



**LIQUOR COMMISSION MINUTES
THURSDAY, NOVEMBER 29, 2018 AT 4:00 P.M.
CITY HALL COUNCIL CHAMBERS
111 SOUTH CAPITOL STREET
PEKIN, ILLINOIS 61554**

Liquor Commissioner John McCabe called the meeting to order at 4:07 p.m.

The **PLEDGE of ALLEGIANCE** was led by Liquor Commissioner John McCabe.

ROLL CALL

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

Also present: Attorney Sue Bosich and Liquor Commission Secretary Nicole Stewart.

Absent: Deputy Liquor Commissioner Rick VonRohr.

APPROVAL OF AGENDA

Motion made by Fire Chief Nelson, seconded by Police Chief Dossey to approve the November 29, 2018 agenda. Motion carried viva voce, the agenda was approved.

Liquor Commission John McCabe requested New Business items i. and ii. move to the end of the business items. Motion made by Liquor Commission Member Timm Schwartz, seconded by Police Chief Dossey. Motion carried viva voce and the motion was approved.

APPROVAL OF MINUTES

Motion made by Liquor Commission Member Timm Schwartz and seconded by Fire Chief Nelson to approve the September 27, 2018 Commission meeting minutes. On roll call vote all present voted Aye. Motion carried.

Motion was made by Liquor Commission Member Timm Schwartz, seconded by Commission Member Rose Hassler to approve the October 25, 2018 Commission meeting minutes. On roll call vote all present voted Aye. Motion carried.

PUBLIC INPUT/COMMENTS/QUESTIONS

Nick Filarski, owner of Broadway Liquor, addressed the Commission regarding the minutes of September and October, as to whether a vote existed on lifting the requirement for a separate entrance in grocery stores. Liquor Commissioner John McCabe explained that Commission Members voted at a previous meeting and the motion had carried.

NEW BUSINESS

New Application Walgreen's – 1400 Broadway Street – Class B

The application for a Class B Liquor License for Walgreen's, 1400 Broadway Street, was presented to the Liquor Commission for recommendation for approval. A representative from Walgreen's was present. Attorney Sue Bosich stated she had additional questions that had been answered from the supplemental paperwork received earlier in the day. She added that Walgreen's needed an agent that could be served within the State and documentation was included with the supplemental paperwork. Commission Member Timm Schwartz inquired as to whether the applicant was a resident of the City and the State. Attorney Sue Bosich replied that it was not a requirement because they are a corporation. Motion made by Chief Dossey, seconded by Commission Member Timm Schwartz that the application be approved. On roll call vote all present voted Aye. Motion carried and the license was awarded.

New Application Walgreen's – 2020 Court Street – Class B

The application for a Class B Liquor License for Walgreen's, 2020 Court Street, was presented to the Liquor Commission for recommendation for approval. Motion made by Commission Member Rose Hassler, seconded by Chief Dossey that the application be approved. Chief Nelson commented that the City's Code of Ordinances states for their particular location and building that if a sprinkler system exists that an alarm system but be accompanied through a third party. He added that at this time they are working with the Fire Department to get this installed and that it should not hinder the Liquor License application from getting approved. On roll call vote all present voted Aye. Motion carried and the license was granted.

New Application Aldi – 3475 Court Street – Class B

The application for a Class B Liquor License for Aldi, 3475 Court Street, was presented to the Liquor Commission for recommendation for approval. Motion was made by Chief Nelson, seconded by Chief Dossey that the application be approved. Commission Member Rose Hassler inquired as to whether the application was for beer and wine only or full liquor. It was established by Attorney Sue Bosich that Aldi was applying for Beer and Wine only. On roll call vote all present voted Aye. Motion carried and the license was granted.

New Application Avanti's Ristorante – 3610 Kelly Avenue – Class A

The application for a Class A Liquor License for Avanti's Ristorante, 3610 Kelly Avenue, was presented to the Liquor Commission for recommendation for approval. Motion was made by Chief Nelson, seconded by Chief Dossey that the application be approved. Liquor Commissioner McCabe explained that the license is being granted to new owners as it cannot be transferred from the previous owners. On roll call vote all present voted Aye. Motion carried and the license was granted.

Discussion of "products and services" establishments to have a license i.e. Menard's, salons

Liquor Commissioner McCabe presented to the Members that as a result of changing the liquor code, it also changed the wording and its interpretation. Questions arose as to whether it now includes any business in town and how we draw the line of what kind of business is granted a license, dealing with primarily packaged liquor. Attorney Sue Bosich raised the question as to whether the members wanted to allow places that sell groceries to sell alcohol and to allow places that sell products and services to sell alcohol, which precludes places like Menard's and hair dressers. Chief Nelson questioned the phrase "products and services". Attorney Sue Bosich explained that Walgreen's is primarily a drug store but also sells groceries and products. She added that it is currently allowed in the code and we are not violating that. The question is whether the members want places like Menard's to sell alcohol. Right now it is prohibit because of products and services. Commission Member Rose Hassler added that in years past we had a set number of liquor licenses. The Commissioner explained that was not adopted in the new code from 1995. Chief Dossey commented that it may be a problem in the code the

way it is worded. The members continued to discuss their interpretation of products and services which include places like hairdressers and jewelry stores that provide service and products. The consensus of the members was that the code needs to be clarified and re-addressed. Liquor Commissioner McCabe stated that a vote would be taken at the next meeting in January.

Discussion of Liquor Code changes for upcoming Codification

Attorney Sue Bosich prepared a draft ordinance regarding the employee age for stocking alcoholic beverages in stores and restaurants. Commission members discussed taking a vote and it was the consensus to add the item to January's agenda for a vote.

Attorney Sue Bosich gave the Commission Members an update from the Municode attorney that included suggestions to revisions to the code. The members discussed that even though the Municode attorney gave recommendations for revisions did not mean the members had to follow the recommendation.

The Liquor Commission discussed the question from the park district inquiring about their conditional Class C license with regards to the golf course and the boards input on conditions that would allow 18 year olds to serve liquor and/or take payment. The park district has not returned Attorney Bosich's call as of yet.

ANY OTHER BUSINESS

Liquor Commissioner John McCabe asked that the dates for Liquor Commission meetings be determined to continue on the fourth Thursdays of the month. All members were in agreement.

Chief Nelson made a motion to adjourn and was seconded by Commission Member Timm Schwartz. Motion carried viva voce. Meeting adjourned at 4:47 P.M.

Respectfully submitted,
Nicole Stewart, Liquor Commission Secretary