



City of Memphis

Alcohol Commission Minutes

May 1, 2013

- I. Call to Order** – The regular schedule meeting of the Memphis Alcohol Commission was called to order by Sgt.-At-Arm Officer Gerald Lake at 9:15 a.m.
- II. Roll Call** – The following Commissioners were present: Eugene Bryan, Barry Chase, Sherman Greer, Martavius Jones, Jared Johnson, Billy Post, Wayne West. Commissioners Erma Haylsett, and Johnsie Wallace were absent.
- III. Approval of the Minutes** - The minutes of the previous meeting has been distributed prior to this meeting. **Commissioner West moved approval of the minutes of April 17, 2013 meeting. Commissioner Post seconded.**
- IV. Special Beer Applicants**
1. Raul F. Rodriquez – 500 N. Pine Lake – **“Cinco K Mayo 5K Race & Festival”**
May 4, 2013 - Time: 9:00 p.m. – 1:30 p.m.
Sponsoring Organization: **Latino Memphis**
The applicant was questioned by the commissioners about with an emphasis on protecting the sale of beer to minors. The applicant responded satisfactorily. *Commissioner Post moved approval. Commissioner Jones seconded. The motion passed.*
 2. Sarah Fleming – 422 N. Cleveland – **‘Bikesploitation III’**
May 24 – May 26, 2013 – Time: May 24 (5:00 p.m. – 12:00 a.m.) / May 25 & 26, 2013 (12:00 p.m. – 5:00 p.m.)
Sponsoring Organization: **Live from Memphis/Shelby County Health Dept.**
The applicant was questioned by the commissioners about with an emphasis on protecting the sale of beer to minors. The applicant responded satisfactorily. *Commissioner Post moved approval. Commissioner Jones seconded. The motion passed.*
 3. Robert P. Newman – 94 S. Front – **“Beer Fest”**
May 3 – June 3, 2013 – Time: 12:00 p.m. – 3:00 a.m.
Sponsoring Organization: **Prohibition**
Sponsoring Organization: **Live from Memphis/Shelby County Health Dept.**
The applicant was questioned by the commissioners about with an emphasis on protecting the sale of beer to minors. The applicant responded satisfactorily. *Commissioner Post moved approval. Commissioner Jones seconded. The motion passed.*
 4. Lewis Conley – 1427 Thomas – **“Bike Night”**
(Wednesday’s) May 15, 22, 29 & June 5, 12, 2013 – Time: 6:00 p.m. – 1:00 a.m.
Sponsoring Organization: **CC Blues Club**
The applicant was questioned by the commissioners about with an emphasis on protecting the sale of beer to minors. The applicant responded satisfactorily. *Commissioner Post moved approval. Commissioner Jones seconded. The motion passed.*

5. John Kiersky – 412-414 N. Cleveland – **“Crosstown Arts Concert Series”**
May 6, 9, 12, 17, 22, 23, 24, 25, 26, 27, 29, & 31, 2013 – Time: 4:00 p.m. – 2:00 a.m.
Sponsoring Organization: **Crosstown Arts**
The applicant was questioned by the commissioners about with an emphasis on protecting the sale of beer to minors. The applicant responded satisfactorily. *Commissioner Post moved approval. Commissioner Jones seconded. The motion passed.*
6. Denis A. Zamora – 880 N. Germantown Parkway – **“Cinco De Mayo”**
May 3 – 5, 2013 – Time: May 3 - 4 (11:00 a.m. – 11:00 p.m.) & May 5 (12:00 p.m. – 11:00 p.m.)
Sponsoring Organization: **N/A**
The applicant was questioned by the commissioners about with an emphasis on protecting the sale of beer to minors. The applicant responded satisfactorily. *Commissioner Post moved approval. Commissioner Jones seconded. The motion passed.*
7. Arthur Fields – 341 Beale – **“King Arthur Home Cooked Meal”**
May 2 – June 1, 2013 – Time: (Mon. – Fri.) 11:00 a.m. – 2:00 a.m. & (Sun.) 12:00 p.m. – 2:00 a.m.
Sponsoring Organization: **King Arthur Home Cooking**
The applicant was questioned by the commissioners about with an emphasis on protecting the sale of beer to minors. The applicant responded satisfactorily. *Commissioner Post moved approval. Commissioner Jones seconded. The motion passed.*

V. The following person(s) has applied to sell beer for “ON” premises consumption:

8. Gerald D. Graham – 2291 Airways – dba – **“Lagazi Bistro Lounge”**
The applicant was questioned by the commissioners about with an emphasis on protecting the sale of beer to minors. The applicant responded satisfactorily. *Commissioner Post moved approval. Commissioner Jones seconded. The motion passed.*
9. Stephen M. Balton – 300 N. Second – Hospitality Management Advisors, Inc. – dba – **“Crown Plaza”**
The applicant was questioned by the commissioners about with an emphasis on protecting the sale of beer to minors. The applicant responded satisfactorily. *Commissioner Post moved approval. Commissioner Jones seconded. The motion passed.*

VI. The following person(s) has applied to sell beer for “OFF” premises consumption:

10. Abd A. Abdii – 210 N. Fourth – dba – **“Fourth Street Market & Deli”**
The applicant was questioned by the commissioners about with an emphasis on protecting the sale of beer to minors. The applicant responded were not satisfactory as the applicant may have had violations of the Alcohol Commission rules at other locations. *Commissioner West moved to continue the application of the May 15, 2013 to allow the applicant the opportunity to resolve the issue of possible prior violations at other location and to comply with survey requirements. Commissioner Johnson seconded. The motion passed.*
11. Ahmed Samin – 1841 Winchester – dba – **“M & N Tobacco Discount #3”**
Commisisoner questioned distance requirements from a nearby church within on the same property as proposed location. *Commissioner West moved to continue the application to the May 15, 2013 meeting to allow further review. Commissioner Johnson seconded. The motion passed.*

VII. Liquor Store(s):

12. Mildred G. Brignole & Don Brignole – 4128 S. Plaza – dba – **“Bud & Hal’s Liquors”**
Attorney Steve Vescovo and Mr. Brignole presented the survey ourportedly indicating that there

Were no prohibited facilities within 1500 feet of the proposed location. Commissioners noted that a church appeared to be within the restricted boundary/ After further discussion, Commissioner Jones moved to have the City Engineering to review the location in termse of the distance Requirements. Commissioner Greer seconded. Chairman Bryan offered tot substitute the Office of Planning and Development to review the location. The motion passed.

13. Aychiluhim Yesigate & Abebe Belaye – 5308 Hwy 61 – dba – “Stateline Liquors”
Owners did not run Newspaper Ad
Commissioner Post moved to continue to May 15, 2013, Commissioner Johnson seconded.

VIII. Special Hearing: None

IX. Violation(s):

The following location(s) is in violation of AC Rule C-4 with no priors:

14. Nabil A. Sharan – 4945 American Way Ste. 1 – dba – “Saver Stop #4”
Date of Violation: Saturday, January 5, 2013
Business Began: 02-15-2012
Officers: Wright #11063, Dugger #11385
The applicant was not present. Commissioner West, moved to “Indefinitely Suspend” the Beer Permit at the location. Commissioner Jones seconded. The motion passed.
15. Abdo M. Alghazali – 2726 Perkins – dba – “One Stop Food Mart”
Date of Violation: Saturday, January 5, 2013
Business Began: 02-07-2007
Officers: Shank #10624, Scott #11510, Croom #10914
The owner stipulated to the charge. Commissioner Jones, proposed a \$100.00 fine along with 60 day probationary period or 30 day suspension of the Beer Permit . Commissioner Post seconded. The motion passed. The owner accepted the fine.
16. Abdeliziz Y. Ahmed – 5915 E. Raines – dba – “Raas Amoco”
Date of Violation: Saturday, January 5, 2013
Business Began: 02-02-2002
Officers: Wright #11063, Dugger #11385
The owner stipulated to the charge. Commissioner Jones, proposed a \$100.00 fine along with 60 day probationary period or 30 day suspension of the Beer Permit . Commissioner Post seconded. The motion passed. The owner accepted the fine.
17. Rafat M. Khmous – 5393 Winchester – dba – “Z Market”
Date of Violation: Satuday, January 5, 2013
Business Began: 06-16-2010
Officers: Harris #12035, Mell #11125, Scruggs #1088
The applicant was not present. Commissioner West, moved to “Indefinitely Suspend” the Beer Permit at the location. Commissioner Jones seconded. The motion passed.
18. Mohammed I. Salameh – 5470 Winchester – dba – “Express 7/11 Market #1”
Date of Violation: Saturday, January 5, 2013
Business Began: 06-02-2010
Officers: Harris #12035, Mell #11125, Scruggs #1088
The owner stipulated to the charge. Commissioner Jones, proposed a \$100.00 fine along with 60 day probationary period or 30 day suspension of the Beer Permit . Commissioner Post seconded. The motion passed. The owner accepted the fine.

19. Murphy Oil USA, Inc. – 7705 Winchester – dba – “**Murphy #8674**”

Date of Violation: Saturday, January 5, 2013

Business Began: 08-15-2012

Officers: Dugger #11385, Wright #11062

Attorney Jim Curry had previously requested to continue the hearing until May 15, 2013 meeting.

Commissioner Jones moved to continue the hearing until May 15, 2013 meeting. Commissioner Post seconded. The motion passed.

X. Adjournment - There being no further business to come before the commission, ***Commissioner Bryan moved for adjournment at approximately 10:55 a.m. Commissioner Post seconded. The motion passed.***

Eugene Bryan – Chairman

Aubrey J. Howard – Executive Secretary