

AGENDA
LIQUOR AND LICENSE COMMISSION
TUESDAY, DECEMBER 6, 2011 – 12:00 P.M.
McHenry County Government Center – Administration Building
667 Ware Road – County Board Conference Room
Woodstock, IL 60098

- 1.0 Call to Order
- 2.0 Minute Approval
- 3.0 Public Comment
- 4.0 Presentation
- 5.0 New Business
- 6.0 Old Business
 - 6.05 Update on Winery Classification
 - 6.10 Incident Reports
 - 6.15 Update on Sting Operations
- 7.0 Executive Session (as necessary)
- 8.0 Reports to Commission
- 9.0 Other Business (as applicable)
- 10.0 Adjournment

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MINUTES OF TUESDAY, NOVEMBER 8, 2011

Chairman Hammerand called the meeting to order at 11:17 a.m. The following Commission members were present: John Hammerand, Chairman; Bob Bless; Diane Evertsen; John Jung and Barb Wheeler. Also in attendance: Kenneth Koehler, Liquor Commissioner; Peter Austin, County Administrator; Jamie Rein, State's Attorney's Office; and the public.

John Hammerand, Chairman	
Bob Bless	John Jung, Jr.
Diane Evertsen	Barbara Wheeler

MINUTES: Ms. Wheeler made a motion, seconded by Ms. Evertsen, to approve the minutes of the September 13, 2011 Liquor and License Commission meeting. Ms. Evertsen noted one correction on the last line of the first page of the minutes. There should be a comma after the word "drink". The minutes were approved as submitted, with the noted correction, with all members present voting aye on a voice vote.

PUBLIC COMMENT:

Lee Papineau, McHenry, Illinois addressed the Commission concerning the excessive noise coming from the Snuggery during night hours. At times the noise is so loud that it comes through the walls of his home and wakes him up. The noise is not constant, but last 10 to 15 minutes at a time. By the time he calls the police and they arrive, the noise stops. He wanted to go on record that the loud noise from the Snuggery is starting again.

Dennis Leo, McHenry, Illinois addressed the Commission concerning excessive noise coming from the Snuggery. He stated that loud noise is starting once again to come from the Snuggery. It lasts 10 to 15 minutes and by the time he calls the police department, the noise is gone. He provided Commission members with a copy of a Freedom of Information Report showing complaints at the Snuggery's location starting at 10:00 p.m. until 2:00 a.m. beginning in October, 2009 through September, 2011. He questioned if the Sheriff's Department has been informed of the Liquor Commission Ordinance as it pertains to noise levels. Ms. Rein mentioned that she has provided the Sheriff's Department the information and they are providing the information to their deputies concerning what the requirements are for the Liquor Commission Ordinance as it pertains to noise.

Mark Hoffmann from the Snuggery addressed the Commission. He mentioned that there have not been any problems in the last several months. The recent complaints about noise are intermittent scenarios. He has discussed this matter with Mr. Papineau and Mr. Leo and has offered for the manager and himself to go to their homes at a specific time during an evening and listen for the excessive noise and try to determine the cause. He wants to address these issues and will be working with the neighbors towards an amicable resolution. He wants his business to be an asset to the community and provide a nice service to the area.

Mr. Koehler left at 11:27 a.m.

PRESENTATION: None.

NEW BUSINESS:

Raffle Permits and Special Liquor License Request

River's Edge Pub, Ltd.: Linda and Keith Warner came before the Commission to request a Class "A" and "D" liquor license for their establishment known as River's Edge Pub, Ltd. located in McHenry, Illinois. Commission members reviewed the application and supporting documentation for this liquor license. Mr. Jung made a motion, seconded by Ms. Wheeler, to approve the Class "A" and "D" Liquor License for River's Edge Pub, Ltd. as submitted. The motion carried with all members voting aye on a roll call vote (Bless, Evertsen, Jung, Wheeler and Hammerand).

Raffle Permits:

Ms. Wheeler made a motion, seconded by Mr. Bless, to review and approve five raffle permits at the same time. This was unanimously approved by the Commission members present. Raffle permits reviewed were for St. Elizabeth Ann Seton; Country Quilters of McHenry County; Nunda Township Republican Central Committee; Family

Alliance, Inc.; and Pioneer Center for Human Services. Commission members reviewed the applications and noted all documents were completed and bond information provided. The motion carried with all members voting aye on a roll call vote (Bless, Evertsen, Jung, Wheeler and Hammerand).

OLD BUSINESS:

Incident Reports: Ms. Rein mentioned that she received an incident report from the Sheriff's Department concerning a dispute in the parking lot at the Snuggery. She has not received any other incident reports from the Sheriff's Department concerning any other liquor establishment that have a McHenry County liquor license.

Update on Sting Operations: None.

Discussion on Potential Winery Classifications: Ms. Rein provided members with a handout containing information about licenses for Illinois wineries. There are five designations of wine manufacturer licenses with the Illinois Liquor Control Commission, those being a first-class wine maker's license; a second-class wine maker's license; a limited wine manufacturer; a first-class wine manufacturer; and a second-class wine manufacturer. The City of Galena in Jo Daviess County has a separate Class "H" license for a first-class wine maker's license and members were provided with the description of this license.

Mr. Jung left the meeting at 11:50 a.m.

It was the consensus of the members to model the Class "H" license that the City of Galena currently has. Ms. Rein will prepare a draft of a wine makers license for the members to review at the next meeting.

Mr. Jung returned to the meeting at 11:55 a.m.

EXECUTIVE SESSION: None.

REPORTS TO COMMISSION: None.

OTHER BUSINESS:

Ms. Rein mentioned that it has been brought to her attention that the Health Department has received several complaints regarding two unincorporated McHenry County Liquor establishments regarding smoking in the facilities which is in violation of the Smoke Free Illinois Act. These establishments are The Liquor Hole and House of Lawrence. The Health Department has also been experiencing problems with The Liquor Hole with increasing the number of seats in the establishment which increases the capacity in the building and causes septic issues. The Sheriff's Department has been to both establishments and has issued citations to the people smoking inside both establishments. Ms. Rein will research the Illinois Liquor Control Commission rules and find out what their rules are concerning violations of the Smoke Free Illinois Act in liquor establishments.

Chairman Hammerand reminded members that the December 2012 meeting has been rescheduled to Tuesday, December 6, 2011 at 12:00 p.m.

Chairman Hammerand mentioned that there have been questions as to whether or not portions of the McHenry County Fairgrounds are located within the City of Woodstock. He has obtained a map from the Planning & Development Department which depicts that all of the property owned by the McHenry County Fairgrounds is located in unincorporated McHenry County.

ADJOURNMENT: Noting no further business, Ms. Evertsen made a motion, seconded by Mr. Jung, to adjourn the meeting at 12:08 p.m. The motion carried with a unanimous voice vote.

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RECOMMENDED FOR BOARD/COMMITTEE ACTION/REVIEW:

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