



City of Colorado Springs

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

Meeting Minutes - Final Liquor and Beer Licensing Board

Friday, June 17, 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 Grewal being absent.

Present 6 - Murray Arenson, Mark Clauss, Joseph Gorman, Randall Kouba, Ian Lee, and Dennis Moore

Absent 1 - Jaswinder Grewal

2. Minutes

- 2.A. [M2016-06-03](#) Approval of the Minutes of the Liquor and Beer Licensing Board meeting of June 3, 2016.

Attachments: [2016-06-03 Liquor Board Meeting Minutes](#)

Motion by Gorman, seconded by Moore, that the Minutes of the Liquor and Beer Licensing Board meeting of June 3, 2016 be approved as written. The motion passed by a vote of:

Aye: 6 - Arenson, Clauss, Gorman, Kouba, Lee, and Moore

Absent: 1 - Grewal

3. Communications

The City Clerk's Office reported requests to take Item No. 6D out of order for a potential postponement, and to take Item No. 6A out of order due to a scheduling conflict.

6. New Application Hearings

- 6.D. [N-30557](#) Application of The Dirty Bourbon Dance Hall & Saloon, LLC d/b/a The Dirty Bourbon Dance Hall & Saloon for a new Tavern Liquor License at 5783 N. Academy Boulevard.

Attachments: [N-30557 - The Dirty Bourbon Dance Hall & Saloon](#)

Chairman Kouba called this item out of order.

Attorney Erika Kaiser entered her appearance on behalf of the applicant, and requested a postponement of this item until the next regularly scheduled meeting of July 15, 2016.

Motion by Clauss, seconded by Gorman, that the application of The Dirty Bourbon Dance Hall & Saloon, LLC d/b/a The Dirty Bourbon Dance Hall & Saloon for a new Tavern Liquor License at 5783 N. Academy Boulevard be postponed to the Liquor and Beer Licensing Board meeting of July 15, 2016. The motion passed by a vote of:

Aye: 6 - Arenson, Clauss, Gorman, Kouba, Lee, and Moore

Absent: 1 - Grewal

- 6.A.** [N-30679](#) Application of Retail Solutions, Inc. & 7-Eleven, Inc. d/b/a 7-Eleven Store 37320A for a new 3.2% Beer Off Premises License at 6020 Dublin Boulevard.

Attachments: [N-30679 - 7-Eleven Store 37320A](#)

Chairman Kouba called this item out of order.

Attorney Kevin Coates entered his appearance on behalf of the applicant.

Carol Johnson of Esquire Petitioning Services was sworn and stated that the company conducted a petition survey of the defined neighborhood boundary which resulted in 122 favoring, 13 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 submitted.

Jabran Khan was sworn and stated that he is the 100% owner of the co-applicant and franchisee. Mr. Khan testified to the elements required for a new 3.2% Beer License, and answered questions from the Board.

Kelli Calhoun was sworn, but did not testify.

Motion by Gorman, seconded by Moore, that the application of Retail Solutions, Inc. & 7-Eleven, Inc. d/b/a 7-Eleven Store 37320A for a new 3.2% Beer Off Premises License at 6020 Dublin Boulevard be approved, as it appears all criteria have been met. The motion passed by a vote of:

Aye: 6 - Arenson, Clauss, Gorman, Kouba, Lee, and Moore

Absent: 1 - Grewal

4. Transfer Application Hearings

- 4.A.** [T-724337](#) Application of Pollux Corporation d/b/a Smoker King to transfer the Retail Liquor Store License currently issued to Smoker King, Inc. d/b/a Smoker King at 1951 W. Uintah Street.

Attachments: [T-724337 - Smoker King](#)

Attorney Carl Ream entered his appearance on behalf of the applicant.

Buddhi Ghimre was sworn and stated that he is the President and 100% owner of the business. Mr. Ghimre testified to the elements required for a transfer of

the Retail Liquor Store License, and answered questions from the Board.

Motion by Moore, seconded by Lee, that the application of Pollux Corporation d/b/a Smoker King to transfer the Retail Liquor Store License currently issued to Smoker King, Inc. d/b/a Smoker King at 1951 W. Uintah Street be approved, as it appears all criteria have been met. The motion passed by a vote of:

Aye: 6 - Arenson, Clauss, Gorman, Kouba, Lee, and Moore

Absent: 1 - Grewal

5. Modification of the Premises

- 5.A.** [M-722481](#) Application of Knee Bar, LLC d/b/a The Ute and Yeti for a Modification of Premises of the existing Beer and Wine License at 21 N. Nevada Avenue.

Attachments: [M-722481 - The Ute and Yeti](#)

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

Heather Robinson was sworn and stated that she is the General Manager for the business. Ms. Robinson testified to the elements required for a Modification of Premises of the existing 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 boundary which resulted in 94 favoring, 0 opposing, and 4 no opinion signatures.

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

Joseph Grosjean was sworn but did not testify.

Motion by Lee, seconded by Moore, that the application of Knee Bar, LLC d/b/a The Ute and Yeti for a Modification of Premises of the existing Beer and Wine License at 21 N. Nevada Avenue be approved, as it appears all criteria have been met. The motion passed by a vote of:

Aye: 6 - Arenson, Clauss, Gorman, Kouba, Lee, and Moore

Absent: 1 - Grewal

New Application Hearings - Continued

- 6.B.** [N-30607](#) Application of SSP America, Inc. d/b/a Liquid Provisions for a new Tavern Liquor License at 7770 Milton E. Proby Parkway, Gates 7-8.

Attachments: [N-30607 - Liquid Provisions](#)

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

Matthew Brown was sworn and stated that he is the General Manager for the applicant company for locations in Colorado Springs. Mr. Brown testified to the elements required for a new Tavern Liquor License, and answered questions from the Board.

Elizabeth Bartlett was sworn and stated that she will be the Registered Manager for this license. Ms. Bartlett testified to the elements required for a new Tavern 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 boundary which resulted in 25 favoring, 0 opposing, and 0 no opinion signatures.

The City Clerk's Office presented its audit of the petition which resulted in one additional no opinion signature.

Dana Jackson was sworn and stated that she is the Airport Properties Administrator for the Colorado Springs Airport, and spoke in favor of the application.

Motion by Clauss, seconded by Lee, that the application of SSP America, Inc. d/b/a Liquid Provisions for a new Tavern Liquor License at 7770 Milton E. Proby Parkway, Gates 7-8 be approved, as it appears all criteria have been met. The motion passed by a vote of:

Aye: 6 - Arenson, Clauss, Gorman, Kouba, Lee, and Moore

Absent: 1 - Grewal

- 6.C.** [N-30654](#) Application of Whirly Rustic Hills, LLC d/b/a Whirly Ball for a new Hotel and Restaurant Liquor License at 3971 Palmer Park Boulevard.

Attachments: [N-30654 - Whirlyball](#)

Attorney Kent Freudenberg entered 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 boundary which resulted in 151 favoring, 9 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.

Samuel Elias was sworn and stated that he a 50% owner and member of the company. Mr. Elias testified to the elements required for a new Hotel and Restaurant Liquor License, and answered questions from the Board.

David Ortiz was sworn, but did not testify.

Motion by Gorman, seconded by Lee, that the application of Whirly Rustic Hills, LLC d/b/a Whirly Ball for a new Hotel and Restaurant Liquor License at 3971 Palmer Park Boulevard be approved, as it appears all criteria have been met. The motion passed by a vote of:

Aye: 6 - Arenson, Clauss, Gorman, Kouba, Lee, and Moore

Absent: 1 - Grewal

- 6.E.** [N-30666](#) Application of Abuelita's Mexican Bistro, LLC d/b/a Abuelita's Mexican Bistro for a new Hotel and Restaurant Liquor License at 3669 Star Ranch Road.

Attachments: [N-30666 - Abuelita's Mexican Bistro](#)

Appearing pro se, Rhiannon Fleming was sworn and stated that she is the President and 100% owner of the company. Ms. Fleming testified to the elements required for a new Hotel and Restaurant Liquor License, and answered questions from the Board.

Ricardo Huerta of Servi Centro was sworn and stated that the company conducted a petition survey of the defined neighborhood boundary which resulted in 101 favoring, 0 opposing, and 0 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 Abuelita's Mexican Bistro, LLC d/b/a Abuelita's Mexican Bistro for a new Hotel and Restaurant Liquor License at 3669 Star Ranch Road be approved, as it appears all criteria have been met. The motion passed by a vote of:

Aye: 6 - Arenson, Clauss, Gorman, Kouba, Lee, and Moore

Absent: 1 - Grewal

7. Adjourn.

At 10:52 A.M., there being no further business, the Board Adjourned.

Lee McRae, License Enforcement Officer