

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. L159 51023 URUBA RESTAURANT
for FOOD RESTAURANT

Held by:

**URUBA RESTAURANT INC
LIBAN A JAMA
1812 NICOLLET AVE
MINNEAPOLIS, MN 55403**

11-0852474

This matter came before a License Settlement Conference meeting on Wednesday, July 13, 2011. Appearing for the licensee was Liban Jama, owner of Uruba Restaurant. Appearing for the Licenses and Consumer services were Manager Grant Wilson, and License Inspector Greg Buening. Minneapolis Environmental Services Department was represented by Manager Curt Fernandez and Health Inspector Kathy Louden. Based on the evidence presented at the hearing, the department makes the following findings of fact:

- 1) The City of Minneapolis Environmental Health Division issued a citation to Uruba Restaurant on March 28, 2011 for \$400.00 for continuing violations upon re-inspection. They did not appeal the citations by the specified date. \$100.00 was paid toward the fine and \$300.00 remained unpaid by the date of the meeting.
- 2) The City of Minneapolis Environmental Health Division issued a citation to Uruba Restaurant April 19, 2011 for \$600.00 health violations. They did not appeal the citation by the specified date. It remained unpaid by the date of the meeting.
- 3) The City of Minneapolis Environmental Health Division issued a citation to Uruba Restaurant on May 10, 2011 for \$800.00 for health violations on a re-inspection. They did not appeal the citation by the specified date. \$600.00 was paid toward the fine and \$200.00 remained unpaid by the date of the meeting.
- 4) The City of Minneapolis Environmental Health Division required a \$100.00 fee for a re-inspection conducted on May 10, 2011 to Uruba Restaurant. It remained unpaid by the date of the meeting.

- 5) The City of Minneapolis Environmental Health Division conducted an administrative hearing with Mr. Liban Jama at Uruba Restaurant. As a result of this hearing Mr. Jama agreed to follow through with the Environmental Health Division and conduct self audits, have a second person become a Certified Food Manager, and make payments for fines. Those agreed upon issues were not resolved by June 23, 2011 which resulted in the request for a License Settlement Conference.
- 6) A License settlement conference was called for Wednesday, July 13, 2011. The hearing was called to discuss the \$1,200.00 in unpaid citations and the unresolved environmental health orders. At the hearing Mr. Jama stated that he thought he made some payments, however, it was determined that the payment he did make was for a pollution control bill he had received. He also said he would comply with getting his certification for food manager.

CONCLUSIONS

1. Uruba Restaurant failed to pay fines in a timely manner to the Environmental Health Division in violation of Minneapolis code of ordinance 259.15.
2. Uruba Restaurant failed to comply with Minneapolis Environmental Health code in a timely manner.

RECOMMENDATIONS

Based on evidence presented at the license settlement conference, Licensing and Consumer Services makes the following recommendations:

- 1) Mr. Jama agrees to pay \$600.00 of the \$1,200.00 by July 19, 2011. He further agrees to pay the remaining \$600.00 by August 19, 2011.
- 2) Mr. Jama agrees to become a certified food manager and agrees to receive his certification by August 30, 2011.
- 3) Mr. Jama agrees to maintain a clean restaurant, comply with the food code in order to protect safety, and to conduct self audits of his restaurant and to maintain them and have them available for inspectors when they do subsequent inspections at Uruba Restaurant.
- 4) Mr. Jama agrees to have quarterly health inspections of Uruba Restaurant conducted by the City of Minneapolis Environmental Health Division for a one year period and he further agrees to pay \$100.00 per inspection. The payment for inspections will be due upon receipt of the invoice.

LIBAN JAMA 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

Ulab Restaurant
By: Liban Jama
(signature)

Its: Owner
(title)

Dated: 7/13, 2011

For the City of Minneapolis:

Grant J. Wilson
Grant J. Wilson
Deputy Director of Licenses

Dated: 7/18, 2011