

**State of Alaska**  
**Alcoholic Beverage Control Board**  
**October 4, 2006**  
**Agenda**

**Teleconference meeting:**

**Board members present – Mike Gordon; Gail Neimi; Billy Andrews; William Tull**

**Not present – Shirley Gifford**

**All votes were by roll call**

**1. ADMINISTRATION**

**A. Approve minutes of August 9, 2006 Board meeting.**

**Postponed until November 29, 2006 meeting – approved 4-0**

**B. Delegate tie-breaking vote to the Director.**

**Approved 4-0**

**2. ADMINISTRATIVE MATTERS**

**A. INFORMAL CONFERENCES**

**B. HEARING OFFICER DECISIONS**

**C. SETTLEMENT AGREEMENT**

**D. VOLUNTARY RELINQUISHMENT OF LICENSE**

**E. REQUEST FORMAL HEARING**

**F. SUSPENSION**

**1. 05/06-2926 Diamond Jim's; Mary Lou Redmond; located at Lot 3,Blk 2 Indian Valley Subd. in Anchorage; package store license.**

Staff request up to 45-day suspension for licensee conviction.

**Attachment 2F-1**

**Mr. Andrews: Motion to suspend license for 45 days with 38 suspended (7 day suspension) with \$500 fine to be completed by January 31, 2007.**

**Ms. Neimi: Seconded**

**Approved 4-0**

2. 05/06-2845 **Golden Pond, The;** Yang's Enterprises, Inc.; located at 300 W 36th Ave Suite #3 in Anchorage; restaurant/eating place license.

Staff request up to 45-day suspension for licensee conviction.

Attachment 2F-2

**Mr. Andrews: Motion to suspend license for 45 days with 38 suspended (7 day suspension) with \$1000 fine to be completed within 30 days**

**Mr. Tull: Seconded**

**Approved 4-0**

**Attorney for licensee requests reconsideration**

**Ms. Neimi: Motion to amend to be completed within 60 days**

**Mr. Tull: Seconded**

**Approved 3-1 (Mr. Andrews voted against motion)**

3. 06/07-1287 **Talkeetna Motel;** Talkeetna Motel Inc.; located at "B" St in MatSu Borough; beverage dispensary – tourism license.

Staff request up to 45-day suspension for licensee conviction.

Attachment 2F-3

**Mr. Tull: Motion to postpone until November 29, 2006 meeting due to licensee not in attendance**

**Mr. Andrews: Seconded**

**Approved 4-0**

**Mr. Tull: Motion to rescind postponement due to licensee in attendance (late)**

**Ms. Neimi: Seconded**

**Mr. Tull: Motion to suspend license for 45 days with 40 suspended (5 days suspension) with \$0 fine to be completed within 30 days**

**Ms. Neimi: Seconded**

**Approved 4-0**

4. 05/06-2276 **Kumagoro;** Tamaki Inc; located at 533 W 4<sup>th</sup> Ave in Anchorage; restaurant/eating place license.

Staff request up to 45-day suspension for licensee conviction.

Attachment 2F-4

**Mr. Tull: Motion to suspend license for 45 days with 38 suspended (7 day suspension) with \$1000 fine to be completed within 30 days**

**Mr. Andrews: Seconded**

**Approved 4-0**

5. 05/06-3958 **China Sea Restaurant;** Andre D & Chun Young Shin; located at Lot 6 & 7 Whittier Harbor Triangle in Whittier; restaurant/eating place –public convenience license.

Staff request up to 45-day suspension for licensee conviction.

Attachment 2F-5

**Mr. Tull: Motion to postpone until November 29, 2006 meeting due to licensee not in attendance**

**Ms. Neimi: Seconded**

**Approved 4-0**

**G. BOARD CONSIDERATION**

1. 06/07-533 **Houston Lodge;** Houston Lodge, Inc.; located at Mile 57 Parks Hwy in Houston; beverage dispensary license.

**AND**

06/07-534 **Houston Lodge;** Houston Lodge, Inc.; located at Mile 57 Parks Hwy in Houston; package store license.

Officer/minor shareholder background history.

**Attachment 2G-1**

**Mr. Andrews: Motion that Ms. Burnett is considered satisfactory to be included on license**

**Mr. Tull: Seconded**

**Approved 4-0**

### 3. CONSENT AGENDA

#### 4. DELEGATION CONSENT AGENDA

**Mr. Tull: Motion to approve**

**Mr. Andrews: Seconded**

**Approved 4-0**

**A. 05/06-538 Bearfoot Inn; CK Enterprises LLC; located at Cold Bay in Cold Bay; transfer of ownership** of a beverage dispensary license; backgrounds not complete.

**AND**

**05/06-539 Bearfoot Inn; CK Enterprises LLC; located at Cold Bay in Cold Bay; transfer of ownership** of a package store license; backgrounds not complete.

All statutory requirements have been met. City of Cold Bay has not approved (notice sent July 19, 2006).

**B. 06/07-4668 Bremen M/V; Sea Chefs Cruise Management GMBH; located in Alaskan Waters; new common carrier – seasonal license; backgrounds not complete.**

All statutory requirements have been met. No local governing body.

**C. 06/07-3925 Dogs; Todd Poage; located at 150 Farmers Loop Extension in Fairbanks North Star Borough; transfer of ownership** of a beverage dispensary license from Full Moon Inc.; backgrounds not complete.

All statutory requirements have been met. Fairbanks North Star Borough has not responded (notice sent August 2, 2006).

**D. 05/06-4289 Empress of the North; American West Steamboat Company LLC (stock transfer); located in Alaskan Waters; transfer of ownership** of a common carrier - seasonal; backgrounds not complete.

All statutory requirements have been met. No local governing body.

**E. 06/07-4665 Hutchinson Commercial Co; Earla Hutchinson; located at Mile 161 Steese Hwy; new package store license; backgrounds not complete.**

All statutory requirements have been met. No local governing body.

**F. 06/07-4541 Kalydipa, Inc.; Kalydipa, Inc.; located at 36312 Irons Ave in the Kenai Peninsula Borough; transfer of ownership, location & name change** of a beverage dispensary license, from Donald Ridl, d.b.a. Trophy Sports Hunting & Fishing Lodge; backgrounds complete.

All statutory requirements have *not* been met (State Fire Marshal objects – no plan review). Kenai Peninsula Borough does not protest.

**G 06/07-2773 Kaptain's Keg; U.S. Spirits, Inc.; located at 3812 Tongass Ave in Ketchikan; transfer of ownership** of a package store license from Petro Alaska Inc., backgrounds not complete.

All statutory requirements have been met. Ketchikan does not protest. Temporary approval issued September 1, 2006.

**H.** 06/07-4568 **Kodiak Bar & Grill**; Robin Alessi; located at 225 E 5<sup>th</sup> Ave in Anchorage; **transfer of ownership, location & name change** of a beverage dispensary license; backgrounds not complete.

All statutory requirements have been met. Municipality of Anchorage does not protest. Temporary approval issued September 12, 2006.

**I.** 06/07-996 **La Bodega**; Midtown Spirits, LLC; located at 3801 Old Seward Hwy in Anchorage; **transfer of ownership** of a package store license from Yukon Beverages Inc.; backgrounds not complete.

**J.** 05/06-2063 **Long Rifle Lodge**; Glacier View Ventures LLC; located at 31406 W Glenn Hwy in MatSu borough; **transfer of ownership** of a beverage dispensary – tourism license, from TJ & KA Horton & Daniel Little; backgrounds not complete.

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

**K.** 06/07-4616 **Mission Lodge**; Mission Creek Lodge, LLC; located at 165 Mission in Aleknagik; **new** lodge license; backgrounds not complete.

All statutory requirements have *not* been met (State Fire Marshal has not responded). City of Aleknagik has not responded (notice sent June 9, 2006).

**L.** 06/07-3505 **Pioneer Lodge**; SCSL Inc.; located at Mile 71.4 parks Hwy in MatSu Borough; **transfer of ownership** of a package store license from Pioneer Lodge Inc.; backgrounds not complete.

**AND**

05/06-3504 **Pioneer Lodge**; SCSL Inc.; located at Mile 71.4 parks Hwy in MatSu Borough; **transfer of ownership** of a beverage dispensary license from Pioneer Lodge Inc.; backgrounds not complete.

All statutory requirements have been met. MatSu Borough does not protest. Temporary approvals issued September 13, 2006.

**M.** 05/06-2097 **“Players” House of Rock**; Game On, LLC; located at 3300 Spenard Rd in Anchorage; **transfer of ownership** of a beverage dispensary license from Arctic Investment Management Inc., d.b.a. Mr. Whitekeys’ fly By Night Club; backgrounds not complete.

All statutory requirements have been met. Municipality of Anchorage does not protest. Temporary approval issued September 14, 2006.

**N.** 05/06-1059 **Sno Shu Inn**; Sno Shu Inc.; located at 8837 richardson Hwy in Fairbanks North Star Borough; **transfer of ownership** of a beverage dispensary license from Foxy Frey; backgrounds not complete.

All statutory requirements have *not* been met (Dept. of Labor *objects*). Fairbanks North Star Borough has not responded (notice sent June 21, 2006).

**O. 05/06-1181 Two Rivers Lodge;** Two R's LLC; located at 4968 Chena Hot Springs Rd in Fairbanks North Star Borough; **transfer of ownership** of a beverage dispensary license from Two Rivers Lodge Inc.; backgrounds not complete.

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

## **END DELEGATION CONSENT AGENDA**

### **5. PROTESTS**

**A. 06/07-4602 Dove Island Lodge & Sitka Sportfishing;** Dove Island Lodge Sitka Sportfishing Charters LLC; located at Dove Island in the City & Borough of Sitka; **new** lodge – seasonal license; backgrounds not complete.

All statutory requirements have been met. City & Borough of Sitka *protests* based on objections found in CBS Ordinance 2006-19 A1. **Attachment 5A**

**Attorney for applicant requests postponement until Jan/Feb 2007 meeting**

**Mr. Tull: Motion to postpone until Jan/Feb 2007 meeting**

**Mr. Andrews: Seconded**

**Approved 4-0 (postponement)**

### **6. OTHER FILINGS**

### **7. BACKGROUND INFORMATION**

### **8. MUTUALLY EXCLUSIVE AND COMPETING APPLICATIONS**

Date of next meeting: **November 29, 2006**

Location of next meeting: **Anchorage**

## **G. Board Consideration**

### **2. Alcohol Server Training Certification**

Staff request Board to approve the inclusion of Alcohol Server Training Certification with all applications, beginning with the 2007/2008 renewal applications, and including all future new and transfer forms.

The language on the Certification for new/transfer forms will be changed to state:

“I understand the requirements of AS 04.21.025, and have had, or will have, all agents of this license, including myself, Alcohol Server Training certified, within thirty (30) days of issuance, and/or within 30 days of hire date.” **Attachment 2G-2**

**Mr. Tull: Motion to approve inclusion on all applications**

**Mr. Andrews: Seconded**

**Approved 4-0**