



STATE OF OKLAHOMA
ALCOHOLIC BEVERAGE LAWS ENFORCEMENT COMMISSION

MINUTES OF THE ABLE COMMISSION MEETING

August 18, 2023

The filing of the meeting and posting of the agenda were in accordance with the Oklahoma Open Meeting Act. The notice of the meeting was filed with the Secretary of State on October 5, 2022. The agenda was posted on August 16, 2023, on the front and back doors of the 50 Northeast 23rd Street building in Oklahoma City, the door of the ABLE Commission's Office Reception area, and the ABLE Commission website.

Chairman Brooks called the meeting to order at 10:00 a.m. at the office of the Alcoholic Beverage Laws Enforcement (ABLE) Commission at 50 Northeast 23rd Street, Oklahoma City, OK 73105. A quorum was met with the presence of the following Commission members: Jonathan Brooks; Andrew Revelis; Robert "Bob" Usry; Keith Mitchell; Matthew Crook; A. Ainslie Stanford II; and Austin Benton.

The visitors that were in attendance were: Assistant Attorney General James Crawford, Office of the Attorney General, Lauren Kidwell and Edward Tuya, Oklahoma Department of Mental Health and Substance Abuse; Attorney Randy Malone, Oklahoma Beverage Law; J.B Jarboe, Southern Glazers Wine & Spirits; Justin Naifeh, Republic National Distributing Company; Terrin Tillman, ROCMND Youth Services; Spencer Guinn, Beer Distributors of Oklahoma; Brett Robinson, Beer Distributors of Oklahoma; Alex Adkins, Beer Distributors of Oklahoma; Todd Cox, Traditions Spirits; Donald Brown, Handcrafted Wine & Spirits; Spencer Guinn, Quinn Strategies/ Beer Distributors of Oklahoma; Samantha Guinn, Institute for Responsible Alcohol Policy, Robert Jernigan and Dirk Van Veen, Retail Liquor Association of Oklahoma; Tyler Talley, Quorum Call; David Oakley, LegisOK; and Ellen Spiropoulos, Phillips Murrah Law Firm.

The following ABLE Commission employees in attendance were: Director Brandon Clabes; Assistant Director/General Counsel Lori Carter; Chief Financial Officer Jennifer Treadwell; Captain Greg Bynum; Captain Kent James; Captain Mike Randol; Captain Scott Smith; Lieutenant Cody Rekstad; Agent Nathan Barnes; Licensing Supervisor Carla Clanton; Executive Secretary Shae Isaacs; Legal Administrative Assistant Kimberly Yates; and Brand Registration Administrative Representative Catherine Otey.

A roll call of the following ABLE Commissioners was announced: Chairman Jonathan Brooks, Vice Chairman Andrew Revelis, Commissioner Robert "Bob" Usry, Commissioner Matthew Crook, Commissioner Keith Mitchell, Commissioner A. Ainslie Stanford II, and Commissioner Austin Benton. A quorum was then established for the ABLE Commission meeting August 18, 2023.

Assistant Attorney General James Crawford acknowledged that the ABLE Commission is compliant with the Open Meeting Act. A notice of the meeting and agenda were posted 48 hours prior to the meeting and in accordance with Oklahoma statute 25 O.S. §311.

Commissioner Revelis made a motion to approve the minutes from the July 21, 2023 commission meeting. Commissioner Benton seconded the motion. A roll call vote was taken and recorded as follows:

Chairman Jonathan Brooks – Yes
Vice Chairman Andrew Revelis – Yes
Commissioner Robert “Bob” Usry – Yes
Commissioner Matthew Crook – Yes
Commissioner Keith Mitchell – Abstain
Commissioner A. Ainslie Stanford II – Yes
Commissioner Austin Benton – Yes

Chairman Brooks moved to agenda item #6, consideration, discussion and possible action to adopt, amend or reject proposed emergency rule OAC § 45.25-3-6, affidavit requirement for Winemaker and Small Brewer Self-Distribution license. Commissioner Benton made a motion to pass the new rule. Commissioner Mitchell seconded the motion. A roll call vote was taken and recorded as follows:

Chairman Jonathan Brooks – Yes
Vice Chairman Andrew Revelis – Yes
Commissioner Robert “Bob” Usry – Yes
Commissioner Matthew Crook – Yes
Commissioner Keith Mitchell – Yes
Commissioner A. Ainslie Stanford II – Yes
Commissioner Austin Benton – Yes

EXECUTIVE DIRECTOR’S REPORT FOR AUGUST 2023:

Director Brandon Clabes provided the following information to the ABLE Commission:

- Director Clabes met with many different entities, committees, agencies and conferences including: ABLE Brand Registration Division, YWCA Engaging Men's luncheon, Oklahoma Sheriff's Association Executive Board Meeting, Oklahoma City Chamber of Commerce Luncheon, Oklahoma Department of Corrections (DOC), Oklahoma City Police Department (OKCPD), Oklahoma State Bureau of Investigations (OSBI), Oklahoma Highway Patrol (OHP), Oklahoma Department of Health (ODH), Oklahoma Department of Mental Health and Substance Abuse Services (ODMHS), Oklahoma Bureau of Narcotics and Dangerous Drugs Control (OBNDD), Department of Public Safety (DPS), Rose State College Board of Regents meeting, Oklahoma Office of Management and Enterprise Services (OMES), Cabinet Secretary of Public Safety for the State of Oklahoma Tricia Everest, Senator Kristen Thompson, Senator Carrie Hicks, Representative Ronnie Johns, Representative Danny Sterling, Representative Andy Fugate, Representative Ellyn Hefner and Governor Anotubby (Chickasha Nation), Representative Robert Manger, along with several constituents and concerned citizens of the public.
- Director Clabes is working toward training in different areas for enforcement and civilian staff.
- Assistant Director Carter and Lieutenant Pedro Zardeneta met with the Oklahoma Grape Growers Association to answer questions.
- Director Clabes and Assistant Director Carter met with the Retail Liquor Association of Oklahoma concerning information on the ABLE website.
- Assistant Director Carter and Captain Erik Smoot worked with OMES on upgrading security measures for the ABLE home office building.
- There are continued discussions with OSBI Director Spurlock, DOC Director Steven Harp, OBNDD Director Donnie Anderson and DPS Commissioner Tim Tipton regarding joint training and office space in the Tulsa area.
- Captain Greg Smith and Lieutenant Cody Rekstad are working with the Lincoln County Sheriff's office to dispose of 12,000 bottle of alcohol that was seized in an Oklahoma City district case.

- OMES IT has approved for the ABLE Commission to implement the new GeoSafe program. GeoSafe will provides another layer of security for agents by showing their location in real time.
- Director Clabes attended the YWCA Engaging Men's luncheon in OKC and met with US Attorney Robert Treaster, Western District of Oklahoma along with several other law enforcement officials.
- Director Clabes attended an OSBI Commission meeting and had the opportunity to address their Commissioners on the success of the shared services agreement between ABLE and OSBI. The Director also thanked Director Spurlock for assisting ABLE with the ACCIS project and training.
- The next ABLE Commission meeting will be in 4 weeks on September 15, 2023.

- The Licensing Supervisor and Project Manager, Carla Clanton, presented a PowerPoint presentation and covered the following topics: quotes for additional licenses/users for access to the administrative Accela account and additional event license types, and a sample chart of individual licenses issued. The latest count of registered ABLE licensed users that have registered in the new online system is 143,067.

The Enforcement Report was presented to the Commissioners:

- The following ABLE Commission Captains presented an update of their respective departments and tasks that have been completed since the last Commission meeting: Captain Kent James, Tulsa District; Captain Michael Randol, McAlester District; Captain Scott Smith, Oklahoma City District; Agent Nathan Barnes, Alcohol and Tobacco Education Unit; and Captain Greg Bynum, Trade Practices Unit and Brand Registration.

Assistant Director/General Counsel Lori Carter presented the following legal report to the Commission: Assistant Director Carter stated that there are 22 cases settled for August with 15 cases remaining. There has been updated contracts received from from the Department of Mental Health for the Synar and FDA inspections. Assistant Director Carter has assigned portions of the administrative rules to ABLE Captains to review and report back to Assistant Attorney General James Crawford. A full report will be given once all the information of gathered. Assistant Attorney General James Crawford will also be assisting with re-vamping the policies and procedures and for the ABLE Commission. Assistant Director Carter stated that she and the Licensing Supervisor, Carla Clanton, continue to work diligently with our Accela MAS team in resolving work orders within a reasonable time frame and will be attending an Accela Conference in September. She also continues to track bills and interim studies from the House and Senate that may affect the ABLE Commission.

The ABLE Commission/OSBI Chief Financial Officer, Jennifer Treadwell, presented a PowerPoint presentation and covered the following topics: cash balances, cash balance comparison, revenue as of July 31, 2023, revenue comparison, transfer of revenue as of July 31, 2023, expenditures as of July 31, 2023, expenditures comparison, and collaborations with OSBI.

Chairman Brooks moved on to Item #13, Executive Session to discuss ABLE Personnel Action pursuant to 25 O.S. § 307 (B)(1). Commissioner Mitchell made a motion to move into Executive Session. Commissioner Revelis seconded the motion. A roll call vote was taken and recorded as follows:

- Chairman Jonathan Brooks – Yes
- Vice Chairman Andrew Revelis – Yes
- Commissioner Robert “Bob” Usry – Yes
- Commissioner Matthew Crook – Yes
- Commissioner Keith Mitchell – Yes
- Commissioner A. Ainslie Stanford II – Yes
- Commissioner Austin Benton – Yes

Commissioners entered Executive Session at 11:11 a.m.

Commissioners exited Executive Session at 11:55 a.m.

Chairman Brooks called the meeting to order at 11:57 a.m. and called for a motion to return from Executive Session. Commissioner Revelis made the motion to return from Executive Session. Commissioner Benton seconded the motion. A roll call vote was taken and recorded as follows:

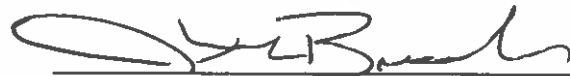
Chairman Jonathan Brooks – Yes
Vice Chairman Andrew Revelis – Yes
Commissioner Robert “Bob” Usry – Yes
Commissioner Matthew Crook – Yes
Commissioner Keith Mitchell – Yes
Commissioner A. Ainslie Stanford II – Yes
Commissioner Austin Benton – Yes

No action was taken after Executive Session.

Commissioner Crook made a motion to adjourn the meeting. Commissioner Revelis seconded the motion. A roll call vote was taken and recorded as follows:

Chairman Jonathan Brooks – Yes
Vice Chairman Andrew Revelis – Yes
Commissioner Robert “Bob” Usry – Yes
Commissioner Matthew Crook – Yes
Commissioner Keith Mitchell – Yes
Commissioner A. Ainslie Stanford II – Yes
Commissioner Austin Benton – Yes

The meeting was then adjourned at 11:58 a.m.



Jonathan Brooks, Chairman