



City of Colorado Springs

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

Meeting Minutes - Final Liquor and Beer Licensing Board

Friday, July 21, 2017

9:00 AM

City Council Chambers

1. Call to Order

Vice Chairperson Gorman called the meeting to order at 9:06 A.M., opened the meeting as a regular session, and stated that a quorum was present with Board Members Grewal and Lee being absent. In the absence of Chairperson Lee, Vice Chairperson Gorman presided.

Present 5 - Murray Arenson, Mark Clauss, Sean Fitzgerald, Vice Chair Joseph Gorman, and Dennis Moore

Absent 2 - Jaswinder Grewal, and Chairperson Ian Lee

2. Minutes

- 2.A. [M2017-06-16](#) Approval of the Minutes of the Liquor and Beer Licensing Board meeting of June 16, 2017.

Attachments: [2017-06-16 Liquor Board Meeting Minutes](#)

Motion by Clauss, seconded by Arenson, that the Minutes of the Liquor and Beer Licensing Board meeting of June 16, 2017 be approved as written. The motion passed by a vote of:

Aye: 5 - Arenson, Clauss, Fitzgerald, Gorman, and Moore

Absent: 2 - Grewal, and Chairperson Lee

3. Communications

There was no action on this item.

4. Transfer Application Hearings

- 4.A. [T-725845](#) Application of T-Bird Southwest Restaurant Group, LLC d/b/a Outback Steakhouse to transfer the Hotel and Restaurant Liquor License currently issued to Outback Steakhouse of Florida, LLC d/b/a Outback Steakhouse #622 at 2895 New Center Point.

Attachments: [T-725845 - Outback Steakhouse \(New Center\)](#)

Attorney Loren Brown entered his appearance on behalf of the applicant, and outlined the transfer transactions involving Item No. 4a, Item No. 4b, and Item No. 4c.

Pablo Falcon was sworn and stated that he is the Registered Manager of the New Center Point location, but did not testify further.

Motion by Clauss, seconded by Moore, that the application of T-Bird Southwest Restaurant Group, LLC d/b/a Outback Steakhouse to transfer the Hotel and Restaurant Liquor License currently issued to Outback Steakhouse of Florida, LLC d/b/a Outback Steakhouse #622 at 2895 New Center Point be approved, as it appears all criteria have been met. The motion passed by a vote of:

Aye: 5 - Arenson, Clauss, Fitzgerald, Gorman, and Moore

Absent: 2 - Grewal, and Chairperson Lee

- 4.B. [T-725846](#)** Application of T-Bird Southwest Restaurant Group, LLC d/b/a Outback Steakhouse to transfer the Hotel and Restaurant Liquor License currently issued to Outback Steakhouse of Florida, LLC d/b/a Outback Steakhouse #612 at 7065 Commerce Center Drive.

Attachments: [T-725846 - Outback Steakhouse \(Commerce Center\)](#)

Attorney Loren Brown entered his appearance on behalf of the applicant, and outlined the transfer transactions involving Item No. 4a, Item No. 4b, and Item No. 4C.

Mallory Cullen was sworn and stated that she is the Registered Manager of the Commerce Center Drive location, but did not testify further.

Motion by Clauss, seconded by Moore, that the application of T-Bird Southwest Restaurant Group, LLC d/b/a Outback Steakhouse to transfer the Hotel and Restaurant Liquor License currently issued to Outback Steakhouse of Florida, LLC d/b/a Outback Steakhouse #612 at 7065 Commerce Center Drive be approved, as it appears all criteria have been met. The motion passed by a vote of:

Aye: 5 - Arenson, Clauss, Fitzgerald, Gorman, and Moore

Absent: 2 - Grewal, and Chairperson Lee

- 4.C. [T-725847](#)** Application of T-Bird Southwest Restaurant Group, LLC d/b/a Outback Steakhouse to transfer the Hotel and Restaurant Liquor License currently issued to Outback Steakhouse of Florida, LLC d/b/a Outback Steakhouse #617 at 2825 Geyser Drive.

Attachments: [T-725847 - Outback Steakhouse - \(Geyser\)](#)

Attorney Loren Brown entered his appearance on behalf of the applicant, and outlined the transfer transactions involving Item No. 4a, Item No. 4b, and Item No. 4C.

Trenton Dean was sworn and stated that he is the Registered Manager of the Geyser Drive location, but did not testify further.

Motion by Clauss, seconded by Moore, that the application of T-Bird Southwest Restaurant Group, LLC d/b/a Outback Steakhouse to transfer the Hotel and Restaurant Liquor License currently issued to Outback Steakhouse of Florida, LLC d/b/a Outback Steakhouse #617 at 2825 Geyser Drive be approved, as it appears all criteria have been met. The motion passed by a vote of:

Aye: 5 - Arenson, Clauss, Fitzgerald, Gorman, and Moore

Absent: 2 - Grewal, and Chairperson Lee

- 4.D. [T-725888](#)** Application of ALGR Enterprises, LLC d/b/a Guthries Bar and Grill to transfer the Hotel and Restaurant Liquor License currently issued to Guthrie's, Inc. d/b/a Guthrie's Bar and Grill at 1410 Kelly Johnson Boulevard.

Attachments: [T-725888 - Guthries Bar and Grill](#)

Appearing pro se, Andrea Ryherd was sworn and stated that she is the 100% owner of the business. Ms. Ryherd testified to the elements required for a transfer of the existing Hotel and Restaurant Liquor License, and answered questions from the Board.

Motion by Arenson, seconded by Moore, that the application of ALGR Enterprises, LLC d/b/a Guthries Bar and Grill to transfer the Hotel and Restaurant Liquor License currently issued to Guthrie's, Inc. d/b/a Guthrie's Bar and Grill at 1410 Kelly Johnson Boulevard be approved, as it appears all criteria have been met. The motion passed by a vote of:

Aye: 5 - Arenson, Clauss, Fitzgerald, Gorman, and Moore

Absent: 2 - Grewal, and Chairperson Lee

5. Modification of the Premises

- 5.A. [M-723926](#)** Application of Cogstone Brewing Company, LLC d/b/a Cogstone Brewing Co for a Modification of Premises of the existing Brew Pub Liquor License at 3858 Village Seven Road.

Attachments: [M-723926 - Cogstone Brewing Co](#)

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

Marc Malenfant was sworn and stated that he is a 50% owner and Registered Manager of the business. Mr. Malenfant testified to the elements required for a Modification of Premises of the existing Brew Pub 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 86 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 submitted.

Motion by Arenson, seconded by Clauss, that the application of Cogstone Brewing Company, LLC d/b/a Cogstone Brewing Co for a Modification of Premises of the existing Brew Pub Liquor License at 3858 Village Seven Road be approved, as it appears all criteria have been met. The motion passed by a vote of:

Aye: 5 - Arenson, Clauss, Fitzgerald, Gorman, and Moore

Absent: 2 - Grewal, and Chairperson Lee

6. New Application Hearings

- 6.A.** [N-32027](#) Application of Soda Pops CO, LLC d/b/a JP Fizzy's for a new Hotel and Restaurant Liquor License at 808 W. Garden of the Gods Road.

Attachments: [N-32027 - JP Fizzy's](#)

This item was postponed from the Liquor and Beer Licensing Board meetings of April 21, 2017, Item No. 7C, May 5, 2017, Item No. 5A, June 2, 2017, Item No. 5A, and June 16, 2017, Item No.5A.

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

Errol Meinholz was sworn and stated that he is a 51% owner of the business. Mr. Meinholz testified to the elements required for a new Hotel and Restaurant Liquor License, and answered questions from the Board.

Jason Meinholz was sworn and stated that he is a 25% owner and Registered Manager of the business. Mr. Meinholz 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 134 favoring, 11 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.

Motion by Clauss, seconded by Moore, that the application of Soda Pops CO, LLC d/b/a JP Fizzy's for a new Hotel and Restaurant Liquor License at 808 W. Garden of the Gods Road be approved, as it appears all criteria have been met. The motion passed by a vote of:

Aye: 5 - Arenson, Clauss, Fitzgerald, Gorman, and Moore

Absent: 2 - Grewal, and Chairperson Lee

- 6.B.** [N-32278](#) Application of Taqueria Elvira's, LLC d/b/a Taqueria Elvira's for a new Hotel and Restaurant Liquor License at 2356 S. Academy Boulevard.

Attachments: [N-32278 - Taqueria Elvira's](#)

This item was postponed from the Liquor and Beer Licensing Board meeting of June 16, 2017, Item No. 5D.

Attorney Erika Kaiser entered her appearance on behalf of the applicant.

Stephanie Palacios was qualified and sworn as an interpreter of the Spanish language.

Elvira Munoz was sworn and stated that she is the 100% owner and Registered Manager of the business. Ms. Munoz 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 which resulted in 70 favoring, 10 opposing, and 13 no opinion signatures.

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

Motion by Arenson, seconded by Moore, that the application of Taqueria Elvira's, LLC d/b/a Taqueria Elvira's for a new Hotel and Restaurant Liquor License at 2356 S. Academy Boulevard be approved, as it appears all criteria have been met. The motion passed by a vote of:

Aye: 5 - Arenson, Clauss, Fitzgerald, Gorman, and Moore

Absent: 2 - Grewal, and Chairperson Lee

- 6.C. [N-32252](#)** Application of Fillmore Inn, LLC d/b/a Fillmore Inn for a new Lodging and Entertainment Liquor License at 3150 N. Chestnut Street.

Attachments: [N-32252 - Fillmore Inn](#)

Attorney Adam Stapen entered his appearance on behalf of the applicant.

Max Scott of Oedipus, Inc. was sworn and stated that the company conducted a petition survey of the defined neighborhood which resulted in 124 favoring, 7 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 submitted.

Frank Day was sworn and stated that he is the majority owner of the business. Mr. Day testified to the elements required for a new Lodging and Entertainment Liquor License, and answered questions from the Board.

Robert Horner was sworn and stated that he will be the Registered Manager of the business. Mr. Horner testified to the elements required for a new Lodging and Entertainment Liquor License, and answered questions from the Board.

Motion by Clauss, seconded by Moore, that the application of Fillmore Inn, LLC

d/b/a Fillmore Inn for a new Lodging and Entertainment Liquor License at 3150 N. Chestnut Street be approved, as it appears all criteria have been met. The motion passed by a vote of:

Aye: 5 - Arenson, Clauss, Fitzgerald, Gorman, and Moore

Absent: 2 - Grewal, and Chairperson Lee

- 6.D.** [N-32366](#) Application of Eim Thai, Inc. d/b/a Eim Thai for a new Beer and Wine License at 1466 Garden of the Gods Road, #148.

Attachments: [N-32366 - Eim Thai](#)

Attorney Vanessa Devereaux entered her appearance on behalf of the applicant.

Doungsamorn Peanvanvanich was sworn and stated that she is a 50% owner and Registered Manager of the business. Ms. Peanvanvanich testified to the elements required for a new Beer and Wine License, and answered questions from the Board.

Carol Johnson of Esquire Petitioning Services was sworn and stated that the company conducted a petition survey of the defined neighborhood which resulted in 52 favoring, 1 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 submitted.

Motion by Arenson, seconded by Moore, that the application of Eim Thai, Inc. d/b/a Eim Thai for a new Beer and Wine License at 1466 Garden of the Gods Road, #148 be approved, as it appears all criteria have been met. The motion passed by a vote of:

Aye: 5 - Arenson, Clauss, Fitzgerald, Gorman, and Moore

Absent: 2 - Grewal, and Chairperson Lee

- 6.E.** [N-32425](#) Application of S and S Enterprises, LLC d/b/a Uri Sushi and Grill for a new Hotel and Restaurant Liquor License at 3322 E. Fountain Boulevard.

Attachments: [N-32425 - Uri Sushi and Grill](#)

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

Andrew Oh was sworn and stated that he is the 100% owner and Registered Manager of the business. Mr. Oh 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 146 favoring, 4 opposing, and 5 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 Moore, that the application of S and S Enterprises, LLC d/b/a Uri Sushi and Grill for a new Hotel and Restaurant Liquor License at 3322 E. Fountain Boulevard be approved, as it appears all criteria have been met. The motion passed by a vote of:

Aye: 5 - Arenson, Clauss, Fitzgerald, Gorman, and Moore

Absent: 2 - Grewal, and Chairperson Lee

- 6.F. [N-32368](#)** Application of The French Kitchen, LLC d/b/a The French Kitchen for a new Beer and Wine License at 4771-4775 N. Academy Boulevard.

Attachments: [N-32368 - The French Kitchen](#)

Attorney Adam Weitzel entered his appearance on behalf of the applicant.

Blandine Brutel was sworn and stated that she is the 100% owner and Registered Manager of the business. Ms. Brutel 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 141 favoring, 4 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 submitted.

Motion by Arenson, seconded by Moore, that the application of The French Kitchen, LLC d/b/a The French Kitchen for a new Beer and Wine License at 4771-4775 N. Academy Boulevard be approved, as it appears all criteria have been met. The motion passed by a vote of:

Aye: 5 - Arenson, Clauss, Fitzgerald, Gorman, and Moore

Absent: 2 - Grewal, and Chairperson Lee

7. New Business

- 7.A. [17-1064](#)** Election of Chairperson and Vice-Chairperson of the Liquor and Beer Licensing Board.

Motion by Clauss, seconded by Moore, that Ian Lee be elected as Chair and Joseph Gorman be elected as Vice Chair. The motion passed by a vote of:

Aye: 5 - Arenson, Clauss, Fitzgerald, Gorman, and Moore

Absent: 2 - Grewal, and Chairperson Lee

8. Adjourn.

At 11:38 A.M., there being no further business, the Board Adjourned.

Lee McRae, License Enforcement Officer