A regular meeting of the Liquor Advisory Committee was held on Monday, December 13, 2010 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 7:03 p.m.

ROLL CALL:

PRESENT: Max K. Ehlert, Chairman
W. Stan Godlewski
Patrick C. Hall
Andrew Kaltsounis
David S. Ogg
Bohdan L. Ukrainec

ABSENT: Timothy P. Payne

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 Payne

Resolution #LC2010-12-035
Moved by Hall
Seconded by Kaltsounis

RESOLVED, That the absence of Committee member Payne at the Liquor Advisory Committee meeting of December 13, 2010 be **EXCUSED**.

Yes: 6
No: 0
Absent: Payne

Resolution to Approve Minutes of November 8, 2010 Meeting

Resolution #LC2010-12-036
Moved by Hall
Seconded by Ukrainec

RESOLVED, That the Minutes of the November 8, 2010 meeting of the Liquor Advisory Committee be **APPROVED**.

Yes: 6
No: 0
Absent: Payne

Agenda Items

1. **Picano Restaurant, Inc**. requests New SDM License to be held in conjunction with 2010 Class C Licensed Business with Dance Permit, located at 3775 Rochester, Troy, MI 48084, Oakland County. {MLCC Req. #564371}.

Present to answer questions from the Committee were attorney Jerry Watson and owner Domenico Picano.

Mr. Picano has owned the restaurant for 26 years and has had two decoy violations during that time. He employs a certified TIPS trainer and regular training is conducted. They are requesting an SDM license for off-premise consumption of alcoholic beverage by their patrons.

Resolution #LC2010-12-037
Moved by Godlewski
Seconded by Hall

RESOLVED, That the Liquor Advisory Committee recommends that the request of Picano Restaurant, Inc. for a New SDM License to be held in conjunction with 2010 Class C Licensed Business with Dance Permit, located at 3775 Rochester, Troy, MI 48084, Oakland County be **APPROVED**.

Yes: 6
No: 0
Absent: Payne

---

2. **The City of Troy Parks and Recreation** is requesting the Liquor Advisory Committee recommend a quota Class C liquor license for alcohol service for Community Center events be approved. The City intends to hold the license in escrow until a new vendor for catering services is selected. Upon execution of an agreement with the vendor, the City would transfer the license to the vendor. No alcohol will be served until the license is transferred to the vendor. If approved, the City will issue a request for

proposal that will ensure all bidders for catering services the availability of the license for the vendor. The selection of the vendor will be made based upon the vendor having no violations of the Michigan Liquor Control Commission or the Troy City ordinance. The serving of alcohol will be limited to attendees of Community Center events. Strict adherence to local and state laws and standards will be required.

Present to answer questions from the Committee were Carol Anderson, Parks & Recreation Director, and Scott Mercer, Community Center Manager.

Ms. Anderson explained to the Committee that the City is requesting the Class C license to be held in escrow until a new vendor for catering services is selected. When an agreement is reached with a vendor, the license would be transferred from the City of Troy to the vendor. At that time, the vendor would be required to appear before the Liquor Advisory Committee to request their approval of the license transfer. The Police Department will perform their usual criminal background check.

Ms. Anderson stated that other cities in Michigan have a similar arrangement and they have benefitted from the additional scheduled events at their community centers. This would be an alternative source of revenue for the City.

Members of the Committee posed questions to Ms. Anderson and Mr. Mercer. When it was explained that the approved vendor would be the only vendor allowed to offer both food and beverage services to potential customers, Mr. Ogg expressed concern that the City would potentially lose business if someone wanted to bring in their own caterer with liquor. Mr. Kaltsounis expressed concern that the City would be allowing liquor in a multi-use facility that offers swimming and dance classes for children. Ms. Anderson explained that the vendor would be responsible to monitor consumption and ensure that patrons of the event keep the alcohol in the banquet room. There are doors in the facility that can be closed to separate the banquet area from the recreation area. Community Center staff members are assigned to events and would potentially be available to monitor the hallways.

Assistant City Attorney Ms. Lancaster stated that the Agreement would be drafted to include language that the vendor would be responsible to monitor alcohol consumption and no service to minors. The vendor would assume the liability associated with availability of alcoholic beverages at functions.

Resolution #LC2010-12-038
Moved by Ukrainec
Seconded by Hall

RESOLVED, That the Liquor Advisory Committee recommends that the request of

the City of Troy Parks and Recreation for quota Class C liquor license for alcohol service for Community Center events be **APPROVED**.

Yes:	Ehlert, Godlewski, Hall, Ukrainec
No:	Kaltsounis, Ogg
Absent:	Payne

Officer Feld advised the Committee on the following:

Sunday Morning Alcohol Sales
Ms. Lancaster advised the Committee about the new law regarding Sunday alcohol sales. The MLCC will begin to issue permits on December 16, 2010 at a cost of $160. Establishments do not have to appear before this Committee for approval.

The Neiman Marcus Group, Inc.
They are requesting a new Direct Connection-1 permit to allow them to sell liquor during their normal store hours.

Smokers Express
They are filing an appeal with the MLCC.

The meeting adjourned at 8:10 p.m.

Max K. Ehlert, Chairman

Patricia A. Gladysz, Secretary II