

**VILLAGE OF HUNTLEY
LIQUOR COMMISSION HEARING
April 9, 2009
MINUTES**

CALL TO ORDER:

A meeting of the Village of Huntley Liquor Commission was called to order on Thursday, April 9, 2009 at 6:00 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, Niko Kanakaris, Harry Leopold, Paul Mercer, and John Piwko.

ABSENT: None

IN ATTENDANCE: Village Manager David Johnson, Senior Assistant to the Village Manager Lisa Armour, Police Chief John Perkins, Deputy Chief Todd Fulton, Management Assistant Barbara Read, and Village Attorney Mike Coppedge.

HEARING

- A. Approval of Ordinance (O)2009-04.06 – Amendment to Huntley Code of Ordinances – Business Regulations 110.24 – Limitation on Licenses – Adding one Class “D” License – Liquor Control Ordinance

Chairman Sass reported that the Village of Huntley regulates the sale of alcoholic beverages in the Village through its Liquor Control Ordinance; which provides for the issuance of certain classes of liquor licenses and establishes the number of licenses available in each class.

Action will be required to amend the Liquor Control Ordinance to make available five (5) Class “D” licenses instead of four (4) in order to provide for the application from Wal-Mart Stores, Inc. d/b/a/ Wal-Mart Supercenter #4641.

The Class “D” license allows for the retail sale in sealed packages. Not for consumption on premises sold. Sampling/tasting events on licensed premises subject to specific regulations. The current licensed establishments with a Class “D” license:

1. Armanetti’s Wine and Liquor
2. Huntley Food and Liquor
3. Jewel Osco / SuperValu
4. Wisted’s Supermarket

It has been the Liquor Commission policy that there are no available licenses unless there is a viable applicant that satisfies all application criteria.

Chairman Sass asked if the Liquor Commission had questions. There were none.

A MOTION was made to approve Ordinance (O)2009-04.06 – Amendment to Huntley Code of Ordinances – Business Regulations 110.24 – Limitation on Licenses – Adding one Class “D” License – Liquor Control Ordinance

MOTION: Commissioner Fender
SECOND: Commissioner Kanakaris
AYES: Commissioners Fender, Kadakia, Leopold, Mercer, Piwko
NAYS: None
ABSTAINED: Commissioner Kanakaris
The motion carried: 5-0-1

B. Approval of Ordinance (O)2009-04.07 – Approval and Issuance of a Class “D” Liquor License – Wal-Mart Stores, Inc d/b/a Wal-Mart Supercenter #4641

Chairman Sass reported that the Village of Huntley regulates the sale of alcoholic beverages in the Village through its Liquor Control Ordinance; which provides for the issuance of certain classes of liquor licenses and establishes the number of licenses available in each class.

The Village is in receipt of an application for a Class “D” liquor license from Wal-Mart Stores, Inc. d/b/a Wal-Mart Supercenter #4641 (Wal-Mart). All documents required have been submitted with the exception of the State Liquor License. This is not uncommon to be waiting on the State’s approval while asking for approval from the Liquor Commission. The Liquor Commission can approve the Class “D” liquor license with the condition of approval being that Wal-Mart must provide a certified copy (proof) that they obtained a State Liquor License before the Village’s liquor license becomes effective. The criminal and background check results have been received back from the State and all is in compliance. The pro-rated payment of \$80 has been received for one month (April 1st - April 30th). The applicant has also submitted an application for the 2009-2010 Season which will be reviewed and considered at the time of the annual renewal on April 23rd.

The Liquor Commission is requested to approve the issuance of a Class “D” Liquor License to Wal-Mart Stores, Inc d/b/a Wal-Mart Supercenter #4641; 12300 Route 47 subject to the following condition:

1. Petitioner must show proof of the State of Illinois Liquor License before the Village of Huntley Class “D” Liquor License becomes effective.

Chairman Sass asked if the Liquor Commission had questions. There were none.

A MOTION was made to approve Ordinance (O)2009-04.07 – Approval and Issuance of a Class “D” Liquor License – Wal-Mart Stores, Inc d/b/a Wal-Mart Supercenter #4641

MOTION: Commissioner Leopold
SECOND: Commissioner Fender
AYES: Commissioners Fender, Kadakia, Leopold, Mercer, Piwko
NAYS: None
ABSTAINED: Commissioner Kanakaris
The motion carried: 5-0-1

EXECUTIVE SESSION: None

OTHER BUSINESS:

Commissioner Leopold noted the recent liquor license compliance check in Lake In The Hills and asked if the Village would be conducting a compliance check in the near future. Village Manager Johnson reported that the Village conducted a compliance check in December 2008.

ADJOURNMENT:

A MOTION was made to adjourn the April 9, 2009 Liquor Commission hearing at 6:04 p.m.

MOTION: Commissioner Piwko
SECOND: Commissioner Kadakia
The motion carried unanimously.

Respectfully submitted,

Barbara Read
Recording Secretary