

VILLAGE OF WINNEBAGO LIQUOR COMMISSION
OCTOBER 5, 2020, MEETING MINUTES

The Village of Winnebago Liquor Commission met Virtually via GotoMeeting on October 5, 2020, at 6:00 p.m. Liquor Commissioner Franklin J. Eubank, Jr., was at the Village of Winnebago Office at 108 W. Main Street, Winnebago, IL, as it is required by statute that a member of the public body be physically present at the Village for remote meetings that are being allowed by Governor Pritzker during the pandemic. Present were the following: Village Liquor Commission Members Stan Maligranda, Jim O'Rourke, and Kelli Jeffers. Guests present were Village Liquor Commissioner Franklin J. Eubank, Jr., (as stated above, present in Village Office), and, Amber Pena and Village Attorney Mary J. Gaziano, both of whom were present remotely.

The meeting was called to order by Chairman Stan Maligranda at approximately 6:00 p.m.

CONFLICT OF INTEREST STATEMENT. Inquiry was made 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. No changes to the Agenda were requested so a motion for approval of the Agenda was made by Jim O'Rourke, seconded by Kelli Jeffers, and the motion carried unanimously via roll call vote as is required for remote meetings.

APPROVAL OF MINUTES. The March 16, 2020, and the September 1, 2020 Minutes were both unanimously approved via roll call vote, with Attorney Gaziano reading aloud the September 1, 2020 Minutes.

PUBLIC COMMENT. None, as no one signed up for the same.

APPLICATIONS OF A.A.A.M.V., INC., d/b/a BAGO WINE & SLOTS FOR LIQUOR LICENSE

The liquor license application request will be changed to a Class G request, with the date to coincide with the effective date of the ordinance adopting a Class G classification. The business will be moving in next to the Subway in town. Kelli Jeffers made the motion that the Liquor Commission recommend to the Liquor Commissioner that a Class G liquor license be granted to A.A.A.M.V., Inc., d/b/a Bago Wine & Slots, Jim O'Rourke seconded the same, and the motion carried unanimously via roll call vote. Frank Eubank, Jr., as the Village Liquor Commissioner, has 15 days to either grant or deny the liquor license, with reasoning provided for the decision. The criminal background check with fingerprints needs to be completed.

SETTING UP TIMETABLE TO REVIEW LIQUOR ORDINANCE & UPDATE

Discussion was had about whether the Liquor Commissioner should be the one running the Liquor Commission Meetings, as is the case in other municipalities, and this is something that will be further discussed when looking at the Village's liquor ordinance and any suggested changes. It was also discussed that the Village Attorney could provide a liquor ordinance sample that was more comprehensive than the Village's liquor ordinance when the committee would be determining what changes or additions would be made to the Liquor Ordinance. Attorney Gaziano will look into how other municipalities address the role of Liquor Commissioner.

NEW BUSINESS

Jim O'Rourke inquired about what the Village is doing in reference to businesses in the Village who are not following Governor Pritzker's rules in place due to the pandemic. Frank Eubank indicated he has authority as the Liquor Commissioner to take action if he feels a liquor license holder is acting in a way that is detrimental to the Village and he can suspend a liquor license for up to 7 days, with a hearing to be conducted within that 7 day period. The Village Board has not authorized any further action to be taken for violations. If someone complains, the Village Police Department is to investigate, and to contact the Chief of Police, Village Attorney, and Village President, and the matter can be reported to the Winnebago County Health Department. The health department can possibly pull the permit for serving of food, and can possibly close the establishment. It was mentioned that Sheriff Caruana has said he will not have his police officers enforce the Executive Orders from Governor Pritzker. The State Police are to be used for such enforcement if the local officers are not doing so.

Jim O'Rourke also questioned whether or not Cimino's has a gaming permit from the Village, as he saw an advertisement from said entity for slot machines. No gaming license has been obtained from the Village so the matter will be investigated.

NEXT MEETING DATE:

The next meeting is scheduled for Thursday, November 19, 2020, at 6:00 p.m.

There being no further new business or matters to discuss in Executive Session, Kelli Jeffers made a motion to adjourn, the same was seconded by Jim O'Rourke, and the meeting was adjourned at 6:46 p.m. via roll call vote.

Approved

Mary J. Gaziano, Village Attorney

Minutes approved by Village Liquor Commission
on October 21, 2021.

Liquor Commission Chairman