

A special called meeting of the Collierville Beer Board was held Monday, August 1, 2016, at 6:00 p.m. in the Board Chambers at Town Hall, 500 Poplar View Parkway.

Chairman William Jones was present and presiding.

The following Members were present: Scott Brack, Hampton Parr, Ryan Guess, Scott Tucker, and Terri O'Connor.

Also present was Town Administrator James Lewellen, Town Prosecutor Mark McDaniel, Town Clerk Lynn Carmack, Lieutenant Scott Young, Detective Chris Roberts, Detective Jonathan Watts, Detective Matt Ledbetter, Officer Justin Smith, Officer Travis Patterson, and Administrative Specialist Senior Adam Hamric.

CALL TO ORDER:

Chairman Jones called the meeting to order.

INVOCATION

Ms. O'Connor gave the invocation.

PLEDGE OF ALLEGIANCE

Mr. Tucker led the Pledge of Allegiance.

APPROVAL OF MINUTES

There were no corrections or additions to the minutes.

Mr. Guess made a motion, seconded by Mr. Tucker, to approve the June 28, 2016 minutes as presented.

ROLL CALL: Brack – yes, Parr – yes, Jones – yes, Guess – yes, Tucker – yes,
 O' Connor – abstained. Motion approved.

HEARINGS ON A VIOLATION OF THE COLLIERVILLE BEER ORDINANCE (TITLE XI, CHAPTER 116) REGARDING THE SALE TO OR COMSUMPTION BY ANY PERSON UNDER TWENTY-ONE (21) YEARS OF AGE [SECTION 116.37(M)] AT THE FOLLOWING LOCATIONS:

Ms. Carmack asked all those present who intended to give testimony to the Board to please stand and be sworn in.

Bangkok Alley located at 2150 W. Poplar Ave., Suite 109

Mr. Thara Burana identified himself as a principal owner of Bangkok Alley.

8/1/2016

Mr. McDaniel read the description on the Board Report of the incident on June 13, 2016, when a 19 year old Confidential Informant (CI) with the Collierville Police Department was served at Bangkok Alley by Ms. Bungorn Namprom.

Mr. Burana stated an admission to a violation of Town Ordinance.

Mr. McDaniel asked the Board for a motion regarding this violation.

Motion by Ms. O'Connor, seconded by Mr. Parr, to find Bangkok Alley located at 2150 W. Poplar Ave., Suite 109 guilty of a violation of the Collierville Beer Ordinance regarding 116.37(M) of selling beer illegally to any person less than twenty-one (21) years of age.

ROLL CALL: Brack – yes, Parr – yes, Jones – yes, Guess – yes, Tucker – yes,
O' Connor – yes. Motion approved.

Mr. McDaniel made a recommendation to the Board to impose a 14 days suspension or accept a \$500 civil penalty payment for sale of beer to a minor.

Motion by Mr. Guess, seconded by Ms. O'Connor, to impose a 14 days suspension or accept a \$500 civil penalty payment for sale of beer to a minor.

ROLL CALL: Brack – yes, Parr – yes, Jones – yes, Guess – yes, Tucker – yes,
O' Connor – yes. Motion approved.

Cajun Catfish Company located at 336 New Byhalia Rd.

Ms. Becky Melton identified herself as a principal owner of Cajun Catfish Company.

Ms. Melton then identified Ron Bates as General Manager of Cajun Catfish Company.

Mr. McDaniel read the description on the Board Report of the incident on June 13, 2016, when a 19 year old Confidential Informant (CI) with the Collierville Police Department was served at Cajun Catfish Company by Ms. Donna Seymour.

Ms. Melton and Mr. Bates stated an admission to a violation of Town Ordinance.

Mr. McDaniel asked the Board for a motion regarding this violation.

Motion by Ms. O'Connor, seconded by Mr. Brack, to find Cajun Catfish Company located at 336 New Byhalia Rd. guilty of a violation of the Collierville Beer Ordinance regarding 116.37(M) of selling beer illegally to any person less than twenty-one (21) years of age.

ROLL CALL: Brack – yes, Parr – yes, Jones – yes, Guess – yes, Tucker – yes,
O' Connor – yes. Motion approved.

Mr. McDaniel made a recommendation to the Board to impose a 30 days suspension or accept a \$2,000 civil penalty payment for sale of beer to a minor.

Motion by Ms. O'Connor, seconded by Mr. Brack, to impose a 30 days suspension or accept a \$2,000 civil penalty payment for sale of beer to a minor.

ROLL CALL: Brack – yes, Parr – yes, Jones – yes, Guess – yes, Tucker – yes,
O' Connor – yes. Motion approved.

Carrabba's Italian Restaurant located at 4600 Merchants Park Cr., Suite 141

Mr. Daniel Cataldi identified himself as the principal owner of Carrabba's Italian Restaurant.

Mr. McDaniel read the description on the Board Report of the incident on June 13, 2016, when a 19 year old Confidential Informant (CI) with the Collierville Police Department was served at Carrabba's Italian Restaurant by Mr. Derek Smith.

Mr. Cataldi stated an admission to a violation of Town Ordinance.

Mr. McDaniel asked the Board for a motion regarding this violation.

Motion by Mr. Guess, seconded by Ms. O'Connor, to find Carrabba's Italian Restaurant located at 4600 Merchants Park Cr., Suite 141 guilty of a violation of the Collierville Beer Ordinance regarding 116.37(M) of selling beer illegally to any person less than twenty-one (21) years of age.

ROLL CALL: Brack – yes, Parr – yes, Jones – yes, Guess – yes, Tucker – yes,
O' Connor – yes. Motion approved.

Mr. McDaniel made a recommendation to impose a 60 days suspension or accept a \$2,000 civil penalty payment for sale of beer to a minor.

Motion by Mr. Guess, seconded by Ms. O'Connor to impose a 30 days suspension or accept a \$2,000 civil penalty payment for sale of beer to a minor.

ROLL CALL: Brack – no, Parr – no, Jones – no, Guess – yes, Tucker – yes,
O' Connor – yes. Motion failed.

Motion by Mr. Parr, seconded by Mr. Brack to impose a 15 days suspension or accept a \$2,500 civil penalty payment for sale of beer to a minor.

ROLL CALL: Brack – yes, Parr – yes, Jones – yes, Guess – no, Tucker – no,
O' Connor – no. Motion failed.

Motion by Mr. Tucker, seconded by Ms. O'Connor to impose a 45 days suspension or accept a \$2,250 civil penalty payment for sale of beer to a minor.

ROLL CALL: Brack – yes, Parr – yes, Jones – yes, Guess – yes, Tucker – yes,
O' Connor – yes. Motion approved.

Corky's Collierville, LLC located at 743 W. Poplar Ave.

Mr. Lew Bilbrey identified himself as the General Manager of Corky's Collierville, LLC.

Mr. McDaniel read the description on the Board Report of the incident on June 13, 2016, when a 19 year old Confidential Informant (CI) with the Collierville Police Department was served at Corky's Collierville, LLC by Ms. Patricia Bancroft.

Mr. Bilbrey stated an admission to a violation of Town Ordinance.

Mr. McDaniel asked the Board for a motion regarding this violation.

Motion by Mr. Parr, seconded by Ms. O'Connor, to find Corky's Collierville, LLC located at 743 W. Poplar Ave. guilty of a violation of the Collierville Beer Ordinance regarding 116.37(M) of selling beer illegally to any person less than twenty-one (21) years of age.

ROLL CALL: Brack – yes, Parr – yes, Jones – yes, Guess – yes, Tucker – yes,
O' Connor – yes. Motion approved.

Mr. McDaniel made a recommendation to the Board to impose a 45 days suspension or accept a \$2,250 civil penalty payment for sale of beer to a minor.

Motion by Mr. Parr, seconded by Ms. O'Connor to impose a 14 days suspension or accept a \$1,500 civil penalty payment for sale of beer to a minor.

ROLL CALL: Brack – yes, Parr – yes, Jones – yes, Guess – yes, Tucker – yes,
O' Connor – yes. Motion approved.

El Mezcal Mexican Restaurant located at 9947 Wolf River Blvd., Suite 111

Mr. Gilberto Solario identified himself as the manager of El Mezcal Mexican Restaurant.

Mr. McDaniel read the description on the Board Report of the incident on June 13, 2016, when a 19 year old Confidential Informant (CI) with the Collierville Police Department was served at El Mezcal Mexican Restaurant by Mr. Jorge Gomez.

Mr. Solario stated an admission to a violation of Town Ordinance.

Mr. McDaniel asked the Board for a motion regarding this violation.

Motion by Mr. Tucker, seconded by Mr. Parr, to find El Mezcal Mexican Restaurant located at 9947 Wolf River Blvd., Suite 111 guilty of a violation of the Collierville Beer Ordinance regarding 116.37(M) of selling beer illegally to any person less than twenty-one (21) years of age.

ROLL CALL: Brack – yes, Parr – yes, Jones – yes, Guess – yes, Tucker – yes,
O’ Connor – yes. Motion approved.

Mr. McDaniel made a recommendation to the Board to impose a 14 days suspension or accept a \$1,000 civil penalty payment for sale of beer to a minor.

Motion by Mr. Brack, seconded by Ms. O’Connor, to impose a 14 days suspension or accept a \$1,500 civil penalty payment for sale of beer to a minor.

ROLL CALL: Brack – yes, Parr – yes, Jones – yes, Guess – yes, Tucker – yes,
O’ Connor – yes. Motion approved.

Iron Chef Sushi & Steakhouse located at 942 W. Poplar Ave., #5

Mr. Qia Lin identified himself as the representative for Iron Chef Sushi & Steakhouse.

Mr. McDaniel read the description on the Board Report of the incident on June 13, 2016, when a 19 year old Confidential Informant (CI) with the Collierville Police Department was served at Iron Chef Sushi & Steakhouse by Mr. Xiulin Gong.

Mr. Lin stated an admission to a violation of Town Ordinance.

Mr. McDaniel asked the Board for a motion regarding this violation.

Motion by Mr. Parr, seconded by Ms. O’Connor, to find Iron Chef Sushi & Steakhouse located at 942 W. Poplar Ave., #5 guilty of a violation of the Collierville Beer Ordinance regarding 116.37(M) of selling beer illegally to any person less than twenty-one (21) years of age.

ROLL CALL: Brack – yes, Parr – yes, Jones – yes, Guess – yes, Tucker – yes,
O’ Connor – yes. Motion approved.

Mr. McDaniel made a recommendation to the Board to impose a 7 days suspension or accept a \$500 civil penalty payment for sale of beer to a minor.

Motion by Mr. Parr, seconded by Mr. Brack, to impose a 14 days suspension or accept a \$1,500 civil penalty payment for sale of beer to a minor.

ROLL CALL: Brack – yes, Parr – yes, Jones – yes, Guess – no, Tucker – yes,
O’ Connor – no. Motion approved.

HEARINGS ON A VIOLATION OF THE COLLIERVILLE BEER ORDINANCE (TITLE XI, CHAPTER 116) REGARDING THE SALE TO OR COMSUMPTION BY ANY PERSON UNDER TWENTY-ONE (21) YEARS OF AGE [SECTION 116.37(M)] AND FAILURE TO ALLOW PERSONS OTHER THAN THOSE REGISTERED WITH THE BEER BOARD TO BE LEFT IN CHARGE OF A BEER ESTABLISHMENT OR SELL OR SERVE BEER TO CUSTOMERS [SECTION 116.37 (R)] AT THE FOLLOWING LOCATIONS:

Lee Kan's Asian Grill located at 255 New Byhalia Rd.

Mr. Simon Huang identified himself as a principal owner of Lee Kan's Asian Grill.

Mr. McDaniel read the description on the Board Report of the incident on June 13, 2016, when a 19 year old Confidential Informant (CI) with the Collierville Police Department was served at Lee Kan's Asian Grill by Mr. Kadek Guna. Mr. Guna had not been issued a Town beer ID card.

Mr. Huang stated an admission to violations of Town Ordinance.

Mr. McDaniel asked the Board for a motion regarding this violation.

Motion by Ms. O'Connor, seconded by Mr. Tucker, to find Lee Kan's Asian Grill located at 255 New Byhalia Rd. guilty of violations of the Collierville Beer Ordinance regarding 116.37(M) of selling beer illegally to any person less than twenty-one (21) years of age and 116.37 (r) failure to allow persons other than those registered with the Beer Board to be left in charge of an establishment or sell or serve beer to customers.

ROLL CALL: Brack – yes, Parr – yes, Jones – yes, Guess – yes, Tucker – yes,
O' Connor – yes. Motion approved.

Mr. McDaniel made a recommendation to impose a 14 days suspension or accept a \$1,500 civil penalty payment for sale of beer to a minor and to impose a 14 days suspension or accept a \$500 civil penalty payment for an employee without a Town beer ID card, with suspensions running concurrently.

Motion by Mr. Parr, seconded by Ms. O'Connor, to impose a 14 days suspension or accept a \$500 civil penalty payment for sale of beer to a minor and to impose a 14 days suspension or accept a \$250 civil penalty payment for an employee without a Town beer ID card, with suspensions running concurrently.

ROLL CALL: Brack – yes, Parr – yes, Jones – yes, Guess – yes, Tucker – yes,
O' Connor – yes. Motion approved.

Stix Restaurant located at 4680 Merchants Park Cr., Suite 202

Mr. Greg Cotton identified himself as the legal representative for Stix Restaurant.

Also present was principal owner Wei Chwen Yeh and bartender Meagan Lengel.

Mr. McDaniel read the description on the Board Report of the incident on June 13, 2016, when a 19 year old Confidential Informant (CI) with the Collierville Police Department was served at Stix Restaurant by Ms. Meagan Lengel. Ms. Lengel had not been issued a Town beer ID card.

Mr. Cotton stated an admission to a violation of Town Ordinance, but stated that Ms. Lengel had been issued a Town beer ID card.

Mr. McDaniel noted that the Town Clerk had verified having no record of Ms. Lengel's Town beer ID card on file.

Brief discussion ensued regarding whether to move this violation to the next hearing date.

Mr. McDaniel asked the Board for a motion regarding this violation.

Motion by Mr. Guess, seconded by Ms. O'Connor, to find Stix Restaurant located at 4680 Merchants Park Cr., Suite 202 guilty of violations of the Collierville Beer Ordinance regarding 116.37(M) of selling beer illegally to any person less than twenty-one (21) years of age and 116.37 (r) failure to allow persons other than those registered with the Beer Board to be left in charge of an establishment or sell or serve beer to customers.

ROLL CALL: Brack – yes, Parr – yes, Jones – yes, Guess – yes, Tucker – yes,
 O' Connor – yes. Motion approved.

Mr. McDaniel made a recommendation to the Board to impose a 14 days suspension or accept a \$1,500 civil penalty payment for sale of beer to a minor and to impose a 14 days suspension or accept a \$500 civil penalty payment for an employee without a Town beer ID card, with suspensions running concurrently.

Motion by Mr. Parr, seconded by Mr. Brack, to assess a penalty to Stix Restaurant of 14 days suspension in lieu of \$1,000 for sale of beer to a minor and 14 days suspension in lieu of \$500 for an employee without a Town beer ID card, with suspensions running concurrently.

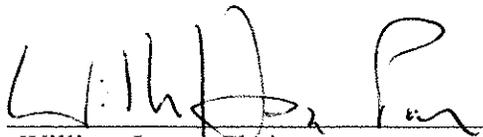
ROLL CALL: Brack – yes, Parr – yes, Jones – yes, Guess – yes, Tucker – yes,
 O' Connor – no. Motion approved.

OTHER BUSINESS

No other business.

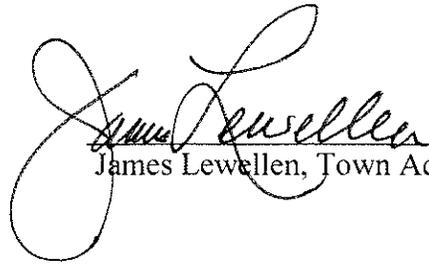
ADJOURNMENT

With no further business, Chairman Jones adjourned the meeting at 7.55 p.m.



William Jones, Chairman

William Harrison Barr,
Vice-Chairman



James Lewellen, Town Administrator