

**MINUTES FOR
LIQUOR AUTHORITY MEETING**

**CITY OF WHEAT RIDGE, COLORADO
7500 West 29th Avenue, Municipal Building**

May 9, 2013

Mrs. Peterson called the Liquor Authority Meeting to order at 8:57 a.m.

Liquor Authority Members present:

Robert Alldredge
Anthony Davia
Carolyn Peterson
Paul Shaver
Kent Davis
Claudia Worth

Members Absent: John Miks

Also present: Deputy City Clerk, Bruce Roome; City Attorney, Chris Price; staff; interested citizens.

Motion by Mr. Davia to adjourn to Executive Session for a conference with the City Attorney and appropriate staff, under Charter Section 5.7(b)(1) and Section 24-72-402(4)(B), C.R.S., specifically: Conference with the City Attorney for legal advice; seconded by Mr. Davis ; carried 6-0

Meeting temporarily adjourned to Executive Session at 9:00 AM

Meeting reconvened at 9:19 AM

Item 2. Decision on liquor licensing approval process.

Motion by Mrs. Worth for the Liquor Authority to approve the conditional issuance of licenses with the condition that the Liquor License Authority Board can seek immediate revocation if the CBI report is not satisfactory; seconded by Mr. Davis, carried 6-0

Item 3. Public Hearing on Application for a new Hotel & Restaurant Liquor License, 5560 Restaurant Partners, LLC dba "West 29th", 5560 W. 29th Avenue, Wheat Ridge, CO, 80214.

Mr. Roome introduced the item.

Max Scott from Oedipus, Inc. presented the survey results

All parties were sworn in by the Chair.

Bud Starker, owner, was present to answer questions from the Liquor Authority

Motion by Mr. Davis to approve the application for a new Hotel & Restaurant Liquor License, 5560 Restaurant Partners, LLC dba "West 29th", 5560 W. 29th Avenue, Wheat Ridge, CO, 80214, for the following reasons:

- (1) All applications and fees required by statute have been filed and paid.
- (2) Notice of hearing and posting of the premises have been accomplished according to statutory requirements.
- (3) The applicant is entitled to occupancy of the premises by a lease dated November 30, 2012.
- (4) The evidence established that the desires of the residents of the neighborhood under consideration are in support of granting this license. This is evidenced by petitions bearing: **188** signatures favoring issuance and **0** signature opposing issuance.
- (5) Issuance of this license is consistent with the needs of the neighborhood under consideration.

WITH THE FOLLOWING CONDITIONS:

- (1) That upon the receipt of the results of the CBI background investigation revealing that William "Bud" Starker is of "good moral character," as required by C.R.S. § 12-47-307 no further actions will be required.
- (2) Should the results of the CBI background investigation reveal that William "Bud" Starker is not of "good moral character," as required by State Statute the Wheat Ridge Liquor Authority Board will take actions as deemed necessary.

Seconded by Mr. Alldredge; carried 6-0

Item 4. Public Hearing on Application for a new Beer & Wine Liquor License, Kickin' Wings, Inc. dba "Kickin' Wings", 4990 Kipling Street, #15, Wheat Ridge, CO, 80033.

Mr. Roome introduced the item.

Max Scott from Oedipus, Inc. presented the survey results

All parties were sworn in by the Chair.

Shauna Kraus, owner, was present to answer questions from the Liquor Authority

Motion by Mr. Davia to approve the application for a new Beer & Wine Liquor License, Kickin' Wings, Inc. dba "Kickin' Wings", 4990 Kipling Street, #15, Wheat Ridge, CO, 80033, for the following reasons:

- (1) All applications and fees required by statute have been filed and paid.
- (2) Notice of hearing and posting of the premises have been accomplished according to statutory requirements.
- (3) The applicant is entitled to occupancy of the premises by a lease dated February 4, 2013.
- (4) The evidence established that the desires of the residents of the neighborhood under consideration are in support of granting this license. This is evidenced by petitions bearing: **172** signatures favoring issuance and **2** signature opposing issuance.
- (5) Issuance of this license is consistent with the needs of the neighborhood under consideration.

WITH THE FOLLOWING CONDITIONS:

- (1) That upon the receipt of the results of the CBI background investigation revealing that Shauna Kraus is of "good moral character," as required by C.R.S. § 12-47-307 no further actions will be required.
- (2) Should the results of the CBI background investigation reveal that Shauna Kraus is not of "good moral character," as required by State Statute the Wheat Ridge Liquor Authority Board will take actions as deemed necessary.

Seconded by Mr. Shaver; carried 6-0

Item 5. Public Hearing on Application for a new Hotel & Restaurant Liquor License, Wine Not, LLC dba "Wine Not, LLC", 4111 Kipling Street, Wheat Ridge, CO, 80033 requested the Liquor Licensing Authority of the City of Wheat Ridge, Colorado.

Mr. Roome introduced the item.

All parties were sworn in by the Chair.

Robert Rotella, Sr., Robert Rotella, Jr. and Chris Porter, attorney, owner, were present to answer questions from the Liquor Authority

Motion by Mrs. Worth to approve the application for a new Hotel & Restaurant Liquor License, Wine Not, LLC dba "Wine Not, LLC", 4111 Kipling Street, Wheat Ridge, CO, 80033, for the following reasons:

- (1) All applications and fees required by statute have been filed and paid.
- (2) Notice of hearing and posting of the premises have been accomplished according to statutory requirements.
- (3) The applicant is entitled to occupancy of the premises by a lease dated February 1, 2013.
- (4) The evidence established that the desires of the residents of the neighborhood under consideration are in support of granting this license. This is evidenced by petitions bearing: **188** signatures favoring issuance and **1** signature opposing issuance.
- (5) Issuance of this license is consistent with the needs of the neighborhood under consideration.

WITH THE FOLLOWING CONDITIONS:

- (1) That upon the receipt of the results of the CBI background investigation revealing that Robert A. Rotella, Sr. is of "good moral character," as required by C.R.S. § 12-47-307 no further actions will be required.
- (2) Should the results of the CBI background investigation reveal that Robert A. Rotella, Sr. is not of "good moral character," as required by State Statute the Wheat Ridge Liquor Authority Board will take actions as deemed necessary.

Seconded by Mr. Davis; carried 6-0

Meeting adjourned at 9:59 am.



Bruce Roome, Deputy City Clerk

APPROVED BY LIQUOR AUTHORITY ON MAY 23, 2013 BY A VOTE OF 6 TO
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Carolyn Peterson, Chair