

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

**FINDINGS OF FACT
CONCLUSIONS, AND
RECOMMENDATIONS**

In the Matter of License No. L155 50761 CHICAGO FOOD & DELI
for FOOD GROCERY

Held by:
**CHICAGO FOOD & DELI
B & B1 INC
2500 CHICAGO AVE
MINNEAPOLIS, MN 55404**

12-0893050

This matter came before a License Settlement Conference on Wednesday, February 15, 2012. Appearing for the City were License Manager Grant Wilson, District Supervisor Pat Hilden, Lead License Inspector Julie Casey and Police Officer Dave Menter. Appearing for B & B1, Inc, dba Chicago Food and Deli were Mahamood Ahmed and attorney Dan Kennedy. Based on the information presented at the hearing the Department makes the following findings of fact.

FINDINGS OF FACT

1. On October 3, 2011, MPD responded to a call concerning an assault and dispute at Chicago Food and Deli, 2500 Chicago Avenue. MPD requested the digital recordings from the stores surveillance camera. The owner, Mahmood Ahmed, was present and told MPD that his surveillance camera system was not working. MPD explained that a working surveillance camera system was required under Minneapolis city ordinance.
2. On December 28, 2011, MPD responded to a shooting that occurred outside of Chicago Food and Deli that resulted in the window being damaged to the skyway at Children's Hospital. MPD requested the recording from the Chicago Food and Deli surveillance camera since the Children's Hospital surveillance cameras indicated that the suspect and the victim both were in Chicago Food and Deli prior to the incident.

The owner, Mahamood Ahmed, told MPD that his surveillance camera system were not working so he did not have a digital recording of the incident.

3. On January 5, 2011, MPD notified Business Licenses that the surveillance camera system at Chicago Food and Deli were not operational. Inspector Casey conducted an inspection. Mr. Ahmed said that his surveillance camera system was damaged in a roof leak in July 2011 and that he had not gotten payment from his insurance company to repair the system. Inspector Casey told Mr. Ahmed that he must immediately have a surveillance camera system installed in his store to in order to be in compliance with his business license operating conditions and city ordinance. Following the inspection, Inspector Casey issued two citations for operating without a working surveillance camera on October 3, 2011 and December 28, 2011 in the amount of \$600.00. Both citations were paid before the hearing was held.
4. Mr. Ahmed admitted that his surveillance camera system was not working from July 2011 to January 2012. He said he was waiting for the payment from his insurance company before making necessary repairs. With the intervention of his attorney, he received payment for the repairs immediately after the inspection done by Inspector Casey and the system was repaired.

CONCLUSIONS

1. B & B1, Inc, dba Chicago Food and Deli violated Minneapolis City Ordinance 259.230 by failing to have a working surveillance camera from July 2011 to January 2012.
2. B & B1, Inc, dba Chicago Food and Deli violated Minneapolis City ordinance 259.250 by failing to comply with their business license operating conditions.

RECOMMENDATIONS

1. The City of Minneapolis will impose a sanction, in the amount of \$1500, for failing to have a working surveillance camera; \$1000 of the sanction will be stayed for a period of one year for no further violations of the surveillance camera ordinance. The remaining sanction must be paid upon signature of this agreement.

Mahamood Ahmed understands that the holding of a business or liquor license in the City of Minneapolis is both a privilege and a responsibility. A minimum standard shall be met in order to hold such a license. One minimum standard is that a license holder is responsible to ensure that its business operates in compliance with all applicable laws, ordinances, and regulations. It is understood and agreed that any violation of the above Recommendations shall constitute just and proper cause for the immediate imposition of any 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

B & B1, Inc.



(signature)

By: Mahamood Ahmed
Its: President

Dated: February 24, 2012

For the City of Minneapolis:



Grant J. Wilson
Manager

Dated: 3-2, 2012