

MINUTES

FOXFIELD BOARD OF TRUSTEES LIQUOR LICENSING AUTHORITY SPECIAL MEETING

September 6, 2011

Call to Order/Roll Call

The Pledge of Allegiance to the flag was recited.

The meeting was called to order at 6:35 p.m. at South Metro Fire Protection District Station #42 at 7320 South Parker Road, Foxfield, Colorado.

The following Trustees were present: Con Frank, Lisa Jones, Susan Current, Allyson Zoellner, Bob Easton, Melissa Watson and Mayor Doug Headley. A quorum was present.

Public Hearing

Mayor Headley explained the purpose of the public hearing was to consider the application by Libations Wine & Spirits for a retail liquor store license.

Town Clerk Randi Gallivan presented a summary of the application timeline, noting that the application was received on August 3, 2011. The public hearing notice was posted in the storefront and on the Town's bulletin boards on August 23, 2011 and published in *The Villager* on August 25, 2011. She presented a letter from the Arapahoe County Sheriff stating his department had reviewed the criminal history databases of the applicants and determined there is no information that would prohibit them from holding a liquor license. The State of Colorado Liquor Enforcement Authority informed the Town by telephone that they had concluded their review and would approve the application. Ms. Gallivan said she had received sixteen e-mails in support of the application from Town residents who were unable to attend the meeting, and one e-mail in support from Firestone, a business in Foxfield Village Center.

The public hearing was convened at 6:40 p.m.

Kirk Carvatt, one of the applicants, introduced himself. April Carvatt, the principal, noted that Libations had been in business for thirteen years at its previous location across the street (in Aurora), which relates to the needs of the neighborhood.

Fourteen residents of the neighborhood attended the meeting in support of the application. Six attendees voiced their support, all noting that Ms. Carvatt knows their names and has provided great service through the years. Several of them noted that this would increase the tax base for the Town. The residents who spoke in favor of the application were Dennis McDermott, Matthew Current, Jim Inhelder and Mary Easton. Mary Fran Tharp, from Boys Hope Girls Hope, spoke in support and noted that Libations has held a fundraiser for them for several years. Mike S. of Waterway, a business in Foxfield Village Center, also spoke in support of the application. There was no dissent.

Trustee Current had been asked by a resident how diligent the applicant has been in not selling to minors. Ms. Carvatt noted they have never had an infraction and said they ask for identification for anyone appearing to be under the age of 40 and they also card every member of a group.

Trustee Watson asked about the square footage and Ms. Carvatt responded that the space is a bit smaller than the previous location but they are compensating for that with higher shelves and more efficient storage.

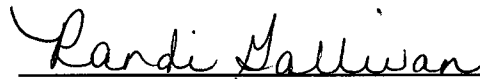
When asked by Trustee Jones how long the lease is, Ms. Carvatt responded that it is for five years with a five-year option.

Mayor Headley asked when Libations would be open and the goal is to open the store in 45 days, with a target date of Halloween.

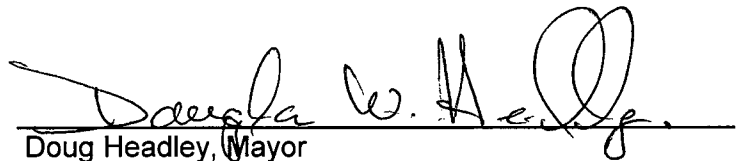
Mayor Headley closed the hearing at 6:45 p.m.

Corey Hoffmann, the Town Attorney, said if the Board has found that the applicant is qualified and the needs and desires of the neighborhood have been demonstrated, and that the adult inhabitants of the neighborhood want it, the appropriate motion is to approve the application. The Mayor then made a motion to approve the retail liquor store application by Libations Wine & Spirits. The motion was seconded by Lisa Jones and passed unanimously by voice vote.

The meeting was adjourned at 6:47.



Randi Gallivan, Town Clerk



Doug Headley, Mayor