

**VILLAGE OF HUNTLEY
LIQUOR COMMISSION HEARING
November 20, 2008
MINUTES**

CALL TO ORDER:

A hearing of the Village of Huntley Liquor Commission was called to order on Thursday, November 20, 2008 at 7:00 p.m. 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.

ABSENT: None

IN ATTENDANCE: Village Manager David Johnson, Village Clerk Rita McMahon, Finance Director Jennifer Chernak, Accounting Manager Julie Baumgartner, Management Assistant Barb Read, Management Assistant Margo Griffin, Police Chief John Perkins, Village Attorney Mike Coppedge, and Recording Secretary Anita Powers of Karick & Associates.

HEARING

- A. Approval of Ordinance (O)2008-11.70 – Application for an Amendment to the Liquor License for Armanetti’s Wine & Liquor and the Liquor Control Ordinance of the Village of Huntley

Village Manager Johnson reported that Staff is in receipt of a request from Mr. Henry Patel of Armanetti’s Wine and Liquor to allow for beverage testing in his store. Armanetti’s holds a Class “D” license which allows for tasting/sampling, however, Village Liquor Code stipulates the following regulations:

- a. The quantity of any tasting/sampling that is provided on any licensed premises shall not exceed for distilled spirits one-half ounce, for wine 2 ounces, and for beer 6 ounces.
- b. No samples shall be provided to any person who is under the age of 21.
- c. No sample provided at the licensed premises shall be removed from the licensed premises.
- d. At the time of annual renewal of any Class “D” liquor license, any licensee who intends to conduct sampling/tasting events shall submit a list to the Liquor Commissioner identifying the date of any proposed sampling and the hours for any proposed sampling. The Liquor Commission shall have the absolute discretion to approve or deny any date set forth on the list submitted

as part of the annual renewal application. No amendments shall be approved during the course of the licensed year, and the failure to include a particular date on the list submitted as part of the annual renewal shall preclude sampling or tasting on any date not included on the attached list.

Staff has informed Mr. Patel that the Village's Liquor Control Ordinance does not permit his request; however, he wishes to address the Commission regarding this matter.

Mr. Patel is requesting the Liquor Commission to authorize beverage tasting to be held in his store on an unlimited basis. Beverage tasting would include wine, beer, cognac, whiskey, etc., and not be limited to just wine tasting.

The Village of Huntley Class "D" license is defined as "retail sale in sealed packages. Not for consumption on premises sold. Sampling/tasting events on licensed premises subject to specific regulations." There are currently 4 Class "D" license holders: Armanetti's, Huntley Food & Liquor, Jewel/Osco and Wisted's Supermarket. Jewel/Osco is the only license holder to have submitted a wine tasting schedule at their annual renewal in April. They conduct wine tasting 9 weekends a year; February, April, May, July, August, October, November and twice in December, but no tastings in January, March, June and September.

Village Manager Johnson asked if there were any questions.

Commissioner Mercer asked if there would be any charge for the samples. Mr. Patel answered no.

Commissioner Leopold asked why the beer samples would be as large as 6 ounces. Attorney Coppedge stated that the language is consistent with state statute.

Commissioner Piwko asked why the request is for unlimited sampling hours. Mr. Patel explained that in the future he would like to purchase a wine tasting system so customers could taste wines at their convenience.

Commissioner Piwko asked who would dispense the samples. Mr. Patel stated that there would be a designated employee in charge of the samples or they would be with the cashier.

Commissioner Piwko asked how proof of age would be checked. Mr. Patel stated that employees will check for proof of age; samplers must be at least 21 years old. Commissioner Leopold reminded Mr. Patel that the police will also be checking for underage customers.

Commissioner Fender stated that she is in favor of the sampling.

Commissioner Kadakia asked about the timing of the approval. Mayor Sass stated that similar requests have been granted.

A MOTION was made by the Liquor Commission to approve Ordinance (O)2008-11.70 – amending the liquor license previously issued to Armanetti’s Wine & Liquor to allow for sampling/tasting on an unlimited basis; the amendment being effective from this date until April 30, 2009.

MOTION:	Commissioner Fender
SECOND:	Commissioner Mercer
AYES:	Commissioners Fender, Kadakia, Leopold, and Mercer
NAYS:	Commissioner Piwko
ABSTAIN:	Commissioner Kanakaris
Motion carried	4:1:1

OTHER BUSINESS

Police Chief Perkins gave an overview of the plan for the upcoming Turkey Testicle Festival. A Sergeant and three officers will be present at the festival; the cost will be reimbursed by Parkside Pub. There will be signage notifying customers that only one drink will be served at a time to customers over 21 and those found with fake identification will be arrested. Jaycees staff will be monitoring capacity with clickers. The Police Department has contingency plans for an unexpected or emergency shut-down. Chief Perkins stated that all servers were BASSET trained last week and the police officers will be spot checking IDs inside the festival. The Fire Department has determined capacity and will have a representative on site.

ADJOURNMENT:

A MOTION was made to adjourn the November 20, 2008 Liquor Commission hearing at 7:20pm.

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

Respectfully submitted,

Anita M. Powers
Recording Secretary
Karick & Associates