

The meeting was called to order at 7:29 p.m. by Chairman Max Ehlert in Conference Room C.

PRESENT: David Balagna
Max Ehlert
W. Stan Godlewski
James Moseley
James Peard
Thomas Sawyer
John Walker
Sergeant George Zielinski
Marsha Livingston, Office Coordinator

ABSENT: Jennifer Gilbert

Moved by Walker, seconded by Moseley, to EXCUSE the absent member(s).
APPROVED unanimously

Moved by Moseley, seconded by Balagna, to APPROVE the minutes of the September 10, 2001 meeting as printed.
APPROVED unanimously

AGENDA ITEMS:

1. **7-ELEVEN, INC.**, requests to drop **D. & G. BLATCHLEY, INC.**, as Co-Licensee and add **NISAR SIDDIQUI** as Co-Licensee with 7-Eleven, Inc. in 2001 Specially Designated Merchant (SDM_licensed business located at 2891 Crooks, Troy, MI 48084, Oakland County, [MLCC REF#132394])

Present to answer questions from the committee was Pedro Hernandez, Field Consultant for the Big Beaver and Crooks Road location. He was there to represent 7-Eleven, Inc. as Co-Licensee.

Mr. Siddiqui was unable to attend because he was in California transferring ownership of his California store to his son. According to Mr. Hernandez, Mr. Siddiqui has been a successful franchisee in California since December 1986. He is also a franchisee of two Subway restaurants in California. Mr. Hernandez said Mr. Siddiqui sees good opportunity here in Michigan and likes the area.

Moved by Sawyer, seconded by Walker, to TABLE the above request until Mr. Siddiqui can be present.
APPROVED unanimously

2. **City Attorney Lori G. Bluhm will discuss Liquor License transfer limitations.**

The committee explained to City Attorney Lori Bluhm they are looking for options regarding transfer licenses. They understand more licenses will be allocated due to an increase in the population and are looking for more control. The main question was if there is a way to impose City limitations. The committee would like to protect current holders in the area, police enforcement for establishments, and they do not want Troy to be a “dumping ground”.

Lori Bluhm's response was that not all licenses have to be approved. The local legislative body has the authority to recommend approval for licenses. Denials cannot be discriminatory, arbitrary, or capricious. Criteria will be upheld legally. Royal Oak will become a more recent case for challenges in the future and transferring is a new concept anyway.

Criteria can be used for denials. It is better to have something to base denials on in case of challenges in court. Criteria, for example, could be making restrictions with the site plans, restricting license holders in an area, encouraging development in certain areas and not in others, and previous history. The next step will be to see the current criteria for licenses and revise. Once criteria has been agreed upon, have it available to all businesses applying for licenses beforehand so they are aware of needs that have to be met in order to get an approved recommendation from the committee. The way to avoid a lawsuit is to have everything spelled out.

Ms. Bluhm will research Resort Licenses further.

It is easier to deny a recommendation rather than revoke license. She prefers it to be done at the committee's stage and she would encourage the limitation of licenses. It would be reasonable to limit the number of licenses in Troy since we do have a lot.

Ms. Bluhm will contact Royal Oak to get a copy of their proposed criteria and Sgt. Zielinski will make a map that is coded as to where licenses currently are within the city. Ms. Bluhm will also contact various Assistant Attorney Generals to see what criteria they may have.

Before the next meeting, the committee will get copies of current criteria and come up with ideas for revisions. This will be discussed after the next meeting. At this point, Council is waiting for recommendations from the committee in regards to this.

Moved by Walker, seconded by Sawyer, to ADJOURN the meeting at 8:13 p.m.
APPROVED unanimously

ML/ml