

**VILLAGE OF HUNTLEY  
LIQUOR COMMISSION HEARING  
January 17, 2008  
MINUTES**

**CALL TO ORDER:**

A hearing of the Village of Huntley Liquor Commission was called to order on Thursday, January 17, 2008 at 6:30 p.m. in the Municipal Complex Village Board Room 10987 Main St, Huntley, Illinois 60142.

**ATTENDANCE:**

**PRESENT:** Chairman Charles H. Sass, Commissioners: Pam Fender, Jay Kadakia, Harry Leopold, Paul Mercer, and John Piwko.

**ABSENT:** Commissioner Niko Kanakaris

**IN ATTENDANCE:** Village Manager Carl Tomaso, Assistant Village Manager David Johnson, Police Chief John Perkins, Deputy Chief Todd Fulton, Village Attorney Mike Coppedge, Village Clerk Rita McMahon, Management Assistant Barb Read, and Recording Secretary Anita Powers of Karick & Associates.

**HEARING**

- a) Complaint – American Drug Stores LLC d/b/a Osco Drug #3394, 13200 Village Green Drive
- b) Complaint – Soula’s Village Inn / 11713 Main Street
- c) Complaint – Parkside Tap/11721 Main Street

**Complaint Summary and Explanation**

Chairman Sass reported that on Thursday November 29, 2007, the Huntley Police Department conducted an Alcohol Compliance check of all liquor license locations in the Village.

Chief Perkins reported that the Huntley Police Department conducts alcohol compliance checks twice a year. The previous compliance check was conducted on March 28, 2007. No serving a minor violations have occurred in the five several years. Prior to conducting the compliance checks, a letter is sent to all liquor license holders advising of an upcoming compliance check and encouraging responsible alcohol sales. The confidential agent is given training and is accompanied by a Huntley detective at all times. No deception is used during the attempts to purchase alcohol.

The operation resulted in arrests at two of the locations for “Sale of Alcohol to Underage”.

**American Drug Stores LLC d/b/a Osco Drug #3394 / Soula's Village Inn**

The compliance check utilized a 19 year old male as a confidential agent. At Jewel-Osco, an employee, Joanne Klinger, allowed the confidential agent to purchase a six pack of Blue Moon beer. Ms. Klinger was issued a citation for Unlawful Sale of Alcohol to a Minor. At Soula's Village Inn, an employee, Amal Hilaly, served the confidential agent a bottle of Miller Lite beer. Ms. Hilaly was issued a citation for Unlawful Sale of Alcohol to a Minor.

Each liquor license holder, Soula's Village Inn and Jewel-Osco, had been petitioned to appear before the Huntley Liquor Commission. A violation of the "Sale of Alcohol to Underage", Chapter 110.12(A) of the Village ordinance requires a minimum five (5) day suspension or revocation of their license to sell alcohol and a fine between \$25 and \$1,000.

A review of liquor license holder files disclosed no previous violation at either Soula's Village Inn or Jewel-Osco.

Chairman Sass asked each of the respondents if they had received a copy of the complaint. They answered yes.

Constance Zaio, Compliance Manager, and Michael DiBlasi, Store Director, spoke on behalf of Jewel/Osco.

Chairman Sass asked the respondents how they plead. Ms. Zaio answered guilty. Ms. Zaio apologized and noted that Jewel/Osco has been in business for 5 years in the Village without an occurrence. Ms. Zaio explained that employees are trained at the store level and the Secretary of State's representatives will be coming to the store to run a class on identifying fake IDs.

Ms. Zaio explained that the cash registers in the store require a date of birth be entered. The employee misread the ID and entered the wrong date. The employee was suspended for three days without pay.

Police Chief Perkins confirmed that Jewel/Osco has had no previous violations.

Chairman Sass asked if the Commissioners had any questions. There were none.

Mr. William Galanis, owner, and Amal Hilaly, waitress, spoke on behalf of Soula's Village Inn. Chairman Sass asked the respondents how they plead. Mr. Galanis answered guilty. Mr. Galanis apologized to the Village and described that Ms. Hilaly was not able to see the date of birth on the ID because it was covered by the officer's thumb. Police Chief Perkins contested the accuracy of the account of what transpired by Mr. Galanis and emphasized that an investigator observed through the window that the waitress had the confidential agent's ID in her hand. Police Chief Perkins confirmed that Soula's Village Inn has had no previous violations.

### **Parkside Tap**

On Thursday, November 22, 2007, at 12:37am, a 20 year old named Michael Lang was discovered passed out in a port-a-potty at the Parkside Pub during the Turkey Testicle Festival. An employee of Parkside Pub reported that Mr. Lang had been in the port-a-potty for three hours. Mr. Lang was highly intoxicated and admitted to drinking at the Parkside. Mr. Lang was charged with Consumption of Alcohol by a Minor. A subsequent investigation indicates that Mr. Lang obtained alcohol and consumed alcohol at the event and on the property of the Parkside Pub.

The liquor license holder, Parkside Pub, had been petitioned to appear before the Huntley Liquor Commission. The complaint stated that the Parkside Pub allowed an individual that was in an intoxicated state to remain on their property despite being under the age of 21 years old, thereby disturbing the peace in that he had to be extracted from a port-a-potty. This is a violation of Chapter 110.07 of the Code of Ordinances of the Village of Huntley. In addition, Mr. Lang was allowed to obtain alcoholic liquor on the licensed premises in violation of Chapter 110.12(A) of the Code of Ordinances of the Village of Huntley. Mr. Lang was allowed to and did consume alcoholic beverages on the licensed premises in violation of Chapter 110.12(A) (1) of the Code of Ordinances of the Village of Huntley. Finally, Mr. Lang, an individual under the age of 21, was allowed to remain on the premises in violation of Chapter 110.13(A) of the Code of Ordinances of the Village of Huntley.

Parkside Pub has been cited twice by the Huntley Liquor Commission. One incident occurred in 2001 for serving a person under the age of 21 years alcohol. Parkside Pub was fined \$400 and suspended for five days. The other occasion took place in 2002 and involved gambling. Parkside Pub was fined \$1,000 but received no suspension.

Chairman Sass asked the respondent if they had received a copy of the complaint. Mr. Jim Bishop, attorney for Cindi and Mark McDonald, owners of the Parkside Pub, answered yes.

Mr. Bishop informed the Commissioners that his client is pleading not guilty and he requested a hearing date. Mr. Bishop added that he will be calling a substantial number of witnesses for testimony expected to last approximately 4 hours. Police Chief Perkins stated that he will be calling 5-6 witnesses for testimony expected to last approximately 15 minutes. A hearing date will be set for the end of March.

**There was a motion made at 6:44pm. to adjourn the meeting into Executive Session.**

**MOTION: Commissioner Leopold**

**SECOND: Commissioner Fender**

**Motion carried unanimously**

The meeting reconvened at 6:55pm.

Attorney Coppedge described the uniform and stern approach the Liquor Commission uses when dealing with violations. Attorney Coppedge emphasized that the Commission weighed aggravation and mitigation to reach conclusions and noted that Village Ordinance provides that the sale of alcohol to a minor will result in a five day suspension of a liquor license.

Attorney Coppedge announced that Jewel/Osco and Soula's Village Inn will each be subject to a \$400 fine to be paid no later than January 24, 2008 and a 5 day suspension of their liquor license beginning on Sunday, January 27, 2008, at 12:01am, and ending Thursday, January 31, 11:59pm. During that timeframe, Jewel/Osco will be expected to screen off the area of the store that sells liquor. A copy of the order will be available within the next several days.

**ADJOURNMENT:**

**A MOTION was made to adjourn the January 17, 2008 Liquor Commission meeting at 7:00pm.**

**MOTION: Commissioner Leopold  
SECOND: Commissioner Fender  
The motion carried unanimously.**

Respectfully submitted,

Anita M. Powers  
Recording Secretary  
Karick & Associates