

**a) Rite Aid of Michigan, Inc. (dba: Rite Aid #2731)**

Resolution #2009-03-062  
Moved by Beltramini  
Seconded by Kerwin

WHEREAS, The following liquor licensee operates within the City of Troy:

Name: Rite Aid of Michigan, Inc. (dba: Rite Aid #2731)  
Address: 1981 W. South Blvd., 48098  
License No.: SDM (78430-2008)

WHEREAS, The licensee has entered into a contract with the City of Troy, where the licensee authorizes the Troy City Council to review the licensee's violations of the laws and regulations governing the sale of alcoholic liquor, and determine the appropriate course of action for any such violation that is allowed under Michigan law;

WHEREAS, The City Council has given public notice that the licensee has been charged with the following violation of the laws and regulations governing the sale of alcoholic liquor:

**SALE TO MINOR** (Compliance Test) on May 21, 2008;

WHEREAS, The City provided notice that the charges against the licensee would be reviewed and Council would determine if any action should be taken against the licensee at a Public Hearing, scheduled for ~~Wednesday, February 11, 2009~~ Monday, March 2, 2009;

WHEREAS, The licensee has had prior violations dated: June 19, 2003 - SALE TO MINOR (Compliance Test); February 28, 2002 - SALE TO MINOR (Compliance Test); and

WHEREAS, Licensee was given the opportunity to review these cited infractions, and the opportunity to confront witnesses and/or statements by accusers while in the presence of this City Council, sitting as a hearing body on ~~Wednesday, February 11, 2009~~ Monday, March 2, 2009;

THEREFORE, BE IT RESOLVED, That the Troy City Council, after the public hearing, **HAS DETERMINED** that the licensee did commit the above referenced violation of the laws and regulations governing the sale of alcoholic liquor; and

BE IT FURTHER RESOLVED, That the Troy City Council **REQUIRES** the licensee (SDM License Number 78430-2008 in the name of Rite Aid of Michigan, Inc. in the City of Troy), to have all its management and employees that are permitted to sell alcoholic liquor TIPS or TAMS trained, and **RECOGNIZES** that recent training has taken place and that the licensee has **PROVIDED PROOF** of this training to the Troy Police Department; and

BE IT FURTHER RESOLVED, That notice of the above referenced violation **SHALL BE PUBLISHED** in a local newspaper of general circulation; and

BE IT FURTHER RESOLVED, That a certified copy of this resolution be **SENT** to the Michigan Liquor Control Commission for inclusion in the licensee's file.

Yes: All-7

## MOTION CARRIED

### b) Rite Aid Discount Pharmacy (dba: Rite Aid #4305)

Resolution #2009-03-063

Moved by Eisenbacher

Seconded by Kerwin

WHEREAS, The following liquor licensee operates within the City of Troy:

Name: Rite Aid Discount Pharmacy (dba: Rite Aid #4305)  
Address: 2971 W. Maple Road, 48084  
License No.: SDD/SDM (10077-2008 SS)

WHEREAS, The licensee has entered into a contract with the City of Troy, where the licensee authorizes the Troy City Council to review the licensee's violations of the laws and regulations governing the sale of alcoholic liquor, and determine the appropriate course of action for any such violation that is allowed under Michigan law;

WHEREAS, The City Council has given public notice that the licensee has been charged with the following violation of the laws and regulations governing the sale of alcoholic liquor:

**SALE TO MINOR (DPU) (Compliance Test) on October 10, 2008;**

WHEREAS, The City provided notice that the charges against the licensee would be reviewed and Council would determine if any action should be taken against the licensee at a Public Hearing, scheduled for **Wednesday, February 11, 2009 Monday, March 2, 2009;**

WHEREAS, The licensee has had prior violations dated: September 25, 2001 - SALE TO MINOR (Compliance Test); October 27, 1999 - SALE TO MINOR (Compliance Test); June 25, 1992 - SALE TO MINOR; February 6, 1992 - SALE TO MINOR (Compliance Test); October 4, 1991 – SALE TO MINOR; August 2, 1991 – SALE TO MINOR; October 26, 1989 – SALE TO MINOR (Compliance Test); March 3, 1989 – SALE TO MINOR (Controlled Buy); August 22, 1981 – SALE TO MINOR; August 22, 1981 – SALE TO MINOR; and

WHEREAS, Licensee was given the opportunity to review these cited infractions, and the opportunity to confront witnesses and/or statements by accusers while in the presence of this City Council, sitting as a hearing body on **Wednesday, February 11, 2009 Monday, March 2, 2009;**

THEREFORE, BE IT RESOLVED, That the Troy City Council, after the public hearing, has **DETERMINED** that the licensee did commit the above referenced violation of the laws and regulations governing the sale of alcoholic liquor; and

BE IT FURTHER RESOLVED, That the Troy City Council **REQUIRES** the licensee (SDD/SDM License Number 10077-2008 SS in the name of Rite Aid Discount Pharmacy in the City of Troy), to have all its management and employees that are permitted to sell alcoholic liquor

TIPS or TAMS trained, and **RECOGNIZES** that recent training has taken place and that the licensee has **PROVIDED PROOF** of this training to the Troy Police Department; and

BE IT FURTHER RESOLVED, That notice of the above referenced violation **SHALL BE PUBLISHED** in a local newspaper of general circulation; and

BE IT FURTHER RESOLVED, That a certified copy of this resolution be **SENT** to the Michigan Liquor Control Commission for inclusion in the licensee's file.

Yes: All-7

### **MOTION CARRIED**

#### **c) 7-Eleven, Inc. (dba: 7-Eleven)**

Resolution #2009-03-064

Moved by Eisenbacher

Seconded by Beltramini

WHEREAS, The following liquor licensee operates within the City of Troy:

Name: 7-Eleven, Inc. (dba: 7-Eleven)  
Address: 1650 Crooks Road, 48084  
License No.: SDD (18175-2007 SS); SDM (14683-2007)

WHEREAS, The licensee has entered into a contract with the City of Troy, where the licensee authorizes the Troy City Council to review the licensee's violations of the laws and regulations governing the sale of alcoholic liquor, and determine the appropriate course of action for any such violation that is allowed under Michigan law;

WHEREAS, The City Council has given public notice that the licensee has been charged with the following violation of the laws and regulations governing the sale of alcoholic liquor:

**SALE TO MINOR (DPU)** (Compliance Test) on February 21, 2008;

WHEREAS, The City provided notice that the charges against the licensee would be reviewed and Council would determine if any action should be taken against the licensee at a Public Hearing, scheduled for ~~Wednesday, February 11, 2009~~ **Monday, March 2, 2009**;

WHEREAS, This licensee has had prior violations dated: February 11, 2006 – SALE TO MINOR (LCC Investigation); June 25, 2002 – SALE TO MINOR (Compliance Test); October 23, 1987 - SALE TO MINOR (Compliance Test); November 24, 1985 – SALE TO INTOXICATED PERSON; February 26, 1983 – SALE AFTER HOURS; September 26, 1981 – SALE TO MINOR; April 17, 1981 – SALE TO MINOR; December 22, 1980 – SALE TO MINOR; and

WHEREAS, Licensee was given the opportunity to review these cited infractions, and the opportunity to confront witnesses and/or statements by accusers while in the presence of this

City Council, sitting as a hearing body on ~~Wednesday, February 11, 2009~~ Monday, March 2, 2009;

THEREFORE, BE IT RESOLVED, That the Troy City Council, after the public hearing, has **DETERMINED** that the licensee did commit the above referenced violation of the laws and regulations governing the sale of alcoholic liquor; and

BE IT FURTHER RESOLVED, That the Troy City Council **REQUIRES** the licensee (SDD License Number 18175-2007 SS & SDM License Number 14683-2007 in the name of 7-Eleven, Inc. in the City of Troy), to have all its management and employees that are permitted to sell alcoholic liquor TIPS or TAMS trained, and to **PROVIDE PROOF** of this training to the Troy Police Department within 90 days; and

BE IT FURTHER RESOLVED, That notice of the above referenced violation **SHALL BE PUBLISHED** in a local newspaper of general circulation; and.

BE IT FURTHER RESOLVED, That a certified copy of this resolution be **SENT** to the Michigan Liquor Control Commission for inclusion in the licensee's file.

Yes: All-7

#### **MOTION CARRIED**

#### **d) Arbor Drugs, Inc. (dba: CVS Pharmacy #8162)**

Resolution #2009-03-065  
Moved by Fleming  
Seconded by Eisenbacher

WHEREAS, The following liquor licensee operates within the City of Troy:

Name: Arbor Drugs, Inc. (dba: CVS Pharmacy #8162)  
Address: 2045 W. South Boulevard, 48098  
License No.: SDM (0815-2008)

WHEREAS, The licensee has entered into a contract with the City of Troy, where the licensee authorizes the Troy City Council to review the licensee's violations of the laws and regulations governing the sale of alcoholic liquor, and determine the appropriate course of action for any such violation that is allowed under Michigan law;

WHEREAS, The City Council has given public notice that the licensee has been charged with the following violation of the laws and regulations governing the sale of alcoholic liquor:

**SALE TO MINOR** (Compliance Test) on May 21, 2008;

WHEREAS, The City provided notice that the charges against the licensee would be reviewed and Council would determine if any action should be taken against the licensee at a Public Hearing, scheduled for ~~Wednesday, February 11, 2009~~ Monday, March 2, 2009;

WHEREAS, This licensee has had prior violations dated: August 23, 2007 – SALE TO MINOR (Compliance Test); May 10, 2008 – MLCC SALE TO MINOR (Compliance Test); and

WHEREAS, Licensee was given the opportunity to review these cited infractions, and the opportunity to confront witnesses and/or statements by accusers while in the presence of this City Council, sitting as a hearing body on ~~Wednesday, February 11, 2009~~ Monday, March 2, 2009;

THEREFORE, BE IT RESOLVED, That the Troy City Council, after the public hearing, has **DETERMINED** that the licensee did commit the above referenced violation of the laws and regulations governing the sale of alcoholic liquor; and

BE IT FURTHER RESOLVED, That the Troy City Council **REQUIRES** the licensee (SDM License Number 0815-2008 in the name of Arbor Drugs, Inc. in the City of Troy), to have all its management and employees that are permitted to sell alcoholic liquor TIPS or TAMS trained, and to **PROVIDE PROOF** of this training to the Troy Police Department within 90 days; and

BE IT FURTHER RESOLVED, That notice of the above referenced violation **SHALL BE PUBLISHED** in a local newspaper of general circulation; and

BE IT FURTHER RESOLVED, That a certified copy of this resolution be **SENT** to the Michigan Liquor Control Commission for inclusion in the licensee's file.

Yes: All-7

#### **MOTION CARRIED**

e) **ADI Realty, Inc. (dba: CVS Pharmacy #8242)**

Resolution #2009-03-066

Moved by Eisenbacher

Seconded by Kerwin

WHEREAS, The following liquor licensee operates within the City of Troy:

Name: ADI Realty, Inc. (dba: CVS Pharmacy #8242)

Address: 4963 John R, 48085

License No.: SDM (73139-2007)

WHEREAS, The licensee has entered into a contract with the City of Troy, where the licensee authorizes the Troy City Council to review the licensee's violations of the laws and regulations governing the sale of alcoholic liquor, and determine the appropriate course of action for any such violation that is allowed under Michigan law;

WHEREAS, The City Council has given public notice that the licensee has been charged with the following violation of the laws and regulations governing the sale of alcoholic liquor:

**SALE TO MINOR (DPU)** (Compliance Test) on February 21, 2008;

WHEREAS, The City provided notice that the charges against the licensee would be reviewed and Council would determine if any action should be taken against the licensee at a Public Hearing, scheduled for **Wednesday, February 11, 2009** **Monday, March 2, 2009**;

WHEREAS, This licensee has had prior violations dated: May 3, 2007 – SALE TO MINOR (Compliance Test); July 25, 2000 – SALE TO MINOR (Compliance Test); and

WHEREAS, Licensee was given the opportunity to review these cited infractions, and the opportunity to confront witnesses and/or statements by accusers while in the presence of this City Council, sitting as a hearing body on **Wednesday, February 11, 2009** **Monday, March 2, 2009**;

THEREFORE, BE IT RESOLVED, That the Troy City Council, after the public hearing, has **DETERMINED** that the licensee did commit the above referenced violation of the laws and regulations governing the sale of alcoholic liquor; and

BE IT FURTHER RESOLVED, That the Troy City Council **REQUIRES** the licensee (SDM License Number 73139-2007 in the name of ADI Realty, Inc. in the City of Troy), to have all its management and employees that are permitted to sell alcoholic liquor TIPS or TAMS trained, and to **PROVIDE PROOF** of this training to the Troy Police Department within 90 days; and

BE IT FURTHER RESOLVED, That notice of the above referenced violation **SHALL BE PUBLISHED** in a local newspaper of general circulation; and

BE IT FURTHER RESOLVED, That a certified copy of this resolution be **SENT** to the Michigan Liquor Control Commission for inclusion in the licensee's file.

Yes: All-7

## MOTION CARRIED

### f) **MK2, LLC (dba: Lucky's Market)**

Resolution #2009-03-067

Moved by Fleming

Seconded by Kerwin

WHEREAS, The following liquor licensee operates within the City of Troy:

Name: MK2, LLC (dba: Lucky's Market)  
Address: 4835 John R, 48085  
License No.: SDD (134567-2008 SS); SDM (134568-2008)

WHEREAS, The licensee has entered into a contract with the City of Troy, where the licensee authorizes the Troy City Council to review the licensee's violations of the laws and regulations governing the sale of alcoholic liquor, and determine the appropriate course of action for any such violation that is allowed under Michigan law;

WHEREAS, The City Council has given public notice that the licensee has been charged with the following violation of the laws and regulations governing the sale of alcoholic liquor:

**SALE TO MINOR** (Compliance Test) on May 21, 2008;

WHEREAS, The City provided notice that the charges against the licensee would be reviewed and Council would determine if any action should be taken against the licensee at a Public Hearing, scheduled for ~~Wednesday, February 11, 2009~~ Monday, March 2, 2009;

WHEREAS, This licensee has had a prior violation dated: June 22, 2006 – SALE TO MINOR (Compliance Test); and

WHEREAS, Licensee was given the opportunity to review these cited infractions, and the opportunity to confront witnesses and/or statements by accusers while in the presence of this City Council, sitting as a hearing body on ~~Wednesday, February 11, 2009~~ Monday, March 2, 2009;

THEREFORE, BE IT RESOLVED, That the Troy City Council, after the public hearing, has **DETERMINED** that the licensee did commit the above referenced violation of the laws and regulations governing the sale of alcoholic liquor; and

BE IT FURTHER RESOLVED, That the Troy City Council **REQUIRES** the licensee (SDD License Number 134567-2008 SS and SDM License Number 134568-2008 in the name of MK2, LLC in the City of Troy), to have all its management and employees that are permitted to sell alcoholic liquor TIPS or TAMS trained, and to **PROVIDE PROOF** of this training to the Troy Police Department within 90 days; and

BE IT FURTHER RESOLVED, That notice of the above referenced violation **SHALL BE PUBLISHED** in a local newspaper of general circulation; and

BE IT FURTHER RESOLVED, That a certified copy of this resolution be **SENT** to the Michigan Liquor Control Commission for inclusion in the licensee's file.

Yes: All-7

#### **MOTION CARRIED**

**g) K-Mart Corporation (dba: Big K-Mart No. 4082)**

Resolution #2009-03-068

Moved by Kerwin

Seconded by Eisenbacher

WHEREAS, The following liquor licensee operates within the City of Troy:

Name: K-Mart Corporation (dba: Big K-Mart No. 4082)  
Address: 100 E. Maple Road, 48083  
License No.: SDM (172382-2008)

WHEREAS, The licensee has entered into a contract with the City of Troy, where the licensee authorizes the Troy City Council to review the licensee's violations of the laws and regulations governing the sale of alcoholic liquor, and determine the appropriate course of action for any such violation that is allowed under Michigan law;

WHEREAS, The City Council has given public notice that the licensee has been charged with the following violation of the laws and regulations governing the sale of alcoholic liquor:

**SALE TO MINOR** (Compliance Test) on December 30, 2008;

WHEREAS, The City provided notice that the charges against the licensee would be reviewed and Council would determine if any action should be taken against the licensee at a Public Hearing, scheduled for ~~Wednesday, February 11, 2009~~ **Monday, March 2, 2009**;

WHEREAS, This licensee has had prior violations dated; August 23, 2007 – SALE TO MINOR (Compliance Test); June 30, 2004 – SALE TO MINOR (Compliance Test); May 17, 2001 – MLCC SALE TO MINOR (Compliance Test); July 25, 2000 – SALE TO MINOR (Compliance Test); October 28, 1998 – SALE TO MINOR (Compliance Test); September 22, 1988 – SALE TO MINOR (Compliance Test); November 21, 1986 – SALE TO MINOR (Compliance Test); and

WHEREAS, Licensee was given the opportunity to review these cited infractions, and the opportunity to confront witnesses and/or statements by accusers while in the presence of this City Council, sitting as a hearing body on ~~Wednesday, February 11, 2009~~ **Monday, March 2, 2009**;

THEREFORE, BE IT RESOLVED, That the Troy City Council, after the public hearing, has **DETERMINED** that the licensee did commit the above referenced violation of the laws and regulations governing the sale of alcoholic liquor; and

BE IT FURTHER RESOLVED, That the Troy City Council **REQUIRES** the licensee (SDM License Number 172382-2008 in the name of K-Mart Corporation in the City of Troy), to have all its management and employees that are permitted to sell alcoholic liquor TIPS or TAMS trained, and to **PROVIDE PROOF** of this training to the Troy Police Department within 90 days; and

BE IT FURTHER RESOLVED, That notice of the above referenced violation **SHALL BE PUBLISHED** in a local newspaper of general circulation; and

BE IT FURTHER RESOLVED, That a certified copy of this resolution be **SENT** to the Michigan Liquor Control Commission for inclusion in the licensee's file.

Yes: All-7

**MOTION CARRIED**