

**MINUTES OF THE
OAK RIDGE BEER BOARD**

APPROVED

Regular Meeting

Training Room – Municipal Building
September 12, 2011
12:00 noon

PRESENT: Gerald Cooksey, Carol Heck, Debra Solmonson, and Randy Tedford

ABSENT: Barton Bailey and Joe Valentino

ALSO

PRESENT: JoAnn S. Oran, Legal Department Representative
Alan Massengill, Deputy Police Chief
Councilman Chuck Hope, Former Beer Board Member

ROLL CALL

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

Chairman Tedford recognized the presence of Councilman Hope, former Beer Board member. Councilman Hope spoke briefly to Board expressing his pleasure working with everyone the last several years as a member of the Board and pledging his support to the Board.

SECRETARY PRO TEM

In the absence of Mr. Bailey, Chairman Tedford moved, seconded by Ms. Solmonson, to elect Mr. Cooksey Secretary Pro Tem and the motion carried unanimously.

APPROVAL OF MINUTES

Mr. Cooksey moved, seconded by Ms. Solmonson, to approve the minutes of the July 11, 2011 meeting, and the motion carried unanimously.

APPLICATIONS FOR NEW BEER PERMIT/MANAGER APPROVALS

Chairman Tedford moved, seconded by Mr. Cooksey, to hear the beer permit applications and manager applications for each business at the same time and the motion carried unanimously.

Application No. 1433

Ridge Mart (Currently Mr. Zip – Phillips 66)
Anil Batra – Owner/Manager
1000 Oak Ridge Turnpike
Class “B” Permit

Mr. Batra was present to discuss his application. Chairman Tedford began the discussion by asking of Mr. Batra’s previous experience with selling beer. He inquired of his former business in New York and if he was familiar with Tennessee Driver’s Licenses. He informed Mr. Batra that his wholesale beer

distributor may have information and photos as to the Tennessee Driver's Licenses for identification purposes. The Board also informed Mr. Batra that Rocky Top Market Corporate Office is very helpful with training classes if he wished to contact them. Chairman Tedford urged Mr. Batra to use police resources and to call anytime he was concerned about a patron purchasing beer and that he would not be penalized for calling the police whenever he felt necessary. Mr. Batra was also informed by the Board that if he hired an assistant manager to cover for him when he was not there that the assistant manager could also make application to be approved by the Board. Security cameras for outside were strongly encouraged.

Having no further discussion, Ms. Solmonson moved, seconded by Ms. Heck, to approve the manager approval application and the beer permit application contingent on receiving the Life Safety Inspection approval and the motion carried unanimously.

Application No. 1434

St. Mary's Church (Fall Festival – October 14-15, 2011)
John A. Wheeler – Supervisor of Beer Sales
327 Vermont Avenue
Class "E" Permit

Mr. John Wheeler was present to discuss his application. As Chairman Tedford noted, Mr. Wheeler has been before the Board on numerous occasions on behalf of St. Mary's Church for special events. Mr. Wheeler was concerned with the new requirement for special events involving wrist bands for people purchasing beer at the event. The Board agreed that over several years St. Mary's has had Special Event Beer Permits and that they have never had any problems. On that note, Chairman Tedford moved, seconded by Ms. Heck, to approve the application and to waive the wrist band requirement for the Fall Festival Event and the motion carried unanimously.

Application No. 1435

Free Health Clinic of Oak Ridge
for Jackson Square Merchants' "Taste of Oak Ridge" – October 1, 2011)
Robert G. Bardorf – Supervisor of Beer Sales
Jackson Square
Class "E" Permit

Mr. Bob Bardorf was present representing the Jackson Square Merchants "Taste of Oak Ridge" event. He informed the Board that the date advertised and on the agenda had changed to an unknown date. Without a fixed date the Board was unable to hear or approve the application. Mr. Bardorf will attempt to get a new date and the application will be placed on an upcoming agenda with the correct date of the event.

Application No. 1437

Atomic Elks Lodge (Membership based Club)
Roger Tyrone Williamson – Manager
262 Wilberforce Avenue
Class "D" Permit

Mr. Williamson and Mr. Frederic Avery were present to discuss their application. Mr. Cooksey called the Board's attention to a couple of irregularities on the application form submitted for the Atomic Elks Lodge. The form was completed with Mr. Williamson's personal information instead of the Lodge information and the form was signed by Mr. Avery as financial officer. Chairman Tedford suggested that the application be postponed until someone in Legal Department could make a determination as what information should be included and who should sign on behalf of the Lodge. The Board extended their apologies to Mr. Williamson and Mr. Avery and asked them if they could come back for next month's meeting scheduled for October 10, 2011.

MANAGER APPROVAL APPLICATIONS

Joseph Fahy

Manager

Food City

1199 Oak Ridge Turnpike

Mr. Fahy was present to discuss his application. Chairman Tedford noted that Mr. Fahy had been manager at this location for approximately one year. Mr. Fahy was reminded that it is his and the store's responsibility to file an application for New Manager Approval in a timely manner, which is within 15 days after previous manager leaves. Chairman Tedford suggested that this requirement be posted for future reference. Deputy Chief Massengill stated that there have been no problems. The store has security cameras inside and out and the clerks seem to be diligent in checking identifications before selling beer. Chairman Tedford moved, seconded by Mr. Cooksey, to approve the application and the motion carried unanimously.

Mitchell Anthony Brogan

Manager

Food Lion

691 Emory Valley Road

Mr. Brogan was present to discuss his application. Chairman Tedford asked Mr. Brogan to clarify when he became manager of this establishment as the date inserted on the application was actually how long he had been with the corporation. It was determined that his application was timely but Chairman Tedford also suggested that filing deadline/information should be posted for any future manager's information. After a brief discussion concerning identification procedures and security cameras, Mr. Cooksey moved, seconded by Ms. Heck, to approve the application and the motion carried unanimously.

Donna Kay Kimla

Manager

Bread Box Stores

680 Emory Valley Road

Ms. Kimla was present to discuss her application. After clarifying information as to the date when she became manager of the local store, Chairman Tedford asked Ms. Oran to note that the application was filed in a timely manner and not five years earlier as the application would suggest. Ms. Kimla was asked about store hours (5:30 a.m. to 12:00 Midnight and 6:00 a.m. to Midnight on Sundays) and security cameras. She stated the corporate office is working on a new system but as of now the store does not have outside security cameras. She was asked to encourage the corporate office to install outside surveillance cameras. Mr. Cooksey moved, seconded by Ms. Solmonson, to approve the application and the motion carried unanimously.

NEW BUSINESS/OLD BUSINESS

Report to City Council by Chairman Tedford

Chairman Tedford stated that he would be representing the Beer Board at the City Council meeting later that day. After a few questions from Board members as to the purpose of his report to Council, Councilman Chuck Hope spoke to the subject. He explained that because of recent changes by Council regarding Board elections and terms, it was felt that communication between the Boards and Council (who appoints the Board members) would be better if the Boards would address Council briefly with an annual report including vacancies, initiatives, etc.

Shenanigan's

Deputy Chief Massengill reported to the Board several incidents that occurred at Shenanigan's during the month of August. There were one or more incidents in particular that were felt to be serious enough to warrant a Show Cause Hearing. Area merchants have also requested a meeting with the Oak Ridge Police Department regarding their concerns over activities at this establishment. Chairman Tedford moved, seconded by Ms. Solmonson, to schedule a Show Cause Hearing at a date established later by the Legal Department and Police Department and the motion carried unanimously.

ADJOURNMENT

There being no other business before the Board, Chairman Tedford moved to adjourn, seconded by Ms. Solmonson and the motion carried unanimously. The meeting adjourned at 12:56 p.m.

Respectfully submitted,

Gerald Cooksey, Secretary Pro Tem