



LIQUOR CONTROL COMMISSION

WILLIAM GIBSON, CHAIR
DEE CROWELL, VICE CHAIR

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

REGULAR MONTHLY TELECONFERENCE MEETING NOTICE AND AGENDA

Thursday, September 23, 2021
10:00 a.m. or shortly thereafter

Microsoft Teams Conferencing Information

Click on the link below to join on your computer or mobile app by VIDEO:

<https://bit.ly/3tELmlk>

Or

Dial phone number and enter conference ID to call in and join by AUDIO:

Phone: [+1 469-848-0234](tel:+14698480234) United States, Dallas

Phone Conference ID: 170 008 212#

This meeting will be held via Microsoft Teams conferencing only. Members of the public are invited to join this meeting by using the link above or 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 or mail. To avoid excessive noise/feedback, please mute your microphone except to testify.

A. CALL TO ORDER

B. ROLL CALL

C. ANNOUNCEMENTS:

Next Scheduled Meeting: Thursday, October 14, 2021 – 4:00 p.m. or shortly thereafter

D. APPROVAL OF AGENDA

E. DIRECTOR'S REPORTS:

1. DIRECTOR REPORT:

a. September 2 - 16, 2021

2. INVESTIGATORS ACTIVITY REPORTS:

3. EMPLOYEES IN LICENSED PREMISES:

- a. Managers and Assistant Managers Red/Blue Card Exam - See Attachment "A"

F. ACTIONS OF THE DIRECTOR:

1. BEACH HOUSE RESTAURANT: Approval of Temporary Extension of Premises to include the patio lawn space, as seen in the attached. The space is approximately thirty feet by eighty feet, from October 1, 2021 through March 12, 2022.

All applicable requirements have been met and clearances obtained including a temporary emergency (SMA) Special Management Permit from planning, a clearance from Building Division, and Department of Health.

2. VALENTE HOLDINGS, LLC dba KALAPAKI JOE'S: Approval of Temporary increase of premises to area outside of the restaurant, per diagram submitted, from October 1, 2021 through December 31, 2021.

All applicable requirements have been met and clearances obtained including a clearance from planning, a clearance from Building Division, and Department of Health.

G. INFORMATIONAL MATTERS:

1. 3 YEAR PERCENTAGE FEE COMPARISON

H. VIOLATION REPORT:

1. BRICK OVEN PIZZA KALAHEO, INC.: Violation of Rule 7.8 Manager on duty, qualifications.

I. DISPOSITION OF AMOUNT OF FINE HELD IN ABEYANCE:

1. VIVA KAI LLC, dba KAI BAR COFFEE ROASTERS: After recurrence of a violation within the year in the Notice of Hearing issued by the Commission on June 17th, 2021.

J. DISCUSSION AND POSSIBLE DECISION MAKING ON THE SALARY OF THE DIRECTOR OF LIQUOR CONTROL AND ANY RELATED MATTERS

K. PRESENTATION OF 2021 PROPOSED RULE AMENDMENTS FOR COMMISSION REVIEW

L. EXECUTIVE SESSION

Pursuant to HRS §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 HRS §92-5(a).

M. RETURN TO OPEN SESSION

N. ROLL CALL FOR THE RETURN TO OPEN SESSION

O. RATIFY THE ACTIONS TAKEN IN EXECUTIVE SESSION

P. 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.

Pursuant to HRS § 92-7.5, at the time the board packet is distributed to the Liquor Control Commission, the board packet will be available for inspection at the Liquor Control Commission's office (Pi'ikoi Building 4444 Rice Street, Suite 300, Līhu'e, Hawai'i 96766). Please contact Malialani Kelekoma at (808) 241-4918 or mkelekoma@kauai.gov to request access.

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.