



City of Colorado Springs

City Hall
107 N. Nevada Avenue
Colorado Springs, CO
80903

Meeting Minutes - Draft Liquor and Beer Licensing Board

Friday, August 18, 2017

9:00 AM

City Council Chambers

1. Call to Order

Chairperson Lee called the meeting to order at 9:02 A.M., opened the meeting as a regular session, and stated that a quorum was present with Board Members Fitzgerald and Gorman being absent. Mr. Gorman arrived during the meeting.

Present 5 - Murray Arenson, Mark Clauss, Jaswinder Grewal, Chairperson Ian Lee, and Dennis Moore

Absent 2 - Sean Fitzgerald, and Vice Chair Joseph Gorman

2. Minutes

- 2.A. [M2017-08-04](#) Approval of the Minutes of the Liquor and Beer Licensing Board meeting of August 4, 2017.

Attachments: [2017-08-04 Liquor Board Meeting Minutes](#)

Motion by Moore, seconded by Clauss, that the Minutes of the Liquor and Beer Licensing Board meeting of August 4, 2017 be approved as written. The motion passed by a vote of:

Aye: 5 - Arenson, Clauss, Grewal, Chairperson Lee, and Moore

Absent: 2 - Fitzgerald, and Gorman

3. Communications

There was no action on this item.

4. Transfer Application Hearings

- 4.A. [T-726136](#) Application of Buckles Family Business, LLC d/b/a Joey's Pizza to transfer the Hotel and Restaurant Liquor License currently issued to Joey's Pizza, LLC d/b/a Joey's Pizza at 1843 Briargate Boulevard.

Attachments: [T-726136 - Joey's Pizza](#)

Attorney Kent Freudenberg entered his appearance on behalf of the applicant.

Peter Buckles was sworn and stated that he is a 99% owner and the Registered Manager of the business. Mr. Buckles testified to the elements required for a transfer of the Hotel and Restaurant Liquor License, and

answered questions from the Board.

Motion by Grewal, seconded by Arenson, that the application of Buckles Family Business, LLC d/b/a Joey's Pizza to transfer the Hotel and Restaurant Liquor License currently issued to Joey's Pizza, LLC d/b/a Joey's Pizza at 1843 Briargate Boulevard be approved, as it appears all criteria have been met. The motion passed by a vote of:

Aye: 5 - Arenson, Clauss, Grewal, Chairperson Lee, and Moore

Absent: 2 - Fitzgerald, and Gorman

- 4.B. [T-726172](#)** Application of OCC Beverage, LLC d/b/a P Westside Liquors to transfer the Retail Liquor Store License currently issued to Pahk Beverages, LLC d/b/a P Westside Liquors at 1431 W. Colorado Avenue, #A.

Attachments: [T-726172 - P Westside Liquors](#)

Appearing pro se, Wesley Newell was sworn and stated that he is the sole owner and manager of the business. Mr. Newell testified to the elements required for a transfer of the existing Retail Liquor License, and answered questions from the Board.

Motion by Arenson, seconded by Grewal, that the application of OCC Beverage, LLC d/b/a P Westside Liquors to transfer the Retail Liquor Store License currently issued to Pahk Beverages, LLC d/b/a P Westside Liquors at 1431 W. Colorado Avenue, #A be approved, as it appears all criteria have been met. The motion passed by a vote of:

Aye: 6 - Arenson, Clauss, Gorman, Grewal, Chairperson Lee, and Moore

Absent: 1 - Fitzgerald

- 4.C. [T-726195](#)** Application of Lee Crown Liquor, Inc. d/b/a Crown Wine & Liquor to transfer the Retail Liquor Store License currently issued to Crown Liquor, Inc. d/b/a Crown Wine & Liquor at 6932 N. Academy Boulevard.

Attachments: [T-726195 - Crown Wine & Liquor](#)

Appearing pro se, John Lee was sworn and stated that he is a 95% owner and manager of the business. Mr. Lee testified to the elements required for a transfer of the existing Retail Liquor Store License, and answered questions from the Board.

Motion by Clauss, seconded by Grewal, that the application of Lee Crown Liquor, Inc. d/b/a Crown Wine & Liquor to transfer the Retail Liquor Store License currently issued to Crown Liquor, Inc. d/b/a Crown Wine & Liquor at 6932 N. Academy Boulevard be approved, as it appears all criteria have been met. The motion passed by a vote of:

Aye: 6 - Arenson, Clauss, Gorman, Grewal, Chairperson Lee, and Moore

Absent: 1 - Fitzgerald

5. New Application Hearings

- 5.A.** [N-32587](#) Application of Bon Appetit Management Co. d/b/a Bon Appetit Management Co. for a new Hotel and Restaurant Liquor License at 30 W. Dale Street.

Attachments: [N-32587 - Bon Appetit Management Co](#)

Attorney Jon Stonbraker his appearance on behalf of the applicant.

Eva Garretson of Liquor Licensing Professionals was sworn and stated that the company conducted a petition survey of the defined neighborhood which resulted in 152 favoring, 1 opposing, and 4 no opinion signatures.

The City Clerk's Office presented its audit of the petition which resulted in the deletion of four favoring signatures.

Stacey Davidson was sworn and stated that she is the Associate Vice Present for Finance at Colorado College. Ms. Davidson testified to the relationship and operations of Colorado College with the applicant.

Randy Kruse was sworn and stated that he is the General Manager for the applicant. Mr. Kruse testified to the elements required for a new Hotel and Restaurant Liquor License, and answered questions from the Board.

Motion by Vice Chair Gorman, seconded by Arenson, that the application of Bon Appetit Management Co. d/b/a Bon Appetit Management Co. for a new Hotel and Restaurant Liquor License at 30 W. Dale Street be approved, as it appears all criteria have been met. The motion passed by a vote of:

Aye: 6 - Arenson, Clauss, Gorman, Grewal, Chairperson Lee, and Moore

Absent: 1 - Fitzgerald

- 5.B.** [N-32582](#) Application of Good Neighbors Meeting House, LLC d/b/a Good Neighbors Meeting House for a new Hotel and Restaurant Liquor License at 505 E. Columbia Street, #100.

Attachments: [N-32582 - Good Neighbors Meeting House](#)

Chairperson Lee disclosed a personal knowledge of one of the owners of the applicant. There was no objection to Mr. Lee hearing the item.

Appearing pro se, Russ Ware was sworn and stated that he is a co-owner of the business. Mr. Ware testified to the elements required for a new Hotel and Restaurant Liquor License, and answered questions from the Board.

Eva Garretson of Liquor Licensing Professionals was sworn and stated that the company conducted a petition survey of the defined neighborhood which resulted in 148 favoring, 7 opposing, and 2 no opinion signatures.

The City Clerk's Office presented its audit of the petition which resulted in no variance to the signatures submitted.

Motion by Clauss, seconded by Grewal, that the application of Good Neighbors Meeting House, LLC d/b/a Good Neighbors Meeting House for a new Hotel and Restaurant Liquor License at 505 E. Columbia Street, #100 be approved, as it appears all criteria have been met. The motion passed by a vote of:

Aye: 6 - Arenson, Clauss, Gorman, Grewal, Chairperson Lee, and Moore

Absent: 1 - Fitzgerald

- 5.C. [N-32486](#)** Application of The Blush Salon, LLC d/b/a The Blush Salon for a new Beer and Wine License at 1505 S. Tejon Street.

Attachments: [N-32486 - The Blush Salon](#)

Chairperson Lee disclosed a personal knowledge of the applicant. There was no objection to Mr. Lee hearing the item.

Attorney Michael Obernesser entered his appearance on behalf of the applicant.

Brandi Martinez was sworn and stated that she is the 100% owner and Registered Manager of the business. Ms. Martinez testified to the elements required for a new Beer and Wine License, and answered questions from the Board.

Eva Garretson of Liquor Licensing Professionals was sworn and stated that the company conducted a petition survey of the defined neighborhood which resulted in 35 favoring, 0 opposing, and 1 no opinion signatures.

The City Clerk's Office presented its audit of the petition which resulted in the deletion of four favoring signatures.

Motion by Clauss, seconded by Arenson, that the application of The Blush Salon, LLC d/b/a The Blush Salon for a new Beer and Wine License at 1505 S. Tejon Street be approved, as it appears all criteria have been met. The motion passed by a vote of:

Aye: 6 - Arenson, Clauss, Gorman, Grewal, Chairperson Lee, and Moore

Absent: 1 - Fitzgerald

6. New Business

- 6.A. [17-1202](#)** Proposed amendments to the City Liquor Code to allow the creation of Entertainment Districts.

Attachments: [EntDistrictORD-2017-07-27 DRAFT with Background Summary](#)

The Board discussed the proposed enabling ordinance and the associated rules, and agreed to recommend approval to the City Council.

Motion by Moore, seconded by Vice Chair Gorman, to recommend to City Council the approval of the ordinance to enable Entertainment Districts in the City of Colorado Springs. The motion passed by a vote of:

Aye: 6 - Arenson, Clauss, Gorman, Grewal, Chairperson Lee, and Moore

Absent: 1 - Fitzgerald

- 6.B. [17-1203](#)** Proposed amendments to the Rules of the Liquor and Beer Licensing Board to authorize and implement Entertainment Districts, including regulations for associated Promotional Association Common Consumption Areas and other housekeeping updates.

Attachments: [Clerk-LiquorBoardRulesRES-2017-07-27 DRAFT with Background Summary](#)
[Clerk-LiquorBoardRulesRES-EXHIBITA-2017-07-31](#)
[Clerk-EntDistrictLIQUOR_RULES-2017-07-31-redline](#)

The Board discussed the proposed rule changes, including new rules for the certification process and operational requirements for Promotional Associations and Common Consumption Areas. The Board proposed that the posting requirement in proposed Rule 19.03(B)(2) be amended to include the requirement of each liquor licensed premises requesting to be attached to the Promotional Association's Common Consumption Area to also post their premises with the same public notice poster as is required for the boundary of the Common Consumption Area.

The Board agreed that an approval motion should include the amendment to proposed Rule 19.03(B)(2) to read as follows (addition underlined):

Public Notice. The City Clerk shall require the Promotional Association to post no less than four (4) public notice posters, provided by the City Clerk, in conspicuous locations on the proposed boundary line of the Common Consumption Area as directed by the City Clerk, and shall also require the same public notice poster be visibly and conspicuously posted on each liquor licensed premises proposed to be attached to the Promotional Association's Common Consumption Area. The public notice posters shall contain the following information: ...

Motion by Vice Chair Gorman, seconded by Moore, to recommend to City Council the approval of the resolution for changes to the Liquor and Beer Rules and Regulations for the City of Colorado Springs, with posting requirement amendment in Rule 19.03(B)(2). The motion passed by a vote of:

Aye: 6 - Arenson, Clauss, Gorman, Grewal, Chairperson Lee, and Moore

Absent: 1 - Fitzgerald

- 6.C. [17-1204](#)** Proposed amendments to the City Liquor Code for housekeeping updates.

Attachments: [Clerk-CS_Ch2ORD-2017-07-26 DRAFT with Background Summary](#)

The Board discussed the proposed minor housekeeping changes to the City Liquor Code, and agreed to recommend approval to the City Council.

Motion by Clauss, seconded by Moore, to recommend approval to City Council of the ordinance for housekeeping changes to the the City Liquor Code. The motion passed by a vote of:

Aye: 6 - Arenson, Clauss, Gorman, Grewal, Chairperson Lee, and Moore

Absent: 1 - Fitzgerald

7. Adjourn.

At 11:43 A.M., there being no further business, the Board Adjourned.

Lee McRae, License Enforcement Officer