



MEMORANDUM

TO: Members of the Troy City Council
FROM: Lori Grigg Bluhm, City Attorney *LB*
Julie Quinlan Dufrane, Assistant City Attorney *JQD*
DATE: March 4, 2016
SUBJECT: Liquor Violation Hearing – Mon Jin Lau

On February 25, 2015, the Troy Police Department conducted underage decoy inspections for liquor licensed establishments in the City of Troy. The team went to Mon Jin Lau, a restaurant located at 1515 E. Maple Road, where an underage minor decoy was served a draft beer. The person who served the alcoholic drink to the minor pled responsible to the charge of *furnishing, sale to person under 21*, and was fined \$100 on March 2, 2015. A copy of the reports documenting the alleged violation is attached to this memo. We have also attached for your review a copy of the licensee's history and a prior agreement between the City of Troy and the licensee.

Mon Jin Lau has a Class C liquor license which means alcohol is served to patrons for consumption on the premises. Under MCL 436.1501, on premises liquor licenses are automatically renewed on a yearly basis unless the local legislative body (City Council) objects on or before March 30 of each year. A liquor license violation, such as the sale of alcohol to a minor, could serve as a basis for objecting to the automatic renewal of the liquor license, as the possession of Class C license is a privilege. The licensee is entitled to a due process hearing which provides the licensee an opportunity to challenge the violation. In the due process hearing, the City has the obligation to prove that there was a violation. The liquor violation hearing is scheduled in advance, with notice sent by certified mail to the licensee.

It should be noted that the licensee acknowledged the violation and entered into a negotiated settlement at the Michigan Liquor Control Commission (MLCC) which imposed a \$650 fine.

Please let us know if you have any questions.



Michigan Department of Licensing and Regulatory Affairs
MICHIGAN LIQUOR CONTROL COMMISSION (MLCC)

7150 Harris Drive - P.O. Box 30005
Lansing, Michigan 48909-7505
Phone (517) 322-1390 ~ FAX (517) 322-6347

VIOLATION REPORT
(Authorized by P.A.58 of 1998)

This report is not to be faxed or electronically submitted - an original signature is required.

*** OFFICERS please obtain License No., Bus. ID and File # directly from the liquor license ***

License Number 353-2014 SS	Business ID 224	File Number
Name of Licensee MON JIN LAU, INC.	Doing Business As MON JIN LAU	
Mailing Address (street, city, zip code) 1515 East Maple Road; Troy, Michigan 48083		
Towrship	County Oakland	
Type of License(s) & Permit(s) Class C		
Date of violation:	Day Wednesday	Date 02/25/15
		Time 1645

Violation Type: Minor Intoxicated Person Gambling Controlled Substances
 Prohibited Conduct Failure to Cooperate Fighting (must be inside licensed premises)
 After Hours Sales / Consumption Other (explain):

If MINOR: Birth date 04/14/96 Was this a DECOY? Yes No If No, you MUST answer below!
 If above minor violation was NOT a decoy, describe enforcement action taken:

NOTE! COPY OF APPEARANCE TICKET MUST BE ATTACHED.

Submit Report Below or Indicate Attached Report Number 15-5652

*** REMINDER, PLEASE MAIL THIS REPORT TO THE ADDRESS ABOVE.***

Officer Signature _____ Name and Title Sergeant Nathan Gobler
 Officer Signature V. Bordo _____ Name and Title Officer Victor Bordo
 Officer Signature G. Stopczynski _____ Name and Title Officer Gregory Stopczynski
 Department Name Troy Police Department Telephone Number 248-524-3477

WITNESSES

- Name Decoy, _____ Address 500 West Big Beaver Road
Will testify to: Minor who purchased alcohol
- Name Mi-Ae Fawks _____ Address _____
Will testify to: Served alcohol to minor
- Name Anthony Giannola _____ Address _____
Will testify to: Manager on Duty
- Name _____ Address _____
Will testify to:
- Name _____ Address _____
Will testify to:

EVIDENCE

Location Held (Explain) Receipt; photo of Stella Artois draft beer
LC-600 Rev. 03/05 4880-2362

CR No: 150005652-001



Report Type:
Crime Report

Officer:
TRGOBLERN (101331)

001

TROY PD
500 W. BIG BEAVER
TROY MI 48084
248-524-3477



Case Report

Administrative Details:

CR No 150005652-001	Subject 4171 - Violation of Liquor Control Laws [41001]
Report Date/Time 02/19/2015 22:16	Occurrence Date/Time 02/19/2015 22:16
Location 1515 E MAPLE RD	Call Source TELEPHONE
Dispatched Offense C3309 LIQUOR INSPECT	Verified Offense 4171 Violation of Liquor Control Laws
County 63 - Oakland	City/Twp/Village 84 - Troy
Division Patrol DPU	
Report Type Crime Report	
Created By NATHAN GOBLER	Created Date/Time 02/25/2015 09:54 PM

CR No: 150005652-001 	Report Type: Crime Report	Officer: TRGOBLERN (101331)	001
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Offenses:

4171 - Violation of Liquor Control Laws [TRGOBLERN (101331)]			
IBR Code / IBR Group 90G - Liquor Law Violations / B	Offense File Class 41001 - LIQUOR LICENSE -ESTABLISHMENT		
Crime Against SO	Location Type 21 - Restaurant	Offense Completed Completed	
Domestic Violence No	Hate/Bias 00 - None (No Bias)		
Using A-Alcohol: No C-Computer Equipment: No D-Drugs/Narcotics: No	Cargo Theft		

People:

DECOY (W-WITNESS) [TRGOBLERN (101331)]							
PE:	W.Type: RG	Last Name		First Name DECOY	Middle Name	Suffix	Mr/Mrs/Ms
DOB (Age) 04/14/1996 (18)	Sex M	Race WHITE	Ethnicity	Birth City & State	Birth Country	Country of Citizenship	
Street Address 500 W BIG BEAVER		Apt #	County	Country	Home Phone	Work Phone	
City TROY	State MI	Zip 48084	Cell Phone	Email			
Notes STUDENT ENFORCEMENT AIDE. PURCHASED ALCOHOL.							

GOBLER, NATHAN (O-OTHER) (L-POLICE OFFICER) [TRGOBLERN (101331)]							
PE:	W.Type:	Last Name Gobler		First Name Nathan	Middle Name	Suffix	Mr/Mrs/Ms
DOB (Age)	Sex	Race UNKNOWN	Ethnicity	Birth City & State	Birth Country	Country of Citizenship	
Street Address 500 W. Big Beaver		Apt #	County OAKLAND	Country USA	Home Phone	Work Phone	
City Troy	State Mi	Zip 48084	Cell Phone	Email			
Phone/Email							
Type				Description			
BU-Business Phone #1				248-524-3477			

GIANNOLA, ANTHONY MENNA (O-OTHER) (X-MISCELLANEOUS) [TRGOBLERN (101331)]							
PE:	W.Type:	Last Name GIANNOLA		First Name ANTHONY	Middle Name MENNA	Suffix	Mr/Mrs/Ms
Aliases			Driver License#	DL State MI	DL Country	Personal ID#	
DOB (Age) 7 (37)	Sex M	Race WHITE	Ethnicity	Birth City & State	Birth Country	Country of Citizenship	
Street Address		Apt #	County	Country	Home Phone	Work Phone	
City	State MI	Zip	Cell Phone	Email			
Phone/Email							
Type				Description			
BU-Business Phone #1				2486892332			
Notes MANAGER ON DUTY							

CR No: 150005652-001 [Barcode]	Report Type: Crime Report	Officer: TRGOBLERN (101331)	001
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FAWKS, MI-AE (O-OTHER) [TRGOBLERN (101331)]									
PE:	W.Type:	Last Name	First Name	Middle Name	Suffix	Mr/Mrs/Ms			
		FAWKS	MI-AE						
Aliases		Driver License#			DL State	DL Country	Personal ID#		
					MI				
DOB (Age)	Sex	Race	City	Birth City & State	Birth Country	Country of Citizenship			
(57)	F	ASIAN/PACIFIC ISLANDER							
Street Address		Apt #	County	Country	Home Phone		Work Phone		
City	State	Zip	Cell Phone		Email				
	MI	8							
SERVED ALCOHOL TO DECOY									

Property:			
1812 - Receipt 5448 [TRGOBLERN (101331)]			
Property Class	IBR Type	UCR Type	
48	48 - Documents/Personal or Business	K - Miscellaneous	
Status		Count	Value
E - Evidence (Including Other Seized Property And Tools)		1	1
Description	Disposition	Evidence Tag	
PHOTO OF BEER AND PURCHASE RECEIPT		150005652.001	
Recovered Date/Time	Location	Owner	
		II,	

1200 - Beer 5402 [TRGOBLERN (101331)]			
Property Class	IBR Type	UCR Type	
02	02 - Alcohol	I - Consumable Goods	
Status		Count	Value
I - Information Only		1	5.30
Description	Disposition	Evidence Tag	
STELLA ARTOIS			
Recovered Date/Time	Location	Owner	
		II,	

Narrative:
LCC Violation - Mon Jin Lau
Origin
I (Sergeant Gobler) was working an underage decoy operation checking for liquor violations at businesses in the City of Troy. I escorted Decoy [redacted] as he attempted to make purchases at license facilities. Decoy [redacted] is 18 years of age and was not in possession of identification during the detail.

**Purchase of Alcohol**

02/25/2015 at 1641, Decoy [redacted] entered the Mon Jin Lau Restaurant at 1515 E Maple. Decoy [redacted] sat at a table in the dining room and was met by server Mi-Ae Fawks. Decoy [redacted] ordered a Stella Artois draft from Fawks. Fawks did not request identification from Decoy [redacted] or inquire about his age. Fawks delivered a Stella Artois draft and served it to Decoy [redacted]. Decoy [redacted] contacted me by phone and asked me to enter the restaurant. I observed Decoy [redacted] seated with a draft beer in front of him. Decoy [redacted] identified the server and Fawks walked up while I was seated at the table with the Decoy [redacted]. I asked Decoy [redacted] to leave the establishment. I advised Fawks that she had served alcohol to a minor. I asked Fawks to contact a manager and have him respond to speak with me. The manager on duty was identified as Anthony Giannola. Giannola retrieved the liquor license and presented it to me.

Interview with Fawks

Fawks was visibly upset and admitted that she had failed to request Decoy [redacted] ID before serving him. Fawks declined to complete a written statement.

Evidence

A receipt for the Stella was printed by Giannola. The total sale was \$5.30. I also photographed the beer as it sat on the table in the establishment. These items were tagged and turned over to the property section.

Disposition

Fawks was issued citation #15TR02041 for sold/furnished alcoholic liquor to a minor (C/I). The citation was delivered by mail. LCC violation paperwork was completed and will be submitted to LCC.

**NARRATIVE REPORT
 WITNESS STATEMENT**

SUPP CORR DELETE PAGE 1 OF 1

01	DATE 02/25/15	DAY WED	SHIFT 04	PLAT 1	BADGE 1 215	BADGE 2	INCIDENT STATUS <input type="checkbox"/> CLR ARREST <input type="checkbox"/> UNF <input type="checkbox"/> CLR EXCEPT <input type="checkbox"/> INACT	PRIM CLASS	YEAR 15	INCIDENT # 5652
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02 Name: Decoy  DOB: 4-14-96 Home Phone: _____

03 Address: 500 Big Beaver Business Phone: _____

04 City: Troy State: MI Zip: 48083

05 E-mail Address: _____ Cell Phone: _____

08 At 4:40 pm I entered Mon Jin Lau,

09 I requested a table for two and was

10 seated ~~seated~~. A waitress asked what

11 I would like to drink and I ordered

12 a Stella 16 oz. The waitress returned

13 with the beer and I immediately

14 called Sergeant Gobbler at 4:45 pm.

15 Upon arrival at my table, I informed

16 him of the waitress's description and

17 left the establishment.

27 X: 

28 Taken By: _____ (SIGNATURE)

29 Place: 1515 E MAPLE Date: 2-25-15 Time: 5:00 pm

INVESTIGATING OFFICER(S) <u>Gobbler #215</u>	REVIEWED BY	ASSIGNED TO / BADGE	ATTENTION TO
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State of Michigan Uniform Law Citation		Ticket No. 15TR02041 **		<input type="checkbox"/> Victim Involved
US DOT #		Incident No. 15-5652		Dept. No. 6378400 (TR-TR)** (
The People of: <input type="checkbox"/> the State of Michigan <input type="checkbox"/> Township <input checked="" type="checkbox"/> City <input type="checkbox"/> Village <input type="checkbox"/> County		Local Use/Arrest No.		Detection Device
OF: TROY		BAC		1 of 1
THE UNDERSIGNED SAYS THAT ON:		Month 02 Day 25 Year 15	At approximately <input type="checkbox"/> A.M. <input checked="" type="checkbox"/> P.M.	Date of Birth Month 1 Day 1 Year
State MI	<input checked="" type="checkbox"/> Oper./Chauff. <input type="checkbox"/> CDL	Driver License Number		SSN (last 4 digits)
Race A	Sex F	Height 5' 08"	Weight 140	Hair BRO Eyes BRO Occupation/Employer
Name (First, Middle, Last) MI-AE FAWKS				
Street				
City				
State MI Zip Code				
Vehicle Plate No.		Year	State	Vehicle Description (Year, Make, Color)
THE PERSON NAMED ABOVE, in violation of <input checked="" type="checkbox"/> Local Ordinance <input type="checkbox"/> State Law <input type="checkbox"/> Administrative Rule				
UPON MON JIN LAU				
AT OR NEAR 1515 E MAPLE RD				
WITHIN <input checked="" type="checkbox"/> CITY <input type="checkbox"/> VILLAGE <input type="checkbox"/> TOWNSHIP OF TROY				
COUNTY OF OAKLAND DID THE FOLLOWING				
Type	MCL Cite/PACC Code/Ordinance	Description (include any bond amount collected on each charge)	Charge No.	
<input checked="" type="checkbox"/> C/I <input type="checkbox"/> Warn <input type="checkbox"/> Authorization pend.	9300556	FURNISHING, SALE TO PERSONS UNDER 21 AND/OR FAILURE TO INQUIRE AS TO AGE DURING ENFORCEMENT ACTION	1	
<input type="checkbox"/> Misd <input type="checkbox"/> Fug <input type="checkbox"/> Fel <input type="checkbox"/> Waiv			2	
<input type="checkbox"/> C/I <input type="checkbox"/> Warn <input type="checkbox"/> Authorization pend.			3	
<input type="checkbox"/> Misd <input type="checkbox"/> Fug <input type="checkbox"/> Fel <input type="checkbox"/> Waiv				
TO THE COURT: Do not arraign on a felony charge until an authorized complaint is filed.				
Offense Code(s) 1 98.10.14 2 3				
Key for Type: C/I = Civil Infraction Misd = Misdemeanor Fel = Felony Warn = Warning Fug = Fugitive Waiv = Violation for Which Fines/Costs May be Waived Authorization pend. = Authorization pending				
Remarks: MON JIN LAU				
CHECK IF APPROPRIATE <input type="checkbox"/> Damage to Property <input type="checkbox"/> Local Court Bond \$				
<input type="checkbox"/> Vehicle Impounded <input type="checkbox"/> Injury <input type="checkbox"/> License Posted in Lieu of Bond				
<input type="checkbox"/> Traffic Crash <input type="checkbox"/> Death <input type="checkbox"/> Appearance Certificate				
Person in Active Military Service <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input checked="" type="checkbox"/> None				
SEE DATE BELOW. SEE BACK OF CITATION FOR EXPLANATION AND INSTRUCTIONS				
Appearance Date on or before MAR 25, 2015 0830 AM				
Hearing Date (if applicable) on <input checked="" type="checkbox"/> Contact Court				
<input type="checkbox"/> Juvenile Traffic Misd. (Court will Notify) <input type="checkbox"/> Formal Hearing Required. (Court will Notify)				
In the 52ND DISTRICT COURT Court of TROY				
Court Address & Phone Number 52ND DISTRICT COURT, 4TH DIVISION 520 WEST BIG BEAVER ROAD (248) 528-0400 TROY, MI 48084				
<input checked="" type="checkbox"/> I served a copy of the civil infraction complaint upon the defendant (or owner/occupant by posting if applicable). I declare below under the penalties of perjury that the statements above are true to the best of my information, knowledge, and belief.				
Complainant's Signature and receipt if applicable SGT. N. GOBLER			Month 02 Day 25 Year 15	
Officer's Name (printed) SGT. N. GOBLER			Officer's ID No. 215	
Agency ORI MI- 6378400		Agency Name TROY PD		
UC-01a Online payment Web site: https://courts.oakgov.com/OakEtix/ (rev. 6/05) ** Revised: ADD REMARKS				

Ticket
15TR02041
 Name
FAWKES, MI-AE
 Case No.



STATE OF MICHIGAN

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LIQUOR CONTROL COMMISSION

IN RE: MON JIN LAU, INC.
D/B/A MON JIN LAU
1515 E MAPLE
TROY, MI 48084

COMPLAINT NO. 5-170518

BUSINESS ID NO. 224
CLASSC SS(PM) OD-SERV

CHARGES - FEBRUARY 25, 2015

- (1) Sold or furnished alcoholic liquor to unnamed minor, Decoy [redacted] date of birth April 14, 1996, who was less than twenty-one (21) years old, contrary to Const 1963, art 4, § 40 and contrary to Section 801(2) and/or Section 701(1) of the Michigan Liquor Control Code, MCL 436.1801(2) and/or MCL 436.1701(1).

NEGOTIATED SETTLEMENT

The Commissioner has before him, a written Stipulated Agreement in the matter of Complaint No. 5-170518, Mon Jin Lau, Inc., above licensee. The stipulated settlement was signed by Rosendo Asevedo, Assistant Attorney General who represented all law enforcement in this matter, and John W. Henke, III, Attorney for the licensee.

Having reviewed the stipulated settlement in all its terms, the Commissioner accepts the settlement as stated and incorporates by reference the signed document of this case.

The Commissioner, therefore, issues this

ORDER

- (1) The Commissioner accepts the licensee's plea of acknowledgment to the one charge cited above;
- (2) The Violation Report of this case, the Stipulated Agreement and the balance of the Michigan Liquor Control Commission (MLCC) file in this matter are hereby entered into the record as substantive evidence. The Commissioner further has taken notice of the prior record of this licensee,

which shows eight (8) previous violations, five (5) similar to the instant case, since securing MLCC licensure on May 3, 1979, at the above-named location under the current ownership; and

(3) As penalty, the Commissioner Orders the licensee to pay, a fine of \$650. The Commissioner further Orders a suspension of thirty-three (33) continuous days if the total fine of \$650 is not paid within forty-five (45) days from the date this Order is mailed. This suspension, if served, shall run consecutively and not concurrently with any other suspension ordered by the MLCC for this licensee.

The Commissioner also finds that Assistant Attorney General Asevedo has consulted with and obtained the acquiescence, to this negotiated settlement, of Sgt. Nathan Gobler of the Troy Police Department.

The licensee agrees that this Negotiated Settlement was a full and final disposition of this matter before the Commission. The licensee recognizes that, as to this complaint, there is no further right of administrative or judicial appeal, to either the MLCC or a court of law. The licensee also agrees that the plea in this case was entered voluntarily and with the full understanding of all consequences. Furthermore, all parties agree that there are no promises, stipulations, understandings or agreements other than those stated above as part of the official record. This document represents the final agreed settlement.

MICHIGAN LIQUOR CONTROL COMMISSION

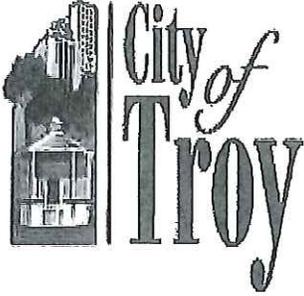

Edward J. Gaffney, Commissioner

Date Mailed: NOV 09 2015

Rosendo Asevedo
Assistant Attorney General
25680 W 8 Mile Rd.
Southfield, MI 48033

John W. Henke, III
Attorney at Law
29800 Telegraph Rd.
Southfield, MI 48034

REC'D
NOV 23 2015



TO: Members of Troy City Council
FROM: Lori Grigg Bluhm, City Attorney *LRB*
Susan M. Lancaster, Assistant City Attorney *sm2*
DATE: February 26, 2014
SUBJECT: Mon Jin Lau, Inc (d/b/a Mon Jin Lau)

During the 2013 liquor license hearings, City Council discussed violations that occurred at Mon Jin Lau, Inc., d/b/a Mon Jin Lau ("Mon Jin Lau"). These violations included overcrowding complaints and police runs to the restaurant for incidents involving highly intoxicated individuals. Recognizing that the Troy City Council had the authority to object to the otherwise automatic renewal of its liquor license, Mon Jin Lau agreed to enter into an Agreement with the City of Troy which was designed to minimize the risks of further violations of the liquor laws. Summarily, Mon Jin Lau agreed to the following terms:

1. Suspension of all special events request for a one (1) year period except for a two day Chinese New Year event.
2. No requests are to be made for outdoor service or use of a tent in the parking lot for a two (2) year period.
3. Entry into a one (1) year security agreement with a fully insured security agency licensed by the State of Michigan. The agreement with the security company would require sufficient personnel to address overcrowding and/or disorderly patrons, unlawful entry during business hours, crowd control, and congestion.
4. Modification of the valet parking procedure for congestion and crowding control.
5. Completion of a server training program for all wait staff and bartenders.
6. An automatic review of the Agreement at the 2014 liquor violation hearings.

It appears that the licensee has satisfied its obligations under the Agreement, which is attached. The Troy Police Department received proof of server training program completion with a letter dated June 6, 2013, which has been reviewed and accepted by the Troy Police Department. There have been no cited violations of any State of Michigan liquor laws or the Troy Code of Ordinances. On June 26, 2013, a Troy Police Department underage decoy unsuccessfully attempted to enter Mon Jin Lau, under the direction of Troy's Directed Patrol Unit ("DPU"). The decoy was denied entry without an ID. Additionally, the decoy also attempted to enter the licensed establishment through the patio/service area, but the decoy was stopped by security, who directed all patrons to the front door for entry. Upon entry into the licensed premises, Troy's DPU police officers noted that there was apparent compliance with the laws regarding overcrowding, and all patrons appeared to be at least 35 years old. The officers also found all exits and entrances monitored by staff, and a wait staff where everyone appeared to be over 40 years old. The officer also looked for patrons who appeared to be over-served, and did not find any. A copy of this incident report is attached.

On October 31, 2013, the Troy Police Department and Fire Department again sent representatives into Mon Jin Lau at approximately midnight to investigate an overcrowding complaint. Neither the Police Department nor the Fire Department issued any citations or observed overcrowding or any other violations at that time.

AGREEMENT:

The parties, for the above referenced consideration, agree to the following terms and conditions, as part of an effort to address health and public safety concerns:

1. Mon Jin Lau will voluntarily suspend for one (1) year, beginning April 1, 2013, all "Special Event" requests. "Special Event" means any event that would require approval from the Michigan Liquor Control Commission ("MLCC") or City of Troy for a permit, such as an entertainment permit, a dance permit, additional outdoor service, or the like. Mon Jin Lau may, however, apply for a special event permit for a two day Chinese New Year event which will occur annually.
 - (a) If Mon Jin Lau elects to request permit(s) for the special event referred to as the Chinese New Year event, at least two weeks prior to the event, Mon Jin Lau shall provide to the Troy Fire Department a scale drawing of the restaurant which includes the lay out and placement of all tables, chairs, dance floor(s), bar areas, and any other item that utilizes floor space so the fire department may properly calculate occupant load. Such occupant load shall be posted in the restaurant.
 - (b) Mon Jin Lau shall not request outdoor service or the use of a tent in the parking lot associated with any special event, including the Chinese New year event, for a period of two (2) years from the date of this agreement.
2. On January 16, 2013, Mon Jin Lau entered into a one (1) year security agreement with RPS Protection, LLC of Waterford, Michigan ("RPS") which is a fully licensed and insured security agency in the State of Michigan. Mon Jin Lau agrees to maintain its agreement with RPS or a similarly licensed and insured

security provider for the duration of this agreement. Mon Jin Lau is ultimately responsible for all liquor or ordinance violations, however, Mon Jin Lau expects to rely on RPS to assist.

(a) On Shanghai Wednesdays, Mon Jin Lau will ensure RPS has sufficient and necessary security personnel on premises to address overcrowding and/or disorderly conduct issues with Mon Jin Lau patrons.

(b) Mon Jin Lau may also hire additional personnel for any exit doors to ensure no one is attempting to sneak into the Restaurant.

(c) Security personnel will carry flashlights, and they will concentrate their crowd control efforts in the known "bottleneck" or congested areas such as the entrance, hostess stand, bar areas, and lounge areas.

(d) Security will keep an accurate count of people entering and exiting Mon Jin Lau to ensure that the capacity is kept below the posted maximum. Should an area of the restaurant become congested, Security and Management will prevent people from entering until the congested area has been cleared.

3. Mon Jin Lau will modify its current valet parking procedures to alleviate vehicle and pedestrian congestion and traffic flow issues.

(a) Mon Jin Lau has a rental agreement with its neighbor, UAW Local 771, to use its adjacent parking lot during evening hours. A copy of the agreement is on file with the Troy Building Department.

(b) Valet parking will be mandatory on "Shanghai Wednesdays" and will be posted as such at the Stephenson Highway entrance. Mon Jin Lau and its Valet agree to work with the applicable City of Troy departments, including Planning, Engineering, Police, and Fire, on a revised Valet Plan.

(c) Valet personnel will coordinate with security personnel to ensure that the perimeter of the restaurant is not breached by patrons or people outside the restaurant as happened in October. The valet has been instructed to notify security if there is any security issue which arises near the valet or on the perimeter of the property. Valet will also advise security and management once the valet is full, so the parking lot can be closed. Once the traffic study is complete, Mon Jin Lau will meet with Planning or Engineering for any recommendations or revisions to the proposed plan.

4. TIPS/TAM Training:

Mon Jin Lau staff, both wait staff and bartenders, will go through TIPS or TAM training. Additionally, Mon Jin Lau agrees to train both valet and security personnel to recognize intoxicated/impaired individuals, and where deemed appropriate, valet personnel will refuse to provide patron(s) with their vehicle keys. Mon Jin Lau wait and bar staff are also trained to notify security immediately should any security issues arise, and to alert security of crowd congestion in the restaurant during Shanghai Wednesday's.

5. Penalty:

- (a) Mon Jin Lau agrees to an automatic review of this agreement when the City conducts its annual liquor license review for 2014, regardless of whether there have been any alleged liquor violations.
- (b) Any violation of the terms set forth above may serve as a basis for the City to object to the renewal of the liquor license during the City's 2014 annual liquor license review.
- (c) Any future fire code violations may result in the issuance of misdemeanor ticket(s) to the appropriate individual or representative of Mon Jin Lau.
- (d) At the discretion of City of Troy police and fire personnel, the number of random, unannounced liquor license compliance checks and fire code compliance checks during business hours may be increased for a period of one (1) year.

Approved by

Mon Jin Lau

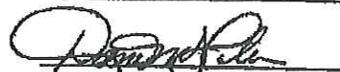
By: 

MARSHALL CHIN
(Printed Name)

Approved by

City of Troy

By: _____



Dane Slater, Mayor



M. Aileen Bittner, City Clerk

LCC Liquor Licensee History

Business name: **Mon Jin Lau**
 Address: 1515 E. Maple
 Licensee: Mon Jin Lau, Inc. Marco Chin 689-2332
 License type: **Class C**
 Permits: Sunday Sales, Outdoor Service
 Comments:

Date	Troy Incident #	Type	Disposition	Date
9/18/78		Council approved license transfer		
10/15/78	78-23487	Sale to minors	Dismissed	5/1/79
4/10/84		Non-employees on premises after hours Hinder and obstruct police officers during investigation	Fined \$75	7/18/84
6/17/92	92-17105	Sale to minor (compliance test)	Fined \$200	10/28/92
08/11/94	94-27026	Sale to minor (compliance test)	Fined \$500	11/22/94
11/07/94	94-37828	Gambling (Citizen Complaint)	insufficient evidence to pursue	11/21/94
4/11/98	98-13271	Customers after-hours	\$400 Fine by MLCC	08/10/98
01/16/99	99-02454	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
02/25/99	99-07623	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
07/16/99	99-27117	Compliance Test	PASSED	
04/26/00	00-14152	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
07/26/00	none	Compliance Test	PASSED	
10/19/00	00-38783	Sale to Minor (Compliance Test)	Fined \$500	
11/16/00	00-42519	Compliance Test	PASSED	
11/20/00	00-43043	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
01/16/01	01-01852	Liquor Inspection (Road Patrol)	NO VIOLATIONS	

02/26/01 **Council Show Cause-resolution to require TIPS/TAM training for all servers with proof to PD within 6 months**

03/17/01	01-09244	Liquor Inspection (Road Patrol)	NO VIOLATIONS
05/03/01		Compliance Test	PASSED
06/12/01	01-20614	Liquor Inspection (Road Patrol)	NO VIOLATIONS
08/16/01	01-29493	Compliance Test	PASSED
08/28/01	01-30934	Liquor Inspection (Road Patrol)	NO VIOLATIONS
10/05/01	01-36176	Compliance Test	PASSED
11/03/01	01-39805	Liquor Inspection (Road Patrol)	NO VIOLATIONS
01/10/02	02-01066	Liquor Inspection (Road Patrol)	NO VIOLATIONS
02/22/02	02-05660	Liquor Inspection (Road Patrol)	NO VIOLATIONS
02/26/02	02-06149	Compliance Test	PASSED
04/24/02	02-12683	Liquor Inspection (Road Patrol)	NO VIOLATIONS
06/28/02	02-20764	Compliance Test	PASSED
07/10/02	02-22341	Liquor Inspection (Road Patrol)	NO VIOLATIONS
09/12/02	02-30219	Liquor Inspection (Road Patrol- Mairorano)	NO VIOLATIONS
10/18/02	02-34357	Compliance Test	PASSED
11/15/02	02-37238	Liquor Inspection (Road Patrol- Langbeen)	NO VIOLATIONS
01/04/03	03-422	Liquor Inspection (Road Patrol- Langbeen)	NO VIOLATIONS
03/04/03	03-6283	Liquor Inspection (Road Patrol- Langbeen)	NO VIOLATIONS
04/25/03	03-12394	Compliance Test	PASSED
06/26/03	03-19485	Compliance Test	PASSED
07/11/03	03-21305	Liquor Inspection (Road Patrol-Isham/Zagacki)	NO VIOLATIONS
08/28/03	03-26975	Liquor Inspection (Road Patrol-Isham)	NO VIOLATIONS
09/12/03	03-28505	Liquor Inspection (Road Patrol-Isham)	NO VIOLATIONS

10/29/03 **03-33451 Sale to Minor (compliance test) \$600 fine 03/01/04**

01/19/04	04-01896	Liquor Inspection (Road Patrol-Zagacki/Schehr)	NO VIOLATIONS
02/16/04	04-04846	Liquor Inspection (Road Patrol-Zagacki/Schehr)	NO VIOLATIONS

03/03/04 **Council Public Hearings for 2003 Violation(s)-Resolution requiring TIPS/TAM training for all employees who sell alcohol with proof to the PD within 180 days; employee contracts re: alcohol sales**

03/08/04 04-06904 Liquor Inspection (Road Patrol-Zagacki/Schehr) NO VIOLATIONS

03/12/04 Signed employee contracts received

03/23/04 04-08534 Compliance Test PASSED

04/24/04 04-11816 Liquor Inspection (Road Patrol-Daniels/Warzecha)NO VIOLATIONS

06/30/04 04-19512 Compliance Test PASSED

07/20/04 04-21921 Liquor Inspection (Road Patrol- Daniels) NO VIOLATIONS

09/17/04 04-29370 Liquor Inspection (Road Patrol- Daniels) NO VIOLATIONS

02/02/05 05-03771 Liquor Inspection (Road Patrol- Giorgi) NO VIOLATIONS

02/17/05 05-05340 Liquor Inspection (Road Patrol- Giorgi) NO VIOLATIONS

03/04/05 05-07285 Sale to Minor (Compliance Test) \$800 fine

03/23/05 05-09477 Liquor Inspection (Road Patrol-Giorgi) NO VIOLATIONS

04/28/05 05-13946 Liquor Inspection (Road Patrol- Novak) NO VIOLATIONS

07/27/05 05-26103 Liquor Inspection (Road Patrol- Novak) NO VIOLATIONS

10/17/05 05-36714 Liquor Inspection (Road Patrol- Feld) NO VIOLATIONS

01/23/06 06-3013 Liquor Inspection (Road Patrol- Feld) NO VIOLATIONS

02/15/06 Council Public Hearings for 2005 Violation(s)-Resolution requiring TIPS/TAM training for all employees who sell alcohol with proof to the PD within 90 days

06/21/06 Proof Received

06/23/06 06-23842 Liquor Inspection (Road Patrol- Taylor) NO VIOLATIONS

07/06/06 Application for Additional Bar received

07/15/06 06-26937 Liquor Inspection (Road Patrol- Taylor) NO VIOLATIONS

07/26/06 Compliance Test PASSED

08/26/06 06-33174 Liquor Inspection (Road Patrol- Taylor) NO VIOLATIONS

01/24/07 Compliance Test PASSED

02/03/07 07-4223 Liquor Inspection (Road Patrol- Laforest) NO VIOLATIONS

03/26/07 07-10855 Liquor Inspection (Road Patrol- Laforest) NO VIOLATIONS

05/10/07 07-17229 Compliance Test PASSED

05/14/07 07-17847 Liquor Inspection (Road Patrol- Strong) NO VIOLATIONS

06/11/07 07-21774 Liquor Inspection (Road Patrol- Strong) NO VIOLATIONS

08/13/07 07-30710 Liquor Inspection (Road Patrol- Strong) NO VIOLATIONS

10/18/07 07-32097 Compliance Test PASSED



12/13/07	07-45762	Compliance Test	PASSED
12/18/07		Application for Additional bar cancelled by MLCC	
02/21/08	08-6525	Compliance Test	PASSED
05/21/08	08-17710	Compliance Test	PASSED
05/22/08	08-17980	Liquor Inspection (Road Patrol-Minton)	NO VIOLATIONS
07/25/08	08-26159	Liquor Inspection (Road Patrol-Minton)	NO VIOLATIONS
09/04/08	08-31046	Liquor Inspection (Road Patrol-Minton)	NO VIOLATIONS
10/09/08	08-34294	Compliance Test	PASSED
10/26/08	08-37124	Liquor Inspection (Road Patrol-Minton)	NO VIOLATIONS
12/26/08	08-44085	Liquor Inspection (Road Patrol-Minton)	NO VIOLATIONS
12/30/08	08-44428	Compliance Test	PASSED
02/27/09	09-6659	Liquor Inspection (Road Patrol-Minton)	NO VIOLATIONS
04/30/09	09-13409	Liquor Inspection (Road Patrol-Whiteside)	NO VIOLATIONS
05/07/09	09-14187	Compliance Test	PASSED
06/28/09	09-20448	Liquor Inspection (Road Patrol-Whiteside)	NO VIOLATIONS
08/23/09	09-26734	Liquor Inspection (Road Patrol-Whiteside)	NO VIOLATIONS
10/26/09	09-33541	Liquor Inspection (Road Patrol-Owczarzak)	NO VIOLATIONS
10/28/09	09-33689	Compliance Test	PASSED
12/17/09	09-39248	Compliance Test	PASSED
01/05/10	10-468	Liquor Inspection (Road Patrol-Owczarzak)	NO VIOLATIONS
07/19/10	10-21084	Compliance Test	PASSED
07/26/10	10-22427	Liquor Inspection (Road Patrol-Cascioli)	NO VIOLATIONS
09/01/10	10-26607	Compliance Test	PASSED
10/27/10	10-32848	Compliance Test	PASSED
10/27/10	10-33039	Warning issued to Mon Jin Lau for overcrowding	
11/28/10	10-36423	Liquor Inspection (Road Patrol-Kramer)	NO VIOLATIONS
12/15/10	10-38340	Compliance Test	PASSED
03/06/11	11-6940	Liquor Inspection (Road Patrol-Kramer)	NO VIOLATIONS
05/05/11	11-12903	Compliance Test	PASSED
08/01/11	11-22591	Liquor Inspection (Road Patrol-Kramer)	NO VIOLATIONS

09/05/11	11-26401	Liquor Inspection (Road Patrol-Kramer)	NO VIOLATIONS
11/16/11	11-34419	Liquor Inspection (Road Patrol-Jones)	NO VIOLATIONS
12/08/11	11-36711	Compliance Test	PASSED
01/26/12	12-2861	Liquor Inspection (Road Patrol-Jones)	NO VIOLATIONS
03/20/12	12-8920	Liquor Inspection (Road Patrol-Jones)	NO VIOLATIONS
05/09/12	12-14670	Compliance Test	PASSED
05/20/12	12-16109	Liquor Inspection (Road Patrol-McWilliams)	NO VIOLATIONS
07/26/12	12-24991	Liquor Inspection (Road Patrol-Weingart)	NO VIOLATIONS
09/06/12	12-30064	Liquor Inspection (Road Patrol-Weingart)	NO VIOLATIONS
10/31/12	12-36156	Mon Jin Lau was cited by Troy Fire Dept. for overcrowding at their Halloween Party, and a Violation Report was sent to the MLCC regarding the overcrowding incident.	Fined \$600
10/31/12	12-36166	Resisting arrest / hallucinogen possession incident at Halloween Party	Dismissed by MLCC
10/31/12	12-36168	Resisting arrest / disorderly conduct incident at Halloween Party	Dismissed by MLCC
11/08/12	12-37128	Liquor Inspection (Road Patrol-Weingart)	NO VIOLATIONS
11/12/12	12-37554	Compliance Test	PASSED
01/12/13	13-1289	Liquor Inspection (Road Patrol-Weingart)	NO VIOLATIONS
03/14/13	13-8002	Liquor Inspection (Road Patrol-Weingart)	NO VIOLATIONS
03/19/13	13-8506	Compliance Test	PASSED
03/22/13		Letter sent from Police Department to licensee requiring TIPS/TAMS Training for all employees serving alcohol and proof of training provided to the Police Department by 6/14/13.	
05/09/13	13-14182	Liquor Inspection (Road Patrol-Weingart)	NO VIOLATIONS
06/10/13		Received proof of TIPS/TAMS Training	
07/11/13	13-21790	Liquor Inspection (Road Patrol-Weingart)	NO VIOLATIONS
10/31/13	13-34383	Investigated Overcrowding Complaint	NO VIOLATIONS
11/04/13	13-34929	Compliance Test	PASSED
11/21/13	13-36932	Liquor Inspection (Road Patrol-Weingart)	NO VIOLATIONS
01/09/14	14-1143	Liquor Inspection (Road Patrol-Weingart)	NO VIOLATIONS
03/01/14	14-6521	Compliance Test	PASSED

03/14/14	14-8088	Liquor Inspection (Road Patrol-Weingart)	NO VIOLATIONS
05/15/14	14-14489	Liquor Inspection (Road Patrol-Weingart)	NO VIOLATIONS
07/11/14	14-20993	Liquor Inspection (Road Patrol-Weingart)	NO VIOLATIONS
10/13/14	14-31341	Liquor Inspection (Road Patrol-McWilliams)	NO VIOLATIONS
10/20/14	14-32170	Liquor Inspection (Road Patrol-Julian)	NO VIOLATIONS
01/05/15	15-556	Liquor Inspection (Road Patrol-Julian)	NO VIOLATIONS
02/25/15	15-5652	Compliance Test (DPU) Sale to Minor	VIOLATION Fined \$650
03/13/15	15-8355	Liquor Inspection (Road Patrol-Fjolla)	NO VIOLATIONS
05/13/15	15-15583	Liquor Inspection (Road Patrol-Julian)	NO VIOLATIONS
07/15/15	15-23271	Liquor Inspection (Road Patrol-Julian)	NO VIOLATIONS
09/09/15	15-29807	Liquor Inspection (Road Patrol-Julian)	NO VIOLATIONS
11/12/15	15-37020	Liquor Inspection (Road Patrol-Alter)	NO VIOLATIONS

this incident.