

MUNICIPALITY OF ANCHORAGE
SPECIAL ASSEMBLY MEETING

Mayor's Conference Room, City Hall
632 West Sixth Avenue

Minutes for Special Meeting of April 8, 2004, as amended.

1. CALL TO ORDER

The Special Assembly Meeting was called to order by Chair Traini at 5:00 p.m. in the Mayor's Conference Room, City Hall, 632 West 6th Avenue, Room 830, Anchorage, Alaska.

2. ROLL CALL

PRESENT: Allan Tesche, Brian Whittle, Melinda Taylor, Fay Von Gemmingen, Dick Traini, Anna Fairclough, Doug Van Etten, Janice Shamborg, Dan Kendall, Dick Tremaine and Dan Sullivan.
ABSENT: Dan Kendall, excused.

3. PLEDGE OF ALLEGIANCE Mr. Van Etten led the pledge.

Question was called on the Consent Agenda.

Mr. Tesche moved, to approve the Consent Agenda.
Ms. Taylor seconded,

Chair Traini read the New Business Agenda Item titles and called for items to be pulled for further discussion.

4. NEW BUSINESS

- 4.A. Assembly Memorandum No. AM 264-2004, **El Rancho Grande** #4182 – Transfer of Location for a Beverage Dispensary Liquor License (Downtown Community Council), Clerk's Office.
- 4.B. Assembly Memorandum No. AM 265-2004, **Hilton Garden Inn** #4236 – Renewal for a Beverage Dispensary/Tourism Liquor License (Spenard Community Council), Clerk's Office.
- 4.C. Assembly Memorandum No. AM 266-2004, Musicians & Theatrical Association of Alaska d/b/a **Theatrical Lounge** #3443 – Club Liquor License Renewal (Taku/Campbell, Campbell Park & Abbott Loop Community Councils), Clerk's Office. (*Postponed until April 13, 2004*)

Mr. Sullivan requested this item be pulled for further discussion. (*See Item 4(A)4.C*)

- 4.D. Assembly Memorandum No. AM 267-2004, 2004/2005 Liquor License Renewals: **La Scala** #2099, **Kodiak Kafe** #3679, **Ski & Benny Pizza** #327, **Harley's Old Thyme Café** #2583, **Korea House Restaurant** #1866, **Villa Nova Restaurant** #1608, **Hilton Garden Inn** #4236 (Restaurant Eating/Place); **Panhandle Bar** #825 (Beverage Dispensary) (Taku/Campbell, Bayshore, Sand Lake, Downtown, Government Hill, Campbell Park, Tudor Area & Spenard Community Councils), Clerk's Office.
- 4.E. Assembly Memorandum No. AM 268-2004, **Peter's Sushi Spot** #1866 – Liquor License Renewal for a Restaurant/Eating Place (Tudor, Campbell Park, Taku/Campbell & University Area Community Councils), Clerk's Office.
- 4.F. Assembly Memorandum No. AM 269-2004, 2004/2005 Liquor License Renewals: **La Cabaña Mexican Restaurant Inc.** #629, **Tips Bar** #1142, **Days Inn** #2152, **Darwin's Theory** #987 (Beverage Dispensary); **Restauranté Orso** #4012, **Sea Galley/Pepper Mill Restaurant** #3599 (Beverage Dispensary/Duplicate) (Fairview, Northeast, Government Hill, Mt. View, Downtown, Eagle River & Spenard Community Councils), Clerk's Office.
- 4.G. Assembly Memorandum No. AM 270-2004, 2004/2005 Liquor License Renewals: **Turnagain House** #2805, **Upper One** #1187 (Beverage Dispensary); **Cheers** #1953 (Beverage Dispensary/Duplicate); **The Board Room** #2699, **Cloud Hoppers** #2598 (Beverage Dispensary/Tourism) (Sand Lake, Turnagain Arm, Turnagain Community Councils), Clerk's Office.
- 4.H. Assembly Memorandum No. AM 271-2004, 2004/2005 Liquor License Renewals: **The Crazy Horse** #720, **Crazy Horse Too** #1078, **Casa Grande** #3009, **Main License, Aurora Lounge** #3445, **Chair 5 Restaurant** #3263, **Whaler Bar & Grill** #1456, **Hacienda Mexican Restaurant** #3508, **Club Oasis** #1625, **Last Frontier Bar** #135, **Yukon Yacht Club** #1036, **Seven Glaciers Lounge** #3446, **Homestead Lounge/Sourdough Bowl** #2895 (Beverage Dispensary); **Indian House** #0553 (Beverage Dispensary/Tourism) (Fairview, Northeast, Spenard, North Star, Girdwood, Indian, Campbell Creek, Downtown & Eagle River Community Councils), Clerk's Office.
- 4.I. Assembly Memorandum No. AM 272-2004, 2004/2005 Liquor License Renewals (Restaurant/Eating Place): **Marx Bros. Café Catering** #4088, **Wayne's Original Texas Bar-B-Que** #4219, **Golden China Restaurant** #3608, **Southside Bistro** #3278, **Jen's Restaurant, Bodega & Gallery** #2783, **Golden Gate Restaurant** #3883, **Jack Sprat** #1632, **Pizza Hut No. 7-11740** Old Glenn Hwy. #1709, **Pizza Hut No. 3-1254** Muldoon #3595, **Pizza Hut No. 2-100** E. Benson #3712; **Pizza Hut No. 11-729** E. Dimond #2935, **Hooters Restaurant** #3591, **Uncle Joe's Pizzeria** #3847, **Snow City Café** #3831 (Downtown, Tudor, Campbell Park, South Addition, Girdwood, Spenard, Old Seward, Turnagain, Fairview, Huffman/O'Malley, Abbott Loop, Taku/Campbell, Bayshore/Klatt, Mountain View, Airport Heights, Eagle River, Russian Jack & University Area Community Councils), Clerk's Office.

- 4.J. Assembly Memorandum No. AM 273-2004, 2004/2005 Liquor License Renewals (Restaurant/Eating Place): **Haute Quarter Grill #4075, New Cauldron #2767, Alaska Salmon Chowder House #3434, Imperial Palace #2010, Sushi Garden #3405, Downtown Deli #327, Panda Restaurant #3077, Yummy Restaurant #4190, Sub Station Restaurant #2664, PHO Mailee #4223 Sacks Café & Restaurant #3977, Fu-Do Restaurant #2668, Thai Town Restaurant #3155 – Dynasty #4181 – Yen King #2930** (Downtown, Tudor, Campbell Park, South Addition, Girdwood, Spenard, Old Seward, Turnagain, Fairview, Huffman/O'Malley, Abbott Loop, Taku/Campbell, Bayshore/Klatt, Mountain View, Airport Heights, Eagle River, Russian Jack & University Area Community Councils), Clerks Office.
- 4.K. Assembly Memorandum No. AM 274-2004, 2004/2005 Liquor License Renewals (Package Store): **Value Liquor #4-11580 Old Seward Hwy. #1197, Value Liquor #1-601 W. Dimond Blvd. #1044, Value Liquor #3-7141 Jewel Lake Rd. #1199, The Liquor Store #0469, Dimond Liquor #2808, Brown Jug Muldoon #3371, Brown Jug Northern Lights #1967, Brown Jug Spenard #114, Brown Jug Chilkoots #318, Brown Jug West Mt. View #1561, Brown Jug Warehouse #1461, Brown Jug Bragaw #169, Brown Jug Mountain View #759, Brown Jug Independence Park #1941, Brown Jug Fireweed #395, Downtown Wine & Spirits #3322, Brown Jug Dimond & Old Seward #3886, Brown Jug Tudor #1174, Brown Jug Minnesota #1072, New Party Time II #2984, Oasis Liquors #1626, Indian House Liquor Store #1992, Fred Meyer Muldoon #18 #4108, Fred Meyer #656-2300 Abbott Rd. #4160, Fred Meyer-Northgate Dr. & Old Glenn Hwy. #4186, Fred Meyer Dimond #71 #3906, Party Time Plaza Liquor #2385** (Taku/Campbell, Bayshore, Sand Lake, Downtown, Government Hill, Campbell Park Tudor Area & Spenard Community Councils), Clerk's Office.
- 4.L. Assembly Memorandum No. AM 275-2004, **Cross Point Lounge #1798** – Transfer of Ownership for a Beverage Dispensary/Tourism Liquor License (Turnagain & Sand Lake Community Councils), Clerk's Office.
- 4.M. Assembly Memorandum No. AM 276-2004, **El Tango Restaurant #4365** – New Restaurant Eating Place/Restaurant Designation Liquor License (Spenard, Tudor Area and Campbell Park Community Councils), Clerk's Office.
- 4.N. Assembly Memorandum No. AM 277-2004, **Fraternal Order of Eagles (#4207) #3439** – Renewal for a Club Liquor License (Abbott Loop & Campbell Park Community Councils), Clerk's Office.
- 4.O. Assembly Memorandum No. AM 278-2004, **In & Out Bush Liquor (#2) #0688** – Transfer of Ownership for a Package Store Liquor License (Spenard Community Council), Clerk's Office.
- 4.P. Assembly Memorandum No. AM 279-2004, **Latitude 61 #3165** – Renewal for a Beverage Dispensary Liquor License (Spenard, Taku/Campbell & Campbell Park Community Councils), Clerk's Office.
- 4.Q. Assembly Memorandum No. AM 280-2004, **Regal Eagle Brewing Brewpub #3453** – Renewal for a Brewpub Liquor License (Eagle River Community Council), Clerk's Office.
- 4.R. Assembly Memorandum No. AM 281-2004, **Sitzmark Bar & Grill #3571** – Renewal for a Beverage Dispensary Liquor License (Girdwood & Indian Community Councils), Clerk's Office.
- 4.S. Assembly Memorandum No. AM 282-2004, **Studio 68 #3429** – Transfer of Ownership for a Restaurant Eating Place/Restaurant Designation Liquor License (Abbott Loop Community Council), Clerk's Office.
- 4.T. Assembly Memorandum No. AM 283-2004, **Szechuan Restaurant #4368** – New Restaurant Eating Place/Restaurant Designation Liquor License (Eagle River Community Council), Clerk's Office.
- 4.U. Assembly Memorandum No. AM 284-2004, **Tesoro Sports Center/Blueline Pub #3968** – Renewal for a Recreational Site Liquor License (Bayshore/Klatt, Huffman/O'Malley, Old Seward/Oceanview & Abbott Loop Community Councils), Clerk's Office.
- 4.V. Assembly Memorandum No. AM 285-2004, **VFW Post #9978 #1203** – Renewal for a Club Liquor License (Northeast/Muldoon Community Council), Clerk's Office.

Chair Traini called for a motion on the amended Consent Agenda, with the exception of the pulled item.

Mr. Tesche moved, to approve all items in the Consent Agenda, with the
Ms. Taylor seconded, exception of AM 266-2004, which was pulled for review.
and this motion was passed,

AYES: Tesche, Whittle, Taylor, Von Gemmingen, Traini, Fairclough, Van Etten, Shamberg, Tremaine and Sullivan.

NAYES: None.

ABSENT: Kendall.

4(A) 4.C. Assembly Memorandum No. AM 266-2004, Musicians & Theatrical Association of Alaska d/b/a **Theatrical Lounge #3443** – Club Liquor License Renewal (Taku/Campbell, Campbell Park & Abbott Loop Community Councils), Clerk's Office. (*Postponed until April 13, 2004*)

Mr. Sullivan requested this item be pulled for further discussion. He said this bar had been discussed on occasion in Community Councils. He wanted to know if the Theatrical Lounge was also known as "Wolfie's," and if it was under the same ownership.

Chair Traini thought that it may have been formerly known as "Wolfie's," an establishment which offered male-stripper entertainment, and had a history of police incidents. He stated he would have the Clerk's Office check records to verify the history and request the owner be present at the next Assembly Meeting. Mr. Sullivan moved to postpone until the next Regular Assembly Meeting.

Mr. Sullivan moved, to postpone AM 266-2004 until April 13, 2004, with a
Ms. Von Gemmingen seconded, requested personal appearance of the owner.
and this motion was passed,

AYES: Tesche, Whittle, Taylor, Von Gemmingen, Traini, Fairclough, Van Etten, Shamberg, Tremaine and Sullivan.

NAYES: None.

ABSENT: Kendall.

Chair Traini stated he would ask the Clerk's Office to notify the owner to be present.

END OF CONSENT AGENDA

Mr. Tesche proposed introduction of a motion that involved discussion of nine liquor licenses that had previously been renewed. He requested a special review of each license to determine whether further action was warranted. He requested that each be contacted by USPS Registered Mail, and a copy of the related APD incident reports be given to the Assembly. He stated that APD had already been asked to review the history of each establishment and provide summary information of incidents. Mr. Tesche proposed that each licensee be given 30 days to offer a written response to the APD data and incidents report, with copies made available to the Assembly.

Mr. Tesche moved,	to conduct a special review of liquor licenses of
Mr. Van Etten seconded,	Panhandler Bar, Whaler, Homestead Lounge, Last Frontier,
and this motion was withdrawn,	Sea Galley, Club Oasis, Hooters, Crazy Horse Inn and
	Darwin's Theory.

Mr. Tesche stated these establishments have had high police incidents. He suggested contacting the owners of the nine establishments and proposed these nine establishments be reviewed, and that the Assembly could review that information and decide if further action was necessary.

Chair Traini questioned if items could be added to the predefined Special Agenda with advice from the MOA legal staff. Municipal Attorney, Fred Boness stated additional items could not be introduced into a Special Meeting. Assembly Attorney, Michael Gatti concurred, and said the items could be added to the next Regular Meeting Agenda.

Mr. Tesche withdrew his motion, with the concurrence of Mr. Van Etten.

Mr. Sullivan questioned why Darwin's Theory was on the list, with no violations.

Chair Traini encouraged all Assemblymembers to add establishments in question to Tesche's list to be reviewed at the next week's Regular Assembly Meeting. Mr. Tesche welcomed the participation and stated that establishments could also contact him.

Mr. Tesche commended the Brown Jug Warehouse, for the clean-up and improvements they had completed at that establishment.

5. INFORMATION AND REPORTS

5.A. Information Memorandum No. AIM 33-2004, **Expired Liquor Licenses** received from the ABC Board, Clerk's Office.

Chair Traini read this informational memorandum title and asked APD Chief Walt Monegan to explain the process of expired licenses and associated conditional use permits.

Chief Monegan stated that expired licenses did go back to the Alcohol Beverage Board.

Chair Traini requested that the Municipal Clerk check the history of expired licenses, examining each independently, to determine what had happened to each.

6. ADJOURNMENT The Special Meeting was adjourned at 5:50 p.m.

Mr. Van Etten moved,	to adjourn the Special Meeting.
Ms. Shamberg seconded,	
and this motion was passed,	

AYES: Tesche, Whittle, Taylor, Von Gemmingen, Traini, Fairclough, Van Etten, Shamberg, Tremaine and Sullivan.

NAYES: None.

ABSENT: Kendall.

DICK TRAINI, Assembly Chair

ATTEST:

BARBARA GRUENSTEIN, Municipal Clerk
Date Minutes Approved: June 8, 2004