MINUTES OF THE MEETING OF THE JUDICIARY COMMITTEE OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WILMETTE, TUESDAY, JULY 14, 2015 AT 6:45 P.M. IN THE TRAINING ROOM, SECOND FLOOR, WILMETTE VILLAGE HALL, 1200 WILMETTE AVENUE, WILMETTE, IL 60091

Members Present: Trustee Senta Plunkett, Chair
                            Trustee Carol Ducommun,

Members Absent: Trustee Cameron Krueger

Staff Present: Michael Zimmermann, Corporation Counsel

Guests Present: Harlan Powell, Attorney for Starbucks
                            Jennifer Austin, Starbucks Field District Manager

I.   Call to Order.

Trustee Plunkett called the meeting to order at 6:46 p.m. Committee member Ducommun was present.

II.   Approval of Minutes: Judiciary Committee Meeting of June 23, 2015.

Trustee Plunkett directed the Committee's attention to the draft minutes of the Judiciary Committee meeting of June 23, 2015. Trustee Ducommun moved that the Committee approve the minutes, seconded by Trustee Plunkett.

No further discussion occurred on the motion. Upon a call of the roll the following voted:

> Ayes   Trustees Plunkett and Ducommun.
> Nays: None.
> **The motion carried.**

III.   Application of Coffee House Holdings, Inc. d/b/a Starbucks (1515 Sheridan Road) to allow a wine and beer license.

Mr. Powell, attorney for Starbucks, said he reviewed the proposed ordinance prepared by Mr. Zimmermann and he had two requests. There is a clause in the classification of the license that requires the licensee to refrain from service at a bar or counter. He said the Starbucks on Sheridan Road has a counter top with seating and there is a possibility that a

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customer would like a glass of beer or wine when seated at that counter top. The customer would have to order at the cash register and then would be seated at the counter top to drink the beer or wine.

Trustees Plunkett and Ducommun said they would be comfortable with a customer purchasing beer or wine at the cash register and then sitting at the counter top to consume the beer or wine as it is not considered a bar area.

Mr. Harlan said at the last meeting there was some concern with outdoor seating and whether or not food had to be served with beer or wine.

Mr. Zimmermann said the serving of food applies to the Village's sidewalk cafes, so if a customer is having an alcoholic beverage on the sidewalk there must also be food served on the public right of way. If there is a private patio on the premises, it is similar to being inside the building, alcohol can be served as long as food is offered.

Trustee Ducommun noted that Mr. Powell and Ms. Austin were going to think about outdoor seating and the serving of alcohol and asked if they had reached a decision on how that would work for them.

Ms. Austin said they are interested in moving forward with the patio but probably not until spring of 2016 as it will take some time to negotiate with the landlord.

Mr. Zimmermann said they would have to apply for an outdoor seating permit once they decide to move forward with patio seating.

Trustee Plunkett asked how Starbucks would prevent customers from taking beer or wine outdoors to the tables that are currently there.

Ms. Austin said they would notify the store manager of the restriction and ask them to monitor where customers drink alcoholic beverages.

Mr. Harlan also said signage could be posted in the store to let customers know that alcoholic beverages must be consumed in the building.

Mr. Zimmermann said he has removed the wording "and not at a bar or counter" from the Classification description.

Trustee Ducommun moved to recommend approval of the proposed ordinance creating the Class N liquor classification as revised during the meeting, seconded by Trustee Plunkett.

> Ayes: Trustees Ducommun and Plunkett.
> Nays: None
> Absent: Trustee Krueger.

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Trustee Plunkett declared the motion carried.

IV.   **Public Comment**

None.

V.   **Adjournment**

Trustee Ducommun moved, seconded by Trustee Plunkett to adjourn. Upon a voice vote, the motion passed unanimously.

Trustee Plunkett declared the meeting adjourned at 6:56 P.M.

Respectfully Submitted,

Michael F. Zimmermann,
Corporation Counsel