



**TOWN OF BRECKENRIDGE
LIQUOR AND MARIJUANA LICENSING AUTHORITY**

**Regular Meeting
Tuesday, April 18, 2017; 9:00 AM
Town Hall Auditorium**

- 1) Call to Order, Roll Call**
- 2) Approval of Minutes**
- 3) Approval of Agenda**
- 4) Consent Calendar**
 - a) Liquor Consent Calendar
 - b) Marijuana Consent Calendar
- 5) Public Hearing; Action Items - None**
 - a) Liquor Public Hearing
 - b) Marijuana Public Hearing
- 6) Informal Discussion**
 - a) Police Department Update
 - b) Town Clerk Update
 - c) Public Comment
- 7) Adjournment**

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- 1) Oath of Office - Swear in Timothy Faust to the Liquor & Marijuana Licensing Authority
- 2) Call to Order, Roll Call
Chair Katz called the regular meeting of Tuesday, March 21, 2017, to order at 9:00 am.
- 3) Approval of Minutes
With no changes or corrections to the meeting minutes of February 21, 2017 Chair Katz declared they would stand as approved.
- 4) Approval of Agenda
Ms. Power, Deputy Town Clerk, stated that there were no changes to the agenda.
- 5) Consent Calendar
 - a) Liquor Consent Calendar
Mr. Jacob Lewitt, General Manager of Dancing Pines Distillery, stated that they are based in Berthoud and have a tasting room in Estes Park. The distillery produces whiskey, gin, rum, liquor and a lot of other products. Ms. Girvin inquired if they have been at Still on the Hill. Mr. Lewitt stated that they have. Ms. Girvin inquired to the location of the tasting room. Mr. Lewitt stated that they are moving into Petal & Bean. Ms. Girvin inquired about TIPS training. Mr. Lewitt stated that he is certified as a trainer and they do their training in house.
 - b) Marijuana Consent Calendar
Mr. Frank Quattrone, owner of Organix, stated that he operates several cannabis operations in Denver under Pure Marijuana Dispensary. Mr. Quattrone stated that cannabis is a large industry in Israel and his partner is currently there at a conference. Mr. Blank inquired as to where the cultivations are. Mr. Quattrone stated that they have one cultivation license in Breckenridge and one in Denver, but that most of the cultivation takes place in Denver.
- 6) Public Hearing; Action Items
 - a) Liquor Public Hearing
 - i) Show Cause Hearing (Continuance Requested by the Town of Breckenridge)
BFD Colorado, LLC d/b/a Blue Stag Saloon
323 S. Main St.
Hotel & Restaurant License

The following is an abbreviated summary of what transpired at the hearing. A verbatim tape recording was made of the entire hearing as required by Rule 26.12 of the Rules of Procedure of the LMLA.

Mr. Tim Berry, Town Attorney, stated that this renewal application was removed from the last LMLA agenda to set a renewal hearing for conduct of establishment. A notice was sent to the licensee of the hearing. Following the notice, staff was made aware of sale to a minor that the LMLA needs to be made aware of. Mr. Berry stated that the licensee had not yet been noticed for this. Mr. Bob Gregory, Town of Breckenridge Prosecuting Attorney, stated that since this hearing was noticed there has been a new allegation and summons issued to Terry Barbu, owner of Blue Stag Saloon. Mr. Gregory stated that there are essentially two incidents that the LMLA should

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consider on the basis of renewal. Mr. Gregory stated that there is conduct of establishment for a drug bust that happened on the premises and an incident with sale of alcohol to a minor. Mr. Gregory stated that Mr. Barbu was just notified of this today and is not prepared to speak to that today. Chair Katz stated that Mr. Barbu has a criminal proceeding in municipal court and that if he is going to admit to the charge today, it can be used against him in municipal court tomorrow. Chair Katz stated that Mr. Barbu has the opportunity to be represented by an attorney. Mr. Barbu stated that he knows that he has the option of the attorney. Mr. Barbu stated that he has invested \$3,000,000 into this town, that this is a business and that he is taking everything very seriously. Chair Katz stated that the hearing will be continued to May 16.

b) Marijuana Public Hearing - None

7) Informal Discussion

a) Police Department Update

Detective Kontak, Breckenridge Police Department, stated that St. Patrick's Day was relatively quiet this year.

b) Town Clerk Update

Ms. Taryn Power, Deputy Town Clerk, stated that Town Council would like to meet with the Liquor & Marijuana Licensing Authority at work session on April 11.

c) Public Comment

There was no public comment.

Mr. Berry stated that there is a conflict with the hearing for HERO. The counsel for the licensee is unavailable for the hearing in May. Chair Katz stated that the HERO hearing has been continued at the request of the licensee until the June LMLA meeting.

8) Executive Session

At 9:39 a.m. Mr. Tatro 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 10:11 am Mr. Tatro moved for the Authority go out of executive session and reconvene in the regular meeting. A roll call vote was taken. All members were in favor of the motion.

9) Adjournment

With no further business to discuss, the meeting adjourned at 10:11 am. The next regular meeting will be held on April 18, 2017. Submitted by Taryn Power, Deputy Town Clerk, Municipal Services.

**Breckenridge Liquor and Marijuana Licensing Authority
Regular Meeting
Tuesday, March 21, 2017**

ATTEST:

Helen Cospolich, Town Clerk

Jeri Beth Katz, Chair

DRAFT

M E M O R A N D U M

TO: Liquor & Marijuana Licensing Authority
FROM: Town Clerk
DATE: April 18, 2017
SUBJECT: Liquor License Consent Calendar

RENEWALS

1. Mauna, Inc. d/b/a **Relish**
137 S. Main St.
Hotel & Restaurant
2. Fiesta Jalisco Numero Dos, LLC d/b/a **Fiesta Jalisco**
224 S. Main St.
Hotel & Restaurant
3. The Hungry Dog 2, LLC d/b/a **The Hungry Dog**
500 S. Main St., Unit 1L
Hotel & Restaurant
4. Breckenridge BBQ, LTD d/b/a **Kenosha Steakhouse/Rita's**
301 S. Main St.
Hotel & Restaurant
5. Young-ILL, LLC d/b/a **Summit Wine & Liquors**
110 S. Park Ave.
Liquor Store
6. Blue Sage, Inc. d/b/a **Blue Sage Spa**
224 S. Main St.
Beer & Wine

REPORT OF CHANGES/MODIFICATION OF PREMISES

1. Keystone Food & Beverage Co. d/b/a **One Ski Hill Place**
1521 Ski Hill Road
Modification of Premises
Modification to remove a wall from the licensed premises.

2. Flip Side Breck, LLC d/b/a **Flipside Burgers**
318 S. Main St., B1-C
Modification of Premises
Modification to add the exterior patio to the liquor licensed premises from 5/1/2017 to 12/1/2017.

3. Roselle Enterprises, LLC d/b/a **Luigi's Sports Bar & Pizzeria**
411 S. Main St., Unit #4
Change of Corporate Structure
Change of corporate structure to add Jonathan Arvelo as 50% owner of Luigi's.

M E M O R A N D U M

TO: Liquor & Marijuana Licensing Authority
FROM: Town Clerk
DATE: April 18, 2017
SUBJECT: Marijuana License Consent Calendar

RENEWAL

1. Alpenglow Botanicals, LLC d/b/a **Alpenglow Botanicals**
1805 Airport Rd., Unit B2
Retail Products Manufacturer License

MEMORANDUM

TO: Liquor & Marijuana Licensing Authority
FROM: Town Clerk
DATE: 4.18.17
SUBJECT: Approved Special Events

The following special events were approved during the month of March:

Town of Breckenridge

County Clean Up
300 S. High St.

Saturday, May 20, 2017; 8:00 am – 5:00 pm

Posting: Monday, February 27, 2017
Hearing/Approval: Friday, March 10, 2017

Summit County Youth Hockey

The Summit Hockey Classic Fundraiser Event
0189 Boreas Pass Road

Friday, April 7, 2017; 3:00 pm – 10:00 pm
Saturday, April 8, 2017; 3:00 pm – 10:00 pm

Posting: Tuesday, March 7, 2017
Hearing/Approval: Friday, March 17, 2017