

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

January 7, 2015

The regular meeting of the Alcohol, Gambling & Tobacco Commission was held on Wednesday, January 7, 2015, at 4:45 p.m., in the City Council Chambers, 3rd Floor, City Hall.

ROLL CALL: Present: Dennis Birchland, Bjorn Braaten, Ryan Stauber,  
President Pekkala, Jeff Rosenthal, Bryn Pollard

Absent: Lindsay Bartholomew-Kolu

Approval of the September 3, October 1, and November 5, 2014 minutes of the Alcohol, Gambling and Tobacco Commission - Unanimously approved.

Election of Officers:

2015 President: Commissioner Stauber – Unanimously elected

2015 Vice President: Commissioner Rosenthal - Unanimously elected

Mr. Birchland moved TO SUSPEND THE RULES TO CONSIDER THE APPLICATION FOR A TEMPORARY ON-SALE INTOXICATING LIQUOR LICENSE FOR MINNESOTA BALLET (CELEBRITY DANCE CHALLENGE). Mr. Rosenthal seconded the motion, and it was unanimously approved.

**LAWFUL GAMBLING**

Western Lake Superior Habitat for Humanity                      raffle – 60 day waiver request

Erin Courier appeared on behalf of the application. Ms. Courier stated that the raffle would be conducted at the Duluth Home Show and that they are anticipating selling close to 1,000 tickets. All proceeds of the raffle would benefit the Western Lake Superior Habitat for Humanity. Commissioner Stauber moved THAT THE 60 DAY WAIVER REQUEST OF WESTERN LAKE SUPERIOR HABITAT FOR HUMANITY BE APPROVED, AND THE SAME BE RECOMMENDED TO THE CITY COUNCIL FOR APPROVAL. Commissioner Braaten seconded the motion, and it was unanimously approved.

**NEW BUSINESS:**

**MINNESOTA BALLET, (CELEBRITY DANCE CHALLENGE), 1215 RICE LAKE ROAD** – APPLICATION FOR A TEMPORARY ON-SALE INTOXICATING LIQUOR

LICENSE FOR FEBRUARY 5, 2015, WITH WILLY MCMANUS, MANAGING DIRECTOR.

Willy McManus, managing agent, appeared on behalf of the application. Ms. McManus stated that this is the 9<sup>th</sup> of the event being held by the Ballet and there are no changes from prior years. In response to questioning from the Commission Ms. McManus stated that there would be a bar set up in the lobby area of the theatre and that all proceeds benefit the ballet. The Clerk informed the Commission that the application had been reviewed and approved by Officer Vang and that an off-duty Duluth police officer was hired for the event. Commissioner Rosenthal moved to approve the APPLICATION FOR TEMPORARY ON-SALE INTOXICATING LIQUOR LICENSE FOR FEBRUARY 5, 2015 FOR THE MINNESOTA BALLET (CELEBRITY DANCE CHALLENGE). Commissioner Stauber seconded the motion, and it was unanimously approved.

**OLD BUSINESS:**

**FRATERNAL BUILDING ASSN. (DULUTH OWLS CLUB) 118 E. 2<sup>nd</sup> ST. –**  
APPLICATION FOR ON-SALE WINE LICENSE FOR THE PERIOD ENDING AUGUST 31, 2015.

Benjamin Marsen and Benjamin Smalls appeared on behalf of the application. The Commission discussed at length whether a private club holding a consumption and display permit was able to obtain a Wine License. Attorney Lutterman discussed the provisions of Minnesota Statutes Section 340A.414. The Commission determined to request a formal opinion from the Minnesota Liquor Control Commissioner on the matter.

Commissioner Stauber moved to TABLE THE APPLICATION FOR FRATERNAL BUILDING ASSN. (DULUTH OWLS CLUB) 118 E. 2<sup>nd</sup> ST. Commissioner Birchland seconded the motion and it was unanimously approved.