Yes	103
No	0
Not Applicable	0

There were twenty-five signatures disqualified due to being businesses which answered question #2.

The Grand Junction Police Department has investigated the applicant for local criminal history. The fingerprints have been forwarded to CBI for further processing. Reports have

been requested from the Grand Junction Fire Department, Code Enforcement, Mesa County Health Department, and the City of Grand Junction Sales Tax Department.

The number of similar-type outlets in the survey area is as follows:

Hotel and Restaurant – 3, Rib City Grill, Texas Roadhouse, and Zen Gardens

The number of similar-type outlets in a one mile area in addition to those above are as follows:

Hotel and Restaurant – 1 (Tequila's)

That concludes this report.

cc: Applicant
John Shaver, City Attorney
TJ Rix, Grand Junction Police Department
File