

SPECIAL MEETING OF THE COUNCIL  
OF THE  
CITY OF DEARBORN

March 21, 2016

The Council convened at 7:07 P.M., President of the Council Susan Dabaja presiding. Present at roll call were Councilmembers Abraham, Bazzy, Sareini, Shooshanian, Tafelski and President of the Council Dabaja. Absent: O'Donnell. A quorum being present, the Council was declared in session.

DATE : March 4, 2016  
TO : City Clerk  
FROM : City Council  
SUBJECT : Special Council Meeting

You are hereby requested to call a Special Meeting of the City Council to be held on Monday, March 21, 2016 at 7:00 p.m., in Council Chambers of the Dearborn Administrative Center for the following purposes:

1. To conduct a Public Hearing to consider and take action concerning the renewal of the Class C liquor licenses for the following establishments:

NAR BAR  
21918 MICHIGAN AVENUE  
DEARBORN, MICHIGAN 48124  
LICENSE HOLDER: MOHAMAD A. RIZK

RED MARTINI  
22229 MICHIGAN AVENUE  
DEARBORN, MICHIGAN 48124  
LICENSE HOLDER: ALI BAZZY

POST BAR  
22065, 22067 MICHIGAN AVENUE  
DEARBORN, MICHIGAN 48124  
LICENSE HOLDERS: FREDERICK  
GIORDANO, STEVEN G. GORDON, CHERYL  
A. KOTLARZ, JOSEPH P. VICARI

Pursuant to Section 3-25 of the Code of the City of Dearborn, the City Council may object to renewal of a license for consumption of intoxicating liquor on the premises for the following reasons:

LICENSEE'S FAILURE TO COMPLY WITH ALL APPLICABLE CITY AND STATE LAWS CONCERNING HEALTH, SAFETY, MORAL CONDUCT OR PUBLIC WELFARE.

LICENSEE'S REPEATED VIOLATIONS OF STATE LIQUOR LAWS.

LICENSEE'S MAINTENANCE OF A NUISANCE UPON OR IN CONNECTION WITH THE LICENSED PREMISES, INCLUDING BUT NOT LIMITED TO:

A PATTERN OF PATRON CONDUCT IN THE NEIGHBORHOOD OF THE LICENSED PREMISES WHICH IS IN VIOLATION OF THE LAW AND/OR DISTURBS THE PEACE, ORDER AND TRANQUILITY OF THE NEIGHBORHOOD;

ANY ADVERTISING, PROMOTION OR ACTIVITY IN CONNECTION WITH THE LICENSED PREMISES WHICH BY ITS NATURE CAUSES, CREATES OR CONTRIBUTES TO DISORDER, DISOBEDIENCE TO RULES, ORDINANCES OR LAWS, OR CONTRIBUTES TO THE DISRUPTION OF NORMAL ACTIVITY OF THOSE IN THE NEIGHBORHOOD OF THE LICENSED PREMISES;

NUMEROUS POLICE CONTACTS WITH THE LICENSED PREMISES OR THE PATRONS OF THE PREMISES;

FAILURE TO ADEQUATELY STAFF AND CONTROL THE PREMISES, and

THE CONDITIONS OR PRACTICES OF THE  
BUSINESS PRESENT IMMEDIATE HEALTH AND  
SAFETY ISSUES.

**THE LICENSEE MAY SUBMIT ANY WRITTEN MATERIAL  
FOR CONSIDERATION BY THE CITY COUNCIL PRIOR TO THE DATE OF  
THE PUBLIC HEARING OR AT THE PUBLIC HEARING. THE LICENSEE  
MAY APPEAR IN PERSON AT THE HEARING OR BE REPRESENTED BY  
COUNSEL. THE LICENSEE WILL BE GIVEN THE OPPORTUNITY TO  
PRESENT EVIDENCE AND TESTIMONY AND CONFRONT ADVERSE  
WITNESSES AT THE HEARING.**

2. To consider such other items of business  
that may properly come before the  
Council in relation to the above subject  
matters.

S/Robert A. Abraham  
Councilmember

S/Brian C. O'Donnell  
Councilmember

Councilmember Shooshanian left the Council Chambers at 8:16 P.M.

By Tafelski supported by Bazzy.

3-147-16. RESOLVED: That the Public Hearing be and is hereby suspended at 9:00 P.M.

The resolution was adopted as follows: Yes: Abraham, Bazzy, Dabaja, Sareini, and Tafelski (5). No: None. Absent: O'Donnell and Shooshanian (2).

By Tafelski supported by Sareini.

3-148-16. WHEREAS: A public hearing was conducted on March 21, 2016 for the purpose of considering and taking action concerning objecting to the renewal of Liquor License 250722-2015 (Class C) held by Nar Bar, Inc. (Business I.D. 232575) with Mohamad A. Rizk as its sole stockholder/member, Nar Bar being located at 21918 Michigan Avenue, Dearborn, and

WHEREAS: Proper notice of the hearing was given to the Licensee, Mohamad A. Rizk, and the Licensee was fully informed of his due process rights, including notice of the grounds for considering objecting to renewal of the liquor license, witnesses and evidence to be presented by the City, the ability to examine and present evidence, confront witnesses and to be represented by an attorney, and

WHEREAS: Najib Rizk, as representative of the Licensee, appeared for the public hearing on March 21, 2016, represented by attorney Steve George, and

WHEREAS: Testimony was presented, public comment was heard, and records (police reports) were entered into evidence; therefore be it

RESOLVED: That, based on the testimony, public comment, and documentary evidence, a public hearing will be noticed for approximately 60 days from the date of March 21, 2016 to consider and take action concerning revocation of Liquor License 250722-2015 held by Nar Bar, Inc. (Business I.D. 232575); be it further

RESOLVED: That during the approximately 60 days between hearings, it is recommended that the Licensee:

- Limit the hours of operation to 10:00 p.m. Monday through Friday, 11:00 p.m. on Saturday, and 7:00 p.m. on Sunday, and
- Ensure that the area surrounding Nar Bar is cleared of litter and debris each day by 8:30 a.m., and
- Ensure that the employees of the valet company employed by Nar Bar are subject to a criminal background check and are vetted through the Dearborn Police Department, and
- Install outdoor security cameras (360 degree) that are internet based and can be accessed by the Dearborn Police Department, and
- Schedule periodic meetings with a representative of the Department of Law, the Police Department, adjacent business owners, and residents to address on-going problems and issues, and
- Provide an emergency contact phone number to adjacent businesses and residents;

be it further

RESOLVED: That notice of the revocation hearing be forwarded to State Senator Morris Hood and State Representative George Darany.

The resolution was adopted as follows: Yes: Abraham, Bazy, Dabaja, Sareini, and Tafelski (5). No: None. Absent: O'Donnell and Shooshanian (2).

By Dabaja supported by Tafelski.

3-149-16. RESOLVED: That City Council recessed from the Special Meeting at 9:20 P.M..

The resolution was adopted as follows: Yes: Abraham, Bazzy, Dabaja, Sareini, and Tafelski (5). No: None. Absent: O'Donnell and Shooshanian (2).

By Tafelski supported by Sareini.

3-150-16. City Council reconvened the Public Hearing at 9:27 P.M.

The resolution was adopted as follows: Yes: Abraham, Bazzy, Dabaja, Sareini, and Tafelski (5). No: None. Absent: O'Donnell and Shooshanian (2).

By Tafelski supported by Bazzy.

3-151-16. RESOLVED: That the Public Hearing be and is hereby suspended at 10:05 P.M.

The resolution was adopted as follows: Yes: Abraham, Bazzy, Dabaja, Sareini, and Tafelski (5). No: None. Absent: O'Donnell and Shooshanian (2).

By Tafelski supported by Bazzy.

3-152-16. RESOLVED: That a Special Meeting be set to review the new business owners changes in 90 days as a Study Session for The Post Bar.

The resolution was adopted as follows: Yes: Abraham, Bazzy, Dabaja, Sareini, and Tafelski (5). No: None. Absent: O'Donnell and Shooshanian (2).

By Tafelski supported by Sareini.

3-153-16. City Council reconvened the Public Hearing at 10:11 P.M.

The resolution was adopted as follows: Yes: Abraham, Bazzy, Dabaja, Sareini, and Tafelski (5). No: None. Absent: O'Donnell and Shooshanian (2).

By Tafelski supported by Bazzy.

3-154-16. RESOLVED: That the Public Hearing be and is hereby adjourned at 11:03 P.M.

The resolution was adopted as follows: Yes: Abraham, Bazzy, Dabaja, Sareini, and Tafelski (5). No: None. Absent: O'Donnell and Shooshanian (2).

By Tafelski supported by Bazzy.

3-155-16. WHEREAS: A public hearing was conducted on March 21, 2016 for the purpose of considering and taking action concerning objecting to the renewal of Liquor License 241523-2015 (Class C) held by RA Entertainment LLC (Business I.D. 234173) with Ali Bazzy as its sole stockholder/member, d/b/a Red Martini located at 22229 Michigan Avenue, Dearborn, and

WHEREAS: Proper notice of the hearing was given to the Licensee, Ali Bazzy, and the Resident Agent, attorney Alexander V. Lyzohub; the Resident Agent and the Licensee were fully informed of the Licensee's due process rights, including notice of the grounds for considering objecting to renewal of the liquor license, witnesses and evidence to be presented by the City, the ability to examine and present evidence, confront witnesses and to be represented by an attorney, and

WHEREAS: The Licensee and the Resident Agent appeared for the public hearing on March 21, 2016, and

WHEREAS: Testimony was presented, public comment was heard, and records (police reports) were entered into evidence, and

WHEREAS: The Licensee and the Resident Agent acknowledged the concerns identified via testimony, public comment and police reports and made the following representations and promises regarding the operation of Red Martini:

- There will be no promoter parties at Red Martini;
- Two additional security personnel will be hired;

- An exterior security camera system will be installed;
- Quarterly meetings will be scheduled with the City Council and/or the Police Department;
- TIPS and TAMS training will continue for all employees, and
- No ingress will be permitted through the back door;

therefore be it

RESOLVED: That based on the testimony, public comment, and documentary evidence, and on the representations and promises made by the Licensee and the Resident Agent, a study session will be scheduled for approximately 60 days from the date of March 21, 2016 for the purpose of reviewing the operations of Red Martini.

The resolution was adopted as follows: Yes: Abraham, Bazzy, Dabaja, Sareini, and Tafelski (5). No: None. Absent: O'Donnell and Shooshanian (2).

There being no further business, upon a motion duly made, seconded and adopted, the Council then adjourned at 11:06 P.M.

APPROVED:

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President of the Council

ATTESTED:

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Acting City Clerk