

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

Municipal Building Training Room – Room 104
Monday, August 11, 2014
12:00 noon

PRESENT: Chairman Randy Tedford, Secretary Bailey, Colin Colverson, Darren Osborne, Theresa Scott, Debra Solmonson, and Wendy Williams

ABSENT: None

ALSO PRESENT: Tammy Dunn, Senior Staff Attorney / Staff Liaison to Board
Matt Tedford, Lieutenant Oak Ridge Police Department

AUDIENCE MEMBERS: Michael Foster, Allies for Substance Abuse Prevention
Steven Phillips, Vice-Chair of the Anderson County Beer Board

ROLL CALL/ATTENDANCE

Chairman Tedford called the meeting to order at 12:00 noon. All members were present.

APPROVAL OF MINUTES

Secretary Bailey moved, seconded by Ms. Scott, to approve the minutes of the July 14, 2014 regular meeting and the motion carried 5-0 with Mr. Colverson and Chairman Tedford abstaining from the vote due to their absence from that meeting.

APPLICATIONS FOR NEW BEER PERMITS AND THEIR ASSOCIATED MANAGER APPROVALS

Application #1505
Red Lobster Restaurants LLC
dba Red Lobster #0702
359 S. Illinois Avenue
Class C Permit

Ms. Jeanie Cox, manager, was present to discuss the beer permit application due to a change in ownership for Red Lobster. The Board commended Red Lobster on the information provided with the beer permit application. Having no issues with this establishment and no questions, Mr. Colverson moved, seconded by Secretary Bailey, to approve the beer permit and the motion carried unanimously.

NEW MANAGER APPROVAL APPLICATIONS

None

NEW / OLD BUSINESS

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

Ian's Market #32, 12 Arkansas Avenue

Lt. Matt Tedford, Oak Ridge Police Department, reported on a recent incident at Ian's Market #32. Lt. Tedford reported a driver was arrested on July 30, 2014 at approximately 2:43 pm for intoxication due to a call that originated from a citizen. During the traffic stop, the officer observed the driver had in his possession an unopened 12-pack of beer. In response to the officer's question, the driver stated he purchased the beer immediately prior to the traffic stop from Ian's Market on Arkansas Avenue. The driver described the cashier to the officer. The officer went to Ian's Market #32 and, through conversations with staff, the officer determined the cashier was Akbar Abdul Rahman. The Board noted Mr. Rahman is the board-approved manager for this establishment.

Per Lt. Tedford, the officer is trained in field sobriety and stated in the arrest report that any reasonable person could assume the driver was intoxicated at the time of the purchase of beer at Ian's Market. The driver was arrested for DUI and has a pending court case in General Sessions Court.

Ms. Scott moved, seconded by Chairman Tedford, to hold a show cause hearing for Ian's Market for selling beer to an intoxicated patron. The motion carried 6-0 with Mr. Colverson abstaining from the vote.

Puerto Cancun

Mr. Osborne inquired about recent activity at Puerto Cancun and Lt. Tedford stated he had no knowledge of any activity at this location.

B. Pending Show Cause Hearings

With the item discussed above under Section A, the Board now has eight (8) pending show cause hearings. For clarity, the pending cases are listed below in alphabetical order along with the date of the meeting when the show cause was originally voted upon:

- Aubrey's – DUI and Public Intoxication Arrests (Two Separate Incidents) – See Minutes of April 14, 2014 Meeting
- Back to Brewski's – DUI Arrest – See Minutes of April 14, 2014 Meeting
- Ian's Market #32 – Sale of Beer to Intoxicated Patron – See Minutes of August 11, 2014 Meeting
- Lincoln's Sports Grille – Sale of Beer/Alcohol to a Minor (Did Check Minor's ID) – See Minutes of July 14, 2014 Meeting
- Moose Lodge – Sale of Beer/Alcohol to a Minor (Did Check Minor's ID) – See Minutes of July 14, 2014 Meeting
- New China Palace – Sale of Beer/Alcohol to a Minor (Did not Check Minor's ID) – See Minutes of July 14, 2014 Meeting

- Outback Steakhouse – Sale of Beer/Alcohol to a Minor (Did Check Minor's ID) – See Minutes of July 14, 2014 Meeting
- Riverside Grille – Sale of Beer/Alcohol to a Minor (Did not Check Minor's ID) – See Minutes of July 14, 2014 Meeting

After some discussion, the Board decided to schedule show cause hearings for some of the businesses, with the remaining show cause hearings to be discussed at the September meeting and a date set for those hearings at that time. The Board discussed the logistics of the hearings, decided to hold them at 6pm in the evening and in the Courtroom. Availability of officers/witnesses, room location, and court reporters, as well as timing for legal notices and notification to the business owners was discussed.

Mr. Colverson moved, seconded by Chairman Tedford, to schedule show cause hearings for Aubrey's, Back to Brewski's, and Ian's Market #32 at the best available time (on the same date) with a preference for scheduling it on Tuesday, September 16, 2014 at 6pm in the Courtroom, and the motion carried unanimously.

Secretary Bailey moved, seconded by Ms. Scott, to schedule show cause hearings for Moose and Lincoln's at the best available time (on the same date) with a preference for scheduling it on Thursday, August 28, 2014 at 6pm in the Courtroom, and the motion carried unanimously.

C. Miscellaneous

1. The Board rescheduled the October meeting due to the Columbus Day holiday from October 13, 2014 to October 6, 2014 upon motion of Chairman Tedford seconded by Mr. Colverson. The motion passed 6-1, with Mr. Osborne voting against.
2. Michael Foster, ASAP, gave handouts to the Board regarding statistics on sales of beer to minors in the area. Upon motion of Chairman Tedford, seconded by Secretary Bailey, the Board decided to discuss this item at the October meeting. The motion carried unanimously.
3. Stephen Phillips, Vice-Chair of Anderson County Beer Board, and Mr. Foster briefly mentioned a resolution recently developed by the Underage Task Force that was passed by Anderson County Commission. Mr. Foster stated he would send a signed copy to Ms. Dunn for the Board's consideration.
4. Ms. Solmonson reported to the Board she would be absent from the September 8, 2014 meeting.
5. Mr. Osborne reported to the Board he would be absent from the October 6, 2014 meeting.

ADJOURNMENT

The meeting adjourned at 12:50 p.m. upon unanimous approval after motion by Secretary Bailey seconded by Mr. Colverson.

Respectfully submitted,

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