

**MINUTES OF THE
OAK RIDGE BEER BOARD**
Regular Meeting

Training Room – Municipal Building
February 11, 2013
12:00 noon

PRESENT: Barton Bailey, Colin Colverson, Theresa Scott, Debra Solmonson, Randy Tedford and Wendy Williams

ABSENT: Pedro Otaduy (gave prior notice to Secretary Bailey)

ALSO
PRESENT: Tammy Dunn, Senior Staff Attorney
Alan Massengill, Deputy Police Chief

AUDIENCE
MEMBERS: Michael Foster, Allies for Substance Abuse Prevention
Nancy Zamora, SPIRITS Program

ATTENDANCE

Chairman Tedford called the meeting to order at 12:00 noon. All members were present except Mr. Otaduy, who contacted Secretary Bailey prior to the meeting to state he would be absent.

APPROVAL OF MINUTES

Chairman Tedford moved, seconded by Ms. Scott, to approve the January 14, 2013 regular meeting minutes and the February 4, 2013 special meeting minutes and the motion carried unanimously. Ms. Williams stated she was unable to hear all of comments at the January meeting due to people speaking over each other and the quick back-and-forth exchanges. Ms. Scott acknowledged this was a problem and Chairman Tedford stated he would try to prevent that from happening in the future.

APPLICATIONS FOR NEW BEER PERMITS AND THEIR ASSOCIATED MANAGER APPROVALS

(None)

NEW MANAGER APPROVAL APPLICATIONS

Christina Slater
Red Lobster #0702
359 S. Illinois Avenue

Ms. Slater was present to discuss her manager application. The Board discussed Ms. Slater's prior employment history with beer sales. Ms. Slater was asked to ensure that future managers of Red Lobster complete the application process before the board within the timeframes required. Ms. Slater was reminded of the responsibility to "patrol" the parking lot and of the ability to call the police when needed. Ms. Williams inquired about the training process for employees and Ms. Slater stated all employees are trained through the Alcoholic Beverage Commission (ABC) and through Red Lobster's

in-house training. She stated all bartenders, servers, and service assistants receive this training. Chairman Tedford moved, seconded by Secretary Bailey, to approve the application and the motion carried unanimously.

NEW / OLD BUSINESS

SPIRITS Program

Ms. Nancy Zamora requested time during this meeting to make a brief presentation on the SPIRITS Program. Informational materials were given to members at the January 14, 2013 meeting as part of the agenda packet and Ms. Zamora passed out additional information to the members at the meeting. Ms. Zamora gave the history of the program (which program is also available in Spanish) and the responsible vendor law. Ms. Zamora also explained requirements on the program as part of the SAVE Act regarding citizenship. The Board thanked Ms. Zamora for her presentation.

New Beer Permit Application and Manager Approval Forms

Secretary Bailey moved, seconded by Mr. Colverson, to approve the proposed application forms and the motion carried unanimously.

Privilege Tax Payments Update

Ms. Dunn reported that as of February 11, 2013, the Oak Ridge Revitalization Effort is the only active beer permit holder to have not paid the required annual privilege tax payment. Attempts to contact Oak Ridge Revitalization Effort by mail and telephone have been unsuccessful. As required by City Code §8-708(2), a certified letter was sent on January 31, 2013 to Oak Ridge Revitalization Effort giving an additional ten (10) days to pay from receipt of the certified letter. To date, the certified mail receipt card has not been returned by the postal service.

Chairman Tedford moved, seconded by Ms. Scott, to hold a show cause hearing immediately after the next regular meeting (March 11, 2013) for the Oak Ridge Revitalization Effort to show cause why action should not be taken against the beer permit for failure to pay the privilege tax and the motion carried unanimously.

Atomic Elks

Chief Massengill reported that the Police Department will be following up on a recent report that there is activity at the Atomic Elks. The Police Department will check to make sure beer and/or alcohol is not being served or sold without the proper permit or license.

Lincoln's Sports Grille

Chief Massengill reported on a disturbance and large crowd at Lincoln's Sports Grille on Saturday evening (February 9, 2013). Chief Massengill reported the occupancy limit appeared to be exceeded and when police arrived, patrons were standing on tables recording fights that were taking place. The call came from a cell phone, so it is unknown whether the establishment called police. Chief Massengill stated the police and a manager closed the establishment that evening. At least one arrest was made that evening for public intoxication. Chief Massengill stated he had spoken with Fire Chief Kerley about the occupancy limit.

Secretary Bailey moved, seconded by Ms. Scott, to hold a show cause hearing immediately after the next regular meeting (March 11, 2013) for Lincoln's Sports Grille to show cause why action should not be taken against the beer permit due to the activity over the weekend and for Lincoln's to bring their video footage from that evening, and the motion carried by a vote of 5-to-0. Mr. Colverson abstained from the vote.

ADJOURNMENT

The meeting adjourned at 12:45 p.m. upon motion of Chairman Tedford, second by Ms. Scott, and unanimous approval.

Respectfully submitted,

Barton Bailey, Secretary