

**Local Liquor Control Commission and Regular City Council Meeting April 12, 2022
(Tuesday, April 12, 2022)**

Generated by Jennifer R Sorrell on Monday, April 18, 2022

Commissioners present

Commissioner Carolin Harvey, Commissioner Adam Loos, Commissioner Ginger Rye Sanders, Commissioner Jeff Doherty, Commissioner Lee Fronabarger, Commissioner Tom Grant, and Chairperson John M Henry

Meeting called to order at 6:00 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 of the Local Liquor Control Commission Meeting of March 8, 2022**

Not considered during this meeting due to incorrect attachment to the agenda.

Action: 2.2 **Application for the Issuance of a Temporary Liquor License to Carbondale Main Street's CarbondALE Brew Fest on May 6, 2022**

MOTION: Approve the issuance of a not-for-profit Special Event Retailer's license to Carbondale Main Street for the CarbondALE Brew Fest on May 6, 2022, between the hours of 4:00 p.m. to 10:00 p.m.

Motion by Lee Fronabarger, second by Carolin Harvey.

Final Resolution: Motion Carries

Yea: Carolin Harvey, Adam Loos, Ginger Rye Sanders, Jeff Doherty, Lee Fronabarger, Tom Grant, John M Henry

Action: 2.3 **Application for an On-Premises Primary Liquor License to 517 Illinois LLC d/b/a Stix at 517 South Illinois Avenue**

The applicant, Casey Trusty, attended the meeting remotely and indicated that he knows the property owner and did work for him about 10 years prior. A correction to the form was noted with relation to not having any prior history of violations, suspension, or revocation. The Commission inquired about a tentative opening date; Mr. Trusty indicated he hoped to be open by April 29, but was not certain.

MOTION: Approve the issuance of the On-Premises Primary liquor license for 517 Illinois, LLC d/b/a Stix, contingent upon receipt of all outstanding items and a live entertainment rider.

Motion by Tom Grant, second by Carolin Harvey.

Final Resolution: Motion Carries

Yea: Carolin Harvey, Adam Loos, Ginger Rye Sanders, Jeff Doherty, Lee Fronabarger, Tom Grant, John M Henry

Action: 2.4 **Consideration of the Hearing Officer's Report and Recommendation in In Re Side-Traxx, LLC d/b/a Traxx 2021-03**

Analisa Parker, Assistant City Attorney, was present on behalf of the City; Webb Smith was present on behalf of the Licensee, as was Brian Woodruff.

The Commission inquired about the entry age of the individual in question, how the City learned of the licensee not checking the underage patron's ID, commented on the Hearing Officer's Recommendation and the fine recommended, as well as the length of the suspension. There was a question about the interval of time between the incidents occurring and the case coming before the Commission. Commissioners gave their individual assessment of the recommended fine and suspension, as well as what they felt was appropriate. Commissioners asked if any individual had been cited for purchasing the alcohol for a minor and if the underage person themselves had been cited.

Webb Smith noted what actions the licensee has taken to mitigate these issues from occurring in the future, how those mitigations have been working, that additional charges are pending relating to this individual, and that the licensee takes these matters very seriously.

There was an inquiry regarding about the timing of the suspension. The Commission determined that the suspension would be served April 16 through April 22.

MOTION: Accept the Hearing Officer's Report

Motion by Adam Loos, second by Carolin Harvey.

Final Resolution: Motion Carries

Yea: Carolin Harvey, Adam Loos, Ginger Rye Sanders, Jeff Doherty, Lee Fronabarger, Tom Grant, John M Henry

MOTION: Modify the Hearing Officer's Recommendation in 2021-03 In Re Side-Traxx, LLC d/b/a Traxx; fine of \$1,200 and a five-day suspension

Motion by Adam Loos, second by Jeff Doherty.

Motion Carries

Yea: Carolin Harvey, Adam Loos, Jeff Doherty, Lee Fronabarger, Tom Grant, John M Henry
Nay: Ginger Rye Sanders

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**

The Local Liquor Control Commission adjourned at 6:44 p.m.

Jennifer R. Sorrell, City Clerk

Date