



City of Grand Island

Tuesday, March 24, 2009

Council Session

Item G3

**Approving Request from Crystal Burmood, 603 West Division
Street for Liquor Manager Designation for Holiday Stationstore
#114, 1404 West 2nd Street**

Staff Contact: RaNae Edwards

Council Agenda Memo

From: RaNae Edwards, City Clerk

Meeting: March 24, 2009

Subject: Request from Crystal Burmood, 603 West Division Street for Liquor Manager Designation for Holiday Stationstore #114, 1404 West 2nd Street

Item #'s: G-3

Presenter(s): RaNae Edwards, City Clerk

Background

Crystal Burmood, 603 West Division Street 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 Stationstore #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 from Crystal Burmood, 603 West Division Street for Liquor Manager Designation in conjunction with the Class "B-27796" Liquor License for Holiday Stationstore #114, 1404 West 2nd Street with the stipulation that Ms. Burmood complete a state approved alcohol server/seller training program.

03/10/09
12:15

Grand Island Police Dept.
LAW INCIDENT TABLE

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City : Grand Island
 Occurred after : 09:18:05 03/10/2009
 Occurred before : 09:18:05 03/10/2009
 When reported : 09:18:05 03/10/2009
 Date disposition declared : 03/10/2009
 Incident number : L09031095
 Primary incident number :
 Incident nature : Liquor Lic Inv Liquor License Investigation
 Incident address : 1404 2nd St W
 State abbreviation : NE
 ZIP Code : 68801
 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 :
 Misc. number :
 Geobase address ID : 2895
 Long-term call ID :
 Clearance Code : CL Case Closed
 Judicial Status : NCI Non-criminal Incident

INVOLVEMENTS:

Px	Record #	Date	Description	Relationship
NM	11846	03/10/09	Burmood, Crystal Ann	Liquor Manager
NM	52291	03/10/09	Holiday Gas Station 114,	Business Involved

LAW INCIDENT NARRATIVE:

Liquor Manager Investigation on Crystal Burmood

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	11:42:32 03/10/2009

Grand Island Police Department

03/10/09
12:15

Grand Island Police Dept.
LAW INCIDENT TABLE

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Supplemental Report

I received a copy of an application for Crystal Burmood to become the liquor manager for the Holiday Store on 2nd Street. Crystal disclosed that she has a DUI conviction in 2003. No other violations were listed. I checked Crystal through Spillman and found that she had been convicted of speeding and a seat belt charge in 2003. I checked NCJIS and found that Crystal had also been convicted of a no insurance charge in 1997.

Crystal's failure to disclose her traffic convictions 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 traffic convictions would fall under state law or local ordinance. However, they are infractions (1 misdemeanor, not Chapter 28) and don'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 becoming a liquor manager.

The Grand Island Police Department has no objection to Crystal Burmood becoming the liquor manager at the Holiday Station on W. 2nd.

Date, Time: Tue Mar 10 12:04:02 CDT 2009
Reporting Officer: Vitera
Unit #: 865