

**VILLAGE OF HUNTLEY  
LIQUOR COMMISSION HEARING  
June 28, 2018  
MINUTES**

**CALL TO ORDER:**

A meeting of the Huntley Liquor Commission was called to order on Thursday, June 28, 2018 at 7:00 p.m. in the Municipal Complex, Village Board Room, 10987 Main Street, Huntley, Illinois 60142.

**ATTENDANCE:**

**PRESENT:** Chairman Charles H. Sass; Commissioners: Ronda Goldman, Timothy Hoeft, Niko Kanakaris, Harry Leopold, John Piwko and JR Westberg.

**ABSENT:** None

**IN ATTENDANCE:** Village Manager David Johnson, Assistant Village Manager Lisa Armour, Management Assistant Barbara Read, Chief Robert Porter, Village Clerk Rita McMahan, Director of Development Service Charles Nordman, Detective Theo Kallantzes, Sergeant Amy Williams and Village Attorney John Cowlin.

**PUBLIC COMMENTS:** None

**ITEMS FOR CONSIDERATION:**

A. Complaint – Best Price Tobacco and Gifts, Inc.

Chairman Sass reported that the hearings will be specifically for each individual case at which time the petitioner will be asked to plea before the liquor commission.

Chairman Sass reported that the first complaint on the agenda for tonight’s hearing before the liquor commission is:

**Best Price Tobacco and Gifts, Inc located at 11717 Main Street.**

**A MOTION was made to call the hearing to order.**

**MOTION: Commissioner Leopold**

**SECOND: Commissioner Kanakaris**

**The motion carried: 6-0-0**

Chairman Sass asked that the parties involved in this matter for Best Price Tobacco & Gifts to please step up to the podium and state your name for the record.

*Hitesh Suchde*

Chairman Sass asked: Do you acknowledge receipt of a copy of the charges and notice of hearing?

*Mr. Suchde: yes*

Chairman Sass asked: Do you waive reading of the charges?

*Mr. Suchde: yes*

Chairman Sass asked: What is the plea for Best Price Tobacco & Gifts: Guilty or Not-Guilty?

*Mr. Suchde: Guilty*

Chairman Sass asked: You understand that by pleading guilty you are waiving the right to a hearing and appeal?

*Mr. Suchde: yes*

Chairman Sass asked: Do you have anything you would like to offer to the Commission in mitigation that you wanted to explain?

*Mr. Suchde: It was an honest mistake and I looked at the date for tobacco.*

Chairman Sass asked if the Commission has any questions for the respondent; there were none.

Chairman Sass thanked Mr. Suchde and asked him to be seated.

**A MOTION was made to close the hearing.**

**MOTION: Commissioner Kanakaris**

**SECOND: Commissioner Westberg**

**The motion carried: 6-0-0**

**Complaint – Cuhlife LLC Huntley d/b/a Lucky Bernie’s**

**A MOTION was made to call the hearing to order.**

**MOTION: Commissioner Leopold**

**SECOND: Commissioner Hoeft**

**The motion carried: 6-0-0**

Chairman Sass asked that the parties involved in this matter for Cuhlife LLC Huntley d/b/a Lucky Bernie’s to please step up to the podium and state your name for the record.

*April Degner, Jeremy Oliphant and Kathleen Leavitt*

Chairman Sass asked: Do you acknowledge receipt of a copy of the charges and notice of hearing?

*Ms. Leavitt: yes*

Chairman Sass asked: Do you waive reading of the charges?

*Ms. Leavitt: yes*

Chairman Sass asked: What is the plea for Lucky Bernie’s: Guilty or Not-Guilty?

*Ms. Leavitt: Guilty*

Chairman Sass asked: You understand that by pleading guilty you are waiving the right to a hearing and appeal?

*Ms. Leavitt: yes*

Chairman Sass asked: Do you have anything you would like to offer to the Commission in mitigation that you wanted to explain?

*Ms. Leavitt apologized and stated that in all her years in business this has never happened before. Ms. Leavitt reported that they will retrain all of their employees at each location and the employee was fired.*

Chairman Sass asked if the Commission has any questions for the respondent; there were none.

Chairman Sass thanked the Lucky Bernie's representatives and asked them to be seated.

**A MOTION was made to close the hearing.**

**MOTION: Commissioner Kanakaris**

**SECOND: Commissioner Goldman**

**The motion carried: 6-0-0**

**Complaint – Kemper Sports Management / Pinecrest Golf Club**

**A MOTION was made to call the hearing to order.**

**MOTION: Commissioner Hoeft**

**SECOND: Commissioner Leopold**

**The motion carried: 6-0-0**

Chairman Sass asked that the parties involved in this matter for Kemper Sports Management / Pinecrest Golf Club to please step up to the podium and state your name for the record.

*Brad Hisel and Bill Krueger*

Chairman Sass asked: Do you acknowledge receipt of a copy of the charges and notice of hearing?

*Mr. Brad Hisel: yes*

Chairman Sass asked: Do you waive reading of the charges?

*Mr. Brad Hisel: yes*

Chairman Sass asked: What is the plea for Pinecrest: Guilty or Not-Guilty?

*Mr. Brad Hisel: Guilty*

Chairman Sass asked: You understand that by pleading guilty you are waiving the right to a hearing and appeal?

*Mr. Brad Hisel: yes*

Chairman Sass asked: Do you have anything you would like to offer to the Commission in mitigation that you wanted to explain?

*Mr. Brad Hisel reported that in his 20 years it had never happened before.*

Chairman Sass asked if the Commission has any questions for the respondent; there were none.

Chairman Sass thanked the Pinecrest representatives and asked them to be seated.

**A MOTION was made to close the hearing.**

**MOTION: Commissioner Kanakaris**

**SECOND: Commissioner Leopold**

**The motion carried: 6-0-0**

Chairman Sass announced that it was time to deliberate and requested a motion to enter into Executive Session for the purpose of discussing evidence and testimony presented during the hearings.

**EXECUTIVE SESSION:**

**A MOTION was made at 7:06 p.m. to Enter into Executive Session.**

**MOTION: Commissioner Leopold**

**SECOND: Commissioner Kanakaris**

**AYES: Commissioners: Goldman, Hoeft, Kanakaris, Leopold, Piwko and Westberg**

**NAYS: None**

**ABSENT: None**

**The Motion Carried: 6-0-0**

**A MOTION was made at 7:32 p.m. to Exit Executive Session and Reconvene the Hearing.**

**MOTION: Commissioner Leopold**

**SECOND: Commissioner Goldman**

**AYES: Commissioners: Goldman, Hoeft, Kanakaris, Leopold, Piwko and Westberg**

**NAYS: None**

**ABSENT: None**

**The Motion Carried: 6-0-0**

**POSSIBLE ACTION ON ANY CLOSED SESSION ITEMS:**

Chairman Sass announced the penalty for each complaint.

Chairman Sass announced the penalty for Best Price Tobacco and Gifts, Inc. stating as it was a second offense as a fine of \$800 is to be paid to the Village Clerk within seven (7) days from this evening's hearing (to be paid by July 9, 2018) and a 10 day suspension of liquor sales from July 9<sup>th</sup> through July 18<sup>th</sup>; and, they may resume selling alcohol on July 19<sup>th</sup>. The store may remain open, but the liquor area roped off.

Chairman Sass announced the penalty for Cuhlife LLC Huntley d/b/a Lucky Bernie's offense as a fine of \$1,000 to be paid to the Village Clerk within seven (7) days from this evening's hearing (to be paid by July 9, 2018). No suspension of liquor license.

Chairman Sass announced the penalty for Kemper Sports Management / Pinecrest Golf Club's offense as a fine of \$1,000 to be paid to the Village Clerk within seven (7) days from this evening's hearing (to be paid by July 9, 2018). No suspension of liquor license.

Chairman Sass stated that the Village recently reviewed the policy and previously a first time offense would have had a fine and a suspension but the Liquor Commission chose to enforce a fine only; however, if there is a second offense the fine will be steeper and there will be a suspension. Chairman Sass stated that the Police Department will make sure that everyone is in compliance. Chairman Sass told the businesses to make sure that everyone is BASSET trained but stated that they should be able to know the difference between a vertical and horizontal driver's license.

**OTHER BUSINESS:** None

**ADJOURNMENT:**

**There being no further business to discuss, a MOTION was made to adjourn the hearing at 7:39 p.m.**

**MOTION: Commissioner Piwko**

**SECOND: Commissioner Westberg**

**The Voice Vote noted all ayes and the motion carried.**

Respectfully submitted,

Barbara Read  
Recording Secretary