

a) NLM, Inc. (dba: Manny's Liquor Shoppe)Suggested Resolution

Resolution #2009-03-

Moved by

Seconded by

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

Name: NLM, Inc. (dba: Manny's Liquor Shoppe)
Address: 42951 Dequindre, 48098
License No.: SDD (10801); SDM (13095)

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 (MLCC Compliance Test) on May 29, 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 23, 2009**;

WHEREAS, This licensee has had prior violations dated: December 6, 2006 – CITY ORDINANCE VIOLATION FOR IMPROPER DISPLAY OF ALCOHOL; July 25, 2000 – SALE TO MINOR (Compliance Test); July 21, 1999 – MLCC SALE TO MINOR (Compliance Test); October 28, 1998 – SALE TO MINOR (Compliance Test); July 23, 1992 – FURNISH ALCOHOL TO MINOR; October 26, 1989 – SALE TO MINOR (Compliance Test); October 23, 1987 – 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 23, 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 10801 and SDM License Number 13095 in the name of NLM, 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:

No:

b) Troy Cheese & Wine Market, Inc. (dba: Troy Cheese & Wine Market)

Suggested Resolution

Resolution #2009-03-

Moved by

Seconded by

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

Name: Troy Cheese & Wine Market, Inc. (dba: Troy Cheese & Wine Market)
Address: 2558 E. Maple Road, 48083
License No.: SDD/SDM; (18079) (11930)

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 23, 2009**;

WHEREAS, This licensee has had prior violations dated: October 27, 2000 – SELLING SPIRITS WHICH HAVE BEEN PURCHASED FROM AN ILLEGAL SOURCE FROM BETWEEN 06/28/00-8/28/00 TO PRESENT; May 23, 1991 – SALE TO MINOR (Compliance Test); February 19, 1987 – SALE TO MINOR (Compliance Test); May 25, 1985 – SALE TO MINOR; September 18, 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 23, 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 Numbers 18079/11930 in the name of Troy Cheese & Wine Market, 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:

No:

c) Wal-Mart Store No. 2873. (dba: Wal-Mart)

Suggested Resolution

Resolution #2009-03-

Moved by

Seconded by

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

Name: Wal-Mart Store No. 2873 (dba: Wal-Mart)
Address: 2001 W. Maple Road, 48084
License No.: SDM (165039-2008)

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 (DPU) (Compliance Test) on October 2, 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 23, 2009**;

WHEREAS, This licensee has had no prior violations; 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 23, 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 165039-2008 in the name of Wal-Mart Store No. 2873 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:

No:

d) Aldi, Inc. (Michigan) Store #90 (dba: Aldi Food Market)

Suggested Resolution

Resolution #2009-03-

Moved by

Seconded by

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

Name: Aldi, Inc. (Michigan) Store #90 (dba: Aldi Food Market)

Address: 2967 E. Big Beaver Road, 48083

License No.: SDM (133734-2008)

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 October 2, 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 23, 2009;

WHEREAS, This licensee has had no prior violations; 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 23, 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 133734-2008 in the name of Aldi, Inc. (Michigan) Store #90 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:

No:

e) Good Food Company East (dba: Good Food Company)

Suggested Resolution

Resolution #2009-03-

Moved by

Seconded by

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

Name: Good Food Company East (dba: Good Food Company)

Address: 74 W. Maple Road, 48084

License No.: SDM (105946-2008)

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 (DPU) (Compliance Test) on October 2, 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 23, 2009**;

WHEREAS, This licensee has had no prior violations; 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 23, 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 105946-2008 in the name of Good Food Company East 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:

No:

f) Agrusa International Marketplace (dba: Agrusa International Marketplace)

Suggested Resolution

Resolution #2009-03-

Moved by

Seconded by

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

Name: Agrusa International Marketplace
(dba: Agrusa International Marketplace)
Address: 5047 Rochester Road, 48085
License No.: SDM (179471-2008)

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 23, 2009**;

WHEREAS, This licensee has had no prior violations; 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 23, 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 179471-2008 in the name of Agrusa International Marketplace 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:

No:

POSTPONED ITEMS:

D-1 Continuation of Public Hearing – Standard Resolution #4 – Asphalt Paving of Florence Street in Section 9 – Project No. 08.108.1

Suggested Resolution

Resolution #2009-03-

Moved by