Alcoholic Beverage Control Board
Meeting Agenda
April 12, 2022 at 9:00 am
Third Judicial District
550 W. 7th Ave, Room 102
Anchorage, Alaska

Note: Due to very limited seating and social distancing requirements from the ABC board, meeting participants are asked to consider utilizing the online Zoom meeting and/or dial-in numbers.

Join Zoom Meeting
https://amco-alaska-gov.zoom.us/j/86067075461?pwd=U1c5dGhqeHhTQiTwZ2hhRHZZazV0dz09

Meeting ID: 860 6707 5461
Passcode: 756865

Dial by your location
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All times are approximate. Lunch from 12:00 noon to 1:00 pm

● ADMINISTRATION 9:00 am

A. Call to Order

9:01 am

B. Roll Call

Dana Walukiewicz, Industry Member and Chair, in person
Diane Thompson, Industry Member and Vice Chair, in person
C. Approval of Agenda

Diane T. motions to approve the agenda. Doug M. seconds. None opposed, motion passes.

D. AMCO Meeting Code of Conduct  

E. Top 10 Zoom FAQ

F. Approval of the January 18 and 28, 2022 Board Meeting Minutes

Diane T. motions to approve the January 18 and 28, 2022 Board meeting minutes. Jan H. seconds. None opposed, motion passes.

● BOARD GOVERNANCE 9:05 am

Diane T. has financial interest in Tab 9. Dana W. has financial interest in Tab 27. Both will abstain from voting on their tabs.

● PUBLIC TESTIMONY 9:10 am

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.

9:06 am: Public Testimony is opened. There may be possible additional public testimony later in the day. No one in person and on Zoom comes forward to testify. The board will consider public testimony after the lunch hour.

● DIRECTOR’S REPORT 9:20 am

Director Klinkhart summarizes his report and announces his resignation. Dana W. introduces and reads into the record a resolution of a commendation for Director Klinkhart. Doug M. motions to approve. Diane T. seconds. None opposed, motion passes.
DELEGATED AUTHORITY LIST 9:30 am  TAB 5

Director Klinkhart presents the list and an explanation. There are no questions by the board, therefore no action is needed.

ENFORCEMENT REPORT 9:40 am  TAB 6

9:28 am: Chief Hoelscher presents his report. The Chief brings up the subject of tap trucks being operated as a bottle club. He would love to hear the Board’s opinion. Diane T. discusses the tap trucks and mobile trolleys that sell, serve alcohol operating in other states – would they need to obtain a catering permit from AMCO. The Chief says yes – the owner of the truck could lease the vehicle to a licensee who would then in turn apply for a permit.

Dana W. points out that leasing the equipment, not the alcohol, would not be a violation of Title IV, the issue is when it becomes when they act like a bottle club. (audio issues) There is further discussion by the board. Are these vehicles that provide glassware/taps/staff at a public event a permanent “place” or a “premises”? Dana W. believes this situation would violate the bottle club statute (AS 04.16.090).

The Chief believes even renting the vehicle for a private event would be a violation. He states that AAG Wilson told him she agreed with Enforcement but it would depend on the board’s definition of a “place” or a “premises”. The issue is when the owner of the vehicle is providing equipment and glassware for the customer’s kegs and offers to tap the kegs and serve the alcohol for the customer. It straddles the line of a non-licensee acting in the capacity of a licensee. The Chief states that at the time the bottle club statute was written, mobile bars or mobile kegs were not anticipated. Trends are out-pacing our laws. The only way we can enforce this is that the board determines that these vehicles that are being used for this purpose are either considered a “place” or a “premises”.

Dave K. asks if this is akin to party buses providing alcohol when they are not licensed to sell and distribute alcohol. Chief Hoelscher states that is correct, it would technically be a violation of AS 04.11.090.

Dana W. states that if a non-licensee either provides a fixed location, or staff/servers to assist with the dispensing or consumption of alcohol, or stocks or otherwise provides alcohol to these events would be a violation of the bottle club statute. The board members agree. Chief Hoelscher agrees. (audio/chat issues on Zoom) Dana then asks Richard Moses if the board has authority to craft guidance to licensees and staff. Richard says, yes. There is some back and forth between Diane T. and Chief Hoelscher. He reiterates that a licensee (BDL/REPL) could lease these tap trucks if they get a permit for an event off their premises. Doug M. motions to provide formal guidance that a premises would be considered in the event an entity provides a fixed location or provides servers for staff to assist in the serving or in the consumption of stocks alcohol or otherwise provides beer, spirits or wine for an event. Dave K. seconds. None opposed, motion passes.

Dana W. mentions the issue of distilled spirits being repackaged in package stores in growlers/kegs. He asks Chief Hoelscher if violations were issued. It was a first-time offense and Enforcement issued advisory notices to the licensees. However due to some follow-up information that the violations are still occurring, there is an ongoing investigation. Dana W. asks for the federal regulation or guidance for the kegs and he is anticipating a change in the future – the Chief agrees. Dana W. requests that the Chief will have that information for next board meeting. Federal authorized size is 1.8 liters.
A. Notices of Violation Issued and Licensee Responses

10:22 am: There are no questions by the board.

● LICENSING REPORT

9:50 am

10:23 am: Carrie Craig summarizes her report. There are no questions by the board.

10:28 am: Break
10:44 am: Reconvened

● DELEGATED CONSENT AGENDA – TRANSFER APPLICATION

TAB 9

A. 5448 Firetap: O’Malley Alehouse & Pizza, LLC
No Premises, Anchorage
License: Package Store
From: 10950 O’Malley Centre Drive

Local governing body action: pending Municipality of Anchorage
Background investigations: pending

10:44 am: Diane T. abstains from voting. Doug M. motions to approve the transfer application with delegation. Dave K. seconds. None opposed, motion passes 4-0.

● DELEGATED CONSENT AGENDA – NEW & TRANSFER APPLICATIONS

TAB 10

10:47 am: Dave K. asks if staff has issues with any of the applications in Tab 10. Carrie Craig states there are none. Doug M. motions to approve all applications listed in Tab 10 with delegation. Jan H. seconds. None opposed, motion passes.

A. 88 Double Happiness LLC
626 D Street, Anchorage
Transfer of ownership and dba name change
From: Bernard I Souphanavong dba The Bungalow Lounge

Local governing body action: pending Municipality of Anchorage
Pending: Department of Labor
Approved: Department of Revenue
Background investigations: pending

1. #3781 Bernie’s Bungalow Lounge
   License: Beverage Dispensary

2. #4425 Bernie’s Bungalow Lounge
   License: Beverage Dispensary – Duplicate
3. #5731 Bernie's Bungalow Lounge  
   License: Beverage Dispensary – Duplicate

4. #5732 Bernie’s Bungalow Lounge  
   License: Beverage Dispensary - Duplicate

B. RNDC Alaska, LLC  
   Transfer of ownership and dba name change  
   From White Mountain Beverage LLC dba K & L Distributors Alaska  
   Approved: Department of Labor, Department of Revenue  
   Background investigations: completed

   1. 5495 RNDC Alaska  
      8420 Airport Boulevard, Suite 201, Juneau  
      License: Wholesale – Malt Beverage & Wine  
      Local governing body action: pending City and Borough of Juneau

   2. 5886 RNDC Alaska  
      6307 Arctic Spur Road, Anchorage  
      License: Wholesale – General  
      Local governing body action: pending Municipality of Anchorage

   3. 5887 RNDC Alaska  
      945 Elizabeth Street, Fairbanks  
      License: Wholesale – General  
      Local governing body action: pending City of Fairbanks, Fairbanks North Star Borough

C. Holiday Alaska, LLC  
   License: Package Store  
   Transfer of ownership, location and dba name change  
   From: Sam’s West Inc. dba Sam’s Club #6602  
   Approved: Department of Revenue, Department of Labor  
   Background investigations: complete

   1. 2386 NO DBA  
      No Premises, Anchorage  
      Previously located at 1074 North Muldoon Road, Anchorage  
      Local governing body action: pending Municipality of Anchorage

   2. 3282 NO DBA  
      No Premises, Fairbanks  
      Previously located at 48 College Road, Fairbanks  
      Local governing body action: pending City of Fairbanks, Fairbanks North Star Borough

D. Cape Fox Lodge, LLC  
   Approved: Department of Environmental Conservation  
   Background investigations: complete

   1. 4142 Sweet Mermaids
340 Front Street, Ketchikan  
License: Restaurant/Eating Place  
From: No DBA at No Premises

**Transfer of location and dba name change**  
Local governing body action: pending City of Ketchikan, Ketchikan Gateway Borough  
Approved: Department of Environmental Conservation

2. **6033 The Whistle Stop**  
7139 North Tongass Highway, Ketchikan  
License: Restaurant/Eating Place

**New license application**  
Local governing body action: pending Ketchikan Gateway Borough  
Approved: Department of Environmental Conservation  
Pending: State Fire Marshal

E. **Northern Hospitality Group Inc.**  
Background investigations: complete

1. **6034 49th State Brewing @ The Rail**  
721 Depot Drive Suite #50, Anchorage  
License: Restaurant/Eating Place

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

2. **6035 49th State Spirits and Gifts @ The Rail**  
721 Depot Drive Suite #50, Anchorage  
License: Package Store

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

F. **Princess Cruise Lines, Ltd.**  
Alaskan Waters  
License: Common Carrie – Seasonal  
Background investigations: pending

1. **4701 Discovery Princess**  
Transfer of location and dba name change  
From: Emerald Princess (Vessel)

2. **6032 Crown Princess**  
New license application

G. **671 49th State Brewing Company:** Denali Visions 3000 Corporation  
Mile 248.4 Parks Highway, Denali National Park  
License: Beverage Dispensary
From: Jason Motyka 50% and David McCarthy 50%
To: Jason Motyka 30% and David McCarthy 70%

**Transfer of controlling interest**
Local governing body action: pending Denali Borough
Pending: Department of Labor Workers
Approved: Department of Revenue
Creditors Affidavit: pending
Background investigations: complete

**H. 1090 Yes International Bistro: Birchtree, LLC**
3801 Debarr Road, Anchorage
**License: Beverage Dispensary**
From: Black Angus Steakhouses, LLC dba Cattle Company Steakhouse located at No Premises

**Transfer of ownership, location and dba name change**
Local governing body action: pending Municipality of Anchorage
Approved: Department of Revenue, Department of Labor
Background investigations: complete

**I. 1130 Flamingo Lounge: Flamingo Cocktail Lounge LLC**
208 4th Avenue, Seward
**License: Beverage Dispensary**
From: Thorn’s Showcase Lounge LLC dba Thorn’s Showcase Lounge

**Transfer of ownership and dba name change**
Local governing body action: pending City of Seward, Kenai Peninsula Borough
Approved: Department of Labor, Department of Revenue
Background investigations: complete

**J. 1244 The Broken Blender: Our Bar, LLC**
535 West 3rd Avenue, Anchorage
**License: Beverage Dispensary**
From: Matanuska Brewing Downtown, LLC

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

**K. 2267 The Pizza Studio: TPS Alaska, LLC**
No Premises, Anchorage
**License: Beverage Dispensary**
From: 1254 Muldoon Road Unit B

**Transfer of location**
Local governing body action: pending Municipality of Anchorage
Background investigations: complete
L. **2729 Frontier Country Store**: Frontier Country Stores LLC  
Mile 116.5 Richardson Highway, Glennallen  
**License**: Package Store  
From: Jeremy Howerton dba The Bush Bottle Bin  

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

M. **3050 All Star**: All Star LLC  
1448 South Cushman Street, Fairbanks  
**License**: Restaurant/Eating Place  
From: Three Star LLC dba Kanpai  

**Transfer of ownership and dba name change**  
Local governing body action: waived protest by City of Fairbanks, pending Fairbanks North Star Borough  
Approved: Department of Revenue, Department of Labor  
Background investigations: complete

N. **3381 Bahn Thai Rama Restaurant**: Somnuk, LLC  
338 Old Steese Highway, Fairbanks  
**License**: Restaurant/Eating Place  
From: C J Hot Pot & Asian Cuisine, Inc. dba Bei Jing Hot Pot Asian Cuisine located at 1694 Airport Way  

**Transfer of ownership, location and dba name change**  
Local governing body action: protest waived by City of Fairbanks and Fairbanks North Star Borough  
Pending: Department of Revenue  
Approved: Department of Environmental Conservation, Department of Labor  
Background investigations: complete

O. **3405 Sushi Garden**: SG Tonn LLC  
1120 East Huffman Road Unit B, Anchorage  
**License**: Restaurant/Eating Place  
From: Michael Lee Tonn  

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

P. **3558 Hightower Pub**: Flight of Stairs LLC  
165 Hightower Road, Girdwood  
**License**: Restaurant/Eating Place  
From: All That’s Silver, LLC  

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

Q. **4395 The Banks Alehouse:** Goethe LLC  
   1243 Old Steese Highway, Fairbanks  
   **License:** Beverage Dispensary  
   From: Tiro Alaska Ltd 60% and ME N.U. LLC 40%  
   To: Tiro Alaska Ltd 50% and ME N.U. LLC 50%  
   **Transfer of controlling interest**  
   Local governing body action: pending City of Fairbanks, Fairbanks North Star Borough  
   Approved: Department of Revenue, Department of Labor  
   Background investigations: complete

R. **4448 Glacier View Grill:** Glacier View Grill, LLC  
   Mile 58.7 McCarthy Road, McCarthy  
   **License:** Restaurant/Eating Place – Seasonal  
   From: Jody Gretzke; Chris Epton; Robert Gretzke  
   **Transfer of ownership**  
   Pending: Department of Labor  
   Approved: Department of Revenue  
   Background investigations: complete

S. **4605 Justa Store:** George Rasmussen  
   446 Old Chena Pump Road, Fairbanks  
   **License:** Package Store  
   From: Michael Rasmussen  
   **Transfer of ownership**  
   Local governing body action: pending Fairbanks North Star Borough  
   Pending: Department of Labor  
   Approved: Department of Revenue  
   Background investigations: complete

T. **4614 O'Brady's Burgers & Brew:** O’Sara’s LLC  
   1501 Huffman Road, Suite 190, Anchorage  
   **License:** Beverage Dispensary  
   From: Maurice B. MacDonald Jr.  
   **Transfer of ownership**  
   Local governing body action: pending Municipality of Anchorage  
   Approved: Department of Revenue, Department of Labor  
   Background investigations: complete

U. **4779 Crush:** Grape Brothers, LLC  
   11124 Old Seward Highway, Suite 100, Anchorage  
   **License:** Package Store
Transfer of location
Local governing body action: pending Municipality of Anchorage
Background investigations: complete

V. 4938 Prospectors Historic Pizzeria & Ale House: Denali Hospitality Group, Inc.
Mile 238.9 Parks Highway, Denali National Park
License: Restaurant/Eating Place – Seasonal
From: Jason Motyka 50% and David McCarthy 50%
To: Jason Motyka 30% and David McCarthy 70%
Transfer of controlling interest
Local governing body action: pending Denali Borough
Approved: Department of Revenue
Pending: Department of Labor
Background investigations: complete

W. 5297 The Overlook: Latitude 63 North, Inc.
Mile 238.6 Parks Highway, Denali National Park
License: Beverage Dispensary – Seasonal
From: Jason Motyka 50% and David McCarthy 50%
To: Jason Motyka 30% and David McCarthy 70%
Transfer of controlling interest
Local governing body action: pending Denali Borough
Approved: Department of Revenue
Pending: Department of Labor
Background investigations: complete

X. 5991 Norwegian Encore: NCL (Bahamas) Ltd
Alaskan Waters
License: Common Carrier-Seasonal
New license application
Background investigations: pending

Y. 6000 Iditarod Trail Roadhouse: Iditarod Trail Roadhouse LLC
252 Mcguires Drive, McGrath
License: Restaurant/Eating Place
New license application
Local governing body action: pending City of McGrath
Approved: Department of Environmental Conservation, State Fire Marshal
Background investigations: complete

Z. 6021 M/V Skana: Seward Wildlife Cruises, LLC
Alaskan Waters
License: Common Carrier
New license application
Pending: Coast Guard Certificate of Inspection
Background investigations: complete

AA. 6023 Katmai Lodge Alaska: R.J.F. Enterprises, Inc.
River Mile 23, Alagnak River
License: Outdoor Recreation Lodge – Seasonal

New license application
Local governing body action: pending Lake and Peninsula Borough
Approved: Department of Environmental Conservation, State Fire Marshal
Background investigations: complete

BB. 6025 Sadie Romo’s Restaurant: Sadie Romos Restaurant, LLC
194 Hightower Road, Girdwood
License: Restaurant/Eating Place

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

CC. 6027 UnCommon Pizza: UCP49, LLC
401 Chief Eddie Hoffman Highway, Bethel
License: Restaurant/Eating Place

New license application
Local governing body action: pending City of Bethel
Pending: State Fire Marshal
Approved: Department of Environmental Conservation
Background investigations: complete

DD. 6029 Feather and Flour: Feather and Flour LLC
927 South Cobb Street, Palmer
License: Restaurant/Eating Place

New license application
Local governing body action: waived protest by City of Palmer, pending Matanuska-Susitna Borough
Pending: State Fire Marshal
Approved: Department of Environmental Conservation
Background investigations: complete

EE. 6036 Seward KOA: Exit Glacier RV Park LLC
31702 Herman Leirer Road, Seward
License: Restaurant/Eating Place – Seasonal

New license application
Local governing body action: pending Kenai Peninsula Borough
Pending: Department of Environmental Conservation, State Fire Marshal
**Background investigations: complete**

**FF. 6038 Jimmie Jack's Alaska SeaScape Lodge:** Jimmie Jack’s Lodge LLC  
37025 Kalifornsky Beach Road, Kenai  
**License:** Outdoor Recreation Lodge – Seasonal  

*New license application*  
Local governing body action: pending Kenai Peninsula Borough  
Pending: State Fire Marshal  
Approved: Department of Environmental Conservation  
Background investigations: complete

**GG. 6039 Jack and Aiva's Restaurant:** John Joel Kennedy  
257 Main Street, Seldovia  
**License:** Restaurant/Eating Place  

*New license application*  
Local governing body action: pending City of Seldovia, Kenai Peninsula Borough  
Pending: State Fire Marshal, Department of Environmental Conservation  
Background investigations: complete

**HH. 6042 Deep Creek Fishing Club:** Deep Creek Fishing, Inc.  
67480 Halibut Road, Ninilchik  
**License:** Outdoor Recreation Lodge – Seasonal  

*New license application*  
Local governing body action: pending Kenai Peninsula Borough  
Pending: State Fire Marshal  
Approved: Department of Environmental Conservation  
Background investigations: complete

**II. 6045 Hanseatic Inspiration:** sea chefs Cruises Worldwide GmBH (Limited)  
Alaskan Waters  
**License:** Common Carrier – Seasonal  

*New license application*  
Pending: Coast Guard Safety Inspection Certification  
Background investigations: pending

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**CONSENT AGENDA – NEW & TRANSFER APPLICATIONS**

10:49 am: *Dave K. motions to approve the applications listed in Tab 11. Diane T. seconds. None opposed, motion passes.*

**A. Point Baker Trading Post, Inc.**  
Lot 40 Point Baker (Float)  
**Transfers of controlling interest**  
From: Herbert Hoyt 50% and Judith Wright 50%
To: Judith Wright 75%
Approved: Department of Revenue, Department of Labor
Background investigations: complete

1. 899 Point Baker Trading Post
   License: Beverage Dispensary – Seasonal

2. 900 Point Baker Trading Post
   License: Package Store

B. Holland America Line N.V., LLC
   Alaska Waters
   License: Common Carrier – Seasonal
   New License Applications
   Background investigations: complete

   1. 6030 ms Eurodam
   2. 6031 ms Zuiderdam

C. 6024 Bush Pilots’ Lounge: Rainy Island Group LLC
   1245 Tongass Avenue, Ketchikan
   License: Restaurant/Eating Place
   New license application
   Local governing body action: waived protest by City of Ketchikan and Ketchikan Gateway Borough
   Approved: Department of Environmental Conservation
   Background investigations: complete

D. 6028 Golden Era Aviation: Bush Air Cargo, Inc.
   Alaskan Skies
   License: Common Carrier – Seasonal
   New license application
   Background investigations: complete

● SECURITY INTEREST TRANSFERS & INVOLUNTARY TRANSFERS – NEW & TRANSFER APPLICATIONS

10:51 am: Diane T. motions to approve the transfer of 4838 with delegation. Jan H. seconds. None opposed, motion passes.

A. 4838 Sled Dog Liquor and Grocery: Denali USA Made, LLC
   Mile 238.4 Parks Highway, Denali National Park
   License: Package Store – Seasonal
   From: Sled Dog Liquor, Inc. dba Sled Dog Liquor
   Local governing body action: protest waived by Denali Borough
   Approved: Department of Revenue, Department of Labor
PUBLIC CONVENIENCE/PETITION – NEW & TRANSFER APPLICATIONS

10:53 am: Dana W. reads Tabs 13 through 17 into the record. Dave K. motions to approve Tabs 13 through 17 with delegation. Doug M. seconds. None opposed, motion passes.

A. 5999 Oceanfront Cafe: Oceanfront Cafe LLC
Lot 9 Whittier Triangle, Whittier
Restaurant/Eating Place – Public Convenience-Seasonal

New license application
Pending: State Fire Marshal
Approved: Department of Environmental Conservation
Background investigations: complete

B. 6014 Waterfall Resort AK.: Ketchikan Hotel Owner, LLC
55°17’48.19” N by 133°14’38.49” W (West Coast Prince of Wales Island)
Outdoor Recreation Lodge – Seasonal

New license application
Pending: State Fire Marshal
Approved: Department of Environmental Conservation
Background investigations: complete

C. 6020 Steamboat Bay Fishing Club AK.: Harp Steamboat Tenant, LLC
Steamboat Bay, Noyes Island
Outdoor Recreation Lodge – Seasonal

New license application
Pending: State Fire Marshal
Approved: Department of Environmental Conservation
Background investigations: complete

D. 6026 The Lodge at Babe Islands: Alaska Island Adventures, LLC
55 11’ 55.33” N by 132 7’ 43.07” W (Cholmondeley Sound)
Outdoor Recreation Lodge – Seasonal

New license application
Approved: Department of Environmental Conservation, State Fire Marshal
Background investigations: complete

E. 6040 Homeslice Pizza: Voglco LLC
4246 Homer Spit Road #4, Homer
Restaurant/Eating Place – Public Convenience Seasonal

New license application
Local governing body action: pending City of Homer, Kenai Peninsula Borough
Pending: Department of Environmental Conservation
Approved: State Fire Marshal
Background investigations: complete

● RECREATIONAL SITE – NEW & TRANSFER APPLICATIONS

10:55 am: Dave K. motions to approve the new license 6022 with delegation. Jan H. seconds. None opposed, motion passes.

A. 6022 Trail Breaker Kennel: Trail Breaker Kennel, LLC
5880 Airport Industrial Road, Fairbanks
License: Recreational Site – Seasonal

New license application
Local governing body action: pending Fairbanks North Star Borough
Pending: Department of Environmental Conservation, State Fire Marshal
Background investigations: complete

● TOURISM – NEW & TRANSFER APPLICATIONS

10:56 am: Dana W. reads Tabs 19 through 26 into the record. Doug M. motions to approve Tabs 19 through 26 with delegation. Dave K. seconds. None opposed, motion passes.

A. JL Denali Hotels, LLC
Background investigations: complete

1. 4280 Denali Bluffs Hotel – Mountaineer Grill & Bar
Mile 238.2 Parks Highway, Denali
License: Beverage Dispensary – Tourism Seasonal
From: Grande Denali LLC

Transfer of ownership
Local governing body action: pending Denali Borough
Pending: Department of Labor
Approved: Department of Revenue

2. 4099 Grande Denali Hotel – Alpenglow Restaurant
Mile 238.4 Parks Highway, Denali
License: Beverage Dispensary – Tourism Seasonal
From: Grande Denali LLC

Transfer of ownership
Local governing body action: pending Denali Borough
Pending: Department of Labor
Approved: Department of Revenue

3. 6044 Denali Bluffs Hotel – Perky Moose Café

TAB 18
TAB 19
TAB 20
TAB 21
Mile 238.2 Parks Highway, Denali
License: Beverage Dispensary – Tourism Seasonal
From: Grande Denali LLC

**New license application**
Local governing body action: pending Denali Borough
Pending: State Fire Marshal, Department of Environmental Conservation

**B. 3375 Chop House at Lake Lucille:** LL Restaurant, LLC
1300 West Lake Lucille Drive, Wasilla
License: Beverage Dispensary – Tourism
From: Aurora Lodging Management Inc (BWLLI) dba Best Western Lake Lucille Inn and Lakeview Lounge

**Transfer of ownership and dba name change**
Local governing body action: pending City of Wasilla, Matanuska Susitna Borough
Pending: Department of Labor
Approved: Department of Revenue
Background investigations: pending

**C. 3461 Stricky’s Bar and Grill:** Stricky Unlimited, LLC
Valdez Airport Terminal, Valdez
License: Beverage Dispensary – Tourism
From: The Landing Lights, LLC dba Puddle Jumpers Saloon

**Transfer of ownership and dba name change**
Local governing body action: pending City of Valdez
Pending: Department of Labor, Department of Revenue
Background investigations: complete

**D. 6010 Aviator:** Alaska Hotel Group 239 W 4th Avenue LP
239 West 4th Avenue, Anchorage
License: Beverage Dispensary – Tourism Duplicate

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

**E. 6013 Humpy’s Great Alaskan Alehouse:** Host Chen ANC FB LLC
Ted Stevens Anchorage International Airport, Suite C2208, Anchorage
License: Beverage Dispensary – Tourism Duplicate

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

**F. 6037 Eagles Nest:** Cape Fox Lodge, LLC
800 Venetia Way, Ketchikan
License: Beverage Dispensary – Tourism Duplicate
New license application
Local governing body action: waived protest by City of Ketchikan and Ketchikan Gateway Borough
Approved: Department of Environmental Conservation, State Fire Marshal
Background investigations: complete

● DELEGATED CONSENT AGENDA – RENEWAL APPLICATION

TAB 27

10:59 am: Dana W. has a financial interest and will abstain from voting and passes the gavel to Diane T. Doug M. motions to approve the renewal of 5595 with delegation. Dave K. seconds. None opposed, motion passes 4-0. The gavel is passed back to Dana W.

A. 5595 King Street Brewing Company: King Street Brewing LLC
9050 King Street, Anchorage
License: Brewery

● DELEGATED CONSENT AGENDA – RENEWAL APPLICATIONS

TAB 28

11:01 am: Dave K. motions to approve all license renewals in Tab 28 with delegation. Diane T. seconds. None opposed, motion passes.

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<th>License #</th>
<th>DBA</th>
<th>License Type</th>
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<td>Columbia, M/V</td>
<td>Common Carrier</td>
<td>Alaskan Waters</td>
<td>Other (Common Carrier)</td>
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<td>Alaskan Waters</td>
<td>Other (Common Carrier)</td>
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<td>Common Carrier</td>
<td>Alaskan Waters</td>
<td>Other (Common Carrier)</td>
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<td>Alaskan Liquor Store</td>
<td>Package Store</td>
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<td>Haines, City &amp; Borough</td>
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<td>48</td>
<td>Alpine Inn</td>
<td>Beverage Dispensary</td>
<td>Outside City Limits</td>
<td>Matanuska-Susitna Borough</td>
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<tr>
<td>49</td>
<td>Alpine Inn</td>
<td>Package Store</td>
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<td>American Legion Post #11</td>
<td>Club</td>
<td>Fairbanks</td>
<td>Fairbanks North Star Borough</td>
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<td>Hot Springs Gas</td>
<td>Package Store</td>
<td>Outside City Limits</td>
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ABC Board Meeting Agenda: April 12, 2022
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<td>Alaskan Skies</td>
<td>Other (Common Carrier)</td>
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</table>
### REINSTATEMENT REQUEST AND RENEWAL APPLICATIONS

**A. 903 Hanson’s Trading Co.: Carr Gottstein Foods Co.**

415 Bering Street, Nome  
License: Package Store

11:05 am: John Handeland, mayor for the City of Nome and Glenn Steckman, City Manager, are present in person and states the licensee was operating just this morning. Carrie C. explains the process of notifying the licensee regarding the expiration of their license and states she will notify the local governing bodies during the next renewal cycle.

Jill McLeod, counsel for Carr Gottstein Foods Co. is present on Zoom and helps to prompt Ms. Craig’s memory regarding this specific incident. A temporary extension letter was issued to those licensees who have submitted their renewal application and paid the fees before the deadline. These extension letters were not addressed to each licensee which caused confusion for the larger companies with multiple licenses. They received the letter and assumed all of their licenses were covered. Director Klinkhart and Ms. Craig made the decision to allow this license to continue to operate the license.

There is further discussion between the board, Mayor Handeland and Glenn Steckman regarding the alcohol crisis in their city. Ms. Craig suggests adding an extra day in Nome for the June 2022 ABC meeting to hold a public hearing regarding their concerns. The board agrees. Dana W. explains the board will reinstate and approve the renewal with delegation. The City of Nome may still protest and if they do, the renewal will come back to the board at the following meeting.

_Dave K. motions to reinstate and approve the renewal for license 903 with delegation. Jan H. seconds. None opposed, motion passes._

**B. 1811 Lil’ Babes Bar & Grill: Family Restaurants, Inc.**

3515 Mountain View Drive, Anchorage  
License: Beverage Dispensary

11:19 am: Dana W. summarizes the licensee’s request. The licensee is not present. **Diane T. motions to reinstate and approve the renewal for license 1811 with delegation. Doug M. seconds. None opposed, motion passes.**

**C. 4349 Rockwell: Fishbone, LLC**

117 South Franklin Street, Juneau  
License: Beverage Dispensary
11:22 am: Ms. Percy, licensee is present on Zoom, and states they are not currently operating and did not change location. Only the mailing addresses changed. **Dave K. motions to reinstate and approve the renewal for license 4349 with delegation. Doug M. seconds. None opposed, motion passes.**

D. **5613 Alaskan Spirits Distillery:** Alaskan Spirits LLC
7605 King Street #B, Anchorage
License: Distillery

11:25 am: The licensee is not present. **Doug M. motions to reinstate and approve the renewal for license 5613 with delegation. Diane T. seconds. None opposed, motion passes.**

● **RENEWAL APPLICATIONS WITH 2020 AND 2021 NOTICES OF VIOLATION**

A. **1450 Milano’s Pizzaria:** Milano’s Pizzaria, Inc.
110 Front Street, Old Federal Building #102, Nome
License: Restaurant/Eating Place

9/10/2021 – Lack of current alcohol server education on site.

11:28 am: The licensee is not present. **Diane T. motions to approve the renewal for license 1450 with delegation. Jan H. seconds. None opposed, motion passes.**

B. **3174 Harbor Grill:** Don Jose’s, LLC
4262 Homer Spit Road, Homer
License: Beverage Dispensary

6/22/2021 – Lack of current alcohol server education card on site and alcohol license was not posted on the premises.

11:30 am: The licensee is not present. **Doug M. motions to approve the renewal for license 3174 with delegation. Diane T. seconds. None opposed, motion passes.**

C. **3263 Chair 5 Restaurant:** Tutti Pazzi, Inc.
171 Linblad Avenue, Girdwood
License: Beverage Dispensary

6/28/2021 – Lack of current alcohol server education card on site and responsibility of licensees, agents and employees.

11:32 am: The licensee is not present. **Dave K. motions to approve the renewal for license 3263 with delegation. Diane T. seconds. None opposed, motion passes.**

● **TOURISM RENEWAL APPLICATIONS WITH 2020 AND 2021 NOTICES OF VIOLATION**
A. **5455 Sushi on the Fly: JSJ Group, LLC**
   500 West International Airport Road C2786, Anchorage
   License: Beverage Dispensary – Tourism 04.11.400(d)


   *11:36 am: Jan H. motions to approve the renewal for license 5455 with delegation. Diane T. seconds. None opposed, motion passes.*

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**TOURISM RENEWAL APPLICATIONS**

*11:36 am: Dana W. reads Tabs 37 through 78 into the record. Diane T. motions to approve the renewals for Tabs 37 through 78 with delegation. Dave K. seconds. None opposed, motion passes.*

A. **Unisea, Inc.**
   License: Beverage Dispensary – Tourism 04.11.400(d) & Tourism Duplicate

   1. **1185 Harbor View Bar & Grill**
      TAB 37
      188 Gilman, Unalaska

   2. **3290 Grand Aleutian Hotel**
      TAB 38
      498 Salmon Way, Unalaska

   3. **3301 Grand Aleutian Hotel – Chart Room**
      TAB 39
      498 Salmon Way, Unalaska

B. **Alyeska Resort Operations Limited Partnership**
   License: Beverage Dispensary – Tourism 04.11.400(d) & Tourism Duplicate

   1. **3445 Hotel Alyeska**
      TAB 40
      1000 Arlberg Avenue, Girdwood

   2. **3446 Seven Glaciers Lounge**
      TAB 41
      1000 Arlberg Avenue, Girdwood

   3. **3447 Sitzmark Bar & Grill**
      TAB 42
      1000 Olympic Mountain Loop, Girdwood

   4. **5466 Bore Tide Deli**
      TAB 43
      1000 Arlberg Avenue, Girdwood

C. **Westmark Hotels, Inc.**
   License: Beverage Dispensary – Tourism Seasonal 04.11.400(d) & Tourism Duplicate Seasonal
1. 591 Westmark Inn Skagway
   3rd & Spring Street, Skagway

2. 5164 Westmark Inn Skagway – The Chilkoot Room
   3rd & Spring Street, Skagway

3. 5457 McKinley Chalet Resort – Karstens Public House
   Mile 238.9 Parks Highway, Denali

D. Alaska Hotel Properties, LLC
   License: Beverage Dispensary – Tourism 04.11.400(d), Tourism Duplicate, Tourism Seasonal

1. 2633 Lynx Creek Pizza/Denali Princess Lodge
   Mile 238.5 George Parks Highway, Denali

2. 3002 Eagle Crest Dining Room & Lounge
   17245 Frontier Circle Complex 1, Kenai

3. 3316 Fairbanks Princess Riverside Lodge
   4477 Pikes Landing Road, Fairbanks

4. 3320 Fairbanks Princess Riverside Lodge
   4477 Pikes Landing Road, Fairbanks

5. 3660 King Salmon Restaurant/Denali Princess Lodge
   Mile 238.5 George Parks Highway, Denali

6. 4206 Copper River Princess Wilderness Lodge
   102 Richardson Highway, Copper Center

7. 4592 Denali Princess Wilderness Lodge Rapids
   238.5 Parks Highway, Denali

8. 4593 Mt. McKinley Princess Wilderness Lodge 20,320 Alaskan Bar & Grill
   133 Parks Highway, Denali

9. 4972 Mt. McKinley Princess – The Hangar
   133 Parks Highway, Denali

10. 5258 Mt. McKinley Princess Wilderness Lodge – The Snack Cache
    133 Parks Highway, Denali

E. 177 Breeze Inn: Juris Mindenbergs
    1311 4th Avenue, Seward
    License: Beverage Dispensary – Tourism 04.11.400(d)
F.  **555 Inlet View Restaurant & Bar:** Inlet View Restaurant & Bar, Inc.
   15630 Sterling Highway, Ninilchik
   License: Beverage Dispensary – Tourism Seasonal 04.11.400(d)

G.  **600 Chart Room:** Island Hotels, LLC
    236 West Rezanof Drive, Kodiak
    License: Beverage Dispensary – Tourism 04.11.400(d)

H.  **1096 Sunrise Inn:** Sunrise Holdings, LLC
    21849 Sterling Highway, Cooper Landing
    License: Beverage Dispensary – Tourism 04.11.400(d)

I.  **1400 Anchor Inn:** Chou Joe & YenWen Anne Shen
    Lot 2 Block 1, Whittier
    License: Beverage Dispensary – Tourism 04.11.400(d)

J.  **1758 Last Hook Off:** King Cove Corporation
    NHN Windy Walkway, King Cove
    License: Beverage Dispensary – Tourism 04.11.400(d)

K.  **2993 The Upper Deck:** Upper Deck, LLC
    305 North Willow Street, Kenai
    License: Beverage Dispensary – Tourism 04.11.400(d)

L.  **3113 Trail Lake Lodge:** Trail Lake Lodge Corp
    33654 Depot Road, Moose Pass
    License: Beverage Dispensary – Tourism 04.11.400(d)

M.  **3849 Rivers Edge Resort & Chena’s Alaskan Grill:** River’s Edge Hotels, LLC
    4200 Boat Street, Fairbanks
    License: Beverage Dispensary – Tourism 04.11.400(d)

N.  **3945 Anchorage Marriott Hotel:** Columbia Properties Anchorage Limited Partnership
    820 West 7th Avenue, Anchorage
    License: Beverage Dispensary – Tourism 04.11.400(d)

O.  **3999 Alaska Steakhouse & Motel:** Juice Inc.
    Mile 265 Richardson Highway, Delta Junction
    License: Beverage Dispensary – Tourism 04.11.400(d)

P.  **4236 Hilton Garden Inn Anchorage:** CP Anchorage 4 LLC
    4555 Union Square Drive, Anchorage
License: Beverage Dispensary – Tourism 04.11.400(d)

Q. 4354 Homewood Suites Anchorage: CP Anchorage 5 LLC
   101 West 48th Avenue, Anchorage
   License: Beverage Dispensary – Tourism 04.11.400(d)  TAB 69

R. 4555 Main Street Tap & Grill: MITAK LLC
   10800 Kenai Spur Highway, Kenai
   License: Beverage Dispensary – Tourism 04.11.400(d)  TAB 70

S. 4556 Gilpatrick’s Hotel Chitina: Gilpatrick’s Hotel Chitina, Inc.
   Corner of Fairbanks & Main Street, Chitina
   License: Beverage Dispensary – Tourism 04.11.400(d)  TAB 71

T. 4618 Stikine Inn: North Star Ventures LLC
   107 Stikine Avenue, Wrangell
   License: Beverage Dispensary – Tourism 04.11.400(d)  TAB 72

U. 4798 The Lodge at Black Rapids: The Black Rapids Lodge, LLC
   227.4 Richardson Highway, Delta Junction
   License: Restaurant/Eating Place – AS 04.11.400(e)  TAB 73

V. 4966 Salmon Falls Lodge: SF Alaska, LP
   16707 North Tongass Highway
   License: Beverage Dispensary – Tourism Seasonal 04.11.400(d)  TAB 74

W. 5131 Silver Gulch Brewing & Bottling: Silver Gulch Brewing & Bottling, Inc.
   500 West International Airport Road, S Terminal Concourse C, Anchorage
   License: Beverage Dispensary – Tourism 04.11.400(d)  TAB 75

X. 5470 Cantwell Lodge and Longhorn Saloon: Long Horn Liquor, Inc.
   Mile 136 Denali Highway, Cantwell
   License: Beverage Dispensary – Tourism 04.11.400(d)  TAB 76

Y. 5707 Alaska Lounge: ASA Beverages LLC
   5000 International Airport Road, Ste. C3381, Anchorage
   License: Beverage Dispensary – Tourism 04.11.400(d)  TAB 77

Z. 5917 Residence Inn by Marriott Anchorage Midtown: JL 35th Avenue Hotel, LLC
   1025 East 35th Avenue, Anchorage
   License: Beverage Dispensary – Tourism 04.11.400(d)  TAB 78
**RECREATIONAL SITE RENEWAL APPLICATIONS**

11:43 am: Doug M. motions to approve tabs 79 through 81 with delegation. Dave K. seconds. None opposed, motion passes.

A. 3968 Blue Line Pub and Café: O’Malley Ice and Sports Center, LLC  
   11111 O’Malley Centre Drive, Anchorage  
   License: Recreation Site 04.11.210(d)  
   [TAB 79]

B. 4567 Liarsville: Alaska Travel Adventures Inc.  
   Mile 1 Liarsville Road, Skagway  
   License: Recreational Site Grandfathered AS 04.11.210(d)  
   [TAB 80]

C. 5328 Alaska Airlines Center: NANA Management Services, LLC  
   3550 Providence Drive, Anchorage  
   License: Recreational Site AS 04.11.210(d)  
   [TAB 81]

**BOARD CONSIDERATION**

A. Time extension and continued operations request from the personal representative.

1. 465 The Vallata Inc.: Vallata Inc.  
   2190 Goldstream Road, Fairbanks  
   Beverage Dispensary  
   [TAB 82]

11:45 am: Dana W. summarizes the memo. Sherman Ernouf is present on Zoom, counsel for the personal representative of the estate and asks for a six-month extension to file a transfer. Doug M. motions to approve a six-month extension. Jan H. seconds. None opposed, motion passes.

2. 3925 Boon Dox Bar: Michael C. Stormont  
   7271 Richardson Highway, Salcha  
   Beverage Dispensary  
   [TAB 83]

11:48 am: Clyde Stormont, personal representative for the estate, is not present. Doug M. motions to approve a 180-day extension. Jan H. seconds. None opposed, motion passes.

11:51 am: Lunch

1:04 pm: Reconvened. All board members and staff are present in person and on Zoom.

B. Consideration of information provided on the AB-08a: Authorization of Records Release and written explanations. Executive Sessions may be possible.

1. 1766 Hatcher Pass Lodge: Hatcher Pass Lodge 1, LLC  
   Mile 17.5 Fishhook-Willow Road, Palmer  
   License: Beverage Dispensary  
   [TAB 84]
From Hatcher Pass Corporation

**Transfer of ownership**
Local governing body action: waived protest by Matanuska-Susitna Borough
Approved: Department of Revenue, Department of Labor
Creditors: pending
Background investigations: completed

1:05 pm: Dana W. summarizes the memo. Sherman Ernouf, counsel for the applicant, is present on Zoom and states his client is waiving the right to attend the meeting which allows the issue to be made public. There are no questions/discussion from the board. **Diane T. motions to approve the transfer application with delegation. Dave K. seconds. None opposed, motion passes.**

2. **2790 Ray’s Waterfront Bar & Grill:** Janaska Corporation
   1316 4th Avenue, Seward
   **License:** Beverage Dispensary – Seasonal
   From: 100% Julius R. Simutis
   To: 50% Anna Nozaki and 50% Janina Simutis

   **Transfer of controlling interest**
Local governing body action: waived protest by City of Seward and Kenai Peninsula Borough Approved: Department of Revenue, Department of Labor
Background investigations: pending

1:10 pm: Dana W. summarizes the memo. Sherman Ernouf, counsel for the applicant, is present on Zoom and his client has agreed to waive right to executive session. **Dave K. motions to approve the transfer application with delegation. Doug M. seconds. None opposed, motion passes.**

3. **5986 Tatliani Restaurant:** Asumaia LLC
   3002 Spenard Road Suite 101, Anchorage
   **License:** Restaurant/Eating Place

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

1:13 pm: Dana W. summarizes the memo. Gene Grey is present on Zoom and summarizes his written statement. He waives his right to executive session. Dana W. reads the letter into the record. The board has questions about his business and background. Dana W. asks if spirits will be served and Mr. Grey states, no. Dana W. points out there is a drink on the proposed menu that is considered a distilled spirit, so Mr. Grey will be aware he cannot offer that particular drink.

   Joan Wilson asks if a minor was involved in the crime and did Mr. Grey meet all probation requirements. Mr. Grey says a minor was involved, they were 15 years old at the time and he was 22. Mr. Grey states he has met all probation requirements. The board points out that in his written explanation, he says he attached the case file however it was not part of the
board packet. They ask staff to work with Mr. Grey in obtaining that additional documentation. **Diane T. motions to table until later in the meeting. Doug M. seconds. None opposed, motion passes.**

2:44 pm: The ABC board reviews the additional documentation. There is a discussion of the options available to the board. **Doug M. motions approve the new license application with delegation with no restrictions. Jan H. seconds. Dave K. is opposed, motion passes 4-1.**

C. **Other**

1. **775 Nome Liquor Store:** The North West Company (International), Inc. **TAB 87**
   303 Front Street, Nome
   Package Store

   City of Nome requests special conditions and public objections for the 2022-23 renewal of license.

   1:38 pm: Sherman Ernouf, counsel for licensee, is present on Zoom. He requests tabling the consideration of this renewal until the June 28, 2022 meeting. Dana W. would like to continue to take testimony. John Handeland, mayor for the City of Nome and Glenn Steckman, City Manager, are present in person to testify. They would like to see uniform conditions on all package store licenses in the city. There is a discussion with the board. **Doug M. motions to table the consideration of the renewal for license 775 to the meeting in Nome in June. Diane T. seconds. None opposed, motion passes.**

2. **5317 Muse:** Muse Restaurant, LLC **TAB 88**
   625 C Street, Anchorage
   License: Restaurant/Eating Place

   Consideration of a new proposal for operations at the museum from the licensee.

   2:24 pm: Sherman Ernouf, counsel for the licensee, is present on Zoom and summarizes the proposal. Chief Hoelscher discusses his inspection and meeting he had with counsel and the licensee in the previous week. Mr. Ernouf will file an AB-34 and asks for an approval with delegation before submitting. **Doug M. motions to approve an amended AB-34 application with delegation. Diane T. seconds. None opposed, motion passes.**

3. **5505 WonJo Tofu House:** CKJ Enterprises LLC **TAB 89**
   515 West Fireweed Lane #B, Anchorage
   Restaurant/Eating Place

   Review 2022-23 renewal application for approval and request to refund $500.00 late fee.

   3:05 pm: Break
   3:17 pm: Reconvened

   3:17 pm: Director Klinkhart summarizes the memo and the licensee’s request. **Diane T. motions to approve the renewal of license 5505 with delegation and approve the refund request. Jan H. seconds. None opposed, motion passes.**
A. **1034 The Aardvark**: Eugena Marie Weinberger-Caruthers & Claude Sherman
   Weinberger-Caruthers
   15328 West Big Lake Lodge Road, Big Lake
   **License: Beverage Dispensary**
   From: 5120 South Big Lake Road, Suites A & B, Big Lake

   **Transfer of location**
   Local governing body action: protest by Matanuska-Susitna Borough
   Pending: Department of Environmental Conservation, State Fire Marshal
   Background investigations: complete

   The Matanuska-Susitna Borough protested due to non-payment of the referral review fee ($100.00) and the need for a Conditional Use Permit. At the January 18, 2022 meeting, the licensee was present and stated that the fee would be paid in the following few weeks. Additionally, the licensee stated they had not had their public hearing with the Borough.

   **Update:** As of March 30, 2022, AMCO has not received a lifted protest from the Borough.

   3:20 pm: Dana W. summarizes the memo. Carrie Craig provides an update. There has been no communication from the licensee since the January meeting. **Dave K. motions to uphold the protest with a 180-day abeyance. Doug M. seconds. None opposed, motion passes.**

B. **3807 Odd Man Rush Brewing**: Odd Man Rush Brewing, LLC
   10930 Mausel Street A-1, Eagle River
   **License: Beverage Dispensary**
   From: King Dimond Inc dba La Mex- Dimond located at 8330 King Street, Anchorage

   **Transfer of ownership and location with a dba name change**
   Local governing body action: protest by Municipality of Anchorage
   Approved: Department of Labor, Department of Revenue
   Background investigations: complete

   The Municipality of Anchorage protested pending special land use permit approved by the Assembly. This transfer was tabled at the January 18, 2022 meeting.

   **Update:** The protest was lifted on January 27, 2022 and staff effectuated the transfer on February 7, 2022. No action by the board is required.

C. **5191 Noodle World Alaska**: Yuk’s, LLC
   2844 East Tudor Road Unit A, Anchorage
   **License: Restaurant/Eating Place**

   **Renewal 2021-2022**
The protest hearing was tabled at the November 2, 2021 meeting. The Municipality of Anchorage protested pending certification from the Anchorage Fire Department. At the January 18, 2022 meeting the licensee was not present and staff stated they had not received a notice of the protest being lifted from the Municipality and the protest hearing was tabled once again.

**Update: As of March 30, 2022, AMCO has not received a lifted protest from the Municipality.**

3:25 pm: Dana W. summarizes the memo. **Dave K. motions to uphold the protest with a 180-day abeyance. Diane T. seconds.** The licensee is not present. **None opposed, motion passes.**

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**D. 5971 Hive Mind Meadery:** Hive Mind Meadery, LLC  
600 West 58th Avenue Suite A, Anchorage  
License: Winery

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

The protest hearing was tabled at the November 2, 2021 meeting. The Municipality of Anchorage protested pending approval of special land use permit by the Assembly and certification from the Anchorage Fire Department. At the January 18, 2022 meeting Tristan Bellotti, the licensee, was present and said they were waiting on construction to finish, possibly in the next two months. The board tabled the protest hearing once again.

**Update: As of March 30, 2022, AMCO has not received a lifted protest from the Municipality.**

3:27 pm: Tristan Bellotti, licensee, is present on Zoom and says construction is a few weeks out to be completed and today they received the special land use permit. **Dave K. motions to uphold the protest with a 180-day abeyance. Diane T. seconds.** None opposed, motion passes.

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**E. 5994 Aviator:** Alaska Hotel Group, 239 W. 4th Avenue, Limited Partnership  
239 West 4th Avenue, Anchorage  
License: Beverage Dispensary - Tourism

New license application  
Local governing body action: protest by Municipality of Anchorage  
Background investigations: completed

The Municipality of Anchorage protested pending conditional use permit approved by the Assembly and certification from the Anchorage Fire Department. At the January 18, 2022 meeting Sherman Ernouf, counsel for the licensee, was present. The board tabled the protest hearing.

**Update: As of March 30, 2022, AMCO has not received a lifted protest from the Municipality.**

3:29 pm: Dana W. summarizes the memo. Sherman Ernouf, counsel for the licensee, is present on Zoom. Carrie Craig states the Municipality of Anchorage lifted the protest on April 11, 2022 and no action is required by the board.
OBJECTIONS

A. **5572 Sushi & Sushi Restaurant**: Chun LLC  
   639 West International Airport Road #1A, Anchorage  
   **License**: Restaurant/Eating Place  
   From: Tozai, LLC dba Tozai Ramen

   **Transfer of ownership and dba name change**  
   Local governing body action: protest waived by Municipality of Anchorage  
   Pending: Department of Labor Workers’ Compensation  
   Approved: Department of Revenue  
   Background investigations: pending

   **Department of Labor Employment Security is non-compliant.**

   3:31 pm: Dana W. summarizes the memo. Carrie Craig states the Department of Labor Employment Security notified AMCO staff on April 7, 2022 that the applicant is compliant. Staff asks that board approve with delegation. Doug M. motions to approve the transfer application with delegation. Diane T. seconds. None opposed, motion passes.

PROTESTS

A. **LED Ultra Lounge & Grill, LLC**  
   420 West 3rd Avenue, Anchorage  
   **License**: Beverage Dispensary & Beverage Dispensary – Duplicate  
   **Transfer of ownership, location and dba name change**  
   From: Robert Alexander located at 907 West 6th Avenue

   Local governing body action: protested by the Municipality of Anchorage  
   Approved: Department of Labor, Department of Revenue  
   Background investigations: complete

   **Protest**: Municipality of Anchorage 3/19/22 Anchorage School District protests the new location is within 200 feet of their Step Up academic program for disadvantaged students.

   **Creditor’s Objections**: Trina Johnson, who has a security interest in #4531, is owed $427,090.84. SBV Leasing, previous landlord, is owed $322,720.00.

   1. **4531 Tri – Grill, LED Ultra Lounge & Grill**  
      From: dba Tri – Grill

   2. **4551 Tri – Grill, LED Ultra Lounge & Grill**  
      From: dba L.E.D. Ultra Lounge & Grill

   3:32 pm: Robert Alexander, licensee is present in person and provides background information. There is a discussion on separating the motions. The board will discuss the transfer of ownership first. Carrie Craig states if the location doesn’t transfer, Mr. Alexander will need to complete and
submit a transfer to “no premises”. Mr. Alexander provides a history regarding the bingo hall and restaurant (which were separate businesses) to address the objection from Michelle Boutin, attorney for SBV Leasing, LLC. He provides business licenses as proof they are separate businesses. Ms. Boutin is present on Zoom. Sarah Oates, as former AMCO employee and not taking any position on the issue, reads AS 04.11.360(4) into the record. Debt from other entities (even if same owner) may not be considered by the board. Mr. Alexander says he never served alcohol at the south location that Ms. Boutin is referencing. The other creditor, Ms. Johnson, and/or her counsel is not present.

**Doug M. motions to approve the transfer of ownership for licenses 4531 and 4551 with delegation and that delegation includes Trina Johnson’s debt be satisfied.** Jan H. is having some audio issues. There is no second. After further discussion, Diane T. seconds. None opposed, motion passes.

Transfer of location discussion. Mr. Alexander provides a history and discusses his challenges with the Downtown Community Council and Assembly of Anchorage. He speaks about the updated diagram by moving the main entrance. Director Klinkhart speaks about safety concerns that the east door would likely still be considered an entrance/exit and it depends on the fire marshal. Mr. Alexander is confident it can be done and the east door would not be an entrance. He is agreeable to an abeyance period to allow him time to address and solve the door/distance issue.

Sean Halloran, counsel for the Municipality of Anchorage, is present in person. The land use permitting process is not complete and the Municipality continue to protest the transfers until the process is complete. They will be presented at the Assembly meeting this evening, but may not be completed tonight. The Municipality is only protesting to the location transfer. There is a discussion about the distance from the premises doors to the school grounds.

Mandy Honest with the Municipal Clerk’s Office Business License Official, is present on Zoom, and speaks about the multiple special assembly meeting/public hearing that was held last month and an explanation of the city’s protest.

Mr. Halloran states the only definition of “school grounds” for purposes of liquor licenses in Alaska statute is found in criminal code AS 11.71.900(29) which says, “school grounds” means a building, structure, athletic playing field, playground, parking area, or land contained within the real property boundary line of a public or private preschool, elementary, or secondary school. He does not know who owns the parking lot or the degree to which the parking lot is used in relation to the school or if it is considered part of the school grounds. There was public testimony that the school does utilize the lot.

Steve Rader, General Manager for the Hilton is present on Zoom, states he is concerned that Mr. Alexander’s nightclub would negatively impact nearby businesses, public safety and loud noise, crowds at bar break. He states he has discussed his concerns with Mr. Alexander. Mr. Rader has additional concerns if the entrance to the nightclub is moved to the E Street side of the building which would be approximately 75 feet directly across from the Hilton’s main entrance. He states this will create additional challenges that he is not sure there are solutions for.

Doug Farris, representative for the Downtown Community Council is present in person, speaks about the entrances and provides a map with surrounding businesses as well as a short video to show the board about the negative impacts of nightclubs downtown. There is a discussion about
the Municipality’s protests. Mr. Farris states the community council isn’t concerned about what happens inside the club, the problem is the crowds massing outside which Mr. Alexander cannot control no matter how good of an operator he is. He does say the Downtown Community Council would be open to conditions placed on the license, such as limited hours.

Buzz Rohlfing, licensee and property owner downtown for 20+ years, is present in person. He has seen all the troubled bars/nightclubs (Rumrunners, Millennium, Brown Bag, etc.) come and go and all those owners would promise they would work with him (nearby businesses/residents). But there were many late nights (every weekend) of loud noise, possible drug use in vehicles, fights, shootings, police activity, he would request the music gets turned down and was threatened with physical harm. He has had his car damaged the next day after some confrontations. Mr. Alexander is a good guy and operator but was surprised at Mr. Alexander’s statement which was, “When they get outside of the LED club, it’s not my problem.” So, it isn’t his problem, but it’s the problem of the surrounding residents and guests at the nearby hotels (nearly 2,000 people in summer).

Kristin Anderson, resident and property owner downtown, is present on Zoom to testify. She says having a nightclub open from 11pm to 3am seven days a week is not a good fit for the neighborhood. It is a quiet neighborhood with a notably high concentration of hotels, motels air-bnb and residential properties. Many residents do not have air conditioning and sleep with open windows during the warm weather and having potentially hundreds of people coming and going to a club right outside our windows would have real effects on daily life. In addition to likely causing problems for residents, local businesses, convention center attendees, school children and their parents this would negatively impact our existing tourism. It would likely harm the city’s revenue, the 12% bed tax is a huge source of money for Anchorage, with an average of $26 million dollars per year since 2014. We don’t need vacancies in our hotels or motels and/or air-bnbs. Also, if your neighborhood is no longer inviting to guests the property values decrease, not only would that be bad news for property owners, but lower property values means lower tax revenue for the city. A nightclub in this location would not be in the public’s best interest.

Terri Roissy, General Manager with the Historic Anchorage Hotel is present in person to testify. They are against have the club open across the street. She has been with the hotel for 18 years and is familiar with the problems stemming from the previous clubs in the area. The 26-room hotel does not have air conditioning and window go get opened in summer. She has had customers complain and cut their stay short. They have to get up at six o’clock in the morning to get on a train to go to Denali or Seward and they do not go or they’re going but they’re going to sleep on the train, because the bar break at 3am is allowed in the neighborhood and it’s not only on E Street. It is 4th Avenue and 3rd Avenue as well. Currently the hotel is the number one hotel in downtown on Tripadvisor, number seven overall out of all of Tripadvisor. In the past, when there was a club on the corner, the reviews of the hotel were bad. The bars and restaurants that close at 11pm are great neighbors with no problems. This nightclub will hurt the revenue that they are finally going to make after two years of the pandemic. Their guests park in the same parking lot that is adjacent to the proposed premises which means the guests will need to walk around the nightclub to get to and from the hotel. She addresses Mr. Alexander’s criminal case which has not been closed. They are opposed to the transfer because it violates long established Alaska state statutes and Anchorage municipal codes that are in place to create healthy and safe businesses and residential communities, the transfer of the location of LED materially changes the environmental conditions in which the businesses would create a significant impact on the use and enjoyment of adjacent properties and the property owner’s occupants.
Mr. Alexander provides a rebuttal. Mr. Rohlfing’s comment that “once they are outside he doesn’t care” contradicts three years of testimony and pictures of Mr. Alexander picking up trash and his staff and shooing people away at bar break hour. He never said that he doesn’t care and wants to clarify that. He has been here before in 2013 and he gets it. When someone doesn’t want something, they try to find all they can to smear someone and he thinks it is a low blow. However, she is somewhat right. He didn’t appreciate Ms. Roissy bringing up the criminal case when it was done in self-defense. They mentioned the E street entrance but they never mentioned the 3rd street entrance. Mr. Alexander states, “This is the part where I find this whole thing discriminating.” There are going to be issues with nightclubs. He claims the Downtown Community Council is treating his business differently than the other trouble bars in the downtown area due to race – they do not protest/object those other bars where are safety issues. He points out there are no minority owned bars downtown any longer and the ones that were previously owned by people of color are no longer there. It makes him angry and it’s not fair.

There is a procedural discussion between counsel and the board members.

Diane T. motions to uphold the protest for the location transfer with a 180-day abeyance for both licenses 4531 and 4551. Jan H. seconds. None opposed, motion passes.

B. 6015 Aloft Anchorage Midtown: AK QOZB, LLC

310 West 36th Avenue, Anchorage
License: Beverage Dispensary – Tourism

New license application
Local governing body action: protested by the Municipality of Anchorage
Background investigations: completed

The Municipality of Anchorage protests pending certifications from Land Use Enforcement, Anchorage Health Department and the Anchorage Fire Department.

6:36 pm: Dana W. provides background information. Sherman Ernouf, counsel for the licensee, is present on Zoom and provides an update. Doug M. motions to uphold the protest for the new license application with a 180-day abeyance for license 6051. Jan H. seconds. None opposed motion passes.

C. 6019 The Cubby: Hickel Investment Company

939 West 5th Avenue, Anchorage
License: Beverage Dispensary – Duplicate

New license application
Local governing body action: protested by the Municipality of Anchorage
Background investigations: complete

The Municipality of Anchorage protests pending approval of conditional use permit as required by AMC 21.50.160 and certification from the Anchorage Health Department.

6:37 pm: Dana W. summarizes the memo. A licensee is present on Zoom and provides an update. Dave K. motions to uphold the protest for the new license application with a 180-day abeyance for license 6019. Jan H. seconds. None opposed, motion passes.
NEW ALCOHOL SERVER EDUCATION COURSE

A. CMIK Alaska Alcohol Server Course: Mike Walsh

Course documents are confidential

6:39 pm: Dave K. states he needs to sign off for another meeting. Director Klinkhart provides a summary of the course request. Carrie Craig explains that staff will review the AB-10 and make sure that the required documents are included however staff does not review the course for statutory and regulatory compliance. In the past, Enforcement was responsible for the review. The board decides that Enforcement should take that responsibility back on. Doug M. motions to approve the server education course with delegation. Delegation is that Enforcement must review the course. Diane T. seconds. None opposed, motion passes 4-0.

LEGISLATIVE UPDATE

A. SB 9 – Title IV Rewrite

6:50 pm: SB 9 is currently with the House Finance committee and once it passes it goes to the House floor. Sarah Oates, president and CEO of CHARR, provides a detailed update.

B. AB 151 – Sunset of the ABC Board

6:56 pm: Dana W. provides background and an update. He is requesting the sunset date be extended beyond the recommended four-year term.

REGULATIONS

A. Regulations Tracking Sheet – Reinstatement Regulation history report attached.

B. Board Requests (if any)

6:59 pm: The board decides to wait for the passing of SB 9.

TOPICS FOR FUTURE DISCUSSION BY ABC BOARD

A. Board Development

7:26 pm: Dana mentions a day of training. Doug mentions taking a server course as well as the course James mentioned in his report.

ALCOHOL MAILBOX

All correspondence received in the alcohol@alaska.gov inbox from December 31, 2021 – March 25, 2022.

7:00 pm: Shawn Moser, Palmer resident in present in person, to request the board to open a regulation project to allow for infused ice cream. He has updated his proposal after hearing the board’s concerns at the Juneau
meeting. Title 17 – adulterated food. DEC would defer to the ABC board how to regulate. Sarah Oates reads the alcoholic beverage definition in AS 04.21.080(b)(1) and speaks to historic requests and precedents. With the passing of SB 9, there may be allowances for what Mr. Moser is proposing. No action is needed by the board.

7:30 pm: Public Testimony is opened.

Sarah Oates, President and CEO of CHARR, present in person: I wanted to have an opportunity to publicly thank Director Klinkhart for his service. He walked into a very challenging position on a temporary basis and then went through the pandemic with most of you, and had me freaking out on him numerous times about media, to do stuff and things across the board and while we haven't always agreed on everything, he's always listened to the industry’s perspective, and I really appreciate that the communication between industry and the regulatory body continues to improve under leadership that has changed. Thank you to the board for your contribution for that as well. As the board, as you know, it is your duty to direct the director on priorities that kind of thing and under Director Klinkhart’s leadership, there have been some significant steps taken toward change, making some changes that would help not only the industry but also again the relationship between industry and regulatory body. He has really wanted to make sure that the local government specialist, which was originally intended to be a proactive education position, we truly get to be a proactive education position, I know because I wrote that position description. So I would hope that whoever comes into this role, you will direct them to continue some of the things that Director Klinkhart has started, including that community policing does the work. You've got a really great enforcement team, a lot of really good investigators and, from my perspective, he has been working hard to empower them to use all of their tools. The relationship between unfortunately the industry hasn’t always been great because a lot of the education that occurred is they’re thrown the Red Book and said, “figure it out, good luck, you’re expected to comply, and if you screw up you’re going to get a notice of violation that’s going to be a permanent marker on your license file” which has repercussions with your insurance company. And for a long time, up until recently, an accompanying mismatch and in under Director Klinkhart’s leadership is you know he cares about having investigators be able to have an open line of communication with licensees where they aren’t scared to call up an investigator and be like, “hey I’m not really sure what I’m supposed to be doing here”, or if, “I’m not in compliance, can you let me come into compliance right now”. I think that exists a lot where the industry doesn’t know whether they’re compliant or not on certain things and so they are just winging it, and so I hope that you will direct the new director to continue to work on community policing. His work on an online licensing database will be life changing for his team, especially for the industry, you have been through many renewals and currently as you were talking and that process, and it is not the most streamlined. And then the last thing is the Title 4 rewrite - obviously have set a goal line goes through it’s going to be a massive amount of regulation projects, I would highly recommend that you form a working group or a committee that is made up of at least the members of the steering committee for the rewrite as well as Recover Alaska and the Brewer’s Guild. Because we have a lot about long standing knowledge of a lot of these statues and would be able to help with drafting regulations on the front end that hopefully won't need lots of tweaks or me sending you requests to edit this and delete that or you know object to something else. I think it will help make that process smoother so that is really all that I have to say and we will really miss Director Klinkhart. I’m really sad, the industry is really sad, but we look forward to bringing on a new one and working with that person, thank you.

7:35 pm: Chuck Fagerstrom, from Nome, present on Zoom: I had a difficult time getting unmuted. I'm just happy that the Board is coming to Nome and that you're willing to meet with the Community of Nome on the alcohol situation here but on March 22 of this year, I sent an email question to the alcohol licensing group and the question is, a community such as Nome, which is a first class city have a city owned package store by eliminating all private owned and operated package stores licenses in Nome, but still allow every dispensary licenses and bars that are privately owned and operated to operate under their own license. I don't think they (city officials) were able to find a happy way to do that. There's a lot of things that have to occur, but at least it sounded like the mayor considered it, so you might want to circle back or maybe we can have a discussion where
there is no to see what the specific issues were, why they couldn't do that. Okay, and that’s, the reason I cut in into your conversations, is that I wanted to show this out before you folks came up to Nome so that you would be aware of one of these questions to allow the city to have their own package store, but still allow private operators for bars and restaurants to do their own thing. Okay, much appreciated and thank you.

● BOARD COMMENTS

7:36 pm
Doug M.: has no comments.
Diane T.: mentions the need to allow for servers under 21 to serve. The industry is really struggling to find employees. Perhaps a change of statute in the future.
Jan H.: says it was a good day and she learned a lot of information.
Dana W.: thanks Director Klinkhart and everyone for sticking around.

● NEXT ABC BOARD MEETING

The next meeting is scheduled for June 28, 2022, in Nome. All applications must be deemed complete and all other information for inclusion in the board’s packets must be received by June 10, 2022.

● ADJOURN

7:43 pm: Jan H. motions to adjourn. None opposed, motion passes.