



Request for Council Action

TO: Mayor and City Council
THROUGH: Tim Murray, City Administrator
FROM: Heather Slechta, Assistant to the City Administrator
MEETING DATE: August 13, 2019
SUBJECT: Resolution 2019-161 Approve On-sale
Intoxicating Liquor License and Sunday Liquor
License for Cancun Grill LLC

Background:

The applicant, Cancun Grill LLC, has submitted an application for an On-Sale Intoxicating Liquor License and Sunday Liquor License. The applicant would be operating at 24 4th Street NW. The applicant will abide by State statutes and City ordinances regarding all requirements and the hours of sale of alcoholic beverages.

The applicant has submitted their required applications and various licensing forms. The City Attorney has reviewed and approved all required insurance documents. All background check information has been submitted to the Police Department for review. Once the background check is completed by the Police Department the application will be submitted to the MN Department of Public Safety-Alcohol and Gambling Enforcement for final review and approval.

The owner, Jenaro Paz, had an On-Sale Intoxicating Liquor License and Sunday Liquor License revoked by the City on November 3, 2016, due to failure to pay liquor taxes to the State of Minnesota Department of Revenue. Mr. Paz has since paid all outstanding debts to the Minnesota Department of Revenue. On June 6, 2019, the City received a License Clearance Certificate from the Minnesota Department of Revenue that stated that the City could now issue, renew or transfer this license.

Recommendation:

Approve Resolution 2019-161 with an effective period of August 14, 2019 through December 31, 2019.

Attachments:

- Resolution 2019-161
- License Clearance Certificate

CITY OF FARIBAULT

RESOLUTION #2019-161

**APPROVE ON-SALE INTOXICATING LIQUOR LICENSE AND SUNDAY LIQUOR
LICENSE FOR CANCUN GRILL LLC**

WHEREAS, Cancun Grill LLC has submitted an application for an On-sale Intoxicating Liquor License and Sunday Liquor License to be located at 24 4th Street NW, in the City of Faribault, consistent with Faribault City Code Chapter 4 and Minnesota Statutes, Chapter 340A; and

WHEREAS, Cancun Grill LLC owner Jenaro Paz had a previous On-sale Intoxicating Liquor License and Sunday Liquor License revoked by the City on November 3, 2016, due to failure to pay liquor tax to the State of Minnesota Department of Revenue; and

WHEREAS, on June 6, 2019 the City of Faribault received a License Clearance Certificate from the Minnesota Department of Revenue stating that the debt has been paid; and

WHEREAS, Cancun Grill LLC has paid the required license fees and completed an application packet to request the license; and

WHEREAS, pending a thorough background investigation by the Police Department of the applicants and pending certification by the Chief of Police that they have not been convicted of any violations of any state law or municipal ordinance relating to the sale of intoxicating liquor within the past five years; and

WHEREAS, the State of Minnesota Alcohol and Gambling Enforcement Division will be consulted to determine that Cancun Grill LLC can operate as intended by holding an On-Sale Intoxicating Liquor License and Sunday Liquor License.

NOW, THEREFORE, BE IT RESOLVED, that Cancun Grill LLC shall be issued an On-Sale Intoxicating Liquor License and Sunday Liquor License, for the term of August 14, 2019 through December 31, 2019.

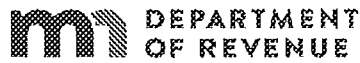
Date Adopted: August 13, 2019

Faribault City Council

Kevin F. Voracek, Mayor

ATTEST:

Timothy C. Murray, City Administrator



June 6, 2019

ID: XX-XXX9342
Letter ID: L1728758208

#BWBBMRR
#0000 0172 8758 2088#
Faribault, City of
ATTN LICENSE DEPARTMENT
208 1ST AVE NW
FARIBAULT MN 55021-5105

License Clearance Certificate

The Minnesota Department of Revenue is issuing this license clearance certificate for the following license holder:

License holder: El Rancho Restaurant LLC
License number: 59379
License expiration: December 31, 2016
License type: Cancelled on Sale Sun-City Issued, Retail

You may now issue, renew, or transfer this license.

Please contact us if you have any questions.

Contact information

Collection Division
Phone: 651-556-3003 or 1-800-657-3909 (toll-free)
Email: mdor.collection@state.mn.us
Fax: 651-556-5116