

MINUTES
BEER BOARD MEETING
OCTOBER 19, 2007

The Jackson, Tennessee Beer Board met at 3:00 p.m. on Friday, October 19, 2007, in the Council Chambers at City Hall. Board member Johnny Dodd was present. Board member Charles Rahm was connected by telephone and Board member Charles “Pepper” Bray was absent. Also present were Brandon McWherter, City Attorney; Jackson Police Investigator, Wes Stilwell; and Anita Brooks, recorder of the minutes.

The meeting was called to order. On the motion of Board member Rahm seconded by Chairman Dodd, the minutes from the October 2, 2007 meeting were approved.

BEER APPLICATIONS:

Chairman Dodd presented an application for a business known as Snappy Mart #26, located at 2016 South Highland Avenue, for “selling, storing and distributing for consumption off the premises.” Ms. Jolicia Gunn, manager, was present. On the motion of Board member Rahm, seconded by Chairman Dodd, the application was approved 2-0.

SHOW CAUSE HEARINGS:

Attorney McWherter advised that Mr. Dhalai was here today for a show cause hearing that was initially set for October 2, 2007, for an establishment known as Friendly Market #2, located at 1291 North Highland Avenue. Mr. Fahed A. Dhalai advised that he didn’t show up for the hearing on that date because he didn’t receive notice of the hearing. Mr. Dhalai further advised that he sold the business in July 2007.

Investigator Wes Stilwell read testimony that an underage person was able to purchase a six-pack of Bud light beer on April 26, 2007 from a store clerk identified as Mohammed Bubak. Investigator Stilwell further advised that Mr. Bubak pled guilty to the charge of selling alcohol to a minor in Jackson City Court and received a suspended sentence along with a fine. Investigator Stilwell noted that although this was Mr. Bubak's first offense for selling alcohol to a minor at the establishment, it was the second offense to happen at the store. Mr. Dhalai did not dispute the fact that the alcohol sale to the minor did occur at his establishment when he owned the business. Mr. Dhalai also advised that he no longer had any ownership or financial interest in the business as it existed today. After confirming with Mr. Dhalai that he was the owner of the business at the time of the infraction and that Mr. Dhalai did not receive the show cause hearing notice for the last hearing and no longer owned or had an interest in the business or any other business in Jackson, the city attorney recommended the vote taken by the board at the last meeting be voided and another vote taken today. The board members had no objections to the city attorney's recommendation. Board member Rahm made a motion to assess Mr. Dhalai, a civil penalty of One Thousand Five Hundred Dollars (\$1,500.00) for the unlawful sale of alcohol to a minor at the location while it was under Mr. Dhalai's ownership. Chairman Dodd seconded the motion and the motion passed 2-0.

With no further business, the meeting was adjourned.

JOHNNY DODD, CHAIRMAN