



City of Grand Island

Tuesday, April 10, 2007

Council Session

Item I1

#2007- 73 - Consideration of Request of Valentino's of Lincoln, Inc. dba Valentino's, 2245 North Webb Road for a Class "I" Liquor License and Liquor Manager Designation for James Scott, 3720 State Street Apt. H9

Staff Contact: RaNae Edwards

Council Agenda Memo

From: RaNae Edwards, City Clerk

Meeting: April 10, 2007

Subject: Public Hearing on Request of Valentino's of Lincoln, Inc. dba Valentino's, 2245 North Webb Rod for a Class "I" Liquor License

Item #'s: 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

Valentino's of Lincoln, Inc. dba Valentino's, 2245 North Webb Road had 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. The City Council held a public hearing at their March 27, 2007 regular meeting. The council postponed a decision on this application and scheduled this request for the April 10, 2007 regular meeting.

On April 3, 2007 the City Clerk received a copy of a letter from Valentine's sent by the Liquor Control Commission requesting a change to the application for a Class "I" Liquor License instead of a Class "C" Liquor License. (See attached) 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.

Also included with this application is a request from James Scott, 3720 State Street Apt. H9 for a Liquor Manager Designation.

Alternatives

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

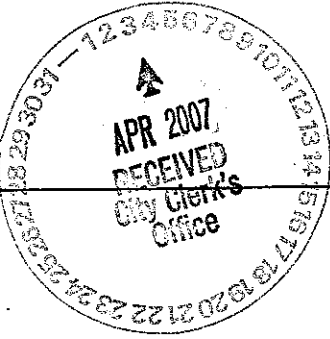
1. Approve the application.
2. Forward to the Nebraska Liquor Control Commission with no recommendation.
3. Forward to the Nebraska Liquor Control Commission with recommendations.
4. Deny the application.

Recommendation

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

Sample Motion

Move to approve the application of Valentino's of Lincoln, Inc. dba Valentino's, 2245 North Webb Road for a Class "I" Liquor License and Liquor Manager Designation for James Scott, 3720 State Street Apt. H9 with the stipulation that Mr. Scott complete a state approved alcohol server/seller training program.



Valentino's

RECEIVED

APR 02 2007

NEBRASKA LIQUOR
CONTROL COMMISSION

March 30, 2007

Attention: Mary
Nebraska Liquor Control Commission
Box 95046
Lincoln, N 68509

75914

RS

RE: Liquor License Application
For Valentino's of Grand Island

Dear Mary:

On February 9, 2007, we filed all necessary papers and fees with your office to apply for a Class C liquor license (Beer, Wine and Distilled Spirits, On and Off Sale) for our restaurant located at 2245 North Webb Road in Grand Island.

This letter is to notify you that we would like to change the application to a Class I liquor license (Beer, Wine & Distilled Spirits On Sale Only).

If you need additional information, please feel free to call me at 430-2052 or my assistant Sharon Bowen at 434-9365.

Very truly yours,

VALENTINO'S

Anthony O. Messineo, Jr.
President

AOM:sb



0700005993

P.O. Box 83089 • Lincoln, NE 68501 • (402) 434-9350
Fax • (402) 434-9325

R E S O L U T I O N 2007-73

WHEREAS, an application was filed by Valentino's of Lincoln, Inc., doing business as Valentino's at 2245 North Webb Road for a Class "T" Liquor License; and

WHEREAS, a public hearing notice was published in the *Grand Island Independent* as required by state law on March 17, 2007; such publication cost being \$13.60; and

WHEREAS, James Scott has applied for a liquor manager designation for the business; and

WHEREAS, a public hearing was held on March 27, 2007, for the purpose of discussing such liquor license application.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that:

_____ The City of Grand Island hereby recommends approval of the above-identified liquor license application.

_____ The City of Grand Island hereby makes no recommendation as to the above-identified liquor license application.

_____ The City of Grand Island hereby makes no recommendation as to the above-identified liquor license application with the following stipulations: _____

_____ The City of Grand Island hereby recommends denial of the above-identified liquor license application for the following reasons: _____

_____ The City of Grand Island hereby recommends the application of James Scott as liquor manager of such business upon the completion of a state approved alcohol server / seller training program.

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Adopted by the City Council of the City of Grand Island, Nebraska, April 10, 2007.

Margaret Hornady, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form <input type="checkbox"/> _____	
April 6, 2007	<input type="checkbox"/> City Attorney