



THE STATE
of **ALASKA**
GOVERNOR MIKE DUNLEAVY

Department of Commerce, Community,
and Economic Development
ALCOHOL and MARIJUANA CONTROL OFFICE
550 W 7TH AVENUE, STE 1600
Anchorage, AK 99501
Main: 907.269.0350

Alcoholic Beverage Control Board
Special Meeting Agenda

Robert B. Attwood Building
550 W 7th Ave, 16th Floor, Suite 1600
As well as on Zoom
Date: January 27, 2026

Join Zoom Meeting

<https://amco-alaska-gov.zoom.us/j/88610209514?pwd=HxJKqYYu8shKQxgiRlP2sNarUL151D.1>

Meeting ID: **886 1020 9514**
Passcode: **084115**

Telephone No. & Passcode
+17193594580,,88610209514#

Regular public testimony will not be taken at this meeting
Public commentary on agenda items may be taken
All times are approximate

Administration

- Call to order

Time 9:30AM

Chair Dana Walukiewicz called to order at 9:30am, calls roll.

- Roll call
 - Dana Walukiewicz, Chair – Industry - *present in person*
 - Diane Thompson, Vice Chair – Industry – *present via zoom*
 - Janice Hill - Public Member - *present via zoom*
 - Doug Moore – Public Member – *present via zoom*
 - Public Safety Seat – Vacant

AMCO staff

- Kevin Richard, Director - *present in person*
- Andrew Bocanumenth, Agency Attorney - *present via zoom*
- Jane P. Sawyer, Program Coordinator - *present in person*

- Kristina Serezhenkov, Local Government Liaison - *present via zoom*
 - Sonya Irwin, Licensing Supervisor – *present in person*
- Approval of agenda

Program Coordinator Jane Sawyer - removes tab 10. Tab 13 states that Salmon Falls protest is lifted, so the renewal is the only consideration.

- AMCO meeting code of conduct & top 10 Zoom FAQ **TAB 1**
- Board governance

No conflicts to declare.

- **STIPULATED AGREEMENT**

- WX, LLC, dba Mykel’s Restaurant, BDTL 45. AMCO AM 24-2385

Chair Dana Walukiewicz - introduces the stipulated agreement for Mykel’s Restaurant. There was an issue with employing underage minors. He asks Attny. Bocanumenth if there is a deliberative session needed and asks if the board would like to discuss the matter.

Attny. Bocanumenth – confirms, yes, it would need to be discussed in a deliberative session.

Chair Dana Walukiewicz - asks the board members if there is a desire to have a discussion.

The board unanimously states that they have no questions.

Chair Dana Walukiewicz - asks Attny. Bocanumenth if they can discuss the actual notices of violation on the public record.

Attny. Bocanumenth - confirms that they can discuss the NOV.

Chair Dana Walukiewicz - recaps the details of the NOV, including a fine and additional fine that was paid.

Motion: *to approve the stipulated agreement for Mykel’s Restaurant, license #45 by Doug Moore. Second by Jan Hill. Unanimous affirmative vote. Motion carries.*

- **REQUEST FOR CONFIRMATION THAT NO ALASKA ALCOHOLIC BEVERAGE LICENSE IS REQUIRED** **TAB 2**

- ROW Management Ltd., The World

Chair Dana Walukiewicz - introduces tab 2, mentioning that this is a unique situation where it seems similar to a condo where their dues include several amenities, one being food and alcohol service.

Attny. Bocanumenth - states that he reviewed it with staff and summarizes that this situation doesn't fit under the statute: AS 04.11.020 and it didn't fit into any other statute. Their business model doesn't seem commercial; it seems more residential.

Chair Dana Walukiewicz - asks if there is a requirement for a license if someone is bringing alcohol into the state for personal use.

Attny. Bocanumenth – if it's commercial, that is when a license is required. When it's being questioned if a resident consumes more than their share, they need to pay an additional fee; this is where the grey area is created.

Chair Dana Walukiewicz - asks if they aren't keeping a tab then how do they know if the pro rata share has been exceeded?

Board Member Jan Hill - agrees with Chair Walukiewicz's concern and expresses further concern that they didn't take the time to call into the meeting to represent themselves.

Board Member Doug Moore - says that he appreciates that they asked but does not appreciate that they didn't show up for the discussion. He doesn't have a problem with it in general.

Vice Chair Diane Thompson - is also concerned about them not showing up to speak. She asks if the consideration can be tabled until the February 3rd meeting.

Motion: *to table tab 2 until feb 3rd by Doug Moore. Second by Diane Thompson. Unanimous affirmative vote. Motion carries.*

Chair Dana Walukiewicz –returns to the tabled matter regarding tab 2 due to a representative of The World calling in to speak to the request. He asks how the operations are going to work and how/when residents are required to pay extra fees when they exceed their allotted share.

Bo Heng, representative of The World- the ship qualifies as a floating apartment. The residents own an apartment on the ship, they also own the liquor, and they don't buy any alcohol in Alaska. The bigger the apartment, the bigger amount of food and beverage allowance. They own the food and beverage on the ship. There is no monetary exchange. No payment in the dining restaurant.

Chair Dana Walukiewicz – how is the tab and how much they consume tracked.

Bo Heng, representative of The World- they get a receipt and the accounting department tracks that. The food and beverage is deducted from their allowance.

Chair Dana Walukiewicz - if they're timeshares, can someone that is not the resident use the room? The residents own the apartment there, but they can have a guest or family member there. They're prepaying a tab, essentially, they don't settle up the tab before they depart. Is it to the level of a transaction or a sale.

Attny. Bocanumenth - Chair Walukiewicz has been asking all the right questions and are all relevant questions. He suggests leaving it up to the board's interpretation. He expresses concern with another individual trying to function this way but on land and not in a vessel.

Bo Heng, representative of The World- any monetary exchange happens in Florida.

Chair Dana Walukiewicz - there's only the question of having to settle a balance if they exceed the allowance.

Bo Heng, representative of The World- the alcohol is owned by the residence. There is no monetary transaction.

Chair Dana Walukiewicz - if a customer has an allotted amount of 20 bottles of wine and they consume additional bottles of wine come from?

Bo Heng, representative of The World- the additional bottles would come from storage. The storage of additional bottles of wine is owned by the alcohol. We manage the ship, like an HOA.

Chair Dana Walukiewicz – do the residents own the entity?

Bo Heng, representative of The World- states that they do not. They've never had the issue of a resident exceeding the food and beverage allowance.

Chair Dana Walukiewicz – expresses concern with alcohol being purchased or settling the allowance.

Bo Heng, representative of The World- we haven't had a problem with a resident exceeding the allotted amount.

Board Member Doug Moore - the boat goes all over the world. It would be easier to approve if the owners had a private stash of alcohol that they brought onto the boat. They know they're coming to Alaska and they're drinking the whole way. I'm inclined to allow this.

Board Member Jan Hill - since they don't come here regularly or are a major destination, I don't know that we have much control over it. I don't know how we can say no. There are parts of this that make me feel uncomfortable and parts that I don't question.

Chair Dana Walukiewicz – this could come back to hinder the board and office to say that another vessel could approach us and say that they’re using tickets instead of money while in Alaska and all monetary transactions happen outside of the state. But they are residents...

Vice Chair Diane Thompson - are they licensed in any other state?

Bo Heng, representative of The World- they’re exempt in other states. They are licensed in Florida because that is where they purchase alcohol. That is why we reached out to you to receive the same exemption. We are not a timeshare; they own the apartment.

Motion: *to approve the request from The World by Diane Thompson. Second by Jan Hill. Unanimous affirmative vote. Motion carries.*

● **4TH WAIVER OF OPERATIONS APPLICATION**

▪ License # 2097:	No DBA	<u>TAB 3</u>
Licensee:	Yellowstone Investments, LLC / Frank Dahl 100%	
License type:	Beverage Dispensary	
License status:	Temporarily Surrendered	
Premises address:	No Premises, Anchorage, AK	
Local governing body:	Municipality of Anchorage	
Endorsements:	None	
Consideration:	4 th Waiver of Operations for 2025	
Note:	3 rd Waiver of Operations and 2025-2026 Renewal approved at 2/4/2025 Board meeting. There is still a pending Transfer that was approved with delegation in 2022.	

Program Coordinator Jane Sawyer - this is a transfer that has been in delegated status and they haven’t been able to operate.

David McCarthy, representative of Yellowstone Investments LLC- speaks to the transfer stating that the timing is the issue. They are trying to open, but the 4th waiver is needed until the premises is ready.

Chair Dana Walukiewicz – is the premises currently under construction.

David McCarthy, representative of Yellowstone Investments LLC- yes, it is in the demolition phase, and they are working with a contractor. The goal is to open the building at the end of 2026 or the beginning of 2027.

Chair Dana Walukiewicz – is concerned that they’re not moving quickly as they’re still at the architectural stage.

David McCarthy, representative of Yellowstone Investments LLC- the intent to operate is solid, but the waivers and the cost of the license have slowed things down as well as costs of construction and materials. Title 21 has changed, which has affected the parking lot. The benefit

is to the community; the cost has been with us. All the carrying costs have been on us. Plans and title changes have slowed us down.

Motion: to grant the waiver for license 2097 by Diane Thompson. Second by Doug Moore. Unanimous affirmative vote. Motion carries.

● **2026-2027 RENEWAL APPLICATIONS WITH 3RD & 4TH WAIVER APPLICATIONS**

- License # 553: Indian House **TAB 4**
Licensee: Mark A Sollenberger
License type: Beverage Dispensary Tourism
License status: Temporarily Surrendered
Premises address: 27655 Seward Highway,
Indian, AK 99540
Local governing body: Municipality of Anchorage
Endorsements: None
Consideration: 2024 3rd Waiver of Operations, 2025 4th Waiver of Operations,
2026-2027 Renewal Application

Program Coordinator Jane Sawyer - the son of the licensee is requesting to table until the February 3rd meeting.

Motion: to table tab 4 until the February 3rd Board Meeting by Jan Hill. Second by Doug Moore. Unanimous affirmative vote. Motion carries.

- License # 4377: Growlers, Whiskey and Wine **TAB 5**
Licensee: New Party Time Liquors Inc / Roy Cappadona 100%
License type: Package Store
License status: Active
Premises address: 610-b W 6th Avenue,
Anchorage, AK, 99501
Local governing body: Municipality of Anchorage
Endorsements: None
Consideration: 2025 4th Waiver of Operations, 2026-2027 Renewal application
Note: 2024 3rd Waiver of Operations approved by ABC Board at
11/25/2025 special meeting.

Motion: to approve 4th waiver and 26-27 renewal with delegation by Doug Moore. Second by Jan Hill. Unanimous affirmative vote. Motion carries.

- License # 4854: No DBA **TAB 6**
Licensee: Alejandro Vazquez
License type: Restaurant or Eating Place
License status: Temporarily Surrendered
Premises address: No Premises, Sitka, AK
Local governing body: City and Borough of Sitka
Consideration: 2025 4th Waiver of Operations, 2026-2027 Renewal Application

Note: 3rd Waiver of Operations for 2024 approved at 11/19/2024 Board meeting

Motion: to approve the 4th waiver and 26-27 renewal with delegation by Doug Moore. Second by Jan Hill. Unanimous affirmative vote. Motion carries.

• **REINSTATEMENT OF EXPIRED LICENSES**

- License # 6115: Saigon Garden **TAB 7**
Licensee: Sai Gon Garden LLC / Uyen Nguyen 100%
License Type: Restaurant Eating Place
License Status: Expired
Premises address: 301 N Santa Claus Lane, Unit 7,
North Pole AK, 99705
Local governing body: North Pole, Fairbanks North Star Borough
Endorsements: None
Consideration: Reinstatement Request, 2025-2026 renewal application

Program Coordinator Jane Sawyer - if the reinstatement is not approved, then the license would become available for application.

Chair Dana Walukiewicz – the period of lapse was very small and would like to give a little benefit of the doubt.

The board agrees that they don't like late applications but don't have a problem with reinstating this license.

Board Member Jan Hill - is concerned about licensees not calling in and Vice Chair Diane Thompson agrees.

The board agrees to come back to tab 7 when the licensee calls in.

Uyen Nguyen, licensee – speaks up and participates via zoom. He states that he didn't receive an email from AMCO.

Chair Dana Walukiewicz – the office does send out reminders via email, but it's the licensee's responsibility to submit the renewal. It's required that you submit a renewal application every two years.

Motion: to grant the reinstatement request and 25-26 renewal for Saigon Garden with delegation by Jan Hill. Second by Doug Moore. Unanimous affirmative vote. Motion carries.

• **NEW APPLICATION**

- License # 16866: Snug Harbor Outpost **TAB 8**
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Licensee:	Snug Harbor Outpost, LLC / Abraham Porter 25%, Elijah Porter 25%, Mariah Porter 25%, Shannon Porter 25%
License type:	Outdoor Recreation Lodge
Type of application:	New License Application
Premises address:	60.1088, -152.5810
Local governing body:	Kenai Peninsula Borough
Consideration:	Application reflects premises diagram proposing licensing multiple non-contiguous buildings.

Abe and Mariah Porter, applicants for Snug Harbor Outpost- speak to their application and the Snug Harbor historic old cannery being converted to a recreation lodge. The whole family fished out of it and purchased it 23 years ago and have been working on it to make their dream come true to offer a piece of Alaska for visitors to enjoy.

Chair Dana Walukiewicz – pauses on tab 8 to return to tab 7.

Chair Dana Walukiewicz – returns to tab 8.

Abe and Mariah Porter, applicants for Snug Harbor Outpost- My brother and I got out of college and bought it 23 years ago. My father and grandfather fished out of it and it got mothballed and then we had the opportunity to buy it, but it was in real disrepair, so we spent the last 20 plus years fixing it up. We have 8 rooms, taking groups of 12 at a time. The left side of the property is what we're trying to license, which is where the guests would be able to access. We would like the guest to walk to the firepit and the sauna. The reason that we sectioned off the whole area is so that the guests can go to the firepit and the sauna. It is only accessible by boat, but it still falls under the Kenai Peninsula Borough jurisdiction.

There is a short discussion about other license types that may better suit the business model of the application. It is determined that the applicant doesn't qualify for another license type that better suits the application/business model.

Chair Dana Walukiewicz – when you license a certain area, you must have a security plan and you can't let unaccompanied minors wander in that area because you could get a violation for that.

Board Member Doug Moore - due to its remote location there doesn't see much of a problem, but we wouldn't necessarily want to set a precedence.

Chief Investigator Joe Bankowski – the number one thing is that under AS 04.16.049 with this license type if they are at least 16 years of age, or under 16 years of age, and accompanied by a parent or guardian then their presence is welcome. The presence of a minor is not a concern for enforcement at this point.

Abe and Mariah Porter, applicants for Snug Harbor Outpost- we are strict with visitors because of other safety issues like bears.

Vice Chair Diane Thompson - is inclined to approve the application.

Motion: to approve the new license application for Sung Harbor Outpost including with delegation by Diane Thompson. Second by Jan Hill. Unanimous affirmative vote. Motion carries.

Recess 12:07 pm
Reconvene 1:00pm

- **TIME EXTENSION REQUEST TO SUBMIT TRANSFER APPLICATION**

- Kyong S. Kim for PSL dba Party Time Food Mart **TAB 9**

Chair Dana Walukiewicz – takes roll call. Jan Hill, present. Diane Thompson, present. Doug Moore, present. Full board, quorum.

Motion: to approve the time extension request for 180 days to submit a transfer application by Diane Thompson. Second by Doug Moore. Unanimous affirmative vote. Motion carries.

- **LG PROTESTS – NEW LICENSE APPLICATION WITH OR WITHOUT ENDORSEMENTS**

- License #15976: Dragon Palace **TAB 10**
Licensee: Dragon Chen Corp / Dianfu Chen 100%
License type: Restaurant Eating Place
Type of application: New License
Premises address: 560 W Tudor Rd,
Anchorage, AK 99503
Local governing body: Municipality of Anchorage
Endorsements: None
Consideration: Municipality of Anchorage conditionally protests the new license application until certifications from Land Use Enforcement, the Anchorage Fire Department and the Anchorage Police Department have been received and a special land use permit has been approved by the Assembly.
Recommendation: Deny with 180-day abeyance pending lift of the protest, and delegation to the Director approve the license.

Tab 10 removed.

- License #60232: 108 E. 8th **TAB 11**
Licensee: 108 E. 8th LLC / JL Alaska Hotel Portfolio, LLC
License type: Beverage Dispensary Tourism
Type of application: New License
Premises address: 108 E 8th Ave,
Anchorage, AK, 99501
Local governing body: Municipality of Anchorage
Endorsements: Restaurant Endorsement #60271
Consideration: Municipality of Anchorage conditionally protests the new license application until certification from Land Use Enforcement has been received.
Recommendation: Deny with 180-day abeyance pending lift of the protest, and delegation to the Director approve the license.

Attny. Sherman Ernouf, from Ernouf & Coffey- this should be resolved in a matter of days.

Motion: to deny with 180-day abeyance with delegation to the director to approve once the protest is lifted by Jan Hill. Second by Doug Moore. Unanimous affirmative vote. Motion carries.

• **LG PROTESTS – TRANSFER LICENSE APPLICATION WITH OR WITHOUT ENDORSEMENTS**

- License #4531: G Building **TAB 12**
Licensee: BK, LLC / Abraham Gallo 100%
License type: Beverage Dispensary
Type of application: Transfer
Premises address: 440 W 3rd Ave,
Anchorage, AK, 99511

Local governing body: Municipality of Anchorage
Endorsements: None
Consideration: Municipality of Anchorage conditionally protests the transfer application until certifications from Land Use Enforcement, the Anchorage Health Department and the Anchorage Police Department have been received and taxes owed to the municipality have been paid in full.

Recommendation: Deny with 180-day abeyance pending lift of the protest, and delegation to the Director approve the license.

Rene Johnston, representative of Abraham Gallo, licensee- they need to finish construction on the building and then they would be ready to work on the other considerations.

Motion: to deny with 180-day abeyance with delegation to the director to approve once the protest has been lifted by Doug Moore. Second by Jan Hill. Unanimous affirmative vote. Motion carries.

• **TABLED – LG PROTESTS**

- License #714: Salmon Falls Resort **TAB 13**
Licensee: SF Alaska, LP / SF Alaska Manger, LLC 100%
License type: Package Store
Type of application: 2025-2026 Renewal
Premises address: 16707 North Tongass Highway,
Ketchikan, AK, 99901

Local governing body: Ketchikan Gateway Borough
Endorsements: None
Consideration: 2025-2026 renewal tabled at September 2025 meeting, and then again at the November 2025 meeting for the licensee to confirm they do not want to renew the license. Ketchikan Gateway Borough protests and asks board to “withhold renewal of the license...”

Chair Dana Walukiewicz – the protest has been lifted; the renewal is the only consideration.

Motion: to approve the 25-26 renewal with delegation by Doug Moore. Second by Jan Hill. Unanimous affirmative vote. Motion carries.

▪ License #4860:	Southern Glazer's of AK	<u>TAB 14</u>
Licensee:	Southern Glazer's Wine and Spirits of Alaska, LLC	
License type:	General Wholesale	
Type of application:	2025-2026 Renewal	
Premises address:	5152 Tom Stiles Road Bldg. B, Kodiak, AK, 99615	
Local governing body:	Kodiak Island Borough	
Endorsements:	n/a	
Consideration:	2025-2026 renewal was tabled at September 2025 meeting, and then again at the November 2025 meeting. Kodiak Island Borough protests and asks board to deny the renewal application.	

Chair Dana Walukiewicz – Southern Glazer's renewal includes a protest by the Kodiak Island Borough questioning whether or not the licensee was operating, appropriately in Kodiak. There is also a memorandum from Attny. Bocanumenth focusing on whether or not a license is even required.

Jeff Lightfoot, the VPGM of Southern Glazer's Wine and Spirits of Alaska- as far as Kodiak goes, we've been operating the same way for 14-15 years there with minor updates to the agreement that we have with Odom. Odom provides the shared services of delivering the product and merchandising the product. This license has been renewed multiple times over more than a decade and this is the first time anything has come up. Counsel has determined that a general wholesaler license is needed at the distribution point. There was a typo in the initial application that has been rectified regarding a bay 2. Alaska law permits wholesale and distribution to be conducted through logistical coordination and contractual service arrangements, including third-party services, that were the need for the general wholesaler's license to be addressed, but we don't have a physical building in Kodiak. There's an Odom facility that product might stop and then leave, but there's no warehouse.

Chair Dana Walukiewicz – if I understand correctly, Southern Glazer's is like a different entity, but the people who actually transport bottles of alcohol and do the work are subcontracted out to Odom and the Odom employees do the actual delivery to an establishment.

Jeff Lightfoot, the VPGM of Southern Glazer's Wine and Spirits of Alaska- yes, we have a shared services agreement. The office that I work out of in Anchorage has Southern personnel and Odom personnel. We share a warehouse here, but the logistic parts are what the Odom team provides and then we pay them per case or some similar agreement. We've been doing this for 15-16 years.

Chair Dana Walukiewicz – do you sublease a space from Odom in Kodiak or is it just Odom's warehouse?

Jeff Lightfoot, the VPGM of Southern Glazer's Wine and Spirits of Alaska- we don't sublease anything, because we don't have anything there. We have no employees or anything. All freight from there comes in on a barge and then is directed to each store immediately. All facts cited by Kodiak Island Borough have existed for more than a decade, during which time Southern Glazer's

Wine and Spirits has repeatedly renewed its license without protest from KIB. There's been no change in operations, no newly discovered facts, no articulated public health or safety concerns that would justify a protest at this stage.

Nova Javier, Borough Clerk for the Kodiak Island Borough- we don't remember seeing any Southern Glazer's application in the past, but we'll look through our records again. This is the first time we're seeing it and that's why it caught the attention of our assessing department.

Chair Dana Walukiewicz – we need to open it up for discussion to see if the borough's protest has merit, granted, we have to overcome that protest by determining whether or not it is arbitrary, capricious or unreasonable. I do think there's a good point being made by Southern Glazer's in the fact that they've been operating this way for several years, if not a decade and what has changed to require the Kodiak Island Borough to protest at this point. The protest was geared more around the fact that there were no property taxes and stuff like that paid for by this entity, but given the nature of their operations, that makes some sense, given that is outsourced to a third party and wouldn't actually have material and employees at that location. So, I don't know if that's a valid reason for the protest. Some of the comments or reasonings for the protest don't really seem to hold up, including not having employees or a physical storefront. You wouldn't have a storefront as a wholesaler. Another comment was that it remains unclear whether Southern Glazier's is actively wholesaling in Kodiak. Well, if they weren't, I'd imagine that the products that Southern Glazer's sells wouldn't be on the shelves in Kodiak, or in the restaurants in Kodiak. So, I think it's pretty clear that they are selling.

Jeff Lightfoot, the VPGM of Southern Glazer's Wine and Spirits of Alaska- I think paragraph 6 of Attny. Bocanumenth's memo sums it up in a well-written paragraph. Our products have been there; they've been there for a long time. Regarding the property taxes, Odom has been paying for those because it's their facility.

Nova Javier, Borough Clerk for the Kodiak Island Borough- I looked though our files for renewals from two years ago, and we didn't get one from Southern Glazers, but we did get one from Odom. Our retention doesn't allow us to retain more than 2 years for our records but I'm looking back to the records from 2 years ago and we didn't get a notice for renewal of Southern Glazer's.

Chair Dana Walukiewicz – I didn't really give Attny. Bocanumenth an opportunity to speak. I'd like to give him an opportunity to speak to make sure I didn't miss any of the salient points.

Attny. Bocanumenth – I think the memo drafted gives a factual background, and it's all based on the licensing file for Southern Glazer's. This license was first issued in 2009, they've gone through name changes several times, and had minor changes in ownership in 2012 and then again in 2016. When going through the license file I also noticed that AMCO routinely, as is their standard operating procedure, issued a notice to the local governing body, in this case, Kodiak Island Borough, letting them know routinely that a renewal was up. We've received responses from the borough for over a decade stating that they're not interested in protesting. I'd also like to confirm that yes, this is a distribution point that requires a general wholesale license. They wouldn't be expected to have a storefront, and they wouldn't necessarily own property and be paying property taxes.

Board Member Doug Moore – I find it unreasonable that Kodiak is challenging this.

Nova Javier, Borough Clerk for the Kodiak Island Borough- I think sometimes we don't have all the information we need in order to formulate our protest. This is the first time I've seen this application. Looking back to our records, we've processed Odom in the past, but it's my first time seeing Southern Glazer's. So, it's something new to us. So, we're all learning.

Director Kevin Richard – we do have confirmation from the Kodiak Island Borough from April of 2023, saying there was no interest in protesting the liquor license renewal for Southern Glazer's license 4860. In the same or similar language, March 2021, January 2019 going on back, so they've reviewed Southern Glazer's before, and had no protest with it, and sent us a letter to that effect.

Vice Chair Diane Thompson – agrees with Mr. Moore. It seems like Kodiak is looking for some more tax money. It seems like a significant piece of their protest given that it was the number one bullet point.

Board Member Jan Hill – it seems that there's plenty of evidence that this has gone on without any objection for years and Attny. Bocanumenth's memo further explains it. I see no reason not to approve the renewal.

Chair Dana Walukiewicz – I agree with my other board members and don't see anything substantiating the protest, as well as our own counsel has countered many of these protest points. I'm a little disappointed in Kodiak in putting out a protest without really fully researching it. It takes a lot of time for this office as well as licensees to respond to this. If you're unclear about something, it's best to reach out to the office to discuss, so that we can operate efficiently. Also, so, Kodiak can understand what are legitimate reasons to protest a license.

Motion: *to deny the Kodiak Island Borough's protest and approve the 25-26 renewal for Southern Glazer's license 4860 with delegation by Doug Moore. Second by Jan Hill. Unanimous affirmative vote. Motion carries.*

- **BEVERAGE DISPENSARY LICENSE #3299 – Multiple Consideration**

- **LG PROTEST - 2025-2026 RENEWAL**

- License #3299: El Chicano Mexican Restaurant **TAB 15**
Licensee: El Chicano, Inc. / Filomeno Bravo 50%, & Ana M Bravo 50%
License type: Beverage Dispensary
Type of application: 2025-2026 Renewal
License status: Temporarily Surrendered
Premises address: 402 Marine Way Suite 100,
Kodiak, AK 99615
Local governing body: City of Kodiak; Kodiak Island Borough
Endorsements: None
Consideration: City of Kodiak protests the 2025-2026 renewal application because the location is not up to code with the fire marshal. **See their memo for complete explanation from City of Kodiak.**

Note: This Renewal was previously approved with delegation at the 9/16/2025 meeting.

Antonia Bravo, representing El Chicano’s Mexican Restaurant- there isn’t anyone on the island that can do the repairs. I spoke with Taylor Fire, and they can come out in the next couple weeks to do the work necessary. They’re not available until April, but they are considering an additional fee to expedite the work. I also spoke with the Kodiak Deputy Fire Marshal and was told he could possibly lift that protest to get the ball rolling.

Chair Dana Walukiewicz – we can deny with a 180-day abeyance, but I’m not sure the extent of your renovations and if they will be done within the 180-day period. I wouldn’t want to put you at risk, but, you know, at some point, our hands become tied because there is a protest out there, and we have to act on it. Do you feel comfortable with a 180-day period to complete the work, or not?

Antonia Bravo, representing El Chicano’s Mexican Restaurant- to be honest, it’s just been so much, and I have been working on this for a long time. I do feel pretty confident and comfortable with the conversation I had with Taylor Fire, and they’ve been nothing but amazing trying to accommodate us as the tenants. I do feel comfortable with that timeline because I want to get this completed and move on with my life.

Chair Dana Walukiewicz – can a previous denial be reconsidered.

Program Coordinator Jane Sawyer - there are appeal rights or request for a hearing.

Motion: to approve the 5th waiver of operations with the fees waived for license 3299 for the 2025 calendar year by Doug Moore. Second by Jan Hill. Unanimous affirmative vote. Motion carries.

Motion: to deny the 25-26 renewal and transfer of ownership and location change for license 3299 with 180-day abeyance and delegation to the director to approve once the protest has been lifted by the City of Kodiak by Jan Hill. Second by Diane Thompson. Unanimous affirmative vote. Motion carries.

- INCOMPLETE 5TH WAIVER OF OPERATIONS

- License #3299: El Chicano Mexican Restaurant **TAB 16**
Licensee: El Chicano, Inc. / Filomeno Bravo 50%, & Ana M Bravo 50%
License type: Beverage Dispensary
Type of application: 5th Waiver of Operations
License status: Temporarily Surrendered
Premises address: 402 Marine Way Suite 100, Kodiak, AK 99615
Local governing body: City of Kodiak; Kodiak Island Borough
Consideration: 2025 5th Waiver of Operations
Note: At the November 2024 meeting, the board approved a 4th waiver of operations for license 3299 with the condition that the licensee filed a transfer of ownership within 6 months (which they did). The Transfer of Ownership and location was previously approved with delegation at

the September 2025 meeting.

- **LG PROTEST - TRANSFER OF OWNERSHIP & LOCATION**

- License #3299: El Chicano Mexican Restaurant **TAB 17**
Licensee (from): El Chicano, Inc. / Filomeno Bravo 50%, & Ana M Bravo 50%
Licensee (to): Antonia Bravo, Sole Proprietor
License type: Beverage Dispensary
License status: Temporarily Surrendered
Transfer Type: Transfer of Ownership & Location
Premises address (from): 402 Marine Way Suite 100, Kodiak, AK 99615
Premises address (to): 202 Rezanof Drive, Kodiak, AK 99615
Local governing body: City of Kodiak; Kodiak Island Borough
Endorsements: Restaurant Endorsement
Consideration: At the September 2025 meeting the board approved the transfer with delegation. Since then, we received a protest of the transfer from the City of Kodiak pending the applicant cures the deficiencies of the new location listed in the fire marshal's report. **See their memo for complete explanation from City of Kodiak.**

Note: At the November 2024 meeting, the board approved a 4th waiver of operations for license 3299 with the condition that the licensee filed a transfer of ownership (which they did). The Transfer was previously approved with delegation at the September 2025 meeting. The transfer of ownership within 6 months (which they did). The Transfer of Ownership and location was previously approved with delegation at the September 2025 meeting.

- **NEW ENDORSEMENTS**

- License # 3838: King Fisher Lounge **TAB 18**
Licensee: Scott Van Valin 100%
License type: Beverage Dispensary
Type of application: New Restaurant Endorsement
Premises address: Sarkar Island
Local governing body: No Local Government
Consideration: The restaurant providing the food items to King Fisher Lounge is a separate business and not part of the licensed premises of King Fisher Lounge.

Program Coordinator Jane Sawyer – Scott Valin is on the line, they are the licensee and sole proprietor of the King Fisher Lounge which is a beverage dispensary license. They are applying for a restaurant endorsement and a hotel/motel endorsement. They don't run the restaurant, it's actually El Capitan who runs the restaurant, it's their premises.

Scott Van Valin, licensee for King Fisher Lounge- when I got the beverage dispensary license back in 2008, the lodge was owned by somebody else and so we operated out of there with the lease for that facility, for that building. Since then, I've bought the lodge. We have multiple buildings and we're not open to the public. You can only access it by aircraft or boat. The only people that come

here are the ones that book in advance. In my opinion we need to apply for a transfer of the beverage dispensary from my name, the sole proprietorship to the LLC that owns El Capitan, which I'm 50% owner and my wife is 50% owner. Then at that time, apply for the outdoor recreational lodge license.

Chair Dana Walukiewicz – a lot of consideration would be due to how you operate. Specifically, are there minors on the premises.

Scott mentions that any minors are accompanied by a parent or guardian.

Discussion of Hotel/Motel Endorsement.

Chair Dana Walukiewicz – it would be best to sit down with the licensing staff to discuss the options. The recommendation is to table this right now.

Program Coordinator Jane Sawyer – the office will reach out to the licensee after next week.

Motion: *to table tabs 18 & 19 until the February 3rd meeting, but may be subject to removing from the agenda based on the office's communications by Doug Moore. Secon by Jan Hill. Unanimous affirmative vote. Motion carries.*

▪ License # 3838:	King Fisher Lounge	<u>TAB 19</u>
Licensee:	Scott Van Valin 100%	
License type:	Beverage Dispensary	
Type of application:	New Hotel/Motel Endorsement	
Premises address:	Sarkar Island	
Local governing body:	No Local Government	
Consideration:	King Fisher Lounge is not the operator and/or owner of the lodge	

- BOARD COMMENTS

Chair Dana Walukiewicz – the February 3rd meeting will include a discussion on AO360 and requests that the board read through that material because the board will need to make determinations on that spreadsheet regarding individual regulations and what will ultimately be sent to the department of law. Looking forward to seeing everyone in Juneau next week.

- NEXT ABC BOARD MEETING: February 3, 2026

- ADJOURNED

Chair Dana Walukiewicz moves to adjourn at 2:34pm.