

City of Scottsbluff, Nebraska

Monday, July 7, 2014

Regular Meeting

Item Public Inp2

Council to consider appointing Catherine Reynolds as the manager of the 18th Street Bar and Grille Liquor License, 1722 Broadway, Scottsbluff.

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.ne.gov

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JR

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 in the State of Nebraska
- ✓ Fingerprinted. Two cards per person, fees of \$38 per person, made payable to Nebraska State Patrol. If printed at NSP mail check only.
- ✓ 21 years of age or older

Corporation/LLC information

Name of Corporation/LLC: Soft-Tail Hospitality Company, LLC

Premise information

Liquor License Number: 096723 Class Type C
(if new application leave blank)

Premise Trade Name/DBA: 18th Street Bar and Grille

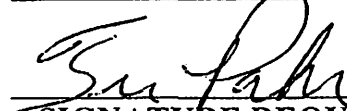
Premise Street Address: 1722 Broadway

City: Scottsbluff County: Scotts Bluff Zip Code: 69361

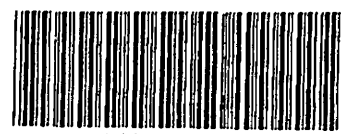
Premise Phone Number: 308-575-0651

Email address: 18thstreetbar@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. Click on this link to see authorized individuals.
http://www.lcc.ne.gov/license_search/licsearch.cgi



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



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Manager's information must be completed below PLEASE PRINT CLEARLY

Last Name: Reynolds First Name: Catherine

Home Address (include PO Box if applicable): 1655 P Street

City: Gering County: Scotts Bluff Zip Code: 69341

Home Phone Number: 308-641-9224 Business Phone Number: 308-641-9224

Social Security Number: _____ Drivers License Number & State: G21022963 NE

Date Of Birth: 03/19/1972 Place Of Birth: Scottsbluff, NE

Email address: sports8chic36@yahoo.com

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

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YES NO

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Spouse's information

Spouses Last Name: Reynolds First Name: Robert MI: S

Social Security Number: _____ Drivers License Number & State: G21022599 NE

Date Of Birth: 03/05/1968 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
Gering, NE	2000	present	Gering, NE	2000	present

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MANAGER'S LAST TWO EMPLOYERS

YEAR FROM TO		NAME OF EMPLOYER	NAME OF SUPERVISOR	TELEPHONE NUMBER
2006	2014	Nationstar Mortgage	Scott Payne	214-783-8953
2013	2014	Athlete's Edge	Rich Wilberger	308-631-2239

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 and when it occurred and the year and month of the conviction or plea. Also list any charges pending at the time of this application. If more than one party, please list charges by each individual's name.

YES NO

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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

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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

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

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

Applicant Name	Date (mm/yyyy)	Name of program (attach copy of course completion certificate)
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*For list of NLCC Certified Training Programs see www.lcc.ne.gov/traininginfo.html

Experience:

Applicant Name / Job Title	Date of Employment:	Name & Location of Business:
Catherine Reynolds/Bartender	2011	Union Bar, Gering NE
Robert Shane Reynolds/Bartender	2011	Monument Shadow Golf Course, Gering NE
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5. Have you enclosed the required fingerprint cards and **PROPER FEES** with this application? (Check or money order made payable to the Nebraska State Patrol for \$38.00 per person)

YES NO

Check attached the fingerprint cards will be mailed by NSP.

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.

[Signature]
Signature of Manager Applicant

Robert Shane Reynolds
[Signature]
Signature of Spouse

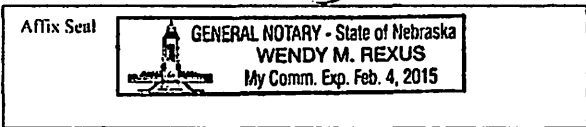
ACKNOWLEDGEMENT

State of Nebraska
County of Scotts Bluff
May 29, 2014
date

The foregoing instrument was acknowledged before me this

Wendy M. Rexus
Notary Public signature

by Catherine Reynolds
Robert Reynolds
name of person acknowledged



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.

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Memorandum

To: THE HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL
From: Kevin Spencer, Chief of Police
Date: 7/2/2014
Re: Application for Manager Catherine Reynolds Soft-Tail Hospitality Company, LLC dba: / 18th Street Bar and Grille 1722 Broadway Scottsbluff, Nebraska License Class C number C-96723.

AUTHORITY: The Scottsbluff Police Department reports specific information to the City Council whenever a liquor license application is presented. The information furnished by the Police Department conforms to Chapter 53, Reissue Revised Statutes of Nebraska 1943, and Section 53-132, which outlines the factors which the Commission may consider in granting a liquor license.

COMMENTARY

53-132: Section 2

(A) The applicant is fit, willing and able to properly provide the service proposed within the city where the premises described in the application are located:

A background check was conducted on Catherine Reynolds as a means to determine her fitness to hold a liquor license. Catherine reported not having a criminal history meaning no conviction(s) for any felonies, misdemeanors, violations of federal or state laws; violations of local laws, ordinances or resolutions. During this background investigation we found that Catherine Reynolds did not have any convictions.

I met with both Catherine and Shane Reynolds July 1st, 2014 at 1300 hours in my office to discuss this license. I asked Catherine and Shane about previous experience in the industry. Both Catherine and Shane reported previous experience tending bar.

Considering all the information gathered I find no reason to believe the applicant is not fit to hold a liquor license.

(B) The applicant can conform to all provisions, requirements, rules and regulations provided for in the Nebraska Liquor Control Act:

Any operator must adhere to the existing laws while doing business in the community and adhere to acceptable business practices. Catherine told me that both Shane and she have attended the Nebraska State Patrol's training as have most of their employees. Catherine said that they will require all of the employees to attend the training prior to handling any alcohol. Catherine told me if there is a violation the offender will be terminated.

The applicant appears to have the ability and willingness to conform to language within the Nebraska Liquor Control Act.

(C) The applicant has demonstrated that the type of management and control exercised over the licensed premises will be sufficient to insure that the licensed business can conform to all provisions, requirements, rules and regulations provided for in the Nebraska Liquor Control Act:

Catherine Reynolds reported that the business has a locked room in the basement of the business that is used to store the alcohol. Catherine stated that she inventories the alcohol daily. Catherine explained that employees are not allowed to dispose of empty bottles, that she is the one that counts them as part of her inventory and throws them away.

The applicant stated that the business does have video cameras on the interior of the business that run all of the time as well as an intrusion alarm for after hours. The applicant stated that they will allow under aged customers into the business when the grill is open. The applicant stated that once the grill is closed anyone under the age of 21 will have to leave. Catherine stated that anyone served alcohol will be required to have identification on them no matter their age.

The applicant appears committed to complying with all provisions, requirements, rules and regulations provided for in the Nebraska Liquor Control Act.

(D) The issuance of the license is or will be required by the present or future public convenience and necessity:

The establishment will be opened six days a week closed on Sundays.

Oversight and accountability will be a priority for the applicants as it relates to the sale of alcoholic beverages.

SPECIFIC ISSUES COMMISSION MAY CONSIDER

(E) The existence of a citizen's protest made in accordance with Section 53-133:

There have been no known citizen protests of this business.

(F) The nature of the neighborhood or community of the location of the proposed licensed premises:

The business is located at 1722 Broadway Scottsbluff, NE. It is a business that will attract customers during the lunch and dinner hours six days a week Monday through Saturday. Its location is easily accessible and convenient for customers. I would not anticipate any issues with location.

(G) The existence or absence of other retail licenses or bottle club licenses with similar privilege within the neighborhood or community of the location or the proposed licensed premises.

There are no other businesses of this nature in the immediate area.

(H) The existing motor vehicle and pedestrian traffic flow in the vicinity of the proposed licensed premises:

Although no recent traffic studies have been completed regarding motor vehicle traffic of the general area, the traffic flow is not of a concern at this time nor is pedestrian traffic.

(I) The adequacy of existing law enforcement:

The Scottsbluff Police Department is allowed 32 full time officers in the department and handled approximately 15,000 incidents, not including traffic citations during 2013. The number of liquor licenses within the jurisdictional boundaries of the Police Department, regardless of the class, continues to be a concern to the Police Department and even routine monitoring of their business practices is difficult. Compliance checks continue to remain a concern to those businesses that sell alcohol to minors. The Nebraska State Patrol has assumed liquor law enforcement duties and their wide jurisdiction generally precludes any particular focus in the city.

(J) Whether the type of business or activity proposed to be operated in conjunction with the proposed license is and will be consistent with the public interest:

The Police Department would reserve making any statement which would indicate that the sale of alcohol is consistent with the public interest.

Adequate staffing and training, as well as close supervision of patrons are important. Cooperation with the Police Department by management will help to eliminate or diminish potential problems with violations.