

City of Scottsbluff, Nebraska

Tuesday, July 5, 2016

Regular Meeting

Item Public Inp1

Council to consider making a recommendation to the Nebraska Liquor License Commission regarding the appointment of Robin Darnall as the manager of the Elks BPO Lodge 1367 Class CK Liquor License.

Staff Contact: Cindy Dickinson, City Clerk

**MANAGER APPLICATION
INSERT - FORM 3c**

NEBRASKA LIQUOR CONTROL COMMISSION
301 CENTENNIAL MALL SOUTH
PO BOX 95046
LINCOLN, NE 68509-5046
PHONE: (402) 471-2571
FAX: (402) 471-2814
Website: www.lcc.nebraska.gov

Office Use

MUST BE:

- ✓ Citizen of the United States. Include copy of US birth certificate, naturalization paper or current US passport
- ✓ Nebraska resident. Include copy of voter registration card or print out document from Secretary of State website
- ✓ Fingerprinted. See form 147 for further information, read form carefully to avoid delays in processing, this form **MUST** be included with your application.
- ✓ 21 years of age or older

Name of Corporation/LLC: Elks BPO Lodge 1367

Liquor License Number: 001678 Class Type CK (if new application leave blank)

Premise Trade Name/DBA: Elks BPO Lodge 1367

Premise Street Address: 11614 1st Ave.

City: Scottsbluff County: Scotts Bluff Zip Code: 69361

Premise Phone Number: 308-632-2622

Premise Email address: ElksLodge1367@gmail.com

The individual whose name is listed as a corporate officer or managing member as reported on insert form 3a or 3b or listed with the Commission. To see authorized officers or members search your license information [here](#).

 
SIGNATURE REQUIRED BY CORPORATE OFFICER / MANAGING MEMBER
(Faxed signatures are acceptable)

Manager's Information must be completed below PLEASE PRINT CLEARLY

Last Name: Darnall First Name: Robin MI: D
 Home Address: 3020 Rd 67
 City: Harrisburg County: Banner Zip Code: 69345
 Home Phone Number: (308) 631-2424 - Cell
 Driver's License Number & State: G85000790 NE
 Social Security Number: _____
 Date Of Birth: 06/14/1965 Place Of Birth: Valentine, NE
 Email address: rockin.robin1983@gmail.com

If you married, if yes complete spouse's information (Even if a spousal affidavit has been submitted)

☒ YES

☐ NO

Spouse's Information

Spouses Last Name: Darnall First Name: Lane MI: S
 Social Security Number: _____
 Driver's License Number & State: G85000519
 Date Of Birth: 12/20/1963 Place Of Birth: Scottsbluff, NE

APPLICANT & SPOUSE MUST LIST RESIDENCE(S) FOR THE PAST TEN (10) YEARS
APPLICANT **SPOUSE**

CITY & STATE	YEAR FROM	YEAR TO	CITY & STATE	YEAR FROM	YEAR TO
Harrisburg, NE	1988	2016	Harrisburg, NE	1963	2016

MANAGER'S LAST TWO EMPLOYERS

YEAR FROM TO	NAME OF EMPLOYER	NAME OF SUPERVISOR	TELEPHONE NUMBER
2009 2015	Western Nebr. Comm College	Debra Sargent	308-635-3606
2005 2010	Regional West Med. Center	Emergency Dept.	308-635-3711

1. READ CAREFULLY. ANSWER COMPLETELY AND ACCURATELY.

Must be completed by both applicant and spouse, unless spouse has filed an affidavit of non-participation.

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. List the nature of the charge, where the charge occurred and the year and month of the conviction or plea, include traffic violations. Also list any charges pending at the time of this application. If more than one party, please list charges by each individual's name. Commission must be notified of any arrests and/or convictions that may occur after the date of signing this application.

☒ YES ☐ NO

If yes, please explain below or attach a separate page.

Name of Applicant	Date of Conviction (mm/yyyy)	Where Convicted (City & State)	Description of Charge	Disposition
Robin D. Darnall	02/1994	Bridgeport, NE	Expired Vehicle ^{Registration}	Paid Fine - ^{Dismiss}

2. Have you or your spouse ever been approved or made application for a liquor license in Nebraska or any other state?

☐ YES ☒ NO

IF YES, list the name of the premise(s):

3. Do you, as a manager, qualify under Nebraska Liquor Control Act (§53-131.01) and do you intend to supervise, in person, the management of the business?

☒ YES ☐ NO

[illegible]

*For list of NLCC Certified Training Programs see www.lcc.ne.gov/traininginfo.html

[illegible]

•NLCC Training Certificate Issued: _____
Name on Certificate: _____

4. List the alcohol related training and/or experience (when and where) of the person making application.

PERSONAL OATH AND CONSENT OF INVESTIGATION

The above individual(s), being first duly sworn upon oath, deposes and states that the undersigned is the applicant and/or spouse of applicant who makes the above and foregoing application that said application has been read and that the contents thereof and all statements contained therein are true. If any false statement is made in any part of this application, the applicant(s) shall be deemed guilty of perjury and subject to penalties provided by law. (Sec §53-131.01) Nebraska Liquor Control Act.

The undersigned applicant hereby consents to an investigation of his/her background including all records of every kind and description including police records, tax records (State and Federal), and bank or lending institution records, and said applicant and spouse waive any rights or causes of action that said applicant or spouse may have against the Nebraska Liquor Control Commission and any other individual disclosing or releasing said information to the Nebraska Liquor Control Commission. If spouse has **NO** interest directly or indirectly, a spousal affidavit of non-participation may be attached.

The undersigned understand and acknowledge that any license issued, based on the information submitted in this application, is subject to cancellation if the information contained herein is incomplete, inaccurate, or fraudulent.

Robin D. Darnall
Signature of Manager Applicant

Lane Darnall
Signature of Spouse

ACKNOWLEDGEMENT

State of Nebraska

County of

Banner

The foregoing instrument was acknowledged before me this

6th day of May, 2016

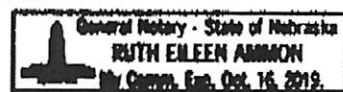
Date

by Robin D. Darnall & Lane Darnall

NAME OF PERSON BEING ACKNOWLEDGED

Ruth Eileen Ammon
Notary Public signature

Affix Seal



In compliance with the ADA, this application is available in other formats for persons with disabilities. A ten day advance period is required in writing to produce the alternate format.

SUBMISSION OF FINGERPRINTS / PAYMENT OF FEES TO NSP-CID

NEBRASKA LIQUOR CONTROL COMMISSION
301 CENTENNIAL MALL SOUTH
PO BOX 95046
LINCOLN, NE 68509-5046
PHONE: (402) 471-2571
FAX: (402) 471-2814
Website: www.lcc.nebraska.gov

Office Use Only	
Class: _____	License #: _____

Applicant Name: Robin Darnall
(Corporation, LLC, Partnership or Individual)

Trade Name: Scottsbluff Elk's Lodge
(Doing Business As)

(308) 632-2622
Phone Number

rockin.robin1983@gmail.com
Contact E-mail Address

DIRECTIONS FOR SUBMITTING FINGERPRINTS AND FEE PAYMENTS:

- See Application Requirement Guide for listing of Fingerprint Requirements, found on our website under "Licensing" tab in "Guidelines / Brochures". **FAILURE TO FILE FINGERPRINT CARDS AND PAY THE REQUIRED PROCESSING FEE TO THE NEBRASKA STATE PATROL WILL DELAY THE ISSUANCE OF YOUR LIQUOR LICENSE.**
- This completed form **MUST** be included with your Liquor License Application and/or Manager Application or changes to: Corporate Officers or Stockholders, LLC Members, Partners or Addition of Spouse where new fingerprint cards are required (see New Application Requirement Guide).
- **DO NOT** send fee payments to the NLCC – fees **MUST** be paid directly to NSP;
Include a list of names covered by your payment to insure proper application of payment.
- Fee payment of \$28.75 per person **must** be made **directly** to the NSP;
It is recommended to make payment through the NSP PayPort online system at www.ne.gov/go/nsp
Or checks made payable to NSP should be mailed directly to the following address:
The Nebraska State Patrol – CID Division
3800 NW 12th Street
Lincoln, NE 68521
- Fingerprints are not required for spouses that have no involvement with business - Spousal Affidavit of Non Participation (Form 116) is required in lieu of fingerprints.
- Fingerprints taken at NSP locations will be forwarded to NSP – CID;
Applicant(s) will not have cards to include with license application.
- Fingerprints taken at local law enforcement offices will be released to the applicants;
Fingerprint cards should be submitted with the application.

Please complete information on the following pages for EACH person fingerprinted.

FORM 147
REV MAR 2016
PAGE 1

05/10/2016 13:23 3086352113

PAGE 10

**SPOUSAL AFFIDAVIT OF
NON PARTICIPATION INSERT**

NEBRASKA LIQUOR CONTROL COMMISSION
301 CENTENNIAL MALL SOUTH
PO BOX 95046
LINCOLN, NE 68509-5046
PHONE: (402) 471-2571
FAX: (402) 471-2814
Website: www.lcc.ne.gov

I acknowledge that I am the spouse of a liquor license holder. My signature below confirms that I will have not have any interest, directly or indirectly in the operation or profit of the business (§53-125(13)) of the Liquor Control Act. I will not tend bar, make sales, serve patrons, stock shelves, write checks, sign invoices or represent myself as the owner or in any way participate in the day to day operations of this business in any capacity. I understand my fingerprint will not be required; however, I am obligated to sign and disclose any information on all applications needed to process this application.

Signature of spouse asking for waiver
(Spouse of individual listed below)

State of Nebraska
County of Banner
date 6th day of May, 2016

Notary Public signature

Affix Seal
State of Nebraska
Notary Public
NATH EILEEN ANNON
My Commission Expires
12/31/2016

Lane Darnall
Printed name of spouse asking for waiver
The foregoing instrument was acknowledged before me this
by Lane Darnall
name of person acknowledged

I acknowledge that I am the spouse of the above listed individual. I understand that my spouse and I are responsible for compliance with the conditions set out above. If it is determined that the above individual has violated (§53-125(13)) the Commission may cancel or revoke the liquor license.

Signature of individual involved with application
(Spouse of individual listed above)

State of Nebraska
County of Scotts Bluff
date 5/19/2016

Notary Public signature

Affix Seal
State of Nebraska - General Notary
ANNA V. TRUBIN
My Commission Expires
April 24, 2018

Robin Darnall
Printed name of applying individual
The foregoing instrument was acknowledged before me this
by Robin Darnall
name of person acknowledged

A two day advance period is requested in writing to produce the alternate format.
In compliance with the ADA, this spousal affidavit of non participation is available in other formats for persons with disabilities.

Memo

To: Nathan Johnson, City Manager
From: Kevin E Spencer, Chief of Police
CC: liquor file
Date: June 16, 2016
Re: Manager Application for Robin D Darnall, Elks BPO Lodge1367 1614 1st Ave Scottsbluff, NE
License number CK-01678

This applicant, Robin Darnall was investigated for suitability as a manager on the Elk's liquor license. Nothing was discovered that would prohibit her from holding a manager position under the license. Darnall reported receiving a citation for expired registration in June of 1994. While conducting my investigation I discovered that Darnall also received a speeding citation November of 2000 that was not reported. I did not find any other violations.

On June 16, 2016 I spoke to Robin Darnall about her Elk's Manager's License. Robin explained that she would be the responsible party in regards to the alcohol at the Elk's. Robin said that she will be in charge of the alcohol to include ordering and inventory. Robin told me that during special events such as wedding parties they will require additional staff to monitor activities specifically to prevent under aged drinking as well as overserving. Robin told me that she will attend the Nebraska State Patrol Responsible Beverage Servers Training on July 19, 2016. Robin added that she is requiring all of her bartenders to attend the training with her.

The Elk's is a member's only club that requires members to enter a code or be let in by an employee on the inside. The Elk's does open to the public one Friday evening every month for a meal and during special events such as weddings. I'm not aware of any liquor law violations at the Elk's.

Respectfully,

Kevin E Spencer, Chief of Police

City of Scottsbluff