

CITY OF NORTHGLENN
LIQUOR LICENSING AUTHORITY
June 15, 2015

- CALL TO ORDER** Chairperson Foster called a regular meeting of the Northglenn Liquor Licensing Authority to order on Monday, June 15, 2015 at 9:00 a.m. in City Hall Council Chambers, 11701 Community Center Drive, Northglenn.
- ROLL CALL** Present were: Chairperson Maxine Foster, Vice Chairperson Gloria Mikan, Members Terri Rikhoff, and Sharon Whitman.
- ABSENT** No one.
- STAFF PRESENT** Attorney Ryan Malarky and Deputy City Clerk Lisa Andrews.
- APPROVAL OF MINUTES**
June 1, 2015 Minutes of the June 1, 2015 meeting were approved as presented.
- SPECIAL PRIVATE OCCASSION PERMIT APPLICATIONS:**
Selena Thiele Deputy City Clerk Andrews provided a summary of the application submitted by Selena Thiele for a special private occasion permit to allow 6% beer and wine to be consumed on August 8th from 10:00 a.m. to 3:00 p.m. at E.B. Rains, Jr. Memorial Park, Tumbleweed and Sagebrush Pavilions for a company picnic.
- Ms. Selena Thiele, the applicant, was present to discuss the application. Signage will be posted to state that alcohol must remain within the permitted area. Ms. Thiele also stated that wristbands will be issued to those of legal age to consume alcohol. Identification will be checked prior to the issuance of a wristband.
- MOTION TO PASS** Ms. Rikhoff **MOVED** and it was **SECONDED** by Chairperson Foster to approve the Special Private Occasion Permit Application filed by Selena Thiele for an occasion to be held on August 8, 2015.
- MOTION PASSED** There was no discussion and the motion **PASSED**.
IN FAVOR - Foster, Mikan, Rikhoff, Whitman.
OPPOSED - No one.
ABSENT - No one.
- Jeremy Nothdurft Deputy City Clerk Andrews provided a summary of the application submitted by Jeremy Nothdurft for a special private occasion permit to allow 6% beer and wine to be consumed on August 1st from 3:00 p.m. to 7:00 p.m. at E.B. Rains, Jr. Memorial Park, Tumbleweed and Sagebrush Pavilions for a company picnic.

Mr. Jeremy Nothdurft, the applicant, was present and stated that signage will be posted to state that all alcohol is to remain within the permitted area. Wristbands will be utilized to identify those guests of legal age to consume alcohol.

MOTION TO PASS

Ms. Mikan **MOVED** and it was **SECONDED** by Ms. Whitman to approve the Special Private Occasion Permit Application filed by Jeremy Nothdurft for an occasion to be held on August 1, 2015.

MOTION PASSED

There was no discussion and the motion **PASSED**.

IN FAVOR - Foster, Mikan, Rikhoff, Whitman.

OPPOSED - No one.

ABSENT - No one.

SPECIAL EVENTS

PERMIT APPLICATION:

Northglenn Elk's Lodge

Deputy City Clerk Andrews provided a summary of the application for a special events permit to allow the sale of alcoholic beverages at Northglenn Elk's Lodge, 10969 Irma Drive, from 8:00 a.m. to 2:00 a.m. on June 20, 2015 during a fundraiser event.

Ms. Kathy Stark was present on behalf of Northglenn Elk's Lodge #2438. The event is an annual Renaissance Festival fundraiser. Wristbands will be issued to those of legal age to consume alcohol. Security personnel will be on duty for the entire event.

MOTION TO PASS

Ms. Whitman **MOVED** and it was **SECONDED** by Ms. Rikhoff to approve the Special Events Permit Application filed by Northglenn Elk's Lodge for an event to be held on June 20, 2015.

MOTION PASSED

There was no discussion and the motion **PASSED**.

IN FAVOR - Foster, Mikan, Rikhoff, Whitman.

OPPOSED - No one.

ABSENT - No one.

NEW LIQUOR LICENSE

APPLICATION –

PUBLIC HEARING:

Texas Roadhouse

Chairperson Foster opened the public hearing on the new liquor license application filed by Texas Roadhouse Holdings, LLC d/b/a Texas Roadhouse. There were no objections to the jurisdiction of the Northglenn Liquor Licensing Authority or the prescribed procedure of the hearing.

Mr. Brian Proffitt was present on behalf of Foster, Graham, Milstein & Calisher, LLP, applicant's legal counsel. Mr. Proffitt introduced the application and called those wishing to testify on behalf of the applicant.

Mr. Patrick Ryan testified that he has worked for Texas Roadhouse in Thornton for fifteen years. He will be the on-site manager of the Northglenn establishment. There are fourteen Texas Roadhouse restaurants, statewide. Mr. Ryan briefly discussed his experience managing liquor licensed establishments and stated that an establishment under his management has received a summons for a liquor code violation one time in the past. The employee responsible was immediately terminated. Mr. Ryan testified that Texas Roadhouse is a family oriented restaurant and that the Thornton location has had a great relationship within both the Northglenn and Thornton communities since opening in 1998. The Thornton establishment will move to Northglenn in October, 2015 for improved parking availability and increased visibility from I-25. All staff will transfer to the new location. Mr. Ryan stated the sale of beer, wine and spirits accounts for approximately 12% of total sales. Sales consist mostly of beer and margaritas, though there is also a policy for unfinished bottles of wine to be corked and sealed in a bag for consumption off-premises. Mr. Ryan testified regarding the hours of operation and advised that the kitchen is open during all hours that the establishment is open. Regarding staffing, Mr. Ryan stated there are 140 employees and 95 of those may serve alcohol. There are five (5) salaried managers, six (6) assistant front managers, and three (3) assistant kitchen managers. There are two (2) certified TIPS trainers on staff to provide continual training to all servers. Mr. Ryan testified that each server is TIPS certified within 30 days of employment. Certifications are tracked and employees must get re-certified prior to expiration. Alcohol may be served at a table or at the bar. The policy is to check ID for age 30 and under. All servers are trained to know the signs of intoxication. The establishment uses secret shoppers on a monthly basis to ensure compliance. There is a zero tolerance policy and violation results in immediate termination. Alcohol is stored at the bar and in two locking liquor cabinets that are only accessible by management staff. Mr. Ryan stated that the total seating capacity of the new restaurant will be 329 guests.

Ms. Kelly Piets, present on behalf of Esquire Petitioning Services, LLC d/b/a Liquor Licensing Specialist, testified regarding the neighborhood survey that was conducted on behalf of the applicant. Ms. Piets reported that 99% of residents and businesses surveyed expressed support for a new hotel and restaurant liquor license to be issued for Texas Roadhouse at 231 W. 104th Avenue.

Chairperson Foster called for anyone wishing to oppose the application. Receiving no response, Chairperson Foster declared the public hearing closed.

MOTION TO PASS

Ms. Mikan **MOVED** and it was **SECONDED** by Ms. Whitman to approve the liquor license application filed by Texas Roadhouse Holdings, LLC d/b/a Texas Roadhouse.

MOTION PASSED

There was no discussion and the motion **PASSED**.
IN FAVOR - Foster, Mikan, Rikhoff, Whitman.
OPPOSED - No one.
ABSENT - No one.

TRANSFER OF OWNERSHIP:

El Tio (formerly Mi Tierra Mexican Food)

Deputy City Clerk Andrews provided a summary of the application to transfer ownership of the establishment known as Mi Tierra Mexican Food, located at 11932 Washington Street, from Mi Tierra Mexican Food, LLC to Jorge Hernandez d/b/a El Tio. There was discussion regarding the applicant's individual history report and the background investigation conducted by the City Clerk's Office.

Attorney Malarky advised the Authority regarding the consideration of the applicant's moral character, reputation, and record.

MOTION TO PASS

Ms. Rikhoff **MOVED** and it was **SECONDED** by Ms. Whitman to continue consideration of the liquor license transfer of ownership application filed by Jorge Hernandez to July 6, 2015 and to invite the applicant to be present for discussion.

MOTION PASSED

There was no discussion and the motion **PASSED**.
IN FAVOR - Foster, Mikan, Rikhoff, Whitman.
OPPOSED - No one.
ABSENT - No one.

OTHER MATTERS

None.

COMMUNICATIONS

None.

ADJOURNMENT

There being no further business, the meeting adjourned at 9:40 a.m.

LISA ANDREWS, CMC
Deputy City Clerk

MAXINE FOSTER
Chairperson