

RESOLUTION NO. A-_____

1 WHEREAS, the City Council previously entered into a Management Agreement
2 with SMG, a Pennsylvania general partnership, which is indirectly and jointly owned by
3 Hyatt Hotels (FMG Partners) and ARAMARK Corporation (ARA Facilities Management),
4 701 Market Street, Philadelphia, PA, for the management and operation of Pershing
5 Municipal Auditorium; and

6 WHEREAS, ownership of SMG will be transferred to American Capital and SMG
7 will continue to operate as an independent stand-alone company; and

8 WHEREAS, SMG has filed a request with the Finance Director to approve the
9 change in the controlling ownership of SMG to American Capital pursuant to the
10 provisions of the Management Agreement;

11 WHEREAS, pursuant to Section 27 of the above-referenced Agreement, any
12 transfer or sale of SMG as the Pershing Municipal Auditorium operator is subject to
13 approval of the City Council.

14 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of
15 Lincoln, Nebraska:

16 That the transfer of SMG from a joint partnership of the Hyatt Hotels and
17 Aramark Corp. to American Capital, is hereby approved, subject to the terms and
18 conditions of the Management Agreement approved by Ordinance 18604 dated August
19 15, 2005.

1 The City Clerk is directed to transmit copies of this resolution to SMG, 701
2 Market Street, Philadelphia, PA 19106.

Introduced by:

Approved as to Form & Legality:

City Attorney

Approved this ___ day of _____, 2007:

Mayor