

PENNSYLVANIA LIQUOR CONTROL BOARD
MEETING MINUTES
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WEDNESDAY, FEBRUARY 10, 2021
TELEPHONE CONFERENCE MEETING

Tim Holden, Chairman
Mike Negra, Board Member
Mary Isenhour, Board Member
Michael Demko, Executive Director
John Stark, Board Secretary

[Office of Chief Counsel](#)
[Bureau of Licensing](#)
[Bureau of Human Resources](#)
[Bureau of Accounting & Purchasing](#)

[Office of Retail Operations](#)
[Bureau of Product Selection](#)
[Financial Report](#)
[Other Issues](#)

PUBLIC MEETING – 11:00 A.M

CALL TO ORDER *Chairman Holden*

Pledge of Allegiance to the Flag

Chairman Holden made an opening statement thanking everyone for their continued cooperation and understanding as the PLCB is dealing with COVID-19 and the need to meet in this telephonic fashion. He reiterated the need for caution and suggested that Board meetings will likely continue to be conducted telephonically for the foreseeable future.

Chairman Holden then invited Executive Director Michael Demko to introduce Andy Collins as the PLCB's new Chief Operating Officer. Executive Director Demko indicated that Mr. Collins will be responsible for leading the agency's retail operations, distribution, and logistics teams. After explaining that Mr. Collins has over 20 years of experience in retail business operations and merchandise planning, multi-store management, and customer service, he formally welcomed Mr. Collins to the PLCB.

OLD BUSINESS.....*Secretary Stark*

A. Motion to approve previous Board Meeting Minutes of the January 27, 2021 meeting.

Motion Made: Board Member Negra
Seconded: Board Member Isenhour

Board Decision: Unanimously agreed (3-0 vote) to approve previous Board Minutes.

PUBLIC COMMENT ON AGENDA ITEMS

The Board has reserved 10 minutes for Public Comment on printed agenda items.

The teleconference moderator confirmed that there were no callers.

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NEW BUSINESS

From the Office of Chief CounselRodrigo Diaz, Chief Counsel

- (1) **Evergreen Café, Inc.** Request for Rescission of
 2401 Eighth Avenue Conditional Licensing Agreement
 Beaver Falls, Pennsylvania 15010-3753
 Restaurant Liquor License No. R-9722
 LID 47351

Motion Made: Board Member Negra
Seconded: Board Member Isenhour

Board Decision: Unanimously agreed (3-0 vote) to approve the rescission of conditional licensing agreement.

- (2) **Transferor: 900 Diamond, Inc.** Application for Conversion of
 901-903 West Diamond Street Suspension to Fine
 Philadelphia, Pennsylvania 19122-1318
 Restaurant Liquor License No. R-8250
 LID 61837

Transferee: Collins Family Markets, Inc.
 6301 Oxford Avenue
 Philadelphia, Pennsylvania 19111-5366
 Restaurant Liquor License No. R-8250
 LID 103996

Motion Made: Board Member Negra
Seconded: Board Member Isenhour

Chief Counsel Rodrigo Diaz reminded the Board that a buyer involved in the sale of a liquor license associated with an unserved suspension can either agree to serve the suspension or request that the Board convert the suspension to a monetary fine. In accordance with the Board’s regulations, the amounts of such fines range from \$1,000.00 to \$3,000.00 per day of unserved suspension. Since the unserved suspension of one day in this case was the result of an enhanced penalty, Chief Counsel Diaz affirmed that his office recommended the issuance of a fine of \$3,000.00 to countermand the suspension.

Board Decision: Unanimously agreed (3-0 vote) to approve the conversion of suspension to fine in the amount of \$3,000.00.

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(3) **Transferor: Brovina & Pudleiner, LLC**
1028 Broadway
Fountain Hill, Pennsylvania 18015-4102
Restaurant Liquor License No. R-1763
LID 69923

Application for Conversion of
Suspension to Fine

Transferee: TM AND MM, LLC
1028 Broadway
Fountain Hill, Pennsylvania 18015-4102
Restaurant Liquor License No. R-1763
LID 104448

Motion Made: Board Member Negra
Seconded: Board Member Isenhour

Chief Counsel Diaz explained that a one-day suspension had been issued to the seller in the above-mentioned transaction for a citation involving enhanced and non-enhanced penalties. He indicated that his office recommended the conversion of the suspension to a fine per the buyer’s request, the minimum amount of said fine being \$3,000.00.

Board Decision: Unanimously agreed (3-0 vote) to approve the conversion of suspension to fine in the amount of \$3,000.00.

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

(1) **The Chevra, Inc.**
C-44120 (LID No. 70623) Case No. 20-9033
1500 John F. Kennedy Boulevard
Store #15 – Concourse Level
Philadelphia, Philadelphia County

Place-to-Place Transfer - Club

Motion Made: Board Member Negra
Seconded: Board Member Isenhour

Board Decision: Unanimously agreed (3-0 vote) to approve transfer.

(2) **Hanover Beer Distributor, LLC**
D-3553 (LID No. 104297)
1204 Sans Souci Parkway
Hanover Township
Hanover Township, Luzerne County

Double Transfer & Request for
Interior Connections with
Another Business - Distributor

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Motion Made: Board Member Negra
Seconded: Board Member Isenhour

Board Decision: Unanimously agreed (3-0 vote) to approve transfer and request for interior connections with another business.

- (3) **Red Lion Alesmiths, LLC** New & Request for Interior
t/a Public House at the Markets Connections with Another
(LID No. 104210) Business – Brewery Storage
1649 Broadway
Penn Township
Hanover, York County

Motion Made: Board Member Negra
Seconded: Board Member Isenhour

Board Decision: Unanimously agreed (3-0 vote) to approve new license and request for interior connections with another business.

- (4) **Slanted & Enchanted, LLC** Request to Conduct Another
R-380 (LID No. 104481) Business on the Licensed
5015 Penn Avenue Premises - Restaurant
Pittsburgh, Allegheny County

Motion Made: Board Member Negra
Seconded: Board Member Isenhour

Board Decision: Unanimously agreed (3-0 vote) to approve request to conduct another business on the licensed premises.

- (5) **204 Verbeke Restaurant, LLC** Renewal – District 2
t/a Shady McGrady’s
R-11042 (LID No. 58793) Case No. 2020-58793
204 Verbeke Street
Harrisburg, Dauphin County

Motion Made: Board Member Negra
Seconded: Board Member Isenhour

Board Decision: Hold for amended conditional licensing agreement.

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(6) **BSD, Inc.** Conditional Licensing Agreement
t/a The Blarney Stone Renewal – District 10
R-4442 (LID No. 43492) Case No. 2020-43492
3929 Sansom Street
Philadelphia, Philadelphia County

Motion Made: Board Member Negra
Seconded: Board Member Isenhour

Board Decision: Unanimously agreed (3-0 vote) to approve the renewal with conditional licensing agreement.

(7) **Sichuan Gourmet II, LLC** Conditional Licensing Agreement
t/a Sichuan Gourmet Renewal – District 5
R-5325 (LID No. 72525) Case No. 2019-72525
328 Atwood Street
Pittsburgh, Allegheny County

Motion Made: Board Member Negra
Seconded: Board Member Isenhour

Board Decision: Unanimously agreed (3-0 vote) to approve the renewal with conditional licensing agreement.

(8) **Youngblood’s Grandstand, Inc.** Renewal – District 9
t/a Russen’s Sports Bar
R-2163 (LID No. 60891) Case No. 2019-60891
201 River Street
Olyphant, Lackawanna County

Motion Made: Board Member Negra
Seconded: Board Member Isenhour

Board Decision: Hold for amended conditional licensing agreement.

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

Personnel Actions There were 10 personnel actions presented for consideration.

- (1) Daisy David – Affirm Removal
- (2) Janell Hollins - Removal
- (3) Conor Hutton - Removal

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- (4) Seth Kalnas – Removal
- (5) Barbara Kenney – Removal
- (6) LaTasha Mines – Removal
- (7) Ryan Pezzoli – 5-Day Suspension
- (8) Khasaundra Price - Removal
- (9) Maria Scalleat – Removal
- (10) Vincent Sherman –Removal

Motion Made: Board Member Negra
Seconded: Board Member Isenhour

Board Decision: Unanimously agreed (3-0 vote) to approve all Personnel Actions.

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

Procurement Actions:

- (1) **Quart Paper Bags** – This order is to replenish inventory of quart paper bags to all three distribution centers for use in FWGS stores.

Procured via RFP #6100049281 – VENDOR: Broadway Kleer-Guard Corporation – Term: Three years for period 6/1/2021 through 5/31/2024 - **\$2,963,510.00 estimated cost** (Year 1 – 29,000 estimated cases @ \$33.79 = \$979,910.00; Year 2 – 29,000 estimated cases @ \$34.06 = \$987,740.00; Year 3 – 29,000 estimated cases @ \$34.34 = \$995,860.00)

- (2) **Branded Sealing Tape** – This order is to provide a total of 17,112 rolls (equivalent to 713 total cases) of branded tape that will be used to seal corrugated shipping cartons containing up to 45-50 pounds of wine and spirits. The order will be broken down and shipped to all three distribution centers. It will be used in FWGS stores for store to store transfers and on all e-Commerce orders.

Motion Made: Board Member Negra
Seconded: Board Member Isenhour

Board Decision: Unanimously agreed (3-0 vote) to approve Procurement Actions.

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Inter-Agency Charges:

- (1) **Civil Service Commission (CSC) Services (Job 46)** – Billing of \$151,817.68 for CSC services for January – June 2021. The billing is based on the PLCB’s average filled salary and wage position headcount (5,074) for the six-month period of May/2020 through October/2020. The PLCB’s total billings for FY 2020-21 are \$274,874 or a \$56.4K (+25.8%) increase over FY 2019-20 and represents 8.7% of the \$3.15 million billed to Commonwealth agencies for FY 2020-21.
- (2) **Office of Comptroller Operations** – Billing of \$1,998,217.70 for the second quarter of FY 2020-21 from the Office of Comptroller Operations for October, November and December’s actual services and expenses. FY 2020-21 YTD billings are \$2.92 million or \$0.46 million (18.8%) higher than last year.

The Bureau of Financial Management and Analysis has reviewed these charges and determined that they are reasonable based on billing methodology and previous experience.

Motion Made: Board Member Negra
Seconded: Board Member Isenhour

Board Decision: Unanimously agreed (3-0 vote) to approve Inter-Agency Charges.

From the Office of Retail Operations.....Michael Demko, Executive Director

- (1) **#2006 – 19017 Park Avenue Plaza, Meadville
Amendment**
- (2) **#9118 – Ivyridge Shopping Center, 7146 Ridge Avenue, Philadelphia
Amendment**
- (3) **#6202 – 212 South Main Street, Sheffield
Closing**

Motion Made: Board Member Negra
Seconded: Board Member Isenhour

Board Decision: Unanimously agreed (3-0 vote) to approve all Retail Operations actions.

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From the Bureau of Product SelectionTom Bowman, Director of Product Selection

VENDOR – ITEM NAME

BOARD ACTION REQUESTED

Various
Various
Various

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

1. Regular New Items Accepted

BRAND NAME AND SIZE

REASON

Anheuser Busch LLC

Drinkworks Spring Sippers Variety Pack 12x50 mL 2, 8

Monsieur Touton Selection LTD

Chateau de Ribebon Bordeaux Superieur 750 mL 18
Chateau Les Millaux Bordeaux Blanc 750 mL 18
Santons de Provence Rosé 750 mL 18

Sazerac North America Inc

Chi Chi's Long Island Iced Tea Wine Cocktail 25 Proof 187 mL 18
Chi Chi's Margarita Wine Cocktail 20 Proof 187 mL 18
Chi Chi's Peach Margarita Wine Cocktail 20 Proof 187 mL 18
Chi Chi's Pineapple Margarita Wine Cocktail 20 Proof 187 mL 18
Chi Chi's Ruby Red Margarita Wine Cocktail 25 Proof 187 mL 18
Chi Chi's Skinny Margarita Wine Cocktail 20 Proof 187 mL 18

Southern Glazers Wine and Spirits of PA

Cense Cabernet Sauvignon Paso Robles 750 mL 18
Cense Rosé California 750 mL 18

RECOMMENDED ACTION: We recommend the Board approve this action

2. Regular PA New Items Accepted

BRAND NAME AND SIZE

REASON

Altered State Distillery

Altered State Distillery American Blended Whiskey 86 Proof 750 mL 16
Altered State Distillery Peated Blended Whiskey 86 Proof 750 mL 16
Altered State Distillery Red Tail Blended Whiskey 86 Proof 750 mL 16

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Mermaid Spirits LLC

D B Johnston and Co Straight Bourbon Port Wine Cask 16
Finished 96 Proof 750 mL

D B Johnston and Co Straight Bourbon 102 Proof 750 mL 16

RECOMMENDED ACTION: We recommend the Board approve this action

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

BRAND NAME AND SIZE

CODE

Constellation Wines U S

Robert Mondavi Private Selection Riesling 750 mL 4836

Woodbridge by Robert Mondavi Riesling 750 mL 7228

EFFECTIVE DATE: The transference to closeout will become effective March 12, 2021

Motion Made: Board Member Negra
Seconded: Board Member Isenhour

Board Decision: Unanimously agreed (3-0 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

The teleconference moderator confirmed that there were no callers.

NEXT BOARD MEETING

The next meeting of the PLCB will be a formal meeting on Wednesday, February 24, 2021 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 Negra, seconded by Board Member Isenhour, the meeting was adjourned.

The foregoing actions are hereby officially approved.

Chairman

Member

Member

ATTEST:

Secretary