

Local Licensing Authority

Agenda

**November 26, 2018
City Hall, Council Chambers
749 Main Street
7:00 PM**

- I. Call to Order**
- II. Roll Call**
- III. Approval of Agenda**
- IV. Action on Minutes – 10/22/18**
- V. Consent Agenda**

The following items on the Local Licensing Authority Agenda are considered routine by the Authority and the Consent Agenda as a whole shall be approved not as individual items, accepted, etc. by motion of the Authority and roll call vote unless the Local Licensing Authority or Authority Member specifically requests such item be considered under “Authority Business”. In such an event the item shall be removed from the “Consent Agenda” and Authority action taken separately on said item in the order appearing on the Agenda. Those items so approved under the heading “Consent Agenda” will appear in the Authority minutes in their proper order.

A. Renewal Application – Eat Drink LLC d/b/a Empire and Lounge Restaurant – Hotel and Restaurant Liquor License – 816 Main St.

- VI. Authority Business**

- A. Special Event Permit Application – Monarch High School Music Boosters d/b/a Band Boosters – 1/25/2019 550 McCaslin Blvd.
- B. Modification of Premises – Albertsons LLC d/b/a Safeway Store #2812 – 3.2% Beer License – 510 Cherry St.
- C. Conversation with Chief Hayes
- D. Discussion/Direction – December 17, 2018 meeting

- VII. Police Department Report**

- VIII. Secretary’s Report**

- A. Letter to Bittersweet

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- B. Meeting Calendar for 2019
- IX. Authority Attorney's Report**
- X. Authority Comments**
- XI. Discussion Items for Next Meeting – December 17, 2018 @ 7:00 p.m.**
- XII. Adjournment**

Local Licensing Authority

Meeting Minutes

October 22, 2018
City Hall, Council Chambers
749 Main Street
7:00 PM

Call to Order – Chairperson Carlson called the meeting to order at 7:00 p.m.

Roll Call was taken and the following members were present:

John Carlson, Matthew Machado, Marguerite Lipton, Bart Watson and Elizabeth Kaufman.

Absent: Kyle Brown

Staff Members Present: Melinda Culley – Light Kelly P.C.
Ben Redard, Police Sergeant
Carol Hanson, Deputy City Clerk

Approval of Agenda – Chairperson Carlson called for changes to the agenda. Lipton made a motion to approve the agenda. Machado seconded. All in favor. Agenda approved.

Approval of Meeting Minutes – 9/24/18 – Carlson called for any changes to the minutes. Machado moved to approve the minutes. Watson seconded. All in favor. Minutes approved.

Approval of Consent Agenda – The following items on the Local Licensing Authority Agenda are considered routine by the Authority and the consent agenda as a whole shall be approved not as individual items, accepted, etc. by motion of the Authority and roll call vote unless the Local Licensing Authority or Authority Member specifically requests such item be considered under “Authority Business”. In such an event the item shall be removed from the “Consent Agenda” and the Authority action taken separately on said item in the order appearing on the Agenda. Those items so approved under the heading “Consent Agenda” will appear in the Authority minutes in their proper order.

- A. Renewal Application – Verde No 2 Limited Partnership LLLP d/b/a Verde Louisville – Hotel and Restaurant Liquor License – 640 Main

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St. Suite A

- B. Renewal Application – Spice China II Inc. d/b/a Spice China – Hotel and Restaurant Liquor License – 269 McCaslin Blvd.
- C. Renewal Application – LSL LLC d/b/a Melting Pot Restaurant Louisville – Hotel and Restaurant Liquor License – 732 Main Street

Carlson called for any changes to the consent agenda. Watson moved the consent agenda be approved. Lipton seconded. All in favor. Consent agenda approved.

Authority Business

- A. Special Events Permit Application – Sister Carmen Community Center – 951 Spruce/surrounding area – November 22, 2018 9AM to Noon

Chairperson Carlson called the item and noted staff recommended approval. The organizers of the Turkey Trot were present and noted they have outgrown the beer garden at Por and now would like to obtain a special event permit for the alcohol service. The event is a run and also a giving event to provide Sister Carmen with donations.

The Authority members discussed the statutory requirement for having snacks available at a special event serving alcohol. The organizers noted Bittersweet and Twelve Degree would be open and there will be persons giving away snack bars. The alcohol service will be minimal and the crowds disappear quickly. The organizers agreed to have some snacks available.

Lipton moved the Authority approve the Special Events Permit Application for Sister Carmen Community Center. Kaufman seconded. All in favor.

- B. Conversation with Chief Hayes

Chief Hayes was unable to attend.

- C. Proposed fee increases

Secretary Hanson noted this is part of an annual review of fees and staff is proposing an increase of 5% for the application fees for new and transferred liquor licenses. Authority members were supportive of the proposed fees as presented in the packet material.

Police Department Reports

- A. Incident Report – Bittersweet/Por – 8/24/18

This incident involved an employee of the establishment being served alcohol when he was described as not acting like his normal self. Follow up with the restaurant resulted in a ticket being issued to the person who served the employee drinks.

Authority members discussed the police report and whether or not a show cause hearing should be held concerning the establishment's liquor license.

Machado moved the Authority order a show cause hearing for Bittersweet/Por concerning serving an intoxicated person. Watson seconded. Voice voted failed 2-3 with Lipton, Carlson and Kaufman voting no.

Machado noted the rules of procedure call for a letter to be sent to the establishment.

Secretary's Report

Hanson noted a special event permit had been issued to Access Fund for an event they held at Evorock on October 12, 2018.

Authority Attorney's Report

No report.

Authority Comment

Carlson noted the statutory reconfiguration of the liquor code has been accomplished and it is now in Title 44 of the Colorado Revised Statutes.

Adjourn – Lipton moved to adjourn. Machado seconded. All in favor. The meeting was adjourned at 7:32 p.m.

**SUBJECT: RENEWAL APPLICATION – EAT DRINK LLC D/B/A EMPIRE
RESTAURANT & LOUNGE – HOTEL & RESTAURANT
LIQUOR LICENSE – 816 MAIN STREET**

DATE: NOVEMBER 26, 2018

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

The licensee, Eat Drink LLC D/B/A Empire Restaurant & Lounge, has submitted an application for renewal of its Hotel & Restaurant Liquor License located at 640 Main Street.

The premises are owned.

There were no employees who attended liquor training in the past year.

Certificate of Good Standing is current and on file.

There were no incidents over the past year that required the filing of a police report.

City of Louisville sales tax account is current.

RECOMMENDATION:

Authority approve the renewal application for a Hotel & Restaurant Liquor License for Eat Drink LLC D/B/A Empire Restaurant & Lounge.

Alternatively, the Authority may set a hearing on the renewal application, which may be held after proper notice.

**SUBJECT: SPECIAL EVENTS PERMIT – MONARCH BAND BOOSTERS
– 550 McCASLIN BLVD. 1/25/19 6:00 TO 9:30 PM**

DATE: OCTOBER 22, 2018

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

The applicant, Monarch High School Music Boosters d/b/a Band Boosters, has submitted a Special Events Permit Application for Friday, January 25, 2019 from 6 to 9:30 pm. The event is a fund raising event for the high school band. The group plans to make this an annual event.

The applicant has been invited to attend.

The premises have been posted for 10 days with no protests filed.

RECOMMENDATION:

Authority approve the Special Events Permit.

**SUBJECT: REPORT OF CHANGES - MODIFICATION OF PREMISES –
ALBERTSON’S LLC D/B/A SAFEWAY STORE #2812 - 3.2%
BEER LICENSE (OFF PREMISES) - 910 W. CHERRY ST.**

DATE: NOVEMBER 26, 2018

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

The licensee, Albertson’s LLC d/b/a Safeway Store #2812, has submitted modification of premises for its 3.2% Beer License (Off Premises) located at 910 W. Cherry Street.

The licensee is preparing for the ability to expand the fermented malt beverage section in January of 2019 due to changes in the liquor code.

RECOMMENDATION:

Authority approve the modification of premises for a 3.2% Beer License (Off Premises) for Albertson’s LLC d/b/a Safeway Store #2812 – 910 W. Cherry Street.

SUBJECT: CONVERSATION WITH POLICE CHIEF HAYES

DATE: NOVEMBER 26, 2018

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

The Local Licensing Authority expressed a desire to continue conversations with Police Chief Dave Hayes. He has been invited to attend this meeting.

SUBJECT: DISCUSSION/DIRECTION HOLDING DECEMBER MEETING

DATE: NOVEMBER 26, 2018

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

The next Local Licensing Authority meeting is scheduled for Monday, December 17, 2018. Staff would like the Authority members to discuss and decide if they will be available and want to hold a December meeting.

Secretary's Report

AGENDA ITEM

VIII

LOCAL LICENSING AUTHORITY

MEETING SCHEDULE

2019

(Meetings are held at City Hall, 749 Main St., Louisville
at 7:00 PM in the 2nd floor Council Chambers - unless otherwise noted)

January 28, 2019

February 25, 2019

March 25, 2019

April 22, 2019

May 20, 2019 – Spruce Room

June 24, 2019

July 22, 2019

August 26, 2019

September 23, 2019

October 28, 2019

November 25, 2019

December 16, 2019 - Spruce Room