



# **City of Grand Island**

**Tuesday, September 10, 2013**

**Council Session**

## **Item E-2**

**Public Hearing on Request from Stueby's Alibi Lounge & Package Store LLC dba Stueby's Alibi Lounge & Package Store, 908 N Broadwell Street for a Class "C" Liquor License**

**Staff Contact: RaNae Edwards**

# Council Agenda Memo

**From:** RaNae Edwards, City Clerk

**Meeting:** September 10, 2013

**Subject:** Public Hearing on Request from Stueby's Alibi Lounge & Package Store, LLC dba Stueby's Alibi Lounge & Package Store, 908 N Broadwell Street for a Class "C" Liquor License

**Item #'s:** E-2 & I-2

**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

Stueby's Alibi Lounge & Package Store, LLC dba Stueby's Alibi Lounge & Package Store, 908 N Broadwell Street has submitted an application for a Class "C" Liquor License. A Class "C" Liquor License allows for the sale of alcohol on and off sale 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.

Also submitted with the application was a request from Chelsa Stueben, 1320 N Huston Avenue for a Liquor Manager Designation.

### **Alternatives**

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

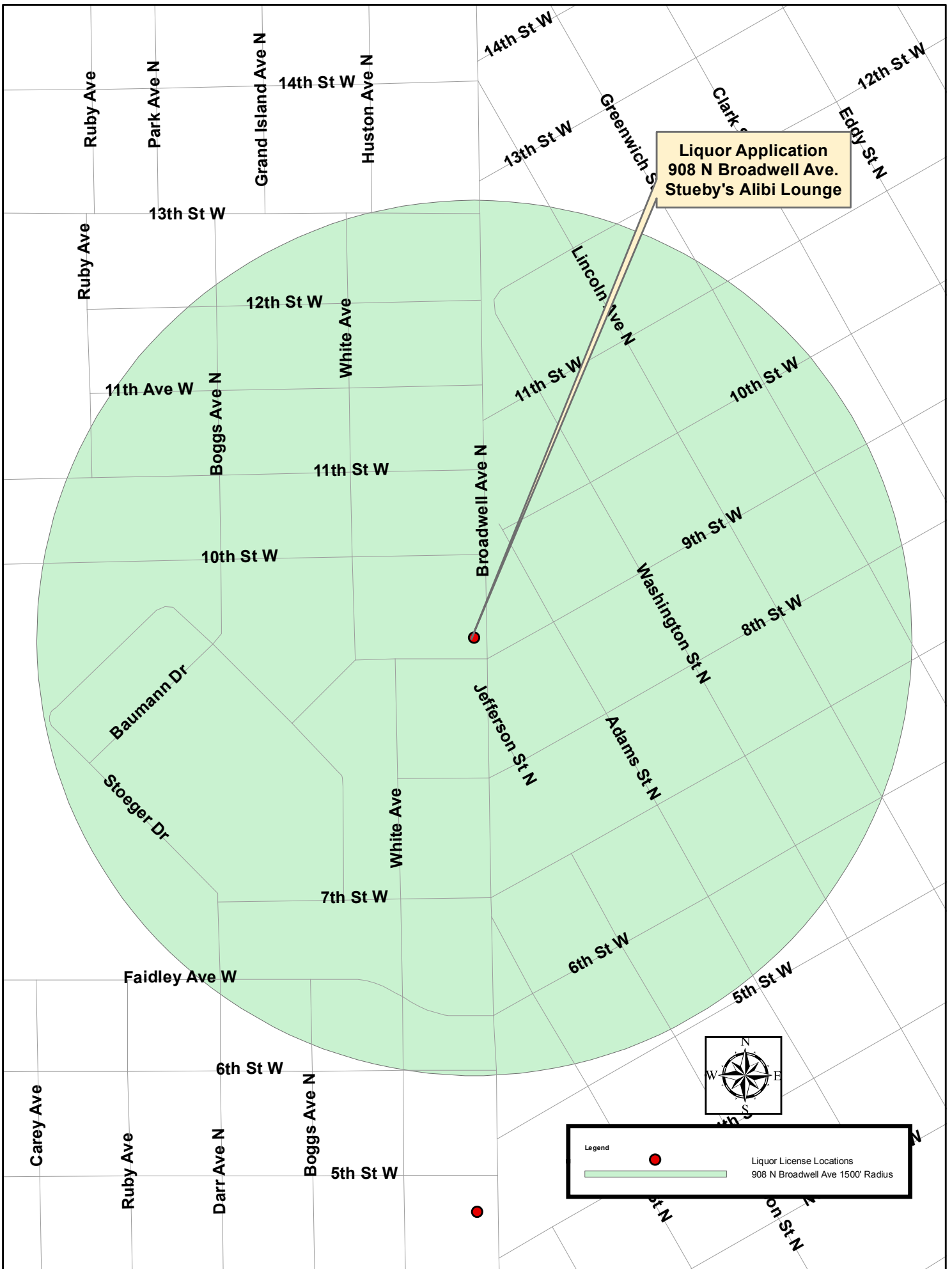
1. Approve the application.
2. Forward to the Nebraska Liquor Control Commission with no recommendation.
3. Forward to the Nebraska Liquor Control Commission with recommendations.
4. Deny the application.

### **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 Stueby's Alibi Lounge & Package Store, LLC dba Stueby's Alibi Lounge & Package Store, 908 N Broadwell Street for a Class "C" Liquor License contingent upon final inspections and Manager Designation for Chelsa Stueben, 1320 N Huston Avenue contingent upon completion of a state approved alcohol server/seller training program.



08/28/13  
13:03

Grand Island Police Department  
LAW INCIDENT TABLE

Page: 450  
1

City : Grand Island  
 Occurred after : 09:56:18 08/21/2013  
 Occurred before : 09:56:18 08/21/2013  
 When reported : 09:56:18 08/21/2013  
 Date disposition declared : 08/21/2013  
 Incident number : L13083116  
 Primary incident number :  
 Incident nature : Liquor Lic Inv Liquor License  
 Investigation  
 Incident address : 908 Broadwell Ave N  
 State abbreviation : NE  
 ZIP Code : 68803  
 Contact or caller :  
 Complainant name number :  
 Area location code : PCID Police - CID  
 Received by : Vitera D  
 How received : T Telephone  
 Agency code : GIPD Grand Island Police Department  
 Responsible officer : Vitera D  
 Offense as Taken :  
 Offense as Observed :  
 Disposition : ACT Active  
 Misc. number : RaNae  
 Geobase address ID : 18148  
 Long-term call ID :  
 Clearance Code : CL Case Closed  
 Judicial Status : NCI Non-criminal Incident

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INVOLVEMENTS:

Px	Record #	Date	Description	Relationship
LW	L08122054	08/21/13	Liquor Lic Inv	Related
NM	104338	08/22/13	Brown, Zane Micheal	Mentioned
NM	107949	08/22/13	Parker, Lindsey F	Mentioned
NM	51123	08/21/13	Stueben, Nicholas J	Owner
NM	56796	08/21/13	Stuebys Alibi Sports Bar,	Business
Involved				
NM	70967	08/21/13	Stueben, Susan M	Owner
NM	85859	08/21/13	Stueben, Chelsea L	Owner/Manager

LAW INCIDENT CIRCUMSTANCES:

Se Circu Circumstance code                      Miscellaneous  
 -- -----  
 1 LT03 Bar/Night Club

LAW INCIDENT NARRATIVE:

Stueby's Alibi Lounge is Changing Ownership.

LAW INCIDENT OFFENSES DETAIL:

Se	Offe	Offense code	Arson	Dama
1	AOFF	Alcohol Offense		0.00

LAW INCIDENT RESPONDERS DETAIL:

Se	Responding offi	Unit n	Unit number
1	Vitera D	318	Vitera D

LAW SUPPLEMENTAL NARRATIVE:

Seq	Name	Date
1	Vitera D	10:39:41 08/21/2013

318

Grand Island Police Department  
Supplemental Report

Date, Time: Wed Aug 21 10:39:56 CDT 2013  
Reporting Officer: Vitera  
Unit- CID

Stueby's Alibi Lounge is changing ownership and applying for a Class C (beer, wine, distilled spirits on and off sale) liquor license. Stueby's was owned by Timothy Stueben, and he already had a Class C liquor license. Timothy passed away in February of this year. Susan Stueben now has 70% ownership in the business while Chelsea and Nicholas Stueben each have 15% ownership. Chelsea also applied to be the liquor manager.

While looking at the applications, I noticed that Susan and Chelsea have lived in Grand Island for at least the last ten years. Susan didn't disclose any convictions. Chelsea disclosed a couple of MIP's. Nicholas disclosed a conviction for unlawfully entering a park without a permit, careless driving, and three other traffic convictions.

I looked all three of the Stueben's in Spillman and NCJIS. None of the Stueben's had anything in Spillman or NCJIS that would point towards undisclosed convictions or anything that would preclude them from receiving a liquor license.

I did an Internet search on the Stueben's. I found a Facebook page for Chelsea. The only notable thing I found on her wall was a statement listed under her interests that she likes "partying it up." I also found a Facebook page and other Internet information on Susan, but nothing detrimental was found. The only information I found on Nicholas was his name listed in his father's obituary. The obituary also listed a Nicholas as having a friend named Lindsey Parker. Chelsea had a friend listed named Zane Brown. I also checked a law enforcement-only Internet database on the Stueben's and didn't find anything out of the ordinary. All of the

Stueben's have a valid driver's license, and none of them have any warrants for their arrest.

I met with Chelsea and Susan on 8/26/13 at the bar. I went over the application with them and discussed the process with local and State input and approval or denial. We also discussed common problems at establishments which can ultimately cause a possible sanction by the NLCC. Cooperation with law enforcement was stressed as well.

All in all, the Grand Island Police Department has no objection to Stueby's Alibi Lounge continuing to keep their Class C license under new ownership, nor are there any objections to Chelsea Stueben becoming the liquor manager.