



The Metropolitan Government of Nashville and Davidson County...

Metro Beer Board
MINUTES

Meeting Date:	Thursday – June 11, 2020 @ 12:00 P.M.
Teleconference Info:	Teleconference: 615-862-7300
	Call ID: 63016#
	Meeting Pin: 2684#

BOARD MEMBERS	STAFF PRESENT	MEMBER ATTENDANCE	OTHERS PRESENT
Mr. Brian Taylor, Chairperson Kia Jarmon, Vice Chairperson Mr. Christopher M. Bellamy Mr. William Conway Mr. Joe Perlen Ms. Bailey Spaulding Ms. Delfine Fox Mr. Justin Marsh, Attorney	Benton McDonough, Director Terrence Darby Sr, ASO IV Douglas James Jr, Inspector II Darrell Hardrick, Inspector I Melvin Brown Jr., Special Assistant to the Director Amanda Webb, Office Specialist		

(1) CALL TO ORDER

(2) ROLL CALL

(3) DETERMINATION OF NECESSITY BY TELECONFERENCE

(4) APPROVAL OF THE MINUTES

APPEAL OF DECISIONS

If you are not satisfied with a decision of the Metropolitan Beer Permit Board regarding your application or your hearing, you may appeal the decision to the Davidson County Chancery or Circuit Court pursuant to the requirements set forth in T.C.A. 57-5-108. The decisions of the Metropolitan Beer Permit Board take effect on a date to be determined by the board. However, you may file an appeal within 60 days of the date of entry of the board's decision. We advise that you seek your own independent legal advice to ensure that your appeal is filed in a timely manner and that all procedural requirements have been met.

APPROVAL OF MINUTES AND CALL THE MEETING TO ORDER

Chairman Taylor called the meeting to order at 12:03 p.m. on Thursday, June 11, 2020.

Roll Call

Present: Ms. Kia Jarman, Mr. Christopher Bellamy, Mr. Joe Perlen, Ms. Delfine Fox, Chairman Brian Taylor.

Having determined a quorum was present, Chairman Taylor continued with official business.

Determination of Necessity by Teleconference

Chairman Taylor referred to legal counsel, Justin Marsh, for the legal requirements necessary to find a determination of necessity. Mr. Marsh stated that Executive Order 34 signed by Governor Lee allows local boards and commissions to conduct official business utilizing electronic means, such as teleconference, if a determination of necessity is found to exist. Further, Mr. Marsh stated that the board should suspend any rules or by-laws which prohibit such meetings.

Mr. Joe Perlen made a motion to adopt legal counsel's explanation and allow for official business to be conducted via teleconference due to the ongoing pandemic related to COVID-19. Ms. Kia Jarman seconded the motion.

- Aye:
 - Jarman
 - Bellamy
 - Perlen
 - Fox
- No:
 - None
- Present Not Voting:
 - Chairman Taylor.

Having determined that a necessity existed, Chairman Taylor proceeded to the approval of the May 27, 2020 minutes

Approval of Minutes from May 27, 2020:

- Mr. Joe Perlen made a motion to accept the minutes from May 27, 2020 as presented. The motion was then seconded by Ms. Kia Jarman.
 - o Aye:
 - Jarman
 - Bellamy
 - Perlen
 - Fox
 - o No:
 - None
 - o Present Not Voting:
 - Chairman Taylor.

APPLICATIONS FOR APPROVAL

(5) *Det Distributing Company, 245 D and 301 Great Circle Rd 37228, DET DISTRIBUTING* T20-26758

COMPANY

WHOLESALES (OLD LOCATION - EXPANSION) (Dist. #02)

(6) *Lipman Brothers, LLC, 2815 Brick Church Pike 37207, LIPMAN BROTHERS, LLC* T19-26397

WHOLESALES (NEW LOCATION) (Dist. #02)

(7) *East Nashville Beer Works, LLC, 401 E Trinity Ln #30 37207, EAST NASHVILLE* D19-26077

BEER WORKS

MNUFACTURE (EXPANSION - NEW LOCATION) (Dist. #05)

(8) *The Junction Pub & Grill, Inc, 1108 Murfreesboro Pike 37217, THE JUNCTION* T20-26761

PUB & GRILL

ON-SALE (NEW LOCATION) (Dist. #13)

(9) <i>Pins Mechanical Co. Nashville LLC, 1102 Grundy St 37203</i> , PINS MECHANICAL COMPANY		T19-26284
ON-SALE	(NEW LOCATION)	(Dist. #19)
(10) <i>Cheater's Beer Barn, LLC, 1911 Division St 37203</i> , CHEATER'S BEER BARN		T20-26474
OFF-SALE	(NEW LOCATION)	(Dist. #19)
(11) <i>PAYNE CHIPPERY LLC, 13 The Arcade 37219</i> , RED PERCH		T20-26735
ON/OFF-SALE	(NEW LOCATION)	(Dist. #19)
(12) <i>Broadway Honky Tonk Venture., LLC, 409 Broadway 37203</i> , Nudie's Honky Tonk		T20-26784
ON-SALE	(CHANGE OF OWNERSHIP)	(Dist. #19)
(13) <i>40th Ave Market LLC, 925 40Th Ave N 37209</i> , SJJ MARKET		T20-26743
OFF-SALE	(CHANGE OF OWNERSHIP)	(Dist. #21)
(14) <i>Oscar's Taco Shop #22 LLC, 2323 Elliston Pl 37203</i> , OSCAR'S TACO SHOP #22		T20-26741
ON-SALE	(NEW LOCATION)	(Dist. #21)
(15) <i>ANZIE BLUE LLC, 4239 Harding Pike #4 37205</i> , ANZIE BLUE		T20-26757
ON-SALE	(NEW LOCATION)	(Dist. #24)

(16) *Santo, LLC, 3998 Hillsboro Pike 37215, SANTO* T20-26803
CATERER (OLD LOCATION) (Dist. #25)

(17) *Lewis Market, LLC, 2723 A Murfreesboro Pike 37013, LEWIS MARKET LLC* T20-26768
OFF-SALE (CHANGE OF OWNERSHIP) (Dist. #32)

Mr. Joe Perlen made a motion to accept the beer board staff recommendation of final approval of the aforementioned beer board applications. The motion was then seconded by Ms. Kia Jarman.

- Aye:
 - Jarman
 - Bellamy
 - Perlen
 - Fox
- No:
 - None
- Present Not Voting:
 - Chairman Taylor.

DEFER INDEFINITELY

(18) *Oxbow Tourism LLC, 1505 Lock Rd 37207, PONTOON SALOON* T20-26805
ON-SALE (NEW LOCATION) (Dist. #02)
(MISSING DOCUMENTS)

(19) *Hearts Gallatin LLC, 914 Gallatin Ave 37206, HEARTS* T20-26778
ON-SALE (NEW LOCATION) (Dist. #05)
(MISSING DOCUMENTS)

(20) <i>BULLIGAN, LLC, 501 Main St 37206</i> , THE MAINSTAY	T20-26780
ON-SALE (CHANGE OF OWNERSHIP)	(Dist. #05)
(MISSING DOCUMENTS)	
(21) <i>Cracker Barrel Old Country Store, Inc. (publicly traded), 3454 Percy Priest Dr 37214</i> , CRACKER BARREL OLD COUNTRY STORE #23	T20-26785
ON-SALE (NEW LOCATION)	(Dist. #13)
(MISSING DOCUMENTS)	
(22) <i>Cracker Barrel Old Country Store, Inc. (publicly traded), 2406 Music Valley Dr 37214</i> , CRACKER BARREL OLD COUNTRY STORE #13	T20-26782
ON-SALE (NEW LOCATION)	(Dist. #15)
(MISSING DOCUMENTS)	
(23) <i>Cracker Barrel Old Country Store, Inc. (publicly traded), 4323 Sidco Dr 37204</i> , CRACKER BARREL OLD COUNTRY STORE #26	T20-26781
ON-SALE (NEW LOCATION)	(Dist. #16)
(MISSING DOCUMENTS)	
(24) <i>Hattie B's, 2222 8Th Ave S 37204</i> , HATTIE B'S	T20-26773
ON/OFF-SALE (CHANGE METHOD OF SALE)	(Dist. #17)
(MISSING DOCUMENTS)	

(25) <i>Hattie B's, 112 19Th Ave S 37203</i> , HATTIE B'S	T20-26775
ON/OFF-SALE (CHANGE METHOD OF SALE) (MISSING DOCUMENTS)	(Dist. #19)
(26) <i>G.F. Enterprise IV LLC, 131 2Nd Ave N 37201</i> , TACO BELL CANTINA NASHVILLE DOWNTOWN	T20-26779
ON-SALE (NEW LOCATION) (MISSING DOCUMENTS)	(Dist. #19)
(27) <i>BLH Acquisition Co., LLC, 314 11Th Ave S 37203</i> , BAR LOUIE	T20-26784
ON-SALE (CHANGE OF OWNERSHIP) (MISSING DOCUMENTS)	(Dist. #19)
(28) <i>CV Beverage License Company LLC, 530 11Th Ave N 37203</i> , HAMPTON INN & SUITES CAPITOL VIEW	T20-26804
ON-SALE (NEW LOCATION) (MISSING DOCUMENTS)	(Dist. #19)
(29) <i>Annie Choo, 3 City Ave #200 37209</i> , AVO INC	T20-26806
ON-SALE (EXPANSION) (MISSING DOCUMENTS)	(Dist. #21)
(30) <i>BLH Acquisition Co., LLC, 8119 Sawyer Brown Rd #101 37221</i> , BAR LOUIE	T20-26783

ON-SALE (CHANGE OF OWNERSHIP) (Dist. #22)
(MISSING DOCUMENTS)

(31) *Cracker Barrel Old Country Store, Inc. (publicly traded), 6941 Charlotte Pike* T20-26801
37209, **CRACKER BARREL OLD COUNTRY STORE #34**

ON-SALE (NEW LOCATION) (Dist. #22)
(MISSING DOCUMENTS)

(32) *Hattie B's, 5209 Charlotte Ave 37209, HATTIE B'S* T20-26774

ON/OFF-SALE (CHANGE METHOD OF SALE) (Dist. #24)
(MISSING DOCUMENTS)

Ms. Kia Jarman made a motion to accept the beer board staff recommendation of indefinite deferral of the aforementioned beer board applications. The motion was then seconded by Mr. Joe Perlen.

- Aye:
 - Jarman
 - Bellamy
 - Perlen
 - Fox
- No:
 - None
- Present Not Voting:
 - Chairman Taylor.

(33) DISCUSSIONS:

(34) ADMINISTRATIVE MATTERS:

(35) EXECUTIVE DIRECTORS REPORT:

Mr. McDonough informed the board that total revenue for YTD Fiscal Year was \$570,414, which was the highest revenue total in the history of the board. Mr. McDonough stated that his only regret was the impact of the tornado followed by COVID-19 prevented the board from reaching its highest potential in revenue totals. Mr. McDonough then informed the board that he was conducting an in-depth review of issuance of complaints from a historical perspective at the board to make sure there was an equitable process in place. Mr. McDonough stated that the current program in place allows for equitable application of both inspections and beer compliance checks.

Chairman Taylor asked about the status on the board staff reporting back to the office. Mr. McDonough explained that his discussions with the Mayor's office and Health Department lead him to believe the staff can work from home indefinitely as long as the same level of service is provided to the public. However, if the staff should return to the office, the Director stated that it would be in Phase 4 of the reopening process at the earliest.

Chairman Taylor posed a question related to the shortage of the privilege tax by approximately \$5,000. Mr. McDonough stated that there remained approximately 50 outstanding accounts for the \$100 privilege tax, but that the staff was working with those permit holders and being mindful of the current economic impact in seeking those payments. Mr. Terrence Darby then confirmed that 55 permit holders remain outstanding.

Chairman Taylor adjourned the meeting upon determining that no further official business was pending. The meeting was adjourned at 12:22 p.m.