

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

August 1, 2012

The regular meeting of the Alcohol, Gambling & Tobacco Commission was held on Wednesday, August 1, 2012, at 4:45 p.m., in the City Council Chambers, 3rd Floor, City Hall.

ROLL CALL: Present: Dennis Birchland,, Heath Hickok, Chris Pekkala,
Ryan Stauber - 4
Absent: George Hanson, President Donahue - 2

NEW BUSINESS:

COLLEGE ST. SCHOLASTICA, (HOMECOMING TAILGATE PARTY), 1200 KENWOOD AVENUE - APPLICATION FOR A TEMPORARY 3.2 MALT LIQUOR LICENSE FOR SEPTEMBER 15, 2012, WITH CARRIE EMSLANDER, MANAGER.

Carrie Emslander was present on behalf of the application. Ms. Emslander explained that this is their annual tailgating party being held in the parking lot at the school prior to the football game as part of the alumni weekend. She continued saying that the event will be open to parents and alumni going to the game and will run from 11:30 a.m. to 3:30 p.m. To questioning, Ms. Emslander replied that they a section of the parking lot fenced off for the beer garden and will be hiring one off duty police officers for the event. Officer Vang stated that they agreed upon security for the event. There being no further discussion, Mr. Birchland moved that the APPLICATION OF COLLEGE OF ST SCHOLASTICA, 1200 KENWOOD AVENUE, FOR A TEMPORARY ON SALE 3.2 PERCENT MALT LIQUOR LICENSE FOR SEPTEMBER 15, 2012, WITH CARRIE EMSLANDER, MANAGER, BE APPROVED AND THE SAME BE RECOMMENDED TO THE CITY COUNCIL FOR APPROVAL. Mr. Pekkala seconded the motion and it was unanimously approved.

DULUTH-SUPERIOR GLBT PRIDE, INC, (DULUTH-SUPERIOR GLBT PRIDE FESTIVAL), BAYFRONT PARK - APPLICATION FOR A TEMPORARY ON SALE INTOXICATING LIQUOR LICENSE FOR SEPTEMBER 1, 2012, WITH CAROLYN REISBERG, MANAGER.

Carolyn Reisberg was present on behalf of the application. Ms. Reisberg reviewed this is annual celebration at Bayfront with all the same procedures in place as in the past years with two beer stations set up and officers carding the people. She continued saying that she is working with the police department for security. Officer Vang stated he has approved the application. There being no further discussion, Mr. Birchland

moved THAT THE APPLICATION OF DULUTH-SUPERIOR GLBT PRIDE, INC, (DULUTH-SUPERIOR GLBT PRIDE FESTIVAL), BAYFRONT PARK, FOR A TEMPORARY ON SALE INTOXICATING LIQUOR LICENSE FOR SEPTEMBER 1, 2012, WITH CAROLYN REISBERG, MANAGER, BE APPROVED, AND THE SAME BE RECOMMENDED TO THE CITY COUNCIL FOR APPROVAL. Mr. Pekkala seconded the motion, and it was unanimously approved.

NORTHLAND COUNTRY CLUB, 3901 E. SUPERIOR ST - APPLICATION FOR A TEMPORARY ON SALE INTOXICATING LIQUOR LICENSE FOR AUGUST 22, 2012, WITH JOE O'CONNOR, MANAGER.

Joe O'Connor was present on behalf of the application. Mr. O'Connor explained that this is the annual Duluth Builders Exchange golf outing being held on August 22nd, and due to the large number of players, they need to get a temporary liquor license to accommodate the large number of non member players. The clerk reviewed that because they have a club license, they need to apply for this license to allow the public on the facility to consume alcohol. To questioning from the commission, Mr. O'Connor replied that security for the event has been arranged. There being no further discussion, Mr. Birchland moved THAT THE APPLICATION OF NORTHLAND COUNTRY CLUB, 3901 E. SUPERIOR ST FOR A TEMPORARY ON SALE INTOXICATING LIQUOR LICENSE FOR AUGUST 22, 2012, WITH JOE O'CONNOR, MANAGER, BE APPROVED, AND THE SAME BE RECOMMENDED TO THE CITY COUNCIL FOR APPROVAL. Mr. Hickok seconded the motion, and it was unanimously approved.

THE DUKE PARTNERS, LLC, (SPURS ON 1ST), 109 W. 1ST ST. - APPLICATION FOR TEMPORARY EXPANSION OF THEIR ON SALE INTOXICATING LIQUOR LICENSE FOR SEPTEMBER 15, 2012 (RAIN DATE SEPTEMBER 22, 2012).

Nick Patronas was present on behalf of the application. Mr. Patronas explained that he is planning on having a street dance in front of the bar with the whole area being fenced from the avenue over to the bar. To questioning from the commission, Mr. Patronas replied that they will be doing the same procedures as they do for the street dance for Aces and will have four off duty police officer working the outside area checking ID's. He continued saying there will be a cover charge to get into the outside area but not into the bar. Mr. Patronas also stated that the event will start around 6:00 p.m. and end at midnight. The clerk stated that a special events license is needed to block off the street. There being no further discussion, Mr. Stauber moved that THE APPLICATION OF THE DUKE PARTNERS, LLC, (SPURS ON 1ST), 109 W. 1ST ST. FOR TEMPORARY EXPANSION OF THEIR ON SALE INTOXICATING LIQUOR LICENSE FOR SEPTEMBER 15, 2012, (RAIN DATE SEPTEMBER 22, 2012), BE APPROVED, AND THE SAME BE RECOMMENDED TO THE CITY COUNCIL FOR APPROVAL. Mr. Hickok seconded the motion, and it was unanimously approved.

CW CHIPS GRILL & BAR, INC. (TWINS BAR), 501 EAST 4TH STREET - APPLICATION FOR TEMPORARY EXPANSION OF THEIR ON SALE INTOXICATING LIQUOR LICENSE FOR AUGUST 25, 2012.

Mark Glad was present on behalf of the application. Mr. Glad explained that this application is in conjunction with the Hillfest Celebration sponsored by the Neighborhood Housing Services. He continued saying that this will be the third year of the event with the event being bigger and lasting longer. To questioning from the commission, Mr. Glad replied that they will have a bar set up outside in the parking lot between two buildings with fencing along the alley and the stage set up in the front. To further questioning, Mr. Glad stated he has talked to the police department and security has been arranged for the event. There being no further discussion, Mr. Hickok moved THAT THE APPLICATION OF CW CHIPS GRILL & BAR, INC. (TWINS BAR), 501 E. 4TH ST., FOR TEMPORARY EXPANSION OF THEIR ON SALE INTOXICATING LIQUOR LICENSE FOR AUGUST 25, 2012, BE APPROVED, AND THE SAME BE RECOMMENDED TO THE CITY COUNCIL FOR APPROVAL. Mr. Birchland seconded the motion, and it was unanimously approved.

HISTORIC UNION DEPOT, (THE DEPOT), 506 W. MICHIGAN STREET - APPLICATION FOR TEMPORARY EXPANSION OF THEIR ON SALE INTOXICATING LIQUOR LICENSE FOR AUGUST 30, 2012.

Ken Buehler was present on behalf of the application. Mr. Buehler explained that this application is for the Mayor's Pride reception which ties in with the GLBT Pride weekend. He reviewed that they will be putting a service bar outside with the hours going from 4:00 p.m. to 8:00 p.m. He continued saying that they will be applying for a special events license to close off Michigan street with barricades with check points in order to expand their liquor sales out onto the street. To questioning from the commission, Mr. Buehler replied that they will be setting up a stage on Michigan Street directly across from the entrance to the Great Hall with snow fencing behind the stage area supported by the parking meters. He went on to say he will be contracting with the police department for security for both events. There being no further discussion, Mr. Stauber moved that THE APPLICATIONS OF HISTORIC UNION DEPOT, (SLC HERITAGE & ARTS CENTER), 506 WEST MICHIGAN ST, FOR TEMPORARY EXPANSION OF THE LICENSED PREMISES OF THEIR ON SALE INTOXICATING LIQUOR LICENSE FOR AUGUST 30, 2012, BE APPROVED, AND THE SAME BE RECOMMENDED TO THE CITY COUNCIL FOR APPROVAL. Mr. Pekkala seconded the motion, and it was unanimously approved.

MN CITIZENS FEDERATION NORTHEAST, (FUNDRAISING LASAGNA DINNER), 2430 W. 3RD ST - APPLICATION FOR A TEMPORARY ON SALE INTOXICATING LIQUOR LICENSE FOR SEPTEMBER 12, 2012, WITH BUDDY ROBINSON, MANAGER.

Buddy Robinson was present on behalf of the application. Mr. Robinson explained that they are having a sit down lasagna dinner, silent auction, and a program with a speaker and would like to be able to sell a glass of wine to continue with the night with an Italian theme. To questioning from the commission, Mr. Robinson replied that will be having the event from 5:30 p.m. to 8:00 p.m. and hope to have about 100-150 people for the dinner. He continued saying that the dinner will be at Holy Family Catholic Church and the age group is usually 45 to 75 years of age. The clerk stated that the police department is not requiring security for the event. There being no further discussion, Mr. Hickok moved that THE APPLICATION OF MN CITIZENS FEDERATION NORTHEAST, (FUNDRAISING LASAGNA DINNER), 2430 W. 3RD ST, FOR A TEMPORARY ON SALE INTOXICATING LIQUOR LICENSE FOR SEPTEMBER 12, 2012, WITH BUDDY ROBINSON, MANAGER, BE APPROVED, AND THE SAME BE RECOMMENDED TO THE CITY COUNCIL FOR APPROVAL. Mr. Pekkala seconded the motion, and it was unanimously approved.

RENEWAL APPLICATIONS OF THE ON SALE INTOXICATING LIQUOR LICENSES, ON SALE SUNDAY LICENSES, ON SALE DANCING LICENSES, ADDITIONAL BAR LICENSES, AND 2:00 A.M. LICENSES, FOR THE PERIOD BEGINNING SEPTEMBER 1, 2012, AND ENDING AUGUST 31, 2013.

RENEWAL APPLICATIONS OF THE ON SALE WINE LICENSES FOR THE PERIOD BEGINNING SEPTEMBER 1, 2012, AND ENDING AUGUST 31, 2013.

RENEWAL APPLICATIONS OF THE OFF SALE INTOXICATING LIQUOR LICENSES FOR THE PERIOD BEGINNING SEPTEMBER 1, 2012, AND ENDING AUGUST 31, 2013.

RENEWAL APPLICATIONS OF THE ON SALE "CLUB" LIQUOR LICENSES FOR THE PERIOD BEGINNING SEPTEMBER 1, 2012, AND ENDING AUGUST 31, 2013.

RENEWAL APPLICATION OF THE BREWERY MALT LIQUOR OFF SALE INTOXICATING LIQUOR LICENSES FOR THE PERIOD BEGINNING SEPTEMBER 1, 2012, AND ENDING AUGUST 31, 2013.

The clerk reviewed that all intoxicating liquor licenses come due for renewal on September 1st each year. The clerk explained that the police, fire, city sales tax, and health departments all have to give their approval to the each licensee's renewal before issuance. The clerk also stated that city sales tax and property taxes also need to be paid in full before issuance. To questioning from the commission, the clerk replied that there are several licensees who have a problem with a department or a tax issue, and that as of September 1st no license will be issued unless all the departments have given their approval. There being no further discussion, Mr. Birchland moved that THE RENEWAL INTOXICATING LIQUOR APPLICATIONS AS LISTED BE APPROVED, AND THE SAME BE RECOMMENDED TO THE CITY COUNCIL FOR APPROVAL. Mr. Stauber seconded the motion, and it was unanimously approved.

LAWFUL GAMBLING

PREMISE PERMITS:

Lake Superior Zoological Society raffle - 60 day waiver

Anita Skutevik was present on behalf of the application. Ms. Skutevik explained that North Star Ford has offered a car for the zoo to raffle as a fundraiser to help with the repairs caused by the floor in July. She stated that they hope to sell 1000 tickets at \$50 each. There being no further discussion, Mr. Birchland moved that THE 60 DAY WAIVER REQUEST FOR MN TEEN CHALLENGE BE APPROVED, AND THE SAME BE RECOMMENDED TO THE CITY COUNCIL FOR APPROVAL. Mr. Pekkala seconded the motion, and it was unanimously approved.

MN Teen Challenge

raffle - 60 day waiver - Approved

Keith Johnson was present on behalf of the application. Mr. Johnson explained that are having their annual banquet and silent auction October 26th, and they will also be raffling off a 1980 Hockey team print selling 500 tickets at \$20 a ticket. He further explained that their event is within the 60 day waiting period so they need to get a waiver from the city in order to get their permit from the State. There being no further discussion, Mr. Birchland moved that THE 60 DAY WAIVER REQUEST FOR MN TEEN CHALLENGE BE APPROVED, AND THE SAME BE RECOMMENDED TO THE CITY COUNCIL FOR APPROVAL. Mr. Pekkala seconded the motion, and it was unanimously approved.

There being no further business to bring before the commission, the meeting was adjourned at 5:35 p.m.