

# Request for City Council Action

**Date:** March 22, 2016

<b>Agenda Section:</b> Consent Agenda  <b>No.</b> 5	<b>Originating Department:</b>  City Clerk's Office
<b>Item:</b> Acceptance of Minutes of Boards, Commissions, and Committees  <b>No.</b> 5.3	<b>Approved:</b>

**Background:**

Attached for Council review and acceptance are minutes from the meetings of City Boards, Commissions, and Committees which have recently been sent to the City Clerk's Office.

**Recommended Action:**

The Council is requested to accept the following minutes and place them on file:

Liquor Advisory Board – February 11, 2016

Human Relations Commission – February 1, 2016

Engineering Approval Obtained	Finance Approval Obtained	Legal Approval Obtained	Approval Obtained	Manager's Approval Obtained
-------------------------------------	---------------------------------	-------------------------------	----------------------	-----------------------------------

Council Action: Motion by \_\_\_\_\_ 2nd by \_\_\_\_\_ to \_\_\_\_\_



## Liquor Advisory Board February 11, 2016

The Carbondale Liquor Advisory Board held a meeting on Thursday, February 11, 2016, in Room 103 of the Carbondale Civic Center, 200 South Illinois Avenue. Chairman Mark Robinson called the meeting to order at 5:30 p.m. with the following-named members of the Board present/absent:

### 1. Roll Call

Present: Steve Payne, David Cisco, Tasis Karayiannis, Donald Monty, and Mark Robinson

Absent: John Mills (Two Student Positions Vacant)

A quorum was available to take action on the agenda items. City Staff present for the meeting included City Clerk Jennifer Sorrell, Fire Inspector Tom Manis, and Police Lieutenant Mark Stearns.

### 2. Approval of Minutes

D. Cisco moved, T. Karayiannis seconded, to approve the minutes from December 3, 2015. All voted aye. Motion declared carried.

### 3. Consideration of a request to transfer locations and renew a request for an expiring 180-day permit for Reel Lucky to operate a B3 liquor license (video gaming establishment with on-premises consumption of all alcoholic liquors) at 1224 West Main Street

Scott Uffelman was present to respond to Board questions. Mr. Uffelman explained the reason for relocating the business. The Illinois Gaming Board determined that they did not want more than one establishment in the same roofline, so Mr. Uffelman located a new facility.

MOTION: T. Karayiannis moved, D. Monty seconded, to recommend approval of the relocation request and reissuance of the 180-day permit for Reel Lucky at 1224 West Main Street. All voted aye. Motion declared carried.

### 4. Application for a Class B3 license (Video gaming establishment - on-premises consumption of all alcoholic liquors) from Little Vegas Gaming, LLC d/b/a Little Vegas (second location) at 100 North Glenview Drive

Trace Brown was present to respond to Board questions. Mr. Brown indicated that the second location would be similar to his establishment on the east side, which he described as a low-key, clean environment which is doing well and does not serve a lot of alcohol. This location will be in a portion of the space formerly occupied by Ashley Furniture, which space is being divided by the landlord. Mr. Monty noted that the application indicated the location was not near a gas station, but in actuality was perhaps a quarter of a mile to Shell and about half a mile from the ZX station. He then asked about the nearest establishment with video gaming, which is Larry's House of Cakes. Mr. Robinson remarked on his unease due to the proximity to the park and Mr. Brown responded that his perception was to an establishment of a different nature; that this establishment was not dirty and smoky. In response to the start-up costs, Mr. Brown noted the machines are owned by the gaming people. Mr. Cisco asked about the distance requirement from this location to another location with gaming. The Clerk noted that the 500 foot distance requirement is from one B3 location to another B3 location.

MOTION: D. Monty moved, T. Karayiannis seconded, to recommend approval of the Class B3 liquor license to Little Vegas Gaming at 100 North Glenview Drive, contingent upon receipt of outstanding items. VOTE: With one abstention (M. Robinson), the remaining Board members voted aye. Motion declared carried.

## **5. Application for a Class A2 liquor license from Bombay Olive, LLC, d/b/a Bombay Olive at 518 South Illinois Avenue**

Srinivas Gundala was present to respond to Board questions and remarked that the facility will be a fine Indian dining restaurant which will have a buffet for lunch and sit-down dinner. The Board expressed concern about the business creating building vacancies whether it does well or does not do well. There were a number of questions about the sufficiency of \$40,000 to finance the operation [much of the kitchen equipment would be second-hand, he holds a mortgage for the building, and is self-funded for the restaurant and the liquor store.] It was noted that in December, the application for the liquor store indicated that the building has a total of 4,300 square feet on the ground floor with the liquor store utilizing 1,200 square feet, which leaves 3,100 square feet for the restaurant, but the dimensions on the drawing do not appear to match up. Mr. Gundala responded to a number of questions pertaining to the application: the dimensions of the hallway [counted as a part of the restaurant area], unlabeled rooms on the diagram [part of the kitchen], access to second floor [through a door which opens on to the sidewalk on the east side of the building at the south end], his experience with the restaurant business [from time to time, he provides assistance to Delish], why he utilized St. Andrews Episcopal Church for proximity on the application when the Lutheran Church is closer [an error, he did not realize], proximity to other liquor establishments [14 feet from the door of his future liquor store], plans for an outdoor café [no, there was initially, but not now], the sufficiency of staffing for twelve hour days/seven days a week [if needed, he will add more staff], and a personal interest question about the menu.

MOTION: D. Cisco moved, T. Karayiannis second, to recommend approval of the Class A2 license for Bombay Olive contingent upon receipt of outstanding items. VOTE: All voted aye. Motion declared carried.

## **6. Consideration of second quarter reports from the Police Department, Fire Department, and Building and Neighborhood Services for license year 2015-2016**

The Board expressed their appreciation for the detailed listing of warnings/citations issued by the Fire Inspector, noted their concern about over-occupancies as it is a real safety issue, that management needs to do a better job of keeping track of how many people are in the location, and they need to ensure the doormen are aware of what the occupancy is. It was noted that the over-occupancy makes it difficult for employees to police underage consumption. It was suggested that Building and Neighborhood Services needs to look at physical maintenance issues at other times during the year besides the annual inspection. Mr. Karayiannis stated that the Health Department also looks at these issues.

MOTION: D. Monty moved, T. Karayiannis, to acknowledge receipt of the reports and forward to the Liquor Control Commission. All voted aye. Motion declared carried.

## **7. Liquor Advisory Board Comments**

Next meeting March 3, 2016

## **8. Citizens**

Anne Gaylord hypothesized that this swarming behavior in bars might be intentional so that drinks can be passed to underage drinkers.

Navreet Kang asked what the Board or the public thinks about the possibility of establishing distance requirements between package liquor stores, grandfathering in the currently existing locations, but creating language for future licensing. Mr. Kang noted that the idea of clustering liquor stores works for restaurants, but he is not sure that it works for liquor stores. The Board and Mr. Kang had an extended discussion regarding market forces versus regulation and particularly regulation of controlled substances/vices. A key point seemed to be that restaurants can differentiate themselves by menu, décor, atmosphere, and service, while liquor stores are not able to set themselves apart to a similar degree. The Board's recommendations ran the gamut, including not regulating this matter; regulating the distance requirement; that in this particular case, it would be better to let the market sort it out; and that if the Council wants the Board to discuss Code changes, the direction should come from them.

Mr. Kang noted that he had asked the question to hear some feedback, which he did receive.

**9. Adjournment**

Meeting adjourned at 6:29 p.m.

---

Date Approved

---

Jennifer R. Sorrell, City Clerk



## Carbondale Human Relations Commission

Minutes – February 1, 2016  
Carbondale Civic Center ~ 5:00 p.m.

**Commissioners Present:** Joshua Kyle Brandon, Joseph Brown, Diane Daugherty, Peg Falcone, Ted Gutierrez, Faith Miller, Karriem Shariati, Dora Weaver

**Commissioners Excused:** Jerrold Hennrich

**Study Circle Staff Excused:** Sarah Heyer

**Guests Present:** Ella Lacey, Scott Martin, Elius Reed, Marleen Shepherd

**Staff Present:** Administrative Services Clerk Courtney Beverly, Building Inspector John Lenzini, Commission Secretary Deborah McCoy

---

### CALL TO ORDER

The meeting was called to order at 5:04 p.m. by Vice Chair Brown with roll call and introductions.

### MINUTES

Motion was made by Commissioner Daugherty and seconded by Commissioner Falcone to approve the minutes of the February 1, 2016 minutes. THE VOTE WAS A CONSENSUS.

### ANNOUNCEMENTS

A statement, regarding the passing of Commissioner McMillan, was read by Commissioner Brown. Commissioners, by consensus agreed the statement should be included in the minutes with a copy sent to the family.

- |                        |   |
|------------------------|---|
| Saturday, February 6   | Gamma Kappa Omega Chapter of Alpha Kappa Alpha, second Annual "Have a Heart" Zumba. Backpacks and/or donations for the American Heart Association are welcome; District 95 building on Giant City Road, 10:00 a.m. – 12:00 noon. Wear red for heart health. |
| Tuesday, February 9    | African American History Program sponsored by the American Association of University Women (AAUW), African American Museum, 7:00 p.m., featuring Commissioner Miller as the guest speaker.  |
| Wednesday, February 10 | President Obama to address the Illinois General Assembly.   |
| Saturday, February 13  | Memorial Service for John Holmes, SIUC Student Center, 2:00 p.m.<br>Black Panther Movie, Carbondale Public Library, 2:30 p.m.<br>A Nightingale for DuBois, SIUC Theater Dept, 7:00 p.m. and 4:00 p.m on Sunday, February 14.                                |

February 1, 2016

## **ISSUES**

### *Public Education/HRC Website*

Daniel Pressley agreed that the housing information could be posted on HRC's website. Commissioner Shariati will get a copy of the information to Commissioner Falcone.

### *Public Forums/Events*

The SIUC Undergraduate Student Government is scheduled to meet on Tuesday to discuss staffing tables to assess the interest of various topics for a campus forum. Commissioner Brandon will provide the Commission with an update at its next meeting.

### *Annual Report*

Commissioner Falcone will draft the report and forward for feedback. The goal is to submit the report to the City Council in March.

### *Racial Taboo*

Mr. Martin reported that approximately 150 people turned out to see the film, Racial Taboo on January 31, and 135-140 stayed to talk. A series of meetings are planned beginning February 9. Louis Henry Gates' *Many Rivers to Cross* will be shown on the first floor of the Boys and Girls Club followed by group discussion. Suggestions for other locations to host the film on Tuesdays are welcome.

## **Public Comments**

Mr. Reed commented that Carlton Smith is the new director of the Eurma Hayes Center. He spoke about Polar Bear and the need to bring the fun back to Carbondale to possibly increase student enrollment. Commissioner Brown spoke about the critical issues and the atmosphere of socially addictive qualities that underpin culture and present serious psychological concerns. The question that should be asked and the responses critiqued more strongly is "how do you feel the next day?" because of long term health issues.

## **PROCESS ASSESSMENTS**

### *Neighborhood Action Group*

Commissioners Daughtery and Shariati facilitated the annual meeting. A number of reports were presented by several groups, with the focus on housing. A Bank of America representative spoke about housing and how to get assistance. Mr. Lenzini commented on the City's first time homebuyer and rental conversion programs. Dr. Lacey suggested inviting the banking group to make a presentation to a group such as the HRC so feedback and other important factors (such as home insurance, taxes, etc.) can be identified for inclusion in future presentations.

### *Non-Violent Carbondale Project*

No report.

February 1, 2016

*Racial Justice Coalition*

Dr. Lacey reported that a letter was sent to Superintendent Shimshak requesting a meeting for February 13. He has acknowledged receipt and will respond to the request. A meeting was held on January 28 and faculty reported on district test scores for white, black, and other students. The Racial Justice Coalition is developing a response to the report. Math and reading are two areas of focus.

*Sparrow Coalition Report*

Ms. Shepherd reported that there are problems in Carbondale with a variety of populations. Recommendations have been presented to City staff and two programs are being reviewed and considered: 1) PADS (with churches – the concern here is NIMBY – not in my backyard), and 2) tiny house community. Another focus for the Coalition is to educate the homeless about resources.

*Law Enforcement*

Commissioner Gutierrez commented that he would reach out to assist Chief Grubbs with the mission statement in the absence of Commissioner McMillan.

*Items for City Council*

None.

**ADJOURNMENT**

Next meeting – March 7, 2016. Motion was made by Commissioner Daugherty and seconded by Commissioner Gutierrez to adjourn. YES: Brandon, Brown, Daugherty, Falcone, Gutierrez, Miller, Shariati, Weaver.  
NO: None Motion carried.

Meeting adjourned at 6:40 p.m.

Recorded by Deborah McCoy \_\_\_\_\_