



License Commission, Room 118  
Phone: 978-374-2312 Fax: 978-373-8490  
cityclerk@cityofhaverhill.com

The Haverhill License Commission held a **Meeting on Thursday September 3 at 6:00 p.m. Room 202, City Hall.**

*Attendees: Chairman Edwards, and Commissioner Carter, Commission Sewell  
Clerk Linda Koutoulas*

**1. PLEDGE OF ALLEGIANCE**

**2. APPROVAL OF THE MINUTES:**

**A. APPROVAL OF MINUTES OF AUGUST 21 2020 – REMOTE  
MOTION TO APPROVE**

**3. CONTINUED BUSINESS**

**4. MISCELLANEOUS APPLICATIONS/REQUESTS**

**5. ONE DAY APPLICATIONS**

**6. ENTERTAINMENT APPLICATIONS**

**7. COMMON VICTUALLER APPLICATIONS**

**8. OUTDOOR DINING APPLICATIONS**

**9. ALCOHOL/ABCC APPLICATIONS**

**a. ANRUSH LLC DBA BRADFORD LIQUORS  
91 SOUTH MAIN ST  
DHARMESH DAVE, MANAGER  
CHANGE OF OWNERSHIP INTEREST**

Dharmesh Dave, Manager, appeared for Bradford Liquors. One partner leaving LLC and 2 joining. Motion to approve change of ownership interest by Commissioner Carter, Seconded by Commissioner Sewell. No public comment. Vote unanimous yes.

**10. MOTOR VEHICLE APPLICATIONS**

**11. CARRY IN LICENSE APPLICATIONS**

## **12. ITEM FOR DISCUSSION**

### **13. SHOW CAUSE HEARING**

#### **a. DREAM TEAM AUTO**

**100 WHITE ST**

**VALENTINE KONG, MANAGER**

*USE OF LICENSE IN OTHER COMMUNITY AND CONSUMER COMPLAINT*

Atty Ted Beauparlant appeared for Dream Team.

Sgt. Kevin Lynch appeared for the HPD. Sgt Lynch started with history of issues with Dream Team starting in 2019 with him receiving call from RI state police about Dream team and their sales practices. In June, he received a call from woman who had purchased a vehicle from Dream Team and was having difficulty registering vehicle because of title impropriety. He spoke with Dream team and was told they did not sell the vehicle. It appears someone else was using the license. This happened a few more times. Dream Team has not been responsive to providing information to police. Sgt Lynch also noted that Dream Team has had in excess of the 9 cars they are allowed to have on their premises at least 3 times.

Atty Beauparlant stated there was an issue with client receiving mail which is why he did not appear for last meeting. Terrence Guy was using Dream Team license surreptitiously. Remedy is to apply for new LLC and tax ID.

Comm. Sewell was going to suggest that DT hire an attorney, which he has done.

Comm. Carter is concerned that Sgt Lynch has asked for information from Mr Kong who said he would be forthcoming with it and has not. Sgt Lynch needs to make repeated contact with Mr Kong.

Atty Beauparlant stated Mr Kong did not know Mr Guy personally. States he believes perhaps disgruntled employee released this number.

Sgt Lynch stated Mr Kong is also not recording information in his logbook properly.

Comm, Carter is concerned that Mr Kong does not follow through with Police requests and feels it's a disrespect issue.

Commissioner Sewall wants to give them a pass.

Chairman Edwards explained that Mr Kong needs to bring his salesbook into Clerk's office for copying first Monday of every month. He also explained that Mr Kong needs to keep in touch with Police when there are issues for his own good as well as for the City.

Motion made by Commissioner Sewell to reinstate license and Mr Kong must bring in salesbook to clerk's office 1<sup>st</sup> Monday of every month. Motion seconded by Commissioner Carter.

No comment by public, vote unanimous yes.

#### **B. CHINA KING BUFFET**

**755 MAIN ST**

**YUNYAN JIANG, MANAGER**

*INCIDENT ON AUGUST 23 2020*

YunYan Jiang, owner/manager, appeared for China King Buffet.

Capt Robert Pistone appeared for Haverhill Police Department. He also appeared with Officer Dondero and Officer Titus. Police were dispatched to China King on Aug 23<sup>rd</sup> at 7:55PM with report of intoxicated male. Officer DeCarvalho and officer Fogarty also were on the scene. Officer Titus spoke with Bartender Cindy He. She said customer ordered 2 scorpion bowls for one person but only drank first one. Customer stumbled coming to bar to pay for drinks, and fell off chair, etc. Officer Dondero said customer told him he had 3 beers before going to China King and doesn't remember how many drinks he had at China King.

YunYan Jiang appeared. She stated Cindy He was her partner. This is not reflected on the license.

Chairman Edwards explained that in order to have Cindy as her partner, she needs to make application and come before the Commission. YunYan says they are both trained in TIPS and that they were not aware he had been drinking and that he was a regular customer. Commissioner Carter asked if Scorpion Bowl was

strong drink which YunYan said yes. She asked if he had eaten but YunYan said he did not eat. Commissioner Carter asked why he was allowed to order 2<sup>nd</sup> drink and YunYan said they did not know he was drunk. Commission Sewell asked how long customer was in the bar – she said ½ hour. Commissioner Sewell does not remember her being before the commission before. YunYan says she had one case before for serving underage maybe 5 years ago.

Chairman Edwards stated she is in violation of 2 rules. First is that under COVID 19 regs, customers must order food when having a drink. This did not happen and why this is a violation. Second violation is that they served an intoxicated person which they should have learned through TIPS.

Commissioner Sewell made motion that no action be taken and put them on 6 month probation. If something happens in the 6 months, then the commission will bring this matter up again. Commissioner Carter stated that things are weird now and people are acting differently and that managers need to keep their eyes open to customers who have too much to drink. Commissioner Carter seconded motion.

Chairman Edwards reminded her of the COVID rules. He said he would not vote for Commissioner Sewell's motion. Captain Pistone stated that the HPD is sending police officers out on compliance checks to make sure businesses are following the COVID rules. No further public comment. Vote 2 yeas 1 nay.

#### **14. COMMUNICATIONS**

#### **15. PUBLIC PARTICIPATION**

#### **16. OTHER BUSINESS**

Russell Littlefield of RG's Pub appeared for his business along with Irene Fisher. they are asking about renewals and if there is something that can be done with for license fees. He explained all the various required fees and wants to see if the Commission and do something for them. They have been closed since March.

Chairman Edwards said there is nothing that can be done about state rules at local level, but maybe the Mayor can do something for them. Chairman Edwards said they should contact 311 and should work with the health department. Also told they need to advocate to the Governor's office regarding the regulations that are hurting their business.

#### **17. ADJOURN**

MOTION TO ADJOURN MADE BY COMMISSIONER SEWELL TO ADJOURN SECONDED BY COMMISSIONER CARTER AT 7:07PM.