

MINUTES OF THE ALCOHOLIC BEVERAGE CONTROL BOARD

October 10, 2018

On the 10th day of October, 2018, the ABC Board did convene at Little Rock, Arkansas for its regular monthly meeting and in attendance were Jamie Anderson, acting Chairman, Mr. Steve Smith, Mr. Thomas P. Powell, Jr., Mrs. Pam DePriest, and Powell McKinney, special appointee.

The Board accepted the Director's Decisions, Private Clubs, Violation Resume, Warning Letters and Inactive Status Letters. Mr. Steve Smith motioned to approve all mentioned matters. Mrs. Pam DePriest seconded the motion. The Motion passed with a vote of 5-0.

The Board considered Sharon Eaves, The Duck Blind, Inc. at 1325 North St. Louis Street, Batesville, Private Club – Change of Manager; Refused September 13, 2018; Mayor objected - Mayor Withdrew Objection. Present and providing testimony in support of this application were Mrs. Sharon Eaves - Managing Agent for the business, Mr. Waymon Long, President and Bradley Cooper, 2nd Vice on the Board of Directors. No one was present in opposition of this application. After considering all testimony in the case, Mr. Thomas Powell moved to overturn the director's decision and approve Mrs. Eaves application as managing agent for The Duck Blind, Inc. Mrs. Pam DePreist seconded the motion. The motion passed with a vote of 5-0.

The Board considered Mrs. Angela Y. Speaks, Big Brother's, 240 Phillips Road 349, Poplar Grove Beer On Premises; Request to Lift Restrictions for Hours of Operation and Allowing Patrons Under 35 to Enter the Business. Present and offering testimony were Mrs. Angela Speaks and her husband Mr. Eric Speaks. Also present and providing testimony opposing the lift of restrictions was Agent Shelby Clark, ABC Enforcement. After considering all facts and statements made by all parties, Mr. Steve Smith made a motion to lift the restrictions that were self-imposed by the permittee, and placing conditions to the permit. Motion was seconded by Mrs. Pam DePreist. The motion passed with a vote of 5-0.

The Board consider the application of Mr. James M. Smith, Cabot 8 VIP Cinema, Inc., 100 Cinema Blvd., Cabot, Private Club – New; Refused September 13, 2018. Mr. James Smith was present in support of this application, represented by attorney Steve Morley. Testimony and exhibits were entered into evidence. Also providing support and testimony were Mr. John Spillane and Robert Parsons, Assistant Police Chief, City of Judsonia. Present in opposition providing testimony against the issuance of a new private club permit was Mr. Doug Hatcher, Mr. Nick Whitaker and Mr. Doyle Tullos. Also offering testimony was Shelby Clark, ABC Enforcement Agent. After hearing all testimony and facts of the case, Mr. Steve Smith motioned to overturn the Director's Decision and approve the private club permit. Mr. Thomas Powell seconded the motion. The motion passed with a vote of 5-0.

The Board considered the appeal of Merci Polydore, Joe's Italian Restaurant & Sports Bar, 211 SE Walton Blvd., Suite 100 Bentonville – Restaurant Mixed Drink; Revocation Order September 12, 2018. Present and offering testimony in support of this appeal was Mr. Gregory Polydore, Mrs. Merci Polydore, and Mr. Nestor Correa. Also present in opposition and providing testimony and exhibits as evidence to this appeal to the ABC Board were Officers Kyle Putnam and Andrew Burger of the Bentonville Police Department. Also offering testimony was Agent Robert Bacile with ABC Enforcement Division. Deanna Ray, ABC Staff Attorney, and Director Mary Robin Casteel were also present and offered statements about facts of this case. After hearing all facts, testimony and exhibits entered into evidence, Mr. Thomas Powell made a motion to revoke the permit for cause. Mrs. Pam DePreist seconded the motion. The motion passed with a vote of 5-0.

There being no further business the meeting was adjourned.

The next meeting of the Alcoholic Beverage Control Board is scheduled for November 14th, 2018.

JAMIE ANDERSON, CHAIRPERSON

MARY ROBIN CASTEEL, DIRECTOR