

VILLAGE OF WINNEBAGO LIQUOR COMMISSION
APRIL 14, 2016, MEETING MINUTES

The Village of Winnebago Liquor Commission met on April 14, 2016, at 6:00 p.m. at the Village of Winnebago Office. Present were the following: Village Liquor Commission Members Stan Maligranda and Jim O'Rourke, with Kelli Jeffers being absent. Guests present were Village Liquor Commissioner Franklin J. Eubank, Jr., and Village Attorney Mary J. Gaziano.

Liquor Commission Chairman Stan Maligranda called the meeting to order at approximately 6:17 p.m.

CONFLICT OF INTEREST STATEMENT. Chairman Maligranda asked if anyone on the Commission had any conflict of interest in reference to being an owner of a liquor establishment, or any other interest in a liquor establishment. All replied in the negative.

APPROVAL OF AGENDA. There being no changes to the Agenda, Jim O'Rourke made a motion to approve the Agenda, Stan Maligranda seconded, and the Agenda was approved.

APPROVAL OF MINUTES. The Minutes from the June 23, 3015 Liquor Commission meeting were approved upon the motion of Jim O'Rourke, second by Stan Maligranda, and unanimous approval.

PUBLIC COMMENT. None

BASSETT NEWSLETTER: Frank Eubank indicated he would like the Lori Schultz to scan and e-mail to all liquor license holders a copy of the Illinois Liquor Control Commission (ILCC) newsletter whenever it is received throughout the year.

Frank Eubank also reported that Winnebago County is one of the counties where Bassett certification is required by 7/1/16, so the Village will now be under Bassett rules and servers must have Bassett training. Frank Eubank indicated the Village needs to make sure all liquor license holders are aware of this requirement.

MANDATORY MEETING FOR LIQUOR LICENSEES: Frank Eubank distributed a draft sample letter he had received from the Illinois Liquor Control Commission that was for the purpose of notifying liquor license holders of a mandatory meeting on 5/23/16 at the Northwest Community Center in Rockford to be co-hosted by the ILCC and the various municipalities for liquor license holders. Frank indicated someone from the Village would be allowed to be a presenter along with personnel from the ILCC if there were local issues it was felt need to be addressed. Frank Eubank opined that he did not believe the Village had any issues. After the mandatory meeting there would be a free class training class offered.

Some general questions were raised in reference to the state training requirement (e.g. What happens if the State finds out there is not compliance by 7/1/16? Who will a server have to notify to show compliance? How is certification provided to the municipality? Does the ILCC have a data base showing completion of training? Does the Village have to look at the data, or do the servers need to notify the Village that the training is completed?)

Based on the above question, Stan Maligranda suggested adding language to the letter sent to the liquor license holders that when the notification is received that the training has been completed, a copy of that notification has to be provided to the Village. Frank Eubank also indicated there can be a follow-up letter sent to the license holder informing them how Village certification is to be provided (e.g. by State, or by server notifying the Village).

NEW BUSINESS: Frank Eubank reported there had one person come to Community Development Committee and the Village Board who wanted a “Molly’s” type of video gaming place by German American State Bank, and the Village Board voted 3-2 against the same. Frank Eubank indicated his concern is the 70%/30% food sales vs. liquor sales requirement. If had video gaming allowed, the proprietor of such an establishment would not have to meet the 70%/30% requirement and that would not be fair to the regular liquor license holders.

DISCUSSION OF 70%/30% SPLIT FOR FOOD VS. LIQUOR SALES:

There was discussion of whether the 70%/30% requirement should continue to apply for establishments holding a liquor license where liquor is sold to the public. Stan Maligranda indicated that if the decision is made to do away with, or reduce, the 70/30 requirement, that would likely require new space being built because there is no place were a liquor license would be available due to the “dry” nature of the Village, except if there is any space at the property owned by German American State Bank. Someone would then have to make a significant investment to build a bar. Jim O’Rourke indicated he never understood why there was the 70%/30% requirement. Stan Maligranda mentioned his daughter works at Oscar’s, and that entity was interested in the Village of Winnebago, but concerned about the 70%/30% requirement.

Discussion was also had about Michelle Princer and that irregularity with which the required point of sale records have been provided for Toni’s of Winnebago. The sales records of food vs. alcohol for the last 6 months are to be provided by Toni’s of Winnebago by 4/25/16, as a condition to renewal of said entity’s liquor license, and with such provision there may be consideration of a waiver of the requirement for the records not provided during the last 2 years.

Next meeting of the Liquor Commission set for July 21, 2016, at 6:00 p.m.

There being no further new business or matters to discuss in Executive Session, Jim O'Rourke made a motion to adjourn, the same was seconded by Stan Maligranda, and the meeting was adjourned at 7:13 p.m.

UNAPPROVED

Mary J. Gaziano, Village Attorney

Minutes approved by Village Liquor Commission
on _____.