

LIQUOR CONTROL BOARD FOR HARFORD COUNTY, MARYLAND
16 North Main Street, Bel Air, MD 21014

BOARD MEETING MINUTES
August 28, 2024

CALL MEETING TO ORDER

A regular meeting of the Liquor Control Board for Harford County was called to order at 9:00 a.m. by Chair Goddard at the Board's office. In attendance were Vice Chair Majewski, Commissioners Sines, Walters, and Miller, General Manager Crabbs and Board Counsel Finneran.

ACCOUNTS PAYABLE

Motion was made by Commissioner Walters and was seconded to pay the following bills; the vote was unanimous.

U.S. Treasurer	Withholding	3132.49
State Comptroller	Withholding	836.48
ConnectPay	Accounting	90.00
Payroll	Payroll	7156.25
State Retirement	Retirement	670.97
Malissa Roche	Maintenance	80.00
BGE	Utilities	332.77
Comcast	Telephone	274.59
T-Mobile	Telephone	148.85
Kelly & Associates	Insurance	2210.06
Baltimore Sun Media	Advertising	1103.04
Town Security	Maintenance	120.00

PERSONS SCHEDULED TO APPEAR

1) Harford Hotel Spirits, L.L.C., T/A SpringHill Suites by Marriott – Request for Tentative Approval Extension
Alan Michaels, Managing Member, Timothy Engle, Member, Harford Hotel Spirits, L.L.C., T/A SpringHill Suites by Marriott, 1420 Handlir Drive, Bel Air appeared in connection with their request for extension of the Tentative Approval issued by the Board on August 24, 2022. There have been permitting delays and applicants continue to work with the Health Department on the food prep and pantry areas. Motion was made by Vice Chair Majewski and was seconded to grant a six month extension to the Tentative Approval; the vote was unanimous.

SHOW CAUSE HEARINGS

1) Tidewater Grille, Inc. T/A Tidewater Grille
Ralph Shapot, President, Abby Ristucci, Bar Manager and Acting GM, Tidewater Grille, Inc. T/A Tidewater Grille, 300 Franklin Street, Havre de Grace, appeared along with their attorney, Carolyn M. Evans, in connection with violation of the following:

Board Rule 4:01, MINORS, (a)(b) and (c) which states:

- (a) A license holder or an employee of a license holder may not sell or provide alcoholic beverages to an individual under the age of 21 years.
- (b) A license holder, a proprietor, or an operator of an establishment that provides alcoholic beverages may not allow on-premises consumption or possession of alcoholic beverages by an individual under the age of 21 years, regardless of who purchased or obtained the alcoholic beverages.
- (c) A license holder or an employee of a license holder shall be fully responsible for determining that the individual to whom alcoholic beverages is sold is over the age of 21 years; and every license holder or employee of a license holder shall have the right to refuse the sale of alcoholic beverages to any individual who does not provide sufficient proof of legal age to the satisfaction of the license holder or employee of a license holder.

and

Alcoholic Beverages Article § 6-304, Selling or providing alcoholic beverages to individual under the age of 21 years.

A license holder or an employee of the license holder may not sell or provide alcoholic beverages to an individual under the age of 21 years.

and

Charge 2, Did Violate:

Board Rule 4:16, EMPLOYEES and AB 22-1902

(a) A license holder may not employ or allow any individual (including family members) under the age of 18 years to sell or serve alcoholic beverages.

(b) A license holder may not employ an individual under the age of 21 years to act as a bartender or serve alcoholic beverages at a permanent full-service bar; unless the individual is:

- (1) At least 18 years of age; and
- (2) Is the son or daughter of the owner of the licensed premises.

(c) A license holder may employ or allow an individual at least 18 years of age:

- (1) To serve alcoholic beverages while acting as a server; or
- (2) To act as a server at a licensed golf course service cart; or
- (3) To act as a server or bartender at a temporary bar during events at a licensed stadium, per diem licensed events, or a license holder's approved outside service events.

The alleged violations occurred on July 1, 2024.

The violation report was read into the record by Chief Inspector Buchler and testimony was heard. Ms. Evans requested that Charge 2 be dismissed.

Motion was made by Vice Chair Majeski and was seconded by Commissioner Miller to convene to closed session under General Provisions Article § 3-305(b)(7) to consult with counsel to obtain legal advice; the vote was unanimous. Discussion was held to determine the validity of the two charges and the range of penalties for the violations. Motion was made by Vice Chair Majewski and was seconded by Commissioner Sines to return to open session; the vote was unanimous.

Subsequent to the hearing, the Board considered all the evidence presented. Based upon the statement of facts (i.e., the written report of Chief Inspector Buchler), as well as applicable License Holder's testimony and with further consideration to License Holder's relevant past record (if any), the Board made the following findings:

Motion was made by License holder's attorney to dismiss Charge 2. Roll call was taken:

Vice Chair Majewski	Nay
Commissioner Walters	Nay
Commissioner Sines	Yea
Commissioner Miller	Nay
Chair Goddard	Yea

The motion to dismiss is denied.

On Charge 2, motion was made by Commissioner Sines and was seconded to impose a fine in the amount of zero dollars; the vote was unanimous.

On Charge 1, motion was made by Commissioner Sines and was seconded to find License Holder in violation; the vote was unanimous. Motion was made by Commissioner Sines and was seconded to impose a fine of \$1,000.00; the vote was unanimous.

1) Friends for Patrick Vincenti – Backyard Barbeque Political Fundraiser - Per Diem B&W – 09/19

Chair Goddard announced that Patrick Vincenti, President of the Harford County Council, was present in connection with an application for a per diem beer and wine license. Mr. Vincenti and Michael Tarquini are the applicants on behalf of Friends for Patrick Vincenti. The event will be held outdoors at Mr. Vincenti's residence on September 19. Chair Goddard advised that his company is a sponsor of the event, and he recused himself from the vote. Motion was made by Commissioner Sines and was seconded to approve the application; the vote was unanimous.

2) Mi Sabor Peruano, Inc. T/A Mi Sabor Peruano

Berta Maldonado, President, Mi Sabor Peruano, Inc. T/A Mi Sabor Peruano, 525 Pulaski Highway, Joppa, appeared in proper person in connection with violation of the following:

Charge 1: Board Rule 4:01, MINORS, (a)(b) and (c) which states:

(a) A license holder or an employee of a license holder may not sell or provide alcoholic beverages to an individual under the age of 21 years.

(b) A license holder, a proprietor, or an operator of an establishment that provides alcoholic beverages may not allow on-premises consumption or possession of alcoholic beverages by an individual under the age of 21 years, regardless of who purchased or obtained the alcoholic beverages.

(c) A license holder or an employee of a license holder shall be fully responsible for determining that the individual to whom alcoholic beverages is sold is over the age of 21 years; and every license holder or employee of a license holder shall have the right to refuse the sale of alcoholic beverages to any individual who does not provide sufficient proof of legal age to the satisfaction of the license holder or employee of a license holder.

and

Alcoholic Beverages Article § 6-304, Selling or providing alcoholic beverages to individual under the age of 21 years.

A license holder or an employee of the license holder may not sell or provide alcoholic beverages to an individual under the age of 21 years.

Charge 2: Did Violate:

Board Rule 3:14 (a) (c), Alcohol Awareness Training, and AB 4-505 (f)(1)(iii), AB 22-1903 (a) (2)

(a) The license holder or an individual designated by the license holder who is employed in a supervisory capacity shall be certified by a state-approved alcohol awareness program; and be present on the licensed premises during the hours in which alcoholic beverages may be sold.

(c) On request, a valid certificate shall be presented to the Board, a representative of the Board, or any federal, state, or local law enforcement agency.

The alleged violation occurred on July 1, 2024.

Subsequent to the hearing, the Board considered all the evidence presented. Based upon the statement of facts (i.e., the written report of Chief Inspector Buchler), as well as applicable License Holder's testimony and with further consideration to License Holder's relevant past record (if any), the Board made the following findings:

On Charge 1, motion was made by Vice Chair Majewski and was seconded to find License Holder in violation; the vote was unanimous. Motion was made by Commissioner Walters and was seconded to impose a fine of \$2,000.00; the vote was unanimous.

On Charge 2, motion was made by Vice Chair Majewski and was seconded to find License Holder in violation; the vote was unanimous. Motion was made by Commissioner Walters and was seconded to impose a fine of \$100; the vote was unanimous.

3) Bel Air Billiards, L.L.C. T/A Route 24 Ale House

Mark J. Davis, Member, Vida Davis, Member, Bel Air Billiards, L.L.C. T/A Route 24 Ale House, 2 A Bel Air South Parkway, Bel Air, appeared in proper person in connection with violation of the following:

Charge 1: Board Rule 4:01, MINORS, (a)(b) and (c) which states:

(a) A license holder or an employee of a license holder may not sell or provide alcoholic beverages to an individual under the age of 21 years.

(b) A license holder, a proprietor, or an operator of an establishment that provides alcoholic beverages may not allow on-premises consumption or possession of alcoholic beverages by an individual under the age of 21 years, regardless of who purchased or obtained the alcoholic beverages.

(c) A license holder or an employee of a license holder shall be fully responsible for determining that the individual to whom alcoholic beverages is sold is over the age of 21 years; and every license holder or employee of a license holder shall have the right to refuse the sale of alcoholic beverages to any individual who does not provide sufficient proof of legal age to the satisfaction of the license holder or employee of a license holder.

and

Alcoholic Beverages Article § 6-304, Selling or providing alcoholic beverages to individual under the age of 21 years.

A license holder or an employee of the license holder may not sell or provide alcoholic beverages to an individual under the age of 21 years.

The alleged violation occurred on July 1, 2024.

Subsequent to the hearing, the Board considered all the evidence presented. Based upon the statement of facts (i.e., the written report of Chief Inspector Buchler), as well as applicable License Holders' testimony and with further consideration to License Holders' relevant past record (if any), the Board made the following findings:

On Charge 1, motion was made by Vice Chair Majewski and was seconded to find License Holders in violation; the vote was unanimous. Motion was made by Commissioner Walters and was seconded to impose a fine of \$2,000.00; the vote was unanimous.

4) Burgology of Bel Air, L.L.C. T/A Sol Oaxaca

Robert F. Dubell III, Member, Robert Frankis, Member, Burgology of Bel Air, L.L.C. T/A Sol Oaxaca, 16 A Bel Air South Parkway, Bel Air in proper person in connection with violation of the following:

Charge 1: Board Rule 4:01, MINORS, (a)(b) and (c) which states:

(a) A license holder or an employee of a license holder may not sell or provide alcoholic beverages to an individual under the age of 21 years.

(b) A license holder, a proprietor, or an operator of an establishment that provides alcoholic beverages may not allow on-premises consumption or possession of alcoholic beverages by an individual under the age of 21 years, regardless of who purchased or obtained the alcoholic beverages.

(c) A license holder or an employee of a license holder shall be fully responsible for determining that the individual to whom alcoholic beverages is sold is over the age of 21 years; and every license holder or employee of a license holder shall have the right to refuse the sale of alcoholic beverages to any individual who does not provide sufficient proof of legal age to the satisfaction of the license holder or employee of a license holder.

and

Alcoholic Beverages Article § 6-304, Selling or providing alcoholic beverages to individual under the age of 21 years.

A license holder or an employee of the license holder may not sell or provide alcoholic beverages to an individual under the age of 21 years.

The alleged violation occurred on July 1, 2024.

Subsequent to the hearing, the Board considered all the evidence presented. Based upon the statement of facts (i.e., the written report of Chief Inspector Buchler), as well as applicable License Holders' testimony and with further consideration to License Holders' relevant past record (if any), the Board made the following findings:

On Charge 1, motion was made by Commissioner Miller and was seconded to find License Holders in violation; the vote was unanimous. Motion was made by Commissioner Miller and was seconded to impose a fine of \$1,000.00; the vote was unanimous.

PER DIEM LICENSES TO BE APPROVED BY THE BOARD

2) Coaches for the Community – 13th Annual Craft Beer Festival – Per Diem BW&L – 09/14

Issued to John Stearns and Matt Roseland on behalf of Coaches for the Community for the 13th Annual Craft Beer Festival being held at Friendship Park in Abingdon on 09/14. Motion was made by Commissioner Walters and was seconded to approve the application; the vote was unanimous.

3) Havre de Grace Arts Collective – Art Show Receptions – Per Diem BWL – 08/30 & 10/25

Issued to Haley Strong and Alexa Hauck on behalf of Havre de Grace Arts Collective for an Art Show Reception being held at Arts by the Bay Gallery, 307 St. John Street, Havre de Grace on 08/30, and a second reception on 10/25 that will be held at 220 N. Washington Street, Havre de Grace. Motion was made by Vice Chair Majewski and was seconded to approve both applications; the vote was unanimous.

4) St. Margaret School – Fall Festival - Per Diem B&W – 09/20 & 21

Issued to Alicia Hagerman and Gail Rohleder on behalf of St. Margaret School for their Fall Festival on September 20 and 21 on the school/church parking lot. Motion was made by Commissioner Miller and was seconded to approve the application; the vote was unanimous.

5) Ladew Topiary Gardens – Art Show & Sale – Per Diem B&W – 09/22

Issued to Emily Emerick and Barbara Barnhoff on behalf of Ladew Topiary Gardens for an Art Show & Sale being held on 09/22. Motion was made by Vice Chair Majewski and was seconded to approve the application; the vote was unanimous.

ADMINISTRATIVE BUSINESS

1) American Legion 128, Inc., T/A Bernard L. Tobin Post 128 – Supplemental

American Legion 128, Inc., T/A Bernard L. Tobin Post 128, 44 N. Parke Street, Aberdeen, has submitted a Supplemental Application to change officers due to club elections. Billy Thompson will replace John Chilton as Commander. Remaining on the license will be Michael Armijo, Finance Officer, and Dennis Laliberte, Adjutant.

Motion was made by Commissioner Sines and was seconded to approve the application; the vote was unanimous. A license dated 08/30/2024 was prepared and signed by Chair Goddard.

2) Matthew's L3 Pizzeria, L.L.C., T/A Matthews L3 Pizza – 60-Day Status Update & Request for Tentative Approval Extension

Matthew's L3 Pizzeria, L.L.C., T/A Matthews L3 Pizza, 1517 Rock Spring Road, Suite B, Forest Hill, has submitted a 60-Day Status Update indicating they are behind, and they request an extension of their Tentative Approval. Motion was made by Commissioner Miller and was seconded to grant a 60 day extension to the Tentative Approval.

3) Bond Account - Memo to Harford Bank

A memo to close the Bond Account was presented for signature.

4) Property lease expires 8/31/2025

The Board should request a lease for five years with a five year extension; make a list of anything in the lease that needs to be updated.

5) Drone Delivery

Work continues on drone delivery implementation.

6) Administrative Fee – Show Cause & Fine Choice

Future discussions will be held in connection with an administrative fee to recover the cost of postage in some cases.

7) July's performance budget

July's performance budget was reviewed.

STAFF REPORT / PUBLIC COMMENT / BOARD COMMENT

The auditor has submitted the first draft of the audit and Mrs. Baxter has some changes and updates to the auditor.

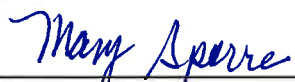
EXECUTIVE SESSION

Motion was made by Vice Chair Majewski to convene to executive session under General Provisions Art. § 3-305(b)(7) to consult with counsel to obtain legal advice in connection with per diem applications. Qualifications for per diem license applicants were discussed with legal counsel. After discussion, the Chair decided it was not necessary to address it any further.

There being no further business, the meeting was adjourned.



Wayne S. Goddard, Chair



Mary Sporre, Secretary