



# City of Grand Island

Tuesday, January 12, 2021

Council Session

## Item E-1

**Public Hearing on Request from Roebuck Enterprises, dba  
Chuckwagon BBQ/BYPI, 2504 South Locust Street for a Class “I”  
Liquor License**

*Council action will take place under Consent Agenda item G-4.*

Staff Contact: RaNae Edwards

# **Council Agenda Memo**

**From:** RaNae Edwards, City Clerk

**Meeting:** January 12, 2021

**Subject:** Public Hearing on Request from Roebuck Enterprises  
dba Chuckwagon BBQ/BYPI, 2504 South Locust Street  
for a Class “I” Liquor License

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

## **Background**

Section 4-2 of the Grand Island City Code declares the intent of the City Council regarding liquor licenses and the sale of alcohol.

### **Declared Legislative Intent**

- It is hereby declared to be the intent and purpose of the city council in adopting and administering the provisions of this chapter:
- (A) To express the community sentiment that the control of availability of alcoholic liquor to the public in general and to minors in particular promotes the public health, safety, and welfare;
  - (B) To encourage temperance in the consumption of alcoholic liquor by sound and careful control and regulation of the sale and distribution thereof; and
  - (C) To ensure that the number of retail outlets and the manner in which they are operated is such that they can be adequately policed by local law enforcement agencies so that the abuse of alcohol and the occurrence of alcohol-related crimes and offenses is kept to a minimum.

## **Discussion**

Roebuck Enterprises dba Chuckwagon BBQ/BYPI, 2504 South Locust Street has submitted an application for a Class “I” Liquor License. A Class “I” Liquor License allows for the sale of alcohol on sale only inside the corporate limits of the city.

City Council action is required and forwarded to the Nebraska Liquor Control Commission for issuance of all licenses. This application has been reviewed by the Clerk, Building, Fire, Health, and Police Departments. See attached Police Department report.

Also submitted was a request for Liquor Manager Designation for Esmeralda Castorena, 922 West 4<sup>th</sup> Street, Grand Island, Nebraska. Staff recommends approval of the liquor license contingent upon final inspections and liquor manager designation for Esmeralda Castorena, 922 West 4th Street, Grand Island, Nebraska 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 application.
2. Forward to the Nebraska Liquor Control Commission with no recommendation.
3. Forward to the Nebraska Liquor Control Commission with recommendations.
4. Deny the application.

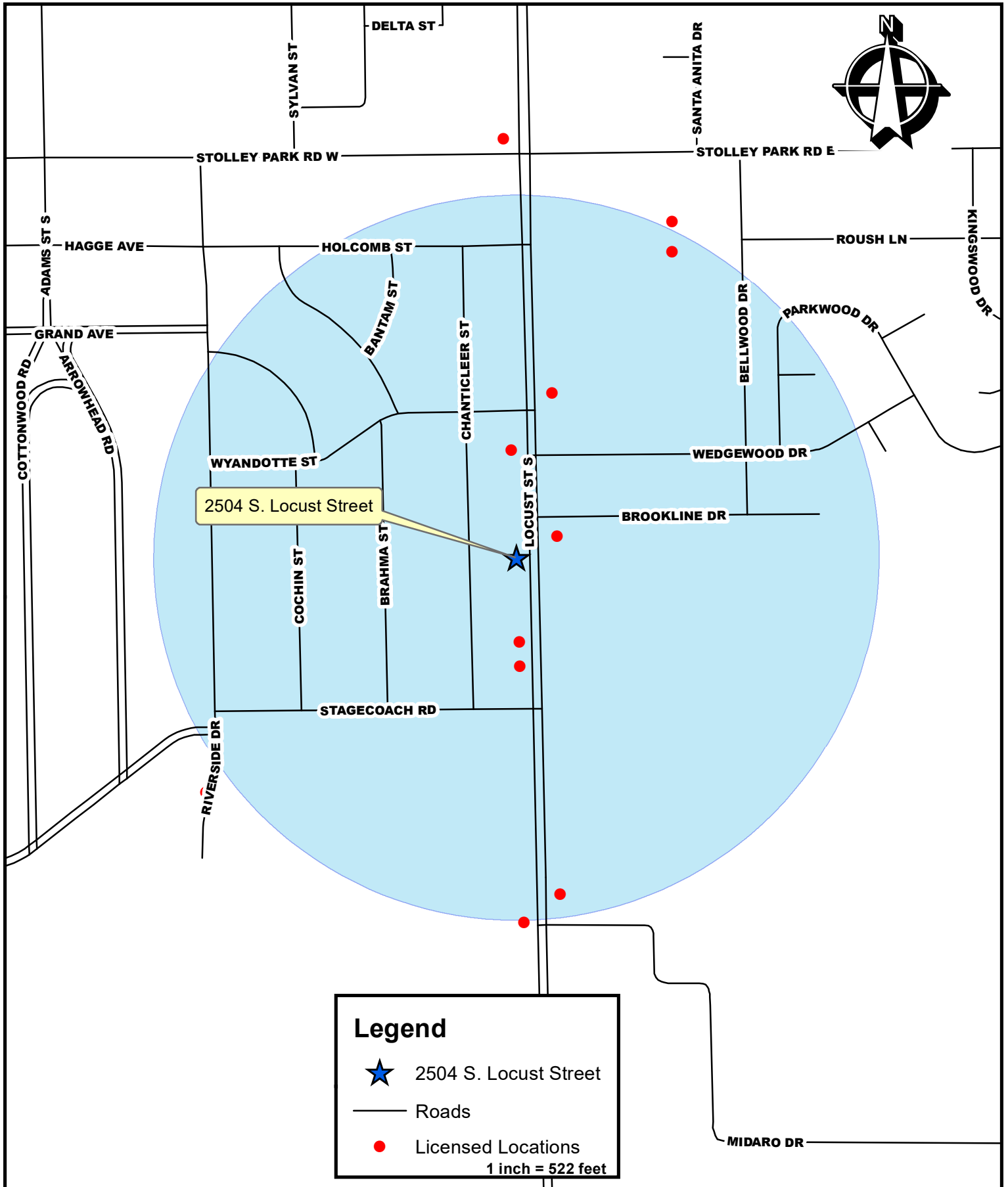
### **Recommendation**

Based on the Nebraska Liquor Control Commission's criteria for the approval of Liquor Licenses, City Administration recommends that the Council approve this application.

### **Sample Motion**

Move to approve the application for Roebuck Enterprises dba Chuckwagon BBQ/BYPI, 2504 South Locust Street for a Class "I" Liquor License contingent upon final inspections and Liquor Manager designation for Esmeralda Castorena, 922 West 4th Street, Grand Island, Nebraska contingent upon completion of a state approved alcohol server/seller training program.

# Liquor License Application: Class "I" : Chuckwagon BBQ





# Grand Island Police Department

Officer Report for Incident L20120190

**Nature:** Liquor Lic Inv  
**Location:** PCID

**Address:** 2504 LOCUST ST S  
Grand Island NE 68801

## Offense Codes:

**Received By:** Dvorak T      **How Received:** T      **Agency:** GIPD  
**Responding Officers:** Dvorak T  
**Responsible Officer:** Dvorak T      **Disposition:** CLO 12/31/20  
**When Reported:** 14:05:46 12/03/20      **Occurred Between:** 14:05:46 12/03/20 and 14:05:46 12/03/20

**Assigned To:**  
**Status:**

**Detail:**  
**Status Date:** \*\*/\*\*/\*\*

**Date Assigned:** \*\*/\*\*/\*\*  
**Due Date:** \*\*/\*\*/\*\*

## Complainant:

**Last:**      **First:**      **Mid:**  
**DOB:** \*\*/\*\*/\*\*      **Dr Lic:**      **Address:**  
**Race:**      **Sex:**      **Phone:**      **City:** ,

## Offense Codes

**Reported:**

**Observed:**

## Circumstances

LT11 LT11 Government/Public Bldg

## Responding Officers:

Dvorak T

**Unit :**  
309

**Responsible Officer:** Dvorak T

**Received By:** Dvorak T

**How Received:** T Telephone

**When Reported:** 14:05:46 12/03/20

**Judicial Status:**

**Misc Entry:**

**Agency:** GIPD

**Last Radio Log:** \*\*.\*.\*.\* \*\*/\*\*/\*\*

**Clearance:** CL CL Case Closed

**Disposition:** CLO **Date:** 12/31/20

**Occurred between:** 14:05:46 12/03/20

**and:** 14:05:46 12/03/20

## Modus Operandi:

**Description :**

**Method :**

## Involvements

Date	Type	Description	Owner
12/03/20	Name	Roebuck, Larry R Jr	

01/04/21

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12/03/20	Name	Castorena, Esmeralda	Liquor Manager
12/03/20	Name	Chuckwagon BBQ,	Business

01/04/21

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## Narrative

Liquor License Investigation

Grand Island Police Department

Larry Roebuck Jr/Roebuck Enterprises LLC has applied for a Class I, beer; wine; distilled spirits on site only, Liquor License. The license is in regards to Roebuck's new restaurant, Chuckwagon BBQ and Pizza.

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Responsible LEO:

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Approved by:

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Date

01/04/21

**Supplement**

309

Liquor License Investigation

Grand Island Police Department  
Supplemental Report

Date, Time: 12-15-20

Reporting Officer: Sgt Dvorak

Unit #: CID

Roebuck Enterprises LLC, Larry Roebuck Jr owner, is planning to open a new restaurant at 2508 S Locust. This is the site of the former Amigos. The space was a restaurant previously (Amigos) but did not have a liquor license. The proposed business name is Chuckwagon BBQ and Pizza. The application is for a Class I Liquor License; beer, wine, distilled spirits, as on sale only.

I noted on the application forms that Roebuck disclosed a couple moving violations, all traffic infractions. The listed manager of the new location, Esmarelda (Esme) Castorena, disclosed one motor vehicle accident and indicated no moving violations associated.

I checked Roebuck and Esme through both Spillman and NCJIS. I found some noteworthy entries in Spillman (local) records, namely, numerous civil disputes and entries for paper service by the Hall Co Sheriff. However, upon reading further, I found that all of those civil or paper service entries were due to Roebuck Jr owning many properties in Grand Island, and landlord/tenant issues. I also found that both subjects have valid Nebraska drivers licenses. I found that neither of them have any outstanding criminal warrants for their arrest. I also checked Larry and Esme through a paid Law Enforcement Only database, which tends to provide mostly identifying information and details of any involved civil issues. I noted nothing of significance. I did find that Roebuck Jr is, or has been, the owner of many other businesses, and has been issued a Liquor License previously. Roebuck was last approved, after investigations, in 2013. I did not search any records prior to that year.

On 12-10-20, at 1300, I met with NSP Investigator Jeromy McCoy at the business. Larry Roebuck Jr was waiting there, and Esme Castorena also responded to speak with us.

Roebuck advised that all his properties are under the ownership of his LLC Chuckwagon Enterprises. He said he has already invested a large amount of money in refurbishing the building and parking lot. Larry Jr pointed out that he also owns the Sonic Drive In further north on Locust, many other properties in Grand Island, and Chucks 2.0 restaurant in Aurora.

McCoy covered Commission concerns and questions. Both subjects advised they have prior liquor sales experience, as Esme was the manager of other Roebuck enterprises in Grand Island, Sam and Louie's, and Flippin Chicken.

Larry Jr said their plan is to be open seven days a week. He said the business hours will be 1100-2300. The business plan is to eventually have approximately 20 employees, with the bulk of those rotating on a part-time basis. Roebuck said he is aware that minors under 19 years of age cannot serve alcohol, and plans to have someone over 21 on duty at all times to dispense any alcohol purchased.

Larry Jr advised he has no current outstanding civil actions against him, and does not have any undisclosed violations or convictions. I discussed

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security system issues they should consider, and McCoy explained the various violations that could arise without proper management. Both advised they understood.

Larry Jr explained that he did not personally want to get a liquor license, and advised that he does not consume alcohol. He said that due to the nature of the menu for the new restaurant, namely BBQ and Pizza, he knows that he needs to offer beer sales, because "most people want a beer with their BBQ and Pizza."

The Grand Island Police Department has no objections to Larry Roebuck Jr, as owner of Roebuck Enterprises, receiving a Class I liquor license to serve beer, wine and distilled spirits as on sale only at Chuckwagon BBQ and Pizza, and no objections for Esme Castorena as the liquor manager for the business.

01/04/21