

LOCAL LIQUOR CONTROL COMMISSION
Village Hall, 102 South Second Street

April 16, 2012 - 6:45 pm
Village of West Dundee

I. CALL TO ORDER:

Chairman Keller called the meeting to order at 6:45 pm.

II. ROLL CALL:

Present were Chairman Larry Keller, Commissioner Norm Osth and Commissioner Andy Yuscka. Also present were Village Manager Joseph Cavallaro, Police Chief Andrew Wieteska and Village Attorney John Brechin. There were four (4) persons in the audience.

III. APPROVAL OF MINUTES:

A. March 19, 2012

MOTION: Moved by Commissioner Osth and seconded by Commissioner Yuscka to approve the Local Liquor Control Commission minutes of March 19, 2012.

AYES: Commissioner Osth, Commissioner Yuscka and Chairman Keller

NAYS: None

IV. ITEMS FOR DISCUSSION:

A. Review of 2012-13 Liquor License Applications

Discussion was held regarding the renewal application for a Class A liquor license for Hammerhead's Billiards Pub, who have indicated their intention to change the name of the establishment to Bikini Bottom Bar & Grill. The owner, Mr. Randy Errington, was in attendance.

Commissioner Osth stated concern, based on Mr. Errington's written statements, that a name change may translate into a concept change, without the opportunity for concept review by the Local Liquor Control Commission. He stated that his preference would be to approve the renewal license under the existing name and license holder, Hammerhead's Billiards Pub.

Mr. Errington stated that his intention is to change the name of the corporation and establishment in order to perfect the name Bikini Bottom Bar & Grill with the patent and trademark bureau for use as a bar and restaurant before opening a second location. He stated that the same Board of Directors, Tax ID and FEIN will be retained as it currently exists.

Mr. Errington stated that at this time there will be very little difference from how Hammerhead's is currently operating, but that he wishes to transition the establishment into a family friendly beach-themed restaurant similar to the Margaritaville restaurant chain. He added that no major changes will be made to the concept and operations of the establishment until approved by the Village, noting that any changes in concept would necessitate physical changes to the establishment, which would require permits and review by the Building Department.

Chairman Keller stated that he would entertain a motion to issue a Class A liquor license to Bikini Bottom Bar & Grill pursuant to clarification of their business plan. No motion was made.

The balance of the liquor license renewal applications were presented for approval.

MOTION: Moved by Commissioner Osth and seconded by Commissioner Yuscka to approve six (6) Class A liquor licenses: Chili's, Chipotle, Dylan's Pub, Francesca's Campagna, Red Lobster and Village Square. Motion was approved.

AYES: Commissioner Osth, Commissioner Yuscka and Chairman Keller
NAYS: None

MOTION: Moved by Commissioner Yuscka and seconded by Commissioner Osth to approve three (3) Class B liquor licenses: Dominick's Pizzeria & Restaurant, Maxwell's Hotdogs and Romee Cafe. Motion was approved.

AYES: Commissioner Yuscka, Chairman Keller and Commissioner Osth
NAYS: None

MOTION: Moved by Commissioner Yuscka and seconded by Commissioner Osth to approve four (4) Class C liquor licenses: Dundee Supermart, Osco Drug, Route 31 Pantry & Liquors and Bond Drug (Walgreens). Motion was approved.

AYES: Commissioner Yuscka, Chairman Keller and Commissioner Osth
NAYS: None

MOTION: Moved by Commissioner Yuscka and seconded by Commissioner Osth to approve one (1) Class AAA liquor license: Olive Garden. Motion was approved.

AYES: Commissioner Yuscka, Chairman Keller and Commissioner Osth
NAYS: None

MOTION: Moved by Commissioner Osth and seconded by Commissioner Yuscka to approve two (2) Class CCC liquor licenses: Speedway and Thornton. Motion was approved.

AYES: Commissioner Osth, Commissioner Yuscka and Chairman Keller
NAYS: None

MOTION: Moved by Commissioner Osth and seconded by Commissioner Yuscka to approve one (1) Class CC liquor license: Marriott. Motion was approved.

AYES: Commissioner Osth, Commissioner Yuscka and Chairman Keller
NAYS: None

MOTION: Moved by Commissioner Yuscka and seconded by Commissioner Osth to approve one (1) Class D liquor license: VFW. Motion was approved.

AYES: Commissioner Yuscka, Chairman Keller and Commissioner Osth
NAYS: None

MOTION: Moved by Commissioner Yuscka and seconded by Commissioner Osth to approve four (4) Class E (outdoor dining) liquor licenses: Village Squire, Emmett's Brewing, Chipotle and Maxwell's Hotdogs. Motion was approved.

AYES: Commissioner Yuscka, Chairman Keller and Commissioner Osth
NAYS: None

MOTION: Moved by Commissioner Yuscka and seconded by Commissioner Osth to approve one (1) Class F liquor license: Emmett's Brewing. Motion was approved.

AYES: Commissioner Yuscka, Chairman Keller and Commissioner Osth
NAYS: None

MOTION: Moved by Commissioner Osth and seconded by Commissioner Yuscka to approve one (1) Class G liquor license: Randall Oaks Golf Club. Motion was approved.

AYES: Commissioner Osth, Commissioner Yuscka and Chairman Keller
NAYS: None

Discussion resumed regarding the Class A license application by Hammerheads / Bikini Bottom.

Attorney Brechin advised that a liquor license cannot be issued to a legal entity that does not exist. Manager Cavallaro suggested that Mr. Errington provide documentation of the legal name change and provide written confirmation of the nature of the establishment going forward.

Mr. Errington advised that he will file the amended corporation name with the Secretary of State tomorrow.

It was agreed that Mr. Errington will provide satisfaction of the legal name change with the Secretary of State and a written statement that the concept and operation of the establishment will not be altered in the future without a presentation to and approval by the Commission. Once provided, a Local Liquor Control Commission meeting will be scheduled for the earliest possible date providing sufficient public notice, in order to approve a license for the renamed corporation, Bikini Bottom Bar & Grill, Inc.

V. MISCELLANEOUS: There were none.

VI. ADJOURNMENT:

MOTION: Moved by Commissioner Osth and seconded by Commissioner Yuscka to adjourn the Local Liquor Control Commission meeting. The motion was approved by unanimous voice vote.

The Local Liquor Control Commission meeting adjourned at 7:20 pm.

ATTEST:

Kim Tibbetts
Deputy Village Clerk

Larry Keller
Village President