

Introduced by: Smalley
Date: 04/03/18
Action: Withdrawn by Sponsor

**KENAI PENINSULA BOROUGH
RESOLUTION 2018-016**

**A RESOLUTION REQUESTING THE ALASKA ALCOHOL AND MARIJUANA
CONTROL OFFICE/ ALCOHOLIC BEVERAGE CONTROL BOARD EXPEDITIOUSLY
WORK WITH THE KENAI ELKS LODGE #2425 TO REINSTATE OR RENEW ITS
LIQUOR LICENSE AND PROVIDE IMPROVED PUBLIC OUTREACH AND
COMMUNICATION SERVICES**

WHEREAS, the Kenai Benevolent and Protective Order of Elks of the U.S. of America Lodge #2425 (Kenai Elks) has been a registered nonprofit corporation in the City of Kenai since 1970; and,

WHEREAS, over the last almost 50 years the Kenai Elks have provided significant monetary contributions and services to the community, including regular on-going events like academic, vocational, and technical scholarships, basketball hoop shoot contests, community wide Easter dinners and egg hunts, Safe-Haven Halloween events, student of the month stipends, Americanism Essay Contests, Veterans Day dinners, Flag Day Ceremonies at the Oilers Park, Memorial Day Services, wounded veterans support through several fishing events, support for the Pioneers of Alaska Kenai Igloo, as well as volunteer and financial support for many other community and school events; and,

WHEREAS, the loss of the Kenai Elks in the City of Kenai will jeopardize the viability of many of the above-mentioned programs, cause job loss, and the loss of an important social venue; and,

WHEREAS, the Kenai Elks utilized their best efforts as a volunteer organization to apply for reinstatement/renewal of its liquor license with the State of Alaska, at the January 13, 2018 Alcoholic Beverage Control Board Meeting and candidly responded to all requests for information; and,

WHEREAS, the director of the Alcohol and Marijuana Control Office ("AMCO") recommended denial of the reinstatement or renewal despite attempts from the Kenai Elks to work with the Director to address irregularities by both parties, relied on by the Kenai Elk's to its detriment; and,

WHEREAS, the denial of the reinstatement or renewal occurred prior to the Kenai Peninsula Borough's and City of Kenai's issuance of a non-objection to the reinstatement or renewal on February 14 and 21, 2018 respectively, depriving the city and borough of a meaningful opportunity to respond; and,

WHEREAS, the Alcoholic Beverage Control Board only has four regular meetings a year where licenses are approved; and,

WHEREAS, adding to the difficulty in working with the Alcoholic Beverage Control Board's meeting schedule, especially for non-profit volunteer organizations, is slow response time to phone and email messages and difficulty in communicating with staff reported by licensees; and,

WHEREAS, the assembly encourages AMCO to work efficiently with licensees and municipalities, and improve outreach and communication in recognition of the limited resources many non-profit volunteer entities have, the positive impact they have on local communities and the value imparted to all agencies and licensees from cooperation and transparency;

NOW, THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH:

SECTION 1. That the Kenai Peninsula Borough Assembly requests the Alcohol and Marijuana Control Office/Alcohol Beverage Control Board work expeditiously and cooperatively with the Kenai Elks to reinstate, renew, reissue, or issue a new liquor license to that organization.

SECTION 2. That copies of this resolution be forwarded to Governor Bill Walker, Senator Peter Micciche, Representative Mike Chenault, Representative Paul Seaton, Representative Gary Knopp, Commissioner of Commerce, Community, and Economic Development Mike Navarre, ABC Chair Bob Klein, ABC Member Rex Leath, ABC Member Robert Evans, ABC Member Thomas Manning and the AMCO Director Erika McConnell.

SECTION 2. That this resolution takes effect immediately upon its adoption.

ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 3RD DAY OF APRIL, 2018.

Wayne H. Ogle, Assembly President

ATTEST:

Johni Blankenship, MMC, Borough Clerk

Yes:

No:

Absent: