



AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF DECEMBER 5, 2007

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

Consent Discussion

SUBJECT:

Discussion and possible action regarding Approval of Change of Ownership for a Tavern license subject to the provisions of the planning and fire codes and Health Dept. regulations, From: Almeida & Almeida, dba Maggies Tavern, William E. Almeida and Magarita Almeida, 100% jointly owned, To: Fidencio Garcia, dba El Dos De Oros Bar and Nightclub, 1203 East Charleston Blvd., Suite G - J, Fidencio Garcia, Owner, 100% - Ward 3 (Reese)

Fiscal Impact

- No Impact Augmentation Required
 Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

Discussion and possible action regarding Approval of Change of Ownership for a Tavern License.

RECOMMENDATION:

Recommendation to be provided following the discussion of this item at the City Council Meeting and subject to the provisions of the planning and fire codes and Health Dept. regulations.

BACKUP DOCUMENTATION:

None

Motion made by GARY REESE to Approve subject to the provisions of the planning and fire codes and Health Dept. regulations and the following added conditions:

- A. Claudio Garcia shall not have any role in the business operations as an employee, manager or otherwise.
- B. Fidencio Garcia must have a presence on-site during peak hours (8 PM - 2 AM) unless the business closes earlier.
- C. All employees must maintain in their possession work cards, health cards and AA cards at all times while they are working.
- D. Violations of the conditions shall result in an immediate suspension of the Tavern license until a review of the license is scheduled at the next available City Council meeting.

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E. A six month review.

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 1
RICKI Y. BARLOW, LOIS TARKANIAN, OSCAR B. GOODMAN, GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-LARRY BROWN)

Minutes:

The applicant was present, accompanied by LAURA STRAYVA, 520 South Fourth Street.

JIM DiFIORE, Manager of Business Services, gave a history of all licenses at this location. There were numerous problems at this particular location under the applicant's brother, including numerous work, alcohol and health card violations as well as serving alcohol to minors. Although there is no real concern with this applicant's background, there is a concern that those problems could reoccur. MR. DiFIORE read additional conditions into the record to prevent this applicant's brother from being involved in the business.

