

Breckenridge Liquor and Marijuana Licensing Authority
Regular Meeting
Tuesday, May 16, 2017

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- 1) Call to Order, Roll Call
Chair Katz called the regular meeting of Tuesday, May 16, 2017, to order at 9:00 am. Mr. Blank was absent.
- 2) Approval of Minutes
With no changes or corrections to the meeting minutes of April 18, 2017 Chair Katz declared they would stand approved as submitted.
- 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
Mr. Joe Taddeo, owner of The Clubhouse Restaurant, stated that he is the new operator of the restaurant and that it makes sense for him to run it as he already has a catering company. Mr. Taddeo stated that he owns Quandary Grill, All Events & Catering, Sauce on the Blue and Sauce on the Maggie, and he has the Riverwalk license.
 - b) Marijuana Consent Calendar - None
- 5) Public Hearing; Action Items
 - a) Liquor Public Hearing
 - i) Renewal Hearing
BFD Colorado, LLC d/b/a Blue Stag Saloon
323 S. Main St.
Hotel & Restaurant License
The Police Department is represented by Mr. Bob Gregory. Mr. Gregory stated that Blue Stag has reached an agreement on the stipulation. They have agreed to dismiss the Municipal Court charge for underage service. Mr. Gregory stated that there were three memorandums presented to the LMLA over the past few months, the most egregious charge was that one of owner Mr. Terry Barbu's employees was serving cocaine on the premises. Mr. Gregory stated that this is about as serious as an offense can be; however, Mr. Barbu was not implicated in these offenses. Mr. Gregory has made recommendations to ways that Mr. Barbu can create a better culture where following the rule of law is the norm. Mr. Gregory stated that he has required as part of the stipulation that Blue Stag complete Safe Bars and TIPS training. Also, Barbu has agreed that two of his managers will be trained as TIPS instructors to help create more accountability among his staff. The stipulation states that Blue Stag will be assessed a 30-day suspension with 7 days served, and a \$1000 fine in lieu of three days suspended. If there is a violation of this stipulation, then the remaining 23 days will be served. Mr. Gregory stated that the fine in lieu shall be paid no later than June 30th. Mr. Barbu will provide proof to the Chief of Police that all employees are TIPS trained by July 30th. In addition, he will provide proof to the Police Department by August 31 that his managers have completed TIPS Train the Trainer, that his staff has completed Safe Bars and that they have also completed training on false ID's. The 7-day suspension must be served consecutively. The licensee can select the block in which they would like to serve those 7 days. Ms. Wendy Hickey introduced herself as the representative for Mr. Barbu. Ms. Hickey stated that since the incident Mr. Barbu has fired everyone involved and hired a new management team. Also, Mr. Barbu added a code of ethics and business conduct form to his business. Ms. Hickey stated that this is the first time that anything like this has happened to Mr. Barbu in 27 years of running restaurants. Ms. Hickey stated that Mr.

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Barbu is in the process of meeting the agreements of the stipulation. Mr. Barbu stated he wants to apologize for this happening. He has hired an operations manager who can be there at nights as he cannot be there. Mr. Barbu also stated he has a lot of employees but he does not do the hiring of these employees. Chair Katz stated she is concerned that Mr. Barbu is racking up a lot of incidents. She further stated these incidents happen all around the country and it is something that Mr. Barbu should have been aware of. Chair Katz stated that there is more expected of Mr. Barbu as he does have more experience in the restaurant industry and there is less slack for violations. Mr. Barbu stated he has had his license for three years and for the first two years he didn't have a problem. Mr. Barbu also stated there was no time to vet the employee who was selling cocaine as they were desperate for staff. Ms. Girvin stated that she is very concerned about the seriousness of the alleged crimes committed in the restaurant. Ms. Girvin also stated that all the LMLA is asking for him to do is to take responsibility. Ms. Girvin stated she does not believe that this penalty is strict enough as she has reviewed penalty assessments around the State and there are larger fines for smaller offenses. Ms. Girvin further stated she would like to see the 7-day suspension broken into smaller portions and to have one of the days served over the July 4th holiday. Mr. Tatro stated he believes this is a severe suspension as he doesn't remember ever issuing a 30-day suspension. Mr. Tatro moved that the stipulation be approved. A role-call vote was taken and the motion passed 4-0.

b) Marijuana Public Hearing - None

6) Informal Discussion

a) Police Department Update

There was no Police Department update.

b) Town Clerk Update

Ms. Power stated Town Council is looking at term limits for all appointed committees and the LMLA would be limited to two, four-year terms.

c) Public Comment

Mr. Tatro stated he will not be present for the next meeting. With no further business to discuss, the meeting adjourned at 10:00 am. The next regular meeting will be held on June 20, 2017. Submitted by Taryn Power, Deputy Town Clerk, Municipal Services.

7) Adjournment

ATTEST:

Helen Cospolich, Town Clerk

Jeri Beth Katz, Chair