

If this item is pulled from the consent agenda the following motion would be in order:

### POSSIBLE MOTION

**I MOVE TO** approve liquor license renewal applications for Ernie's Bar and Pizza Express and forward these to the Alcoholic Beverage Control Board without objection.



City & Borough of Sitka  
**Municipal Clerk's Office**  
100 Lincoln Street, Sitka AK 99835  
Telephone: 907-747-1811 Fax: 907-747-4004



## Memorandum

To: Mayor Hunter and Assembly Members  
From: Sara Peterson, Municipal Clerk  
Date: December 1, 2016  
Subject: Liquor License Renewals

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This office has received notification of the following liquor license renewal applications:

License #: 373  
DBA: Ernie's Bar  
License Type: Beverage Dispensary  
Licensee: Ernie's Bar Inc.  
Premises Address: 130 Lincoln Street

License #: 5204  
DBA: Pizza Express  
License Type: Restaurant or Eating Place  
Licensee: Hector Barragan  
Premises Address: 1321 Sawmill Creek Road, Suite H & I

A memo was circulated to the various departments who may have a reason to protest. No departmental objections were received.

**Recommendation: Approve the liquor license renewal applications for 1) Ernie's Bar Inc. dba Ernie's Bar, and, 2) Hector Barragan dba Pizza Express and forward these approvals to the Alcoholic Beverage Control Board without objection.**



City & Borough of Sitka  
**Municipal Clerk's Office**  
100 Lincoln Street, Sitka AK 99835  
Telephone: 907-747-1811 Fax: 907-747-4004



## Memorandum

To: Utility Billing Clerk – Diana  
Collections - Leisha  
Municipal Billings – Lindsey  
Sales Tax/Property Tax - Hannah

Fire Department  
Police Department  
Building Official(s)

From: Sara Peterson, Municipal Clerk

Date: November 23, 2016

Subject: Liquor License Renewal Application

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Our office has received notification of the following liquor license renewal application for:

Lic #: 373  
DBA: Ernie's Bar  
License Type: Beverage Dispensary  
Licensee: Ernie's Bar Inc.  
Premises Address: 130 Lincoln Street

Please notify **no later than noon on Tuesday, December 6th** of any reason to protest this renewal request.

Thank you.



THE STATE  
of **ALASKA**  
GOVERNOR BILL WALKER

Department of Commerce, Community,  
and Economic Development

ALCOHOL & MARIJUANA CONTROL OFFICE  
550 West 7<sup>th</sup> Avenue, Suite 1600  
Anchorage, AK 99501  
Main: 907.269.0350

November 23, 2016

City and Borough of Sitka

Attn: Sara Peterson, Municipal Clerk

Via Email: [sara.peterson@cityofsitka.org](mailto:sara.peterson@cityofsitka.org)

[melissa.henshaw@cityofsitka.org](mailto:melissa.henshaw@cityofsitka.org)

**Re: Notice of 2017/2018 Liquor License Renewal Application**

<b>License Type:</b>	Beverage Dispensary	<b>License Number:</b>	373
<b>Licensee:</b>	Ernie's Bard, Inc.		
<b>Doing Business As:</b>	Ernie's Bar		

We have received a completed renewal application for the above listed license (see attached application documents) within your jurisdiction. This is the notice required under AS 04.11.480.

A local governing body may protest the approval of an application(s) pursuant to AS 04.11.480 by furnishing the director **and** the applicant with a clear and concise written statement of reasons for the protest within 60 days of receipt of this notice, and by allowing the applicant a reasonable opportunity to defend the application before a meeting of the local governing body, as required by 3 AAC 304.145(d). If a protest is filed, the board will deny the application unless the board finds that the protest is arbitrary, capricious, and unreasonable.

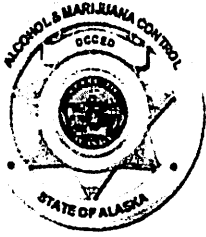
To protest the application referenced above, please submit your written protest within 60 days, and show proof of service upon the applicant and proof that the applicant has had a reasonable opportunity to defend the application before a meeting of the local governing body.

Sincerely,

A handwritten signature in black ink, appearing to read "Cynthia Franklin".

Cynthia Franklin, Director

[amco.localgovernmentonly@alaska.gov](mailto:amco.localgovernmentonly@alaska.gov)



Alcohol and Marijuana Control Office  
 550 W 7<sup>th</sup> Avenue, Suite 1600  
 Anchorage, AK 99501  
[alcohol.licensing@alaska.gov](mailto:alcohol.licensing@alaska.gov)  
<https://www.commerce.alaska.gov/web/amco>  
 Phone: 907.269.0350

Alaska Alcoholic Beverage Control Board

## Form AB-17: Renewal License Application

### What is this form?

This renewal license application form is required for all individuals or entities seeking to apply for renewal of an existing liquor license that will expire on December 31, 2016. All fields of this form must be complete and correct, or the application will be returned to you in the manner in which it was received, per AS 04.11.270 and 3 AAC 304.105. The Community Council field only needs to be verified/completed by licensees whose establishments are located within the Municipality of Anchorage or outside of city limits within the Matanuska-Susitna Borough.

This form must be completed correctly and submitted to the Alcohol & Marijuana Control Office (AMCO)'s main office, along with all other required documents and fees, before any renewal license application will be considered complete.

### Section 1 – Establishment and Contact Information

Enter information for the business seeking to have its license renewed.

Licensee:	Ernie's Bar Inc	License #:	373
License Type:	Beverage Dispensary	Statute:	AS 04.11.090
Doing Business As:	Ernie's Bar		
Premises Address:	130 Lincoln Street		
Local Governing Body:	City & Borough of Sitka		
Community Council:	None		

Mailing Address:	PO Box 772		
City:	SITKA	State:	ALASKA
		ZIP:	99835

Enter information for the licensee who will be designated as the primary point of contact regarding this application and the license.

Designated Licensee:	Stanley J. Miller		
Contact Phone:	907.747.8815	Business Phone:	907.747.6810
Contact Email:	N/A -		

Seasonal License?    Yes     No     If "Yes", write your six-month operating period: \_\_\_\_\_



## Alaska Alcoholic Beverage Control Board Form AB-17: Renewal License Application

### Section 2 – Sole Proprietor Ownership Information

This section must be completed by any sole proprietor who is applying for a license. Entities should skip to Section 3.  
If more space is needed, please attach a separate sheet with the required information.  
The following information must be completed for each licensee and each affiliate (spouse).

This individual is an:  applicant  affiliate

Name:					
Address:					
City:		State:		ZIP:	
Email:					
Contact Phone:					

This individual is an:  applicant  affiliate

Name:					
Address:					
City:		State:		ZIP:	
Email:					
Contact Phone:					

### Section 3 – Entity Ownership Information

This subsection must be completed by any licensee that is a corporation or LLC. Corporations and LLCs are required to be in good standing with the Alaska Division of Corporations (DOC). Partnerships may skip to Page 3. Sole proprietors should skip to Section 4.

Alaska DOC Entity #:	44680 D
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Alaska Division of Corporations:

Yes  No

Is your entity in good standing with the Alaska Division of Corporations?



Alaska Alcoholic Beverage Control Board

**Form AB-17: Renewal License Application**

This subsection must be completed by any entity, including a corporation, limited liability company (LLC), partnership, or limited partnership, that is applying for renewal. If more space is needed, please attach additional completed copies of this page.

- If the applicant is a corporation, the following information must be completed for each *stockholder who owns 10% or more* of the stock in the corporation, and for each *president, vice-president, secretary, and managing officer*.
- If the applicant is a limited liability organization, the following information must be completed for each *member with an ownership interest of 10% or more*, and for each *manager*.
- If the applicant is a partnership, including a limited partnership, the following information must be completed for each *partner with an interest of 10% or more*, and for each *general partner*.

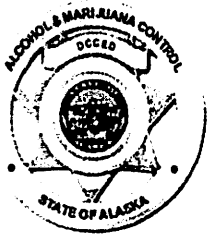
Entity Official:	STANLEY O. FULLER				
Title(s):	PRESIDENT	Phone:	907 717 2687	% Owned:	100%
Address:	PO Box 777 130 Lincoln Street				
City:	SITKA	State:	ALASKA	ZIP:	99835

Entity Official:					
Title(s):		Phone:		% Owned:	
Address:					
City:		State:		ZIP:	

Entity Official:					
Title(s):		Phone:		% Owned:	
Address:					
City:		State:		ZIP:	

Entity Official:					
Title(s):		Phone:		% Owned:	
Address:					
City:		State:		ZIP:	

Entity Official:					
Title(s):		Phone:		% Owned:	
Address:					
City:		State:		ZIP:	



Alaska Alcoholic Beverage Control Board

**Form AB-17: Renewal License Application**

**Section 4 – Authorization**

Communication with AMCO staff:

Yes No

Does any person other than a licensee named in this application have authority to discuss this license with AMCO staff?

If "Yes", disclose the name of the individual and the reason for this authorization:

**Section 5 – License Operation**

Check the box that best describes your liquor license operations in calendar years 2015 and 2016:

The license was regularly operated continuously throughout each year, for 8 or more hours each day.

The license was regularly operated during a specific season each year, for 8 or more hours each day.

The license was only operated to meet the minimum requirement of 30 days each year, 8 hours each day.  
*If this box is checked, an AMCO employee will contact you after reviewing your application.*

The license was not operated at all or was not operated for at least the minimum requirement of 30 days each year, 8 hours each day, during one or both of the calendar years.

*If this box is checked, an AMCO employee will contact you after reviewing your application.*

**Section 6 – Convictions**

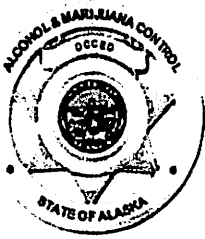
Applicant convictions in calendar years 2015 and 2016:

Yes No

Has any person named in this application been convicted of a violation of Title 04, of 3 AAC 304, or a local ordinance adopted under AS 04.21.010 in the calendar years 2015 or 2016?

If "Yes", list all convictions:





Alaska Alcoholic Beverage Control Board  
**Form AB-17: Renewal License Application**

**Section 7 – Certifications**

Read each line below, and then sign your initials in the box to the right of each statement:

Initials

I certify that all current licensees (as defined in AS 04.11.260) and affiliates have been listed on this application, and if the licensee is an organized entity, that all current entity officials and stakeholders are listed with the Alaska Division of Corporations.

SF

I certify on behalf of myself or of the organized entity that I understand that providing a false statement on this form or any other form provided by AMCO is grounds for rejection or denial of this application or revocation of any license issued.

SF

I certify that in accordance with AS 04.11.450, no one other than the licensee(s) has a direct or indirect financial interest in the licensed business.

SF

I certify that I have not altered the functional floor plan or reduced or expanded the area of the licensed premises, and I have not changed the business name or the ownership (including officers or stakeholders) from what is currently on file with the Alcoholic Beverage Control Board.

SI

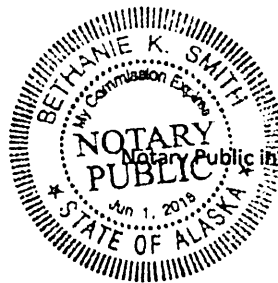
I certify that I have not violated any restrictions pertaining to this particular license type, and that this license has not been operated in violation of a condition or restriction imposed by the Alcoholic Beverage Control Board.

SF

As an applicant for a liquor license renewal, I declare under penalty of perjury that I have read and am familiar with AS 04 and 3 AAC 304, and that this application, including all accompanying schedules and statements, is true, correct, and complete. I agree to provide all information required by the Alcoholic Beverage Control Board in support of this application and understand that failure to do so by any deadline given to me by AMCO staff will result in this application being returned to me as incomplete.

[Signature]  
 Signature of licensee

Stanley J. Filler  
 Printed name of licensee



[Signature]  
 Signature of Notary Public

Notary Public in and for the State of Alaska

My commission expires: June 2018

Subscribed and sworn to before me this 15<sup>th</sup> day of Nov, 2016.

License Fee:	\$ 2500.00	Filing Fee:	\$ 200.00	TOTAL:	\$ 2700.00
Late Fee of \$500.00 – if received or postmarked after 01/03/2017:					
Miscellaneous Fees:					
GRAND TOTAL (if different than TOTAL):					



City & Borough of Sitka  
**Municipal Clerk's Office**

100 Lincoln Street, Sitka AK 99835  
Telephone: 907-747-1811 Fax: 907-747-4004



## Memorandum

To: Utility Billing Clerk – Diana  
Collections - Leisha  
Municipal Billings – Lindsey  
Sales Tax/Property Tax - Hannah

Fire Department  
Police Department  
Building Official(s)

From: Sara Peterson, Municipal Clerk

Date: December 1, 2016

Subject: Liquor License Renewal Application – Pizza Express

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Our office has received notification of the following liquor license renewal application for:

Lic #: 5204  
DBA: Pizza Express  
License Type: Restaurant or Eating Place  
Licensee: Hector Barragan  
Premises Address: 1321 Sawmill Creek Road, Suite H & I

Please notify **no later than noon on Tuesday, December 6th** of any reason to protest this renewal request.

Thank you.



THE STATE  
of **ALASKA**  
GOVERNOR BILL WALKER

**Department of Commerce, Community,  
and Economic Development**

ALCOHOL & MARIJUANA CONTROL OFFICE  
550 West 7<sup>th</sup> Avenue, Suite 1600  
Anchorage, AK 99501  
Main: 907.269.0350

December 01, 2016

City and Borough of Sitka  
Attn: Sara Peterson, Municipal Clerk  
Via Email: [sara.peterson@cityofsitka.org](mailto:sara.peterson@cityofsitka.org)  
[melissa.henshaw@cityofsitka.org](mailto:melissa.henshaw@cityofsitka.org)

**Re: Notice of 2017/2018 Liquor License Renewal Application**

<b>License Type:</b>	Restaurant or Eating Place	<b>License Number:</b>	5204
<b>Licensee:</b>	Hector Barragan		
<b>Doing Business As:</b>	Pizza Express		

We have received a completed renewal application for the above listed license (see attached application documents) within your jurisdiction. This is the notice required under AS 04.11.480.

A local governing body may protest the approval of an application(s) pursuant to AS 04.11.480 by furnishing the director **and** the applicant with a clear and concise written statement of reasons for the protest within 60 days of receipt of this notice, and by allowing the applicant a reasonable opportunity to defend the application before a meeting of the local governing body, as required by 3 AAC 304.145(d). If a protest is filed, the board will deny the application unless the board finds that the protest is arbitrary, capricious, and unreasonable.

To protest the application referenced above, please submit your written protest within 60 days, and show proof of service upon the applicant and proof that the applicant has had a reasonable opportunity to defend the application before a meeting of the local governing body.

Sincerely,

A handwritten signature in blue ink, appearing to read "C. Franklin".

Cynthia Franklin, Director  
[amco.localgovernmentonly@alaska.gov](mailto:amco.localgovernmentonly@alaska.gov)



Alcohol and Marijuana Control Office  
 550 W 7<sup>th</sup> Avenue, Suite 1600  
 Anchorage, AK 99501  
[alcohol.licensing@alaska.gov](mailto:alcohol.licensing@alaska.gov)  
<https://www.commerce.alaska.gov/web/amco>  
 Phone: 907.269.0350

**Alaska Alcoholic Beverage Control Board**  
**Renewal License Application**  
**Form AB-17a: Restaurant / Eating Place**

**What is this form?**

This renewal license application form is required for all individuals or entities seeking to apply for renewal of an existing restaurant / eating place license that will expire on December 31, 2016. All fields of this form must be complete and correct, or the application will be returned to you in the manner in which it was received, per AS 04.11.270 and 3 AAC 304.105. The Community Council field only needs to be verified/completed by licensees whose establishments are located within the Municipality of Anchorage or outside of city limits within the Matanuska-Susitna Borough.

This form must be completed correctly and submitted to the Alcohol & Marijuana Control Office (AMCO)'s main office, along with all other required documents and fees, before any renewal license application will be considered complete.

**Section 1 – Establishment and Contact Information**

Enter information for the business seeking to have its license renewed.

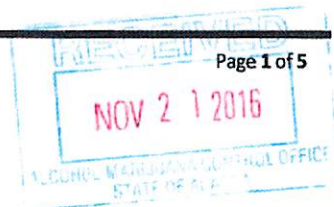
Licensee:	Hector Barragan	License #:	5204
License Type:	Restaurant/Eating Place	Statute:	AS 04.11.100
Doing Business As:	Pizza Express		
Premises Address:	1321 Sawmill Creek Road, Suite H & I		
Local Governing Body:	City & Borough of Sitka		
Community Council:	None		

Mailing Address:	1321 Sawmill Creek Rd Suite I				
City:	SITKA	State:	AK	ZIP:	99835

Enter information for the licensee who will be designated as the primary point of contact regarding this application and the license.

Designated Licensee:	Hector Barragan		
Contact Phone:	907-738-2030	Business Phone:	907-966-2966
Contact Email:	hbarragan@acs.alaska.net		

Seasonal License?  Yes  No If "Yes", write your six-month operating period: \_\_\_\_\_





**Alaska Alcoholic Beverage Control Board**  
**Renewal License Application**  
**Form AB-17a: Restaurant / Eating Place**

**Section 2 – Sole Proprietor Ownership Information**

This section must be completed by any sole proprietor who is applying for a license. Entities should skip to Section 3.  
 If more space is needed, please attach a separate sheet with the required information.  
 The following information must be completed for each licensee and each affiliate (spouse).

This individual is an:  applicant  affiliate

Name:	Hector Burragan			
Address:	1321 Sawmill Creek Rd. Suite I			
City:	Sitka	State:	AK	ZIP: 99835
Email:	hbarragan@acs.alaska.net			
Contact Phone:	907-738-2030			

This individual is an:  applicant  affiliate

Name:				
Address:				
City:		State:		ZIP:
Email:				
Contact Phone:				

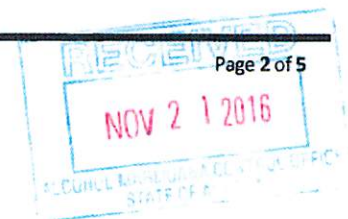
**Section 3 – Entity Ownership Information**

This subsection must be completed by any licensee that is a corporation or LLC. Corporations and LLCs are required to be in good standing with the Alaska Division of Corporations (DOC). Partnerships may skip to Page 3. Sole proprietors should skip to Section 4.

Alaska DOC Entity #:	
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Alaska Division of Corporations: Yes No

Is your entity in good standing with the Alaska Division of Corporations?





Alaska Alcoholic Beverage Control Board  
 Renewal License Application  
**Form AB-17a: Restaurant / Eating Place**

Alcohol and Marijuana Control Office  
 550 W 7<sup>th</sup> Avenue, Suite 1600  
 Anchorage, AK 99501  
[alcohol.licensing@alaska.gov](mailto:alcohol.licensing@alaska.gov)  
<https://www.commerce.alaska.gov/web/amco>  
 Phone: 907.269.0350

This subsection must be completed by any entity, including a corporation, limited liability company (LLC), partnership, or limited partnership, that is applying for renewal. If more space is needed, please attach additional completed copies of this page.

- If the applicant is a **corporation**, the following information must be completed for each *stockholder who owns 10% or more* of the stock in the corporation, and for each *president, vice-president, secretary, and managing officer*.
- If the applicant is a **limited liability organization**, the following information must be completed for each *member with an ownership interest of 10% or more*, and for each *manager*.
- If the applicant is a **partnership**, including a **limited partnership**, the following information must be completed for each *partner with an interest of 10% or more*, and for each *general partner*.

Entity Official:				
Title(s):		Phone:		% Owned:
Address:				
City:		State:		ZIP:

Entity Official:				
Title(s):		Phone:		% Owned:
Address:				
City:		State:		ZIP:

Entity Official:				
Title(s):		Phone:		% Owned:
Address:				
City:		State:		ZIP:

Entity Official:				
Title(s):		Phone:		% Owned:
Address:				
City:		State:		ZIP:

Entity Official:				
Title(s):		Phone:		% Owned:
Address:				
City:		State:		ZIP:





**Alaska Alcoholic Beverage Control Board  
Renewal License Application  
Form AB-17a: Restaurant / Eating Place**

Alcohol and Marijuana Control Office  
550 W 7<sup>th</sup> Avenue, Suite 1600  
Anchorage, AK 99501  
[alcohol.licensing@alaska.gov](mailto:alcohol.licensing@alaska.gov)  
<https://www.commerce.alaska.gov/web/amco>  
Phone: 907.269.0350

**Section 4 – Authorization**

Communication with AMCO staff: Yes No

Does any person other than a licensee named in this application have authority to discuss this license with AMCO staff?

If "Yes", disclose the name of the individual and the reason for this authorization:

**Section 5 – License Operation**

Check the box that best describes your liquor license operations in calendar years 2015 and 2016:

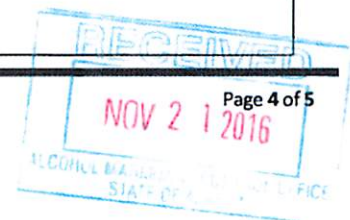
- The license was regularly operated continuously throughout each year, for 8 or more hours each day.
- The license was regularly operated during a specific season each year, for 8 or more hours each day.
- The license was only operated to meet the minimum requirement of 30 days each year, 8 hours each day.  
*If this box is checked, an AMCO employee will contact you after reviewing your application.*
- The license was not operated at all or was not operated for at least the minimum requirement of 30 days each year, 8 hours each day, during one or both of the calendar years.  
*If this box is checked, an AMCO employee will contact you after reviewing your application.*

**Section 6 – Convictions**

Applicant convictions in calendar years 2015 and 2016: Yes No

Has any person named in this application been convicted of a violation of Title 04, of 3 AAC 304, or a local ordinance adopted under AS 04.21.010 in the calendar years 2015 or 2016?

If "Yes", list all convictions:





Alcohol and Marijuana Control Office  
 550 W 7<sup>th</sup> Avenue, Suite 1600  
 Anchorage, AK 99501  
[alcohol.licensing@alaska.gov](mailto:alcohol.licensing@alaska.gov)  
<https://www.commerce.alaska.gov/web/amco>  
 Phone: 907.269.0350

**Alaska Alcoholic Beverage Control Board**  
**Renewal License Application**  
**Form AB-17a: Restaurant / Eating Place**

**Section 7 – Certifications**

Read each line below, and then sign your initials in the box to the right of each statement:

Initials

I certify that all current licensees (as defined in AS 04.11.260) and affiliates have been listed on this application, and if the licensee is an organized entity, that all current entity officials and stakeholders are listed with the Alaska Division of Corporations.

HB

I certify on behalf of myself or of the organized entity that I understand that providing a false statement on this form or any other form provided by AMCO is grounds for rejection or denial of this application or revocation of any license issued.

HB

I certify that in accordance with AS 04.11.450, no one other than the licensee(s) has a direct or indirect financial interest in the licensed business.

HB

I certify that I have not altered the functional floor plan or reduced or expanded the area of the licensed premises, and I have not changed the business name or the ownership (including officers or stakeholders) from what is currently on file with the Alcoholic Beverage Control Board.

HB

I certify that I have not violated any restrictions pertaining to this particular license type, and that this license has not been operated in violation of a condition or restriction imposed by the Alcoholic Beverage Control Board.

HB

I certify that the gross receipts for the sale of food at the restaurant equal at least 50% of the total gross receipts for calendar years 2015 and 2016.

HB

As an applicant for a liquor license renewal, I declare under penalty of perjury that I have read and am familiar with AS 04 and 3 AAC 304, and that this application, including all accompanying schedules and statements, is true, correct, and complete. I agree to provide all information required by the Alcoholic Beverage Control Board in support of this application and understand that failure to do so by any deadline given to me by AMCO staff will result in this application being returned to me as incomplete.

Hector Barragan  
 Signature of licensee

Raquel Dumag  
 Signature of Notary Public

Hector Barragan  
 Printed name of licensee

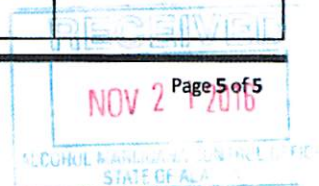
Notary Public in and for the State of Alaska

RAQUEL DUMAG  
 Notary Public  
 State of Alaska  
 My Commission Expires  
 01.01.2020

My commission expires: 01.01.2020

Subscribed and sworn to before me this 10 day of November, 2016.

License Fee:	\$ 600.00	Filing Fee:	\$ 200.00	TOTAL:	\$ 800.00
Late Fee of \$500.00 – if received or postmarked after 01/03/2017:					
Miscellaneous Fees:					
GRAND TOTAL (if different than TOTAL):					





**ABC LICENSE MANAGEMENT**

**Add/Update Owner or Enterprise**

**Licenses**

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ID: 3462

Name: Hector Barragan

Address: 1321 Sawmill Creek Road, Suite I

City: Sitka

State: AK

ZIP: 99835

Email: HBarragan@acsalaska.net

4262	Pizza Express	236 Lincoln Street Suite #106
5204	Pizza Express	1321 Sawmill Creek Road, Suite H & I

**Interested Parties**

No Interested Parties for this Owner/Enterprise