

**Breckenridge Liquor and Marijuana Licensing Authority  
Regular Meeting  
Tuesday, August 16, 2016**

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- 1) Call to Order, Roll Call  
Chair Katz called the regular meeting of Tuesday, August 16, 2016, to order at 9:00 am.
- 2) Approval of Minutes  
With no changes or corrections to the meeting minutes of July 19, 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) Consent Calendar
  - a) Liquor Consent Calendar

Ms. Girvin stated that she would like to discuss the request for modification for Flip Side Burger with the applicant, Mr. Terry Barbu, who is present at the meeting. Ms. Girvin stated that the reason the modification was pulled from last month's consent agenda was because they were serving liquor outside of their licensed premises. Mr. Barbu stated that it was an accident as he was used to having a patio moved in and out in at his Georgia restaurants and did not think to modify the license here to be able to do the same thing. Ms. Girvin inquired as to what the board normally does in this situation. Chair Katz stated that the Liquor and Marijuana Licensing Authority strives for education and compliance. Mr. Montepare stated that Mr. Barbu is an incredibly experienced owner who, at times, has given them security that things will be run smoothly. Mr. Blank inquired about the fence required for the modification and approval from Community Development. Mr. Barbu stated that they are going to have a handmade fence that fits the character of the town. Ms. Girvin stated that she is satisfied with this, but feels as though if this comes up again that there should be ramifications. Ms. Girvin stated that she feels as though the LMLA should not be rewarding behavior, but she does have concerns and if it does come up she will be firmer next time. The consent calendar stood as approved.

- b) Marijuana Consent Calendar - None
- 5) Public Hearing; Action Items
  - a) Liquor Public Hearing - None
  - b) Marijuana Public Hearing - None
- 6) Informal Discussion
  - a) Police Department Update  
Town of Breckenridge Assistant Police Chief, Nicola Erb, stated that the police department now has a downtown officer, Jen Laureano, who will be attending the LMLA meetings.
  - b) Town Clerk Update  
Ms. Power, Deputy Town Clerk, stated that there are a few new State of Colorado Rules for both liquor and marijuana that will be presented to the LMLA at the next meeting.
  - c) Public Comment  
There was no public comment.
- 7) Executive Session  
At 9:12 a.m. Mr. Blank moved that the Liquor & Marijuana Licensing Authority go into executive session pursuant to Paragraph 4(b) of Section 24-6-402, C.R.S., relating to conferences with the Town Attorney for purposes of receiving legal advice on specific legal questions relating to such investigations, and Paragraph 4(d) of Section 24-6-402, C.R.S., relating to details of investigations.

Chair Katz stated that a motion has been made for the Liquor & Marijuana Licensing Authority to go into an executive session pursuant to Paragraph 4(b) of Section 24-6-402, C.R.S., relating to conferences with the Town Attorney for purposes of receiving legal advice on specific legal questions relating to such investigations, and Paragraph 4(d) of Section 24-6-402, C.R.S., relating to details of investigations.

A roll call vote was taken with all members in favor of the motion.

At 9:29 am Mr. Montepare moved for the Authority go out of executive session and

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reconvene in the regular meeting. A roll call vote was taken. All members were in favor of the motion.

8) Adjournment

With no further business to discuss, the meeting adjourned at 9:29 am. The next regular meeting will be held on September 20, 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