



CITY OF SAINT PAUL

Christopher B. Coleman, Mayor

Civil Division

400 City Hall

15 West Kellogg Blvd.

Saint Paul, Minnesota 55102

Telephone: 651 266-8710

Facsimile: 651 298-5619

September 7, 2017

NOTICE OF INTENT TO REVOKE LICENSE

Ying Vang, Executive Director
Lao Family Community of Minnesota
320 University Avenue West
St. Paul, MN 55103

RE: Dance or Rental Halls license held by Lao Family Community of Minnesota d/b/a Lao Family Community of Minnesota for the premises located at 320 University Avenue West in Saint Paul
License ID #: 20070001032

Dear Licensee:

The Department of Safety and Inspections will recommend revocation of the Dance or Rental Halls license held by Lao Family Community of Minnesota d/b/a Lao Family Community of Minnesota for the premises located at 320 University Avenue West in Saint Paul. The recommendation is based on the following information:

On July 6, 2017, you were sent a NOTICE OF INTENT TO SUSPEND LICENSE for failure to pay delinquent license and late fees and submit a completed Certificate of Compliance Minnesota Workers' Compensation Law form. You were given until July 17, 2017 to respond to the Notice.

You did not respond to the NOTICE OF INTENT TO SUSPEND LICENSE by the July 17, 2017 deadline. A resolution was then submitted to City Council recommending suspension of your license and imposition of a \$500.00 matrix penalty (RES #17-1190). On August 9, 2017, the City Council adopted RES #17-1190 on their Consent Agenda.

August 16, 2017, the Department of Safety and Inspections sent you a NOTICE OF COUNCIL ACTION suspending your license until you paid the delinquent license and late fees, the \$500.00 Council imposed matrix penalty and submitted the workers' compensation form. You were given until September 1, 2017 to respond to the NOTICE or they would consider taking action to revoke your license.

The Department of Safety and Inspections has made multiple attempts to contact you which have been unsuccessful. There is no telephone number listed for the Executive Director (primary licensee) in the system and the main phone number to the licensed establishment has been disconnected.

Saint Paul Legislative Code Section 310.05 (m) (8) provides that adverse action may be taken against your licenses based on any one or more of the following grounds: "Failure to pay license fees."

At this time, you have four (4) options to proceed:

1. If you do not contest the imposition of the proposed adverse action, you may do nothing. If I have not heard from you by **Monday, September 18, 2017**, I will presume that you have chosen not to contest the proposed adverse action, and the matter will be placed on the next available City Council Agenda for approval of the proposed remedy.
2. If you wish to admit the facts but contest the penalty, you may have a public hearing before the Saint Paul City Council, you will need to send me a letter with a statement admitting the facts and requesting a public hearing. I will need to receive your letter by **Monday, September 18, 2017**. The matter will then be scheduled before the City Council to determine whether to revoke your Dance or Rental Halls license. You will have an opportunity to appear before the Council and make a statement on your own behalf.
3. If you dispute the facts outlined above, you may request a hearing before an Administrative Law Judge (ALJ). You will need to send me a letter disputing the facts and requesting an administrative hearing no later than **Monday, September 18, 2017**. At that hearing both you and the City will appear and present witnesses, evidence and cross-examine each other's witnesses. After receipt of the ALJ's report (usually within 30 days), a public hearing will need to be scheduled. At that time, the City Council will decide whether to adopt, modify or reject the ALJ's report and recommendation.

Please note: If you choose an administrative hearing, the Department of Safety and Inspections reserves the right to request that City Council impose the costs of the administrative hearing per Saint Paul Legislative Code § 310.05 (k).

4. If you no longer wish to do business in the City of Saint Paul, you will need to complete and return the enclosed REQUEST TO CANCEL LICENSE with the CITY OF SAINT PAUL to the Department of Safety and Inspections, at 375 Jackson Street, Ste. 220, St. Paul, Minnesota 55101-1806 no later than **Monday, September 18, 2017**.

If you have not contacted me by Monday, September 18, 2017, I will assume that you do not contest the revocation of your Dance or Rental Halls license. In that case, the matter will be placed on the next available City Council Consent Agenda for approval of the recommended penalty.

If you have questions about these four (4) options, please feel free to contact Julie Kraus, my Legal Assistant at (651) 266-8776.

Sincerely,



Therese Skarda
Assistant City Attorney

Cc: Ying Vang, 8184-9th Street North, Oakdale, MN 55128
Jens Werner, Executive Director, Summit-University Planning Council, 627 A Selby Avenue, St. Paul, MN 55104

Attachments: NOTICE OF COUNCIL ACTION dated August 16, 2017
Signature Copy of RES #17-1190 dated August 9, 2017
Request to Cancel License with the City of Saint Paul



CITY OF SAINT PAUL
Christopher B. Coleman, Mayor

375 Jackson Street, Suite 220
Saint Paul, Minnesota 55101-1806

Telephone: 651-266-8989
Facsimile: 651-266-9124
Web: www.stpaul.gov/dsi

August 16, 2017

NOTICE OF CITY COUNCIL ACTION

Ying Vang
Lao Family Community of Minnesota
320 University Avenue West
Saint Paul MN 55103

Dear Ying Vang:

Enclosed is a copy of City Council Resolution RES 17-1190 which suspends the Dance or Rental Halls license issued to you by the City of Saint Paul for the following:

Failure to pay delinquent license and late fees and submit required documentation.

The suspension and \$500 fine were adopted by the Saint Paul City Council at the Council's regular meeting on August 2, 2017. The effect of this notice is that you may not operate your dance or rental hall at 320 University Avenue West until the delinquent license and late fees have been paid, the required documents have been submitted, and the **\$500.00** fine has been paid. If you fail to respond to this request by **Friday, September 1, 2017**, the Department of Safety and Inspections will consider taking action to revoke your license.

If you have any questions regarding this matter, you may contact me at 651-266-9132.

Sincerely,

Eric Hudak, Licensing Manger
Department of Safety and Inspections

Enclosure

c: Western District Commander-SPPD
Julie Kraus, Legal Assistant-CAO
Ricardo X. Cervantes, Director-DSI
Dan Niziolek, Deputy Director-DSI
Kris Schweinler, Senior License Inspector-DSI
Ying Vang, 8184 9th Street North, Oakdale MN 55128



City of Saint Paul

Signature Copy

Resolution: RES 17-1190

City Hall and Court
House
15 West Kellogg
Boulevard
Phone: 651-266-8560

File Number: RES 17-1190

Approving adverse action against the Dance or Rental Halls license held by Lao Family Community of Minnesota at 320 University Avenue West.

WHEREAS, the Dance or Rental Halls license held by Lao Family Community of Minnesota d/b/a Lao Family Community of Minnesota (License ID# 20070001032) for the premises located at 320 University Avenue West in Saint Paul was the subject of a Notice of Intent to Suspend License dated July 6, 2017; stating the licensee failed to pay delinquent license and late fees and submit a completed Certificate of Compliance Minnesota Workers' Compensation Law form; and

WHEREAS, per Saint Paul Legislative Code §310.05(m) (2), the licensing office also recommended a \$500.00 matrix penalty for failure to submit required information to maintain the license; and

WHEREAS, the licensee did not respond to the Notice of Intent to Suspend License to pay the delinquent license and late fees and submit the required information; and

WHEREAS, the Notice of Intent to Suspend License stated that if the licensee failed to pay the delinquent license and late fees and submit the required information, request a public hearing or cancel the license by July 17, 2017 that the matter would be placed on the consent agenda to impose the recommended penalty; now, therefore, be it

RESOLVED, the Dance or Rental Halls license held by Lao Family Community of Minnesota d/b/a Lao Family Community of Minnesota for the premises located at 320 University Avenue West is hereby suspended for failure to pay delinquent license and late fees.

FURTHER RESOLVED, the licensee is ordered to pay a matrix penalty of \$500.00 for failure to submit required information in order to maintain the license.


FINALLY RESOLVED, the license will remain suspended until all license and late fees are paid in full and the required information is submitted to the Department of Safety and Inspections.

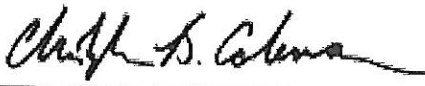
At a meeting of the City Council on 8/9/2017, this Resolution was Passed.

Yea: 5 Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, and City Council President Stark

Nay: 0

Absent: 2 Councilmember Noecker, and Councilmember Prince

Vote Attested by  **Date** 8/9/2017
Council Secretary Trudy Moloney

Approved by the Mayor  **Date** 8/10/2017
Chris Coleman

STATE OF MINNESOTA)
) ss.

AFFIDAVIT OF SERVICE BY U.S. MAIL

COUNTY OF RAMSEY)


Julie Kraus, being first duly sworn, deposes and says that on the 7th day of September she served the attached **NOTICE OF INTENT TO REVOKE LICENSE** and a correct copy thereof in an envelope addressed as follows:

Ying Vang, Executive Director
Lao Family Community of Minnesota
320 University Avenue West
St. Paul, MN 55103

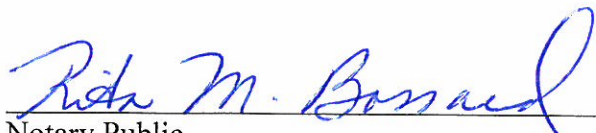
Ying Vang
8184-9th Street North
Oakdale, MN 55128

Jens Werner, Executive Director
Summit-University Planning Council
627 A Selby Avenue,
St. Paul, MN 55104

(which is the last known address of said person) depositing the same, with postage prepaid, in the United States mail at St. Paul, Minnesota.


Julie Kraus

Subscribed and sworn to before me
this 7th day of September, 2017


Notary Public

