



STATE OF OKLAHOMA
ALCOHOLIC BEVERAGE LAWS ENFORCEMENT COMMISSION

MINUTES OF THE ABLE COMMISSION MEETING
February 17, 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 February 15, 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; Bob Usry; Keith Mitchell and A. Ainslie Stanford II.

The visitors that were in attendance were: J.B Jarboe, Southern Glazers Wine and Spirits; Sidney Lee, Quorum Call; Patrick Gaines, Craft Brewers Association; Justin Naifeh, Republic National Distributing Company; Collin Graham, Oklahoma Restaurant Association; Robert Jernigan, Retail Liquor Association of Oklahoma; Attorney Randy Malone, Oklahoma Beverage Law; Attorney Trey Kouri; Stacy Potter, Responsible Beverage Service and Sales Training; Samantha Guinn, Institute for Responsible Alcohol Policy; Spencer Guinn, Quinn Strategies/ Beer Distributors of Oklahoma; Lauren Kidwell and Edward Tuya, Oklahoma Department of Mental Health and Substance Abuse Services; Anne McKinney, Oklahoma Beer Alliance; Brett Robinson, Haley Faulkenberry, Chad Hitchcock and Kevin Hitchcock, Beer Distributors of Oklahoma; James Wilkins and Heidi Shadid, LDF/ Beer Distributors of Oklahoma; Ellen Spiropoulos, Phillips Murrah; Gordon Green, Capital Distributing/ Beer Distributors of Oklahoma; Tommy McDaniel and Russell Thorpe, Oklahoma Distillers Guild.

The following ABLE Commission employees in attendance were: Director Brandon Clabes; Deputy Director/General Counsel Lori Carter; Assistant Director Brent Fairchild; Captain Erik Smoot; Captain Greg Bynum; Captain Kent James; Captain Michael Randol; Captain Scott Smith; Lieutenant Cody Rekstad, Chief Financial Officer Jennifer Treadwell; Licensing Supervisor Carla Clanton; Customer Service Representative Taylor Hamlin, Executive Secretary Shae Isaacs; and Office Assistant Kimberly Yates.

A roll call of the following ABLE Commissioners was announced: Chairman Jonathan Brooks, Vice Chairman Andrew Revelis, Commissioner Robert "Bob" Usry, Commissioner Keith Mitchell and Commissioner A. Ainslie Stanford II. A quorum was then established for the ABLE Commission meeting February 17, 2023.

Deputy Director Lori Carted acknowledged that the ABLE Commission is within compliance of the Open Meetings Act. A notice of the meeting was posted pursuant to the Oklahoma statute 25 O.S. §301-314 48 hours prior to the meeting.

Commissioner Revelis made a motion to approve the minutes from the January 20, 2023, Commission meeting. 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 Keith Mitchell – Yes
Commissioner A. Ainslie Stanford II – Yes

EXECUTIVE DIRECTOR’S REPORT FOR JANUARY 2023:

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

- Director Clabes introduced the ABLE Commission’s newest employee, customer service representative Taylor Hamlin, and welcomed her to the agency.
- Director Clabes met with many different entities, committees and agencies including: Oklahoma State Bureau of Investigations (OSBI), Office of Juvenile Affairs, Metro Tech Superintendent Aaron Collins and Training Coordinator Jeremy Cowley, Lisette Barnes, Oklahoma Beer Alliance; LDF Company, Beer Distributers of Oklahoma; Oklahoma City Anheuser-Busch; Costco; Pope Distributing; Oklahoma Office of Management and Enterprise Services; Representatives Ross Ford, Andy Fugate, Max Wolfley, Mike Osburn, Ronny Johns, Danny Williams, Jared Deck, Dale Kerbs, John George, Robert Manger, Danny Williams, Jared Deck, Collin Duel, Kevin West and Chairman Kevin Wallace; Senators Jessica Garvin, Kristen Thompson, Darrell Weaver, Shane Jett, Grant Green and Paul Rosino; Jeff and Kristy Murrow; Cabinet Secretary of Public Safety for the State of Oklahoma Tricia Everest; Oklahoma House of Representatives Floor Leader Jon Echols; along with several constituents and concerned citizens of the public.
- Director Clabes recognized Captain Erik Smoot to model the new ABLE Commission agents’ uniforms that will be utilized for field work.
- The ABLE Commission is still in the process of expanding our Oklahoma Law Enforcement Telecommunications System to every ABLE Commission Captain and the legal department representative for criminal and background checks. More information will be distributed when that is complete.
- The ABLE Commission is working with the Office of Juvenile Affairs regarding a new law enforcement system called PowerBI. It will eliminate the need for paper reports and is data driven. More information will be provided once available.
- Captain Erik Smoot is currently working with the Council on Law Enforcement and Training regarding creating alcohol training videos for police academies to be part of their basic training. Once the video is complete, it will be distributed to the Commission.
- Captain Kent James, Lieutenant Ray Fells and Agent Doug Kimberlin are organizing the policy and procedures for the ABLE Commission.
- The next ABLE Commission meeting will be in 5 weeks on March 24, 2023.

- The Licensing Supervisor and Project Manager, Carla Clanton, presented the Accela IT update. Ms. Clanton stated that she continues to meet with Accela on a bi-weekly basis regarding new and existing issues with the system. She has requested for more involvement with the upgrades to the ABLE version of Accela and product changes. She is still waiting on the Spanish option to be added to the program. As of the meeting date, there are 11 open cases and 17 closed or resolved cases. She will update the Commission with the future progress and when on-site training will take place. The latest count of registered ABLE licensed users that have registered in the new online system is 99,828.

The Enforcement Report was presented to the Commissioners:

- Assistant Director Fairchild presented a PowerPoint presentation over the ABLE Commission's law enforcement districting mission and how the manpower is allocated among the agents. The presentation covered the following topics: ABLE Agent personnel placement and deployment, new district re-districting, allocating assets, map location of current assets, asset placement and factors determining deployment, administrative and criminal violations per county from 01/04/2019-07/01/2022, assignments issued from 01/31/2018-08/15/2022, population of the state compared to current asset locations, current ABLE licensed businesses per county, and balance between regulation and enforcement.
- Chairman Brooks inquired about a future plan and balance between regulation and enforcement with anticipation of possible new agents.

- 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; Captain Erik Smoot, Alcohol and Tobacco Training Unit; and Captain Greg Bynum, Trade Practices Unit. Captain Erik Smoot also gave an update on the upcoming National Conference of State Liquor Administrators conference scheduled for June 11-14, 2023. The conference will be held at the Omni Oklahoma City Hotel.

Deputy Director/General Counsel Lori Carter presented the following legal report to the Commission: Deputy Director Carter stated that there have been 13 cases resolved thus far for the month of February. There are 51 pending cases for March and April. Also, the legal department will be transitioning all hearings for Mondays only due to the availability of the Administrative Law Judge. There are approximately 55 bills that are being tracked that may affect the ABLE Commission. Deputy Director Carter is also currently working with the legislature on the ABLE Commission's budget request. She continues to interact with the legislature on behalf of the ABLE Commission and will provide future reports.

The ABLE Commission/OSBI Chief Financial Officer, Jennifer Treadwell, presented a PowerPoint presentation and covered the following topics: revenue, transfer of revenue, historical revenue, expenditures, refunds, and departmental updates.

Chairman Brooks moved to Item #13, comments from the public.

- Edward Tuya with Oklahoma Department of Mental Health and Substance Abuse Services thanked the Commission for the information distributed during the meeting and explained how it affects his agency.
- Ellen Spiropoulos with Phillips Murrah expressed how enforcement is affected at the business retail level and thanked Assistant Director Fairchild for the information that was distributed during his report.

Chairman Brooks moved on to Item #14, 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 Keith Mitchell – Yes
- Commissioner A. Ainslie Stanford II – Yes

Chairman Brooks called the meeting to order and called for a motion to return from Executive Session. Commissioner Mitchell made the motion to return from Executive Session. Commissioner Stanford 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 Keith Mitchell – Yes
Commissioner A. Ainslie Stanford II – Yes

No action was taken after Executive Session.

Commissioner Revelis made a motion to adjourn the meeting. Commissioner Usry 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 Keith Revelis – Yes
Commissioner A. Ainslie Stanford II – Yes

The meeting was then adjourned.



Jonathan Brooks, Chairman