

**MINUTES FOR
LIQUOR AUTHORITY MEETING**

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

August 11, 2016

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

Liquor Authority Members present:

Robert Alldredge
Paul Shaver
Elizabeth Nazareus
Bruce McIntyre
Anthony Davia
John Miks
Claudia Worth
Carolyn Peterson

Liquor Authority Members absent: , , excused

Also present: Deputy City Clerk Robin Eaton; City Attorney Joe Rivera; Police Officer Steve Berkowitz; City Clerk Janelle Shaver; Jintana Khanthong Applicant, Mark Scott (Oedipus).

APPROVAL OF MINUTES OF July 28, 2016

Motion by Mr. Davia to approve the minutes of July 28th, 2016; seconded by Mr. Alldredge; Motion carried 6-0 with Peterson and McKyntire abstaining.

Item 1. Introduce by Chair Nazareus; A New Application for a Beer & Wine License Application for Nung Real Thai Restaurant Fusion LLC dba Real Thai located at 4980 Kipling Street #10 & 11, Wheat Ridge CO 80033

Deputy Eaton introduced the item. He explained that Nung Real Thai Fusion Restaurant LLC. desires to add a Beer and Wine License to their existing business and that it met all of the requirements for issuance.

Deputy Eaton introduced Mark Scott, Oedipus Inc and Jintana Khanthong, the applicant.

Chair Nazareus swore in Mr. Scott.

Mark Scott spoke about Oedipus, Inc. and stated that Wheat Ridge has wonderful reputation as a good place for businesses. He will incorporate his testimony from past hearings as to the methods Oedipus uses to conduct the surveys.

Survey was conducted in a one-mile radius with the applicant business at center. Both residences and businesses were surveyed.

95% of those surveyed were in favor of issuance of new liquor license. The total of signatures in favor of issuance of the new liquor license goes up to 96% in favor if non-business related objections are eliminated.

Ms. Nazareus swears in Ms. Khanthong.

Jintana Khanthong spoke about her business after being sworn in, along with lam Busari, being sworn in and acting as her Manager.

Chair Nazareus asks for any questions.

John Miks asks how long that they have been in business; Jintana replies 2 yrs but the business is not very good.

Ms. Worth asks if it her first time for a liquor license? Jintana replies that yes it is. Have they read the liquor code? Jintana and lam reply no they have not as of yet.

Ms Petersen asks how they plan to get up to speed on the Laws and rules. Jintana says she will take tips training classes. Steve replies for Training that he has been in conversation with the applicant.

Ms. Petersen asks how many employees the facility has. Jintana replies only two.

Ms. Worth asks if they plan on serving liquor before taking class. Jintana replies that maybe they will wait until they take the class. Claudia says to call the City Clerk or Steve for help, if needed, as they could get into a lot of trouble.

Lisa asks if anybody else has any questions with no reply.

WITH THE FOLLOWING RECOMMENDATION

Motion by John Miks to approve the application for a new a Beer & Wine License Application for Nung Real Thai Fusion LLC dba Real Thai located at 4980 Kipling Street A 10 & 11, Wheat Ridge CO 80033

1. The Notice of Public Hearing to be Held by the Liquor Authority concerning the subject application was published in the Wheat Ridge Transcript on July 21, 2016. The premises were posted on July 15, 2016. The Notice of Public Hearing was provided in the manner required by law.
2. The proper fees have been remitted to the City of Wheat Ridge.
3. The applicant is in legal possession of the property by virtue of a lease dated August 1, 2014 and the Estoppel Statement that is dated January 29, 2016.

4. The property is in compliance with the zoning ordinances, rules, and regulations of the City.
5. Jintana Khanthong is 100% owner of this business. Ms. Khanthong is over 21 years of age. She has submitted her fingerprints to the Wheat Ridge Police Department and a background investigation has been conducted. The Police Department has no concerns about Ms. Khanthong and recommends her application move forward.
6. The relevant neighborhood under consideration is described as being within a 1-mile circumference of 4980 Kipling Street #A10 & 11, Wheat Ridge CO 80033

7. The Needs & Desires Survey conducted by Oedipus, Inc. is in support of granting this license. This is shown by the petitions bearing 181 favoring issuance and 2 signatures opposing issuance.

Seconded by Mr.Aldredge: Motion Carries 8-0

CITY CLERK'S MATTERS

Deputy Clerk matters for new Tasting permit application for Applejacks Liquors. Renewals for My Goods Market 3.2% Beer License, pending new application for Beer and Wine for Craft Beers at the same facility that Real Thai is located in. Probable need to modify Code/Ordinances to allow new L&E type of license in Wheat Ridge; plus fees for such.

CITY ATTORNEY'S MATTERS

Joe talks about city decision and when the Attorney is required to be in attendance. How to make clear those distinctions. Revisions may be needed to provide clarity. Just for outstanding issues and not for normal day to day discretions. Bob asks about special events and items like that handled. Bob asks for clerks clarity to have Authority and Clerk responds no, he doesn't need clarity on the issuance of Special Events, Transfers, temp permits etc.

Stevens had decisions already handled to approve the applications but not issue the permits. Janelle says we have a pretty good desk manual and interim for Kelly to go to Robin with hearings to prepare new Deputy guidelines.

POLICE DEPARTMENT MATTERS

None

LIQUOR AUTHORITY MEMBERS MATTERS

Bob National Night out event for Steve? Says that it was all good until the rains hit. Carnation Festival hopefully no rain. Two people selling alcohol this year. Paul asks if the Carnation festival will be the same; Steve, entire area to be liquor licensed with him on ATV. Pretty well prepared and lots of meeting

Claudia; Wheat Ridge Historical Society is having their annual Heritage Days \$6 for lunch and bluegrass bands this Saturday quilt collection. No liquor but Hamburgers and Root Beer floats. 44th and Robb 10 am – 4 pm

Meeting adjourned at : 9:36 a.m.

Robin Eaton, Deputy City Clerk

APPROVED BY LIQUOR AUTHORITY ON OCTOBER 13, 2016 BY A VOTE OF _____
TO _____

Elizabeth Nazarenus, Chair