

**Breckenridge Liquor and Marijuana Licensing Authority**  
**Regular Meeting**  
**Tuesday, September 20, 2016**

Page 1 of 4

- 1) Call to Order, Roll Call  
Chair Katz called the regular meeting of Tuesday, September 20, 2016, to order at 9:00 am. Mr. Montepare and Mr. Blank were absent.
- 2) Approval of Minutes  
With no changes or corrections to the meeting minutes of August 16, 2016, Chair Katz declared they would stand as approved.
- 3) Approval of Agenda  
Ms. Taryn Power, Deputy Town Clerk, stated that there were no changes to the agenda.
- 4) Action Items
  - a) RESOLUTION NO. 5, SERIES 2016 - A RESOLUTION ADOPTING AN AMENDED SCHEDULE OF THE FEES TO BE COLLECTED BY THE TOWN OF BRECKENRIDGE LIQUOR AND MARIJUANA LICENSING AUTHORITY PURSUANT TO THE COLORADO BEER CODE AND THE COLORADO LIQUOR CODE

Mr. Tim Berry, Town Attorney, stated that a new alcohol and beverage license was created. The Statute states that there is a \$500 fee. This resolution will establish the local fee. Ms. Girvin inquired about the other fees. Mr. Berry stated that the other fees did not change. Mr. Tatro motioned to approve the resolution. A roll call vote was taken and the motion passed 3-0.

- 5) Consent Calendar
  - a) Liquor Consent Calendar

Mr. Paul Brenholt introduced himself as the owner of South Ridge Seafood. Mr. Brenholt stated that they will be moving into the old Czech It Out location. Chair Katz inquired as to if they were leaving South Ridge in its current state. Mr. Brenholt stated that they are leaving the building as it is, but keeping the name. Ms. Girvin and Mr. Tatro stated that they don't have any questions.

Ms. Jaci Ohayon introduced herself as the owner of Belle V. She stated that the restaurant is going to have French inspired small plates with roughly 30 menu items. Mr. Tatro inquired as to her experience. She stated that she grew up in the industry, having worked in restaurants since she was 12 years old and had done many jobs in the industry from bussing to owning a restaurant in Seattle. Chair Katz inquired about TIPS training and Ms. Ohayon stated that she has reached out to the Police Department.

Mr. Jeffrey Maltzman with Continental Divide Winery was present to discuss his winery. Ms. Girvin inquired about his business model. Mr. Maltzman stated that he is opening a retail tasting room where individuals can purchase the wine that they produce, taste the wines before they purchase them and be able to buy wine products. Ms. Girvin inquired about the costs of the tastings. Mr. Maltzman stated that there will be a fee as the wine will come in a souvenir glass.

Chief of Police Dennis McLaughlin stated that he was e-mailed a survey regarding Jakes Dive Bar and presented the memo to the LMLA. Chair Katz inquired as to if anyone would like to pull

**Breckenridge Liquor and Marijuana Licensing Authority**  
**Regular Meeting**  
**Tuesday, September 20, 2016**

Page 2 of 4

anything off of the consent calendar. Chair Katz stated that Jakes Dive Bar will be removed from the consent calendar. The consent calendar, with the removal of Jake's Dive Bar, stood as approved.

Chair Katz stated that she does live next door to the owners of Jake's Dive Bar, but does not have any financial interest in the business. The LMLA did not see any conflict with Chair Katz and Jake's Dive Bar. Detective Kontak stated that she had given a memo to the LMLA and there was a hearing the year before. Detective Kontak stated that there was no call made to the police department and the memo was submitted a week after the event. Mr. Tatro inquired as to what provision this violates. Detective Kontak stated that it is serving while visibly intoxicated. Mr. Tim Berry stated that there is no entitlement with the renewal of the liquor license. Chair Katz inquired as to if the owner's of Jake's Dive Bar had received the memo. Ms. Girvin stated that she is uncomfortable about setting precedent based off of an email. Mr. Tatro stated that he would be interested in moving this renewal to the next consent calendar to see what the other LMLA members think. Ms. Girvin motioned that Jakes Dive Bar be continued to the October consent calendar and that we invite the owner to be in attendance. A roll call vote was taken and the motion passed 3-0.

b) Marijuana Consent Calendar

Mr. Tim Berry stated that he is here at the request of police department and staff. Mr. Berry stated that there may be a few problems with the Rabbit Hole medical marijuana center renewal under the Town's ordinance. Chair Katz stated that the Rabbit Hole will be removed from the consent calendar. The consent calendar, with the removal of The Rabbit Hole, stood as approved. Mr. Tatro motioned to set a renewal hearing for the next LMLA meeting for the renewal application of the Rabbit Hole and that notice be given as required by law. A roll call vote was taken and the motion passed 3-0.

6) Public Hearing; Action Items

a) Liquor Public Hearing

- i) RMU Retail, LLC d/b/a Rocky Mountain Underground  
114 S. Main Street  
Tavern License

Mr. Mike Wasche introduced himself as the owner of Rocky Mountain Underground. Mr. Tatro inquired as to what the business is going to be. Mr. Wasche stated that they are a ski manufacturer based out of Breckenridge since 2008. He stated that they are branching out into these types of stores. He stated that there is going to be a demonstration space as to how the skis are built and produced. He stated that the hours of operation will be 8 am - 8 pm. Mr. Wasche stated that they are not looking to be a bar. Mr. Tatro stated that he strongly encourages the TIPS training as this type of atmosphere may lead to underage drinking. Chair Katz cautioned them to watch out for their friends who may want to hang out and drink. Mr. Wasche stated that they plan on having 4 employees that will run the bar and store side. Ms. Girvin motioned to approve the license. A roll call vote was taken and the motion passed 3-0.

- ii) BHB Breckenridge, LLC d/b/a Bangkok Happy Bowl Thai Bistro & Bar  
103.5 N. Main Street  
Hotel & Restaurant License

Mr. Kirk Coult and his wife Paula introduced themselves as the owners. Mr. Coult stated that they are very excited to become a part of the Breckenridge community. They opened their first restaurant in Aspen 5 years ago and another in Basalt. Mr. Tatro inquired as to what type of liquor

**Breckenridge Liquor and Marijuana Licensing Authority**  
**Regular Meeting**  
**Tuesday, September 20, 2016**

Page 3 of 4

they plan on serving. Mr. Coult stated that they will be doing full liquor that compliments the menu. Mr. Coult stated that all of the staff will be TIPS trained and that they bring a lot of background and experience to the restaurant. Chair Katz stated that she is very excited that a Thai restaurant is coming in. A roll call vote was taken and the motion passed 3-0.

- iii) Hockeytown Holding Corp. d/b/a Robbie's Tavern at the Bergenhof  
1627 Ski Hill Road  
Hotel & Restaurant License

Mr. Mike Steger, Mr. George Connolly and Mr. William Cipriani introduced themselves as owners. Ms. Girvin inquired as to their liquor and management experience. Mr. Steger stated that they operate The Canteen and the Golf Course restaurant and have roughly 100 years of experience between them. Mr. Steger stated that Robbie's Tavern will be an amenity to the hotel. Mr. Cipriani stated that he has two restaurant locations in St. Louis, is a Johnson and Whales graduate and is a chef by trade. Mr. Cipriani stated that the menu will mimic what the Canteen has been doing. They will have comfort food with some upscale tendencies to it. Mr. Connolly stated that they will have the staff TIPS trained. A roll call vote was taken and the motion passed 3-0.

- b) Marijuana Public Hearing - None

7) Informal Discussion

- a) Police Department Update

Ms. Girvin inquired as to Blue Stag. Detective Kontak stated that the bartender at Blue Stag stated that he was drunk as the time he was working. Detective Kontak stated that the bar was cited for this incident. Chair Katz inquired about Oktoberfest and how it went. Chief McLaughlin stated that this Oktoberfest was an experiment to allow dogs back at the event. He stated that there were a few dog fights and some food was stolen from an individual by a dog. He stated that this year the license included the Riverwalk Lawn and this allowed for beer to go into a licensed premises. Chief McLaughlin stated that there were also a few reports of people walking out of the area with open containers as there were a few gaps in security. Chair Katz inquired as to what type of training happens for the volunteers serving alcohol as it would appear they are over serving. Chair Katz stated that she would like the liquor training that the Breckenridge Tourism Office puts on for their volunteers to be required and that she would feel better if the Police Department hosted the training. Mr. Tatro stated that he is concerned that the security was not well instructed. Chief McLaughlin stated that they met with the security briefly before the event, but the quality of security was not conducive for the event. Chair Katz stated that she would like to make it a condition that every volunteer attend a training led by the Breckenridge Police Department prior to volunteering. Ms. Girvin stated that this is a town wide issue as the liquor licensee's also need to watch for over service. Ms. Girvin stated that, as having previously organized events, that extra requirements may make it difficult to obtain volunteers. Chief McLaughlin stated that he also it is a huge concern that the security is allowing so many people out of the liquor licensed premises with open containers. He is concerned that this needs to be taken more seriously as we now have national attention and State liquor is aware that we have issues. Ms. Girvin stated that she was surprised to see dogs after years of them not being allowed. She stated that an event like this is not an appropriate place for dogs to come.

- b) Town Clerk Update

Ms. Power, Deputy Town Clerk, stated that she had no updates.

- c) Public Comment

There was no public comment.

**Breckenridge Liquor and Marijuana Licensing Authority**  
**Regular Meeting**  
**Tuesday, September 20, 2016**

Page 4 of 4

8) Adjournment

With no further business to discuss, the meeting adjourned at 10:18 am. The next regular meeting will be held on October 18, 2016. Submitted by Taryn Power, Deputy Town Clerk, Municipal Services.

ATTEST:

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Helen Cospolich, Town Clerk

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Jeri Beth Katz, Chair