

**PENNSYLVANIA LIQUOR CONTROL BOARD**  
**MEETING MINUTES**

**WEDNESDAY, MAY 16, 2018**

**NORTHWEST OFFICE BUILDING, CONFERENCE ROOM 117, HARRISBURG, PA**

Tim Holden, Chairman  
Mike Negra, Board Member  
Michael Newsome, Board Member  
Charlie Mooney, 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**

Board Member Newsome announced that Chairman Holden would not be present at the meeting and that he would be presiding over the meeting in Chairman Holden’s absence.

**CALL TO ORDER** .....*Board Member Newsome*

Pledge of Allegiance to the Flag

**OLD BUSINESS**.....*Secretary Stark*

A. Motion to approve the previous Board Meeting Minutes of the April 25, 2018 meeting.

**Motion Made:** Board Member Negra  
**Seconded:** Board Member Newsome

**Board Decision:** Unanimously agreed (2-0 vote) to approve previous Board Minutes.

**PUBLIC COMMENT ON AGENDA ITEMS**

There was no public comment on the printed agenda items.

**NEW BUSINESS**

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

(1) **CITY OF JOHNSTOWN**  
Case No. 18-NE-05

Municipal Petition for  
Exemption from the  
Statute Regarding  
Amplified Sound

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

**Motion Made:** Board Member Negra  
**Seconded:** Board Member Newsome

**Board Decision:** Unanimously agreed (2-0 vote) to Approve the Municipal Petition for Exemption from the Statute Regarding Amplified Sound from May 16, 2018 to May 16, 2021.

- (2) **NORTH BETHLEHEM TOWNSHIP** Municipal Petition for Exemption from the Statute Regarding Amplified Sound  
Case No. 18-NE-06

**Motion Made:** Board Member Negra  
**Seconded:** Board Member Newsome

**Board Decision:** Unanimously agreed (2-0 vote) to Approve the Municipal Petition for Exemption from the Statute Regarding Amplified Sound from May 16, 2018 to May 16, 2021.

- (3) **MILLCREEK TOWNSHIP** Municipal Petition for Exemption from the Statute Regarding Amplified Sound  
Case No. 18-NE-07

**Motion Made:** Board Member Negra  
**Seconded:** Board Member Newsome

**Board Decision:** Unanimously agreed (2-0 vote) to Approve the Municipal Petition for Exemption from the Statute Regarding Amplified Sound from May 16, 2018 to May 16, 2019.

- (4) **212 East Calder, Inc.** Request to Rescind Conditional Licensing Agreement  
212 East College Avenue (Rear)  
State College, Pennsylvania 16801-4705  
Restaurant Liquor License No. R-19817  
LID 37637

**Motion Made:** Board Member Negra  
**Seconded:** Board Member Newsome

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

- (5) **Quick Beer To Go, LLC** Request to Modify Conditional Licensing Agreement  
9 Spring Street  
Wilkes Barre, Pennsylvania 18702-5527  
Restaurant Liquor License No. R-10596  
LID 65668

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**Motion Made:** Board Member Negra  
**Seconded:** Board Member Newsome

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

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

(1) **Gas Light Associates, LLC** New – Economic Development  
**t/a Kaufman House** Restaurant  
(LID No. 89661) Case No. 18-9014  
105 South Main Street  
Zelienople, Butler County

**Motion Made:** Board Member Negra  
**Seconded:** Board Member Newsome

**Board Decision:** Unanimously agreed (2-0 vote) to Approve the New Application.

Mike Negra commented that this was the first economic development restaurant license in a while.

(2) **Giant Eagle, Inc.** Double Transfer & Requests for  
R-13471 (LID No. 85856) Case No. 17-9084 Interior Connections with  
10525 Frankstown Road Another Business & to Conduct  
Penn Hills Township Another Business on the  
Pittsburgh, Allegheny County Licensed Premises - Restaurant

**Motion Made:** Board Member Negra  
**Seconded:** Board Member Newsome

**Board Decision:** Unanimously agreed (2-0 vote) to Approve Transfer & Requests for Interior Connections with Another Business & to Conduct Another Business on the Licensed Premises.

(3) **North Shore XIV Restaurant, LLC** Request for Hearing After  
R-16635 (LID No. 84939) Case No. 17-9065 Administrative Cancellation –  
261 North Shore Drive Double Transfer - Restaurant  
Pittsburgh, Allegheny County

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**Motion Made:** Board Member Negra  
**Seconded:** Board Member Newsome

**Board Decision:** Unanimously agreed (2-0 vote) to Reinstate Application and Approve Transfer.

- (4) **Patterson Pubs, Inc.** Request for Hearing After  
R-15771 (LID No. 86097) Case No. 18-9011 Administrative Cancellation –  
239 East Centre Street Person-to-Person Transfer  
Mahanoy City, Schuylkill County

**Motion Made:** Board Member Negra  
**Seconded:** Board Member Newsome

**Board Decision:** Unanimously agreed (2-0 vote) to Affirm Administrative Cancellation of Transfer Application.

- (5) **Pump N’ Pantry, Inc.** Double Transfer & Requests for  
R-19479 (LID No. 89735) Case No. 18-9018 Interior Connections with  
618 Crossley Road Another Business & to Conduct  
Bridgewater Township Another Business on the Licensed  
Montrose, Susquehanna County Premises - Restaurant

**Motion Made:** Board Member Negra  
**Seconded:** Board Member Newsome

**Board Decision:** Unanimously agreed (2-0 vote) to Approve Transfer & Request for Interior Connections with Another Business & to Conduct Another Business on the Licensed Premises Subject to all Licensed Areas Being Contiguous and Not Through Storage Areas.

- (6) **Pump N’ Pantry, Inc.** Auction License – New &  
**t/a Pump N’ Pantry 18** Request for Interior Connections  
(LID No. 90301) Case No. 18-9021 with Another Business –  
2 Springbrook Drive Restaurant  
Canton Township  
Canton, Bradford County

**Motion Made:** Board Member Negra  
**Seconded:** Board Member Newsome

**Board Decision:** Unanimously agreed (2-0 vote) to Approve Transfer & Request for Interior Connections with Another Business & to Conduct Another Business on the Licensed Premises Subject to all Licensed Areas Being Contiguous and Not Through Storage Areas.

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- (7) **Shree Krishna Hospitality, LP** Extension of License, Deletion of  
H-5468 (LID No. 59962) Case No. 18-9020 Licensed Areas & Request for  
1255 Harrisburg Pike Interior Connections with Another  
Middlesex Township Business – Hotel  
Carlisle, Cumberland County

**Motion Made:** Board Member Negra  
**Seconded:** Board Member Newsome

Board Member Newsome asked if there was anyone present for the Applicant/Licensee, but there was no response.

**Board Decision:** Unanimously agreed (2-0 vote) to Refuse Extension of License, Deletion of Licensed Areas & Request for Interior Connections with Another Business.

- (8) **WT Restaurant Holdings, LLC** Extension of License &  
R-1055 (LID No. 70784) Modified Conditional Licensing  
743 South 4<sup>th</sup> Street Agreement - Restaurant  
Philadelphia, Philadelphia County

**Motion Made:** Board Member Negra  
**Seconded:** Board Member Newsome

**Board Decision:** Unanimously agreed (2-0 vote) to Approve Extension of License & Modified Conditional Licensing Agreement.

- (9) **Boonie's Sports Bar, Inc.** Conditional Licensing  
R-13906 (LID No. 50828) Case No. 2017-50828 Agreement  
122 Diamond Street Renewal – District 7  
Titusville, Crawford County

**HOLD – 4/25/18 SESSION**

**Motion Made:** Board Member Negra  
**Seconded:** Board Member Newsome

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

- (10) **Darby Wishing Well, Inc.** Conditional Licensing  
R-7689 (LID No. 54469) Case No. 2017-54469 Agreement  
8 North 6<sup>th</sup> Street Renewal – District 11  
Darby, Delaware County

**HOLD – 4/4/18 SESSION**

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**Motion Made:** Board Member Negra  
**Seconded:** Board Member Newsome

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

(11) **Shad Brothers, Inc.**  
**t/a Rock and Doc's Pub**  
R-10858 (LID No. 37860) Case No. 2016-37860  
128 Desmond Street  
Sayre, Bradford County

Conditional Licensing  
Agreement  
Renewal – District 9

**HOLD – 3/14/18 SESSION**

**Motion Made:** Board Member Negra  
**Seconded:** Board Member Newsome

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

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

Personnel Actions

- (1) **Debra Bateson – Affirm Removal**
- (2) **Alyssa Bowser – Removal**
- (3) **Darcell Cleckley – Affirm Removal**
- (4) **Haleigh Green – Affirm Removal**
- (5) **Robert Handschuh – Affirm Removal**
- (6) **Niah Jessie – Affirm Removal**
- (7) **Jacob Lowe – Removal**
- (8) **Nicholas Mauro – Removal**
- (9) **Robert McCabe – Affirm Removal**
- (10) **Tamika McCall – Removal**
- (11) **Markeith Morman – Affirm Removal**
- (12) **Autumn Nunez – Affirm Removal**
- (13) **Janean Palma – Affirm Removal**

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- (14) **Ashida Sawyer – Removal**
- (15) **Kayla Stromyer – Affirm Removal**
- (16) **Jacob Super – Affirm Removal**
- (17) **Kamanee Torres – Removal**
- (18) **Annette Walls – Rescind Removal**

There were 18 personnel actions presented for consideration.

**Motion Made:** Board Member Negra  
**Seconded:** Board Member Newsome

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

*From the Bureau of Accounting & Purchasing ..... Oren Bachman, Director of Finance  
Koppolu Ravindraraj, Director, Bureau of Accounting & Purchasing  
Mike Freeman, Director, Bureau of Financial Management & Analysis*

Procurement Actions:

- (1) **Hearing Examiner Services Renewal** – Represent the Board in the capacity of a hearing examiner for administrative hearings conducted in the Commonwealth of Pennsylvania regarding matters which the Board shall adjudicate as required.

Procured via PO 63015368 Option Year Two (2) – VENDOR: **Richard M. Rosenbleeth, Esquire** – TERM: One (1) year for the period 7/18/2018 through 7/17/2019 – **\$75,000.00 estimated cost.** Renewal cost remains the same at \$75,000.00 per year.

- (2) **Media Services** – The 2018/2019 alcohol-education campaign will use radio, social media, online, print and TV to promote the PLCB’s alcohol education prevention of underage drinking message by using multiple messages from the “Know When, Know How”, campaign geared toward parents and influencers of children ages eight (8) to twelve (12) years.

Procured via DGS Statewide Contract #4400011539 – VENDOR: **Harmelin & Associates, Inc.** – TERM: One (1) year – **\$949,986.50 estimated cost.**

- (3) **Furniture for Store #3925** – Provide new center table and wall units for Fine Wine & Good Spirits Store #3925 in Whitehall.

Procured via DGS Statewide Contract #4400013989 – VENDOR: **TC Millwork** – **\$97,117.93 estimated cost.**

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- (4) **Two (2) Senior Business Subject Matter Experts Staff Augmentation** – Provide two IBM Websphere Commerce support personnel to assist the PLCB with various changes to our E-Commerce site. Existing work would pertain to any production issues with the web site’s current functionality. New work would entail upgrading the site to Websphere Commerce Professional Version 8 to use more “out of the box” functionality versus customizations, adding buy online/pick up in store, more streamlined checkout process, improved search functionality, shop by store, improved integration with our POS system for ease of returning on-line products at stores, integration of the new version with the Adobe Experience Manager software, automation of inventory for the E-Comm fulfillment center in conjunction with our Oracle Store Inventory Management system, adding address verification, integration of our Oracle Retail Promotions, upgrades to our E-Comm web services used by our mobile applications and other work prioritized by Marketing. These improvements to our E-Commerce web site will allow us to implement functionality similar to other internet based retail web sites.

Procured via DGS Statewide Contract #6100030999 – VENDOR: **OST, Inc.** – TERM: Four (4) months for the period 5/21/2018 through 9/28/2018 – **\$75,575.83 each for a total \$151,151.66 estimated cost.**

- (5) **Microsoft Dynamics 365 Customer Relationship Management and Marketing Subscription Services** – The Microsoft Dynamics 365 Customer Relationship subscription services is a cloud service that will manage the PLCB’s 360-degree view of our retail customers as well as being able to be leveraged for our business partners. Customer preferences and interactions will be maintained per opt-in scenarios from our users.

Procured via DGS Statewide Contract #4400018548 – VENDOR: **CDW-G** – Term: Two (2) years – **\$96,282.64 estimated cost.**

- (6) **SAP Shopping Cart Order #12229293 – PA Compute Services (PACS)** – This is for the yearly renewal of the Linux UAT 95 servers.

Procured via PACS contract #4400014635 – VENDOR: Unisys – TERM: Twelve (12) months. Order term runs July 1, 2018 through June 30, 2019 – \$91,917.12 estimated cost. FY 2017-18 cost was \$91,611.60.

- (7) **SAP Shopping Cart Order #12229295 – PA Compute Services (PACS)** – This is for the yearly renewal of the Linux PRD 05 servers.

Procured via PACS contract #4400014635 – VENDOR: Unisys – TERM: Twelve (12) months. Order term runs July 1, 2018 through June 30, 2019 – \$123,305.28 estimated cost. FY 2017-18 cost was \$121,317.72.

- (8) **SAP Shopping Cart Order #12229296 – PA Compute Services (PACS)** – This is for the yearly renewal of the AIX UAT 85 servers. (Quote reflects additional storage space vs last year.)

Procured via PACS contract #4400014635 – VENDOR: Unisys – TERM: Twelve (12) months. Order term runs July 1, 2018 through June 30, 2019 – \$138,451.56 estimated cost. FY 2017-18 cost was \$132,665.28.



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- (9) SAP Shopping Cart Order #12229298 – PA Compute Services (PACS)** – This is for the yearly renewal of the AIX UAT 95 servers. . (Quote reflects additional storage space vs last year.)

Procured via PACS contract #4400014635 – VENDOR: Unisys – TERM: Twelve (12) months. Order term runs July 1, 2018 through June 30, 2019 – \$272,372.76 estimated cost. FY 2017-18 cost was \$262,898.88.

- (10) SAP Shopping Cart Order #12229299 – PA Compute Services (PACS)** – This is for the yearly renewal of the AIX PRD 05 servers. (Quote reflects additional storage space vs last year.)

Procured via PACS contract #4400014635 – VENDOR: Unisys – TERM: Twelve (12) months. Order term runs July 1, 2018 through June 30, 2019 – \$414,250.80 estimated cost. FY 2017-18 cost was \$401,519.52.

**Motion Made:** Board Member Negra  
**Seconded:** Board Member Newsome

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

Inter-Agency Charges:

- (1) Office of Administration (OA) Classification & Pay Service (Job 10)** – This billing is for \$307,583.32 to reimburse OA for the costs of their Classification and Pay Bureau for FY 2017-18. These costs are allocated among all Commonwealth departments based on full-time equivalent complement counts for civil service positions as of July 1, 2017.
- (2) Office of Comptroller Operations** – FY 2017-18 third quarter billing of \$1,107,427.56 from the Office of Comptroller Operation. This billing represents LCB Comptroller Services actual personnel and operating expenses for January - March 2018.
- (3) Department of Auditor General (AG)** – This billing is for \$650,537.85 from the Auditor General’s Office for the third quarter of FY 2017-18. The billing is based on the actual AG services (audit hours) for January – March, 2018.

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 Newsome

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

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

1. **#1513 – 552 Lancaster Pike, Berwyn  
Amendment**
2. **#2604 – 1890 McClellandtown Road, Masontown  
Amendment**
3. **#6703 – 1446 Baltimore Pike, Unit G, Hanover  
Amendment**
4. **#6709 – 351 Loucks Road, Suite F-2, York  
Amendment**
5. **#8414 – Purity Plaza, Suite A, 158 Purity Road, Pittsburgh  
Amendment (Store Ops / Region 3 Offices)**
6. **#8534-#8134 – Two Parkway Center, 875 Greentree Road, Suite G-8, Pittsburgh  
Amendment (ALJ Offices – Pittsburgh)**
7. **#8554-#8454 – Purity Plaza, 140 Purity Road, Pittsburgh  
Amendment (Region 3 Maintenance Shop)**
8. **#0610 – 300 Kenhorst Plaza, 1970 New Holland Road, Kenhorst  
Amendment**
9. **#0223 – 126 Grant Street, (Millvale), Pittsburgh  
Rebrand w / Added Space**

There were 9 retail operation actions presented for consideration.

**Motion Made:** Board Member Negra  
**Seconded:** Board Member Newsome

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

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

**1. Regular PA Spirits New Items**

<u>BRAND NAME AND SIZE</u>	<u>REASON</u>
<u>Allegheny Distilling LLC</u> Maggie’s Farm 50/50 Dark Rum 750 ML	8

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

**2. Regular Recommended Delist**

<u>BRAND NAME AND SIZE</u>	<u>CODE</u>
<u>Majestic W S USA Inc</u> The Original Popcorn Sutton Small Batch Whiskey 88 Proof 750 ML	9462

EFFECTIVE DATE: The transference to closeout will become effective June 15, 2018

There were 2 Product Selection actions presented for consideration.

**Motion Made:** Board Member Negra  
**Seconded:** Board Member Newsome

**Board Decision:** Unanimously agreed (2-0 vote) to Approve all Bureau of Product Selection/  
Marketing Actions.

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

None

**OTHER ISSUES**

*Pennsylvania Wine Marketing and Research Board*.....*Elizabeth Brassell, Director of Policy and Communications*

Act 39 of 2016 expanded the Pennsylvania Wine Marketing and Research Board and authorized the PLCB to approve up to \$1 million annually for development and marketing of the Pennsylvania wine industry. The Pennsylvania Wine Marketing & Research Board, through the Department of Agriculture, has recommended seven grants totaling \$999,989 for PLCB approval.

<b>Grant Project</b>	<b>Grantee</b>	<b>Grant Amount</b>
<i>Screening Soil Microbial Stimulators for Potential Effectiveness in Northeastern Vineyards:</i> Greenhouse screening of commercially available soil microbial stimulators for efficacy prior to selection of products for a larger field study. Results of this study will be shared with the Pennsylvania State University and Pennsylvania wine growers.	Dr. Justine Vanden Heuvel, Associate Professor of Horticulture, Cornell University	\$14,025
<i>Pennsylvania Wine Industry Sponsorship for the 2018 American Society of Enology and Viticulture Eastern Section Conference:</i> Sponsorship of key speakers and Pennsylvania wines to be poured at this national conference to be held July 2018 in King of Prussia.	Denise Gardner, Wine Consultant, Denise Gardner Winemaking  Dr. Michela Centinari, Assistant Professor of Viticulture, The Pennsylvania State University	\$20,000
<i>Evaluating the Impact of Under-Trellis Groundcover Practices on Winegrape Production Profitability and Sustainability:</i> Research into a sustainable weed suppression alternative to herbicides for Pennsylvania wine growers that will allow growers to improve grape production while maintaining or improving soil health.	Dr. Michela Centinari, Assistant Professor of Viticulture, The Pennsylvania State University	\$51,978
<i>Rotundone as a Potential Impact Compound for PA Wines:</i> Exploring what amounts of peppery aromas from rotundone appeal to Pennsylvania drinkers of Noiret and Grüner Veltliner wines.	Dr. John Hayes, Associate Professor of Food Science, The Pennsylvania State University	\$97,321
<i>Boosting Polyfunctional Thiols and Other Aroma Compounds in White Hybrid Wines Through Foliar Nitrogen and Sulfur Application:</i> Evaluation of the impact of foliar nitrogen and sulfur spraying as a viticultural practice to improve quality and profitability of white hybrid wines.	Dr. Ryan Elias, Associate Professor of Food Science, The Pennsylvania State University	\$101,543

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<p><i>Defining Regional Typicity of Grüner Veltliner Wines:</i> Characterize the environmental, viticultural, and sensory factors that define signature characteristics of Grüner Veltliner wines and develop marketing strategies to appeal to current and potential Grüner Veltliner drinkers.</p>	<p>Dr. Michela Centinari, Assistant Professor of Viticulture, The Pennsylvania State University</p>	<p>\$195,622</p>
<p><i>Pennsylvania Wine Land Statewide Marketing &amp; Promotions:</i> Continuation of the Pennsylvania Wine Land consumer marketing campaign, expansion of Pennsylvania Wine Month promotion in October 2018, and sustained investment in a cooperative wine trails grant program representing more than 100 wineries.</p>	<p>Pennsylvania Winery Association</p>	<p>\$519,500</p>

**Motion Made:** Board Member Negra  
**Seconded:** Board Member Newsome

**Board Decision:** Unanimously agreed (2-0 vote) to Approve the Seven Grants Totalling \$999,989.

***Employee Recognition – Governor’s Award for Excellence Finalist.....Chairman Holden***

Board recognition of and presentation of a certificate of merit to Joshua Greene (Management Analyst 2, Purchasing & Contract Administration) for his selection as a finalist for the 2017 Governor’s Award for Excellence, which recognizes exemplary accomplishments of Commonwealth employees for initiative, leadership and strong commitment to service.

**CITIZEN COMMENT/BUSINESS FROM THE FLOOR**

None

**NEXT BOARD MEETING**

**The next meeting of the PLCB will be a formal meeting on Wednesday, June 6, 2018 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.**

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**ADJOURNMENT**

On a motion by Board Member Negra, seconded by Board Member Newsome, the meeting was adjourned.

The foregoing actions are hereby officially approved.

\_\_\_\_\_  
Chairman

\_\_\_\_\_  
Member

\_\_\_\_\_  
Member

ATTEST:

\_\_\_\_\_  
Secretary