

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

April 5, 2017

The regular meeting of the Alcohol, Gambling & Tobacco Commission was held on Wednesday, May 3, 2017, at 4:45 p.m., in the City Council Chamber, 3rd Floor, City Hall.
ROLL CALL: Present: Ryan Stauber, Patricia Stolee, Adam Wisocki,, Mark Osthus

Absent; Lon Hanson, Jeff Rosenthal, Bjorn Braaten

COMMUNICATIONS:

April Meeting Minutes – Motion made to approve by Commissioner Stauber, second made by Commissioner Stolee. Motion carried.

LAWFUL GAMBLING:

Exempt Raffle Permit – 60 Day Waiver Welch Center, Inc. Russ Salgy appeared on behalf of the application. Commissioner Stolee made a motion to approve and a second was made by Commissioner Stauber.

NEW BUSINESS:

ALPINE BAR AND LOUNGE (ALPINE BAR AND LOUNGE, INC.) 1308 COMMONWEALTH AVE _

APPLICATION FOR TEMPORARY EXPANSION OF THE DESIGNATED SERVING AREA OF THEIR ON SALE INTOXICATING LIQUOR LICENSE FOR JUNE 23-25, 2017 FOR FAR WEST FEST. TIMES YET TO BE DETERMINED. Kim Escola appeared on behalf of the application, and explained that everything would be the same as last year and they are working with officer Vang to secure officers. Commissioner Stauber made a motion to approve and a second was made by Commissioner Osthus. Motion carried.

PDL OF DULUTH, INC (CLUB SARATOGA) 331 CANAL PARK DRIVE –

APPLICATION FOR TEMPORARY EXPANSION OF THE DESIGNATED SERVING AREA OF THEIR ON SALE INTOXICATING LIQUOR LICENSE FOR JUNE 17, 2017 FROM 8:00 A.M. – 2:00 P.M. Phil Fish appeared on behalf of the application. President Wisocki asked if this would be the same as last year's Marathon, and Mr. Fish told the commission it would be exactly the same. A motion was made by Commissioner Osthus, and a second was made by Commissioner Stolee. Motion carried.

SUPERIOR ALES, LLC (7 WEST TAPHOUSE) 2510 MAPLE GROVE ROAD, SUITE 100 -

APPLICATION FOR AN ON SALE INTOXICATING LIQUOR, AND ON SALE SUNDAY LIQUOR LICENSE FOR THE PERIOD ENDING AUGUST 31, 2017, WITH RICK LAMPTON 45% OWNER AND STEVE LETNES 55% OWNER. Mr. Letnes appeared on behalf of the application. President Wisocki asked what the business hours would be and Mr. Letnes stated that they never stay open past midnight. Commissioner Stauber made a motion to approve the application and a second was made by Commissioner Stolee. Motion carried.

HOOPS BREWING COMPANY, LLC (HOOPS BREWING) 325 LAKE AVENUE SOUTH –
APPLICATION FOR AN ON SALE BREWERY MALT LIQUOR (TAPROOM), AND BREWERY MALT LIQUOR OFF SALE(GROWLER) AND SUNDAY(TAPROOM) LICENSE ENDING AUGUST 31, 2017, WITH DAVID HOOPS 100% OWNER. David Hoops appeared on behalf of the application. He explained that the tap house would be in the old Timber Lodge Steakhouse. Clerk's office asked about the sharing of bathrooms. Officer Vang said it would be ok as long as his liquor couldn't go to the other business and vice-versa. Commissioner Stauber asked when they would be opening, and Mr. Hoops said, "Hopefully by Grandma's Marathon. Commissioner Stolee made a motion to approve and a second was made by Commissioner Osthus. Motion carried.

SHOTZ BAR, INC (SHOTZ BAR) 1321 COMMONWEALTH AVE –
APPLICATION FOR TEMPORARY EXPANSION OF THE DESIGNATED SERVING AREA OF THEIR ON SALE INTOXICATING LIQUOR LICENSE FOR JUNE 24, 2017 TIME TO BE DETERMINED. Kathleen Rose appeared on behalf of the application. She explained that it would be the same set up as last year for Far West Fest, and that the hours would also be the same. A motion was made by Commissioner Osthus and a second was made by Commissioner Stauber. Motion carried.

LAKE EFFECT, INC. (LAKE AVENUE RESTAURANT AND BAR) 394 SOUTH LAKE AVENUE-
APPLICATION FOR A TEMPORARY EXPANSION OF THE DESIGNATED SERVING AREA OF THEIR ON SALE INTOXICATING LIQUOR LICENSE FOR JUNE 16-17, 2017 FROM 7P.M.-1A.M. ON JUNE 16TH AND FROM 4 P.M. – 1 A.M. ON JUNE 17TH. Derek Snyder appeared on behalf of the application. He explained that this would be their seventh year. A motion was made by Commissioner Osthus and a second was made by Commissioner Ryan. Motion carried.

THE GREATER FOOL, LLC (AMAZING GRACE BAKERY AND CAFÉ) 394 SOUTH LAKE AVENUE –
APPLICATION FOR THE TRANSFER OF THE ON SALE WINE AND ON SALE NON INTOXICATING BEER LICENSE FROM STEWART ZANN CORPORATION, 394 LAKE AVENUE SOUTH, DULUTH, TO THE GREATER FOOL, LLC (AMAZING GRACE BAKERY AND CAFE), SAME ADDRESS WITH CONNOR RILEY 100% OWNER. Connor Riley appeared on behalf of the application. Mr. Riley explained he had just purchased the café. Officer Vang asked for paper work that says the previous owner wants to sell and transfer the license. Mr. Riley provided the clerk with sale documents. Attorney Lutterman explained that we do not need copies of all the documents, and that at the end of the meeting he would be returned the documents. Commissioner Stolee made a motion to approve the application and a second was made by Commissioner Ryan.

A KRAUSE, LLC (BLUSH) 18 NORTH 1ST AVENUE WEST –
APPLICATION FOR AN ON SALE INTOXICATING LIQUOR AND DANCING LICENSE FOR THE PERIOD ENDING AUGUST 31, 2017, WITH DANIEL NORGARD 20%, MICAH TIGNER 20%, GABRIELLE HAGSTROM 20%, MICHAEL PRESTON 20%, HEDWYN GUFFLYR 20%, OWNERS. Daniel Norgard and Micah Tigner appeared on behalf of the application. Mr. Norgard explained the theme of the restaurant and told the commission that the hours would be from 4:00 p.m. to 12:00 a.m. Officer Vang talked to the owners about the problems the DPD has in that area and that it was a concern. Officer Vang stated that if the statement of closing early holds true, it should alleviate some of the issues in the area. Officer Vang stated that he approved of the application. Commissioner Osthus made a motion to approve and a second was made by Commissioner Stauber, and he also stated his concerns for another establishment in the area and hoped that they would hold to closing early. Motion carried.

ZENITH ASSET COMPANY (INN ON LAKE SUPERIOR) 350 CANAL PARK DRIVE –

APPLICATION FOR A PERMANENT EXPANSION OF THE DESIGNATED SERVING AREA OF THEIR ONE SALE INTOXICATING LIQUOR LICENSE TO ALLOW SALES OF OPEN CONTAINERS FROM THE GIFT SHOP TO GUESTS TO CONSUME ANYWHERE ON THE HOTEL PROPERTY, INCLUDING GUEST ROOMS FOR PERIOD ENDING 8/31/2017.

No one appeared on behalf of the application. Commissioner Stauber made a motion to table until the June meeting and a second was made by Commissioner Stolee. Application tabled until June.

PLAYERS GRANDSTAND INC, (PLAYERS GRANDSTAND 4024 GRAND AVENUE, DULUTH MN-

APPLICATION FOR A TEMPORARY EXPANSION OF THE DESIGNATED SERVING AREA OF THEIR ON SALE INTOXICATING LIQUOR LICENSE FOR JULY 15, 2017 FROM 10:00 A.M.- 1:00 A.M. Mr. MacArthur, owner of Players appeared on behalf of the application. There was a confusion as to where the event was held last year. It was held inside last year. This is the first year for the expansion application. Mr. Salgy is getting the permit to close the alley, Officer Vang stated that they will need cops to staff the event, from the time they start selling alcohol outside. Mr. MacArthur stated that they wouldn't be starting until 2:00 p.m. even though the permit began at 10:00 a.m. Attorney Lutterman raised a concern about the homes bordering the alley and possible complaints. The band will be playing until midnight. Officer Vang stated that as far as the police department was concerned, it would be ok. Officer Vang will be working with the owner as to hiring of officers. Commissioner Osthus made a motion to approve the application and a second was made by Commissioner Ryan. Motion Carried.

RED HERRING, LLC (THE RED HERRING LOUNGE) 208 EAST 1ST STREET-

APPLICATION FOR A PERMANENT EXPANSION OF THE DESIGNATED SERVING AREA OF THEIR ON SALE INTOXICATING LIQUOR LICENSE TO INCLUDE A PARTY ROOM IN THE BASEMENT, AS WELL AS A SEPARATE SMALLER ROOM USED FOR BAND/ARTIST HOSPITALITY ROOM WHICH WOULD NOT BE OPEN TO THE PUBLIC, FOR THE PERIOD ENDING 08/31/2017

The owners of the Red Herring phoned the clerk's office to remove their application as they had not gotten approval from the fire department and that they would be resubmitting at a later date.

OLD BUSINESS:

There being no further business to bring before the commission, the meeting was declared adjourned at 5:40 p.m.