

Beer Board Minutes

The Shelbyville Beer Board met in Regular Session on Wednesday, January 14, 2015 at 6:00 p.m. The meeting was held at the City Hall Annex located at 109 Lane Parkway. Chairman Woodlee called the meeting to order and the following members were present: Member Dianne Hastings, Member David Lindsey, and Chairman Woodlee, Member Jason Reeves and Member Melissa York were absent. Also present was City Attorney Ginger B. Shofner, Deputy Chief Mike Rogers, and City Recorder Shanna Boyette. Chairman Woodlee declared a quorum and the meeting opened for business.

The first item of business was approval of the Agenda. Member Hastings made a motion to amend the Agenda to allow for items of new business to be heard first, seconded by Member Lindsey, and approved by all upon oral vote. Member Hastings made a motion to approve the agenda as amended, seconded by Member Lindsey, and approved by all upon oral vote.

The next item of the Agenda was approval of the minutes from the December 10, 2014 meeting. Chairman Woodlee asked the Board if there were any corrections to the minutes. City Attorney Shofner asked to be recognized in order to request two (2) corrections to the meeting minutes. Member Hastings made a motion to approve the minutes with the corrections, seconded by Member Lindsey, and carried unanimously.

Items of New Business were then in order.

The first item of business was consideration of an application to sell beer (consume) by Licea Martinez Fabiola for Taqueria Y Marisqueria at 210 Lane Parkway Shelbyville TN. The applicant was sworn in by City Recorder Shanna Boyette. The application was then before the Board for consideration. Chairman Woodlee asked the applicant if they had held a beer permit before. The applicant stated that they had not held a beer permit before, but had held a permit for liquor. Chairman Woodlee asked the applicant if they understood the age requirements as they pertain to selling beer, and all law requirements and rules. The applicant confirmed that she understood the rules. Chairman Woodlee asked the applicant if she had any questions for the Beer Board. The applicant stated that she did not have any questions for the Board. Member Lindsey made a motion to approve the application for Beer, seconded by Member Hastings and approved unanimously by the Board.

The next item was consideration of an application to sell beer (package) by Walgreens Co. for Walgreens #09945, Jennifer L. Damron, 826 N. Main Street Shelbyville, TN. The applicant was sworn in by City Recorder Shanna Boyette. The application was then before the Board for consideration. Chairman Woodlee asked the applicant if she was aware of the laws regarding the sale of beer of which the applicant stated that she was aware of the laws. The applicant explained that the reason for the application request was that there was a corporate name change for Walgreens Co. The applicant also confirmed that she has held a beer permit before and that she did not have any questions for the members of the Board. There being no further discussion on the application, Member Hastings made a motion to approve the application, seconded by Member Lindsey, and approved unanimously.

Chairman Woodlee called for items of Old Business.

The only item of Old Business was discussion of revisions to Prospective Beer Ordinance. City Recorder Shanna Boyette explained to the Board that this item was on the Agenda to present to the Board revisions that were requested at the last minute as well as to clarify some sections that needed additional discussion by the Beer Board. City Recorder Boyette referenced memo drafted by City Manger Johnson that highlighted specific sections of the prospective Beer Ordinance.

Section 2-223 was presented to the Board as the City Council made a motion which was approved the eliminate distance regulations as they pertain to churches, schools, and daycares.

The first being section 2-202. It was noted that this section should be in alphabetical order. There was discussion on private clubs and what defines a private club. It was recommendation of the Beer Board Members to City Staff to "tighten up" the term private club in the prospective document.

City Recorder Boyette noted that section 2-212 still needed to be revised by staff to add language requested by the Board to include omission of information on application will be treated the same as a false statement.

Section 2-213 was to be submitted as proposed, but added "Any fee shall be established by Resolution of the City Council."

Section 2-214 shall include term "package sales" for better clarification and "in the Ordinance be removed"

Section 2-234 was reviewed and City Staff conferred with City Codes Building Inspector Michael Blanks and confirmed that Toilet Facilities is regulated through International Building Codes. Therefore based on discussion at the previous meeting the language in this provision shall read "Shall comply with the City's newly adopted building code."

Section 2-209 was to be deleted as discussed in previous meeting.

Section 2-218 was noted that this section remains in the prospective Ordinance

Section 2-233 was deleted as discussed in previous meeting.

Section 2-216 added language to include "An application fee for Special Event Permits shall be established by Resolution of the City Council" In addition City Attorney Shofner explained that a definition for special event needed to be included in the prospective Beer Ordinance. City Recorder Boyette inquired to members of the Board about the previous meeting discussion of a different fee for Special Events. There was discussion by Board Members and City Attorney Shofner provided comments that the application process was the same for a traditional permit as well as a special event permit. Member Lindsey made a motion to leave the Special Event Permit fee at \$250.00, seconded by Member Hastings, and approved unanimously.

Section 2-217 was the last section discussed by the Board. It was recommendation of the Board at the previous meeting for City Attorney to review this section. City Attorney and members of the Board

discussed this section and City Attorney asked if the Board would like examples of catering licensing to be presented to them and the Board agreed unanimously. The Board also agreed to leave sections 216 and 217 be left separate and not combined as mentioned in the previous meeting. With the possibility of continuing changes to portions of the Prospective Ordinance City Attorney Shofner suggested to the Board that the Beer Ordinance either be deferred until discussion and final decision can be made or a Special Called Meeting take place before the next meeting of the City Council. It was the Board Members decision to call a Special Called Meeting on Wednesday, January 28th at 6:00 p.m.

There being no further discussion, Member Hastings made a motion to adjourn, seconded by Member Lindsey, and approved by all. The meeting adjourned at 6:45 p.m.

Respectfully submitted,

A handwritten signature in cursive script that reads "Shanna Boyette". The signature is written in dark ink and is positioned above the typed name.

Shanna Boyette, City Recorder