

State of Alaska
Alcoholic Beverage Control Board
Minutes
October 8, 2014

● **DIRECTOR BRIEFING**

A. Director's Report [9:04:34 AM](#) **TAB 1**

● **ADMINISTRATION**

[9:19:12 AM](#)

ROLL CALL

Ethan Billings (phone)
Bobby Evans
Ellen Ganley
Bob Klein
Marvin Yoder

Absent: None

A. Approve minutes of the July 8, 2014 Board Meeting [9:20:59 AM](#) **TAB 2**

Ellen Ganley **motions to approve the minutes**
Marvin Yoder **seconds the motion**
Motion carried

Approved 5-0

● **PUBLIC TESTIMONY**

[9:21:40 AM](#)

A. Period of time for public testimony on issues not on this agenda.
Please phone 1-800-315-6338 code 69173

● **BOARD CONSIDERATION**

A. Title 04 Statute Review Draft [1:13:25 PM](#) **TAB 3**

No action

B. Recommend Investigator Richard Finney to Carry Firearm [9:49:37 AM](#) **TAB 4**

Marvin Yoder **motions to arm Investigator Finney**
Bobby Evans **seconds the motion**
Motion carried

Approved 5-0

- C. **5328 Alaska Airlines Center:** NANA Management Services, LLC [10:57:07 AM](#) **TAB 5**
3550 Providence Drive; Anchorage
New: Recreational Site
- Consideration of New License**
- Bobby Evans **motions to approve license**
Ellen Ganley **seconds the motion**
Motion carried
- Approved 5-0
- D. **93 Barry's Baranof Lounge:** Barry's Baranof Lounge, Inc. [9:59:50 AM](#) **TAB 6**
1166 Gambell Street; Anchorage
License: Beverage Dispensary
- Extension Request for License Transfer**
- Bobby Evans **motions to grant 90-day extension**
Ellen Ganley **seconds the motion**
Motion carried
- Approved 5-0
- E. **1198 Brown Jug:** Liquor Stores USA North, Inc. [10:03:06 AM](#) **TAB 7**
No Premises; Anchorage
Transfer: Package Store
From: Tesoro Northstore Company d/b/a 2Go Tesoro
- Transfer of Ownership; 4th Waiver Denied to Current Owner**
- Bob Klein declares conflict and recuses himself
Marvin Yoder **motions to approve transfer**
Bobby Evans **seconds the motion**
Motion carried
- Approved 4-0
- F. **5247 Tequila Kitchen Express:** Tequila Kitchen Express, LLC [10:44:37 AM](#) **TAB 8**
2514 E Tudor Road; Anchorage
License: Restaurant / Eating Place
- No Response to Notice of Violation**
- Instructed by Chair to give written notice of new mailing address & submit transfer of ownership**

- G. 1011 Three Bears:** Three Bears Alaska, Inc. [10:52:34 AM](#) **TAB 9**
22211 Birchwood Loop; Anchorage
License: Package Store

Reconsideration of Transfer

Ellen Ganley **motions to table until next meeting**
Marvin Yoder **seconds the motion**
Motion carried

Approved 5-0

● **ACTION ON LICENSEE CONVICTION/VIOLATION**

- A. Prior Licensee Sanctions** **TAB 10**

- B. 598 FuSions:** Hong & Lees, Inc. [11:13:30 AM](#) **TAB 11**
720 Gambell Street; Anchorage
License: Beverage Dispensary

Violation: Licensee Responsible for Alcohol Violations

Bobby Evans **motions to suspend license for 6 months with 2 months suspended, \$6000 fine.**

Marvin Yoder **motions to suspend license for 90 days with 45 suspended, approved management agreement in place, no further violations for one year.**

Ellen Ganley **motions to immediately suspend license for 90 days with up to 30 days suspended with approved management agreement and \$10,000 fine.**

Bobby Evans **motions to immediately suspend license for 120 days with 30 days suspended, \$10,000 fine approved management agreement in place, no violations for one year.**

Marvin Yoder **seconds the motion**
Motion carried

Approved 5-0

- C. 3904 H & H Lakeview Restaurant:** Gerald Berryman [11:57:36 AM](#) **TAB 12**
Mile 99.5 Parks Highway; Mat-Su Borough
License: Beverage Dispensary

Violation: Allowing Minor on Licensed Premises

Ellen Ganley **motions to table until next meeting**
Marvin Yoder **seconds the motion**
Motion carried

Approved 5-0

● **BEVERAGE DISPENSARY – TOURISM**

TAB 13

- 586 Coho's Bar & Grill:** Coho's Bar & Grill, LLC; Juneau [1:05:40 PM](#)
51 Egan Drive
Transfer: Beverage Dispensary – Tourism
From: Yang Sing, LLC d/b/a Zen

All statutory requirements have been met. City & Borough of Juneau does not protest. Departments of Labor and Revenue approve. Background investigations complete. Temporary has been issued.

Ellen Ganley **motions to approve license**
Marvin Yoder **seconds the motion**
Motion carried

Approved 5-0

- 5334 Nome Nugget Inn:** SJY, Inc.; Nome [12:28:24 PM](#)
315 Front Street
New: Beverage Dispensary – Tourism

All statutory requirements have been met. City of Nome does not protest. Department of Environmental Conservation and State Fire Marshal approve. Background investigations complete. Temporary has been issued.

Bobby Evans **motions to approve license**
Ellen Ganley **seconds the motion**
Motion carried

Approved 5-0

- 5320 Norton Sound Seafood House:** Host International, Inc.; Anchorage [1:07:59 PM](#)
5000 West International Airport Road
New: Beverage Dispensary – Tourism Duplicate

All statutory requirements have been met. Municipality of Anchorage does not protest. Background investigations complete. Temporary has been issued.

Marvin Yoder **motions to approve license**
Ellen Ganley **seconds the motion**
Motion carried

Approved 5-0

● **DELEGATED CONSENT AGENDA**

[9:52:42 AM](#)

TAB 14

Ellen Ganley **motions to approve all licenses with delegation**

Bobby Evans **seconds the motion**

Motion carried

Approved 5-0

- 414 49er Club:** Lisa Davis; Fairbanks North Star Borough
4625 Old Airport Road

Transfer: Beverage Dispensary

From: Thresa Dawn Hester

All statutory requirements have been met. Fairbanks North Star Borough does not protest. Departments of Labor and Revenue approve. Background investigations pending.

- 253 Alice's Champagne Palace:** Pioneer Beverages, Inc.; Homer
195 E Pioneer Avenue

Transfer: Beverage Dispensary

From: Homer Beverages, Inc.

All statutory requirements have been met. Department of Labor approves. Pending City of Homer and Department of Revenue. Background investigations pending.

- 110 Bering Sea Saloon:** Balassa (Balla) Sobocienski; Nome
No Premises

Transfer: Beverage Dispensary

From: Stanley L. Sobocienski

All statutory requirements have been met. Pending City of Nome. Department of Labor approves. Pending Department of Revenue. Background investigations pending.

- 688 Captain Sparrow:** Fuji, Inc.; Anchorage
1100 W Benson Blvd

Transfer: Package Store

From: Kay, Inc. d/b/a In & Out Wine & Bush Liquor #2

All statutory requirements have been met. Departments of Labor and Revenue approve. Pending Municipality of Anchorage. Background investigations pending.

3121 Denali Brewpub: Talkeetna Restaurant, LLC; Mat-Su Borough
13605 E Main Street (Talkeetna)
Stock Transfer: Beverage Dispensary
From: Boe Barnett (50%) to Sassan Mossanen d/b/a Twister Creek Restaurant

All statutory requirements have been met. Department of Labor approves.
Pending Mat-Su Borough and Department of Revenue.
Background investigations complete.

5269 Denali Brewpub: Talkeetna Restaurant, LLC; Mat-Su Borough
13605 E Main Street (Talkeetna)
Stock Transfer: Brewpub
From: Boe Barnett (50%) to Sassan Mossanen

All statutory requirements have been met. Department of Labor approves.
Pending Mat-Su Borough and Department of Revenue.
Background investigations complete.

5347 Grizzli's: Wilde Berry, LLC; North Pole
211 Cross Way
New: Restaurant / Eating Place – Public Convenience

All statutory requirements have been met. City of North Pole approves.
Department of Environmental Conservation and State Fire Marshal approve.
Background investigations pending. Temporary has been issued.

5342 Happy Face Restaurant: Lee & Kim, LLC; Homer
4400 Homer Spit Road
New: Restaurant / Eating Place – Public Convenience

All statutory requirements have been met. City of Homer does not protest.
Department of Environmental Conservation approves. Pending State Fire Marshal.
Background investigations complete.

626 Kenai Joes: Kenai Joes Alaskan Roadhouse Company; Kenai
800 Cook Avenue
Transfer: Beverage Dispensary
From: Roy Dale Howard

All statutory requirements have been met. Departments of Labor and Revenue approve.
Pending City of Kenai. Background investigations complete.

5345 Kiana Package Store: City of Kiana; Kiana
Willow and Cemetery Lane
New: Package Store

All statutory requirements have been met. City of Kiana and State Fire Marshal approve.
Background investigations pending. Temporary has been issued.

- 1358 Oaken Keg #520:** Safeway, Inc.; Anchorage
3101 Penland Parkway
Stock Transfer: Package Store
From: Publicly traded to Albertson's Holdings, LLC (100%)
- All statutory requirements have been met. Department of Labor approves.
Pending Municipality of Anchorage and Department of Revenue.
Background investigations complete.
- 1845 Oaken Keg #548:** Safeway, Inc.; Soldotna
44428 Sterling Highway
Stock Transfer: Package Store
From: Publicly traded to Albertson's Holdings, LLC (100%)
- All statutory requirements have been met. City of Soldotna does not protest.
Department of Labor approves. Pending Department of Revenue.
Background investigations complete.
- 4162 Oaken Keg #1832:** Safeway, Inc.; Homer
90 Sterling Highway
Stock Transfer: Package Store
From: Publicly traded to Albertson's Holdings, LLC (100%) d/b/a Oaken Keg
- All statutory requirements have been met. City of Homer does not protest.
Department of Labor approves. Pending Department of Revenue.
Background investigations complete.
- 2912 Oaken Keg #1833:** Safeway, Inc.; Valdez
313 Meals Avenue
Stock Transfer: Package Store
From: Publicly traded to Albertson's Holdings, LLC (100%)
- All statutory requirements have been met. Department of Labor approves.
Pending City of Valdez and Department of Revenue.
Background investigations complete.
- 4167 Oaken Keg #2628:** Safeway, Inc.; Anchorage
1725 Abbott Road
Stock Transfer: Package Store
From: Publicly traded to Albertson's Holdings, LLC (100%) d/b/a Oaken Keg
- All statutory requirements have been met. Department of Labor approves.
Pending Municipality of Anchorage and Department of Revenue.
Background investigations complete.

995 Oaken Keg #2754: Safeway, Inc.; Fairbanks
3627 Airport Way
Stock Transfer: Package Store
From: Publicly traded to Albertson's Holdings, LLC (100%) d/b/a Safeway Store #2754

All statutory requirements have been met. Department of Labor approves.
Pending City of Fairbanks and Department of Revenue.
Background investigations complete.

999 Oaken Keg #3410: Safeway, Inc.; Fairbanks
30 College Road
Stock Transfer: Package Store
From: Publicly traded to Albertson's Holdings, LLC (100%)

All statutory requirements have been met. Department of Labor approves.
Pending City of Fairbanks and Department of Revenue.
Background investigations complete.

5117 Odie's: PS241, LLC; Soldotna
44315 Sterling Highway
Transfer: Restaurant / Eating Place
From: Melodie Symington d/b/a Odie's Deli

All statutory requirements have been met. Department of Labor approves.
Pending City of Soldotna and Department of Revenue.
Background investigations pending.

1436 Pizzeria Delphi Restaurant: Kenneth John Christensen; Palmer
103 West Arctic Avenue
Transfer: Restaurant / Eating Place
From: Vasilios Karagounis

All statutory requirements have been met. City of Palmer does not protest.
Departments of Labor and Revenue approve. Background investigations pending.

5331 Rainy Pass Lodge: The Perrins' Rainy Pass Lodge, LLC; Mat-Su Borough
East Shore of Puntilla Lake (40 miles from Skwentna)
New: Lodge

All statutory requirements have been met. Mat-Su Borough does not protest.
Pending Department of Environmental Conservation and State Fire Marshal.
Background investigations pending.

946 Ranch House Lodge: Ranch House Lodge, LLC; Outside / Unorganized
Mile 173 Glenn Highway (Glennallen)
Transfer: Beverage Dispensary
From: Ward & Son, Inc.

All statutory requirements have been met. Department of Revenue approves.
Pending Department of Labor. Background investigations pending.

5349 Rice Bowl: Rong Jia Chen; Anchorage
810 East 6th Avenue
New: Restaurant / Eating Place

All statutory requirements have been met. Municipality of Anchorage does not protest.
Background investigations pending.

3760 Rough Woods Inn & Cafe: Roughwoods, LLC; Nenana
623 North A Street
Stock Transfer: Restaurant / Eating Place
From: Larry E. Coy (50%) to Ruth M. Coy

All statutory requirements have been met. Departments of Labor and Revenue approve.
Pending City of Nenana. Background investigations complete.

2509 Safeway Liquor Store #1090: Safeway, Inc.; Kodiak
2685 Mill Bay Road
Stock Transfer: Package Store
From: Publicly traded to Albertson's Holdings, LLC (100%) d/b/a Safeway Store #1090

All statutory requirements have been met. City of Kodiak does not protest.
Department of Labor approves. Pending Department of Revenue.
Background investigations complete.

174 Safeway Liquor Store #2522: Safeway, Inc.; Kodiak
502 Marine Way
Stock Transfer: Package Store
From: Publicly traded to Albertson's Holdings, LLC (100%) d/b/a Safeway #2522

All statutory requirements have been met. City of Kodiak does not protest.
Department of Labor approves. Pending Department of Revenue.
Background investigations complete.

4395 The Banks Alehouse: Goethe, LLC; Fairbanks
1243 Old Steese Highway
Stock Transfer: Beverage Dispensary
From: BCTC Holdings Ltd. (30%), Holdon Nevada Corp. (10%), and
Lori Meldvedt (10%) to Tiro Alaska Ltd.

All statutory requirements have been met. Department of Labor approves.
Pending City of Fairbanks and Department of Revenue.
Background investigations complete.

410 The Forks Reborn: The Forks Reborn, LLC; Mat-Su Borough
No Premises
Transfer: Beverage Dispensary
From: Virginia K. Jones d/b/a Forks Roadhouse; Mile 19 Petersville Road

All statutory requirements have been met. Department of Labor approves.
Pending Mat-Su Borough and Department of Revenue.
Background investigations pending.

END OF DELEGATED CONSENT AGENDA

● **RELOCATION – PROTEST**

[1:10:58 PM](#)

TAB 15

119 Palmer City Alehouse: Tomter Enterprises, LLC; Palmer
320 East Dahlia Avenue
Transfer: Beverage Dispensary
From: Loon’s Landing, Inc. d/b/a Big Lake Lodge
15328 West Big Lake Lodge Road; Mat-Su Borough

All statutory requirements have been met. City of Palmer does not
protest. Departments of Labor and Revenue approve. Pending
Department of Environmental Conservation and State Fire
Marshal.

Background investigations completed.

Mat-Su Borough protests pending application for relocation.

Marvin Yoder **motions to approve license with delegation**

Bobby Evans **seconds the motion**

Motion carried

Approved 5-0

● **PROTESTS**

TAB 16

4350 Coyote Santo: Coyote Santo, LLC; Anchorage [1:04:15 PM](#)

135 W Dimond Blvd

Transfer: Beverage Dispensary

From: Victor Hurtado & Jose Diaz d/b/a Three Amigo's Mexican Restaurant;
360 Boniface Parkway, A 30-31

All statutory requirements have been met. Background investigations complete.

Municipality of Anchorage protests pending completion of Conditional Use Permit and approval from Health and Human Services Department.

Ellen Ganley **motions to approve license with delegation**

Ethan Billings **seconds the motion**

Motion carried

Approved 5-0

5329 K & M Distributors: Kwamayne Hopkins; Anchorage [1:02:30 PM](#)

3048 Mountain View Drive, Ste 110

New: Package Store

All statutory requirements have been met. Background investigations complete.

Municipality of Anchorage protests pending completion of Conditional Use Permit and approval from Anchorage Fire Department.

Bobby Evans **motions to approve license with delegation**

Marvin Yoder **seconds the motion**

Motion carried

Approved 5-0

● **OBJECTIONS**

[11:58:40 AM](#)

TAB 17

[12:36:12 PM](#)

5335 Bering Sea Restaurant: SJY, Inc.; Nome

305 Front Street

New: Beverage Dispensary – Tourism Duplicate

All statutory requirements have been met. City of Nome does not protest.
Department of Environmental Conservation and State Fire Marshal approve.
Background investigations complete.

Objection from local bar owners.

Ellen Ganley **motions to approve license**

Marvin Yoder **seconds the motion**

Motion does not carry

Denied 5-0

License denied due to different addresses and public concerns

● **CONSENT AGENDA**

[1:29:05 PM](#)

TAB 18

Marvin Yoder **motions to approve all licenses**
Ellen Ganley **seconds the motion**
Motion carried

Approved 5-0

- 5346 Anna's Diner:** Chong Im Sanders; Anchorage
3311 Spenard Road
New: Restaurant / Eating Place

All statutory requirements have been met. Municipality of Anchorage does not protest.
Background investigations complete. Temporary has been issued.

- 544 Brown Bear Rhodehouse:** Douglas L. & Cindy L. Rhodes; Outside / Unorganized
Mile Marker 183.5 Glenn Highway (Glennallen)
Involuntary Retransfer: Beverage Dispensary
From: Ellen P. Tubbs

All statutory requirements have been met. Departments of Labor and Revenue approve.
Background investigations complete.

- 5325 Gumbo House:** Cilantro's, Inc.; Anchorage
9191 Old Seward Highway
New: Restaurant / Eating Place

All statutory requirements have been met. Municipality of Anchorage does not protest.
Background investigations complete. Temporary has been issued.

- 597 Knik Bar & Grill:** Sharon A. Antilla; Mat-Su Borough
10204 S Knik Good Bay Road (Mile 13.5)
Transfer: Beverage Dispensary
From: Donnelly, Inc.

All statutory requirements have been met. Mat-Su Borough does not protest.
Departments of Labor and Revenue approve. Background investigations complete.
Temporary has been issued.

- 596 Knik Liquor Store:** Sharon A. Antilla; Mat-Su Borough
10204 S Knik Good Bay Road (Mile 13.5)
Transfer: Package Store
From: Donnelly, Inc.

All statutory requirements have been met. Mat-Su Borough does not protest.
Departments of Labor and Revenue approve. Background investigations complete.
Temporary has been issued.

5253 M/V L'Austral: Compagnie Du Ponant; Alaskan Waters
Alaskan Waters
Transfer: Common Carrier
From: Another vessel d/b/a M/V Le Soleal

All statutory requirements have been met. Background investigations complete.
Temporary has been issued.

5337 Old Town Copper Center Inn & Restaurant: Old Town Copper Center Investments, LLC
Loop Road Mile 101 Old Richardson Highway (Copper Center); Outside / Unorganized
New: Restaurant / Eating Place

All statutory requirements have been met. Department of Environmental Conservation and
State Fire Marshal approve. Background investigations complete. Temporary has been issued.

5327 Varsity Sports Grill: NANA Management Services, LLC; Anchorage
3550 Providence Drive
New: Restaurant / Eating Place

All statutory requirements have been met. Municipality of Anchorage does not protest.
Background investigations complete. Temporary has been issued.

END OF CONSENT AGENDA

- **THIRD WAIVERS** [10:16:18 AM](#) **TAB 19**

Marvin Yoder **motions to table until next meeting**
Ellen Ganley **seconds the motion**
Motion carried


Approved 5-0
- 110 Bering Sea Saloon:** Stanley L. Sobocienski; Nome
No Premises
License: Beverage Dispensary
- **NOTICES OF VIOLATION**

A. Notices of Violation Issued and Licensee Responses [1:30:55 PM](#) **TAB 20**
- **NEXT ABC BOARD MEETING – December 1-2, 2014 in Anchorage** [1:36:18 PM](#)

Minutes reviewed and approved by:



Cynthia Franklin, Director



Date



Sarah D. Oates, Rec. & Lic. Supervisor



Date