

**VILLAGE OF HUNTLEY
LIQUOR COMMISSION HEARING MINUTES
May 12, 2022**

CALL TO ORDER:

A meeting of the Huntley Liquor Commission was called to order on Thursday, May 12, 2022 at 7:00 p.m. in the Municipal Complex, Village Board Room, 10987 Main Street, Huntley, Illinois 60142.

ATTENDANCE:

PRESENT: Chairman Timothy Hoeft; Commissioners: Ronda Goldman, Mary Holzkopf, Curt Kittel, Harry Leopold, and JR Westberg.

ABSENT: Commissioner Kanakaris

IN ATTENDANCE: Village Manager David Johnson, Deputy Village Manager Lisa Armour, Director of Development Services Charles Nordman, Director of Public Works and Engineering Timothy Farrell, Management Assistant Barb Read, Information Technology Manager Karl Schmidt and Village Attorney Betsy Gates-Alford.

PUBLIC COMMENTS: None

- A. Consideration - An Ordinance Amending the Huntley Code of Ordinances – Business Regulations, Alcoholic Beverages Chapter 110 Section 110.24, Limitation on Licenses – Increasing the Number of Class “D-1” Liquor Licenses from Zero to One and Approving the Issuance of a Class “D-1” Liquor License to Thorntons LLC DBA, Thorntons #342; 11975 Route 47

Liquor Chairman Hoeft stated the Village of Huntley regulates the sale of alcoholic beverages in the Village through its Liquor Control Ordinance, which provides for the issuance of certain classes of liquor licenses and establishes the number of licenses available in each class. On March 10th, the Village Board approved Ordinance (O)2022-03.13, which approved gas stations to offer the retail sale of packaged beer and wine for consumption off premises. No licenses were created at that time.

The Class “D-1” license shall permit the retail sale of beer and wine in sealed original packages, and not for consumption on the premises where sold. A Class “D-1” license shall be issued only to a business that is engaged in the sale of gasoline and gasoline related products and that does not hold any other class of liquor license issued by the Village for the same premises. The holder of a Class “D-1” license shall not be permitted to conduct any form of alcoholic beverage sampling or tasting events on the premises.

STAFF ANALYSIS

The Village is in receipt of an application for a Class “D-1” liquor license from Thorntons LLC DBA, Thorntons #342 (Thorntons). The Class “D-1” license would provide for the retail sale of packaged beer and wine only for consumption off premises. A “D-1” license does not provide for video gaming.

As part of the application process, the following items are required to be submitted:

- Signed and notarized Application with Affidavit **(Submitted)**
- Payment of \$1,500 **(Submitted)**
- Applicant Profile Information **(Submitted)**
- Registered Agent Profile Information **(Submitted)**
- Current Articles of Incorporation **(Submitted)**
- Economic Interest Disclosure Form **(Submitted)**
- Current Lease / Deed **(Submitted)**
- Certificate of Insurance including Best Policy Rating **(Submitted)**
- Surety Bond **(Submitted)**
- State Liquor License **(Not Submitted)**
- BASSET training information for employees **(Not Submitted)**

All documents will be required to be submitted before the liquor license will become effective.

FINANCIAL IMPACT

The annual fee of \$1,500 has been received and deposited to the Liquor License revenue line item 100-00-00-4320.

LEGAL ANALYSIS

Section 110.24 of the Village Code of Ordinances limits the number of available licenses in each class. There are no available Class “D-1” licenses; therefore, Chapter 110 Section 110.24 must be amended to increase the number of Class “D-1” licenses from zero to one. The application has been reviewed and is in substantial compliance with Section 110: Alcoholic Beverages requirements.

Chairman Hoeft asked if the Liquor Commission had any comments or questions; there were none.

A MOTION was made to approve an Ordinance Amending the Huntley Code of Ordinances – Business Regulations, Alcoholic Beverages Chapter 110 Section 110.24, Limitation on Licenses – Increasing the Number of Class “D-1” Liquor Licenses from Zero to One and Approving the Issuance of a Class “D-1” Liquor License to Thorntons LLC DBA, Thorntons #342; 11975 Route 47 subjects to the conditions of approval below:

- **Petitioner must show proof of the State of Illinois Liquor License before the Village of Huntley Class “D-1” Liquor License becomes effective.**
- **Petitioner must provide BASSET cards**

MOTION: Commissioner Leopold

SECOND: Commissioner Kittel

AYES: Commissioners: Goldman, Kittel, Leopold and Westberg

NAYS: Commissioner Holzkopf

ABSENT: Commissioner Kanakaris

The motion carried: 4-1-1

- B. Consideration - An Ordinance Amending the Huntley Code of Ordinances – Business Regulations, Alcoholic Beverages Chapter 110 Section 110.24, Limitation on Licenses – Increasing the Number of Class “D-1” Liquor Licenses from One to Two and Approving the Issuance of a Class “D-1” Liquor License to JM Food Shop Inc. (Mobil), 11200 Route 47

Liquor Chairman Hoeft said the Village of Huntley regulates the sale of alcoholic beverages in the Village through its Liquor Control Ordinance, which provides for the issuance of certain classes of liquor licenses and establishes the number of licenses available in each class. On March 10th, the Village Board approved Ordinance (O)2022-03.13, which approved gas stations to offer the retail sale of packaged beer and wine for consumption off premises. No licenses were created at that time.

The Class “D-1” license shall permit the retail sale of beer and wine in sealed original packages, and not for consumption on the premises where sold. A Class “D-1” license shall be issued only to a business that is engaged in the sale of gasoline and gasoline related products and that does not hold any other class of liquor license issued by the Village for the same premises. The holder of a Class “D-1” license shall not be permitted to conduct any form of alcoholic beverage sampling or tasting events on the premises.

STAFF ANALYSIS

The Village is in receipt of an application for a Class “D-1” liquor license from Mr. Jose Joseph, President of JM Food Shop Inc (Mobil North). The Class “D-1” license would provide for the retail sale of packaged beer and wine only for consumption off premises. A “D-1” license does not provide for video gaming.

As part of the application process, the following items are required to be submitted:

- Signed and notarized Application with Affidavit **(Submitted)**
- Payment of \$1,500 **(Submitted)**
- Applicant Profile Information **(Submitted)**
- Registered Agent Profile Information **(Submitted)**
- Current Articles of Incorporation **(Submitted)**
- Economic Interest Disclosure Form **(Submitted)**
- Current Lease / Deed **(Submitted)**
- Certificate of Insurance including Best Policy Rating **(Submitted)**
- Surety Bond **(Not Submitted)**
- State Liquor License **(Not Submitted)**
- BASSET training information for employees **(Submitted)**

All documents will be required to be submitted before the liquor license will become effective.

FINANCIAL IMPACT

The annual fee of \$1,500 has been received and deposited to the Liquor License revenue line item 100-00-00-4320.

LEGAL ANALYSIS

Section 110.24 of the Village Code of Ordinances limits the number of available licenses in each class. There are no available Class “D-1” licenses; therefore, Chapter 110 Section 110.24 must be amended to

increase the number of Class “D-1” licenses from one to two. The application has been reviewed and is in substantial compliance with Section 110: Alcoholic Beverages requirements.

Chairman Hoeft asked if the Liquor Commission had any comments or questions; there were none.

A MOTION was made to approve an Ordinance Amending the Huntley Code of Ordinances – Business Regulations, Alcoholic Beverages Chapter 110 Section 110.24 – Limitation on Licenses, Increasing the Number of Class “D-1” Liquor Licenses from One to Two and Approving the Issuance of a Class “D-1” Liquor License to JM Food Shop Inc., 11200 Route 47 subject to the following conditions of approval:

- **Petitioner must show proof of the State of Illinois Liquor License before the Village of Huntley Class “D-1” Liquor License becomes effective.**
- **Petitioner must provide a current Surety Bond**

MOTION: Commissioner Westberg
SECOND: Commissioner Goldman
AYES: Commissioners: Goldman, Kittel, Leopold and Westberg
NAYS: Commissioner Holzkopf
ABSENT: Commissioner Kanakaris
The motion carried: 4-1-1

Executive Session (if necessary)

Possible Action on Any Closed Session Item

Other Business

There being no further business to discuss, a motion was made at 7:03 p.m. to close the Liquor Hearing.

MOTION: Commissioner Leopold
SECOND: Commissioner Holzkopf
AYES: Commissioners: Goldman, Holzkopf, Kittel, Leopold and Westberg
NAYS: None
ABSENT: Commissioner Kanakaris
The motion carried: 5-0-1

Respectfully submitted,

Rita McMahon
Village Clerk