

**OAK RIDGE BEER PERMIT BOARD
REGULAR MEETING**

Municipal Building Training Room – Room 104
Monday, February 9, 2015
12:00 Noon

AGENDA

1. ATTENDANCE
2. APPROVAL OF MINUTES – January 12, 2015
3. APPLICATIONS FOR NEW BEER PERMITS AND ASSOCIATED MANAGER APPROVAL APPLICATIONS – None
4. NEW MANAGER APPROVAL APPLICATIONS

Heath Lowe, Manager
Walgreens #3137
1299 Oak Ridge Turnpike

5. NEW / OLD BUSINESS
 - A. Reports from Oak Ridge Police Department (if any) – Information, Action May Be Taken
 - B. New Meeting Schedule – Information only

At tonight's meeting, City Council will be considering a change to the Board's Rules and Procedures to allow the Board to meet at a date/time different than the second Monday of each month at 12:00 noon. At the last meeting, the Board voted to change their meeting date and time to the second Tuesday of each month at 5:00 p.m. effective with the March meeting if Council approval is given. Rather than ask Council to amend the Rules and Procedures to specify this new date/time, City Staff requested the amendment be broad to allow the Board to meet as needed in any city facility (not just the Municipal Building). Members are welcome to attend the City Council meeting in case there are questions concerning the requested meeting schedule change. At the least, it would be good for the Chairman and/or Secretary to be present to represent the Board. The meeting begins at 7:00 p.m. in the Courtroom.

If Council approves the resolution as presented, the Board's March meeting will be scheduled for Tuesday, March 10, 2015 at 5:00 p.m. in the Municipal Building Training Room.

6. ADJOURNMENT

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

Municipal Building Training Room – Room 104
Monday, January 12, 2015
12:00 noon

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

ABSENT: Colin Colverson

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

AUDIENCE MEMBERS: Michael Foster, Allies for Substance Abuse Prevention (ASAP)

ROLL CALL/ATTENDANCE

Chairman Tedford called the meeting to order at 12:00 noon. All members were present except Colin Colverson who notified the Legal Department in advance of his absence.

ELECTIONS

Mr. Tedford expressed interest in being Chairman for another year. Ms. Solmonson moved, seconded by Ms. Scott, to elect Mr. Tedford as Chairman and the motion passed unanimously.

Mr. Bailey expressed interest in being Secretary for another year. Chairman Tedford moved, seconded by Ms. Scott, to elect Mr. Bailey as Secretary and the motion passed unanimously.

APPROVAL OF MINUTES

Ms. Williams moved, seconded by Chairman Tedford, to approve the minutes of the December 8, 2014 regular meeting and the motion passed unanimously.

APPLICATIONS FOR NEW BEER PERMITS AND ASSOCIATED MANAGER APPROVALS

Ms. Dunn stated that—per communication from Arnold Blackwell in Community Development—all businesses scheduled on the agenda had yet to pass the life safety inspection, and that due to Ms. Oran's absence the last few days Ms. Dunn was not aware of whether background checks were complete at this time.

Application #1511

Billar Bar Latino
Giselle Leticia Gonzalez, Owner
Israel Vargas Gonzalez, Manager
166 Randolph Road
Class C Permit

Ms. Giselle Gonzalez and Mr. Israel Gonzalez were present to discuss the beer permit and manager

application. Ms. Gonzalez stated she believed they had passed the life safety inspection and that background checks were complete. Ms. Dunn confirmed with Ms. Gonzalez that the Board of Zoning Appeals had given her permission (waiver of the distance requirement) to locate this establishment at the desired location.

The Board discussed with Ms. Gonzalez her plans for the business, with specific focus on responsibilities for a bar, watching clientele to make sure patrons do not move between the bar and the adjacent market with open containers, watching the parking lot, and the plans for identifying patrons to be of age to drink alcoholic beverages. When told the bar would allow smoking, Ms. Dunn explained state law governs smoking in establishments and the limits apply all persons (employees, patrons, and entertainment).

Deputy Chief Massengill discussed his concerns over the business not having a telephone and Ms. Gonzalez said she would obtain one this week and also gave local contact information for Mr. Gonzalez (her nephew) since she is currently living out of state but intends to move here.

There was some discussion over the hours of sale (Ms. Gonzalez was confused regarding the hours due to a conversation with Community Development and thinking the Beer Board governing the hours of sale, but later understood there is a time limit on when beer cannot be sold/consumed but that the hours of operation are her decision). Ms. Gonzalez also stated her plans to open a kitchen in the bar to allow food service in the future, and plans to obtain a liquor license as well. Ms. Scott expressed concerns over the business plan regarding unknown hours of operation, lack of a business phone, and not knowing the area businesses located near the bar (nearby church).

Chairman Tedford moved, seconded by Secretary Bailey, to approve the beer permit and manager applications—subject to passage of the life safety inspection and completed background check—and the motion carried unanimously.

Application #1516

Walgreens #3137

Walgreens Co. (Walgreens Boots Appliance, Inc.), Owner

Heath Lowe, Manager

1299 Oak Ridge Turnpike

Class B Permit

Mr. Lowe was not present; however, Michael Lyke (assistant store manager) was present to discuss the beer permit application due to a change in corporate ownership. Deputy Chief Massengill reported no problems in the past at this establishment.

Secretary Bailey moved, seconded by Ms. Scott, to approve the beer permit application—subject to passage of the life safety inspection and completed background check—and the motion carried unanimously.

Secretary Bailey moved, seconded by Ms. Scott, to postpone the manager application of Mr. Lowe to the February meeting and the motion carried unanimously.

Application #1517

Fulin's Asian Cuisine

Kevin Liu, Owner/Manager

1556 Oak Ridge Turnpike

Class C Permit

Mr. Liu was present to discuss his beer permit and manager application. The Board discussed with Mr. Liu his plans for the business with particular focus on the number of employees serving beer, hours of

operation, and training. Mr. Liu stated he plans to open in February and all employees will have ABC server cards, including himself. He also gave the local number for the business which was recently issued. The Board discussed with Mr. Liu the importance of calling the police if assistance is needed, and discussed parking lot responsibilities.

Ms. Scott moved, seconded by Secretary Bailey, to approve the beer permit and manager applications—subject to passage of the life safety inspection and completed background check—and the motion carried unanimously.

NEW BUSINESS/OLD BUSINESS

Time and/or Date Change for Meetings

Ms. Scott opened the discussion back up from prior meetings regarding a change in the meeting time and expressed interest in moving the meeting to an evening timeslot. Mr. Osborne agreed that he would like an evening time as well. Ms. Williams was not in favor of a time change; however, other board members agreed they would address her concerns of not wanting to drive to meetings in the dark.

Different times and dates were offered by the members for discussion. Secretary Bailey moved, seconded by Chairman Tedford, to move the meeting time to 5:00 pm and to move the meeting date to the third Tuesday of each month beginning in March. The motion carried by a vote of 5-0, with Ms. Williams abstaining from the vote.

Ms. Dunn explained that the Board's meeting date, time, and location were part of the Board's Rules and Procedures which require approval of City Council. The Board requested this item be placed on Council's February agenda for approval. Ms. Dunn also explained she did not know the meeting schedules of other boards and commissions, so she would need to check the meeting room availability for 5:00 pm on the third Tuesday of each month. Ms. Dunn also explained this would be the same night as Council's work session meetings IF Council approved the change in work session dates/times which was scheduled for Council's consideration that evening. The Board was agreeable to any meeting location, but did prefer a meeting location that allows sufficient space for audience members without having to use space behind the board members for audience seating.

Reports from Oak Ridge Police Department (if any)

Deputy Chief Massengill reported on a recent meeting with the state concerning the number of fatalities this calendar year and offered his appreciation to the Board for the steps they take to ensure businesses are aware of their responsibilities.

ADJOURNMENT

There being no other business to come before the Board, Secretary Bailey moved, seconded by Chairman Tedford, to adjourn the meeting at 12:48 p.m. and the motion carried unanimously.

Respectfully submitted,

Barton Bailey, Secretary