

**MINUTES OF THE REGULAR MEETING OF THE
ALCOHOL, GAMBLING & TOBACCO COMMISSION
March 6, 2019**

The regular meeting of the Alcohol, Gambling & Tobacco Commission was held on Wednesday, March 6, 2019, at 4:45 p.m., in the City Council Chamber, 3rd Floor, City Hall.

ROLL CALL: Present: Patricia Stolee, Lon Hanson, Ryan Stauber, Jeff Rosenthal

Absent: Adam Wisocki, Mark Osthus, Bjorn Braaten

Approval of the January 2, 2020 Alcohol, Gambling, and Tobacco Commission minutes.

Motion to approve by Commissioner Stauber, and a second was made by Commissioner Hanson.

COMMUNICATIONS: CITY ATTORNEY SUBMITTING NOTICE OF MARCH 6, 2019, HEARING TO DECIDE WHAT, IF ANY, DISCIPLINARY ACTION SHOULD BE TAKEN REGARDING THE ON SALE INTOXICATING LIQUOR LICENSE OF MARTHA'S DAUGHTER, LLC. D/B/A MARTHA'S DAUGHTER, 107 EAST SUPERIOR STREET, DULUTH, MN 55802

OLD BUSINESS:

LAWFUL GAMBLING:

NEW BUSINESS: The AGT Commission designated today as Ryan Stauber Day in honor of his eight years of serving on the commission. Thank you Commissioner Stauber!

UP NORTH BEER EXCHANGE – APPLICATION FOR AN ON SALE WINE LICENSE FOR UP NORTH BEER DE CARO DULUTH, LLC (UP NORTH BEER EXCHANGE) 1905 WEST SUPERIOR STREET, WITH JORDAN DE CARO, 100% OWNER FOR THE PERIOD ENDING AUGUST 31, 2019. Raeanne appeared on behalf of the applications and spoke about how excited they are to be part of the Lincoln Park Neighborhood revival. They also explained that they would be using a self-serve draft beer and premium wine system called “Pourit” A motion to approve was made by Commissioner Rosenthal and a second was made by Commissioner Hanson. Motion carried.

UP NORTH BEER EXCHANGE – APPLICATION FOR AN ON SALE BEER LICENSE FOR UP NORTH BEER DE CARO DULUTH, LLC (UP NORTH BEER EXCHANGE) 1905 WEST SUPERIOR STREET, WITH JORDAN DE CARO, 100% OWNER FOR THE PERIOD ENDING APRIL 30, 2020. A motion to approve was made by Commissioner Hanson and a second was made by Commissioner Rosenthal. Motion carried.

TROPHY CAFÉ LLC – APPLICATION FOR AN ON SALE WINE LICENSE FOR TROPHY CAFÉ, LLC. (TROPHY CAFE) 1314 COMMONWEALTH AVE., WITH LARRY PULKRABEK 50% OWNER AND DONNA PULKRABEK, 50% OWNER FOR THE PERIOD ENDING AUGUST 31, 2019. Mike O’Hare appeared on behalf of the applications. Mr. O’Hare stated that they would have an 8:00 p.m. closing Monday – Saturday. A motion to approve was made by Commissioner Rosenthal and a second was made by Commissioner Stauber. Motion carried

TROPHY CAFÉ LLC – APPLICATION FOR AN ON SALE BEER LICENSE FOR TROPHY CAFÉ, LLC. (TROPHY CAFE) 1314 COMMONWEALTH AVE., WITH LARRY PULKRABEK 50% OWNER AND DONNA PULKRABEK, 50% OWNER FOR THE PERIOD ENDING APRIL 30, 2020. A motion to approve was made by Commissioner Rosenthal and a second was made by Commissioner Hanson. Motion carried

AVI, LLC (BOAT CLUB RESTAURANT AND BAR)– APPLICATION FOR A TEMPORARY EXPANSION OF THE DESIGNATED SERVING AREA OF THEIR ON SALE INTOXICATING LIQUOR LICENSE FOR FRIDAY, MARCH 29, 2019 FOR “FITGERS TASTE”. Jason Vincent appeared on behalf of the application. Mr. Vincent told the commission that this is the 25th year for “Fitgers Taste” He also stated that the plan would be the same as last year. Clerk Pirkola explained to the commission that after much discussion, this plan was acceptable to both parties, and worked well in the past. A motion to approve was made by Commissioner Hanson, and a second was made by Commissioner Ryan. Motion carried.

THE OMC, LLC (OMC SMOKEHOUSE) - APPLICATION FOR AN ON SALE INTOXICATING LIQUOR LICENSE FOR THE OMC, LLC (OMC SMOKEHOUSE) 1909 WEST SUPERIOR STREET, WITH THOMAS HANSON 88% OWNER, LOUIS HANSON 4%OWNER, JEFFERY PETCOFF 4% OWNER, AND DANIEL LEFEBURE 4% OWNER, FOR PERIOD ENDING AUGUST 31, 2019. Mr. Hanson appeared on behalf of the application. Commissioner Stauber asked what the hours of operation would be. Mr. Hanson explained that they would be the same as the restaurant. 11:00 a.m. – 9:00 p.m. on weekdays and 11:00 a.m. – 10:00 p.m. on weekends. A motion to approve was made by Commissioner Rosenthal and a second was made by Commissioner Hanson. Motion carried

HEARING TO DECIDE WHAT, IF ANY, DISCIPLINARY ACTION SHOULD BE TAKEN REGARDING THE ON SALE INTOXICATING LIQUOR LICENSE OF MARTHA’S DAUGHTER, LLC. D/B/A MARTHA’S DAUGHTER, 107 EAST SUPERIOR STREET, DULUTH, MN 55802 Commissioner Rosenthal asked Attorney Hanke what the Commission’s options were pertaining to the license. Attorney Hanke stated that the City recommends suspension of the license indefinitely until the city is reimbursed and Banda can provide proof of proper insurance coverage. Commissioner Hanson made a motion to suspend Martha’s Daughter’s license with no additional late penalties being added to the dollar amounts owed. A second was made by Commissioner Ryan. Motion carried.

Meeting Adjourned at 5:12 p.m.