

**PENNSYLVANIA LIQUOR CONTROL BOARD
MEETING MINUTES**

**WEDNESDAY, MARCH 11, 2020
NORTHWEST OFFICE BUILDING, CONFERENCE ROOM 117, HARRISBURG, PA**

Tim Holden, Chairman	Office of Chief Counsel	Office of Retail Operations
Mike Negra, Board Member	Bureau of Licensing	Bureau of Product Selection
Mary Isenhour, Board Member	Bureau of Human Resources	Financial Report
Charlie Mooney, Executive Director	Bureau of Accounting & Purchasing	Other Issues
John Stark, Board Secretary		

Notice: Anyone who wishes to comment on a printed agenda item prior to official action being taken must make that known to the Chairman or the Board Secretary in advance.

PUBLIC MEETING – 11:00 A.M

Chairman Holden announced that Board Member Mike Negra would not be present due to illness.

CALL TO ORDER *Chairman Holden*

Pledge of Allegiance to the Flag – Mark Wittle – Supply Chain

OLD BUSINESS.....*Secretary Stark*

A. Motion to approve the previous Board Meeting Minutes of the February 26, 2020 meeting.

Motion Made: Board Member Isenhour
Seconded: Chairman Holden

Board Decision: Unanimously agreed (2-0 vote) to Approve Previous Board Minutes.

PUBLIC COMMENT ON AGENDA ITEMS

There were no public comments on the public agenda items.

NEW BUSINESS

From the Office of Chief Counsel *Rodrigo Diaz, Chief Counsel*

(1) **ACME Markets, Inc.**
1640 Bethlehem Pike
Flourtown, Pennsylvania 19031-2026
Restaurant Liquor License No. R-2124
LID 69393

Proposed Amended Conditional
Licensing Agreement

Note: Board Minutes are not officially approved until all required signatures are affixed.

Motion Made: Board Member Isenhour
Seconded: Chairman Holden

Board Decision: Unanimously agreed (2-0 vote) to Approve the Amended Conditional Licensing Agreement.

- (2) **Transferor: Filet 18, LLC** Application for Conversion of Suspension to Fine
18-20 West Main Street
Bloomsburg, Pennsylvania 17815-1703
Restaurant Liquor License No. R-17368
LID 70477

Transferee: B.U. Luxury Housing, LLC
18-20 West Main Street
Bloomsburg, Pennsylvania 17815-1703
Restaurant Liquor License No. R-17368
LID 101170

Motion Made: Board Member Isenhour
Seconded: Chairman Holden

Board Decision: Unanimously agreed (2-0 vote) to Approve the Conversion of Suspension to a Fine of \$3,000.00.

- (3) **Transferor: Bar-B-Corp** Application for Conversion of Suspension to Fine
501 East Street
Bloomsburg, Pennsylvania 17815-2341
Restaurant Liquor License No. R-16818
LID 24349

Transferee: The Husky Den Bar & Grille, LLC
501 East Street
Bloomsburg, Pennsylvania 17815-2341
Restaurant Liquor License No. R-16818
LID 98060

Motion Made: Board Member Isenhour
Seconded: Chairman Holden

Board Decision: Unanimously agreed (2-0 vote) to Approve the Conversion of Suspension to a Fine of \$6,000.00.

- (4) **Butler Township** Municipal Petition for Exemption from Liquor Code Statute Regarding Amplified Sound
Case No. 20-NE-01

Note: Board Minutes are not officially approved until all required signatures are affixed.

Motion Made: Board Member Isenhour
Seconded: Chairman Holden

Board Decision: Unanimously agreed (2-0 vote) to Approve the Noise Exemption from March 11, 2020 to March 11, 2025.

*From the Bureau of LicensingTisha Albert, Director of Regulatory Affairs
Barbara Peifer, Director, Bureau of Licensing*

(1) **B&S 1890, LLC** New & Requests for Interior
(LID No. 101701) Connections with Other
1890 Woodhaven Road, Suite 2C Businesses & Dual Employment -
Philadelphia, Philadelphia County Brewery

Motion Made: Board Member Isenhour
Seconded: Chairman Holden

Board Decision: Unanimously agreed (2-0 vote) to Approve the New License and Requests for Interior Connections with Other Businesses and Dual Employment.

(2) **CBC Latrobe Acquisition, LLC** New & Request for an Interior
(LID No. 100831) Connection with Another
104 33rd Street Business - Importer
Latrobe, Westmoreland County

Motion Made: Board Member Isenhour
Seconded: Chairman Holden

Board Decision: Unanimously agreed (2-0 vote) to Approve the New License and Request for an Interior Connection with Another Business.

(3) **Edwin H. Kleckner, Inc.** Request to Sell Other Items on the
ID-319 (LID No. 26704) Licensed Premises - Importing
Railroad & Chillisquaque Streets Distributor
P. O. Box 20
West Chillisquaque Township
Montandon, Northumberland County

Motion Made: Board Member Isenhour
Seconded: Chairman Holden

Board Decision: Unanimously agreed (2-0 vote) to Approve the Request to Sell Other Items on the Licensed Premises.

Note: Board Minutes are not officially approved until all required signatures are affixed.

- (4) **Galli Beer Distributing Co., Inc.**
t/a Galli Beer Distributing Company
ID-808 (LID No. 8630)
800 Anderson Street
New Kensington, Westmoreland County
- Request to Sell Other Items on the
Licensed Premises - Importing
Distributor

Motion Made: Board Member Isenhour
Seconded: Chairman Holden

Board Decision: Unanimously agreed (2-0 vote) to Approve the Request to Sell
Other Items on the Licensed Premises.

- (5) **KPG Pburg, LLC**
t/a Sheraton Pittsburgh Airport Hotel
(LID No. 100709)
1160 Thorn Run Road Extension
Moon Township
Coraopolis, Allegheny County
- New & Request to Sell Other
Items on the Licensed Premises -
Hotel

Motion Made: Board Member Isenhour
Seconded: Chairman Holden

Board Decision: Unanimously agreed (2-0 vote) to Approve the New
Application and Request to Sell Other Items on the Licensed
Premises.

- (6) **MTCO, LLC**
t/a The Bank on 8th
R-10294 (LID No. 95985)
145 East 8th Avenue
Homestead, Allegheny County
- Extension of License & Request
to Conduct Another Business on
the Licensed Premises -
Restaurant

Motion Made: Board Member Isenhour
Seconded: Chairman Holden

Board Decision: Unanimously agreed (2-0 vote) to Approve the Extension of the
License and Request to Conduct Another Business on the
Licensed Premises.

- (7) **Northeast Eagle Distributors, Inc.**
ID-493 (LID No. 50926)
1000 South Township Boulevard
Jenkins Township
Pittston, Luzerne County
- Request to Sell Other Items on
the Licensed Premises -
Importing Distributor

Motion Made: Board Member Isenhour
Seconded: Chairman Holden

Note: Board Minutes are not officially approved until all required signatures are affixed.

Board Decision: Unanimously agreed (2-0 vote) to Approve the Request to Sell Other Items on the Licensed Premises.

- (8) **Penn Beer Distributors, Inc.** Request to Sell Other Items on the Licensed Premises - Importing Distributor
ID-390 (LID No. 37710)
2801 Township Line Road
Hatfield Township
Hatfield, Montgomery County

Motion Made: Board Member Isenhour
Seconded: Chairman Holden

Board Decision: Unanimously agreed (2-0 vote) to Approve the Request to Sell Other Items on the Licensed Premises.

- (9) **Resort Beverage Co., Inc.** Request to Sell Other Items on the Licensed Premises - Importing Distributor
ID-639 (LID No. 8587)
Route 611 P. O. Box 143
Pocono Township
Tannersville, Monroe County

Motion Made: Board Member Isenhour
Seconded: Chairman Holden

Board Decision: Unanimously agreed (2-0 vote) to Approve the Request to Sell Other Items on the Licensed Premises.

- (10) **Sheetz, Inc.** “Intermunicipal” Double Transfer & Request for Interior Connections with Another Business - Restaurant
t/a Sheetz #559
R-20045 (LID No. 95986) Case No. 19-9028
4010 Columbia Avenue
West Hempfield Township
Columbia, Lancaster County

Motion Made: Board Member Isenhour
Seconded: Chairman Holden

Board Decision: Hold

- (11) **Sheth Bros. Management, LLC** Renewal - Restaurant
R-1670 (LID No. 46340) Case No. 19-9093
2033 Penrose Avenue
Philadelphia, Philadelphia County

Motion Made: Board Member Isenhour
Seconded: Chairman Holden

Note: Board Minutes are not officially approved until all required signatures are affixed.

Chairman Holden asked if there was anyone present from Sheth Brothers Management. There was no response.

Board Decision: Unanimously agreed (2-0 vote) to Refuse the Renewal.

- (12) **West End Beer Mart, Inc.** Renewal - Distributor
t/a West End Beer Mart
D-2416 (LID No. 66383) Case No. 19-9092
119 Fairfield Avenue
Johnstown, Cambria County

Motion Made: Board Member Isenhour
Seconded: Chairman Holden

Chairman Holden asked if there was anyone present from West End Beer Mart. There was no response.

Board Decision: Unanimously agreed (2-0 vote) to Refuse the Renewal.

- (13) **Wilsbach Distributors, Inc.** Request to Sell Other Items on
ID-178 (LID No. 8492) the Licensed Premises -
905 Katie Court Importing Distributor
Susquehanna Township
Harrisburg, Dauphin County

Motion Made: Board Member Isenhour
Seconded: Chairman Holden

Board Decision: Unanimously agreed (2-0 vote) to Approve the Request to Sell Other Items on the Licensed Premises.

- (14) **32nd Street Pub, Inc.** Renewal - District 10
R-4655 (LID No. 11528) Case No. 2018-11528
3200 West Allegheny Avenue
Philadelphia, Philadelphia County

Motion Made: Board Member Isenhour
Seconded: Chairman Holden

Board Decision: Unanimously agreed (2-0 vote) to Approve the Renewal.

- (15) **39th and Sansom Streets Corporation** Renewal - District 10
t/a Cavanaugh's Leprechaun
R-12136 (LID No. 15344) Case No. 2018-15344
119-125 South 39th Street
Philadelphia, Philadelphia County

Note: Board Minutes are not officially approved until all required signatures are affixed.

Motion Made: Board Member Isenhour
Seconded: Chairman Holden

Board Decision: Hold for Conditional Licensing Agreement (Offer-in-Compromise).

- (16) **Chestnut Street Pub & Grill, Inc.** Conditional Licensing Agreement
R-12532 (LID No. 66109) Case No. 2019-66109 Renewal - District 7
251 Chestnut Street
Meadville, Crawford County

Motion Made: Board Member Isenhour
Seconded: Chairman Holden

Board Decision: Unanimously agreed (2-0 vote) to Approve the Renewal with Conditional Licensing Agreement.

- (17) **Glassport Legion Home Association** Conditional Licensing Agreement
American Legion Post 443 Renewal - District 5
C-550 (LID No. 623) Case No. 2019-623
411-417 Monongahela Avenue
Glassport, Allegheny County **HOLD – 2/12/20 SESSION**

Motion Made: Board Member Isenhour
Seconded: Chairman Holden

Board Decision: Unanimously agreed (2-0 vote) to Approve the Renewal with Conditional Licensing Agreement.

- (18) **Manomay, LLC** Renewal - District 5
R-10390 (LID No. 84532) Case No. 2019-84532
130 7th Street, Century Building
Pittsburgh, Allegheny County **HOLD - 11/13/19 SESSION**

Motion Made: Board Member Isenhour
Seconded: Chairman Holden

Board Decision: Hold

- (19) **Sherry Distributors, Inc.** Conditional Licensing Agreement
ID-520 (LID No. 8569) Case No. 2019-8569 Renewal - District 7
812 Water Street
Meadville, Crawford County **HOLD - 1/15/20 SESSION**

Motion Made: Board Member Isenhour
Seconded: Chairman Holden

Note: Board Minutes are not officially approved until all required signatures are affixed.

Board Decision: Unanimously agreed (2-0 vote) to Approve the Renewal with Conditional Licensing Agreement.

*From the Bureau of Human Resources Jason Lutcavage, Director of Administration
Jennifer Haas, Director, Bureau of Human Resources*

There were 11 personnel actions presented for consideration.

- (1) **Rebecca Bainbridge – Affirm Removal**
- (2) **John Empson -Affirm Removal**
- (3) **Thomas Hartle – Demotion**
- (4) **Randy Minor - Affirm Removal**
- (5) **Lamar Pinkney – Removal**
- (6) **Michael Pouchan – Affirm Removal**
- (7) **Janine Schuster – Affirm Removal**
- (8) **Amanda Snyder – Removal**
- (9) **Kevin Stewart - Removal**
- (10) **Jessica Sullivan -Affirm Removal**
- (11) **Thorpe Van De Mark – Affirm Removal**

Motion Made: Board Member Isenhour
Seconded: Chairman Holden

Board Decision: Unanimously agreed (2-0 vote) to Approve all Personnel Actions.

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*From the Bureau of Accounting & Purchasing Michael Demko, Director of Finance
Koppolu Ravindraraj, Director, Bureau of Accounting & Purchasing
Mike Freeman, Director, Bureau of Financial Management & Analysis*

Procurement Actions:

- (1) Point of Service (POS) Production Support and Enhancement Consulting Services Renewal –**
To continue support, maintenance, and enhancement consulting services for PLCB’s specific Oracle POS and cash register environments.

Procured via PO 63013714 Renewal Option to RFP Contract 20143025 – **VENDOR: SkillNet Solutions, Inc.** – **TERM:** One year for period 5/18/2020 through 5/17/2021 - **\$1,509,300.00 estimated cost** which represents a 7.5% increase from last year’s renewal cost.

- (2) Retail Merchandising Suite Production Support and Enhancement Consulting Services Renewal –**
To continue support, maintenance, and enhancement consulting services for PLCB’s Oracle retail environment that includes tools like inventory management, pricing, and promotions.

Procured via PO 63013717 Renewal Option to RFP Contract 20140325 – **VENDOR: Deloitte Consulting LLP** – **TERM:** One year for the period 6/22/2020 through 6/21/2021 - **\$2,048,224.50 estimated cost** which represents a 1.9% increase from last year’s renewal cost.

- (3) Load and Performance Testing Tool –** Provide ZAPTEST Expert software used to develop functional load and performance testing scripts for use on the new E-Commerce website. The tool will be used to develop the same for the Agency’s other systems. Once the test scripts are created they are set up to automatically run as part of continuous integration and development on any system ensuring any issues caused by enhancements are detected and handled early in the development lifecycle .

Procured via DGS Contract #400018548 – **VENDOR: CDW-G** – **TERM:** One year - **\$149,952.00 estimated cost.**

- (4) Northwest Office Building (NWOB) Granite Restoration –** Provide repairs including resetting and realigning the granite planter walls and caps surrounding the front and half of the right Forster Street side of NWOB.

Procured via DGS Job Order Contracting (JOC) Program – **VENDOR: Lobar Associates Inc. and The Gordian Group Inc.** – **\$139,679.04 estimated cost** (Lobar Associates Inc. construction cost – \$126,292.04 and The Gordian Group Inc. Administrative fees – \$13,387.00).

Motion Made: Board Member Isenhour
Seconded: Chairman Holden

Board Decision: Unanimously agreed (2-0 vote) to Approve all Procurement Actions.

Inter-Agency Charges:

None

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From the Office of Retail Operations..... Carl Jolly, Director of Retail Operations

- 1. **0264 – 880 Butler St., Ste. 7, Pittsburgh
Lease Amendment**
- 2. **0412– 1603 State St., Baden
Lease Amendment**
- 3. **3615 - 1622 Lincoln Highway East, Lancaster
Lease Amendment**
- 4. **8131-8261- 140 West Germantown Pike, Plymouth Meeting
Lease Amendment**
- 5. **4031- 534 West Broad Street, Hazelton
Closing**

Motion Made: Board Member Isenhour
Seconded: Chairman Holden

Board Decision: Unanimously agreed (2-0 vote) to Approve all Retail Operations Actions.

*From the Bureau of Product Selection Dale Horst, Director of Marketing & Merchandising
Tom Bowman, Director, Bureau of Product Selection*

VENDOR – ITEM NAME

BOARD ACTION REQUESTED

Various	1. Regular New Items Accepted
Various	2. Regular PA New Items Accepted
Various	3. Regular Recommended Delist

1. Regular New Items Accepted

BRAND NAME AND SIZE

REASON

<u>Anheuser Busch LLC</u>	
Drinkworks Signature Series Chocolate Negroni 4x50 mL	3
Drinkworks Signature Series Maple Rye Manhattan 4x50 mL	3
Drinkworks Signature Series Midtown Martini 4x50 mL	3

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Bacardi USA Inc

Bacardi Bahama Mama Cocktail 1.75 L	10
Bacardi Mojito Cocktail 1.75 L	10
Bacardi Rum Punch Cocktail 1.75 L	10
Bacardi Zombie Cocktail 1.75 L	10

Capital Wine and Spirits

Gaze Blueberry Pomegranate Moscato 375 mL	18
Gaze Coconut Water Chardonnay Moscato 375 mL	18
Gaze Green Tea Moscato 375 mL	18
Gaze Kombucha Moscato 375 mL	18
Hess Select Treo Red Blend 750 mL	2, 3

Majestic Wine and Spirits

Rancho La Gloria Mango Margarita Wine Cocktail 1.5 L	18
Rancho La Gloria Original Margarita Wine Cocktail 1.5 L	18
Rancho La Gloria Strawberry Margarita Wine Cocktail 1.5 L	18

Sazerac Company Inc

Dorado Tequila Gold 1 L	18
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RECOMMENDED ACTION: We recommend the Board approve this action

2. Regular PA New Items Accepted

<u>BRAND NAME AND SIZE</u>	<u>REASON</u>
<u>Allegheny Distilling LLC</u>	
Hidden Harbor White Rum 750 mL	16
Maggie’s Farm 50/50 Pineapple Rum 750 mL	16
Maggie’s Farm Coffee Liqueur 750 mL	16
Maggie’s Farm Falernum Liqueur 750 mL	16
<u>MHW LTD</u>	
Holla Sweet n Strawberry Vodka 750 mL	16
<u>Pennsylvania Pure Distilleries</u>	
BLY Limited Reserve Rum 750 mL	16

RECOMMENDED ACTION: We recommend the Board approve this action

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New Items – Recommended Listings

Reason Codes

1. Strong marketing support
2. High brand recognition
3. Line/Size extension of successful brand
4. Trade up opportunity
5. Growing category
6. Growing segment
7. National rollout
8. Niche item / Limited distribution
9. High dollar profit potential
10. Trade out
11. High quality for the value
12. Innovative product/flavor
13. High sales through other PLCB channels (Luxury, Online, SLO)
14. Underrepresented category/segment
15. Hole in selection – consumer/store requests
16. PA Spirits
17. PA Wines
18. Licensee only
19. Probationary listing

3. Regular Recommended Delist

<u>BRAND NAME AND SIZE</u>	<u>CODE</u>
<u>Bacardi USA Inc</u>	
Bacardi Bahama Mama Cocktail 1.75 L	6027
Bacardi Mojito Cocktail 1.75 L	5200
Bacardi Rum Punch Cocktail 1.75 L	2114
Bacardi Zombie Cocktail 1.75 L	5748
<u>Diageo Americas Inc</u>	
Godiva Chocolate Liqueur 50 mL	7116
<u>North Wales Wines</u>	
Fleur de Mer Cotes De Provence Rose France 750 mL	220

EFFECTIVE DATE: The transference to closeout will become effective April 10, 2020

Motion Made: Board Member Isenhour
Seconded: Chairman Holden

Board Decision: Unanimously agreed (2-0 vote) to Approve all Product Selection Actions.

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FINANCIAL REPORT *Michael J. Burns, Comptroller Operations, Office of Budget*

None

OTHER ISSUES

None

CITIZEN COMMENT/BUSINESS FROM THE FLOOR

John Cappawana, on behalf of WSS Integrated Technologies, asked if there were any updates regarding IFB 260347, Comprehensive Security Services. Mr. Cappawana stated that he was under the impression that the work to be done was to start next month. Michael Demko, Chief Operating Officer and Director of Finance, responded that the bid tabulation was publicly posted last week on the DGS website. There are no further updates at this time.

NEXT BOARD MEETING

The next meeting of the PLCB will be a formal meeting on Wednesday, April 8, 2020 beginning at 11:00 A.M. Prior to the public meeting, there will be an Executive Session to discuss matters of personnel and to engage in non-deliberative informational discussions, some of which are regarding actions and matters which have been approved at previous public meetings.

ADJOURNMENT

On a motion by Board Member Isenhour, seconded by Chairman Holden, the meeting was adjourned.

The foregoing actions are hereby officially approved.

Chairman

Member

Member

ATTEST:

Secretary