



Las Vegas

Agenda Item No.: 39.

**AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JUNE 4, 2008**

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

Consent Discussion

SUBJECT:

Discussion and possible action regarding a Six Month Review of Temporary Approval of a Tavern License, Fidencio Garcia, dba El Dos De Oros Bar and Nightclub, 1203 East Charleston Boulevard, Suite C-1, 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 a Six Month Review of Temporary Approval of a Tavern License.

RECOMMENDATION:

Recommendation to be provided following the discussion of this item at the City Council Meeting.

BACKUP DOCUMENTATION:

None

Motion made by GARY REESE to Approve subject to the following original conditions:

A. Claudio Garcia shall not have any role in the business operation as an employee, manager or otherwise.

B. The licensee must have presence on site during peak hours, 8:00 p.m. to 2:00 a.m., unless the business closes earlier.

C. All employees must maintain in their possession work cards, health cards and alcohol awareness cards while working.

D. Violations of the conditions shall result in immediate suspension of the tavern license until a review is scheduled at the next regularly scheduled meeting.

E. A six-month review shall be scheduled for December 3, 2008.

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Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 1; Excused: 0

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

Minutes:

The applicant was present, accompanied by his attorney, JAY BROWN, 300 South Fourth Street.

JIM DiFIORE, Manager of Business Services, reported that there have been 13 calls for service, but not all of them were related to the business. In three instances, licensing officers reported to the Las Vegas Metropolitan Police Department (Metro) the need to remove intoxicated individuals from the premises. The bartenders and servers were advised to be more cautious in serving drinks, as required under the Alcohol Awareness Program requirements. He recommended the following original conditions remain in place: 1) Claudio Garcia shall not have any role in the business operation as an employee, manager or otherwise; 2) The licensee must have presence on site during peak hours, 8:00 p.m. to 1:00 a.m., unless the business closes earlier; 3) All employees must maintain in their possession working cards, health cards and alcohol awareness cards while working; 4) Violations of the conditions shall result in immediate suspension of the tavern license until a review is scheduled at the next regularly scheduled meeting; and 5) A six-month review shall be scheduled for December 3, 2008.

MR. DiFIORE advised MR. GARCIA that he is doing a good job, but cautioned him to ensure that his bartenders and servers exercise control over the patrons consuming alcohol.

COUNCILMAN REESE confirmed with MR. DiFIORE that CLAUDIO GARCIA had not been and would not be involved in the business.

On behalf of MR. GARCIA, ATTORNEY BROWN concurred with the conditions.