

**State of Alaska
Alcoholic Beverage Control Board
Meeting Minutes
February 12, 2013**

● **DIRECTOR BRIEFING**

A. Director's Report [10:43:55 AM](#) [TAB 1](#)

● **ADMINISTRATION**

A. Approve minutes of the December 5, 2012 Board Meeting [10:57:23 AM](#) [TAB 2](#)

Bob Klein **motions to approve the minutes**
Ethan Billings **seconds the motion**
Motion carried

Roll call vote [10:57:52 AM](#)

Approved 4-0

B. Election of Officers/New Member [10:58:03 AM](#)

Ethan Billings **motions to elect Bob Klein as Chairman and
Ellen Ganley as Vice Chair**
Marvin Yoder **seconds the motion**
Motion carried

Roll call vote [10:58:40 AM](#)

Approved 4-0

● **PUBLIC TESTIMONY**

Period of time for public testimony on issues not on this agenda.
Please phone 1-800-315-6338 code 222

[10:59:26 AM](#)

A. David Sanden, 64 Thunderbird, LLC [11:00:00 AM](#)

Requests the ABC Board review policy regarding third waivers.
Suggestions to the ABC Board include:

1. An ownership transfer will allow three new waivers to new owner.
2. Allow an additional waiver to licensee with long term license ownership.
3. Board can allow a fourth waiver if circumstances warrant.

B. Felicia Keith-Jones, High Mark Distillery, Soldotna [11:14:03 AM](#)
Requests the ABC Board review taxation on distilleries in Alaska and advocate to lessen the state tax rate which is the highest in the United States.

C. Kyle Ryan, Bare Distillery, Anchorage [11:18:56 AM](#)
Explains the difficulties in recordkeeping for state and national taxes. Requests the ABC Board review and assist distilleries to get one record keeping system for state and federal taxes.

Jack Tripp, Viking Lounge, Juneau [11:29:07 AM](#)
Requests ABC Board review the three waiver policy and allow for new waivers with each new ownership.

● **BOARD CONSIDERATION**

A. 4270 & 4271 Alaska Rendezvous: Alaska Rendezvous Inc.; [11:33:10 AM](#) **TAB 3**
Outside/Unorganized
Mile 45.6 Richardson Highway

Bob Klein moves to grant extension of time for transfer application to May 2013 Board meeting
Marvin Yoder seconds the motion
Motion carried

Roll call vote [11:36:38 AM](#)

Approved 4-0

B. 5164 Westmark Inn Skagway: Westmark Hotels, Inc.; Skagway [11:37:10 AM](#) **TAB 4**
Third & Spring Street
New – Beverage Dispensary Tourism Duplicate

Marvin Yoder moves to approve license application
Ethan Billings seconds the motion
Motion carried

Roll call vote [11:46:43 AM](#)

Approved 4-0

- C. Procedures for Dismissed Notices of Violations [11:47:04 AM](#) [TAB 5](#)
- Bob Klein **moves to accept procedure for dismissed notices of violations as amended during the discussion**
 Marvin Yoder **seconds the motion**
Motion carried [1:43:23 PM](#)
- Roll call vote** [2:03:33 PM](#)
- Approved 4-0
- D. **4678 Fairbanks Junior Ice Dogs:** Fairbanks Junior Ice Dogs, Inc; [11:49:48 AM](#) [TAB 6](#)
 Fairbanks
 1920 Lathrop Street
Request Waiver for Renewal Late Fee
- Ethan Billings **moves to dismiss the renewal late fee**
 Marvin Yoder **seconds the motion**
Motion carried
- Roll call vote** [11:51:49 AM](#)
- Approved 4-0
- E. **370 BPO Elks Lodge #1595:** BPO Elks Lodge #1595; Wrangell [11:52:11 AM](#) [TAB 7](#)
 103 Front Street
Request Waiver for Renewal Late Fee
- Marvin Yoder **moves to approve the waiver of renewal late fee**
 Bob Klein **seconds the motion**
Motion carried
- Roll call vote** [11:53:27 AM](#)
- Approved 4-0
- F. **4111 Wilderness Express (Anch – Seward)** [11:53:41 AM](#) [TAB 8](#)
4112 Wilderness Express (Seward – Anch)
 Alaska Railroad
Request Waiver for Renewal Late Fee
- Marvin Yoder **moves to approve the waiver of renewal late fee**
 Ethan Billings **seconds the motion**
Motion carried
- Roll call vote** [11:54:25 AM](#)
- Approved 4-0

- G. **5194 Minnesota Billiards** [11:54:45 AM](#) [TAB 9](#)
5196 Johnny Woos Korean Restaurant
5197 Kodiak

Bob Klein **moves to approve licenses with delegation**
Ethan Billings **seconds the motion**
Motion carried

Roll call vote [12:08:12 PM](#)

Approved 3-0
Marvin Yoder dissenting vote

- I. **Erik Miller** [12:09:16 PM](#) [TAB 10](#)
Micro-distillery Concept

● **ACTION ON LICENSE CONVICTION/VIOLATION**

- A. **Prior Licensee Sanctions** [TAB 11](#)

- B. **Angelo's: Anna Marie Kaloumenou; City of Kodiak** [12:12:55 PM](#) [TAB 12](#)
License: Restaurant Eating Place
2625 Mill Bay Road

Violation: Alcohol Server Education Course

Bob Klein **moves to suspend license for 30 days with 30 days suspended sentence provide no new notices of violations are issued within the next year**
Ethan Billings **seconds the motion**
Motion carried

Roll call vote [12:16:31 PM](#)

Approved 4-0

- **DISCUSSION FROM STAKEHOLDERS WORK GROUP** [2:04:05 PM](#) [TAB 13](#)

- 6 Airport Lounge & Snack Bar:** Airport Lounge & Snack Bar LLC; Ketchikan Gateway Borough
1600 Airport Terminal
Renewal – Beverage Dispensary - Tourism

All statutory requirements have been met. Ketchikan Gateway Borough has been notified.

- 2866 Anchor Inn & Lounge:** Shumagin Corporation; Sand Point **A**
Tract A, USS #55
Renewal – Beverage Dispensary - Tourism

All statutory requirements have been met. City of Sand Point has been notified.

- 1309 Anchor River Inn:** Anchor River Inn Inc.; Kenai Peninsula Borough **B**
34358 Old Seward Hwy.
Renewal – Beverage Dispensary - Tourism

All statutory requirements have been met. Kenai Peninsula Borough has been notified.

- 4795 Beluga Lake Lodge:** Beluga Lake Lodge Inc.; Homer **C**
204 Ocean Drive Loop
Renewal – Beverage Dispensary - Tourism

All statutory requirements have been met. City of Homer has been notified.

- 1402 Best Western Bidarka Inn:** Beluga Lake Lodge Inc.; Homer **D**
575 Sterling Hwy.
Renewal – Beverage Dispensary - Tourism

All statutory requirements have been met. City of Homer has been notified.

- 1987 Brown Bear Saloon & Motel:** Alaskan Edge Inc.; Anchorage **E**
28065 Seward Highway
Renewal – Beverage Dispensary - Tourism

All statutory requirements have been met. Municipality of Anchorage has been notified.

- 248 Clover Pass Resort:** Clover Pass Investments LLC; Ketchikan Gateway Borough **F**
 Mile 16 N Tongass Hwy.
Renewal – Beverage Dispensary – Tourism - Seasonal
- All statutory requirements have been met. Ketchikan Gateway Borough has been notified.
- 3694 Courtyard By Marriott:** NANA Management Services LLC; Anchorage **G**
 4901 Spenard Rd
Renewal – Beverage Dispensary - Tourism
- All statutory requirements have been met. Municipality of Anchorage has been notified.
- 4844 Crowne Plaza Midtown Anchorage:** Anchorage Hospitality LLC; Anchorage **H**
 109 W International Airport Road
Renewal – Beverage Dispensary - Tourism
- All statutory requirements have been met. Municipality of Anchorage has been notified.
- 4869 Crowne Plaza Midtown Anchorage:** Anchorage Hospitality LLC; Anchorage **I**
 109 W International Airport Road
Renewal – Beverage Dispensary – Tourism - Duplicate
- All statutory requirements have been met. Municipality of Anchorage has been notified.
- 4280 Denali Bluffs Hotel:** NANA Management Services LLC; Denali Borough **J**
 Mile 238.4 Parks Hwy.
Renewal – Beverage Dispensary – Tourism - Seasonal
- All statutory requirements have been met. Denali Borough has been notified.
- 3920 Denali River Cabins:** The River Cabins, Inc.; Denali Borough **K**
 Mile 231.1 Parks Hwy.
Renewal – Beverage Dispensary – Tourism - Seasonal
- All statutory requirements have been met. Denali Borough has been notified.
- 4696 Gene’s Place:** Northern Lights Espresso Inc.; Seward **L**
 217 Fifth Ave.
Renewal – Beverage Dispensary - Tourism
- All statutory requirements have been met. City of Seward has been notified.

- 4099 Grande Denali Hotel – Alpenglow Restaurant:** NANA Management Services LLC; **M**
Denali Borough
Mile 238.2 Parks Hwy.
Renewal – Beverage Dispensary – Tourism - Seasonal
- All statutory requirements have been met. Denali Borough has been notified.
- 537 Hunger Hut Bar:** Hunger Hut Inc.; Kenai Peninsula Borough **Mc**
51815 Kenai Spur Hwy.
Renewal – Beverage Dispensary - Tourism
- All statutory requirements have been met. Kenai Peninsula Borough has been notified.
- 4458 Iris Café and Saloon:** J & Y Enterprises Inc.; Fairbanks **N**
900 Noble Street
Renewal – Beverage Dispensary - Tourism
- All statutory requirements have been met. City of Fairbanks has been notified.
- 2695 King Salmon Motel & Restaurant:** A. Kearlee Wright; Soldotna **O**
35530 Kenai Spur Hwy.
Renewal – Beverage Dispensary - Tourism
- All statutory requirements have been met. City of Soldotna has been notified.
- 1788 Latitude 62 Lodge** Latitude 62 LLC; Mat-Su Borough **P**
Mile 13 ¾ Talkeetna Spur Road
Renewal – Beverage Dispensary - Tourism
- All statutory requirements have been met. Mat-Su Borough has been notified.
- 2063 Long Rifle Lodge:** Glacier View Ventures LLC; Mat-Su Borough **Q**
Mile 102 Glenn Hwy.
Renewal – Beverage Dispensary - Tourism
- All statutory requirements have been met. Mat-Su Borough has been notified.
- 4308 McKinley Chalet Resort – Nenana View Bar & Grille:** Aramark Corporation; Denali **R**
Borough
Mile 238.9 Parks Hwy.
Renewal – Beverage Dispensary – Tourism - Seasonal
- All statutory requirements have been met. Denali Borough has been notified.

- 2486 Millennium Hotel, Anchorage:** Anchorage-Lakefront Ltd. Partnership; Anchorage **S**
4800 Spenard Road
Renewal – Beverage Dispensary - Tourism
- All statutory requirements have been met. Municipality of Anchorage has been notified.
- 313 Prospector Hotel/TK Maguires:** Juneau Hospitality LLC; Juneau **T**
375 Whittier Street
Renewal – Beverage Dispensary - Tourism
- All statutory requirements have been met. City of Juneau has been notified.
- 2111 Roadside Inn:** KLB, Inc.; Mat-Su Borough **U**
Mile 49.5 Parks Hwy.
Renewal – Beverage Dispensary - Tourism
- All statutory requirements have been met. Mat-Su Borough has been notified.
- 1139 Spenard Paradise Inn & Lounge:** Hyun Ju Song & Kyong Teak Song; Anchorage **V**
3001 Spenard Road
Renewal – Beverage Dispensary - Tourism
- All statutory requirements have been met. Municipality of Anchorage has been notified.
- 941 Swiss Alaska Inn:** Werner J. Rauchenstein; Mat-Su Borough **W**
22056 S F Street
Renewal – Beverage Dispensary - Tourism
- All statutory requirements have been met. Mat-Su Borough has been notified.
- 3931 Talkeetna Alaskan Lodge:** CIRI Alaska Tourism Corporation; Mat-Su Borough **X**
Mile 12.5 Talkeetna Spur
Renewal – Beverage Dispensary - Tourism
- All statutory requirements have been met. Mat-Su Borough has been notified.
- 897 The Place Bar & Motel:** John R. Young; Kenai Peninsula Borough **YZ**
53791 Sparrow Lane
Renewal – Beverage Dispensary - Tourism
- All statutory requirements have been met. Kenai Peninsula Borough has been notified.

Bob Klein **moves to approve tourism renewal consent agenda**
Marvin Yoder **seconds the motion**
Motion carried

Roll call vote [2:15:24 PM](#)

Motion carried 4-0

END OF TOURISM LICENSES – RENEWALS

● **DELEGATED CONSENT AGENDA** [2:20:06 PM](#) **TAB 15**

416 2Go Tesoro: Tesoro Northstore Company; Mat-Su Borough
3600 E Palmer-Wasilla Hwy.

Transfer – Package Store

From: North Shore Liquor, North Shore Liquor, Inc., 3610 N Burkeshore Drive

All statutory requirements have been met. Mat-Su Borough, Dept. of Labor & Revenue approve.
Pending Central Mat-Su Fire Dept. approval.

4835 Alaska Experience Theatre & Portview Banquet Room: International Cinema Productions, Ltd;
Municipality of Anchorage
333 W Fourth Ave., Ste. 207

Transfer – Beverage Dispensary

From: Henri Hawaii, Henri Hawaii, Inc.; 201 E Northern Lights Blvd., Ste. B

All statutory requirements have been met. Anchorage approval pending. Dept. of Labor & Revenue approve. Background investigation complete.

2583 Harley's Old Thyme Café: Eduardo Rodriguez; Municipality of Anchorage
7550 Old Seward Hwy.

Transfer – Restaurant Eating Place

From: Harley & Margaret Livingston

All statutory requirements have been met. Anchorage approval pending. Background investigation pending.

5201 High Mark Distillery: High Mark Distillery, Inc.; Kenai Peninsula Borough
37200 Thomas Street

New - Distillery

All statutory requirements have been met. Kenai Peninsula Borough approves. Background investigation pending.

5203 Hoodoo Sport Fishing Adventures: Hoodoo Sport Fishing Adventures, LLC;
Aleutians East Borough
New - Lodge

All statutory requirements have been met. Aleutians East Borough did not protest within 60 days of notice. Pending State Fire Marshall & Dept. of Environmental Conservation approval. Background investigation pending.

5202 Hoodoo Sport Fishing Adventures: Hoodoo Sport Fishing Adventures, LLC;
Cold Bay, Aleutians East Borough
New - Lodge

All statutory requirements have been met. Cold Bay & Aleutians East Borough did not protest within 60 days of notice. Dept. of Environmental Conservation approves. Pending State Fire Marshall approval. Background investigation pending.

5205 Mad Hatcher: Mad Hatcher Alaska, LLC; Mat-Su Borough
9351 N Palmer Fishhook
New – Restaurant Eating Place

All statutory requirements have been met. Mat-Su Borough and State Fire Marshall’s Office approve. Dept. of Environmental Conservation approval pending. Background investigations pending.

3687 Thai House Restaurant: Boonchoo, Inc.; City of Fairbanks
412 Fifth Avenue
Transfer – Restaurant Eating Place
From: Charlermpon Boonprasert

All statutory requirements have been met. City of Fairbanks approves. Dept. of Labor approval pending. Background investigations complete.

187 The CAVE Wine Bar & Grille: The CAVE Wine Bar & Grille, LLC; Delta Junction
266 Richardson Hwy.
Transfer – Beverage Dispensary
From: Buffalo Lodge; Buffalo Lodge, Inc.; Mile 266 Richardson Hwy.

All statutory requirements have been met. Delta Junction approves. Dept. of Labor approval pending. Background investigations complete.

1078 The Crossbar: Wicked Wrister Enterprises, LLC; Municipality of Anchorage
No Premises

Transfer – Beverage Dispensary

From: Mac’s Sports Bar; Crazy Horse Too, Inc., 156 Muldoon Rd

All statutory requirements have been met. Dept. of Revenue approves. Dept. of Labor and Anchorage approval pending. Background investigations complete.

4111 Wilderness Express: Wilderness Express, LLC

Alaska Railroad

Transfer – Common Carrier

From: Royal Celebrity Tours, Inc.

All statutory requirements have been met. Background investigations pending.

4112 Wilderness Express: Wilderness Express, LLC

Alaska Railroad

Transfer – Common Carrier

From: Royal Celebrity Tours, Inc.

All statutory requirements have been met. Background investigations pending.

4188 Wilderness Express: Wilderness Express, LLC

Alaska Railroad

Transfer – Common Carrier

From: Royal Celebrity Tours, Inc.

All statutory requirements have been met. Background investigations pending.

4189 Wilderness Express: Wilderness Express, LLC

Alaska Railroad

Transfer – Common Carrier

From: Royal Celebrity Tours, Inc.

All statutory requirements have been met. Background investigations pending.

Ethan Billings **moves to approve with delegation**

Marvin Yoder **seconds the motion**

Motion carried

Roll call vote [2:24:00 PM](#)

Motion carried 4-0

END OF DELEGATED CONSENT AGENDA

● **CONSENT AGENDA**

[2:15:33 PM](#)

TAB 16

1294 Big John's: Irini, Inc.; Kenai Peninsula Borough

No Premises

Transfer – Package Store

From: Gwin's Lodge, Gwin's Lodge Inc., Mile 52 Sterling Hwy.

All statutory requirements have been met. Kenai Peninsula Borough, Dept. of Labor & Revenue approve. Background investigations complete.

322 Brown Jug: Liquor Stores USA North, Inc; Anchorage

9200 Old Seward Hwy.

Transfer – Package Store

From: George's Homestead Liquor Store, George's Homestead Lounge, LLC; 10240 Old Seward Hwy.

All statutory requirements have been met. Municipality of Anchorage, Dept. of Labor & Revenue approve. Background investigations complete.

1410 Brown Jug – Wasilla: Liquor Stores USA North, Inc.; Wasilla

1350 S Seward Meridian Parkway

Transfer – Package Store

From: 509 Parks Hwy.

All statutory requirements have been met. City of Wasilla approves. Background investigations complete. Temporary license has been issued.

Marvin Yoder **motions to approve the Brown Jug liquor licenses #322 & #1410**

Ethan Billings **seconds the motion**

Motion carried

Roll call vote [2:19:57 PM](#)

Motion carried 4-0

1847 George Inlet Lodge: George Inlet Development, LLC; Ketchikan Gateway Borough

11728 S Tongass Hwy.

Transfer – Beverage Dispensary

From: Sun Dogs, Inc.

All statutory requirements have been met. Ketchikan Gateway Borough, Dept. of Labor & Revenue approve. Background investigations complete.

3820 Igloo Liquor: Sunshine Liquor Inc.; Mat-Su Borough
10160 Parks Hwy.
Transfer – Package Store
From: Mile 188.5 Parks Hwy.

All statutory requirements have been met. Mat-Su Borough & State Fire Marshall's Office approve. Background investigations complete. Temporary license has been issued.

5170 La Bodega: Isles, Inc.; Municipality of Anchorage
1200 W Northern Lights
New – Package Store

All statutory requirements have been met. Municipality of Anchorage approves. Background investigations complete.

5191 Noodle World Alaska: Noodle World Alaska, LLC; Municipality of Anchorage
2844 E Tudor Road
New – Restaurant Eating Place

All statutory requirements have been met. Municipality of Anchorage approves. Background investigations complete. Temporary license has been issued.

5204 Pizza Express: Hector Barragan; City of Sitka
1321 Sawmill Creek Road, Ste. 1
New – Restaurant Eating Place

All statutory requirements have been met. City of Sitka and Dept. of Environmental Conservation approve. Background investigations pending. Temporary license has been issued.

828 Tripp's Viking Liquor: Jack D. Tripp; City of Juneau
218 Front Street
Transfer – Package Store
From: 151 S Franklin Street

All statutory requirements have been met. City of Juneau approves. Temporary license has been issued.

4873 Twister Creek Restaurant: Talkeetna Restaurant, LLC; Mat-Su Borough
13605 E Main Street
Transfer - Restaurant Eating Place
From: Twister Creek, LLC

All statutory requirements have been met. Talkeetna, Dept. of Labor & Revenue approve.
Temporary license has been issued.

Marvin Yoder **moves to approve consent agenda**
Ethan Billings **seconds the motion**
Motion approved

Roll call vote [2:18:51 PM](#)

Motion carried 4-0

● **FIRST AND SECOND WAIVERS - CONSENT** [2:24:54 PM](#) **TAB 17**

1st Waivers

5074 Baranof Dream

License: Common Carrier - Seasonal
Alaskan Waters

3123 Hangar Lounge

License: Beverage Dispensary
Mile 1.5 D Big Lake Road, Mat-Su Borough

1047 Silver Spur

License: Beverage Dispensary
285 Romans Way, Fairbanks Northstar Borough

742 The Corsair

License: Beverage Dispensary Tourism
944 W Fifth Ave., Anchorage

5081 The Regatta

License: Common Carrier
Alaskan Waters

2652 Windmill Grille

License: Restaurant Eating Place - Seasonal
1544 Kanakanak Road, Dillingham

2nd Waivers

- 416** 2Go Tesoro
License: Package Store
3600 E Palmer-Wasilla Hwy., Mat-Su Borough
- 5074** Baranof Dream
License: Common Carrier - Seasonal
Alaskan Waters
- 110** Bering Sea Saloon
License: Beverage Dispensary - Seasonal
No Premises, Nome
- 534** Houston Lodge Liquor
License: Package Store
No Premises, Houston
- 826** No DBA
License: Beverage Dispensary - Seasonal
No Premises, Anchorage
- 1113** Tamarack Inn
License: Package Store
Mile 298 Parks Hwy., Outside/Unorganized
- 1078** The Crossbar
License: Beverage Dispensary - Seasonal
No Premises, Anchorage

Marvin Yoder **moves to approve first & second waivers**
Ethan Billings **seconds the motion**
Motion carried

Roll call vote [2:29:51 PM](#)

Motion carried 4-0

END OF CONSENT AGENDA

● **THIRD WAIVERS**

1198 2Go Tesoro

1:31:30 PM

License: Package Store
No Location, Anchorage

Bob Klein **moves to approve third waiver**
Marvin Yoder **seconds the motion**
Motion carried

Roll call vote 1:41:57 PM

Motion approved 4-0

4709 Pacific Venus

2:29:58 PM

License: Common Carrier
Alaskan Waters

Bob Klein **moves to approve third waiver**
Marvin Yoder **seconds the motion**
Motion carried

Roll call vote 2:30:14 PM

Motion approved 4-0

END OF CONSENT AGENDA

● **NOTICE OF VIOLATION**

A. Notices of Violation Issued and Licensee Responses

TAB 18

● **NEXT ABC BOARD MEETING – May 30, 2013 - Anchorage**

Minutes reviewed & approved by:

Shirley A. Coté, Director

Shirley A. Coté

Christine C. Lambert, Records & Licensing Supervisor

Christine C. Lambert