

Breckenridge Liquor and Marijuana Licensing Authority
Regular Meeting
Tuesday, November 15, 2016

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- 1) Call to Order, Roll Call
Chair Katz called the regular meeting of Tuesday, November 15, 2016, to order at 9:00 am. Mr. Montepare was absent.
- 2) Approval of Minutes
With no changes or corrections to the meeting minutes of October 18, 2016, Chair Katz declared they would stand as approved.
- 3) Approval of Agenda
Chair Katz stated that a small presentation by Kathleen Maher, Advocates for Victims of Assault, would be added to the agenda after the consent calendar.
- 4) Consent Calendar
 - a) Liquor Consent Calendar
Mr. Alan Bullock, owner of Legend's Italian Steakhouse. Mr. Bullock is the owner of Ollie's and purchased the Southridge Seafood Grill site. His plan is to open a Legend's prohibition era steak house in the summer of 2017. Extensive remodeling will occur including clean up of dead trees around the building, new bathrooms, residing and painting. The Tilly's stained glass window, which will not be used, has generated a lot of interest. Mr. Bullock stated that he may consider putting it up for auction to help fund the scholarship program with the Restaurant Association (of which he is a member).

Mr. Jason Goldstein, owner of Piante Pizza. Mr. Goldstein stated that they are attempting to have the first vegan pizzeria in Breckenridge. Mr. Goldstein (Jason) and his wife came here from New York to open this pizzeria – traveled around in a motor home for a year trying to figure out where to “land”. Jason is a culinary school graduate and worked for a few months in a restaurant, but his work history is in the hardwood lumber-hardwood distribution in the New York area. Mr. Tatro suggested that everyone go through the TIPS training whereby Mr. Goldstein indicated that he will be retaining most of the current staff, all of which have been through that training, but that he would attend. Mr. Blank inquired as to the hours of operation. Mr. Goldstein stated that they will start with lunches and if there is a late night crowd will consider staying open later, opening by mid-December is the current plan. Ms. Girvin wanted Mr. Goldstein to become familiar with the state and town code liquor laws. If an incident happens within the bar, you can get into trouble with “failure to report” the incident.

- b) Marijuana Consent Calendar

With no changes to the agenda, the Liquor and Marijuana Consent Calendars stood as approved.

Chair Katz asked Kathleen Maher to come down to the podium.

Ms. Maher stated that she is working in a dual position with the hospital as well as Advocates for Victims of Assault. She is working a lot with the Advocates because they are focusing and dealing with domestic violence and sexual assault in Summit County. One of the major projects they have is Safe Bars – a training program for bar staff (anyone working with liquor establishments) that teaches them the dynamics of bar sexual assault, intervention principles and what they can do about it as a bystander.

Mr. Blank asked if she had spoken with the police about this. She replied that she works closely with the violence prevention team committee in the county and the Breckenridge PD is represented. Chair Katz mentioned that Kathleen used to be the victim services coordinator at the DA's office so she has a lot of experience in this field. Ms. Girvin asked if she could give a brief synopsis of what the training for the bar staff would look like and how long is the program. Ms. Maher stated that it is an evidence based program purchased from Washington DC, where they have had really good luck and the programs have also been instituted in Arizona, Boston and downtown Denver. It is a two hour training. Ms. Girvin asked how do we get our bar owners to enthusiastically sign their staff up for this program? Ms. Maher said that we have had a lot of enthusiasm in the community on the violence prevention team as well as the hospital. It is a new program with the end result of bars becoming certified and can market themselves as a safe bar. Getting a buy-in from all the bars will be crucial

for this program to work. This program moves beyond the TIPS training and focuses on the issue of violence prevention. Chair Katz said that we can inform and encourage new owners and transfers of licenses as they come before us of this program. Officer Kontak asked if they would be instituting the “Ask for Alice” signs in the bar bathrooms so that if a patron is uncomfortable or needs help they can go to the bartender and “Ask for Alice” and that sets getting help in motion. Ms. Maher stated that it might become a part of the training, but right now are staying true to the curriculum. Ms. Maher said that the website for safe bars is www.safebars.org and thanked everyone for letting her come in to speak about this program.

- 5) Public Hearing; Action Items
 - a) Liquor Public Hearing
 - i) 505 Main, LLC d/b/a BoLD Kitchen and Bar
505 South Main Street, #B1
Hotel & Restaurant License

Mr. David Knell introduced himself as owner of BoLD (Breakfast – Lunch – Dinner with a vowel in between) moving into Ullr’s previous space. He stated that they are planning to open every morning at 7 a.m. for breakfast. Mr. Blank inquired as to any interior improvements being made to the site. Mr. Knell stated that they are spending \$500,000 on renovations which will include an entrance from the restaurant to the public restrooms in Main Street Station. Ms. Girvin inquired about his restaurant experience. Mr. Knell stated that he had an acre of experience as a customer – no experience at all running a restaurant or bar. Terry Barbu, partner in the business, will help out in that regard as he has two establishments in town. Mr. Knell is an engineer by trade, built and sold telecommunication businesses back in the UK for the last decade and is looking at this restaurant as a business. Everyone will be TIPS trained by the opening date, December 11, 2016. They don’t want to be open until early morning hours and will take last food orders about 9 pm. Ms. Girvin wanted to be sure that Mr. Knell becomes familiar with and understands the state and town liquor laws. Chair Katz mentioned that they contact the police department if there are any issues, as they are there to help. Chair Katz closed the hearing on the application. Mr. Blank motioned to approve the license. A roll call vote was taken and the motion passed 4-0 with Mr. Montepare absent.

- b) Marijuana Public Hearing – None

- 6) Informal Discussion
 - a) Police Department Update. On the subject of the update by the police, Chair Katz stated that she can give an update on Oktoberfest. She has spoken with Mayor Mamula and they agreed that they want to bring in the Breckenridge Tourism Office (BTO) and discuss with them what the LMLA wants to see for that event. Requested that the Clerk work on getting their presence at our December meeting for an informal discussion before the shot ski event. Chair Katz passed along, to Mayor Mamula, the three primary concerns regarding Oktoberfest and also informed him that for the shot ski event that the Town is on the radar of the Department of Revenue. Chief McLaughlin stated that he had met with representatives from the BTO, the distillery and Elisabeth Lawrence. Part of the new plan is to set the skis out early so that no others can be added later; everybody involved with the event will need to come to the briefing prior to the event; and after the briefing walk out to their location along the shot ski, which has now been pushed to the middle of Main Street rather than to the side where people can come and go; there will be more of a police and security presence along the street. The BTO and the distillery are very open to this plan. Chair Katz stated that maybe in the December meeting they can talk about the shot ski event and in the spring talk about the Oktoberfest event. Chair Katz reached out to Mayor Mamula regarding the liquor license extension for Oktoberfest out to the West of the Riverwalk lawn and the length of the area in general. Mayor Mamula agreed that they need to bring the area back down in scale. Maybe not to the original dimensions but something shorter than it is right now would be really helpful – just have less spots for egress being possible. Chief McLaughlin stated that he talked to the BTO and they wanted to keep the lawn as it was very popular, but also explained that it didn’t matter how popular it is, too many violations occurred. Also, Dick Carleton said that he was going to reach out to the members here asking if anyone wanted to be on a sub-committee of the events committee, addressing alcohol incidents. Ms. Girvin expressed

an interest in being on this committee.

b) Town Clerk Update

Ms. Brown stated that there were no updates.

c) Public Comment

Mr. Florence, owner of 501 S Ridge Street since 2003, appeared to speak of his concerns about the Liquid Lounge and the general noise, loud music, fighting, and arguing that goes on into the wee hours of the mornings out on the patio, when open, and then into the parking lot after hours. Mr. Florence admitted that he did not know about the Liquid Lounge when he purchased the unit and only when in residence did he realize that the bar was so close to his residence and the noise carried in through windows. Chief McLaughlin stated that they have been called several times to check the decibel level and have been found to not exceed those levels. Mr. Florence would like to see that Ordinance changed to have a lower decibel level and was advised that he would need to approach the Council for that to happen. Mr. Florence also spoke of parking after the approved hours in the parking lot in front of the Blue Moose and wanted to have those vehicles towed. Mr. Florence was advised that it is private property and only the owner of the property can call for a tow of any vehicles improperly parked.

Ms. Girvin was concerned about the Distillery and the opening of their restaurant and not having seen any information on a liquor license for that establishment.

7) Executive Session

At 10:07 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; and Paragraph 4(d) of Section 24-6-402, C.R.S., relating to investigations.

Chair Katz stated that a motion has been made for 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; and Paragraph 4(d) of Section 24-6-402, C.R.S., relating to investigations.

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

At 10:25 a.m. Mr. Blank moved for the Authority to go out of executive session and reconvene in the regular meeting. A roll call vote was taken. All members present were in favor of the motion.

8) Adjournment

With no further business to discuss, the meeting adjourned at 10:25 am. The next regular meeting will be held on December 20, 2016. Submitted by Susie Brown, Administrative Specialist, Municipal Services.

ATTEST:

Helen Cospolich, Town Clerk

Jeri Beth Katz, Chair