

September 8, 2006

TO: Mr. Phillip L. Nelson, City Manager

FROM: Charles Craft, Chief of Police 
Gary Mayer, Police Captain 
Chris Stout, Police Sergeant 

SUBJECT: Agenda Item - Application for Transfer of Class C-SDM License for
Ruth's Chris Steak House

R.C.S.H. Operations, L.L.C. (A Louisiana Limited Liability Company), requests to transfer ownership of 2006 Class C-SDM licensed business with dance permit, located at 755 W. Big Beaver, Troy, MI 48084, Oakland County, from Prime Steak-Troy, L.L.C. (A Louisiana Limited Liability Company),

At its August 14th meeting, the Liquor Advisory Committee entertained this request. Present to answer questions from the Committee was Attorney John Carlin. Mr. Carlin explained to the Committee that the parent company of Ruth's Chris Steak House is buying out the largest franchisees in all their locations across the country. As a result, all locations will be operated by the parent company. They feel that this management will maintain their expected level of service and appearance.

The Committee unanimously approved this request.

The Police Department did not find any disqualifying factors in the background investigation.



Michigan Department of Labor & Economic Growth
MICHIGAN LIQUOR CONTROL COMMISSION (MLCC)

7150 Harris Drive, P.O. Box 30005
Lansing, Michigan 48909-7505

POLICE INSPECTION REPORT

(Authorized by MCL 436.1217)

FOR MLCC USE ONLY

Request ID # 365039

Business ID # 175432

Important: Please conduct your investigation as soon as possible and complete all four sections of this report. Return the completed report and fingerprint cards to the Commission.

BUSINESS NAME AND ADDRESS: (include zip code)

RCSH OPERATIONS, LLC (A LOUISIANA LIMITED LIABILITY COMPANY), 755 W. BIG BEAVER, TROY, MI 48084, OAKLAND COUNTY

REQUEST FOR:

REQUEST TO TRANSFER OWNERSHIP OF 2006 CLASS C-SDM LICENSED BUSINESS WITH DANCE PERMIT AND DIRECT CONNECTIONS-3, FROM PRIME STEAK-TROY, L.L.C. (A LOUISIANA LIMITED LIABILITY COMPANY).

Section 1. APPLICANT INFORMATION

APPLICANT #1: **NO FINGERPRINTS REQUIRED**
RUTH'S CHRIS STEAK HOUSE, INC. (A DELAWARE CORPORATION) – MEMBER

APPLICANT #2:

HOME ADDRESS AND AREA CODE/PHONE NUMBER:
500 INTERNATIONAL PARKWAY, SUITE 100
HEATHROW, FL 32746
(407)333-7440

HOME ADDRESS AND AREA CODE/PHONE NUMBER:

DATE OF BIRTH:

Is the applicant a U.S. Citizen: Yes No
 Does the applicant have permanent Resident Alien status?
 Yes No

DATE OF BIRTH:

Is the applicant a U.S. Citizen: Yes No
 Does the applicant have permanent Resident Alien status?
 Yes No

Does the applicant have a Visa? Enter status:
Date fingerprinted:

Does the applicant have a Visa? Enter status:
Date fingerprinted:

Attach the fingerprint card and \$30.00 for each card and mail to the Michigan Liquor Control Commission.

ARREST RECORD: **Felony** **Misdemeanor**

Enter record of all arrests & convictions (attach a signed and dated report if more space is needed)

ARREST RECORD: **Felony** **Misdemeanor**

Enter record of all arrests & convictions (attach a signed and dated report if more space is needed)

Section 2. Investigation of Business and Address to be Licensed

Does applicant intend to have dancing, entertainment, topless activity or extended hours permit?

No Yes, complete LC-1636

Are gas pumps on the premises or directly adjacent? No Yes, explain relationship:

Section 3. Local and State Codes and Ordinances, and General Recommendations

Will the applicant's proposed location meet all appropriate state and local building, plumbing, zoning, fire, sanitation and health laws and ordinances, if this license is granted? Yes No

If you are recommending approval subject to certain conditions, list the conditions: (attach a signed and dated report if more space is needed)

Section 4. Recommendation

From your investigation:

1. Is this applicant qualified to conduct this business if licensed? Yes No
2. Is the proposed location satisfactory for this business? Yes No
3. Should the Commission grant this request? Yes No

4. If any of the above 3 questions were answered no, state your reasons: (Attach a signed and dated report if more space is needed)

Signature (Sheriff or Chief of Police)
TROY POLICE DEPARTMENT

Date

LC1800Rev. 07/06
Authority: MCL 436.1217
Completion: Mandatory
Penalty: No License

The Department of Labor & Economic Growth will not discriminate against any individual or group because of race, sex, religion, age, national origin, color, marital status, disability, or political beliefs. If you need help with reading, writing, hearing, etc., under the Americans with Disabilities Act, you may make your needs known to this agency.

STATE OF MICHIGAN
DEPARTMENT OF LABOR & ECONOMIC GROWTH
LIQUOR CONTROL COMMISSION

RESOLUTION

At a _____ meeting of the _____
(Regular or Special) (Township Board, City or Village Council)

called to order by _____ on _____ at _____ P.M.

The following resolution was offered:

Moved by _____ and supported by _____

That the request from RCSH OPERATIONS, LLC (A LOUISIANA LIMITED LIABILITY COMPANY) TO TRANSFER OWNERSHIP OF 2006 CLASS C LICENSED BUSINESS WITH DANCE PERMIT, LOCATED AT 755 W. BIG BEAVER, TROY, MI 48084, OAKLAND COUNTY, FROM PRIME STEAK-TROY, L.L.C. (A LOUISIANA LIMITED LIABILITY COMPANY).

be considered for _____
(Approval or Disapproval)

APPROVAL

DISAPPROVAL

Yeas: _____

Yeas: _____

Nays: _____

Nays: _____

Absent: _____

Absent: _____

It is the consensus of this legislative body that the application be:

_____ for issuance
(Recommended or not Recommended)

State of Michigan _____)

County of _____)

I hereby certify that the foregoing is a true and complete copy of a resolution offered and

adopted by the _____ at a _____
(Township Board, City or Village Council) (Regular or Special)

meeting held on _____
(Date)

SEAL

(Signed) _____
(Township, City or Village Clerk)

(Mailing address of Township, City or Village)



Michigan Department of Labor & Economic Growth
MICHIGAN LIQUOR CONTROL COMMISSION (MLCC)
7150 Harris Drive, P.O. Box 30005
Lansing, Michigan 48909-7505

FOR MLCC USE ONLY
Request ID # 365039
Business ID # 175432

LAW ENFORCEMENT RECOMMENDATION

[Authorized by MCL 436.1916, R 436.1105(2)(d) and R 436.1403]

July 25, 2006

TO: *TROY POLICE DEPT*

Re: RCSH OPERATIONS, LLC (A LOUISIANA LIMITED LIABILITY COMPANY)

We have received a request from the above licensee for the type of permit indicated below. Please make an investigation and submit your report and/or recommendation, as requested below, to the offices of the Michigan Liquor Control Commission at the above address. Questions about this request should be directed to the MLCC Licensing Division at (517) 322-1400.

OFFICIAL PERMIT FOR EXTENDED HOURS OF OPERATION FOR: _____
Weekdays _____ A.M. to _____ A.M. _____
Sundays _____ A.M. to _____ P.M.

Recommended Recommended, subject to final inspection Not Recommended

Note: If the applicant is requesting two separate extended hours permits and the permits are for **different hours** you must complete the box below. If additional space is needed please use reverse side of this form.

OFFICIAL PERMIT FOR EXTENDED HOURS OF OPERATION FOR: _____
Weekdays _____ A.M. to _____ A.M. _____
Sundays _____ A.M. to _____ A.M./P.M.

Recommended Recommended, subject to final inspection Not Recommended

DANCE PERMIT

Recommended Recommended, subject to final inspection Not Recommended

ENTERTAINMENT PERMIT

Recommended Recommended, subject to final inspection Not Recommended

TOPLESS ACTIVITY PERMIT

Recommended Recommended, subject to final inspection Not Recommended

OUTDOOR SERVICE

Recommended Recommended, subject to final inspection Not Recommended

PARTICIPATION PERMIT

Recommended Recommended, subject to final inspection Not Recommended

ADDITIONAL BAR PERMIT

Recommended Recommended, subject to final inspection Not Recommended

DIRECT CONNECTIONS-3

Recommended Recommended, subject to final inspection Not Recommended

Signed: _____

Signature and Title
TROY POLICE DEPARTMENT

Date: _____

AGREEMENT REGARDING LIQUOR LICENSE REQUEST

This Agreement, made this ____ day of August, 2006, by and between the CITY OF TROY, MICHIGAN, a municipal corporation, with offices located at 500 W. Big Beaver Road, Troy, Michigan, 48084, hereinafter known as THE CITY, and RCSH OPERATIONS, LLC, a Louisiana limited liability company, the applicant, hereinafter known as APPLICANT.

1. The City Council of the City of Troy, for and in consideration of the following covenants and conditions, agrees to recommend to the Michigan Liquor Control Commission Approval of the APPLICANT "above all others" for transfer of the Class C license and Sunday Sales Permit located at 755 Big Beaver Road, Suite 151, Troy, MI 48084, Oakland County, from Prime Steak – Troy, LLC, to the APPLICANT.
2. In consideration of the City of Troy's recommendation for approval of the license, APPLICANT hereby agrees that:
 - (a) It has read and is aware of the provisions of City of Troy Ordinances, Chapter Nos. 67, 68, 92, and Chapter No. 98 (effective 02/01/2001), and agrees that it shall be deemed to have knowledge of any subsequent amendments to said Chapters which may become effective during the term of this agreement.
 - (b) It has read and is in receipt of copies of the provisions of the City of Troy, City Council Resolution No. 93-1028 regarding Entertainment Permits, and agrees that it shall be deemed to have knowledge of any subsequent amendments to that it shall be deemed to have knowledge of any subsequent amendments to the Resolution which may become effective during the term of this agreement.
 - (c) It agrees to observe and comply with all laws, statutes, ordinances, rules, regulations or resolutions of the United States government, State of Michigan, and the City of Troy, or any department or agency of the governmental entities, as well as the rules and regulations of the Michigan Liquor Control Commission as they pertain to the operation of a liquor licensed business in the City of Troy.
 - (d) It agrees to immediately require all employees who serve/sell alcohol to attend a recognized alcohol awareness program, and forward the names of each certified employee to the Troy Police Department. The alcohol awareness program must either be recognized by the Troy Police Department (i.e. TIPS, TAMS), or the program must be reviewed by the Troy Police Department to insure that the program is comparable to the recognized programs.
3. APPLICANT agrees that the recommendation for Approval agreed upon by the City Council is not a property right and is approved upon the

express and continuing condition that no violation as set forth in paragraph 2 of this agreement shall occur.

- 4. APPLICANT agrees that the recommendation for Approval agreed upon by the City Council is approved upon the express and continuing condition that the physical characteristics (including but not limited to the inside layout, building design and engineering, eating capacity, parking space allocations, fire exits, and other physical attributes); and also the nature and type of business intended to be conducted remain virtually the same.
- 5. APPLICANT agrees that upon such violation, after full investigation and an opportunity for said applicant to be heard, upon a finding by the City Council that a violation as set forth in paragraph 2 of this agreement has occurred, the City Council shall have just cause for revocation of said recommendation for approval.

RCSH OPERATIONS, LLC

By: _____

Its: _____

[Signature]
 CFO / Senior Vice President

Witnesses:

Thomas E. Edge
Nancy R. Pieve

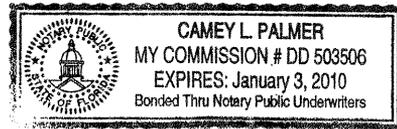
Subscribed and sworn to before me

This 9 day of August, 2006

Camey L. Palmer
Notary Public, _____

County: Seminole

My Commission expires: January 3, 2010



CITY OF TROY

By: _____

Louise Schilling, Mayor

By: _____

Tonni Bartholomew, City Clerk

Witnesses:

Subscribed and sworn to before me

This ___ day of August, 2006

Notary Public, _____

County: _____

My Commission expires: _____