

**Approved Minutes of the  
Liquor Control Review Board  
Tuesday, January 29, 2013 - 7:30 p.m.  
Village Hall - Room 215**

**Present:** Commissioners John Lipic, Jane Miller and Victoria Scaman; Chair Jerry Ostergaard; Village Clerk Teresa Powell

**Also Present:** Acting Village Attorney Simone Boutet; Business License Officer Sunny Choi; Noparatana Chaisri, owner of Jambal, Inc., d/b/a Sagano Sushi; Max Williams and Shanon Williams of Downtown Oak Park

**Absent:** Commissioner Mas Takiguchi

**Call to Order:** Chair Ostergaard called the meeting to order at 7:30 p.m.

**Agenda Approval**

It was moved and seconded to approve the agenda for the meeting. A voice vote was taken and the agenda was approved as presented.

**Public Comment**

There was no public comment.

**Approval of Minutes**

It was moved and seconded to approve the minutes of the meeting of November 27, 2012. A voice vote was taken and the minutes were approved as presented.

**Discussion of Role of LCRB With Acting Village Attorney Simone Boutet**

Acting Village Attorney Simone Boutet stated that staff must review applications to ensure that all information is complete and correct prior to the LCRB issuing recommendations. She referred to a recent applicant that did not have a lease or ownership designated on the application but was still approved for recommendation to the Board of Trustees. Approving recommendation “pending completion” of various items should not be done.

Business License Officer Sunny Choi stated that pending approvals have occurred for various reasons. There have been applicants who have a signed lease and want to open for business as soon as possible or applicants who will not enter into a lease until they are approved for a liquor license. Ms. Boutet stated that they should seek advice from their attorneys; leases could be written contingent upon securing a license, etc. Village Clerk Powell noted that applicants will now be deferred from appearing before the LCRB until all information is received.

Ms. Boutet answered questions from the commissioners. Topics of discussion included the need for a defined address prior to issuance of a liquor license, the role of the Liquor Commissioner, outside catering licenses and changes in corporate structure and/or name.

Village Clerk Powell raised the subject of the recent Illinois Liquor Control Commission citations. Ms. Boutet has not received information about resolution of these cases from the ILCC. Without direct knowledge of these infractions, the Village will not be in a position to act on these alleged violations.

## New Business

### Sagano Sushi – New Owner

Mr. Choi referred to the application, noting that it is a simple change in ownership from Phunlop Ruengpinyophun to Noparatana Chaisri. Ms. Chaisri stated that the prior owner's liquor license has expired and she is currently operating in a BYOB capacity. Village Clerk Powell indicated that the lease was not under the corporate name, Jambal, Inc., which appeared on the application, and noted that this needs to be corrected before the license can be referred to the Board. If this can be corrected within the next day, it could be forwarded to the Board of Trustees at their next meeting.

It was moved and seconded to recommend that a Class B-2 Restaurant Liquor License for Jambal, Inc., d/b/a Sagano Sushi, be granted contingent upon correction of the lease to reflect the corporate name listed on the license application.

The roll call was as follows:

AYES: Commissioners Lipic, Miller and Scaman; Chair Ostergaard

NAYS: None

ABSENT: Commissioner Takiguchi

The motion was approved.

### DTOP – Uncork Illinois and Oaktoberfest

Shanon Williams of Downtown Oak Park spoke about the annual Oaktoberfest. Tickets are sold for wine and beer by the glass; ID's are checked during the ticket purchasing process. Max Williams of Downtown Oak Park added that this is a community event attracting families and noted activities scheduled.

Uncork Illinois was discussed. Clerk Powell noted that all bottle sales were done through Marion Street Cheese Market last year and was convenient for customers. She asked if the same process would be done for 2013. Mr. Williams said that they have just begun conversations with MSCM and have confirmed a plan. He added that the vintners would prefer direct sales to consumers.

Mr. Choi explained that the sale of glasses of wine or tastings is done through DTOP's E-1 license. Clerk Powell added that the E-1 license does not allow for package sales. Commissioner Scaman asked if a new license can be created to allow for package sales by the vintners. Mr. Williams added that this would be preferable to them. Clerk Powell suggested waiting for the answer from Marion Street Cheese Market. There was further discussion regarding tax issues. The subject of a for-profit company, i.e. the vintner, making money off of a not-for-profit's license, i.e., DTOP, was discussed.

Village Clerk Powell suggested that Ms. Boutet contact DTOP's attorney for further discussion. Chair Ostergaard commented that he did not want to make this more difficult, but wanted to ensure that the law was being followed.

### Food Obsession

Mr. Choi introduced Daniel Vogel, who is taking over the Perfect Dinner location. Mr. Vogel spoke about his experience and his business, Food Obsession. He will conduct catering on a small scale; wine would be included in the catering package. He already has 15 events scheduled between April and July.

Village Clerk Powell advised Mr. Vogel to complete the application and other required documentation. Chair Ostergaard suggested returning on February 26 with that information in order to get the recommendation before the Board of Trustees prior to their April break.

## **Administrative Report**

Village Clerk Powell announced that Papaspiros may close, as the owner is considering another location across the street. He may be approaching the LCRB to obtain a liquor license for that location. Another restaurant may take over the current space. Clerk Powell also said that she has been in contact with people who are interested in the Thyme and Honey space who will also apply for a liquor license.

She announced that the Avenue Business District has changed its name to the Hemingway Business District. Also, a general cleanup of liquor licenses in the ordinance is being done by staff to ensure that the entity to which each was issued matches what was issued by the State. The date of the next meeting is Tuesday, February 26.

Mr. Choi reported that the Flat Top Grill parent company has filed for Chapter 11 reorganization under the bankruptcy law. Also, Lou Malnati's will be opening in Oak Park.

## **Annual Renewals**

Chair Ostergaard commented that Papaspiros was up for renewal and stated that if the owner does decide to move to another location, he needs to be reminded that the liquor license is not transferable.

It was moved and seconded that the March annual renewals be approved as follows:

| <b><u>LICENSE HOLDER</u></b>  | <b><u>CLASS</u></b>   | <b><u>EXPIRES</u></b> | <b><u>TAX STATUS</u></b> |
|---|-----------------------|-----------------------|--------------------------|
| Poor Phil's Inc.<br>DBA: Poor Phil's Oyster Bar & Grill<br>139 S Marion St.     | A-2 Hotel Subsidiary  | 31-Mar-2013           | Current                  |
| D Schultz Corporation<br>DBA: La Bella Pasteria<br>1103 South Blvd.             | B-1 Restaurant        | 05-Mar-2013           | Current                  |
| IL Vicolo Trattoria Inc.<br>DBA: IL Vicolo Trattoria<br>116 N Oak Park Ave.     | B-1 Restaurant        | 07-Mar-2013           | Current                  |
| SPSP Inc.<br>DBA: Papaspiros Greek Taverna<br>733 Lake St.                      | B-4 Restaurant Lounge | 19-Mar-2013           | Current                  |
| Maya Del Sol LLC<br>DBA: Maya Del Sol<br>144 S Oak Park Ave.                    | B-4 Restaurant Lounge | 05-Mar-2013           | Current                  |
| Supervalu Corp.<br>DBA: Jewel Food Store #3236<br>7036 Roosevelt Rd.            | C-1 Package Liquor    | 12-Mar-2013           | Current                  |
| Berggren Development Corp<br>DBA: The Tennis and Fitness Centre<br>301 Lake St. | D-3 Private Club      | 05-Mar-2013           | Current                  |

|   |                    |             |          |
|---|--------------------|-------------|----------|
| St. Edmund Church<br>188 S Oak Park Ave | E-1 Special Events | 04-Mar-2013 | No Taxes |
| Oak Park Temple<br>1235 N Harlem Ave.   | E-1 Special Events | 16-Mar-2013 | No Taxes |

The roll call was as follows:

AYES: Commissioners Lipic, Miller and Scaman; Chair Ostergaard

NAYS: None

ABSENT: Commissioner Takiguchi

The motion was approved.

### **Board Member Comments**

Commissioner Lipic spoke about the liquor license for St. Giles and thanked Mr. Choi for his assistance. He also thanked Chair Ostergaard for his service.

Chair Ostergaard thanked the commission for their work and that he enjoyed his time on the LCRB.

### **Interim Chair Selection**

Village Clerk Powell reported that she informed President Pope of the vacancy and this decision could be postponed.

### **Adjournment**

It was moved and seconded to adjourn. A voice vote was taken and the motion was approved. Meeting adjourned at 9:06 p.m. Tuesday, January 29, 2013.

Respectfully Submitted,

MaryAnn Schoenneman  
Recording Secretary