

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

**MINUTES
WEDNESDAY, JANUARY 16, 2019, 2:00 P.M.**

HEARING OFFICER SAM D. STARRITT

I. CALL TO ORDER

The meeting was called to order at 2:00 p.m.

II. APPLICATIONS TO RENEW LIQUOR AND BEER LICENSES

1. VAT, LLC dba Jack Rabbit Liquor, 2681 UnawEEP Avenue, Unit C & D, Grand Junction, CO 81503, Retail Liquor Store
2. Mimosa, Inc. dba Fairground Wine & Liquor, 2771 B ½ Road, Grand Junction, CO 81503, Retail Liquor Store
3. Brinker Restaurant Corporation dba Chili's Grill & Bar, 584 24 ½ Road, Grand Junction, CO 81505, Hotel & Restaurant
4. Safeway Store Forty Six, Inc. dba Safeway Store #1533, 2901 Patterson Road, Grand Junction, CO 81504, Fermented Malt Beverage Off Premises
5. Chipotle Mexican Grill, Inc. dba Chipotle Mexican Grill, 2504 Highway 6 & 50 Suite 300, Grand Junction, CO 81505, Hotel & Restaurant
6. SAL, Inc. dba Fiesta Guadalajara-GJ, 710 North Avenue, Grand Junction, CO 81501, Hotel & Restaurant
7. Orchard Mesa Dragon Treasure, Inc. dba Dragon Treasure II, 2740 Highway 50 Suites 101, 102 & 103, Grand Junction, CO 81503, Beer & Wine
8. Volleys, LLC dba Volleys, 304/330 North Avenue, Grand Junction, CO 81501, Tavern

Hearing Officer Starritt read all renewal applications for the record and asked Deputy City Clerk Sandoval of the status of the applications. Ms. Sandoval said all applications were in order and review agencies show they are in compliance. He then asked if anyone was present to speak against any renewal applications. There was no one. Hearing Officer Starritt approved renewal applications #1 - #8.

III. APPLICATION TO RENEW LIQUOR AND BEER LICENSE WITH LATE FILING AND REPORT OF CHANGES

1. Beye Lotz Grand Jctn VFW Post #1247 dba VFW Post #1247, 1404 Ute Avenue, Grand Junction, CO 81501, Tavern – **35 DAYS LATE**

Cody Kem, 1840 White Avenue, Grand Junction, CO 81501 replaces Calvin Cage

Commander Lawrence Klingemann was present to answer questions on behalf of the VFW. According to Commander Klingemann, the late filing was due to losing his Quartermaster in August of 2018 who took care of the liquor license duties. Hearing Officer Starritt noted that they had two previous late filings in 2016 and 2017. He accepted the late filing with good cause, but admonished Commander Klingemann to build redundancy into his management to avoid any more late filings. The addition of Cody Kem to the liquor license was also approved pending Colorado Bureau of Investigation results.

IV. APPLICATION FOR MODIFICATION OF PREMISES

1. Dillon Companies, LLC dba City Market #44, 2600 North 12th Street, Grand Junction, CO 81501, Fermented Malt Beverage Off Premises

Additional shelving for fermented malt beverages

Attorney with Dill and Dill, Kevin Coates was present with Store Manager Eldora Charlesworth to answer questions about the modification and explained that they are expanding the shelf space for additional alcohol products. There is no physical change to the store occurring. The application for modification of premises was found to be in order and approved. Hearing Officer Starritt entered Exhibits "A" and "B" (attached) into the record.

V. APPLICATION FOR CHANGE IN TRADE NAME

1. TA Operating, LLC dba TravelCenters of America, 2222 Highway 6 & 50, Grand Junction, CO 81505, Fermented Malt Beverage Off Premises

Change from TravelCenters of America to TA Express

Store Manager Kayla Blue was present and explained the change was due to their store not having the volume necessary for a full service store. The application was found to be in order and approved.

VI. APPLICATION FOR NEW LIQUOR LICENSE – RESOLUTION, FINDINGS AND DECISION

1. Sam's West, Inc. dba Sam's Club #6360, 1040 Independent Ave, Grand Junction, CO 81505, Fermented Malt Beverage Off Premises

President/CEO: John R. Furner, 9 S. Newhaven Ct, Rogers, AR 72758
SVP: Cynthia Petersen Moehring, 2908 Red Fox Ridge, Bentonville, AR 72712
Treasurer: Matthew William Allen, 3 S. Beau Chene Ln, Rogers, AR 72758
Secretary: Andrea M. Lazenby, 9984 Philpott Rd, Bentonville, AR 72712

Attorney with Dill and Dill, Kevin Coates represented the applicant, Max Scott with Oedipus presented how the survey was conducted along with his interpretation of the results (attached) and Store Manager John Shihady answered questions about how the service of alcohol will be handled.

Hearing Officer Starritt asked if anyone was present to speak against the application. There was no one. Based on the information presented, there was no evidence that the application would not meet the needs and desires of the neighborhood. The application for Sam's West, Inc. dba Sam's Club #6360 was approved. The City Clerk's Office will prepare a resolution of findings for Hearing Officer Starritt's signature.

VII. APPLICATIONS FOR SPECIAL EVENTS PERMIT

1. CMU Foundation, 1100 North Avenue, Grand Junction, CO 81501 – "WCCC Fundraising Dinners – 2019" on February 14, 2019 and April 18, 2019 from 6:00 p.m. to 9:00 p.m., Located at Western Colorado Community College, 2508 Blichmann Avenue, Grand Junction, CO 81506, Malt, Vinous, and Spirituous

President: Liz Meyer, 710 Victor Drive, Grand Junction, CO 81506
Event Manager: Wayne Smith, 2222 South Broadway, Grand Junction, CO 81507

Emma Leenerman, Coordinator of Alumni Engagement answered a series of questions regarding the event location, security, and how it will be conducted lawfully.

Hearing Officer Starritt asked if anyone present was in opposition of this special event permit being issued. There was no one. Hearing Officer Starritt entered Exhibits "A" and "B" (attached) into the record.

Hearing Officer Starritt found that pursuant to Colorado State Statute 44-5-106, there are no grounds to deny the special event permit; it would not be injurious to the public welfare because of the nature of the special event, its location within the community, or the failure of the applicant in a past special event to conduct the event in compliance with applicable laws. The application for a special event permit submitted by Colorado Mesa University Foundation for the "WCCC Fundraising Dinners – 2019" was in order and approved.

2. Grand Junction Lodge #270, Loyal Order of Moose, 567 25 ½ Rd, Grand Junction, CO 81505, "Grand Valley Baseball Texas Hold'em Tournament - 2019" on February 9, 2019 from 1:00 p.m. to 7:00 p.m., Located at 567 25 ½ Rd, Grand Junction, CO 81505, Malt, Vinous, and Spirituous

President: George S. Fuoco, 612 Grand Valley Drive, Grand Junction, CO 81504
Event Manager: Andy Weaver, 499 Fremont Street, Fruita, CO 81521

Administrator George Fuoco and Event Coordinator Andy Weaver answered a series of questions regarding the event location, security, and how it will be conducted lawfully.

Hearing Officer Starritt asked if anyone present was in opposition of this special event permit being issued. There was no one. Hearing Officer Starritt entered Exhibits "A" and "B" (attached) into the record.

Hearing Officer Starritt found that pursuant to Colorado State Statute 44-5-106, there are no grounds to deny the special event permit; it would not be injurious to the public welfare because of the nature of the special event, its location within the community, or the failure of the applicant in a past special event to conduct the event in compliance with applicable laws. The application for a special event permit submitted by Grand Junction Lodge #270, Loyal Order of Moose for the "Grand Valley Baseball Texas Hold'em Tournament - 2019" was in order and approved.

VIII. OTHER BUSINESS

1. Follow up on open items for new license - TJ Cruisers, LLC dba Cruisers Bar, 2692 Hwy 50, Suites O, Q & S, Grand Junction, CO 81503, Tavern

Member: James S. Hadrath, 530 Orchard Avenue, Grand Junction, CO 81501
Member: Tiara Knoblich, 2838 New Port Circle, Grand Junction, CO 81503

Member Tiara Knoblich gave an update on the remodel and said they hoped to be done by Thursday of the following week. The fire department will perform their inspection at that time; everything else is in order. Once the Certificate of Occupancy is presented to the City Clerk's Office, the liquor license can be issued.

2. Follow up on installation of elevator – Tay Tot, LLC dba The Warehouse 2565, 2565 American Way, Grand Junction, CO 81505, Hotel & Restaurant

Members Ryan Miller and Noel Hayward gave an update on the installation of the elevator. The installation is complete and they are awaiting the Temporary Certificate of Occupancy (T.C.O.) from Mesa County. They are working to schedule a time with the State Inspector to do the final inspection. Hearing Officer Starritt stated that once we get a copy of the T.C.O. we can lift the ban of alcohol on the second floor. We will place this on the February 6, 2019 agenda if the Certificate of Occupancy is not received before then.

IX. ADJOURNMENT

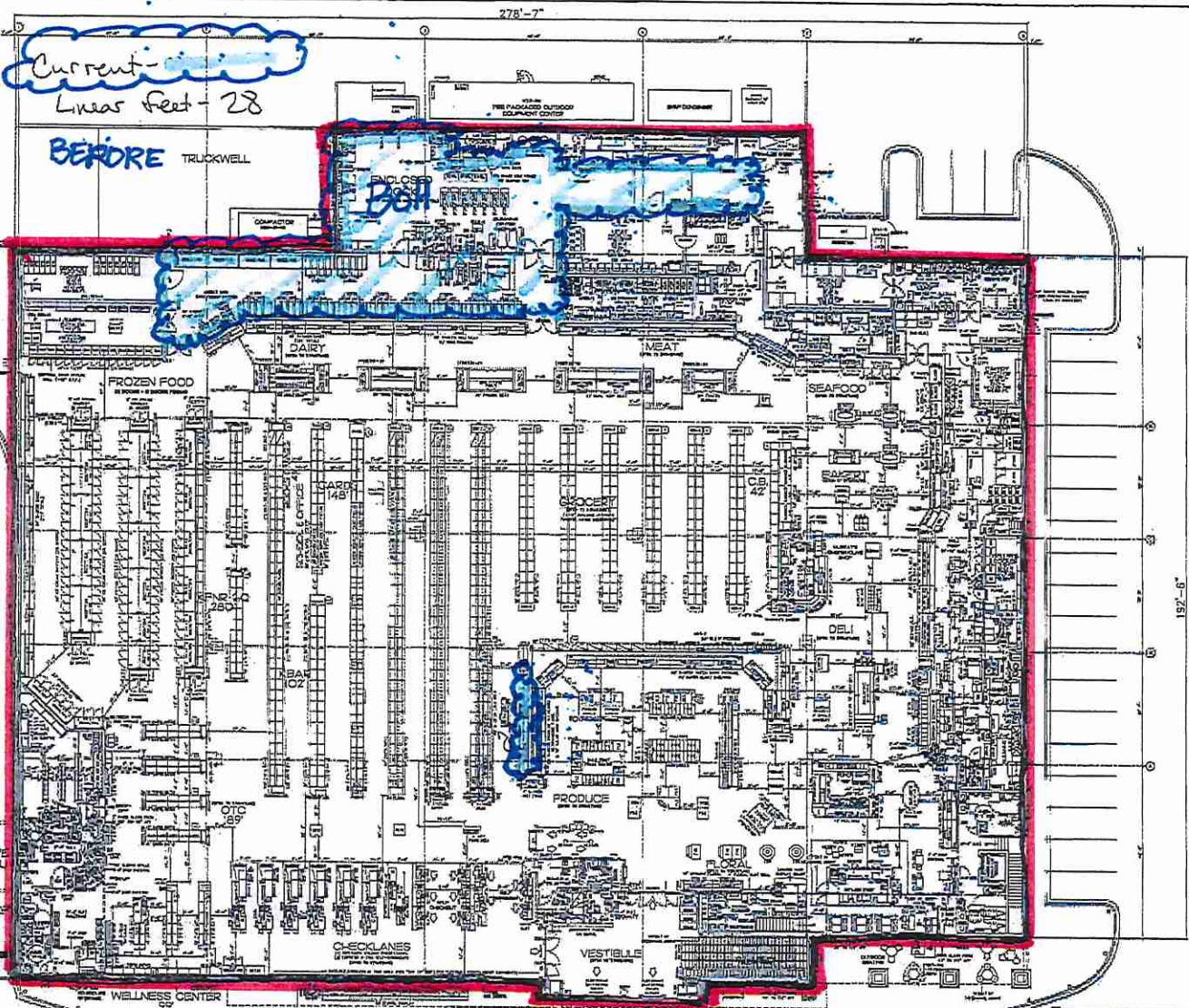
The meeting was adjourned at 2:56 p.m.

NEXT REGULAR MEETING – February 6, 2019

A

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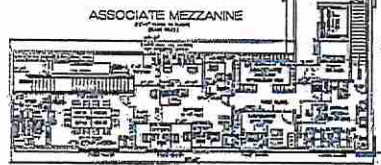
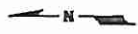
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205'-11"

197'-6"

FINAL PLAN



<p>GENERAL NOTES:</p> <p>ALL WORK IS TO BE COMPLETED WITHIN THE SPECIFIED TIME FRAME. DELAYED WORK WILL BE PENALIZED. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS. THE CONTRACTOR SHALL MAINTAIN ACCESS TO ALL ADJACENT PROPERTIES AT ALL TIMES. THE CONTRACTOR SHALL BE RESPONSIBLE FOR PROTECTING ALL EXISTING UTILITIES AND STRUCTURES. THE CONTRACTOR SHALL MAINTAIN ADEQUATE SAFETY MEASURES THROUGHOUT THE PROJECT. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS. THE CONTRACTOR SHALL MAINTAIN ACCESS TO ALL ADJACENT PROPERTIES AT ALL TIMES. THE CONTRACTOR SHALL BE RESPONSIBLE FOR PROTECTING ALL EXISTING UTILITIES AND STRUCTURES. THE CONTRACTOR SHALL MAINTAIN ADEQUATE SAFETY MEASURES THROUGHOUT THE PROJECT.</p>																																																																																																																																																																																																																																																																																																																
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MEMO: Local Licensing Authority

FROM: Selestina Sandoval, Deputy City Clerk

DATE: January 8, 2019

SUBJECT: Application for a new Retail Fermented Malt Beverage Off Premises liquor license by Sam's West, Inc., dba Sam's Club #6360, 1040 Independent Ave, Grand Junction, CO

Sam's West, Inc. filed an application with the Local Licensing Authority on November 16, 2018 for a new 3.2% Beer Off Premises liquor license, now known as Fermented Malt Beverage Off Premises, permitting sales of fermented malt beverages for sale in sealed containers not for consumption at the place where sold at 1040 Independent Avenue under the trade name of Sam's Club #6360. The application and supplementary documents were reviewed, found to be in order and accepted. The hearing date has been scheduled for January 16, 2019. A "Notice of Hearing" was given by posting a sign on the property on or before noon on January 2, 2019 and by publishing a legal ad in the Daily Sentinel on January 2, 2019.

In order to address the reasonable requirements of the neighborhood and the desires of the adult inhabitants of the neighborhood, the applicant hired Oedipus, Inc. out of Lafayette, CO to conduct the survey. The neighborhood was defined as the area bounded on the North by Patterson Road, on the South by Highway 6 & 50, on the East by North 1st Street, and on the West by 24 1/2 Road and includes both sides of the streets as the outer boundaries. The results of that survey are as follows:

Check, the **YES** column if you **SUPPORT** this type of license being issued because the existing outlets do not adequately serve the reasonable requirements of the designated area or check the **NO** column if you **OPPOSE** this type of license being issued because the existing outlets adequately serve the reasonable requirements of the designated area.

Business Results:	FAVOR:	70
	OPPOSE:	6
Residential Results:	FAVOR:	134
	OPPOSE:	10

The results provided by Oedipus, Inc. regarding the petition/opinion poll to determine needs and desires is attached. The City of Grand Junction City Clerk's office reviewed the results from Oedipus, Inc. and disqualified 10 signatures; one for not being 21 years

of age, two for insufficient address being listed, three for non-managers signing on behalf of a business and four for addresses being outside the boundary area.

To date, no letters of opposition or counter petitions have been filed.

The Grand Junction Police Department will investigate the individuals for local criminal history. The applicant has a Master File established at the State Liquor Enforcement Division. A representative from Sam's posted the notice of hearing at the property and will provide the City Clerk's Office with an affidavit of posting. The Grand Junction Police Department will also inspect the property to ensure the Notice of Hearing has been posted in a timely manner and verify the diagram matches the establishment. A report has also been requested from the City of Grand Junction Sales Tax Department.

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

Beer and Wine – One license (Bamboo City)

Hotel and Restaurant – Ten licenses (Chili's Grill & Bar, Red Lobster, Tequila's Mexican Family Restaurant, Genghis Grill, Mi Mexico Family Mexican Restaurant, Chipotle Mexican Grill, Grand International Buffet, Red Robin, No Coast Sushi, and Old Chicago)

Lodging & Entertainment – One license (X-Golf)

3.2% Beer (Off Premises) – Two licenses (Target Store and Alta 6312)

Retail Liquor Store - One license (Andy's Liquor Mart)

Tavern – One license (Bank 8 Billiards)

That concludes this report.

cc: Brenda Rowe, on behalf of the Applicant
Tina Scott, Oedipus, Inc.
Sam D. Starritt, Hearing Officer
John Shaver, City Attorney
Meghan Woodland, Grand Junction Police Department
File

Oedipus,™ Inc.
Empirical Data Services

P.O. BOX 1012
LAFAYETTE, CO 80026
303 661 0638
303 604 2862 FAX

2 January 2019

Ms. Selestina Sandoval, Deputy City Clerk
City Clerk's Office, Grand Junction
250 North 5th Street
Grand Junction, CO 81501

- PETITION & TELEPHONE SURVEYS
 - Liquor & 3.2 Beer Licensing
 - Rezoning
 - Opinion Poll
 - Venue
 - Special Tax Districts
- LIQUOR LICENSE SITE & ECONOMIC ANALYSIS

Sam's West, Inc., dba Sam's Club #6360
1040 Independent Avenue, Grand Junction, Co 81505
Retail 3.2% FMB License, Off Premises Consumption

Dear Ms. Sandoval,

Find enclosed two (2) packets circulated by Oedipus, Inc., together with our Report. Generally, our results are:

Retail 3.2% FMB License, Off Premises Consumption

211	Signatures Favoring Issuance Businesses: 72; Residences: 139	/	2 Deleted
16	Signatures Opposing Issuance Businesses: 6; Residences: 10	/	1 Deleted
227	Total Signatures	/	3 Deleted

Max Scott will be attending the upcoming public hearing scheduled for the 16th of January 2019 at 2:00 p.m. to testify on the survey methodology and results. Should you have any questions in the meantime, please call.

Respectfully,



Tina L. Scott
Oedipus, Inc.

Encl: Two (2) Petition Packets
Original Report

cc: Brenda J. Rowe, Paralegal, Dill Dill Carr Stonbraker & Hutchings, PC

Via: Federal Express: 8744 4051 4362

A

SPECIAL EVENT PERMIT
QUESTIONNAIRE AND AFFIDAVIT

1. Name of Event: wccc Fundraiser Dinners

2. How many attendees are expected at the event? 60

3. Has the event been held in the past? If so, how many years? Yes 4 identical events

4. Have there ever been any violations or citations issued during the event in the past?
There have not been any violations or citations during the past events.

5. Describe the premises at which the event will take place.
The event will be in room B113 the Chez Lena restaurant at WCCC. It is a restaurant style class room with attached kitchen. Please see attached map.

6. What type of and how many security will be provided at this event and how will they be identified?
There will be one Citadel security guard in uniform.

7. What is the Control Plan for security at this event? (Use additional sheet if necessary)
The event will be held inside with one entrance/exit. All attendees must show ID at the door. All attendees are expected to be 21+, however anyone under 21 will be marked on both hands upon entering. Once attendees are seated for the dinner trained Viticulture faculty will be serving wine with each course, to attendees who are not marked on both hands. The Citadel officer will be positioned at the single entrance and exit point throughout the event to insure no alcohol leaves or enters the premise. The uniformed security officer as well as trained staff will monitor intoxication and conduct. These staff members are Tips or safe server trained.

8. How will security personnel be identified?
They will be in uniform. Staff will be in recognizable shirts.

9. If this event is being held outdoors, how will the exterior boundaries of the premises be marked (i.e., roped, fenced, etc.)?
The event will be held inside. Please see attached map for details on the Chez Lena Restaurant.

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10. What method will be used in checking identification for proper age of attendees (i.e., at the door, at the bar, etc.) and how will underage patrons be identified so as not to be served alcohol beverages (i.e., stamp or mark on the hand, etc.)

No patrons are expected to be under 21 (there have not been any at past events) however if someone under 21 wishes to participate they will be marked on both hands before entry.

11. How will the conduct and level of intoxication of attendees be monitored and by whom?

Conduct and intoxication will be monitored by the trained staff and uniformed security guard.

12. Have the volunteers or members of your organization been trained in the sale/service of alcohol beverages?

Yes all are faculty and staff within the Viticulture program. They have been trained in the sale and service of alcohol.

13. What types of alternate beverages and food/snacks will be available?

Water and soda will be provided for those who do not care for wine. All attendees will be served a four course meal.

14. Has a State and City Sales Tax Number been initiated by you or a member of your organization? If so, provide those numbers in the space provided.

26665373-0000

I hereby certify, under penalty of perjury, that the information provided to the Grand Junction Liquor Licensing Authority contained in this affidavit is true and accurate to the best of my knowledge.

[Handwritten Signature]

Applicant's Signature

10/18/18

Date

STATE OF COLORADO)
COUNTY OF MESA) SS.
CITY OF GRAND JUNCTION)

Subscribed and sworn to before me this 18 day of October, 20 18.

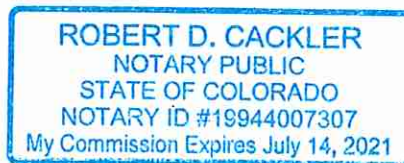
Witness my hand and official Seal.

[Handwritten Signature]

Notary Public

07/14/21

My commission expires

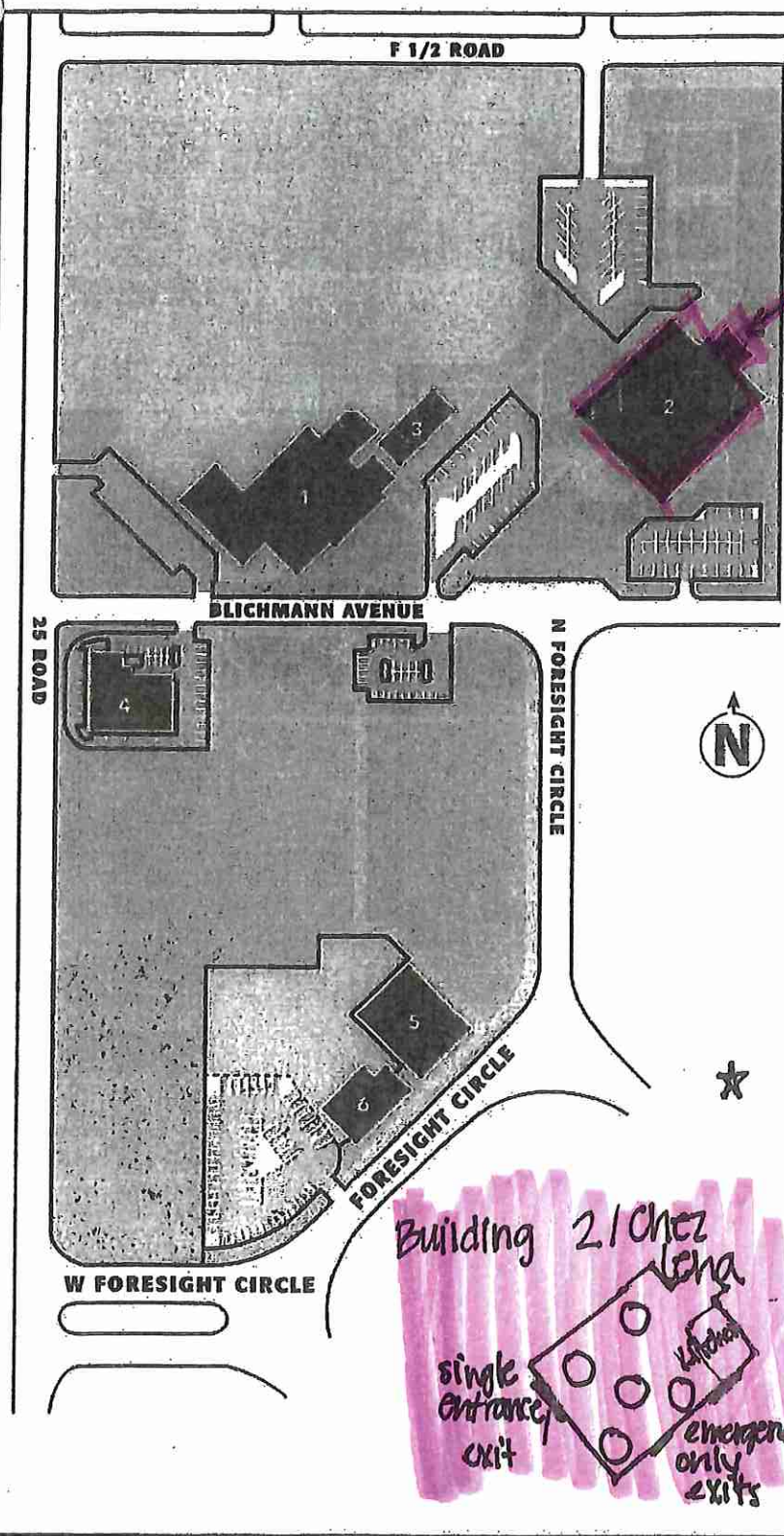




WESTERN COLORADO COMMUNITY COLLEGE

A Division of Colorado Mesa University

BISHOP CAMPUS



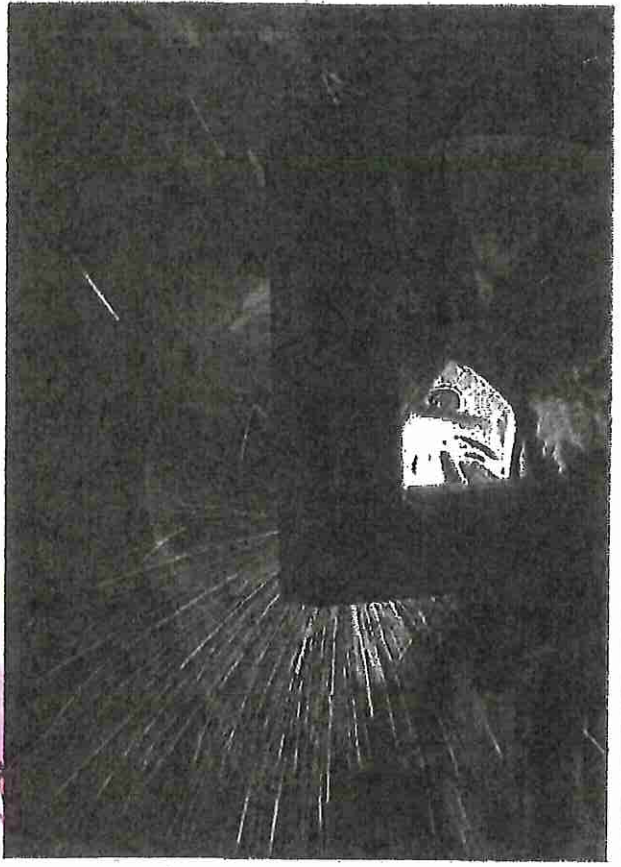
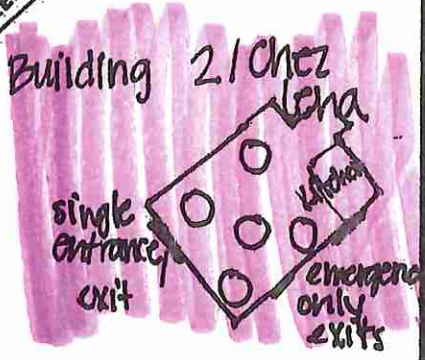
MAP LEGEND

Building (code)	Number
Archuleta Engineering Center (AEC) ...	5
Archuleta Engineering Center (AECB) ...	6
Bishop Health Sciences (BH)	4
Building B (BB)	2
Chez Lena Restaurant, Community Education Center, Student Services	
Valley School (BC)	3
Youngblood Building (BA)	1
WCCC Administrative Offices	

** see highlighted area below*

- Campus Buildings
- Parking

Western Colorado Community College
 2508 Blichmann Avenue
 Grand Junction, CO 81505
 970.255.2600



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SPECIAL EVENT PERMIT
QUESTIONNAIRE AND AFFIDAVIT

1. Name of Event: Grand Valley Base Ball, Texas Hold,em Tourameny

2. How many attendees are expected at the event? 200

3. Has the event been held in the past? If so, how many years? yes, 4 years

4. Have there ever been any violations or citations issued during the event in the past?
no

5. Describe the premises at which the event will take place.
South Hall, Dance hall areav567 25 1/2 Rd, Grand Junction, Co. 51801

6. What type of and how many security will be provided at this event and how will they be identified?
Six LOOM officers Wearing red vest, and Parent's of Grand Valley Ball club

7. What is the Control Plan for security at this event? (Use additional sheet if necessary)
Three men in the parking Lot and the rest inside the building

8. How will security personnel be identified?
The moose officers will wear red vest.

9. If this event is being held outdoors, how will the exterior boundaries of the premises be marked (i.e., roped, fenced, etc.)?
No

A

10. What method will be used in checking identification for proper age of attendees (i.e., at the door, at the bar, etc.) and how will underage patrons be identified so as not to be served alcohol beverages (i.e., stamp or mark on the hand, etc.)

At the door , Driver Licenses, and arm bands will be issued

11. How will the conduct and level of intoxication of attendees be monitored and by whom?

Alcohol trained services and moose lodge officers

12. Have the volunteers or members of your organization been trained in the sale/service of alcohol beverages?

yes, by the Grand Junction P.D.

13. What types of alternate beverages and food/snacks will be available?

Catered Food/water/coffee/Chips/ popcorn

14. Has a State and City Sales Tax Number been initiated by you or a member of your organization? If so, provide those numbers in the space provided.

Yes, State 0041369-000, City of GJ 1294

I hereby certify, under penalty of perjury, that the information provided to the Grand Junction Liquor Licensing Authority contained in this affidavit is true and accurate to the best of my knowledge.

George J. Furo
Applicant's Signature

12/6/2018
Date

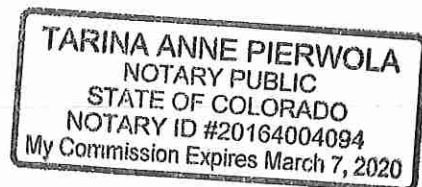
STATE OF COLORADO)
COUNTY OF MESA) SS.
CITY OF GRAND JUNCTION)

Subscribed and sworn to before me this 6th day of Dec, 20 18.

Witness my hand and official Seal.

Tarina Anne Pierwola
Notary Public

March 7th 2020
My commission expires



B

B

Parking
104 ft W

Exit
Exit

Exit

Kitchen

Hallway

N

Bar area

Storage

Bar stand

Entry

Hallway

Exit

Exit

area in Red designates Permitted area
SQ on North end - members only
parking

567 25 1/2 RD

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