



City of Grand Island

Tuesday, May 24, 2011

Council Session

Item E1

Public Hearing on Request from Alfredo Zamora-Gomez dba Las Vegas Bar & Grill, 316 East 2nd Street for a Class “C” Liquor License

Staff Contact: RaNae Edwards

Council Agenda Memo

From: RaNae Edwards, City Clerk

Meeting: May 24, 2011

Subject: Public Hearing on Request from Alfredo Zamora-Gomez dba Las Vegas Bar & Grill, 316 East 2nd Street for a Class “C” Liquor License

Item #'s: E-1 & I-1

Presenter(s): RaNae Edwards, City Clerk

Background

Section 4-2 of the Grand Island City Code declares the intent of the City Council regarding liquor licenses and the sale of alcohol.

Declared Legislative Intent

It is hereby declared to be the intent and purpose of the city council in adopting and administering the provisions of this chapter:

- (A) To express the community sentiment that the control of availability of alcoholic liquor to the public in general and to minors in particular promotes the public health, safety, and welfare;
- (B) To encourage temperance in the consumption of alcoholic liquor by sound and careful control and regulation of the sale and distribution thereof; and
- (C) To ensure that the number of retail outlets and the manner in which they are operated is such that they can be adequately policed by local law enforcement agencies so that the abuse of alcohol and the occurrence of alcohol-related crimes and offenses is kept to a minimum.

Discussion

Alfredo Zamora-Gomez dba Las Vegas Bar & Grill, 316 East 2nd Street has submitted an application for a Class ‘C’ Liquor License. A Class ‘C’ Liquor License allows for the sale of alcohol on and off sale inside the corporate limits of the city.

City Council action is required and forwarded to the Nebraska Liquor Control Commission for issuance of all licenses. This application has been reviewed by the Clerk, Building, Fire, Health, and Police Departments.

Alternatives

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

1. Approve the application.
2. Forward to the Nebraska Liquor Control Commission with no recommendation.
3. Forward to the Nebraska Liquor Control Commission with recommendations.
4. Deny the application.

Recommendation

Based on the Nebraska Liquor Control Commission's criteria for the approval of Liquor Licenses, City Administration recommends that the Council approve this application.

Sample Motion

Move to approve the application for Alfredo Zamora-Gomez dba Las Vegas Bar & Grill, 316 East 2nd Street for a Class 'C' Liquor License contingent upon final inspections and Mr. Zamora-Gomez completing a state approved alcohol server/seller training program.

05/13/11
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15:55
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Grand Island Police Department

LAW INCIDENT TABLE

Page:

City : Grand Island
 Occurred after : 12:08:52 04/28/2011
 Occurred before : 12:08:52 04/28/2011
 When reported : 12:08:52 04/28/2011
 Date disposition declared : 04/28/2011
 Incident number : L11043532
 Primary incident number :
 Incident nature : Liquor Lic Inv Liquor License
 Investigation
 Incident address : 116 2nd St E
 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 :
 Geobase address ID : 33263
 Long-term call ID :
 Clearance Code : 0 Open Case
 Judicial Status :

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INVOLVEMENTS:

Px	Record #	Date	Description	Relationship
NM	92279	05/05/11	Zamora-Gomez, Alfredo	Owner
NM	117315	05/05/11	Las Vegas Bar & Grill,	Business
NM	165788	05/05/11	Rincon, Sonia	Alfredo's Wife

LAW INCIDENT CIRCUMSTANCES:

Se	Circu	Circumstance code	Miscellaneous
1	LT03	Bar/Night Club	

LAW INCIDENT NARRATIVE:

I Received a Copy of a Liquor License Application from Alfredo Zamora Gomez for the Las Vegas Bar & Grill.

LAW INCIDENT RESPONDERS DETAIL:

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

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LAW INCIDENT TABLE

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LAW SUPPLEMENTAL NARRATIVE:

Seq	Name	Date
1	Vitera D	13:06:07 05/05/2011

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LAW INCIDENT TABLE

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Grand Island Police Department
Supplemental Report

Date, Time: Thu May 05 13:06:20 CDT 2011
Reporting Officer: Vitera
Unit-CID

I received a copy of a liquor license application from Alfredo Zamora Gomez for the Las Vegas Bar & Grill. Alfredo is applying for a Class C license which includes beer, wine, and distilled spirits on and off sale. Alfredo lives in Lexington, Nebraska with his wife, Sonia Rincon. According to the application, Alfredo has lived in Lexington since 1999. Sonia lived in Mexico from birth until 2007. Since 2007, Sonia has lived in Lexington. Sonia signed a spousal affidavit of nonparticipation.

I checked Alfredo through Spillman and found one entry for him where he was issued a traffic citation. Sonia did not have an entry in Spillman. I checked Alfredo through NCJIS. He has some traffic citations listed. Sonia was not in

NCJIS. The application states that she does not have a driver's license. When I compared the traffic citations in NCJIS to what Alfredo listed on the application, there was no discrepancy.

On 5/4/11, I called the Lexington Police Department. The person I spoke to didn't recognize Alfredo's name. When he looked Alfredo up in their computer database, he just found traffic contacts. He also had not heard of Sonia. She was not in their database. He advised that Lexington PD and Dawson County share the same database.

On 5/5/11, I attempted to call Alfredo. I got ahold of a Spanish speaking woman who I believe was Sonia. Alfredo's cell number was obtained. A callback number was left. As of this time, I haven't heard back from Alfredo; but this report is being typed the same day the message was left. My investigation didn't reveal anything that would prevent Alfredo from receiving a license.

I called Alfredo again on 5/6/11. I got ahold of him and started asking him some questions. Alfredo advised that he doesn't speak English very well and put someone else on the phone to translate. The translator identified himself as Enrique Gonzalez (1/3/61, [308] 746-6683). Through Enrique, I asked Alfredo how he knows Delfino Vargas. Alfredo said he doesn't know him well but knows Delfino through Delfino's sister-in-law, Marina Baca (Cozad) who is a customer of Alfredo's.

Alfredo owns an automobile repair shop in Lexington named Zamora's. Marina told Alfredo about Delfino selling the business. Alfredo said he plans on continuing to live in Lexington. He has two brothers who work at the repair shop along with one part time employee. Alfredo plans on driving to Grand Island everyday to open and close the bar and then drive back to Lexington.

Alfredo said he has never been in the bar business before. I asked him how he came up with his business plan which included \$1,200 a month for security and \$1,200 a month for a DJ to play music. Alfredo said he talked to a friend who

used to own a bar in Lexington called "Ribes." He also advised that the bar closed because of lack of business. Alfredo said he would see how busy the bar is, but he plans on having one or two security guards every Friday, Saturday, and Sunday night from 6 PM until 1 AM.

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LAW INCIDENT TABLE

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Alfredo didn't seem to know much about the bar business or anything about the NLCC's rules and regulations, but he seemed anxious to learn. His lack of knowledge coupled with the time and distance commitment from living and working in Lexington could prove challenging for Alfredo. However, absent any issues at the State level, the Grand Island Police Department does not object to Alfredo Zamora Gomez receiving a liquor license.