

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

Municipal Building Training Room – Room 104
Monday, July 14, 2014
12:00 noon

PRESENT: Secretary Bailey, Darren Osborne, Theresa Scott, Debra Solmonson, and Wendy Williams

ABSENT: Chairman Randy Tedford and Colin Colverson

ALSO PRESENT: Tammy Dunn, Senior Staff Attorney / Staff Liaison to Board
Alan Massengill, Deputy Chief of Police

AUDIENCE MEMBERS: Stacey Pratt, Allies for Substance Abuse Prevention

ROLL CALL/ATTENDANCE

In the absence of the Chairman, Ms. Dunn called the meeting to order at 12:00 noon. All members were present except Chairman Tedford and Mr. Colverson, both of whom gave prior notice to the Legal Department of their absence from the meeting.

ACTING CHAIRPERSON

Secretary Bailey offered to preside over the meeting in the Chairman's absence, which was seconded by Ms. Scott and approved by unanimous consent.

APPROVAL OF MINUTES

Ms. Williams moved, seconded by Mr. Osborne, to approve the minutes of the June 9, 2014 regular meeting and the motion carried unanimously.

APPLICATIONS FOR NEW BEER PERMITS AND THEIR ASSOCIATED MANAGER APPROVALS

Application #1502

Free Medical Clinic of Oak Ridge
Fundraising Event – August 16, 2014 5pm – 11pm
Tonya Vargas, Supervisor of Beer Sales
327 Vermont Avenue – St. Mary's Parish Life Center
Class E Permit

Acting Chairman Bailey moved to combine the discussion of Applications #1502 and #1504, which was seconded by Ms. Scott, and the motion carried unanimously.

Tonya Vargas, Barbara Ferrell, and Manderlay Swain were present to discuss the special event beer permit applications for Free Medical Clinic of Oak Ridge. Dr. Vargas stated the process used in the past at St. Mary's will be used for the August event. Deputy Chief Massengill stated there have been no problems in the past. Ms. Ferrell stated the September event will be in a designated, roped off area and knowledgeable bartenders will be used. IDs will be checked.

The Board reminded the applicants of the responsibility to make sure no one hands off beer to an underage person. Mr. Osborne inquired about bands, and Ms. Ferrell stated they would be using stamps instead. Mr. Osborne moved, seconded by Ms. Scott, to approve the applications and the motion carried unanimously.

Application #1503

Trinity Outreach Center of Hope (TORCH)
Beer Tasting – September 12, 2014 7pm – 11pm
Zabrina Minor, Supervisor of Beer Sales
Grove Center – High Places Community Church Building
Class E Permit

Zabrina Minor and Melissa Friedrich were present to discuss the special event beer permit application. Ms. Minor stated the event will be held inside High Places Church and patrons must be twenty-one or up to attend. Patrons will be ID'd twice and will be banded. The tasting event will only allow a 3 oz pour per drink and all "pourers" will be given information on what to look out for regarding intoxication and cab numbers will be available if needed. Food will also be provided. Deputy Chief Massengill stated it sounded like good organization for the event. The Board reminded Ms. Minor to watch for people leaving with beer and to call 911 when needed.

Acting Chairman Bailey moved, seconded by Ms. Scott, to approve the beer permit application and the motion carried unanimously.

Application #1504

Free Medical Clinic of Oak Ridge
Taste of Oak Ridge – September 20, 2014 4:30pm – 10pm
Barbara Ferrell, Supervisor of Beer Sales
809 Oak Ridge Turnpike – Unitarian Universalist Church Parking Lot
Class E Permit

Approved during the discussion of Application #1502. See above minutes.

NEW MANAGER APPROVAL APPLICATIONS

Lori Brown

Replacement Manager
Rocky Top #903
1190 Oak Ridge Turnpike

Ms. Brown was present to discuss her application. Ms. Brown explained the training process for new hires (an approximate three-day initial training with at least one day training with Ms. Brown, as well as training with the company through Diane Pearson within 60 days of hire). Ms. Brown also mentioned mystery shoppers are used to make sure sales do not occur to underage persons and the Board and Ms. Dunn reminded Ms. Brown that there are state law provisions that must be followed when underage purchasers are used to attempt to buy beer as part of a compliance check. Ms. Brown stated they are looking to improve the blind spot at this location through the addition of eight new cameras.

Ms. Solmonson moved, seconded by Mr. Osborne, to approve the manager application and the motion carried unanimously.

Victoria Renee Ballard
Replacement Manager
Lincoln's Sports Grille
119 S. Illinois Avenue

Ms. Ballard was present to discuss her application. Ms. Ballard stated she is one of a three-member management team with Sarah Keenan and Adam Johnson. Ms. Ballard explained her past work at Outback and how employees were retrained monthly and corporate tested employees for following the rules regarding beer sales. Ms. Ballard stated at Lincoln's they only hire employees who are already ABC certified and they conduct weekly training to refresh employees. Ms. Ballard also stated they use Serve Safe and TIIPS, and employees are reminded before each shift about the rules. Ms. Ballard stated they push food with alcohol sales and employees know they can refuse service and are required to notify management if an underage person attempts to buy alcohol.

Ms. Ballard was asked if she was manager when an employee sold beer to a minor on June 9, 2014. Ms. Ballard stated she was not working that night but the server was new, was suspended for 72 hours, was required to be recertified by the ABC. A concern was raised regarding Ms. Ballard's young age to manage the business, but Ms. Ballard stated she was tougher than she looked.

Ms. Ballard was reminded about the parking lot responsibilities. Acting Chairman Bailey moved, seconded by Mr. Osborne to approve the manager application and the motion carried by a vote of 4 to 1 with Ms. Solmonson voting against.

NEW / OLD BUSINESS

A. Reports from Oak Ridge Police Department (if any)

None. Deputy Chief Massengill stated he would obtain information on a recent issue at Puerto Cancun but did not have anything with him at the meeting on this establishment

B. Results of Tennessee Alcoholic Beverage Commission's Recent Minor Compliance Check

Legal Department Memorandum 14-25 set forth in the information provided by Special Agent Derrick Dalton regarding the June minor compliance check. Five businesses sold beer to an underage purchaser as part of this compliance check – Lincoln's Sports Grille, Moose Lodge, The New China Palace, Outback, and Riverside Grille. Ms. Dunn provided a status report that Riverside paid a \$1500 penalty to the TABC and took a one week suspension of the liquor license. All other businesses were pending before the TABC. Ms. Dunn also reported that some servers had their day in court in General Sessions and others were still pending.

Acting Chairperson Bailey moved, seconded by Ms. Solmonson, to schedule show cause hearings for all five businesses and the motion carried unanimously.

Ms. Scott moved for a special meeting to further discuss the specifics of the compliance check, but this motion died for lack of second. Ms. Dunn did state she would request detailed information from Special Agent Derrick Dalton and would forward the information when received. Dates/times for the show cause hearings remain pending.

ADJOURNMENT

The meeting adjourned at 12:50 p.m. upon unanimous approval after motion by Acting Chairman Bailey seconded by Mr. Osborne.

Respectfully submitted,

Barton Bailey, Secretary
(Signature on official document in City Clerk's Office)