

# City of Memphis Alcohol Commission Meeting Minutes November 16, 2022

- I. Call to Order The regularly scheduled meeting of the Alcohol Commission was called to order at approximately 9:06 a.m. by Sergeant-at-Arms Officer Gerald Lake.
- II. Roll Call The following Commissioners were present: Claudette Boyd, Barry Chase, Chad Hampton, Jared Johnson and Anna Vergos Blair. The following Commissioners were not present: Brian Harris, Charles Monger, II, Renee Poe and Johnsie Wallace Gault.
- III. Approval of the minutes from the previous meeting (November 2, 2022) The minutes from the previous meeting were distributed electronically prior to today's meeting. Commissioner Chase moved to approve the minutes from the previous meeting. Commissioner Boyd seconded. The motion passed.

## IV. Special Beer Applicant(s)

1. Lauri Prather - AutoZone Park - "St. Jude Memphis Marathon"

Date(s): December 3, 2022 Time: 7:00 a.m. – 4:00 p.m.

Rain Date: N/A

Sponsoring Organization: American Lebanese Syrian Associated Charities, Inc. (ALSAC)

Purpose of funds: Charitable; 6 booth(s)

Ms. Prather was present. Upon routine questioning by the commissioners about the alcoholic beverage laws, Commissioner Hampton moved to approve the special beer application. Commissioner Boyd seconded. The motion passed. The special beer permit was issued to the applicant.

(Account #T26669)

2. David L. Acey, Sr. - Robert R. Church Park - "Africa in April Cultural Awareness Festival, Inc."

Date(s): April 21-23, 2023 Time: 8:00 a.m. – 11:00 p.m.

Rain Date: N/A

Sponsoring Organization: Africa in April Cultural Awareness Festival, Inc.

Purpose of funds: Charitable; 2 booth(s)

Mr. Acey was present. Upon routine questioning by the commissioners about the alcoholic beverage laws, Commissioner Hampton moved to approve the special beer application. Commissioner Boyd seconded. The motion passed. The special beer permit was issued to the applicant.

(Account #T5407)

\*Commissioner Charles Monger, II is now present\*.

3. Michelle Dooner – 61 Keel Avenue (The Kent) – "Holiday Spirits Cocktail Festival"

Date(s): December 9, 2022 Time: 6:00 p.m. – 9:00 p.m.

Rain Date: N/A

Sponsoring Organization: Volunteer Memphis Purpose of funds: Charitable; 25 booth(s)

Ms. Dooner was present. Upon routine questioning by the commissioners about the alcoholic beverage laws, *Commissioner Hampton moved to approve the special beer application. Commissioner Boyd seconded. The motion passed.* The special beer permit was issued to the applicant.

(Account #T28125)

4. Angela Meekins – Peabody @ November 6th Street – "Stumbling Santa"

Date(s): December 3 & 4, 2022 Time: 6:00 p.m. – 9:00 p.m.

Rain Date: N/A

Sponsoring Organization: Porter-Leath Purpose of funds: Charitable; 2 booth(s)

Ms. Meekins was present. Upon routine questioning by the commissioners about the alcoholic beverage laws, *Commissioner Hampton moved to approve the special beer application. Commissioner Monger seconded. The motion passed.* The special beer permit was issued to the applicant.

(Account #T9252)

\*Commissioner Wallace Gault is now present\*.

5. Debbie Miller – 6160 Macon Road – "Whiskey Jill's Re-opening"

Date(s): November 16 – December 7, 2022 Time: 7:00 p.m. – 2:00 a.m. (Fridays)

11:30 a.m. – 2:00 a.m. (Saturdays and Sundays)

Rain Date: N/A

Sponsoring Organization: N/A

Purpose of funds: For Profit; 8 booth(s)

Ms. Miller was present. Upon routine questioning by the commissioners about the alcoholic beverage laws, Commissioner Hampton moved to approve the special beer application. Commissioner Wallace Gault seconded. The motion passed. The special beer permit was issued to the applicant.

(Account #T28986)

## V. <u>Violations:</u>

## The following location(s) is in violation of A C Rule C4, C5, D4 (WITH) priors:

6. MD Khalil, Tangida Shova, Abdullah Mamun, Sarkar Kabir, MD Haque & MD Hossain – 3492 Covington Pike – Covington Pike Enterprise, Inc. – dba – "Covington Food Mart" – Citation(s) #919908, OS-348912

Date of Violation(s): July 26, 2022 Date Permit Approved: January 20, 2021

Prior Violation(s): August 26, 2021 (C4, C5)

Officer(s): Martin #0410, Ward #0502, Wiley #14519

Mr. Khalil was present and stipulated to the charge. Commissioner Vergos Blair moved to fine the location \$950.00 along with 60 days probation or a 30 day suspension of their beer permit. Commissioner Wallace Gault seconded. The motion passed. Mr. Khalil agreed to the fine and probation.

(Account #T26464)

## The following location(s) is in violation of A C Rule C5, D4 (WITH) priors:

7. MD Khalil, Tangida Shova, Abdullah Mamun, Sarkar Kabir, MD Haque & MD Hossain – 3524 Covington Pike – Coving Pike Enterprise, Inc. – dba – "Covington Food Mart" – Citation(s) #969094

Date of Violation(s): July 26, 2022 Date Permit Approved: April 21, 2021

Prior Violation(s): April 26, 2021 (C5, D4) Officer(s): Murden #12150, Scott #11978

Mr. Khalil was present and stipulated to the charge. Commissioner Vergos Blair moved to fine the location \$750.00 along with 60 days probation or a 30 day suspension of their beer permit. Commissioner Wallace Gault seconded. The motion passed. Mr. Khalil agreed to the fine and probation.

(Account #T25364)

8. Mohammad Ershadullah – 4150 Millbranch Road – AE Food & Fuel Enterprise, Inc. – dba – "Millbranch Food Mart" – Citation(s) #969090

Date of Violation(s): July 25, 2022
Date Permit Approved: January 20, 2021
Prior Violation(s): May 17, 2022 (C4 x 2)
August 4, 2021 (C4, C5)

April 1, 2021 (C4, C5, D4)

Officer(s): Martin #0410, Ward #0502, Wiley #14519

Mr. Ershadullah and Attorney John Parker were present and stipulated to the charge. Commissioner Vergos Blair moved to fine the location \$1,500.00 along with 60 days probation or a 30 day suspension of their beer permit. Commissioner Monger seconded. The motion passed. Mr. Ershadullah and Attorney Parker agreed to the fine and probation.

(Account #T25028)

## The following location(s) is in violation of A C Rule C1 (WITH) priors:

 Mac's Convenience Stores LLC – 4010 Austin Peay Highway – dba – "Circle K #4703671" – Citation(s) #OS-348911

Date of Violation(s): July 26, 2022 Date Permit Approved: August 16, 2017 **Prior Violation(s): August 26, 2021 (C1)** Officer(s): Ward #0502, Wiley #14519

Store representative Chad Long was present and stipulated to the charge. Commissioner Vergos Blair moved to fine the location \$200.00 along with 60 days probation or a 30 day suspension of their beer permit. Commissioner Monger seconded. The motion passed. Mr. Long agreed to the fine and probation.

(Account #T14033)

## The following location(s) is in violation of A C Rule C4 X 2, C5, D4 (NO) priors:

Arifur Arif, Tarikul Islam, Mohammad Ali & Josna Akhter – 6456 East Shelby Drive – Mir & Mondol Enterprise, Inc. – dba – "Shelby Corner" – Citation(s) #920514, OS-413684, OS-413685

Date of Violation(s): July 22, 2022 Date Permit Approved: April 7, 2021 Officer(s): Murden #1976, Scott #11978

Ms. Akhter and Attorney Milton Magee were present and stipulated to the charge. Commissioner Vergos Blair moved to fine the location \$700.00 along with 60 days probation or a 30 day suspension of their beer permit. Commissioner Monger seconded. The motion passed. Ms. Akhter and Attorney Magee agreed to the fine and probation.

(Account #T25136)

## The following location(s) is in violation of A C Rule C5, D4 (NO) priors:

11. Nooroddin Badruddin – 6745 Winchester Road – NBK786 Food & Fuel, Inc. – dba – "Q-Mark" – Citation(s) #919903

Date of Violation(s): July 19, 2022 Date Permit Approved: June 15, 2016 Officer(s): Ford #11595, Ward #0502

Mr. Badruddin was present and stipulated to the charge. Commissioner Vergos Blair moved to fine the location \$500.00 along with 60 days probation or a 30 day suspension of their beer permit. Commissioner Monger seconded. The motion passed. Mr. Badruddin agreed to the fine and probation.

(Account #T10437)

#### The following location(s) is in violation of A C Rule C4, C5 (NO) priors:

12. Hanif Popatia – 1709 East Brooks Road – Brooks C Store, LLC – dba – "Brooks Food Mart" – Citation(s) #969091, OS-419466

Date of Violation(s): July 25, 2022 Date Permit Approved: January 16, 2019

Officer(s): Martin #0410, Ward #0502, Wiley #14519

Attorney Jim Curry and the store's supervisor were present and stipulated to the charge. Commissioner Vergos Blair moved to fine the location \$600.00 along with 60 days probation or a 30 day suspension of their beer permit. Commissioner Monger seconded. The motion passed. Attorney Curry agreed to the fine and probation.

(Account #T20248)

#### The following location(s) is in violation of A C Rule C4 X 2 (NO) priors:

13. Sam A. Obad – 4789 East Shelby Drive – dba – "S & P Express Mart" – Citation(s) #OS-362596, OS-362597

Date of Violation(s): June 22, 2022 Date Permit Approved: June 20, 2012 Officer(s): Scott #11978, Murden #12150

Mr. Obad and Attorney Milton Magee were present and stipulated to the charge. Commissioner Vergos Blair moved to fine the location \$600.00 along with 60 days probation or a 30 day

suspension of their beer permit. Commissioner Monger seconded. The motion passed. Mr. Obad and Attorney Magee agreed to the fine and probation. (Account #BR4369)

## The following location(s) is in violation of A C Rule C4 (NO) priors:

14. Mac's Convenience Stores LLC – 7195 Winchester Road – dba – "Circle K #4703657" – Citation(s) #OS-413682

Date of Violation(s): July 22, 2022 Date Permit Approved: August 16, 2017 Officer(s): Murden #12150, Scott #11978

Store representative Chad Long was present and stipulated to the charge. Commissioner Vergos Blair moved to fine the location \$100.00 along with 60 days probation or a 30 day suspension of their beer permit. Commissioner Monger seconded. The motion passed. Mr. Long agreed to the fine and probation.

(Account #T14042)

15. Hajera Abdulhafiz & Helen Abebe – 1672 East Holmes Road – Haas Enterprise, LLC – dba – "Haas Enterprise" – Citation(s) #OS-413701

Date of Violation(s): July 25, 2022 Date Permit Approved: May 1, 2019

Officer(s): Grandberry #1978, Murden #12150

Mr. Abdulhafiz was present and stipulated to the charge. Commissioner Vergos Blair moved to fine the location \$100.00 along with 60 days probation or a 30 day suspension of their beer permit. Commissioner Monger seconded. The motion passed. Mr. Abdulhafiz agreed to the fine and probation.

(Account #T21162)

16. Ferdausi Akter – 4509 Stage Road – Raina Enterprises, Inc. – dba – "Raina Food & Fuels" – Citation(s) #OS-413703

Date of Violation(s): July 26, 2022 Date Permit Approved: January 6, 2021 Officer(s): Murden #12150, Scott #11978

Ms. Akter was present and stipulated to the charge. Commissioner Vergos Blair moved to fine the location \$100.00 along with 60 days probation or a 30 day suspension of their beer permit. Commissioner Monger seconded. The motion passed. Ms. Akter agreed to the fine and probation.

(Account #T24910)

# VI. The Following Person(s) has Applied to Sell Beer for "ON" Premise Consumption:

17. Alfonso Hernandez – 4090 Summer Avenue – Los Cabos of Summer, Inc. – dba – "Los Cabos Mexican Bar & Grill"

Mr. Hernandez was present. Upon routine questioning by the commissioners about the alcoholic beverage laws, Commissioner Boyd moved to approve the beer permit application. Commissioner Wallace Gault seconded. The motion passed.

(Account #T28948)

18. John K. Bennett – 5770 Shelby Oaks Drive – Memphis Music Room, LLC – dba – "Memphis Music Room, LLC"

Mr. Bennett was present. Upon routine questioning by the commissioners about the alcoholic beverage laws, Commissioner Boyd moved to approve the beer permit application. Commissioner Wallace Gault seconded. The motion passed. (Account #T28950)

## VII. The Following Person(s) has Applied to Sell Beer for "OFF" Premise Consumption:

19. Adem Getahun, Getnet Getahun and Minale Abebe – 1127 Springdale Street – All Yours Mart, LLC – dba – "All Yours Mart"

Mr. Abebe was present. Upon routine questioning by the commissioners about the alcoholic beverage laws, Commissioner Boyd moved to approve the beer permit application. Commissioner Wallace Gault seconded. The motion passed.

(Account #T28495)

20. Malik Mohammad & Salah A. Saleh – 2203 Chelsea Avenue – Saamen, LLC – dba – "Nite-N-Day Food Market"

Mr. Mohammad was present. Upon routine questioning by the commissioners about the alcoholic beverage laws, Commissioner Boyd moved to approve the beer permit application. Commissioner Wallace Gault seconded. The motion passed. (Account #T28739)

21. Jasmin Akthar – 3485 Park Avenue – J&S Fuel Inc. – dba – "Tulip Food Mart"

Ms. Akthar was present. Upon routine questioning by the commissioners about the alcoholic beverage laws, Commissioner Boyd moved to approve the beer permit application.

Commissioner Wallace Gault seconded. The motion passed.

(Account #T28902)

22. Mohammad Kalim & Afroza Mou – 3727 North Watkins Street – BABA5 Enterprise LLC – dba – "MOU Food Mart"

Mr. Kalim was present. Upon routine questioning by the commissioners about the alcoholic beverage laws, Commissioner Boyd moved to approve the beer permit application. Commissioner Wallace Gault seconded. The motion passed.

(Account #T28928)

23. Amanullah Devji and Nawazali Virji – 4679 Elvis Presley Blvd. – Elvis Exxon Inc. – dba – "Elvis Exxon Inc."

Mr. Virji was present. Upon routine questioning by the commissioners about the alcoholic beverage laws, Commissioner Boyd moved to approve the beer permit application. Commissioner Wallace Gault seconded. The motion passed. (Account #T28905)

# The Following Person(s) has Applied to Sell Beer for "≤ 10% OFF" Premise Consumption:

24. Amanullah Devji and Nawazali Virji – 6021 Mt. Moriah Road Ext. – Mount Moriah Exxon Inc. – dba – "Mount Moriah Exxon Inc."

Mr. Virji was present. Upon routine questioning by the commissioners about the alcoholic beverage laws, Commissioner Boyd moved to approve the beer permit application. Commissioner Wallace Gault seconded. The motion passed. (Account #T28864)

## VIII. <u>Liquor Store(s) Transfer of Ownership:</u>

25. Owen Bell, Jr. and Melanie Bell –1608 East Brooks Road – Whitehaven Liquors, LLC – dba – "Whitehaven Liquors"

Mr. Bell and Attorney Steve Vescovo were present. Upon routine questioning by the commissioners about the alcoholic beverage laws, Commissioner Boyd moved to recommend to the Mayor and the Mayor will recommend to the State for approval. Commissioner Wallace Gault seconded. The motion passed.

(Account #T28978)

- IX. New Business
- X. Old Business
- XI. Adjournment There being no further business to come before the commission, Commissioner Chase moved for adjournment at approximately 10:50 a.m. Commissioner Wallace Gault seconded. The motion passed.

Jared Johnson, Chairman

12.7.2

Date

Yolanda Fullilove, Executive Secretary

Date