

**RESOLUTION PROVIDING FOR REFERENDUM
ON THE 2020 PRIMARY ELECTION BALLOT FOR
CALHOUN COUNTY REGARDING SUNDAY ALCOHOL SALES
AS AUTHORIZED BY ACT NO. 2019-100**

WHEREAS, during its 2019 Regular Session, the Alabama Legislature enacted Act No. 2019-100, authorizing the county commission of a wet County, by Resolution or Referendum, to permit and regulate the sale of alcoholic beverages on Sundays after the hour of two o'clock a.m., for on-premises or off-premises consumption, or both, as determined by the county commission or as specified in the referendum, by retail licensees of the Alcoholic Beverage Control Board; and

WHEREAS, Act. No. 2019-100 authorizes the county commission, by resolution, to require a referendum to be held to determine whether Sunday sales of alcohol shall be permitted within the unincorporated areas of the County; and

WHEREAS, Act. No. 2019-100 provides upon passage of a resolution by the county commission, the County shall hold the referendum and if a majority of the voters voting thereon vote in favor of the question, then the sale of alcoholic beverages shall be permitted and regulated as specified in the referendum; and

WHEREAS, the Calhoun County Commission desires to support the promotion of economic development and tourism in Calhoun County; and

WHEREAS, the Calhoun County Commission believes that the issue as to whether or not to allow sales of alcoholic beverages for both on-premises and off-premises consumption outside the corporate limits of any municipality and within the unincorporated areas of Calhoun County, Alabama, on Sundays after the hour of two o'clock a.m. should be left up to the will of the people by referendum as authorized in Act. No. 2019-100;

NOW, THEREFORE BE IT RESOLVED BY THE CALHOUN COUNTY COMMISSION that the Probate Judge of Calhoun County is hereby authorized and directed to cause Notice of the Referendum to be published as required by law and posted at the Calhoun County Courthouse.

BE IT FURTHER RESOLVED that the Probate Judge of Calhoun County is hereby authorized and directed to cause to be placed on the ballot in the Primary election to be held on March 3, 2020, the following question:

Do you favor the legal sale of alcoholic beverages by retail licensees of the Alcoholic Beverage Control Board for both on-premises and off-premises consumption, for the areas outside the corporate limits of any municipality and within the unincorporated areas of Calhoun County, Alabama on Sundays after the hour of two o'clock a.m. as permitted under Act 2019-100?

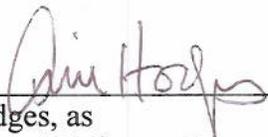
- Yes
- No

BE IT FURTHER RESOLVED that if a majority of the voters voting in Calhoun County's Primary election to be held on March 3, 2020 vote in favor of the question, then the sale of alcoholic beverages shall be permitted for both, on-premises and off-premises consumption, for areas outside the corporate limits of any municipality and within the unincorporated areas of Calhoun County, Alabama on Sundays after the hour of two o'clock a.m. as permitted, regulated and specified in the Referendum, this Resolution, Act. No. 2019-100, and other applicable laws.

Following the reading of the foregoing Resolution, Commissioner Henderson moved that the foregoing resolution be adopted. Commissioner Hess seconded the motion for its adoption. The Chairman put the question to a vote and the result was as follows:

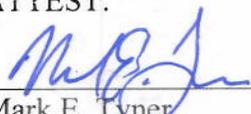
Chairman Tim Hodges District 2	Voted: <u>Yea</u>
Commissioner Fred Wilson District 1	Voted: <u>Yea</u>
Commissioner J.D. Hess District 4	Voted: <u>Yea</u>
Commissioner Henderson District 3	Voted: <u>Yea</u>
Commissioner Patterson District 5	Voted: <u>Not Present</u>

The motion having received the affirmative vote of all members present, the Chairman declared the motion carried and the resolution adopted, this the 24th day of October, 2019.



Tim Hodges, as
Chairman of Calhoun County Commission

ATTEST:



Mark E. Tyner
Administrator/Treasurer

(SEAL)