

MINUTES OF THE BLOOMINGTON
LIQUOR COMMISSION

July 10, 2012

The Bloomington Liquor Commissioner Stephen Stockton called the Liquor Hearing to order regarding a change of corporate officers for AMF Bowling Centers, Inc., d/b/a Circle Lanes located at 1225 Holiday Dr., currently holding a TAS liquor license which allows the sale of all types of alcohol by the glass for consumption on the premises seven (7) days week. Present at the hearing were Liquor Commissioners Stephen Stockton, Richard Buchanan, Steve Petersen, Mark Gibson, and Geoffrey Tompkins; George Boyle, Asst. Corporation Counsel, Clay Wheeler, Asst. Police Chief, and Tracey Covert, City Clerk.

Commissioner Stockton opened the liquor hearing and stated that this item involved a change of corporate officers.

Tracey Covert, City Clerk, addressed the Commission. The Commission had received a letter from AMF Bowling Centers, Inc. Joseph F. Scarnaty, VP of Food & Beverage, is no longer an officer effective June 1, 2012.

Motion by Commissioner Buchanan, seconded by Commissioner Tompkins to accept the change of corporate officers for AMF Bowling Centers, Inc., d/b/a Circle Lanes located at 1225 Holiday Dr., currently holding a TAS liquor license; said license remains in force.

Motion carried.

Ms. Covert would send the letter from the City to the Liquor Control Commission.

There being no further business before the Commission, the meeting recessed at 4:05 p.m.

The Bloomington Liquor Commissioner Stephen Stockton called the Liquor Hearing to order to hear the request of Nicole and Jason Thomas to allow moderate consumption of alcohol at Davis Lodge for their 15th Wedding Anniversary on September 15, 2012. Present at the hearing were Liquor Commissioners Stephen Stockton, Richard Buchanan, Steve Petersen, Mark Gibson and Geoffrey Tompkins; George Boyle, Asst. Corporation Counsel; Clay Wheeler, Asst. Police Chief; and Tracey Covert, City Clerk, and Nicole and Jason Thomas, requesters.

Commissioner Stockton opened the liquor hearing and requested that Mr. and Mrs. Thomas, requesters, address the Commission regarding their request. Jason Thomas addressed the Commission. He informed them that he and his wife, were planning their 15th wedding anniversary celebration at Davis Lodge. The date is Saturday, September 15, 2012 between the hours of 5:00 p.m. until midnight. Invitations have been extended to 120 - 130 people. No

minors have been invited. Baxter's, located at 3212 E. Empire, would cater the event providing both food and beverage service. Only beer and wine would be served.

Motion by Commissioner Tompkins, seconded by Commissioner Buchanan that the request of Nicole and Jason Thomas to allow moderate consumption of alcohol at Davis Lodge for their 15th wedding anniversary on September 15, 2012 be approved.

Motion carried, (viva voce).

Commissioner Stockton noted that Baxter's will also be required to obtain a one (1) day liquor license from McLean County.

Commissioner Stockton informed Mr. and Mrs. Thomas that this item would appear on the August 13, 2012 City Council Consent Agenda. He encouraged them to attend this meeting.

There being no further business before the Commission, the meeting recessed at 4:10 p.m.

The Bloomington Liquor Commissioner Stephen Stockton called the Liquor Hearing to order to hear the request of Gary Merriam and Barb Mosson to allow moderate consumption of alcohol at Davis Lodge for their wedding reception on September 29, 2012. Present at the hearing were Liquor Commissioners Stephen Stockton, Richard Buchanan, Steve Petersen, Mark Gibson and Geoffrey Tompkins; George Boyle, Asst. Corporation Counsel; Clay Wheeler, Asst. Police Chief; and Tracey Covert, City Clerk, and Gary Merriam and Barb Mosson, requesters.

Commissioner Stockton opened the liquor hearing and requested that Mr. Merriam and Ms. Mosson, requesters, address the Commission regarding their request. Barb Mosson addressed the Commission. She informed them that 175 people had been invited to their wedding reception which would be held at Davis Lodge. The date is Saturday, September 29, 2012 between the hours of 4:00 p.m. until midnight. They hoped to serve all types of alcohol. Commissioner Stockton informed Ms. Mosson that only beer and wine service was allowed.

Ms. Mosson added that Times Past Inn, located at 1216 Towanda Ave., would cater the event providing both food and beverage service.

Commissioner Petersen questioned the end time which was cited, midnight. Commissioner Stockton noted that event have occurred in the past which ended at this hour. Ms. Mosson noted that the time stated included clean up time. There are quiet hours at Davis Lodge which commence at 10:00 p.m.

Motion by Commissioner Tompkins, seconded by Commissioner Petersen that the request of Gary Merriam and Barb Mosson to allow moderate consumption of alcohol at Davis Lodge for their wedding reception on September 29, 2012 be approved.

Motion carried, (viva voce).

Commissioner Stockton noted that Times Past Inn will also be required to obtain a one (1) day liquor license from McLean County.

Commissioner Stockton informed Mr. Merriam and Ms. Mosson that this item would appear on the August 13, 2012 City Council Consent Agenda. He encouraged them to attend this meeting.

There being no further business before the Commission, the meeting adjourned at 4:15 p.m.

The Bloomington Liquor Commissioner Stephen Stockton called the Liquor Hearing to order to hear the request of Kurt Rhoda and Janni Rhoda to allow moderate consumption of alcohol at Davis Lodge for their parent's 50th Wedding Anniversary on August 19, 2012. Present at the hearing were Liquor Commissioners Stephen Stockton, Richard Buchanan, Steve Petersen, Mark Gibson and Geoffrey Tompkins; George Boyle, Asst. Corporation Counsel; Clay Wheeler, Asst. Police Chief; and Tracey Covert, City Clerk, and Kurt Rhoda, requester's representative.

Commissioner Stockton opened the liquor hearing and requested that Mr. Rhoda, requester's representative, address the Commission regarding this request. Kurt Rhoda addressed the Commission. He informed them that he and Janni Rhoda, his sister in law, were planning a 50th wedding anniversary open house and dinner for their parents. The date is Sunday, August 19, 2012 between the hours of 2:00 - 7:00 p.m. Invitations have been extended to 200 people with an estimated attendance of 100 - 150 individuals. A family dinner is scheduled to commence at 5:00 p.m. Beer and wine would be catered by CJ's Restaurant, located at 2901 E. Empire.

Motion by Commissioner Tompkins, seconded by Commissioner Buchanan that the request of Kurt and Janni Rhoda to allow moderate consumption of alcohol at Davis Lodge for their parents' 50th wedding anniversary on August 19, 2012 be approved.

Motion carried, (viva voce).

Commissioner Stockton noted that CJ's will also be required to obtain a one (1) day liquor license from McLean County.

Commissioner Stockton informed Mr. Rhoda that this item would appear on the July 23, 2012 City Council Consent Agenda. He encouraged him to attend this meeting.

Commissioner Gibson questioned an expedited process for requests to serve liquor at Davis Lodge and/or the Miller Park Pavilion. He noted that the Commission has had the opportunity to address the application process. He questioned the need for the requester to appear before the Commission and the Council.

Commissioner Stockton believed that special events, such as weddings and anniversaries, were a good use for these facilities. Unfortunately, everyone was not supportive of this use. He compared these facilities to the City's golf courses.

Commissioner Gibson believed that rules and parameters needed to be drafted. These written guidelines would be followed by the City's liquor license holders.

Commissioner Stockton offered to speak with David Hales, City Manager. He also questioned the need for the requester to appear before the Commission and Council. He suggested that the responsibility to given to City staff.

George Boyle, Asst. Corporation Counsel, addressed the Commission. He stated that a text amendment to the City Code would be required.

Commissioner Buchanan recalled past discussions where the Commission expressed its opinion that City staff should be allowed to administer these requests.

Commissioner Stockton restated his intention to speak with Mr. Hales. He added his belief that the burden would be placed upon the Water and Parks, Recreation & Cultural Arts Departments. Jason Thomas addressed the Commission. He cited his efforts to work with City licensed caterers. He expressed their frustration with the process. These businesses hold a liquor license. He believed the process used served as a detraction. There was confusion regarding who was allowed to do what.

Commissioner Stockton noted that a City liquor license holder was a requirement. The City owned the building and the license holder is accountable to the City. He added that the Davis Lodge was located in the County. The County also required a liquor license.

There being no further business before the Commission, the meeting recessed at 4:20 p.m.

The Bloomington Liquor Commissioner Stephen Stockton called the Liquor Hearing to order to hear the application of Clinton Food Mart, Inc., d/b/a Price Rite Food Mart located at 517 E. Locust, requesting a GPBS liquor license which would allow the sale of packaged beer and wine only for consumption off the premises seven (7) days week. Present at the hearing were Liquor Commissioners Stephen Stockton, Richard Buchanan, Steve Petersen, Mark Gibson, and Geoffrey Tompkins; George Boyle, Asst. Corporation Counsel, Clay Wheeler, Asst. Police Chief, and Tracey Covert, City Clerk; and Surjit and Kuldeep Singh, owner/operator and Applicant representatives.

Commissioner Stockton opened the liquor hearing and requested that the Applicants address this request.

Commissioner Buchanan stated that he had questions regarding this application.

Commissioner Tompkins recommended that the application be returned to the Singhs for clarification.

Surjit Singh, owner/operator and Applicant representative, addressed the Commission. He planned to purchase the Price Rite Food Mart. He had applied for a liquor license.

Commissioner Tompkins stated that the application was not filled out completely. He cited the Liquor Questionnaire as an example. Items were not filled out completely and/or correctly. He

restated that the application should be returned to the Applicant to be filled out completely and correctly.

Commissioner Buchanan questioned who the seller was. Mr. Singh responded Mohammad Samhan, he was the individual who currently owned the business. Commissioner Buchanan questioned the role played by David Wochner, attorney. Kuldeep Singh, Surjit Singh's father, addressed the Commission. The closing date had been scheduled for August 15, 2012. The date listed was a mistake. Commissioner Buchanan questioned ownership and the corporate name. Surjit Singh stated Clinton Food Mart, Inc. Commissioner Buchanan noted that there were additional errors on the application. He noted that the Financial Statement was for Clinton Gas & Food - Clinton, IL. Mr. Kuldeep Singh responded affirmatively. Commissioner Buchanan questioned Mr. Wochner's role. Mr. Kuldeep Singh stated his belief that Mr. Wochner's presence was not needed today.

Commissioner Buchanan noted the liquor classification on the application: A and GPBS. Mr. Kuldeep Singh noted that City staff informed them that the sale of spirits was not allowed if a business had gasoline pumps. The current license holder held a GPBS liquor license. Commissioner Buchanan expressed his opinion that the Applicant had not taken care when completing this application. He had no confidence in the Applicant's ability to operate this business.

Commissioner Tompkins recommended that this application be denied.

Commissioner Stockton noted that the Applicants had provided poor information. The Commission had no confidence in their ability to manage this business.

Mr. Surjit Singh informed the Commission that he had completed the application in a single day. He currently managed a convenience store in Clinton, IL. There had not been a single violation.

Commissioner Buchanan recommended that the Applicants be given the opportunity to recreate their application. He noted that Mr. Singh was employed in the convenience store industry. Mr. Surjit Singh expressed his willingness to complete the application again.

Commissioner Gibson recommended that the Applicants have their attorney review the documents. The application needed to be complete and in order. He recommended that the Singhs bring their attorney to the next liquor hearing to provide assistance. At a minimum, their attorney should review the application.

Commissioner Stockton noted that there were a number of items that needed to be corrected on this application.

Commissioner Buchanan expressed his opinion that comments on the business' operations would be premature at today's hearing. He expressed his concern regarding single serve sales.

Commissioner Stockton encouraged the Singhs to reach out to the City's Building and Fire Inspectors. In addition, the Singhs should also contact the McLean County Health Department's,

(MCHD), staff. Mr. Surjit Singh informed the Commission that he had scheduled an appointment with the MCHD at the end of the month. Commissioner Stockton recommended that the Applicants update the Commission regarding same at their August 14th meeting.

Motion by Commissioner Tompkins, seconded by Commissioner Buchanan that the application of Clinton Food Mart, Inc., d/b/a Price Rite Food Mart located at 517 E. Locust, requesting a GPBS liquor license which allows the sale of packaged beer and wine only for consumption off the premises seven (7) days a week be returned to Applicant in order for same to be completed correctly and that the application be laid over until the Commission's August 14, 2012.

Motion carried, (viva voce).

Commissioner Stockton recommended that the Singhs meet with the various inspectors at the City and County prior to the Commission's August 14, 2012 meeting.

Commissioner Gibson added that an automatic disqualification addressed residency. There was a legal requirement that either the Applicant or the store manager must be a resident of McLean County. This application was filed by a corporation.

George Boyle, Asst. Corporation Counsel, noted that if the Applicant was a sole proprietor then the Applicant must be a resident of the City. This was not required by state law for partnership and/or corporations. At a minimum, there must be an employee who is a resident of the county.

There being no further business before the Commission, the meeting recessed at 4:40 p.m.

The Bloomington Liquor Commissioner Stephen Stockton called the Liquor Violation Hearing to order to address the violations of Canambo, LLC, d/b/a Blue Line Night Club, located at 602 N. Main St., currently holding a TAS liquor license which allows the sale of all types of alcohol by the glass for consumption on the premises seven (7) days week; and Lancaster & Freitag, Inc., d/b/a Lancaster's, located at 513 N. Main St., currently holding an RAS liquor license which allows the sale of all types of alcohol by the glass for consumption on the premises seven (7) days a week. Present at the hearing were Liquor Commissioners Stephen Stockton, Richard Buchanan, Steve Petersen, Mark Gibson, and Geoffrey Tompkins; George Boyle, Asst. Corporation Counsel, Clay Wheeler, Asst. Police Chief, and Tracey Covert, City Clerk.

Commissioner Stockton opened the liquor hearing and noted that these two (2) initial violations had been removed from the Agenda.

George Boyle, Asst. Corporation Counsel, addressed the Commission. These two (2) violations addressed unpaid food and beverage taxes plus penalties. The City had received payment for same.

Commissioner Buchanan restated that issue was food and beverage taxes. Mr. Boyle responded affirmatively.

There being no further business before the Commission, the meeting recessed at 4:42 p.m.

The Bloomington Liquor Commissioner Stephen Stockton called the Liquor Violation Hearing to order to address the violations of Tjolo's Corp., d/b/a Main Street Grill, located at 517 N. Main St., currently holding an RAS liquor license which allows the sale of all types of alcohol by the glass for consumption on the premises seven (7) days week. Present at the hearing were Liquor Commissioners Stephen Stockton, Richard Buchanan, Steve Petersen, Mark Gibson, and Geoffrey Tompkins; George Boyle, Asst. Corporation Counsel, Clay Wheeler, Asst. Police Chief, and Tracey Covert, City Clerk; and Brian Novotny, owner/operator and License holder, and Sam Zabel, License holder's attorney.

Commissioner Stockton opened the liquor hearing and introduced Wayne Karplus, Town of Normal's Deputy Corporation Counsel.

Sam Zabel, License holder's attorney, addressed the Commission. He noted the Second Amended Complaint and Citation. He expressed his interest in answering same.

Commissioner Stockton questioned how the License holder stood. He believed that Mr. Novotny intended to contest Violation No. 2012 - 007.

Mr. Zabel responded affirmatively. He stated that the License holder denied the allegations and requested a hearing. He recommended that the hearing be set for September 2012 based upon his current case schedule. He believed that this would be a time consuming hearing. He suggested that the hearing be scheduled for Tuesday, September 11, 2012. This was the Commission's regular meeting date.

Commissioner Stockton recommended that a separate hearing date be set. If the violation hearing was scheduled for September 11, 2012 then an earlier time would need to be selected. He expressed concern regarding the impact of further delay.

Commissioner Buchanan added his belief that the Commission needed to schedule a separate meeting date.

Mr. Zabel informed the Commission that he would clear his calendar for a day.

George Boyle, Asst. Corporation Counsel, addressed the Commission. He noted that he would need to check with the witnesses. He hoped that this should be the last continuance. He added that the latest date should be September 18, 2012. A violation hearing was continued out of courtesy. Prosecution was weakened by the passage of time. He expressed his support for a separate hearing date.

Mr. Boyle restated that the City had four to five, (4 - 5), witnesses. He needed to check their availability.

Commissioner Buchanan noted that this would be a stand alone hearing.

Commissioner Gibson recommended that the hearing start early in the day.

Commissioner Tompkins questioned if the month of August was a possibility.

Commissioner Gibson requested that the hearing start early in the afternoon.

Mr. Boyle noted that there could be twelve (12) witnesses called.

Mr. Zabel believed that a full day would be needed.

Commissioner Petersen suggested that a couple of dates might be needed to complete this hearing.

Commissioner Tompkins expressed his preference for a Friday hearing date.

There was a lengthy discussion to find a suitable hearing date.

Commissioner Stockton recommended Tuesday, September 25, 2012 with carry over dates of Wednesday, September 26, 2012 or Friday, September 28, 2012.

Commissioner Gibson noted his availability on September 25, 2012.

Commissioner Buchanan recommended that the hearing start at 9:00 a.m. Commissioner Tompkins requested a 10:00 a.m. start time.

Commissioner Stockton stated that violation hearing would be held on Tuesday, September 25, 2012 starting at 10:00 a.m.

Mr. Karplus requested that Mr. Zabel and Mr. Boyle contact him prior to the hearing to address procedural issues during a three (3) way conference call.

Mr. Zabel expressed his interest in streamlining this hearing.

Mr. Boyle addressed Mr. Zabel comments regarding individually contacting the Liquor Commissioners. This would be a contested liquor violation hearing. Mr. Karplus noted past practice involving contested matters. Both communities, (City and Town) do not allow Liquor Commission contact.

Commissioner Buchanan affirmed same and cited his thirty-five (35) years of experience on the Commission.

Commissioner Stockton noted that any meeting with the Commission would require that all attorneys be present, (Mr. Boyle, Mr. Zabel and Mr. Karplus).

Mr. Karplus cited rules addressing ex parte communication. The Commission was a quasi judicial body. Both communities have instructed their Commissions to not do same.

Mr. Boyle added that in case of an appeal, the appeal would be based upon the record.

Commissioner Stockton noted that the date had been set. He encouraged all to keep to this schedule.

Commissioner Buchanan requested a copy of the Second Amended Complaint and Citation. Commissioner Stockton noted that this document was signed on June 5, 2012.

Mr. Karplus addressed Mr. Zabel and Mr. Boyle. He expressed his interest in an agreement regarding Exhibits. He planned to prepare a packet for the Commission prior to the hearing.

Mr. Boyle requested a deadline for documentary evidence. Mr. Karplus stated seven (7) days prior to the hearing. Mr. Zabel affirmed same. He added that no documents should be admitted on the hearing date.

Commissioner Buchanan noted that the Commission would have the documents prior to the hearing. He questioned if the documents would be complete and accurate.

Commissioner Stockton added that a court reporter would be present. Mr. Boyle noted that the cost for same would be divided equally between the City and the License holder.

There being no further business before the Commission, the meeting recessed at 5:07 p.m.

Commissioner Stockton opened the meeting for Public Comment. No one came forward to address the Commission.

Commissioner Tompkins noted the presence of Aldermen Fruin and Purcell. He expressed his appreciation to them for their trust in the Commission. The Commission was well informed and was there to serve the City. He added his belief that there were some misunderstandings between the Commission and Council.

Commissioner Stockton noted the Council's five to four (5 - 4) regarding Gat's Jazz Cafe. He added that he was unable to attend the Commission's June 10, 2012 meeting. Concerns addressed the business location. Downtown businesses and residents were also concerned about additional "T", Tavern liquor licenses. He noted the belief that there was a moratorium on tavern liquor licenses in the Downtown.

He cited Laugh Comedy Club located at 108 E. Market St., currently holding a TA liquor license which allows the sale of all types of alcohol by the glass for consumption on the premises six (6) days a week. He noted the various conditions placed upon this license: an earlier closing hour; a set last call time; cover charge required; and admission required for admittance. There was a belief that there should not be additional traffic in the Downtown at the City Code set closing time. He believed that there was a tolerance for establishments which were similar to Laugh.

Commissioner Stockton cited Eleven located at 105 W. Front St. He noted the documentation presented by the License holder addressing their business plan. This plan included earlier closing hours and food strategies. There were no conditions placed upon this liquor license.

Commissioner Buchanan added that Eleven was not a college bar.

Commissioner Stockton noted that the Commission recommended the creation of a “T”, Tavern liquor license in the Downtown. He noted that the business plan called for an earlier closing time. The Commission failed to place any conditions upon creation of the license. The Council voted on an amendment to the main motion which would have set earlier closing hours: 10:00 p.m. on Sunday through Thursday and midnight on Friday and Saturday. The amendment failed by a four to five (4 - 5) vote.

Commissioner Stockton noted that a change of classification from a “T” to an “R”, Restaurant liquor license might be acceptable to the Council.

Commissioner Buchanan expressed his appreciation for the explanation. He questioned if Gat’s Jazz Cafe would be considered at a future if an alternate location was found.

Commissioner Stockton believed that there might be support for same if a different location can be found and/or if conditions were placed upon the license. The same application would not find support from the Council.

Commissioner Tompkins noted that the Commission has tried to work with the Bloomington Normal Community Campus Committee, (BNCCC), and the Downtown Entertainment Task Force, (DETF). Gat’s Jazz Cafe was located in the 400 block of N. Main St., not in the 500 - 600 blocks of same.

Commissioner Stockton noted that issues had been amplified by the local press. The Council had some questions regarding this application. There was a belief that the Commission ignored its own white paper which addressed N. Main St. He cited the traffic issues on Main St.

Commissioner Petersen stated that the Applicant had submitted an excellent plan. A jazz cafe would have been a unique venue. The Applicant stated that there would be earlier closing hours. He cited the recent tragic accident (hit and run fatality). He believed that the application was impacted by timing.

Commissioner Buchanan did not believe that the recent incident was a significant factor. He expressed his concern. The Council did not give consideration to the Applicant. The Commission considers the Applicant. This is the person who is responsible for the management of the business. This Applicant would be the owner/operator. He cited the Applicant’s past experience. A “T” liquor license was the only classification available. Gat’s Jazz Cafe would be focused on the music. The business would be minority owned and operated. He cited the Applicant’s past business experience, (After Hours).

It appeared that the Council did not support the Commission’s recommendation. He noted the difference between the Commission and Council’s roles. The Commission tried to share its experience and advice.

Commissioner Stockton noted that under the City Code, the Council had the authority to create a liquor license. The Council did not hold another hearing. The Council worked with the information which was presented in the Council memorandum. The Council may be focused on the big picture.

Commissioner Buchanan believed that the Commission did its job. He believed that the Council memorandum contained a record of the hearing.

Commissioner Stockton restated his opinion that conditions should have been placed upon this application. He noted that Tracey Covert, City Clerk, prepared the minutes. He added that the Commission had the ability to listen to the recording of the Council's July 9, 2012 meeting.

Commissioner Petersen noted that the Commission questioned the Applicant regarding the "T", Tavern license classification. The Applicant believed that the "T" classification was needed for the business to be viable. He added his belief that the City needed to create another license classification.

Commissioner Stockton noted that the Commission had addressed consideration of an "E", Entertainment liquor license classification. This item would appear on a future Commission meeting agenda. An "E" classification would be something in between an "R" and a "T". It has also been described as an "R" versus a "T". He cited music venues, comedy clubs, jazz clubs, bowling alleys, etc. as examples of establishments that might qualify for an "E" liquor license. The Commission still needed to work on clarifying what an "E" liquor license would be. He cited earlier closing hours, allowing individuals eighteen (18) years and older on the premise as examples. These establishments might be viewed as a qualified "R" liquor license.

He cited Reality Bites located at 414 N. Main St., which currently held an RAS liquor license. Late at night, Reality Bites becomes a "T", tavern. There were a number of conditions placed upon this establishment: must operate as a restaurant; no sale, service or consumption of alcohol one after the kitchen closed or 1:00 a.m. on weekdays and 2:00 a.m. on Friday and Saturday nights; amplified music limited to one amplifier per instrument/vocalist; and tavern rules apply after midnight.

Commissioner Stockton welcomed the Commission's input.

Commissioner Buchanan recommended that the Commission review the current City Code and requested that Commissioner Stockton draft language regarding the "E" license classification.

Commissioner Stockton restated that he would welcome input from the Commission.

Alderman Purcell addressed the Commission. He attended the Commission's meetings to listen. The issues before the Commission were complex. The Commission had a difficult job. He acknowledged the belief that there was a moratorium of tavern liquor licenses in the Downtown. He noted the belief that there was a disconnect between the Council and Commission. He thanked the Commission for the time given to the liquor hearings. He understood that the Commission made a recommendation to the Council.

Commissioner Stockton noted that both the Council and Commission addressed the question of GE Employees Park as a proper venue for an outdoor music festival due to its proximity to residential homes.

Commissioner Buchanan added that the Commission would monitor the noise level during the “Ain’t Nothin’ But the Blues Festival” which would be held on July 20 and 21, 2012.

Commissioner Stockton noted the Galen Carol Audio Decibel (Loudness) Comparison Chart which had been provided to the Commission. In addition, the stage was relocated and the music would stop at 10:30 p.m. There was no change to the time for liquor sales. The Commission would monitor the sound level on Friday and Saturday nights. The sound level could not exceed seventy (70) decibels at the location of the residences. He requested volunteers for this task. Commissioners Buchanan and Tompkins volunteered.

Commissioner Stockton welcomed any further comments from the Commission and/or Council members present.

Commissioner Tompkins addressed the issue of liquor license fees which had not been increased in thirty (30) years.

There being no further business before the Commission, the meeting adjourned at 5:40 p.m.

Respectfully,

Tracey Covert, CRM, CMC, RMC
City Clerk