

**Breckenridge Liquor Licensing Authority
Regular Meeting
Tuesday, September 15, 2009**

CALL TO ORDER

Chair Garrett called the regular meeting of Tuesday, September 15, 2009 to order at 9:04 a.m.

ROLL CALL

The following Liquor Licensing Authority members answered roll call: Mr. Blank, Mr. Montepare, Mr. Tatro and Chair Garrett. Ms. Katz was absent.

OATH OF OFFICE

Ms. Loufek administered the oath of office to Mr. Montepare and Mr. Tatro. She congratulated them and thanked them for their interest in serving another term.

ELECTION OF CHAIR AND VICE CHAIR

Ms Loufek explained: the Rules of Procedure for the Liquor Licensing Authority requires, at the first regular meeting in September on an annual basis, a Chair and Vice-Chair be elected. Mr. Montepare moved to appoint Mr. Garrett as Chair. All were in favor of the motion. Mr. Montepare moved that Mr. Blank be appointed as Vice Chair. All were in favor of the motion.

Ms. Katz arrived at 9:08. Ms. Loufek gave the oath of office to Ms. Katz. She thanked her for her interest in serving another term.

APPROVAL OF MINUTES

With no changes to the regular meeting minutes of August 18, 2009, Chair Garrett declared they would stand approved as presented.

APPROVAL OF AGENDA

There were no changes to the agenda.

CONSENT CALENDAR

RENEWALS

1. Backstage Theatre Inc. dba **Backstage Theatre**
121 S. Ridge St.
Arts License
2. Premier Resorts International, Inc. dba **Beaver Run Resort**
620 Village Road
Resort Complex Liquor License
3. Grier Sisters Inc. dba **Blue Moose**
540 S. Main St.
Hotel & Restaurant Liquor License
4. Moguls Bar, LLC dba **Blue River Bistro**
305 N. Main St.
Hotel & Restaurant Liquor License
5. B&R Inc. dba **Burke & Riley's Pub**
520 S. Main St.
Hotel & Restaurant Liquor License
6. Dillon Companies dba **City Market Store #30**
400 N. Park Ave.
3.2% Beer Retail License
7. The Breckenridge Crown Company dba **Crown Café & Tavern**
215 S. Main St.
Tavern Liquor License
8. Red Flame Concepts, Inc. dba **Empire Burger**
500 S. Main St.
Hotel & Restaurant Liquor License
9. Silverheels Inn Inc. dba **Gold Pan Restaurant & Bar**
103 N. Main St.
Hotel & Restaurant Liquor License
10. Jake's Dive Bar, LLC dba **Jake's Dive Bar**
100 N. Main St. Unit 204
Hotel & Restaurant Liquor License
11. Deuce High, LLC dba **Lodgepole Bar and Grill**
75 Snowflake Drive Bldg. #6
Hotel & Restaurant Liquor License
12. Colorado Burrito LLC dba **Lucha Colorado Cantina**
500 S. Main St. #1 RST
Hotel & Restaurant Liquor License
13. Nappers Inc. dba **Salt Creek Steakhouse/Napper Tandy's at the Salt Creek Steakhouse**
110 E. Lincoln Ave
Tavern Liquor License
14. Sushi Ya Corporation dba **Wasabi Japanese Restaurant**
311 S. Main St Unit E
Hotel & Restaurant Liquor License

Chair Garrett asked if the Authority had any question pertaining to the consent calendar. There were none. Mr. Montepare noted for the record there were no violation histories for any of the renewals. Chair Garrett declared the consent calendar would stand approved as presented.

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PUBLIC HEARING – APPLICATION FOR NEW BEER & WINE LICENSE

Pete's Billiards Inc. dba **Pete's Billiards & Arcade**
500 S. Main Street, Units 1F & G
Beer & Wine License

- Kristina Eliopoulos - President
- Gus Eliopoulos - Manager

Chair Garrett began by introducing this section of the meeting. He asked if the license application together with all supporting documents had been received by the Town Clerk? They had. He asked if the property had been posted and notice of this hearing published? Ms. Loufek responded they had. Chair Garrett asked if any communications in favor of, or in opposition to the application had been received? There were no communications received.

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 the Rule 26.12 of the Rules of Procedure of the LLA.

Chair Garrett continued by asking the applicant to present any evidence in support of the application. Kristina Eliopoulos introduced herself. Ms. Eliopoulos gave some background information about the Pete's Billiards & Arcade and introduced Gus Eliopoulos, her husband. She introduced Gus' experience in the restaurant business and stated he will be the primary manager at the establishment. Todd Schupp, on site manager of La Cima Mall, was introduced as a business witness. Mark Burke, owner of Burke & Riley's, Liquid Lounge and the Clubhouse Restaurant, was introduced as a character witness. Ms. Eliopoulos presented the petition to the Authority. The Authority asked questions of Mr. and Mrs. Eliopoulos including how they will control service to underage patrons, hours of operation and how the service area will be configured. Ms. Eliopoulos has asked to be notified of any TIPS training. Mr. Garrett asked Mr. Schupp how he felt about adding another beer and wine establishment to La Cima Mall. Mr. Schupp was not concerned. He felt the Eliopoulos' will not be in the business of over service.

Chair Garrett asked if there was anyone present who would like to speak in opposition to the application. There was no one present.

Chair Garrett asked if the Authority had any further questions for the applicant. He closed the public hearing

Ms. Katz moved to approve the application of Pete's Billiards Inc. dba Pete's Billiards & Arcade for a new Beer & Wine license for the premises to be located at 500 S. Main Street, Unit 1F & G based on the applicant's showing of the reasonable requirements of the neighborhood and the desires of the citizens and subject to the applicant receiving a favorable background investigation. The motion passed with 5 members in favor of the motion.

OTHER MATTERS

Red White and Blue Fire District – Jay Nelson was not present.

Police Department Update – Sgt. Jagusch reported there was an assault inside Cecelia's about 1:20 a.m. Sunday morning. The Police have categorized the assault as a hate crime due to the sexual nature of the altercation. Mr. Montepare asked if at a certain point of capacity can it be required to have some sort of surveillance system in place. It will be a question for Mr. Gunther during his upcoming training.

Town Clerk Update – Ms. Loufek gave an update on the State Liquor Enforcement training. Mr. Gunter is not available for a training October 20, however, he will be at the November 17 meeting.

ADJOURNMENT

With no further business to discuss, Chair Garrett adjourned the regular meeting at 9:42 a.m. The next regular meeting will be held on Tuesday, October 20, 2009.

ATTEST:

Mary Jean Loufek, CMC, Town Clerk

Dave Garrett, Chair