



# City of Grand Island

Tuesday, August 11, 2009

Council Session

## Item G3

**Approving Request from Kelsey Scoggins, 103 West 22nd Street  
for Liquor Manager Designation for the United Veterans Club,  
1914 West Capital Avenue**

Staff Contact: RaNae Edwards

# Council Agenda Memo

**From:** RaNae Edwards, City Clerk

**Meeting:** August 11, 2009

**Subject:** Request from Kelsey Scoggins, 103 West 22nd Street for Liquor Manager Designation for United Veterans Club, 1914 West Capital Avenue

**Item #'s:** G-3

**Presenter(s):** RaNae Edwards, City Clerk

## Background

Kelsey Scoggins, 103 West 22<sup>nd</sup> Street has submitted an application with the City Clerk's Office for a Liquor Manager Designation in conjunction with the Class "C-08618" Liquor License for United Veterans Club, 1914 West Capital Avenue.

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 Kelsey Scoggins, 103 West 22nd Street for Liquor Manager Designation in conjunction with the Class "C-08618" Liquor License for United Veterans Club, 1914 West Capital Avenue with the stipulation that Ms. Scoggins complete a state approved alcohol server/seller training program.

07/31/09  
15:41

Grand Island Police Dept.  
LAW INCIDENT TABLE

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City : Grand Island
Occurred after : 14:55:20 07/31/2009
Occurred before : 14:55:20 07/31/2009
When reported : 14:55:20 07/31/2009
Date disposition declared : 07/31/2009
Incident number : L09074982
Primary incident number :
Incident nature : Liquor Lic Inv Liquor License Investigation
Incident address : 1914 Capital Ave W
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 :
Geobase address ID : 3478
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
NM	92587	07/31/09	Scoggins, Kelsey	Liquor Manger
NM	103032	07/31/09	United Veterans Club,	Business

LAW INCIDENT NARRATIVE:

Liquor Manager Application for Kelsey Scoggins at the United Veterans' Club

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	15:02:10 07/31/2009

07/31/09  
15:41

Grand Island Police Dept.  
LAW INCIDENT TABLE

450  
Page: 2

Grand Island Police Department  
Supplemental Report

On 7/31/09, I found a copy of a liquor manager application in my downstairs mailbox. Kelsey Scoggins is requesting to be the liquor manager at the United Veterans' Club. David Scoggins is listed as Kelsey's husband on the application. He signed a "Spousal Affidavit Of Non Participation" form. Kelsey was born in Hastings, Nebraska and has lived in Nebraska for at least the last twelve years.

I checked Spillman and discovered that Kelsey was convicted of a stop sign violation on 4/12/07. I then checked NCJIS and found that Kelsey was convicted of driving during suspension (DDS) on 6/29/95 and again on 3/14/01. The stop sign violation was also verified in NCJIS.

On the application, it clearly asks "Has anyone who is a party to this application, or their spouse, ever been convicted of or plead guilty to any charge. Charge means any charge alleging a felony, misdemeanor, violation of a federal or state law, a violation of a local law, ordinance or resolution." Kelsey disclosed that she was convicted of not having insurance in 2001. She did not disclose any other violations.

Kelsey's failure to disclose hers traffic conviction and her multiple DDS convictions technically makes the application false according to the Nebraska Liquor Control Act (Part II Chapter 2 Section 010.01). The undisclosed convictions would fall under state law or local ordinance. Either way, the convictions are either an infraction or a misdemeanor that does not rise to the level of a Class I Misdemeanor in a specified crime under Nebraska State Statute Chapter 28 that would automatically nullify the liquor license.

Since driving during suspension is an offense that often results in an arrest, I'm surprised that they were not disclosed on the application. However, they occurred 14 and 8 years ago. Her only recent violation in the State of Nebraska is the stop sign violation. With Kelsey having relatively very few violations, especially in recent years, the Grand Island Police Department doesn't have any objections to her becoming the liquor manager at the United Veterans' Club.

Date, Time: Fri Jul 31 15:35:35 CDT 2009  
Reporting Officer: Vitera  
Unit #: 865