

**Ames Police Department  
Liquor License Renewal Criteria Form**

Business name: Mickey's Irish Pub

Address: 109 Welch Avenue

Review Period: 08-04-2008 to 07-14-2009

2 of 3: Number of quarterly alcohol meetings attended during twelve-month renewal period.

5: Number of citations issued during twelve-month renewal period.

31: Number of nuisance calls in and around the business during twelve-month renewal period.

3: Number of fire code violations during twelve-month renewal period.

96: Number of fake or altered IDs turned in during twelve-month renewal period.

76%: Percentage of employees who have attended police ID training during twelve-month renewal Period. Nineteen of 25 employees have completed ID training.

List of any additional precautions employed by the business to assist in preventing underage on premise or consumption:

Electronic ID handheld                       Additional Training \_\_\_\_\_  
 ALS (Alternative Light Sources)        Alarms

Other: \_\_\_\_\_

Incentives for confiscated DLs  Yes  No: \$20 per ID paid by bar to seizing employee.

Level of cooperation extended to police by bar employees:

High                                       Medium                                       Low

High Level of Cooperation – Responds to requests for improvements made by the Police Department or Inspections as soon as possible. Calls for assistance where appropriate before the situation gets “out of hand”. High attendance at ID training. Fake IDs turned over to Police Department.

Low Level of Cooperation – Does not respond to reasonable requests made by the Police Department or Inspections. Lets problems get out of hand before calling for help. Low or no attendance at ID training. No effort to seize fake IDs.

Average Occupancy:

High                                       Medium                                       Low

High: At or near capacity each night of operation

Medium: At capacity on some nights and fewer patrons on other nights

Low: Rarely at capacity

Occupancy:

High

Medium

Low

High – 200-300 Fire Code Occupancy

Medium – 100 – 200 Fire Code Occupancy

Low – Under 100 Fire Code Occupancy

Fire Inspection Comments: No cooperation problems with management.

Health and Sanitation Comments: none

Building Inspection Comments: none

Additional Comments: The bullet points below speak to the information listed above concerning general information about the bar. Our recommendation follows.

- Mickey's staff attended the August 2008 and July 2009 quarterly meetings, but did not attend the February 2009 meeting.
- Three of the five citations issued at the establishment were to employees. On April 2, 2009, a police compliance check resulted in a bartender being cited for providing alcohol to minors and a doorman being ticketed for failure to prevent consumption by a minor. On April 5, 2009, owner Steve McFadden was cited for dispensing alcohol after hours. Previously, the manager of Mickey's had been given a warning for after hours dispensing on February 8, 2009.
- Outside of ten police-initiated calls for service at Mickey's, there have been 21 other incidents including fights, intoxicated persons, or other disorderly conduct.
- The three fire code violations outlined above were for having more people in the bar than is allowed by fire code. Mickey's occupancy was 139 until it was reviewed by Inspections on April 13, 2009. The new occupancy load is now 170 persons. Mickey's was fined for two overcrowding violations that occurred on October 17 (178) and October 25, 2008 (180). There is a pending violation from April 16, 2009 (200). The establishment was also given a warning by officers for overcrowding on January 17, 2009 (150).
- Mickey's turned in 61 fake IDs during August, September, and October of 2008. In 2009, they submitted 35 during January and February. Ten IDs were turned in on August 2, 2009.
- No one from Mickey's attended ID training from July 2008 to March 2009. Nineteen employees attended ID training in April and May 2009. Nineteen of 25 employees have completed ID training.
- Owner Steve McFadden has been the primary contact for the police department this year. I visited with him on a couple of occasions about getting occupancy reviewed to see if more patrons could be allowed inside the business. McFadden has not always been cooperative with officers when the establishment is over their allowed occupancy level. He had been drinking and was very difficult to deal with during the after hours dispensing violation on April 5. It seems that since the after hours violation, that his interest in complying with legal requirements and in training his employees has been renewed.

The real issue here is continued non-compliance with laws and regulations that govern the operation of a licensed liquor establishment. During the past year, this establishment has been cited for overcrowding two times and warned once, cited once for dispensing after hours and warned once, and has allowed minors onto the premises and served them alcohol during a police compliance check. There is also a pending overcrowding violation and the legal department is

preparing complaints for the Iowa Alcoholic Beverages Division (ABD) to take action against the licensee for selling to minors and dispensing after hours.

Owner Steve McFadden is not new to the bar business. He has been full- or part-owner in liquor licenses issued by ABD since at least 2004. These licenses include: Woody's in Clive, Playground Pizza in Waukee, Mickey's in Waukee, Mickey's in Clive, and Mickey's in Ames. McFadden understands how ABD works and the regulations that are imposed on liquor license establishments by local authorities and ABD.

Based on the establishment and owner's continued lack of compliance with mandated requirements, the police department recommends a conditional renewal. Our recommendation would be for a six month license, provided that the owner/management outlines to you a plan to do the following:

- Maintain front door staffing that requires patrons to present an ID that appears to be issued by a legitimate government agency and shows that the patron is 21 years of age or older.
- Deny continued alcohol sales to intoxicated persons.
- Comply with occupancy limits for the licensed premises as required by fire code.
- Maintain strict compliance with restrictions and regulations in place by the Alcoholic Beverages Division and Iowa Code as it relates to the dispensing and sales of alcoholic beverages.

Police Department liquor license renewal recommendation: <input type="checkbox"/> YES / <input type="checkbox"/> NO / <input checked="" type="checkbox"/> <b>CONDITIONAL</b>
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Report submitted by: Lt. Jeff Brinkley, 08-03-2009