

**AGENDA
CITY OF ST. CHARLES
LIQUOR CONTROL COMMISSION MEETING**

**MONDAY, NOVEMBER 16, 2015
CITY COUNCIL CHAMBERS @ 4:30 PM
2 E MAIN STREET**

1. Call to Order.
2. Roll Call.
3. Motion to accept and approve the minutes of the September 21, 2015 Liquor Control Commission Meeting and minutes of the November 9, 2015 Special Liquor Control Commission meeting.
4. Recommendation to approve a proposal for a massage establishment license for Main Spa to be located at 504 E Main Street, St. Charles.
5. Recommendation to approve a proposal for a class B3 liquor license for Romano Mercato Italiano, LLC to be located at 210 Cedar Street, St. Charles (former Isacco Kitchen).
6. Recommendation to approve a proposal for a class B liquor license for a new restaurant business to be located at 1 W Illinois Street, St. Charles (former Top Table Restaurant).
7. Discussion regarding Citation and Hearing Notices for:
 - a. A'Salute Lounge and Grill
 - b. The House Pub
8. Other Business.
9. Public Comment
10. Executive Session (5 ILCS 120/2 (c)(4)).
11. Adjournment.

**MINUTES
CITY OF ST. CHARLES, IL
LIQUOR CONTROL COMMISSION MEETING
MONDAY, SEPTEMBER 21, 2015**

1. Opening of Meeting

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: Police Chief Keegan, Atty. John McGuirk, Mark Koenen, Tina Nilles

3. Recommendation to accept and place on file minutes of the Liquor Control Commission meeting held on August 17, 2015.

Motion by Ald. Payleitner, second by Lewis to accept and place on file minutes of the Liquor Control Commission meeting held on August 17, 2015.

Voice Vote: Ayes: unanimous, Nays: none. **Motion carried.**

4. Recommendation to approve a 1:00 a.m. late night permit for Macarena Tapas St. Charles located at 1890 W Main Street, St. Charles.

Chief Keegan: This is a request for this establishment to go from a midnight license to a 1:00 a.m. permit. The location is at 1890 W Main Street. We reviewed the police activity and calls for service at this address and I find nothing of a derogatory nature that would preclude the applicant from receiving a late night permit. It is the Police Department's recommendation to do that accordingly.

Ald. Payleitner: I have no issue with the late night permit, but I've noticed on social media that they are changing their name. Have you heard any indication of that?

Chief Keegan: I just heard that myself just 10 minutes ago. We will have to obviously amend the paper work of their application to the City.

Chrmn. Rogina: I just want to make note that this is on the fast track to City Council tonight as a business friendly gesture in piggy backing of what the Chief said. Normally this would go to committee than to Council, but since he's in business and would like to have the permit; I didn't

think there was anything inappropriate of this. The Council certainly has the final say in the matter. This would be your recommendation to Council tonight.

Motion by Ald. Payleitner, second by Gehm to recommend approval of a 1:00 a.m. late night permit for Macarena Tapas St. Charles located at 1890 W Main Street, St. Charles.

Ald. Lewis: I would like to amend the motion of what Ald. Payleitner had to say about the name change.

Chrmn. Rogina: So the approval of the late night permit would be for the new name of Macarena Tapas, pending what that name is.

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

5. Recommendation to approve a class B2 liquor license for Isacco Kitchen which is being relocated 131 S 1st Street, St. Charles, IL.

Chief Keegan: As mentioned in the executive summary, this particular establishment is choosing to change locations from their current location to the 1st Street business district located at 131 S 1st Street. The application before you is to transition from a B license (restaurant) to a B2. The difference in the B2 license is that there is an element of fine wine and people can go to the counter of the establishment and purchase wine similar to what's done in various other establishments in St. Charles. Mr. Vitali is in attendance tonight to answer any questions. The Police Department did a site visit and talked to the applicant as well.

Chrmn. Rogina: For clarification of the commission I add that the B2 license in this case is very similar to what is already in place at Francesca's and Pizzeria Neo. The second point, Mr. Vitali has been a fine upstanding member of our business community and I appreciate all he's done for the City.

Ald. Payleitner: My understanding is that this is a change of business plan?

Mr. Vitali: Basically the wine I sell will be for my high-end customers and is not available at local retail stores. I plan to do wine dinners with wines exclusively from France.

Ald. Payleitner: I'm talking about the catering piece.

Mr. Vitali: When customers asked me to do private chef dinners, they want me to wine pair their dinners. So instead of them going to Binny's, etc., I buy from the major small production southern wines and these wineries don't supply to major retail suppliers.

Ald. Payleitner: It's not selling wine by the case; it's in conjunction with your catering?

Mr. Vitali: Yes, and if a customer wants a bottle of Bordeaux for \$100, I could sell it to them.

Ald. Payleitner: That's where my question is – if he wants to sell a case to a customer, that's allowed?

Chief Keegan: Under the current business model, like the Mayor made reference to Neo and Francesca's over the counter at the establishment is fine once a B2 is approved; as far as the home and catering, that's something we can discuss as part of the business plan.

Chrmn. Rogina: The B2 is silent.

Ald. Payleitner: I have no issue with this, it's a great business plan, I just want to make sure, as is required, that this business plan is attached to the license and that we're not misguiding Mr. Vitali and that he's getting the right license for what he wants to do.

Mr. Vitali: In the next few months I will be changing delivery for dinner along with wine pairings.

Ald. Lewis: Currently we prohibit any delivery of wine.

Chrmn. Rogina: That's for curbside. The ordinance is silent on delivery. If this body wants to recommend this to City Council, and by the time it gets to Council, you could certainly say you want to amend the B2 to include his business model which he states in his letter that he is requesting a change to his liquor license that will allow wine delivery with direct purchases of food.

Ald. Lewis: That's one way of doing it because I know what he's trying to do, but maybe there will be other people who have catering businesses; so maybe this is a line item we need to look into.

Chrmn. Rogina: We could send this to committee with the recommendation that we add that provision to the B2 license. Would I be correct on that?

Chief Keegan: In reviewing our current license, I know what Ald. Lewis is referring to with the curbside delivery piece and had the issue with the Lundeen's drive-thru service. There was some language in there under a packaged liquor establishment of what you could/couldn't do at the curbside. As far as what the Mayor is speaking to in this business plan, the code is currently silent on it. On the floor, as part of this discussion, we could move forward and draft language, but once again as business models keep evolving, we seem to be doing that frequently or we remain to be silent.

Ald. Payleitner: He's not contradicting anything and it's a door-to-door service, not a car.

Mr. Vitali: I basically buy wine that is not available at other retail stores. People buy wine online and have it delivered. My delivery is going to be with food. In the winter lots of people call up for delivery and would like a bottle of wine with their food and instead of them having to go out to the liquor store, I do deliver that.

Chrmn. Rogina: Putting this into the B2 category is that it fits the model closest to Francesca's and Neo, although not exactly.

Ald. Lewis: If I come into your store and want to buy a case of your wine, I can do that?

Mr. Vitali: No, you can buy a pound of pasta and case of wine.

Chief Keegan: I can answer that. Currently with a B license he can't do that. By asking for a B2 there is a sliding scale for that.

Ald. Lewis: I can go there and buy one small salad and five bottles of wine and take it home with me and use it like a packaged liquor store?

Chief Keegan: Yes. That really isn't their business plan per se; lots of times it's a bottle at a time, but there is nothing in the code that states otherwise.

Mr. Vitali: My new store location is going to be much smaller and, with wine dinners, customers will try 5/6 wine tastings; so one will say they want three bottles of this kind and three bottles of that kind, etc. I order them and they come back to pick up with a small order of food to go.

Ald. Payleitner: If it's silent I'm okay with it. I just don't want to lead him astray.

Ald. Lewis: Is the B2 license more expensive than a B license?

Chief Keegan: It is \$600 more.

Ald. Lewis: Does that come with a late night permit?

Mr. Vitali: I barely stay open until 10:00 p.m.

Chrmn. Rogina: Is the concept clear that we can move this along with the idea that we'll revised the B2 license so the recommendation to committee would be a B2 license with a provision that would not only apply to Mr. Vitali's place of business, but to anyone else who would apply that would like to have a catering business and delivery of wine?

Ald. Lewis: I think we can move it along. I'm questioning the fairness to the package liquor stores vs. anyone opening up a restaurant and getting a B2 and becoming a package liquor store and a restaurant.

Mr. Vitali: The wine issue is 5-10% of total sales per year; but instead of giving it to someone else, I would give it to myself.

Ald. Payleitner: I would feel better as long as this whole thing is attached to his business plan than I have no problem moving it forward as he seems very upfront about what his plan is.

Chrmn. Rogina: Is there a motion to approve a B2 license with the amendments that Ald. Payleitner has presented attached to the business plan, and language for committee that would reflect what he is trying to do and that is delivery of his goods plus wine as pairings.

Ald. Payleitner: I think pairing is important because that's his intent and that's way different.

Chief Keegan: Before the commission votes, I would like to add that we don't codify in our current liquor code under A, B, or C. A is package, B is a restaurant, and C is a tavern of these provisions per se about deliveries. This falls under "Additional Regulations" under "Q" at the very end of our ordinance. So if we plug this into B2, for instance, it's leaving out the other A's and C's. If we're going to do that I'll work with John and staff to put in some catch-all language into the code.

Ald. Payleitner: And I'm comfortable as long as the language is in his business plan of what his intent is.

Chrmn. Rogina: So as it goes to committee two weeks from now, this will be straightened out and will go to committee with this group recommending Mr. Vitali's game plan.

Motion by Ald. Payleitner, second by Mr. Gehm to recommend approval of a class B2 liquor license for Isacco Kitchen which is being relocated 131 S 1st Street, St. Charles, IL as stated in his business plan.

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

Chrmn. Rogina: Now we are looking for a motion to direct staff to create language for a license to reflect delivery of food and wine for a catering business.

Chief Keegan: To clarify direction that we make this part of our B2 license or part of our all-encompassing code?

Mr. Gehm: Part of the encompassing code – Section Q which would attached it strictly to the B2 category.

Chief Keegan: Makes sense. Maureen, you and I have had some off-line conversations about that wording, maybe we should clean it up once again and I'll work on that with Atty. McGuirk.

Chrmn. Rogina: The motion is to direct staff to come back with an all-encompassing universal language for the liquor code reflecting catering and delivery of food and wine.

Moved by Ald. Payleitner, second by Lewis to direct staff to come back with an all-encompassing universal language for the liquor code reflecting catering and delivery of food and wine.

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

6. Discussion regarding Citation and Hearing Notices for:
a. JDB Investment Group, LLC d/b/a Hotel Baker

Chrmn. Rogina: This is a complaint of violation 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 Hotel Baker or impose a fine upon by reason of the Complaint of Violation filed by the Police Department of an occurrence on or about July 25, 2015. Now comes the petitioner, James Keegan, Chief of Police of the City of St. Charles, IL and files this complaint before the local Liquor Control Commission of the City of St. Charles and states as follows:

On or about July 25, 2015 at approximately 11:20 p.m., the Licensee, JDB Investment Group, LLC, d/b/a Hotel Baker, by and through its employees, officers and/or agents committed the following offense in or upon the licensed premises at 100 W. Main Street, St. Charles, IL. That offense being allowed a patron to exit it's premises while in possession of an alcoholic beverage. On or about July 25, 2015, JDB Investment Group, LLC, d/b/a Hotel Baker, was operating under a Class D2 liquor license issued by the City of St. Charles.

Chief Keegan: Mrs. Salas and the Chef are here from the Baker Hotel along with their attorney.

Chrmn. Rogina: There was an arraignment form presented to you and we're here to see if there is an entering of a plea.

Atty. Joe Klein: We're here to present facts and mitigation.

Chrmn. Rogina: I understand what you're saying and the plea will be guilty and request a hearing in mitigation of which you'll be given opportunity to present evidence in support to minimize any penalty?

Atty. Klein: Yes. I'm here representing the Hotel Baker. The complaint arises from an incident that occurred about 11:20 p.m. on Saturday, July 25, 2015. First and foremost the Hotel Baker apologizes to the Commission and St. Charles Police Department for the incidence. Over the years the hotel has taken affirmative steps to keep this kind of incident from happening. All hotel servers, restaurant, and bar banquets are BASSET trained. Although there are five points of ingress/egress from the front of the building into the Hotel and Rox City Grill, all have been closed with the exception of the main entrance of the hotel for purposes of maintaining security. There is a permanent sign affixed onto the wall next to the doors in the lobby that specifically advises hotel guests/visitors that alcohol is not allowed off of the premises. There is a larger, more moveable sign that sits in the vestibule between the revolving doors and front entry doors that also specifically advises guests that alcohol is not allowed off the premises. The hotel registration cards specifically prohibits guests from having parties in their rooms. Hotel guests are reminded of the hotel's no party policy when they check in. At events and weddings an

announcement is made to guests that alcohol is not allowed off the premises and with weddings, in fact for whatever entertainment is happening that night, they are directed to make an announcement at the event to all the guests. The doormen are trained to watch for anyone taking alcohol off of the property.

Since this incident, the hotel has designated specific staff who are assigned to the front entry on Fridays/Saturdays, even on Sundays if there is going to be an event. In addition the hotel has assigned additional duties to the manager on duty to patrol the lobby area in an effort to prevent anyone from leaving the hotel with alcohol. There are some additional interactions under consideration right now, adding language to our event contract that advises the primary event contact that alcohol is not allowed off the premises. Adding language to the guest confirmation letter that is sent to all guests that alcohol is not allowed off premises. After this proceeding I would hope to schedule a meeting with the St. Charles Police Department to view our security measures and get their guidance and advice as to what we can do better. The hotel has hosted 139 weddings with 15,521 guests. They hosted another 138 social events with 5,974 guests. They've housed 16,500 hotel guests and served 19,800 plus patrons at the Rox City Grill.

Guests and visitors walk in/out of our hotel 24/7, but isn't this a reminder to us that there is no such thing as too much notice to our guests, too much training for our staff, and too much vigilance by our staff. We believe it is our responsibility in partnership with the City and Police Department to ensure the safety and protect the City of everyone who visits the hotel. We're sorry that we let you down and we'll step up our efforts and do better.

Chrmn. Rogina: I have two points of appreciation that you made. The fact that your cooperation be will schedule with the police department to work with the City to the best of your ability. You used the word partnership with the City and I think that's an important point with every licensee in this community who should take note of the fact that we are partners in this and if alcohol is going to be served in the City, that we have to work in tandem together. Mistakes are going to happen on occasion and the more we can work together the minimum times these types of occurrences can occur.

Ald. Payleitner: This big giant sign, I've seen it. That's new since the last violation – correct?

Atty. Klein: No, I don't think so. Sometimes it gets moved around to where events are happening.

Ald. Payleitner: I appreciate the repetitive attitude, but I want to know what was added since the last violation?

Atty. Klein: Since the last violation its been principally staff issues. We've added staff to the front door, added responsibility to managers on duty, specifically in patrolling the lobby areas, particularly later at night.

Ald. Lewis: After reading the police report, there were actually two people that walked out. The one was not cited because she gone in already with her beer and she came back outside to find her friend – correct?

Atty. Klein: My reading of the police report was when the patrol car drove by, they noticed someone sitting outside with a beer. I don't know if they actually saw that person come outside of the hotel with the beer. When they turned around that person was no longer there, but another person was.

Ald. Lewis: I was just wondering that besides the sign was there anyone there manning the door?

David Lasahn, 413 S 19th Street, St. Charles: Chef: At that moment I can't say that I saw anyone leave the premise.

Atty. Klein: Now that we have specific staff dedicated to the front we will now have a higher level of diligence.

Ald. Lewis: I understand how these things happen having so many guests in/out from out of town and they will walk out the door. That's why I think it's very specific that there is always someone at door and it seems when we get into these issues it's because there's not somebody at the door.

Atty. Klein: Hopefully we've addressed this particularly on these busy nights and wedding nights.

Mr. Amenta: I appreciate the pro-active approach you've done rather than coming and making excuses.

Chrmn. Rogina: As in past practices, we'll move into Executive Session and I will take the recommendation of the Commission under advisement and issue a ruling in 7-10 days.

b. Alibi Bar & Grill, Ltd.

Chrmn. Rogina: This is a complaint of violation 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 Alibi Bar & Grill, Ltd. or impose a fine upon by reason of the Complaint of Violation filed by the Police Department of an occurrence on or about August 30, 2015. Now comes the petitioner, James Keegan, Chief of Police of the City of St. Charles, IL and files this complaint before the local Liquor Control Commission of the City of St. Charles and states as follows:

On or about August 30, 2015 at approximately 1:18 a.m., the Licensee, Alibi Bar & Grill, Ltd., by and through its employees, officers and/or agents committed the following offense in or upon the licensed premises at 12 N Third Street, St. Charles, IL. The offense being allowed a patron

to exit its premises while in possession of an alcoholic beverage. On or about August 30, 2015, Alibi Bar & Grill, Ltd, was operating under a Class B liquor license issued by the City of St. Charles.

Chief Keegan: As in the last violation, I really don't have anything else to add. Mr. Simpson from the Alibi is here and can step forward and answer any questions that the Commission might have.

Chrmn. Rogina: As in the previous hearing the arraignment form was not submitted so we do not know what you plea is.

Rich Simpson, Jr., 4705 Washington, Downers Grove IL: I'm pleading guilty with a chance to explain. Since last year we have doubled up our security staff at the front doors. I also have large signs that are permanently fixed to all doors that state you cannot go pass this point with alcohol. We're doing a great job in keeping alcohol inside. People try to go outside with beers all the time because every bar has a patio except for mine; so they are kind of use of that. In this particular incident, before I guess my fate is decided, the patron snuck this beer out underneath his clothes. He put the beer inside his pants with the shirt over it. I have a signed statement from the patron stating that and wanted to share that. Since then we've put in double security cameras. I had one camera facing the outside door but now have cameras all around as well as having cameras put on the outside of the building to try to prevent any further incidents or to bring in video evidence. I apologize for the bottle getting out but it was kind of an uncontrollable situation being hidden under his clothes.

Chrmn. Rogina: You thought that was an uncontrollable situation?

Rich Simpson: Yes when someone has something in their pants, its not like my security staff can go and strip search everyone in/out of the door.

Ald. Lewis: Again in the narrative it says the officer had asked him and he stated he had walked right pass the bouncer at Alibi with the beer in his hand and never concealing. So he has now changed his story when he talked to you.

Rich Simpson: When I got the report I contacted Kevin to get his side of the story so to help improve if there was something we could as to why this beer bottle got out there. He stated to me he snuck it out in his pants and said he was willing to write a letter or come here before everyone. I've got a signed statement from him that I will leave here with you as well as pictures of my signs.

Chrmn. Rogina: It would be appropriate if we have those items attached to our packets. May we have them for the executive session?

Mr. Amenta: How many people were at that particular door at that time?

Rich Simpson: Three, I have two security staff that are fixed at every exit, no matter what and then my father is also there at night, Rich Simpson, Sr. who is usually by the door too.

Chrmn. Rogina: We'll be going into Executive Session momentarily to discuss both these offenses and it will be 7-10 days to render a decision after I discuss this with the Commission.

7. Other Business

8. Public Comments – None

Motion by Ald. Payleitner, second by Mr. Gehm to move into Executive Session at 5:09 p.m.

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

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

Motion by Ald. Payleitner, second by Mr. Gehm to come out of Executive Session at 5:24 p.m.

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

10. Adjournment

Motion to adjourn by Ald. Payleitner, second by Mr. Gehm at 5:25 p.m.

Voice Vote: Ayes: Unanimous; Nays: none. **Motion carried.**

**MINUTES
CITY OF ST. CHARLES, IL
SPECIAL LIQUOR CONTROL COMMISSION MEETING
MONDAY, NOVEMBER 9, 2015**

1. Opening of Meeting

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: Police Chief Keegan, Atty. John McGuirk, Mark Koenen, Tina Nilles

3. Recommendation to approve a proposal of an application for a Class B Liquor License for Northwoods Pub and Grill, d/b/a The Evergreen Pub and Grill, to be located at 1400 W Main Street, St. Charles.

Chief Keegan: The applicants are here tonight from Northwoods Pub and Grill located at 1400 W Main Street, Mr. Tom Trier and Mr. Brian Serland. This is the old Ray's Evergreen Tavern and the applicants are asking for a class B license (restaurant). They have an extensive food menu and their site plan is also attached in the packet. This team has had 35 years of restaurant/tavern experience. They have three other establishments and this will be their fourth; one is located in Gilberts, IL and two in Chicago. We looked at the site plan and conducted a background locally and also with the State Liquor Control Commission and found nothing of a derogatory nature that would preclude the applicants or the site from issuance of the liquor license.

Brian Serland, 1610 W Illinois Street, St. Charles: My family came here to St. Charles in 2002 and since then Julie, one of our managing partners, has lived here for 18 years – so we're definitely local people. We have extensive food background and that's what we're pushing. It's based on a Midwestern "supper club" type menu; so we'll have a lot of local fare and push on the Friday Fish Fry which people don't seem to experience as much anymore. People are now experiencing more hybrid food options or fusion type options, and we want to take it back to the basics, such as, steaks, chops, higher end dishes, and sandwiches all at a reasonable prices.

Mr. Gehm: It's great to see someone going back into that location. It's kind of prominent on the west side of town and I'm a huge fan of fish-fry so am anxious to try it out.

Ald. Payleitner: I wasn't able to find your other businesses on the website.

Brian: There are all under different names and corporations.

Ald. Payleitner: I recognize you coming to us before with regards to video gaming, is that your long term plan for this establishment?

Brian: We would like to partake in video gaming but that wasn't on our radar when we were looking for a place in St. Charles. It's really most about the food for us.

Ald. Payleitner: If in moving forward that gets on your radar, you'll have to put that in as part of your business plan and your license is attached to your business plan.

Ald. Lewis: It looks like your business will be a great place but at this point in time I won't be able to support it because of the video gaming issue and being tied to a liquor license. Right now we have close to 70 liquor licenses and I want to see how that all plays out, if we're going to limit licenses. Nothing against your business, it's just kind of where St. Charles is right now and until I see where that goes, it's hard for me to grant you a liquor license.

Mr. Amenta: No questions from me, everything looks okay.

Chrmn. Rogina: I'm happy to see this establishment going into Ray's Evergreen, which has been long standing in our city, and I wish you well. The process is you will go forward tonight to committee and next week to City Council for final approval.

Motion by Mr. Gehm, second by Mr. Amenta to recommend approval of this proposal of an application for a Class B Liquor License for Northwoods Pub and Grill, d/b/a The Evergreen Pub and Grill, to be located at 1400 W Main Street, St. Charles.

Roll Call: Ayes: Gehm, Payleitner, Amenta; Nays: Lewis. **Motion carried.**

4. Other Business


5. Public Comments

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

7. Adjournment

Motion to adjourn by Ald. Payleitner, second by Mr. Gehm at 4:44p.m.

Voice Vote: Ayes: Unanimous; Nays: none. **Motion carried.**

 ST. CHARLES SINCE 1834	AGENDA ITEM EXECUTIVE SUMMARY					
	Title:		Recommendation to Approve a Proposal for a Massage Establishment License for Main Spa to be located at 504 E Main Street, St. Charles			
	Presenter:		Police Chief Keegan			
Please check appropriate box:						
		Government Operations				Government Services
		Planning & Development				City Council
		Public Hearing		X		Liquor Control Commission (11/16/15)
Estimated Cost:				Budgeted:	YES	NO
If NO, please explain how item will be funded:						
Executive Summary:						
<p>This is a request for a new massage establishment license for Main Spa to be located at 504 E Main Street. Background investigations were conducted by a detective of the St. Charles Police Department and reviewed both the site location as well as the corresponding applicant of the proposed massage establishment. Through this investigation, we determined that all the requirements have been met and they are eligible for licensing, subject to Council approval.</p> <p>This application is recommend by City staff for approval to move forward to Committee.</p>						
Attachments: <i>(please list)</i>						
Massage Establishment Application (front page) Background Check Site Plan						
Recommendation / Suggested Action <i>(briefly explain):</i>						
Recommendation to approve a proposal for a Massage Establishment License for Main Spa to be located at 504 E Main Street, St. Charles.						
For office use only:		Agenda Item Number: 4				



City of St. Charles

Office of the Mayor

Two East Main Street
St. Charles, Illinois 60174-1984
Phone: 630-377-4455 • Fax: 630-377-44400

Office Use Only	
Received:	_____
Amount Paid:	_____
Receipt:	_____

MESSAGE ESTABLISHMENT LICENSE APPLICATION

IMPORTANT: Application must be completed in full and notarized before it will be accepted.
All fees must be paid at the time the application is submitted.

Annual License Application Fee: \$250.00

Fingerprint Fee: \$50.00

NOTE: Applicant must be fingerprinted by the St. Charles Police Department and must provide two passport-size photographs (1" x 1.5" head and shoulders area, face forward) with this application.

1. ☒ New License Application ☐ Renewal Application ☐ Application Change

2. Please select the option that best describes your business:

☐ Corporation

☐ Partnership

☐ Individual

3. Business Name: MAIN SPA Sales Tax#: n/a

Business Address: 502 E Main Business Phone: _____

4. Name of Applicant: Jae Sik Kim Home Phone: (_____) _____

Home Address: _____ City/Zip: Skokie, IL 60076

Social Security #: _____ Date of Birth: _____

Driver's License #: _____ Issuing State: IL

****Must include a photocopy of government issued identification card.**

5. Have you ever been convicted of a criminal ordinance violation (other than minor traffic offences):

☐ Yes

☒ No

6. If yes, explain in detail:

Police Department



Memo

Date: 10/29/2015

To: The Honorable Ray Rogina, Mayor-Liquor Commissioner

From: James Keegan, Chief of Police

Re: Background Investigation: Main Spa-504 E. Main Street

The purpose of this memorandum is to document and forward to your attention the results of the background investigation conducted by members of the St. Charles Police Department concerning the above mentioned establishment.

As is customary procedure, a detective was assigned to this investigation and reviewed not only the site location via an inspection, but also the corresponding application and applicant.

We found nothing of a derogatory nature that would preclude either the site location or the applicant from moving forward with a massage license, subject to Council/Commission approval.

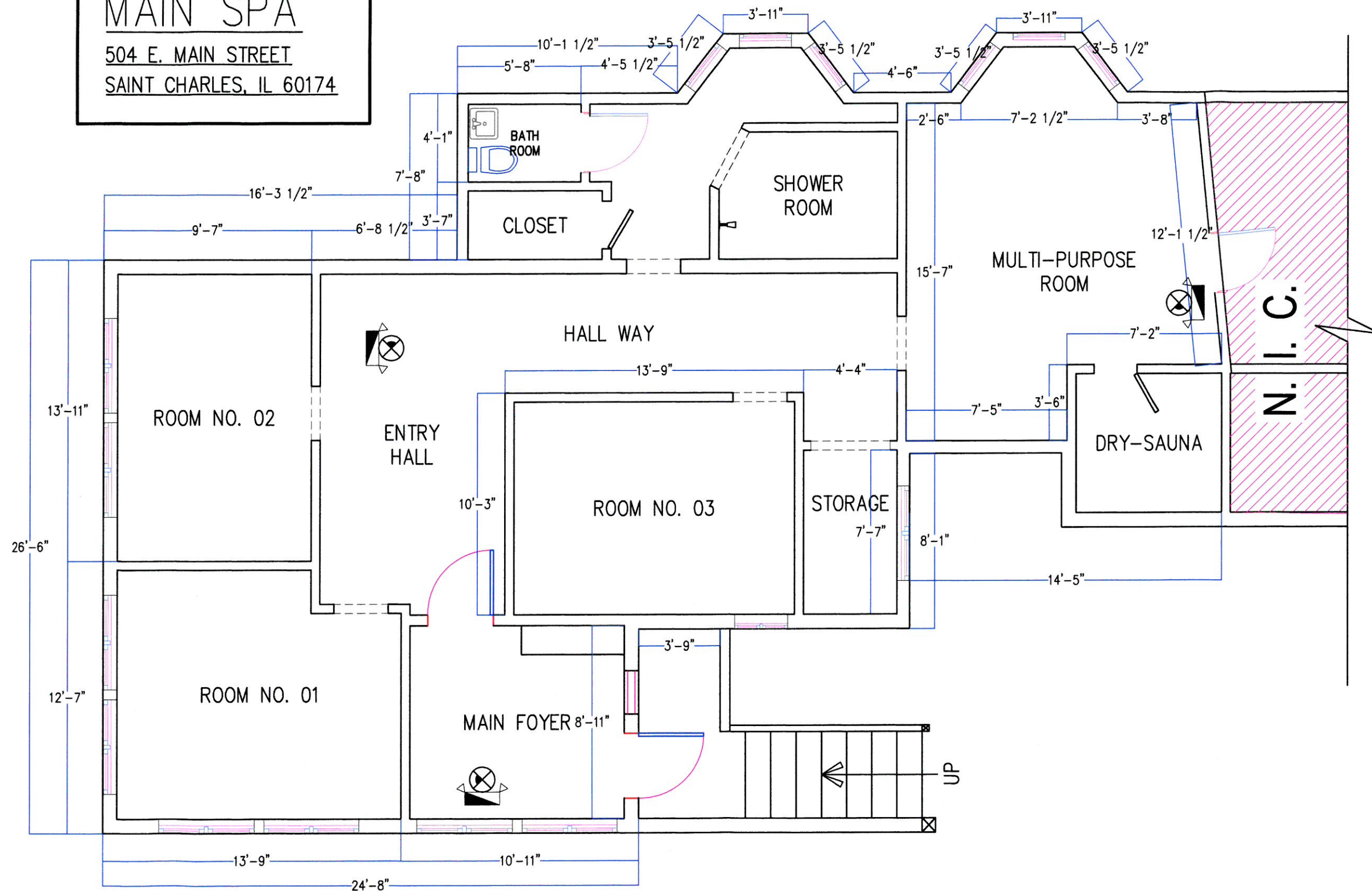
Thank you in advance for your consideration in this matter.

Main Spa/504 E. Main Street

Applicant/Jin In Kim

MAIN SPA

504 E. MAIN STREET
SAINT CHARLES, IL 60174



FLOOR PLAN (AS-BUILT)

N.T.S.



ST. CHARLES
SINCE 1834

AGENDA ITEM EXECUTIVE SUMMARY

Title: Recommendation to Approve a Proposal for a Class B3 Liquor License for Romano Mercato Italiano, Inc. to be located at 210 Cedar Street, St. Charles (Former Isacco Kitchen)

Presenter: Mayor Rogina

Please check appropriate box:

<input type="checkbox"/>	Government Operations	<input type="checkbox"/>	Government Services
<input type="checkbox"/>	Planning & Development	<input type="checkbox"/>	City Council
<input type="checkbox"/>	Public Hearing	<input checked="" type="checkbox"/>	Liquor Control Commission (11/16/15)

Estimated Cost:		Budgeted:	YES	<input type="checkbox"/>	NO	<input type="checkbox"/>
-----------------	--	-----------	-----	--------------------------	----	--------------------------

If NO, please explain how item will be funded:

Executive Summary:

This is a request for a new Class B3 liquor license for Romano Mercato Italiano, Inc. to be located at 210 Cedar Street, St. Charles (former Isacco Kitchen). All paper work is in order and background checks have been completed by the Police Department, as well as fingerprints have been taken and BASSET certification is in order.

Note: Class B-3 licenses shall authorize the retail sale of alcoholic liquors for consumption on the premises of a restaurant and tavern. Class B-3 shall also authorize the retail sale of wine in original packages only within the retail wine area of the premises. The retail wine area shall not exceed fifty percent (50%) of the total square footage of the premises. Further, wine and tasting bars shall be permitted in the retail wine area of said premises, and wine tasting may be conducted in accordance with St. Charles Municipal Code 5.08.260(B). (Ord. 2015-M-41 § 1)

This application is recommended by City staff for approval to move forward to Committee.

Attachments: (please list)

Liquor License Application (front page)
Background Check
Site Plan and Business Plan
Menu

Recommendation / Suggested Action (briefly explain):

Recommendation to approve a proposal for a Class B3 Liquor License for Romano Mercato Italiano, Inc. to be located at 210 Cedar Street, St. Charles (Former Isacco Kitchen).

For office use only:

Agenda Item Number: 5

Date: _____

() New Application

() Renewal Application

CITY OF ST. CHARLES

LIQUOR CONTROL COMMISSIONER

TWO EAST MAIN STREET
ST. CHARLES, ILLINOIS 60174-1984

B3



City Retail Liquor Dealer License Application (rev. 12/13) Non-Refundable

Ordinance 5.08.050.A1

Application must be completed in full

Incomplete applications will be rejected

Business Type: Circle one

Individual

Partnership

Corporation

Other _____

Business Name ROMANO MERCATO ITALIANO, INC.

Sales Tax # 4190-2653

Business Address 210 CEDAR ST.

Business Phone # (630) 797-5566

Contact Person IZABELA ROMANO

Title PRESIDENT

Phone # _____

If Corporation, Corporate Name ROMANO MERCATO ITALIANO, INC.

Corporation Address 210 CEDAR ST

Corporate Officers, plus Manager of Establishment, Officers must include President, Vice President, Secretary and Treasurer Or Sole Proprietor

Have you had a business within the City of St. Charles under any other corporate name: _____ Yes X No

If yes, list address of business _____

Full Name, include Middle Initial IZABELA ROMANO

Title PRESIDENT

Birth Date _____

Home Address _____

Full Name, include Middle Initial _____

Title _____

Birth Date _____

Birthplace _____

Driver's License # _____

Home Phone # _____

Home Address _____

Full Name, include Middle Initial _____

Title _____

Birth Date _____

Birthplace _____

Driver's License # _____

Home Phone # _____

Home Address _____

Type of Establishment: () Package (X) Restaurant () Tavern () Hotel/Banquet/ Arcada/Q-Center () Other _____

Check as Applicable to () Holding Bar [5.08.010-F] () Service Bar [5.08.010-O] () Live Entertainment [5.08.010-H]
Type of Establishment: (X) Outside Dining [17.20.020-R]

Brief Business Plan Description based on type of establishment listed above:

THERE WILL BE TABLES AND CHAIRS AVAILABLE FOR OUTSIDE DINING DURING WARM SEASON.

Initial: Liq Comm _____

Police Chief _____

Police Department



Memo

Date: 11/13/2015
To: The Honorable Ray Rogina, Mayor-Liquor Commissioner
From: James Keegan, Chief of Police
Re: Background Investigations-Liquor Establishments

The purpose of this memorandum is to document and forward to your attention the results of the background investigations conducted by members of the St. Charles Police Department concerning the below mentioned establishments.

Pursuant to procedure and protocols, a detective was assigned to conduct a background investigation into each of these establishments and reviewed both the site location/floor plans and the corresponding applicants and their business plans.

We found nothing of a derogatory nature that would preclude either the site location or the applicants from moving forward with liquors sales and on-site consumption, subject to City Council approval.

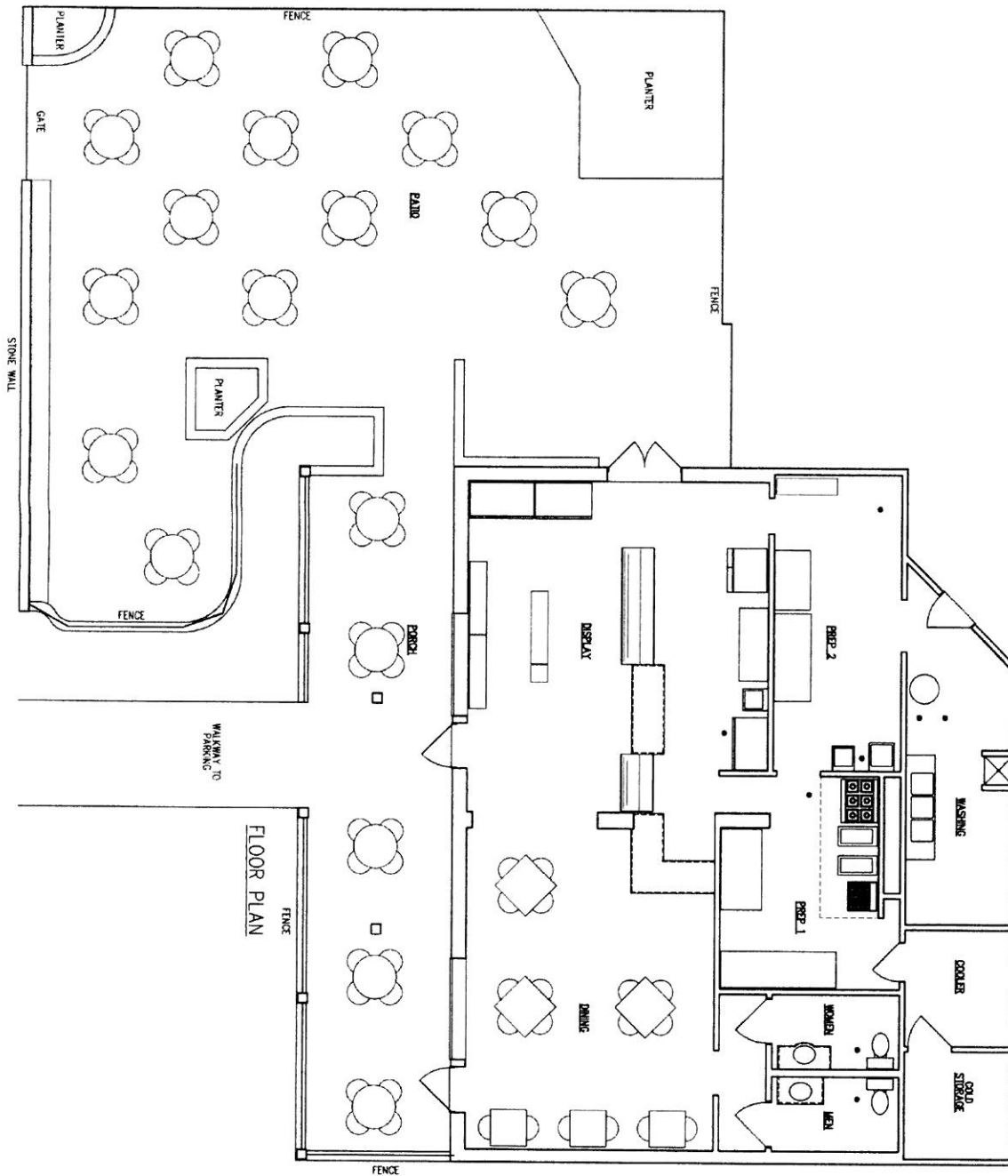
Thank you in advance for your consideration in these matters.

Bolingbrook Sports LLC (dba/tba) Class B/1am Permit:

1 Illinois Street

Romano Mercato-Class B-3:

210 Cedar Street



© COPYRIGHT 2005 Sengstock Architects

DATE	REVISION
11-1-10	1. INITIAL DESIGN
11-1-10	2. REVISED DESIGN
11-1-10	3. REVISED DESIGN
11-1-10	4. REVISED DESIGN
11-1-10	5. REVISED DESIGN
11-1-10	6. REVISED DESIGN
11-1-10	7. REVISED DESIGN
11-1-10	8. REVISED DESIGN
11-1-10	9. REVISED DESIGN
11-1-10	10. REVISED DESIGN

**ROMANO ITALIAN CAFE
REMODELING**
210 W. CEDAR
ST. CHARLES, IL 60174

SENGSTOCK ARCHITECTS
1037 ASH STREET
ST. CHARLES, IL 60174
(630) 770-6348
Greg@SengstockArchitects.com



**ROMANO MARCATO
ITALIANO INC.
BUSINESS PLAN**

Executive Summary

Romano Mercato Italiano Inc. is a new player in the restaurant industry. It's a combination of a neighborhood grocery store with a casual fast food joint offering a fancy restaurant menu. Bolstered by the need for more choices of quick dining experiences, combined with the option for pick up or home-delivery, the restaurant is positioned to take advantage of the market need and serve the families and employees of the local businesses in the St. Charles area.

This business plan calls for an exciting, profitable start-up year ahead with future forecasted growth as we meet the demands of the community.

Mission

Romano Mercato Italiano Inc. creates a friendly and pleasant atmosphere for customers in a well-designed, and productive environment in which people can work happily. We are sensitive to the look and taste of good dishes as well as to high-quality ingredients. We look to provide the best possible value to our customers.

We will also create and nurture a healthy, creative, respectful, and fun working environment, in which our employees are fairly compensated and encouraged to respect the customer and the quality of the product we produce. We seek fair and responsible profit, enough to keep the company financially healthy for the long term and to fairly compensate owners for their investment and risk.

Sales Strategy

The Romano Mercato Italiano Inc. area has expressed its need for additional lunch spot, specifically a desire for Italian specialties. We will expect a high rate of sales growth within the first 3 months as this customer desire is met.

For the next year, we continue to focus on a growing presence in the community and advertising heavily throughout the community.

Sales Forecast

Our sales forecast assumes a modest change in annual costs to accommodate new entry into the market. We are expecting to increase sales modestly but steadily over the next year, which is a respectable growth rate. The growth forecast is assumed given this is a new product for the area using new channels of availability. We are not projecting significant change in the product line, or in the proportion between different lines.

Management Summary

We are a small company owned and operated by Izabela and Antonio Romano, husband and wife, as a partnership. Management style reflects the participation of the owners. The company will respect its community of co-workers and will treat all employees well.

Start-up Summary

Our start-up costs cover the renovation of the occupied store space, professional fees, and expenses associated with opening our first location. The start-up costs are to be financed by direct owner investment.

Services

Romano Mercato Italiano Inc. is offering a variety of dishes some well known and some very new to our customers. Our menu will include some quick grab and go options like freshly made subs or salads as well as pasta dishes and entrees which will require a bit more time to prepare.

Market Analysis Summary

Our primary target market is people who are looking for a quick but tasty lunch at a very affordable price. Our secondary target market is those who do not have time to cook at home and are looking for delicious options for their families.

St. Charles dining offers a lot of dine in options that are time consuming and a quite expensive. There are also not many lunch possibilities since most restaurants open in the afternoon.

Marketing Strategy

To drive customers to Romano Mercato Italiano Inc., we will employ several techniques outlined below.

Advertising in St. Charles Chamber of Commerce, which will be used to promote the Grand Opening of Romano Mercato Italiano Inc. We will also use social media like Facebook and Instagram.



ANTIPASTI E INSALATE (sold by the pound)

- ❖ **INSALATA DI PESCE** (calamari, octopus, cattle fish, shrimp cooked to perfection crisped by vinegar then dressed up with carrot, celery, olives, extra virgin olive oil, salt and pepper)
- ❖ **INSALATA CAPRESE** (made with fresh mozzarella, tomato and basil, dressed up with extra virgin olive, salt and pepper)
- ❖ **ANTIPASTO** (chopped Italian lunchmeats and cheeses mixed with fresh vegetables, olives, pepperoncini, dressed up with extra virgin olive oil salt and pepper)
- ❖ **PASTA PRIMAVERA** (chilled rotini pasta mixed with fresh garden vegetables and olives, dressed with extra virgin olive oil, salt and pepper)
- ❖ **FUNGHI** (pickled mushroom dressed up with extra virgin olive oil, salt and crushed red pepper)
- ❖ **PEPERONI E CAPPERI** (roasted red peppers and capers dressed up in extra virgin olive oil, salt and pepper)
- ❖ **INSALATA DI TONNO** (tuna mixed with celery, onion, hard boiled eggs and mayonnaise, dressed with olive oil salt and pepper)
- ❖ **OLIVE**

PANINI ITALIANI (brushed with extra virgin olive oil served cold or grilled)

- ❖ **Caprese** mozzarella, tomato & basil
- ❖ **V.I.P.** prosciutto crudo, mozzarella, arugula
- ❖ **Vegetariano** grilled zucchini & eggplant, roasted peppers, mozzarella

PANINI FREDDI (pick or create your own, 8" French bread)

- ❖ **ROMANO** salami, capicola, mortadella, prosciutto cotto, provolone, lettuce, tomato, Italian dressing
- ❖ **AMERICANO** krakus ham, Swiss cheese, lettuce, tomato, mayo
- ❖ **TURKEY&SWISS** smoked turkey breast, Swiss cheese, lettuce, tomato, red onion
- ❖ **TUNA** canned Italian tuna mixed with celery, onion, hard boiled eggs and mayonnaise, dressed with olive oil salt and pepper, lettuce, tomato.

PANINI CALDI (8" French bread)

- ❖ **MEATBALL SANDWICH** (served with marinara sauce)
- ❖ **ITALIAN BEEF**
- ❖ **ITALIAN SAUSAGE**
- ❖ **EGGPLANT PARMIGIANA** (sliced eggplant, battered and fried then layered with homemade marinara sauce, mozzarella cheese and parmesan cheese and baked)

Add: mozzarella cheese, hot or mild giardiniera, sweet peppers

SPECIALITA DELLA CASA

- ❖ **ARANCINI** (Italian rice ball breaded and deep fried served with marinara sauce) \$2.50
Ragu e pisselli (ground beef, peas, mozzarella cheese)
Ricotta e spinachi (ricotta cheese, spinach, mozzarella cheese)
- ❖ **PANZEROTTI** (pizza puff filled and deep fried) \$3.50
CHEESE mozzarella cheese, tomato sauce
SAUSAGE crumbled Italian sausage, mozzarella cheese, tomato sauce
SPINACH mozzarella cheese, tomato sauce, spinach, romano cheese
- ❖ **FOCACCIA** pizza bread (freshly baked) \$2.50

ZUPPE

- ❖ **MINISTRONE** (made with fresh garden vegetables and pasta)
- ❖ **ZUPPA DEL GIORNO** (soup of the day)

LE PASTE

- ❖ **VODKA RIGATONI CON SALSICCIA** (rigatoni pasta mixed with pieces of Italian sausage served with creamy vodka sauce)
- ❖ **SPAGHETTI POMODORO BASILICO** (spaghetti mixed with cherry tomato and fresh basil)
- ❖ **PAGLIA E FIENO ALLA BOLOGNESE** (spinach and egg pasta served with homemade meat sauce)
- ❖ **LINGUINE MARE E TERRA** (linguine pasta served with shrimps and broccoli)
- ❖ **RAVIOLI RIPIENI DI CARNE O FORMAGGIO** (ravioli pasta filled with meat or cheese served with marinara sauce)
- ❖ **PASTA DEL GIORNO** (pasta of the day)

PRIMI PIATTI

- ❖ **PEPATA DI VONGOLE E COZZE BIANCI O ROSSE** (steamed mussels and clams served with sautéed garlic, fresh parsley with/without crushed tomatoes)
- ❖ **POLLO AL LIMONE** (battered chicken with lemon sauce)
- ❖ **MELANZANE ALLA PARMIGIANA** (sliced eggplant, battered and fried then layered with homemade marinara sauce, mozzarella cheese and parmesan cheese and baked)
- ❖ **FRITTO MISTO** (pieces of octopus, squid, cattle fish and shrimp battered, seasoned and deep fried)
- ❖ **SALSICCIA CON CIMA DI RAPA** (pieces of Italian sausage served with cooked 'rapini ')

DOLCI

- ❖ **VARIETY OF ITALIAN PASTRY & COOKIES**
- ❖ **VARIETY OF CAKES**
- ❖ **GELATO**

CAFÉ

- ❖ **HOUSE BLEND** (regular/decaf)
- ❖ **ESPRESSO**
- ❖ **CAPPUCCINO**
- ❖ **LATTE**



ST. CHARLES
SINCE 1834

AGENDA ITEM EXECUTIVE SUMMARY

Title: Recommendation to Approve a Proposal for a Class B Liquor License for a New Restaurant Business to be located at 1W Illinois Street, St. Charles (Former Top Table Restaurant)

Presenter: Mayor Rogina

Please check appropriate box:

<input type="checkbox"/>	Government Operations	<input type="checkbox"/>	Government Services
<input type="checkbox"/>	Planning & Development	<input type="checkbox"/>	City Council
<input type="checkbox"/>	Public Hearing	<input checked="" type="checkbox"/>	Liquor Control Commission (11/16/15)

Estimated Cost:		Budgeted:	YES	<input type="checkbox"/>	NO	<input type="checkbox"/>
-----------------	--	-----------	-----	--------------------------	----	--------------------------

If NO, please explain how item will be funded:

Executive Summary:

This is a request for a new Class B liquor license for a new restaurant to be located at 1 W Illinois Street, St. Charles (former Top Table Restaurant). The applicant, Mr. Marwan Taib, is also the current owner of the Spotted Fox Alehouse located at 3615 E Main Street, St. Charles. This application is being filed under the corporate name of Bolingbrook Sports, LLC. A d/b/a will be determined at a later date. This establishment is also requesting a 1:00 a.m. late night permit. All paper work is in order and background check has been completed by the Police Department.

This application is recommended by City staff for approval to move forward to Committee.

Attachments: *(please list)*

Liquor License Application (front page)
Background Check
Site Plan and Business Plan
Menu

Recommendation / Suggested Action *(briefly explain):*

Recommendation to approve a proposal for a Class B Liquor License for a new restaurant business to be located at 1W Illinois Street, St. Charles (Former Top Table Restaurant).

For office use only:

Agenda Item Number: 6

Date: _____

() New Application

() Renewal Application

CITY OF ST. CHARLES

LIQUOR CONTROL COMMISSIONER

TWO EAST MAIN STREET
ST. CHARLES, ILLINOIS 60174-1984



City Retail Liquor Dealer License Application (rev. 12/13) Non-Refundable

Ordinance 5.08.050.A1

Application must be completed in full

Incomplete applications will be rejected

Business Type: Circle one

Individual

Partnership

Corporation

Other _____

Business Name

TBD

Sales Tax # _____

Business Address

1 WEST ILLINOIS ST CHARLES IL

Business Phone # _____

Contact Person

MARWAN TAIB

Title MANAGER

Phone # _____

If Corporation, Corporate Name

BOILING BROOK SPORTS LLC

Corporation Address

208 S. CASALE CHICAGO IL

Corporate Officers, plus Manager of Establishment, Officers must include President, Vice President, Secretary and Treasurer Or Sole Proprietor

Have you had a business within the City of St. Charles under any other corporate name: ☒ Yes ☐ No

If yes, list address of business

3615 E MAIN ST CHARLES IL 60174

Full Name, include Middle Initial

MARWAN TAIB

Title _____

Birth Date

Home Phone # _____

Home Address

CHICAGO IL 60609

Full Name, include Middle Initial

Title _____

Birth Date

Birthplace _____

Driver's License # _____

Home Phone # _____

Home Address _____

Full Name, include Middle Initial

Title _____

Birth Date

Birthplace _____

Driver's License # _____

Home Phone # _____

Home Address _____

Type of Establishment: () Package



Restaurant

() Tavern

() Hotel/Banquet/

Arcade/Q-Center

() Other _____

Check as Applicable to

() Holding Bar [5.08.010-F]

() Service Bar [5.08.010-O]

() Live Entertainment [5.08.010-H]

Type of Establishment:

() Outside Dining [17.20.020-R]

Brief Business Plan Description based on type of establishment listed above:

GASTROPUB that specializes in comfort food
and full service dining

Initial: Liq Comm _____

Police Chief _____

Police Department



Memo

Date: 11/13/2015
To: The Honorable Ray Rogina, Mayor-Liquor Commissioner
From: James Keegan, Chief of Police
Re: Background Investigations-Liquor Establishments

The purpose of this memorandum is to document and forward to your attention the results of the background investigations conducted by members of the St. Charles Police Department concerning the below mentioned establishments.

Pursuant to procedure and protocols, a detective was assigned to conduct a background investigation into each of these establishments and reviewed both the site location/floor plans and the corresponding applicants and their business plans.

We found nothing of a derogatory nature that would preclude either the site location or the applicants from moving forward with liquors sales and on-site consumption, subject to City Council approval.

Thank you in advance for your consideration in these matters.

Bolingbrook Sports LLC (dba/tba) Class B/1am Permit:

1 Illinois Street

Romano Mercato-Class B-3:

210 Cedar Street

Business Plan

Foxy's on the River will be Kane County's newest concept, OFFERING a warm and inviting ambiance to eat, drink, and socialize in downtown Saint Charles.

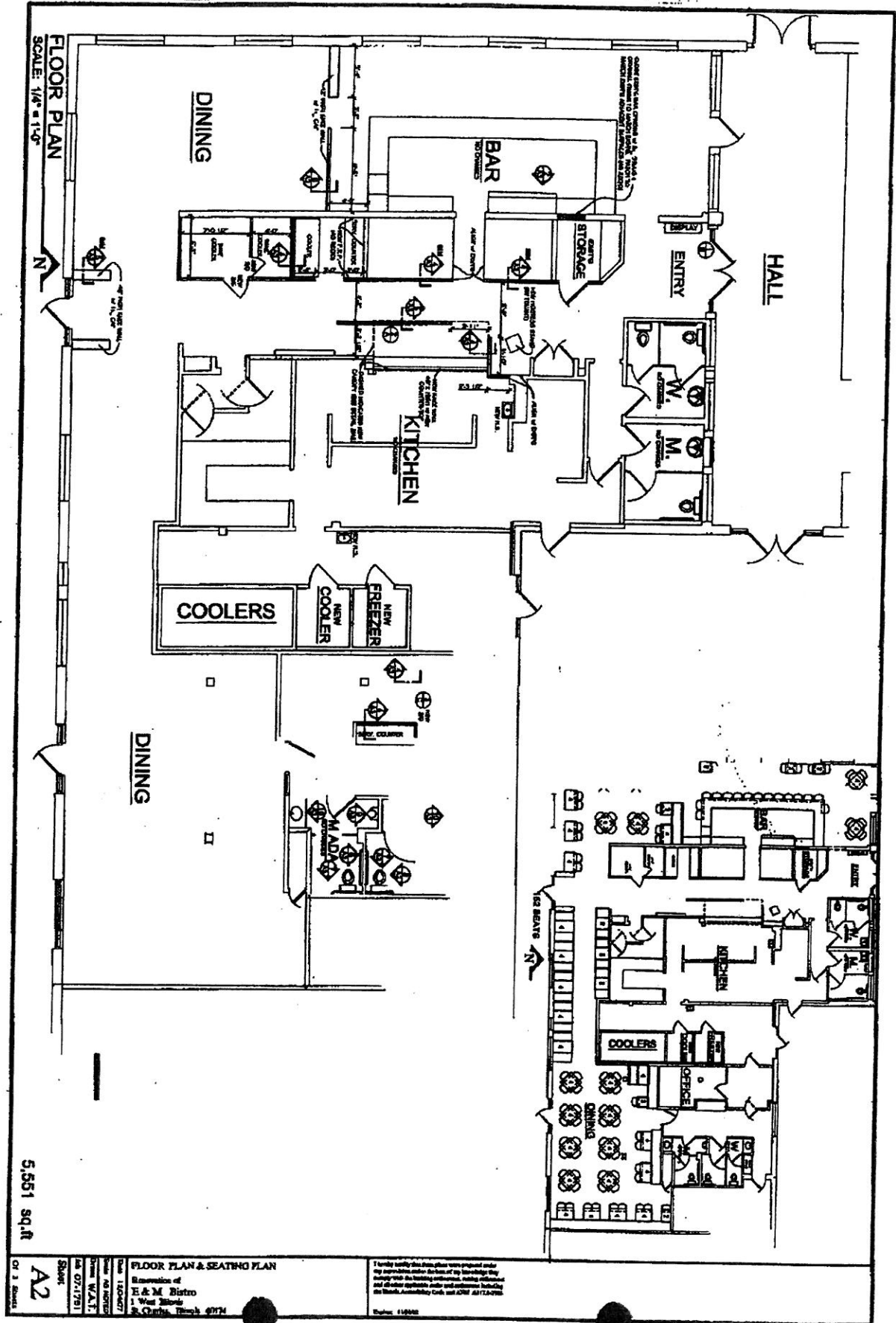
We will have a seasonally revolving menu featuring upscale American Contemporary cuisine. Our head chef and his team have designed a menu including comfort food, appetizers, salads, wraps, burgers, and entrees made in our scratch kitchen. Our spacious bar and dining area HOSTS a broad array of 24 craft beers on draft, with daily Food and drink specials. We intend to be a great addition to the Downtown growth and be part of the booming Restaurant scene by the river.

The interior of the restaurant will feature original steel craftsmanship, Brick walls, and custom designed furniture. Enjoy watching your favorite sporting events in all areas of the restaurant, including spacious booths for eight, two dining areas, and a full bar.

The Location will be a great spot for downtown dwellers or Saint Charles Tourist to enjoy out patio that sits on the Fox River.

EXHIBIT A

- Current configuration.
- changes to be made before opening.



BITES

- Smoked trail mix
- Homade chips /
- maple-bourbon glazed candied bacon
- homemade buttermilk biscuits with honey butter and jalepeno jam
- fried calamari- chilis, herbs, spicy pomodoro sauce
- cheese curds-bacon, whiskey apple sauce petite greens
- smoked salmon taretar- grilled lemon crème, brioche toast, pickled vegetables
- edamame hummus, harrisa nan, sliced cucumbers, smoked paprika, radish
- house made matzo ball soup- chicken broth, fresh herbs
- soup of the day

ROUGHAGE

- Chopped salad- tomato, cuke, green onion, corn, pasta, bacon, pepperjack, avocado, hearts of palm , housemade buttermilk dressing
- Spinach salad- roasted pear, bleu cheese, shaved red onion, whole grain crutons
- House salad- please check for seasonal offering
- Greek salad- cuke, artichoke, red onion, oregano, tomato, feta, olives, evoo, lemon juice
- Curried chicken salad-celery, grapes, apples, golden raisins, curried yogurt dressing with candied pecans

INDULDGE

- braised shortrib stuffed burger- havarti cheese, tomato jam
- turkey meatloaf sandwich- smoked bacon, merkts cheddar, tomato arugula
- blackend fish tacos- cabbage slaw, spicy aioli
- carnitas tacos- pickled vegetables siracha sour cream
- chicken club- jack cheese, bacon, avocado mousse, LTO
- turkey sloppy joe- served on a sweet potato bun with crispy shallots
- southern fried oysters with sautéed shrimp- cheesy grits, smoked paprika oil
- buttermilk fried chicken- saffron honey waffle, house made Tabasco
- bone in ribeye- seasonal accompaniments
- beer can Cornish game hen- seasonal accompaniments
- seared pork chop- bourbon glazed peaches, sautéed greens, potato hash
- pasta of the day- check for seasonal offering

sides

- Roasted potatoes with local cheese curds
- roasted broccoli with merkts cheese smoked salt and truffle oil
- sautéed greens with roasted garlic with crispy shallots
- ear of sweet corn (for elotes style xtra charge)
- sautéed green beans with bacon and shaved parmesan
- five cheese grits
- Shoestring Fries



ST. CHARLES
SINCE 1834

AGENDA ITEM EXECUTIVE SUMMARY

Title: Discussion Regarding Citation and Notice for A'Salute Lounge and Grill

Presenter: Mayor Rogina

Please check appropriate box:

<input type="checkbox"/>	Government Operations	<input type="checkbox"/>	Government Services
<input type="checkbox"/>	Planning & Development	<input type="checkbox"/>	City Council
<input type="checkbox"/>	Public Hearing	<input checked="" type="checkbox"/>	Liquor Control Commission (11/16/15)

Estimated Cost:

Budgeted:

YES

NO

If NO, please explain how item will be funded:

Executive Summary:

This is a complaint of violation 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 A'Salute Lounge and Grill or impose a fine upon by reason of the Complaint of Violation filed by the Police Department of an occurrence on or about October 30, 2015.

Attachments: *(please list)*

Citation and Notice of Hearing
Complaint of Violation
History Sheet

Recommendation / Suggested Action *(briefly explain):*

Discussion Regarding Citation and Notice for A'Salute Lounge and Grill.

For office use only:

Agenda Item Number: 7a

STATE OF ILLINOIS)
) SS
COUNTIES OF KANE AND DU PAGE)

**BEFORE THE LOCAL LIQUOR CONTROL COMMISSIONER OF
THE CITY OF ST. CHARLES, ILLINOIS**

IN THE MATTER OF THE LIQUOR)
LICENSE OF:)
) Case Number 2015-LC-04
A' Salute Lounge and Grill)

CITATION AND NOTICE OF HEARING

TO: A' Salute Lounge and Grill
2400 East Main Street
St. Charles, IL 60174


PLEASE TAKE NOTICE THAT on November 16, 2015 at the hour of 4:30 p.m., in the City Council Chambers at the St. Charles City Hall, 2 East Main Street, City of St. Charles, Illinois, the St. Charles Local Liquor Control Commission shall conduct a hearing pursuant to Chapter 5.08.320 of the Municipal Code of the City of St. Charles and the Liquor Control Act of 1934, 235 ILCS 5/1-1 et seq.

The purpose of said hearing shall be to determine whether the St. Charles Local Liquor Control Commissioner, pursuant to his authority, shall revoke or suspend the local liquor license issued to you or impose a fine upon you, or both, by reason, by reason of the Complaint of Violation filed by the Chief of Police, James Keegan, a copy of which is attached.

AT WHICH TIME AND PLACE YOU MAY APPEAR AND DEFEND. YOU MAY BE REPRESENTED BY AN ATTORNEY IF YOU SO CHOOSE. ATTACHED HERETO IS AN ARRAIGNMENT FORM, WHICH IS INCORPORATED HEREIN. THE ARRAIGNMENT FORM SHOULD BE COMPLETED AND FILED WITH THE CITY CLERK WITHIN SEVEN (7) CALENDAR DAYS PRIOR TO THE HEARING. IF YOU FAIL TO FILE THE ARRAIGNMENT FORM WITHIN SEVEN (7) CALENDAR DAYS PRIOR TO THE HEARING AND IF YOU FAIL TO APPEAR AT THE HEARING, YOU WILL BE FOUND GUILTY OF THE VIOLATION BY DEFAULT AND THE ST. CHARLES LOCAL LIQUOR CONTROL COMMISSIONER WILL DETERMINE THE APPROPRIATE PENALTY.

YOU ARE ADVISED THAT IF A HEARING IS HELD AND YOU ARE FOUND GUILTY AFTER THE HEARING, THEN, IN ACCORDANCE WITH SECTION 5.08.320(A) OF THE ST. CHARLES MUNICIPAL CODE, YOU WILL BE REQUIRED TO REIMBURSE THE CITY FOR ANY AND ALL OUT OF POCKET EXPENSES, INCLUDING REASONABLE ATTORNEYS' FEES, COURT REPORTER APPEARANCE FEES AND THE COST OF HAVING POLICE OFFICERS AND WITNESSES PRESENT TO TESTIFY. ANY AND ALL QUESTIONS MUST BE DIRECTED TO THE CITY ATTORNEY, JOHN McGUIRK, AT 630/513-8700 OR TO THE DEPUTY CITY CLERK, TINA NILES, AT 630/377-4422.

DATED this 5th day of November, 2015.


Raymond Rogina
Local Liquor Control Commissioner
City of St. Charles

cc: Mark Koenen, City Administrator
Chief of Police, James Keegan

STATE OF ILLINOIS)
) SS
COUNTIES OF KANE AND DU PAGE)

CERTIFICATE OF SERVICE

The undersigned, being first duly sworn on oath, deposes and states that he did service a copy of the Notice of Hearing upon the person to whom it is directed by leaving a copy with said individual as follows: Gus Donzelli at A' SALUTE, 2400 E. MAIN ST. on the 6TH day of November, 2015. ST. CHARLES

CMR J. Mate #315

SUBSCRIBED AND SWORN TO
before me this 06 day of November, 2015.

Sara K. Carr
NOTARY PUBLIC



STATE OF ILLINOIS)
) SS
COUNTIES OF KANE AND DU PAGE)

**BEFORE THE LOCAL LIQUOR CONTROL COMMISSIONER OF
THE CITY OF ST. CHARLES, ILLINOIS**

IN THE MATTER OF THE LIQUOR)
 LICENSE OF:)
) Case Number 2015-LC-04
 A' Salute Lounge and Grill)
 2400 East Main Street)
 St. Charles, IL 60174)

COMPLAINT OF VIOLATION

NOW COMES the Petitioner, James Keegan, Chief of Police of the City of St. Charles, Illinois and files this complaint before the Local Liquor Control Commission of the City of St. Charles, Illinois, and states as follows:

1. The Petitioner is the duly appointed Chief of Police of the City of St. Charles and as such is charged with the duty of enforcing the laws of the State of Illinois and the ordinances of the City of St. Charles.
2. On or about October 30, 2015, at approximately 2:11 a.m., the Licensee, A' Salute Lounge and Grill, by and through its employees, officers and/or agents, committed the following offense in or upon the licensed premises at 2400 East Main Street, St. Charles, IL 60174:

**OFFENSE
(AFTER HOURS OCCUPANCY)**

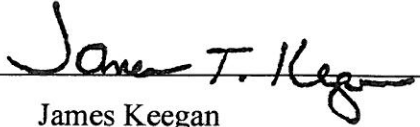
Allowed persons who were not employees of the Licensee, to remain on or about the licensed premises after 2:00 a.m.

3. On or about October 30, 2015, A' Salute Lounge and Grill was operating under a Class C liquor license issued by the City of St. Charles.

4. 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 O, 1 of the St. Charles Municipal Code and the Liquor Control Act of 1934.

5. That the Licensee, A' Salute Lounge and Grill, is responsible for the acts of its employees, officers, agents and patrons and is required to ensure that no violations of state law or ordinances of the City of St. Charles take place on or about said premises.

WHEREFORE, the Petitioner, James Keegan, Chief of Police requests pursuant to Section 5.08.320 of the St. Charles Municipal Code that the Local Liquor Control Commission hold a hearing on this matter and take such action against A' Salute Lounge and Grill as the Commissioner shall deem appropriate under the circumstances.


James Keegan
Chief of Police
City of St. Charles, Illinois

John M. McGuirk
Attorney for the City of St. Charles
Hoscheit, McGuirk, McCracken
& Cuscaden, P.C.
1001 East Main Street, Suite G
St. Charles, IL 60174
630/513-8700

STATE OF ILLINOIS

)

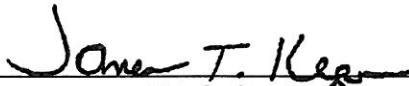
) SS

COUNTIES OF KANE AND DU PAGE

)

CERTIFICATION

Under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, the undersigned certifies that the statements set forth in this instrument are true and correct, except as to matters therein stated to be on information and belief and, as to such matters, the undersigned certifies as aforesaid that he verily believes the same to be true.


James Keegan, Chief of Police

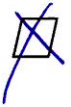
SUBSCRIBED AND SWORN TO
before me this 5th day of November, 2015.


NOTARY PUBLIC



ARRAIGNMENT FORM

I, Gus Donzelli, as agent for A' Salute Lounge and Grill, being a licensee charged with a violation of Chapter 5.08 of the Municipal Code of the City of St. Charles and the Liquor Control Act of 1934, 235 ILCS 5/1-1 et seq. at 2400 East Main Street, St. Charles, Illinois, do hereby enter a plea of:



Guilty, but request a hearing in mitigation in which I will be given an opportunity to present evidence in support of my position to minimize any penalty.



Guilty, I do not request a hearing.



Not Guilty. I request a hearing.

A' Salute Lounge and Grill

Signature:

By:

Gus Donzelli

Date:

11.12.15

Subscribed and sworn to before me

This 12 day of November, 2015.

Christine Nilles

Notary Public



Form can be faxed to 630/377-4440
or e-mailed to the attention of Tina Nilles
at tnilles@stcharlesil.gov
Hard copy must follow by U.S. Mail



Case Report

Summary



Print Date/Time: 11/04/2015 12:30
Login ID: kschult
Case Number: 2015-00024115

ST CHARLES POLICE DEPARTMENT
ORI Number: IL0451400

Case

Case Number: 2015-00024115
Location: 2400 E MAIN ST
SAINT CHARLES, IL 60174
Reporting Officer ID: 0104 - Runkle

Incident Type: 7325 OTHER ORDINANCE VIOLATIONS
Occurred From: 10/30/2015 02:10
Occurred Thru: 10/30/2015 02:10
Disposition:
Disposition Date:
Reported Date: 10/30/2015 03:06 Friday

Offenses

No.	Group/ORI	Crime Code	Statute	Description	Counts
1	IL0451400	7325	5-08-250C	COMPLIANCE W/STATE LIQUOR COMM RULES	1

Subjects

Type	No.	Name	Address	Phone	Race	Sex	DOB/Age
OTHER PERSON	1				WHITE	FEMALE	
OTHER PERSON	2				WHITE	FEMALE	
OTHER PERSON	3				WHITE	FEMALE	
OTHER PERSON	4				WHITE	MALE	
OTHER PERSON	5				WHITE	FEMALE	
OTHER PERSON	6				WHITE	MALE	
OTHER PERSON	7				WHITE	MALE	
OTHER PERSON	8	DONZELI, GUS D			WHITE	MALE	
SUSPECT/OFFENDER	1	A' SALUTE	2400 E MAIN ST SAINT CHARLES, IL 60174				
WITNESS	1				HISPANIC	MALE	

Arrests

Arrest No.	Name	Address	Date/Time	Type	Age
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Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
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Vehicles

OfficerID: brunkle, Narrative

On 103015 at 0211 Ofc. Mijal #372 and I arrived on scene of a check the well being call at A' Salute CR#15-24112. The call in that case was that a female subject () was in the bar, high intoxicated, and being taken advantage of by a male subject. That call was dispatched at 0207. As we arrived on scene I could see people inside the establishment which closed at 0200. As we approached the front door I observed a male subject heavier set with a black shirt with blue jeans on () make his way towards the back door with two subject exiting via the back door ahead of him (later identified by Ofc. Devol as and Gus Donzelli). As we walked up to the front entry a male subject exited the front door wearing a white sox jacket. There were two patrons outside the front door and we made our way inside to check on the reported female being taken advantage of.

As we entered the bar I noticed 3 glasses with liquid still in them on a couple center tables away from the bar that had not been picked up yet, As I looked at the bar I could see several empty glasses on top of the bar along with at least one half full glass. I also noted that there were two completely full one yellow liquid, one orange liquid with fresh ice and straws on the top of the bar as well. Note - Once inside the bar there were still 5 subjects within (Bartender - , Bartender - , Bar Back - , Server - , and patron-)

Ofc. Mijal spoke with one subject about the girl and I asked the bartender about why there were people in the bar after closing time. told me that they were busy and they tried to get everyone out. I explained that it wasn't an excuse for people to still be in the bar. then offered up the excuse that they had new servers and they didn't know better so people weren't moved out fast enough. I wasn't able to ask at that time about the two (full to the brim) drinks that were sitting on the bar top, as I went outside to speak to the male subject (wearing the black shirt who went to the back door as we walked up) heading to his vehicle to leave.

I spoke with that male subject identified as and he told me he was not an employee. I asked him while he was inside the bar after closing and he said he was just a patron. While speaking to a second male subject () who was inside as we entered walked up to our location and I asked if he was an employee. That subject identified as told me he works at the bar part time. I asked if he was working tonight. told me he was not. I clarified with that he was not working or getting paid to work (not inside cleaning or helping to close up the bar). confirmed again that he was not working this evening. I explained to that tonight he was simply a patron and therefore should not have been inside after closing. I asked about the guy with the white sox jacket on and he told me he didn't know who he was; telling me he was just a patron. After obtaining contact information from and I returned inside where the two full drinks and other glasses were now removed from the bar top and tables. I did observe taking them down from the bar while walking back towards the bar.

I asked about the drinks and told me they were just drinks that were brought up to the bar at closing time. told me that they must have been drinks that someone bought and simply didn't drink. I explained to that the glasses had fresh full ice cubes and were filled to the brim still. I explained to that it was highly unlikely that someone would order drinks and not even drink part of them. claimed that someone must have been milking the drinks, that she didn't make any drinks after 0200.

Ofc. Mijal confirmed the female subject in question (was helped home by the owner who was stopped out back by Ofc. Devol. Once we addressed the reason we were called to the business I explained to the that I would writing a report to document the fact that we had a complaint of a subject in the bar after 0200. That on our arrival at 0211 there were several subjects still inside who were not employees and there were drinks on the bar top that appeared to be freshly made full drinks; one orange, and the other yellow in color that were definitely not water. told me she understood and told me that the bar has not been in trouble since becoming A' Salute. did bring up the fact that she remembers when they got caught when it was Eastside Pub (her having been the bartender at that time).

When going to clear I witnessed go back up to the closed and locked front door. was let back inside the bar at 0237 by I made sure to have exit the business again. On our way out of the parking lot we did come across the original complainant from 15-24112, confirmed that he called after the bar was closed and that his date was inside the bar after closing time.

After getting a cab ride home I observed Donzelli pull up to the front of the business. I made contact with Donzelli and informing him that I would be writing a report to document the after hours occupancy violation of ordinance 5-08-250(O). Donzelli argued that some of that the people inside were employees. I explained to Donzelli that employees who are not working or not on shift don't count as employees when it comes to after hours occupancy. I also explained that I had regular patrons inside the business after hours as well. I told Donzelli that I was not writing a ticket, that I was simply writing a report that would go to the liquor commission for their review. Donzelli told me he understood.

At this time I have no further information in regard to this incident, case closed no further action at this time.

History of A'Salute Lounge & Grill Incidents/Violations

No prior history		
Violation – Allowed patrons to remain on or about licensed premise after hours	October 2015	Pending



ST. CHARLES
SINCE 1834

AGENDA ITEM EXECUTIVE SUMMARY

Title: Discussion Regarding Citation and Notice for The House Pub

Presenter: Mayor Rogina

Please check appropriate box:

<input type="checkbox"/>	Government Operations	<input type="checkbox"/>	Government Services
<input type="checkbox"/>	Planning & Development	<input type="checkbox"/>	City Council
<input type="checkbox"/>	Public Hearing	<input checked="" type="checkbox"/>	Liquor Control Commission (11/16/15)

Estimated Cost:		Budgeted:	YES	<input type="checkbox"/>	NO	<input type="checkbox"/>
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If NO, please explain how item will be funded:

Executive Summary:

This is a complaint of violation 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 House Pub or impose a fine upon by reason of the Complaint of Violation filed by the Police Department of an occurrence on or about October 20, 2015.

Attachments: *(please list)*

Citation and Notice of Hearing
Complaint of Violation
History Sheet

Recommendation / Suggested Action *(briefly explain):*

Discussion Regarding Citation and Notice for the House Pub.

For office use only:

Agenda Item Number: 7b

STATE OF ILLINOIS)
) SS
COUNTIES OF KANE AND DU PAGE)

**BEFORE THE LOCAL LIQUOR CONTROL COMMISSIONER OF
THE CITY OF ST. CHARLES, ILLINOIS**

IN THE MATTER OF THE LIQUOR)
LICENSE OF:)
) Case Number 2015-LC-03
THE STAVI-WERKS, INC.,)
d/b/a The House Pub)

CITATION AND NOTICE OF HEARING

TO: THE STAVI-WERKS, INC.
d/b/a The House Pub
16 S. Riverside Avenue
St. Charles, IL 60174


PLEASE TAKE NOTICE THAT on November 16, 2015 at the hour of 4:30 p.m., in the City Council Chambers at the St. Charles City Hall, 2 East Main Street, City of St. Charles, Illinois, the St. Charles Local Liquor Control Commission shall conduct a hearing pursuant to Chapter 5.08.250-O, 1 of the Municipal Code of the City of St. Charles and the Liquor Control Act of 1934, 235 ILCS 5/1-1 et seq.

The purpose of said hearing shall be to determine whether the St. Charles Local Liquor Control Commissioner, pursuant to his authority, shall revoke or suspend the local liquor license issued to you or impose a fine upon you, or both, by reason, by reason of the Complaint of Violation filed by the Chief of Police, James Keegan, a copy of which is attached.

AT WHICH TIME AND PLACE YOU MAY APPEAR AND DEFEND. YOU MAY BE REPRESENTED BY AN ATTORNEY IF YOU SO CHOOSE. ATTACHED HERETO IS AN ARRAIGNMENT FORM, WHICH IS INCORPORATED HEREIN. THE ARRAIGNMENT FORM SHOULD BE COMPLETED AND FILED WITH THE CITY CLERK WITHIN SEVEN (7) CALENDAR DAYS PRIOR TO THE HEARING. IF YOU FAIL TO FILE THE ARRAIGNMENT FORM WITHIN SEVEN (7) CALENDAR DAYS PRIOR TO THE HEARING AND IF YOU FAIL TO APPEAR AT THE HEARING, YOU WILL BE FOUND GUILTY OF THE VIOLATION BY DEFAULT AND THE ST. CHARLES LOCAL LIQUOR CONTROL COMMISSIONER WILL DETERMINE THE APPROPRIATE PENALTY.

YOU ARE ADVISED THAT IF A HEARING IS HELD AND YOU ARE FOUND GUILTY AFTER THE HEARING, THEN, IN ACCORDANCE WITH SECTION 5.08.320(A) OF THE ST. CHARLES MUNICIPAL CODE, YOU WILL BE REQUIRED TO REIMBURSE THE CITY FOR ANY AND ALL OUT OF POCKET EXPENSES, INCLUDING REASONABLE ATTORNEYS' FEES, COURT REPORTER APPEARANCE FEES AND THE COST OF HAVING POLICE OFFICERS AND WITNESSES PRESENT TO TESTIFY. ANY AND ALL QUESTIONS MUST BE DIRECTED TO THE CITY ATTORNEY, JOHN MCGUIRK, AT 630/513-8700 OR TO THE DEPUTY CITY CLERK, TINA NILES, AT 630/377-4422.

DATED this 27th day of October, 2015.



Raymond Rogina
Local Liquor Control Commissioner
City of St. Charles

cc: Mark Koenen, City Administrator
Chief of Police, James Keegan


STATE OF ILLINOIS)
) SS
COUNTIES OF KANE AND DU PAGE)

CERTIFICATE OF SERVICE

The undersigned, being first duly sworn on oath, deposes and states that he did service a copy of the Notice of Hearing upon the person to whom it is directed by leaving a copy with said individual as follows: STEVE LIND at Home PUG on the 28th day of October, 2015.



SUBSCRIBED AND SWORN TO
before me this 28 day of October, 2015.

before me this 28 day of October,

 NOTARY PUBLIC



STATE OF ILLINOIS)
) SS
COUNTIES OF KANE AND DU PAGE)

**BEFORE THE LOCAL LIQUOR CONTROL COMMISSIONER OF
THE CITY OF ST. CHARLES, ILLINOIS**

IN THE MATTER OF THE LIQUOR)
LICENSE OF:)
) Case Number 2015-LC-03
THE STAVI-WERKS, INC.)
d/b/a The House Pub)
16 S. Riverside Avenue)
St. Charles, IL 60174)

COMPLAINT OF VIOLATION

NOW COMES the Petitioner, James Keegan, Chief of Police of the City of St. Charles, Illinois and files this complaint before the Local Liquor Control Commission of the City of St. Charles, Illinois, and states as follows:

1. The Petitioner is the duly appointed Chief of Police of the City of St. Charles and as such is charged with the duty of enforcing the laws of the State of Illinois and the ordinances of the City of St. Charles.

2. On or about October 20, 2015, at approximately 2:40 a.m., the Licensee, The Stavi-Werks, Inc., d/b/a The House Pub, by and through its employees, officers and/or agents, committed the following offense in or upon the licensed premises at 16 S. Riverside Avenue, St. Charles, IL 60174:

**FIRST OFFENSE
(AFTER HOURS OCCUPANCY)**

Allowed persons who were not employees of the Licensee, to remain on or about the licensed premises after 2:00 a.m.

**SECOND OFFENSE
(PROHIBITED SALE)**

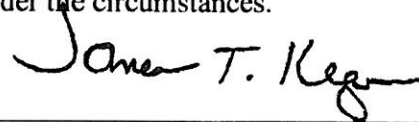
Sold, gave, delivered or allowed the consumption of liquor to an intoxicated person.

3. On or about October 20, 2015, The Stavi-Werks, Inc., d/b/a The House Pub was operating under a Class C liquor license issued by the City of St. Charles.

4. 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 O, 1 and Section 5.08.250 S, 1 of the St. Charles Municipal Code and the Liquor Control Act of 1934.

5. That the Licensee, The Stavi-Werks, Inc., d/b/a The House Pub, is responsible for the acts of its employees, officers, agents and patrons and is required to ensure that no violations of state law or ordinances of the City of St. Charles take place on or about said premises.

WHEREFORE, the Petitioner, James Keegan, Chief of Police requests pursuant to Section 5.08.320 of the St. Charles Municipal Code that the Local Liquor Control Commission hold a hearing on this matter and take such action against The Stavi-Werks, Inc., d/b/a The House Pub as the Commissioner shall deem appropriate under the circumstances.



James Keegan
Chief of Police
City of St. Charles, Illinois

John M. McGuirk
Attorney for the City of St. Charles
Hoscheit, McGuirk, McCracken
& Cuscaden, P.C.
1001 East Main Street, Suite G
St. Charles, IL 60174
630/513-8700

STATE OF ILLINOIS

)

) SS

COUNTIES OF KANE AND DU PAGE)

)

CERTIFICATION

Under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, the undersigned certifies that the statements set forth in this instrument are true and correct, except as to matters therein stated to be on information and belief and, as to such matters, the undersigned certifies as aforesaid that he verily believes the same to be true.

ly believes the same to be true.

James Keegan, Chief of Police

SUBSCRIBED AND SWORN TO
before me this 28th day of October, 2015.

Jack Carr

~~NOTARY PUBLIC~~



ARRAIGNMENT FORM

I, Stephen Erd, as agent for The Stavi-Werks, Inc., d/b/a The House Pub, being a licensee charged with a violation of Chapter 5.08 of the Municipal Code of the City of St. Charles and the Liquor Control Act of 1934, 235 ILCS 5/1-1 et seq. at 16 S. Riverside Avenue, St. Charles, Illinois, do hereby enter a plea of:



Guilty, but request a hearing in mitigation in which I will be given an opportunity to present evidence in support of my position to minimize any penalty.



Guilty, I do not request a hearing.



Not Guilty. I request a hearing.

The Stavi-Werks, Inc.

d/b/a The House Pub

Signature:

By: 

Date:

11/13/15

Subscribed and sworn to before me

This 13 day of November, 2015.

Christine Nilles

Notary Public



Form can be faxed to 630/377-4440
or e-mailed to the attention of Tina Nilles
at tnilles@stcharlesil.gov
Hard copy must follow by U.S. Mail



Case Report Summary



Print Date/Time: 10/28/2015 16:56
Login ID: kschult
Case Number: 2015-00023383

ST CHARLES POLICE DEPARTMENT
ORI Number: IL0451400

Case

Case Number: 2015-00023383
Location: 16 S RIVERSIDE AVE
SAINT CHARLES, IL 60174
Reporting Officer ID: 0080 - Bauwens

Incident Type: 7325 OTHER ORDINANCE VIOLATIONS
Occurred From: 10/20/2015 02:40
Occurred Thru: 10/20/2015 02:40
Disposition:
Disposition Date:
Reported Date: 10/20/2015 02:40 Tuesday

Offenses

No.	Group/ORI	Crime Code	Statute	Description	Counts
1	IL0451400	7325	5-08-250-O	AFTER HOURS OCCUPANCY	1
2	IL0451400	7325	5-08-250-R	HARBORING AN INTOXICATED PERSON	1

Subjects

Type	No.	Name	Address	Phone	Race	Sex	DOB/Age
COMPLAINANT	1				WHITE	MALE	
SUSPECT/OFFENDER	1				WHITE	MALE	
SUSPECT/OFFENDER	2	ERD, STEPHEN J			WHITE	MALE	
WITNESS	1				BLACK	MALE	
WITNESS	2				WHITE	MALE	
WITNESS	3				WHITE	MALE	
WITNESS	4				WHITE	MALE	

Arrests

Arrest No.	Name	Address	Date/Time	Type	Age
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Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
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Vehicles

No.	Role	Vehicle Type	Year Make	Model	Color	License Plate	State
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OfficerID: ebauwens, Narrative

On 10/20/15 at 0240 hrs I was dispatched to The House Pub (16 S Riverside Ave) for a report of subjects still inside and consuming alcohol. Sgt Bedell and Ofc Burden also responded to the scene. Upon arrival I observed the complainant, standing inside the doorway. I went to the window to look inside the bar. From my position, I could see all of the bar stools were up on the bar. I could see 2 small glasses with an unknown liquid inside of them on the bar top. One glass was in front of a subject standing behind the bar now known as Stephen Erd. There was another subject behind the bar now known as [redacted]. There was a male subject standing by the bar and he was identified as [redacted].

When I knocked on the glass, they just looked at me. [redacted] and [redacted] came to the front door when I knocked a second time. I advised them that I was coming inside to inspect the business. When I entered, I observed 2 male subjects sitting on the steps that lead to the 2nd level. They were identified as [redacted] and [redacted]. There was another male who was standing on the second floor leaning on the rail. He was identified as [redacted].

I asked who was in charge of the bar and [redacted] advised me that he was the bartender so he would be. I advised him that I received a complaint of people in the bar after hours and consuming alcohol. He stated that they were just cleaning up the place. I asked him if everyone was employees and he stated Stephen was the owner, and [redacted] was an employee. I was then advised that [redacted], and [redacted] were in a band and they played there tonight. I also noticed that the glasses were now empty.

I then asked about [redacted] who was standing outside. They advised me that they kicked him out around 0145-0150 hours. He was so drunk that he threw up in the street. I advised that if they weren't employees they would need to leave. They then advised that the subject outside had become unruly and they were waiting for him to leave. They were advised that they should have called us if there was any problems.

I then went outside to speak to [redacted]. He stated that while he was in the bar, a group of subjects stated he wasn't worthy of drinking with them. He advised them that he could drink with anyone. He and the owner then started a drinking contest. They started slamming shots of Crown Royal. He stated that he obviously lost because he puked in the street. He then pointed to a pile of vomit (obvious smell of vomit permeated the air). He further advised us that he didn't know the subjects before tonight and this was only his second time being at The House Pub.

I asked [redacted] how he was going to get home and he advised UBER. He then stated that he was going to stay at the Hotel Baker. I offered to call him a cab but he declined.

At this point the group exited the bar. Stephen was obviously intoxicated. He was staggering as he walked and had slurred speech. Ofc Burden asked Stephen how he was getting home. He stated his friends would drive him and that he knows not to drive like this. His friends provided him with a ride home.

This report will be given to the liquor commission for possible liquor law violations.

No further Action
EB 316
SB 330

History of The House Pub Incidents/Violations

Sale to underage	June 2010	3-day suspension of selling alcohol /\$500 fees
Warning Letter regarding lax of compliance of identification at business entrance	January 2012	No Action
Violation – Intoxicated person on premise and selling alcohol to such person	March 2012	\$100 fine / \$100 fees
Three Violation Offenses: 1) permit intoxicated person to loiter on premise, 2) sold alcohol to intoxicated person, 3) interfere/obstruction with law enforcement entering into business	March 2013	\$500 fine / \$500 fees and 3-day suspension of selling alcohol
Warning Letter regarding employee consuming alcohol while working in establishment	November 2014	No Action
Two Violation Offenses 1) allowed patrons to remain on or about licensed premise after hours, 2) allowed consumption of liquor to an intoxicated person	October 2015	Pending