

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

MINUTES

WEDNESDAY, NOVEMBER 21, 2012, 2:00 P.M.

HEARING OFFICER SAM STARRITT

I. CALL TO ORDER

The meeting convened at 2:00 p.m. Those present were Hearing Officer Sam Starritt, City Attorney John Shaver, and Deputy City Clerk Debbie Kemp.

II. APPLICATIONS TO RENEW LIQUOR AND BEER LICENSES

1. TMPTF8, Inc. dba Rib City Grill, 2830 North Avenue, Grand Junction, CO 81501, Hotel and Restaurant

No one was present representing the applicant.

Ms. Kemp reported that the Health Department found several critical violations and will advise after follow-up inspection.

The application for renewal for TMPTF8, Inc. dba Rib City Grill was found to be in order and approved subject to a satisfactory follow-up inspection report from the Health Department.

2. B.P.O. Elks Lodge dba Grand Junction Lodge No. 575, 249 S. 4th Street, Grand Junction, CO 81501, Club

Don Mear, Exalted Ruler for B.P.O. Elks Lodge, was present.

The application for renewal for B.P.O. Elks Lodge dba Grand Junction Lodge No. 575 was found to be in order and approved.

III. APPLICATION FOR SPECIAL EVENTS PERMIT – Item moved up on the agenda

1. Grand Junction Elks Home Association, 249 S. 4th Street, Grand Junction, CO 81501 for a "Christmas Party" on December 8, 2012 from 4:00 p.m. to 11:00 p.m., at 249 S. 4th Street

Exalted Ruler/Event Manager: Don Mear, 627 Darren Way, Grand Junction, CO 81504

Don Mear, Exalted Ruler for B.P.O. Elks Lodge, was present.

Hearing Officer Starritt asked Mr. Mear to describe the event. Mr. Mear stated that this is a fundraising event for the lodge. They are renting out the facility for a Christmas Party to a company whose employees are not members of the Elks Lodge. Berna B's will cater the food and the alcohol will be dispensed and sold by an Elks Lodge bartender. Officers in uniform will be present to check identifications and putting wrist bands on. Hearing Officer Starritt asked Mr. Mead if he completed the Special Event Permit Questionnaire and Affidavit (Exhibit A). Mr. Mead said that he did. Hearing Officer Starritt asked Mr. Mead if he prepared the diagram (Exhibit B) and asked him to explain it. Mr. Mead said that he did draw the diagram and the event will be held in the ballroom at the Elks Lodge.

There was no one present against the application.

Hearing Officer Starritt found that pursuant to State Statute 12-48-106, the issuance of the permit would not be injurious to the public welfare because of the nature of the special event, its location in the community, and the applicant has no past conduct that militates against the issuance of the permit. He approved the application for a special event permit for Grand Junction Elks Home Association.

II. APPLICATIONS TO RENEW LIQUOR AND BEER LICENSES – Continued

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

No one was present representing the applicant, nor was anyone present against the application.

Ms. Kemp reported that the Fire Department found violations and are requesting that the application be continued or approved subject to the violations being corrected.

City Attorney Shaver asked Ms. Kemp if the Fire Department gave any indication that the violations are a continuation of the remodel and the situation with prior violations. Ms. Kemp said that it is not related to the previous situation with the remodel and advised that Ms. Edwards with the Fire Department reported that the violation is with the kitchen hood system and a contractor cannot get to the Eagles Lodge until November 26th to get it fixed.

The application for renewal was approved for Fraternal Order of Eagles 595 dba Fraternal Order of Eagles 595 subject to compliance with the Fire Department requirements.

IV. APPLICATION FOR A TRANSFER OF OWNERSHIP

1. Orion Investments, LLC dba Charlie Dwellington's, 103 N. 1st Street, Grand Junction, CO 81501 formally known as DSDJ Entertainment, Inc. dba Weavers Red Room, Tavern

Operations Mgr.: Lizann Sinclair, 948 Northern Way, #10, Grand Junction, CO 81506
Executive Mgr.: Todd Savoie, 2216 Reagan Avenue, #105, Rock Springs, WY 82901
General Mgr.: Sarah Savoie, 2216 Reagan Avenue, #105, Rock Springs, WY 82901

Lizann Sinclair, one of the owners of Charlie Dwellington's, was present.

Hearing Officer Starritt asked Ms. Sinclair if she is associated with the prior owners in anyway. Ms. Sinclair said that she has worked for the Weaver's, the prior owners, for the last seven months waiting to be able to complete the sale.

Ms. Kemp reported that the background check is still pending from CBI/FBI on the owners.

Hearing Officer Starritt asked Ms. Sinclair what the meaning of the name Charlie Dwellington's is. Ms. Sinclair said it is a made up name, anyone can choose who Charlie is and where he comes from.

The application for transfer of ownership for Orion Investments, LLC dba Charlie Dwellington's was found to be in order and approved subject to acceptable reports from the CBI/FBI background checks.

V. APPLICATION FOR NEW LICENSE – RESOLUTION AND FINDINGS AND DECISION

1. Thai Chili, Inc. dba Thai Chili & Pho, 2536 Rimrock Drive, Suite 700, Grand Junction, CO 81505, Hotel and Restaurant

President: Quan Bei Zhao, 2217 S. Telluride Court, Aurora, CO 80013
Reg. Manager: Ya Mei Zhang, 2469 ½ Theresea Ln., Grand Jct., CO 80013

Ya Mei Zhang, registered manager for Thai Chili & Pho, was present.

Ms. Kemp reported that the background check is still pending from CBI/FBI on the owner and the registered manager.

Ms. Kemp read the results of the survey that was conducted into the record (see attached).

Hearing Officer Starritt asked Ms. Zhang who conducted the survey and how was it conducted. Ms. Zhang said that she and her niece's boyfriend conducted the survey. She did most of the businesses by going to the offices and asking for either the owner or the manager and explaining that Thai Chili & Pho has applied for a liquor license from the City and asked them if they would sign the survey. Some businesses would not sign because they were a Corporation and were not allowed to sign. Hearing Officer Starritt asked Ms. Zhang if she agreed with the numbers that Ms. Kemp read in the report. Ms. Zhang said that she did.

There was no one present against the application.

The application for a new hotel and restaurant license for Thai Chili, Inc. dba Thai Chili & Pho was found to be order and approved subject to acceptable reports from the CBI/FBI background checks. The City Clerk's office will prepare a resolution for Hearing Officer Starritt's signature.

VI. OTHER BUSINESS

Michael Spradlin, owner of Rib City Grill, was in the audience. Hearing Officer Grattan advised him that the application for renewal for Rib City Grill was approved subject to a satisfactory follow-up inspection report from the Health Department. Mr. Spradlin advised that Monique Mull from the Health Department was at the establishment last week and a compliance agreement was signed on November 20th. Ms. Kemp stated that Ms. Mull will advise the City Clerk's office that compliance has been met.

VII. ADJOURNMENT

The meeting was adjourned at 2:29 p.m.

NEXT REGULAR MEETING – December 5, 2012

**SPECIAL EVENT PERMIT
QUESTIONNAIRE AND AFFIDAVIT**

1. Name of Event: CHRISTMAS PARTY - PREMIER Eq Rental

2. How many attendees are expected at this event?
80 - 100

3. Describe the premises at which this event will take place.
GRAND Junction ELKS Lodge 575

4. What type of security will be provided at this event?
Lodge OFFICERS AND VOLUNTEERS

5. How many security personnel will be on hand?
2 OFFICERS

6. How will security personnel be identified?
Lodge uniforms

7. If this event is being held outdoors, how will the exterior boundaries of the premises be marked (i.e., roped, fenced, etc.)?
N/A

8. 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.)
Government issued ID with ~~no~~ Photo - Checked by
BAR personnel -

9. How will the conduct and level of intoxication of attendees be monitored and by whom?
BAR PERSONNEL + Monitoring Lodge OFFICERS have either
ATTENDED Alcohol TRAINING CLASSES or BEEN PROVIDED Signs of Intoxication
10. Have the volunteers or members of your organization been trained in the sale/service of alcohol beverages?
YES AND TRAINING GUIDES ARE AVAILABLE at Lodge
11. What types of alternate beverages and food/snacks will be available?
FOOD, COFFEE, TEA + CAKE
12. 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 004017460000

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.

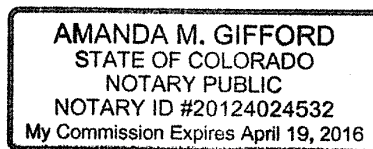
Ronald Mea Date 10/16/12
 Applicant's Signature

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

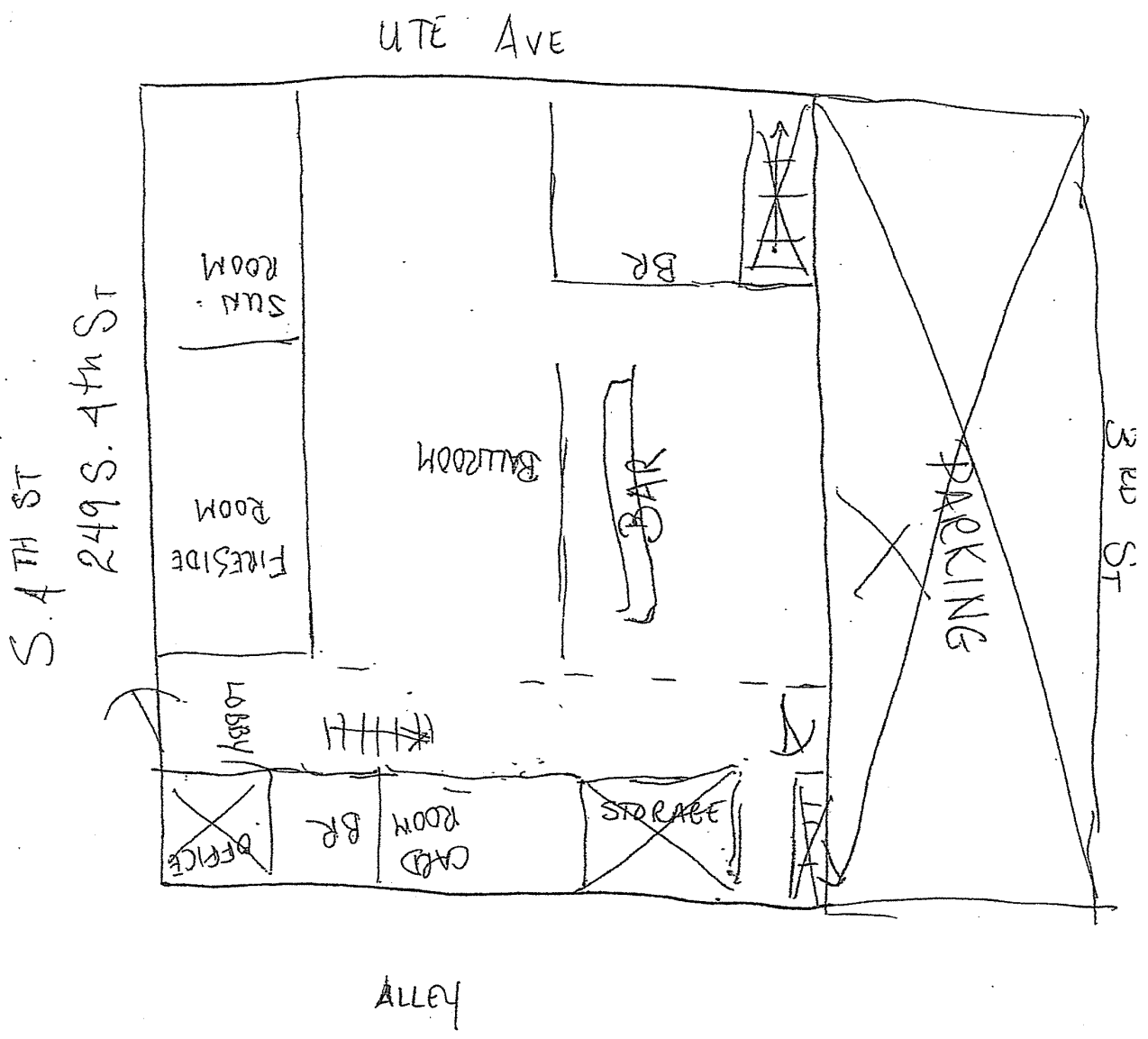
Subscribed and sworn to before me this 16 day of October, 20 12.

Witness my hand and official seal.


Amanda Gifford My commission expires 4/19/16
 Notary Public



B



MEMO: Local Licensing Authority

FROM: Debbie Kemp, Deputy City Clerk 

DATE: October 31, 2012

SUBJECT: Application for a new hotel and restaurant liquor license by Thai Chili, Inc. dba Thai Chili & Pho, 2536 Rimrock Drive, Suite 700, Grand Junction, CO

Thai Chili, Inc. filed an application with the Local Licensing Authority on October 19, 2012 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 2536 Rimrock Drive, Suite 700 under the trade name of Thai Chili & Pho. The application and supplementary documents were reviewed, found to be in order and accepted. A copy was sent to the State Liquor Enforcement Division for a Concurrent Review. The hearing date was set for November 21, 2012. The Notice of Hearing will be given by posting a sign on the property on or before November 11, 2012 and by publishing a display ad in the Daily Sentinel on November 9, 2012.

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 Patterson Road, Colorado River on the South, 1st Street on the East and 24 1/2 Road on the West and includes both sides of the streets as the outer boundaries. The results of that survey are as follows:

Check the yes/no column if you support/oppose this type of license being issued because the existing outlets do/do not adequately serve the reasonable requirements of the designated area.

Business Results: FAVOR: 78
OPPOSE: 0

Residential Results: FAVOR: 114
OPPOSE: 0

No letters of opposition or counterpetitions have been filed to date.

There were 31 responses that were disqualified for the following reasons: 27 of the addresses listed were outside the defined survey area, 3 people marked down that they were under 21 years old, and 1 person who signed listed no address.

There were no "exhibit to survey petition" sheets provided by the circulators of the survey forms.

The Grand Junction Police Department has investigated the owner and the registered manager for local criminal history and will be inspecting the property to ensure the Notice of Hearing has been posted in a timely manner. The fingerprints have been forwarded to CBI for further processing. Reports have been requested from the Grand Junction Fire Department, Mesa County Health Department, and City of Grand Junction Sales Tax Department.

The number of hotel and restaurant liquor licenses in the survey area is as follows:

9 – Carino's Italian, Chili's, Chipotle Mexican Grill, Genghis Grill, Grand International Buffet, No Coast Sushi, Noodles & Company, Red Robin Americas Gourmet Burgers & Spirits, and Tequila's Mexican Family Restaurant

That concludes this report.

cc: Applicant
John Shaver, City Attorney
Joe Patrick, Grand Junction Police Department
File