

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

Central Services Complex Multipurpose Room
Tuesday, November 10, 2020
5:15p.m.

PRESENT: Chairwoman Wende Doolittle, Vice-Chair Danny Whitson, Secretary Tribby Kelly, Mark Cantrell, David Vudragovich, Rodney Nelson, David Mosby

ABSENT:

ALSO PRESENT: Brittany Burger, Administrative Assistant for Oak Ridge Police Department; Lt. Kelly, Oak Ridge Police Department

AUDIENCE
MEMBERS:

ROLL CALL

Chairwoman Doolittle called the meeting to order at 5:17 p.m. All members were present.

APPROVAL OF MINUTES

Postponed until the next meeting. Mr. Whitson motioned, second Mr. Cantrell. Motion carried unanimously.

APPLICATIONS FOR NEW BEER PERMITS

United Way of Anderson County (Application - Class F, On/Off-Premises Consumption)

Naomi Asher, Owner
Janessa Abernathy, Manager
728 Emory Valley Road Oak Ridge, TN 37830

This will be the first time a non-profit to have this permit. Please note that United Way is applying for a permanent permit. Captain Kelly would like it to be noted that if The Beer Board so chooses to approve their permit that it is under best advisement that United Way is still in need of updating the board 30 days in advance of any event they will be hosting. To include, date, time, location, and best practices. It is also advised that United Way paying a \$250 application fee essentially covers 10 normally held "special events" that they would normally apply for. This also holds them accountable for a \$100 annual tax privilege payment which would mean they would need to exceed 4 special events a year for us to be "losing money" on this approval. There is a request to have a 30-day notice for any event.

Prior to approval, Jenessa Abernathy and Naomi Asher will need to be present to obtain the permit. They will attend next months meeting.

Mr. Whitson motioned, second Mr. Vudragovich. Motion carried.

NEW MANAGER APPROVAL APPLICATOINS

Oak Ridge Country Club – Replacement Manager

150 Gum Hollow Rd. Oak Ridge, TN 37830

Lindy Marie Colwell

Lindy Marie Colwell failed to appear after being notified in October that her appearance at the monthly meeting would be required in order to approve her as the new acting manager for the Oak Ridge Country Club. Mrs. Colwell explained the daily business practices. They are currently headed into their slow season. On average they have 8 employees that serve. There are also beer carts during the summer months. Mr. Nelson expressed concern of the Oak Ridge Country Club complying with the requirements of a Manger Application. Mr. Cantrell explained the process; Within 30 days a new application must be submitted. It is requested that an additional manager have an application on file. Mrs. Colwell will return to the next meeting with the notarized application.

Approval will not be provided until required documents are obtained.

Loyal Order of the Moose – Replacement Manager

103 N. Jefferson Circle Oak Ridge, TN 37830

Rebecca Jane Aloisi

Please be advised that Rebecca Jane Aloisi has been charged and was found guilty for a DUI in February of 2005. Mrs. Aloisi has received ABC training. The board expressed the importance of following the law and properly IDing individuals. The importance of monitoring the parking lot in addition to the inside of the premise. Mr. Vudragovich urged Mrs. Aloisi to contact ASAP of Anderson for materials. Mr. Whitson motioned, second Mr. Vudragovich. Motion carried.

NEW / OLD BUSINESS –

Fraternal Order of Eagles:

Discussion of event that took place on July 4th.

Present: Barbie Parman, Rufus Shepherd and Anita Porter

Lt. Kelly explained the incident that occurred. On July 4th, 2020, an individual was found unconscious at a traffic light. When questioned, the individual stated they had been at the FOE. The BAL was .197. Mrs. Doolittle asked what the plan of action is for not over serving. The individuals stated there is a plan in place to ensure that over serving does not happen. They know most of the members and that helps with knowing the limits of individuals as well. They assist members with arranging transportation when they are intoxicated. No action is needed at this time based on the discussion this evening.

Back to Brewski's:

2 incidents to report – manager or owner has been requested to attend this month's meeting in order to speak on the events.

Mr. Crossno was present and explained the businesses side of the incidents. He explained that the business maintains an internal log of incidents in order to prevent disorderly conduct and disturbances. The business has security cameras, onsite security and posted signs regarding loitering. The business will give individual a 90-day probation or even expulsion from the premises. Mr. Crossno believes the incidents may have been due to a new and inexperienced employee. He continues to work with her and is considering moving her to days to ensure her abilities for the evening shift. Mr. Crossno does not believe the incidents were due to overserving and does not believe they were intoxicated. The DUI in question is an individual stated they had come from Brewski's. No further action required at this time.

Crafter's Brew:

Discussion of event that took place on September 5th.

Mrs. Keever was present to explain the incident. Keith Davis was the manager onsite at the time of the incident. The individuals left the premise around 10:00pm on September 5th. Mr. Davis assumed the individuals were walking home due to living so close and this being a typical act for them. The individuals were assumed to have returned to business to retrieve their car. At this time a hit and run occurred in the parking lot. The BAL of the driver was .178. Mr. Keever explains he has seasoned staff and several of their customers are regulars. Mr. Keever stated that he takes overserving and the safety of his customers and public seriously. The staff will assist patrons' home if needed. Mr. Keever expressed he will ensure this type of incident is prevented in the future. No further action needed at this time.

Applebee's:

If Applebee attends this meeting, this will be to address the incident on August 28th. It is also under advisement that we schedule a Show Cause Hearing for the incident that occurred in February involving the endangerment and assault to a police officer.

Andy Keck and Jeff Luengen were present for the Informal discussion regarding concerns. All incidents were discussed. Mr. Keck stated, based on their internal investigation, the individuals were not overserved by Applebee's staff. The individual was served one drink during their time at the restaurant. He also questions the other incidents that have been reported on. He stated they have minimal turnover and Mr. Luengen is one of their stronger and most experienced managers. All staff have been retrained and have signed an acknowledgement letter of the training and requirements. Mr. Keck questioned why they were not made aware of all the incidents reported on the business. They requested that Mr. Luengen be notified in order to address the situation immediately. They have made a staff change of a longtime employee/server and feel this may prevent any future incidents. They do not monitor the parking lot due to the corporate policy and safety of their staff. They have installed a new light fixture in the rear of the business. There are no security cameras in or outside of the business. The only camera is for the To Go order parking spots. Again, this is corporate policy. The board made Mr. Luengen and Mr. Keck aware that any additional incidents will result in a Show Cause hearing.

Discuss Location of Meeting for Remainder of 2020 to Allow for Social Distancing and to Properly Follow CDC Guidelines (Normal Meeting Schedule is First Tuesday of Each Month in Municipal Building Training Room at 5:15pm). Future meetings at the Central Services Complex will accommodate the police department. Lt. Kelly needs to be at required staff meetings and the Beer Board recent date change has prevented him from attending. The members were in support of moving the location and day in order to accommodate the police department. The new meeting location, day and time will be, the first Wednesday of the month at 5:00pm at the Central Services Complex Multipurpose Room. Mr. Whitson motioned, second Mr. Vudragovich. Motion carried.

Final discussions:

There was discussion on the process of updating the annual renewal. Is this conducted by the city, how and what time of year? This will be addressed at the next meeting.

Mr. Nelson had concern with the outcome of Applebee's meeting. Mr. Nelson is unhappy that a Show Cause Hearing did not occur. Mrs. Doolittle explained the Oak Ridge City Manager and Oak Ridge Police Department Chief were not in support of holding a Show Cause Hearing for Applebee's. Mrs. Burger stated that Ms. Dunn in the Oak Ridge Legal Department explained the process to her and that it was not her understanding that the City Manager and Police Chief were not against a hearing. Mrs. Burger will obtain more information from the Ms. Dunn for the next meeting. Mr. Mosby requested that Applebee's present a new plan/procedure and present to the board, at a minimum. Further discussions will occur during the next scheduled meeting.

ADJOURNMENT

There being no other business to come before the Board, Mr. Nelson motioned, second Mr. Whitson, to adjourn the meeting at 7:57p.m. and the motion carried unanimously.

Respectfully submitted,

Secretary