

**MINUTES FOR
LIQUOR AUTHORITY MEETING**

**CITY OF WHEAT RIDGE, COLORADO
7500 West 29th Avenue, Municipal Building**

March 8, 2018

Chair Worth called the Liquor Authority Meeting to order at 9:00 a.m.

Liquor Authority Members present:

Robert Alldredge
Elizabeth Nazareus
Bruce McIntyre
Claudia Worth
Anthony Davia
Paul Shaver
Carolyn Peterson

Liquor Authority Members absent: John Miks

Also present: Deputy City Clerk Robin Eaton; Assistant City Attorney, Joe Rivera;
Applicant Flint Hansell, guests and interested citizens

APPROVAL OF MINUTES OF January 25, 2018

Motion by Ms. Peterson to approve the minutes of January 25, 2018; seconded by Mr. Alldredge; Motion carried 5-0-2 with Nazareus and Worth abstaining.

Motion by Chair Worth to move Item 2 to Item 3 on the agenda; seconded by Member Alldredge, motion passes 7-0.

Item 1. Special Event Permit application Colorado Strike Force Softball Association

Deputy City Clerk Eaton presented the following initial findings:

A Special Event Permit application was duly filed by Colorado Strike Force Softball Association. Exhibits 1-4 that were entered into the record of the hearing:

Exhibit 1.

- Complete special event permit application was submitted on February 22, 2018 and all fees have been submitted.

Exhibit 2.

- The Notice of Public Hearing concerning the subject application was posted on the premises on February 22, 2018. The Notice of Public Hearing was provided in the manner required by law.

Exhibit 3.

- The applicant entity is a non-profit organization that has filed with the Colorado Secretary of State as required and is in good standing.

Exhibit 4.

- The applicant entity has possession of the premises through an executed Hall Usage Contract.

As of this Date there have been no previous citations written for noise or liquor violations for this entity.

The applicant Flint Hansell from the Colorado Strike Force Softball Association gave testimony that this would be the second fundraiser held at the Sons of Italy location. The first being a few years ago with Wheat Ridge PD being utilized for security with no complaints or problems. The money from the fundraiser allows for girls to go out of state to play in softball tournaments so hopefully they will get picked up by major colleges for scholarships in this sport.

Member Peterson asks what time the event ended last year, how the funds are being raised and if they plan on using Wheat Ridge PD again this year.

Mr. Hansell responds that the event ended around 11 pm and that there was a band but it ended playing around 10 pm, as well as silent auctions during the fundraiser. They will be using the Sons of Italy private security detail for this event.

Citizen Comments

Statements in favor of the application were provided by Jodi Marzano, Kaitlyn Starnes, Kimberly Starnes, Misty Foxhoven and Anna Vann. Concluding that previous events held at the Sons of Italy have never received citations from the PD, and the non-profit organization has made numerous concessions to the neighborhood for items such as lighting and bushes.

The Softball event and coach Flint Hansell do great things for the girls and also helps them overcome personal issues such as ADHD. The organization helps them develop into becoming a well-rounded persons as well as being given the opportunities for competition and educational advancements such as scholarships that they would not otherwise have.

Statements opposing the facility usage from the Sons of Italy to hold events on their premises were provided from Michael Cerovsky and Robert Fisher. Those statements include reasons that building is not designed or built to include liquor and the associated noise that taxpayers have to put up with. 100 times the WRPD were called with complaints to no avail as it was designed as a church, not an event center. All of the

noise go to the east side of the building with constant bass noises. People are in the parking lot smoking marijuana with pictures and tapes of this occurring. (None were provided for documentation)

Chair Worth reminds the citizens that this hearing is for the application being presented by the Colorado Strike Force Softball Association and not against events hosted by the Sons of Italy.

Mr. Fisher responds that he loves sports and wants to let you know the whole story as it applies to the Sons of Italy facility. Regular parties are held there during other times of the week that are not related to a liquor license.

Member Peterson asks how long the location has been Sons of Italy and if they hold a liquor license.

Jodi Marzano responds that it is a member's only facility and only members can use the building and Flint Hansell is a member. They have Bochy tournaments for Mt. Carmel men's club and run Bochy tournaments for their members. Calls from the PD have not been warranted and they employ security on the premises.

Neighbors can and have walked through the parking lot and even driven through it as a cut-through to other streets. They do not have a liquor license but the members have wine at some of their meetings as allowed.

Deputy Clerk Eaton responds to the question that currently the Sons of Italy have been issued four special event permits this year and are allowed up to 15 per calendar year.

Member Shaver asks how long Ms. Vann has been the event person and how many events were called into the PD for fights and noise

Anna Vann responds that she was the director of hall usage up until January last year and it was she who contracted with Mr. Hansel. Salsa dances were held on Sunday night's years ago but no longer occur. Neighbor would call and ask what events were coming up so they can attend. Many neighbors thank them for being so community minded, including Mr. Fisher. Strike Force is a good organization, good for the girls and should be allowed to occur.

Ms. Vann can't see how the noise is such a problem, even the PD have said that the noise level is not a problem, and not enough for a complaint to be issued.

Member Shaver states that it seems like the complaints are that there should not be an event center being there. No violations that have occurred at the premises and they should be going to a city councilmember for these types of complaints.

Motion by Member Alldredge to approve issuance of a new Special Event Permit for Colorado Strike Force Softball Association, at 5925 W. 32nd Avenue, Wheat Ridge, Colorado on the basis of the following findings:

1. Proper submitted Special Event Permit application and fees to the City Clerk's office.
2. Public Notice of the hearing on the Application was published and posted on the property as required by Colorado law;
3. The applicant is qualified to obtain a liquor license pursuant to C.R.S. Section 12-48-102 with a Certificate of Good Standing;
4. The applicant is entitled to possession of the premises for which the application is made; seconded by member Davia; motion passes 7-0

Item 3. Motion to approve one half mile radius for needs and desire petitions.

Chair Worth opens the hearing and opens discussions for reducing the radius for needs and desires petitions.

Assistant City Attorney Joe Rivera discusses the process to promulgate reasonable rules creating a type of regulation for people down the road. He asked what is intended to achieve and how this may or may not achieve those goals as there are varying degrees of density where the petitioning may or may not achieve their numbers.

Member Alldredge says that people in a closer vicinity need to be called upon for petitioning.

Member Peterson states that it's ridiculous that the petitioning can be done up to a mile away from the facility and should be done closer.

Member Davia lists some of the other jurisdictions including Arvada that does not even require a petition and that it makes no sense sometimes to have it out that far.

Member Alldredge reminded the Board to keep in mind that one mile is a radius for an actual half mile so the proposed one half mile is actually a quarter mile around the facility.

Officer Berkowitz stated that many of the residents around Riff's Tavern didn't get contacted and there is no assurance that people will be, even with a smaller radius.

Chair Worth asks the Deputy Clerk about older minutes where Oedipus has already stating how they summarize the petitions to come up for the one half mile radius and how other cities do it now.

Deputy Clerk responds that Oedipus has in fact given us information on those jurisdictions in minutes and in email that they do obtain petitions for one half mile radiuses.

Chair Worth agrees that it should be reduced as many people living by the new liquor facilities are not notified, including herself.

Mr. Rivera asks the Deputy Clerk what the actual notice posting lists for new applicants for liquor and special event permits.

Deputy Clerk responds that the notice is required to list the business name applying, what type of permit or license its applying for, the Officers of the company, hearing date and that any petitions can be filed at the City Clerk's office at least five days prior to the hearing.

Discussion followed about what type of radius would be required and whether to include other jurisdictions or not.

Deputy Clerk adds that in contacting other clerk's that they usually do go into other jurisdictions to get signors as it a part of being a good neighbor.

Chair Worth request a motion on the item.

Motion by Member Davia to reduce the area restriction to be determined be the City of Wheat Ridge concerning the needs and desires petitioning from one mile radius to one-half mile radius. With the boundaries of the defined neighborhood to be the center of the perimeter streets, including other jurisdictions, seconded by Member Shaver; motion carries 6-1 with Nazareus voting no.

Item 2. Chair/Vice Chair Elections.

Chair Worth calls for a vote for Chair and Vice Chair and reminds the members that the ballots are in the packet.

Member Alldredge asks that it is our current procedure to vote for Chair and Vice chair every year, why don't we combine the voting and the Chair would be who receives the most votes and the Vice-Chair would be who receives the second most. Then they know that the Vice Chair would move into the Chair next year as it would be a good training program for them.

For years he has not been able to be the Chair but this year, if elected, he would serve.

Attorney Rivera says he believes there is specific language in the bylaws to allow this type of voting and with being requested by Mr. Alldredge will look at the process for doing so.

The ballots being in the packet, were tallied with a tie between Mr. Alldredge and Mr. Miks for Chair. With Mr. Alldredge accepting the chair position for the 2018 year. Mr. Davia was elected as Vice-Chair for the same period.

CITY CLERK'S MATTERS

CITY ATTORNEY'S MATTERS

POLICE DEPARTMENT MATTERS

LIQUOR AUTHORITY MEMBERS MATTERS

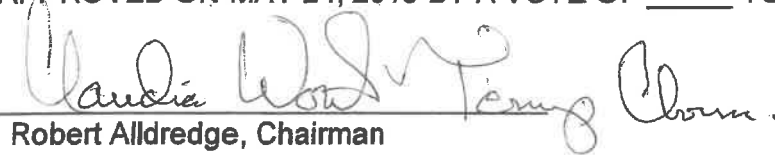
ADJOURNMENT

Meeting adjourned at: 10:15 a.m.



Robin Eaton, Deputy City Clerk

APPROVED ON MAY 24, 2018 BY A VOTE OF 5 TO 0



Robert Aldredge, Chairman