



**LIQUOR COMMISSION MINUTES
THURSDAY, MARCH 22, 2018 AT 4:00 P.M.
CITY HALL COUNCIL CHAMBERS
111 SOUTH CAPITOL STREET
PEKIN, ILLINOIS 61554**

Deputy Liquor Commissioner Rick VonRohr called the meeting to order at 4:10 p.m.

The **PLEDGE of ALLEGIANCE** was led by Commission Member Timm Schwartz.

ROLL CALL

The following members were present for roll call: Liquor Commissioner John McCabe, Fire Chief Kurt Nelson, Police Chief John Dossey, Commission Member Timm Schwartz.

Absent: Commission Member Rose Hasler.

Also present: Attorney Sue Bosich and City Clerk Sue McMillan.

APPROVAL OF AGENDA

Motion made by Fire Chief Kurt Nelson, seconded by Commission Member Timm Schwartz to approve the March 22, 2018 Agenda. On roll call vote present voted Aye. Motion carried.

APPROVAL OF LIQUOR COMMISSION MINUTES

None approved.

PUBLIC INPUT/COMMENTS/QUESTIONS

None.

NEW BUSINESS

Attorney Sue Bosich: Discussion of proof of DRAM Shop Insurance:

Discussion: If we do not get proof that businesses have renewed their insurance it comes back on the City to have to send out requests for renewal. Discussed either having them name the City of Pekin as additional insurance with our address and at the time they get their insurance that a request is made that a renewal is always sent to the City. It is our responsibility to make sure they receive DRAM Shop insurance. Would it be possible to prorate it until the next renewal and everyone would have to show their renewal at the time they renew their license. If we do not get the renewal notice it is a violation of their liquor license. City Clerk Sue McMillan explained that the City asks for their insurance in the renewal letter.

Waste Water Delinquency:

Discussion: City Clerk Sue McMillan suggested that if they are late on their wastewater bill or 2%, can we do a ticket immediately, including if they are past due on insurance. Attorney Sue Bosich would not want to do that if they are only a few days late. If over a month or so, certainly. Fire Chief Kurt Nelson felt the process should be the same as collections for wastewater and should not go through the Liquor Commission. Attorney Sue Bosich explained that it could come before the Commission because it is a liquor code violation. It is two prong. They come before the Administrative Officer and Liquor Commission on 2% delinquency. It would be two fines. Commission Member VonRohr feels that we are using Liquor Commission as a collection agency.

2% Food and Beverage Tax Delinquency

Attorney Sue Bosich filed a complaint on a business for being over a year behind in 2% Food and Beverage Tax. He should come before the Liquor Commission. Attorney Sue Bosich sent out a letter to him and he responded that he would deal with it but he still has not paid it. It is a serious violation of his Liquor License. Normally for a first offense it is a \$500 fine. Some choose not to come to the hearing and the complaint would be read into the record. Liquor Commissioner McCabe feels having a hearing in this case is a necessity. The Commission agreed that it will be a mandatory appearance.

ANY OTHER BUSINESS

Attorney Sue Bosich discussed allowing gas stations to sell alcohol and what changes it would require in the liquor code. It would require minimal changes. First change would be that they are allowed to sell alcohol and deleting the code that requires separate entrances. Grocery stores would be allowed to put alcohol on the shelves but would have to have something indicating alcohol could not be sold at certain times. Lastly, the definition of a gas stations would be modified. A handout of a redlined version of the code was given to each Member. Chief Nelson indicated that we are no more than a recommending body. It is for informational purposes and can be put on the agenda for the next meeting. Liquor Commissioner McCabe pointed out that it is a consideration for tax purposes and that there is a Casey's on 98 that does sell alcohol. Nothing prevents traffic going there to North Pekin as opposed to Pekin. We would like to see some economic development in the region on Veteran's Parkway. Fire Chief Kurt Nelson agrees with Liquor Commissioner McCabe's statement, but we can vote unanimously and allow Council to make a decision about it. Attorney Sue Bosich indicated that if we allow gas stations to sell alcohol, will they sell responsibly to the public. Liquor Commission Member Timm Schwartz suggested that we restrict it to beer and wine only, but is afraid it would come back to the Commission for liquor after a short time. Liquor Commissioner McCabe suggest we talk to Council one on one to see how they feel about it and so they have a good understanding about it. Changes to the liquor code can be submitted to Attorney Sue Bosich and Commission Member Rick VonRohr. A recommendation will be made at the next meeting.

City Clerk Sue McMillan discussed dates for BASSET training. Deputy City Clerk Nicole Stewart sent out letters. The cost is \$10 cash. Anyone can sign up. Liquor license renewal letters are being prepared. The postage on sending the code is very high. Commission Member Rick VonRohr suggested we give a copy of the Liquor Code with their liquor license when delivered.

Liquor Commissioner McCabe entertained a motion to adjourn. Meeting adjourned at 4:57 P.M.

Respectfully submitted

Nicole Stewart, Liquor Commission Secretary