

**Local Liquor Control Commission and Regular City Council Meeting October 27, 2020
(Tuesday, October 27, 2020)**

Generated by Jennifer R Sorrell on Wednesday, October 28, 2020

Commissioners present

Commissioner Jessica Bradshaw, Commissioner Jeff Doherty, Commissioner Lee Fronabarger, Commissioner Tom Grant, Commissioner Carolin Harvey, Commissioner Adam Loos, and Chairman John M Henry

Meeting called to order at 6:03 PM

1. Preliminaries to the Local Liquor Control Commission Meeting

Procedural: 1.1 **Roll Call**

2. General Business of the Local Liquor Control Commission

Action: 2.1 **Minutes from the Local Liquor Control Commission Meeting of September 8, 2020**

MOTION: Approve the minutes from the Local Liquor Control Commission Meeting of September 8, 2020

Motion by Carolin Harvey, second by Lee Fronabarger.

Final Resolution: Motion Carries

Yea: Jessica Bradshaw, Jeff Doherty, Lee Fronabarger, Tom Grant, Carolin Harvey, Adam Loos, John M Henry

Action, Discussion: 2.2 **Austin Knoob d/b/a Saluki Bar/Levels Liquor License Violations**

The Commission inquired about why they were being asked to revoke a license which has already been revoked. Assistant City Attorney Parker noted that the prior action of revocation was on appeal, and as that could be overturned, the action for this meeting is for a violation occurring prior to the revocation action. There was discussion as to which of the Hearing Officer's findings the Commission was being asked to consider. The Commission requested the Code section which addressed the matter of each day constituting a separate offense Questions regarding the procedure; make sure the recommendation action reflects the procedure; amended motion; appropriate penalty; inquired about the monetary fine range for the violations; when the Order takes effect; whether the location would be able to continue to operate during the appeal.

Following the motion, the licensee's attorney, Alfred Sanders remarked on the request to amend the Hearing Officer's recommendation, the closure from August 26 to September 28, Court action to return the license, commented on the hearing before and determinations of the Hearing Officer, the City Attorney's Office recommendations, records obtained through the Freedom of Information Act, taking issue with amending the findings of the Hearing Officer instead of issuing their own findings, and stated that the license holder would be appealing the decisions.

Assistant City Parker indicated that Attorney Sanders was misleading the facts, responded to

points raised by Mr. Sanders, and responded to questions from the Liquor Commission.

MOTION: Revoke the Liquor License being held by Austin Knoob dba Saluki Bar/Levels

Motion by Carolin Harvey, second by Jessica Bradshaw.

Motion withdrawn.

MOTION: Accept the recommendation of the Hearing Officer

Motion by Jeff Doherty, second by Carolin Harvey.

Motion Fails

Yea: Jeff Doherty

Nay: Jessica Bradshaw, Lee Fronabarger, Tom Grant, Carolin Harvey, Adam Loos, John M Henry

MOTION: Accept the Hearing Officer's findings with the modification that it reflect five counts, not one

Motion by Adam Loos, second by Jeff Doherty.

Motion Carries

Yea: Jessica Bradshaw, Jeff Doherty, Lee Fronabarger, Tom Grant, Carolin Harvey, Adam Loos, John M Henry

MOTION: Revoke the Liquor License being held by Austin Knoob dba Saluki Bar/Levels

Motion by Adam Loos, second by Carolin Harvey.

Final Resolution: Motion Carries

Yea: Jessica Bradshaw, Lee Fronabarger, Tom Grant, Carolin Harvey, Adam Loos, John M Henry

Nay: Jeff Doherty

Action: 2.3 Application for a Class B2 Liquor License from Stix Tavern, Inc. d/b/a Stix Tavern at 517 South Illinois Avenue

The Commission raised an issue of character relating to a social media post which relating to Mr. Knoob, what determinations to take into consideration, and what factors to include in the motion.

Attorney Sanders was present to represent Stix Tavern, Inc. He noted that the corporation has properly been filed with the State, disputed the violations listed in the exhibits, reviewed select charges in said exhibits, and asked the Commission to approve the application.

MOTION: Deny the Class B2 liquor license for Stix Tavern based on

1.) 2-4-4.A.2, "No license shall be issued to : A. An individual person: 2. Who is not of good character and reputation in the city.

- 2.) based on inaccurate, misrepresentations, or false statements in the application for multiple questions; and
- 3.) 2-4-5.H, the financial responsibility of the applicant and the past performance of the applicant, if any, in the area of liquor sales or services.

Motion by Adam Loos, second by Jessica Bradshaw.

Final Resolution: Motion Carries

Yea: Jessica Bradshaw, Jeff Doherty, Lee Fronabarger, Tom Grant, Carolin Harvey, Adam Loos, John M Henry

3. Citizens' Comments for the Local Liquor Control Commission

4. Adjournment of the Local Liquor Control Commission

Procedural: 4.1 **Time of Adjournment for Local Liquor Control Commission**

There being no further business to come before the public body, the meeting was declared adjourned at 7:41 p.m.

Jennifer R. Sorrell, City Clerk

Date