

Finance & Administration Committee Meeting
July 16, 2019
4:00 p.m.

- 1. Introduction Mark Herbison – Mayor Justin Hanson**
- 2. Request from Covington Seventh Day Adventist Church - Director Lessie Fisher**
- 3. Beer Ordinance – Responsible Vendor – Director Lessie Fisher/Drug Free Tipton**
- 4. Vehicle Purchases – Public Works Director David Gray**
- 5. USDA Grant Opportunity – Walt Downing**

June 20, 2019

Mayor Justin Hanson

P.O. Box 768

Covington, Tn. 38019

Dear Mayor Hanson:

We own properties located at 211/213 Warring Ave. This property has a jointly shared alley which is Lot 4. It has come to our attention that when petitioned, the City of Covington will quitclaim unused Alleys to adjoining property owners.

Please consider this letter as our request for the City Covington to quitclaim to us the portion of the Alley that adjoins our above-mentioned properties.

Church Treasurer

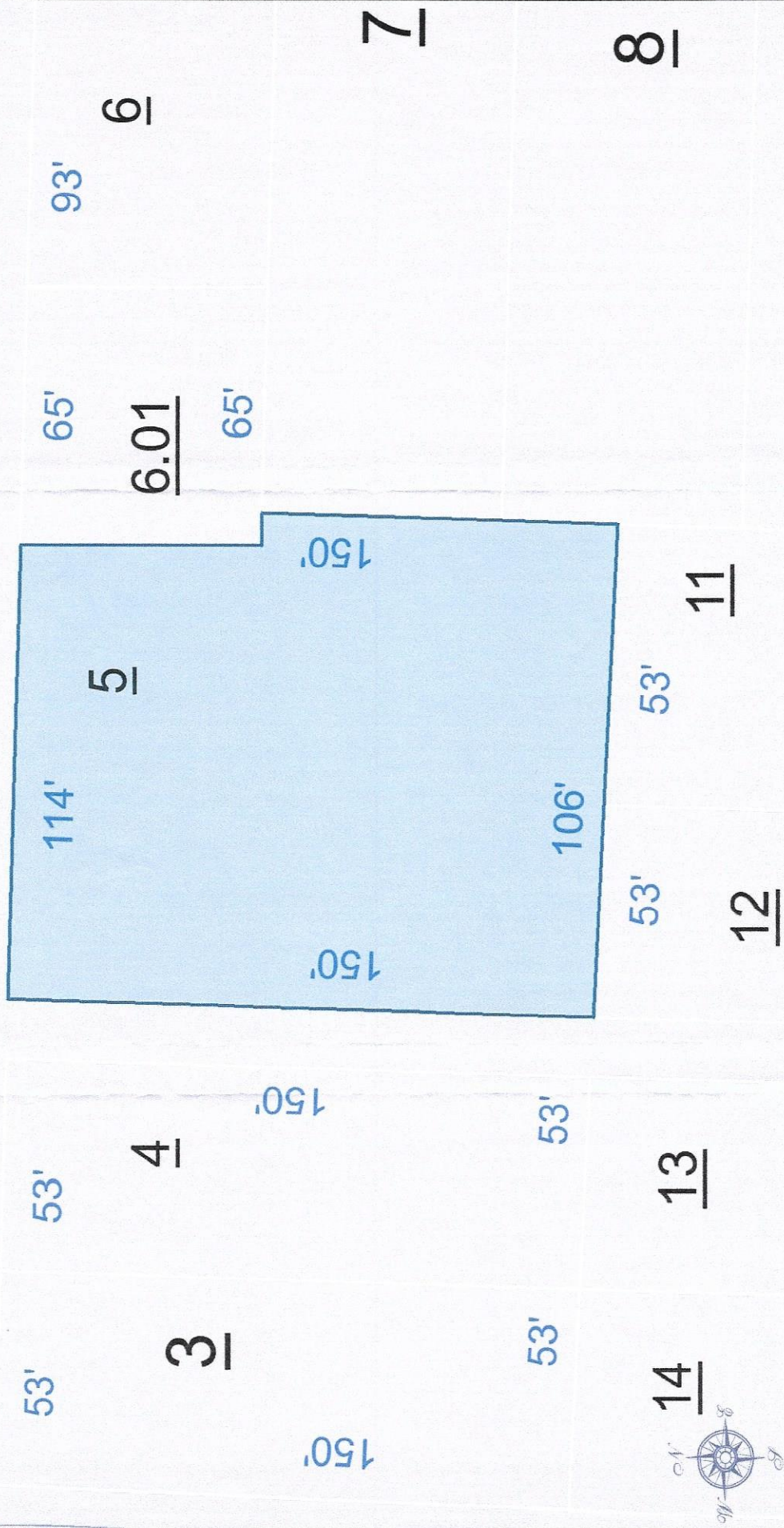
A handwritten signature in cursive script that reads "Reginald Rogers".

Reginald Rogers

Alley

Warring Ave

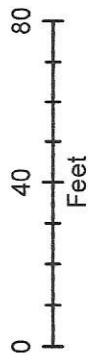
Troy St



TIPTON COUNTY, TENNESSEE

DISCLAIMER: THIS MAP IS FOR PROPERTY TAX ASSESSMENT PURPOSES ONLY. IT WAS CONSTRUCTED FROM PROPERTY INFORMATION RECORDED IN THE OFFICE OF THE REGISTER OF DEEDS AND IS NOT CONCLUSIVE AS TO LOCATION OF PROPERTY OR LEGAL OWNERSHIP.

MAP DATE: May 16, 2019



July 11, 2019

RE: request from Covington Seventh Day Adventist Church for the City of Covington to quitclaim the Alley on the West side of their lot to them.

The alleyway runs south from Warring Ave to Able Ave approximately three hundred feet (300') in length and is approximately fifteen (15') wide. The alleyway appears to have been abandoned for many years. Currently there are no known city nor public utilities nor drainage systems being utilized through the alleyway per Director David Gray. The alleyway does not appear to serve any useful purpose to the City of Covington.

As you can see from the GIS map attached there are four (4) property owners along the alleyway that may need to be considered when addressing this request.

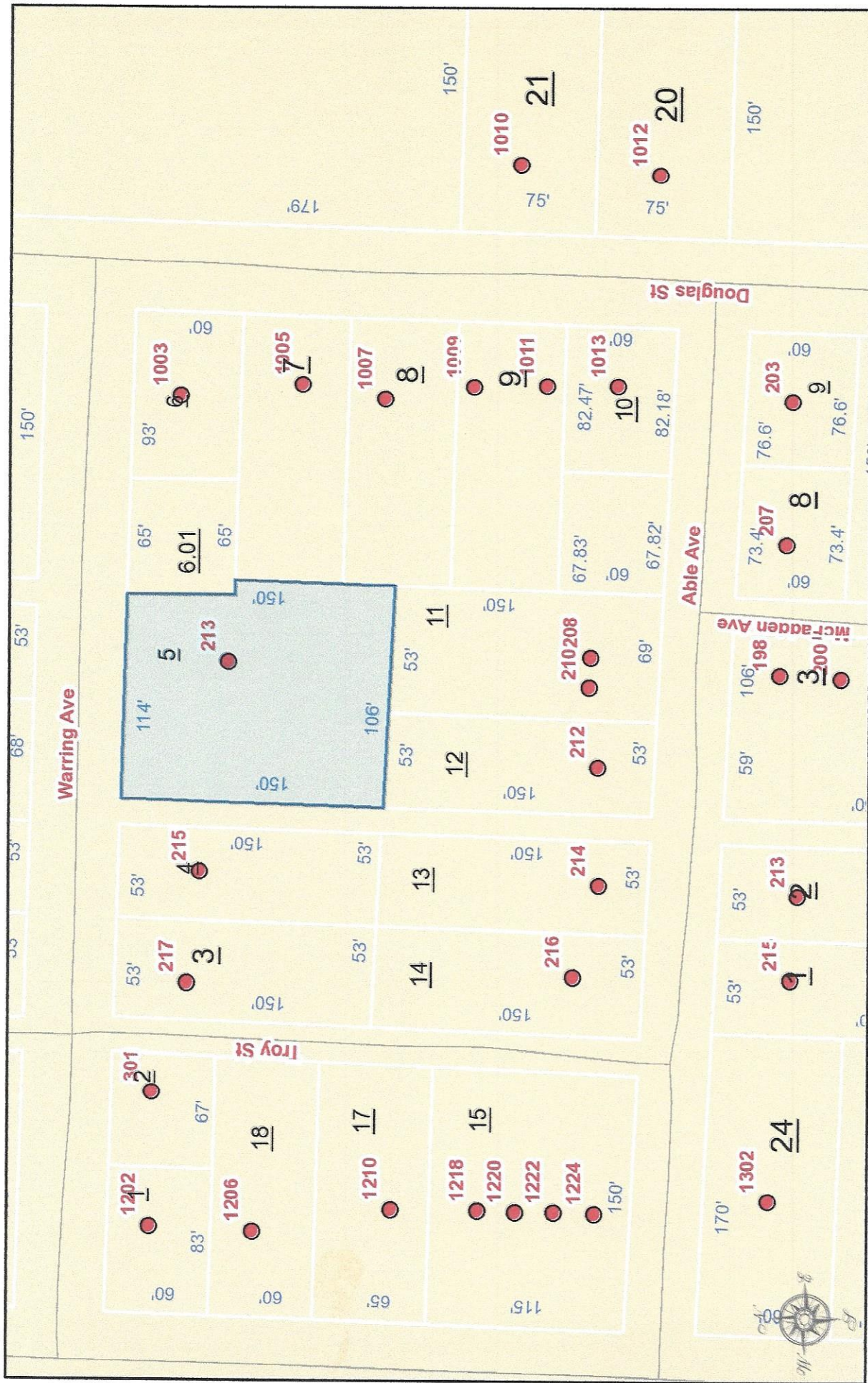
1 – Ky-Tn Conf Assoc of Seventh Day Adventists – 213 Warring Ave.

2 – Peter Simonton – 215 Warring Ave

3 – Lance Scoggins – 212 Able Ave

4 – Richard A Whitehorn ETUX Virginia H – 214 Able Ave

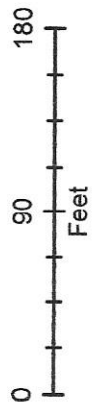
Request for Alley

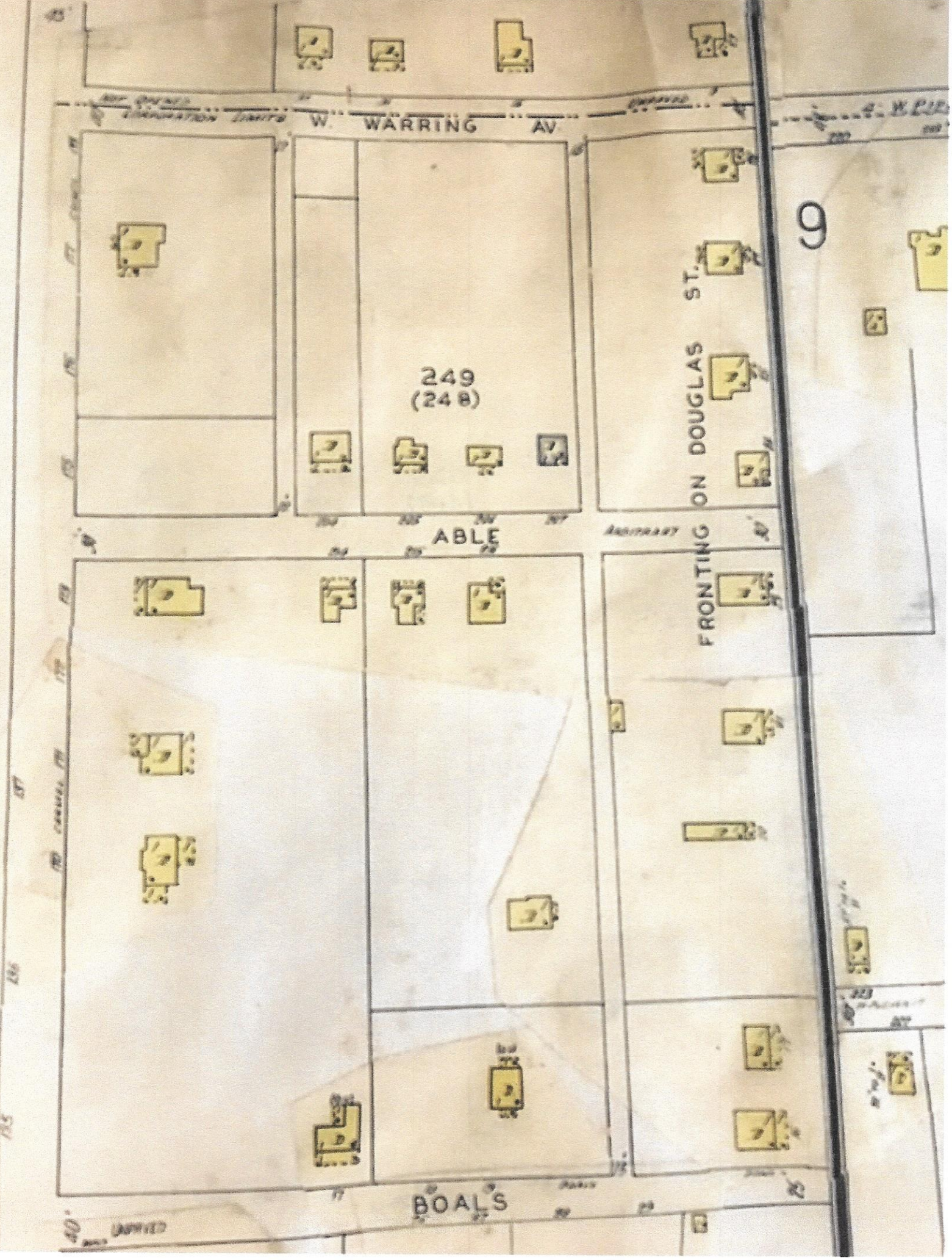


TIPTON COUNTY, TENNESSEE

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MAP DATE: July 11, 2019





County, Tennessee
Board of Commissioners

RESOLUTION NO.

**RESOLUTION REQUIRING MINIMUM MANDATORY TRAINING
REQUIREMENTS FOR EMPLOYEES OF BEER PERMIT HOLDERS**

WHEREAS, in order to protect the health, safety and welfare of _____ County citizens, the
County Beer Board desires to adopt minimum mandatory training requirements for all
employees of beer permit holders; and

WHEREAS, *Tennessee Code Annotated, Section 57-5-105 (j)* provides that:

A county legislative body may impose training or certification restrictions or requirements on employees of a permit holder, but such restrictions or requirements shall not apply to any employee who is possessed of a server permit issued by the alcoholic beverage commission pursuant to chapter 3, part 7 of this title.

WHEREAS, the Beer Board passed this resolution by unanimous vote on May 27, 2014 and strongly encourages the Board of Commissioners approve this measure for the safety of all citizens.

NOW THEREFORE, BE IT RESOLVED by the _____ County Board of Commissioners
meeting in regular session this 21st day of July 2014 that:

Section 1: No person holding a permit or license to sell beer in the county, outside the municipal limits of _____ shall allow any employee to sell or serve beer unless that employee has attended and completed a program of alcoholic beverage sale or server instruction approved and certified by the Tennessee Alcoholic Beverage Commission.

Section 2: No employee of a person holding a beer permit or license to sell beer in the county, outside the municipal limits of _____ shall be allowed to sell or serve beer unless that person has attended and completed a program of alcoholic sale or server instruction approved and certified by the Tennessee Alcoholic Beverage Commission.

- A) New employees of permit holders will have thirty (30) days to obtain proper certification from the date of hire.
- B) Certificate of training is transferable between alcohol outlets except for outlets that are certified Responsible Vendors by the Tennessee Alcoholic Beverage Commission.

C) Employees holding a valid Tennessee Alcoholic Beverage Commission certification or license shall be exempt from the terms of this resolution.

Section 3: Employees of permit holders shall annually complete a program of alcoholic sale or server instruction approved and certified by the Tennessee Alcoholic Beverage Commission.

Section 4: Documentation demonstrating compliance with the terms of this resolution shall be maintained on premises and shall be available for inspection by proper authorities at all times.

Section 5: The County Beer Board may issue Show Cause Orders to any permit holders or employees to command their presence and answer charges before the Board upon information and belief received that a violation of this resolution has occurred.

Section 6: Failure to comply with annual training requirements will result in the suspension of a beer permit for up to ten (10) days, or in the alternative, the imposition of a monetary fine. Underage sales violation shall be punishable by permit suspension, revocation and/or monetary fines commensurate with the attached *Exhibit 1*.

Section 7: The County Clerk shall cause a copy of this resolution to be mailed to all beer permit holders within thirty (30) days of passage and all new applicants shall be provided a copy of this resolution at the time of application.

Section 8: The terms of this resolution are hereby incorporated by reference in the County Beer Board Rules and Regulations.

Section 9: If any provision of this resolution shall be invalidated by a court of law the remaining sections shall remain valid, effective and enforceable.

Section 10: This resolution shall take effect ninety (90) days from the date of passage of this Resolution.

DULY RESOLVED, PASSED AND APPROVED this day of .

, County Commission Chair

, County Mayor

ATTEST:

County Clerk

EXHIBIT 1

A vendor whose agent sells or distributes beer to a minor shall be guilty of an offense and shall be punished by the Anderson County Beer Board as follows:

- (1) For a first offense:
 - (a) a vendor who has received certification from the Alcoholic Beverage Commission pursuant to the Tennessee Responsible Vendor Act of 2006 shall be fined not less than five hundred (\$500.00) dollars nor more than one thousand (\$1,000.00) dollars in lieu of suspension; or,
 - (b) a vendor who has not received certification from the Alcoholic Beverage Commission shall be fined not less than five hundred (\$500.00) dollars nor more than two thousand, five hundred (\$2,500.00) dollars in lieu of suspension.
- (2) For a second offense:
 - (a) a vendor who has received certification from the Alcoholic Beverage Commission pursuant to the Tennessee Responsible Vendor Act of 2006 shall be fined one thousand (\$1,000.00) in lieu of suspension; or,
 - (b) a vendor who has not received certification from the Alcoholic Beverage Commission shall be fined not less than one thousand (\$1,000.00) dollars nor more than two thousand, five hundred (\$2,500.00) dollars in lieu of suspension.
- (3) A vendor who is guilty of an offense shall not be considered a repeat or multiple offender and subject to the enhanced penalties described in this section if twenty-four (24) or more months have elapsed between the date of the present offense and the date of any preceding violations.
- (4) A Responsible Vendor's certification shall be revoked if it has two (2) offenses within a twelve (12) month period.
- (5) All fines shall be paid within seven (7) calendars days of assessment or permit will be suspended on the 8th day.

[< Previous](#)[Next >](#)**Tenn. Code Ann. § 57-5-106****Copy Citation**

Current through the 2018 Regular Session.

Tennessee Code Annotated **Title 57 Intoxicating Liquors** **Chapter 5 Beer** **Part**
1 General Provisions

57-5-106. Licensing powers of cities, towns, and Class B counties.

(a) All incorporated cities, towns and Class B counties in this state are authorized to pass proper ordinances governing the issuance and revocation or suspension of licenses for the storage, sale, manufacture and/or distribution of beer within the corporate limits of the cities and towns and within the general services districts of Class B counties outside the limits of any smaller cities as defined in § 7-1-101 and to provide a board of persons before whom such application shall be made, but the power of such cities, towns and Class B counties to issue licenses shall in no event be greater than the power herein granted to counties, but cities, towns and Class B counties may impose additional restrictions, fixing zones and territories and provide hours of opening and closing and such other rules and regulations as will promote public health, morals and safety as they may by ordinance provide. The ordinance power granted to a municipality by this subsection (a) does not permit a municipality to establish residency requirements for its applicants. The ordinance power granted to a municipality by this section does not permit a municipality to impose training or certification restrictions or requirements on employees of a permittee if those employees possess a server permit issued by the alcoholic beverage commission pursuant to chapter 3, part 7 of this title.

(b) Cities, towns and Class B counties may authorize the sale of beer in the rooms of regularly conducted hotels and motels and in regularly incorporated clubs and lodges.

(c)

(1) Notwithstanding subsection (a), any county that is the owner of property used as a park that is within the corporate boundaries of a municipality within that county has the exclusive authority to issue, revoke, and suspend licenses for the storage, sale, manufacture, and distribution of beer within the boundaries of the park consistent with the county rules governing the issuance, revocation, and suspension of licenses for other locations in the county, except there is no restriction of distance from residences or churches, schools, or other public gathering places.

(2) This subsection (c) applies only in counties with a population of not less than one hundred seventy-two thousand three hundred (172,300) nor more than one hundred seventy-two thousand four hundred (172,400), according to the 2010 federal census or any subsequent federal census.



Document: Tenn. Code Ann. § 57-5-106

HISTORY

Acts 1933, ch. 69, § 10; C. Supp. 1950, § 1191.14; Acts 1965, ch. 321, § 3; T.C.A. (orig. ed), § 57-208; Acts 1981, ch. 377, § 1; 1983, ch. 386, § 6; 1993, ch. 297, § 7; 1993, ch. 451, § 3; T.C.A., § 57-5-108; Acts 1995, ch. 396, § 8; 2018, ch. 944, § 1.

TENNESSEE CODE ANNOTATED

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Drug Free Tipton

Responsible Vendor FAQ

- What is Responsible Vendor Training?

Responsible Vendor Training is a course that includes important information about employee and company liability, laws regulating the sale of alcohol, how to properly check IDs, and company policy.

- Where is the Responsible Vendor training offered?

You can get information on training that is offered through Drug Free Tipton. Contact Sierra Butler at drugfreetipton@gmail.com or call (901) 378-0545.

- What is the cost of the training?

The online training is 15.00 and Tipton County Coalition will gladly do a private classroom for ——— (per person?)

- What is the difference in Responsible Vendor training and being a Certified Responsible Vendor?

Having the training will help you better understand the laws regulating the sale of alcohol and can also greatly reduce insurance premiums. This is the training your Beer Board is requiring for all employees.

To be a Certified Responsible Vendor a business must go through steps to register with the Tennessee Alcoholic Beverage Commission for each location they would like to have certified. Once all of the requirements have been completed and fees paid, each store will have a certification from the TABC.

- What is the advantage of being a Certified Responsible Vendor?

Responsible Vendors cannot be fined more than 1500.00 or have their license revoked on the first offense of selling to a minor. This is true for the second offense if it is not within one (1) year of the first.

However, if a Responsible Vendor is cited for selling alcohol to a minor within a certain amount of time the TABC will revoke the certification and the Beer Board can take whatever measures they see fit.

- What is the process of becoming a Certified Responsible Vendor?

Please contact the training department at the Tennessee Alcoholic Beverage Commission for this information.