

STATE OF ALASKA
ALCOHOLIC BEVERAGE CONTROL BOARD
August 29, 2000

MINUTES

1. **ADMINISTRATION**

- a) Approve Board minutes of June 20, 2000.
Approved with corrections. 1 66
- b) Delegate to the director tie breaking vote.
Approved 1 70

2. **ADMINISTRATIVE MATTERS**

A. Informal Conferences

Value Liquor #3; 00/01-1199; Raney Investments Inc.
No. 00-02

Attachment #2-A

Value Liquor #1, #4, #6; Raney Investments Inc.; package store licenses.
2000-01 renewals

Postponed until next meeting

1 1160

B. Hearing Officer Decisions

C. Settlement Agreement

D. Suspensions

E. Miscellaneous

3. **CONSENT AGENDA**

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- A. **Restaurant Designation Permits;** Board consideration of staff recommendations.

Attachment #3-A

- B. 00/01-4045 **Acapulco Mexican Restaurant;** Luis Ruiz and Jose Bravo; 44758 Sterling Hwy Suite #A-Soldotna; application for **new** restaurant or eating place, public convenience license.

All statutory requirements have been met. City of Soldotna does not protest. **Final approval**

Attachment #3-B

- C. 00/01-2822 **Big John's Liquor;** Yukon Ed's Spirit Shop Inc; Pres-Edward A Ferguson; Sec-Marlene Wise; Mile 91.5 Sterling Hwy; transfer of **ownership** of a package store license from Edward A Ferguson and William Butler.

All statutory requirements have been met. Kenai Peninsula Borough does not protest.

- D. 00/01-1192 **Bottle Stop;** Laran Inc; Pres-Barbara Ann Hedgpeth; 301 Egan Street-Valdez; transfer of **ownership** of a package store license from Laran Inc (corporate stock transfer).

All statutory requirements have been met. City of Valdez does not protest.

- E. 00/01-3691 **Café de Paris Catering;** Café de Paris Catering Company; Pres-Kathleen Lavelle; Sec/Tr-Franklin Eagle; 107 Wickersham Street-Fairbanks; transfer of **ownership & name change** of a beverage dispensary license from Franklin Eagle & Sharon Duskin; Wickersham Banquet Hall.

All statutory requirements have been met. City of Fairbanks does not protest.

- F. 00/01-4024 **Chilkoot Charlie's/Bird House;** Jadon Inc; Pres-Michael Gordon; VP-Doran Powell; Sec/Tr-Thomas McCulloch; 2435 Spenard Road-Anchorage; application for **new** beverage dispensary duplicate license.

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All statutory requirements have been met. Mun.of Anchorage approved this application. Attachment #3-F

- G. 99/00-1711 **Hopper Valley Roads End**; Ernest Hopper; Mile 42 Chiniak Road; transfer of **ownership** of a beverage dispensary license from Ernest & Dorothy Hopper and Virginia Ball.

All statutory requirements have been met. Kodiak Island Borough does not protest.

- H. 00/01-3925 **Club Galaxy**; JSR Inc; Pres-Joseph Nyquist; 150 Farmers Loop Extension; transfer of **ownership & name change** of a beverage dispensary license from JSR Inc (corporate stock transfer); Jump.

All statutory requirements have been met. Fairbanks North Star Borough does not protest.

- I. 00/01-1930 **Ketchikan Entertainment Center**; David L Coates; Lori Coates; Dwight McBride; George H Tipton; 2050 Sea Level Drive-Ketchikan; transfer of **ownership** of a beverage dispensary license from David L Coates & Theodore T Brown.

All statutory requirements have been met. City of Ketchikan does not protest.

- J. 00/01-1531 **Kulik Lodge**; Katmai Air LLC; Member-Raymond F Petersen; Member-Mariann T Petersen; Nonvianuk Lake; transfer of **ownership** of a seasonal beverage dispensary license from Katmailand Inc.

And

- K. 00/01-0602 **Kulik Lodge**; same as above; seasonal package store.

All statutory requirements have been met. Lake & Peninsula Borough did not respond.

- L. 00/01-0469 **Liquor Store, The**; Kang Sik Ham; 867 E Loop Road-Anchorage; transfer of **ownership** of a package store license from Keum Wook Chung.

All statutory requirements have been met. Mun. of Anchorage does not protest.

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- M. 00/01-1450 **Milano's Pizzeria**; Chul Woo Kang; Old Federal Bldg-Nome; transfer of **ownership** from Charlie Chul Kang.

All statutory requirements have been met. City of Nome did not respond.

- N. 00/01-3969 **Players II**; Players II Inc; Pres-Joseph Nyquist; 537 Gaffney-Fairbanks; transfer of **ownership** of a beverage dispensary license from Players II Inc (corporate stock transfer).

All statutory requirements have been met. City of Fairbanks does not protest.

- O. 00/01-2475 **Skipper's Seafood 'n Chowder House #316**; Skipper's Inc; Pres-Paul Baird; Sec-Charles Wilke; 702 E Benson Blvd-Anchorage; restaurant or eating place license.

Voluntary relinquishment.

Attachment #3-O

- P. 00/01-4052 **VFW Post #5562**; Captain Pat Kelly Post #5562; Commander-Paul Blakeslee; Vice Commander-George Lane; Quartermaster-Susan Rozar; Bldg 350 Transit Road-Adak Island; transfer of **location** of a club license from Bldg 42446 Kagalaskan Drive-Adak.

All statutory requirements have been met. No governing body.

Final approval

Attachment #3-P

- Q. 99/00-2786 **Van Winkle and Sons**; Kirk Van Winkle; 205 Harbor Drive-Sitka; transfer of **ownership & name change** of a beverage dispensary license from Troy Denkinger; Marina Restaurant.

All statutory requirements have been met. City & Borough of Sitka does not protest.

- R. 01-02/4047 **Denali Cabins/The Loose Moose**; Denali Cabins Management Inc; Pres/Tr-Danae Williams; Sec-Sham Idnani; Mile 229 Parks Hwy; application for **new** seasonal beverage dispensary tourism license issued under AS 04.11.400(d).

All statutory requirements have been met. Denali Borough does not protest.

Attachment #3-R

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- S. 99/00-4054 **2 Go Mart #15**; Tesoro Northstore Company; Pres-Stephen Ricks; Ex.VP-William Van Kleef; VP/General Counsel-Ronald Noel; VP/Tr-Gregory Wright; 1211 E Huffman-Anchorage; transfer of **location & name change** of a package store license from 12870 Old Seward Hwy; 2 Go Mart #59.

All statutory requirements have been met. Mun. of Anchorage does not protest. **Final approval** Attachment #3-S

- T. 00/01-4048 **Amelia's Restaurant**; Edelmira Cortez; Corner of Airport & East Point-Dutch Harbor; application for **new** restaurant or eating place, public convenience license issued under AS 04.11.400(g).

All statutory requirements have been met. City of Unalaska approved this application. Attachment #3-T

1 100

Consent agenda approved as read.

END CONSENT AGENDA

4. DELEGATION CONSENT AGENDA

- A. 99/00-1318 **Captain Bartlett Inn**; Grace Hospitality International Inc; Pres-William Grace; VP-Howard Grace; & Occidental Hotel Company; Pres-Charles T Moore; 1411 Airport Way-Fairbanks; transfer of **ownership** of a beverage dispensary tourism license issued under AS 04.11.400(d) from Occidental Hotel Company & Inn Services Inc.

All statutory requirements have been met. Backgrounds not completed. City of Fairbanks did not respond.

- B. 00/01-3219 **Mom & Pop's Grocery & Liquor**; Kee P Bahng; 601 W 36th Avenue #3 & #4; transfer of **ownership** of a package store license from Hinam & Hahn K Bahng.

All statutory requirements have been met. Backgrounds not completed. Mun. of Anchorage does not protest.

- C. 00/01-0221 **Bridgewater Hotel**; Fountainhead Development Inc; Pres-Timothy Cerny; Sec/Tr-Barbara Cerny; 723 First Avenue-Fairbanks; transfer of

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ownership of a beverage dispensary tourism license issued under AS 04.11.400(d) from Bridgewater Hotel Inc.

Ellen Ganley declared a possible conflict of interest. Her daughter is employed by Bridgewater Hotel. Chair with concurrence of board ruled that there was no significant conflict, as Ellen's daughter was not employed in a key position in the hotel.

All statutory requirements have been met. Backgrounds not completed.
City of Fairbanks does not protest. Attachment #4-C

- D. 00/01-4057 **Cottonwood Fishing Lodge**; Cottonwood Fishing Lodge LLC; Managing member-Jeffery Woodward; Managing Members-Bruno Krebs; Yetna River, mouth of Lake Creek; application for **new** seasonal restaurant or eating place license.

All statutory requirements have been met. Backgrounds not completed.
Matanuska-Susitna Borough does not protest. Attachment #4-D

- E. 99/00-0455 **Gold Dust Lounge & Seaview Room**; Nome Nuts LLC; Managing Member-Joseph Brotherton; Member-Kelly Pleas; Member-Ryan Pleas; Member-Kevin Pleas; 2 Front Street-Nome; transfer of **ownership** of a beverage dispensary license from Wiley Scott and King Island Native Corporation.

All statutory requirements have been met. Backgrounds not completed.
City of Nome does not protest.

- F. 99/00-1290 **Icy Strait Lodge**; ISL Enterprises LLC; Managing Member-Donna Martin; Member-Edwin Phillips; 435 Airport Road-Hoonah; transfer of **ownership & name change** of a beverage dispensary tourism license issued under AS 04.11.400(d) from Ken Williamson; Hoonah Lodge.

All statutory requirements have been met. Backgrounds not completed.
City of Hoonah does not protest. Attachment #4-F

- G. 00/01-1085 **Kharacters**; L & S Inc; Pres-Leonard O Wells; 197 E Pioneer Avenue-Homer; transfer of **ownership** of a beverage dispensary license from L & S Inc (corporate stock transfer).

All statutory requirements have been met. Background not completed.
City of Homer does not protest.

- H. 00/01-0902 **Polar Bar**; Krier Inc; Pres-Anthony Krier; Sec-Marsha A Tobuk; Tr-Patrick J Krier; 224 Front Street-Nome; transfer of **ownership** of a beverage dispensary license from Nome Business Ventures Inc.

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And

- I. 00/01-0903 **Polar Liquor Store**; same as above; package store license.

All statutory requirements have been met. Backgrounds not completed.
City of Nome does not protest. **Security Agreement Investigative report**

Polar Bar and Polar Liquor Store were pulled from consent agenda. Executive session was called to discuss the background check of one of the applicants. Transfer was approved with the following conditions: 1. Secretary of company not involved with sale of alcohol. 2. Background check done on secretary annually for two years.

1 262

- J. 99/00-3821 **Genghiskan Mongolian BBQ**; Hyon Cha Yi; 301 E Dimond Blvd-Anchorage; transfer of **ownership & name change** of a restaurant or eating place license from Young O Kong; Golden Dragon Restaurant.

All statutory requirements have been met. Background not completed.
Mun of Anchorage does not protest. **Temporary approval issued** Attachment #4-J

- K. 99/00-3908 **Cilantro's**; Jorge A Escalante; 611 W 9th Avenue-Anchorage; transfer of **ownership & name change** of a restaurant or eating place license from D&M Enterprises Inc; As Is Café.

All statutory requirements have been met. Background not completed.
Mun of Anchorage does not protest. **Temporary approval issued** Attachment #4-K

Approved

1 206

Delegation consent agenda approved as read with exceptions noted.

END DELEGATION CONSENT AGENDA

5. 00/01-4050 **Oriental Garden**; Young Sook Kim; 2960 C Street-Anchorage; application for **new** restaurant or eating place license.

All statutory requirements have been met. Backgrounds not completed.
Mun. of Anchorage **protests** this application pending approval of a conditional use permit. **Investigative report.** Attachment #5

Approved with delegation, same restrictions as previous license.

2 1046

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6. 00/01-4042 **Glacier River Lodge**; Jim Sprague; Mile 22 Yetna River; application for a **new** restaurant or eating place license.

All statutory requirements have been met. Matanuska-Susitna Borough does not protest. **Investigative report**

Attachment #6

Denied based on investigative report.

1 3894

7. 99/00-3926 **Muskeg Meadows Golf Course**; Wrangell Golf Club Inc; Pres-Warren Edgley; VP-James Abbott; Sec/Tr-Judith Bakeberg; Mile .5 Wrangell East Hwy-Wrangell; golf course license; request to change biennial period to 2000-01.

Board consideration.

Attachment #7

Approved.

1 1204

8. 99/00-2866 **Anchor Inn & Lounge**; Shumagin Corporation; Pres-Raymond Nutt; VP-Nick Carlson; Sec/Tr-Edith Cumberlidge; Tract A USS #55-Sand Point; transfer of **ownership** of a package store license from Foxhole Inc.

and

9. 00/01-1007 **Sand Point Tavern**; same as above; Lot 16-Sand Point; beverage dispensary license.

All statutory requirements have been met. 1 creditor objection (K&L Distributors) City of Sand Point does not protest.

Attachment #9

K&L Distributors withdrew objection. Approved.

1 1254

10. 99/00-0328 **Drop In/El Sombrero**; Full Moon Inc; Pres-David Schaefer; VP-Rick Mensik; Sec-Sharon Koloski; 1420 Cushman Street-Fairbanks; transfer of **ownership** of a beverage dispensary license from Golden Sombrero Corporation.

All statutory requirements have been met. City of Fairbanks does not protest. **Investigative report**

Attachment #10

Postponed to next meeting.

1 2844

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11. 99/00-4057 **1st City Saloon**; 1st City Saloon Inc; Pres-Carrie McLaughlin; VP/Sec-Gary Looney; 830 Water Street-Ketchikan; transfer of **ownership, location & name change** of a package store license from Yukon Inc; 740 Water Street; Marine Liquor Store.

All statutory requirements have been met. 1 objection. City of Ketchikan does not protest.

Attachment #11

Board determined objection didn't fall under AS 04.11.360. Approved Transfer.

1 800

12. 00/01-4046 **Tanaku Lodge**; James & Christine Benton and Dennis & Susan Meier; Lot 62-Elfin Cove; transfer of **ownership, location & name change** of a restaurant or eating place license from William & Shirley Perkins; Lot 6; Coho's.

All statutory requirements have been met. Dept. of Labor objects. No governing body.

Attachment #12

Dept. of Labor withdrew objection. Approved transfer.

1 1276

13. 00/01-2834 **Uncle Tom's Tavern**; Uncle Tom's Tavern Inc; Pres-Thomas Wesner; 100 Fairbanks Street; transfer of **ownership & name change** of a seasonal beverage dispensary license from Rita Htach; Trading Post-Chitina Saloon.

All statutory requirements have been met. 1 creditor objection. No governing body.

Attachment #13

Approved with delegation to director.

1 1300

14. 00/01-0652 **Lighthouse Liquor**; Taquan Fuels Inc; Pres-Edward Leask; Sec/Tr-James Amsbary; 10750 N Tongass Hwy; transfer of **ownership** of a package store license from Williams Inc.

Board consideration. 2nd request to postpone action.

Attachment #14

Postponed at request of licensee.

1 1357

15. 99/00-0684 **Tug Bar & Liquor Store**; Tim L Cornelius; Mile 18.5 Knik Road; beverage dispensary license. AS 04.11.370(c).

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Reconsideration of board action at meeting of April 12, 2000.

Attachment #15

Motion made to reconsider previous action. Approved. Motion made to rescind fine and refund money. Approved.

1 1413

16. 00/01-4051 **Garden Relievers**; Garden Relief LLC; Pres-Darwin Biwer Jr; Cartee Fields (DeBarr & Pine)-Anchorage; application for **new** seasonal recreational site license.

All statutory requirements have been met. Mun. of Anchorage **protests** this application pending conditional use permit.

Attachment #16

Postponed at request of applicant.

1 1515

17. 94/95-3294 **Nightwatch, The**; The Nightwatch Inc; Pres-Micki E Kobylk; 50925 Kalifornsky Beach Road; beverage dispensary license.

30 day waiver. 1st request (1999). **Fee not paid.**

Attachment #17

Postponed by Chairman to next meeting due to renewals not being filed.

1 2340

18. 00/01-3620 **Tsaina Lodge**; Chugach Wilderness Outpost Inc; Pres-Lisa Wax; VP/Sec-William Bixby; Mile 35 Richardson Hwy; seasonal beverage dispensary license; transfer of corporate stock; AS 04.11.040(c).

No action taken.

Board consideration.

Attachment #18

1 4637

19. 00 **2000 Annual NLLEA Conference**

Board information.

1 1626

20. 00/01-1632 **Adria Diner & Bakery**; Silva Jutric; Olympic Circle-Girdwood; restaurant or eating place; request to extend license premises to front deck.

Approved with addition of signs.

Board consideration.

Attachment #20

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1 1948

21. 00 **Work Session;** Municipality of Anchorage Assembly.

22. 00 **Regulations;** Public Hearing.

Board consideration.

Attachment #22

Public hearing held. Regulations adopted as changed.

1 5400

23. 00 **John Nicolai;** request to remove name from list of persons convicted of
a violation of AS 04.11.010. 15 AAC 104.645(l).

No action taken.

Board consideration.

Attachment #23

1 2063

24. 00 **Refrigerated units;** AS 04.11.090(g) and 15 AAC 104.650

No action taken.

Board consideration.

Attachment #24

1 2200

Date of next meeting: November 15 & 16, 2000

Location of next meeting: Teleconference, LIO