# LIQUOR CONTROL BOARD

To: Liquor Control Committee Commissioner Dave Piepkorn Kay Schwarzwalter

Lydia Tackett Robert D Nelson

John Stibbe – via telephone

June 21, 2023

Meeting called to order at 1:30 pm.

1. Approve minutes of the May 24, 2023 regular meeting.

Moved Tackett

Second Schwarzwalter

Passed Unanimously

1. Review Liquor Applications
   1. Fargo Brewing LLC d/b/a Fargo Brewing located at 610 University Dr. North adding a Class W to their existing Class C alcoholic beverage license.

Steve Sprague presented, Fargo Brewing wanting to serve wine, looking for a recommendation for approval. Nelson had concerns about Fargo Brewing not holding the proper license. Sprague stated their investment in the industry is the brewery. Piepkorn asked if there are any current licenses that the two licenses are combined. Sprague stated they are separate licenses, but similar to the GH license, no food sales needed.

Moved Tackett

Second Stibbe

Passed Unanimously

* 1. Fargo Air Museum d/b/a Fargo Air Museum located at 1609 19th Ave North for a Class A-Club alcoholic beverage license

For Club License holders, the entity needs to be in existence for 20+ years and have 200+ members, Fargo Air Museum does meet the standards. Sprague stated there are dated items in the background check, but did come with a recommendation of approval from the Police Department.

Moved Tackett

Second Schwarzwalter

Passed Unanimously

* 1. Five Star African Cuisine d/b/a Five Star African Cuisine located at 855 45th Street South, Suite 1A for a Class GH alcoholic beverage licensee.

Sprague presented. Piepkorn asked Chief regarding possible concerns and issues with the applicant of Five Star African Cuisine. Five Star African Cuisine the applicant did disclose items, but their response was they did not read well and only answered no to everything. Chief Zibolski said he wouldn’t prohibit him, but wanted to bring it to the Board’s attention as it is concerning. Tackett voiced how important it was to the applicants to complete the paperwork and to be careful when sending in the applications. Chief Zibolski wanted to bring the concern to the board as a business prospective and he could not determine the honesty of the third applicant. Sprague asked the board what they would like to do moving forward. Piepkorn has concerns about the applicant answering the application correctly, with intention or not, is not a good way to start off your experience, which is a formal document by the City of Fargo. Tackett has concerns regarding applicants not filling out the application completely. Schwarzwalter stated they have concerns about the lack of attention to the application and completing server training. Piepkorn said one option would be to continue the meeting and have Five Star re-apply with a corrected and complete application.

Motion to Continue Nelson

Second Schwarzwalter

Passed Unanimously

1. Police Department Monthly Report
   1. General Report (distributed via email)

Chief Zibolski had a couple of concerns with underage people in establishments. District 64 had a couple of instances, Chief Zibolski would like the owner to be able to respond. Piepkorn stated he got a call from a Judge that more minors are coming in to their courtroom with violations, which is a serious issue. Chief Zibolski said this is a concern and is going to look in to it further and bring it back next month. Piepkorn stated the walkthrough was on a busy Saturday night and the establishment was not using the id scanner. Schwarzwalter had concerns with the three business that had intoxicated people coming in to their establishment. Wondering if the point of last drink could be investigated. Chief Zibolski stated they could ask the individual, but was not sure it would be productive. Tackett asked if it could become part of the process to ask the individual their point of last drink.

* 1. Minors on licensed premise (Continue to July 19, 2023)

Piepkorn stated this would be moved to the next meeting. Asked for a motion.

Motion to Continue Tackett

Second Schwarzwalter

Passed Unanimously

1. Other Items
   1. Other – Planning Department population estimate

Sprague presented and stated he was in a meeting where there was a comment the estimated city population is now at 131,000. Two licenses would be available after 130,000 people; Class B limited license and a Class Z license. Sprague stated we would not have to wait for the next census to come out. Sprague looking for permission to advertise the license. City Attorney, Nancy Morris, stated City Commission must approve the population change before advertising can be approved.

Meeting Adjourned at 2:03 pm