



City of Grand Island

Tuesday, June 9, 2015

Council Session

Item G-4

Approving Request for Liquor Manager Designation for Jack Bailey, 3100 West 2nd Street with Smoker Friendly/T & D Liquors, 802 West 2nd Street

Staff Contact: RaNae Edwards

Council Agenda Memo

From: RaNae Edwards, City Clerk

Meeting: June 9, 2015

Subject: Request from Jack Bailey, 3100 West 2nd Street for Liquor Manager Designation with Smoker Friendly/T & Liquors, 802 West 2nd Street

Item #'s: G-4

Presenter(s): RaNae Edwards, City Clerk

Background

Jack Bailey, 3100 West 2nd Street has submitted an application with the City Clerk's Office for a Liquor Manager Designation in conjunction with Smoker Friendly/T & D Liquors, 802 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. Mr. Bailey has completed a state approved alcohol server/seller training program.

Alternatives

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

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

Recommendation

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

Sample Motion

Move to approve the request from Jack Bailey, 3100 West 2nd Street for Liquor Manager Designation in conjunction with the Class "C-81279" Liquor License for Smoker Friendly/T & D Liquors, 802 West 2nd Street.

05/29/15
10:32

Grand Island Police Department
LAW INCIDENT TABLE

450
Page: 1

City : Grand Island
 Occurred after : **:**:** **/**/****
 Occurred before : **:**:** **/**/****
 When reported : 08:00:00 05/29/2015
 Date disposition declared : **/**/****
 Incident number : L15053148
 Primary incident number :
 Incident nature : Liquor Lic Inv Liquor Lic Inv
 Incident address : 802 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 :
 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 | 49690 | 05/29/15 | Smoker Friendly, | Business |
| Involved | | | | |
| NM | 70124 | 05/29/15 | Bailey, Jack D | Liquor Manager |

LAW INCIDENT CIRCUMSTANCES:

Se Circu Circumstance code : Miscellaneous

 1 LT17 LT17 Liquor Store

INCIDENT M.O. DETAIL:

| Seq | M.O. Factor | M.O. Factor | M.O. Method |
|-----|-------------|-------------|-------------|
| 1 | Crime Class | Crime Class | Civil |

LAW INCIDENT NARRATIVE:

I received a copy of a liquor manager application from Jack Bailey for Smoker Friendly located at 802 W. 2nd Street.

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 | 09:34:15 05/29/2015 |

Grand Island Police Department
Supplemental Report

Date, Time: Fri May 29 09:34:26 CDT 2015
Reporting Officer: Vitera
Unit- CID

I received a copy of a liquor manager application from Jack Bailey for the Smoker Friendly store on 2nd Street. According to the application, Jack has lived in Nebraska since at least 2005 and in Kearney and Grand Island since 2007. No other people are listed on the application. Jack is currently the liquor manager at the Smoker Friendly store located on Diers Ave. in Grand Island. Jack disclosed a conviction for possessing less than an ounce of marijuana in 2008. The conviction was set aside in May of 2014. No other convictions were disclosed.

I checked Jack through Spillman and NCJIS. The first thing I read in Spillman is the liquor manager investigation into Jack Bailey at Smoker Friendly located on Diers in August of last year. I read that report and discovered that in addition to his marijuana possession charge that was set aside, he disclosed a conviction for MIP and possession of drug paraphernalia in 2003. Spillman showed the citation in connection with that incident. I didn't find any other potential convictions in Spillman. NCJIS doesn't show any undisclosed convictions for Jack.

Since I had just completed a report yesterday involving Tyra Love becoming the liquor manager at Smoker Friendly on Diers, I called Jack and asked him why they were switching and why he didn't disclose the other conviction that he disclosed last time. Jack said he was told that new applications had to be filled out since he and Tyra are switching stores. I asked why they are switching, and he said it was a personnel

issue that I would have to talk to a supervisor about. He also said that he just forgot to disclose the MIP conviction on this application.

In summary, since Jack is already a liquor manager and he doesn't have any new convictions since he was last approved, the Grand Island Police Department doesn't have any objection to him becoming the liquor manager at Smoker Friendly located at 802 W. 2nd Street.