

CITY COUNCIL ACTION REPORT

February 28, 2007

TO: Phillip L. Nelson, City Manager

FROM: Charles T. Craft, Chief of Police *CTC*
 Captain Gary Mayer, Support Services Division *GM*
 Sergeant Chris Stout *CS*

SUBJECT: Application for New SDM License for Target Corporation

Background:

- Target Corporation requests a new SDM license to be located at 1301 Coolidge, Troy, MI 48084.
- Target is requesting the license in order to allow for the sale of wine in their store.
- The wine display will be approximately 55 square feet. Currently, 600 Target stores sell wine.
- On February 12, 2007, Assistant Manager Jason Hatkowski, of the Troy Target store, answered questions for the Liquor Advisory Committee.
- The Liquor Advisory Committee unanimously approved this request.

Financial Considerations:

- There are no financial considerations for the city.

Legal Considerations:

- The request complies with all applicable Troy City Ordinances and Michigan Liquor Control Commission rules.
- The Police Department did not find any disqualifying factors for this request
- The MLCC does not require local government approval for the granting of SDM licenses; however, it has been the policy of Troy City Council to review such requests.

Policy Considerations:

- City Goal III: "Retain and attract investment while encouraging redevelopment".

Options:

- City Council can approve or deny the request.



STATE OF MICHIGAN
LIQUOR CONTROL COMMISSION
DEPARTMENT OF LABOR & ECONOMIC GROWTH
DAVID C. HOLLISTER, DIRECTOR

JENNIFER M.
GRANHOLM
GOVERNOR

NIDA L. SAMONA
CHAIRPERSON

POLICE INVESTIGATION REQUEST
(Authorized by MCL 436.1(4))

1-29-07 /Re-authorized (cec)

November 22, 2004

Chief of Police
Troy Police Department
500 W Big Beaver Road
Troy, MI 48084-5285

Request ID # 276146

Chief Law Enforcement Officer

Applicant: Target Corporation, requests new SDM license to be located at 1301 Coolidge, Troy MI 48084, Oakland County

Contact:
Aimee Magnuson, 1000 Nicollet Mall, TPN-910, Minneapolis, MN, 55403; Telephone: (612) 761-354 ;
Fax: (512) 761-1138

Please make an investigation of this application. If you do not believe that the applicants are qualified for licensing, give your reasons in detail. Complete the Police Inspection Report on Liquor License Request, LC-1800, or for Detroit police, the Detroit Police Investigation of License Request, LC-1802. If there is not enough room on the front of the form, you may use the back.

Forward your report and recommendations of the applicant to the Licensing Division.

(na) Please include fingerprint card(s) and \$30.00 for each card, and mail to the Michigan Liquor Control Commission.

If you have any questions, contact the Licensing Division at (517) 322-1400.

tkw

cc: Target Corporation

LC-1972 Rev 01/02
4880-1658

POLICE INSPECTION REPORT ON LIQUOR LICENSE REQUEST

(Authorized by MCL 436.1217)

STATE OF MICHIGAN
LIQUOR CONTROL COMMISSION
DEPARTMENT OF LABOR & ECONOMIC GROWTH
DAVID C. HOLLISTER, DIRECTOR

tkw

RID: 276146

**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)

Target Corporation, 1301 Coolidge, Troy, MI 48064, Oakland County

REQUEST FOR: new SDM license

Section 1. APPLICANT INFORMATION

APPLICANT #1:

APPLICANT #2:

HOME ADDRESS AND AREA CODE/PHONE NUMBER:

HOME ADDRESS AND AREA CODE/PHONE NUMBER:

DATE OF BIRTH:

If the applicant is not a U.S. Citizen:

- Does the applicant have permanent Resident Alien status?
 Yes No

- Does the applicant have a Visa? Enter status:

Date fingerprinted: not required

DATE OF BIRTH:

If the applicant is not a U.S. Citizen:

- Does the applicant have permanent Resident Alien status?
 Yes No

- 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 the applicant intend to have dancing or entertainment?

- No Yes, complete LC-693N, Police Investigation Report: Dance/Entertainment Permit

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

AGREEMENT REGARDING LIQUOR LICENSE REQUEST

This Agreement, made this 22nd day of January, 2007, 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 TARGET CORPORATION, whose address is 1301 Coolidge, 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 request for a new Specially Designated Merchant licensed business located at 1301 Coolidge, Troy, by TARGET CORPORATION.
2. In consideration of the City of Troy's recommendation for approval of the request, the applicant hereby agrees that:
 - (a) It has read and is aware of the provisions of City of Troy Ordinances, Chapter No. 67, Chapter No. 68 and Chapter No. 98, 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 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, seating 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.



Authorized Representative
Jack N. Reif, Assistant Treasurer
TARGET CORPORATION

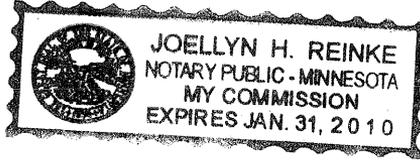
** Target Corporation has internal training on the sale of alcohol, please see attached. This training is mandatory for all individuals handling alcohol transactions.

Witnesses:

Joan Anderson
[Signature]

Subscribed and sworn to before me
this 22 day of January, 2007

Joellyn H. Reinke
Notary Public, Minnesota
County, Ramsey
My commission expires: 01/31/2010



CITY OF TROY

By: _____
Louise Schilling, Mayor

By: _____
Tonni Bartholomew, City Clerk

Witnesses:

Subscribed and sworn to before me
this _____ day of _____, 200 _____

Notary Public, Oakland
County, Michigan
My commission expires: