



**TOWN OF AVON, COLORADO
AVON LIQUOR LICENSING AUTHORITY MEETING FOR TUESDAY, APRIL 26, 2011**

MEETING BEGINS AT 5:15 PM

AVON TOWN HALL, ONE LAKE STREET

PRESIDING OFFICIALS

**CHAIRMAN RICH CARROLL
VICE CHAIRMAN KRISTI FERRARO
BOARD MEMBERS DAVE DANTAS, CHRIS EVANS, TODD GOULDING
AMY PHILLIPS, ALBERT "BUZ" REYNOLDS, JR.**

TOWN STAFF

TOWN ATTORNEY: ERIC HEIL TOWN MANAGER: LARRY BROOKS TOWN CLERK: PATTY MCKENNY

ALL LIQUOR BOARD MEETINGS ARE OPEN TO THE PUBLIC EXCEPT EXECUTIVE SESSIONS
COMMENTS FROM THE PUBLIC ARE WELCOME DURING PUBLIC HEARINGS
PLEASE VIEW AVON'S WEBSITE, [HTTP://WWW.AVON.ORG](http://www.avon.org), FOR MEETING AGENDAS AND MEETING MATERIALS
AGENDAS ARE POSTED AT AVON TOWN HALL AND RECREATION CENTER, ALPINE BANK, AND AVON LIBRARY

- 1. ROLL CALL**
- 2. INQUIRY OF THE PUBLIC FOR COMMENT AND APPROVAL OF AGENDA**
- 3. REPORT OF CHANGES: CHANGE OF MANAGER**
 - a. Applicant: Fiesta Jalisco Numero Tres LLC, d/b/a Fiesta Jalisco
Address: 240 Chapel Place, B129
Former Manager: Jesus Del Toro
New Manager: Ricardo Aragon
Type: Retail: Hotel and Restaurant License
- 4. REPORT OF CHANGES: CORPORATE CHANGE**
 - b. Applicant: Suncor Energy Sales, Inc. d/b/a Shell
Address: 46 Nottingham Road
Owners: Steven J. Ewing
Manager: Anakut Loya
Type: 3.2% Beer Retail License
- 5. RENEWAL LIQUOR LICENSES**
 - a. Applicant: Wal-Mart Stores, Inc. d/b/a Wal-Mart Supercenter #1199
Address: 171 Yoder Ave
Manager: Matthew Mower
Type: 3.2% Beer off Premises License
- 6. CONSENT AGENDA:**
 - a. Minutes from February 8, 2011
- 7. ADJOURNMENT**

Memo

To: Avon Local Liquor Licensing Authority
Thru: Larry Brooks, Town Manager
From: Debbie Hoppe, Court Clerk
Date: April 20, 2011
Re: Liquor Licensing Applications

Summary:

The Avon Liquor Licensing Authority is asked to consider approving a Change in Manager for the following establishments:

- a. Applicant: Fiesta Jalisco Numero Tres LLC, d/b/a Fiesta Jalisco
Address: 240 Chapel Place, B129
New Manager: Ricardo Aragon
Former Manager: Juan Carlos Diaz
Type: Hotel & Restaurant License
Action: Change in manager

Discussion:

The applicant completed a Report of Change form for the Change in Manager as follows:

Ricardo Aragon, new manager at the Fiesta Jalisco has been invited to attend the Liquor Board meeting to answer any questions the Authority may have. The Colorado Bureau of Investigation completed the background investigation on Mr. Aragon; there was a disorderly conduct charge on his background December 27, 2003.

Town Manager Comments:

Memo

To: Avon Local Liquor Licensing Authority
Thru: Larry Brooks, Town Manager
Eric Heil, Town Attorney
From: Debbie Hoppe, Court Clerk
Date: April 21, 2011
Re: Report of Changes for Suncor Energy Sales Inc. d/b/a Shell: Corporate Changes

Summary:

The Town Council serving as the Local Liquor Authority will consider and is asked to act upon a Report of Corporate Change for Suncor Energy Sales Inc. d/b/a/ Shell. The appropriate paperwork was completed & is attached for your review.

Discussion:

The Colorado Liquor Code, Section 12-47-301, Licensing in General, states that "a licensee shall report each transfer or change of financial interest in the license to the state licensing authority and, for retail licenses, to the local licensing authority, within thirty days after the transfer or change. A report shall be required for transfers of capital stock of a public corporation; except that a report shall not be required for transfers of such stock totaling less than ten percent in any one year, but any transfer of a controlling interest shall be reported regardless of size. It is unlawful for the licensee to fail to report a transfer required by this subsection (8). Such failure to report shall be grounds for suspension or revocation of the license." As well, the Division of Liquor Enforcement Regulation 47-304 dictates reporting requirements related to corporations, limited liability companies & partnerships (see last attachment).

It is noted that effective 1/27/11 Steven J. Ewing shall be sole Director and Officer (President, Secretary and Treasurer) for the licensee entity, and the "principal person" qualified for the parent entity/sole shareholder, Suncor Energy (U.S.A.) Inc.

Financial Implications: The applicant has submitted the appropriate state and local fees for this application.

Town Manager Comments:

Attachments:

- ✓ Report of Changes (Form DR 8177)
- ✓ Articles of Organization
- ✓ Certificate of Good Standing
- ✓ Minutes of meeting of Suncor Energy Sales Inc.

Memo

To: Avon Liquor Licensing Authority
Thru: Larry Brooks, Town Manager
cc: Eric Heil, Town Attorney
From: Debbie Hoppe, Court Clerk
Date: April 20, 2011
Re: Renewal of Liquor Licenses

Summary:

The Town Council serving as the Avon Liquor Licensing Authority will consider the following liquor license applications for renewal at its board meeting next week:

- a. Applicant: Wal-Mart Stores, Inc. d/b/a Wal-Mart Supercenter #1199
Address: 171 Yoder Avenue
Manager: Matthew Mower
Type: 3.2% Beer Off Premises License

Background & Discussion:

Colorado Liquor Code, 12-47-302, provides for guidelines related to liquor licensing renewals; applications for the renewal of an existing license shall be made to the local licensing authority. The Town Clerk, Town Attorney, and Police Department have reviewed the applications submitted referenced above and the materials are in order. Police Report results are summarized below:

- a. There have been no alcohol related calls for Wal-Mart during the past year.

Financial Implications:

There are local and state liquor licensing fees associated with renewal applications that have been submitted to the Town.

Town Manager Comments:**Attachments:**

- State of Colorado Forms for Liquor License Renewals
- Avon Police Department Background Memos

**TOWN OF AVON, COLORADO
MINUTES OF THE LOCAL LIQUOR LICENSING AUTHORITY MEETING
HELD FEBRUARY 8, 2011**

The Avon Town Council acting as the Local Liquor Licensing Authority for the Town of Avon, Colorado convened at 5:45 PM at the Avon Town Hall, One Lake Street, Avon, Colorado. A roll call was taken and Board members of the Authority present were Rich Carroll as Chairperson, and Board members Dave Dantas, Chris Evans, Kristi Ferraro, Todd Goulding, Amy Phillips, and Buz Reynolds.

REPORT OF CHANGES: TRANSFER OF OWNERSHIP

- a. Applicant: Miller's Bottle Shop d/b/a Joe's Liquors
Address: 1060 W. Beaver Creek Blvd. #1B
Owners: Helen Bird
Manager: Scott Seitz
Type: Retail Liquor Store License

It was noted that all materials were in order for the report of changes for Miller's Bottle Shop d/b/a Joe's Liquors. Board member Ferraro moved to approve the ownership changes; Board member Phillips seconded the motion and it passed unanimously.

RENEWAL LIQUOR LICENSES

- a. Applicant: Miller's Bottle Shop d/b/a Joe's Liquors
Address: 1060 W. Beaver Creek Blvd. #1B
Manager: Scott Seitz
Type: Retail Liquor Store License

Chairman Carroll asked if the application materials were in order; it was confirmed that the materials were in order. Board member Dantas moved to approve the renewal of the Retail Liquor License for Miller's Bottle Shop d/b/a Joe's Liquors. Board member Reynolds seconded the motion and it passed unanimously.

- b. Applicant: SVO Colorado Management, Inc. d/b/a Sheraton Mountain Vista
Address: 160 Beaver Creek West
Manager: Sheriff Masry
Type: Hotel and Restaurant License

Chairman Carroll asked if the application materials were in order; it was confirmed that the materials were in order. Board member Phillips moved to approve the renewal of the Hotel and Restaurant Liquor License for SVO Colorado Management, Inc. d/b/a Sheraton Mountain Vista. Board member Ferraro seconded the motion and it passed unanimously.

- c. Applicant: Fiesta Jalisco Numero Tres LLC, d/b/a Fiesta Jalisco
Address: 240 Chapel Place, B129
Owner / Manager: Jose G. Rodriguez
Type: Hotel and Restaurant License

Chairman Carroll asked if the application materials were in order; it was confirmed that the materials were in order. Board member Ferraro moved to approve the renewal of the Hotel and Restaurant Liquor License for Fiesta Jalisco Numero Tres LLC, d/b/a Fiesta Jalisco. Board member Evans seconded the motion and it passed unanimously.

PUBLIC HEARING ON SPECIAL EVENTS PERMIT

- a. Applicant: the Realm of Caring, Inc.
Event Name: the Snowball Music Festival
President of Organization: Chris Davis
Event Managers: Chad Donnelly, Scott Stoughton, Rob Thomas
Location: Harry A. Nottingham Park
Event Dates & Times: Friday, March 4, 2011: noon until 10 pm
Saturday, March 5, 2011: noon until 10 pm
Sunday, March 6, 2011: noon until 7:30 pm
Type: Malt, Vinous & Spirituous Liquors

Chairman Carroll asked if the application materials were in order; it was confirmed that the materials were in order. An update about the event was provided by event promoter Scott Stoughton; a new map of the park was provided showing stages, etc. Chairman Carroll opened the public hearing, no comments were made, and the hearing was closed. Board member Phillips moved to approve the Special Event Liquor Permit for the Realm of Caring, Inc. Board member Ferraro seconded the motion and it passed unanimously.

CONSENT AGENDA

Chairman Carroll asked for a motion on the consent agenda. Board member Ferraro moved to approve the consent agenda; Board member Phillips seconded the motion and it passed unanimously.

- a. Minutes from January 11, 2011

There being no further business to come before the Board, the meeting adjourned at 5:55 PM.

RESPECTFULLY SUBMITTED:

Patty McKenny, Secretary

APPROVED:

Rich Carroll
Dave Dantas
Chris Evans
Kristi Ferraro
Todd Goulding
Amy Phillips
Albert "Buz" Reynolds

