

WHEREAS, licensee did not file any exceptions to the report of the Administrative Law Judge; and

WHEREAS, at a public hearing on April 6, 2011, Council File # 11-5, the Council of the City of Saint Paul considered all the evidence contained in the record, the arguments of licensee at the public hearing, the Administrative Law Judge's Findings of Fact, Conclusions of Law, and Recommendations; now, therefore, be it

RESOLVED, that the Council of the City of Saint Paul issues this decision based upon consideration of the record of the entire proceedings herein, including the hearing before the Administrative Law Judge, all the documents and exhibits introduced therein, the Findings of Fact, Conclusions of Law and Recommendation as referenced above, and the deliberations of the council in open session of that hearing; and be it

FURTHER RESOLVED, that a fine of \$1,000.00 is imposed against all licenses held by licensee; and be it

FURTHER RESOLVED, that this is a deviation from the presumptive penalty based on the substantial and compelling reason that this one action involves three separate violations; and be it

FURTHER RESOLVED, that in addition to the fine, licensee is ordered to comply with all laws and license conditions no later than May 20, 2011; and be it

FURTHER RESOLVED that the \$1,000.00 fine be paid within 30 days of the passage and approval of this resolution; and be it

FINALLY RESOLVED, that the Findings of Fact, Conclusions of Law, and Recommendation of the Administrative Law Judge in this matter are hereby adopted as the Findings and Conclusions of the City Council in this matter.

A copy of this resolution, as adopted, shall be sent by first class mail to the Administrative Law Judge and to the license holder.