

**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, SEPTEMBER 3, 2008 9:00 a.m.**

I. **CALL TO ORDER** – The meeting convened at 9:00 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. GJ Super Bowl LLC dba GJ Scores, 2445 F ¾ Road, Grand Junction, CO 81505, Tavern

There was no one present representing the applicant. Ms. Peterson reported that the paperwork was filed in a timely manner. Fire and Sales Tax reports were fine. Mesa County Health Department issued a civil penalty of \$500 for the dish machine in April, 2008. This issue was cleared up yesterday, September 2, 2008. Ms. Peterson read the summary of the last year's police calls into the record. Ms. Peterson also read into the record that on July 8, 2008 State Liquor Enforcement Officer Dyet conducted an onsite inspection and found an open bottle. Officer Dyet asked Mr. Lotfinia, Manager, to produce an invoice for this open bottle. Ms. Peterson received verbal notification from the State office that this invoice as produced. Ms. Peterson reported that the City Clerk's Office was notified through the Health Department that a modification was being done to the bar area. Ms. Peterson had Ms. Maestas, GJPD, visit the location. The owner was contacted and advised work must stop until the proper paperwork and approval was received. Mr. Steele, Owner, has filed the paperwork for the modification of premises which will come before the Local Authority on September 17, 2008.

Hearing Officer Grattan stated he would like to continue the renewal until September 17, 2008 and have someone present to represent the applicant when the modification will be review. City Attorney Shaver concurred.

Ms. Peterson will send a letter by Certified Mail to let the applicant know.

2. Dillon Companies Inc. dba City Market #1, 2770, Hwy 50, City Market #9, 1909 N. 1<sup>st</sup> Street, City Market #18, 2830 North Ave., City Market #32, 200 Rood Avenue, Grand Junction, CO, 3.2% Beer (Off-Premises)

Denise Kerr, Store Manager was present. Ms. Peterson reported that the paperwork was filed in a timely manner and all reports came back fine on all four locations.

The renewals for all four stores were approved.

3. Loco Inc., dba Loco Food Store No. 12, 107 Grand Ave., and Loco Food Store No. 16, 2249 Broadway, Grand Junction, CO, 3.2% Beer (Off-Premises)

There was no one present. Ms. Peterson reported that the paperwork was filed in a timely manner and all reports came back fine on both locations.

The renewals for all both stores were approved.

4. C&F Food Stores Inc., dba C&F Food Stores Inc. No. 4, 596, 25 Road, and C&F Food Stores Inc. No. 1, 859 Pitkin, Grand Junction, CO, 3.2% Beer (Off-Premises)

Mr. William Busking, Executive VP/Manager, was present. Ms. Peterson reported that the paperwork was filed in a timely manner. Ms. Peterson read the letter submitted by the applicant relative to the violations received in the last year. The applicant revealed that in November 2007 violations were issued and then again in February 2008 two more violations were issued all by the State. The letter addressed the changes in policy for C&F Food Stores. Ms. Peterson also reported that on June 17, 2008 an employee of C&F Food Store No. 1. (Mr. Joshua Hernandez) was issued a ticket for selling to a visibly intoxicated person. This has not yet gone to court. Ms. Peterson stated the Sales Tax report was fine.

Hearing Officer Grattan asked Mr. Busking if he wrote the letter. Mr. Busking said no, the Secretary, Kathleen Busking did. Mr. Busking explained they have known about the issues since the November sting and the policy was to card every customer appearing 40 years of age or younger. Due to the second sting violations in February, the policy was again changed to card every customer every time before they make a sale. They have also counseled store managers on a regular basis and any employee not following their policy will be terminated. Mr. Busking stated there have been no violations since the February incident and the change in policies.

City Attorney Shaver noted that the pending case was for a different matter of selling to an intoxicated person, not underage and given that Mr. Busking was so candid and direct about the violations, he has no reason to not approve the renewal.

Hearing Officer Grattan stated that since there has been so many violations and given the policy changes, not enough time has went by to evaluate that this is working, would like to review this in 6 months, which will put this in March 2009. Hearing Officer Grattan said if there has been no additional violations, Mr. Busking can just notify the authority in writing or if another of the stores comes up for renewal in that time frame, a report can be given at that time.

The renewal for both locations was approved.

### **III. APPLICATION FOR ART GALLERY PERMIT**

1. Rich Humphrey Enterprises dba 13 Photography, 354 Main St., Grand Junction, CO

Mr. Scott Parsons, General Manager, was present. Ms. Peterson stated that since this was a permit instead of a license, the City Clerk's office has made sure all requirements have been met. A report from City Sales Tax was received. Ms. Peterson said the actual permit will list the dates on the back of the permit similar to Tasting Permits issued to Retail Liquor Stores.

Hearing Office Grattan explained that this is the first permit of this kind heard before the Authority.

City Attorney Shaver said this is a new law and unique and since it will be mirroring the tasting permits issued locally.

Mr. Parsons said that it was difficult to plan a year in advance. He listed all of the art showings but some might not wish to have alcohol served.

City Attorney Shaver and Hearing Officer Grattan concurred to approve the Art Gallery Permit.

**IV. ADJOURNMENT - 9:24 a.m.**

**NEXT REGULAR MEETING – September 17, 2008**