

Liquor and Entertainment Board DRAFT minutes for the following dates are included in this section;

January 3, 2008 – Regular Meeting

July 17, 2008 – Regular Meeting

CARSON CITY LIQUOR AND ENTERTAINMENT BOARD

Minutes of the January 3, 2008 Meeting

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A meeting of the Carson City Liquor and Entertainment Board was held during the regularly scheduled Board of Supervisors meeting on Thursday, January 3, 2008 in the Community Center Sierra Room, 851 East William Street, Carson City, Nevada.

PRESENT: Chairperson Marv Teixeira
Vice Chairperson Richard Staub
Member Shelly Aldean
Member Pete Livermore
Member Robin Williamson

STAFF: Alan Glover, Clerk - Recorder
Andrew Burnham, Public Works Department Director
Joel Benton, Senior Deputy District Attorney
Kathleen King, Recording Secretary

NOTE: A recording of these proceedings, the board's agenda materials, and any written comments or documentation provided to the recording secretary during the meeting are public record, on file in the Clerk-Recorder's Office. These materials are available for review during regular business hours.

CALL TO ORDER (8:39:00) - Chairperson Teixeira convened the Liquor and Entertainment Board at 8:39 a.m. A quorum of the Board was present; Member Furlong was absent.

ACTION ON APPROVAL OF MINUTES (8:41:35) - None.

3. DEVELOPMENT SERVICES - PLANNING

3(A) ACTION TO APPROVE A PACKAGED LIQUOR LICENSE AND A PACKAGED BEER AND WINE LIQUOR LICENSE FOR BERRY-HINCKLEY INDUSTRIES, LIQUOR MANAGER: JERRY EDWARD HERBST, DBA WINNERS CORNER, LOCATED AT 1615 EAST FIFTH STREET, CARSON CITY, NEVADA; 1400 RAND AVENUE, CARSON CITY, NEVADA; AND 1102 NORTH CARSON STREET, CARSON CITY, NEVADA - Withdrawn.

3(B) ACTION TO APPROVE A DINING ROOM WITH BEER AND WINE LIQUOR LICENSE FOR CESAR L. ACOSTA (LIQUOR MANAGER: CESAR L. ACOSTA) DBA PANITHIAS GRILL, LOCATED AT 2000 NORTH CARSON STREET, CARSON CITY (8:41:41) - Planning Division Director Walter Sullivan introduced this item and reviewed the agenda materials.

(8:42:38) Cesar L. Acosta introduced himself for the record, and acknowledged this was his first liquor license application. Mr. Acosta responded to questions regarding the name of the establishment. He acknowledged the understanding that a liquor license is a privilege, and the requirement to do everything in his power to ensure no liquor is sold to minors. He further acknowledged that he serves as the on-site manager. Chairperson Teixeira recommended that Mr. Acosta enroll all his employees in the servers education course offered by the Sheriff's Office.

Chairperson Teixeira called for Board member and public comments. When none were forthcoming, he entertained a motion. **Vice Chairperson Staub moved to approve a dining room with beer and wine liquor license for Cesar L. Acosta, liquor manager, dba Panithias Grill, located at 2000 North Carson**

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Street, Carson City, including the non-refundable investigation fee of \$500, the original new application fee of \$500, and the liquor license per quarter fee of \$150. Additionally, all sellers and servers of liquor must attend the Sheriff's Office Servers Education Class within three months of the business opening. Member Aldean seconded the motion. Motion carried 5-0.

Chairperson Teixeira wished Mr. Acosta good luck, adjourned the Liquor and Entertainment Board at 8:44 a.m., and reconvened as the Board of Supervisors.

The Minutes of the January 3, 2008 Carson City Liquor and Entertainment Board minutes are so approved this ____ day of _____, 2008.

MARV TEIXEIRA, Chair

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A meeting of the Carson City Liquor and Entertainment Board was held during the regularly scheduled Board of Supervisors meeting on Thursday, July 17, 2008 in the Community Center Sierra Room, 851 East William Street, Carson City, Nevada.

PRESENT: Chairperson Marv Teixeira
Vice Chairperson Richard Staub
Member Shelly Aldean
Member Pete Livermore
Member Steve Schuette
Member Robin Williamson

STAFF: Larry Werner, City Manager
Alan Glover, Clerk - Recorder
Melanie Bruketta, Chief Deputy District Attorney
Kathleen King, Recording Secretary

NOTE: A recording of these proceedings, the board's agenda materials, and any written comments or documentation provided to the recording secretary during the meeting are public record, on file in the Clerk-Recorder's Office. These materials are available for review during regular business hours.

CALL TO ORDER AND ROLL CALL (8:38:09) - Mayor Teixeira convened the Liquor and Entertainment Board. (8:39:06) Roll was called; a quorum was present.

ACTION ON APPROVAL OF MINUTES (8:39:30) - None.

3. DEVELOPMENT SERVICES - PLANNING

3-A. ACTION TO APPROVE A DINING ROOM WITH BEER AND WINE LIQUOR LICENSE FOR RAPHAEL COHEN DBA GALAXY FANDANGO, LOCATED AT 4000 SOUTH CURRY STREET, CARSON CITY (8:38:32) - Development Services Director Walter Sullivan introduced this item, and referred to the agenda materials. In response to a question, Member Schuette recommended approval of the application. Mr. Sullivan noted the recommendation of approval, from the Health and Human Services Division, included in the agenda materials.

(8:39:55) Raphael Cohen acknowledged part-ownership of the Galaxy Fandango and his liquor license application, as included in the agenda materials. In response to a question, he advised that beer and wine would be sold in the lobby regularly each evening and during special events. In response to a further question, he advised that the practice of selling liquor in a movie theater setting is "becoming more prevalent." The Riverside Casino movie theater in Laughlin, Nevada has had a full bar for approximately ten years. Mr. Cohen named other examples in Washington and California. In response to a further question, he advised that liquor will be sold "from one end of the concession counter." He described the sales area as segregated, and reiterated that beer and wine would only be sold in the evenings.

Mr. Sullivan acknowledged that liquor sales would be allowed by the ordinance. Chairperson Teixeira expressed concern over Galaxy Fandango personnel distinguishing between minors and adults. Mr. Cohen explained that every patron would be asked for identification "regardless of how old they look or

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don't look." Legal-age patrons would then be fitted with wrist bands, and ushers would patrol the auditoriums. Chairperson Teixeira expressed skepticism with regard to theater personnel being able to enforce underage drinking laws. Mr. Cohen acknowledged the seriousness of the situation and discussed the intent to limit consumption by legal-age patrons, as well. Mr. Sullivan reiterated his acknowledgment that the license would be within the parameters of the City's applicable ordinances. Chairperson Teixeira reiterated his concern, and entertained questions or comments of the board members.

Vice Chairperson Staub discussed his knowledge of liquor being served in casino movie theaters, and acknowledged the subject dilemma. Mr. Cohen acknowledged the potential challenges and advised of the intent to proceed "gingerly and conservatively." Chairperson Teixeira clarified his comments should not be construed as negative toward the Galaxy Fandango. He commended the Galaxy Fandango as "filling a huge void," and as an "asset" to the community. In response to a question, Mr. Cohen advised that the theater is in the "top ten percent." He acknowledged the understanding that servers will be required to attend training classes.

Chairperson Teixeira entertained public comment. (8:47:58) Sam Dehne suggested exploring a different method than the illuminated arm bands to ensure the person buying the alcohol is the consumer.

Chairperson Teixeira entertained a motion. **Member Williamson moved to approve a dining room, with beer and wine liquor license, for Raphael Cohen dba Galaxy Fandango, located at 4000 South Curry Street, Carson City, including a non-refundable investigation fee of \$500, the original new application fee of \$500, and liquor license per quarter fee of \$150; additionally, all sellers or servers of liquor must attend the Sheriff's Office servers education class within three months of business opening or this approval. Member Livermore seconded the motion. Motion carried 6-0.**

3-B. ACTION TO APPROVE A FULL LIQUOR LICENSE FOR THOMAS W. FLETCHER AND CHERI E. FLETCHER DBA CROW BAR, LOCATED AT 4750 HIGHWAY 50 EAST, SUITE #1, CARSON CITY (8:49:30) - Mr. Sullivan introduced this item, and provided an overview of the agenda materials. Member Schuette recommended approval of the application.

(8:50:07) Thomas Fletcher and Cheri Fletcher introduced themselves for the record, and responded to questions regarding the name and location of the bar. Mr. and Mrs. Fletcher acknowledged an understanding regarding the diligence of the Sheriff's Office and the Board over the seriousness of serving liquor to minors. Mr. Fletcher acknowledged he will be on premises the majority of the time, and the understanding that servers are required to attend training. Mr. Fletcher further acknowledged the privilege associated with the license.

In reference to the Sheriff's Office background investigation, Member Aldean inquired as to the note indicating numerous calls for Sheriff's Department service. She suggested the new owners should be mindful of the reputation of the previous establishment. Member Schuette discussed complaints of parties and excessive noise associated with the previous establishment, Scavo's Bar. Member Aldean expressed concern that "reputations tend to adhere to the location" of previous incidents. She suggested improving the reputation of the new establishment will be incumbent upon the new owners.

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Chairperson Teixeira called for public comments and, when none were forthcoming, entertained a motion. Vice Chairperson Staub moved to approve a full liquor license for Thomas W. Fletcher and Cheri E. Fletcher dba Crow Bar, located at 4750 Highway 50 East, Suite #1, Carson City, including the non-refundable investigation fee of \$575, the original new application fee of \$1,000, and the liquor license per quarter fee of \$200; additionally, all sellers and servers of liquor must attend the Sheriff's Office servers education class within three months of the business opening or this approval. Member Aldean seconded the motion. Motion carried 6-0.

ACTION TO ADJOURN THE LIQUOR AND ENTERTAINMENT BOARD (8:53:25) - Chairperson Teixeira adjourned the Liquor and Entertainment Board, and reconvened as the Board of Supervisors.

The Minutes of the July 17, 2008 Carson City Liquor and Entertainment Board minutes are so approved this ____ day of _____, 2008.

MARV TEIXEIRA, Chair