

1 Commissioner Grubb Mr. Chairman, we do have a couple of items that I think there are
2 people who want to talk about. The first is a request by Painting With a
3 Twist for bring your own into that facility. So, at your pleasure, Mr.
4 Chairman, I think there are people who would like to talk about that
5 issue.

6 Chairman Huskey Can someone offer a summary of what this matter is about---Painting
7 With a Twist? Mr. Rothenberg?

8 David Rothenberg Thank you, Chairman. Basically, Painting With a Twist is a retail
9 outlet in Marion County. The concept are that you sign up via the
10 Internet, or I guess you can sign up in person, and you participate in a
11 class along with friends, or by yourself, in which a certified instructor
12 teaches you how to paint. The policy thus far has been discontinued
13 upon the Excise Police request, is that you are allowed to bring your
14 own wine, or whatnot, and share that with your friends. They do not
15 serve alcohol there. They do not serve food there. Really the question
16 revolves around whether or not this particular business falls under
17 public entertainment under IC 7.1-5-8-4. If it does, in fact, then they
18 need a permi,t in which case they would be barred from allowing their
19 customers from bringing in their own bottles. If it does not, then it
20 won't require a permit and whatever may happen may happen if the
21 Excise Police on the south side really want to give the policy, or
22 administrative sanctions that we can place on them. Those are the basic
23 facts.

24 Huskey So their assertion is that they don't need a permit and that this is
25 permissible by law.

26 Rothenberg Their assertion is that it is not public entertainment.

27 Huskey This matter we will open for public discussion if others would like to
28 weigh in on this. I see Mr. McKean chomping at the bit, so...

29 Jeff McKean I'd be happy to. I don't know to what extent you want me to go into
30 detail. I did provide Mr. Rothenberg with a memorandum that I believe
31 I've shared with most people here. I'll just try to summarize that very
32 concisely. I do have my client with me today, Rob and Peggy Laux.
33 They operate Painting With a Twist, which is a new business. I think
34 the summary is accurate. They have instructors who all have art
35 degrees. They are at the front of the class. There will be a group of 20
36 or 30 people that come in. They are all painting the basic concept. The
37 person up front is instructing them. We believe that they do not meet
38 the definition of entertainment. I think it's important to look at the
39 statute that is involved is 7.1-5-8-4. I think everybody agrees that this
40 is the one provision that would control on this. But it's very important
41 the use of the word "entertainment" in that statute needs to have
42 meaning. The legislature easily could have said no businesses are
43 allowed to bring alcohol on premise, or you can't have alcohol in public
44 area, but they specifically talk about a place of public entertainment.
45 When you look at the definition of entertainment, it's not defined in 7.1
46 directly, although there is a definition of entertainment complex under
47 7.1 and that is defined as the site for the performance of musical,

48 theatrical, or other entertainment. So I think that is helpful because it
49 talks about a performance. That's not what is occurring here. There is
50 another provision found in Title 22 that talks about the types of
51 businesses that have to get permits. If you're an amusement or an
52 entertainment business, you've got to get an amusement or
53 entertainment permit. When you look at the definition there, they give
54 you sort of a laundry list of the types of businesses that would be
55 required to have permits and I've recited that for you in the memo. It's
56 places like theaters, opera houses, movie theaters, dance halls,
57 nightclubs, social and fraternal halls. None of those describe this type
58 of business. When you look at those definitions and then if you look at
59 the common definition of what we consider to be entertainment, and
60 I've recited several different dictionary definitions, entertainment
61 generally involves an audience, a performance where people are there
62 to watch. This is a different type of thing. They are participating.
63 There is an educational component to it. There could be situations
64 where you could take certain things, it might be an activity or
65 educational and create entertainment by bringing in an audience, but
66 that's not the primary focus of what's going on here. We think they
67 don't meet the definition of entertainment. I think it's important for the
68 commission not to read this particular provision too broadly because it
69 could have some impact in some other areas. And the other point I
70 would like to make, there are...this issue came about from a competitor,
71 who has a similar type of business. They have chosen to have an

72 alcoholic beverage permit at their business and that's their choice.
73 They can serve. They can profit from selling the alcohol. But if the
74 law doesn't preclude my client from operating this type of business and
75 allowing people to bring their own alcohol on site and not profit from it,
76 those are two very different things. So, we see the competitor and what
77 they want to do is very different from what my client intends to do and I
78 think both can operate harmoniously. It's our understanding that
79 despite the complaint, this is not an issue that's created problems. I will
80 state that we believe this type of arrangement has been going on for
81 years and years---probably more than a decade where these types of
82 businesses have allowed someone to come in while they are taking
83 lessons, have a glass of wine, have a beer. As an example, my client
84 also has a sculpting business called Pottery by You that he's operated
85 for about a dozen years. He has allowed his customers to bring in a
86 beer, or a glass of wine. He has been doing this consistently for more
87 than a decade. So when he started this business, it was a surprise to him
88 that someone would have a concern because we don't believe the law
89 precludes this type of activity. I'd be happy to answer any questions
90 you may have.

91 Huskey Anyone have any questions?

92 Melissa Coxey You said the definition of entertainment typically there is an audience?

93 McKean Often times.

94 Coxey Often times there is an audience. And, so in viewing, couldn't the
95 attendees be considered an audience for the person conducting the
96 class?

97 McKean I don't think so. I don't think that's the type of...we talk in here about
98 the primary purpose being for to be entertained, to be amused. That's
99 not the function of why they are there. Now, I think if what was going
100 on...well, the example I gave in my memo, I think you could have
101 someone doing painting, or maybe doing painting instruction in a way
102 where you brought in an audience. They are not participating. They
103 are simply watching the entertainment, where that could be
104 entertainment. But what's going on here, they are there for the purpose
105 of learning to paint. The instruction component is the primary purpose
106 for being there. And, again, I think that's where you get in to how
107 broadly do we want to define entertainment? If you were to say that
108 anytime a public facility had music, that was entertainment---well, then
109 is every elevator, every doctor's office that has background music....so
110 I think you have to look at the primary purpose of what the activity is.

111 Huskey You asked part of the question I was going to ask. Thank you very
112 much. The other aspect of that is how much interaction does this
113 instructor have with those participating in the class, or how much hands
114 on interaction do they have helping them learn?

115 McKean Sure. I think Rob or Peggy would be better to answer that.

116 Huskey Please state your name.

117 Rob Laux My name is Rob Laux. L-a-u-x. They have lots of interaction. It's sort
118 of based on the customer. So, if the customer is stuck and is having an
119 issue with a part or unhappy with part of their painting, the instructor
120 will actually pick up the paintbrush and assist them a little bit. The
121 entire time this is happening it is very interactive. The instructor is
122 constantly walking up and down the aisles making sure people
123 understand what is being taught, making sure they are feeling
124 comfortable with what is being taught and that they are understanding
125 what they are trying to accomplish so they are actually learning
126 something, so when they leave, they can leave with a finished product
127 in their hand and a painting that they are proud of. It's something that
128 they can go home, hang it up on their wall and say, "look what I did."
129 So, it's very interactive. But, if you don't want to, they won't force you
130 to.

131 Huskey Thank you. Mr. McKean, you said you believe that by looking at this
132 statute broadly it may have impact to other areas. What impact do you
133 think this would have on other areas?

134 McKean I would just be concerned that if entertainment was...if someone were
135 to take away the word entertainment to where it was just any public
136 place---and I gave some examples in there. I think there are a lot of
137 public places where people are allowed to bring alcoholic beverages
138 and they generally are not considered entertainment. A campground
139 would be an example. There's a lot of recreation activities and different
140 things going on, but I think in general there are public campgrounds

141 where you can bring a cooler and that's not necessarily considered
142 entertainment. The absurd examples the one I gave about the
143 background music in a doctor's office—that's entertainment. That is
144 certainly absurd.

145 Huskey They do call that entertainment, though.

146 McKean I don't know. I just think the statute's got some confines. I don't think
147 this is the example that goes outside of that. I think the history of these
148 types of businesses--they've not created issues and problems. I
149 understand that there is a competitor that may not like this, but I think
150 it's something that's permitted under the law.

151 Huskey Anything further?

152 Dave Johnson May I?

153 Huskey Mr. Johnson.

154 Johnson Sir, you have more than one student at a time. Is that correct?

155 Laux That is correct.

156 Johnson How many are usually there?

157 Laux Well right now, not as many as I would like. We are right now
158 averaging about a dozen. I'd like to have it closer to 20 or 30. We try
159 to keep our student to teacher ratio to 1:12. So as we ramp up more and
160 more people, we add more and more artists to keep the ratio. And, if
161 you are not painting, you are not allowed to be in the facility.

162 Johnson So everybody is working on a project then.

163 Laux Right.

164 Johnson Do they talk to each other about each other's paintings?

165 Laux Yes. There's no rules for or against that.

166 Johnson You talk to them when you are trying to assist them.

167 Laux That's correct. Ask them and make sure they are comfortable. Do they
168 like what is happening? Do they have...sometimes when someone is
169 instructing they say, "Take this brush and just dab it." Some people
170 don't understand. "What do you mean by dab? Like this, or like this?"
171 So there's a lot of instruction explaining what does dabbing mean. Or
172 when mixing two colors, a lot of times people are concerned about a
173 little bit and what that does mean. We try not to use language that
174 people do not understand.

175 McKean I guess one comment I would have is we certainly want this to be an
176 enjoyable experience. Obviously, it's a business. We are not trying to
177 say that people don't come and enjoy the experience.

178 Johnson I'm wondering if we're not focusing on the wrong word. I think it's
179 clearly entertainment. But, is it public? I mean, these people are
180 entertained, or they wouldn't go take these lessons and be with those
181 people. It's entertaining to them. But, I think maybe the question is
182 whether or not it's public.

183 McKean But, the reason that that focus is in material is the statute says, "public
184 or private." So, whether it was public or private, it's still covered by
185 the statute. So if you want to call it private, that's fine. But, it really
186 comes down to whether or not it's entertainment.

187 Coxey If you have nothing else to offer, I think there are other people who
188 want to.

189 McKean Thank you.

190 Huskey Please state your name.

191 Alex Intermill Alex Intermill, Bose McKinney and Evans. I also have a client that has
192 a similar issue. Jeff and I have discussed this at length. I second his
193 comments and his position on the law. He just brought up the word
194 “enjoyment”. I think when we look at it, entertainment is not
195 necessarily enjoyment. I enjoy mowing my lawn, so is that now a place
196 of private entertainment because I enjoy that and I take a beer out with
197 me, or if you take a boat out on Geist you have to pay a drop fee, or a
198 slip fee to have your boat there. Certainly, there is no shortage of
199 people enjoying that atmosphere and having some alcoholic beverages
200 that they bring on to those premises. So, I think entertainment does
201 have to be given the meaning that the legislature intended. The law is
202 clear on that. And, I think it should be narrowly construed. These are
203 enjoyable classes, but they are classes. It’s not in the same spirit of
204 entertainment that we believe the legislature intended.

205 Coxey So, if someone were to go get a pedicure, let’s say. They would clearly
206 be enjoying that, but you wouldn’t believe that that would be
207 entertainment?

208 Intermill No. They are receiving a service. Thank you.

209 Huskey Are there others who desire to make comments at this time?

210 Marc Carmichael Can I ask a question, Mr. Chairman?

211 Huskey Sure. State your name.

212 Carmichael Marc Carmichael with the Indiana Beverage Alliance. Jeff, Painting
213 With a Twist, what does “With a Twist” mean in the name of the
214 company?

215 McKean The company is a national franchise. I think it’s fair to say the twist
216 probably has a reference to a twist...

217 Carmichael a lemon twist---not a twist on painting.

218 McKean I don’t know.

219 Carmichael Perhaps a twist in a drink.

220 McKean Perhaps a double entendre.

221 Carmichael So, and...

222 McKean Let me finish. It is a national concern and it’s one where as you know
223 as well as anybody in this room, the alcoholic beverage laws in the 50
224 states are very, very different. So, there are facilities in certain states
225 where they might have permits. There are states where BYOB is
226 expressly stated. You can come and...there’s all sorts of different laws.
227 And, you would probably find throughout the country and I don’t know
228 how many franchises are across the country, you would find very
229 different situations.

230 Carmichael My point is though that then the promotion of this company, the
231 promotion of this experience is painting and drinking.

232 McKean I don’t know if that’s accurate.

233 Huskey That’s what their national website says.

234 Carmichael Okay, so that is kind of the promotion.

235 Huskey It says, “A little bit of paint, a little bit of wine and a whole lot of fun.”

236 Dale Grubb Jeff, is the option as to whether or not to permit, or to bring your own?
237 I understand it's dictated somewhat by state laws, but left to the
238 discretion to the franchisee?

239 McKean Yes.

240 Grubb If I understand your memo correctly, the facility in Fort Wayne is
241 owned by a different operator and...

242 McKean Yes. Our understanding is there's been an application for a Painting
243 With a Twist in Fort Wayne, by a completely different operator, and
244 they are actually seeking a permit. I don't know...I couldn't find if that
245 has been filed yet, but I've been told that they are seeking that.

246 Grubb It would seem from a financial standpoint that the franchisee would
247 always want a permit so they might profit off the alcohol. Why would
248 you not want to? Too many constraints on the permit?

249 McKean Rob can answer that. There are certain operators may not want to
250 be...we talk about the percentage of people who bring wine or bottled
251 beer is fairly low.

252 Laux One of the things we do not want is to become a keg party. We don't
253 want people to come there to get drunk. We don't want to be the
254 promotion of our livelihood being on encouraging people to drink more.
255 Our purpose of doing this...our rationale for getting into this business
256 in the first place was to be able to teach people, to get people to feel
257 good about what they can create. A lot of people come in and say they
258 can't draw a stick figure and I say, "That's good. We're not teaching
259 stick figures tonight. We're doing something else." We want the

260 emphasis to be on the class, not on the drinking. Also, the folks in Fort
261 Wayne are taking a different direction. In addition to doing what we
262 are doing, they want to have a showcase where they can sell their local
263 artwork. They want to make it into also sort of an art gallery. They
264 want to take the business in a different direction. They want to have
265 live music on Friday nights. They want to be able to sell their artwork,
266 things like that. Those are all things we are not interested in. Do not
267 have any intention of doing. Have no plans of ever doing anything.
268 Our purpose is teaching classes and that's all we will do in that facility.
269 Huskey And, so, but being part of the franchise, because the franchise is really
270 kind of set of a fun night out, an enjoyable night out, those kinds of
271 things and a good time to have, kind of a party atmosphere---and I'm
272 kind of going by what the website says from their franchises. It is a
273 party atmosphere for an opportunity to kind of have a good time. So,
274 how would the commission differentiate, if you would, from your
275 location and others who use the same name, same branding, same
276 model, but are formulated under this franchise of Painting With a Twist,
277 how would you, Mr. McKean, how would you assume that the
278 commission could differentiate this out from those that want to have a
279 little bit of an expanded business model?

280 McKean Sure. Sure. By looking at the statute. By looking at whether or not
281 what's going on there is entertainment. If they want to have a gallery
282 and they want to have live music and all that, then the statute would say
283 that you can't allow people to do it. You would need a permit. But, if

284 they're operating, Rob and Peggy are operating their business in a
285 manner that does not meet the statutory definition, I think that's where
286 the commission can draw the line. If what they are doing is not
287 entertainment, then if someone wants (inaudible). And again, by no
288 means and similar to Mr. Intermill's comment, we do want it to be
289 enjoyable. Hopefully, we'll have fun and find this a pleasurable
290 experience. But, I think that that can occur without it being defined as
291 entertainment.

292 Coxey Let me ask you this because in a former life we had discussions about
293 this.

294 McKean Sure.

295 Coxey I guess I'm not clear on the end game or why the commission should
296 even take action on the request, because as I have stated before, I don't
297 think this is the jurisdiction of the commission. This is the jurisdiction
298 of the county prosecutor. The commission doesn't have authority over
299 non-permit holders. Excise does. Excise has authority over entities that
300 don't hold permits, but the commission doesn't.

301 McKean Right.

302 Coxey Without respect to what the commission believes, it really in the end
303 doesn't matter if the county prosecutor believes that this meets the
304 definition of public entertainment. I guess, what is the purpose of
305 having the commission vote on it today?

306 McKean We've talked about this a lot. I see both sides of that. We are here
307 before you...let me backtrack a little bit. We started out this process by

308 asking this question. Back in January we talked about it. Never trying
309 to hide anything. Excise came into my client's business before they
310 were ever even open, while they were just putting things together. The
311 first time they came, they talked about this issue.

312 Laux They received a complaint.

313 McKean They received a complaint before they opened and then have come back
314 since and they warned them. We consider Excise to be under the
315 umbrella of the commission and we thought this was the natural first
316 stop. If, for instance, and I've had these discussions with Mr.
317 Rothenberg. If the commission says, "Look, we can't do anything to
318 you good or bad, either way. We're going to back out of this." Title
319 7.1 is your title. I thought this was the natural, first, stopping point.
320 And, I understand you and I have talked about this. You may say, "Go
321 for it, Jeff. It's fine." The prosecutor may disagree. Or, you may say,
322 "Jeff, you can't do it." And, the prosecutor may disagree. So, if the
323 commission decides to back out...and at one point I think we were kind
324 of given the guidance that this is not our deal and we understood that to
325 mean Excise as well. But, then it came back and there was a warning
326 issued and all of that. I talked to Mr. Rothenberg and we would be
327 happy to go down and sit down with somebody in the prosecutor's
328 office and change the name on the top of the memo and say, "We don't
329 think this is entertainment." We want some guidance. We
330 want...they've got people coming into their business. They don't want
331 somebody showing up and trying to arrest people. They are trying to

332 run a business. They are trying to be law abiding citizens. We want
333 some guidance and some consistency. If the commission can't give us,
334 probably the next stop is the prosecutor's office.

335 Huskey And, I have a great appreciation of your desire to have that matter
336 clarified before the commission, but I think there are two things we
337 have to consider here and we wanted to hear this matter too, to decide
338 whether or not we need to look at what next steps are, as well. The first
339 issue is is that while the Excise is under the umbrella of the ATC and
340 they are the enforcement arm of the Alcoholic Beverage Commission...
341 one of the things that the legislatures have to also decided is that Excise
342 are police and they fit under both Title 7.1, Title 9 and Title 35. So, the
343 Excise has the authority not only to cite for administrative violations,
344 they also have the authority to operate outside the scope of 7.1, under
345 criminal statutes and, therefore, can file these types of charges with the
346 prosecutor where they would be filed, not necessarily with the ATC. I
347 see your hand, Mr. Webb. I'll acknowledge you here in just a second.
348 So, that's the first area that we have to consider. The second thing, I
349 think, that we want to hear, or we desire to hear, is where is the future
350 of this going because this is not just one, but it is a future trend? One of
351 the things that we do know about Title 7.1 is that much of it was still
352 based on old 1935, 1940s and 1970s law and these types of business
353 models were not as prevalent during those time periods. We also have
354 to look at maybe this is a case where we have to make the legislatures
355 aware of these types of business models and see where they desire to

356 go. We're not a policy making agency, per se, but we certainly help
357 with developing policy by talking about those difficulties with new
358 trends. So, we wanted to make sure that we got those things reviewed.
359 I'm not saying that...we're not prepared to make a decision today on
360 anything anyway. We will definitely look at taking this under
361 advisement and providing some additional insights later on. Mr. Webb.
362 Mark Webb Thank you, Mr. Chairman, members of the commission. Mark Webb.
363 While I don't have a dog in this fight today, I do strongly support Mr.
364 McKean, Mr. Intermill in their desire to bring this to the commission,
365 because I do think that this is the right place to start out. This is...you
366 can't look at this concept in the abstract and not consider the
367 ramifications of Title 7.1. It is very clear that the legislature has given
368 basically, literally handed over lock, stock and barrel, interpretation of
369 Title 7.1 to the commission. The commission has an incredible, broad
370 amount of discretion in what it does. There is a specific (inaudible) cite
371 that says that the commission shall make its determination on...in the
372 manner that it thinks the public interest is best served. That's really
373 broad. And, it gives the commission a huge degree of latitude. Now,
374 one reason I would encourage you to come to a decision one way or the
375 other on this as it relates to the Excise Police. Why? Because at this
376 point, if, in fact, they are going into the establishment and either writing
377 warnings or citations, if the commission makes a determination that this
378 matter is we don't have a problem with it, but we can't speak for Terry
379 Curry, in the Marion County Prosecutor's Office...

380 Huskey

Or the other 92 county prosecutors.

381 Webb

Correct. But, keep in mind though, at least that gives a direction, in my opinion that gives direction to the Excise Police to say, "Look, if the ATC doesn't think this is a problem, we shouldn't be going in there and writing citations on behalf of the ATC." Now, that doesn't mean that they can't be called by the prosecutor's office saying, "I realize the commission has passed on this, but we don't like it and we're going to prosecute it." But, until that happens, I think that is valuable guidance for the business community that is coming to you and seeking some kind of clarification. Now, to your second point, yes, it is true that a lot of our laws and regulation address things that existed many years ago and don't exist today. I would tell you that you guys can make a decision, and again in my humble opinion, you guys can make a decision today. You are free to reexamine circumstances at any time. This commission is free to change its mind. I don't think it's a problem if the commission does change its mind, because you can't predict the future. You can say based on what has been presented to us today, this practice is...we don't have a problem with it. But, you may get complaints over the intervening years and at some point two or three years later you come back and say it's just not working for us. I think that's okay. But, again, I think what Jeff is talking about, what Alex is talking about are people that need guidance today. Whether you give it today...you might want to take a little more time to consider. I could be in a situation where I come to you and ask you for guidance. It's

404 because our clients need it. I hope that you'll make a decision and at
405 least consider these circumstances one way or another.

406 Coxey What do you think? Is it public entertainment?

407 Webb I don't think it's entertainment. I have never...you know, would if it
408 were so, I would love to have gone to a class to have been entertained.
409 I can't really say that I ever had that experience. I went there. I
410 learned. But, I really wouldn't call it entertainment. I think it's
411 instruction and I think you can draw the line of instruction versus
412 entertainment. It's participatory; as opposed to passive---just sitting
413 back there watching. I think they've got a valid point. I really do. But,
414 that's just my take.

415 Grubb I don't see the fire here. I appreciate your comments about allowing
416 policy to have the business move forward and I understand that it's
417 beneficial to the business. But, I'm not certain that all the interested
418 parties have had a chance to really think about this. I mean, this is very
419 arguable. If you go to Webster's 7, which Jeff quotes things in, one of
420 the definitions of entertaining is, "Something diverting, or engaging."
421 Well, it certainly seems engaging, or diverting. I don't know where I'll
422 fall, if I fall either way, but Mr. Chairman, I don't see the rush. It's
423 now public information and allows people to have a chance to think it
424 through over a couple three days until the next commission meeting.

425 Webb And, I totally agree with that. I did not mean...please don't take my
426 comments as suggesting that you need to rule today. I'm just saying
427 that after you've had a chance to digest everything, I think it's helpful

428 to the business community if you guys weigh in one way or the other.
429 That's all I'm saying. Nothing more. Nothing less.

430 Huskey Mr. Carmichael.

431 Carmichael I also think that the food issue needs to be addressed. Indiana
432 historically has always paired alcohol and food. So whether it's free,
433 made available, or whether if you carry-in alcohol you also carry-in
434 food. But, I think that you need to not ignore the food issue.

435 Huskey Thank you. I'm in agreement with you, Mr. Grubb. I don't think there
436 is a firestorm that we need to make a decision today. I think we
437 certainly need to be somewhat engaged in this process. What my
438 recommendation would be for the commission to do is to assign
439 someone to work alongside with Mr. McKean on this particular matter
440 and also venture out to discuss it with the prosecutor's counsel for
441 additional guidance from them about where they might see this as an
442 issue for them and local communities because not only is it...you're
443 absolutely right, Mr. Webb. It is...the commission can direct Excise,
444 but also we want to be, on these types of matters where it's so broad,
445 we want to be on the same playing field as local law enforcement and
446 county law enforcement as well. It think that's a good position to be in
447 across the board. I would like to table this matter for at least till the
448 next commission meeting and that we would have further investigation
449 done with engaging with the prosecutor's counsel and those individuals
450 for discussion about these matters to try to get some direction what
451 local prosecutors might be engaged or desire to be engaged.

452 Grubb Second.

453 Johnson I would like to know if the existing places that already have permits for
454 this same type of activity, I'd like to know if it's exactly the same type
455 of business that is being run or maybe they might want some input in
456 this issue, too.

457 McKean We did reach out to some folks. I talked to counsel for our competitor
458 about the issue and in my initial letters to the commission suggested to
459 try to bring all those players that want to be here to the table.

460 Rothenberg I know that I can tell you that one of the representatives, one of the
461 counsels, is out of state this week.

462 Huskey Well, by having this public discussion and bringing some transparency,
463 allows them the opportunity to weigh in as well. So, certainly if they
464 want to add additional written correspondence to weigh in, there's a
465 perfect opportunity to do so.

466 Webb One other thing, would it also be accurate that this will all be a part of
467 the meeting minutes to be approved in two weeks, so that people who
468 missed the meeting, should they want, could pull up the minutes and
469 kind of see what they missed and who said what and that sort of thing?

470 Huskey Yes. We have a motion to table and a second. All those in favor?

471 Coxey Aye.

472 Grubb Aye.

473 Johnson Aye.

474 Huskey Opposed? Motion carries.