



City of Grand Island

Tuesday, November 9, 2021

Council Session

Item F-5

#9859 - Consideration of Amending Chapter 4-9 of the Grand Island City Code Relative to Hours of Alcohol Sales

Staff Contact: Stacy Nonhof, Interim City Attorney

Council Agenda Memo

From: Stacy R. Nonhof, Interim City Attorney

Meeting: November 9, 2021

Subject: Amending Chapter 4 of City Code to change hours of alcohol sales

Presenter(s): Stacy R. Nonhof, Interim City Attorney

Background

A request was made by bar owners in the City of Grand Island via their attorney and through their Council member to extend the hours of sale of alcohol from 1 am until 2 am. This issue was first heard at the October 26, 2021 Council meeting.

Discussion

The proposed Ordinance will allow for the sale of alcohol in all establishments until 2 a.m. Upon receipt of the request for the proposed City Code change, a request was made to the Grand Island Police Department and Grand Island Fire Department for their input on this proposed change. Both are opposed to extending alcohol sales from 1:00 am to 2:00 am.

Given these concerns of the Police and Fire Departments, City Administration does not support extending alcohol sales from 1 a.m. to 2 a.m.

Chief Falldorf has expressed the following concerns with extending alcohol sales from 1 a.m. to 2 a.m.:

- 1) There are currently not enough officers to adequately staff the current calls for service. There are currently 8 vacant positions, 3 officers on extended light duty, 1 extended military deployment, 1 FTO training and 2 at the Law Enforcement Training Center – this is 15 officers short, which is the equivalent of more than one entire shift. Please see the attached charts for a visual of the calls for service load.
- 2) Ideal staffing per shift is 12 officers – GIPD is currently running with 8-9 officers per shift.
- 3) The time for completing reports is now extended past end of shift and there is an increase in overtime costs. The overtime cost in 2016 was \$261,741. The current 2021 overtime cost is \$425,591.

- 4) People are given another hour to consume alcohol thus increasing their level of intoxication and changing the nature of calls for service to possibly more severe levels.
- 5) It is estimated that over 80% of the nightshift calls involve alcohol consumption.

This Ordinance, by State Statute, requires a 2/3 vote of the members of the Council – a simple majority of the members present is not sufficient to pass this Ordinance.

Alternatives

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

1. Move to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

Recommendation

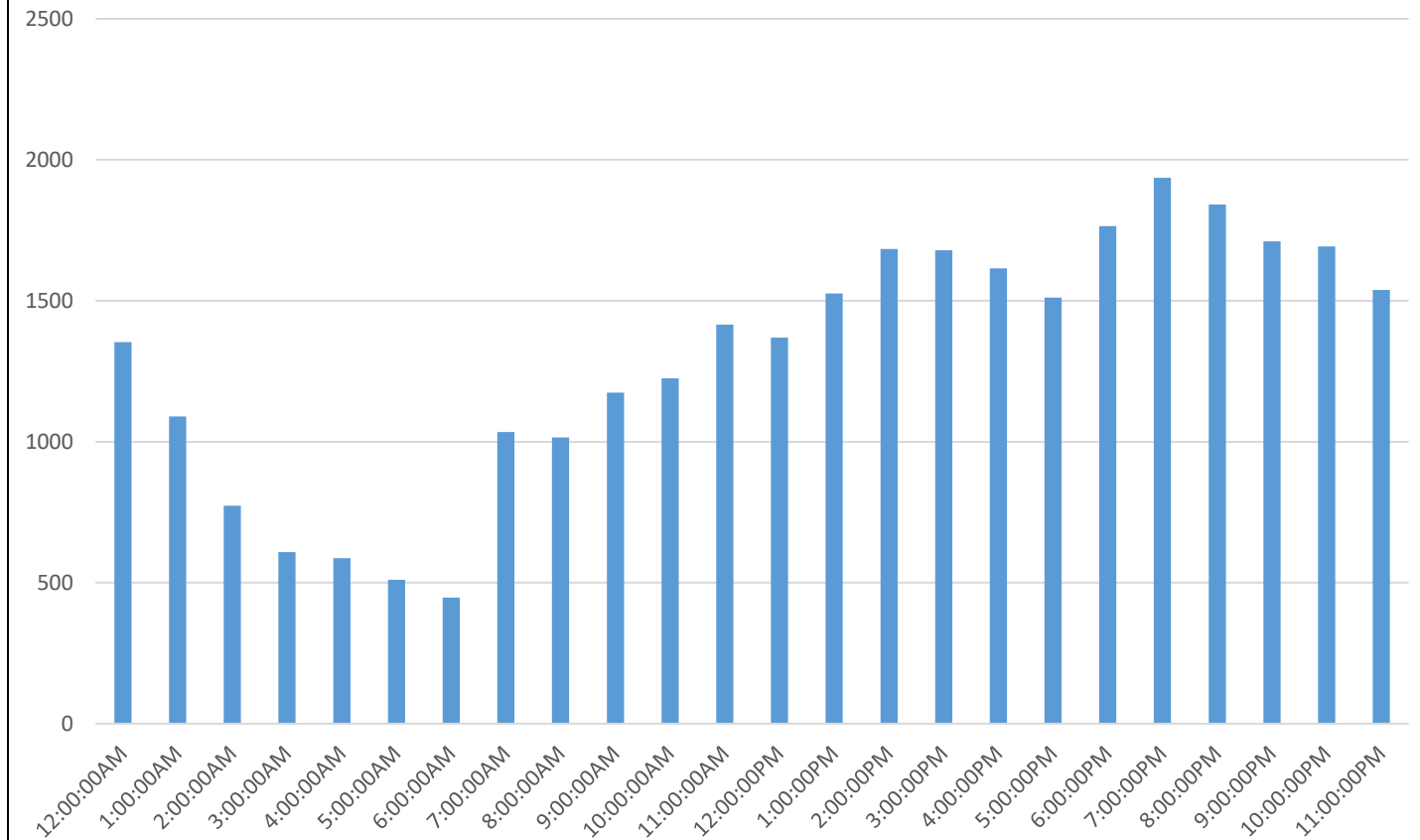
City Administration does not recommend approval of Ordinance #9859 amending Chapter 4 of City Code extending alcohol sales by one hour.

Sample Motion

Move to deny the Ordinance.

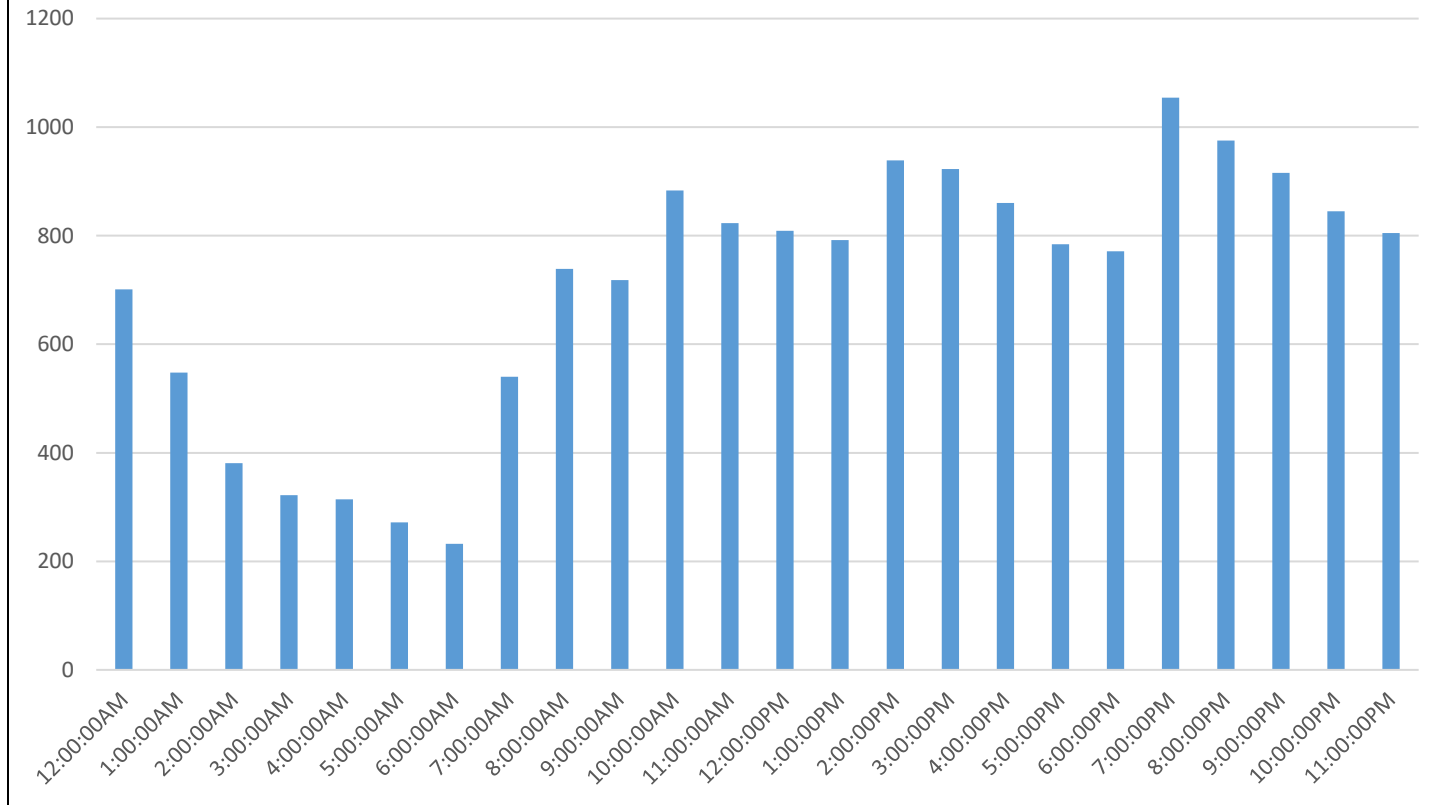
Location	2021	2020
Brickhouse	34	16
Tabares Bar & Grill	26	22
Infuse Mixology	22	11
McKinney's Irish Pub	20	18
Ed & Net's	16	11
Sportsman Bar	12	19
Upper Deck	11	9
BT's Lounge	8	5
Balz Sports Bar	7	16
El Centernario	7	7
Stueby's Alibi	5	8
La Mexicana/Infinity Loung	2	3
Ritmos Night Club	2	1
Sluggers Bar	2	1
Whitey's Sports Bar	2	7
Images Lounge	0	1
La Zona Rosa Night Club	0	4

GIPD CAD Calls by Hour of the Day 2020

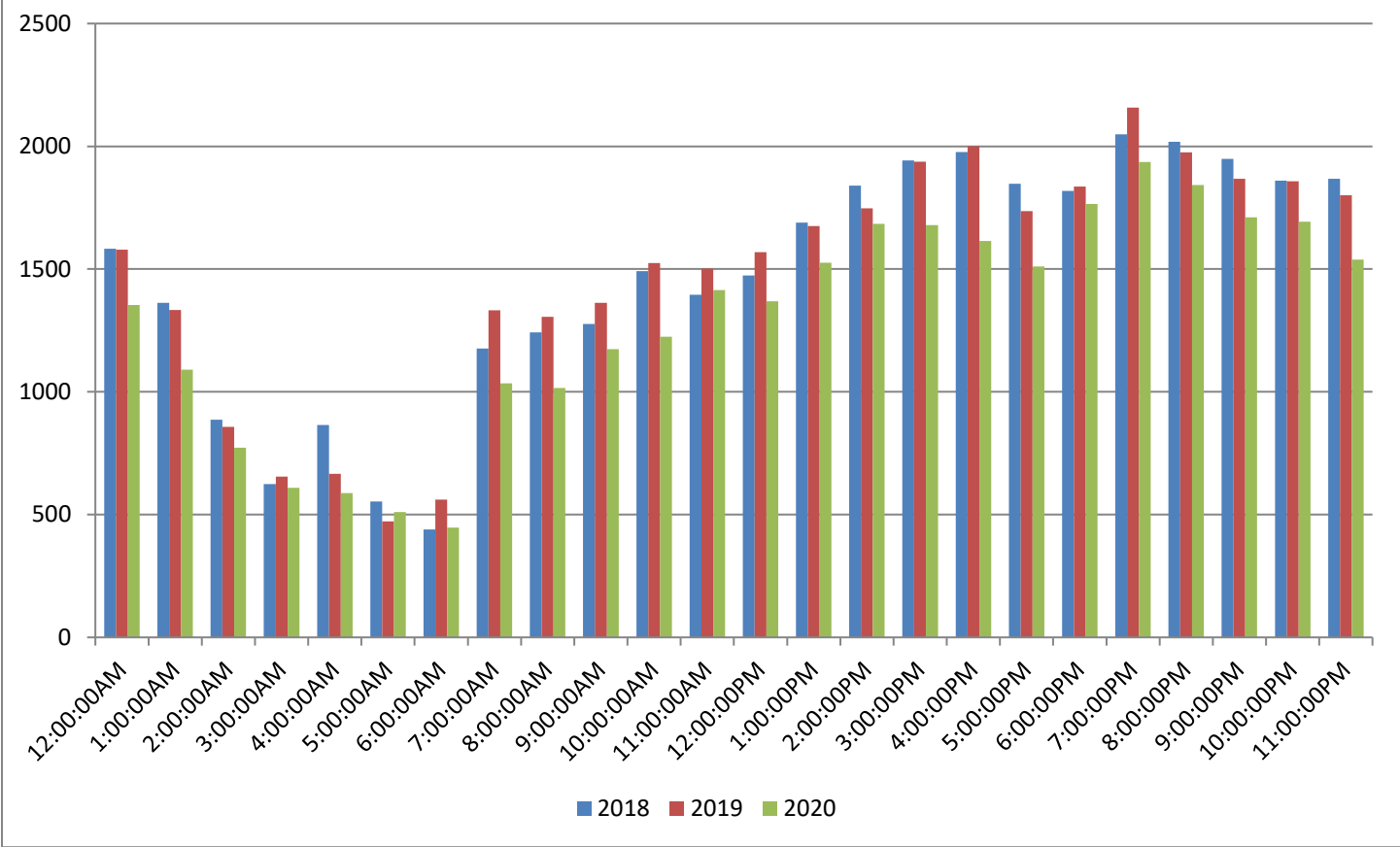


12:00:00AM	1354
1:00:00AM	1090
2:00:00AM	773
3:00:00AM	609
4:00:00AM	587
5:00:00AM	510
6:00:00AM	447
7:00:00AM	1034
8:00:00AM	1015
9:00:00AM	1174
10:00:00AM	1225
11:00:00AM	1415
12:00:00PM	1369
1:00:00PM	1526
2:00:00PM	1684
3:00:00PM	1679
4:00:00PM	1615
5:00:00PM	1511
6:00:00PM	1765
7:00:00PM	1936
8:00:00PM	1842
9:00:00PM	1711
10:00:00PM	1693
11:00:00PM	1538

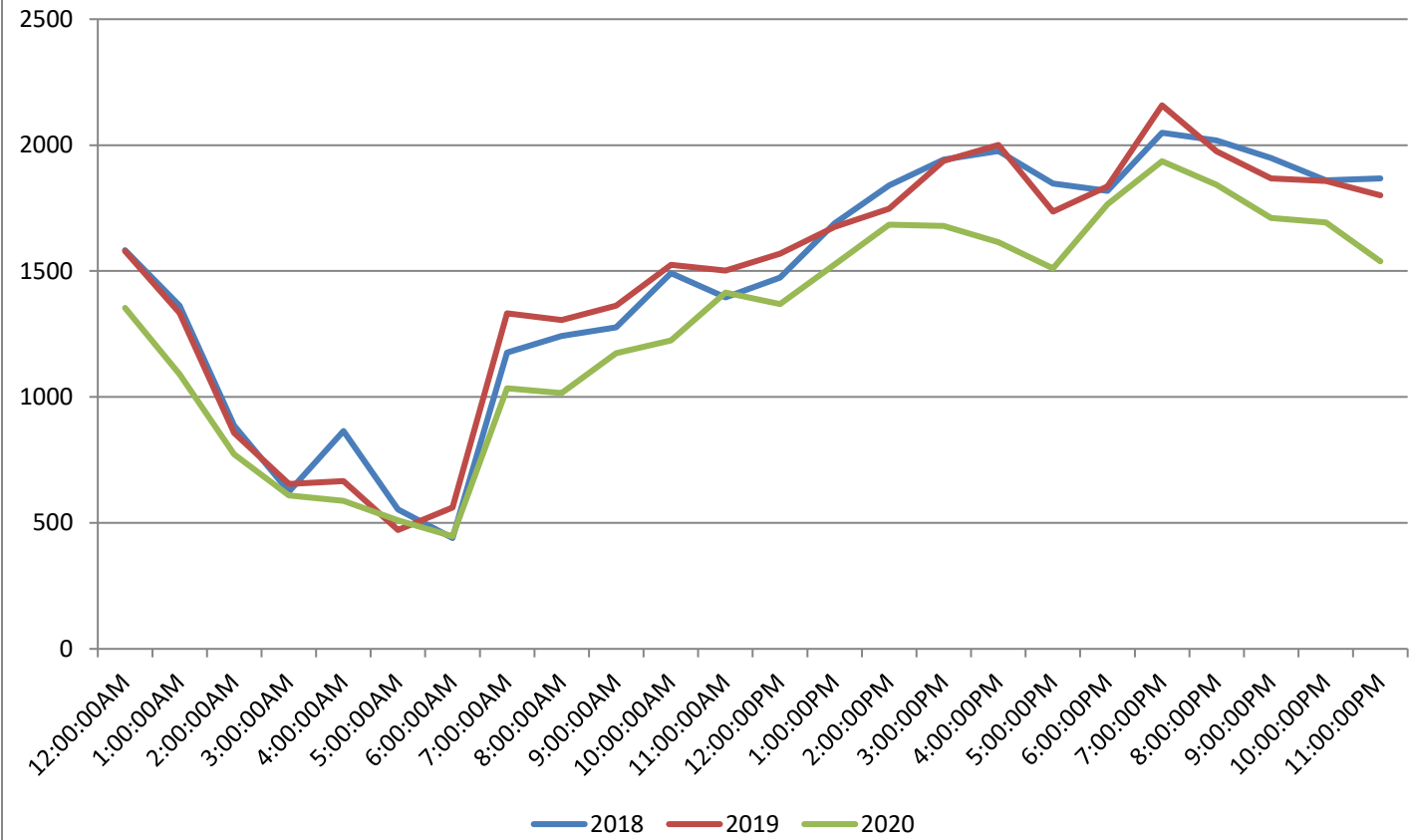
GIPD CAD Calls by Hour of the Day January 1 - June 30, 2021



GIPD CAD Calls by Hour of Day



GIPD CAD Calls by Hour of Day



ORDINANCE NO. 9859

An ordinance to amend Chapter 4 of Grand Island City Code; to amend Section 4-9; to clarify and/or make general corrections to various code sections, to repeal any ordinance or parts of ordinances in conflict herewith; and to provide for publication and the effective date of this ordinance.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA:

SECTION 1. Section 4-9 of the Grand Island City Code Chapter 4 is amended to read as follows:

§4-9. Hours of Operation; Retail Establishment

(A) No alcoholic liquor, including beer, shall be sold at retail or dispensed on any day between the hours of 2:00 a.m. and 6:00 a.m.

(B) No alcoholic liquor, including beer, shall be sold at retail or dispensed between the hours of 6:00 a.m. and 12:00 noon on Sunday.

(C) Alcoholic liquor, including beer, may be sold and dispensed for on-site consumption only from 9:00 a.m. on Sunday until 2:00 a.m. the following Monday.

(D) Alcoholic liquor, including beer, may be sold at retail and dispensed for anything other than on-site consumption from 12:00 noon on Sunday until 2:00 a.m. the following Monday.

SECTION 2. Any ordinance or parts of ordinances in conflict herewith be, and hereby are, repealed.

SECTION 3. This ordinance shall be in force and take effect fifteen (15) days from and after its passage and publication pursuant to law.

Enacted: November 9, 2021.

Roger G. Steele, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
November 3, 2021	☐ City Attorney