

LIQUOR AND LICENSE COMMISSION
McHenry County Government Center – Administration Building
667 Ware Road - Woodstock IL 60098

MINUTES OF WEDNESDAY, JULY 11, 2007

Chairman Hammerand called the meeting to order at 9:15 a.m. The following members were in attendance: John Hammerand, Chairman; Yvonne M. Barnes; James P. Kennedy; and Nick Provenzano. Ms. McCann was absent. Also in attendance: Jamie Rein, Assistant State's Attorney.

John Hammerand, Chairman
Yvonne M. Barnes James P. Kennedy
Mary T. McCann Nick Provenzano

MINUTES OF THE PREVIOUS MEETING

Mr. Kennedy made a motion, seconded by Ms. Barnes, to approve the regular session minutes of June 13, 2007. The minutes were approved as presented with all members present voting aye.

PUBLIC PARTICIPATION

Mr. Provenzano asked to speak during public participation relative to concerns previously raised by people living near J.R.'s Broken Inn. He reported he had recently driven out to the establishment at approximately 10:30 p.m. on a Friday night to get a better understanding of the various noise complaints that have been raised by the surrounding neighbors. He had expected to hear loud music but the establishment was very quiet and he did not observe any problems at that time. He stated that when people voice a complaint it would be helpful to have the specific date and a time of such disturbances. He noted that he recently responded to an e-mail complaint stating that such complaints were being investigated. In response to neighbors' continued complaints, Mr. Provenzano proposed to contact the surrounding neighbors and meet with them to discuss their ongoing concerns and how to best address their concerns. He asked the Committee if they would like to join in this meeting and they felt it would be a step in the right direction. Mr. Provenzano stated he would contact the neighbors to see when such a meeting could be scheduled. Should this plan move forward, proper notice will be made in accordance with the Open Meetings Act.

PRESENTATION

Agritourism – Winery Business: The person who was to provide this presentation did not show.

NEW BUSINESS

New Manager, Liquor License applications and/or Amusement License requests: Mr. Tejas Desai and Mr. Nehal Desai joined the Committee to discuss their application for a Liquor License for an establishment currently known as Lakeside Liquors located in Wonder Lake. Ms. Consuelo Anderson, the proposed Manager also joined the meeting. The license would be held by Suram Corporation with Mr. Tejas Desai serving as President and Mr. Nahal Desai serving as Secretary/Treasurer. The Committee reviewed the application and supporting documents. The establishment will be leased by the Corporation. Noting all paper worked appeared to be in order, Mr. Provenzano made a motion, seconded by Ms. Barnes, to approve a Liquor License for Suram Corporation. Mr. Hammerand questioned if a person who is not a citizen of the United States could hold a liquor license. Ms. Reins researched this issue and reported that under Section 11 of our Liquor Ordinance a person who is not a citizen of the United States could not apply for a liquor license as an individual or partnership, but is qualified to apply as a corporation (Section 11 [11]) under the "Business Corporation Act of 1983". After discussion, it was noted that the results of the finger prints have not been received. Mr. Provenzano made a motion to amend the original motion to make the liquor license contingent on finger print results. Ms. Barnes seconded the motion. The motion to amend carried with all members present voting aye. A roll call vote on the main motion carried with all members voting aye (Barnes, Kennedy, Provenzano and Hammerand). Chairman Hammerand explained that before the new liquor license can be issued, the current owner must surrender his liquor license.

Raffle Permits: A Raffle Application was reviewed for the Stateline Comets Youth Football. Noting all paperwork was completed, Mr. Provenzano made a motion, seconded by Mr. Kennedy, to approve a raffle permit as requested from the Stateline Comets Youth Football. The motion carried with a unanimous voice vote of all ayes.

Three Raffle Permits were reviewed after which Ms. Barnes made a motion, seconded by Mr. Kennedy to approve Raffle Permits for the following: (1) Big Brothers Big Sisters of McHenry County; (2) McHenry County Bar Association; and (3) Wonder Lake Water Ski Show Team. The motion carried with a unanimous voice vote of all ayes.

OLD BUSINESS

Ms. Reins reported that in response to the Committee's request to ask the owners of Mookies Riverside Inn to meet with the Committee, the secretary had contacted Ms. Suarez (one of the Owners) who had informed her that she had an Order of Protection against Mr. Suarez and she would be unable to attend the meeting if Mr. Suarez were to also attend.

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She also stated she did not have a current address or phone number to contact Mr. Suarez. The third owner, Mr. Bishop, had not been contacted due to the information that was provided by Ms. Suraez. Ms. Reins also reported that to her knowledge this establishment is now up for sale. Mr. Provenzano voiced his concerns that not all owners were contacted as requested at the last meeting. He stated he would like to see a certified letter sent to all three owners asking that they attend the next meeting to review concerns raised relative to a May 12, 2007 incident report. Chairman Hammerand stated that normal procedures to contact an owner were conducted and if there are additional problems at this establishment the Committee could then request an appearance by all owners. He stated he was against sending a certified letter. Ms. Reins reminded the Commission that this was not a violation at this point and if they come in it would not be a hearing. Ms. Barnes stated she is concerned that all owners were not notified and she agreed with Mr. Provenzano that at this point a certified letter should be sent to all three owners. After a discussion, the Committee directed Ms. Reins to send a certified letter to each of the owners requesting that they attend the next meeting of the Commission.

ADJOURNMENT: Noting no further business, the meeting adjourned at 10:30a.m. on a motion by Mr. Provenzano, seconded by Mr. Kennedy, with all members present voting aye.

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