

**MINUTES FOR
LIQUOR AUTHORITY MEETING**

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

January 8, 2015

Chair Shaver called the Liquor Authority Meeting to order at 9:00 a.m.

Liquor Authority Members present:

John Miks
Paul Shaver
Anthony Davia
Kent Davis
Carolyn Peterson
Robert Alldredge

Liquor Authority Members absent:

Claudia Worth

Also present: Deputy City Clerk Kelly Stevens; Police Officer Steve Berkowitz, City Attorney Carmen Beery; City Clerk Janelle Shaver, staff; interested citizens.

APPROVAL OF MINUTES OF December 11, 2014

Motion by Kent Davis to approve the minutes of December 11, 2014: seconded by John Miks; carried 6-0.

- Item 1.** Application for Transfer of Ownership and Temporary Liquor License, Quik-Way Retail Associates II, LTD. dba Empire Fast Fuels, 6601 W. 44th Avenue, Wheat Ridge, Colorado, 80033.
- Item 2.** Application for Transfer of Ownership and Temporary Liquor License, Quik-Way Retail Associates II, LTD. dba Empire Fast Fuels, 12300 W. 44th Avenue, Wheat Ridge, Colorado, 80033.

Chair Shaver suggested to the Authority that both items 1 & 2 be handled together. The Authority members agreed with this suggestion.

Deputy Stevens introduced the items.

Robert Zipperstein, District manager of Empire Petroleum and Kelly Elefant, attorney were present to answer any questions from the Liquor Authority.

Mr. Zipperstein explained that he is a District Manager for Empire Petroleum and manages thirteen stores in the Denver area.

Carolyn Peterson asked what training is given to employees that will be selling beer.

Mr. Zipperstein explained that his stores use Mothers Against Drunk Driving (MADD) approved programs for both training and signage. The policy of his stores is to not sell beer without a valid ID to any customer that appears to be under the age of 40.

Motion by Robert Alldredge to approve the Transfers of Ownership and Temporary Liquor Licenses on the basis of the following findings:

1. All applications and fees required by statute have been filed and paid.
2. The applicant is entitled to occupancy of the premises at 6601 W. 44th Avenue and 12300 W. 44th Avenue, Wheat Ridge by virtue of a signed lease dated November 5, 2014.
3. The applicant is working with the Colorado Department of Revenue to complete a Master File letter for the corporation.

Seconded by John Miks; carried 6-0.

CITY CLERK'S MATTERS

None

CITY ATTORNEY'S MATTERS

City Attorney Carmen Beery presented the agreed-upon stipulation from the attorneys for The Office Bar and Lounge. Ms. Beery explained that she and the attorneys for The Office just agreed on the final version yesterday. Licensee will be given 180 days from the December 11, 2014 to transfer the business or surrender their liquor license to city. There was some dispute as to when the 180 days would begin, but it is agreed the 180 day period will begin on December 11, 2014.

Motion by Robert Alldredge to approve the stipulation for The Office Bar & Lounge.
Seconded by Carolyn Peterson; carried 6-0

Carolyn Peterson and Robert Alldredge asked Officer Steve Berkowitz if the Police Department will be keeping an eye on the business during the 180-day transition.

Officer Berkowitz explained that the Police Department was currently somewhat short-handed but that they would do what they could to monitor this business. He also explained that the vetting process will be stricter for the new owners of this business. After the December 11, 2014, the Police Department received further information about The Office. Currently, the only people authorized to sign checks for the business are Victor Ngyuen (the brother of the current owner) and Johnna Holcomb (the employee

that was recently registered as manager). The owner, Tuyet Ngyuen, is not listed as a check signer on the business account.

POLICE DEPARTMENT MATTERS

None

LIQUOR AUTHORITY MEMBERS MATTERS

None

Meeting adjourned at 9:11 a.m.



Kelly K. Stevens, CMC, Deputy City Clerk

APPROVED BY LIQUOR AUTHORITY ON ^{January 22, 2015} 1 BY A VOTE OF 4 TO 0
Claudia Worth abstained



Paul Shaver, Chair