



LIQUOR CONTROL COMMISSION

WILLIAM GIBSON, CHAIR
DEE CROWELL, VICE CHAIR

LELAND KAHAWAI, MEMBER
RANDALL NISHIMURA, MEMBER
LORNA NISHIMITSU, MEMBER
GARY PACHECO, MEMBER

REGULAR MONTHLY TELECONFERENCE MEETING NOTICE AND AGENDA

Thursday, May 6, 2021
10:00 a.m. or shortly thereafter

Microsoft Teams Audio: + 1 469-848-0234, Conference ID: 203 110 06#

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.

CALL TO ORDER

ROLL CALL

ANNOUNCEMENTS:

Next Scheduled Meeting: Thursday, May 20, 2021 – 10:00 a.m. via Tele-Conference.

APPROVAL OF AGENDA

APPROVAL OF MINUTES:

- a. Special Session Minutes of February 11, 2021
- b. Executive Session Minutes of February 11, 2021
- c. Special Session Minutes of February 18, 2021
- d. Executive Session Minutes of February 18, 2021

1. VIOLATION HEARING

- a. KALAMA BEACH CORPORATION dba KILAUEA MARKET + CAFE: Violation of Rule 7.8 (a) Manager on duty, qualifications.

2. DIRECTOR'S REPORTS:

- a) INVESTIGATORS' REPORTS:
- b) INCOMING COMMUNICATIONS:

- 1) The Civil Beat-Law Center for Public Interest – Casey Shoji: RE: Sunshine Law Compliance: Timely Posting Minutes on the Internet.
- 2) Constellation Brands, Inc. Re: Meiommi Luxury Golf Trip Sweepstakes.
- 3) Constellation Brands, Inc. Re: Corona 2021 New Year Sweepstakes/Instant Win Game.

c) OUTGOING COMMUNICATIONS:

d) EMPLOYEES IN LICENSED PREMISES:

Managers and Assistant Managers – See Attachment “A”

e) ACTIONS OF THE DIRECTOR:

- 1) CLOROSHKO LLC: Approval of Special 1-Day License Application No. 2021-022 to Cloroshko LLC dba Paco’s Tacos Cantina Kapaa for May 5, 2021 No. SG 2021-03 at 4-1292 Kūhi’ō Highway, Kapaa, Kauai, Hawaii per floor plan submitted.
- 2) ROB’S GOOD TIMES GRILL: Approval of Temporary Increase of Premise to include 100 sq. ft. x 10 sq. ft. immediately fronting the restaurant per diagram submitted from May 1, 2021 to July 31, 2021.
- 3) KAUAI JUNIOR GOLF ASSOCIATION: Approval of a Free One Day Special Dispenser General License No. Free 2021-11 filed on April 22, 2021 by Kauai Junior Golf Association to be held on May 1, 2021 at 4150 Nuhou Street, Lihue, Kauai, Hawaii.
- 4) THE BEACH HOUSE: Approval of temporary increase of extension to the patio lawn as diagramed. Dates of the extension is approved for June 4,5,8,11,13,14,16,17,18,19,20,21,24,26,27,28,30, 2021 from 5:00pm to 10:00pm.
- 5) THE BEACH HOUSE: Approval of temporary increase of extension to the patio lawn as diagramed. Dates of the extension is approved for June 5 & 15, 2021 from 11:00am to 3:00pm.
- 6) THE BEACH HOUSE: Approval of temporary increase of extension to the patio lawn as diagramed. Dates of the extension is approved for June 9, 2021 from 6:30pm to 10:00pm.
- 7) THE BEACH HOUSE: Approval of temporary increase of extension to the patio lawn as diagramed. Dates of the extension is approved for June 12 & 23, 2021 from 6:00pm to 10:00pm.

f) INFORMATIONAL MATTERS:

NOM KAUAI: Thomas Fuquay, President of NOM Kauai deactivated Application # 2020-078.

3. CHANGE IN AUTHORIZED AGENT/OFFICERS:

- a) MNS, LTD.: Deletion of Riki Morimoto as Treasurer, Director, Executive Vice President, and CFO for MNS, Ltd. dba ABC Store License No. 4G-001, 4G-002, 4G-003, Island Country Markets License No. 4G-014, and Sueoka Markets License No. 4G-060.
- b) FOODLAND SUPERMARKET, LIMITED: Appointment of Peter James Hamasaki as Vice President and General Counsel. Appointment of John Cox and Stanley Minoru Kuriyama as Directors of Foodland Supermarket, Limited dba Foodland License No. 4G-020.

4. NEW LIQUOR LICENSE:

AINA KAUAI RESTAURANT LLC: Application No. 2021-023 was filed on April 7, 2021 by AINA KAUAI RESTAURANT LLC dba AINA KAUAI RESTAURANT for a New Restaurant General (No Live entertainment with dancing) license located at 4-985 Kuhio Highway, Kapaa, Kauai, Hawaii. Deposited \$450.00.

5. DISCUSSION AND DECISION-MAKING ON ESTABLISHING A PERMITTED INTERACTION GROUP. THE PURPOSE OF THE GROUP IS TO DRAFT THE GOALS AND OBJECTIVES FOR THE DIRECTOR OF LIQUOR CONTROL

6. UPDATE, DISCUSSION AND POSSIBLE DECISION-MAKING ON MATTERS RELATED TO THE HIRING OF THE DIRECTOR OF LIQUOR CONTROL

EXECUTIVE SESSION: Pursuant to Haw. Rev. Stat. ("H.R.S.") §92-4 and §92-5 (a) and (2) and (4), the purpose of this Executive Session is for the deliberation and decision-making by the Commission relating to the hiring of a new Director of Liquor Control and other related items, and to consult with its attorney on questions and issues pertaining to the Commission's powers, duties, privileges, immunities and liabilities as they may relate to the following agenda items:

RETURN TO OPEN SESSION

ROLL CALL FOR THE RETURN TO OPEN SESSION

RATIFY THE ACTIONS TAKEN IN EXECUTIVE SESSION

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).

ADJOURNMENT

WRITTEN TESTIMONY

Persons wishing to offer comments are encouraged to submit written testimony at least 24-hours prior to the meeting and must indicate:

1. Your name and if applicable, your position/title and organization you are representing
2. The agenda item that you are providing comments on; and

Send written testimony to:

Liquor Control Commission
C/o Office of Boards and Commissions
Pi'ikoi Building 4444 Rice Street, Suite 300
Līhu'e, Hawai'i 96766
E-Mail: mkelekoma@kauai.gov
Phone: (808) 241-4918

SPEAKER REGISTRATION

Prior to the Day of the Meeting: Persons wishing to testify are requested to register their name, phone number, and agenda item via email at mkelekoma@kauai.gov or by calling 808 241-4918.

On the Day of the Meeting: Persons who have not registered to testify by the time the Commission meeting begins will be given an opportunity to speak on an item following oral testimonies of registered speakers. The length of time allocated to person(s) wishing to present verbal testimony may be limited at the discretion of the chairperson or presiding member.

SPECIAL ASSISTANCE

If you need an auxiliary aid/service or other accommodation due to a disability, or an interpreter for non-English speaking persons, contact Malialani Kelekoma at (808) 241-4918 or mkelekoma@kauai.gov as soon as possible. Requests made as early as possible will allow adequate time to fulfill your request.

Upon request, this notice is available in alternate formats such as large print, Braille, or electronic copy.