

**MINUTES
CITY OF ST. CHARLES, IL
LIQUOR CONTROL COMMISSION MEETING
MONDAY, NOVEMBER 17, 2014**

1. Call to Order.

The meeting was convened by Liquor Commissioner Rogina at 4:30 p.m.

2. Roll Call

Members Present: Liquor Commissioner Rogina, Robert Gehm, Ald. Payleitner, Ald. Lewis, and Chuck Amenta

Absent:

Others Present: Mark Koenen, Atty. John McGuirk, Police Chief Keegan, Deputy Chief Huffman, and Tina Nilles

3. Motion to accept and place on file minutes of the Liquor Control Commission meeting held on October 20, 2014.

Motion by Ald. Lewis second by Mr. Gehm to accept and place on file minutes of the Liquor Control Commission meeting held on October 20, 2014.

Voice Vote: Ayes: unanimous, Nays: none. **Chrmn. Rogina** did not vote as Chairman. **Motion carried.**

4. Discussion regarding The Filling Station Violation Notice.

Chrmn. Rogina: This complaint of violation is being brought before the Liquor Control Commission to determine whether the St. Charles Local Liquor Control Commission, pursuant to this authority, shall revoke or suspend the local liquor license issued for The Filling Station or impose a fine upon by reason of the Complaint of Violation filed by the City of St. Charles and the Liquor Control Act of 1934, 235 ILCS 5/1-1et seq. of an occurrence on or about October 29, 2014.

The petitioner is the duly appointed Chief Keegan who submits the following complaint that on or about October 29, 2014 at approximately 12:42 a.m., the Licensee, The Filling Station, by and through its employees, officers and/or agents, committed the following offense in or upon the license premises at 300 W Main Street, St. Charles, Illinois with offense being serving alcoholic liquor to a person under the age of 21 years. On or about October 29, 2014, The Filling Station was operating under a Class B-3 liquor license issued by the City of St. Charles. That the acts detailed in Section 2 of this Complaint of Violation each are prohibited and are in violation of

and contrary to Section 5.08.250(S) of the St. Charles Municipal Code and the Liquor Control Act of 1934. The licensee of The Filling Station is responsible for the acts of its employees, officers and agents and is required to ensure that no violations of state law or ordinances of City of St. Charles take place on said premises.

Mr. Milligan how do you plead on this matter?

Mr. Milligan: Guilty.

Chrmn. Rogina: In your plea of guilty do you request any kind of statement or anything you would like to tell the Commission prior to us going into executive session?

Mr. Milligan: I do take this seriously and what happen was I had a doorman who refused entry to the person and my bartender, who was in charge and was just promoted to assistant manager, she came out and overrode the doorman to let her in that she was good. She was the wrong one, not the doorman. After the investigator came and started to ask her questions, she called and notified me of what had happen. I talked to the doorman that night and I terminated her immediately. I've had a meeting with all my bartenders, managers, and bouncers since then and went over everything again. I do not anticipate this happening again.

Chrmn. Rogina: With respect to Mr. Metz who you refer to as the bouncer in this case, he was at the door and denied her entry but was override by the bartender, so he let her in at the request of the bartender.

Mr. Milligan: Yes, she was in charge at that time. This bartender had been working for me for 3-1/2 years, had always been a good employee, comes from a good family; that's why I promoted her, but she made an error in judgment and messed up. Yes, she overrode him.

Chrmn. Rogina: Any questions from the Commission members?

Chuck Amenta: The assistant manager who overrode the doorman, did she also serve her.

Mr. Milligan: Yes, I only had two people working.

Chrmn. Rogina: We are going to have motion to go into Executive Session and will not have an answer for you tonight. You do not need to wait.

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

Motion by Mr. Gehm, second by Amenta to enter into Executive Session at 4:37 p.m.

Roll Call: Ayes: Gehm, Payleitner, Lewis, Amenta; Nays: None. Chrmn. Rogina did not vote as Chairman. **Motion carried.**

Motion by Mr. Amenta, second by Gehm to come out of Executive Session at 5:19 p.m.

Voice Vote: Ayes: Unanimous; Nays: none. Chrmn. Rogina did not vote as Chairman. **Motion carried.**

6. Other Business

None.

7. Adjournment

Motion to adjourn by Mr. Gehm, second by Amenta to adjourn meeting at 5:20 p.m.

Voice Vote: Ayes: Unanimous; Nays: none. **Chrmn. Rogina** did not vote as Chairman. **Motion carried.**

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