

Beer Board Minutes

The Shelbyville Beer Board met on Wednesday April 8, 2015 at City Hall Annex in Regular Session. Vice-Chairman Hastings called the meeting to order at 6:06 p.m. Roll was called and the following members were present: Member Hastings, Member Reeves, and Member Lindsey. Chairman Woodlee and Member York were absent. Also present were City Attorney Ginger B. Shofner, Deputy Chief Mike Rogers, and City Recorder Shanna Boyette.

The first item of business was approval of the Agenda. Member Reeves made a motion to approve the Agenda, seconded by member Lindsey, and carried unanimously upon oral vote.

Vice Chairman Hastings called for any corrections or revisions to the minutes from the previous meeting. Hearing none, Member Lindsey made a motion to approve the minutes as submitted, seconded by Member Reeves, and carried unanimously upon oral vote.

Vice Chairman Hasting called for items of Old Business. Hearing none, Vice Chairman Hastings called for items of New Business. There was one item of New Business before the Beer Board for consideration. Consideration of an application to sell beer (consume) by Dulce Maria Robles Padron 407 Thompson Street Shelbyville, Salon 4TA Generacion.

Vice Chairman Hastings called for the applicant Dulce Maria Robles Padron. The applicant was sworn in by City Recorder Shanna Boyette. The application of Dulce Maria Robles Padron to sell beer (consume) at 407 Thompson Street Shelbyville, Salon 4TA Generacion was then before the Board. Accompanying the applicant was friend and translator Gloria Delapaz who confirmed to the Beer Board that she was fluent to communicate both to the Board and for the applicant in regards to the application.

Lengthy discussion ensued on the application and the business. The applicant confirmed through translator Ms. Delapaz that the owner is offering decorating services. There is no catering offered at the business location. She is also renting the space for entertainment services/parties of which she would like the ability to sell beer. She stated to the Board that she would be present for all private parties. Vice Chairman Hastings asked the applicant if she had received a copy of the rules and understood the rules of which the applicant confirmed to the Board that she understood the rules. There was also discussion on the amount of parking available at the location and questions on the exact location of the business and business address noted on the application before the Board. The Board questioned the applicant on the property owner of record and their knowledge of request for Beer Sales on their property. Member Reeves inquired on the proof of permission by the owner. Vice Chairman Hastings inquired on if the owner of the property is available to testify before the Board of which they were not. Therefore, Member Reeves made a motion to defer the application to the May Beer Board Meeting due to lack of proof of ownership of property, permission of the property owner for beer sales, and in order to verify the location of the business location. Member Lindsey seconded the motion and carried unanimously upon oral vote.

Vice Chairman Hastings explained to both the applicant and the translator that the following information needs to be submitted to the Board for the May Meeting for further consideration of a beer permit:

1. Proof of ownership
2. Written permission of Beer Sales by property owner
3. Confirmation of business address

Member Lindsey made a motion to allow the City staff to verify the address of the business location. Vice Chairman Hastings seconded the motion. The motion carried with two yays and one nay. Member Reeves noted for the record that it is the applicant's responsibility to provide this information to the board in order for consideration of a beer permit.

Upon further discussion of the application and questions to the applicant and translator, the translator, Ms. Delapaz stated the property is an owner /lease and that the lease will transfer to the applicant on Friday. City Attorney Shofner was recognized by Vice Chairman Hastings and noted that under the City Beer Ordinance that there are no provisions to amend the application and that the applicant would have to submit new application and begin the process again. It was also recommended to the applicant to seek legal counsel if there were questions with the application process.

Based on the additional information stated by the translator on behalf of the applicant, Member Reeves made a motion to deny the application on the basis that the applicant does not have adequate and accurate information. The motion was seconded by Member Lindsey and carried unanimously upon oral vote.

Vice Chairman Hastings called for other items of business. City Recorder Boyette gave a brief update on the new application format that is in the process. There was also brief discussion among the Board on responsibility of incorrect addresses submitted to the Board. Brief discussion ensued on language act policy and that the City does not have a position and it is the applicant's responsibility to provide necessary information to the Board.

There being no further business before the Board, Member Reeves made a motion to approve, seconded by Member Lindsey, and carried unanimously upon oral vote. The meeting adjourned at 7:07 p.m.

Respectfully submitted,


Shanna Boyette, City Recorder