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LANCASTER COUNTY
CLERK

BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF LANCASTER COUNTY, NEBRASKA

IN THE MATTER OF)
APPROVING A KENO SATELLITE)
LOCATION IN THE VILLAGE OF)
BENNET, AT BENNET SQUARE,)
625 MONROE STREET, BENNET,)
LANCASTER COUNTY, NEBRASKA)

RESOLUTION NO. R-10-0019

WHEREAS, the City of Lincoln and the County of Lancaster, Nebraska have entered into an Interlocal Agreement for the purpose of providing for a joint City-County keno lottery; and

WHEREAS, on February 16, 2010, the Lancaster County Board executed an interlocal agreement between the City of Lincoln, Lancaster County, and the Village of Bennet, to provide for sales satellite outlet locations for the Lincoln/Lancaster County keno lottery within the Village of Bennet; and

WHEREAS, the County desires to approve one keno satellite location for the Lincoln/Lancaster County keno lottery within the Village of Bennet; and

WHEREAS, the County has determined that Bennet Square, 625 Monroe Street, Bennet, NE, 68317 meets the keno lottery satellite criteria in effect for Lancaster County.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Lancaster County, Nebraska, that Bennet Square, 625 Monroe Street, Bennet, NE, 68317 meets the Lincoln/Lancaster County keno lottery satellite criteria in effect for Lancaster County.

BE IT FURTHER RESOLVED by the Board of County Commissioners of Lancaster County, Nebraska, that a keno satellite site is hereby approved and authorized within the Village of Bennet at the location of Bennet Square, 625 Monroe Street, Bennet, Lancaster County, Nebraska.

The County Clerk is directed to return an executed copy of this Resolution to Bennet Square and a copy to EHPV Lottery Services L.L.C.

DATED this 23rd day of February, 2010, at the County-City Building, Lincoln, Lancaster County, Nebraska.

BY THE BOARD OF COUNTY COMMISSIONERS OF LANCASTER COUNTY, NEBRASKA

Deb Schott

Bob Workman

Larry Hudkins

~~Heier Absent~~

Stevens Adams

APPROVED AS TO FORM
this 23rd day of
February, 2010.

W. J. J. J.
Deputy County Attorney
for GARY E. LACEY
Lancaster County Attorney



**CITY OF LINCOLN
NEBRASKA**

MAYOR CHRIS BEUTLER

lincoln.ne.gov

City Controller's Office
Finance Department
Don Herz, Director
555 South 10th Street
Suite 103
Lincoln, Nebraska 68508
402-441-7421
fax: 402-441-8325

February 17, 2010

Kerry Eagan
County Board of Commissioners

Dear Kerry:

The City Keno Committee has approved the keno satellite application of Bennet Square. Bennet Square is located at 625 Monroe, Bennet, Nebraska 68317. The owner is Nancy Turner.

The Lincoln Police Department performed a background investigation of the applicant and has no areas of concern.

The City Keno Committee is submitting this application to the County Board for approval pursuant to Section 5 of the interlocal agreement.

Please let me know if you require any additional information.

Sincerely,

Don Herz
City Finance Director

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BOARD

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LANCASTER COUNTY
CLERK

APPLICATION FOR KENO SATELLITE LOCATION

CITY OF LINCOLN, NEBRASKA
 LANCASTER COUNTY, NEBRASKA

INSTRUCTIONS: This application must be typewritten and filed in triplicate with the City Clerk, City of Lincoln, 555 South 10th Street, Lincoln, Nebraska 68508. This application must include fingerprint cards, criminal histories, and Personal Oaths and Consents to Investigations for all owners/lessees, partners, corporate officers, corporate shareholders owning 10% or more of any class of stock of the applicant, and for any individual employed by the applicant as keno manager.

APPLICANT INFORMATION:

1. Full name: NANCY J. TURNER
(a) Sex: Male Female (b) Social Security Number: _____
(c) Date of Birth: _____ Birthplace: Lincoln, Ne

2. Street Address: 355 Monroe
City Bennett County Lancaster State Ne Zip Code 68317

3. Home Phone Number: 402-314-2253

4. Business Telephone Number: 402-782-2915

5. Driver's License Number: _____

6. Spouse's Name: N/A
(a) Social Security Number: _____
(b) Date of Birth: _____ (c) Birthplace: _____

HAS THE APPLICANT EVER:

- | | YES | NO |
|---|-------|------------|
| 7. Violated the provisions, requirements, conditions, limitations, or duties imposed by the Nebraska Bingo Act, the Nebraska County and City Lottery Act, the Nebraska Lottery and Raffle Act, the Nebraska Pickle Card Lottery Act, the Nebraska Small Lottery and Raffle Act, the State Lottery Act, or any rules or regulations adopted and promulgated pursuant to such Acts? | _____ | <u>XXX</u> |
| 8. Knowingly caused, aided, abetted or conspired with another to cause any person to violate any of the provisions of such Acts or any rules or regulations adopted and promulgated pursuant to such Acts? | _____ | <u>XXX</u> |

9. Obtained a license or permit pursuant to such Acts by fraud, misrepresentation or concealment? _____ XXX
10. Been convicted of, forfeited bond upon a charge of, or pleaded guilty to forgery, larceny, extortion, conspiracy to defraud, willful failure to make required payments or reports to a governmental agency at any level, filing false reports with any such agency, to any similar offense or offenses of any crime, whether a felony or misdemeanor, involving any gambling activity or moral turpitude? _____ XXX
11. Failed to pay any taxes in addition to taxes, including penalties and interest, required by the Nebraska Bingo Act, the Nebraska County and City Lottery Act, the Nebraska Lottery and Raffle Act, or the Nebraska Pickle Card Lottery Act, or any other taxes imposed pursuant to the Nebraska Revenue Act of 1967? _____ XXX
12. Failed to pay an administrative fine imposed pursuant to the Nebraska Bingo Act, the Nebraska County and City Lottery Act, the Nebraska Lottery and Raffle Act, or the Nebraska Pickle Card Lottery Act, or any other taxes imposed pursuant to the Nebraska Revenue Act of 1967? _____ XXX

If the answer to any of the above questions is YES, please explain below.

PREMISES INFORMATION:

13. Trade Name: BSQUARE INC dba/ Bennett square
14. Street Address of Proposed Premises: 625 Monroe
15. City: Bennett County: Lancaster State: Ne Zip Code: 68317
16. Are the proposed premises inside the corporate limits of the City? YES _____ NO XXX
17. Do you own the building and real estate for which approval as a satellite location is requested? YES _____ NO XXX

If owned, submit a copy of deed or sales contract demonstrating ownership.

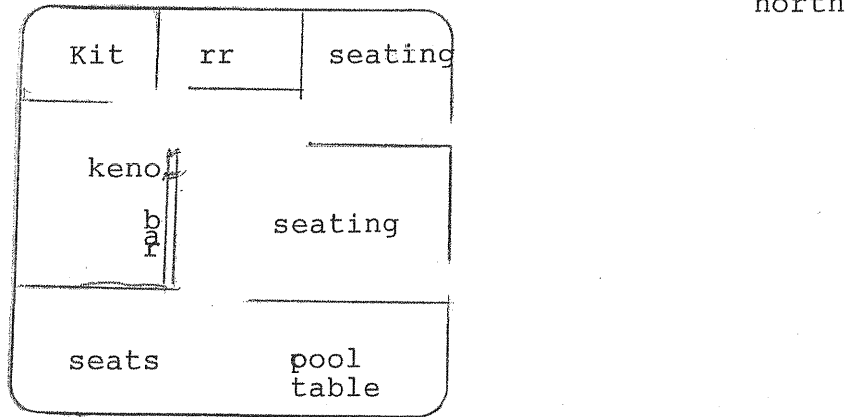
18. If you lease the building or real estate, when does the lease expire? _____
 Month Day Year

If leased, submit a copy of the lease.

19. DESCRIPTION AND DIAGRAM OF THE STRUCTURE TO BE USED AS KENO SATELLITE:

In the space provided, describe and diagram the structure to be used as a keno satellite location. If only a portion of the building is to be used, you should still include dimensions (length x width) of the entire building. No blue prints will be accepted. Be sure to indicate North and the number of stories in building.

EXAMPLE: 1810 West 10th St. -- East portion approx. 50' x 100' of main floor of 3 story building plus basement approx. 30' x 50' at east end.



20. LEGAL DESCRIPTION OF PROPOSED KENO SATELLITE PREMISES:

Sidles sub div. lot C and lot D except the north
50 feet

PREMISES COMPLIANCE WITH APPLICABLE CRITERIA:

21. Is the premises proposed to be used as a keno satellite location currently licensed to sell liquor on the premises?

YES ~~xxx~~ NO _____

(a) If so, state the class of license held by the applicant. I D 68838

22. Does the proposed premises have sufficient capacity to accommodate persons who may wish to come to the location to observe or play keno, or to engage in all other activities conducted on the premises?

YES ~~xxx~~ NO _____

(a) State the rated capacity of the premises. 75

23. Do the proposed premises have sufficient facilities to permit the sale of keno tickets?

YES ~~xxx~~ NO _____

24. Will the proposed premises be able to provide a board or other monitor, clearly visible to the players, on which the winning numbers are displayed, to the extent possible, simultaneously with their display at the main location serving the satellite location? YES ~~xxx~~ NO _____

(Show location of board on diagram in question 19 of this application).

25. State the type of security that the applicant intends to provide for the keno lottery operations and associated activities. ADT alarm & keno safe

26. Are the premises in compliance with all applicable state and local building codes and, in particular, the Uniform Fire Code, the State Life Safety Code, and the Americans With Disabilities Act of 1990?

YES ~~xxx~~ NO _____

27. Are the premises free from tax delinquencies, tax liens (except real estate taxes liens for taxes not yet due and payable), or other tax compliance deficiencies, whether federal, state, or local, against both the business property or the business? YES ~~xxx~~ NO _____

28. In what zoning district is the proposed satellite location located? commercial

(a) Does this zoning district authorize restaurant uses as a permitted use? YES ~~xxx~~ NO _____

29. Will the applicant provide parking in the ratio of one space for every two seats, plus parking for affiliated uses and employees? YES ~~xx~~ NO _____

Please note that all required parking must be provided on the premises or within 300 feet thereof. Handicap parking, which need not be in addition to the otherwise required parking, shall be provided and designated as required by the Americans With Disabilities Act of 1990 (42 U.S.C. § 2101 et seq.) and applicable state and local laws. (Show parking on diagram in question 19 of this application).

30. The operation of a keno satellite location must not create any undue impact on the surrounding neighborhood due to noise, congestion, or other circumstances. Describe the nature of the neighborhood immediately surrounding the proposed satellite location. business district

PERSONAL OATH AND CONSENT TO INVESTIGATION

Must be signed in the presence of a notary public. Must be signed by the applicant and, if appropriate, the proposed manager. Full names only, initials not acceptable.

STATE OF NEBRASKA)
COUNTY OF Lancaster) ss.

The undersigned, being first duly sworn upon oath, depose(s) and state(s) that the undersigned is/are the applicant(s) and/or spouse(s) of applicant(s) who make(s) the above and foregoing application, that said application has been read and that the contents thereof and all statements contained therein are true.

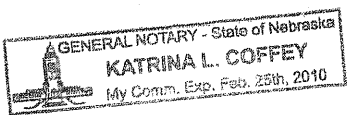
The undersigned applicant(s) hereby consent(s) to an investigation of his/their background including all records of every kind and description including police records, tax records (State and Federal), and bank or lending institution records, and said applicant(s) and spouse(s) waive(s) any right or causes of action that said applicant(s) or spouse(s) may have against the City of Lincoln, Nebraska, the County of Lancaster, and any other individual disclosing or releasing said information to said entities.

Nancy J. Turner _____

Subscribed in my presence and sworn to before me this 15th day of October, 2009

(Seal)

Katrina L. Coffey
Notary Public Signature and Seal



31. Do you intend to manage the keno satellite location yourself? YES ~~xxx~~ NO _____

If not, state the name of the proposed manager and provide two sets of fingerprints and a criminal history similar to questions 7 through 12 above for such manager.

ALL APPLICANTS RECOGNIZE THAT APPROVAL OF KENO SATELLITE LOCATIONS IS WITHIN THE DISCRETION OF THE CITY COUNCIL (INSIDE CORPORATE LIMITS) OR THE COUNTY BOARD (IN LANCASTER COUNTY, BUT OUTSIDE CORPORATE LIMITS OF LINCOLN) AND THAT ALL INFORMATION INCLUDED WITHIN THIS APPLICATION AND ALL INFORMATION RECEIVED FROM A CRIMINAL HISTORY CHECK BY THE LINCOLN POLICE DEPARTMENT SHALL BECOME PUBLIC. No Application shall be approved except through an approving resolution of the City Council or County Board, as appropriate. Any satellite location must offer keno play within six months of City Council or County Board approval, unless such time limit is specifically extended by action of the City Council or County Board; otherwise, any rights or privileges granted by approval of this application shall ipso facto terminate.