



CHAIRPERSON:

DONOVAN W. ANDERSON, Presiding

OTHER PERSONS PRESENT:

NICK ALBERTI, BOARD MEMBER

JAMES SHORT, BOARD MEMBER

MIKE SILVERSTEIN, BOARD MEMBER

RUTHANNE MILLER, BOARD MEMBER

## P R O C E E D I N G S

CHAIRPERSON ANDERSON: We will now move to our legal agenda. The first matter on our legal agenda is to review an -- agreement dated September 20, 2016, between the Eritrean Cultural and Civic Association Eritrean, License #015698, and ANC 5C, I make a motion that we review the settlement agreement with modifications. Those in favor say aye. (Chorus of ayes.) Those opposed? (No audible response.) The matter passed 4-zero-zero.

The next matter is to review the ANC 1B request for reinstatement of its protest against Appioo's, license #094795. This matter is moot.

The next matter on our legal agenda is review of the West Dupont Moratorium Zone Notice of Final Rulemaking. I make a motion that this matter be approved. Is there a second?

MS. MILLER: Second.

CHAIRPERSON ANDERSON: Ms. Miller seconded the motion. All in favor say aye. (Chorus of ayes.) Those opposed? (No audible

response.) The matter passed 5-zero-zero.

We now move to our supplementary legal agenda. The first item on our supplementary legal agenda is to review of a settlement agreement dated September 30, 2016, between Sfoglina Pasta House, license #103741 and ANC 3F. I make a motion that we approve this with modifications. Is there a second?

MR. SHORT: Second

CHAIRPERSON ANDERSON: Mr. Short has seconded the motion. All in favor say aye. (Chorus of ayes.) Those opposed? (No audible response.) The matter passed 5-zero-zero.

The next matter is review of a letter from the West End Citizens' Association concerning the Watergate Hotel license for renewal of application. This matter is FYI.

The next matter is review of Park at 14th petition to unilaterally terminate its settlement agreement dated July 26, 2007, between The Park, Brookfield Properties LLC and ANC 2F. I make a motion that this matter be postponed.

Is there a second?

MR. SHORT: Second.

CHAIRPERSON ANDERSON: Mr. Short has seconded. All in favor say aye. (Chorus of ayes.) Those opposed? (No audible response.) The matter passed 5-zero-zero.

The next matter is review of The Good Guys Restaurant petition to unilaterally terminate its settlement agreement dated December 22, 2007, between ANC 3B and Good Guys Restaurant, license #000899. I make a motion that this matter be placarded. Is there a second?

MS. MILLER: Second.

CHAIRPERSON ANDERSON: Ms. Miller has seconded the motion. All in favor say aye. (Chorus of ayes.) Those opposed? (No audible response.) The matter passed 5-zero-zero.

The next matter is to review Decade's request for reinstatement of its license application, license #103505. I make a motion that this matter be approved. Is there a second?

MS. MILLER: Second.

CHAIRPERSON ANDERSON: Ms. Miller has seconded the motion. All in favor say aye.

(Chorus of ayes.) Those opposed?

MR. SHORT: Opposed.

MR. ALBERTI: Opposed.

CHAIRPERSON ANDERSON: The matter is denied 3 to 2.

MR. ALBERTI: Mr. Chair I'd like to make a motion that we deny the request for reinstatement by Decades.

CHAIRPERSON ANDERSON: Is there a second of Mr. Alberti's motion?

MR. SILVERSTEIN: Second.

CHAIRPERSON ANDERSON: Mr. Silverstein has seconded the motion. All in favor say aye. (Chorus of ayes.) Those opposed?

MS. MILLER: Opposed.

CHAIRPERSON ANDERSON: The matter to deny the application is 3 to 2.

We now move to a second supplementary agenda. The first matter on our second

supplementary legal agenda is review Sunnyside LLC's motion to continue a protest hearing, license #089622. I make a motion that this matter be denied. Is there a second?

MR. ALBERTI: Second.

CHAIRPERSON ANDERSON: Mr. Alberti seconded the motion. Those in favor say aye. (Chorus of ayes.) Those opposed? (No audible response.) The matter passed 5-zero-zero.

The next matter is to review ANC 6B's application to deny Sunnyside Group's motion. This matter is now moot.

We now move to our supplementary licensing agenda. The first matter is to review request for Reren, for stipulated license with ANC support to ANC 2C, Reren license #103950. I make a motion that this matter be approved. Is there a second?

MR. SHORT: Second.

CHAIRPERSON ANDERSON: Mr. Short has seconded the motion. All in favor say aye. (Chorus of ayes.) Those opposed? (No audible

response.) The matter passed 5-zero-zero.

The next matter is to review a request to extend safekeeping of license for 2401 Penn Holding Entity, license #098988. I make a motion that this matter be approved through March 31, 2017. Is there a second?

MR. ALBERTI: Second.

CHAIRPERSON ANDERSON: Mr. Alberti has seconded the motion. Those in favor say aye. (Chorus of ayes.) Those opposed? (No audible response.) The matter passed 5-zero-zero.

The next matter is to review request to extend safekeeping of license for After Peacock Room, license #095964. I make a motion that this be approved through March 31, 2017. Is there a second?

MR. SILVERSTEIN: Second.

CHAIRPERSON ANDERSON: Mr. Silverstein has seconded the motion. All in favor say aye. (Chorus of ayes.) Those opposed? (No audible response.) The matter passed 5-zero-zero.

The next matter is to review request to

extend safekeeping of license, Thor 3000 M Street, LLC, license #102572. I make a motion that this request be granted through March 31st, 2017. Is there a second?

MR. SHORT: Second.

CHAIRPERSON ANDERSON: Mr. Short has seconded. Those in favor say aye.

(Chorus of ayes.) Those opposed? (No audible response.) The matter passed 4-zero-zero.

The next matter is to review request to extend safekeeping of license, The Argonaut, license #072662. I make a motion that this be granted through March 31, 2017. Is there a second?

MR. ALBERTI: Second.

CHAIRPERSON ANDERSON: Mr. Alberti seconded the motion. Those in favor say aye. (Chorus of ayes.) Those opposed? (No audible response.) The matter passed 4-zero-zero.

The next matter is to review request to extend safekeeping of license for M & T Grocer's

Beer & Wine, license #077390. I make a motion that this matter be granted through March 31, 2017, is there a second?

MR. SHORT: Second.

CHAIRPERSON ANDERSON: Mr. Short has seconded. Those in favor say aye. (Chorus of ayes.) Those opposed? (No audible response.) The matter passed 4-zero-zero.

The next matter is to review a request to extend safekeeping of license, Davis Market, license #060094. I make a motion that this be granted through March 31, 2017. Is there a second?

MR. ALBERTI: Second.

CHAIRPERSON ANDERSON: Mr. Alberti seconded the motion. Those in favor say aye. (Chorus of ayes.) Those opposed? (No audible response.) The matter passed 4-zero-zero.

CHAIRPERSON ANDERSON: As chairperson of the Alcoholic Beverage Control Board for the District of Columbia and in accordance with D.C. Official Code Section 2574 B Closed Meetings and

Section 2574 Notice of Meetings of the Open Meetings Amendment Act, I move that the ABC Board hold a closed meeting on October 5, 2016, for the purpose of discussing and hearing reports concerning ongoing or planned investigations of alleged criminal or civil misconduct or violations of law or regulations and seeking legal advice from our counsel on the Board's investigative, legal and licensing agenda for October 5, 2016, as published in the D.C. Registry on September 30, 2016. Is there a second?

MR. SHORT: Second.

CHAIRPERSON ANDERSON: Mr. Short has seconded the motion. I will now take a roll call vote on the motion before us now that it has been seconded. Ms. Miller?

MS. MILLER: Agree.

CHAIRPERSON ANDERSON: Mr. Alberti?

MR. ALBERTI: I agree.

CHAIRPERSON ANDERSON: Mr. Short?

MR. SHORT: I agree.

CHAIRPERSON ANDERSON: Mr. Silverstein?

MR. SILVERSTEIN: I agree.

CHAIRPERSON ANDERSON: Mr. Anderson? I agree. As it appears that the motion has passed, I hereby give notice that the ABC Board will hold this aforementioned closed meeting, pursuant to the Open Meetings Act, notice will also be posted on the ABC Board here on the room's bulletin Board, placed on the electronic calendar on ABRA's website and published in the D.C. Register in as timely a manner as practical. It is now 3:47 and we are adjourned for the day. Thank you.