

**VILLAGE OF HUNTLEY  
LIQUOR COMMISSION HEARING  
March 1, 2008  
MINUTES**

**CALL TO ORDER:**

A hearing of the Village of Huntley Liquor Commission was called to order on Saturday, March 1, 2008 at 9:00 am in the Municipal Complex Village Board Room 10987 Main Street, Huntley, Illinois 60142.

**ATTENDANCE:**

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

**IN ATTENDANCE:** Village Manager Carl Tomaso, Village Attorney Mike Coppedge, Village Clerk Rita McMahan, and Court Reporter Kathy Phillips from Q & A Reporting.

**HEARING**

a) Complaint – Parkside Tap/11721 Main Street

**Complaint Summary and Explanation**

At the January 17, 2008 Village of Huntley Liquor Commission hearing, Parkside Tap plead not-guilty to the following complaints:

The complaint stated that on Thursday, November 22, 2007, the Parkside Tap 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, the individual 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. The individual 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, the individual, 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.

**Representing / Present for the Respondent:**

Attorney Jim Bishop  
Parkside Tap owner Mark McDonald

**Representing / Present for the Village of Huntley Police Department**

Special Prosecutor Victor Puscas  
Police Chief John Perkins, Deputy Chief Todd Fulton, Detective LJ Marak; Sgt. Mike Klunk; Detective Kevin Keane

Chairman Sass gave a brief outline of the schedule for the hearing process. Attorney Bishop and Special Prosecutor Pucas presented their opening remarks.

The following witnesses were sworn in and questioned on behalf of the Village of Huntley Police Department who testified as to the role of the Police Department during the Parkside festival.

- Police Chief John Perkins
- Deputy Chief Todd Fulton
- Detective LJ Marak
- Sgt. Mike Klunk
- Detective Kevin Keane

The following witnesses were sworn in and questioned on behalf of The Parkside Tap who testified as to their role for the Parkside Tap during the festival.

- Dan Kinnerk, K's Investigations
- Jack Adkins, K's Investigations
- Chuck Walsch, Huntley Lions
- Mark McDonald, Owner, Parkside Tap
- Patty Zimmerman, Parkside Tap
- Cindy McDonald, Parkside Tap
- Tracy Byrd, Oddfellows
- Tiffany Gardner, Parkside Tap
- Andrew Gordon, Parkside Tap

Following both sides of testimony and cross examination, Attorney Bishop and Special Prosecutor Pucas presented closing comments.

**There was a motion made at 1:18 pm. to adjourn the meeting into Executive Session.**

**MOTION: Commissioner Fender**

**SECOND: Commissioner Leopold**

**Motion carried unanimously**

The meeting reconvened at 1:41 pm.

Attorney Coppedge provided the following outline as to the findings of the Village of Huntley Liquor Commission:

1. With Respect to the charge that Respondent violated Section 110.07 of the Village of Huntley Liquor Control Ordinance, Respondent is found guilty.
2. With respect to the charge that Respondent violated Section 110.12(A) of the Village of Huntley Liquor Control Ordinance, Respondent is found not guilty.

3. With respect to the charge that Respondent violated Section 110.12(A)(1) of the Village of Huntley Liquor Control Ordinance, Respondent is found guilty.
4. With respect to the charge that Respondent violated Section 110.13 of the Village of Huntley Liquor Control Ordinance, Respondent is found not guilty.
5. With regard to the violation of Section 110.07, Responded is fined \$1,000.00.
6. With regard to the violation of Section 110.12(A)(1), Respondent is fined \$1,000.00.
7. The fines assessed pursuant to the terms of this Order must be paid to the Village of Huntley to the attention of the Village Clerk on or before March 12, 2008 at 5:00 p.m.

A copy of the order will be available within the next several days.

**ADJOURNMENT:**

**A MOTION was made to adjourn the March 1, 2008 Liquor Commission meeting at 1:45 pm.**

**MOTION: Commissioner Piwko  
SECOND: Commissioner Fender**

**The motion carried unanimously.**

Respectfully submitted,

Rita M. McMahon  
Village Clerk