



City of Grand Island

Tuesday, November 24, 2009

Council Session

Item G4

**Approving Request from Carl Mayhew, 507 Plum Road for Liquor
Manager Designation for the Liederkrantz, 403 West 1st Street**

Staff Contact: RaNae Edwards

Council Agenda Memo

From: RaNae Edwards, City Clerk

Meeting: November 24, 2009

Subject: Request from Carl Mayhew, 507 Plum Road for Liquor Manager Designation for the Liederkrantz, 403 West 1st Street

Item #'s: G-4

Presenter(s): RaNae Edwards, City Clerk

Background

Carl Mayhew, 507 Plum Road has submitted an application with the City Clerk's Office for a Liquor Manager Designation in conjunction with the Class "C-01467" Liquor License for the Liederkrantz, 403 West 1st 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 Carl Mayhew, 507 Plum Road for Liquor Manager Designation in conjunction with the Class "C-01467" Liquor License for the Liederkrantz, 403 West 1st Street with the stipulation that Mr. Mayhew complete a state approved alcohol server/seller training program.

11/19/09
16:20

Grand Island Police Department
LAW INCIDENT TABLE

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City : Grand Island
Occurred after : 13:58:44 11/06/2009
Occurred before : 13:58:44 11/06/2009
When reported : 13:58:44 11/06/2009
Date disposition declared : 11/06/2009
Incident number : L09110710
Primary incident number :
Incident nature : Liquor Lic Inv Liquor License Investigation
Incident address : 403 1st 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 : ACT Active
Misc. number : E-mail RaNae
Geobase address ID : 11389
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	54672	11/19/09	Mayhew, Carl L	Liquor Manager

LAW INCIDENT CIRCUMSTANCES:

Se	Circu	Circumstance code	Miscellaneous
1	LT03	Bar/Night Club	

LAW INCIDENT NARRATIVE:

Request for a Liquor Manager Designation for Carl Mayhew at the Liederkrantz

LAW INCIDENT RESPONDERS DETAIL:

Se	Responding offi	Unit n	Unit number
1	Vitera D	318	Vitera D

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Grand Island Police Department
LAW INCIDENT TABLE

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LAW SUPPLEMENTAL NARRATIVE:

Seq	Name	Date
1	Vitera D	16:07:46 11/19/2009

Grand Island Police Department
Supplemental Report

I received a copy of a liquor manager application from Carl Mayhew for the Liederkrantz. I checked Carl in Spillman and did not find any convictions. I also checked Carl through NCJIS and found one speeding conviction on 11/16/98.

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." Carl checked the "no" box.

Carl's failure to disclose his speeding conviction technically makes the application false according to the Nebraska Liquor Control Act (Part II Chapter 2 Section 010.01). The undisclosed conviction would fall under state law or local ordinance. Either way, the conviction is 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.

Carl advised on the application that he has lived in Grand Island since 1973. Carl listed his employer as Mayhew Signs in Grand Island where he has worked since 1970. His supervisor is listed as Carl Mayhew (owner).

All in all, it would appear that Carl Mayhew has no criminal record in the State of Nebraska, and he is a long time resident of Grand Island. The Grand Island Police Department has no objection to Carl Mayhew being the liquor manager for the Liederkrantz.

Date, Time: Thu Nov 19 16:19:12 CST 2009
Reporting Officer: Vitera
Unit #: 865