

CARSON CITY LIQUOR AND ENTERTAINMENT BOARD
Minutes of the May 18, 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, May 18, 2006, at the Community Center Sierra Room, 851 East William Street, Carson City, Nevada, beginning at 8:30 a.m.

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

STAFF PRESENT:	Linda Ritter	City Manager
	Alan Glover	Clerk-Recorder
	Andrew Burnham	Community Development Director
	Steve Albertsen	Undersheriff
	Melanie Bruketta	Chief Deputy District Attorney
	Steve Schutte	Chief Deputy Sheriff
	Michael Suglia	Senior Deputy District Attorney
	Katherine McLaughlin	Recording Secretary
	Jennifer Pruitt	Senior Planner

(BOS 5/18/06 Recording 8:49:35)

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 recording of these proceedings is on file in the Clerk-Recorder's office. It 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. (A quorum was present, including Sheriff's Representative Schutte.) For Minutes of the Board of Supervisors, see its folder for this date.

ACTION ON APPROVAL OF MINUTES - 4/20/06 (8:49:55) - Member Aldean moved to approve the Carson City Liquor and Entertainment Board Minutes dated April 20, 2006, as presented. Member Williamson seconded the motion. Motion carried 6-0.

4. DISTRICT ATTORNEY - Senior Deputy District Attorney Michael Suglia - ACTION TO DETERMINE, BASED UPON THE INVESTIGATION CONDUCTED BY THE SHERIFF'S DEPARTMENT, AND EVIDENCE AND TESTIMONY PRESENTED AT THE SHOW CAUSE HEARING WHETHER GROUNDS EXIST TO REVOKE THE LIQUOR LICENSE ISSUED TO DAVID AND TALEA MORGAN, DOING BUSINESS AS T'S TAVERN, AND IF SO, ACTION TO DIRECT THE DISTRICT ATTORNEY TO PREPARE AN ORDER FOR REVOCATION (8:50:00) - Undersheriff Steve Albertsen, David and Talea Morgan - Mr. Suglia distributed copies of a new proposal to the Board and Clerk. (A copy is in the file.) He had met with Mr. and Mrs. Morgan regarding their original proposal. The proposed stipulations were the results of that meeting. They were based on the fact that the bar is for sale. The misdemeanor charge against Ms. Morgan is for discharging a gun within the City limits. The individual whom she shot at is not interested in pressing charges or being a witness. Mr. Suglia indicated that the ability to prove that she did so with the intent to harm an individual may be difficult to prove. The

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Board could accept the stipulations or modify them if desired. If they were not acceptable to the Board, he was prepared to proceed with the revocation hearing. Undersheriff Albertsen indicated that the proposed stipulations are acceptable to the Sheriff's Office. Discussion indicated that the Morgans were not represented by an attorney. Mr. Suglia explained that Mr. Morgan had been actively participating in the discussions and the proposed compromise. The Morgans know that any violation of the seven stipulations will result in immediate loss of the Liquor License. They agreed to the stipulations. Public comments were solicited but none were given. Discussion indicated that the stipulations are binding upon the Morgans until the sale of the bar. The buyer will be investigated and must come to the Board for approval of his/her license. A sale is pending as indicated by the promissory note. Mr. Suglia explained that he is not asking the Sheriff's Office to monitor the establishment beyond that which they do on a routine basis. If any violations are brought to his attention, Mr. Suglia will proceed with the revocation. He also asked the Board to direct him to include the stipulations in the order which is required for the show cause hearing. The stipulations will then become conditions on the license. Member Staub amended Stipulation No. 2 to include "or their agents". Mr. Suglia concurred and thanked him for the addition. Ms. Morgan explained that she had neglected to copy both sides of the promissory note. Mr. Suglia indicated that yesterday corrected copies were given to the City Manager's office. Chairperson Teixeira pointed out that the deposit is nonrefundable which he felt indicated the buyer is serious about acquiring the business. The need to keep the business open until the license is transferred was noted. The buyer had allegedly applied for a license. Discussion indicated that the Morgans are in the process of obtaining the landlord's approval of the buyer. They did not anticipate any problems with the landlord. Discussion explained the revised motion. Member Staub moved that the Board accept the stipulations with the owners of T's Tavern, Talea Morgan and David Morgan, in accordance with the stipulations that have been provided to the Board with the following amendment: Item 2 shall have "agents" added to it, and the Board instructs the District Attorney's Office to prepare an appropriate order in accordance with the stipulation(s). Member Livermore seconded the motion. Mr. Suglia indicated that the motion was adequate. The motion was voted and carried 6-0. Chairperson Teixeira reminded the Morgans that they were very close to having lost their license.

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

The Minutes of the May 18, 2006, Carson City Liquor and Entertainment Board meeting

ARE SO APPROVED ON June 15, 2006.

/s/
Marv Teixeira, Mayor

ATTEST:

/s/
Alan Glover, Clerk-Recorder