City of Birmingham
A Walkable Community

MEMORANDUM

City Clerk's Office

DATE: **March 10, 2015**

TO: **Joseph A. Valentine, City Manager**

FROM: **Laura M. Pierce, City Clerk**

SUBJECT: **Public Hearings Regarding 2015 Liquor License Renewal**

At the City Commission meeting of February 23, 2015 the City Commission adopted a resolution setting a public hearing for March 16, 2015 to consider objecting to the renewal of the liquor license held by the following establishments:

- Bistro Joe's, 34244 Woodward Ave.
  - Licensee's failure to timely pay its taxes or other monies due the city. (Delinquent Water Bill) Section 10-40 (7)

- Dick O'Dow's, 160 West Maple
  - Licensee's failure to timely pay its taxes or other monies due the city. (Delinquent Water Bill) Section 10-40 (7)

- Cosi, 101 North Old Woodward
  - Licensee's failure to timely pay its taxes or other monies due the city. (Delinquent Taxes Due) Section 10-40 (7)

- Social Kitchen & Bar, 225 East Maple
  - Licensee's failure to comply with the terms of its liquor license or any conditions imposed by the city commission or the liquor control commission at the time of issuance or transfer of the license (Section 10-40(5))
  - Licensee's failure to comply with all standards and plans established and approved by the city commission at the time of original approval or transfer of the license. (Section 10-40(6))
    (Failure to comply with conditions of Special Land Use Permit (SLUP) approved on January 9, 2012, with said permit being the basis for the original approval of the liquor license.)

The Commission set the Public Hearing with the understanding that the Public Hearing would be cancelled if the licensee is no longer delinquent. Since that time, the Treasurer's Office received full payment of the delinquent water bill for Bistro Joe's and a partial payment from Dick O'Dow's. Dick O'Dow's has submitted a letter confirming their intent to pay the remaining balance by the end of March. The Treasurer's Office has confirmed that Oakland County has received full payment for the delinquent taxes from Cosi. In addition, Social Kitchen & Bar has submitted a letter confirming their intent to work toward completion of the up-lighting and compliance with the SLUP.

In light of these developments, the Public Hearings for the four establishments have been cancelled. Staff recommends that the City Commission approve the renewal, for the 2015 licensing period, of the liquor license held by the owners/operators of Bistro Joe's, Dick O'Dow's, Cosi, and Social Kitchen & Bar.

SUGGESTED RESOLUTION:

To approve the renewal, for the 2015 licensing period, of the liquor license held by the owners/operators of Bistro Joe's, 34244 Woodward Ave.; Dick O'Dow's, 160 West Maple; Cosi, 101 North Old Woodward; Social Kitchen & Bar, 225 East Maple.

History Detail Report

Monday, March 09, 2015

Location ID: WOOW-034244-0000-01
Account #: 19469-24354
Service Address: 34244 WOODWARD AVE
Customer Name: PAPA JOES'S HOLDING CO LLC

Posted	Created	Action Read	Item - or - User Usage	Amount Other Info	Balance
03/02/15	03/02/15 14:50	Payment Posted	R15-140266	$25942.00	$0.00
02/25/15	02/25/15 12:03	Bill Adjustment	ADJ	-$239.05 Adj	$25942.00
02/25/15	02/25/15 11:59	Penalty Reversal	ADJ	-$261.81 Reversal	$26181.05
02/20/15	02/20/15 9:15	Penalty		$261.81	$26442.86
02/02/15	02/02/15 15:24	Payment Posted	R15-137652	$7944.11	$26181.05
01/15/15	01/15/15 16:41	Bill Calculated	09/17/14-12/09/14	$7944.11	$34125.16
12/29/14	12/29/14 8:42	Penalty		$259.22	$26181.05
12/09/14	01/07/15 11:46	Meter Read 20557	WA 601	Auto	$25921.83
11/19/14	11/19/14 15:07	Penalty		$256.66	$25921.83
11/12/14	11/12/14 16:05	Payment Posted	R14-130362	$9109.61	$25665.17
10/14/14	10/14/14 15:59	Bill Calculated	06/17/14-09/17/14	$9109.61	$34774.78
09/24/14	10/01/14 10:19	Penalty		$254.12	$25665.17
09/17/14	09/24/14 13:33	Meter Read 19956	WA 691	Auto	$25411.05
08/22/14	08/22/14 11:13	Penalty		$251.60	$25411.05
08/12/14	08/12/14 15:28	Payment Posted	R14-122399	$7778.04	$25159.45
07/16/14	07/16/14 15:38	Bill Calculated	03/15/14-06/17/14	$7778.04	$32937.49

Total Usage: 1,292.00

A Drink Comes Before A Story
d'd
Is Túisce Deoch Ná Scéal

dick o'dow's
irish public house
160 w. maple
birmingham, mi 48009
810•642•1135

Joe Valentine
Mayor
City of Birmingham
151 Martin
Birmingham, Mi. 48009

Dear Joe:

I will pay 10,000 towards my water bill immediately. An additional 50% of the remaining balance will be paid by March 23. The balance of the remaining bill will be paid by the end of March.If you have any questions, please contact me at 248-642-1135.

Sincerely,

Mitch Black 3-5-2015

History Detail Report

Monday, March 09, 2015

Location ID: MAPL-000160-0000-01
Account #: 06549-23140
Service Address: 160 W MAPLE RD
Customer Name: DICK O'DOWS

Posted	Created	Action Read	Item - or - User Usage	Amount Other Info	Balance
03/05/15	03/05/15 11:21	Payment Posted	R15-140501	$10000.00	$12114.28
02/20/15	02/20/15 9:20	Penalty		$218.94	$22114.28
02/15/15	02/20/15 14:27	Meter Read 4313	WA 312	 Auto	$21895.34
01/22/15	01/22/15 16:45	Penalty		$216.77	$21895.34
12/16/14	12/16/14 15:04	Bill Calculated	08/15/14-11/15/14	$4149.76	$21678.57
11/15/14	11/18/14 14:00	Meter Read 4001	WA 308	 Auto	$17528.81
10/21/14	10/21/14 14:21	Penalty		$173.54	$17528.81
09/16/14	09/16/14 10:27	Bill Calculated	05/15/14-08/15/14	$4162.71	$17355.27
08/15/14	08/19/14 14:00	Meter Read 3693	WA 309	 Auto	$13192.56
07/24/14	07/24/14 15:04	Penalty		$130.62	$13192.56

Total Usage: 929.00

ANDREW E MEISNER
OAKLAND COUNTY TREASURER
1200 NORTH TELEGRAPH ROAD, PONTIAC, MICHIGAN 48341

If a parcel has a Principal Residence Exemption (P.R.E) denial due to the Oakland County Treasurer's Office, a notation will appear at the bottom of the statement. Please contact our office for total amount due on the P.R.E. @ (248) 858-0612.

Delinquent Tax Statement

Date : 3/11/2015

PIN : 08 99-00-002-033

Owner(s) : COSI INC, ATTN SUE VISCOMI

Site Address : 101 N OLD WOODWARD AVE BIRMINGHAM MI 48009

Property Description

Taxable Value : $80,130.00

Current Tax Payments

March Statement Number : 88500

Year		Due Tax	Due Interest & Fees	Due Total	Sale No.	Status
2007		$0.00	$0.00	$0.00	-	Paid
2008		$0.00	$0.00	$0.00	-	Paid
2010		$0.00	$0.00	$0.00	-	Not Returned Delinquent
2011		$0.00	$0.00	$0.00	-	Paid
2012		$0.00	$0.00	$0.00	-	Not Returned Delinquent
2013		$0.00	$0.00	$0.00	-	Not Returned Delinquent
2014		($3,452.36)	($34.52)	$0.00	-	Delinquent - subject to settlement; negative amts indicate paymts received
			Statement Total	$0.00	If paid in March	

3/11/2015

Social Kitchen and Bar, LLC
Peas and Carrots Hospitality, LLC.
225 E Maple Rd,
Birmingham MI 48009

Mr. Joe Valentine,

Per our meeting today, this letter serves to inform the City of Birmingham that Social Kitchen and Bar, LLC is currently working to finalize the item outstanding with regards to Special Land Use Permit. Specifically, the up-lighting install in the alley directly to the East of the building at 225 E Maple Rd, has been completed and we are awaiting final inspection from the city. We will take into account all recommendations by the city, including but not limited to the securing of any loose cords and/or trip hazards.

Sincerely,

Josh Humphrey
Chief Operating Officer
Social Kitchen and Bar, LLC

Social Kitchen and Bar, LLC