

AGENDA
KAUAI LIQUOR CONTROL COMMISSION
THURSDAY, JULY 16, 2020, 10:00 A.M.
LIHUE CIVIC CENTER, MO'IKEHA BUILDING
MEETING ROOM #3
4444 RICE STREET
LIHUE, KAUAI, HAWAII

Microsoft Teams Audio: +1 469-848-0234, Conference ID: 319 934 966#

This meeting will be held via Microsoft Teams conferencing only. Members of the public are invited to join this meeting by calling the number above with the conference ID information. You may testify during the video conference or submit written testimony in advance of the meeting via e-mail, fax, or mail. To avoid excessive noise/feedback, please mute your microphone except to testify.

PUBLIC HEARING NOTE: Pursuant to the Supplementary Emergency Proclamation dated March 16, 2020, issued by Governor David Y. Ige, all meetings of the Liquor Control Commission will be closed to the public consistent with social distancing practices. The public hearing will be read into the record and testimony may be submitted in writing to czaima@kauai.gov; via facsimile to (808) 241-6545; or mailed to the Department of Liquor Control, 4444 Rice Street, Suite 120, Līhu'e, Hawai'i 96766. The Liquor Control Commission will convene into a public hearing on the following item(s) on this meeting date and will reconvene the Liquor Commission Meeting to complete any unfinished business thereafter. [Notwithstanding this Liquor Control Commission Agenda, the commission may hold a public hearing on any item which has been posted in advance in compliance with the Sunshine Law.]

CALL TO ORDER

ROLL CALL

APPROVAL OF AGENDA

APPROVAL OF MEETING MINUTES:

- a) May 21, 2020 Open Session
- b) May 21, 2020 Executive Session
- c) June 4, 2020 Open Session
- d) June 4, 2020 Executive Session
- e) June 18, 2020 Open Session
- f) June 18, 2020 Executive Session

1. PUBLIC HEARING:

NOM KAUAI: Application No. 2020-078 was filed on April 16, 2020 by Nom Kauai Corp. dba Nom Kauai for a New Restaurant General (Live entertainment with dancing) license located at 4-484 Kuhio Highway, Kapaa, Kauai, Hawaii. The Commission accepted Application No. 2020-073 for publication and public hearing on May 7, 2020 and ordered to print notice of public hearing in The Garden Island newspaper on

Wednesdays, May 27 & June 3, 2020, scheduling the public hearing on July 16, 2020 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. DIRECTOR’S REPORTS:

a) INVESTIGATORS’ REPORTS:

b) INCOMING COMMUNICATIONS:

1) Disturbance Report from Hilton Garden Inn Kauai Wailua Bay

c) OUTGOING COMMUNICATIONS:

2) Memo to Wholesalers, Re: Non-Renewal of Liquor Licenses/Pending Renewals; New Liquor License The Ocean Course at Hokualea

d) ACTIONS OF THE DIRECTOR:

3) THE CLUB AT KUKUIULA: Approval of special request for addition of one (1) Starways pinball machine.

e) INFORMATIONAL MATTERS

3. SOLICITOR’S PERMIT:

WESLEY A. SAKAMOTO: Application No. 2021-003 was filed on June 15, 2020 by Wesley A. Sakamoto for a Solicitor’s Permit in the County of Kauai to represent The Cherry Co., Ltd. a Wholesale General licensee in the City & County of Honolulu. Deposited \$180.

4. TRANSFER LIQUOR LICENSE:

STREET BURGER: Application No. 2021-005 was filed on July 8, 2020 by Double Rainbow Inc. dba Street Burger for a transfer of Restaurant General License No. 2G-028 from Leikademus LLC dba Street Burger to Double Rainbow Inc. dba Street Burger located at 4-369 Kuhio Highway, Kapaa, Kauai, Hawaii. Deposited \$275.

5. TEMPORARY LIQUOR LICENSE:

DOUBLE RAINBOW INC.: Application No. 2021-006 was filed on July 8, 2020 by Double Rainbow Inc. dba Street Burger for a temporary license located at 4-369 Kūhi‘ō Highway, Kapaa, Kauai, Hawaii. Deposited \$60.

6. DISCUSSION AND POSSIBLE DECISION MAKING ON THE SALARY OF THE ACTING DIRECTOR OF THE DEPARTMENT OF LIQUOR CONTROL AND THE EFFECTIVE DATE

7. STATUS REPORT, DISCUSSION AND DECISION MAKING ON THE RECOMMENDATIONS OF THE WORKING GROUP ON THE JOB ADVERTISEMENT

AND JOB DESCRIPTION OF THE DIRECTOR OF THE DEPARTMENT OF LIQUOR CONTROL

8. EXECUTIVE SESSION

Pursuant to Hawai'i Revised Statutes §§92-4 and 92-5 (a) (4) the purpose of this executive session is to consult with the Commission's legal counsel on questions and issues pertaining to the Commission's powers, duties, privileges, immunities, and liabilities as they may relate to this item, deliberate and take such action as appropriate.

MEMO FROM COUNTY ATTORNEY'S OFFICE RE: AUTHORITY OVER LIQUOR CONTROL DEPARTMENT

ANNOUNCEMENTS:

Next Scheduled Meeting: Thursday, August 6, 2020 – 10:00 a.m., 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