

APPROVED

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

Municipal Building Training Room – Room 104
Wednesday, September 7, 2016
5:15 p.m.

PRESENT: Chairman Barton Bailey, Wende Doolittle, David Mosby, Theresa Scott, Debra Solmonson, and Danny Whitson

ABSENT: Secretary Darren Osborne

ALSO PRESENT: Tammy Dunn, Senior Staff Attorney / Staff Liaison to Board
Laura Edmonds, Administrative Specialist

AUDIENCE MEMBERS: Stacey Pratt with Allies for Substance Abuse Prevention

ROLL CALL

Chairman Bailey called the meeting to order at 5:17 p.m. All members were present except Secretary Darren Osborne.

APPROVAL OF MINUTES

Ms. Solmonson moved, seconded by Ms. Scott, to approve the minutes of the August 3, 2016 regular meeting and the motion passed unanimously.

APPLICATIONS FOR NEW BEER PERMITS AND ASSOCIATED MANAGER APPROVALS

Puerto Cancun Mexican Grill (Application #1547 – Class C, On-Premises Consumption)
Ricardo Magana-Ramirez, Owner/Manager
299 Oak Ridge Turnpike

Mr. Magana-Ramirez was present to discuss the application. The Board went over the ID policy, surveillance, parking lot responsibilities, and overserving. Having had no problems with the application, Ms. Solmonson moved, seconded by Ms. Scott, to approve the beer permit and manager applications and the motion carried unanimously.

APPLICATIONS FOR NEW MANAGER APPROVALS

None

NEW BUSINESS/OLD BUSINESS

Buffalo Mountain Grille

Lin Phillips, Owner and Manager of Buffalo Mountain Grill, met with the Board at the Board's request to discuss the recent minor compliance operation conducted by the Tennessee Alcoholic Beverage

Commission (TABC) where an employee of Buffalo Mountain Grille sold beer without checking ID. Mr. Phillips explained the circumstances stating that this was a long time server that made a mistake. A patron ordered an alcoholic beverage for a friend and the server did not ask for an ID before handing over the beverage. Mr. Phillips stated this employee did not make a calculation error but rather did not even ask for the patron's ID which was against their policy to ID all who appear under 30. Mr. Phillips stated the employee was not terminated and was informally retrained by a TIPS certified trainer. Mr. Phillips also stated the employee was given 100 hours of Community Service by the court. Mr. Phillips stated the employee was extremely embarrassed for causing the business to fail the TABC minor compliance check. The Board decided to take no further action as Mr. Phillips' explanations and subsequent actions were a sufficient response to the incident.

Chipotle

Tyler Mascia, Manager of Chipotle, met with the Board at the Board's request to discuss the recent minor compliance operation conducted by the TABC where two employees of Chipotle sold beer to a minor without checking ID on two separate occasions. Mr. Mascia explained the first incident occurred on April 26, 2016. The employee did in fact check the ID, but miscalculated the age. The second incident took place on July 21, 2016 when a Shift Leader did not ask the patron for an ID before serving an alcoholic beverage. Mr. Mascia also stated that the Shift Leader was on the phone during the transaction which is against policy. Mr. Mascia discussed that the restaurant was having other internal issues when the second incident took place while he was assigned to district management responsibilities. Both employees are still employed with Chipotle. Mr. Mascia explained that all workers are TIPS trained, however; infrequent beer sales have impacted the staff's experience in the rules and regulations in the selling of alcoholic beverages. Mr. Mascia stated the TABC imposed a two-week suspension on alcohol sales and Chipotle did not sell beer either during the suspension. Mr. Mascia adopted a new store policy to require the manager on duty to check an ID for beer sales in addition to the cashier checking the ID. Mr. Mascia was also not opposed to incorporating new regulations in the selling of beer when Chairman Bailey suggested authorizing only managers to approve beer sales.

The Board expressed several concerns with this being the second incident within a short period of time, though Chairman Bailey stated the Board has, in the past, given a two week suspension for similar incidents at another restaurant and Chipotle has already served a self-imposed two week suspension.

Ms. Scott moved, seconded by Ms. Solmonson, to table further discussion until the November 2, 2016 meeting to allow the court case against the second employee to be resolved. The motion also included a request that Mr. Mascia bring that employee to the November meeting. The motion passed unanimously.

Reports from Oak Ridge Police Department

None

ADJOURNMENT

There being no other business to come before the Board, Chairman Bailey moved, seconded by Mr. Mosby, to adjourn the meeting at 6:10 p.m. and the motion carried unanimously.

Respectfully submitted,

(Signature on Official Copy)
Secretary