

MEMORANDUM

Memo # 15-067-01

TO: Chief Treadway
FROM: Sgt. Matt Wright
DATE: July 3, 2015
REF: Liquor License Application – Series 12 Restaurant License for Southside Tavern

On July 3, 2015, I initiated an investigation into an application for a series 12 (restaurant) liquor license. The liquor license application has been filed by Randy Nations owner of Arizona Liquor Industry Consultants, on behalf of Michael Smuck, Thomas Murray, and Michael Palmer (Controlling Persons) the new owners of Southside Tavern. Randy is listed on the application for administrative purposes only. Southside Tavern is located at 117 S. San Francisco St. in Flagstaff. This is the previous location of Sitto's Restaurant which is no longer in business.

I conducted a query through local systems and public access on Michael Smuck, Thomas Murray, and Michael Palmer and no recent derogatory records were found. Michael Smuck disclosed as part of his application he was arrested in 2010 for DUI, and completed all his court mandates. Michael Smuck also stated he has been involved with a number of liquor licenses in the past had one license in Colorado suspended for five days. The violation occurred well over 15 years ago. Thomas Murray also disclosed on the application being a part of the same license in Colorado with Michael.

I spoke with Michael Smuck by telephone. Michael stated the business is under renovations but planned to open by the first of August 2015. Michael confirmed that they planned to operate as a restaurant not as a night club. Michael indicated his closing times would be no later than 11:00 pm and would be serving food during all hours of operation. The detailed diagram of the business shows a bar, kitchen and dining area. The applicants have listed in the application they have completed the mandatory liquor law training courses. The applicants also signed the acknowledgement of the series 12 obligation that at least 40% of the businesses gross revenue is from the sale of food. Michael confirmed he has not received any recent liquor law violations and he and his partners have no recent criminal history.

As a result of the investigation the recommendation to council would be for approval.