

RECORD OF PRECEEDINGS
PUEBLO COUNTY LIQUOR AND MARIJUANA LICENSING BOARD
MONDAY, DECEMBER 13, 2021
6:00 P.M.
COMMISSIONERS' CHAMBERS AT PUEBLO COUNTY COURTHOUSE
215 WEST 10TH STREET

The following are summarized statements from the Pueblo County Liquor and Marijuana Licensing Board members and County Staff. Please refer to the Pueblo County Facebook page to watch the full video of the meeting.

I. ATTENDANCE/EXCUSED

Members Present: Brian Casaus, Tom Emerson, Wallace Rice (via Zoom), Lucretia Robinson, Judith Stein

Members Absent: Kim Archuletta (excused), Henry Reyes (excused)

Staff Present: Carmen Howard, Director of Planning and Development; Gail Wallingford-Ingo, Deputy Director of Planning and Development; Sarah Long, Assistant County Attorney; Peter Blood, Assistant County Attorney; Tawnya Stringer, Licensing Manager; Dani Cernoia, Recording Secretary; AnaLinda Bermudez, Recording Secretary

Vice-Chairperson Casaus called the Pueblo County Liquor and Marijuana Licensing Board (LMLB) meeting to order at 5:31 P.M.

II. EXECUTIVE SESSION

Request for an executive session for a conference with the Assistant County Attorney for the purpose of receiving legal advice on hearing procedures pursuant to C.R.S. Section 24-6-402(4)(b).

Ms. Long requested a motion to enter Executive Session. Mr. Rice motioned to enter Executive Session. Ms. Robinson seconded the motion. The motion carried unanimously.

Executive Session began at 5:33 P.M.

Executive Session ended at 5:59 P.M.

The meeting was live on Facebook at 6:00 P.M. Ms. Long informed the audience of the Executive Session and summarized the meeting attendance.

III. APPROVE THE MEETING MINUTES OF NOVEMBER 8, 2021

Ms. Robinson motioned to approve the meeting minutes of November 8, 2021. Ms. Stein seconded the motion. The motion carried unanimously.

IV. APPROVE AGENDA OF DECEMBER 13, 2021

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Ms. Robinson motioned to approve the agenda of the December 13, 2021 meeting. Mr. Emerson seconded the motion. The motion carried unanimously.

V. CONSENT MEETING AGENDA ITEMS

Vice-Chairperson Casaus requested the staff memorandums and any applicable Findings and Orders be made part of the record of proceedings.

Mr. Blood requested to move item 5.B.4.f to the Regular Meeting agenda as item 7.A.1.a.

Ms. Robinson motioned to approve the consent meeting agenda as amended. Ms. Stein seconded the motion. The motion carried unanimously.

LIQUOR LICENSES

- Renewal Application for a Tavern Liquor License located at 327 Highway 50 East, Avondale, Colorado 81022 submitted by Birner Erica G dba Chuck's Place.
- Renewal Application for a Tavern & Cabaret Liquor License located at 324 South McCulloch Boulevard, Pueblo West, Colorado 81007 submitted by PSM Holdings, LLC dba Jimmy's Tavern.
- Renewal Application for a Hotel & Restaurant Liquor License located at 24500 Highway 50 East, Pueblo, Colorado 81006 submitted by Mi Ranchito, Inc dba Mi Ranchito.
- Renewal Application for a Tavern & Cabaret Liquor License located at 127 East Spaulding Avenue, Pueblo West, Colorado 81007 submitted by VFW dba Pueblo West Post 5812.
- Renewal Application for a Liquor Store License located at 198 S. Purcell Blvd, Suite 170, Pueblo West, Colorado 81007 submitted by Leng Jason M dba Purcell Blvd Liquor.
- Renewal Application for a Hotel & Restaurant and Cabaret Liquor License located at 877 East Enterprise Drive, Pueblo West, Colorado 81007 submitted by Rojas, Inc dba Rojas Restaurante Mexicano.
- Renewal Application for a Fermented Malt Beverage Liquor License located at 78 North McCulloch Boulevard, Pueblo West, Colorado 81007 submitted by Walmart, Inc dba Walmart #3382.
- Transfer of Ownership Application for a Hotel & Restaurant Liquor License located at 332 South McCulloch Boulevard, Pueblo West, Colorado 81007 submitted by Rhodes Group, LLC dba Bella Pasta and Seafood transferring from Cheerco, LLC dba Bella Pasta and Chicken.

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MARIJUANA ESTABLISHMENT LICENSES

- Renewal Application for a Retail Marijuana Products Manufacturer located at 77 North Laser Drive, Suite A, Pueblo West, Colorado 81007 submitted by ClutchX, LLC dba Clutch Extracts.
- Renewal Application for a Medical Marijuana Store and Medical Marijuana Products Manufacturer located at 922 East Kimble Drive, Pueblo West, Colorado 81007 submitted by Denco, LLC.
- Renewal Application for a Retail Marijuana Cultivation Facility located at 23 North Precision Drive, Pueblo West, Colorado 81007 submitted by Elite Farms, LLC.
- Renewal Application for a Retail Marijuana Cultivation Facility located at 37037 Harbour Road, Avondale, Colorado 81022 submitted by Exuberant Industries, LLC.
- Renewal Application for a Retail Marijuana Cultivation Facility located at 43 North Fabrication Drive, Pueblo West, Colorado 81007 submitted by Happy Brands, LLC dba Hiatus Cannabis.
- Renewal Application for a Retail Marijuana Cultivation Facility located at 76 North Mission Drive, Pueblo West, Colorado 81007 submitted by High Horse, LLC dba Snax.
- Renewal Application for a Retail Marijuana Cultivation Facility located at 95 North Magneto Drive, Pueblo West, Colorado 81007 submitted by Himalaya Farms, LLC.
- Renewal Application for a Medical Marijuana Products Manufacturer and Retail Marijuana Products Manufacturer located at 37 North Silicon Drive, Unit A, Pueblo West, Colorado 81007 submitted by JP Labs II, LLC dba Robhots Edibles.
- Renewal Application for a Medical Marijuana Products Manufacturer and Retail Marijuana Products Manufacturer located at 78 North Silicon Drive, Building 1 of 4, Pueblo West, Colorado 81007 submitted by Palo Verde, LLC.
- Renewal Application for a Retail Marijuana Cultivation Facility located at 52719 US Highway 50 East, Boone, Colorado 81025 submitted by River Roots, LLC.
- Renewal Application for a Retail Marijuana Cultivation Facility located at 5715 Red Creek Springs Road East, Pueblo, Colorado 81005 submitted by Wowi, LLC.
- Change of Ownership Application for a Medical Marijuana Products Manufacturer and Retail Marijuana Products Manufacturer located at 77 North Laser Drive, Suite D, Pueblo West, Colorado 81007 submitted by HWMF, LLC dba Rockin' Extracts.

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- Transfer of Ownership Application for a Retail Marijuana Cultivation and Retail Marijuana Products Manufacturer located at 843 East Chemical Drive, Pueblo West, Colorado 81007 submitted by Flying J, Inc dba Kushmas transferring from Genesis 8, LLC.
- Approval of Hearing Officer Findings and Order for a Retail Marijuana Cultivation Facility and Retail Marijuana Products Manufacturer located at 9000 South Interstate 25, Colorado City, Colorado 81019 submitted by Heartland Industries, LLC.
- Approval of Hearing Officer Findings and Order for a Retail Marijuana Cultivation Facility located at 2310 Pope Valley Ranch Road, Unit B, Pueblo, Colorado 81005 submitted by Insite Commercial and Trading Limited Group, LLC.
- Approval of Hearing Officer Findings and Order for a Retail Marijuana Cultivation located at 5810 Highway 78 West, Pueblo, Colorado 81005 submitted by JJLV, LLC dba Cannaves.
- Approval of Hearing Officer Findings and Order for a Retail Marijuana Store located at 4305 Thatcher Avenue, Pueblo, Colorado 81005 submitted by SBUD, LLC dba Star Buds.
- Approval of Hearing Officer Findings and Order for a Retail Marijuana Products Manufacturer located at 2285 North Interstate 25, Pueblo, Colorado 81008 submitted by Syls, LLC dba Strawberry Fields.

VI. REGULAR HEARING AGENDA ITEMS

LIQUOR LICENSES

- New Application for a Liquor Store located at 359 East Enterprise Drive, Suite 9, Pueblo West, Colorado 81007 submitted by I'll Drink to That "Cakes", LLC dba I'll Drink to That Cakes.

Vice-Chairperson Casaus opened the hearing.

Mr. Austin Gemmell, 1430 Wynkoop Street, Suite 300, Denver, Colorado 80202, attorney for I'll Drink to That "Cakes", LLC dba I'll Drink to That Cakes made an opening statement and called Ms. Cheri Marten, 824 S Flamenco Drive, Pueblo West, Colorado 81007, as his only witness. Discussion occurred between Mr. Gemmell and Ms. Marten regarding the concept of I'll Drink to That "Cakes", LLC dba I'll Drink to That Cakes.

Discussion occurred between the Board and Ms. Marten.

Vice-Chairperson Casaus closed the hearing.

IN FAVOR

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No one spoke in favor.

IN OPPOSITION

There was no opposition.

REBUTTAL

There was no rebuttal.

Vice-Chairperson Casaus closed the hearing.

Discussion occurred.

MOTION

Ms. Robinson motioned to approve the New Application for a Liquor Store located at 359 East Enterprise Drive, Suite 9, Pueblo West, Colorado 81007 submitted by I'll Drink to That "Cakes", LLC dba I'll Drink to That Cakes. Ms. Stein seconded the motion. The motion carried unanimously.

VII. REGULAR MEETING AGENDA ITEMS

MARIJUANA ESTABLISHMENT LICENSES

- Approval Hearing Officer Findings and Order for a Retail Marijuana Cultivation located at 7064 West State Highway 96, Pueblo, Colorado 81005 submitted Voodoo Stylee Natural Farm, LLC dba Voodoo Stylee Natural Farm.

Ms. Long provided a summary to the Board.

Mr. Blood stated the Hearing Officer referenced a property possession issue from a staff report in his Order for Voodoo Stylee Natural Farm, LLC dba Voodoo Stylee Natural Farm. The property possession issue was solely for background information and was not intended as or argued as a reason to deny renewal. Mr. Blood recommended the Board reopen the hearing to limit the denial to be due to inactivity.

Ms. Long informed the Board of their options.

Discussion occurred.

Mr. Rice motioned to reopen the hearing for Voodoo Stylee Natural Farm, LLC dba Voodoo Stylee Natural Farm just for argument on the decision without taking in any new evidence. Ms. Stein seconded the motion. The motion carried unanimously.

Ms. Long stated the hearing will be scheduled for the January 10, 2022 meeting and the applicant will be notified.

VIII. OTHER

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DISCUSSION

- Adoption of Resolution No. LMLB 21-01, designating a place for the posting of notice of public meetings in 2022.

Ms. Long summarized the Resolution.

Ms. Robinson motioned to approve the adoption of Resolution No. LMLB 21-02, designating a place for the posting of notice of public meetings in 2022. Mr. Rice seconded the motion. The motion carried unanimously.

- Discussion of 2022 LMLB calendar and potential dates.

Ms. Stringer stated there are no conflicts with Holidays for 2022.

Ms. Stein motioned to accept the 2022 LMLB calendar. Mr. Emerson seconded the motion. The motion carried unanimously.

Ms. Long informed the Board of a training to be scheduled in January or February 2022 and the current Chair and Vice-Chair roles end at the end of January 2022. She added how to apply if any Board members were interested.

ADJOURN

There being no further regular business before the LMLB, the meeting was adjourned at 6:48 P.M. The next LMLB meeting is scheduled to be held on Monday, January 10, 2022, at 6:00 P.M. in the Commissioners' Chambers at the Pueblo County Courthouse, 215 West 10th Street.

Respectfully submitted,



Dani Cernoia, Recording Secretary
Department of Planning and Development