

**MINUTES OF THE  
OAK RIDGE BEER BOARD**

APPROVED

Regular Meeting

Training Room – Municipal Building  
May 9, 2011  
12:00 noon

PRESENT: Barton Bailey, Gerald Cooksey, Carol Heck, Chuck Hope, Debra Solmonson, and Randy Tedford

ABSENT: Joe Valentino

ALSO

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

**ROLL CALL**

Chairman Tedford called the meeting to order at 12:00 noon.

**APPROVAL OF MINUTES**

Ms. Dunn stated Mr. Cooksey had brought to her attention an error in the minutes, where Mr. Rhodes's name was used instead of Mr. Renfro's name. Mr. Hope moved, seconded by Mr. Bailey, to amend the minutes to make this correction and the motion carried unanimously. Mr. Hope moved, seconded by Chairman Tedford, to approve the minutes of the April 11, 2011 meeting, as amended, and the motion carried unanimously.

**APPLICATIONS FOR NEW BEER PERMITS AND THEIR ASSOCIATED MANAGER APPROVALS**

Chairman Tedford moved, seconded by Mr. Bailey, to move the manager applications for Kroger, and Kenjo Market ahead of the permit applications for Throttle Down Bar & Grill and Atomic Elks Lodge #1301 for their convenience, and the motion carried unanimously.

Ms. Dunn stated the application would be submit to completed background checks and passing the life safety inspection completed by the Fire Department and the Code Enforcement Division of the Community Development Department.

**Application #1427**

**Outback Steakhouse #4326**

**Outback Steakhouse of Florida, LLC, Owner**

**Mark Hendrix, Manager**

**402 S. Illinois Avenue**

**Class "C" Permit**

Mr. Hendrix was present to discussion the beer permit application and his manager application. Due to

business ownership changes for the LLC, Outback submitted a new beer permit application to keep their beer permit in good standing. Mr. Hendrix has been the current approved Beer Board manager for this establishment.

Acting Police Chief Massengill was asked if there were any problems at this location and he stated there were none. Mr. Bailey moved, seconded by Mr. Hope, to approve the beer permit application and the manager application, and the motion carried unanimously.

**Application #1428**

**Jefferson Tavern**

**Lindsay Kristine Brenner, Owner**

**Linda Scott, Manager**

**102 Jefferson Terminal Road**

**Class "C" Permit**

Ms. Brenner and Ms. Scott were present to discuss the beer permit application and the manager application. Ms. Scott is the current owner/manager of Jefferson Tavern and is selling the business to Ms. Brenner. Ms. Scott will be staying on as manager during the transition.

Mr. Hope asked Ms. Brenner about her experience in beer sales, and she stated she has none. Ms. Scott stated she would be manager in order to help Ms. Brenner out. Mr. Hope suggested Ms. Brenner contact a local business, such as Rocky Top Markets, who has training opportunities for beer sales. Ms. Heck inquired about how many employees would be working and Ms. Scott stated it would be herself and Ms. Brenner, and that Ms. Brenner's parents would be helping out as well. Mr. Hope asked about the ID policy and Ms. Scott stated she IDs anyone who looks under 30. Mr. Hope asked whether their cash register prompted for the purchaser's date of birth and Ms. Scott said no. Mr. Hope reminded Ms. Scott and Ms. Brenner of their responsibilities both inside and outside the establishment.

Chairman Tedford reminded Ms. Brenner that she is not obligated to sell beer to anyone. Ms. Heck asked how long Ms. Scott would be working as manager and Ms. Scott stated she would be there through the end of this year. The Board reminded Ms. Brenner that she would need to submit a new manager application prior to Ms. Scott's departure.

Acting Police Chief Massengill was asked if there were any problems at this location and he stated there were none. Mr. Bailey reminded Ms. Scott and Ms. Brenner to call the police when needed. Chairman Tedford moved, seconded by Mr. Bailey, to approve the beer permit application and the manager application, and the motion carried unanimously.

**Application #1430**

**Jackson Square Bistro**

**James "Dee" Deatherage and Jennifer Deatherage, Owners/Manager**

**80 E. Tennessee Avenue**

**Class "C" Permit**

Mr. Deatherage was present to discuss his beer permit application and manager application. Jackson Square Bistro has an existing beer permit; however, ownership has changed which requires a new beer permit.

Mr. Hope inquired about their ID policy and Mr. Deatherage stated the servers ID everyone who makes a beer purchase. While the cash register does not prompt for a date of birth, Mr. Deatherage stated it is management's responsibility as well as the servers' responsibility to ask for ID. Ms. Solmonson asked about the patio and Mr. Deatherage stated patrons must go through the restaurant to enter the patio. Chairman Tedford asked how often the patio area is monitored and Mr. Deatherage stated it is monitored the same as the inside. Chairman Tedford also asked about training and Mr. Deatherage

stated they will go through TIPS training when applying for the liquor license.

For convenience to Mr. Deatherage, the Board also discussed his manager application for the Oak Ridge Revitalization Effort's (ORRE) beer permits. Mr. Deatherage stated he is familiar with how ORRE handled beer sales in the past and will continue those efforts. Ms. Dunn reminded Mr. Deatherage that two of ORRE's beer permits are for events held on City property, which require additional permission by the City for each event.

Mr. Hope moved, seconded by Mr. Bailey, to approve the beer permit application and Mr. Deatherage's manager application for Jackson Square Bistro and the motion carried unanimously. Mrs. Deatherage's manager application will be rescheduled for the June 13, 2011 meeting.

Chairman Tedford moved, seconded by Mr. Hope, to approve the manager application for ORRE events and the motion carried unanimously.

### **Application #1429**

#### **Throttle Down Bar & Grill**

**William Lawrence Renfro, Owner/Manager**

**259 Warehouse Road**

**Class "C" Permit**

Mr. Renfro was present to discuss his beer permit application and manager application. At the last meeting, an application for this same location under a different name was rescheduled the Board due to the owners and one manager failing to appear. Mr. Renfro has now requested an application as the owner and the sole manager.

Mr. Renfro stated he has leased a portion of the warehouse from Mr. Michael Rhodes; however, he could not produce a signed copy of a lease agreement evidencing permission from the property owner to operate a bar at this location. The Board asked Mr. Renfro for his drawing of the premises and Mr. Renfro stated he had photographs to show of the premises. Chairman Tedford asked for his proof that the security cameras are operational and recording, and Mr. Renfro showed a photograph of the monitors. Chairman Tedford stated this was not what the Board previously asked for and it was not sufficient since the Board wants to see evidence of a recent recording from the cameras. Again, the Board asked Mr. Renfro to hold up a current newspaper in front of the cameras and bring in that video footage.

There was some discussion with Mr. Renfro about certain areas of the warehouse being sealed off from his leased space. Again, the Board asked for a drawing of the premises showing the interior and exterior layout.

Chairman Tedford moved, seconded by Mr. Bailey, to postpone this application to the next regular meeting (June 13, 2011) to allow time for Mr. Renfro to obtain the requested information prior to the meeting and the motion carried unanimously. Chairman Tedford outlined the following items for Mr. Renfro to complete by the next meeting and asked Mr. Renfro to write them down:

Provide the City/Board with a signed copy of the lease agreement showing the space leased and for what purpose.

Provide a drawing of the premises showing inside and outside layout including parking spaces and entrances and exits.

Provide video evidence of the camera security system working by bringing in video footage showing Mr. Renfro holding a current newspaper as seen through the security cameras.

Passing the life safety inspection by the City.

**Application #1425**

**Gary C. Carter, Sr., Manager  
Atomic Elks Lodge #1301  
262 Wilberforce Avenue  
Class "D" Permit**

Mr. Carter was not present to discuss the beer permit application. Mr. Carter was not present last month for the application either. Mr. Bailey moved, seconded by Chairman Tedford and Mr. Hope, to deny the beer permit and manager applications and the motion carried unanimously.

**MANAGER APPROVAL APPLICATIONS**

Steve L. Scarbrough  
Kroger  
380 S. Illinois Avenue

Mr. Scarbrough was present to discuss his manager application. Mr. Scarbrough stated he had 3 years of experience at Kroger, but 37 years of experience in grocery stores. Acting Police Chief Massengill confirmed there have been no issues at this establishment. Ms. Heck asked if beer sales can occur through the express check-out lanes and Mr. Scarbrough stated they can, however, the attendant must enter the date of birth for the purchaser. He also stated the system will flag any repetition of a single date of birth. He stated they are required to ID all beer purchasers.

Mr. Bailey moved, seconded by Mr. Hope, to approve the manager application and the motion carried unanimously.

James "Dee" Deatherage  
Oak Ridge Revitalization Effort  
All Beer-Permitted Locations

Mr. Deatherage's application for ORRE events was approved earlier in the meeting. See above minutes.

Lorian Johnson  
Kenjo Market  
1395 Oak Ridge Turnpike

Ms. Johnson was present to discuss her manager application. Mr. Hope asked about her experience and training. Ms. Johnson stated she had been working at Kenjo for 6 months and has gone through extensive training. She also stated that their cash register does require a date of birth to be entered, and that they ID all beer purchasers. Chairman Tedford reminded her that no beer could be consumed on the premises. Acting Police Chief Massengill confirmed there have been no issues at this establishment.

Mr. Bailey moved, seconded by Chairman Tedford, to approve the manager application and the motion carried unanimously.

**NEW BUSINESS/OLD BUSINESS**

Ms. Dunn reported on the City Manager's "Not in Our Town" Campaign. Ms. Dunn stated the City Manager has an expectation of the Board to further this campaign by taking prompt, appropriate action against any beer-permitted establishment that subsequently has criminal activity on the premises.

## **ADJOURNMENT**

There being no other business before the Board the meeting was adjourned at 12:50 pm upon motion by Chairman Tedford, seconded by Mr. Bailey, and unanimous vote of all members.