LIQUOR ADVISORY COMMITTEE MINUTES – FINAL JANUARY 9, 2012

A regular meeting of the Liquor Advisory Committee was held on Monday, January 9, 2012 in the Lower Level Conference Room of Troy City Hall, 500 West Big Beaver Road. Chairman Max K. Ehlert called the meeting to order at 6:59 p.m.

ROLL CALL:

PRESENT: Max K. Ehlert, Chairman
W. Stan Godlewski
Patrick C. Hall
Andrew Kaltsounis
Timothy P. Payne
Bohdan L. Ukrainec

ABSENT: David S. Ogg

ALSO PRESENT: Sergeant George Zielinski
Susan Lancaster, Assistant City Attorney
EunJoo Scherlinck, Student Representative
Pat Gladysz

Resolution to Excuse Committee Member Ogg

Resolution #LC2012-01-001
Moved by Hall
Seconded by Kaltsounis

RESOLVED, That the absence of Committee member Ogg at the Liquor Advisory Committee meeting of January 9, 2012 be **EXCUSED**.

Yes: 6
No: 0
Absent: Ogg

Resolution to Approve Minutes of November 14, 2011 Meeting

Resolution #LC2012-01-002
Moved by Hall
Seconded by Ukrainec

RESOLVED, That the Minutes of the November 14, 2011 meeting of the Liquor Advisory Committee be **APPROVED**.

Yes: 6
No: 0
Absent: Ogg

Agenda Items

1. **2Booli, Inc.** requests a new Class C Quota License "above all others" and new SDM license with new Sunday Sales Permit (PM), new Sunday Sales Permit (AM), new Official Permit (Food) and new Catering Permit to be located at SW corner of Big Beaver and Rochester Road, Space A-120, Troy, MI 48083, Oakland County {MLCC Req. #627836}.

Present to answer questions from the Committee were Scott Edwards, attorney, and Victor Ansara, president of Ansara Group.

Mr. Edwards and Mr. Ansara informed the Committee that the Ansara Group operates one 2Booli Restaurant in Farmington Hills and 20 Red Robin Restaurants in Michigan, including the location on Corporate Drive in Troy. The 2Booli location on Big Beaver will have 150 seats, an outdoor service area, and feature middle-Eastern cuisine. Renovation of the vacant space has just begun and they hope to open to the public in April. The training program includes a TIPS segment. Mr. Ansara stated that less than 6% of the sales at the Farmington Hills location are from alcohol.

Assistant City Attorney Lancaster advised the Committee that the City currently has two quota licenses available. Quota licenses are assigned to each governmental unit by the MLCC based on the population of the governmental unit. The City of Troy had one quota license before the 2010 census and was granted one additional license after the 2010 census. This Committee recommended and City Council approved one quota license for the catering service at the Community Center. However, that catering service was able to obtain a catering license so the City still has two quota licenses. The Troy Code of Ordinances allows the City to consider future development opportunities in its decision to grant or deny a quota license.

Sergeant Zielinski noted that the request did not include the permit for an outdoor service area.

Resolution #LC2012-01-003
Moved by Hall
Seconded by Godlewski

RESOLVED, That the Liquor Advisory Committee recommends that the request of 2Booli, Inc. for a new Class C Quota License "above all others" and new SDM license with new Sunday Sales Permit (PM), new Sunday Sales Permit (AM), new

Official Permit (Food) and new Catering Permit to be located at SW corner of Big Beaver and Rochester Road, Space A-120, Troy, MI 48083 be **APPROVED**, with the addition of the request for an outdoor service area.

Yes:	6
No:	0
Absent:	Ogg

The Committee discussed the one remaining quota license and inquired whether there would be guidelines to follow when future license requests are received. Assistant City Attorney Lancaster replied that the ordinance provides for consideration of potential future development projects. Assistant City Attorney Lancaster explained that the previous criteria that had been adopted by City Council has been repealed and incorporated into the Ordinance but that she would look at those criteria to see if there were any guidelines that might be applicable for consideration by the Committee at a future quota license application hearing.

With regard to the Smoker's Express MLCC hearing held today, Assistant City Attorney Lancaster advised the Committee that the business owner admitted responsibility on all five counts. There will be a five-day suspension of his liquor license. The matter will enter into a penalty phase and the City will request that the license be revoked.

With regard to the advertising of Hot Rocks Pizza that they deliver beer, Assistant City Attorney Lancaster advised the Committee that this does not violate any laws as long as the delivery person is at least 18 years of age and the delivery recipient is at least 21 years of age.

The meeting adjourned at 8:38 p.m.

Max K. Ehlert, Chairman

Patricia A. Gladysz, Secretary II