



City of Grand Island

Tuesday, May 13, 2008

Council Session

Item G6

**Approving Request from Shirley Ginn, 251 Courtland Street,
Trumbull, Nebraska for Liquor Manager Designation for Holiday
Station Store #114 Located at 1404 West 2nd Street**

Staff Contact: RaNae Edwards

Council Agenda Memo

From: RaNae Edwards, City Clerk

Meeting: May 13, 2008

Subject: Request from Shirley Ginn, 251 Courtland Street, Trumbull, Nebraska for Liquor Manager Designation for Holiday Station Store #114, 1404 West 2nd Street

Item #'s: G-6

Presenter(s): RaNae Edwards, City Clerk

Background

Shirley Ginn, 251 Courtland Street, Trumbull, Nebraska has submitted an application with the City Clerk's Office for a Liquor Manager Designation in conjunction with the Class "B-27796" Liquor License for Holiday Station Store #114, 1404 West 2nd Street.

This application has been reviewed by the Police Department and City Clerk's Office.

Discussion

City Council action is required and forwarded to the Nebraska Liquor Control Commission for issuance of all liquor manager designations. All departmental reports have been received. See attached Police Department report.

Alternatives

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

1. Approve the request.
2. Forward the request with no recommendation.
3. Take no action on the request.

Recommendation

City Administration recommends that the Council approve the request for Liquor Manager Designation.

Sample Motion

Move to approve the request of Shirley Ginn, 251 Courtland Street, Trumbull, Nebraska for Liquor Manager Designation in conjunction with the Class “B-27796” Liquor License for Holiday Station Store #114, 1404 West 2nd Street with the stipulation that Ms. Ginn complete a state approved alcohol server/seller training program.



INTEROFFICE
MEMORANDUM
Police Department

*Working Together for a
Better Tomorrow. Today.*

DATE: April 22, 2008

TO: RaNae Edwards, City Clerk

FROM: Dave Vitera, Sergeant, Police Department

RE: Liquor Manager Application – Holiday Station Store-
1404 W 2nd Street, Grand Island, NE 68801
Shirley Ginn - Liquor Manager Applicant

The Grand Island Police Department has received a Liquor Manager Application from Holiday Station Store, 1404 W 2nd Street, Grand Island, Nebraska. for Shirley Ginn to be manager of the store.

Shirley did not disclose any violations. She did not have any violations listed in Spillman. NCJIS showed a conviction for speeding on 10-6-2004. No warrants were found in NCIC. NCJIS showed Shirley's husband, Leon Ginn signed a "Spousal Affidavit of Non-participation". He did not have an entry in Spillman. NCJIS showed three minor traffic violation convictions.

Shirley's failure to disclose her speeding conviction technically makes the application false according to the Nebraska Liquor Control Act (Part II Chapter 2 Section 010.01). The application clearly asks, "Has anyone who is a party to this application, or their spouse, ever been convicted of or plead guilty to any charge." It further states that a charge includes federal, state, local law, ordinance, or resolution. The speeding conviction would fall under state law or local ordinance. However, it is an infraction and doesn't rise to the level of a Class I Misdemeanor in a specified crime under Nebraska State Statute Chapter 28 that would automatically exclude her from being a liquor manager.

The Grand Island Police Department has no objection to Shirley Ginn becoming the liquor manager at the Holiday Station on 2nd Street.

DV/rk *Dave Vitera*