



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

**Westmark Sitka
330 Seward Street
Sitka, Alaska**

November 13, 2023 at 1:00pm

Join Zoom Meeting

<https://amco-alaska-gov.zoom.us/j/87997860305?pwd=aP1DmDysi0Lz6b22PnEr4LLNSQXls.1>

Meeting ID: 879 9786 0305

Passcode: 328942

Dial by your location

+1 (719) 359-4580

+1 (669) 900-6833

November 14, 2023 at 9:00 am

Join Zoom Meeting

<https://amco-alaska-gov.zoom.us/j/83003332784?pwd=CQGLSgS3DzSafK5oZsMTWOpnMWibey.1>

Meeting ID: 830 0333 2784

Passcode: 412311

Dial by your location

+1 (719) 359 4580

+1 (669) 900-6833

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

● **ADMINISTRATION**

1:00pm

A. Call to Order

B. Roll Call

C. Approval of Agenda

D. AMCO Meeting Code of Conduct

TAB 1

- E. Top 10 Zoom FAQ TAB 2
- F. Approval of August 22, 2023 Meeting Minutes TAB 3
- G. Approval of September 29, 2023 Special Meeting Minutes TAB 4
- BOARD GOVERNANCE 1:05 pm
- DIRECTOR'S REPORT TAB 5
- ENFORCEMENT REPORT TAB 6
 - A. Notices of Violation Issued and Licensee Responses TAB 7
- LICENSING REPORT TAB 8
- DISCUSSION AND CONSIDERATION OF MOTIONS TO CONVERT LICENSES AND DELEGATED AUTHORITY TO DIRECTOR: **Refer to Tab 5**
- COMMON CARRIER APPROVAL
 - A. Director to speak to the short form v. the long form and fees TAB 9
 - B. FedEx Ground Package System, Inc.'s long form application TAB 10
- PETITION UNDER AS 04.11.405. City of Wasilla petition for additional restaurant or eating place licenses. **Board to hold a public hearing as required by AS 04.11.405(b)** TAB 11
- DELEGATED CONSENT AGENDA – NEW & TRANSFER APPLICATIONS TAB 12
THIS SECTION CAN BE APPROVED WITH DELEGATION AS A BLOCK.
 - A. **Trappers' Den Tavern:** Polar Den & Tavern, LLC
 Mile 2 Tok Cutoff, Gakona
 From: Trappers' Den Tavern, Inc.

Transfer of ownership
 Local governing body action: None
 Pending: Department of Labor, Department of Revenue
 Background investigations: pending
 1. **432, Package Store – Seasonal**
 2. **1168, Beverage Dispensary – Seasonal**
 - B. **1450 Milano's Pizzeria:** Milano's Pizza Nome, LLC
 110 Front Street #102, Nome
Restaurant or Eating Place
 From: Milano's Pizzeria, Inc.

Transfer of ownership

Local governing body action: pending City of Nome
Pending: Department of Labor, Department of Environmental Conservation
Approved: Department of Revenue
Background investigations: complete

- C. **1666 Pink Cadillac:** Pink Cadillac, LLC
369 Muldoon Road, Anchorage

Beverage Dispensary

From: Serrano's LLC dba Serrano's Mexican Grill located at No Premises

Transfer of ownership and location with a dba name change

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

- D. **Bernie's Bungalow Lounge:** Northland Soy Products, Inc.
626 D Street, Anchorage
From: 88 Double Happiness, LLC

Transfer of ownership

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

1. **3781, Beverage Dispensary**
2. **4425, Beverage Dispensary – Duplicate**
3. **5731, Beverage Dispensary – Duplicate**
4. **5732, Beverage Dispensary – Duplicate**

- E. **4350 Saint Coyote Restaurant and Lounge:** Coyote Santo, LLC
135 West Dimond Boulevard, Suite 111, Anchorage

Beverage Dispensary

From: Abraham Gallo 100% to Jose Gallo 100%

Transfer of controlling interest

Local governing body action: pending Municipality of Anchorage
Pending: Department of Labor, Department of Revenue
Background: complete

- F. **4720 Corner Point Kitchen:** Michael Rasmussen
No Premises, Fairbanks

Beverage Dispensary

From: Gallantino's Inc. dba Gallantino's Italian Restaurant located 1446 South Cushman

Transfer of ownership and location with a dba name change

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

- G. 6154 Alaska Chopped and Chowdered:** The Beardsley Group, LLC
4403 Spenard Road, Anchorage
Restaurant or Eating Place

New License application

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

- H. 6160 Harbor Mountain Brewing Company:** Harbor Mountain Brewing Company LLC
1209 A Sawmill Creek Road, Sitka
Winery

New license application

Local governing body action: pending City and Borough of Sitka
Pending: TTB permit
Approved: Department of Environmental Conservation
Background: complete

● **RECREATIONAL SITE APPLICATIONS**

THIS SECTION CAN BE APPROVED WITH DELEGATION AS A BLOCK.

- A. 6166 Pittman's Pub:** Kaitlin Morgan & Evan Morgan
3000 Fishcreek Road, Juneau
Recreational Site

TAB 13

New license application

Local governing body action: pending City and Borough of Juneau
Approved: Department of Environmental Conservation
Background investigations: complete

● **TOURISM NEW & TRANSFER APPLICATIONS**

THIS SECTION CAN BE APPROVED WITH DELEGATION AS A BLOCK.

- A. 175 Arabella:** Waterfront on Glacier Restaurant LLC
1711 Glacier Avenue, Juneau
Beverage Dispensary – Tourism
From: CNH Holding, LLC dba Breakwater Inn Restaurant & Lounge

TAB 14

Transfer of ownership and dba name change

Local governing body action: pending City and Borough of Juneau
Pending: Department of Labor
Approved: Department of Revenue
Background investigations: complete

- B. 2063 Long Rifle Lodge:** Glacier View Ventures, LLC
Mile 102 Glenn Highway, Sutton

TAB 15

Beverage Dispensary – Tourism

From: Kate Riddles 50%, William E. Stevenson 50%

To: William E. Stevenson 100%

Transfer of controlling interest

Local governing body action: pending Matanuska – Susitna Borough

Pending: Department of Labor, Department of Revenue

Background investigations: complete

● **PROTEST NEW & TRANSFER**

A. **6164 Frosted Axe Throwing:** Michael McCormick

TAB 16

409 W Fireweed Lane, Anchorage

Recreational Site

Local governing body action: protested by Municipality of Anchorage pending certification from Land Use Enforcement and a special land use permit approved by the Assembly.

● **DELEGATED CONSENT AGENDA – 2023/2024 RENEWAL APPLICATIONS**

TAB 17

THIS SECTION CAN BE APPROVED WITH DELEGATION AS A BLOCK.

License #	DBA	License Type	City	Borough
1181	Two Rivers Lodge	Beverage Dispensary	Outside City Limits	Fairbanks North Star Borough
2813	Peking Wok Restaurant	Restaurant/Eating Place	Municipality of Anchorage	
2827	Wooden Wheel Cove Trading Post	Package Store	None	None
5734	Ninja Sushi	Beverage Dispensary - Duplicate	City of Fairbanks	Fairbanks North Star Borough

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

THE BOARD HAS ALREADY SEEN THESE NOVS AS PART OF THE ENFORCEMENT REPORTS IN PAST MEETINGS, THEREFORE THIS SECTION CAN BE APPROVED WITH DELEGATION AS A BLOCK.

A. **2706 VFW Post 9981:** South Anchorage Post 9981 of The Veterans of Foreign Wars

TAB 18

12870 Old Seward Highway, Anchorage

Club

3/4/2021 – Unreported change of officers

3/25/2021 – No response to 3/5/2021 NOV for unreported change of officers

● **2023/2024 TOURISM RENEWAL APPLICATIONS**

THIS SECTION CAN BE APPROVED WITH DELEGATION AS A BLOCK.

A. **5794 Hyatt Place Anchorage:** Midtown Hotel Investors, LLC

TAB 19

101 E Tudor Road, Anchorage

Beverage Dispensary – Tourism 04.11.400(d)

● **2023/2024 REINSTATEMENT & RENEWAL APPLICATIONS**
THE BOARD SHOULD REVIEW THESE INDIVIDUALLY.

A. 4261 SubZero Bistro & Microlounge: Hook, Line & Sinker, Inc. **TAB 20**
612 F Street, Anchorage
Beverage Dispensary – Duplicate

B. Alaska Rendezvous: Alaska Rendezvous Lodge, Inc. **TAB 21**
Mile 45.6 Richardson Highway, Valdez

1. 4270, Beverage Dispensary

2. 4271, Package Store

● **BOARD CONSIDERATION**
THE BOARD SHOULD REVIEW THESE INDIVIDUALLY.

A. 2924 Mug – Shot Saloon: MTM, Inc. **TAB 22**
251 Parks Highway, Wasilla
Beverage Dispensary

Consideration: Personal Representative is asking for a time extension to submit a transfer because the Stockholder with controlling interest has passed. The Estate has just entered probate.

B. 4742 Thibodeaus Liquor: Thibodeaus Market Inc. **TAB 23**
No premises, Juneau
Package Store

Consideration: 3rd AB-29 waiver request

● **SECURITY INTEREST/INVOLUNTARY RETRANSFERS**
THE BOARD SHOULD REVIEW THESE INDIVIDUALLY.

A. Evangelos Restaurant: K & G Enterprises, LLC **TAB 24**
From: Evangelos LLC

Involuntary retransfers

Local governing body action: pending City of Wasilla, Matanuska – Susitna Borough

Pending: Department of Labor, Department of Revenue

Background investigations: complete

1. 4760, Beverage Dispensary
2530 East Parks Highway – Upstairs, Wasilla

2. 4839, Beverage Dispensary – Duplicate
2530 t Parks Highway – Downstairs

- B. 1240 Willow Trading Post: 2-R-BAR LLC** TAB 25
14345 North Willow Station Road, Willow
From: Willow Trading Post Inc. dba Willow Trading Post Lodge

Transfer of ownership with a security interest and a dba name change
Local governing body action: pending Matanuska – Susitna Borough
Approved: Department of Revenue, Department of Labor Employment Security
Background investigations: complete

Department of Labor Worker’s Compensation states Willow Trading Post Inc. is non-compliant due to an outstanding civil penalty that has not been paid in full.

- C. 4542 The Trees RV Park & General Store: The Trees LLC** TAB 26
Milepost 10.2 Mitkof Highway, Petersburg
Package Store
From: The Trees RV LLC

Involuntary retransfer
Local governing body action: protest waived by Petersburg Borough
Pending: Department of Labor, Department of Revenue
Background investigations: pending

- D. 4542 The Trees General Store and RV Park: PAH, LLC** TAB 27
Milepost 10.2 Mitkof Highway, Petersburg
Package Store
From: The Trees LLC dba The Trees RV Park & General Store

Transfer of ownership with a security interest and a dba name change
Local governing body action: pending Petersburg Borough
Pending: Department of Labor, Department of Revenue
Background investigations: pending

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

- A. 301 The Office and 6003 Meta & Rose** TAB 28

Background: At the August 22, 2023 meeting, the board motioned to table consideration of #301’s location transfer to a future meeting pending modifications to the proposed licensed premises. Staff had a meeting with both licensees and all parties came to agreement that #6003 (restaurant or Eating Place) would transfer to a “no premises” until they can either sell the license or find a new location and #301 (Beverage Dispensary) would take possession of Suite 37.

For Consideration: Before the board today is a completed transfer of controlling interest of Meta & Rose, Co. which needs to be considered *before* the transfers of location. All three applications should be considered and voted on separately.

1. **6003 Meta & Rose:** Meta & Rose, Co. TAB 28.1
290 N Yenlo St, Suite 37, Wasilla
Restaurant or Eating Place
From: Garic Hayes 100%
To: Mae Hayes 100%

Transfer of controlling interest

Local governing body action: pending City of Wasilla, Matanuska - Susitna Borough
Pending: Department of Labor Worker's Compensation
Approved: Department of Revenue
Background investigations: complete

Department of Labor Employment Security responded Meta & Rose, Co. is non – compliant.

2. **6003 Meta & Rose:** Meta & Rose, Co. TAB 28.2
No Premises, Wasilla
Restaurant or Eating Place
From: 290 N Yenlo St, Suite 37

Transfer of location

Local governing body action: pending City of Wasilla, Matanuska - Susitna Borough
Pending: Department of Labor, Department of Revenue
Background investigations: complete

3. **301 The Office:** 18-1, LLC TAB 28.3
290 North Yenlo Street, Suite 37, Wasilla
Beverage Dispensary
From: 1987 East Bogard Road, Unit E&F

Transfer of location under AS 04.11.400(k)

Local governing body action: pending City of Wasilla, Matanuska - Susitna Borough
Pending: Department of Environmental Conservation
Background Investigations: complete

Staff has instructed the applicant based on their public notices, which list the new dba as The Office, that the dba is required to be changed from Meta & Rose to The Office. To reverse this, staff has explained the most efficient way is to complete the Business Name Change process by submitted an AB-13 form. **Does the ABC Board agree with staff's direction?**

The applicant would like to continue to utilize the lobby space (as seen in the diagrams) the same way the transferor, Meta & Rose Co., currently operates as an alternating premises. **Would transferee, 18-1, LLC, need to submit a new AB-34 Alternating Premises Request?**

- B. **4279 Bear Paw Bar & Grill:** Out in the Boonies, Inc. TAB 29
190 West Tudor Road, Anchorage
Beverage Dispensary

Renewal application

NOV 5/24/2021 – Minors without work permits.

Background: At the August 2023 meeting, the board tabled the consideration of the 2023-2024 renewal application pending issuance of an accusation related to the aforementioned notice of violation. Director Wilson has issued the accusation, an informal conference was conducted, and Director Wilson and the licensee and licensee’s attorney are in settlement agreement conversations.

- C. 4283 Pub House: Bistro IT, LLC**
1020 West 12th Avenue, Anchorage
Beverage Dispensary – Tourism
From: RB Enterprises, LLC 50% and Mystery Ranch, LLC 50%
To: RB Enterprises, LLC 100%

Transfer of ownership

Local governing body action: protest waived by Municipality of Anchorage
Pending: Department of Revenue, Department of Labor
Background investigations: complete

Background: At the August 2023 meeting, the board tabled the consideration of this transfer application for staff to obtain additional information regarding the eligibility of the Beverage Dispensary – Tourism license and the possibility of long-term rentals on site. The situation is currently under investigation and no action is needed from the board at this time.

● **REGULATIONS**

A. Board Discussion

- 1. Special Investigator Hiring Standards** **TAB 30**
Status: Draft for board discussion
Potential Board Actions: TBD at meeting

- 2. Shipments from Manufacturer Direct Shipment Licensees** **TAB 31**
Status: Draft for board discussion
Potential Board Actions: TDB at meeting

- 3. Large Resort Endorsements** **TAB 32**
Status: Draft for board discussion
Potential Board Actions: TDB at meeting

B. Board Requests (if any)

Question for the board: would the board like to have an oral hearing on the Trade Practices regulation?

● **2024 ABC BOARD MEETING CALENDAR AND LOCATION DISCUSSION** **TAB 33**

● **PUBLIC TESTIMONY**

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

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

● **BOARD COMMENTS**

● **ALCOHOL MAILBOX**

TAB 34

Correspondence received in the alcohol@alaska.gov inbox from August 12, 2023 – November 3, 2023.

● **NEXT ABC BOARD MEETING**

The next meeting is TBD.

● **ADJOURNED**