



LOCAL LICENSING AUTHORITY

Minutes
August 3, 2016

ROLL CALL

The Regular Meeting of the Broomfield Local Licensing Authority was called to order at 5:30 p.m. on August 3, 2016 by Deputy City and County Clerk Judy Keiser, due to the absence of both the Chairperson and Vice-Chairperson, in the Council Chambers of the George Di Ciero City and County Building.

Present: Mr. Gary Berlin
Councilmember Mike Shelton
Mr. Jacob Starkovich, Alternate

Absent: Councilmember David Beacom
Mr. Leon Murray
Mr. Ken Claussen
Councilmember Martha Derda, Alternate

Also present were: Deputy City and County Attorney Pat Gilbert
Administrative Analyst / Deputy Clerk Judy Keiser

Gary Berlin was nominated and elected as Temporary Chairperson and presided over the rest of the meeting.

Deputy City and County Attorney Gilbert advised that the applicants for Agenda Item 4(f), Zoe's Colorado d/b/a Zoe's Kitchen, had requested that this item be removed from the August 3 agenda and rescheduled for the September 7, 2016 meeting. Additionally, the applicant for Agenda Item 4(b), Centenario, Inc. d/b/a 3 Margaritas VI, was previously scheduled for training in Denver and was unable to attend tonight's meeting. Attorney Gilbert advised that the Authority could approve the Manager Registration without the applicant present, or may choose to reschedule consideration for the September 7 meeting.

DISPOSITION OF MINUTES

(a) Minutes of the Regular Meeting of July 5, 2016

Since there were no corrections or additions, the Minutes of the Regular Meeting of July 5, 2016, were approved as submitted.

LOCAL LICENSING AUTHORITY BUSINESS

(a) RLJ II – RH Boulder & White Lodging Services d/b/a Renaissance Suites Broomfield – Manager Registration – Hotel & Restaurant License

A representative was not present at the time this Agenda Item was considered. Authority members agreed to move forward with approval of the Manager Registration for Joseph Steiska.

AUTHORITY MEMBER SHELTON MOVED AND AUTHORITY MEMBER STARKOVICH SECONDED THAT THE LOCAL LICENSING AUTHORITY APPROVE THE MANAGER REGISTRATION FOR THE HOTEL AND RESTAURANT LICENSE FOR RLJ II - RH BOULDER & WHITE LODGING SERVICES D/B/A RENAISSANCE SUITES BROOMFIELD LOCATED AT 500 FLATIRON BOULEVARD IN BROOMFIELD. THE MOTION PASSED UNANIMOUSLY WITH MEMBERS BERLIN, SHELTON, AND STARKOVICH VOTING AYE.

Joseph Steiska, Manager, arrived at the meeting after Item 4(c) and introduced himself to the Authority. There were no questions from Authority members.

(b) Centenario, Inc. d/b/a 3 Margaritas VI – Manager Registration / Change of Corporate Structure – Hotel & Restaurant License

Although the Applicant was not able to be present, Temporary Chairperson Berlin recommended that the Authority move forward with approval of the Manager Registration for Jesus Guterrez Morales.

AUTHORITY MEMBER STARKOVICH MOVED AND AUTHORITY MEMBER SHELTON SECONDED THAT THE LOCAL LICENSING AUTHORITY APPROVE THE MANAGER REGISTRATION FOR THE HOTEL AND RESTAURANT LICENSE FOR CENTENARIO, INC. D/B/A 3 MARGARITAS VI, LOCATED AT 6896 W. 120TH AVENUE IN BROOMFIELD. THE MOTION PASSED UNANIMOUSLY WITH MEMBERS BERLIN, SHELTON, AND STARKOVICH VOTING AYE.

No motion by the Authority was required for the Change of Corporate Structure.

(c) Woodland Bay Corporation d/b/a Liquor Star – Renewal – Retail Liquor Store License

Michael Vu was present on behalf of the Licensee and explained the circumstances of the April 2016 violation. He advised that the fine is being paid and employees have received liquor service training. Mr. Vu stated that their only other violation occurred three years ago and noted that the current violation fine has made an impact.

AUTHORITY MEMBER SHELTON MOVED AND AUTHORITY MEMBER STARKOVICH SECONDED THAT THE LOCAL LICENSING AUTHORITY APPROVE THE RENEWAL OF THE RETAIL LIQUOR STORE LICENSE FOR WOODLAND BAY CORPORATION D/B/A LIQUOR STAR. THE MOTION PASSED UNANIMOUSLY WITH MEMBERS BERLIN, SHELTON, AND STARKOVICH VOTING AYE.

(d) CMJ NASR LLC d/b/a Broomfield Liquors II – Transfer of Ownership – Retail Liquor Store License

CMJ NASR LLC d/b/a Broomfield Liquors II submitted an application for Transfer of Ownership of the Retail Liquor Store License at 6650 W. 120th Avenue, Suite A, in Broomfield, currently held by Rezene K. Lucas d/b/a Broomfield Liquors. Applicable fees and required application

materials have been submitted. A temporary liquor permit was issued to this Applicant on July 22, 2016.

Temporary Chairperson Berlin noted that he liked the Control Plan, which was particularly thoughtful and thorough. There were no questions from Authority members.

AUTHORITY MEMBER STARKOVICH MOVED AND AUTHORITY MEMBER SHELTON SECONDED THAT THE LOCAL LICENSING AUTHORITY APPROVE A TRANSFER OF OWNERSHIP OF THE RETAIL CMJ NASR LLC D/B/A BROOMFIELD LIQUORS II. THE MOTION PASSED UNANIMOUSLY WITH MEMBERS BERLIN, SHELTON, AND STARKOVICH VOTING AYE.

(e) Cielo Lindo, LLC d/b/a 3 Chicks Kitchen – Transfer of Ownership – Hotel & Restaurant License

Cielo Lindo, LLC d/b/a 3 Chicks Kitchen submitted an application for Transfer of Ownership of the Hotel and Restaurant License at 2420 E. Midway Boulevard in Broomfield, currently held by 3 Chicks Kitchen LLC d/b/a 3 Chicks Kitchen. Applicable fees and required application materials have been submitted. A temporary liquor permit was issued to this Applicant on July 28, 2016.

Sandra Christman, Manager and Member, was present on behalf of the Applicant. Responding to Authority member questions, she confirmed that 3 Chicks Kitchen is not a franchise. She advised that she has taken liquor service training and that she has had no problems with alcohol service during her eleven years of experience as a server at Rock Bottom Brewery.

AUTHORITY MEMBER STARKOVICH MOVED AND AUTHORITY MEMBER SHELTON SECONDED THAT THE LOCAL LICENSING AUTHORITY APPROVE A TRANSFER OF OWNERSHIP OF THE HOTEL AND RESTAURANT LICENSE FROM 3 CHICKS KITCHEN LLC D/B/A 3 CHICKS KITCHEN TO CIELO LINDO, LLC D/B/A 3 CHICKS KITCHEN. THE MOTION PASSED UNANIMOUSLY WITH MEMBERS BERLIN, SHELTON, AND STARKOVICH VOTING AYE.

(f) Zoe's Colorado, LLC d/b/a Zoe's Kitchen – Application for a Beer & Wine License

Consideration of this application has been rescheduled to the September 7, 2016 Local Licensing Authority meeting at the request of the Applicant.

PETITIONS AND COMMUNICATIONS

(a) Benihana Broomfield Corp. d/b/a Benihana – Change of Corporate Structure – Hotel and Restaurant License

The Authority acknowledged receipt of the notice of Change of Corporate Structure. No motion by the Authority was required.

(b) State Liquor Enforcement Activity

Councilmember Shelton questioned the use of the violating employee's full name on the State's Stipulation, Agreement and Order document and asked if this should be redacted. Deputy City

and County Attorney Gilbert advised that she will look into whether this is considered a public document.

Alternate Authority Member Starkovich asked why the State is doing liquor checks in Broomfield and if they communicate with the local police. Deputy City and County Attorney Gilbert stated that she will follow up and let the Authority know what she finds out.

POLICE DEPARTMENT REPORT

(a) Liquor Training – July 10, 2016

Temporary Chairperson Berlin reviewed the list of attendees at the July training.

CITY & COUNTY ATTORNEY'S REPORT

Deputy City and County Attorney Gilbert advised that she will present the report regarding moral character at the September meeting, when more members are present.

ADJOURNMENT

The meeting was adjourned at 5:56 p.m.

APPROVAL

Minutes Prepared by


Deputy City and County Clerk

Approved by


Chairperson