

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

February 6, 2012

NOTICE OF INTENT TO SUSPEND LICENSES

Vendall Bulk Vending Co. 5441 – 212th Street West Farmington, MN 55024

RE:

All licenses held by Vendall Bulk Vending, Co., d/b/a Vendall Bulk Vending, Co., for the City of Saint Paul License ID #0017110

Dear Sir/Madam:

The Department of Safety and Inspections (DSI) has recommended suspension all licenses held by Vendall Bulk Vending, Co., d/b/a Vendall Bulk Vending, Co., for the City of Saint Paul. The basis for the recommendation is as follows:

On August 8, 2011, you were sent a letter and <u>RENEWAL INVOICE</u> from the Department of Safety and Inspections (DSI) stating that your Food Vending Machine (10 @ \$16.00) and Food Vending Machine Operator licenses expired as of March 31, 2011. You currently owe \$444.00 in delinquent license and late fees.

You were also asked to submit the following information: 1) List the type of machine (i.e., snack machine, pool table, video game and its location) 2) Vehicle license required if transporting food, goods, etc...) and 3) a completed Certificate of Compliance Minnesota Workers' Compensation Law form. You were given until August 29, 2011, to pay the license and late fees and submit the requested information. As of today's date, neither has been received.

In addition to the suspension of your licenses, per Saint Paul Legislative Code §310.05 (m) (2), the licensing office will also recommend a \$500.00 matrix penalty for failure to submit the required information in order to maintain your license.

At this time, you have three options on how to proceed:

1. You can pay the delinquent license and late fees and submit the requested information. If this is your choice, you should send the payment and information directly to the Department of Safety and Inspections, at 375 Jackson Street, Ste. 220, St. Paul, Minnesota 55101-1806 no later than **Thursday, February 16, 2012**. Information should be directed to the attention of Christine Rozek. A self-addressed envelope is enclosed for your convenience. Payment of the delinquent license and late fees and submission of the requested information will be considered to be a waiver of the hearing to which you are entitled.

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- 2. If you wish to <u>admit</u> 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 **Thursday**, **February 16**, **2012**. The matter will then be scheduled before the City Council for a public hearing to determine whether to suspend your licenses and impose the \$500.00 matrix penalty. You will have an opportunity to appear before the Council and make a statement on your own behalf.
- 3. If you no longer wish to do business in the City of Saint Paul, you will need to send a written statement to that effect to the Department of Safety and Inspections, at 375 Jackson Street, Ste. 220, St. Paul, Minnesota 55101-1806 no later than **Thursday**, **February 16**, **2012**. Information should be directed to the attention of Christine Rozek.

If you have not contacted me by Thursday, February 16, 2012, I will assume that you do not contest the suspension of your licenses and imposition of the \$500.00 matrix penalty. In that case, the matter will be placed on the City Council Consent Agenda for approval of the recommended penalty.

If you have questions about these options, please feel free to contact me at 266-8710.

Sincerely,

Meghan Kisch

Assistant City Attorney

cc:

Christine Rozek, Deputy Director of DSI

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Vendall Bulk Vending, Co., 1820-38th Street East, Minneapolis, MN 55407-2933

AFFIDAVIT OF SERVILE BY U.S. MAIL

COUNTY OF RAMSEY)

Julie Kraus, being first duly sworn, deposes and says that on the day of February she served the attached the **NOTICE OF INTENT TO SUSPEND LICENSES** and correct copy thereof in an envelope addressed as follows:

Vendall Bulk Vending Co. 5441 – 212th Street West Farmington, MN 55024

Vendall Bulk Vending, Co., 820-38th Street East Minneapolis, MN 55407-2933

(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 17th day of February 2012

Notary Public

RITA M. BOSSARD

NOTARY PUBLIC - MINNESOTA

MY COMMISSION

EXPIRES JAN. 31 2015