AGENDA
PARKER SPECIAL LICENSING AUTHORITY
February 16, 2023

**** A Training Session will be held prior to the meeting at 5 p.m. in the Pikes Peak Conference Room.**

Note:
Public comment for items that are not on the agenda may be made in person or electronically at http://parkeronline.org/CouncilPublicComment. For those unable to provide comments in person or electronically through the website, please contact the Clerk's Office to make alternative arrangements. The Town Clerk can be reached at 303-805-3198. Public comments submitted electronically through the website that are received by 5:00 p.m. on the day of the Special Licensing Authority meeting will be provided to the Authority and will be included with the approved minutes of the Special Licensing Authority meeting.

1. 6:30 P.M. - REGULAR MEETING

(a) **Call to Order**
(b) **Roll Call**
(c) **Pledge of Allegiance**

2. PUBLIC COMMENTS - 2 Minute Limit (No action will be taken on these items)

3. APPROVAL OF MINUTES

January 19, 2023

4. LIQUOR LICENSE RENEWAL

Licensee:	**Jordan Restaurant Group LLC d/b/a Tailgate Tavern & Grill**
Location:	**19552 East Mainstreet**
License Type:	**Hotel & Restaurant**

5. SHOW CAUSE HEARING

A.

Licensee:	**Rocky Mountain Pizzeria, Inc. d/b/a Rocky Mountain Pizzeria**
Location:	**19523 Hess Road, Unit 101**
Department:	**Attorney, Corey Hoffmann**

B.

Licensee:	**Casa Mariachi Inc. d/b/a Casa Mariachi**
Location:	**9771 South Parker Road**
Department:	**Attorney, Corey Hoffmann**

C. **Licensee:** **Scissors and Scotch Pine Bluffs LLC**
d/b/a Scissors and Scotch
Location: **12227 Pine Bluffs Way, Suite 109**
Department: **Attorney, Corey Hoffmann**

6. **HEARING ON RENEWAL OF LIQUOR LICENSE (Motion to continue to March 16, 2023)**

Licensee: **B&B Holding Company, Inc.**
d/b/a FuNuGyz Sports Tavern
Location: **17900-04 Cottonwood Drive**
Department: **Attorney, Corey Hoffmann**

7. **OTHER BUSINESS**

8. **ADJOURNMENT**

SPECIAL LICENSING AUTHORITY
MINUTES
FEBRUARY 16, 2023

Chair Kelli Narde called the meeting to order at 6:32 p.m. In attendance were Chair Kelli Narde, Vice-Chair Mike Appleby, Jon Brusco, Bryan Campbell and Greg Simpson. Alternate Members RD Kuhns and Rick Milburn were also present. Staff present were Town Clerk Chris Vanderpool, Deputy Town Clerk Susan Irvine, Town Clerk Administrative Specialist Erica Wetzel, Prosecutor, Christy Ausmus, and Authority Attorney, Corey Hoffmann.

Chair Kelli Narde led the Pledge of Allegiance.

PUBLIC COMMENTS

There was no one in the audience who wanted to make a public comment.

APPROVAL OF MINUTES

Bryan Campbell moved to approve the minutes of January 19, 2023.

Mike Appleby seconded the motion.

A roll call vote was taken:
Bryan Campbell - Yes
Jon Brusco - Yes
Kelli Narde - Yes
Mike Appleby - Yes
Greg Simpson - Yes

The motion was approved unanimously.

LIQUOR LICENSE RENEWAL

Licensee:	**Jordan Restaurant Group LLC d/b/a Tailgate Tavern & Grill**
Location:	**19552 East Mainstreet**
License Type:	**Hotel & Restaurant**

The applicant submitted all required documentation and fees for renewal. During the background check, potential derogatory information was found, and staff was unable to approve the renewal administratively.

John Kesterson owner and operator of the Tailgate Tavern was present on behalf of the licensee, presented the Authority with handouts, and answered questions of the Authority.

Jon Brusco moved to approve the Hotel & Restaurant Liquor License Renewal Application for Jordan Restaurant Group LLC, d/b/a Tailgate Tavern & Grill, 19552 East Mainstreet.

Greg Simpson seconded the motion.

A roll call vote was taken:
Bryan Campbell - Yes
Jon Brusco - Yes
Kelli Narde - Yes
Mike Appleby - Yes
Greg Simpson - Yes

The motion was approved unanimously.

SHOW CAUSE HEARING

A.	**Licensee:**	**Rocky Mountain Pizzeria, Inc.** **d/b/a Rocky Mountain Pizzeria**
	Location:	**19523 Hess Road, Unit 101**
	Department:	**Attorney, Corey Hoffmann**

Christy Ausmus advised that she negotiated a Stipulation Agreement and Order with the licensee. The terms are as follows:

1. Licensee will be given a warning letter.
2. Licensee shall provide basic alcohol awareness training to all employees or agents of the Licensee who sell, serve, dispense or handle alcoholic beverages within sixty (60) days of the date of the Agreement and Order.
3. Licensee is responsible for filing proof that the training was completed with the Town Clerk within sixty (60) days, but no later than April 17, 2023.
4. If Licensee fails to comply with the training requirement, Licensee agrees that a mandatory five (5) day suspension shall be imposed and that no further notice will be given. The days for this suspension shall begin on April 25, 2023 at 12:00 a.m. through April 29, 2023 at 11:59 p.m. By serving this suspension the Licensee understands that they are still required to complete the alcohol awareness training and that failure to complete said training within thirty (30) days of the last day of suspension may result in future hearings concerning this license.

Perry Buswell, owner and operator of the establishment, acknowledged that they did violate and will complete training to avoid violations in the future.

Greg Simpson moved to approve the Stipulation Agreement as presented.

Mike Appleby seconded the motion.

A roll call vote was taken:
Bryan Campbell - Yes
Jon Brusco - Yes
Kelli Narde - Yes
Mike Appleby - Yes
Greg Simpson - Yes

The motion was approved unanimously.

B. Licensee: **Casa Mariachi Inc.**
d/b/a Casa Mariachi
Location: **9771 South Parker Road**
Department: **Attorney, Corey Hoffmann**

Christy Ausmus stated that she negotiated a Stipulation Agreement and Order with the licensee. The terms are as follows:

1. Licensee will be given a warning letter.
2. Licensee shall provide basic alcohol awareness training to all employees or agents of the Licensee who sell, serve, dispense or handle alcoholic beverages within sixty (60) days of the date of the Agreement and Order.
3. Licensee is responsible for filing proof that the training was completed with the Town Clerk within sixty (60) days, but no later than April 17, 2023.
4. If Licensee fails to comply with the training requirement, Licensee agrees that a mandatory five (5) day suspension shall be imposed and that no further notice will be given. The days for this suspension shall begin on April 25, 2023 at 12:00 a.m. through April 29, 2023 at 11:59 p.m. By serving this suspension the Licensee understands that they are still required to complete the alcohol awareness training and that failure to complete said training within thirty (30) days of the last day of suspension may result in future hearings concerning this license.

Arturo Gonzalez, owner of the establishment, stated that they did fail the compliance check which he felt was due to the server being distracted by a serious personal matter.

Jon Brusco moved to approve the Stipulation Agreement as presented.

Mike Appleby seconded the motion.

A roll call vote was taken:
Bryan Campbell - Yes
Jon Brusco - Yes
Kelli Narde - Yes
Mike Appleby - Yes
Greg Simpson - Yes

The motion was approved unanimously.

C. Licensee: **Scissors and Scotch Pine Bluffs LLC**
d/b/a Scissors and Scotch
Location: **12227 Pine Bluffs Way, Suite 109**
Department: **Attorney, Corey Hoffmann**

Christy Ausmus advised that she negotiated a Stipulation Agreement and Order with the licensee. The terms are as follows:

1. Licensee will be given a warning letter.

2. Licensee shall provide basic alcohol awareness training to all employees or agents of the Licensee who sell, serve, dispense or handle alcoholic beverages within sixty (60) days of the date of the Agreement and Order.
3. Licensee is responsible for filing proof that the training was completed with the Town Clerk within sixty (60) days, but no later than April 17, 2023.
4. If Licensee fails to comply with the training requirement, Licensee agrees that a mandatory five (5) day suspension shall be imposed and that no further notice will be given. The days for this suspension shall begin on April 25, 2023 at 12:00 a.m. through April 29, 2023 at 11:59 p.m. By serving this suspension the Licensee understands that they are still required to complete the alcohol awareness training and that failure to complete said training within thirty (30) days of the last day of suspension may result in future hearings concerning this license.

Kevin Coates, attorney for the licensee, and Lindsey Smith, manager for the licensee, advised that the required training has been scheduled, and the employee who committed the violation was terminated. Ms. Ausmus stated that this license is currently being transferred, and the current licensee and potential licensee are aware of the stipulation and possible implications.

Mike Appleby moved to approve the Stipulation Agreement as presented.

Jon Brusco seconded the motion.

A roll call vote was taken:
Bryan Campbell - Yes
Jon Brusco - Yes
Kelli Narde - Yes
Mike Appleby - Yes
Greg Simpson - Yes

The motion was approved unanimously.

HEARING ON RENEWAL OF LIQUOR LICENSE (Motion to continue to March 16, 2023)

Licensee:	**B&B Holding Company, Inc. d/b/a FuNuGyz Sports Tavern**
Location:	**17900-04 Cottonwood Drive**
Department:	**Attorney, Corey Hoffmann**

Christy Ausmus stated that the licensee recently retained Austin Gemmell as their attorney, and he submitted a Licensee's Unopposed Request for Continuance of Renewal Hearing requesting that this hearing be continued to March 16, 2023 for additional time to review the police reports and evidence related to the matter.

Jon Brusco moved to continue the Renewal Hearing to March 16, 2023.

Greg Simpson seconded the motion.

A roll call vote was taken:
Bryan Campbell - Yes
Jon Brusco - Yes
Kelli Narde - Yes
Mike Appleby - Yes
Greg Simpson - Yes

The motion was approved unanimously.

OTHER BUSINESS

Corey Hoffmann stated that Proposition 125 automatically converts Fermented Malt Beverage Off Premises licenses to Fermented Malt Beverage and Wine Retailer licenses and allows for Tastings Permits at these stores effective March 1, 2023. He recommended that a modification to the Parker Municipal Code be brought forward to the Town Council to comply with the new state statutes.

Bryan Campbell moved to recommend that the Town Council modify the Town of Parker Municipal Liquor Code to reflect the changes represented by Proposition 125.

Jon Brusco seconded the motion.

A roll call vote was taken:
Bryan Campbell - Yes
Jon Brusco - Yes
Kelli Narde - Yes
Mike Appleby - Yes
Greg Simpson - Yes

The motion was approved unanimously.

Jon Brusco advised that he would not be present for the March Authority meeting, and Kelli Narde stated that she would be absent in April.

ADJOURNMENT

Jon Brusco moved to adjourn the meeting at 7:06 p.m.

Mike Appleby seconded the motion.

A roll call vote was taken:
Bryan Campbell - Yes
Jon Brusco - Yes
Kelli Narde - Yes
Mike Appleby - Yes
Greg Simpson - Yes

The motion was approved unanimously.

Susan L. Irvine, Deputy Town Clerk

Kelli Narde, Chair