

# PENNSYLVANIA LIQUOR CONTROL BOARD

## LISTEN TO THE RECORDING

### MEETING MINUTES

WEDNESDAY, APRIL 27, 2022

NORTHWEST OFFICE BUILDING, CONFERENCE ROOM 117, HARRISBURG, PA  
TELEPHONE CONFERENCE MEETING

Tim Holden, Chairman  
Mike Negra, Board Member  
Mary Isenhour, Board Member  
Michael Demko, Executive Director  
Michael Vigoda, 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](#)

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### PUBLIC MEETING – 11:00 A.M

**CALL TO ORDER** ..... *Board Member Negra*

Pledge of Allegiance to the Flag

Board Member Mike Negra stated that he would be chairing the meeting in the absence of Chairman Tim Holden. He also announced that Board Secretary duties had officially been assumed by Mr. Michael Vigoda.

Board Secretary Vigoda indicated that a quorum of the Board was present, and Board Member Negra called the meeting to order.

**OLD BUSINESS**..... *Secretary Vigoda*

A. Motion to approve previous Board Meeting Minutes of the April 13, 2022 meeting.

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

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

### **PUBLIC COMMENT ON AGENDA ITEMS**

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

There were no public comments or questions on the printed agenda items.

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

**NEW BUSINESS**

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

**(1) Hotel Fulton, LLC** Resolution of Hotel Fulton, LLC Appeal  
637 North Plum Street  
Lancaster, Pennsylvania 17602-2377  
Restaurant Liquor License No. R-11736  
LID 67257

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

**Board Decision:** Unanimously agreed (2-0 vote) to approve request to settle appeal and reinstate license subject to appeal withdrawal.

**(2) Regulatory Change – Limited Wineries** Final-Form Regulation

At Board Member Negra’s request, Chief Counsel Rodrigo Diaz explained that the Board had begun the process of updating regulations pertaining to limited wineries a few months ago and indicated that updates were necessary to accurately reflect the law in its present form. He then stated that the Board approved the proposed regulations and opportunities for comment had been made available to both the public and the Independent Regulatory Review Commission (“IRRC”).

Chief Counsel Diaz affirmed that the final-form regulation before the Board differed only slightly from the proposed regulation. An amendment, based on a request for clarification from IRRC, had been made to indicate that the term “person” could be applied to either a transporter-for-hire licensee or a limited winery licensee in a particular situation.

Chief Counsel Diaz also stated that the only comment of note with regard to the proposed regulation involved a suggestion to prohibit out-of-state wineries from acquiring limited winery licenses. He subsequently referred to a case known as *Cutner v. Newman* and a related injunction while explaining that the Supreme Court requires the PLCB to treat out-of-state wineries the same as Pennsylvania wineries and affirmed that a response to the comment would be provided upon a decision by the Board regarding the proposed final-form regulation.

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

**Board Decision:** Unanimously agreed (2-0 vote) to approve final-form regulation.

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*From the Bureau of Licensing .....Tisha Albert, Director of Regulatory Affairs  
Stephanie McGrath, Acting Director, Bureau of Licensing*

- (1) **Harvest Montage, LLC** Appointment of Manager –  
**t/a Harvest Seasonal Grill** Restaurant  
R-2793 (LID No. 98871) Case No. 21-9100  
7011 Shoppes Boulevard, P. O. Box 4111  
Moosic, Lackawanna County

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

**Board Decision:** Unanimously agreed (2-0 vote) to approve appointment of manager.

- (2) **Historic Woodburn Farm Distillery, LLC** Extension of License &  
**t/a Historic Woodburn Farm Distillery** Request for an Interior  
G-48228 (LID No. 106821) Connection with Another  
4900 Spring Road Business - Brewery  
Carroll Township  
Shermans Dale, Perry County

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

**Board Decision:** Unanimously agreed (2-0 vote) to approve extension of license and request for interior connection with another business.

- (3) **JJ Hadley & Company Brewers, LLC** New – Economic Development  
**t/a JJ Hadley’s** Restaurant  
(LID No. 106748) Case No. 21-9074  
1400-1402 ½ 11<sup>th</sup> Avenue  
Altoona, Blair County

**Motion Made:** Board Member Negra

Board Member Negra asked if there was anyone in the audience representing JJ Hadley & Company Brewers, LLC. There was no response.

**Seconded:** Board Member Isenhour

**Board Decision:** Unanimously agreed (2-0 vote) to refuse application.

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- (4) **Mahalaxmi, LLC** “Intermunicipal” Double  
R-917 (LID No. 104951) Case No. 21-9077 Transfer - Restaurant  
449 Route 315 Highway  
Pittston Township  
Pittston, Luzerne County

**Motion Made:** Board Member Negra

Board Member Negra asked if there was anyone in the audience representing Mahalaxmi, LLC. There was no response.

**Seconded:** Board Member Isenhour

**Board Decision:** Unanimously agreed (2-0 vote) to refuse transfer.

- (5) **Edward J. Mitchell** Person-to-Person Transfer &  
**t/a Colmar Traxx** Extension of Premises - Hotel  
H-164 (LID No. 104680) Case No. 21-9051  
102 Bethlehem Pike  
Hatfield Township  
Colmar, Montgomery County

**Motion Made:** Board Member Negra

**Seconded:** Board Member Isenhour

**Board Decision:** Unanimously agreed (2-0 vote) to approve transfer and extension of premises.

- (6) **Janvic Properties, LLC** Stipulation - Hotel  
H-164 (LID No. 90674)  
102 Bethlehem Pike  
Hatfield Township  
Colmar, Montgomery County  
Citation Nos. 2014-1586, 2014-2454

**Motion Made:** Board Member Negra

**Seconded:** Board Member Isenhour

**Board Decision:** Unanimously agreed (2-0 vote) to approve stipulation to serve two-day suspension.

- (7) **7100 Dicks, Inc.** Conditional Licensing Agreement  
R-15474 (LID No. 81866) Case No. 2020-81866 Renewal – District 10  
7100 Dicks Avenue  
Philadelphia, Philadelphia County **HOLD – 3/23/22 SESSION**

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

**Board Decision:** Unanimously agreed (2-0 vote) to approve renewal with a conditional licensing agreement.

- (8) **Bellevue Philly, LLC** Renewal – District 10  
R-7340 (LID No. 60017) Case No. 2020-60017  
200 South Broad Street  
Philadelphia, Philadelphia County

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

**Board Decision:** Unanimously agreed (2-0 vote) to hold for amended conditional licensing agreement.

- (9) **Boonie’s Sports Bar, Inc.** Conditional Licensing Agreement  
R-13906 (LID No. 50828) Case No. 2021-50828 Renewal – District 7  
122 Diamond Street  
Titusville, Crawford County

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

**Board Decision:** Unanimously agreed (2-0 vote) to approve renewal with a new conditional licensing agreement.

- (10) **D. Kendo, Inc.** Renewal – District 3  
R-7821 (LID No. 54657) Case No. 2021-54657  
302 West Lincoln Highway  
Coatesville, Chester County

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

**Board Decision:** Unanimously agreed (2-0 vote) to approve renewal with the existing conditional licensing agreement.

- (11) **Diane C. D’Amico** Conditional Licensing Agreement  
**t/a D’Amico’s Bar** Renewal – District 6  
R-10078 (LID No. 39418) Case No. 2020-39418  
115-117 Jordan Street  
South Heights, Beaver County

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

**Board Decision:** Unanimously agreed (2-0 vote) to approve renewal with a conditional licensing agreement.

- (12) **Victor A. Gregori, Jr.** Conditional Licensing Agreement  
**t/a Force Hotel** Renewal – District 7  
H-2490 (LID No. 35136) Case No. 2021-35136  
Bennetts Valley Highway, P. O. Box 154 **HOLD – 3/9/22 SESSION**  
Jay Township  
Force, Elk County

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

**Board Decision:** Unanimously agreed (2-0 vote) to approve renewal with a conditional licensing agreement.

- (13) **Himalaya Bar and Grill, LLC** Conditional Licensing Agreement  
R-17528 (LID No. 80771) Case No. 2021-80771 Renewal – District 7  
2218 East Lake Road **HOLD – 3/9/22 SESSION**  
Lawrence Park Township  
Erie, Erie County

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

**Board Decision:** Unanimously agreed (2-0 vote) to approve renewal with a new conditional licensing agreement.

- (14) **Johnsonburg Legion Airport & Club** Conditional Licensing Agreement  
C-4340 (LID No. 1993) Case No. 2021-1993 Renewal – District 7  
411 Market Street **HOLD – 3/9/22 SESSION**  
Johnsonburg, Elk County

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

**Board Decision:** Unanimously agreed (2-0 vote) to approve renewal with a conditional licensing agreement.

- (15) **Maze Hospitality, LLC** Renewal & Amusement Permit –  
R-6747 (LID No. 70364) Case No. 2020-70364 District 10  
208 South 13<sup>th</sup> Street  
Philadelphia, Philadelphia County

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**Motion Made:** Board Member Negra

Board Member Negra asked if there was anyone in the audience representing Maze Hospitality, LLC. There was no response.

**Seconded:** Board Member Isenhour

**Board Decision:** Unanimously agreed (2-0 vote) to refuse renewal.

- (16) **Medred & Moore Enterprises, Inc.** Renewal – District 1  
R-20707 (LID No. 46093) Case No. 2021-46093  
5356 Rockton Road  
Sandy Township  
DuBois, Clearfield County

**Motion Made:** Board Member Negra

**Seconded:** Board Member Isenhour

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

- (17) **Nobles Corner Bar, Inc.** Conditional Licensing Agreement  
R-12933 (LID No. 70018) Case No. 2021-70018 Renewal – District 5  
1635 Nobles Lane  
Pittsburgh, Allegheny County **HOLD – 1/26/22 SESSION**

**Motion Made:** Board Member Negra

**Seconded:** Board Member Isenhour

**Board Decision:** Unanimously agreed (2-0 vote) to approve renewal with a new conditional licensing agreement.

- (18) **Overbrook Tavern, LLC** Renewal – District 6  
**t/a Grapeville Station**  
R-16801 (LID No. 54503) Case No. 2020-54503  
2525 Brown Avenue, P. O. Box 185  
Hempfield Township  
Grapeville, Westmoreland County

**Motion Made:** Board Member Negra

**Seconded:** Board Member Isenhour

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

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**(19) The Rock Entertainment, LLC** Conditional Licensing Agreement  
R-305 (LID No. 70812) Case No. 2021-70812 Renewal – District 5  
2623-2625 Penn Avenue  
Pittsburgh, Allegheny County

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

**Board Decision:** Unanimously agreed (2-0 vote) to approve renewal with a new conditional licensing agreement.

**(20) Sharyn L. Williams** Conditional Licensing Agreement  
**Angelo F. Perigo** Renewal – District 5  
**t/a Sharwood Lounge**  
R-14384 (LID No. 60592) Case No. 2021-60592 **HOLD – 1/12/22 SESSION**  
470 Broadway  
Pitcairn, Allegheny County

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

**Board Decision:** Unanimously agreed (2-0 vote) to approve renewal with a conditional licensing agreement.

**(21) Double J Inn, LLC** New Tavern Gaming License  
R-46632 (LID No. 103218)  
4587 Chambersburg Road  
Franklin Township  
Biglerville, Adams County

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

**Board Decision:** Unanimously agreed (2-0 vote) to approve new tavern gaming license.

**(22) Wayne Jayne, LLC** New Tavern Gaming License  
**t/a New National Hotel**  
H-2101 (LID No. 109315)  
302 Main Street  
Berlin, Somerset County

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

**Board Decision:** Unanimously agreed (2-0 vote) to approve new tavern gaming license.



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Board Member Negra remarked that, at present, a total of 73 tavern gaming licenses have been approved.

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

Personnel Actions

There were 15 personnel actions presented for consideration.

1. Aamir Austin – Affirm Removal
2. Shelby Baker – Affirm Removal
3. Taiveon Baker - Removal
4. Amanda Beitler – Affirm Removal
5. Kathleen Birkelbach – Affirm Removal
6. Carmela Ellerbe – Removal
7. Jessica Granza – Removal
8. Shadeed Lamar - Removal
9. Molly McCabe – Affirm Removal
10. Aaron Moore – Removal
11. Malika Moore – Affirm Removal
12. Sean O’Malley - Removal
13. Tiffany Shubert – Affirm Removal
14. Diane Taylor – Affirm Removal
15. Ryan Veinotte – Affirm Removal

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

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

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

Procurement Actions:

- (1) **Digital Production Equipment Upgrade** - This request is to amend the current purchase order (PO) with Ricoh and replace the black & white digital copier engine with a color engine so that the print shop can better support centralized store printing through increased overall color print output capacity. The amendment to our standing PO would result in a \$3110.20 monthly increase (from \$6,476.44 to \$9,586.64) beginning on 8/1/22 for the remaining term of the contract due to expire 01/31/26.

Procured via PO Change – VENDOR: **Ricoh USA, Inc.** – TERM: 42 months for period 8/1/2022 through 01/13/2026 - **\$130,628.40 estimated cost.**

**Microsoft Unified Support Renewal** - This request is for our annual Microsoft support agreement. This gives us access to expedited Microsoft support for normal tickets, advisory support, on demand assessment with setup and configuration, unlimited MS classes for our users and ProActive service credits.

Procured via DGS Contract #4400000452 – VENDOR: **Microsoft Corporation** – One year for period 6/1/2022 through 5/31/2023 - **\$59,955.00 estimated cost.**

**Motion Made:** Board Member Negra

**Seconded:** Board Member Isenhour

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

Inter-Agency Charges:

- (1) **Office of Administration – IT Shared Services** – Billing of \$1,386,350 for the FY 2021-22 Q3 billing for OA’s IT Enterprise Technology Essential Services. This billing is for enterprise-wide infrastructure, network, security, enterprise data center (EDC) and service desk costs. The LCB’s charge represents 2.1% of the total \$66.2M OA- IT Shared Services billing. The FY 2021-22 billings for Q1-Q3 total \$2.95 million.
- (2) **Executive Offices JOB 78-OCRIM** – FY 2021-22 billing of \$77,507.99 to reimburse the Executive Offices for services provided by the Office of Continuity and Records Information Management (OCRIM) to operate the Executive Management Directives system, continuity and preparedness operations, and the ALERTPA notification system (CodeRed). The billing is \$5,661.68 (+7.9%) higher than last year and represents 7.0% of the total \$1.1 million Executive Office’s billing. (The methodology for allocating the FY 2021 billing is based on “benefit eligible employee” head count for last fiscal year.)
- (3) **Office of Administration – IT Shared Services** – Billing of \$781,850 for the FY 2021-22 Q4 billing for OA’s IT Enterprise Technology Essential Services. This billing is for enterprise-wide infrastructure, network, security, enterprise data center (EDC) and service desk costs. The LCB’s charge represents 1.1% of the total \$68.3M OA- IT Shared Services billing. With the \$0.60 million true-up charge in Q3, the FY 2021-22 total billings were \$3.73 million or \$2.43 million more than

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last year’s understated billing of \$1.31 million. Adjusting last year’s charges for the true-up, the base FY 2021-22 charges are \$1.21 million (+63.1%) more 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 Member Negra and Board Member Isenhour noted the fact that item no. 3 (Office of Administration – IT Shared Services) had appeared on the Board’s agenda several times previously. After expressing satisfaction with the fact that the action could finally be approved, Board Member Negra suggested that the Office of Administration should reliably provide necessary information in the future when similar actions are being considered.

**Board Decision:** Unanimously agreed (2-0 vote) to approve all Inter-Agency Charges.

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

- (1) #0707 – Valley View Shopping Center, 613 Pleasant Valley Boulevard, Altoona  
Amendment
- (2) #3605 – Manheim Shopping Center, 97 Doe Run Road, Manheim  
Amendment
- (3) #4007 – 13 Weis Plaza, Nanticoke  
Amendment
- (4) #4102 – Hepburn Center, 449 Hepburn Street, Williamsport  
Amendment
- (5) #4104 – 1274 East Penn Street, Muncy  
Amendment
- (6) #4107 – 803 North Loyalsock Avenue, Montoursville  
Amendment
- (7) #4701 – 144 Continental Boulevard, Danville  
Amendment
- (8) #4904 – 551 Mahoning Street, Milton  
Amendment

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

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

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*From the Bureau of Product Selection .....Tom 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 Item Accepted**

**BRAND NAME AND SIZE**

**REASON**

**Diageo North America**

Loyal Nine Loyal Lemonade Cocktail 4x355 mL Cans

18

RECOMMENDED ACTION: We recommend the Board approve this action

**2. Regular PA New Items Accepted**

**BRAND NAME AND SIZE**

**REASON**

**Allegheny Distilling LLC**

Maggie's Farm Rum Old Fashioned Cocktail 750 mL

16

Personal Day Hard Seltzer Variety Pack 12x355 mL Cans

16

**Pennsylvania Pure Distilleries**

Boyd and Blair Espresso Martini Cocktail 1 L

16

**Pine Creek Spirits**

Ranch Water Agave Lime Hard Seltzer 4x355 mL Cans

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

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- 16. PA Spirits
- 17. PA Wines
- 18. Licensee only
- 19. Probationary listing

**3. Regular Recommended Delist**

| <u>BRAND NAME AND SIZE</u>  | <u>CODE</u>    |
|---|----------------|
| <br>  |                |
| <u>The Edrington Group USA LLC</u><br>The Macallan Highland Single Malt Scotch 18 Year Old 750 mL     | 8080           |
| <br>  |                |
| <u>Legacy in a Glass LLC</u><br>Moon Tree Moscato D'Asti 750 mL                                       | 98970          |
| <br>  |                |
| <u>Majestic W S USA Inc</u><br>Madame Fleur Sauvignon Blanc 750 mL<br>Vina Pomal Crianza Rioja 750 mL | 97002<br>98960 |
| <br>  |                |
| <u>Palm Bay Imports Inc</u><br>Portillo Chardonnay 750 mL   | 98997          |

EFFECTIVE DATE: The transference to closeout will become effective May 27, 2022

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

**Board Decision:** Unanimously agreed (2-0 vote) to approve all Product Selection Actions.

**OTHER ISSUES**

*Alcohol Education Grant Requests.....Tisha Albert, Director of Regulatory Affairs  
 Corinne Dinoski, Director, Bureau of Alcohol Education*

The Board may award grants to various entities throughout the Commonwealth for the purpose of reducing underage and dangerous drinking. The Bureau of Alcohol Education is requesting the Board fund approximately \$1,500,000 for the 2022-2024 grant cycle.

Board Member Negra indicated that there may have been a typographical error within the agenda and affirmed that the Board approved \$3,000,000.00 for the previous grant cycle. He subsequently made a motion to approve the award grants for up to and not to exceed \$3,500,000.00 and stated that details pertaining to the entities receiving the grants would be disclosed in the future.

After Board Member Isenhour expressed enthusiasm with regard to seconding such a motion, Board Member Negra confirmed the Board’s sentiment by asserting his belief that the grants being approved represent some of the most noteworthy actions underwritten by the PLCB.

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

**Board Decision:** Unanimously agreed (2-0 vote) to approve award grants for up to and not to exceed \$3.5 million.

**CITIZEN COMMENT/BUSINESS FROM THE FLOOR**

None

**NEXT BOARD MEETING**

The next meeting of the PLCB will be a formal meeting on Wednesday, May 18, 2022 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