



**LIQUOR COMMISSION MINUTES  
THURSDAY, SEPTEMBER 26, 2013  
4:00 P.M.  
CITY HALL COUNCIL CHAMBERS**

Deputy Liquor Commissioner VonRohr called the meeting to order at 4:04 p.m.

**PLEDGE of ALLEGIANCE** led by Commission Member Vonderheide

**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, Commission Member Dale Vonderheide, and Commission Member Buster Hanley.

Also present: Attorney Sue Bosich – Corporation Counsel City Clerk Sue McMillan

Public present: Mike Gardner, Nick Filarski, Attorney Bridgett Lobacz, David Mahoney, and Mary Lohman

**APPROVAL OF AGENDA**

Motion made by Liquor Commissioner Laurie Barra to approve the Agenda for September 26, 2013, seconded by Fire Chief Nelson. On roll call vote all present voted Aye. Motion carried.

**APPROVAL OF MINUTES**

Motion made by Commission Member Vonderheide to approve the amended Liquor Commission Minutes of August 22, 2013; Pledge of Allegiance was led by Fire Chief Kurt Nelson, not Police Chief Greg Nelson and under Any Other Business it was NFL Football Package and not Fantasy TV, seconded by Commission Member Hanley. On roll call vote all present voted Aye, Police Chief Nelson abstained. Motion carried.

**PUBLIC INPUT/COMMENTS/QUESTIONS**

**NEW BUSINESS**

**New Business: Taste Sensations, Inc. dba Taste Sensations – Mary Teresa Lohman – 409 Court St.**

**Discussion:** Sue Bosich asked what type of license is she looking for? Class A is retail consumption on premises and a Class B is retail consumption off premises. Class C would be with restrictions. Ms. Lohman submitted a business plan and explained her main sales would be the gift baskets. She would like to have wine tasting on some nights. She would also like to have delivery of her gift baskets. She wants to have pre-parties and girls nights offering appetizers and wine. She would only be able to give out 3 samples in 1 ounce cups to individuals at the wine tasting events. This is also a State of Illinois Local Liquor Commission Code.

Fire Chief Nelson made a motion to approve the Taste Sensations, Inc. dba Taste Sensations for a Class B liquor License, seconded by Commission Member Hanley.

**Discussion:** Ms. Lohman plans to open end of October. She stated her business will most likely close at 6pm, but she would utilize the 411 Court Street address for her pre-party functions. The Fire Department and VonRohr still need to do a walk-thru and sign off on 409 Court Street. VonRohr to meet with Ms. Lohman at 9:00am on Friday, September 27, 2013 and go over her plans for the 411 Court Street address.

Commission Member Vonderheide made a motion to amend the first motion to approve the Class B liquor license to Taste Sensations, Inc. dba Taste Sensations to include final walk-thru by the Pekin Fire Department and the Pekin Police Department. Seconded by Liquor Commissioner Barra. On roll call vote all present voted Aye, Motion carried.

**Discussion: Quick Pic, 422 Derby Street – David Mahoney**

David Mahoney and his Attorney Bridget Lobacz were present. Quick Pic has a Class B liquor license now and wants to apply for a Class A in the same building. Site plan was presented. Mr. Mahoney wants to get in on the State Gaming Machines.

Sue Bosich stated to have a Class A and a Class B liquor license you would need separate buildings/addresses. The City of Pekin Liquor Code does not support two Classes of licenses on the same premise. 1 liquor license per premise. Attorney Lobacz asked if Sue Bosich could show her where it states this in the Liquor Code. She also asked if Quick Pic could apply for a Class C with restrictions. Bosich stated in order to do this the Liquor Commission would have to recommend to Council a change in the Liquor Code. Mr. Mahoney stated he would change the site plan in order for this to work. He also stated the Fire Department gave him two addresses when he added the packaged liquor store. This does not mean he has two separate addresses by the Post Office. Attorney Lobacz stated Mr. Mahoney could petition to get two PIN Numbers for the premise for the two separate addresses and also change the site plan in order for him to apply for a Class A Liquor License. Also he can not have a convenience store within a bar. Mr. Mahoney stated he could separate this as well and have a third entrance. Rick VonRohr stated this will have to be researched more and tabled the discussion until the next meeting on October 24, 2013 at 4:00pm.

**Sub-Committee Report:**

Rick, Hanley and Fire Chief Nelson met and came up with a recommendation to the Liquor Commission on the sale of alcohol in gas stations and convenience stores. They gave 4 requirements; 1) Require 1200 sq. ft. of retail space; 2) Sale of Beer and Wine only; 3) No sale of single cans/bottles of beer; 4) No alcohol sampling.

**Discussion:** Liquor Commissioner Barra asked if they required a separate entrance or if licensee's that have the separate entrances would change? There would be no change to existing businesses, they would remain the same as they are now. Nick Filaski stated it looks like the Liquor Commission is trying to accommodate Casey's, does not see the restrictions as plausible. VohRohr stated they took into account their business as other businesses. The Sub-Committee came up with these restrictions to present to the Liquor Commission and then to present their recommendations to the Council. VonRohr made a motion for Attorney Sue Bosich to draw up the recommendation to present to Council. No second. Motion failed.

**Discussion:** Commission Member Hanley thought the Sub-Committee had some very good discussions and made some good points but is not in favor of changing the code. Commission Member Vonderheide is in agreement as well and is against selling alcohol in gas stations or convenience stores. VonRohr tabled the discussion until next meeting on October 24, 2013 at 4:00pm.

**2% Food and Beverage Tax**

Melanie, Wastewater Supervisor emailed Liquor Commission late returns on 9/25/13. Amvets, Roxy's, The High Note, and The Cantina.

**Discussion:** Sue Bosich stated she has one complaint filed in court for the Ordinance Violation for the 2% Food and Beverage tax on a non-alcohol business. First offense can be in the range of \$250 up to \$1,000. Bosich will prepare complaints on the above and have Pekin Police Officers serve the summons. Complainant will have 21 days to pay before the court date. Payment arrangements can be made with Sue Bosich. There will be a payment plan for businesses that are in arrears.

**ANY OTHER BUSINESS**

Rick gave Pekin Main Street until November 1<sup>st</sup> to pay her One Day Liquor fee and Police Officer overtime fee's for her past Super Cruise event that was held in July. Melida Heien is waiting on all her sponsor fee's to come in.

Deputy Liquor Commissioner VonRohr made a motion to adjourn, seconded by Commission Member Hanley, all in favor, motion carried. **Meeting adjourned 5:10 P.M.**

**Next Meeting will be Thursday, October 24, 2013 at 4:00 P.M.**

Respectfully submitted, Paula Gensel