



LIQUOR LICENSE AUTHORITY REGULAR MEETING

September 10, 2020 // 3:30 p.m. Via Zoom

Zoom Meeting, Click on the link

<https://windsorgov.zoom.us/j/96026434175?pwd=K2RlczFTUkExWXlDdTVMQThwTzVqZz09>

OR join by phone 888-788-0099 or 877-853-5247 Webinar ID: 960 2643 4175

MINUTES

A. CALL TO ORDER

Hearing Officer Ablao called the hearing to order at 3:30 p.m.

B. CONSENT CALENDAR

1. Approval of the May 14th, July 31st, August 13th and August 25, 2020 regular and special meeting minutes of the Liquor License Authority

The Authority has reviewed the minutes and approves them as written.

C. ACTION ITEMS

1. **Transfer – Liquor License**

Shire Strong Slices, LLC
DBA Anthony's Pizza & Pasta
1180 Main Street, Suite 9&10
Windsor, CO 80550
Beer & Wine (City)

Hearing Officer Ablao stated that this is a public hearing on the application for a transfer of liquor license. Yaron Goldman, manager and Tiffany Goldman, owner were present as the applicant. The Authority swore in Yaron and Tiffany Goldman. Hearing Officer Ablao asked Mr. Goldman for clarification on what his role is. Mr. Goldman responded that he will be taking care of the day to day business and will be running the business on behalf of Mrs. Goldman the owner. Hearing Officer Ablao stated that there was an indication on the entry of ventures agreement that has his company, FD Omaha LLC listed as one of the merchants for the finance agreement and asked how it relates to this liquor license. Mr. Goldman responded that it doesn't really relate to the liquor license, it's just the guarantor on the loan or a cosigner on the loan. Hearing Officer Ablao stated that there may be issues on the State level with the two entities being involved on one loan without Mr. Goldman submitting a background and asked if there was an issue with him submitting an individual history record? Mr. Goldman stated that there is not and is happy to do so. Hearing Officer Ablao asked about the hours of operation and whether there would be any changes to the concept. Mr. Goldman stated they would be open seven days a week from eleven a.m. to nine p.m. Mr. Goldman stated that when they took over the business during COVID, they were only doing night time, five days a week and only carry out and delivery. Now, they will be open seven days a week, per the State regulations to fifty-percent occupancy and offering dine in, take out, and delivery seven days a week. That is the only change to the current concept. Hearing Officer Ablao asked what training and experience Mr. Goldman has in the sales and service of alcohol? Mr. Goldman responded that he has been in the restaurant business about twenty years working in quick service, fast casual, worked with beer and wine but never had a full bar. Hearing Officer Ablao asked how many employees will Mr. Goldman be supervising? Mr. Goldman responded there would be a total of twenty-five but the most on a shift would be around seven. Hearing Officer Ablao asked what kind of training would be provided to employees regarding Colorado Liquor laws? Mr. Goldman responded that himself along with three managers would train the employees. Hearing Officer Ablao stated that one of the benefits of the Colorado Department of Revenue is the ability to get on their listserv to get email

updates on any law changes and would urge Mr. Goldman to do so. Hearing Officer Ablao asked what disciplinary action would be taken if one of the employees violated the liquor code or an ordinance? Mr. Goldman responded the first time would most likely result in a write-up, then if it happens again terminate them, but it would have to depend on what the violation is and knowing what the context is.

Hearing Officer Ablao asked Mrs. Goldman what her role will be with operating this premises? Mrs. Goldman responded that she is just the owner and will not work in the restaurant but will be there for any extra hands needed or to offer support. Hearing Officer Ablao stated that she wanted to make sure it is understood that because Mrs. Goldman is the sole owner of the LLC, any issues or violations that come up with the liquor license will fall to her as the owner and suggested that any training that might be needed to obtain it.

Hearing Officer Ablao stated that the Town did not receive any comments or questions regarding this application, so the Authority did find based on the evidence and supporting documentation that the statutory requirements for this Transfer have been met, and the application is conditionally approved upon satisfactory a successful background.

2. **Modification of Premises**

American Legion Club
DBA American Legion Post 109 Forbes-McKay
624 Ash Street
Windsor, CO 80550
Tavern (City)

Hearing Officer Ablao stated that this is a public hearing on the application a modification of premises for the American Legion Club. Carlene Irion, Events Coordinator for the American Legion Club and Brian McAvoy, facilities manager of the American Legion Club appeared before the Authority on behalf of the applicant. Noted for the record, all documents in the official files held by the secretary will be admitted into the record of this hearing, the Authority swore in Brian McAvoy. Hearing Officer Ablao asked what the nature of the change and if it is a COVID temporary modification or a permanent modification? Mr. McAvoy responded that this is for a permanent modification to the current footprint of the exterior patio area. The idea behind this is to move the smokers out to the new area because the main body is attached to the building and due to the way the wind blows, would like to get the smokers away from the building to keep the smoke out of the building. Hearing Officer Ablao asked if there would be fencing that would help to delineate the area? Mr. McAvoy stated that they would ultimately fence that property in. Currently there is a vinyl fence that delineates the current patio and the goal is to either replace or add additional vinyl fencing or replace all fencing and make it a wrought iron fence depending on funding. Should the permit be granted, they would put a tent up in the next weekend or two just to be able to say, here is the area until they have funds to put in a permanent fence. Hearing Officer Ablao asked if there was line of sight to the new area from inside where the employees can be sure there is no pass offs happening? Mr. McAvoy responded that currently there is a video camera on the exterior of the building that checks on that and could put in more cameras as well. Hearing Officer Ablao asked if it would be a live feed or is it an after the fact go back and watch? Mr. McAvoy responded that right now it is set for after the fact, but can easily set it up so it could be real time viewing. Hearing Officer Ablao asked if with how the patio is set up now, is there staff that circulates through there to keep an eye on what's happening in terms of alcohol consumption? Mr. McAvoy responded yes, however really the only people who go out there are the smokers and it is really not an area where people are congregating. Hearing Officer Ablao asked if the Legion already owns the property, Mr. McAvoy responded they do.

Hearing Officer Ablao stated that the Town did not receive any comments or questions regarding this application, so the Authority did find based on the evidence and

supporting documentation that the statutory requirements for this Modification of Premises have been met, and the application is approved contingent on a permanent barrier around the area in order to delineate the property so people know not to step past the area. Since this approval is conditional on the fencing, there will not need to be another modification of premises submitted, only an updated diagram with that fencing noted on the diagram.

D. COMMUNICATIONS

- None

E. ADJOURN

Upon a motion duly made, the hearing was adjourned at 3:55 p.m.

Karen Frawley

Karen Frawley, Town Clerk