A regular meeting of the Liquor Advisory Committee was held on Monday, November 8, 2010 in the Emergency Operations Conference Room of the Troy Police Department, 500 West Big Beaver Road. Committee member Patrick Hall called the meeting to order at 6:56 p.m.

ROLL CALL:

PRESENT: W. Stan Godlewski
Patrick C. Hall
Andrew Kaltsounis
David S. Ogg
Timothy P. Payne
Bohdan L. Ukrainec

ABSENT: Max K. Ehlert, Chairman

ALSO PRESENT: Officer James Feld
Susan Lancaster, Assistant City Attorney
Lauren Harden, student representative
Dane Lepola, student representative
Pat Gladysz

Resolution to Excuse Committee Member Ehlert

Resolution #LC2010-11-030
Moved by Kaltsounis
Seconded by Payne

RESOLVED, That the absence of Committee member Ehlert at the Liquor Advisory Committee meeting of November 8, 2010 be **EXCUSED**.

Yes: 6
No: 0
Absent: Ehlert

Resolution to Approve Minutes of October 4, 2010 Meeting

Resolution #LC2010-11-031
Moved by Kaltsounis
Seconded by Payne

RESOLVED, That the Minutes of the October 4, 2010 meeting of the Liquor Advisory Committee be **APPROVED**.

Yes: 6
No: 0
Absent: Ehlert

Agenda Items

1. **Target Corporation** (A Minnesota Corporation), requests new SDM License with On Premise Seating, to be located at 1301 Coolidge, Troy, MI 48084, Oakland County. {MLCC Req. #556906}.

Present to answer questions from the Committee was store manager Carrie Worthington.

Ms. Worthington addressed the Committee reporting that Target Corporation began this application process in 2006. The store has passed all inspections and is ready to begin beer and wine sales. These beverages will be stocked in their food pantry aisles, away from the entry/exit doors, and with surveillance camera coverage. Target Corporation feels that the sale of beer and wine in their stores will increase their sales revenue and thus employment opportunities.

Committee members questioned the "On Premise Seating" wording of the Agenda Item. It was explained that there is a snack court area in the store, but the SDM license does not allow alcohol to be served or consumed on the premises.

Resolution #LC2010-11-032
Moved by Ukrainec
Seconded by Ogg

RESOLVED, That the Liquor Advisory Committee recommends that the request of Target Corporation (A Minnesota Corporation) for a new SDM License with On Premise Seating, to be located at 1301 Coolidge, Troy, MI 48084, Oakland County be **APPROVED** provided there would be no consumption of alcohol in the on premise seating area.

Yes: 6
No: 0
Absent: Ehlert

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2. **Square Lake Diner, LLC** requests to transfer interest and location of MLCC Class C License No. 9432-2010 assigned to Rockers, Inc. located at 1461 N. Perry, Pontiac, Michigan to Square Lake Diner, LLC a Michigan limited liability company to be located at 6024 Rochester Road, Troy, Michigan, Oakland County {MLCC Req. #567112}, pending final inspections.

Present to answer questions from the Committee were Frank Palazzolo, Frank Memcaj, and Pjetar Uljaj.

Mr. Palazzolo, attorney for the owners, explained to the Committee that renovations are underway to this restaurant. The interior has been gutted, and new equipment and seating for 70 customers are being installed. The owners stated that they are striving to present a classic American diner serving three meals each day. They are transferring a liquor license from Pontiac.

Mr. Palazzolo also stated that a letter will be sent to the Michigan Liquor Control Commission withdrawing the dance, entertainment, and outdoor service items from their license.

Resolution #LC2010-11-033
Moved by
Seconded by

RESOLVED, That the Liquor Advisory Committee recommends that the request of Square Lake Diner, LLC to transfer interest and location of MLCC Class C License No. 9432-2010 assigned to Rockers, Inc. located at 1461 N. Perry, Pontiac, Michigan to Square Lake Diner, LLC a Michigan limited liability company to be located at 6024 Rochester Road, Troy, Michigan, Oakland County be **APPROVED** pending final inspections.

Yes: 6
No: 0
Absent: Ehlert

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3. **RCSH Operations, LLC** (A Louisiana Limited Liability Company) requests to Add Space to 2009 Class C & SDM Licensed Business with Dance Permit located at 755 West Big Beaver Suite #151, Troy, MI 48084, Oakland County. {MLCC Req. #530151}. *Ruth's Chris Steak House.*

Present to answer questions from the Committee was general manager Daniel Doerfling.

Mr. Doerfling explained to the Committee that they renovated the restaurant to give it a more useful and modern appearance. Even though square footage was added,

they currently have five fewer seats. The build-out has been completed and all inspections have been approved. When questioned about the dance floor, Mr. Doerfling stated that there has been no dance floor in the restaurant in the ten years of his employment.

Resolution #LC2010-11-034
Moved by
Seconded by

RESOLVED, That the Liquor Advisory Committee recommends that the request of RCSH Operations, LLC (A Louisiana Limited Liability Company) to Add Space to 2009 Class C & SDM Licensed Business with Dance Permit located at 755 West Big Beaver Suite #151, Troy, MI 48084, Oakland County be **APPROVED**.

Yes: 6
No: 0
Absent: Ehlert

Officer Feld advised the Committee on the following:

Rite Aid, 2971 West Maple Road
On 10/27/10, the Directed Patrol Unit of the Troy Police Department conducted Liquor License Inspections of all the Licensed Businesses within the City of Troy, utilizing an underage decoy. This Rite Aid location received a violation for sale to an underage patron.

MLCC Hearings
Troy Robin, Inc., 5460 Corporate *(Red Robin)*, and **Woodward Detroit CVS, LLC**, 4963 John R. Road (*CVS Pharmacy #8242)* had a Hearing for a complaint that was filed against each licensee. The complaint alleges the licensee Allowed a Sale To Minor Decoy on July 19, 2010. The Hearing was conducted on November 1, 2010 at 9:30 AM at the Sterling Heights Civic Center, 40555 Utica Road, Council Chambers. Each of these businesses pled responsibility at the Hearing.

NH Motel Enterprises (MET Hotel)
The owners of the Hotel are being uncooperative during the MLCC investigation. Also, it appears that the ownership is has established some type of adult care facility in the hotel without obtaining the proper State licensing. This investigation is also ongoing.

Ms. Lancaster, assistant City Attorney, provided the following explanation in response to a question about attendance of the Liquor Advisory Committee members at the monthly meetings.

Ms. Lancaster stated that a member must advise by telephone or email if they will not be in attendance at a scheduled meeting. The members present at a meeting always vote whether to excuse an absent member. If someone is excused from a particular meeting, nothing can be done about that absence in the future. If the membership chooses to not excuse an absent member, they can request that the attendance records be reviewed by City Council.

Also, in response to another question, Ms. Lancaster stated that a quorum is a simple majority. For the Liquor Advisory Committee, a quorum is four members.

The meeting adjourned at 7:25 p.m.

Patrick C. Hall, Committee Member

Patricia A. Gladysz, Secretary II