

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

BOARD MEETING MINUTES
February 23, 2022

CALL MEETING TO ORDER

Meeting was called to order by Chair Tilley. In attendance were Vice Chair Majewski and Commissioners Merchant, Welch, and Burdette along with Board Counsel Amy K. Finneran and Judith Powell.

MINUTES

Minutes for meetings held on December 15, 2021, and January 12, 2022, were approved.

ACCOUNTS PAYABLE

Harford Bank	Withholding	1797.22
Comptroller of MD	Withholding	507.31
Payroll	Payroll	4599.11
ConnectPay	Accounting	68.60
MD State Retirement	Withholding	489.55
Malissa Roche	Maintenance	60.00

PERSONS SCHEDULED TO APPEAR BEFORE THE BOARD

1) St. Joan of Arc – Two First-Time Applicants – Per Diem Beer & Wine License Application

First-time applicants Fr. William Franken and Raymond Van Pelt appeared on behalf of St. Joan of Arc Church in connection with a per diem beer and wine license application to be used on March 14 for a St. Patrick's Dinner to be held at the church hall. Motion was made and seconded to approve the application; the vote was unanimous.

2) Beards Hill Plaza Liquors, Ltd., T/A Beards Hill Liquors - Supplemental

Jayne Z. Klein, President, Sarah B. Klein, Secretary, Rachel M. Herron, Assistant Secretary, Beards Hill Plaza Liquors, Ltd. T/A Beards Hill Liquors, 951 (A-D) Beards Hill Road, Aberdeen appeared along with their attorney, Joseph F. Snee, Jr., in connection with a Supplemental Application for this Class A1-BWL-Off Sale Only License. The purpose of the application is to remove Daniel Hull and replace him with Rachel M. Herron. Stock in the corporation is held as follows: Jayne Z. Klein, 37.5%, Sarah B. Klein, 37.5%, and Rachel M. Herron, 25%. Ms. Herron will serve as the Responsible Operator and has taken and passed the licensee test. An updated Retail Delivery Application has been submitted for approval. There are no outstanding items. Motion was made and seconded to approve this Application; the vote was unanimous.

3) Chips & Salsa, L.L.C., T/Abingdon Grill – Change in Class (POSTPONED)

This hearing has been postponed and will be rescheduled.

SHOW CAUSE HEARING

1) Mint 1, Inc., T/A The Mint Room

Shailja Anand, President, Rayshad Beepath, Assistant Secretary, Mint 1, Inc. t/a The Mint Room, 528 Baltimore Pike, Bel Air, appeared along with their attorney, Joseph F. Snee, Jr., in connection with a show cause hearing indicating violation of:

- 1) Sale and/or provision of alcoholic beverages to an individual under the legal drinking age of twenty-one (21) years in violation of Alcoholic Beverage Article (AB) § 6-304 of the Annotated Code of Maryland ("Code") and Board Rule 4:01.

The Violation occurred on October 27, 2021.

Subsequent to the Hearing, the Board considered all the evidence presented. Based upon the statement of facts (i.e., the written report of Board Inspector William Colburn), as well as applicable License Holders' testimony, and with further consideration to License Holders' relevant past record (if any) motion was made and duly seconded to find License Holders **in violation** of Charge (1) Sale and/or provision of alcoholic beverages to an individual under the legal drinking age of twenty-one (21) years in violation of Alcoholic Beverage Article (AB) § 6-304 of the Annotated Code of Maryland ("Code") and Board Rule 4:01; the vote was unanimous. Motion was made and seconded to impose a fine of \$1,500.00; the vote was unanimous.

2) Mexican Food II, Inc. t/a La Tolteca

David Carrillo, President, Mexican Food II, Inc. t/a La Tolteca, 1411 S. Mountain Road, Joppa, appeared in proper person in connection with a show cause hearing indicating violation of:

- 1) Failure of Resident Licensee / Responsible Operator to be physically present on the premises a substantial amount of time on a daily basis, in violation of the Alcoholic Beverages Article (AB) § 22-1405(a) of the Annotated Code of Maryland, and Board Rule 2:06(c)(6).

The Violation is alleged to have occurred on numerous occasions between September 5, 2019, and January 10, 2022, as documented in the enclosed Violation Report.

License Holder Dayana Ortiz Viernes did not appear at the hearing.

Subsequent to the Hearing, the Board considered all the evidence presented. Based upon the statement of facts (i.e., the written report of Board Inspector William Colburn), as well as applicable License Holders' testimony, and with further consideration to License Holders' relevant past record (if any) motion was made and duly seconded to find License Holders **in violation** of Charge (1) Failure of Resident Licensee / Responsible Operator to be physically present on the premises a substantial amount of time on a daily basis, in violation of the Alcoholic Beverages Article (AB) § 22-1405(a) of the Annotated Code of Maryland, and Board Rule 2:06(c)(6); the vote was unanimous.

Motion was made and seconded to impose a three (3) day suspension; the vote was unanimous. License Holder David Carrillo agreed to forgo the thirty (30) day appeal period, electing instead to serve the suspension on February 28, March 1, and March 2, without the possibility of appeal; the vote was unanimous.

Motion was made and duly seconded to impose a fine of \$250.00 for failure of License Holder Dayana Ortiz Viernes to appear for the hearing; the vote was unanimous.

ADMINISTRATIVE BUSINESS

1) JVille Foodies, L.L.C. T/A JVille Grille – Request for Extension

Ryan Cooper, Member, appeared before the Board in proper person to request an extension of time frame for settlement. Previously on December 15, 2021, the Board approved the transfer of this license and subsequently approved an extension of the time frame for settlement through February 21, 2022. A request for an additional 30-day extension has been submitted as negotiations with the landlord for the property, financial due diligence, and lien placement to effectuate same are now in the final stages. Motion was made and seconded to extend the time frame for settlement through March 31, 2022; the vote was unanimous.

2) B & S, L.L.C. T/A Looney's Pub North – Outside Event Application

The outside event application that was presented for Looney's Pub North to be used on March 12, 13, 17 and 18 was approved by the Board.

3) Salute, Inc. T/A Lib's Grill – Status Update

Lib's Grill has submitted a status update via Joseph F. Snee, Jr., advising that they are entering the construction phase and requested a building permit. Completion date for the project is unknown.

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

American Legion Post 128, Inc. T/A Bernard L. Tobin 128, 44 N. Parke Street, Aberdeen, has submitted a Supplemental Application to remove John Luque and add John W. Chilton, Commander. Robert Hanson, Finance Officer; and Dennis LaLiberte, Historian, remain on the license. Motion was made and seconded to approve the application; the vote was unanimous.

5) Bush River Yacht Club, Inc. T/A Bush River Yacht Club – Supplemental Application (POSTPONED)

This was postponed and will be rescheduled.

6) Tidewater Grille, Inc. T/A Tidewater Grille – Request to Release License from Escrow

This license was previously placed in escrow at license holder's request as the restaurant had closed due to COVID. Mr. Shapot has requested that the license be released from escrow as of March 7 so that he can place orders for alcohol delivery prior to reopening the restaurant to the public on March 15. Motion was made and seconded to release this license from escrow; the vote was unanimous.

7) Valleybrook Country Club, L.L.C. T/A Valleybrook Country Club – Summer Season

Valleybrook Country Club has submitted notice that they will open for the summer on May 28, 2022, and will remain open through September 5. Depending on weather, they will also be open September 10, 17, and 24.

PER DIEM BEER & WINE LICENSES TO BE APPROVED BY THE BOARD

1) Knights of Columbus Council #11372 – St. Patrick's Day Dance – 03/12

Issued to	Steven Herpel and John Walsh
On Behalf of	Knights of Columbus Council #11372
Type of Event	St. Patrick's Day Dance
Date(s) of Event	3/12/2022
Location Description & Address	St. Francis de Sales parish hall 1450 Abingdon Road, Abingdon
Outside Event?	No
Rain Date	N/A

Motion was made and seconded to approve the application; the vote was unanimous.

2) St. Mark Church – Men's Oyster Night – 03/19

Issued to	Juanita Cain and Julie Tomko
On Behalf of	St. Mark Catholic Church
Type of Event	Men's Oyster Night
Date(s) of Event	03/19/2022
Location Description & Address	St. Mark Church auditorium 2407 Laurel Brook Road, Fallston
Outside Event?	No
Rain Date	N/A

Motion was made and seconded to approve the application; the vote was unanimous.

PER DIEM BEER, WINE & LIQUOR LICENSES TO BE APPROVED BY THE BOARD

1) Aberdeen Chamber of Commerce – 11th Annual Taste of Cheer – 04/01

Issued to	Vickie Horne and Sandy Osborn
On Behalf of	Aberdeen Chamber of Commerce
Type of Event	Wine, beer and bourbon tasting
Date(s) of Event	04/01/2022
Location Description & Address	Leidos Field at Ripken Stadium 873 Long Drive, Aberdeen
Outside Event?	No
Rain Date	N/A

Motion was made and seconded to approve the application; the vote was unanimous

STAFF REPORT / PUBLIC COMMENT / BOARD COMMENT

There were no comments.

EXECUTIVE SESSION

Motion was made and seconded to convene to executive session to discuss with counsel employee matters; the vote was unanimous. Four applicants for the General Manager position were selected for a telephone interview; a list of questions will be developed to ask each applicant; Vice Chair Majewski and Commissioner Merchant will each interview two applicants. Motion was made and seconded to move back into public session; the vote was unanimous.

There being no further business, motion was made and duly seconded to adjourn the meeting; the vote was unanimous.

Minutes from the Harford County Liquor Control Board Meeting on February 23, 2022, have been reviewed and approved by the following:

Walter A. Tilley III, Chair

Frederic L. Merchant, Commissioner

Paul J. Majewski, II, Vice Chair

James E. Welch, Commissioner

Susan Burdette, Commissioner