



# **City of Grand Island**

**Tuesday, March 26, 2019**

**Council Session**

## **Item G-3**

**Approving Request from Henry Moreno, 1208 Cork Drive,  
Papillion, Nebraska for Liquor Manager Designation for Fresh  
Thyme Farmers Market, 3535 West 13th Street, Suite 113**

**Staff Contact: RaNae Edwards**

# Council Agenda Memo

**From:** RaNae Edwards, City Clerk

**Meeting:** March 26, 2019

**Subject:** Request from Henry Moreno, 1208 Cork Drive, Papillion, Nebraska for Liquor Manager Designation with Fresh Thyme Farmers Market, 3535 West 13<sup>th</sup> Street, Suite 113

**Presenter(s):** RaNae Edwards, City Clerk

## Background

Henry Moreno, 1208 Cork Drive, Papillion, Nebraska has submitted an application with the City Clerk's Office for a Liquor Manager Designation in conjunction with Fresh Thyme Farmers Market, 3535 West 13<sup>th</sup> Street, Suite 113.

This application has been reviewed by the Police Department and City Clerk's Office. See Police Department report attached.

## Discussion

City Council action is required and forwarded to the Nebraska Liquor Control Commission for issuance of all liquor manager designations. All departmental reports have been received. Staff recommends approval contingent upon completion of a state approved alcohol server/seller training program.

## Alternatives

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Approve the request.
2. Forward the requests with no recommendation.
3. Take no action on the request.

## **Recommendation**

City Administration recommends that the Council approve the request for Liquor Manager Designation.

## **Sample Motion**

Move to approve the request from Henry Moreno, 1208 Cork Drive, Papillion, Nebraska for Liquor Manager Designation in conjunction with the Class "C-122214" Liquor License for Fresh Thyme Farmers Market, 3535 West 13<sup>th</sup> Street, Suite 113 with the stipulation that Mr. Moreno complete a state approved alcohol server/seller training program.

03/15/19  
13:24

Grand Island Police Department  
LAW SUPPLEMENTAL NARRATIVE

450  
Page: 1

Incident number : L19031093  
Sequence number : 1  
Name : Vitera D  
Date : 12:51:37 03/15/2019  
Narrative : (see below)  
318

Grand Island Police Department  
Supplemental Report

Date, Time: Fri Mar 15 12:51:47 CDT 2019  
Reporting Officer: Vitera  
Unit- CID

Henry Moreno is applying to become the new liquor manager at Fresh Thyme Farmers' Market. According to his application, Henry was born and raised in Arizona. He moved to Nebraska in 2017 and lives in Papillion. His wife signed a Spousal Affidavit of Non-Participation form. Henry didn't disclose any criminal convictions.

I could not locate Henry in Spillman or NCJIS. I called and spoke to Henry on 3/15/19. I asked Henry why he doesn't have a Nebraska driver's license yet. He was apologetic and basically said he didn't really think about it. I also asked Henry if he has any criminal convictions (including traffic citations). Henry said he was convicted of not wearing a seatbelt when he was 16 years old and was convicted of speeding (He thought that occurred in 2011). Henry said he didn't really read the fine print on the question concerning convictions to know that it included infractions.

Henry advised that he is a "regional specialist" with Fresh Thyme and is responsible for eight stores. Henry advised that he tries to get to Grand Island every week, but sometimes it's every other week. Henry is applying to become the liquor manager at all the Fresh Thyme stores in Nebraska. In the recent past, we've had several larger businesses go to just having one liquor manager for all of their stores.

After not finding Henry in NCJIS, I found that he does have a valid Arizona driver's license and doesn't have any outstanding warrants for his arrest. I also checked him through a paid online law enforcement-only database which tends to provide mostly personal identifying information and information about civil cases. I didn't find anything out of the ordinary.

With the prohibition of running national criminal history searches on liquor license applicants and Henry living the majority of his life in Arizona, it makes it difficult to get a clear and complete picture of Henry's documented convictions. As long as Henry's potential criminal convictions associated with his fingerprints don't contain anything that would preclude him from becoming a liquor manager, the Grand Island Police Department has no objection to Henry becoming the liquor manager at Fresh Thyme.

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