

**VILLAGE OF WINNEBAGO LIQUOR COMMISSION**  
**APRIL 27, 2015, MEETING MINUTES**

The Village of Winnebago Liquor Commission met on April 27, 2015, at 6:30 p.m. at the Village of Winnebago Office. Present were the following: Village Liquor Commission Members Stan Maligranda and Jim O'Rourke. Kelli Jeffers was absent. Guests present were Village Liquor Commissioner Franklin J. Eubank, Jr., Village Attorney Mary J. Gaziano, and Jamie McGrail.

Liquor Commission Chairman Stan Maligranda called the meeting to order at approximately 6:30 p.m.

**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 October 8, 2014, and March 4, 2015 Liquor Commission meetings were approved upon the motion of Jim O'Rourke, second by Stan Maligranda, and unanimous approval.

**PUBLIC COMMENT.** Jamie McGrail, Manager of Sullivan's Foods, was present on behalf of Sullivan's to express said entity's interest in having video gaming in the restaurant portion of its grocery store. He indicated that Sullivans is seeking to do the same thing in Stockton and Savanna, with everything approved in Stockton, and the owners are just waiting for delivery of the two machines sought to be installed.(Further discussion of this issue by the Commission is detailed below.)

**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.

**BYO (Bring Your Own) PROHIBITION ORDINANCE DISCUSSION.**

Attorney Gaziano handed out a copy of the draft ordinance previously reviewed by the Commission, but with the year changed to 2015. Jim O'Rourke made a motion recommending the sending of the ordinance with the new 2015 designation back to the Board for approval consideration, with the positive recommendation of the Liquor Commission, Stan Maligranda seconded the same, and the motion carried.

**VIDEO GAMING ISSUE.** There was extensive discussion over the issue of the desire of Sullivan's Foods to have video gaming in the restaurant portion of its store. Jamie indicated there would not be increased store hours so the video gaming would end at 10:00 p.m. when the stores close. They would like to attract customers into their stores in any way possible. The issues of the need for a Class A or Class B liquor license to serve alcohol was discussed, along with machine placement, monitoring, and security issues. Frank Eubank suggested to Jamie that he provide the Liquor Commission with a video of a

store that already has video gaming so it could be seen how it is laid out and monitored, and information on the amount of revenue generated. Jamie inquired if there would be the possibility of acquiring a joint license for both package sales and service on the premises, and Frank indicated that would require a change to the Village's liquor ordinance as there is currently not a provision for the same.

As to the draft video gaming ordinance itself, a motion was made by Jim O'Rourke and seconded by Stan Maligranda to send the video gaming ordinance to the Village Board for passage consideration, with a positive recommendation for the same coming from the Liquor Commission. The motion carried.

**LIQUOR LICENSE RENEWALS.** Attorney Gaziano brought up the problems experienced with certain liquor license holders in not getting renewal materials in on time, and always tendering incomplete renewal applications, despite repeated direction provided over the years. There was discussion of having a possible provision in the liquor ordinance that would charge a fee of \$300.00-\$400.00 for an incomplete or incorrect application, with there being a revision of the renewal application to ensure that it is as user-friendly as possible. Currently, via Ordinance 2014-08, there is a \$2,500.00 fee for a late or incomplete application which seems too harsh when there are minor errors or omissions.

Attorney Gaziano also brought up the problem of Class A and Class B liquor license holders not complying with liquor ordinance requirements to provide the twice annual statements showing that the 70/30 percentage requirements are being met in reference to the percentage of food and non-alcoholic beverages sold as compared to alcoholic beverages. Attorney Gaziano reported that the involved businesses have been informed that the current liquor licenses will not be renewed unless information for a certain time period is provided by April 30, 2015, with the deadline date being May 31, 2015, for all other past reports due.

**NEW BUSINESS.**

Next Liquor Commission Meeting is set for June 23, 2015 at 6:30 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 7:51 p.m.

**UNAPPROVED**

Mary J. Gaziano, Village Attorney

Minutes approved by Village Liquor Commission  
on \_\_\_\_\_.