



City of Grand Island

Tuesday, January 24, 2012

Council Session

Item E2

Public Hearing on Request from Rodrigo Sanchez dba El Centenario 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: January 24, 2012

Subject: Public Hearing on Request from Rodrigo Sanchez dba El Centenario Bar & Grill, 316 East 2nd Street for a Class “C” Liquor License

Item #'s: E-2 & I-2

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

Rodrigo Sanchez dba El Centenario 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 Rodrigo Sanchez dba El Centenario Bar & Grill, 316 East 2nd Street for a Class "C" Liquor License contingent upon final inspections and upon Mr. Sanchez completing a state approved alcohol server/seller training program.

01/20/12
450

Grand Island Police Department

09:01
1

LAW INCIDENT TABLE

Page:

City	: Grand Island
Occurred after	: 15:17:34 12/23/2011
Occurred before	: 15:17:34 12/23/2011
When reported	: 15:17:34 12/23/2011
Date disposition declared	: 12/23/2011
Incident number	: L11123090
Primary incident number	:
Incident nature Investigation	: Liquor Lic Inv Liquor License
Incident address	: 316 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 : RaNae
Geobase address ID : 17738
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	56704	01/18/12	Sanchez, Rodrigo	Applicant
NM	173115	01/18/12	El Centenario Bar & Grill,	Business

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 for the El Centenario Bar &

Grill.

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	16:27:28 01/18/2012

01/20/12

Grand Island Police Department

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09:01

LAW INCIDENT TABLE

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Grand Island Police Department

Supplemental Report

Date, Time: Wed Jan 18 16:27:40 CST 2012

Reporting Officer: Vitera

Unit- CID

I received a copy of a Class C (beer, wine, distilled spirits on and off sale)

Individual liquor license application for the El Centenario Bar and Grill from

Rodrigo Sanchez. Rodrigo is 24 years old and has lived in Grand Island most of

his life. He lives in his parents' house and will be paying his business rent

to his uncle.

Rodrigo disclosed several violations which include a couple of MIP's, no

operator's license, playing his music too loud in his car, and having excessive

window tint on his car windows. He also had a third degree assault conviction

from 2008 that would have automatically excluded him from getting a liquor

license, but the conviction was set aside by a judge during this application

process. I checked Rodrigo through Spillman and NCJIS. I did not find any undisclosed violations.

I also checked Rodrigo through an Internet database but did not find anything of

interest. I tried to pinpoint Rodrigo on facebook but was unsuccessful. He has

a valid driver's license, and there are no warrants for his arrest. He is a

U.S. Citizen and a registered voter of Hall County.

I am unable to run national criminal history checks on liquor license

investigations. That will be taken care of at the state level and any problems

should be addressed by the NLCC. Rodrigo hasn't had much documented history

with the GIPD within the last 2.5 years.

On 1/19/12, I talked to Rodrigo at his bar. He advised that the El Centenario

is a Mexican gold coin. He saw a nightclub in Mexico named that and liked it.

Rodrigo approached his uncle about operating a bar in his uncle's building.

Rodrigo's uncle has experience in the liquor industry as he is a liquor license

holder himself, yet Rodrigo has not asked him for any advice. Rodrigo borrowed

\$7,000 from the bank. He and his mother used their cars for collateral. He has

not borrowed money from anyone else, and no one else will be sharing the profits.

Rodrigo plans to have a DJ on Friday and Saturday nights. He is going to use

Blue Star which is operated by "Tony" from Sanchez Plaza. He has lined up Trejo

security and anticipates using them on Friday, Saturday, and Sunday nights.

He thinks he will have two security guards each night. Rodrigo has not hired

anyone else to work in his bar. He said if it gets busy, he will have his girlfriend take some training and assist him on those nights.

Rodrigo has never run a bar before. I encouraged him to go online and look at

the NLCC's rules and regulations. We also spoke about common problems at bars

and possible ways to handle them. We talked about having a good relationship

with law enforcement. Rodrigo said he no longer parties like he used to.

He has a girlfriend and a three year old daughter to think about. He said that he

has made a concerted effort to be more responsible the last few years. I gave

Rodrigo my card and told him to call me if he has any questions or concerns.

The Grand Island Police Department has no reason to preclude Rodrigo Sanchez

from receiving a liquor license.

