



Memorandum

To: Mayor Nelson and Members of the City Council

From: Daniel R. Buchholtz, MMC, Administrator, Clerk/Treasurer

Date: March 3, 2020

Subject: Dala liquor license sanctions

After the incident on the early morning of December 22, 2019, the Spring Lake Park Police Department began a parallel investigation into possible violations by Dala One, Inc of the City's liquor license. The investigation found two violations of the City's liquor ordinance:

- Selling to an obviously intoxicated person (M.S. 340A.502)
- Permitting a person under the age of 21 years to consume alcohol on the premises (M.S. 340A.503).

The City Council has proposed the following sanctions for Dala One's liquor license:

- For the first violation, the imposition of a \$500 civil penalty and the suspension of the liquor license for June 20, 2020.
- For the second violation, the imposition of a \$1,000 civil penalty and the suspension of the liquor license for June 25, 26, and 27.

The City Council did agree to waive the suspensions if the following conditions were met:

- Dala One, Inc. agrees to pay the \$1,500 in total civil penalties no later than April 6, 2020.
- Dala One, Inc. must contract with the Minnesota Licensed Beverage Association (MLBA) to obtain alcohol server training for all staff, at the licensee's expense. The contract must be dated by April 6, 2020 with the training held no later than June 5, 2020. All servers hired after the training course must receive server training within 90 days of employment (pursuant to Section 111.18 of the City Code).

The waiver was due to their willingness to cooperate with the investigation, their mitigation efforts immediately following the incidents, and their willingness to work with the Police Department on security guidelines and vetting future events.

Staff communicated the proposed sanctions to Dala One. Dala One has agreed to accept the sanctions.

Staff recommends approval of Resolution 20-10 to impose the sanctions. If you have any questions, please don't hesitate to contact me at 763-784-6491.

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