



City of Grand Island

Tuesday, October 28, 2014

Council Session

Item E-1

Public Hearing on Request from Arts and Drafts LLC dba Arts and Drafts, 214 & 216 North Locust Street for a Class “I” Liquor License

Staff Contact: RaNae Edwards

Council Agenda Memo

From: RaNae Edwards, City Clerk

Meeting: October 28, 2014

Subject: Public Hearing on Request from Arts and Drafts LLC
dba Arts and Drafts, 214 & 216 North Locust Street for a
Class "I" Liquor License

Item #'s: E-1 & I-1

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

Arts and Drafts LLC dba Arts and Drafts, 214 & 216 North 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 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 Jill Canfield, 1623 West 1st Street 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 Arts and Drafts LLC dba Arts and Drafts, 214 & 216 North Locust Street for a Class "I" Liquor License contingent upon final inspections and Manager Designation for Jill Canfield, 1623 West 1st Street contingent upon completion of a state approved alcohol server/seller training program.

10/20/14
15:32

Grand Island Police Department
LAW INCIDENT TABLE

450
Page: 1

City : Grand Island
Occurred after : **:**:** **/**/****
Occurred before : **:**:** **/**/****
When reported : 08:00:00 10/07/2014
Date disposition declared : **/**/****
Incident number : L14100708
Primary incident number :
Incident nature : Liquor Lic Inv Liquor Lic Inv
Incident address : 214 Locust St N
State abbreviation : NE
ZIP Code : 68801
Contact or caller :
Complainant name number :
Area location code : PCID Police - CID
Received by : Vitera D
How received :
Agency code : GIPD GIPD Grand Island Police Dept
Responsible officer : Vitera D
Offense as Taken :
Offense as Observed :
Disposition :
Misc. number : RaNae
Geobase address ID :
Long-term call ID :
Clearance Code : CL CL Case Closed
Judicial Status : NCI Non-criminal Incident
=====

INVOLVEMENTS:

Px	Record #	Date	Description	Relationship
NM	40422	10/08/14	Canfield, Russel A	Jill's Spouse
NM	102865	10/08/14	Canfield, Jill A	Owner/Manager
NM	195811	10/08/14	Arts and Drafts,	Business

LAW INCIDENT CIRCUMSTANCES:

Se	Circu	Circumstance code	Miscellaneous
1	LT24	LT24 Specialty Store	

LAW INCIDENT NARRATIVE:

----- (lwmain09493210082014)
I Received a Copy of a Class I (beer, wine, distilled spirits, on sale only) LLC
Liquor License Application from Jill and Russel Canfield for a Business called
Arts and Drafts.
~~----- (lwmain09493210082014)~~

LAW INCIDENT OFFENSES DETAIL:

Se	Offe	Offense code	Arson Dama
1	AOFF	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	15:17:49 10/13/2014

Grand Island Police Department
Supplemental Report

Date, Time: Mon Oct 13 15:18:02 CDT 2014
Reporting Officer: Vitera Unit- CID

I received a copy of a Class I (beer, wine, distilled spirits, on sale only) LLC retail liquor license from Jill and Russel Canfield for a business called "Arts and Drafts." Arts and Drafts is a studio where customers will sign up for art classes and be led step-by-step through a project by an instructor while being able to consume alcoholic beverages during the process. The business won't be open all the time, and they won't accept walk-ins. The studio will only be open for painting/craft events. Each event will last about two and one half to three hours. The anticipated hours of operation for the business are a few hours on Thursday, Friday, Saturday, and Sunday.

While perusing the application, I noticed that the Canfield's were born in Grand Island and have lived here ever since. Jill didn't disclose any criminal convictions while Russel disclosed a speeding ticket and a ticket for following too closely.

I checked the Canfield's through Spillman and NCJIS. Jill didn't have any convictions listed in Spillman or NCJIS. Russel didn't have any convictions listed in Spillman. The only conviction he had listed in NCJIS is two counts of violating motor carrier safety regulations on 6/11/08. I also did a general Internet search for the Canfield's. I located a face book page for Jill but couldn't pinpoint anything for Russel. The last check I made was through a paid law enforcement-only database, and no information was obtained that would be damaging to the application.

Nebraska State Patrol Investigator Dan Fiala and I met with Jill Canfield at her place of business on 10/15/14. Investigator Fiala went over a checklist of questions. I didn't really have any questions for her. We

talked about potential issues she may encounter and how to handle them. Other than that, Jill reiterated that her business is not a bar, and the alcohol sales are secondary to the art classes. She said that people will have to sign up for her classes and pay a fee (believe \$35) to take them. She will not be open to people walking in off the street.

From speaking with Jill and Investigator Fiala, it appears that the Building and/or Health Department may have an issue with Jill only having one bathroom in the business. Jill has asked the NLCC for a waiver, but according to Investigator Fiala, Jill may have to attend a hearing in front of the NLCC regarding the bathroom issue. From strictly a law enforcement perspective, the Grand Island Police Department has no objection to Arts and Drafts receiving a liquor license or to Jill Canfield becoming the liquor manager.

