



Las Vegas

Agenda Item No.: 45.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF SEPTEMBER 2, 2009

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐ Consent ☒ Discussion

SUBJECT:

BEYANT ITEM - Discussion and possible action regarding a Change of Business Name and Change of Ownership for a Tavern Limited License subject to Health Dept. regulations, From: Take 1 Inc., a Take 1 Inc., John V. Arfio, Dir, Secy, Treas, 95% and Gary Sax, Pres, 5%, To: Rafael Manzanara, a Take 1 Night Club, 707 Fremont Street, Rafael P. Manzanara, Owner, 100% - Ward 5 (Bar)

Fiscal Impact

☐

No Impact

☐

Augmentation Required

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Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

Discussion and possible action regarding a Change of Business Name and Change of Ownership for a Tavern Limited License.

RECOMMENDATION:

Recommendation to be provided following the discussion of this item at the City Council Meeting and subject to Health Dept. regulations.

BACKUP DOCUMENTATION:

Map

Motion made by RICKI Y. BARLOW to Deny

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 1

RICKI Y. BARLOW, STEVE WOLFSON, OSCAR B. GOODMAN, GARY REESE, STEVEN D. ROSS, STAVROS S. ANTHONY; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-LOIS TARKANIAN)

Minutes:

RAFAEL MANZANARES appeared with GRACIA FELLMAN, Certified Court Interpreter.

JIM DiFIORE, Business Services Manager, expressed concern with inconsistencies in MR. MANZANARES tavern license application. ANGELICA SANTIAGO had applied for a general business license and would be leasing space from MR. MANZANARES. Staff determined that MS. SANTIAGO would be actively involved in MR. MANZANARES business operation, but she had not been mentioned in the application. Additionally, several checks drawn from the

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Gato 1 Nite Club account and signed by MS. SANTIAGO had been submitted to the City as payment for various applications and fees. Those checks had bounced and were subsequently repaid by MS. SANTIAGO. MR. DiFIORE stated the lease submitted as part of the tavern application was invalid as the entity named on the lease is not registered with the Nevada Secretary of State.

Despite the fact that MR. MANZANARES has no criminal record, MR. DiFIORE expressed concern that he was requesting a privileged license and he would receive operational assistance from individuals with tainted records. He recommended denial of the request.

MR. MANZANARES explained that he had not known that MS. SANTIAGO had a criminal record and stated she had acted several times without his knowledge or consent. He stated that he had found his missing checks in MS. SANTIAGO'S purse and he discovered the extent of her actions after she went missing. He suggested that MR. DiFIORE misunderstood him when they spoke on September 1, 2009 because he does not speak or understand English very well.

In response to COUNCILMAN WOLFSON'S question, MR. DiFIORE stated that MR. MANZANARES had been informed by a letter from the Las Vegas Metropolitan Police Department (Metro) that a copy of the investigative report was available for him to review. MR. MANZANARES stated that he had not received or reviewed the Metro report. SERGEANT GLEN LOWE, Metro Special Investigator, stated he had met with MR. MANZANARES and was joined by MR. DiFIORE and a Spanish interpreter. At that meeting, MR. MANZANARES had been informed that the report was available for his review. MR. MANZANARES stated that he had obtained a copy of the report at that meeting.

SERGEANT LOWE informed COUNCILMAN ROSS that the letters were not sent through certified mail. However, they are sent out well in advance of any hearing and are usually dated.

In response to COUNCILMAN BARLOW'S questions, MR. MANZANARES stated that he had never operated a tavern establishment before and explained that he planned to operate the facility with MS. SANTIAGO. COUNCILMAN BARLOW stated he could not support MR. MANZANARES' application due to his lack of experience, but encouraged him to reapply when he had consultants who were more qualified to help him.

MAYOR GOODMAN stated that MR. MANZANARES should find a consultant with no law enforcement problems to act as his key employee. MR. DiFIORE agreed and added that MR. MANZANARES should be more responsible with his application. COUNCILMAN BARLOW stated that MR. MANZANARES should meet with MR. DiFIORE regarding a new application before making an appointment with his office.