

Certification

I hereby certify the attached to be a true and correct copy of Resolution 29-2016 approved after a proper motion and second, at the September 12, 2016 City Council Meeting at 7:00 P.M. in Benson, Arizona and said meeting was attended by a quorum of Council members and that Resolution 29-2016 has not been amended, changed, or otherwise modified as of this date.

Dated this 13th day of September, 2016.



Vicki L. Vivian

Vicki L. Vivian, CMC
City Clerk

RESOLUTION 29-2016

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF BENSON, ARIZONA, RECOMMENDING APPROVAL OF THE ACQUISITION OF CONTROL OF THE LIQUOR LICENSE AT JUNCTION EXPRESS, 1090 S. HIGHWAY 80, BENSON, ARIZONA

WHEREAS, the owner of Junction Express has applied for acquisition of control of the liquor license at said business located in the City of Benson; and

WHEREAS, one copy of the application has been filed with the City Clerk; and

WHEREAS, one copy of the application has been posted in a conspicuous place on the front of the applicant's business, along with the notice required by A.R.S. §4-201; and

WHEREAS, pursuant to A.R.S. §4-201, the Mayor and Council of the City of Benson considered the acquisition of control of the liquor license, and considered any arguments in favor of or against the same, at the regular City Council Meeting on September 12, 2016; and

WHEREAS, the Mayor and Council of the City of Benson have determined that approval of the requested acquisition of control of the liquor license is acceptable and in the best interests of the City and its residents; and

WHEREAS, pursuant to A.R.S. §4-201, the Council is required to enter an order recommending either approval or disapproval of the acquisition of control application, and to file a certified copy of the order with the Department of Liquor Licenses and Control, and if disapproved, to include specific reasons for that recommendation and a summary of the evidence supporting that recommendation.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Benson, Arizona, that the City of Benson hereby recommends approval of the acquisition of control of the liquor license at Junction Express, located in Benson, Arizona.

BE IT FURTHER RESOLVED by the Mayor and Council of the City of Benson, Arizona, that the City Clerk is hereby directed to file a certified copy of this Resolution with the director of the Department of Liquor Licenses and Control, and to transmit therewith all petitions submitted to the Council within the twenty-day period for filing protests.

PASSED AND ADOPTED BY THE MAYOR AND COUNCIL OF THE CITY OF BENSON, ARIZONA, this 12th day of September, 2016.



TONEY D. KING, SR., Mayor

ATTEST:

APPROVED AS TO FORM:



VICKI L. VIVIAN, CMC, City Clerk

MESCH CLARK ROTHSCHILD
By Gary J. Cohen
City's Attorney



Arizona Department of Liquor Licenses and Control
 800 W Washington 5th Floor
 Phoenix, AZ 85007-2934
 www.azliquor.gov
 (602) 542-5141

**Local Governing Body Recommendation
 A.R.S. § 4-201(C)**

1. City or Town of: Benson Liquor License Application #: 10023064
(Circle one) (Arizona application #)
2. County of: Cochise City/Town/County #: _____
3. If licensed establishment will operate within an "entertainment district" as described in A.R.S. §4-207(D)(2),

(Name of entertainment district) (Date of resolution to create the entertainment district)

A boundary map of entertainment district must be attached.

4. The Benson City Council at a regular meeting held on the 12th of
(Governing body) (Regular or special) (Day)
September, 2016 considered the application of Elizabeth Holly
(Month) (Year) (Name of applicant)
 for a license to sell spirituous liquor at the premises described in application 10023064
(Arizona liquor license application #)
 for the license series #: type 10023064 as provided by A.R.S §4-201.
(I.e.: series #10: beer & wine store)

ORDER OF APPROVAL/DISAPPROVAL

IT IS THEREFORE ORDERED that the license APPLICATION OF Elizabeth Holly
(Name of applicant)
 to sell spirituous liquor of the class and in the manner designated in the application, is hereby recommended
 for Approval.
(Approval, disapproval, or no recommendation)

TRANSMISSION OF ORDER TO STATE

IT IS FURTHER ORDERED that a certified copy of this order be immediately transmitted to the State Department of Liquor, License Division, 800 W Washington, 5th Floor, Phoenix, Arizona.

Dated at Benson, AZ on 12th, September, 2016.
(Location) (Day) (Month) (Year)

Vicki L. Vivian, CMC *Vicki Vivian*
(Printed name of city, town or county clerk) (Signature of city, town or county clerk)



Arizona Department of Liquor Licenses and Control
 800 W Washington 5th Floor
 Phoenix, AZ 85007-2934
 www.azliquor.gov
 (602) 542-5141

AFFIDAVIT OF POSTING

Date of Posting: July 18, 2016 Date of Posting Removal: August 8, 2016

Applicant's Name: Holly Elizabeth Marie
Last First Middle

Business Address: 1090 S. Hwy 80 Benson AZ 85602
Street City Zip

License #: 10023064

I hereby certify that pursuant to A.R.S. 4-201, I posted notice in a conspicuous place on the premises proposed to be licensed by the above applicant and said notice was posted for at least twenty (20) days.

Vicki L. Vivian, CMC City Clerk 520-720-6331
Print Name of City/County Official Title Phone Number

Vicki Vivian 9-13-16
Signature Date Signed

Return this affidavit with your recommendations (i.e., Minutes of Meeting, Verbatim, etc.) or any other related documents. If you have any questions please call (602) 542-5141 and ask for the Licensing Division.



15 JUL 1 Lic. Dept AM1048

State of Arizona
 Department of Liquor Licenses and Control
 800 W. Washington 5th Floor
 Phoenix, AZ 85007
 (602) 542-5141

DLLC USE ONLY

Date Processed: <i>July 7, 2016</i>
CSR: <i>MS.</i>
60 th Day: <i>September 5, 2016</i>

15 JUL 7 Lic. Lic. AM1048

APPLICATION FOR AGENT CHANGE – ACQUISITION OF CONTROL – RESTRUCTURE

NOTE: 1) The fee for an agent change MUST be submitted with this application: \$100.00 for the first application and \$50.00 for each additional application, not to exceed \$1,000.00. (A.R.S. 4-209.H) NOTE 2) the \$100.00 fee for restructure/acquisition of control MUST be submitted with this application. (A.R.S. 4-209.A)

SECTION 1

Check the appropriate boxes

<input checked="" type="checkbox"/> Agent Change Complete Sections 1,2,3,4,5 & 7	<input checked="" type="checkbox"/> Acquisition of Control Complete Sections 1,2, 3 & 7	<input type="checkbox"/> Restructure Complete Sections 1,2,3,6 & 7
---	--	---

SECTION 2 (COMPLETE THIS SECTION FOR AGENT CHANGE, ACQUISITION OF CONTROL OR RESTRUCTURE)

- Name: Holly Elizabeth Marie 10023064
(EXISTING AGENT OR NEW AGENT) Last First Middle Liquor License #
- Owner Name: Bennett INC *B1025914* Corp File #: 0957376-4
(Exactly as it appears on Liquor License) (If applicable)
- Business Name: Junction Express Email: elizholly10@gmail.com
(Exactly as it appears on Liquor License)
- Business Location Address: 1090 s Hwy 80 Benson Cochise 85602
(Do not use P.O. Box Number) City COUNTY Zip
- Is the Business located within the incorporated limits of the above City or Town? Yes No
- Does the Business location address have a street address for a City or Town but is actually in the boundaries of another City, Town or Tribal Reservation? Yes No If Yes, what City, Town or Tribal Reservation is this Business located in: _____
- Mailing Address: 1090 S Hwy 80 Benson Az 85602
City State Zip
- Business Phone: 520-586-4303 Daytime Contact Phone 520-586-4303
- Does this transaction involve the sale of any portion of the percentage of ownership or corporate stock? Yes No If yes, submit a certified copy of minutes.
- Has there been any change of Controlling Persons? Yes No if yes, submit a copy of the minutes, amended articles of organization and/or amended operating agreement showing change

SECTION 3 (COMPLETE THIS SECTION FOR AGENT CHANGE, ACQUISITION OF CONTROL OR RESTRUCTURE)

Each new person listed in section III must submit a questionnaire (form LIC0101) and a Department approved fingerprint card which may be obtained at the Department of Liquor. A Controlling Person already disclosed to the Department is not required to submit a questionnaire.

1. List all Controlling Persons to be disclosed, current and new.

New	Last	First	Middle	Title	Address	City	State	Zip
<input type="checkbox"/>	Holly	Elizabeth	Marie	Dir/Officer	1250 N. Dog Ranch Tr.	Saint David	AZ	85630
<input type="checkbox"/>	Bennett	Theresa	Lavonne	Director	723 N. Manzanita	Saint David	AZ	85630
<input checked="" type="checkbox"/>	Holly	Philip	Edward	Vice President	1250 N. Dog Ranch Tr.	Saint David	AZ	85630
<input type="checkbox"/>								

(ATTACH ADDITIONAL SHEET(S) IF NECESSARY)

2. List stockholders, percentage owners and/or Controlling Members owning 10% or more

New	Last	First	Middle	% Owned	Address	City	State	Zip
<input type="checkbox"/>	Holly	Elizabeth	Marie	50	1250 N. Dog Ranch Tr.	Saint David	AZ	85630
<input checked="" type="checkbox"/>	Holly	Philip	Edward	50	1250 N. Dog Ranch Tr.	Saint David	AZ	85630
<input type="checkbox"/>								
<input type="checkbox"/>								

(ATTACH ADDITIONAL SHEET(S) IF NECESSARY)

If the ownership is owned by another entity, ATTACH AN OWNERSHIP FLOWCHART SHOWING THE OFFICERS, MEMBERS, CONTROLLING PERSON AND 10% OR MORE OWNERS FOR THE ENTITIES. Attach additional sheets as necessary in order to disclose all persons.

SECTION 3

(COMPLETE THIS SECTION FOR AGENT CHANGE)

1. If the corporation/L.L.C. is owned by another entity, ATTACH AN OWNERSHIP AND DIRECTOR / OFFICER / MEMBER DISCLOSURE for the parent entity. Attach additional sheets as necessary in order to disclose real people.

As an Agent, will you be physically present and operating the licensed premises? [X] YES [] NO

If you answered YES, you must provide proof of attendance of a Department approved Liquor Law Training Course within the last five years before your application for Agent can be submitted. If "no" a manager with approved training must be submitted.

SECTION 4 (COMPLETE THIS SECTION FOR AGENT CHANGE)

To be completed by the INDIVIDUAL OR EXISTING AGENT OR CORPORATE OFFICER OR L.L.C. CONTROLLING MEMBER:

1. License Number: 10023064 Date of last renewal: 6-29-2015

2. Current Licensee or Agent: Bennett Theresa LaVonne (Last First Middle)

I, THERESA LAVONNE BENNETT hereby consent to the appointment of agent for this license.

I agree to immediately assign a new agent in the event that I am unable to discharge the duties of agent for this license. I have not been convicted of a felony in the last five (5) years.

X Theresa LaVonne Bennett State of Arizona County of Cochise The foregoing instrument was acknowledged before me this

13 day of June 2016 Notary Public - ARIZONA COCHISE COUNTY March 15, 2019 Tommie J Butler (Signature of NOTARY PUBLIC)

SECTION 5 (COMPLETE THIS SECTION FOR RESTRUCTURE)

Is there more than one licensed premises involved? [] YES [X] NO If yes, SEPARATE APPLICATIONS must be filed and fees paid for each license/location.

Type of current ownership: [] J.T.W.R.O.S. [] INDIVIDUAL [] PARTNERSHIP [] CORPORATION [] LIMITED LIABILITY CO. [] TRUST [] OTHER Explain Type of new ownership: [] J.T.W.R.O.S. [] INDIVIDUAL [] PARTNERSHIP [] CORPORATION [] LIMITED LIABILITY CO. [] TRUST [] OTHER Explain

SECTION 6 (COMPLETE THIS SECTION FOR AGENT CHANGE, ACQUISITION OF CONTROL OR RESTRUCTURE)

To be completed by INDIVIDUAL OR EXISTING AGENT (if no agent change) OR NEW AGENT OR CORPORATE OFFICER OR L.L.C. CONTROLLING MEMBER as listed in Question 1 Section 1:

I, Elizabeth Holly Marie hereby declare that I am the APPLICANT filing this application.

have read the application and the contents and all statements are true, correct and complete.

X Elizabeth Holly Marie State of Arizona County of Cochise The foregoing instrument was acknowledged before me this

13 day of June 2016 Notary Public - ARIZONA COCHISE COUNTY March 15, 2019 Tommie J Butler (Signature of NOTARY PUBLIC)

NOTE 1:- The fee for an agent change MUST be submitted with this application: \$100.00 for the first application and \$50.00 for each additional application, not to exceed \$1,000.00. (A.R.S. 4-209.H)

NOTE 2: The \$100.00 fee for restructure/acquisition of control MUST be submitted with this application. (A.R.S. 4-209.A)