SPECIAL LICENSING AUTHORITY
MINUTES
AUGUST 19, 2021

Chair David Chung called the meeting to order at 6:30 p.m. Kelli Narde, Mike Appleby, Jon Brusco, David Chung and Alternate Member Greg Simpson were present. Alternate Member Brandi Wilks was also present. Bryan Campbell was absent. Staff present were Acting Town Clerk Chris Vanderpool, Town Clerk Administrative Specialist Mandy Denny, Detective Nate Finely and Authority Attorney Corey Hoffmann.

Chair Chung led the Pledge of Allegiance.

PUBLIC COMMENTS – None.

APPROVAL OF MINUTES

Mike Appleby moved to approve the July 15, 2021 Special Licensing Authority meeting minutes.

Jon Brusco seconded the motion and was approved unanimously.

PUBLIC HEARINGS

A. SPECIAL EVENTS PERMIT APPLICATION (MALT, VINOUS AND SPIRITUOUS LIQUOR)

Applicant:	**Performing Arts Academy**
Event:	**Annual Stars in Arts Gala**
Locations:	**18301 Lincoln Meadows Parkway**
Dates:	**October 2, 2021**

Executive Director, Dr. James Ramsey, was in attendance on behalf of the Performing Arts Academy. He described the event to the Authority. Dr. Ramsey stated that this is a major fundraising event and it will be its 7th year. The goal is to raise over $100,000. Tickets are $85 per person or $650 for a table. The event will take place from 5:30-9:30 p.m., the last call will be at 9 p.m. Biscuits and Berries will be serving the alcohol and they are TIPS certified. Identification will be checked to ensure age compliance. Students will be required to wear lanyards to indicate they are under 21 years old. There will be one entrance and one exit. Off-duty police officers will be present to help monitor the event.

Kelli Narde moved to approve the Special Events Permit application (Malt, Vinous and Spirituous Liquor) for the Performing Arts Academy Stars in Arts Gala Event on October 2, 2021, at 18301 Lincoln Meadows Parkway.

Jon Brusco seconded the motion and was approved unanimously.

B. SPECIAL EVENTS PERMIT APPLICATION (MALT, VINOUS AND SPIRITUOUS LIQUOR)

Applicant:	**Council of Arts, Science and Culture**
Event:	**Oktoberfest**
Locations:	**10795 Victorian Drive**
Dates:	**September 17 - 19, 2021**

Event Manager and Treasurer, Curt Carey, was present on behalf of the Council of Arts, Science and Culture. Curt described the event to the Authority. This is a three-day event and will be the 14th year for Oktoberfest. Money is being raised for science, arts and culture. They expect to have approximately 15,000 - 20,000 people. There will be two officers on-site at all times to provide security. Beer tokens can be purchased at the ID table where identification will be checked and patrons will be given a wrist band to ensure age compliance. There is no limit on tokens for beer. There will be five food trucks. There are five entrances and exits. Each entrance and exit will be monitored to ensure no alcohol leaves the area. The hours of the event will be Friday, 4-10 p.m., Saturday, 10 a.m.-10 p.m., and Sunday, 10 a.m.-2 p.m.

Curt Carey clarified a question on the questionnaire when asked whether he had been informed that persons must be at least 21 years of age to purchase, possess and consume alcohol beverages in Colorado. He answered yes.

Mike Appleby moved to approve the Special Events Permit application (Malt, Vinous and Spirituous Liquor) for the Council of Arts, Science and Culture Oktoberfest Event September 17-19, 2021, at 10795 Victorian Drive.

Jon Brusco seconded the motion and was approved unanimously.

C. SPECIAL EVENTS PERMIT APPLICATION (MALT, VINOUS AND SPIRITUOUS LIQUOR)

Applicant:	**Mountain West Credit Union Foundation**
Event:	**Gala Award and Fundraising Event**
Locations:	**18301 Lincoln Meadows Parkway**
Dates:	**September 24, 2021**

Executive Director, Dr. Dan Santangelo participated by Zoom on behalf of Mountain West Credit Union Foundation. Alcohol will be served by Party Liquors who are TIPS certified. Identification will be checked for every drink service to ensure age compliance. There are two drink tickets per person. Wine service will also be provided at the table side. There will be fifteen staff members who will be monitoring the event. This is an adult-only event. Tickets are $150 per person. The event will be held indoors and there will be security at both entrances and exits. The event will be held from 6-11:30 p.m.

Jon Brusco moved to approve the Special Events Permit application (Malt, Vinous and Spirituous Liquor) for the Mountain West Credit Union Foundation Gala Event on September 24, 2021, at 18301 Lincoln Meadows Parkway.

Kelli Narde seconded the motion and was approved unanimously.

D. SPECIAL EVENTS PERMIT APPLICATION (MALT, VINOUS AND SPIRITUOUS LIQUOR)

Applicant:	**BCC Evolution**
Event:	**Corn Hole Tournament**
Locations:	**19751 E. Mainstreet**
Dates:	**August 28, 2021**

Founder Kelli Hansen, was present on behalf of BCC Evolution. The event will be sponsored by Dough Dreamery and Douglas County Corn Hole. The fundraiser benefits BCC Evolution, a mental health and suicide awareness non-profit. The cost is $60 per team with a max of 65 teams. Fencing will block off a portion of the parking lot. The event runs from 10 a.m.-5 p.m., with alcohol service ending 30 minutes prior to the end of the event. Wristbands will be provided for everyone over the age of 21 to ensure age compliance. There will be two bartenders who will be checking identification and are TIPS certified. There will be fifteen volunteers monitoring the event. There will be one beer station. Beer will be donated by Bull and Bush Brewery, Mountain Toad Brewery and Something Brewery. La Petite and Ollie's will have food available.

Kelli Narde moved to approve the Special Events Permit application (Malt, Vinous and Spirituous Liquor) for the BCC Evolution Corn Hole Tournament Event on August 28, 2021, at 19751 E. Mainstreet.

Mike Appleby seconded the motion and was approved unanimously.

LIQUOR LICENSE RENEWAL

License:	**Parker Spirits & Wine Inc. d/b/a Bevy's Liquor World**
Location:	**9749 South Parker Road**

Attorney Hoffman explained to the Authority that due to a violation with the state, staff was unable to approve the renewal administratively. Notice of the February 2020 state violation was provided to the Town of Parker by email on November 18, 2020, after the licensee had renewed the liquor license for 2020.

Greg Simpson moved to approve the Retail Liquor Store Liquor Renewal Application for Parker Spirits & Wine Inc., d/b/a Bevy's Liquor World, 9749 South Parker Road.

Jon Brusco seconded the motion and was approved unanimously.

CONSIDERATION OF AN ORDER TO SHOW CAUSE AND NOTICE OF PUBLIC HEARING ON VIOLATION OF STIPULATION FOR CONDITIONAL RENEWAL OF LIQUOR LICENSE AND VIOLATION OF COLORADO LIQUOR CODE

Licensee:	**Uncle Jimmy, LLC**
	d/b/a Celtic House Pub
Location:	**16522 Keystone Blvd, Unit 4**
Department:	**Attorney Corey Hoffmann**

Attorney Hoffmann explained the Notice of Show Cause and the violation of the conditional renewal for a Public Hearing. The reason for the combination of the order to show cause and the hearing on the renewal, is due to the multiple violations that would cause a standalone hearing, as well as the violations of the conditional renewal that was approved by the Authority on May 20, 2021.

Jon Brusco moved to approve the Order to Show Cause and set the Public Hearing date for October 21, 2021, at 20120 East Mainstreet at 6:30 p.m.

Mike Appleby seconded the motion and was approved unanimously.

OTHER BUSINESS

A. 2021 Liquor Legislative Session Update

Attorney Hoffmann reviewed the update for the 2021 liquor legislative session as it relates to takeout and delivery, communal outdoor dining areas and the change from a wine festival permit to a festival permit.

B. Discussion - Ordinance No. 5.28.26

Attorney Hoffmann reviewed the ordinance regarding fines for liquor code violations. The Town Council adopted Ordinance 5.28.26 on July 12, 2021 and it was effective shortly thereafter.

C. New Penalty Guidelines

Attorney Hoffmann held a discussion on the penalty guidelines and asked two questions:

Does the Authority want to keep the current guidelines and add the option of fine amounts or would the Authority prefer to revisit the guidelines completely?
The Authority discussed Attorney Hoffmann's recommendation of hybrid penalty guidelines which would allow the current guidelines to remain while incorporating the state's guidelines for category violations. Most violations will be a category one violation, which would allow the Authority to issue a warning letter up to a $5000 fine. The Authority wants the option of flexibility and would like to include the state's guidelines along with the existing guidelines.

The second question was, does the Authority wish to incorporate the additional aggravating and mitigating factors implemented by the Liquor Enforcement Division? The Authority discussed the question and agreed on the additional mitigating and aggravating factors to be consistent.

Attorney Hoffmann will create a draft with the new changes for the Authority to review.

D. Communal Dining Areas

Attorney Hoffmann reviewed a draft ordinance to amend Chapter 5.02 of the Parker Municipal Code authorizing communal outdoor dining areas, which is an outdoor space shared by two or more licensees that is used for food and alcohol beverage service. The Town does request the ability to have the Community Event process to ensure the Special Event Permit is done correctly to not jeopardize the communal area.

The recommendation from the Authority was to submit the ordinance to Town Council as drafted.

E. Takeout and Delivery Notification

Attorney Hoffmann discussed the draft of an ordinance to amend Chapter 5.02 of the Parker Municipal Code relating to Takeout and Delivery permit notification. Under C.R.S. 44-3-911, all eligible licensees wishing to provide alcohol beverages for takeout and delivery must apply for a state permit.

Attorney Hoffmann stated that Town Council does not want to place another requirement for permits on licensees but wants to be notified of the state permit. The Authority recommended that licensees be required to notify the Town if they obtain a state takeout and delivery permit, but will not require a local permit for takeout and delivery.

The recommendation from the Authority was to submit the ordinance to Town Council as drafted.

F. Festival Permits

Attorney Hoffman reviewed a draft ordinance to amend Chapter 5.02 of the Parker Municipal Code relating to Festival Permits. A festival permit allows certain liquor licensees to hold festivals where they may have joint tastings and engage in any retail operations authorized by their licenses or permits. The Authority would like to allow festival permits to be approved administratively. Festival permits will require a community event permit if they are on town-owned property. They recommended submitting the ordinance to Town Council for approval as drafted.

G. Compliance Check Update

Detective Finley discussed a new proposal for compliance checks. He stated that the Parker Police Department is short-staffed and the number of liquor licenses is growing. The Police Department does not have the resources to do annual compliance checks for all licenses. At this time, Detective Finley is proposing to switch compliance checks to a lottery type system. A computer program would pick 10% of licenses at random and officers would conduct compliance checks on the selected licensees. There will still be the deterrent factor, since licensees will not know if they will be selected. The Authority approved of the proposed plan.

H. Establishment Incident

Chris Vanderpool brought to the attention of the Authority about a situation with an establishment who had an employee bring in personal liquor and serve this alcohol to minors. The incident was handled in-house. Since the owners and/or managers of the establishment were not involved in the incident and the alcohol was not part of the establishment's supply, there was no violation of the liquor license. This was for informational purposes only.

ADJOURNMENT

Kelli Narde moved to adjourn the meeting at 8:11 p.m.

Jon Brusco seconded the motion and was approved unanimously.

Mandy Denny

Mandy Denny, Administrative Specialist

David Chung, Chair