

**MINUTES**  
**THE CITY OF ST. CHARLES**  
**LIQUOR CONTROL COMMISSION MEETING**  
**MONDAY, MARCH 20, 2023, 4:30 PM**

**1. Call to Order.**

The meeting was called to order by Commissioner Vitek at 4:30 pm.

**2. Roll Call.**

**Present:** Mr. Bob Gehm, Ms. Fran Zollers, Ald. Todd Bancroft, Ald. David Pietryla

**Absent:** None

**3. Motion to accept and place on file minutes of the Liquor Control Commission meeting held on February 21, 2023.**

Motion by Mr. Gehm, second by Ms. Zollers, to accept and place on file minutes of the Liquor Control Commission meeting held on February 21, 2023.

**Roll Call Vote:** Ayes: Ms. Zollers, Ald. Bancroft, Mr. Gehm; Nays: None; Abstain: Ald. Pietryla. Mayor Vitek did not vote as Commissioner. **Motion Carried**

**4. Recommendation to approve a Proposal for a D-8 Liquor License Application for Fox Foodie, LLC dba Fox Den Cooking Located at 131 S. First St., St. Charles.**

Chief Keegan noted that this item was presented and approved at the LCC meeting on February 21, 2023. However, the original LLC had to be dissolved shortly after being approved. The petitioner refiled, created a new LLC, and plans to refile with the State.

Motion by Ald. Pietryla, second by Mr. Gehm to approve a Proposal for a D-8 Liquor License Application for Fox Foodie, LLC dba Fox Den Cooking located at 131 S. First St., St. Charles.

**Roll Call Vote:** Ayes: Ms. Zollers, Ald. Bancroft, Ald. Pietryla, Mr. Gehm; Nays: None. Mayor Vitek did not vote as Commissioner. **Motion Carried**

**5. Recommendation to approve an Ordinance Amending Title 5 “Business Licenses and Regulations,” Chapter 5.08 “Alcoholic Beverages,” Section 5.08.090 “License – Classifications,” of the St. Charles Municipal Code.**

Chief Keegan presented an Ordinance to modify the municipal code to allow Club Arcada to change its license classification from a restaurant to a site license.

Motion by Ald. Bancroft, second by Ms. Zollers to approve an Ordinance Amending Title 5 “Business Licenses and Regulations,” Chapter 5.08 “Alcoholic Beverages,” Section 5.08.090 “License – Classifications,” of the St. Charles Municipal Code.

**Roll Call Vote:** Ayes: Ms. Zollers, Ald. Bancroft, Ald. Pietryla, Mr. Gehm; Nays: None. Mayor Vitek did not vote as Commissioner. **Motion Carried**

**6. Recommendation to approve a liquor license classification change from B-1 to D-5 for Club Arcada Inc., located at 105 E Main St., St. Charles.**

Chief Keegan explained that the petitioner is seeking a D-5 site license for Club Arcada, Inc., allowing the incorporation of the second-floor expansion of the Hotel, and the special event room, Studio 64. Chief Keegan recommended that the difference in the fees is waived and that Mr. Onesti should renew his license for the new site license.

It was clarified that a site license includes a 2 am late-night permit.

Motion by Ald. Pietryla, Second by Mr. Gehm to approve a liquor license classification change from B-1 to D-5 for Club Arcada Inc., located at 105 E Main St., St. Charles.

**Roll Call Vote:** Ayes: Ms. Zollers, Ald. Bancroft, Ald. Pietryla, Mr. Gehm; Nays: None. Mayor Vitek did not vote as Commissioner. **Motion Carried**

**7. Recommendation to approve Late Night Permits for Class B & C Liquor Licenses in the City of St. Charles for FY 2023/2024.**

Chief Keegan presented the twenty-nine late-night permits he recommends for renewal on May 2, 2023. Thirteen are 1 am permits; sixteen are 2 am permits. Notable changes from last year; Shakou did not request a late-night permit and is planning to close at midnight. There were some violations that the Liquor Commission handled with a fine. Several warning letters were issued. There is one establishment here this evening to address their violations. All businesses are in good standing. There are no other issues to discuss; Chief Keegan recommended the late-night permit renewals.

Motion by Ald. Bessner, second by Mr. Gehm, to approve Late Night Permits for Class B&C Liquor Licenses in the City of St. Charles for FY 2023/2024.

**Roll Call Vote:** Ayes: Ms. Zollers, Ald. Bancroft, Ald. Pietryla, Mr. Gehm; Nays: None. Mayor Vitek did not vote as Commissioner. **Motion Carried**

**8. Discussion Regarding a Complaint of Violation and Hearing Notice for Alley 64, Inc., 212 West Main Street, St. Charles.**

Mayor Vitek read the Complaint of Violation into the record.

City Attorney Nicholas Peppers confirmed that the arraignment form was received. Alley 64, Inc., pleaded guilty and requested a hearing in mitigation.

Jeremy Casiello, the owner of Alley 64, Inc., stated that he got caught up in the moment of his dad's 80th birthday and his parent's 57th anniversary and agreed to the fireworks display. It was 100% his decision; no one else from the restaurant took part. He repeatedly apologized for his poor judgment and for making a false statement to the police.

Mayor Vitek stated that what happened was unacceptable, and she appreciated the apology. However, having a liquor license is a privilege. What happened put everyone at risk, which she is ultimately responsible for.

Jeremy clarified that the false statement made to the officer was that he didn't know who set off the fireworks. Jeremy again said he was 100% at fault.

Jeremy further explained that the fireworks were not done by a professional.

9. Public Comment. – None

Motion by Ald. Bancroft, second by Ms. Zollers, to enter Executive Session at 4:51 PM.

**Roll Call Vote:** Ayes: Ms. Zollers, Ald. Bancroft, Ald. Pietryla, Mr. Gehm; Nays: None. Mayor Vitek did not vote as Commissioner. **Motion Carried**

**10. Executive Session (5 ILCS 120/2 (c)(4)).**

Motion by Mr. Gehm, second by Ald. Pietryla to exit Executive Session.

**11. Adjournment.**

Motion by Ms. Zollers, second by Ald. Pietryla to adjourn the meeting at 5:14 PM.

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