

CITY OF MINNEAPOLIS  
LICENSES AND CONSUMER SERVICES  
350 SOUTH 5<sup>TH</sup> STREET, ROOM 1-C, CITY HALL  
MINNEAPOLIS, MN 55415

**FINDINGS OF FACT  
CONCLUSIONS, AND  
RECOMMENDATIONS**

In the Matter of License No. L159 50935 MINNEHAHA CAFE  
for FOOD RESTAURANT

Held by:  
**MINNEHAHA CAFE**  
**JEFF HOVELSRUD**  
**4554 MINNEHAHA AVE**  
**MINNEAPOLIS, MN 55406**

---

10-0767863

---

This matter came before a License Settlement Conference hearing on Wednesday, June 2, 2010. Appearing for the licensee was Jeff Hovelsrud, owner of Minnehaha Cafe. Appearing for the Licenses and Consumer services were Deputy Director Ricardo Cervantes, License Inspector Mohamed Ismail. Chakavee Moua represented the Minneapolis Environmental Services Department. Based on the evidence presented at the hearing, the department makes the following findings of fact:

**FINDINGS OF FACT**

1. Minneapolis Environmental Services billed Minnehaha Café located at 4554 Minnehaha Ave for its Pollution Control Annual Billing also known as PCAB 93963 as follows:
  - a. On October 14, 2007 (under PCAB 93963) a bill of \$107.00 was sent to Minnehaha Café with a due date of November 30, 2007. No payment received. On January 12, 2008 late penalties fees of \$107.00 applied and total balance for 2008 is now \$214.00.
  - b. On December 14, 2008 (under PCAB 93963) a bill of \$111.00 + \$214.00 from 2007, for a total of \$325.00, was sent to Minnehaha Café with a due date of January 31, 2009. No payment received. On March 17, 2009 late penalties of \$111.00 were applied. Accumulated total balance for 2008 & 2009 now stood at \$436.00.

- c. On December 14, 2009 (under PCAB 93963) a bill of \$111.00 + 436.00 from 2008 & 2009 for a total of \$547.00 was sent to Minnehaha Cafe with a due date of January 31, 2010. No payment was received. On March 17, 2010 additional late penalties fees of \$111.00 were applied.

The amount of fee's and late penalties due now are \$658.00. These fees were not paid before the license settlement conference was held.

2. On November 11, 2008 in the amount of \$30 of false alarm fees were charged. On March 29, 2010 false alarm fees were charged to Minnehaha Café in the amount of \$30.00. These false alarm fees was not paid before the license settlement conference was held.

### **CONCLUSIONS**

1. Minnehaha Cafe failed to timely pay Pollution Control Annual Billing and false alarm fees in violation of Minneapolis code of Ordinance 259.15

### **RECOMMENDATIONS**

Based on evidence presented at the hearing, the Department makes the following recommendations.

1. The Environmental Pollution Control Annual Billing in the amount of \$658.00 shall be resolved as follows.
  - a. Late fees have been reduced to \$111.00
  - b. The amount of \$440.00 in Unpaid Pollution Control Annual Billing be paid on a payment schedule. \$220.00 shall be paid on or before July 1, 2010. The final payment of \$220.00 shall be paid on or before October 1, 2010.
2. False alarm fees in the amount of \$60.00 have been paid.

Minnehaha Cafe understands that the holding of a business or liquor license in the City of Minneapolis is both a privilege and a responsibility, and, as such, it is understood that there is a minimum standard that shall be met in order to hold such a license. Furthermore, it is understood that a license holder is responsible to ensure that its business operates in compliance with all applicable laws, ordinances and regulations. As such, it is understood and agreed that any violation of the above Recommendations shall constitute just and proper cause for the immediate imposition of any agreed upon or stayed penalties. It is further understood that compliance with the above Recommendations is a requirement for continuing to hold a license and that failure to comply with any of these conditions may result in additional adverse license action.

I have read and understand the above findings of fact, conclusions, and recommendations. I agree with their contents and I agree with the above noted Recommendations. I understand that the failure of my business to adhere to this agreement may be cause for further suspension, revocation, or denial of my license. I understand that this report must be accepted and approved by the Minneapolis City Council and Mayor.

Based upon the foregoing, this agreement is FREELY & VOLUNTARILY ENTERED INTO IN GOOD FAITH

Business

Minnehaha Cafe

By:

[Signature]  
(signature)

Its:

President  
(title)

Dated:

6-8, 2010

For the City of Minneapolis:

[Signature]

Ricardo Cervantes  
Deputy Director of Licenses

Dated: June 8, 2010