

**Minutes of the Regular Monthly Business Meeting of the
City of Kingsport Beverage Board
Tuesday, September 1, 2020, 1:30 PM
Council Room, City Hall, 225 West Center Street, Kingsport**

PRESENT: Beverage Board:
Sid Cox, City Recorder/Secretary
Stephen LaHair, Chair
Michael Forrester (via zoom)
Keener Mallicote
John McKinley
David Quillin, Police Chief
Lonnie Salyer, Vice-Chair (via zoom)
Ken Weems, Planning Manager
Natalie Wells (via zoom)

City Staff:
City Attorney Mike Billingsley (via zoom)
Assistant City Attorney Bart Rowlett
City Clerk/Deputy City Recorder Angie Marshall
Paralegal, Liz Chicco
Chad Jessee, Police Detective

CALL TO ORDER: 1:30 p.m. by Vice-Chair Salyer.

- I. A determination by the board that meeting electronically and limiting the physical presence of the public at the meeting is necessary to protect public health, safety and welfare of all concerned in light of the COVID-19 virus.
Chair LaHair made this declaration & each board member verbally affirmed.

II. **ROLL CALL:** Deputy City Recorder Marshall.

II.A APPROVAL OF MINUTES.

Motion/Second: Salyer/Mallicote, to approve the minutes of the August 4, 2020 regular business meeting.

Approved in a roll call vote: Cox, LaHair, Forrester, Mallicote, McKinley, Quillin, Salyer, Weems and Wells voting "aye."

III. REVIEWING OF APPLICATIONS.

A. APPLICATION FOR NEW PERMITS.

1. Cracker Barrel Old Country Store Inc. Mr. David Knapp, General Manager, was sworn in and provided information on this application. He stated this is the first store in Tennessee to be selling beer but it has proven successful in the Florida stores. He confirmed employees would receive extensive and ongoing training to sell or serve. Mr. Knapp also stated they have recently opened up the front porch for dining in light of the COVID-19 pandemic. Assistant City Attorney Rowlett informed him of the additional barrier requirements that would need to be put in place before alcohol can be served outside. City Attorney Billingsley also pointed out patrons could not leave the porch with a drink. Ken Weems reported no zoning issues and Chief Quillin confirmed no problems with the background check. The permit was approved for inside service only until the outside barrier was constructed.

Motion/Second: Salyer/Mallicote:

Issuance of an On-Premises Permit **Cracker Barrel Old Country Store Inc.** for **Cracker Barrel Old Country Store #83** located at 10132 Airport Parkway.

Approved in a roll call vote: Cox, LaHair, Forrester, Mallicote, McKinley, Quillin, Salyer, Weems and Wells voting “aye.”

2. Shubh711. Mr. Babubhai Patel, Owner, was sworn in and provided information on this new business. He stated they would always check ID and the point of sale system required a date of birth to be entered. He pointed out this was his third location in Kingsport. Assistant City Attorney Rowlett had Mr. Patel confirm the ownership and corporate charter status and to correct the application to reflect this information. He did so and initialed the application there. Ken Weems reported no zoning issues and Chief Quillin confirmed no problems with the background check.

Motion/Second: Mallicote/McKinley:

Issuance of an Off-Premises Permit to **Shubh711** for **Discount Tobacco & Beer Mart** located at 2400 Fort Henry Drive.

Approved in a roll call vote: Cox, LaHair, Forrester, Mallicote, McKinley, Quillin, Salyer, Weems and Wells voting “aye.”

2. Family Dollar Stores of Tennessee, Inc. Ms. Callie Simms, Manager, was sworn in and provided information on this business. She confirmed operating hours and stated employees took online courses. She further stated they checked all IDs as well as utilized a point of sale system. Ken Weems reported no zoning issues and Chief Quillin confirmed no problems with the background check.

Motion/Second: Mallicote/Salyer:

Issuance of an Off-Premises Permit to **Family Dollar Stores of Tennessee, Inc.** for **Family Dollar #21986** located at 2837 North John B. Dennis Highway..

Approved in a roll call vote: Cox, LaHair, Forrester, Mallicote, McKinley, Quillin, Salyer, Weems and Wells voting “aye.”

IV. UNFINISHED BUSINESS.

A. NONE.

V. NEW BUSINESS.

- A. REVIEW OF ARRESTS/INCIDENT REPORTS.** Chief Quillin stated there were two incidents reported since July 14 at Boogie Moe's however the police found no evidence of a crime. At this time Wayne McCarty and Daniel Fisher made comments to the board noting as neighbors of Boogie Moe's there have been many causes for complaint relating to noise and late hours. Mr. Mallicote made a motion to conduct a show cause hearing, stating this has been a problem for years. Assistant City Attorney Rowlett explained the process of initiating a show cause hearing, pointing out an investigation had to be completed by the legal department first. There was considerable discussion. Mr. Mallicote emended his motion to request the legal department begin their investigation and report their recommendation to the board as soon as possible. Seconded by Vice-Chair Salyer with all present voting "aye."

VI. ADJOURNMENT. With no other business to discuss, Chair LaHair adjourned the meeting at 3:10 p.m.

Sidney H. Cox, Secretary