

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING THE SALE AND CONSUMPTION OF ALCOHOL AT GLORY DAYS INC DBA J BIRDS FOOD AND SPIRITS LOUNGE MAY 31, 2008, IN CONJUNCTION WITH THE ANNUAL LA VISTA FIRE DEPARTMENT GOLF TOURNAMENT.

WHEREAS, Glory Days Inc dba J Birds Food and Spirits Lounge is located within the City of La Vista; and

WHEREAS, Glory Days Inc dba J Birds Food and Spirits Lounge has requested approval of a Special Designated Permit to sell alcohol in an outdoor area at their establishment May 31, 2008 from 11:00 a.m. to 3:00 p.m., in conjunction with the annual La Vista Fire Department Golf Tournament.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, do hereby authorize Glory Days Inc dba J Birds Food and Spirits Lounge to proceed with the application for a "Special Designated License" from the Nebraska Liquor Control Commission to sell alcohol in an outdoor area at their establishment on May 31, 2008, in conjunction with the annual La Vista Fire Department Golf Tournament.

PASSED AND APPROVED THIS 6TH DAY OF MAY 2008.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk



**LA VISTA POLICE DEPARTMENT
INTER-DEPARTMENT MEMO**

TO: Pam Buethe, City Clerk

FROM: Robert S. Lausten, Police Chief

DATE: 29 April 2008

RE: Application for SDL

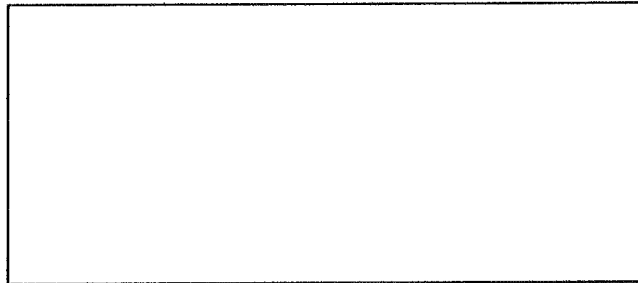
CC:

Re: Glory Days, Inc
Special Designated Use Permit

The La Vista Police Department has been informed and has reviewed the request by Glory Days Inc. for a special designated use permit on May 31, 2008 from 11 am to 3 pm at 9725 Giles Road in La Vista. There have been no concerns regarding the event identified by the police department at this time.

**APPLICATION FOR SPECIAL
DESIGNATED LICENSE
RETAIL LICENSE HOLDERS**

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/



BEFORE SUBMITTING APPLICATION TO THE LIQUOR CONTROL COMMISSION

- ☐ Include approval from the City, Village or County Clerk where the event is to be held
- ☐ Include signed statement from the local law enforcement (see question #8)
- ☐ A license fee \$40 (payable to Nebraska Liquor Control Commission) for each day/event to be licensed (i.e. if you have two separate areas at one event they both need to be licensed) (unless licensed as a K Caterer no fees required)
- ☐ Application MUST be received at the Liquor Control Commission Office no later than 10 working days prior to event (excluding weekends, Federal and State observed holidays)

COMPLETE ALL QUESTIONS

1. Type of alcohol to be served and/or consumed

☒ Beer ☒ Wine ☒ Distilled Spirits

2. Liquor license number and class (i.e. C-55441)

79978 class C

3. Licensee name (last, first, middle), Corporate name, Limited Liability Company (LLC)

NAME: Glory Days Inc

ADDRESS: 9723 & 9725 Giles Rd COUNTY Sarpy

4. Location where event will be held; name, address, city, county, zip code

ADDRESS: 9725 Giles Rd La Vista 68128 COUNTY Scout

- a. Is this location within the city/village limits? ☒ YES ☐ NO
b. Is this location within the 150' of church, school, hospital or home aged/indigent or for veterans their wives? ☐ YES ☒ NO
c. Is this location within 300' of any university or college campus? ☐ YES ☒ NO

5. Date(s) and Time(s) of event (no more than six (6) consecutive days on one application)

Date <u>5-31-08</u>	Date <u> </u>	Date <u> </u>	Date <u> </u>	Date <u> </u>	Date <u> </u>
Hours From <u>11⁰⁰am</u>	Hours From <u> </u>	Hours From <u> </u>	Hours From <u> </u>	Hours From <u> </u>	Hours From <u> </u>
To <u>3⁰⁰pm</u>	To <u> </u>	To <u> </u>	To <u> </u>	To <u> </u>	To <u> </u>

- a. Alternate date:
b. Alternate location:
(alternate date or location must be approved by local and law enforcement)

6. Indicate type of activity to be carried on during event

☐ Dance ☐ Reception ☒ Fund Raiser ☐ Beer Garden ☐ Sampling/Tasting ☐ Other

7. Description of area to be licensed

☐ Inside building, dimensions of area to be covered INFEET x
Name of building (not square feet or acres)

☒ Outdoor area dimensions of area to be covered INFEET 80' x 30'
(not square feet or acres)

If outdoor area, how will premises be enclosed

☐ fence, type of fence

☐ tent

☒ other, explain Pylons & caution tape provided by La Vista Fire Department

*If both inside and outdoor area to be licensed include **simple sketch**

8. Attach a signed statement from local police chief or county sheriff, whichever is applicable, that local law enforcement has been informed in advance of this event, and if they are aware of any reason the event should not occur.

9. Indicate the steps that will be taken to prevent underage persons from obtaining alcohol beverages.

Myself and volunteer Fireman will be present.

10. Will premises to be covered by license comply with all Nebraska sanitation laws?

☒ YES ☐ NO

- a. Are there separate toilets for both men and women? ☒ YES ☐ NO

11. Will there be any games of chance operating during the event? ☒ YES ☐ NO

If so, describe activity Raffle tickets for prizes

NOTE: Only games of chance approved by the Department of Revenue, Charitable Gaming Division are permitted. All other forms of gambling are prohibited by State Law: There are no exceptions for Non Profit Organizations or any events raising funds for a charity. This is only an application for a Special Designated License under the Liquor Control Act and is not a gambling permit application.

12. Any other information or requests for exemptions:

13. Name and **telephone number/cell phone number** of immediate **supervisor**. This person will be at the location of the event when it occurs, able to answer any questions from Commission and/or law enforcement before and during the event, and who will be responsible for ensuring that any applicable laws, ordinances, rules and regulations are adhered to.

Jay Brown Phone: Before 402-991-3999 During same
Print name of Event Supervisor

Jay Brown
Signature of Event Supervisor

Consent of Authorized Representative/Applicant

14. I declare that I am the authorized representative of the above named license applicant and that the statements made on this application are true to the best of my knowledge and belief. I also consent to an investigation of my background including all records of every kind including police records. I agree to waive any rights or causes of action against the Nebraska Liquor Control Commission, the Nebraska State Patrol or any other individual releasing said information to the Liquor Control Commission or the Nebraska State Patrol. I further declare that the license applied for will not be used by any other person, group, organization or corporation for profit or not for profit and that the event will be supervised by persons directly responsible to the holder of this Special Designated License.

sign here Jay Brown President 11-28-08
Authorized Representative/Applicant Title Date

Jay Brown
Print Name

The law requires that no special designated license provided for by this section shall be issued by the Commission without the approval of the local governing body. For the purposes of this section, the local governing body shall be the city or village within which the particular place for which the special designated license is requested is located, or if such place is not within the corporate limits of a city or village, then the local governing body shall be the county within which the place for which the special designated license is requested is located.



**LA VISTA POLICE DEPARTMENT
INTER-DEPARTMENT MEMO**

TO: Pam Buethe, City Clerk

FROM: Bob Lausten, Police Chief

DATE: 29 April 2008

RE: Glory Days Permit Request

CC:

The number of attendees should not affect the normal operation of police, fire, or ambulance service personnel should their response be required.

I recommend the application be approved.

CITY OF LA VISTA, NEBRASKA
PERMIT APPLICATION
PARADES, PROCESSIONS AND PUBLIC ASSEMBLIES

Pursuant to §131.05 of the La Vista Municipal Code no parade or procession shall be allowed upon any street or public way, nor shall any open-air public assembly be held upon any street, public way or other public place in the City until a permit is obtained. Applications must be submitted no less than 30 calendar days prior to the date of the event.

PLEASE TYPE OR PRINT CLEARLY

Name of Organization N-Birds Food & Spirits Today's Date 4-28-08
Street Address 8725 Giles Rd
City La Vista State Ne Zip 68128
Contact Person Jay Brown Phone (day) 991-3999 (evening) 891-3999

APPLICANT READ

This permit application is used by the City Council to evaluate your organization's request for a Public Assembly Permit. Please answer all questions completely and accurately. Failure to submit the application pursuant to the deadlines contained herein or submission of an incomplete application may result in denial of a permit. The City is not responsible for determining whether your application is complete at the time of submission nor will you be allowed to submit additional information after the deadlines noted herein.

Type of Event Fundraiser - La Vista Fire Dept Date of Event May 31, 2008
Starting Time of Event 11:00 A.M. Duration 3:00 P.M.
Purpose of Event La Vista Fire Dept Golf Tournament
Estimated Number of Participants 80
Location of Event (For a Parade or Procession a Description of the Route) Sidewalk and
front parking spaces at 8725 Giles Rd
Event Coordinator Jay Brown Phone 991-3999
Bory Froehlich 871-7437

The Chief of Police will review all permit applications and consider the following prior to making a recommendation to the City Clerk regarding the granting or denial of said permit, any or all of which could be grounds for denial:

- (1) Whether the conduct of the proposed activity will substantially interrupt the safe and orderly movement of traffic to its route.
- (2) Whether the conduct of the proposed activity will require the diversion of so great a number of police officers of the City as to prevent normal police protection to the City.
- (3) Whether the conduct of the proposed activity will require the diversion of so great a number of ambulances as to prevent normal ambulance service to other portions of the City.
- (4) Whether the concentration of persons, animals and vehicles at parade assembly points or the site of the proposed activity will unduly interfere with proper fire and police protection of, or ambulance service to, areas contiguous to those assembly areas or sites.

(5) Whether the conduct of the proposed activity will interfere with the movement of firefighting equipment en route to a fire.

(6) Whether the conduct of the proposed activity will reasonably likely cause injury to persons or property, provoke disorderly conduct or create a disturbance.

(7) If a parade or procession whether it is scheduled to move from its point of origin to its point of termination expeditiously and without unreasonable delays en route.

(8) Whether the activity is being held for the sole purpose of advertising any product, goods or event and designed to be held purely for private profit.

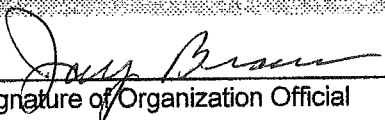
The Chief of Police will make his recommendation within 10 working days after the filing of the application. If the application is not approved the City Clerk shall mail to the applicant within 12 working days after the date of the application filing, a notice of his/her action stating the reasons for denial.

If the permit is granted the City of La Vista reserves the right to require the applicant to provide such things as trash receptacles, port-a-johns, drinking water, first aid facilities, an emergency telephone, etc. If it is determined that additional City public safety personnel must be utilized the applicant will be liable for these costs. Applicants will be notified in advance of any additional requirements and/or costs.

Approval of the permit application does not remove or reduce any liability for damages, injury or monetary loss from the event organizers to any person, business or corporation caused by or as a result of this event.

CERTIFICATION AND RELEASE

I certify that I have read and understand the "Applicant Read" paragraph on page one of this permit application and that all information, statements, and materials submitted as a part of this Permit Application are complete and true to the best of my knowledge and belief. I understand that any false information, omissions or misrepresentations of facts called for in this application may result in denial of my permit. I authorize the City and/or its agents, to verify any of this information. I authorize all persons, companies and government authorities to release any information relating to this application and hereby release any said persons, companies and government authorities from any liability for any damage whatsoever for issuing this information.


Signature of Organization Official

Jay Brown
Printed Name of Organization Official

Title of Organization Official

FOR CITY HALL USE ONLY

Date Received: _____

Received by: _____