

## *City of Littleton*

### Minutes of Proceeding

#### Littleton Licensing Authority

May 11, 2011

The Littleton Licensing Authority met in a regular session on Wednesday, May 11, 2011 at the Littleton City Center, 2255 West Berry Avenue, Littleton, Colorado.

**THOSE PRESENT:** Bill Bradish – Authority Member  
Earl Gunia – Authority Member  
Susan Price - Authority Member  
Victoria England - Authority Member  
Donovan O'Dell - Authority Member  
Andrew Cole - Authority Member

**THOSE ABSENT:** John Cole - Authority Member

**ALSO PRESENT:** Kirsten Crawford – Assistant City Attorney  
Richelle Work - Deputy City Clerk

1. **CALL MEETING TO ORDER**

Chairperson Bradish called the meeting to order at 7:00 p.m.

2. **ROLL CALL**

Upon a call of the roll, six members were present. Authority Member John Cole was absent. A quorum was declared. The following business was transacted.

3. **MINUTES**

**(a) Minutes of Regular Meeting April 13, 2011**

**Action: Approved as submitted**

It was moved by AUTHORITY MEMBER O'DELL, seconded by AUTHORITY MEMBER ENGLAND TO APPROVE THE MINUTES AS SUBMITTED.

Ayes: Authority Members Bradish, Gunia, Price, England, and O'Dell

Nays: None

Absent: Authority Member John Cole

MOTION CARRIED: 5 to 0

4. **AGENDA**

**Action: Approved as submitted**

5. **SETTING NEIGHBORHOOD BOUNDARIES AND SCHEDULING APPLICATION HEARINGS** – None

**6. CONSIDERATION OF OTHER APPLICATIONS AND REQUESTS FOR LIQUOR LICENSES**

**(a) MODIFICATION OF PREMISES - None**

**(b) TRANSFER OF OWNERSHIP - None**

**(c) MANAGER'S REGISTRATION - None**

**(d) SUMMARY SUSPENSION - None**

**(e) CHANGE OF CORPORATE STRUCTURE – None**

**(f) CHANGE OF LOCATION - None**

**(g) RENEWAL APPLICATION - None**

**7. CONSIDERATION OF OTHER APPLICATIONS AND REQUESTS FOR MEDICAL MARIJUANA DISPENSARIES - None**

**8. FINDINGS OF PROBABLE CAUSE AND SCHEDULING SHOW CAUSE HEARINGS FOR LIQUOR LICENSES - None**

**9. FINDINGS OF PROBABLE CAUSE AND SCHEDULED SHOW CAUSE HEARINGS FOR MEDICAL MARIJUANA DISPENSARY VIOLATIONS - None**

**10. LIQUOR LICENSE APPLICATION HEARINGS**

a) DELVICKIOS LITTLETON LLC  
DBA: DELVICKIOS  
819 WEST LITTLETON BLVD.

Attorney Crawford entered the following city exhibits into the record:

Exhibit A - Waiver of hearing

Exhibit B - Affidavit of posting of premises

Exhibit C - Proof of publication

Exhibit D - Licensing Authority Communication with Attachments

Exhibit E - Petition Information

Exhibit F - Public Hearing Roster

It was moved by AUTHORITY MEMBER GUNIA seconded by AUTHORITY MEMBER BRADISH TO ADMIT EXHIBITS A-F.

Ayes: Authority Members Bradish, Gunia, Price, England, and O'Dell

Nays: None

Absent: Authority Member John Cole

MOTION CARRIED: 5 to 0

Annie Vick, owner of Delvickios, addressed the Authority. Ms. Vick explained the restaurant procedures and style. They hold two other liquor licenses and have not had any violations in eight years. There will be seating for 150 people inside, with additional seating on the patio, but that area is still being designed. They will not serve in the patio until the enclosure is designed and complete. They will be open 7 days a week from 11am to 10pm, with weekend breakfast served at 9am. They are hoping to open May 31. They will have alcohol training for all staff and will continually talk about the importance of properly serving alcohol. Perry Watkins will be the manager. Ms. Vick or Mr. Watkins will be there at all times. They currently have locations in Longmont and Firestone and have onsite and continuous training at both locations. They have a policy to ID someone who looks 40 and under, but put the responsibility on the server to ID whomever they feel appropriate. Rod Vick is her husband, but is not involved in running business. Perry Watkins will be the main bar manager, but will have assistant managers. The bar area has 8-10 seats and there are tables in the area, but it is not a cocktail lounge. Mr. Gonzalez will be the service manager.

Perry Watkins, manager, addressed the Authority. Mr. Watkins stated that he has worked in restaurants, but has not served alcohol. Has not had training, but will be taking the training with staff and has extensive management background.

Max Scott, Oedipus Inc., explained the petitioning process and stated that they are certified trainers for the TIPS training program. He stated they did 412 doorknocks. They had 180 signatures in support, 156 residents, and 24 businesses. There were two in opposition. This was a 99% in favor of the license.

It was moved by AUTHORITY MEMBER PRICE, seconded by AUTHORITY MEMBER GUNIA THAT THE PUBLIC HEARING BE CLOSED AND A RESOLUTION OF THE LITTLETON LICENSING AUTHORITY BE APPROVED WHICH GRANTS DELVICKIOS LITTLETON LLC, DOING BUSINESS AS DELVICKIOS, 819 WEST LITTLETON BOULEVARD, LITTLETON, COLORADO, A HOTEL AND RESTAURANT LIQUOR LICENSE CONTINGENT UPON APPROVAL FROM THE COLORADO BUREAU OF INVESTIGATION AND THE COLORADO LIQUOR ENFORCEMENT DIVISION AND BASED UPON THE FOLLOWING FINDINGS OF FACT: THAT THE NEEDS OF THE NEIGHBORHOOD ARE NOT NOW BEING MET; AND THAT IT IS THE DESIRE OF THE ADULT INHABITANTS OF THE NEIGHBORHOOD THAT THE LICENSE BE ISSUED.

Ayes: Authority Members Bradish, Gunia, Price, England, and O'Dell

Nays: None

Absent: Authority Member John Cole

MOTION CARRIED: 5 to 0

- b) RELISH IT LLC  
DBA: RELISH IT  
5350 S. SANTA FE DR UNIT G

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Exhibit B - Affidavit of posting of premises

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Exhibit D - Licensing Authority Communication with Attachments

Exhibit E - Petition Information

Exhibit F - Public Hearing Roster

It was moved by AUTHORITY MEMBER BRADISH seconded by AUTHORITY MEMBER GUNIA TO ADMIT EXHIBITS A-F.

Ayes: Authority Members Bradish, Gunia, Price, England, and O'Dell

Nays: None

Absent: Authority Member John Cole

MOTION CARRIED: 5 to 0

Terry Sandrin, Managing Member addressed the Authority. Mr. Sandrin explained the restaurant procedures and style. He explained his background, stating that he has been in the restaurant and liquor business for many years. They will offer delivery service for food. There are 13 seats at bar, 65 seats inside, and 16 seats on the patio. Opening date is proposed for June 30. They do not have a liquor license elsewhere, but are hoping to expand in the future. Staff will be taking liquor training. If a customer does not look 35, they are not served. If an employee serves a minor, they are terminated. Liquor will be served at the table. Business hours will be 10:30 am to 10:00 pm, 7 days a week. The patio will have a railing around the border and will hold four umbrella tables with 16 seats.

Carol Johnson, Esquire Petitioning, explained the petitioning process. The petitioners completed 444 door knocks, with 126 residents and 32 business owners in support of issuance of the license, for a total of 158 persons in favor. There were no residents in opposition and no businesses in opposition. This is 100% in favor of the license.

It was moved by AUTHORITY MEMBER PRICE, seconded by AUTHORITY MEMBER BRADISH THAT THE PUBLIC HEARING BE CLOSED AND A RESOLUTION OF THE LITTLETON LICENSING AUTHORITY BE APPROVED WHICH GRANTS RELISH IT LLC, DOING BUSINESS AS RELISH IT, 5350 S SANTA FE DR UNIT G, LITTLETON, COLORADO, A HOTEL AND RESTAURANT LIQUOR LICENSE CONTINGENT UPON APPROVAL FROM THE COLORADO BUREAU OF INVESTIGATION AND THE COLORADO LIQUOR ENFORCEMENT DIVISION AND BASED UPON THE FOLLOWING FINDINGS OF FACT: (1) THAT THE NEEDS OF THE NEIGHBORHOOD ARE NOT NOW BEING MET; AND (2) THAT IT IS THE DESIRE OF THE ADULT INHABITANTS OF THE NEIGHBORHOOD THAT THE LICENSE BE ISSUED.

Ayes: Authority Members Bradish, Gunia, Price, England, and O'Dell

Nays: None

Absent: Authority Member John Cole

MOTION CARRIED: 5 to 0

11. **MEDICAL MARIJUANA DISPENSARY LICENSE APPLICATION HEARINGS** – None

12. **SHOW CAUSE HEARINGS FOR LIQUOR LICENSES** - None

13. **SHOW CAUSE HEARINGS FOR MEDICAL MARIJUANA DISPENSARIES** - None

14. **GENERAL BUSINESS** - None

15. **REPORTS**

a) **Staff** – Richelle Work reminded the board that City Council has scheduled a joint meeting with the Licensing Authority for June 14, 2011 at 7:00 p.m., in the Community Room to discuss Authority procedures regarding stipulations and penalties. Authority Member Gunia will not be in attendance at the study session with City Council on June 14. Authority Members England and Andrew Cole will not be in attendance at regular meeting on June 8. All other Authority Members said they would be able to attend the June 14 meeting.

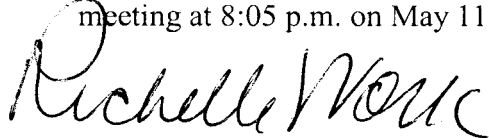
b) **City Attorney** – Attorney Crawford gave an update on Cannamart, state that the only remaining claim is a review of Licensing Authority record. Right now, they are still operating, awaiting resolution of the court case.

b) **Authority Members** – Authority Member O'Dell asked about timeliness of petitions, to see if board could get them sooner. Ms. Work stated that the petitions are not filed in time to send ahead of the hearing date, so they are no available prior to the hearing.

Board Members discussed the petitioning process and signatures on the petitions.

c) **Chairperson** – None

16. **ADJOURNMENT** – There being no further business, Chairperson Bradish adjourned the meeting at 8:05 p.m. on May 11, 2011.



Richelle Work

Deputy City Clerk/Recording Secretary