



**LIQUOR COMMISSION MINUTES  
THURSDAY, FEBRUARY 28, 2013  
4:00 P.M.  
CITY HALL COUNCIL CHAMBERS**

Deputy Liquor Commissioner Rick VonRohr called the meeting to order at 3:58 p.m.

**PLEDGE of ALLEGIANCE** was led by Liquor Commissioner Laurie Barra

**ROLL CALL**

The following members were present for roll call: Liquor Commissioner Laurie Barra, Deputy Liquor Commissioner Rick VonRohr, Police Chief Greg Nelson, Fire Chief Kurt Nelson, and Commission Member Dale Vonderheide

Absent: Commission Member Buster Hanley

Also present: Attorney Sue Bosich – Corporation Counsel

**APPROVAL OF AGENDA**

Motion made by Fire Chief Nelson to approve the Agenda, seconded by Liquor Commissioner Barra. On roll call vote all present voted Aye. Motion carried.

**APPROVAL OF MINUTES**

Motion made by Liquor Commissioner Barra to approve the Special Liquor Commission Minutes of December 6, 2012 Minutes, seconded by Fire Chief Nelson. On roll call vote all present voted Aye. Motion carried.

**PUBLIC INPUT/COMMENTS/QUESTIONS**

Police Chief Nelson asked Dan Steinbach to attend the meeting. Dan is Avanti's Dome new Event Planner. He has a lot of outdoor activities he'd like to plan this year and was wondering what the Rules and Regulations are with the two liquor licenses Avanti's has. He stated Avanti's has 33 acres of land not used and he wants to have outdoor concert events and also use the corn fields for parking for these events. Dan asked about security – he has his own Security team and wondered about City of Pekin Police. Depends on how large of an event if he would have to have Pekin Police, usually 1 or 2 officers. Commission felt he would need to check with Ron Sieh, Building Inspector, on the parking issues. Liquor Commission would like guidelines and a plan of his events and then discuss at a future meeting.

**NEW BUSINESS**

**CDZE, Inc. dba The High Note –431 ½ Court Street - Dyan Davis**

Motion made by Commission Member Vonderheide, seconded by Liquor Commissioner Barra to approve the CDZE, Inc. dba The High Note for a liquor license contingent upon final inspection by the Inspections Department, Police Department and Fire Department. On roll call vote all present voted Aye. Motion carried.

**Hibachi Sushi Buffet of Pekin, Inc. dba Hibachi Sushi Buffet – 2127 Court Street – Zhong Ping Liu**

Motion made by Police Chief Nelson, seconded by Liquor Commission Member Vonderheide to approve the Hibachi Sushi Buffet of Pekin, Inc. dba Hibachi Sushi Buffet for a liquor license contingent upon final inspection by the Inspections Department, Police Department, Fire Department and add the new corporation to the lease. On roll call vote all present voted Aye. Motion carried.

Discussion: Mr. Liu expects to open in two weeks. Will get lease with changes and also sign with his legal name, not what he goes by in the States.

### **Hearings:**

#### **Ol Dad's Place – 1010 S. 2<sup>nd</sup> Street – Jeff Nizzia**

Pled guilty to charges – sold alcohol to under age of 21.

Attorney Sue Bosich read charges for the record.

Motion made by Police Chief Nelson, Seconded by Fire Chief Nelson to impose a fine of \$500, Attorney fee's, plus cost. On roll call vote all present voted Aye. Motion carried.

#### **Boardwalk – 435 Court Street – James Shaw**

Pled guilty to charges – serving alcohol to under age of 21.

Attorney Sue Bosich read charges for the record.

Motion made by Commission Member Fire Chief Nelson, Seconded by Liquor Commissioner Barra to impose a fine of \$500, Attorney fee's and cost. On roll call vote all present voted Aye. Motion carried.

#### **Schnuck's – 1001 Court Street**

Schnuck's was served and never heard back from them. Found guilty by default serving alcohol to under age of 21.

Attorney Sue Bosich read charges for the record.

Motion made by Liquor Commissioner Barra, Seconded by Liquor Commission Vonderheide to impose a fine of \$500, Attorney fee's and cost. On roll call vote all present voted Aye. Motion carried.

#### **Jac's Doghouse – 2024 Broadway – Aaron Rogers**

Pled guilty to charges – serving alcohol to under age of 21.

Attorney Sue Bosich read charges for the record.

Motion made by Fire Chief Nelson, Seconded by Liquor Commissioner Barra to impose a fine of \$500, Attorney fee's and cost. On roll call vote all present voted Aye. Motion carried.

### **2% Food and Beverage Tax**

Discussion: Liquor Licenses that are delinquent are The Cantina/Robert Shults, High Octane Saloon/Jeff Nizzia; which are both out of business. Ol Dad's Place/Jeff Nizzia and Goodfella's Pub & Pizza, Dennis Mullen are late for their December and January returns. Certified letters were mailed out informing them of their 2% Food and Beverage late returns. Linda Ritchason, Administration sent the letter out certified on Friday, February 22, 2013. The Dugout Sports Bar came in on 2/27/13 and paid. Another letter from Treasurer Jim Wolf was mailed out on Thursday, February 28<sup>th</sup> informing them of the importance and penalties of paying their 2% on time each month. Jim will follow-up with a phone call. Commission directed Attorney Sue Bosich to draw up a draft complaint form with fines and penalties and this will all go through the Tazewell County Court House. Payments through the Tazewell County Court House with 21 days to pay before going to Court, then will have to pay fines, court fee's, etc. Attorney Bosich to send out the form to Ol Dad's Place and Goodfella's Pub & Pizza. The late 2% Food and Beverage Tax can be used as an offense when determining how much the fines and cost will be and the Liquor Commission can bring them before them in a Hearing if they continue to be late in paying.

### **ANY OTHER BUSINESS**

Roadhouse Bar and Grill came in to make payment on their fines and court/hearing costs. He paid \$2,528.40 and stated he would pay the remainder with Income Taxes.

Police Chief Nelson made a motion to adjourn.

**Meeting adjourned 5:20 P.M.**

**Next Meeting will be Thursday, March 28, 2013 at 4:00 P.M.**

Respectfully submitted, Paula Gensel