



**Alcoholic Beverage Control Board
Meeting Minutes
October 26, 2016
Second Judicial District
Aurora Inn Conference Room
302 Front Street
Nome, Alaska**

*Meeting minutes are 43 minutes fast (actual start time is 9:21am)

Board Members Present:

Bob Klein, Chair, Industry Member (telephonic)
Ellen Ganley, Vice Chair, Public Member (telephonic)
Marvin Yoder, Public Member (telephonic)
Bobby Evans, Rural Member
Thomas Manning, Industry Member (telephonic)

Staff Members Present:

Cynthia Franklin, Director (telephonic)
Sarah Oates, Program Coordinator (telephonic)

Legal Counsel Present:

Harriet Milks, Assistant Attorney General (telephonic)

Call to Order

10:04:12 AM

● **DIRECTOR BRIEFING**

A. Director's Report

10:05:29 AM **TAB 1**

Cynthia Franklin gives the board licensing, enforcement, and administrative updates.
James Hoelscher, Investigator IV, provides the board enforcement updates and statistics.

● **ADMINISTRATION**

10:21:30 AM

A. Approve Minutes of the July 20, 2016 Board Meeting

TAB 2

Tom Manning motions to accept the minutes.

Marvin Yoder seconds the motion.
Motion carries unanimously.

● **PUBLIC TESTIMONY**

- A. Period of time for public testimony on issues not on this agenda. [10:22:26 AM](#)
Please phone 1-800-315-6338 code 69173#.

Robin Truvallo, Big Lake resident, provides testimony regarding children, alcohol, and community councils.

● **BOARD CONSIDERATION**

- A. **4910 Azucar Fina:** Creative Latin Businesses, Inc. [10:31:30 AM](#) **TAB 3**
3677 College Road #9; Fairbanks North Star Borough
License Type: Restaurant / Eating Place

Expired license; lien on license.

Marvin Yoder motions to instruct the staff to refund the license fee to the licensee, since the license was never renewed.

Frederico Anthonys, licensee, provides testimony.

Bob Klein instructs Mr. Anthonys to provide documentation for the December meeting to support his claim that he submitted a renewal application on time.

Ellen Ganley motions to table until the December, 2016 meeting.

Marvin Yoder seconds the motion.

Motion carries unanimously.

- B. **806 Dave & Buster's:** Dave & Buster's of Alaska, Inc. [1:46:40 PM](#) **TAB 4**
800 E Dimond Blvd, Suite 220; Anchorage
License Type: Beverage Dispensary

From: PGM Investments, LLC DBA Office Cocktail Lounge; 545 E Northern Lights Blvd

Transfer of ownership, location, and DBA change; alternating premises concept for BDLs.

Sherman Ernouf and Dan Coffey, legal counsel for Dave & Buster's, provide testimony and answer board questions regarding the application and their proposal for an alternating premises.

The board discusses the concept of allowing a beverage dispensary license to have an alternating licensed premises and allowing alcohol in the video arcade areas.

Ellen Ganley motions to approve the transfer and alternating premises plan with delegation.

Tom Manning seconds the motion.

Motion carries unanimously.

Bob Klein states that any other applications with a similar request must come independently

before the board for consideration.

- C. 5407 Denali River Cabins:** [2:42:50 PM](#) [TAB 5](#)
ARAMARK Sports and Entertainment Services, LLC
Mile 231.1 George Parks Highway; Denali Borough
License Type: Restaurant/Eating Place – Public Convenience

Reconsideration of denial of new license application.

Sherman Ernouf, legal counsel for ARAMARK Sports and Entertainment Services, provides testimony regarding the proposal for how the applicant will meet the requirements of a restaurant.

Tom Manning motions to reconsider and approve the application.

Marvin Yoder seconds the motion.

Multiple board members state that this proposal does not meet the definition of a restaurant / eating place. Bob Klein states that he wouldn't have an issue with the application if it was for a beverage dispensary – tourism duplicate.

Bobby Evans motions to table the application.

Ellen Ganley seconds the motion.

Tom Manning withdraws his motion to reconsider and approve the application.

Marvin Yoder agrees.

Motion to table the application carries unanimously.

- D. 5436 Hoarfrost Distilling:** Hoarfrost Distilling, LLC [10:51:46 AM](#) [TAB 6](#)
3501 Lathrop Street, Unit F; Fairbanks
License Type: Distillery

Reconsideration of denial of new license application.

Ellen Ganley motions to reconsider and approve the license.

Tom Manning seconds the motion.

Motion carries unanimously.

● **MATTERS TABLED AT PREVIOUS MEETINGS**

- A. 5460 Alaska Stillman:** Alaska Stillman, LLC [10:55:50 AM](#) [TAB 7](#)
3 Liarsville Road; Skagway
License: Distillery

New license application. Exceeds population limits.

Background Investigations: Complete

Municipality & Borough of Skagway waived their right to protest, with condition.

State Fire Marshal and Department of Environmental Conservation object.

Joel Probst, applicant, identifies himself for the record and provides testimony

regarding Skagway Spirits.
Ellen Ganley motions to table until the December, 2016 meeting.
Tom Manning seconds the motion.
Motion carries unanimously.

- B. 622 KBI Spirits:** Wayne L Sargent [11:06:26 AM](#) TAB 8
1633 Airport Way; Kodiak Island Borough
License: Package Store
From: Mile 29 Chiniak Highway; DBA Kalsin Bay Inn

Transfer of location and DBA change. No valid lease.
Local governing body action: Kodiak Island Borough does not protest
Approvals: Department of Labor, Department of Revenue
Background investigations: Complete
Multiple public objections received.

Kyle Crow, Kodiak resident and borough assembly member, provides testimony as a public member and answers board questions.

Bobby Evans motions to deny the transfer.
Marvin Yoder seconds the motion.
Motion carries unanimously.

● PROTESTS

- A. 1034 907 Club:** Nine OH Seven Corporation [11:21:23 AM](#) TAB 9
2541 S Rosalie Court (Big Lake); Mat-Su Borough
License: Beverage Dispensary
From: Zachary and Anjanette Steer DBA Sheep Mountain Lodge; No Premises

Transfer of ownership, location, and DBA change. All statutory requirements have been met.
Approvals: Department of Labor, Department of Revenue
Background investigations: Complete
Matanuska-Susitna Borough protests because the Conditional Use Permit has not been approved. Department of Environmental Conservation objects because the facility does not have a food service permit. Multiple public objections received.

Robert Button, applicant, provides inaudible testimony.
A female also provides inaudible testimony.

Ellen Ganley motions to table until the December, 2016 meeting so that they can hear the results of the Mat-Su Borough's November 7, 2016 hearing.
Tom Manning seconds the motion.
Motion carries, 4-0 (Marvin Yoder absent).

Break [11:33:05 AM](#)

- B. 5501 BABA PIZZA & SUB:** Surasak Suwanprapa TAB 10
1725 Chief Eddy Hoffman Highway; Bethel
License: Restaurant / Eating Place

New license application. All statutory requirements have been met.

Approvals: Department of Environmental Conservation

Background investigations: Pending

City of Bethel protests because establishment has not obtained a Conditional Use Permit and is not in compliance with Alaska's Fire and Life Safety Regulations.

No action.

[11:43:29 AM](#)

Richard Robb, City of Bethel Mayor, provides testimony and informs the board that the City of Bethel has since denied the Conditional Use Permit.

[11:52:38 AM](#)

Ellen Ganley motions to deny the license based on the City's protest.

Tom Manning seconds the motion.

Motion carries unanimously.

- C. 227 China Garden:** Foodex Corporation [11:45:29 AM](#) TAB 11
1020 W International Airport Road; Anchorage
License: Restaurant / Eating Place
From: Matthew K Park; 204 E Fireweed Lane

Transfer of ownership and location. All statutory requirements have been met.

Approvals: Department of Labor, Department of Revenue

Background investigations: Complete

Municipality of Anchorage protests pending approval of Special Land Use Permit and approvals from Anchorage Fire Department and Health & Human Services.

No action, delegation continues.

- D. 5491 Dimitri's Restaurant:** Maro Kargas [11:47:11 AM](#) TAB 12
281 Fourth Street; Bethel
License: Restaurant / Eating Place

New license application. All statutory requirements have been met.

Background investigations: Complete

City of Bethel protests because establishment has not obtained a Conditional Use Permit and is not in compliance with Alaska's Fire and Life Safety Regulations.

State Fire Marshal and Department of Environmental Conservation both object because violations need to be corrected, and the applicant has failed to return numerous contact attempts.

Richard Robb, City of Bethel Mayor, provides testimony about the applicant's lack of communication with the City and lack of compliance.

Marvin Yoder motions to uphold the protest and deny the license.

Ellen Ganley seconds the motion.

Motion carries unanimously.

- E. 5507 Hyatt House Anchorage:** MT Four, LLC [11:56:32 AM](#) [TAB 13](#)
5141 Business Park Boulevard; Anchorage
License: Beverage Dispensary – Tourism

New license application. All statutory requirements have been met.

Background investigations: Pending

Municipality of Anchorage protests pending approval of a Special Land Use Permit and approval from the Building Safety Department.

No action, delegation continues.

- F. 5191 Noodle World Alaska:** YUK's, LLC [TAB 14](#)
2844 East Tudor Road #A; Anchorage
License: Restaurant / Eating Place
From: YK, LLC

Transfer of ownership. All statutory requirements have been met.

Approvals: Department of Labor, Department of Revenue

Background investigations: Complete

Municipality of Anchorage protests pending approval of a Special Land Use Permit.

No action.

[11:57:23 AM](#)

Sarah Oates informs the board that this application has not gone [12:02:06 PM](#)
in front of the board at a previous meeting, so the board needs to take action.

Ellen Ganley motions to approve with delegation.

Tom Manning seconds the motion.

- G. 2787 Olsen's Liquor Store:** Kvichak Pacific, LLC [3:05:55 PM](#) [TAB 15](#)
Ahklvn View Estates North Addition, Lot 1; Dillingham
License: Package Store
From: 1.25 Mile Willow Lane

Transfer of location. All statutory requirements have been met.

Pending: State Fire Marshal

Background investigations: Pending

City of Dillingham protests due to lack of public notice given and public health and public safety concerns. Numerous public objections received.

Cynthia Franklin informs the board that there is an open investigation regarding when this license was last operated.

Dan Coffey, legal counsel for Kvichak Pacific, provides testimony and requests that the board table this application until after the first of 2017.

Cynthia Franklin informs the board that adequate public notice was given in order to hear public testimony during a hearing under AS 04.11.510(b)(2).

Alice Ruby, City of Dillingham Mayor, provides testimony regarding the protests of the application. She states that the applicant used a legal description in the notice, rather than the physical address, and that the applicant provided in the Alaska Journal of Commerce instead of using a local publication like the Bristol Bay Times or KDLG radio station. She additionally states that it was the City's protest, and not the applicant's public notice, that informed the community about the transfer.

Representative Bryce Edgmon provides testimony regarding the lack of adequate public notice and voices support regarding the City's protest.

Sarah Oates hands out a letter from Representative Bryce Edgmon dated October 17, 2016.

Lance Nunn, homeowner in the area of the proposed location, provides testimony regarding the lack of public notice.

Alannah Hurley, resident who lives less than a mile from the proposed location, provides testimony in opposition to the transfer, citing public health and public safety reasons.

Donivan Andregg, resident who lives in a four-plex in the same neighborhood as the proposed location, provides testimony in opposition to the transfer.

Sergeant with the Troopers informs the board that he's available for questions regarding public safety.

Gary Hale, resident in the neighborhood, provides testimony in opposition to the transfer, citing bootlegging, public health, and public safety reasons.

Charles Cacciola, attorney for City of Dillingham, provides testimony regarding the City's protests.

John Montooth, resident and real estate agent in the area, provides testimony in opposition to the transfer, citing property values and concerns regarding diversion to surrounding dry villages.

Ayla Budrow, resident in the area, provides testimony in opposition to the transfer.

Juliana Montooth, resident and physician in the area, provides testimony in opposition to the transfer, citing public health and public safety reasons.

Ed Budrow, resident in the area, provides testimony in opposition to the transfer, stating that the public posting at the US Post Office did not happen.

Jessica Denslinger, resident in the area, provides testimony in opposition to the transfer, citing public health and public safety reasons.

Ellen Ganley has to leave the meeting to catch a flight.

Lecia Scotford, resident and physician in the area, provides testimony in opposition to the transfer, citing public health and public safety reasons.

Tom Manning motions to table the application until the first meeting in 2017.
Marvin Yoder seconds the motion.
Motion carries unanimously, 4-0.

● **SECURITY INTEREST TRANSFERS**

- A. **822 Christo's Palace:** Klondike Pizzeria II, LLC [11:58:25 AM](#) [TAB 16](#)
133 4th Avenue; Seward
License: Beverage Dispensary
From: Manolakakis, Inc.

Transfer of ownership with security interest agreement. All statutory requirements have been met.
Local governing body action: Pending City of Seward
Pending: Department of Labor, Department of Revenue
Background investigations: Complete

Cynthia Franklin informs the board that certain documents are required on the front end for a transfer with a security interest agreement, and that the staff will be bringing these applications to the board separately.

Tom Manning motions to approve the license with delegation.
Ellen Ganley seconds the motion.
Motion carries unanimously.

● **INVOLUNTARY RETRANSFERS**

- A. **447 No DBA:** Alaska Promotions, LLC [12:02:41 PM](#) [TAB 17](#)
No Premises; Juneau
License: Beverage Dispensary
From: Suite 907, LLC DBA Suite 907; 9121 Glacier Highway

Involuntary retransfer. All statutory requirements have been met.
Local governing body action: City and Borough of Juneau does not protest
Approvals: Department of Environmental Conservation, Department of Revenue
Pending: Department of Labor
Background investigations: Complete

Cynthia Franklin informs the board that at the time that the applicant submitted the application to transfer the license with a security interest agreement, he received indication from staff that the application was complete, even though the required security interest documents were not submitted. The AAG has informed the director that the applicant could claim reliance.

Ellen Ganley motions to approve the license with delegation.
Tom Manning seconds the motion.

Ethan Billings, applicant, identifies himself for the record.

Motion to approve with delegation carries unanimously.

● **BEVERAGE DISPENSARY – TOURISM LICENSES**

- A. **1563 Mat-Su Resort:** Mat-Su Resort, LLC **TAB 18**
1850 Bogard Road; Mat-Su Borough
License: Beverage Dispensary – Tourism
From: MSR, Inc. DBA Northshore Ale House

Transfer of ownership and DBA change.

Local governing body action: Matanuska-Susitna Borough does not protest
Approvals: Department of Labor, Department of Revenue
Background investigations: Complete

Bob Klein reiterates that the board has requested that staff [4:34:19 PM](#)
provide data at the next meeting regarding tourism licenses.

Tom Manning motions to approve the license.
Marvin Yoder seconds the motion.
Motion carries unanimously, 4-0.

- B. **5512 Westmark Inn Skagway – Glacier Lounge:** Westmark Hotels, Inc. **TAB 19**
3rd and Spring Street; Skagway
License: Beverage Dispensary – Tourism Duplicate

New license application. All statutory requirements have been met.

Local governing body action: Municipality of Skagway does not protest
Approvals: State Fire Marshal, Department of Environmental Conservation
Background investigations: Complete

Tom Manning motions to approve the license. [4:36:53 PM](#)
Marvin Yoder seconds the motion.
Motion carries unanimously, 4-0.

● **NOTICES OF VIOLATION**

- A. Notices of Violation Pending Accusations

1. 1139 Spenard Paradise Inn & Lounge [12:18:33 PM](#) **TAB 20**

Cynthia Franklin informs the board that Spenard Paradise Inn & Lounge will be receiving an accusation for leasing the license.
No action.

- B. Notices of Violation Issued and Licensee Responses **TAB 21**

● **CONSENT AGENDA** [12:07:27 PM](#) **TAB 22**

Ellen Ganley motions to approve all licenses.
Tom Manning seconds the motion.

Motion carries unanimously.

3925 Boon Dox Bar: Michael C Stormont
7271 Richardson Highway; Fairbanks North Star Borough
License: Beverage Dispensary
From: Running Wild, LLC

Transfer of ownership. All statutory requirements have been met.
Local governing body action: Fairbanks North Star Borough does not protest
Approvals: Department of Labor, Department of Revenue
Background investigations: Complete

4597 Boon Dox Bar: Michael C Stormont
7271 Richardson Highway; Fairbanks North Star Borough
License: Package Store
From: Running Wild, LLC DBA Boon Dox Liquor

Transfer of ownership and DBA change. All statutory requirements have been met.
Local governing body action: Fairbanks North Star Borough does not protest
Approvals: Department of Labor, Department of Revenue
Background investigations: Complete

5511 Denali Brewing Company: Twister Creek, LLC
37083 South Talkeetna Spur Road; Mat-Su Borough
License: Winery

New license application. All statutory requirements have been met.
Local governing body action: Matanuska-Susitna Borough does not protest
Approvals: State Fire Marshal, Department of Environmental Conservation
Background investigations: Complete

4168 Food Factory: CNR Enterprise, LLC
275 Bentley Trust Road; Fairbanks
License: Beverage Dispensary
From: Two Amigos, LLC DBA Lower LA; 636 28th Avenue (downstairs)

Transfer of ownership, location, and DBA change. All statutory requirements have been met.
Local governing body action: City of Fairbanks does not protest
Approvals: Department of Environmental Conservation, Department of Labor, Department of Revenue
Background investigations: Complete

5218 Japanese Restaurant Naruto: HS Food, LLC
3600 Minnesota Drive, Suite A; Anchorage
License: Restaurant / Eating Place
From: Hiroshi Umemoto

Transfer of ownership. All statutory requirements have been met.
Local governing body action: Municipality of Anchorage does not protest
Approvals: Department of Labor, Department of Revenue
Background investigations: Complete

5343 Myne Pepper / Sherri's at 5th: Ariya Pat Peerapanya
137 W 5th Avenue; Anchorage
License: Restaurant / Eating Place
From: Sherri Warnke and Jubal Bryant

Transfer of ownership. All statutory requirements have been met.
Local governing body action: Municipality of Anchorage does not protest
Approvals: Department of Labor, Department of Revenue
Background investigations: Complete
Temporary has been issued.

4584 No DBA: Doug Trucano
No Premises; Juneau
License: Restaurant / Eating Place
From: Zephyr, LLC DBA Zephyr; 200 Seward Street

Transfer of ownership, location, and DBA change. All statutory requirements have been met.
Local governing body action: City and Borough of Juneau does not protest
Approvals: Department of Labor, Department of Revenue
Background investigations: Complete

851 Papa Rod's: Rodfather's, LLC
356 South Franklin Street; Juneau
License Type: Restaurant/Eating Place
From: 9109 Mendenhall Mall Road; DBA The Broiler

[4:39:06 PM](#)

Transfer of location and DBA change. All statutory requirements have been met.
Local governing body action: City and Borough of Juneau does not protest
Approvals: Department of Environmental Conservation
Background investigations: Complete

Cynthia Franklin informs the board that she was informed by Investigator Steve Johnson that an item that was approved on the Consent Agenda is actually a food truck, just like Deckhand Dave's, and is at the same location.

Bob Klein states that the approval is with the understanding that staff and enforcement should be comfortable that it's a bona fide location.

5104 Shine's Asian Fusion Bistro: SSB Gourmet Food, LLC
12400 Old Glenn Highway #3 (Eagle River); Anchorage
License: Restaurant / Eating Place
From: Manna 2 Corporation

Transfer of ownership. All statutory requirements have been met.
Local governing body action: Municipality of Anchorage does not protest
Approvals: Department of Labor, Department of Revenue
Background investigations: Complete
Temporary has been issued.

469 The Liquor Store: Joon Noh
867 E Loop Road; Anchorage
License: Package Store
From: K & T Enterprises, Inc.

Transfer of ownership. All statutory requirements have been met.
Local governing body action: Municipality of Anchorage does not protest
Approvals: Department of Labor, Department of Revenue
Background investigations: Complete

76 The Narrows Bar, LLC: The Narrows Bar, LLC
148 S Franklin Street; Juneau
License: Beverage Dispensary
From: Arctic Bar, Inc. DBA Arctic Bar

Transfer of ownership and DBA change. All statutory requirements have been met.
Local governing body action: City and Borough of Juneau does not protest
Approvals: Department of Labor, Department of Revenue
Background investigations: Complete

END OF CONSENT AGENDA

● DELEGATED CONSENT AGENDA

[12:11:32 PM](#) [TAB 23](#)

Bob Klein informs the board that these applications are pending something like a criminal history report or approval from the local governing body or another agency.

Marvin Yoder motions to approve all licenses with delegation.
Tom Manning seconds the motion.
Motion carries unanimously.

3210 Café Cups: Babaloo, LLC
162 W Pioneer Avenue; Homer
License: Restaurant / Eating Place
From: Bivalves, Inc.

Transfer of ownership. All statutory requirements have been met.
Local governing body action: City of Homer does not protest
Approvals: Department of Revenue
Pending: Department of Labor
Background investigations: Pending

5054 Crystal Symphony: Crystal Cruises, LLC
Alaskan Waters
License: Common Carrier
From: NYK Group Americas, Inc. (100%) to Crystal Acquisition Company, Ltd. (100%)

Transfer of controlling interest. All statutory requirements have been met.
Approvals: Department of Revenue
Pending: Department of Labor

Background investigations: Complete

5517 Devil's Club Brewing Company: Devil's Club Brewing Company, LLC
100 N Franklin Street; Juneau

License: Brewery

New license application. All statutory requirements have been met.

Local governing body action: City and Borough of Juneau does not protest

Approvals: Department of Environmental Conservation

Background investigations: Pending

4356 Extreme Fun Center: Coming Attractions Theatres, Inc.

3501 E Old Matanuska Road; Wasilla

License: Restaurant / Eating Place

From: 3331 E Old Matanuska Road; DBA Backstage Bistro

Transfer of location and DBA change. All statutory requirements have been met.

Local governing body action: Pending City of Wasilla

Pending: Department of Environmental Conservation

Background investigations: Complete

5522 Fat Grape Wines: Ann Byker

333 W 4th Avenue, Suite 500; Anchorage

License: Wholesale – Malt Beverage & Wine

New license application. All statutory requirements have been met.

Local governing body action: Pending Municipality of Anchorage

Background investigations: Complete

5518 Girdwood Brewing Company: Girdwood Brewing Company, LLC

2700 Alyeska Highway (Girdwood); Anchorage

License: Brewery

New license application. All statutory requirements have been met.

Local governing body action: Pending Municipality of Anchorage

Background investigations: Pending

5510 Halibut Point Crab & Brew: Trinity Business Services, LLC

4513 Halibut Point Road; Sitka

License: Restaurant / Eating Place

New license application. All statutory requirements have been met.

Local governing body action: City and Borough of Sitka does not protest

Approvals: Department of Environmental Conservation

Background investigations: Pending

679 McGuires Tavern: McGuires Tavern & Liquor, Inc.

Main Street; McGrath

License: Beverage Dispensary

From: Dorothy Anderson (50%) and Allan Anderson Sr. (50%)

To: Allan Anderson Jr. (5%) and Allan Anderson Sr. (95%)

Transfer of controlling interest. All statutory requirements have been met.

Local governing body action: Pending City of McGrath

Approvals: Department of Labor, Department of Revenue

Background investigations: Complete

680 McGuires Tavern: McGuires Tavern & Liquor, Inc.

Main Street; McGrath

License: Package Store

From: Dorothy Anderson (50%) and Allan Anderson Sr. (50%)

To: Allan Anderson Jr. (5%) and Allan Anderson Sr. (95%)

Transfer of controlling interest. All statutory requirements have been met.

Local governing body action: Pending City of McGrath

Approvals: Department of Labor, Department of Revenue

Background investigations: Complete

1059 No DBA: Gary W Falls and Howard R. Thies

No Premises; Fairbanks North Star Borough

License: Beverage Dispensary

From: Sno Shu, Inc. DBA Sno-Shu-Inn; 8837 Richardson Highway (Salsha)

Transfer of ownership, location, and DBA change. All statutory requirements have been met.

Local governing body action: Fairbanks North Star Borough does not protest

Approvals: Department of Revenue

Pending: Department of Labor

Background investigations: Complete

5410 Open Wine Distributors: 49th State Imports & Distribution, LLC

1153 E 74th Avenue, Unit A; Anchorage

License: Wholesale – Malt Beverage & Wine

New license application. All statutory requirements have been met.

Local governing body action: Pending Municipality of Anchorage

Background investigations: Complete

4733 The Grill: Twins, Inc.

2900 E Parks Highway; Wasilla

License: Beverage Dispensary

From: Triplets, Inc. (No DBA); No Premises

Transfer of ownership, location, and DBA change. All statutory requirements have been met.

Local governing body action: Pending City of Wasilla

Approvals: Department of Labor, Department of Revenue

Pending: Department of Environmental Conservation

Background investigations: Pending

5513 Tordrillo Mountain Lodge: Triumvirate, LLC

Lot 4, US Survey No. 3917, Judd Lake; Mat-Su Borough

License: Lodge

New license application. All statutory requirements have been met.
Local governing body action: Pending Matanuska-Susitna Borough
Pending: State Fire Marshal, Department of Environmental Conservation
Background investigations: Pending

5514 Tordrillo Mountain Lodge: Triumvirate, LLC
Lot 4, US Survey No. 3004, Judd Lake; Mat-Su Borough
License: Lodge

New license application. All statutory requirements have been met.
Local governing body action: Pending Matanuska-Susitna Borough
Pending: State Fire Marshal, Department of Environmental Conservation
Background investigations: Pending

5516 White Spot Cafe: Bridges Enterprises, LLC
109 W 4th Avenue; Anchorage
License: Restaurant / Eating Place

New license application. All statutory requirements have been met.
Local governing body action: Pending Municipality of Anchorage
Background investigations: Pending

END OF DELEGATED CONSENT AGENDA

● FIRST AND SECOND WAIVERS

TAB 24

Ellen Ganley motions to approve the first waivers. [12:16:43 PM](#)
Tom Manning seconds the motion.
Motion carries unanimously.

Tom Manning motions to approve the second waiver. [12:17:34 PM](#)
Ellen Ganley seconds the motion.
Motion carries unanimously.

4350 Coyote Santo: Coyote Santo, LLC
135 W Dimond Blvd; Anchorage
License: Beverage Dispensary

First waiver application.

795 Oaken Keg #1806: Carr-Gottstein Foods Co.
600 E Northern Lights Blvd; Anchorage
License: Package Store

First waiver application.

828 Thibodeau's Liquor: Thibodeau's Market, Inc.
No Premises; Juneau

License: Package Store

Second waiver application.

● **REGULATIONS**

A. Update on Status of Open Projects

[12:19:59 PM](#) **TAB 25**

Cynthia Franklin updates the board on the status of open regulations projects, and she asks for guidance from the board regarding what they're looking for for tourism license parameters.

Cynthia Franklin informs the board that the statute says that a tourism license has to meet the tourism requirements in order to transfer ownership.

Bob Klein requests that the staff provide data at the December, 2016 meeting regarding the number of tourism licenses that do not meet the current room requirements set forth in AS 04.11.400(d)(1).

Cynthia Franklin informs the board that drafts for the other three regulations projects will be provided at the December, 2016 meeting.

● **LUNCH BREAK**

[12:30:42 PM](#)

● **EXECUTIVE SESSION**

A. 5004 The Summit: The Alaska Club, Inc.
11001 O'Malley Centre Drive; Anchorage
License: Recreational Site

[4:27:11 PM](#) **TAB 26**

Denial of renewal license application.

Judge Mandala identifies herself for the record.

Bob Klein asks Judge Mandala if it would be alright with her if the board tabled this matter until the December 5, 2016 meeting, as one of the board members had to leave to make a flight, and he feels like it's important that all five members are present for this topic.

Judge Mandala states that it is.

Harriet Milks informs the board that legal counsel for The Alaska Club was notified that this matter could end up being moved to the December 5, 2016 meeting, as the agenda is very full.

Fred Odsen, legal counsel for The Alaska Club, identifies himself for the record and states that discussing this matter at the December 5, 2016 meeting would not cause irreparable harm to his client.

Bob Klein states that if noone objects, that he will move this to the December 5, 2016 agenda.

No objection.

- **NEXT ABC BOARD MEETING**
December 5, 2016 in Anchorage.

[4:38:25 PM](#)

- **ADJOURN**

[4:42:51 PM](#)

Minutes reviewed and approved by:



Cynthia A. Franklin
Director



Sarah D. Oates
Program Coordinator