

CITY OF MINNEAPOLIS
LICENSES AND CONSUMER SERVICES
350 SOUTH 5TH STREET, ROOM 1-C, CITY HALL
MINNEAPOLIS, MN 55415

FINDINGS OF FACT, CONCLUSIONS AND RECOMMENDATIONS

In the Matter of License #L196-50070. BOMBAY BISTRO for LIQ ON-SALE E W/SS
SERIES 2000

Held by:
TRANS GLOBAL T INC
ATTN: AJAY MEHTA
820 MARQUETTE AVE
MINNEAPOLIS, MN 55402

09-0726467

This matter came before a License Settlement Conference hearing on Thursday, September 10, 2009. Appearing for the licensee was Ajay Mehta, owner of Bombay Bistro. Appearing for the City of Minneapolis were Ricardo Cervantes, Deputy Director of Licenses & Consumer Services, Craig Eliason, Inspector for Licenses & Consumer Services and Lieutenant Travis Glampe, Commander of the Minneapolis Police License Investigative Division. Based on the evidence presented at the hearing, the following findings of fact are asserted:

FINDINGS OF FACT

1. The Minneapolis Police Department Licensing Division conducts Youth Alcohol Compliance checks in an effort to ensure retail alcohol license holders are not serving alcohol to persons under the age of 21 years.
2. On July 6, 2009 Minneapolis Police Officers conducted a Youth Alcohol Compliance check at Bombay Bistro. The Bombay Bistro employee checked the identification of both police decoys. One decoy was refused service, but the second decoy was served alcohol. An administrative citation for sale of alcohol to a minor was issued to Bombay Bistro in the amount of \$500. This citation has been paid.
3. On August 19, 2009 Minneapolis Police Officers conducted a second Youth Alcohol Compliance check at Bombay Bistro. The Bombay Bistro employee checked the identification of both police decoys. One decoy was refused service, but the second decoy was served alcohol. An administrative citation for sale of alcohol to a minor-2nd violation was issued to Bombay Bistro in the amount of \$1,000. This citation has been paid.

CONCLUSIONS

1. On two separate occasions, employees of Bombay Bistro sold alcohol to persons under the age of 21, in violation of Minneapolis City Ordinance 370.10, Minnesota Statute 340A.503 subd. 2(1) and the established compliance check policy and procedures of the City of Minneapolis. These compliance failures occurred in a period of less than 24 months.
2. The licensee has paid both administrative citation fines relating to the above stated compliance failures.

RECOMMENDATIONS

Based on evidence presented at the hearing, the Department makes the following recommendations:

1. Bombay Bistro will submit to the City of Minneapolis Licenses Division a written policy regarding alcohol service at the time of signing the agreement. The policy shall address the following issues:
 - a. policy for carding everyone that appears under 45 years of age
 - b. conducting their own youth alcohol compliance checks at regularly scheduled intervals and the rewards/consequences for those employees passing/failing the checks
 - c. addressing alcohol service at regularly scheduled staff meetings
 - d. requiring all staff serving liquor to attend professional alcohol server training within 30 days of signing this agreement and annually thereafter.
2. Bombay Bistro agrees that a trained manager will be present at all times of alcohol sales.
3. Bombay Bistro agrees to purchase an ID scanner for age verification and implement its use in within 30 days of signing this agreement.
4. Bombay Bistro agrees to prominently post signs in the restaurant and on the menus outlining their carding policy.
5. In lieu of suspension Bombay Bistro agrees to pay a \$3000 sanction for failing two youth alcohol compliance checks. \$1000 of the sanction is stayed pending no further youth alcohol compliance check failures for a period of two years from the signing of this agreement. \$750 will be paid upon signing this agreement and \$1250 will be paid within 30 days of signing this agreement and delivered to the office of Licenses & Consumer Services.

I have read the above report and recommendations. I agree with the report and recommendations. I understand that failure on my part or on the part of the business to adhere to this agreement may lead to further action against the license. I understand that this report must be accepted by the Minneapolis City Council and signed by the Mayor. I understand that future violations may put the license in jeopardy.

For Trans Global Technologies Inc
DBA: Bombay Bistro

By: 
Ajay Mehta
Owner

Date: 10-9-09

For the City of Minneapolis

By: 
Ricardo Cervantes, Deputy Director
Licenses & Consumer Services

Date: 10-20-09