

AGENDA
KAUAI LIQUOR CONTROL COMMISSION
THURSDAY, MAY 2, 2019, 4:00 P.M.
LIHUE CIVIC CENTER, MO'IKEHA BUILDING
MEETING ROOM #3
4444 RICE STREET
LIHUE, KAUAI, HAWAII

CALL TO ORDER

ROLL CALL

APPROVAL OF AGENDA

APPROVAL OF MEETING MINUTES:

- a) Open Session minutes of April 18, 2019
- b) Executive Session minutes of April 18, 2019

1. PUBLIC HEARING:

- a) KAUAI BEACH RESORT: Application No. 2019-073 was filed on March 20, 2019 for a transfer of Hotel License No. 12G-003 from Kai Management Services, LLC dba Kauai Beach Resort to Team Filament, LLC dba Kauai Beach Resort located at 4331 Kauai Beach Drive, Līhu‘e, Kauai, Hawaii. The Commission accepted Application No. 2019-073 for publication and public hearing on April 4, 2019 and ordered to print notice of public hearing in The Garden Island on Wednesday, April 10, 2019, scheduling the public hearing on May 2, 2019 at 4:00 p.m. or shortly thereafter in Meeting Room #3 of the Līhu‘e Civic Center, Mo'ikeha Building, 4444 Rice Street, Līhu‘e, Kauai, Hawaii.
- b) HEALTHGO MARKET INC.: Application No. 2019-066 was filed on February 19, 2019 by Healthgo Market Inc. dba Healthgo Market Inc. for a New Retail Dealer General license at 3486 Rice Street, Līhu‘e, Kauai, Hawaii. The Commission accepted Application No. 2019-066 for publication and public hearing on March 7, 2019 and ordered to print notice of public hearing in The Garden Island newspaper on Wednesdays, March 13 & 20, 2019, scheduling the public hearing on May 2, 2019 at 4:00 p.m. or shortly thereafter in Meeting Room #3 of the Līhu‘e Civic Center, Mo'ikeha Building, 4444 Rice Street, Līhu‘e, Kauai, Hawaii.

2. CONTINUATION OF VIOLATION HEARINGS (continued from March 21, 2019 meeting):

- a) 7-ELEVEN STORES (LIHUE): Violation of HRS 281-31(s) Licenses, classes.
- b) 7-ELEVEN STORES (HANAMAULU): Violation of HRS 281-31(s) Licenses, classes.

3. CONTINUANCE OF VIOLATION HEARINGS (continued from April 18, 2019 meeting):

THE FISH EXPRESS: Violation of HRS 281-31(s) Licenses, classes.

4. VIOLATION HEARING:

- a) 7-ELEVEN STORES (LAWAI): Violation of HRS 281-31(s) Licenses, classes.
- b) KAUAI PASTA LIHUE CORP.: Violation of Rule 3.12 Commission Orders

5. DIRECTOR'S REPORTS:

a) INVESTIGATORS' REPORTS:

b) INCOMING COMMUNICATIONS:

- 1) From Avid Marketing Group, Re: Shiner Beer sweepstakes, and Lagunitas Gnome Bowling sweepstakes
- 2) From Strike & Techel, Re: Patron Tiki Mug giveaway
- 3) Disturbance Reports from Oasis on the Beach

c) OUTGOING COMMUNICATIONS:

- 1) To Avid Marketing Group, Re: Shiner Beer sweepstakes, and Lagunitas Gnome Bowling sweepstakes
- 2) To All Wholesale Licensees, Re: Transfer Liquor License Capt. Andy's Sailing, and Sueoka Market

d) EMPLOYEES IN LICENSED PREMISES:

Managers and Assistant Managers – See Attachment “A”

e) ACTIONS OF THE DIRECTOR:

- 1) THE BEACH HOUSE RESTAURANT: Approval of special request for temporary increase of premises to include the patio lawn space (30' x 80'), per diagram submitted, for special events on May 2, 2019, May 2, 2019, May 4, 2019, May 5, 2019, May 6, 2019, May 8, 2019, May 10, 2019, May 11, 2019, May 12, 2019, May 14, 2019, May 15, 2019, May 17, 2019, May 22, 2019, May 24, 2019, May 25, 2019, and May 28, 2019 from 12:00 p.m. to 10:00 p.m.
- 2) SAFEWAY LIHUE: Approval of special request for tasting of 8 varieties of wine, per list, on April 19, 2019 from 4:00 p.m. to 7:00 p.m.
- 3) NATIONAL TROPICAL BOTANICAL GARDEN: Approval of Application No. Free 2019-94 filed on April 4, 2019 by National Tropical Botanical Garden for a Free One-Day Special Dispenser General license on April 21, 2019 at 4425 Lāwa'i Road, Kōloa, Kauai, Hawaii.
- 4) ST. CATHERINE SCHOOL: Approval of Application Nos. Free 2019-95 through Free 2019-96 filed on April 22, 2019 by St. Catherine School for Free One-Day Special Retail Beer & Wine licenses on May 3, 2019, and May 4, 2019 at 5021 Kawaihau Road, Kapaa, Kauai, Hawaii.
- 5) KILOHANA: Approval of Application Nos. 2019-080 through 2019-081 filed on April 23, 2019 by Kauai Kilohana Partners dba Kilohana for One-Day Special Dispenser General licenses on April 24, 2019, and April 26, 2019 at the National Tropical Botanical Gardens located at 3350 Papalina Road, Kalāheo, Kauai, Hawaii.
- 6) INTERCRUISES SHORESIDE & PORT SERVICES: Approval of Application No. 2019-082 for a Transient Vessel license for Radiance of the Seas which will be arriving at Nāwiliwili Harbor on May 7, 2019 at 8:00 a.m. to depart at 5:00 p.m.

f) INFORMATIONAL MATTERS

6. CHANGE IN CORPORATE OFFICERS:

- a) KAUAI BLUE, INC.: Removal of Sergio David Rivera as President and CEO, William Louks Harvey as Executive Vice President, Stephen Gatewood Williams as

- Senior Vice President and COO, Heather Ann McGill as Senior Vice President at CFO, Ralph Antonio Baro as Assistant Treasurer, and Victoria Jean Kincke as Assistant Secretary; Addition of Ralph Lee Cunningham as President and CEO, John Edward Gellar as Executive Vice President, James H. Hunter as Vice President and Secretary, and Daniel Zanini as Secretary.
- b) AQUA-ASTON HOSPITALITY, LLC: Removal of Kelvin Mark Bloom as Manager; Addition of Denis George Ebrill as Manager.
 - c) VAN WESCOMP HAWAII, INC.: Removal of Nathan A. Tanner as Vice President.

7. VIOLATION REPORTS:

THE POOL BAR: Violation of Rule 7.8(a) Manager on duty, qualifications.

8. SOLICITOR'S PERMIT:

EDMUND LEE: Application No. 2019-084 was filed on April 24, 2019 by Edmund Lee for a Solicitor's Permit in the County of Kauai to represent Kahuna Distribution LLC a Wholesale General licensee in the City & County of Honolulu. Deposited \$180.

9. NEW LIQUOR LICENSE:

SUSHI BUSHIDO: Application No. 2019-084 was filed on April 26, 2019 by Sushi Bushido LLC dba Sushi Bushido for a New Restaurant General (live entertainment with dancing) license at The Coconut Marketplace in Kapaa located at 4-484 Kūhi'ō Highway, Kapaa, Kauai, Hawaii. Deposited \$450.

10. DISPOSITION OF VIOLATION HEARINGS HELD ON APRIL 4, 2019:

- a) SHERATON KAUAI RESORT (OCEAN): Violation of HRS 281-31(s) Licenses, classes.
- b) SHERATON KAUAI RESORT (GARDEN): Violation of HRS 281-31(s) Licenses, classes.

ANNOUNCEMENTS:

Next Scheduled Meeting: Thursday, May 16, 2019 – 4:00 pm, Mo'ikeha Building, Meeting Room #3.

ADJOURNMENT:

EXECUTIVE SESSION: Pursuant to Haw. Rev. Stat. ("H.R.S.") §92-7(a), the Commission may, when deemed necessary, hold an executive session on any agenda item without written public notice if the executive session was not anticipated in advance. Any such executive session shall be held pursuant to H.R.S. §92-4 and shall be limited to those items described in H.R.S. §92-5(a).

NOTE: If you need an ASL Interpreter, materials in an alternate format, or other auxiliary aid support, please contact the Department of Liquor Control, Lihue Civic Center, Mo'ikeha Building, 4444 Rice Street, Lihue, Kauai, Hawaii 96766. Telephone: 241-4966. Email: liquor@kauai.gov