

CARSON CITY LIQUOR AND ENTERTAINMENT BOARD

Minutes of the April 20, 2006, Meeting

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A meeting of the Carson City Liquor and Entertainment Board was held during the regularly scheduled Board of Supervisors session on Thursday, April 20, 2006, at the Community Center Sierra Room, 851 East William Street, Carson City, Nevada, that began at 8:30 a.m.

PRESENT: Chairperson Marv Teixeira, Vice Chairperson Robin Williamson and Board Members Shelly Aldean, Pete Livermore, Richard S. Staub, and Ken Furlong

STAFF PRESENT: Linda Ritter City Manager
Alan Glover Clerk-Recorder
Al Kramer Treasurer
Tom Hoffert Public Works Operations Manager
Melanie Bruketta Chief Deputy District Attorney
Katherine McLaughlin Recording Secretary
(B.O.S. Recording 4/20/06 8:41:25)

NOTE: Unless otherwise indicated, each item was introduced by staff's reading/outlining/clarifying the Board Action Request and/or supporting documentation. Staff members present for each Department are listed under that Department's heading. Any other individuals who spoke are listed immediately following the item heading. A tape recording of these proceedings is on file in the Clerk-Recorder's office. This tape is available for review and inspection during normal business hours.

Mayor Teixeira recessed the Board of Supervisors session and immediately convened the Liquor and Entertainment Board by noting that a quorum is present, including Member Furlong. For Minutes of the Board of Supervisors session, see its folder for this date.

ACTION ON APPROVAL OF MINUTES (8:41:35) - None.

A. TREASURER - Al Kramer - ACTION TO APPROVE A BEER AND WINE LICENSE FOR GOLDEN MONKEY, LLC, DBA GENGHIS KHAN KITCHEN AND SUSHI BAR, WITH HERLINA SNIDER AS LIQUOR MANAGER, LOCATED AT 260 WINNIE LANE (8:42:01) - Herlina Snider advised that she had purchased the establishment and changed its name. Member Furlong indicated that the Sheriff's Office had completed its background check of Ms. Snider and did not object to her licensing. Chairperson Teixeira reminded her that having a Liquor License is considered a privilege in Carson City. He cautioned her against serving minors as she could lose the license if caught serving minors. Member Staub moved to approve a beer and wine license for the Golden Monkey, LLC, dba Genghis Khan Kitchen and Sushi Bar with Herlina Snider as Liquor Manager, located at 260 Winnie Lane; fiscal impact is \$500 original new fee, \$500 investigation fee, and \$150 quarterly fee. Member Livermore seconded the motion. Motion carried 6-0.

B. SHERIFF AND DISTRICT ATTORNEY - Member/Sheriff Ken Furlong, Detective David Legros, Chief Deputy District Attorney Melanie Bruketta - ACTION TO DETERMINE, BASED UPON THE INVESTIGATION CONDUCTED BY THE SHERIFF'S OFFICE, IF GROUNDS EXIST TO REVOKE THE LIQUOR LICENSE ISSUED TO DAVID AND TALEA MORGAN, DBA T'S TAVERN, AND IF SO, ACTION TO ISSUE OR CAUSE TO BE SERVED ON THE LICENSEES AN

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ORDER TO SHOW CAUSE WHY THE LICENSE SHOULD NOT BE REVOKED (8:43:36) -

Detective Legros reviewed the Sheriff's Investigative Report indicating that Talea Morgan had a disagreement with one of her patrons and had fired four shots at him when he refused to leave the bar. The victim has been located. He does not wish to testify against Ms. Morgan. The next day David Morgan allegedly contacted the adjacent business owner and made arrangements to patch the bullet holes in the wall. Detective Legros then explained that a bartender at the establishment had been caught during a sting operation allegedly serving a minor and failed to check the individuals' identification cards. Copies of this incident were distributed to the Board and Clerk. (A copy is in the file.) Both incidents were to be considered as part of the reasons for having a show cause hearing.

Ms. Bruketta asked that the show cause hearing include the State's confiscation of liquor that was purchased from nondistributors. Discussion pointed out the belief that Ms. Morgan had not been physically threatened. It was a verbal exchange until she fired the weapon.

Member Aldean noted for the record that the Dave Morgan under discussion is not related to the David Morgan who has the *News Carson City*.

Member Furlong indicated that he did not have any information on whether Licensee David Morgan is actively involved in operating the bar. Member Furlong explained his reasons for feeling that there is adequate information to justify the declaration of a show cause hearing. The incident was reported by an individual from outside the State of Nevada. He also indicated that the serving of minors and the purchasing of alcohol to stock the shelves violations are sufficient reasons for conducting a show cause hearing. Member Livermore pointed out that the citation regarding discharging a weapon will be considered in the courts as a separate issue. Ms. Bruketta advised that a warrant has been requested on the serving of minors. Discussion indicated that the court date on the shooting incident is unknown. Chairperson Teixeira opined that there is adequate information and evidence to conduct a show cause hearing.

Member Staub moved to find that grounds exist to revoke the liquor license issued to David and Talea Morgan, dba T's Tavern and move that the Liquor and Entertainment Board request the District Attorney to prepare for the Mayor's signature an Order to Show Cause as to why the T's Tavern Liquor License should not be revoked based upon the grounds of a criminal investigation conducted by the Carson City Sheriff's Office regarding Ms. Talea Morgan's discharge of a firearm within the tavern, the unlawful serving of liquor to a minor, and the State's investigation which showed that liquor was being purchased from grocery stores and then being taken back to the business and served in existing bottles behind the bar; the hearing shall be held on May 18, 2006, during the regularly scheduled Liquor and Entertainment Board meeting. Members Livermore, Aldean and Williamson seconded the motion. Public comments were solicited but none were given. Motion carried 6-0.

There being no other matters for consideration by the Liquor and Entertainment Board, Chairperson Teixeira adjourned the Liquor and Entertainment Board meeting.

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The Minutes of the April 20, 2006, Carson City Liquor and Entertainment Board meeting

ARE SO APPROVED ON May 18, 2006.

/s/
Marv Teixeira, Mayor

ATTEST:

/s/
Alan Glover, Clerk-Recorder