

CITY OF NORTHGLENN
LIQUOR LICENSING AUTHORITY
February 4, 2008

CALL TO ORDER

Chairman Follett called a regular meeting of the Northglenn Liquor Licensing Authority to order on Monday, February 4, 2008 at 9:00 a.m. in City Hall Council Chambers, 11701 Community Center Drive, Northglenn.

ROLL CALL

Present were: Chairman Tommy Follett, Members Raymond DeWeese, Maxine Foster, and Bill Gillespie, and Alternate member Virgil Hall. Mr. Hall was seated as a voting member.

ABSENT

No one.

STAFF PRESENT

Assistant City Attorney Hilary Mogue Graham, Deputy City Clerk Johanna Small.

Chairman Follett asked for a moment of silence for Mr. George Reichert who recently resigned from the Authority due to health issues.

**APPROVAL
OF MINUTES**

January 7, 2008

The minutes of January 7, 2008 were approved as presented.

PUBLIC HEARING:

7-Eleven, Inc. dba

7-Eleven Store 13188

Chairman Follett read an opening statement for the public hearing on the new license application for 7-Eleven, Inc. dba 7-Eleven Store 13188.

Mr. Thomas Dunn, Dill Dill Carr Stonbraker & Hutchings, P.C., represented the applicant, 7-Eleven, Inc., and provided information about the license application.

Ms. Kelly Piets, Esquire Petitioning Services, LLC, provided sworn testimony about the neighborhood survey that was conducted for the application. Ms. Piets spoke about the process used for circulating the petitions and reviewed the results of the signatures obtained. Ms. Piets stated that based on the results of the survey, the residents have stated that there is a need and desire for the issuance of the beer license.

There were questions from the Authority about the number of business owners that were contacted for the neighborhood petition.

Mr. Larry Flannery, 7-Eleven District Manager, provided sworn testimony about the company's policies and procedures regarding alcohol sales. Mr. Flannery also spoke about training that is provided to employees to ensure that beer is not sold to minors or visibly intoxicated customers.

There were questions from the Authority about the computer system that requires dates of birth to be entered for alcohol sales. There were also questions about a previous beer license issued to the 7-Eleven store and prior violations at the location.

Mr. Dunn stated that there has been a change in the ownership of the organization and noted that the current officers of the company have a master file with the State Liquor Enforcement Division.

There were questions from the Authority about identifying false IDs, the proposed placement of beer in the store, and policies for dealing with the theft of alcohol beverages. There were also questions about policies for dealing with customers that consume alcohol beverages on the premises and the use of internal compliance checks.

Mr. Flannery spoke about the factors that are considered for the storage of beer and the training that addresses the identification of false IDs and on-premises consumption. Mr. Flannery stated that internal compliance checks are not currently conducted.

Ms. Sheila Wilson, 905 Malley Drive, spoke in opposition of the application. Ms. Wilson stated that she feels the issuance of the license would increase traffic and crime in the area. Ms. Wilson stated that she feels the liquor store next to the 7-Eleven is sufficient and stated that the issuance of the beer license would negatively affect the neighborhood.

The Authority asked Ms. Wilson if she had a petition signed by her neighbors and also inquired about the location of the neighbors that Ms. Wilson referred to as opposing the license application.

Ms. Wilson stated that she did not have a petition and questioned the signatures obtained on the neighborhood survey that was circulated by Esquire Petitioning Services.

Mr. Dunn objected to Ms. Wilson's testimony on the basis of relevancy.

Ms. Pietrs provided additional testimony about the residences that were surveyed and stated that because the neighborhood was relatively small, every street was attempted as shown on the maps submitted with the petitions.

Mr. Dunn stated that the applicant has established needs and desires for the 3.2% Beer license to be issued and reviewed the testimony presented today on behalf of the applicant. Mr. Dunn stated that speculative concerns are not grounds to deny a license application and asked the Authority to approve the issuance of the license for 7-Eleven.

MOTION TO PASS

Mr. DeWeese **MOVED** and it was **SECONDED** by Ms. Foster to approve the 3.2% Beer Off-Premises license application for 7-Eleven, Inc. dba 7-Eleven Store 13188.

MOTION PASSED

There was no discussion and the motion **PASSED**.
IN FAVOR - Follett, DeWeese, Foster, Gillespie, Hall.
OPPOSED - No one.
ABSENT - No one.

OTHER MATTERS:

Election of Officers

Chairman Follett reviewed the practice of rotating the offices and stated that due to Mr. Reichert's resignation, the Authority would need to elect both a Chairman and Vice Chairman at this time.

Chairman

MOTION TO PASS

Mr. DeWeese **MOVED** and it was **SECONDED** by Mr. Gillespie to elect Ms. Foster as the Chairman.

MOTION PASSED

There was no discussion and the motion **PASSED**.
IN FAVOR - Follett, DeWeese, Foster, Gillespie, Hall.
OPPOSED - No one.
ABSENT - No one.

Vice Chairman

MOTION TO PASS

Chairman Follett **MOVED** and it was **SECONDED** by Ms. Foster to elect Mr. Gillespie as Vice Chairman.

MOTION PASSED

There was no discussion and the motion **PASSED**.
IN FAVOR - Follett, DeWeese, Foster, Gillespie, Hall.
OPPOSED - No one.
ABSENT - No one.

Chairman Follett stated that the newly elected officers would take office at the next meeting.

COMMUNICATIONS: There was discussion about appointing Mr. Hall as a regular member to fill the unexpired term of Mr. George Reichert. It was noted that City Council would need to consider a resolution for the appointment, and Deputy City Clerk Small stated that Council would be contacted regarding the item for the February 14, 2008 Council meeting. There was also discussion about the resignation of Ms. Priscilla Aragon and the recruitment of additional alternate members.

ADJOURNMENT The meeting adjourned at 9:55 a.m.

JOHANNA SMALL, CMC
Deputy City Clerk

TOMMY FOLLETT
Chairman