

ALCOHOL CONTROL COMMISSION

Monday, August 15, 2022

The Alcohol Control Commission met at 5:00 p.m. this date in the City Commission Chambers of City Hall, 601 Broad Street. Monica Sheppard, Chair, was present along with John Kendrick, Harold Morgan, Steve Van Meter, Billy Cooper and Commissioner Beeman. Also present were Rome Police Major Paul Webber and Assistant City Attorney Stephen Moseley.

Minutes – July 18, 2022

The minutes of the July 18, 2022, meeting, as submitted in writing by the Secretary, were approved by unanimous consent.

Game of Throws, 241 Broad St.

The application of Jeffery Burke, owner and manager of Game of Throws, 241 Broad St., was presented. Mr. Burke requested that a new Beer and Wine Pouring License be issued to him at this location.

Mr. Burke explained that 241 Broad St. is currently under renovation, and he plans to open his Game of Throws business at this site. He described Game of Throws as a venue that offers ax throwing along with a small kitchen, arcade games and a family atmosphere. Mr. Burke currently operates Game of Throws in Cartersville, GA and Rome Ax Throwing, 110 E. 8th Ave. (no alcohol). Burke stated he plans to be open Wednesday through Sunday with closing times no later than 11:00 p.m.

Mr. Burke further explained that he plans on having approximately 4 employees and they will be trained in the service of alcohol by himself with the aid of the TIPS online program. Mr. Burke has had no infractions at his Cartersville location regarding the service of alcohol.

Mr. Kendrick moved to approve the Beer and Wine Pouring License request as submitted, subject to all final license inspections and approvals by the appropriate City Officials. Mr. Cooper seconded, and the vote was unanimously in favor.

Alcohol Sales Permit Appeal – Heather Shedd

Ms. Heather Shedd was present regarding her appeal for a City of Rome Alcohol Sales Permit. Ms. Shedd has been convicted of a felony and under the provisions of the Rome Alcohol Ordinance, would not be eligible for an alcohol sales permit for 3 years from the date of the felony conviction. Ms. Shedd was convicted earlier this year of violating Georgia's Control Substance Act and the use of a communication facility in the commission of a felony involving controlled substances.

Ms. Shedd explained that she is currently participating in the Floyd County Drug Court Program and her activity is closely monitored as part of her participation. She is tested on a very regular basis for drugs and all her tests have been negative. Ms. Shedd further stated that she has been employed at Longhorn Restaurant and would like to be a server at Longhorn, and as such, would need a City of Rome Alcohol Sales Permit. Ms. Shedd presented a letter from the Drug Court stating there was no objections to her working in this capacity at Longhorn.

Since this is Commission Beeman's first experience with an alcohol sales permit appeal, it was explained that the ACC occasionally reviews these types of appeals and determines if the permit should be issued.

After further discussion by the ACC members and Ms. Shedd regarding her particular circumstances, Mr. Kendrick moved to approve the issuance of the City of Rome Alcohol Sales Permit with the restriction that it be limited to her employment at Longhorn Restaurant. If Ms. Shedd seeks employment at another alcohol pouring establishment in the future, she is to seek approval from the Alcohol Control Commission. Mr. Van Meter seconded the motion, and the vote was unanimously in favor.

License Hearing – Peaches, 325 Broad St.

Secretary Smith announced that a license hearing has been scheduled for today's ACC regarding a large fight that occurred at Peaches, 325 Broad St., during the early morning hours of Saturday, July 30th.

Assistant City Attorney Stephen Mosely administered the oath of office to Ms. Shaw and the Rome Police Officers who plan to testify during this hearing.

Rome Police Officer PFC. Michael Bridges summarized the involvement by the Police Department at Peaches on the morning of July 30th. Officer Bridges reviewed the police report submitted following the incident (attached). He described arriving at Peaches along with other officers to address a large fight that had been reported. Officer Bridges stated that one individual, Mr. Tiquan Ticristan Barrett, was identified as having a firearm. Officers approached Mr. Barrett, he alluded them momentarily and placed his handgun in the bed of a pickup truck. Mr. Barrett later fought with Police Officers but was ultimately arrested and charged with disorderly conduct, felony obstruction of an officer, possession of a firearm by a convicted felon and possession of a firearm during the commission of a felony. Rome Police Officer Coleman White also testified regarding the incident stating there were approximately 10 officers on scene and that the officers had issues with some members of the Peaches crowd confronting the officers as they attempted to arrest Mr. Barrett. He stated that there were approximately 50 patrons in front of Peaches and there was no indication of any real security personnel from Peaches present. He also stated that one of the persons involved in the fight inside Peaches was badly injured.

Owner and operator of Peaches, Ms. Stephanie Shaw addressed the ACC and stated that this was the worst fight she has ever seen. She stated she was in the kitchen at Peaches when the fight had begun. There was one security guard present that night who was also performing other duties and had little chance of intervening in this fight which involved several persons. Ms. Shaw went on to state that there were approximately 50 persons in attendance at Peaches celebrating a birthday. This party was not planned, and Ms. Shaw stated she had no indication that this large group would be at her establishment that night or she would have employed more security personnel. She further stated that one individual had allegedly touched several females inappropriately and that led to the beginning of the fight. That person who allegedly touched a female was badly beaten and injured during the brawl. She further stated that some of her regular customers tried to intervene but were also drawn into the fight and assaulted by the "birthday crowd".

Mr. Barrett also displayed a firearm during the brawl and Ms. Shaw stated that he pointed that weapon at her and other persons in the establishment. Ms. Shaw further stated that in addition to the one security guard, there were approximately 5 other employees on duty that evening.

Rome Police Sargent Andy Rast also spoke and stated that he was told that the person who was badly beaten had inappropriately touched the sister of Mr. Barrett. He also stated that the security guard on duty at Peaches was not dressed as a security guard and was not identified as a security guard.

Major Webber reminded the ACC members, that the Chief of the Rome Police Department is authorized to determine the number of, and level of training for, security guards at alcohol establishments that provide entertainment. Ms. Shaw stated that she had in the past employed off duty officers to work the front door of her establishment. Off duty City Police Officers can work the front door of alcohol establishments, however they are not to work inside the establishment unless they are addressing an issue that has developed inside the establishment requiring their involvement (such as a fight or other observed violation). Mr. Webber also discussed a report indicating the number of persons arrested in the downtown area. He stated that of the 10 arrests in 2022, 8 of which have been associated with Peaches. In 2021, 15 of the 27 arrests were associated with Peaches. Establishments with entertainment with large crowds are encouraged to contact the Police Department when their in-house security personnel observe violations.

The ACC members acknowledged that Ms. Shaw should be working closely with the Rome Police Chief to develop an appropriate plan for her security needs and to adhere to that plan after it is developed. The ACC members also realize the very dangerous nature of the fight that occurred on July 30th, realizing that more serious injuries could have occurred.

Ms. Shaw stated that since the July 30th incident, there have been more Police on the street near her establishment and citations have been issued for violations such as customers leaving her sidewalk café area with beer bottles. There was further discussion among the ACC members and staff regarding penalty options that are available. Secretary Smith explained that the ACC has the ability to recommend that the alcohol and or entertainment license be suspended for a period of time. The ACC members also have the authority to recommend that a monetary penalty be imposed (up to a maximum of \$2,000). Suspension or monetary penalties must be approved by the Rome City Commission.

Mr. Cooper moved to instruct Ms. Shaw to meet with the Rome Police Chief to develop a written plan regarding her security requirements at Peaches. This plan should address regular operations and also evenings when Ms. Shaw has live performers which typically draw a larger crowd. Once this written plan is developed, Ms. Shaw is to closely adhere to this plan with the Rome Police Department's continued oversight. Mr. Cooper also recommended to the City Commission that the alcohol and entertainment license be suspended at Peaches for a 2-week period. Mr. Van Meter seconded the motion, and the vote was unanimously in favor. This suspension recommendation will be presented for City Commission review and action on August 22, 2022. Ms. Shaw was informed that while an additional hearing will not be held before the City Commission, she is invited to attend and will be allowed to make comments to the City Commission.

Police Report

Rome Police Major Paul Webber presented the police report for the previous month. In addition to the incident discussed during tonight's hearing, Major Webber referenced two additional arrests that occurred in the area of Peaches.

April Tanner – Underage Drinking

Ms. April Tanner was present and addressed the City Commission regarding underage drinking. Ms. Tanner specifically referenced an event that occurred in January 2021 which a serious accident happened on US 101 in the southern part of Floyd County. There was an accusation that the driver and other occupants of that vehicle had been drinking at Peaches, 325 Broad St., earlier in the evening. These persons were all under the age of 21.


Ms. Tanner stated that underage alcohol sales and consumptions are a regular occurrence at Peaches.

Her son was very seriously injured as a result of this accident and is paralyzed and requires constant care. Apparently, this incident is still under investigation by the Police and the ACC and City staff are not aware of any citations that have been issued to Peaches as a result of this automobile accident.

Ms. Tanner was told that she could appear before the City Commission and make comments regarding this topic if she chooses.

Adjourn

With there being no further business, Chair Sheppard adjourned the meeting at 6:45 p.m.


Joseph F. Smith
City Clerk



Rome Police Department

www.romefloyd.com



Case 2205653RPD

Printed on August 3, 2022

Status Approved
Report Type Incident Report
Primary Officer ANDY RAST
Investigator None
Reported At 07/30/22 01:15
Incident Date 07/30/22 01:15
Incident Code 10 : FIGHT
Location 325 BROAD ST, ROME, GA 30161 (PEACHES/BREWHOUSE)
Zone CITY
Beat S4A
Court None
Ereferral County None

Disposition Cleared by Arrest
Disposition Date/Time 07/30/22 02:16
Review for Gang Activity None

Asst Officers

R25 - BRIDGES, MICHAEL

Offense Information

Offense DISORDERLY CONDUCT
Statute 16-11-39
NIBRS Code 90C - Disorderly Conduct
Counts 1
Offense Details Cleared by Arrest
Include In NIBRS Yes
Completed Yes
Bias Motivation None (no bias)
Location Bar/Nightclub
Entry Forced No

Offense Obstruction of an Officer- Felony
Statute 16-10-24(B)
NIBRS Code 90Z - All Other Offenses
Counts 2
Offense Details Cleared by Arrest
Include In NIBRS Yes
Completed Yes
Bias Motivation None (no bias)
Location Bar/Nightclub
Entry Forced No

Offense Possession of firearm by convicted felon
Statute 16-11-131
NIBRS Code 520 - Weapon Law Violations
Counts 1
Offense Details Cleared by Arrest
Include In NIBRS Yes
Completed Yes
Bias Motivation None (no bias)

Location Bar/Nightclub
Entry Forced No
Criminal Activities Possessing/Concealing
Forces Used Handgun

Offense POSSESSION OF FIREARM OR KNIFE DURING COMMISSION OF OR ATTEMPT TO COMMIT CERTAIN FELONIES
Statute 16-11-106
NIBRS Code 90Z - All Other Offenses
Counts 1
Offense Details Cleared by Arrest
Include In NIBRS Yes
Completed Yes
Bias Motivation None (no bias)
Location Bar/Nightclub
Entry Forced No

Arrestee

BARRETT, TIQUAN TICRISTAN

Male, DOB 6/2/97
424 DECATUR ST NW
ROME, GA 30165
(706) 936-3505 Home
(706)236-2178 Home
(706) 506-2898 Cell
(706)314-9442 Cell
(706) 528-2727 Contact Number

16-11-39 - DISORDERLY CONDUCT - Cleared by Arrest
16-11-131 - Possession of firearm by convicted felon -
Cleared by Arrest
16-11-106 - POSSESSION OF FIREARM OR KNIFE
DURING COMMISSION OF OR ATTEMPT TO COMMIT
CERTAIN FELONIES - Cleared by Arrest
16-10-24(B) - Obstruction of an Officer- Felony - 2 counts
- Cleared by Arrest

Offender

BARRETT, TIQUAN TICRISTAN

Male, DOB 6/2/97
424 DECATUR ST NW
ROME, GA 30165
(706) 936-3505 Home
(706)236-2178 Home
(706) 506-2898 Cell
(706)314-9442 Cell
(706) 528-2727 Contact Number

16-11-131 - Possession of firearm by convicted felon -
Cleared by Arrest
16-11-106 - POSSESSION OF FIREARM OR KNIFE
DURING COMMISSION OF OR ATTEMPT TO COMMIT
CERTAIN FELONIES - Cleared by Arrest
16-10-24(B) - Obstruction of an Officer- Felony - 2 counts
- Cleared by Arrest
16-11-39 - DISORDERLY CONDUCT - Cleared by Arrest

Primary Narrative By ANDY RAST, 07/30/22 02:59

SGT Rast; Narrative

On 07/30/2022 at approximately 0115hrs, I responded to Peaches located at 325 Broad St. Dispatch had advised the whole bar was fighting. I was the first officer on scene and observed a black male with severe facial injuries. I advised dispatch that EMS needed to be on standby. I also asked for multiple units to respond because there was a large crowd and multiple fights and arguments happening on the sidewalk. As I attempted to walk into the bar to clear people out, I saw a black male being aggressive towards others at the doorway. I pulled the male away from the crowd and ordered him to leave. At the same time, dispatch was advising that a male had a gun. I missed the description of the male and asked dispatch to advise it again. Dispatch provided the description of a Black male wearing white shorts and a red shirt. I saw a male matching the description, the only male matching that description, attempting to cross Broad St. I approached the male and ordered him to stop and I was able to identify him as one of the Barrett/Daniel brothers but was not sure which one. The male refused to stop and ran behind a parked pickup truck on the opposite side of the roadway. At this time I believed the male to be armed and possibly taking a position of cover to assault me. I drew my department issued pistol and began to chase him around the truck. As I circled to the front of the truck the male, later

identified as Tiquan Barrett, was at the bed of the truck on the driver side. I heard something heavy hit the inside of the bed of the truck and Mr. Barrett ran back across the street toward the crowd in front of Peaches. Officer Bridges grabbed Mr. Barrett around the waist and attempted to remove him from the crowd when Mr. Barrett attempted to pull away and strike at Officer Bridges. At this time, I had returned my pistol to its holster and drew my department issued taser. Officer Bridges was still struggling with Mr. Barrett. I gave multiple warnings of "Taser, Taser, Taser" and deployed one cartridge at Mr. Barrett's lower abdomen. One probe hit him on the lower left abdomen and the second probe struck him in his groin. Mr. Barrett reacted appropriately to the taser deployment and I handcuffed him behind his back without further incident. After he was arrested, the crowd became irate and approached myself and Officer Bridges. I pushed multiple unidentified subjects away from us and then pointed my taser in their direction as they continued to approach us. Officer Bridges and I sat Mr. Barrett up and, as the crowd dispersed, I returned to the truck that Mr. Barrett had run around and located a Taurus G2C 9mm pistol in the bed of the truck. I also noted that the pistol was still mostly dry with only a few raindrops on it and it had been raining heavily for most of the night. I asked Officer Drew, who had arrived on scene, to watch the truck until I could recover the pistol. I then returned to Officer Bridges and we searched Mr. Barrett for any weapons or contraband. We found none and he requested that his loose cash be given to his brother, Therain Daniel, who was on scene. Mr Barrett was then placed in the back seat of my patrol car and I later transported him to Floyd County Jail and later Floyd Medical Center where he was admitted for an extremely high heart rate.

I will be taking arrest warrants against Mr. Barrett for his offenses.

After everything had calmed down, I attempted to get any witness statements. No one I spoke to could advise exactly what had happened inside the bar that started the fight. I left to transport Mr. Barrett to the jail while other officers remained on scene to investigate the initial incident.

DVR 179 was not activated during this incident
BWC SP5 was activated once I got out of my vehicle at the scene.

No further information is available at the time of this report.

-Sgt Rast

Supporting/Supplemental Narrative By MICHAEL BRIDGES, 07/30/22 02:2 **PFC Bridges; Supplemental Narrative**

On Saturday, July 30th, 2022 at approximately 1:15am, dispatch notified Rome police units of a fight at Peaches located at 325 Broad St, Rome, Ga 30161. I began heading that way since I was close and as I pulled on scene at the location, dispatch advised that there was a black male wearing a red shirt with a gun.

Other officers and I located the black male with the red shirt walking across Broad St. He was told to stop by one of the officers and he began running away from the officers. I began running toward the male and observed him run around a truck. I noticed that when he approached the driver side of the truck near the bed, he tossed something into the bed of the truck. As he tossed the item into the bed of the truck, I heard a noise as if something was dropped into the bed of the truck. The male then continued to run back toward Peaches.

I was able to stop the male by walking up behind him and wrapping my arms around him like a bear hug. I began asking the male where the gun was, but he told me, "what gun." At that point the male then turned around and shoved me. Unfortunately, due to the rainy weather and wet sidewalk, I lost my footing and fell onto the sidewalk. After I got back up onto my feet, the male began screaming at me and then swung his right hand toward me as if he was going to punch me.

Sgt. Rast #024 with the Rome police department was on scene with me when the male attempted to punch me. Sgt. Rast saw the punch and immediately grabbed the male. While I was attempting the keep people away and back from the scene, I noticed the male actively fighting with Sgt. Rast by resisting. I then was able to grab the male again but this time, I used my body weight and slung him to the ground. The male continued to resist arrest and officer's commands, so Sgt. Rast used his department issued taser and deployed it on the male. The taser worked properly and we were able to safely place handcuffs on the male.

The male was then escorted to Sgt. Rast's patrol vehicle and placed in the backseat. Another officer located a pistol in the bed of the truck that the male ran around. I recovered the pistol and handed it to Sgt. Rast.

Sgt. Rast then transported to the male to Floyd County jail while the rest of us began shutting down the party.

The male was later identified as Tiquan Barrett.

See Sgt. Rast initial report for further information.

2205653RPD

DVR197

BWC25

Supporting/Supplemental Narrative By ANTHONY BANKS, 07/30/22 03:07
PFC Banks; Supplemental Narrative

SATURDAY MORNING WHILE ASSISTING SGT RAST WITH A BAR FIGHT AT PEACHES, WE WERE ADVISED THAT A BLACK MALE IN A RED SHIRT LATER IDENTIFIED AS MR. BARRETT HAD A FIREARM. SGT RAST OBSERVED MR. BARRETT WALKING ACROSS THE STREET SO WE STARTED WALKING TOWARD HIM. SGT RAST GAVE VERBAL COMMANDS TO MR. BARRETT WHO THEN STARTED TO FLEE ON FOOT. AS SGT RAST BEGAN TO CHASE I NOTICED MR. BARRETT CIRCLING AROUND A TRUCK. AS HE CAME INTO MY VIEW I NOTICED A FIREARM IN HIS LEFT HAND. I THEN DREW MY SERVICE SIDEARM AND START TO GIVE COMMANDS, I OBSERVE THE MALE DROP THE FIREARM IN THE BACK OF A BLACK PICKUP TRUCK AN RUN BACK TO PEACHES I HOLSTERED MY SIDEARM AND BEGAN TO GIVE CHASE. ONCE IN THE CROWD THE MALE TURNED TOWARD ME IN A FIGHTING POSTER. I THEN DREW MY TASER 7 BUT DID NOT POINT IT. BY THAT TIME OTHER OFFICERS CAME AND GRABBED MR. BARRETT. DUE TO THE CROWD GETTING ROWDY I THEN STARTED TO FOCUS MY ATTENTION TO KEEPING THE CROWD OFF THE OFFICERS WHO WAS DEALING WITH MR. BARRETT.

-PFC BANKS

Supporting/Supplemental Narrative By COLEMAN WHITE, 07/30/22 05:24

AT APPROXIMATELY 0116 HOURS ON SATURDAY JULY 30, 2022 I RESPONDED TO 325 BROAD STREET (PEACHES) TO ASSIST OFFICERS WHO WERE OUT WITH A LARGE FIGHT. UPON ARRIVAL I ASSISTED WITH CROWD CONTROL AND A COUPLE TIMES HAD TO PUSH PEOPLE BACK TO KEEP THEM OFF OF OFFICERS WHO WERE ATTEMPTING TO AFFECT AN ARREST.