

**MINUTES OF THE CITY OF PEORIA
LIQUOR COMMISSION
May 4, 2009**

A meeting of the City of Peoria Liquor Commission was held in Room 404, City Hall, Peoria, Illinois, on May 4, 2009, Chairman Frank McCabe presiding.

ROLL CALL:

Present: Chairman Frank McCabe; Commissioners Ted Arndt; Drew Cassidy; Don Jackson - 4

Absent: 0.

Others present: Councilman Dan Irving; Assistant Corporation Counsel Sonni Williams; Liquor Investigator Scott Jordan; Jim Brownfield, Inspections; and concerned citizens and media.

I. CALL TO ORDER

Chairman McCabe called the meeting to order at 3:30 p.m.

II. APPROVAL OF MINUTES

Commissioner Jackson moved to approve the Minutes of the April 6, 2009 Liquor Commission Meeting; seconded by Commissioner Arndt.

Approved by roll call vote:

Yeas: Arndt, Cassidy, Jackson, McCabe – 4;

Nays: 0

III. LIQUOR SITE APPLICATIONS

09-12 Mary Ann and Terry Donnelly
d/b/a Donnelly's Shamrock Pub
4908 N. Renwood
Has: Class A (tavern)
Subclass 1A (2:00 a.m. closing)
Requesting: Subclass 3 (beer garden)

Mary Ann and Terry Donnelly presented an application to add a Subclass 3 (beer garden) license to their Class A (tavern) Liquor License at 4908 N. Renwood.

In discussion with Chairman McCabe, Mr. Donnelly stated that the beer garden would be as presented in their site drawing except they planned to extend the fence closer to the front of the building, as suggested by the Liquor Investigator. He also indicated there would be a cover over the area with flowers and fans hanging from the ceiling. He indicated this area would also help the smokers.

In further discussion with Commissioner Cassidy regarding the monitoring of beer being taken outside, Liquor Investigator Jordan stated the patrons would come out the front door and go to

LIQUOR COMMISSION – May 4, 2009

the left and be in the beer garden or go right to not enter the beer garden. He clarified that the stairwell to the upstairs would be encompassed inside the fenced area.

Mr. Donnelly stated this beer garden would be available seven days a week depending on the weather.

In response to Commissioner Jackson regarding the loss of parking spaces being taken up with the beer garden area, Mr. Donnelly stated the handicap spaces and parking would not be impacted.

Liquor Investigator Jordan stated that there was a house to the east of this area and cautioned about the noise level coming from the beer garden area.

Hearing no additional questions or comments, Chairman McCabe called for the motion.

A motion was made by Commissioner Arndt to APPROVE the application to have a Subclass 3 (beer garden) License be added to the current Class A (tavern) Liquor License at 4908 N. Renwood; seconded by Commissioner Cassidy.

Yeas: Arndt, Cassidy, Jackson, McCabe - 4;
Nays: 0.

IV. UNFINISHED BUSINESS

There was no unfinished business discussed at this meeting.

V. NEW BUSINESS

HRA Taxes

Chairman McCabe expressed concern about businesses being able to remain in business and not be current with their taxes. He recommended businesses not be able to become more than two months' in arrears with their taxes.

Attorney Williams stated that under the Ordinance, the Liquor Commissioner has the discretion to approve any renewal of a license and enter into a payment plan. She stated that the Liquor Commission could recommend that the Ordinance be amended so that licenses could not be renewed until all taxes were current.

Commissioner Arndt stated that the businesses have already collected those taxes from the citizens so they should be able to pay those taxes immediately.

In further discussion, Attorney Williams explained that if a business filed bankruptcy, taxes are a non-dischargeable debt.

VI. NEXT SCHEDULED MEETING

The next scheduled regular meeting of the Liquor Commission is Monday, June 1, 2009.

LIQUOR COMMISSION – May 4, 2009

VII. ADJOURNMENT

Commissioner Cassidy moved to adjourn the meeting; seconded by Commissioner Arndt.

Approved by viva voce vote.

The Liquor Commission Meeting adjourned at 3:50 p.m.

Kristin Cannaday-Stash, Secretary