

**OAK RIDGE BEER PERMIT BOARD  
SPECIAL MEETING**

Municipal Building Training Room  
Thursday, October 2, 2014  
5:30 p.m.

AGENDA

1. ATTENDANCE

2. LINCOLN'S SPORTS GRILLE – PETITION FOR WRIT OF CERTIORARI, REQUEST FOR A STAY OF THE REVOCATION

On September 16, 2014, the Board voted 5-to-2 to agree to a request by Lincoln's to stay the revocation of the beer permits during their appeal of the Board's revocation decision. The Board's agreement was conditioned upon a list of thirteen (13) parameters as part of an Agreed Order. Lincoln's has requested the removal of one condition—Item #6—the condition that at least one owner of Lincoln's be present at all times while the business is open to the public. A copy of the list is attached for the Board's reference.

The Board will discuss at this meeting the request from Lincoln's to remove this condition from the list. This is the only item for discussion at this meeting.

3. ADJOURNMENT

**PARAMETERS FOR THE BOARD'S CONSIDERATION**  
**RE: AGREED ORDER REQUEST BY LINCOLN'S TO STAY THE REVOCATION**

1. If any patron is involved in a verbal or physical altercation, then said patron will be given a Trespassing Notice that any future return to Lincoln's will result in a call to the Oak Ridge Police Department for trespassing;
2. Lincoln's agrees to stop selling not only beer, but all alcohol, one (1) hour before closing;
3. Lincoln's will continue to require servers to have their ABC card before starting employment, rather than allowing them to work during the grace period;
4. Lincoln's will continue to drug test applicants before offering them employment and will begin random drug testing of employees;
5. Lincoln's will require ALL patrons to show a valid ID prior to purchasing beer and/or alcohol, regardless of whether the person is personally known to the server or is a "regular." Lincoln's will work with Allies for Substance Abuse of Anderson County (A.S.A.P.) and will utilize the "overlay card" to assist in an employee's focus on the age of the patron when viewing the ID.
6. At least one owner of Lincoln's will be present at all times while the business is open to the public.
7. Lincoln's will shift its focus on food service/sales and having a family friendly atmosphere, with beer/alcohol sales being secondary.
8. Lincoln's will continue to require all patrons to enter and exit through the front door, with all other access points (kitchen, patio, etc.) being used ONLY for emergency exits at times when the business is open to the public.
9. Lincoln's will conduct daily employee meetings prior to shift changes on the importance of and how to properly ID a patron to be of age (at least 21) to consume beer/alcohol, and shall review with employees signs of intoxication and the importance of not over-serving patrons.
10. Lincoln's will assign a managerial employee who is trained in observation of patrons for signs of overconsumption of beer/alcohol to be on duty at all times while the business is open to the public, with this person's primary task being additional oversight of patron consumption of beer and alcoholic beverages. Upon a second and subsequent order of beer and/or alcohol by a patron, this managerial employee will visit the table of the patron to make a personal observation of the patron's behavior to determine if the patron is able to continue to drink beer/alcohol or if service should be suspended.
11. Edward Scott Green, Lendon Aaron Hart, and VJ Murray (local owners of Lincoln's), along with Victoria Ballard (the Board approved manager), will meet immediately with Alan Massengill, Deputy Chief of Police, to develop a written plan regarding prevention of and response to disturbances, underage consumption, and overconsumption by patrons. This plan shall be developed by Lincoln's in consultation with Deputy Chief Massengill. Deputy Chief Massengill's participation in consulting on this plan is not the City, the Police Department, or the Board's approval of the plan, and shall not be considered by Lincoln's to be a "safe haven." An owner shall report to Deputy Chief Massengill every thirty (30) days on compliance with the developed plan.
12. Lincoln's agrees to an automatic ninety (90) day suspension of its beer sales should any violation of this agreement or the rules governing the sale of beer occur in the interim. This automatic suspension shall occur immediately upon notification by the City and, while the automatic suspension may be considered by the Oak Ridge Beer Permit Board (the "Board") it shall not supersede or limit in any way the Board's ability to take action against the beer permit for violation of applicable ordinances.

**PARAMETERS FOR THE BOARD'S CONSIDERATION**  
**RE: AGREED ORDER REQUEST BY LINCOLN'S TO STAY THE REVOCATION**

13. Nothing in this agreement supersedes any action by the Tennessee Alcoholic Beverage Commission. This agreement is not admissible in any proceeding with the Tennessee Alcoholic Beverage Commission concerning Lincoln's liquor license.

Note:

Lincoln's has asked for clarification of two items in an Agreed Order. One, Lincoln's would go back to their regular hours of operation. Two, Lincoln's is willing to involve the Police Department if there are disturbances, but does not want that to automatically result in another show cause hearing(s).