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OPERATIONS COMMITTEE

MEETING MINUTES

December 15, 2009

8:00 a.m.

Village Green, 47 Hall Street

Attendance: Tom Counts, Don Grubbs, Steve Lutz, Susie Ross, Bill Klausman, Gene Hollins and Mike Costanza.

I. REVIEW PROPERTY MANGEMENT, INC LIQUOR LICENSE REQUEST

Gene Hollins informed the Committee that the receiver for the closed Las Margaritas Restaurant has taken ownership of the liquor permit. He stated that the owner of Liberty Plaza feels that in order to run a successful business they need to be able to utilize two liquor permits in order to attract appropriate tenants. Bill Klausman, an attorney representing the City of Powell, stated that temporary holding patterns between tenants and users should be reviewed because of liquor permits scarcity. He commented that one risk with receivers taking possession of Las Margaritas is that they can transfer, via the Trex process, the liquor permit out of the area forever. He stated the City may wish to tell the receiver it's not appropriate to hold the permit where there is no operation or possibly encourage them to turn the liquor permit back in. Both Mr. Hollins and Mr. Klausman stated a balancing act must be followed in order to keep Liberty Plaza profitable while adhering to the law.

Don Grubbs stated that the City Council is interested in encouraging restaurants to locate in Powell and does not want to lose a liquor license through the Trex process.

Bill Klausman stated that they could contact Reg Martin, a representative of the receiver, in order to notify him about the City's concerns.

Tom Counts stated as the economy picks up the City will need additional liquor permits for future establishments.

The Committee agreed to recommend to Council that the hearing before the State Liquor Board be canceled. They also requested that Bill Klausman notify Reg Martin that the City does not think it's appropriate to transfer a liquor permit outside of the corporate limits.

II. ADJOURNMENT

Having no further business to come before the Committee, the meeting was adjourned at 8:30 a.m.

