Alcoholic Beverage Control Board
Meeting Agenda
Third Judicial District

March 30, 2021 at 9:00 am
Join Zoom Meeting
https://amco-alaska-gov.zoom.us/j/95992267172?pwd=QU9MQkZuZmp4VElBa2xLaXBYOUUpKQT09

Meeting ID: 959 9226 7172
Passcode: 316826

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All times are approximate. Lunch from 12:00 noon to 1:00pm

● ADMINISTRATION 9:00 am

A. Call to Order

9:05 am

B. Roll Call

Charlie Cross, Rural Public Member
Dana Walukiewicz, Industry Member
Diane Thompson, Industry Member
David Koch, Public Safety Member
Jonathon Cox, Public Member

Glen Klinkhart, Director
Joan Wilson, Assistant Attorney General
Jane Sawyer, Regulations Specialist
James Hoelscher, Enforcement Supervisor
Carrie Craig, Records & Licensing Supervisor
C. Election of Board Chair and Vice Chair


D. Approval of Agenda

Dana W. reschedules Tab 17 Mom & Pops for 1 pm. Diane T. motions to accept the changes. Charlie C. seconds. None opposed, motion passes.

E. AMCO Meeting Code of Conduct

F. Top 10 Zoom FAQ

G. Approval of the April 22, 2020 Emergency Meeting Minutes

H. Approval of the May 6, 2020 Emergency Meeting Minutes

I. Approval of the June 9, 2020 ABC Meeting Minutes

J. Approval of the July 7, 2020 Special Meeting Minutes

K. Approval of the July 16, 2020 Special Meeting Minutes

L. Approval of the August 18, 2020 ABC Meeting Minutes

M. Approval of the October 27, 2020 ABC Meeting Minutes

N. Approval of the November 17, 2020 Emergency Meeting Minutes

O. Approval of the January 5, 2021 ABC Meeting Minutes

Dana reads the list of meeting minutes into the record. Diane T. motions to approve the minutes from Tab 3 through Tab 11. Charlie C. seconds. None opposed, motion passes.

• BOARD GOVERNANCE 9:05 am

Dana W. will abstain from voting on Tab 55 - Delegated Consent Agenda for renewal applications. His license renewal for #5725 is included in this tab.

• EXECUTIVE SESSION 9:10 am

Joan Wilson explains the reason for the executive session and the licensee’s right’s.

A. Informal Conferences

1. 10 Al’s Alaskan Inn: Allen Henry Choy LLC
9:20 am in Executive Session: Cindy Franklin, counsel for licensee is present with Al Choy and Sarah Alexander, licensees. Charlie Cross is having technical difficulties – he is present at 9:30 am.

10:08 am out of Executive Session: John C. motions to toll the period of days within the abeyance period set forth by 3 AAC 304.145(h) due to the impact of Covid and therefore renew the license. Diane T. seconds. Dana W. abstains from voting due to a previous business relationship. None opposed, motion passes 4-0.

2. 2973 Pangea Restaurant and Lounge: Eureka Services, Inc.
508 West 6th Avenue, Anchorage
License: Beverage Dispensary

10:14 am in Executive Session: Johnathan, operations manager from Pangea, is present.
10:26 am out of Executive Session: John C. motions to toll 30 days of the single abeyance period set out in 3 AAC 304.145(h) due to the impact of Covid and therefore renew the license. Diane T. seconds. None opposed, motion passes.

3. 4674 Dimond Bowl: Dimond Center, LLC
800 East Dimond Boulevard #3-023, Anchorage
License: Recreational Site

10:30 am in Executive Session: Sherman Ernouf, counsel for the licensee and Hugh Ashlock and assistant, Caroline, are present.
10:44 am out of Executive Session: John C. motions to table to next meeting. Diane T. seconds. None opposed, motion passes.

● RECONSIDERATION OF THE ABC BOARD’S DECISIONS AT THE JANUARY 5, 2021 MEETING

Dana W. and Joan Wilson provides background information and discusses options. Diane T. motions to reaffirm the motions made at the 1/5/21, ABC board meeting excluding Tab 10: Mom & Pop’s Liquor and Grocery. Charlie C. seconds. None opposed, motion passes.

● PUBLIC TESTIMONY

Based on current circumstances, the Board may decide to limit public testimony. Public testimony is limited to issues not on this agenda and that are not proposed regulations.

10:55 am: Break
11:03 am: Reconvened and open Public Testimony

Sarah Oates, President and CEO of Alaska CHARR, welcomes the new board members and congratulates Director Klinkhart. She appreciates the recordings being posted online and encourages the Board to hold a special meeting in late April.

11:06 am: Public Testimony closed.
DIRECTOR’S REPORT

Director Klinkhart presents his report.

A. Marine Vessel Working Group

Director Klinkhart summarizes the working group session and asks the Board to consider staff’s recommendation. The Board discusses the recommendation. Diane T. motions to accept the recommendation. John C. seconds. None opposed, motion passes.

ENFORCEMENT REPORT

James Hoelscher presents his report.

A. Notices of Violation Issued and Licensee Responses

LICENSING REPORT

Carrie Craig presents her report.

PROTESTS

A. 135 El Dorado: Mariella Valencia
4300 Old Seward Hwy Suite GD01, Anchorage
License: Beverage Dispensary
From: Venture Bar LLC dba Last Frontier Bar located at 369 Muldoon Road

Transfer of ownership, location and dba name change
Local governing body action: protest by Municipality of Anchorage
Approved: Department of Labor, Department of Revenue, Creditor
Background investigations: completed
Municipality of Anchorage protests pending approval of a special land permit and payment of collections items owed to the Municipality.

Carrie Craig provides background information. Mariela Valencia, licensee, is present. The renewal application was not protested by the Municipality however the transfer application remains protested. Diane T. motions to rescind the previous approval with delegation for the transfer application and deny with 180-day abeyance. David K. seconds. None opposed, motion passes.

B. 4919 Northern Lights Liquor: Alaska Liquor, Inc
343 West Benson Boulevard #10, Anchorage
License: Package Store
From: KDAJ Investment Group, Inc. dba Alaska Liquor located at 2844 East Tudor Road

Transfer of ownership, location and dba name change
Local governing body action: protest by Municipality of Anchorage
Approved: Department of Labor, Department of Revenue
Background investigations: pending
Municipality of Anchorage protests due to pending full payment of taxes, approval of a special land use permit and certification from Land Use Enforcement.

Carrie Craig provides background information. Jana Weltzin, licensee, is present and requests that it be tabled. David K. motions to table to June meeting. Diane T. seconds. None opposed, motion passes.

12:03 pm: Lunch
1:03 pm: Reconvened

● BOARD CONSIDERATION

A. 3219 Mom & Pops Grocery & Liquor: Lee Family Corporation TAB 17
601 West 36th Avenue, Suite 3 & 4, Anchorage
License: Package Store

Reconsideration of ABC Board’s vote at the January 5, 2021 meeting.

1:03 pm: Dana W. provides a summary of the background information. Joan Wilson adds supplemental information. Felix Rivera Assembly member, Todd Sherwood Assistant Municipality Attorney, Tim Potter and Peggy Robinson from the Midtown Community Council are all present. Mr. Lee, licensee, is not present due to a family emergency. Testimony is taken and there is a discussion of options. John Cox motions to uphold the municipal protest and deny the license renewal. David K. seconds. None opposed, motion passes.

● PROTESTS

C. 5772 Northern China Restaurant: Moon K Hwang TAB 20
353 Muldoon Road, Anchorage
License: Restaurant/Eating Place

Renewal application
Municipality of Anchorage protests pending payment of collections owed to the Municipality.

Dana W. and Carrie Craig provide a summary of the protest. David K. motions to deny the renewal application with 180-day abeyance. Diane T. seconds. None opposed, motion passes.

D. 5936 SteamDot Coffee: Ducey Sisters, LP TAB 21
600 East Northern Lights Boulevard, Unit 121, Anchorage
License: Restaurant or Eating Place

New license application
Local governing body action: protest by Municipality of Anchorage
Background investigations: pending
Municipality of Anchorage protests due to pending approval of a special land use permit by the Director of the Planning Department.

Dana W. provides background information. Dylan Buchholdt, representing the licensee, is present and gives an update on the process. Diane T. motions to deny the new license application with 180-day abeyance. David K. seconds. None opposed, motion passes.
TOURISM

A. 5933 Slippery Salmon Bar & Grill: Rupinder Alaska Incorporated
   115 East 3rd Avenue, Anchorage
   License: Beverage Dispensary – Tourism

   New license application
   Local governing body action: pending Municipality of Anchorage
   Background investigations: complete


DELEGATED CONSENT AGENDA – NEW & TRANSFER APPLICATIONS

Dana W. reads Tab 23 into the record. Diane T. motions to approve all the applications in the Delegated Consent Agenda with delegation. John Cox seconds. None opposed, motion passes.

A. Broken Boat LLC

   1. 596 Knik Bar & Liquor Store
      10204 South Knik Goose Bay Road, Wasilla
      License: Package Store
      Pending: Department of Revenue, Workers Compensation
      Local governing body action: pending Matanuska-Susitna Borough
      Background investigations: complete

      Transfer of ownership and dba name change from Knik Liquor Store to Knik Bar & Liquor Store

   2. 597 Knik Bar & Liquor Store
      10204 South Knik Goose Bay Road, Wasilla
      License: Beverage Dispensary
      Pending: Department of Revenue, Workers Compensation
      Local governing body action: pending Matanuska-Susitna Borough
      Background investigations: complete

      Transfer of ownership from Donnelly Inc.

B. Sukakpak, Inc.

   1. 529 Manley Trading Post
      100 Landing Road, Manley Hot Springs
      License: Package Store
      Pending: Department of Revenue, Workers Compensation
      Approved: Department of Labor Employment Security
      Background Investigations: complete

      Transfer of ownership from Manley Trading Post, Inc.
2. **694 Manley Roadhouse**
   100 Front Street, Manley Hot Springs  
   **License: Beverage Dispensary**
   Pending: Workers Compensation  
   Approved: Department of Revenue, Department of Labor Employment Security  
   Background Investigations: complete

   **Transfer of ownership with dba name change from Lisa Owens dba Manley Lodge**

C. **1146 Tolsona Lake Lodge**: Tolsona Lake Lodge Inc.  
   Mile 170 Glenn Highway, Glennallen  
   **License: Beverage Dispensary**
   From: Tolsona Lake Resort, Inc. dba Tolsona Lake Resort

   **Transfer of ownership and dba name change**
   Pending: Department of Labor, Workers Compensation, Department of Revenue  
   Background investigations: complete

D. **2115 Kincaid Grill**: R.A. Levinsohn LLC  
   6700 Jewel Lake Road Suite 16, Anchorage  
   **License: Restaurant or Eating Place**
   From: Raine Levinsohn 42.01%, Alan Levinsohn 43.86% and Christopher Johnson 12.28%  
   To: Alan Levinsohn 84.03% and Christopher Johnson 15.97%

   **Transfer of controlling interest ownership**
   Local governing body action: pending Municipality of Anchorage  
   Approved: Department of Labor, Department of Revenue  
   Background Investigations: complete

E. **3213 Bar Harbor Ale House**: Cape Fox Lodge, LLC  
   55 Schoenbar Court Suite 104, Ketchikan  
   **License: Beverage Dispensary**
   From: Ronald John McKinley dba No DBA located at no premises

   **Transfer of ownership and location with dba name change**
   Local governing body action: pending City of Ketchikan and Ketchikan Gateway Borough  
   Pending: State Fire Marshal, Department of Labor Worker’s Compensation, Department of Environmental Conservation  
   Approved: Department of Labor Employment Security, Department of Revenue  
   Background investigations: complete

F. **4057 No DBA**: Cape Fox Lodge, LLC  
   No Premises  
   **License: Package Store**
   From: Ronald John McKinley

   **Transfer of ownership**
   Local governing body action: pending City of Ketchikan and Ketchikan Gateway Borough
G.  **4142 No DBA**: Cape Fox Lodge, LLC
   
   No Premises
   
   **License**: Restaurant/Eating Place
   
   Located at 55 Schoenbar Court Suite 104 dba Bar Harbor Alehouse

   **Transfer of location with dba name change**
   
   Local governing body action: pending City of Ketchikan and Ketchikan Gateway Borough

   Background investigations: complete

H.  **5939 Kodiak Island Still**: Kodiak Island Brewing Company, LLC
   
   117 Lower Mill Bay Road, Kodiak
   
   **License**: Distillery

   **New license application**
   
   Local governing body action: pending City of Kodiak and Kodiak Island Borough

   Pending: Department of Environmental Conservation

   Background investigations: complete

I.  **5942 Aurora Nights Liquor**: Aurora Nights Liquor Inc.
   
   301 East Dimond Boulevard Suite C, Anchorage
   
   **License**: Package Store

   **New license application**
   
   Local governing body action: pending Municipality of Anchorage

   Background investigations: pending

J.  **5943 Brewerks, LLC**: Brewerks, LLC
   
   625 West 59th Avenue Unit 2 (Building Units A & B), Anchorage
   
   **License**: Brewery

   **New license application**
   
   Local governing body action: pending Municipality of Anchorage

   Background investigations: complete

K.  **5946 Vitus Energy**: Vitus Energy LLC
   
   1501 West Northern Lights Boulevard, Anchorage
   
   **License**: Package Store

   **New license application**
   
   Local governing body action: pending Municipality of Anchorage

   Background investigations: complete

●  **CONSENT AGENDA – NEW & TRANSFER APPLICATIONS**

A.  **5945 Majestic Star**: Alaska Travel Adventures Inc
Alaskan Waters
License: Common Carrier

New license application
Background investigations: complete

B. 5947 M/V Apex: Alaska Luxury Tours LLC
Alaskan Waters
License: Common Carrier

New license application
Background investigations: complete

Dana W. reads Tab 24 into the record. David K. motions to approve the applications in Tab 24. Charlie C. seconded. None opposed, motion passes.

● TOURISM LICENSES – RENEWALS

A. Renewal Applications for Licensees with 2019 and 2020 Notices of Violation

1. 2791 Fort Seward Lodge: Vivian Trimble and Nicholas Trimble
   TAB 25
   29 Mud Bay Road, Haines
   Local governing body: City and Borough of Haines

   01/17/2019 – Unauthorized change of ownership

   Dana W. summarizes the background information. The licensee is not present. Diane T. motions to approve. David K. seconds. None opposed, motion passes.

B. Other Tourism Renewals

Dana W. reads Tab 26 through Tab 41 into the record. John Cox motions to approve with delegation. David K. seconds. None opposed, motion passes.

1. 207 Tustumena Lodge: Tustumena Lodge LLC
   TAB 26
   58840 Sterling Highway, Kasilof
   Local governing body: Kenai Peninsula Borough

2. 313 Ramada by Wyndham Juneau & TK Maguires: Juneau Hospitality LLC
   TAB 27
   375 Whittier Street, Juneau
   Local governing body: City and Borough of Juneau

3. 624 Tailgaters Sports Bar and Grill: Kashim, Inc.
   TAB 28
   161 West Parks Highway, Wasilla
   Local governing body: City of Wasilla and Matanuska-Susitna Borough

4. 691 Malemute Saloon: Jingle LLC
   TAB 29
3660 Main Street, Ester  
Local governing body: Fairbanks North Star Borough

5. **897 The Place**: The Place, Inc.  
   53791 Sparrow Lane, Kenai  
   Local governing body: Kenai Peninsula Borough

6. **941 Swiss Alaska Inn LLC**: Swiss Alaska Inn LLC  
   22056 South F Street, Outside City Limits  
   Local governing body: Matanuska-Susitna Borough

7. **1402 Best Western Bidarka Inn/ Otter Room**: Johnson Inn Homer LLC  
   575 Sterling Highway, Homer  
   Local governing Body: City of Homer and Kenai Peninsula Borough

8. **1563 Everett’s**: Mat-Su Resort LLC  
   1850 Bogard Road, Wasilla  
   Local governing body: Matanuska-Susitna Borough

   28065 Seward Highway, Anchorage  
   Local governing body: Municipality of Anchorage

10. **2111 Roadside Inn: KLB, Inc**  
    Mile 49.5 Parks Highway, Wasilla  
    Local governing body: Matanuska-Susitna Borough

11. **2258 Clarion Hotel & Suites**: Pacific Rim Associates I, Inc.  
    95 10 th Avenue, Fairbanks  
    Local Governing Body: City of Fairbanks and Fairbanks North Star Borough

12. **3375 Best Western Lucille Inn and Lakeview Lounge**:  
    Aurora Lodging Management Inc. (BWLLI)  
    1300 West Lake Lucille Drive, Wasilla  
    Local governing body: City of Wasilla and Matanuska-Susitna Borough

13. **4283 Pub House**: Bistro IT, LLC  
    1020 West 12 th Avenue, Anchorage  
    Local governing body: Municipality of Anchorage

14. **4443 Bristol Bay Lodge**: Bristol Bay Lodge LLC  
    16 Miles Northwest of Aleknagik, Northwest end of Lake  
    Local governing body: None
15. **4696 Gene’s Place**: Northern Lights Expresso Inc.  
   217 5th Avenue, Seward  
   Local governing body: City of Seward and Kenai Peninsula Borough  

16. **4795 Beluga Lake Lodge**: Johnson Inn Homer LLC  
   204 Ocean Drive Loop, Homer  
   Local governing body: City of Homer and Kenai Peninsula Borough  

**RECREATIONAL SITE LICENSES – RENEWALS**

_Dana W. reads Tab 42 through Tab 44 into the record. Diane T. motions to approve with delegation. David K. seconds. None opposed, motion passes._

A. **1747 Anchorage Bucs**: Anchorage Bucs Baseball Club Inc  
   Mulcahy Stadium – A Street & 16th Avenue, Anchorage  
   Local governing body: Municipality of Anchorage  

B. **2931 Mat-Su Miners**: Mat-Su Baseball Inc.  
   Hermon Brothers Field, Palmer  
   Local governing body: City of Palmer and Matanuska-Susitna Borough  

C. **5711 The Old Town Bar @ Eaglecrest**: South of the Bridge, LLC  
   3000 Fish Creek Road, Juneau  
   Local governing body: City and Borough of Juneau  

**RENEWAL APPLICATIONS FOR LICENSEES WITH 2018 AND 2019 NOTICES OF VIOLATION**

_Diane T. wishes to separate the renewals with NOV’s regarding the lack of server education for separate consideration: Tabs 48, 50, 52 and 54._

David K. pulls out Tab 49 for separate consideration.  
Dana W. pulls Tab 51 for separate consideration.  

The remaining Tabs 46, 47 and 53 are read into the record by Dana W. _Diane T. motions to approve Tabs 46, 47 and 53 with delegation. John C. seconds. None opposed, motion passes._

A. **59 American Legion Post #28**: American Legion Spenard Post #28  
   7001 Brayton Drive, Anchorage  
   License: Club  
   11/6/20 – Unreported change of officials  
   _David K. motions to approve with delegation. Charlie C. seconds. None opposed, motion passes._  

B. **644 Salt Alaska**: Wolfpack Ventures, LLC  
   200 Seward Street, Juneau
License: Beverage Dispensary

1/17/19 – Unapproved transfer of controlling interest

C. 1144 Three Bears Minimart: Three Bears Alaska, Inc. TAB 47
Mile 124 Glenn Highway Tok Cutoff, Tok
License: Package Store

3/22/2019 – Advertised incorrect DBA

D. 1243 Wood Center Pub: University of Alaska TAB 48
University of Alaska Fairbanks, Fairbanks
License: Pub

3/13/2019 – Lack of server education

Licensee is not present. John C. motions to approve Tab 48 with delegation. Diane T. seconds. None opposed, motion passes.

E. 2004 Hunger Hut: Hunger Hut Inc. TAB 49
51815 Kenai Spur Highway, Kenai
License: Package Store

2/17/2019 – Smoking tobacco on licensed premises

Licensee is not present. Joe Hamilton provides background information regarding the NOV. David K. motions to approve Tab 49. Diane T. seconds. None opposed, motion passes.

F. 2252 Don Jose’s Mexican Restaurant: Don Jose’s LLC TAB 50
127 West Pioneer Avenue, Homer
License: Beverage Dispensary

5/22/2019 – Lack of server education

Licensee is not present. John C. motions to approve Tab 50 with delegation. Charlie C. seconds. None opposed, motion passes.

G. 4825 Spenard Roadhouse: Stars of Gold, LLC TAB 51
1049 West Northern Lights Boulevard, Anchorage
License: Beverage Dispensary

2/5/2019 – Serving spirits using a Special Event Caterer’s Permit (only beer/wine allowed)

Licensee is not present. Director Klinkhart, Carrie Craig and Joe Hamilton provide background information regarding the NOV. John C. motions to approve Tab 51 with delegation. David K. seconds. None opposed, motion passes.

H. 4836 Wal-Mart Supercenter #2071: Walmart, Inc. TAB 52
8900 Old Seward Highway, Anchorage
License: Package Store

8/16/2019 – Lack of server education

Licensee is not present. David K. motions to approve Tab 52 with delegation. Charlie C. seconds. None opposed, motion passes.

I. 5103 The Bridge: Bridge Seafood Inc.
    221 West Ship Creek Avenue, Anchorage
    License: Restaurant/Eating Place

12/4/20 – Unreported change of officers

J. 5262 Aha Oriental Kitchen: Moonstone LLC
    996 Blair Road, Fairbanks
    License: Restaurant/Eating Place

3/8/2019 – Lack of server education

Licensee is not present. Diane T. motions to approve Tab 54 with delegation. John C. seconds. None opposed, motion passes.

3:05 pm: Break
3:13 pm: Reconvened

● DELEGATED CONSENT AGENDA – RENEWAL APPLICATIONS

Dana W. abstains from voting on his license renewal #5725. #5725 will be voted on separately. Diane T. motions to approve the renewal of #5725 with delegation. Charlie C. seconds. Motion passes, 4-0.

Diane T. motions to approve the rest of the renewal applications in Tab 55 with delegation. John C. seconds. None opposed, motion passes.

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<th>DBA</th>
<th>License Type</th>
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<td>Anchor Liquor Store</td>
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<td>Angel Creek Trading Post</td>
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<td>Asia Gardens/Brandy’s</td>
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<td>Club</td>
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REGULATIONS

A. Proposed Regulations Projects

1. Board Requests

B. Opened Regulations Projects

1. Public Comment Period Closed

A. Death of a Licensee


Potential Board Actions: Vote to adopt; amend draft and put out for public comment; send back to staff for more work; close project without action.
Dana Walukiewicz and Jane Sawyer provide a summary of the regulation project. Discussion regarding the process after the board votes. **David Koch motions to amend the existing language to add friendly amendment. Diane Thompson seconds. None opposed, motion passes. David Koch motions to adopt regulation as amended. Diane Thompson seconds. None opposed, motion passes.**

- **ONGOING DISCUSSION BY ABC BOARD**
  - AB-15: Licensed Premises COVID Form

  Director Klinkhart provides a summary. Licensees are allowed to continue utilizing the approved license premises. Diane T. asks about curbside pickup. Will have to wait and see and reassess.

- **TOPICS FOR FUTURE DISCUSSION BY ABC BOARD**
  - Board Development

- **ALCOHOL MAILBOX**

  All correspondence received in the [alcohol@alaska.gov](mailto:alcohol@alaska.gov) inbox from December 19, 2020 – March 12, 2021.

- **NEXT ABC BOARD MEETINGS**
  - Agenda deadline for June 8, 2021 tentative meeting in Fairbanks: May 21, 2021
    - Venue
    - Format
  - Board Orientation Work Group

    *There is a discussion about different subjects that should be covered and various speakers. Timing of this meeting should be the week of April 26th.*

  - Overview of Alaska statutes in Title 4 and Chapter 304 of the Alaska Administrative Code Work Group

- **ADJOURN**

  4:55 pm: **Charlie C. motions to adjourn. None opposed, motion passes.** The meeting is adjourned.