



# DeKalb County Government

Manuel J. Maloof Center  
1300 Commerce Drive  
Decatur, Georgia 30030

## Agenda Item

File ID: 2018-2390

Substitute

7/24/2018

Public Hearing: YES  NO

Department: Voter Registration & Elections

**SUBJECT:**

Commission District(s): All Districts

Senate Bill 17 ("Brunch Bill")

Information Contact: Erica Hamilton

Phone Number: 404-298-4040

**PURPOSE:**

To consider a resolution authorizing a special election referendum to allow the qualified voters of DeKalb County to decide whether to authorize the governing authority to allow the sale of alcoholic beverages for consumption on premises beginning at 11:00 a.m. on Sundays by holding a special election referendum on November 6, 2018.

**NEED/IMPACT:**

On May 8, 2018, Governor Deal signed into law Senate Bill 17 ("Brunch Bill"), which provides that counties and municipalities may allow the sale of alcoholic beverages for on premises consumption beginning at 11:00 a.m. on Sunday, but only if approved by qualified voters in a special election referendum. The special election referendum may be placed on the same ballot as the November 6, 2018 general election.

**FISCAL IMPACT:**

No additional fiscal impact.

**RECOMMENDATION:**

Staff recommends approving a resolution authorizing the qualified voters of DeKalb County to decide whether to authorize the governing authority to allow the sale of alcoholic beverages for consumption on premises beginning at 11:00 a.m. on Sundays by holding a special election referendum on November 6, 2018, and to authorize the DeKalb County Board of Registrations and Elections to issue the calls for such election.

**RESOLUTION**

**A RESOLUTION OF THE GOVERNING AUTHORITY OF DEKALB COUNTY, GEORGIA TO AUTHORIZE A REFERENDUM ELECTION ALLOWING THE QUALIFIED VOTERS OF DEKALB COUNTY TO DETERMINE WHETHER TO AUTHORIZE THE GOVERNING AUTHORITY TO ALLOW THE SALE OF ALCOHOLIC BEVERAGES FOR CONSUMPTION ON PREMISES BEGINNING AT 11:00 A.M. ON SUNDAYS**

**WHEREAS**, the DeKalb County Code of Ordinances allows the sale of alcoholic beverages for consumption on the premises beginning at 12:30 p.m. on Sundays; and

**WHEREAS**, on May 8, 2018, Governor Nathan Deal signed into law Senate Bill 17, which authorizes local jurisdictions to allow the sale of alcoholic beverages for consumption on the premises beginning at 11:00 a.m. on Sundays if approved by voters in a special election referendum; and

**WHEREAS**, it is in the best interests of the health, safety, and welfare of the citizens of DeKalb County to allow the qualified voters of DeKalb County to consider the matters set forth in this Resolution; and

**WHEREAS**, the DeKalb County governing authority seeks to allow the qualified voters of DeKalb County to vote on this special election question on the same ballot at the November 6, 2018 general election;

**NOW THEREFORE BE IT RESOLVED** that the Governing Authority of DeKalb County hereby authorizes the DeKalb County election superintendent to hold the special election referendum on November 6, 2018; to place the special election referendum on the same ballot as the November 6, 2018 general election; to issue the appropriate calls to ensure compliance with Senate Bill 17 and O.C.G.A. § 21-2-540; to advertise the purpose and the date of the election once of week for two weeks immediately prior to the election; and to take other such actions as necessary to ensure compliance with this Resolution.

**BE IT FURTHER RESOLVED** that the ballot to be used in said election shall have written or printed thereon the words:

- YES    Shall the governing authority of DeKalb County be authorized to permit and regulate Sunday sales of distilled spirits or alcoholic beverages for  
 NO      beverage purposes by the drink from 11:00 A.M. to 12:30 P.M.?"

**BE IT FURTHER RESOLVED** that if the special election referendum is approved by the requisite number of qualified voters, the DeKalb County governing authority shall amend the

July 16, 2018

DeKalb County Code of Ordinances to permit the sale of alcoholic beverages for consumption on the premises beginning at 11:00 a.m. on Sundays.

**ADOPTED** by the DeKalb County Board of Commissioners, this \_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
**JEFF RADER**  
Presiding Officer  
Board of Commissioners  
DeKalb County, Georgia

**APPROVED** by the Chief Executive Officer, this \_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
**MICHAEL THURMOND**  
Chief Executive Officer  
DeKalb County, Georgia

**ATTEST:**

\_\_\_\_\_  
**BARBARA SANDERS-NORWOOD, CCC**  
Clerk of Chief Executive Officer and  
County Commission  
DeKalb County, Georgia

**APPROVED AS TO FORM:**

\_\_\_\_\_  
**VIVIANE ERNSTES**  
Interim County Attorney