

MINUTES OF THE ALCOHOL CONTROL BOARD

The Alcohol Control Board met in a Regular Called meeting on Wednesday, January 11, 2023, at 10:00 A.M. in the Council Chambers, 3rd Floor, City Hall.

CALL TO ORDER at 10:00 AM

ROLL CALL

Present: Rick Napps, David Holt, Patti Rogers, and Dan Heilman

Absent: Matt Terry, Richard Kollhoff, and Christine Brown*

Staff Present: Randy Mannino, Julia Drake, and Keith Lovell

APPROVAL OF MINUTES

1. December 14, 2022

Board Member Rogers made a motion to approve the minutes from December 14, 2022. Board Member Holt seconded the motion. Motion carried unanimously. Vote: 4-0 with Chairman Napps voting.

2. December 20, 2022

Keith Lovell, Assistant City Attorney advised Julia Drake, city Clerk, to include the order for Johnny Archers Place in the minutes.

Board Member Rogers made a motion to approve the minutes from December 14, 2022. Board Member Holt seconded the motion. Motion carried unanimously. Vote: 4-0 with Chairman Napps voting.

Christine Brown joined the meeting at 10:03 AM.

TEXT AMENDMENTS

3. Update to Downtown Entertainment Zone Ordinance

Board Member David Holt recused himself from this item as his businesses are a part of the Downtown Entertainment Zone.

Lillie Read, Executive Director with the Downtown Development Authority (DDA), came forward and stated that the DDA was requesting three (3) changes to Downtown Entertainment Zone (DEZ) Ordinance:

- (1) To include the use of authorized Pub Crawl cups within the district during events dates only.
- (2) To expand the service times of the DEZ to Monday-Saturday during regular service hours. Excluding Sunday.

- (3) To expand the map west on Main Street to Noble Street and to extend the map east on Cherokee Avenue to Stonewall Street.

Discussion commenced with Board Members with Ms. Read explaining the purpose of these changes was to expand the experience of Cartersville to more of the businesses.

Board Member Rogers made a motion on the first of the three items to approve the use of authorized Pub Crawl cups within the district during event dates only. Board Member Heilman seconded the motion. Motion carried unanimously. Vote: 4-0 with Chairman Napps voting.

Board Member Rogers made a motion on the second of the three items to deny the service times to Monday through Saturday. Chairman Napps seconded the motion. Motion carried unanimously. Vote: 4-0

Board Member Holt made comments as a private citizen stating that he was pro-business and was in favor of businesses wanting to become a part of the DEZ.

Board Member Rogers made a motion on the third item to approve the extension of the DEZ map to include Cherokee to Stonewall only. Board Member Brown seconded the motion. With a vote of 2-2, with Board Member Heilman and Chairman Napps in opposition, motion failed.

NEW APPLICATION

4. Southern Cove (Distilled Spirits)

Mr. Lovell stated this application was for the pouring and package for distilled spirits was in violation of the State Law and that only pouring could be considered.

Jayson Frederick and Buddy Frederick, 39 S Public Square, came forward to represent their application.

Board Member Rogers stated she would like to see Southern Cove's 1st Quarter Reports to see how their numbers have been affected by the addition of domestic beers.

Board Member Holt stated that as a Board, they are to hold every business to the same standard and requesting first quarter reports would be singling out one business and felt it was not fair.

Board Member Heilman made a motion to approve the application for distilled spirits pouring for Southern Cove. Board Member Holt seconded the motion. Motion carried. Vote: 4-1 with Board Member Rogers in opposition.

5. CVS Pharmacy #3086 – Change of Manager

Cathy Colston, new manager for CVS, came forward and stated the process in which CVS follows for the purchase of alcohol.

Board Member Heilman made a motion to approve the Change of Manager for CVS.
Board Member Holt seconded the motion. Motion carried unanimously. Vote: 4-0

ADDED ITEM

6. JZ's Taste of Georgia

Andrea Zmich came forward to represent JZ's Taste of Georgia and stated that once they removed the sales of bottles of wine (as retail), their numbers were still at 82% alcohol sales and 18% retail. However, she will be present at the February meeting to present their new business plan.

OTHER

7. 3rd Quarter Report – Proposed Changes

Mr. Frederick came forward to state he would like to propose a change to the Alcohol Ordinance regarding the 3rd Quarter Reports to include the 4th quarter from the previous year.

Mrs. Drake clarified the request stating that currently, 3rd Quarter Reports are for reporting numbers from January 1st – September 31st. This proposed change would be reporting numbers from October 1st – September 31st. All board members agreed with this proposed change.


Mr. Lovell stated that a draft ordinance would be prepared and presented at the February Alcohol Control Board meeting.

Further discussion commenced regarding the requirement for a Certified Public Accountant (CPA) on all 3rd Quarter Reports versus the need for a CPA if the establishment is within 5% of the required food sales margin. Mr. Lovell stated he and the City Clerk would come together to propose an ordinance amendment.

With no other business to be handled, Board Member Rogers made a motion to adjourn. Board Member Holt seconded the motion. Motion carried unanimously. Vote: 4-0

Meeting adjourned at 11:00 A.M.

~~February~~
March
February 8, 2023

/s/ 
Chairman

/s/ 
Secretary