



City of Grand Island

Tuesday, March 13, 2012

Council Session

Item E1

**Public Hearing on Request from Napoli, LLC dba Napoli's Italian,
3421 Conestoga Drive for a Class "T" Liquor License**

Staff Contact: RaNae Edwards

Council Agenda Memo

From: RaNae Edwards, City Clerk

Meeting: March 13, 2012

Subject: Public Hearing on Request from Napoli, LLC dba Napoli's Italian, 3421 Conestoga Drive for a Class "T" 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

Napoli, LLC dba Napoli's Italian, 3421 Conestoga Drive has submitted an application for a Class "T" Liquor License. A Class "T" Liquor License allows for the sale of alcohol on sale only 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.

Also submitted with the application was a Liquor Manager Designation request from Florim Ramadani, 3111 College, #354.

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 Napoli, LLC dba Napoli's Italian, 3421 Conestoga Drive for a Class "I" Liquor License contingent upon final inspections and Liquor Manager Designation for Florim Ramadani, 3111 College, #354 contingent upon completion of a state approved alcohol server/seller training program.

03/05/12

Grand Island Police Department

450

16:03

LAW INCIDENT TABLE

Page: 1

City : Grand Island

Occurred after : 10:20:25 02/14/2012

Occurred before : 10:20:25 02/14/2012

When reported : 10:20:25 02/14/2012

Date disposition declared : 02/14/2012

Incident number : L12021676

Primary incident number :

Incident nature : Liquor Lic Inv Liquor License
Investigation

Incident address : 3421 Conestoga Dr

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 : RaNae

Geobase address ID : 18361
 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
LW	L11042688	03/02/12	Liquor Lic Inv Investigation	Prior
NM	165762	03/05/12	Mehmeti, Syzane	Florim's Wife
NM	174193	03/05/12	Plaku, George	Owner
NM	164546	02/14/12	Ramadani, Florim	Manager
NM	167890	02/14/12	Napoli's,	Business

LAW INCIDENT CIRCUMSTANCES:

Se Circu Circumstance code Miscellaneous

1 LT21 Restaurant

LAW INCIDENT NARRATIVE:

Napoli's is Changing Ownership.

LAW INCIDENT OFFENSES DETAIL:

Se Offe Offense code Arson Dama

1 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	15:05:09 03/02/2012

Grand Island Police Department

Supplemental Report

Date, Time: Fri Mar 02 15:05:23 CST 2012

Reporting Officer: Vitera

Unit- CID

George Plaku is buying Napoli's from Genti Memaj. George plans on having Florim

Ramadani be his manager. Florim is married to Syzane Mehmeti (Spousal Affidavit

of Non Participation), and he is currently the manager at Napoli's. George did

not list any convictions. He doesn't have a wife, and he is not borrowing any

money to buy the restaurant. George lived in Bayside, New York between 1996 and 2011. In 2011, he moved to Grand Island.

I checked Spillman and NCJIS on George. George was not listed in Spillman. He

has a driver's license entry in NCJIS. I checked Spillman and NCJIS on Florim

and Syzane. According to NCJIS, Florim had a speeding ticket in December of

last year. He has no new entries in Spillman. Syzane only had a driver's license entry in NCJIS and no new entries in Spillman.

I investigated the original Napoli's request for a liquor license about one

year ago. I checked on Florim and Syzane at that time and didn't find any problems through my limited checks. Apparently, there were no criminal problems

uncovered through their fingerprint submissions because the liquor license was

issued. With it being less than a year later and no new issues at the local

level with Florim (other than 1 speeding ticket) or Syzane, I won't be doing any additional checks on them.

I checked George through a police only Internet database and found nothing of

interest. I checked George for warrants and driver's history. He has a valid

Nebraska driver's license, and no warrants for his arrest. He became a

Naturalized U.S. Citizen in 2005.

I spoke to George at Napoli's on 3/5/12. George said he is related to Florim

and Genti. Genti met a woman in New Jersey, didn't care much for the restaurant

business, and decided to go back to New Jersey and return to the furniture

business. George also assured me that Florim does not have any ownership in the

Napoli's in Grand Island. George advised when he lived in New York, he didn't

have any problems with the law. George also showed me his TOP which was

prominently displayed behind the bar. After a fairly lengthy conversation about his business, George didn't have any questions for me.

In summary, the Grand Island Police Department (GIPD) hasn't had any issues with

Napoli's since they originally obtained their liquor license. Napoli's will

have the same manager. The new owner has been working at Napoli's, and he has

no local (Grand Island & State of Nebraska) criminal history. Assuming there

are no issues with criminal history uncovered by his fingerprint submission, the

GIPD has no objection to George Plaku getting a liquor license for Napoli's or

to Florim Ramadani continuing to be the liquor manager.

