



TOWN OF AVON, COLORADO
AVON LIQUOR LICENSING AUTHORITY MEETING FOR TUESDAY MAY 8, 2012
MEETING BEGINS AT 5 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 **INTERIM TOWN MANAGER: PATTY MCKENNY** **DEPUTY TOWN CLERK: CATHERINE MYTHEN**

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 IN MANAGER***
 - a. Applicant: Dillon Companies Inc. d/b/a City Market #26
Address: 72 Beaver Creek place
Current manager: Chuck Holcomb
New manager: Jeff Gentilini
Type: Retail 3.2% Off-Premises Beer License
 - CHANGE IN MANAGER & CHANGE IN TRADE NAME***
 - b. Applicant: Wal-Mart Stores, Inc. d/b/a Wal-Mart Supercenter #1199
Address: 171 Yoder Avenue
Current manager: Matthew Mower
New manager: Jeremy Rank
Current Trade Name: Wal-Mart Supercenter #1199
New Trade Name: Wal-Mart #1199
Type: Retail 3.2% Off-Premises Beer License
- 4. RENEWAL OF LIQUOR LICENSES**
 - a. Applicant: Wal-Mart Stores, Inc. d/b/a Wal-Mart Supercenter #1199
Address: 171 Yoder Avenue
Manager: Jeremy Rank
Type: Retail 3.2% Off-Premises Beer License
 - b. Applicant: Benchmark Liquors Inc. d/b/a Beaver Liquors
Address: 110 E. Beaver Creek Blvd
Manager: David Courtney
Type: Hotel & Restaurant Liquor License
- 5. CONSENT AGENDA:**
 - a. Minutes from April 10, 2012
- 6. ADJOURNMENT**

Memo

To: Avon Local Liquor Licensing Authority
Thru: Patty McKenny, Interim Town Manager 
Eric Heil, Town Attorney
From: Debbie Hoppe, Deputy Town Clerk
Date: May 3, 2012
Re: Report of Changes for Dillon Companies, Inc. d/b/a City Market #26

Summary:

The Town Council serving as the Local Liquor Authority will consider and is asked to approve a Change in Manager for the following establishment:

- a. Applicant: Dillon Companies Inc. d/b/a City Market #26
Address: 72 Beaver Creek place
Current manager: Chuck Holcomb
New manager: Jeff Gentilini
Type: Retail 3.2% Off-Premises Beer License

Discussion:

The Liquor Code contains special requirements that there be a registered “manager” in the case of several types of licenses, i.e. hotel, restaurant, and tavern licenses. The Municipal Code Section 5.08.150 (c), requires background checks on all managers. The Permit Application & Report of Changes Form is used when “manager” changes occur; the applicant completed a Report of Change form and has submitted it for approval. The application is then forwarded to the Colorado Liquor Enforcement Division for its approval.

Financial Implications:

There are no fees associated with this application.

Jeffrey Gentilini, new manager at the City Market 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. Gentilini; there were no problems and or areas of concern on his background.

Town Manager Comments:

Memo

To: Avon Liquor Licensing Authority
Thru: Patty McKenny, Interim Town Manager *PM*
Eric Heil, Town Attorney
From: Debbie Hoppe, Deputy Town Clerk
Date: May 01, 2012
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 #1199
Address: 171 Yoder Avenue
Manager: Jeremy Rank
Type: Retail 3.2% Off-Premises Beer License
- b. Applicant: Benchmark Liquors Inc. d/b/a Beaver Liquors
Address: 110 E. Beaver Creek Blvd
Manager: David Courtney
Type: Hotel & Restaurant Liquor 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. The Police Report results are summarized below:

- a. Beaver Liquors did not have any negative liquor enforcement contacts in the past year.
- b. Wal-Mart had did not have any negative liquor enforcement contacts in the past year.

The Liquor Authority Board has broad discretion to consider any character issues related to the licensee holder at renewal in the same manner as granting a license. There have been various types of behavior, such as failure to pay taxes and fraud that have been held in the courts as valid reason to find the applicant does not possess character. The Colorado Liquor Code §12-47-302 sets forth the local authority's ability to hold a hearing on the application for renewal.

David Courtney, Beaver Liquors, and Jeremy Rank, Wal-Mart, have been invited to attend the Liquor Board meeting.

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 Memo & Incident / Investigation Report

**TOWN OF AVON, COLORADO
MINUTES OF THE LOCAL LIQUOR LICENSING AUTHORITY MEETING
HELD APRIL 10, 2012**

The Avon Town Council acting as the Local Liquor Licensing Authority for the Town of Avon, Colorado convened at 5:00 PM at the Avon Town Hall, One Lake Street, Avon, Colorado. A roll call was taken and Board members of the Authority present were Board members Dave Dantas, Chris Evans, Kristi Ferraro, Todd Goulding, Amy Phillips and Buz Reynolds. Chairperson Carroll was absent.

PUBLIC HEARING FOR TRANSFER OF OWNERSHIP

Applicant: Montana's Cantina & Grill, LLC d/b/a Montana's Cantina & Grill
Current Owner: Finnegan's Wake Irish Pub, LLC d/b/a Finnegan's Wake Irish Pub
Current Owner: Maggie Parker
New Manager: Thomas Beaver
Address: 82 E. Beaver Creek Blvd.
Type: Hotel and Restaurant Liquor License

Board member Ferraro served as the Chairperson for the meeting since Rich Carroll was absent. She presented the application for Montana's Cantina & Grill, LLC d/b/a Montana's Cantina & Grill. Thomas Beaver, Manager, was present to answer any questions. Patty McKenny, Interim Town Manager, noted that all the materials were in order. Chairman Ferraro opened the public hearing, no comments were made and the public hearing was closed. Board member Phillips moved to approve the transfer of ownership for Montana's Cantina & Grill, LLC d/b/a Montana's Cantina & Grill, Board member Evans seconded the motion and it passed unanimously by those present. (Carroll absent)

CONSENT AGENDA:

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

- Minutes from March 27, 2012

There being no further business to come before the Board, the meeting adjourned at 5:15 PM.

RESPECTFULLY SUBMITTED:

Catherine Mythen, Secretary

APPROVED:

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

