



**Alcoholic Beverage Control Board
Meeting Agenda
Third Judicial District**

**Attwood Building
550 W 7th Avenue, First Floor
Anchorage, AK**

April 16, 2024, at 9:30

Join Zoom Meeting

<https://amco-alaska-gov.zoom.us/j/88182517773?pwd=utVlcSnZMIHfG6qmmzu1qGmLIMux4P.1>

Meeting ID: 881 8251 7773

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

● **ADMINISTRATION**

A. Call to Order *meeting called to order at 930am* **9:30 am**

B. Roll Call

- Dana Walukiewicz, Chair – industry: present person
- Diane Thompson, Vice Chair – industry: present in person
- Janice Hill - Public member: present in person
- Doug Moore – Public member: present in person
- David Koch – not present. He resigned.
- Joan M. Wilson – AMCO Director: present in person
- Susan Mitchell – Agency AAG: present on zoom

C. Approval of Agenda

Dana summarizes the agenda. Jan Hill moves to approve the agenda. Doug seconds. No discussion. Motion passes. 4-0

D. AMCO Meeting Code of Conduct **TAB 1**

E. Top 10 Zoom FAQ **TAB 2**

F. Approval of January 29-30, 2024, Meeting Minutes **TAB 3**

Diane Thompson moves to approve the minutes. Jan Hill seconds. No discussion. No objections. Motion passes. 4-0

● **BOARD GOVERNANCE**

No conflicts identified by board members

● **TRADE PRACTICES REGULATIONS**

A. Oral hearing on Title 4- Trade Practices. **TAB 4**
(Board to determine how long the hearing will be.)

B. Close hearing for Trade Practices. Consider written and oral comments received and determine action on the proposed regulations.

The board opens the oral hearing at 9:36 am.

Mike Turner, Director Alcohol and Tobacco for 3 Bears Alaska,—Firstly, Concerns about ‘limitations for chains’. Three Bears is all over the state with rural and non-rural markets with a wide variety of business climates. Unfair disadvantage to limit them to 6 stores. Secondly, doesn’t agree with the \$400 limit for a ‘deal loader’ (prize) and gives example of having to refuse a ‘trip’ prize from a supplier. Finally, does not agree to list a winners name at the store and mentions privacy concerns and doesn’t see the value of it.

Leann Thomas (online) owns Triangle Club Bar in Juneau AK. Speaks to cleaning and maintaining draft equipment. Recommends to increase \$50 limit to \$300 for health and safety concerns and that taps should be cleaned every month. Also the amount doesn’t include labor or chemicals. The small amount puts small employers at a disadvantage to large employers and \$50 is not enough. She mentions the need to take inflation into account.

Ana Fisk, president of Afognak owners of Brown Jug and Gold Rush, states it is very important that exceptions in trade practices match those in federal exceptions and she believes the draft regs are not consistent. Multiple license owners are at disadvantage. Each store should have the same dollar limitation. The display value also exceeds the amount in federal regulations and that is concerning. On the section on resetting she states the federal regs do not require correspondence as the draft regs do and this removes an element of autonomy from retailers in the resetting of their premises. She points out that resets are voluntary. She asks that the reset section be amended to fix this. Recommends removing the dollar amount limit for prize offerings as she states there are no federal restrictions for promotions dollar wise. Agrees with Three Bears representative about not posting a prize winners name for privacy concerns and asks that its removed.

Paul Thomas, Alaska Cache Liquor in Juneau, comments on 305.510. States that the draft regs goes against all that was done in the rewrite of title 4. If you allow manufacturers to not follow any part of the trade practices you place other licensees at a disadvantage. Recommends that the wording state that the licenses are 'co-located'. Certain licenses should not be exempt from the trade practices. Feels this section should be reevaluated. There should be 100% ownership linked for manufacturers/retails that are co-located. Wording should be made specific. The product display dollar amount should be increased to \$1000. Outdoor signs include banners that are common. Per brand should be clarified and the timing should be clarified. The outdoor signs/banners should be raised to \$1000. Prizes should be raised to \$1000. Mentions future and inflation proofing so as not to return to this dollar issue in the future.

Board discussion on language in 305.510 and entity, co-locations of licenses for manufacturers and their corresponding retail licenses.

Joshua Broda owner/operator of Settlers Bay Lodge in Wasilla, Chop House in Lake Lucille, and Angry Salmon in Anchor Point. Wants clarification on per occurrence per manufacturer for signage, advertising, prizes. He recommends the dollar limits should be increased on these. Operating costs are increasing across the board and in 5 years the \$400 limit will be an insignificant amount. Gives examples of purchasing draft lines/equipment and distributor provided labor. Smaller operations such as his would need the extra help especially with draft cleaning and maintenance. \$50 is too small amount and believes it should be \$300. Health and safety of guests by having clean draft lines is important.

Sarah Oates, with Alaska CHARR, comments on tied house exemptions. Agrees with intent of language argues that the existing specific language needs to be clarified. This language should be cleaned up to address the license types not the entities at 305.510. The definition of entity means a 'person' not necessarily that specific llc or corp that holds the license. Notes written testimony CHARR sent in and wishes to raise limit from \$800 to \$1000 for product displays. Outdoor signs from last meeting focused on 'monument signs' but that outdoor 'banners' more common and supports comments from Paul Thomas on this. The current limitation of 30 days for a contest prize should be changed to multiple months to meet current practice and this should not be limited to 12 per year with each having a 30 day time frame. Recommends increase of prize dollar amount to \$1000. Would like \$1000 throughout as the limit amounts for others dollar limits as well.

Lee Ellis, board president for Brewers Guild of Alaska, comments that this is a regulatory process and down the road regulations can be changed. These regulations are a starting point and adjustments can be made in the future. Dollar amounts can be adjusted in future projects as needed. Supports changing 30 day give away with the intent this is a minimum of 30 days not a maximum. As far as co-location, states that does not support co-location as a requirement because manufacturers can own non-colocated licenses and Alaska Brewing Company and 49th State, Mooses Tooth are examples of individuals who do not have co-located licenses. If co-location is required this would be problematic for a brewery with an off-site 'brewpub' and so they could not supply their own draft system and this is a Catch 22 situation. Supports the dollar amounts as written in regulations but open to the idea of future changes.

Doug M. asks Lee Ellis question on definition of entity as described in comments by Sarah Oates. Board discussion on definition of 'entity' and language in 305.510, co-locations of licenses for manufacturers and their corresponding retail licenses, ownership interests, tied house prohibitions. Various scenarios and business models are discussed.

Marcy Larson, Alaskan Brewing Company- co-founder, comments on co-location as their tasting room is not considered co-located but she states that they do consider it co-located. The building is separate the premises is completely fenced in and therefore they believe they are co-located.

Doug M. asks Mike Turner (Three Bears) a question if he feels his licenses are de-valued because of prize limitation and the limitations for chains and Mike Turner answers 'yes'. Board discussion on chains, multiple license holders versus smaller licensees. Mike Turner comments that his licenses should have flexibility to compete. Ana Fisk, Brown Jug, comments total dollar limitation only limits competition.

Board moves to close oral hearing at 10:50am. Diane T. so motions. Seconded by Jan H. No objection. Motion carries. 4-0.

The board considers the written comments submitted.

Diane T. comments nothing in trade practice regulations about donations to non-profits (from wholesalers). Joan W. states donations are permissible.

Diane T. supports suggestions from Alaska CHARR to raise dollar limits to \$1000. Limits should be per license as long as 'pooling' language is kept for fairness. Further comments on the definition of entity and it could be clarified in regulations. Joan W. notes this definition does exist. Kevin H. gives definition of entity from regs.

Board discussion on entity definition and definition of person in statute and in regulations.

Dana W. comments wording is very clear for entity but that this may be for future discussion. He states he is concerned small changes delay process. He does not want to see dollar amounts changed at this time but they can be fine tuned in the future. He states industry needs these regulations and notes these regs provide exceptions now that are currently not in place.

Doug M. asks if there is a change to the proposed draft and it is substantial will it have to go back to law and back out for public comment.

Joan W. asks for guidance on regulations changes and if dollar amounts were changed it will be a substantial change and have to go back out for comment, as an example. Susan M. answers YES.

Joan W. has concerns on legislative audit and that for nearly four months AMCO has not enforced AS 04.09.017. She has prepared an advisory if needed to send to licensees. Joan W. comments about enforcement priorities and concerns that everyone is violating AS 04.09.017.

Board discussion on sending trade regulations draft back out for a third round of comments versus finalizing trade practices to potentially review and change in the future.

Doug M. asks Susan M. about slight change to prize posting wording to address privacy concerns. Susan M. advises this change is a substantive change.

Board discussion on trade practice regulations to pass today or if changes should be considered. Regulations process and regulations timelines discussed as well as projects history and time considerations.

Doug M. moves to adopt the regulations Trade Practices as written as final. Jan H. seconds. No further discussion. Jan H. votes yes. Doug M. votes yes. Diane T. votes yes, Dana W. votes yes. Motion carries 4-0.

Board takes break at 11:14 am.

Board comes back at 11:30 am. States it will shorten its lunch to 30 minutes.

● **DIRECTOR'S REPORT**

TAB 5

Joan speaks to her report: the challenges of having unprecedented work and the impact of that on our response to licensee; introduces new licensing supervisor Sonya Irwin; status of the SI2; enforcement now issuing Uniform Citation under the new Title 4; weddings and private events; lawsuit regarding freedom of speech; age verification service related to Manufacturing Direct Shipment License; Common Carrier Registration workgroup; none-food grade alcohol.

● **ENFORCEMENT REPORT**

A. Supervisor's Report

TAB 6

Joe Bankowski speaks to his report to the board: implementation of Title 4 rewrite with partners in law enforcement; assisting licensing with contacting licensees; new citations under the new Title 4; issuing an advisory vs an NOV vs a uniform citation and NOV.

B. Notices of Violation Issued and Licensee Responses

TAB 7

Joan mentions that the board will see an accusation about the first licensee on this list.

● **LICENSING STATISTICS**

TAB 8

Joan and Jane provide the number of various applications in the queue (about 1400). Joan introduces Vanessa Barnes, Admin Assistant.

● **STIPULATED AGREEMENTS**

• **Juan A Rodriguez d/b/a Acapulco Mexican Restaurant Lic. 5383**

Doug Moore moves to adopt the agreement as written. Diane Thompson seconds. No objections. Motion passes 4-0.

• **Out in the Boonies d/b/a The Bear Paw Bar & Grill Lic. 4279**

Jan Hill moves to adopt the agreement as written. Doug Moore seconds. No objections. Motion passes 4-0.

• **Irini, Inc. d/b/a Big John's Lic. 1294**

Doug Moore moves to adopt the agreement as written. Jan Hill seconds. No objections. Motion passes 4-0.

- **Addie Camp, LLC d/b/a Addie Camp Lic. 5712**

Diane Thompson moves to adopt the agreement as written. Jan Hill seconds. No objections. Motion passes 4-0.

Board goes to lunch at 12:20pm.

Board resumes at 1:07pm

● **DELIBERATIVE SESSION(S) UNDER AS 44.62.310(d)**

1:00 pm

- **Haute Quarter Grill, Inc. dba Table 6 Lic.4847, OAH No. 23-0586-ABC**

Board enters deliberative session under AS 44.62.310(d) at 1:08pm. Alex Perez asks whether he can be part of the meeting.

Board comes back on the record at 2:09pm

Doug Moore moves to accept ALJ's decision as final decision of the board. Jan Hill seconds. No further comments. Jan, yes; Doug, yes; Diane, no; Dana, yes. Motion carries 3-1.

- **McCarthy Ventures, LLC dba The New Golden Saloon, OAH No. 23-0285-ABC**

Diane Thompson moves to uphold the ALJ's decision as final decision of the board. Doug Moore seconds. Jan, yes; Doug, yes; Diane, yes; Dana, yes. Motion passes 4-0.

● **PETITION UNDER AS 04.11.405. City of Soldotna petition for additional restaurant eating place licenses.**

TAB 9

Board to hold a public hearing as required by AS 04.11.405(b)

2:17: board opens hearing.

John Czameski, Economic Development and Planning Director, City of Soldotna.

No member of the public commented on the application during the public hearing.

2:20 closes public hearing. Doug Moore moves to approve. Jan Hill seconds. No objection. Motion passes 4-0.

● **DELEGATED CONSENT AGENDA – NEW & TRANSFER APPLICATIONS (no tab)** **THIS SECTION CAN BE APPROVED WITH DELEGATION AS A BLOCK.**

Doug Moore moves to approve with delegation as a block. Diane Thompson seconds. No objections. Motion carries. 4-0

- A. **177 Breeze Inn Restaurant & Lounge: Breeze Inn LLC**
1311 4th Ave, Seward
Beverage Dispensary – Tourism

From: Juris Mindenbergs
To: Breeze Inn LLC

Transfer of ownership

Local governing body action: pending Seward, Kenai Peninsula Borough
Pending: Department of Labor, Department of Revenue.
Background investigations: complete

- B. 1097 Bear's Den Liquor:** Three Bears Alaska Inc.
21849 Sterling Highway, Cooper Landing
From: Sunrise Holdings LLC
To: Three Bears Alaska Inc.

Transfer of ownership

Local governing body action: pending Kenai Peninsula Borough
Pending: Department of Labor, Department of Revenue.

- C. 1181 Two Rivers Lodge:** Two Rivers Lodge LLC
4968 Chena Hot Springs Road, Fairbanks
Beverage Dispensary with a restaurant endorsement
From: Anthony Marsico 51% and Jon Burns 49.00
To: Jon Burns 49% and Kimberly Burns 51%

Transfer of controlling interest

Local governing body action: pending Fairbanks North Star Borough
Pending: Department of Labor, Department of Revenue
Pending: Creditors
Background investigations: complete

- D. 1731 Pleasant Valley Store:** Pleasant Valley Store LLC
7291 Chena Hot Springs Road, Fairbanks
Package Store
From: Rebakah Alexander
To: Pleasant Valley Store LLC

Transfer of ownership

Local governing body action: pending Fairbanks North Star Borough
Pending: Department of Labor, Department of Revenue
Background investigations: complete

- E. 1805 Shanghai Tea Garden:** Shanghai Tea Garden, LLC
9150 Jewel Lake Rd, Anchorage
Restaurant / Eating Place
From: Zhigang Liu 25%, Lingkai Zong 25%, Jiajia Chen 25%, Chen Wang 25%
To: Lingkai Zong 50%, Jiajia Chen 50%

Transfer of controlling interest

Local governing body action: pending MOA
Pending: DEC Food Permit and Workers Comp
Background investigations: pending

F. 3323 Home Run Concessions: Home Run Concessions LLC

901 Mystery Road, Wasilla

Recreational Site- Seasonal

From: Bob Pevan 50% and David Stanberry 50%

To: David Stanberry 100%

Transfer of controlling Interest

Local governing body action: pending Matanuska-Susitna Borough/City of Wasilla

Pending: Department of Labor, Department of Revenue

Background investigations: complete

G. 3894 Townsite Liquor: AK Inc.

69.5 Parks Highway (aka 31344 Parks Hwy) Willow

Package Store

From: Nancy Borgman

To: AK Inc

Transfer of ownership

Local governing body action: pending Matanuska-Susitna Borough

Pending: Department of Labor, Department of Revenue compliant. Pending creditors response.

Background investigations: complete

H. 3953 Los Arcos Restaurant: Jose Gallo

2000 E Dowling Rd, Anchorage

Beverage Dispensary

From: Maria Gallo Cavarubias

To: Jose Gallo

Transfer of ownership

Local governing body action: pending Municipality of Anchorage, pending Abbot Loop Community Council

Pending: Department of Labor, Department of Revenue

Background investigations: complete

I. AK ME /IHOH: Beluga Point Investments IT LL, LLC

1020 W 12th Avenue, Anchorage

Beverage Dispensary- Tourism

From: Bistro IT LLC

To: Beluga Point Investments IT LL, LLC

Transfer ownership with name change

Local governing ~~4283~~body action: pending Municipality of Anchorage

Pending: Department of Labor, and creditors response.

Department of Revenue compliant.

Background investigations: complete

J. 4529 Samurai Sushi: Kacey Lee LLC

1265 Muldoon Road

Restaurant or Eating Place

From: Samurai Sushi LLC 100%

To: Kacey Lee LLC 100%

Transfer of Ownership

Local governing body action: pending MOA, Anchorage

Department of Labor compliant. Department of Revenue compliant.

Background investigation: complete

K. 5275 mythai Downtown Restaurant: My Thai Alaska Restaurant LLC

333 West 4th Avenue #228 Anchorage

Restaurant/Eating Place

From: my Thai Restaurant LLC

To: My Thai Alaska Restaurant LLC

Transfer with name change

Pending: Municipality of Anchorage, Dept of Labor, Dept of Revenue

Backgrounds: Complete

L. 5908 Beard Brother's Meadery: Beard Brother's Meadery LLC

1223 Skyline Drive, Fairbanks

Winery

From: Connor Bragg 51% and David Bragg 49%

To: Connor Bragg 5%, Rhett Bragg 44% and David Bragg 51%

Transfer of controlling Interest

Pending Fairbanks North Star Borough, Dept of Labor, Dept of Revenue

Background complete

M. 5999 Oceanfront Cafe: Whittier Oceanfront Café, LLC

Lot 10 Harbor Triangle, Whittier

Restaurant / Eating Place – Seasonal

From: Oceanfront Café, LLC

To: Whittier Oceanfront Café, LLC

Transfer of ownership

Local governing body action: pending City of Whittier

Pending: Lease agreement from City of Whittier-to-Whittier Oceanfront Café, LLC,;

Department of Labor, Department of Revenue, DEC and Fire.

Background investigations: complete

N. 6155 Wild Side: Alaska Charters and Adventures LLC

Alaskan Waters, Wrangell

Common Carrier Dispensary-Seasonal

New Application

Local governing body action: N/A

Background investigation: pending

- O. 6165 Umami BBQ:** Umami BBQ, LLC
1142 N Muldoon Rd, Ste 135, Anchorage
Restaurant / Eating Place

New Application

Local governing body action: pending MOA
Pending: DEC and food permit
Background investigations: complete

- P. 6191 Pacific World:** Japan Grace Company Limited
Alaskan Waters
Common Carrier Dispensary-Seasonal

New Application

Local governing body action: N/A
Background investigation: pending

- Q. 16039/6192 Rogue's Garden:** Rogue's Garden LLC
354 Fairbanks Drive, Valdez
Restaurant/Eating Place

New Application

Local governing body action: pending City of Valdez
Pending: Fire/ DEC
Background investigations: Complete for Bruce Good, Kathryn Nielsen (resubmitted)

- R. 6193 Odyssey Lodge:** China Bay LLC
54932 China Poot Bay REM
Outdoor Recreation Lodge

New Application

Local governing body action: Pending Kenai Peninsula Borough
Background investigations: Complete

- S. 6196 M/V Rachel Marie:** Major Marine Tours LLC
Alaskan Waters, Seward
Common Carrier Dispensary-Seasonal

New Application

Local governing body action: N/A
Background investigations: pending

- T. 6203 Glacier Run:** Alaska Charters and Adventures LLC
Alaskan Waters, Wrangell
Common Carrier Dispensary-Seasonal

New Application

Local governing body action: N/A
Pending: COI
Background investigations: pending

- U. 15173 Bearpaw River Brewing Company:** Bearpaw River Brewing Company LL
240 E Railroad Ave, Wasilla
Restaurant or Eating Place

New Application

Local governing body action: Pending Matanuska-Susitna Borough, City of Wasilla

Pending: DEC, Fire

Background investigations: complete

● **NEW TOURISM LICENSES**

- V. 15015 DBA Sportsman's Cove Lodge:** Alaska Lodge Partnership LLC
Saltery Cove Prince of Wales Island, Ketchikan
Beverage Dispensary - Tourism

TAB 10

New application

Local governing body action: pending Ketchikan Gateway Borough

Pending: Fire, DEC

Background investigations: pending

*Diane Thompson moves to approve with delegation. Jan Hill seconds. No objections.
Motion passes 4-0*

● **DELEGATED CONSENT AGENDA – 2024/2025 RENEWAL APPLICATIONS (no tab)**

*Doug Moore approves to approve as a block with delegation. Diane Thompson. No objections.
Motion passes 4-0*

License Number	DBA	License Type	City	Borough
40	Alaskan Hotel & Bar	Beverage Dispensary	Cordova	Unorganized Borough
98	The Alibi	Beverage Dispensary	Homer	Kenai Peninsula Borough
114	Brown Jug-Spenard	Package Store	Anchorage, Muni. of	Anchorage
114	BROWN JUG - SPENARD	Package store	Anchorage, Muni. of	Anchorage
144	Board of Trade Saloon	Beverage Dispensary	Nome	Unorganized Borough
169	Brown Jug-Bragaw	Package Store	Anchorage, Muni. of	Anchorage
220	Salcha Store	Package Store	Outside City Limits	Fairbanks North Star Borough
286	Crossroads Lounge	Beverage Dispensary	Anchorage, Muni. of	Anchorage

294	Curry's Corner	Package Store	Outside City Limits	Fairbanks North Star Borough
367	BPO Elks Lodge #2127	Club	Homer	Kenai Peninsula Borough
395	Brown Jug-Fireweed	Package Store	Anchorage, Muni. of	Anchorage
407	4 Lands Bar & Liquor	Beverage Dispensary	Outside City Limits	Kenai Peninsula Borough
408	4 Lands Bar & Liquor	Package Store	Outside City Limits	Kenai Peninsula Borough
453	Glass Door Bar & Liquor Store	Beverage Dispensary	Yakutat	Yakutat, City & Borough
521	Thibodeau's Home Liquor	Package Store	Juneau	Juneau
590	Kito's Kave Bar & Liquor	Package Store	Petersburg	Petersburg Borough
613	Brown Jug	Package Store	Wasilla	Matanuska-Susitna Borough
661	Kenny's Liquor Market	Package Store	Juneau	Juneau
759	Brown Jug Mountain View	Package Store	Anchorage, Muni. Of	Anchorage
785	E & G Beverage Cellar, LLC	Package Store	Delta Junction	Unorganized Borough
919	Powder House Bar and Grill	Beverage Dispensary	Cordova	Unorganized Borough
1007	Sand Point Tavern	Beverage Dispensary	Sand Point	Aleutians East Borough
1072	Brown Jug-Minnesota	Package Store	Anchorage, Muni. of	Anchorage
1129	Liquor Barrel	Package Store	Juneau	Juneau
1174	Brown Jug-Tudor	Package Store	Anchorage, Muni. of	Anchorage
1179	The Turtle Club	Beverage Dispensary	Outside City Limits	Fairbanks North Star Borough
1208	V.F.W. Post #10029	Club	Outside City Limits	Fairbanks North Star Borough

1308	Country Liquor	Package Store	Kenai	Kenai Peninsula Borough
1334	Spurs Bar and Grill	Beverage Dispensary	Outside City Limits	Matanuska-Susitna Borough
1351	Glass Door Bar & Liquor Store	Package Store	Yakutat	Yakutat, City & Borough
1366	House of Liquor	Package Store	Sitka	Sitka
1410	Brown Jug - Wasilla	Package Store	Wasilla	Matanuska-Susitna Borough
1561	Brown Jug	Package Store	Anchorage, Muni. of	Anchorage
1697	Trophy Lounge	Beverage Dispensary	Anchorage, Muni. of	Anchorage
1731	Pleasant Valley Store	Package Store	Outside City Limits	Fairbanks North Star Borough
1941	Brown Jug-Independence Park	Package Store	Anchorage, Muni. of	Anchorage
1967	Brown Jug-Northern Lights	Package Store	Anchorage, Muni. of	Anchorage
2300	Down East Saloon	Beverage Dispensary	Homer	Kenai Peninsula Borough
2806	American Legion Post #29	Club	Anchorage, Muni. of	Anchorage
2808	Anchorage Wine House at Minnesota Drive	Package Store	Anchorage, Muni. of	Anchorage
3263	Chair 5 Restaurant	Beverage Dispensary	Anchorage, Muni. of	Anchorage
3304	Red Robin	Beverage Dispensary	Anchorage, Muni. of	Anchorage
3322	Brown Jug Fine Wine, Spirits and Beer	Package Store	Anchorage, Muni. of	Anchorage
3381	Bahn Thai Rama Restaurant	Restaurant/Eating Place	Fairbanks	Fairbanks North Star Borough
3439	Fraternal Order of Eagles #4207	Club	Anchorage, Muni. of	Anchorage
3838	King Fisher Lounge	Beverage Dispensary	Outside City Limits	Unorganized Borough

3904	H & H Lakeview Restaurant	Beverage Dispensary	Outside City Limits	Matanuska-Susitna Borough
3925	Boon Dox Bar	Beverage Dispensary	Outside City Limits	Fairbanks North Star Borough
3982	Tokyo Restaurant & Sushi Bar	Restaurant/Eating Place	Wasilla	Matanuska-Susitna Borough
4188	Wilderness Express (ANC-FBX Route)	Common Carrier Dispensary	Alaskan Railroad	Other (Common Carrier)
4189	Wilderness Express (FBX-ANC Route)	Common Carrier Dispensary	Alaskan Railroad	Other (Common Carrier)
4344	Bahn Thai Restaurant	Restaurant/Eating Place	Fairbanks	Fairbanks North Star Borough
4356	Extreme Fun Center	Restaurant/Eating Place	Wasilla	Matanuska-Susitna Borough
4364	Gold Rush Liquor	Package Store	Anchorage, Muni. of	Anchorage
4422	Thibodeaus Valley Liquor	Package Store	Juneau	Juneau
4451	Ginger	Beverage Dispensary	Anchorage, Muni. of	Anchorage
4453	Brown Jug #670	Package Store	Wasilla	Matanuska-Susitna Borough
4514	The Alaska's Boardwalk Lodge	Beverage Dispensary	Thorne Bay	Unorganized Borough
4557	Northern Lights Pizzeria	Restaurant/Eating Place	Skagway	Skagway
4558	Brown Jug	Package Store	Anchorage, Muni. of	Anchorage
4597	Scooters Liquor	Package Store	Outside City Limits	Fairbanks North Star Borough
4674	Dimond Bowl	Recreational Site	Anchorage, Muni. of	Anchorage
4775	Brown Jug - Dimond & Victor	Package Store	Anchorage, Muni. of	Anchorage
4943	Specialty Imports	General Wholesale	Juneau	Juneau

5169	HooDoo Brewing Company	Brewery Manufacturer	Fairbanks	Fairbanks North Star Borough
5174	ConocoPhillips Alaska, Inc. - N796CP	Common Carrier Dispensary	Alaskan Skies	Other (Common Carrier)
5186	Noodles	Restaurant/Eating Place	Kodiak	Kodiak Island Borough
5356	Zudy's Cafe	Restaurant/Eating Place	Seward	Kenai Peninsula Borough
5616	Sheldon Chalet	Outdoor Recreation Lodge	Outside City Limits	Matanuska-Susitna Borough
5706	Canton Asian Bistro	Restaurant/Eating Place	Juneau	Juneau
5780	Jazz Bistro Havana Nights	Restaurant/Eating Place	Fairbanks	Fairbanks North Star Borough
5819	Detour Food & Drink	Restaurant/Eating Place	Homer	Kenai Peninsula Borough
5845	Tent City Taphouse	Restaurant/Eating Place	Anchorage, Muni. of	Anchorage
5852	Moonstone Farm	Beverage Dispensary	Outside City Limits	Matanuska-Susitna Borough
5971	Hive mind meadery	Winery Manufacturer	Anchorage, Muni. of	Anchorage
5999	Oceanfront Cafe	Restaurant/Eating Place	Whittier	Unorganized Borough
6014	Waterfall Resort AK	Outdoor Recreation Lodge	Outside City Limits	Unorganized Borough
6053	Bites on Broadway	Restaurant/Eating Place	Skagway	Skagway

● **2024/2025 TOURISM RENEWAL APPLICATIONS (no tab)**

A. 1161: Totem Inn: Totem Inn, Inc.
144 E Egan Drive, Valdez
Beverage Dispensary – Tourism

Doug Moore moves to approve with delegation. Jan Hill seconds. No objections. Motion passes 4-0.

● **2023/2024 RENEWAL APPLICATIONS (no tab)**

Jan Hill moves to approve as block with delegation. Doug Moore seconds. No objection. Motion passes. 4-0

A. 1805: Shanghai Tea Garden: Shanghai Tea Garden, LLC
9150 Jewel Lake Rd, Anchorage
Restaurant / Eating Place

B. 2313: Anchor River Inn: Anchor River Lodge, LLC
34361 Old Sterling Highway, Anchor Point
Package Store

C. 5906: Nikko Garden: Minari, Inc
44715 Kilowatt Ave, Soldotna
Restaurant / Eating Place

● **2023/2024 RENEWAL APPLICATIONS WITH NOTICES OF VIOLATION IN 2021/2022**

A. 743: Moose Lodge 224: Moose Lodge 224
744 Water Street, Ketchikan
Club

TAB 11

Case # 21-0173: 02/17/2021 – Notice of Violation issued for an unreported change of officers.

Pamela Davies on the phone. Current administrator of the establishment.

Jan Hill moves to approve with delegation. Doug More seconds. No objections. Motion passes. 4-0

● **2022/2023 RENEWAL APPLICATIONS (no tab)**

A. 4522: American Legion Post 34: Daniel Chappie James American Legion Post 34
416 Ingra Street, Anchorage
Club

This is a renewal application for the 2022/2023 application years that was left pending due to CBPL ownership discrepancies. All background checks have been completed and ownership updated.

Diane Thompson moves to approve with delegation. Jan Hill seconds. No objections. Motion passes 4-0.

● **SEASONAL RESTAURANT OR EATING PLACE TOURISM LICENSE**

TAB 12

1. 15765 Devil's Club Brewing Company: Devil's Club Brewing LLC
100 N. Franklin, Juneau
Seasonal Restaurant or Eating Place Tourism License

New license application

Local governing body action: Waived

Department of Environmental Conservation: Complete

Background investigations: completed

Consideration: New application for Seasonal Restaurant or Eating Place Tourism License, see memo and supporting documents. Consider whether they are a bona fide restaurant.

*Evan Wood on the phone, he explains his operations. Dana asks him to explain his menu as it seems limited to him, and this is a license that requires 50% or more being food service. Evan Wood explains his menu and also mentions that his business model already is selling more food than alcohol and has been for the last six years. Jane Sawyer asks about the applicant's choice to not select minors on premises. Evan Wood explains how his establishment has been working without minors on the premises, and he did not want to make it so complicated. Joan Wilson explains how the minors on premises with a restaurant place license works and offers to work with him and for Inv. Johnson to work with him on the particulars and how to make it work. Evan Wood is totally fine with not letting minors on the premises right now as he needs to start operating. He will think about it. **Doug Moore moves to approve with delegation. Jan Hill seconds. No objections. Motion passes 4-0.***

● **2024/2025 RENEWAL APPLICATIONS WITH NOTICES OF VIOLATION IN 2022/2023**

1. **550 Imperial Bar: Imperial Bar Inc. TAB 13**
241 Front Street, Juneau
Beverage Dispensary

Case # AM 22-1481: 08/09/2022 – AS 04.16.030 Prohibited conduct relating to drunken persons.

*Dana asks for an update on the licensee's behavior.
Inv. Johnson gives an update to the board (inaudible).
Diane Thompson moves to approve with delegation. Jan Hill seconds. No objections. Motion passes. 4-0.*

2. **589 Kito's Kave Bar & Liquor: Kito's Kave Inc. TAB 14**
200 Chief John Lott, Petersburg
Beverage Dispensary

Case # AM 22-1869: 10/23/2022 – AS 04.16.052(2)&(3) Furnishing of alcoholic beverages to persons under the age of 21 by licensees.

Case # AM 22-2093: 10/30/2022 – AS 04.16.010(d) Hours of sale and presence on licensed premises (standard closing hours).

*Jana Weltzin for licensee speaks to the board. She reminds the board that this turned into an accusation and then a settlement agreement. Inv. Johnson also present. Licensee has been compliant.
Jan Hill moves to approve with delegation. Doug Moore seconds. No further discussion. Motion passes 4-0.*

3. **911 Laura's Liquor Shoppe: Laura's Liquor Shoppe LLC TAB 15**
608 1st Street, Cordova
Package Store

Case # 22-1739: 09/22/2022 – AS 04.21.025 Alcohol server education.

Two employees with expired TAP cards, one employee failed to get alcohol server education.

Doug Moore moves to approve with delegation. Diane Thompson seconds. No objections. Motion passes 4-0

- 4. 3405 Sushi Garden: SG Tonn LLC**
1120 E Huffman Road Unit B, Anchorage
Restaurant or Eating Place

TAB 16

Case # 22-1908: 10/27/2022 – AS 04.21.025 Alcohol server education.

Michael Tonn present. Diane Thompson moves to approve with delegation. Jan Hill seconds. No objections. Motion passes 4-0

- 5. 5445 Fili's Pizza: Marina Inc.**
110 Osage Street, Bethel
Restaurant or Eating Place

TAB 17

Case # AM 23-0136: 01/24/2023 – see NOV for details

Jana Weltzin for the licensee. Inv. Bankowski and Johnson present

Jana speaks extensively to the board about the violation and City of Bethel having a meeting to consider the application April 23, 2024, and considering whether to protest it and how the licensee has improved their business.

Enforcement has no comment pending review of the documentation asked for.

Doug moves to approve with delegation. Jan seconds. No further discussion. Motion passes 4-0.

● TIME EXTENSION REQUESTS TO SUBMIT TRANSFER APPLICATIONS

- 1. Red Snapper: Pioneer Entertainment LLC**
123 Betty King Alley, Ketchikan

TAB 18

a. 864, Beverage Dispensary

b. 870, Package Store

Consideration: Personal Representative is asking for a time extension to submit a transfer because the individual with controlling interest has passed.

Doug McBride on the phone. Court appointed PR. States he has signed agreement to sale the BDL. He believes that they will have enough time with 180 days to submit transfer applications.

Diane Thompson moves to approve extension to submit transfer applications. Doug Moore seconds. No objection. Motion passes 4-0.

- 2. 2924 Mug Shot Saloon: MTM Inc.**

TAB 19

251 West Parks Highway, Wasilla

Consideration: Personal Representative is asking for an additional time extension to submit a transfer because the individual with controlling interest has passed.

Daniel (last name inaudible) Counsel for MTM, Inc. addresses the board. Gives a summary of the status of the transfer applications. The PR is on the phone, Nikki (last name inaudible). Doug Moore moves to grant the extension for 180 days. Jan Hill seconds. No further discussion. Motion passes. 4-0.

● **TABLED FROM PREVIOUS MEETING(S)**
THE BOARD SHOULD REVIEW THESE INDIVIDUALLY.

216 Reilly's: Reilly's Alaska Inc.
317 West Fireweed Lane, Anchorage
Beverage Dispensary

TAB 20

Consideration: Reconsider an approved transfer.

*Jason Brandeis for Reilly's.
Robert Reiman for the other party*

Jason states the parties reached an agreement. He asks procedurally how to deal with this situation. Robert Reiman agrees with Jason Brandeis' representation of the matter.

Kevin Higgins provides his opinion to the board.

Diane Thompson moves to consider the application and withdraw upon confirmation by Mr. Keir he wants the application withdrawn. If not received, the application goes back to the board. Doug seconds. No objections. Motion passes 4-0.

● **COMMON CARRIER APPROVAL REGISTRATIONS**

Jan Hill moves to approve in a block. Doug Moore seconds. No objections. Motion passes 4-0.

A. Interim Approval Granted by Director

- | | |
|--|----------------------|
| 1. Coastal Air, LLC | <u>TAB 21</u> |
| 2. Scott Air, LLC d/b/a Island Air Express | <u>TAB 22</u> |
| 3. Air Excursions, LLC | <u>TAB 23</u> |
| 4. Kalinin Aviation d/b/a Alaska Sea Planes | <u>TAB 24</u> |
| 5. Dillingham Freight and Fuel, LLC | <u>TAB 25</u> |

6. King Salmon Ground, LLC	<u>TAB 26</u>
7. Lake and Peninsula Airlines	<u>TAB 27</u>
8. Renfro's Alaskan Adventures	<u>TAB 28</u>
9. True North, LLC	<u>TAB 29</u>
10. Ward Air, Inc.	<u>TAB 30</u>
11. Wright Air Service	<u>TAB 31</u>

● REGULATIONS

A. Public Comment Period Closed. Public oral comments may not be received at this meeting for this section.

1. **Special Investigator Hiring Standards** TAB 32
Status: Public comment closed March 8, 2024. No comments were received.
Board action: TBD at meeting

Dana W. introduces project. Kevin H. speaks to peace officer standards. Board discussion. Doug M. moves to adopt the regulation. Jan H. seconds. No objections. Motion carries 4-0.

B. Draft Regulations for Board Consideration

1. **Fee for Paper Application** TAB 33
Status: Initiated at Jan. 2024 board meeting. Draft for board discussion.
Potential Board Actions: TDB at meeting

Dana W. introduces project. Joan W. mentions some applicants hesitant to use online process. Kristina S. gives examples of when a paper fee would not apply. Jana Weltzin, attorney, asks questions does 'online' application mean 'AK-ACCIS'. Board discussion.

Board amends draft language to add 'via AK-ACCIS' to clarify type of online application process as in.....Online application process 'via AK-ACCIS'.

Doug M. moves to amend draft and approve the proposed language as amended for the Law's review and send it out for public comment. Diane T. seconds. No further discussion. Motion carries 4-0.

C. Board Consideration

1. **Endorsement and Transfer of Location** TAB 34
Status: For board discussion.
Potential Board Actions: TDB at meeting

Joan W. and Kristina S. summarize the clean up of the regulations. Statute does not allow transfer of location of endorsements only a transfer of ownership of endorsements. Board discussion. Possible various scenarios of transfers discussed.

Doug M. moves to open the project, and send the language to Law for review, then out for public comment. Jan H. seconds. No further discussion. Motion carries 4-0.

2. Manufacturer Direct Shipment License Overlapping Premises

TAB 35

Status: For board discussion.

Potential Board Actions: TDB at meeting

Kristina S. explains the purpose of the project and introduces. Joan W. comments on requirements of applying for a manufacturer direct shipment license with focus on in-state applicants. Lee Ellis, Brewers Guild of Alaska, provides comment and gives background. Board discussion.

Jan H. moves to open the project, send it to Law for review, then out for public comment. Doug M. seconds. No further discussion. Motion carries 4-0.

D. Board Requests (if any)

Board contemplates whether to open a project on trade practices. No action taken.

Board contemplates whether to open a project on removing the requirement of a package store using a registered common carrier. No action taken.

● **ALCOHOL MAILBOX**

TAB 36

Board considers at 4:08 pm

Correspondence received in the board inbox from January 20, 2024, to April 5, 2024.

● **PUBLIC TESTIMONY**

Public testimony is limited to issues not on this agenda and that are not proposed regulations.

Public testimony opens at 4:13 pm:

Jana Weltzin: asks board to consider a regs project on creating an affidavit of no changes on diagrams.

Sally Jefferson, wine institute.

4:23pm public testimony closed

Recordings and transcripts are available on AMCO's website here:

<https://www.commerce.alaska.gov/web/amco/MCBMeetingDocuments>

● **TOPICS FOR FUTURE DISCUSSION BY ABC BOARD**

A. Board Development

Dana W. puts on the staff's radar to start talking about products that have alcohol in it.

The question of when is a permit required is discussed.

● **BOARD COMMENTS**

4:43 pm

Board thanks the office and staff.

● **NEXT ABC BOARD MEETING**

The next meeting is June 25, 2024, in Utqiagvik. The deadline for complete applications for this meeting is June 7, 2024.

● **ADJOURNED**

Adjourns at 4:51 pm