



City of Colorado Springs

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

Meeting Minutes - Final Liquor and Beer Licensing Board

Friday, May 6, 2016

9:00 AM

City Council Chambers

1. Call to Order

Chairman Kouba called the meeting to order at 9:00 A.M., opened the meeting as a regular session, and stated that a quorum was present with Board Member Gorman being absent.

Present 6 - Mark Clauss, Jaswinder Grewal, Gregory Howard, Randall Kouba, Ian Lee, and Dennis Moore

Absent 1 - Joseph Gorman

2. Minutes

- 2.A. [M2016-04-15](#) Approval of the Minutes of the Liquor and Beer Licensing Board meeting of April 15, 2016.

Attachments: [2016-04-15 Liquor Board Meeting Minutes](#)

Motion by Moore, seconded by Grewal, that the Minutes of the Liquor and Beer Licensing Board meeting of April 15, 2016 be approved as written. The motion passed by a vote of:

Aye: 6 - Clauss, Grewal, Howard, Kouba, Lee, and Moore

Absent: 1 - Gorman

3. Communications

There was no action on this item.

4. New Application Hearings

- 4.A. [N-30340](#) Application of R&B Restaurants, LLC d/b/a Dickey's Barbecue Pit for a new Beer and Wine License at 4146 Austin Bluffs Parkway.

Attachments: [N-30340 - Dickey's Barbecue Pit](#)

Attorney Vince Linden entered his appearance on behalf of the applicant.

Robert Rusnak was sworn and stated that he is a 50% owner and the Registered Manager for the business. Mr. Rusnak testified to the elements required for a new Beer and Wine License and answered questions from the Board.

Susan Duffy Schwall of Liquor Licensing Professionals was sworn and stated that her company conducted a petition survey of the defined neighborhood which resulted in 146 favoring, 0 opposing, and 1 no opinion signatures.

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

Motion by Clauss, seconded by Lee, that the application of R&B Restaurants, LLC d/b/a Dickey's Barbecue Pit for a new Beer and Wine License at 4146 Austin Bluffs Parkway be approved, as it appears all criteria have been met. The motion passed by a vote of:

Aye: 6 - Clauss, Grewal, Howard, Kouba, Lee, and Moore

Absent: 1 - Gorman

- 4.B.** [N-30591](#) Application of Double Header Bar & Grill, LLC d/b/a Double Header Bar & Grill for a new Hotel and Restaurant Liquor License at 411 Lakewood Circle, Suite #C-107.

Attachments: [N-30591 - Double Header Bar & Grill](#)

Attorney Vince Linden entered his appearance on behalf of the applicant.

Adam Woeger was sworn and stated that he is a residence owner in the Satellite Hotel building where this license is to be located, and questioned the placement of the posting of the public notice poster.

Mr. Linden described the general premises layout and indicated that the public notice poster was posted on the door to the main bar area of the proposed premises, being Suite #C-107. The Board concluded that the Public Notice poster was posted in compliance with the applicable requirements.

Brett Stephens was sworn and stated that he is a 50% owner and the Registered Manager for the business. Mr. Stephens testified to the elements required for a new Hotel and Restaurant Liquor License and answered questions from the Board.

Susan Duffy Schwall of Liquor Licensing Professionals was sworn and stated that her company conducted a petition survey of the defined neighborhood which resulted in 115 favoring, 4 opposing, and 9 no opinion signatures.

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

Jason Gaddy was sworn, and stated that he is a 50% owner of the business and a resident of the property. Mr. Gaddy answered questions regarding the layout and use of the proposed premises.

Mr. Woeger spoke in opposition to the granting of the license, and answered questions from Mr. Linden and the Board.

Mr. Linden stated that the applicant would request that the diagram of the

licensed premises be amended to eliminate the elevator and to instead include the adjacent stairwell for transportation of any liquor to the lower level of the licensed premises.

Motion by Clauss, seconded by Lee, that the application of Double Header Bar & Grill, LLC d/b/a Double Header Bar & Grill for a new Hotel and Restaurant Liquor License at 411 Lakewood Circle, Suite #C-107 be approved, as it appears all criteria have been met, conditional on a diagram amendment to reflect the changes to the proposed licensed premises. The motion passed by a vote of:

Aye: 6 - Clauss, Grewal, Howard, Kouba, Lee, and Moore

Absent: 1 - Gorman

- 4.C. [N-30540](#)** Application of Till Briargate, LLC d/b/a Till for a new Hotel and Restaurant Liquor License at 9633 Prominent Point.

Attachments: [N-30540 - Till](#)

Board Members Clauss and Lee disclosed relationships with the applicant's businesses. There was no objection to Mr. Clauss and Mr. Lee hearing this item.

Attorney Vince Linden entered his appearance on behalf of the applicant.

Mitchell Yellen was sworn and stated that he is a 100% owner of the company. Mr. Yellen testified to the elements required for a new Hotel and Restaurant Liquor License and answered questions from the Board.

Alison West was sworn and stated that she will be the Registered Manager for this location. Ms. West testified to the elements required for a new Hotel and Restaurant Liquor License and answered questions from the Board.

Susan Duffy Schwall of Liquor Licensing Professionals was sworn and stated that her company conducted a petition survey of the defined neighborhood which resulted in 124 favoring, 1 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 presented.

Motion by Lee, seconded by Moore, that the application of Till Briargate, LLC d/b/a Till for a new Hotel and Restaurant Liquor License at 9633 Prominent Point be approved, as it appears all criteria have been met. The motion passed by a vote of:

Aye: 6 - Clauss, Grewal, Howard, Kouba, Lee, and Moore

Absent: 1 - Gorman

- 4.D. [N-30512](#)** Application of Overdrive Raceway, LLC d/b/a Overdrive Raceway for a new Tavern Liquor License at 196 Spectrum Loop.

Attachments: [N-30512 - Overdrive Raceway](#)

Board Member Clauss disclosed a relationship with the applicant. There was

no objection to Mr. Clauss hearing the item.

Attorney Vince Linden entered his appearance on behalf of the applicant.

James Mundle was sworn and stated that he is a co-owner and the Registered Manager for the business. Mr. Mundle testified to the elements required for a new Tavern Liquor License and answered questions from the Board.

Susan Duffy Schwall of Liquor Licensing Professionals was sworn and stated that her company conducted a petition survey of the defined neighborhood which resulted in 69 favoring, 4 opposing, and 6 no opinion signatures.

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

Jennifer Mundle was sworn but did not testify.

Motion by Clauss, seconded by Lee, that the application of Overdrive Raceway, LLC d/b/a Overdrive Raceway for a new Tavern Liquor License at 196 Spectrum Loop, as it appears all criteria have been met, conditional on a diagram amendment to reflect the changes to the proposed licensed premises, and application amendments to reflect the total member investment contributions. The motion passed by a vote of:

Aye: 6 - Clauss, Grewal, Howard, Kouba, Lee, and Moore

Absent: 1 - Gorman

5. Adjourn.

At 11:12 A.M., there being no further business, the Board Adjourned.

Lee McRae, License Enforcement Officer