

Liquor License Review Board

March 26, 2015
Osage Centre, Room 2D
3:00 p.m.

Board Present: Lori Meyer, Human Resources Manager, Chief Review Officer
Steve Cook, Assistant Public Works Director
Charles "Speedy" Wagoner

City Staff Present: Gayle Conrad, Director of Citizen Services/City Clerk
Lt. Bradley Smith, Police Department
W. Eric Cunningham, City Attorney

Others Present: Robert T. Schloss, Owner, Last Call
Cory Huskey, Manager, Last Call

Call to Order

Ms. Meyer called the meeting to order at 3:00 p.m. She introduced the Board and explained the rules of procedure for addressing the Board.

The minutes of the February 17, 2015, meeting of the Liquor Review Board were approved upon Mr. Wagoner's motion, Mr. Cook's second, and the following vote: Ayes, Cook, Meyer, Wagoner. Nays, none.

COMMENTS, DISCUSSION & VOTING

Review of appeal of suspension of liquor license for Whiskey Business LLC, d/b/a Last Call, 632 Broadway, Cape Girardeau, Missouri

- a. Ms. Meyer called for Applicant Comment.

Mr. Tim Schloss, 9916 Winkle Road, St. Louis MO 63128, owner of Last Call appeared, presented a background of the business, and discussed the recent incidents that occurred at his bar. He reviewed improvements completed to prevent repeated occurrences and to prevent underage people from entering the bar, including improving staffing levels, training of staff, and installing cameras. He indicated he met with the Police Chief and staff in October of 2013 and February 2014 and has reached out to the Mayor and City Manager regarding issues that occurred at his establishment and how to be proactive to prevent them in the future. He continued that he has been hosting many philanthropic fundraiser events and intends to continue.

Mr. Cory Huskey, General Manager of Last Call, also appeared. He indicated that he was not aware of the public urination incident referenced in the police

reports that occurred in the parking lot until he received the suspension notice. Videos of the premise are kept for 28 days, but the incident had occurred beyond that time frame. In addition, a residential unit that is rented to college students adjoins the Last Call building and shares the parking lot, and some of the incidents in the lot could be coming from this location. He reviewed the other events that occurred at the bar referenced in the police reports and discussed changes that have been made to prevent these from occurring in the future. Mr. Huskey stated he felt that he had proper security and training in place, but one of the bouncers did not act appropriately and is no longer employed. In addition, when a fake ID ring was occurring in the city, Mr. Huskey stated he turned over many fake IDs to the Police Department to assist them in its investigation. Unfortunately, with current technology, fake IDs are looking too real and are difficult to identify.

- b. Ms. Meyer called for City Staff Comment.

Lt. Bradley Smith, Cape Girardeau Police Special Operations Bureau, appeared and reviewed the incidents that had occurred at Last Call, 632 Broadway, on February 6 and February 13. He stated that Last Call is about the only bar in the City that is age 21 and up. Mr. Wagoner questioned the evidence presented in the Police Report regarding the public urination incident, and he requested the disposition of the citations issued. Lt. Smith stated that when the violator was taken into custody, he refused a breath test, and the arresting officer witnessed slurred speech and other signs of intoxication.

- d. The Board reviewed and discussed the information provided.

Ms. Meyer thanked the owner and manager for appearing before the Board. She indicated the board must determine whether to uphold the recommended 10-day suspension.

Ms. Meyer made a motion to support the City Manager's recommendation for a 10-day liquor license suspension for Last Call. The motion failed for lack of a second. Mr. Wagoner indicated that he did not support the 10-day suspension but would be agreeable to a 3 to 4 day suspension. Mr. Cook stated he could be comfortable with a shorter duration of suspension as the business has worked to make improvements.

Following additional discussion by the board, a Motion was made by Mr. Cook, seconded by Mr. Wagoner, to amend the City Manager's recommended suspension and reduce it to a five-day suspension of the Liquor License for Whiskey Business, LLC, d/b/a Last Call, 632 Broadway, Cape Girardeau, Missouri. The motion was approved 3-0 upon the following vote: Ayes, Cook, Meyer, Wagoner. Nays, none.

Mr. Schloss thanked the board for their consideration and requested that the suspension be arranged around already-established charitable events to be held at the bar on April 9, 17, 25, and May 1. City Attorney Eric Cunningham stated that the City

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Manager will determine the dates of the suspension, and a letter will be sent to the owner and manager with the dates of the suspension.

Adjourn

A Motion was made by Mr. Wagoner, seconded by Mr. Cook, to adjourn.

The motion was approved 3-0 upon the following vote: Ayes, Cook, Meyer, and Wagoner. Nays, none.

Meeting ended at 4:10 p.m.

Minutes taken by:

Gayle Conrad

Director of Citizen Services/City Clerk