

**MINUTES OF THE REGULAR MEETING OF  
THE COLLIERVILLE BEER BOARD**

Tuesday, February 16, 2016

The Collierville Beer Board held a regular public meeting at 6:00pm on Tuesday, February 16, 2016, in the Board Chambers at Town Hall, located at 500 Poplar View Parkway.

1. **CALL TO ORDER**: Mr. Suddath began the meeting by explaining that since the former Chairman, Mr. Crews had recently resigned his seat on the Beer Board, and since the Vice-Chairman, Mr. Brack was unavoidably detained, and could not attend the meeting, he would, if the Beer Board would allow him, call the roll, and would take nominations for the position of Chairman.
2. **ROLL CALL**: Josh Suddath took the roll. The following members of the Beer Board were present: Scott Tucker, Terri O'Connor, Hampton Parr and William Jones and Ryan Guess. Scott Brack and Kyle Armstrong were absent.

Staff present was Assistant Town Administrator Josh Suddath.

3. **APPOINTMENT OF OFFICERS**

Mr. Suddath began the process of appointing officers by asking the Beer Board for nominations for the position of Chairman. Mr. Parr nominated Mr. Jones for the position of Chairman. Ms. O'Connor seconded this nomination. There were no additional nominations. Mr. Jones was named Chairman by acclamation.

At this time, Mr. Suddath turned the meeting over to Chairman Mr. Jones. Mr. Jones asked the Beer Board for nominations for Vice Chairman. Ryan Guess nominated Mr. Parr for the position of Vice-Chairman. Ms. O'Connor seconded this nomination. Mr. Jones asked for additional nominations. Mr. Parr nominated Mr. Brack. Ms. O'Connor seconded this nomination. There were no additional nominations. Mr. Suddath called the roll on the motion to appoint Mr. Parr Vice-Chairman. All were in favor, none opposed. At this time Mr. Parr asked if it would be in order to withdraw his nomination of Mr. Brack. Mr. Suddath stated that such an action would require the consent of the second. Ms. O'Connor agreed to withdraw her second nominating Mr. Brack as Vice-Chairman.

4. **APPROVAL OF MINUTES: OCTOBER 20, 2015**

Mr. Jones asked if the Members of the Beer Board had had a chance to review the minutes, and whether there were any additions or corrections.

Mr. Jones then noted that there was a discrepancy, in that the agenda stated that the minutes were from October 21, 2015, while the minutes are dated October 20 2015. Following brief discussion, it was concluded that October 20, 2015 was the correct date. Mr. Suddath apologized for this oversight on the agenda.

Mr. Guess made a motion to approve the minutes. Mr. Parr seconded the motion.

Mr. Suddath took the Roll. All were in favor, with Ms. O'Connor abstaining. Motion was approved.

## **5. CLASS 1 – ON-PREMISES PERMIT**

### **A. The Pasta Kitchen, located at 875 Poplar Ave, #31**

Mr. Suddath explained that Pasta Kitchen was requesting a Class 1 – On-Premises Beer Permit for their new store at 875 Poplar Ave, #31. He stated that this location was the location of the former Taj Mahal and Fino Villa Restaurants. Mr. Suddath stated that the Police Department had performed all required background investigations for Mr. Dinkins and found nothing to recommend denial of a permit. He explained that the restaurant is currently undergoing renovations, and therefore has yet to receive a certificate of occupancy or received final Fire Department approval. He noted a \$2,500 surety bond has not been provided by the applicant to the Town, but that the applicant had indicated that they would be providing one by the end of the week.

Mr. Suddath said staff recommends approval of the permit, contingent upon the business passing their final Fire and building inspections and receiving a Certificate of Occupancy, and their providing a \$2,500 surety bond to the Town. Mr. Suddath stated that Mr. Kirk Caliendo was in the audience and available to answer any questions the Beer Board might have.

Mr. Jones asked the applicant to come to the microphone.

Mr. Parr asked the applicant to explain the business model for his restaurant. Mr. Caliendo explained that the business would be a fast casual type model, in which patrons would wait in line to order their food and would order beer or wine from the cashier. No beer orders would be taken at the table. If the patron wanted another beer, they would need to go back to the cashier and place their order.

Mr. Tucker asked if they would be serving hard liquor.

Mr. Caliendo replied that they would not, only beer and wine.

Mr. Parr asked if he was familiar with the alcohol laws for the Town, to which he responded he was.

Mr. Tucker asked what experience he had serving beer. Mr. Caliendo replied that he had over 20 years' experience with this company, which is also the owner of the Flying Saucer Restaurants, which specialize in selling many types of beers.

Mr. Jones asked if he was aware Tennessee drivers licenses have a red square around people who are under the age of 21.

Mr. Caliendo stated he did.

Mr. Parr asked if he was aware that anyone that serves beer in Collierville is required to have a town beer ID card, to which he responded yes.

At this time, Mr. Jones pointed out that on the applicant's Beer Permit application, there was a discrepancy, in that one of the individuals listed as a partial owner was also one of the people who testified as to the character of Mr. Caliendo. Mr. Jones asked if this was a conflict of interest. Mr. Jones also pointed out that two of the character references were also listed at the same address, and asked if this would also be a conflict of interest. Mr. Suddath replied that this was a great point, but he did not think the ordinance addressed the specifics of who could or could not attest to the character of the applicant. He stated that he would need to look into this though and clarify it for the Beer Board. Mr. Caliendo stated that he would be glad to amend the application if necessary and include another character reference.

Mr. Tucker then pointed out that on the request for records check found on the last page of the application, the last name did not appear to be written in. Mr. Suddath replied that it was present on his copy of the application, and that it may have been redacted along with the applicant's Social Security Number and Driver's License by administrative staff.

Mr. Suddath asked for the Beer Board's permission to add to the record that the Collierville Police Department typically conducts one or more undercover beer stings per year, and that this restaurant location would be regularly checked.

Mr. Caliendo replied that he did understand this, and that he welcomed these inspections.

Mr. Guess made a motion to approve a Class I "on premises" beer permit for The Pasta Kitchen located at 875 Poplar Avenue, #31, contingent upon the building receiving a certificate of occupancy, and providing a surety bond in the amount of \$2,500 to the Town. Mr. Tucker seconded the motion.

Mr. Jones asked Mr. Suddath if he would make sure to clarify for the Beer Board the issues identified with the application regarding references that were listed. Mr. Suddath stated that he would look into this issue and get back with the Beer Board as soon as possible.

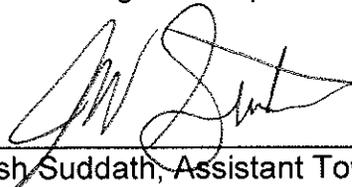
Mr. Suddath took the Roll. All were in favor; none were opposed, so the motion was approved unanimously by the Board.

## 6. ADJOURNMENT

With no further business, Mr. Jones adjourned the meeting at 6:30 pm.



William Jones, Chairman



Josh Suddath, Assistant Town Administrator