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2 CLERK'S OFFICE
3 **AMENDED AND APPROVED**
4 Date: 1-12-99

Submitted by: Assembly Member Wohlforth
Prepared by: Department of Law
For reading: January 12, 1999

5 ANCHORAGE, ALASKA
6 AR NO. 98- 410 (As Amended)
7

8 A RESOLUTION DETERMINING WHETHER TO PROTEST THE RENEWAL OF THE BEVERAGE
9 DISPENSARY LICENCE AND DUPLICATE LICENSE FOR LLD. INC., d/b/a THE HUB, LOCATED
10 AT 122 E. FOURTH AVENUE, ANCHORAGE, ALASKA.
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12
13 WHEREAS, the Hub is a bar at 122 E. Fourth Avenue in Anchorage operating under a beverage
14 dispensary license and duplicate beverage dispensary license (both hereinafter referred to as the "License")
15 issued for said premises in the name of LLD., Inc. d/b/a The Hub (hereinafter referred to as the "The Hub");
16 and
17

18 WHEREAS, the Assembly conditionally protested the renewal of the Hub License by Assembly
19 Resolution ("AR") 94-30 (As Amended), amended by Assembly Memorandum 1025-96 (Amended), copies
20 of which are attached hereto; and
21

22 WHEREAS, since 1994, the Assembly has repeatedly considered proposals to protest or condition
23 the license of The Hub based on a pattern of violations of liquor laws and of failure to prevent violent crimes
24 and drug possessions; and
25

26 WHEREAS, police incident summaries for the fourth quarter of 1997 through the fourth quarter of
27 1998 indicate that, despite previous second changes granted by the Assembly, the patterns of unlawful
28 activity and violation of protest conditions at and by The Hub have continued; and
29

30 WHEREAS, the Assembly held a hearing on whether to protest the renewal of the beverage
31 dispensary license and duplicate license for LLD., Inc., d/b/a The Hub, located at 122 East Fourth Avenue,
32 Anchorage, Alaska on January 5, 1999; and
33

34 WHEREAS, after hearing and upon the testimony and evidence submitted, the Assembly finds that:
35

36 1. Two foot patrol officers who spend a large portion of their time on patrol in downtown bars
37 indicate The Hub Bar is the second greatest problem of bars downtown after the 515 Club, whose
38 license renewal the Assembly previously protested. The officers also indicated the bar has had
39 inadequate security and employs personnel lacking in skills or qualifications.
40

41 2. The Hub has violated at least two conditions imposed by the Assembly on December 17,
42 1996, number 2 and number 3. The establishment has not used metal detectors to check all patrons
43 entering (number 2) and intoxicated persons have been allowed to remain, customers have slept on
44 the premises, and a patron with a weapon was allowed on the premises (number 3).
45

46 3. A summary of police incidents at The Hub for 1998 indicates problems of public health and
47 safety, including over serving intoxicated patrons, continued at an unacceptable rate despite

3. A summary of police incidents at The Hub for 1998 indicates problems of public health and safety, including over serving intoxicated patrons, continued at an unacceptable rate despite Assembly concerns expressed in prior renewal periods about excessive numbers of incidents. Incidents of May 13, 1998, August 22, 1998, September 3, 1998, September 13, 1998, November 9, 1998 and November 20, 1998 are of particular concern.

4. The problems of The Hub Bar are absorbing excessive police resources.

now therefore,

THE ANCHORAGE ASSEMBLY RESOLVES

Section 1. That based on the findings above set forth, the Anchorage Municipal Assembly hereby protests the renewal of the beverage dispensary license and duplicate license for LLD., Inc., d/b/a The Hub, located at 122 East Fourth Avenue, Anchorage, Alaska, unless the following conditions are made permanent conditions of the licenses:

CONDITIONS:

1. Security shall be at least as follows: From opening until 8:00 p.m. there shall be no less than 2 security persons on duty; from 8:00 p.m. until closing, there shall be no less than 4 security persons on duty. The number of security persons specified is a minimum requirement. It is the responsibility of the licensee to retain a sufficient number of security personnel to ensure a safe and orderly operation of the premises. All security personnel to be TAMS trained. Time records for security shall be made available to APD and the Assembly for verification.

2. Metal detectors shall be used to check patrons entering the establishment for weapons.

3. No intoxicated person shall be allowed to remain on the licensed premises; no customer may sleep on the licensed premises; no patrons with weapons will be allowed on the licensed premises.

4. Lighting shall be installed sufficient for police officers and security to be able to identify and observe the activities of all patrons.

5. The establishment shall prepare and make available to employees, APD and the Assembly a list of patrons not to be served because of drinking, disorderly behavior or other problems.

6. The licensee will maintain a video camera recording the interior and exterior of the establishment. The tapes from the video camera shall be kept for three days for viewing by the police.

7. The owner or manager will attend monthly meetings of the Downtown Community Council and South Addition Community Council.

8. The owner or manager will meet monthly with representatives of the Anchorage Police Department. Such meetings may occur at the Downtown Community Council.


9. Signs will be posted alerting patrons of video cameras on premises .

If the Alcohol Beverage Control Board fails or refuses to attach the above conditions to the Licenses, then the Municipal Assembly protests the renewal thereof.

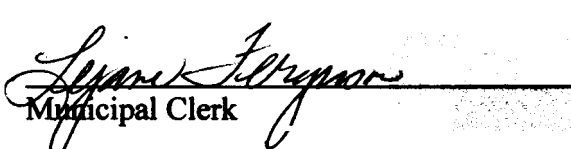
Section 2. The Municipal Attorney is directed to take appropriate steps to implement and/or present this resolution to the Alcohol Beverage Control Board.

Section 3. This resolution shall become effective immediately upon passage and approval by the Assembly.

PASSED AND APPROVED by the Anchorage Assembly this 12th day of January, 1999.


Chair of the Assembly

ATTEST:


Municipal Clerk

CLERK'S OFFICE
AMENDED AND APPROVED
Date: 12-17-96

MUNICIPALITY OF ANCHORAGE
ASSEMBLY MEMORANDUM
NO. AM 1025-96 (Amended)

Meeting Date: November 26, 1996

FROM: Municipal Clerk

SUBJECT: 1997-1998 Liquor License Renewal

The Municipality of Anchorage has received from the Alcoholic Beverage Control Board application(s) for the renewal of the following liquor license(s):

License Holder	License Type	Taxes Owed
The Hub 122 E. Fourth Ave Anchorage, AK	Beverage Dispensary	
The Hub (Downstairs) 122 E. Fourth Ave Anchorage, AK		

The Anchorage Police Department has supplied incidents occurring to date for evaluation by the Assembly. The last day to protest is January 3, 1997.

Approval of this memorandum will protest the renewal unless the amended list of conditions in AR 94-30 (As Amended) are made permanent conditions of the license, or if taxes are owing. This memorandum will authorize the Municipal Clerk to notify the ABC Board of the Assembly's Actions.

Respectfully submitted,


Lejane Ferguson
Municipal Clerk

** The Assembly amended the previous conditions specified in AR 94-30 (Amended & Approved February 1, 1994) as attached.

encl: AR 94-30
Approved 2/1/94

THE HUB LIQUOR LICENSE PERMANENT CONDITIONS
(as of December 17, 1996)

1. Security according to the following schedule: One person until 9 P.M. Sundays through Wednesdays, two after 9 P.M.; Thursdays through Saturdays one until 7 P.M., two 7 P.M. through 9 P.M. and four after 9 P.M. All security personnel to be TAMS trained.
2. Metal detectors shall be used to check all patrons entering the establishment for weapons.
3. No intoxicated person shall be allowed to remain on the premises; no customer may sleep on the premises; no patrons with weapons will be allowed on the premises.
4. Lighting shall be installed sufficient for police officers and security to be able to identify and observe the activities of all patrons.
5. The establishment shall prepare a list of patrons not to be served because of drinking, disorderly behavior or other problems.
6. The licensee shall appear before the Assembly on August 17, 1997 to review compliance with these conditions and applicable laws.
7. The licensee will maintain a video camera recording the interior and exterior of the establishment. The tapes from the video camera shall be kept for three days for viewing by the police.
8. The owner or manager will attend monthly meetings of the Downtown Community Council.
9. The owner or manager will meet monthly with representatives of the Anchorage Police Department. Such meetings may occur at the Downtown Community Council.
10. Signs will be posted alerting patrons of video cameras on the premises.

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2 CLERK'S OFFICE
3 AMENDED AND APPROVED
4 Date: 2-1-94
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Submitted by: Assemblymember
Wohlforth
Prepared by: Assembly Policy
and Budget Office
For reading: January 25, 1994

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7 ANCHORAGE, ALASKA
8 AR NO. 94-30 (As Amended)
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10 A RESOLUTION OF THE ANCHORAGE MUNICIPAL ASSEMBLY PROTESTING THE
11 RENEWAL OF A BEVERAGE DISPENSARY LIQUOR LICENSE AT THE HUB, 122 E.
12 4TH AVENUE, ANCHORAGE, ALASKA 99501
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15 WHEREAS, AMC 10.50.030 states that "...the Assembly shall
16 consider whether the proposed license meets each and every factor
17 and standard set forth regardingpublic safety;" and
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19 WHEREAS, AMC 10.50.030 (D.) states that "the Assembly shall
20 consider whether the operator can demonstrate the ability to
21 maintain order and prevent unlawful conduct in a licensed
22 premises;" and
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24 WHEREAS, the Anchorage Municipal Assembly has received
25 evidence demonstrating the applicant's inability to maintain order;
26 and
27

28 WHEREAS, the evidence presented to the Municipal Assembly has
29 raised material, serious, and substantial questions relating to the
30 ability of the licensee to conduct the business in compliance with
31 State and local laws; specifically, the Assembly considers the
32 continued operation of this facility to be in conflict with the
33 interests of public safety.
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35 NOW, THEREFORE, the Anchorage Assembly resolves:
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37 Section 1: That for reasons set forth above, the Municipality
38 of Anchorage does hereby protest the renewal of the beverage
39 dispensary liquor license application pending for Lloyd L. Dahl,
40 dba: The Hub, 122 E. 4th Avenue, Anchorage, Alaska 99501; unless
41 the following conditions are made permanent conditions of the
42 license:
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44 1. At all times when the establishment is open, at least two
45 indoor and two outdoor security persons shall be on duty. Two
46 additional security personnel shall be on duty on the weekends
47 at night. All security personnel to be TAMS trained.
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49 2. An entrance on the side parking lot shall be the primary
50 entrance by July 1.
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52 3. Metal detectors shall be used to check all patrons
53 entering the establishment for weapons.
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55 4. No intoxicated person shall be allowed to remain on the
56 premises; no customer may sleep on the premises; no patrons
57 with weapons will be allowed on the premises.
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6 5. Lighting shall be installed sufficient for police officers
7 and security to be able to identify and observe the activities
8 of all patrons.

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10 6. The establishment shall prepare a list of patrons not to
11 be served because of drinking, disorderly behavior or other
12 problems.

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14 7. The licensee shall appear before the Assembly on August 2,
15 1994 to review compliance with these conditions and applicable
16 laws.

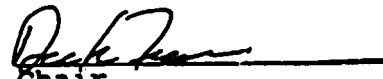
17
18 8. The licensee will maintain a video camera recording the
19 interior and exterior of the establishment. The tapes from
20 the video camera shall be kept for three days for viewing by
21 the police.

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23 9. The owner or manager will attend monthly meetings of the
24 Downtown Community Council.

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26 10. The owner or manager will meet monthly with
27 representatives of the Anchorage Police Department. Such
28 meetings may occur at the Downtown Community Council.

29
30 Section 2: That the Municipal Attorney is requested to take
31 appropriate steps to use any document or evidence necessary to
32 effectively advance the position of the Municipality at any hearing
33 before the State Alcoholic Beverage Control Board.

34
35 PASSED AND APPROVED by the Anchorage Assembly this 1 day of
36 February, 1994.

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38 
39 Chair

40 ATTEST:

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44 
45 Municipal Clerk

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47 EGJ:egjDOCG/AR06