

**MINUTES FOR
LIQUOR AUTHORITY MEETING**

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

April 13, 2017

Chair Worth called the Liquor Authority Meeting to order at 9:01 a.m.

Liquor Authority Members present:

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

Liquor Authority Members Absent: Anthony Davia

Also present Deputy City Clerk Robin Eaton; Detective Chris Krieger, Officer Steve Berkowitz, Attorney Joe Rivera, Francesca Chrisp, Attorney Daniel Carr, City Clerk Janelle Shaver and Kathy Franklin.

APPROVAL OF MINUTES OF March 23, 2017

Motion by Mr. Alldredge for approval of the minutes of March 23, 2017; seconded by Ms Peterson. ; carried 7-0

Item 1. Show Cause Hearing for SG Ventures LLC, dba Big Willies Saloon and Grill Night Club, 11221 West 44th Avenue, Wheat Ridge, Colorado

Staff report. None

Opening Statements:

Assistant City Attorney Joe Rivera announces a plea bargain in the form of a Stipulation agreement. It will be presented to the Board and if approved, the deal is sealed and the meeting is over; if the deal is rejected, we will go immediately to hearing. The Order and Agreement is a findings of fact and has encapsulated sanctions, one of them being the licensee has 6 months to transfer the liquor license or the current license will be terminated. Another would be that they are not to transfer to any person affiliated with the bar currently.

Liquor License Board Minutes April 13, 2017

Det. Krieger summarizes that the Police department feels that this is acceptable and appropriate; what we wanted for an outcome and beneficial for the city, and it's also good from an enforcement standpoint.

Det. Berkowitz states that we went through the same thing with "The Office". Big Willies has been allowed this length of time due to the size of the property and that they will not be open for alcohol sales and that it's just a business up for sale. With the amount of charges that we have, it is a good deal for city and to the owners as well.

Ms. Worth asks if the liquor license is valid until transferred, Detective Krieger responds that yes it will as it makes it easier for them to sell the business, but they will not be selling any alcohol.

Ms. Worth is worried that with the huge violations that included gambling how are they going to be allowed to stay open and transfer the license. Detective Berkowitz responds that a transfer applicant still has to go through the background check. It saves the new people from have to go through the petitioning as a new would. It's a quicker process and it's the whole point to have the current owners out of the alcohol business, which they essentially are right now, if they deal is approved.

Mr. Alldredge read Section 5 e of the Stipulation Order, which will be effective when the agreement is signed, "The licensee will no longer operate as a Tavern on the premises or sell alcoholic beverages under her license." This was concurred by both Detective Krieger and Attorney Rivera, and he added that the licensee would not be allowed to apply for and hold a liquor license in the City of Wheat Ridge, ever.

Ms. Worth responds that previously the Board has suspended licenses for 6 months for violations and we did not accommodate anyone else before, so why now and how much is this costing the City. Officer Berkowitz replies that the City is not accommodating anyone and that this agreement is expeditious and will actually save the city money.

Ms. Nazareus asks if after 6 months, they can still remain the landlord as stated in 5 c. of the agreement "The Licensee is permitted to remain the landlord of any future City approved liquor license located at the premises but the Licensee shall not hold any other financial interest in such a business." Officer Berkowitz responds that they will just have to sell the business, which is the liquor license itself, as there is no power under the liquor code to mandate the sale of the property.

Mr Alldredge asks if the licensee has agreed to the Stipulation. Attorney Dan Carr states for the record as being the Attorney for the defendant and that yes it has been agreed to. "Ms. Chrisp made a mistake, she wasn't there when all of gambling took place, the person she put in as a tenant did, and that person has been evicted. All the agreement is for is that she is being provided an opportunity to sell the business. It is beneficial to the City as well; since a transfer is easier to accommodate. If she does not make a transfer happen, then she loses. The establishment will sit for 180 days with an opportunity to sell the business and if not sold, she agrees to surrender the license.

Mr. Shaver asks, concerning 5a of the Stipulation "the Licensee shall transfer all of her right and interests on its license and the business associated therewith to an unrelated third party" does that include family, friends, business or relatives? Detective Berkowitz responds that it is anyone that has something to do with her personally or anyone that deals with this business. Attorney Carr adds that she does not have any business associates and that this was an investment.

Motion by Mr. Aldredge to accept the Stipulation as agreed upon by both the City Attorney and Licensee, as written. Chairperson Worth states that she will be voting no on this motion for various reasons. Seconded by Member Shaver, motion carries 6-1

CITY CLERK'S MATTERS

Change of Managers for Club Corners still being processed by the City. Probable upcoming hearing for 3 day modification to the T-Birds establishment and upon request by the clerk's office, a Mgr. Change be submitted by them. Probable Transfer of the Riffs liquor license to the owners of Davies Chuck wagon located at 26th and Kipling upstairs. Last minute renewal from Pester, Alta Convenience 9999 38th Ave. to preserve the license, pending a transfer to be submitted later. I have received two requests for new applications, probably Beer and Wine license types, one for a coffee house to be located on 38th and Harlan and the other, a craft beer outlet by 38th and Teller St.

CITY ATTORNEY'S MATTERS - Attorney Rivera echoes the appreciation to the City Police Department as they did an excellent job in the Big Willies Case and also appreciates the help from Deputy Clerk Eaton.

POLICE DEPARTMENT MATTERS - NONE

LIQUOR AUTHORITY MEMBERS MATTERS -

Chairperson Worth thought everything went well, and was surprised that the City was not making them sell the property; as she recognized that a bar has been there for at least 50 years.

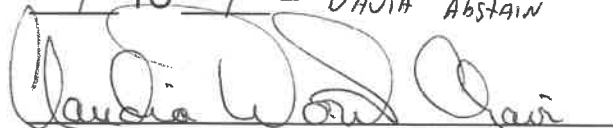
ADJOURNMENT

Meeting Adjourned at 9:44 a.m.



Robin Eaton, Deputy City Clerk

APPROVED BY LIQUOR AUTHORITY ON NOVEMBER 9, 2017 BY A VOTE OF

4 TO 1 - DAVIDA Abstain


Claudia Worth, Chair



CITY OF WHEAT RIDGE
 OFFICE OF THE CITY CLERK
 7500 W. 29th Avenue
 Wheat Ridge, CO 80033
 (303) 235-2823 or (303) 235-2816

Public Information Request

Please list specifically what documents you want reproduced and in what form. Allow three (3) working days for a search of the records. Per the State of Colorado Open Records Act (C.R.S. 24-72-203), if the request is substantially large, an extension of seven (7) working days is permitted. You will be notified prior to the three (3) days of any extension and all estimated costs.

Requester Name: SHEPARD-LAN LLC	Date: 11-9-2017
Mailing Address: 4909 PEARL EAST CIRCLE #202	
E-Mail Address: JEFF@SHEPARD-LAN.NET	Phone: 303-578-6576

Detailed description of records requested:
 PERMITS & INSPECTOR REPORTS - NAMES OF INSPECTORS
 FROM 3643 TAFT COURT.
 FROM 6/1/16 → 12/31/16

Fee Schedule:

Copies	First 10 pages free, then \$.25 each	A page is defined as one side of one page up to a paper size of 8.5" X 14"
Certified Copies	\$2.00 each	
Research & Retrieval	After first hour, \$25.00 per hour or portion thereof in 15-minute increments	
Information Transfer to Computer media	\$30.00 each	May also include Research & Retrieval fees
Council meeting video or other DVD	\$30.00 each	Videos are maintained only 6 months after the meeting minutes are approved
Budget book or other large publication	Varies	Charge is based on City's cost to produce the publication
Postage & Packaging for mailing	Varies	Actual cost will be assessed

For Internal Office Use:

Date request completed:	Amount prepaid: \$
Approved: 11-13-17	Balance due before release: \$
Denied: _____	Total Amount paid: \$
If denied, provide reason(s):	

no document provided by City - all information found in casefile.

 City Clerk

Robin Eaton

From: Tammy Odean
Sent: Monday, November 13, 2017 10:44 AM
To: Robin Eaton
Subject: RE: CORA Request

Hi Robin,

I spoke with Jeff and explained to him that all the information he needs he can access in Laserfiche. I also gave him the names of the inspectors, but told him one is no longer with the City of WR and the other is a contract worker and we do not have a contract with CCI, Inc. anymore so do not know his name. Randy with Charles Abbott, our contract inspectors now is going to call him to discuss the inspection reports.

I think we can close this one out. I will not be sending Jeff anything. Thanks,

Tammy Odean
Administrative Assistant
Office Phone: 303-235-2846



From: Robin Eaton
Sent: Thursday, November 9, 2017 4:21 PM
To: Tammy Odean <todean@ci.wheatridge.co.us>
Subject: CORA Request

Hi Tammy, I think the guy who dropped this off said this one might be yours. No worries as the days don't start until Monday. Have a great weekend!! ☺

Robin Eaton
Deputy City Clerk
7500 W. 29th Avenue
Wheat Ridge, Colorado 80033
Office Phone: 303-235-2816
www.ci.wheatridge.co.us



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