DIRECTORS' MEETING
DECEMBER 12, 2011
555 S. 10TH STREET, ROOM 113
2:00 P.M.

I. CITY CLERK

II. MAYOR

1. NEWS RELEASE. Mayor to kick off "Greening Lincoln' workshops.
2. NEWS ADVISORY. Mayor Beutler will announce the naming rights sponsor for Lincoln's arena on Tuesday, December 6th, 10:00 a.m., at the Lincoln Chamber of Commerce.
3. NEWS RELEASE. Lincoln's new arena to be named for Pinnacle Bank.
   a) Additional Pinnacle Bank Arena information.

III. DIRECTORS

PARKS DEPARTMENT

1. Information on the Holmes Golf Clubhouse and proposed art sculpture for Union Plaza to be discussed at the Parks Board meeting.

PLANNING DEPARTMENT

1. Administrative Amendments approved by the Planning Director from November 29, 2011 through December 5, 2011.
2. Historic Preservation Commission and Urban Design Committee meeting agendas for Thursday, December 15, 2011.

IV. COUNCIL MEMBERS

ADAM HORNUNG

1. Antelope Creek Watershed Basin Management Plan meeting agenda for November 29, 2011.
   a) Non-Structural Best Management Practice Recommendations (Draft)

V. MISCELLANEOUS

<u>KALI RECORDS, LLC DBA SMOOTH</u>

1. Memo from Jerrod P. Jaeger, Law Office of Jaeger Law Office, on behalf of his client, Kali Records, with attachments:
   a) Addendum to Lease and Acknowledgment;
   b) Assignment and Assumption of L.L.C. Interests;
   c) Affidavit of Brandy L. Kroese;
   d) Amendment and Election Filings; and
   e) Completed Liquor License Application.

VI. CORRESPONDENCE FROM CITIZENS

1. Correspondence from Richard Lorenzen stating why the city dividend on the Lincoln Electric System bill is wrong for several reasons. Repeal this city dividend immediately, cut spending.

2. Media Release. Community Health Endowment (CHE) of Lincoln announces Spark! Funding Awards.
3. Media Release. Community Health Endowment (CHE) announces revised grant schedule.

VII. ADJOURNMENT

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OFFICE OF THE MAYOR
555 S. 10th Street, Lincoln, NE 68508, 402-441-7511, fax 402-441-7120

FOR IMMEDIATE RELEASE: December 5, 2011
FOR MORE INFORMATION: Wynn Hjermstad, Urban Development, 402-441-7584
Milo Mumgaard, Cleaner Greener Lincoln, 402-441-7376

MAYOR TO KICK OFF "GREENING LINCOLN" WORKSHOPS

Tuesday, December 6, Mayor Chris Beutler will welcome participants to a three-day "Greening Lincoln " workshop focused on improvements in the Everett Neighborhood in central Lincoln. The first session begins at **12:30 p.m**, and all sessions will take place at **St. Paul United Church of Christ, 1302 "F" Street.** Lincoln was one of five cities chose to be part of the "Greening America's Capitals program, an initiative of the Partnership for Sustainable Communities, which includes the U.S. Environmental Protection Agency (EPA) and the U.S. Departments of Housing and Urban Development and Transportation.

Wynn Hjermstad, Manager of Community Development for the City Urban Development Department, said the workshops are designed to solicit input and ideas on making the area more bikeable, walkable and liveable. She said Greening Lincoln is part of the City's ongoing efforts to improve the quality of life in the South Capitol neighborhoods. The project area is 11th Street from "A" to "J" streets, but Hjermstad said the ideas that come from the workshops could be used in other parts of the City. The project team includes local experts, the EPA, City staff and Community ReDesigned and BNIM, a team of architects and planners

The public is invited to attend any or all sessions free of charge. The schedule includes:
Tuesday, December 6:
- 12:30 to 1:15 p.m. - Welcome and project overview
- 1:30 to 3 p.m. - Breakout sessions on small businesses and new technologies; the environment and sustainability
- 3:30 to 4:30 p.m. - Breakout sessions on history, art and culture; schools
- 5:30 to7 p.m. - Neighborhood association meeting

Wednesday, December 7:
- 8:30 a.m. to 4:30 p.m. - Open house and team work day
- 5:30 to 7 p.m - Public meeting

Thursday, December 8:
- 11 to 11:45 a.m. - Presentation of workshop outcomes

For more information, contact Hjermstad at 402-441-8211 or whjermstad@lincoln.ne.gov.

OFFICE OF THE MAYOR
555 South 10th Street, Lincoln, NE 68508, 441-7511, fax 441-7120

DATE: Monday, December 5, 2011
FOR MORE INFORMATION: Diane Gonzolas, Citizen Information Center, 441-7831

Mayor Chris Beutler will announce the naming rights sponsor for Lincoln's new arena at **10 a.m., Tuesday, December 6** at the Lincoln Chamber of Commerce, 1135 "M" Street. A new scale model of the arena also will be unveiled.

OFFICE OF THE MAYOR
555 South 10th Street, Lincoln, NE 68508, 402-441-7511, fax 402-441-7120

FOR IMMEDIATE RELEASE: December 6, 2011
FOR MORE INFORMATION: Dan Marvin, West Haymarket JPA Secretary, 402-421-2024
Mark Hesser, Pinnacle Bank President, 402-430-5419

LINCOLN'S NEW ARENA TO BE NAMED FOR PINNACLE BANK

Lincoln's new arena in the West Haymarket area will be named Pinnacle Bank Arena. Mayor Chris Beutler, Pinnacle Bancorp Chairman Sid Dinsdale and Pinnacle Bank President Mark Hesser announced the naming rights agreement at a news conference this morning at the Lincoln Chamber of Commerce. A scale model of the arena with the new name also was unveiled, and it will be on display at the Chamber office, 1135 "M" Street, through December.

With approval of the agreement by the West Haymarket Joint Public Agency (JPA), Pinnacle Bank will pay a base fee of $11.25 million to be the exclusive title sponsor of the arena for a term of 25 years. In addition to the base fee, Pinnacle Bank will pay $20,000 for each year the arena serves as a site for one or more state high school tournaments in volleyball, basketball or wrestling.

"Pinnacle is a top-notch Nebraska company, and we are excited that the Pinnacle name will now be associated with Lincoln's new top-of-the-line arena," said Mayor Beutler, who also serves as chair of the JPA. "Residents of Lincoln and Nebraska can take pride in this agreement, which demonstrates the commitment of all parties to excellence. This long-term partnership is a positive reflection of Pinnacle Bank, the new arena and the future of our community."

"Pinnacle Bank has been serving Nebraska and Lincoln for many years, and we are excited to support progress that will have a positive impact on our state and local economy," said Dinsdale. "We are proud to be part of the arena, which will help bring jobs and entertainment to Lincoln and the state for years to come."

The $179 million arena project was approved by voters in May 2010. Pinnacle Bank Arena is expected to open in the fall of 2013. UNL basketball will be the main tenant of the 470,400-square-foot facility, which can hold nearly 15,000 fans for Husker hoops.

As the exclusive sponsor of the arena and arena site, the new arena website will be named PinnacleBankArena.com. (The current website – HaymarketNow.com – also will be in effect until the end of construction.)

- more -

The agreement also calls for Pinnacle Bank to receive:

- three exterior signs;
- the Pinnacle Bank Arena logo on the center-hung scoreboard, public exterior doors and adjacent light pole banners;
- signs on the main and upper concourses;
- use of a center court suite and use of the arena for two days per year; and
- three locations for ATM machines in the arena.

"Since the inception of the West Haymarket Joint Public Agency, we have worked very hard to promote the entire West Haymarket project as a public-private partnership," said JPA member and NU Regent Tim Clare. "We are excited about our new partner, Pinnacle Bank, joining our team and partnering with us, as Pinnacle Bank is an outstanding, statewide organization that has benefitted Lincoln and the entire state of Nebraska. We are looking forward to working with them in the years to come."

"This will be visible proof of Pinnacle Bank's commitment to Lincoln. However, their commitment to the community has roots much deeper than this particular event," said Wendy Birdsall, Chamber of Commerce President. "It should be noted that Pinnacle has been investing in our community for many years and has been a strong partner for growth and prosperity for decades. We are excited that this will help solidify that legacy as a major partner in Lincoln's future."

Pinnacle Bank's title sponsorship will be the largest partnership for the arena. Other naming rights opportunities inside the arena are available for areas such as the box office, premium level and club lounge. The agreement between the West Haymarket JPA and Pinnacle Bank was reached through a collaborative effort among the City of Lincoln, Pinnacle Bank and Legends Sales & Marketing. Ben Wrigley, Vice President of Project Development with Legends, brokered the deal.

- 30 -

About Pinnacle Bank and Pinnacle Bancorp:
Pinnacle Bank is a community bank serving customers since 1938. Nebraska-based, family-owned Pinnacle Bancorp is a $6.3 billion bank holding company with 121 locations in eight states. Pinnacle Bank has 53 locations in 28 communities across Nebraska. More information is available at pinnbank.com.

About Legends Sales & Marketing:
Legends Sales & Marketing is considered the industry's most experienced sales and marketing agency. Legends provides a full range of sales, marketing and project management services to professional sports franchises, universities, municipalities, sports facilities and other major sports and entertainment properties and venues. Legends' services are designed to maximize revenue from naming rights, sponsorships, premium seating, seat licenses and tickets. More information is available at legendshm.com.

Pinnacle Bank Arena

ADDITIONAL PINNACLE BANK ARENA INFORMATION

- Pinnacle Bank's vision is to see the arena a part of the community, both for Lincoln and for the state of Nebraska. By helping fund the arena, Pinnacle Bank is making a commitment to the state and to the Lincoln community for years to come.
- The naming of the Pinnacle Bank Arena represents Pinnacle Bank's growth and stability, as well as its deepening roots within Lincoln and throughout the state of Nebraska.
- Pinnacle Bank has been a part of Lincoln since 1994. The Dinsdales have had a strong connection to the Lincoln community for even longer and are proud of the city's growth. Supporting the future progress of the community by helping fund the arena further demonstrates this connection.
- Pinnacle Bank is excited to be a part of a project that will create an estimated 1,200 permanent jobs in Lincoln. This is done at a time when employment opportunities are important.
- The Arena will provide a positive economic impact on the Lincoln and state economy. Pinnacle Bank is pleased to help support the economic growth for Nebraska.
- Pinnacle Bank, founded in Nebraska in 1938, looks forward to being part of an arena that will benefit all Nebraskans, including future generations.

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ABOUT PINNACLE BANK

- Pinnacle Bank is a community bank founded by George and Tom Dinsdale in Palmer, Nebraska in 1938.
- Roy Dinsdale, son of George Dinsdale, serves as Chairman of Pinnacle Bancorp and still plays an active role on several bank boards throughout the eight-state region. Sid Dinsdale, with the bank since 1978, serves as President of Pinnacle Bancorp. Other family members also have key roles, including Lynn Marchese, in marketing and purchasing. Chris Dinsdale, Tom Dinsdale and Jane Rogers all serve on several bank boards.
- The family-owned bank is now run by the third generation of Dinsdales, and several fourth-generation family members also work for the bank.
- Over the years, the bank has grown into a $6.3 billion holding company with 121 locations in eight states. There are 53 Pinnacle Bank locations in 28 communities across Nebraska, including 11 locations in Lincoln.
- The Pinnacle Bank has served the Lincoln community for 17 years, with the purchase of Havelock Bank in 1994.
- In order to serve the communities in the best way possible, Pinnacle Bank gives local bank managers a large degree of autonomy in their operations. This community bank model of valuing local decisions allows presidents to serve their markets uniquely, depending on the need.
- Pinnacle Bank's commitment to local economic development and dedication to community service is a way of life for the Dinsdale family and for Pinnacle Bank employees. Pinnacle Bank sponsors hundreds of community events, including school activities, special events, children's programs and more. The Dinsdales and bank staff are also very active civic volunteers.

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ABOUT THE ARENA

- The Pinnacle Bank Arena is planned to be complete in September 2013.
- Cost: $179 Million
- 470,400 Square Feet
- Three Public Concourses
- Arena capacities (approximate):
    - Basketball
        - 14,970 (Huskers)
        - 15,290 (Others)
    - End Stage – 14,620
    - Center Stage – 16,130
    - Volleyball – 15,290
    - Hockey / Ice Shows – 12,700
    - Wrestling (High School)
        - 11,250 (Thursday)
        - 12,380 (Friday)
        - 13,240 (Saturday)
    - Boxing / Wrestling (WWE) – 14,660
    - Half-House – 10,900
- 36 Founders and Executive Suites
- 20 Loge Boxes
- 900 Club Seats
- 73 Concession Points of Sale
- Two Private Club Lounges (One on Main Concourse / one on Premium Level)
- Husker Authentic Team store located in the south lobby

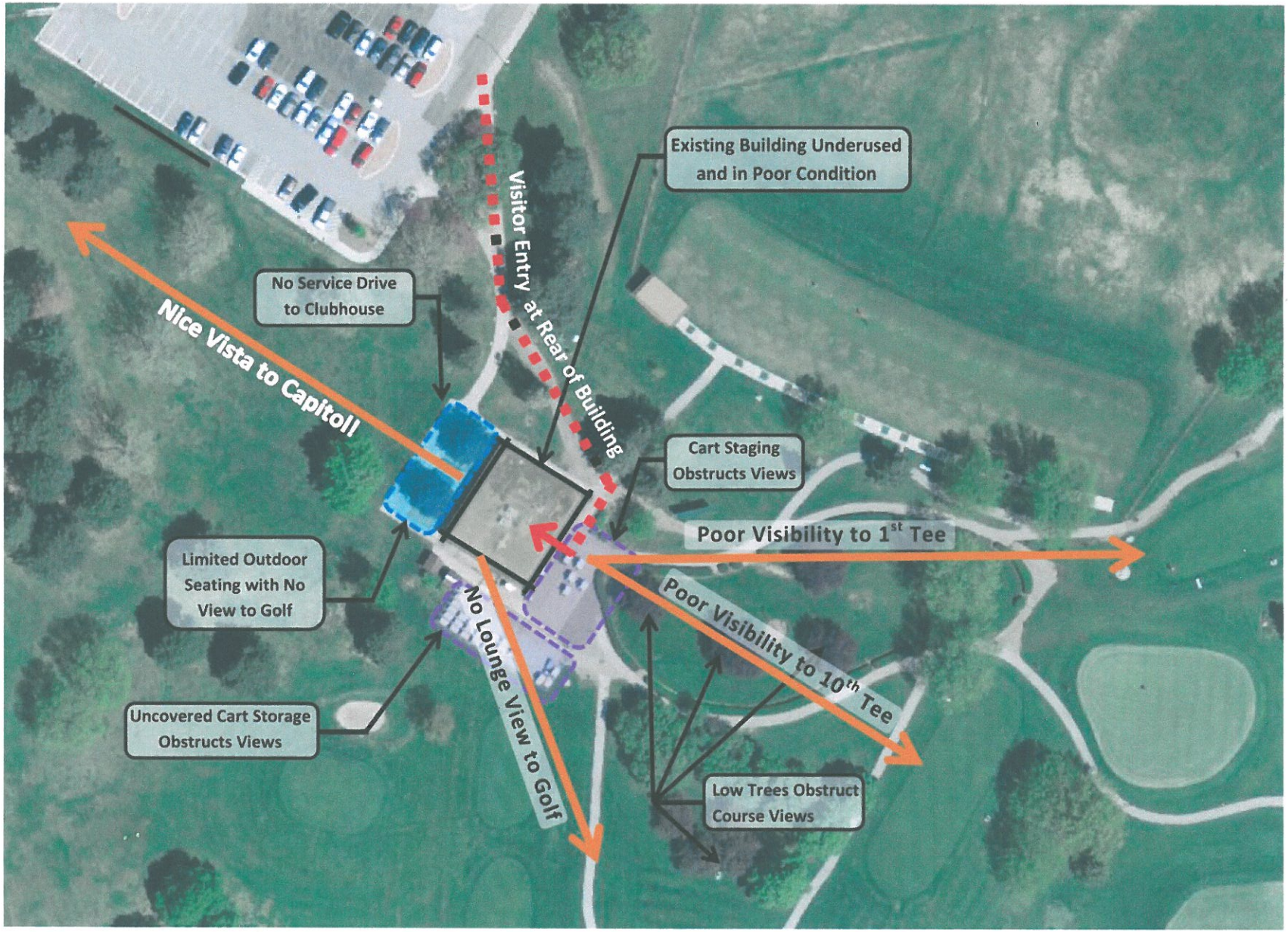
ERICKSON ARCHITECTS SULLIVAN

LANDSCAPES GOLF GROUP

OLSSON ASSOCIATES

R. O. YOUKER, INC. CONSULTING ENGINEERS

HOLMES GOLF COURSE CLUBHOUSE



Analysis of Existing Conditions

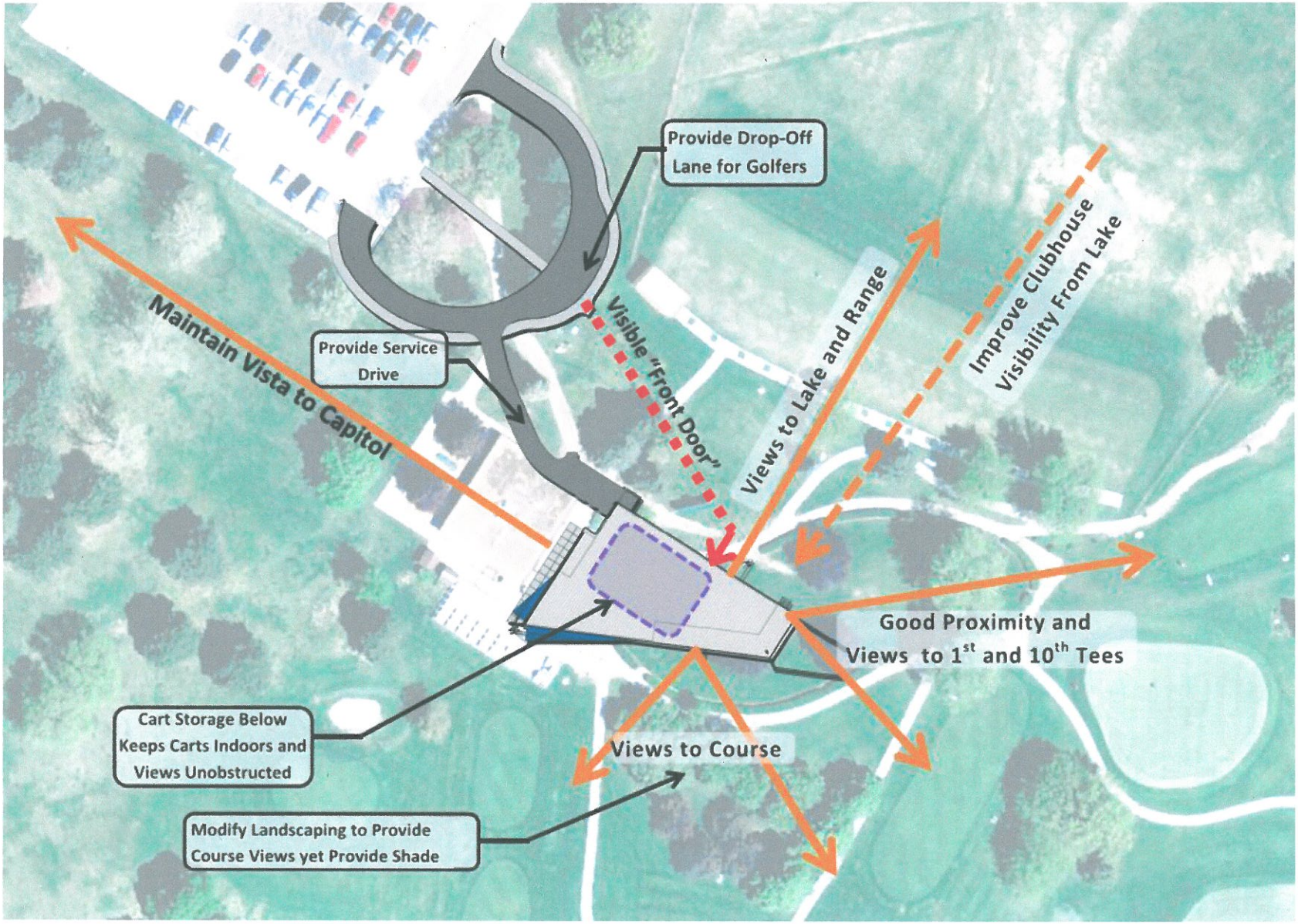
HOLMES GOLF COURSE / CLUBHOUSE

ERICKSON SULLIVAN ARCHITECTS

LANDSCAPES GOLF GROUP

R. O. YOUKER, INC. CONSULTING ENGINEERS

OLSSON ASSOCIATES



Project Approach

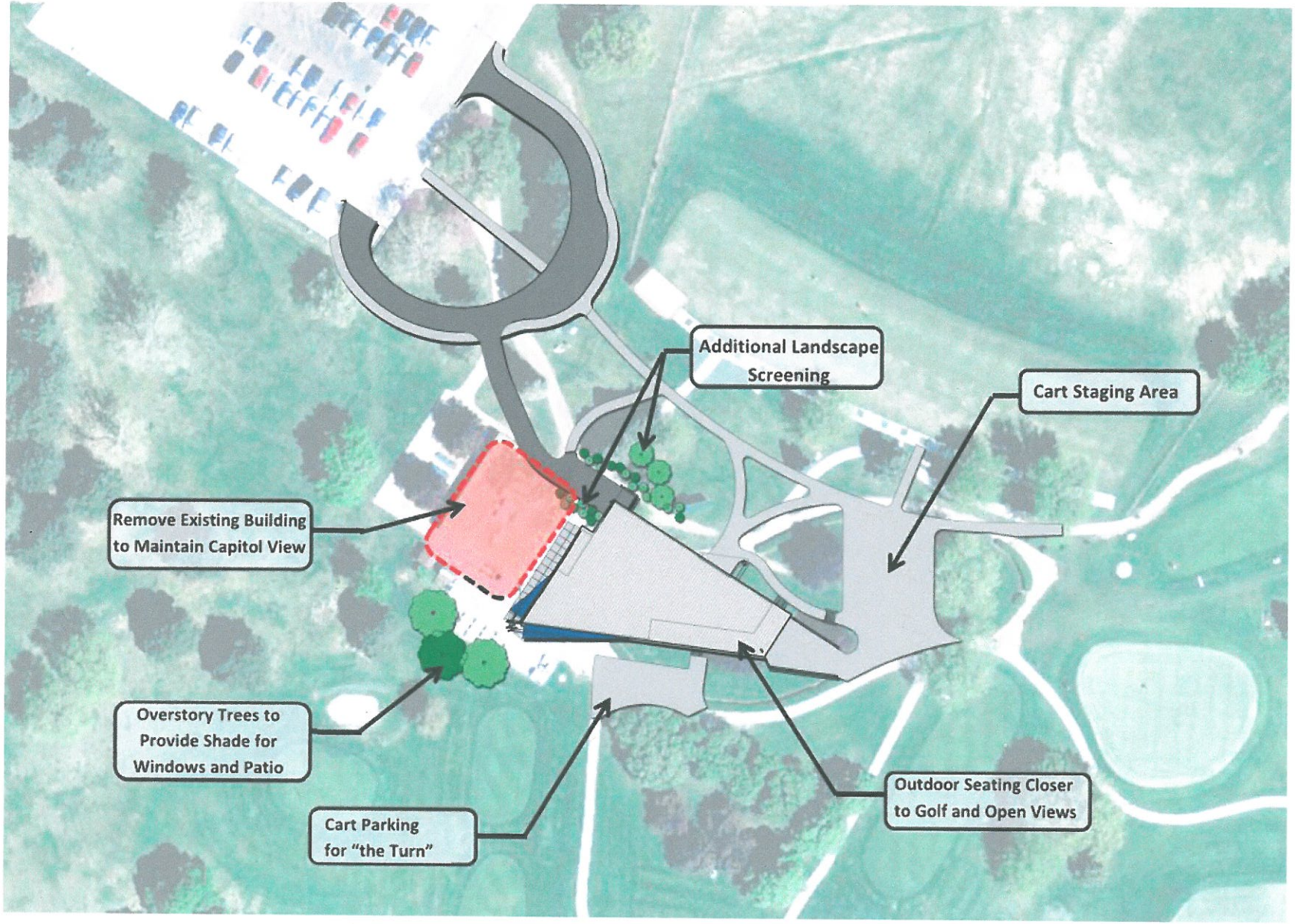
HOLMES GOLF COURSE CLUBHOUSE

ERICKSON SULLIVAN ARCHITECTS

LANDSCAPES GOLF GROUP

R. O. YOUKER, INC. CONSULTING ENGINEERS

OLSSON ASSOCIATES



Proposed Site Plan

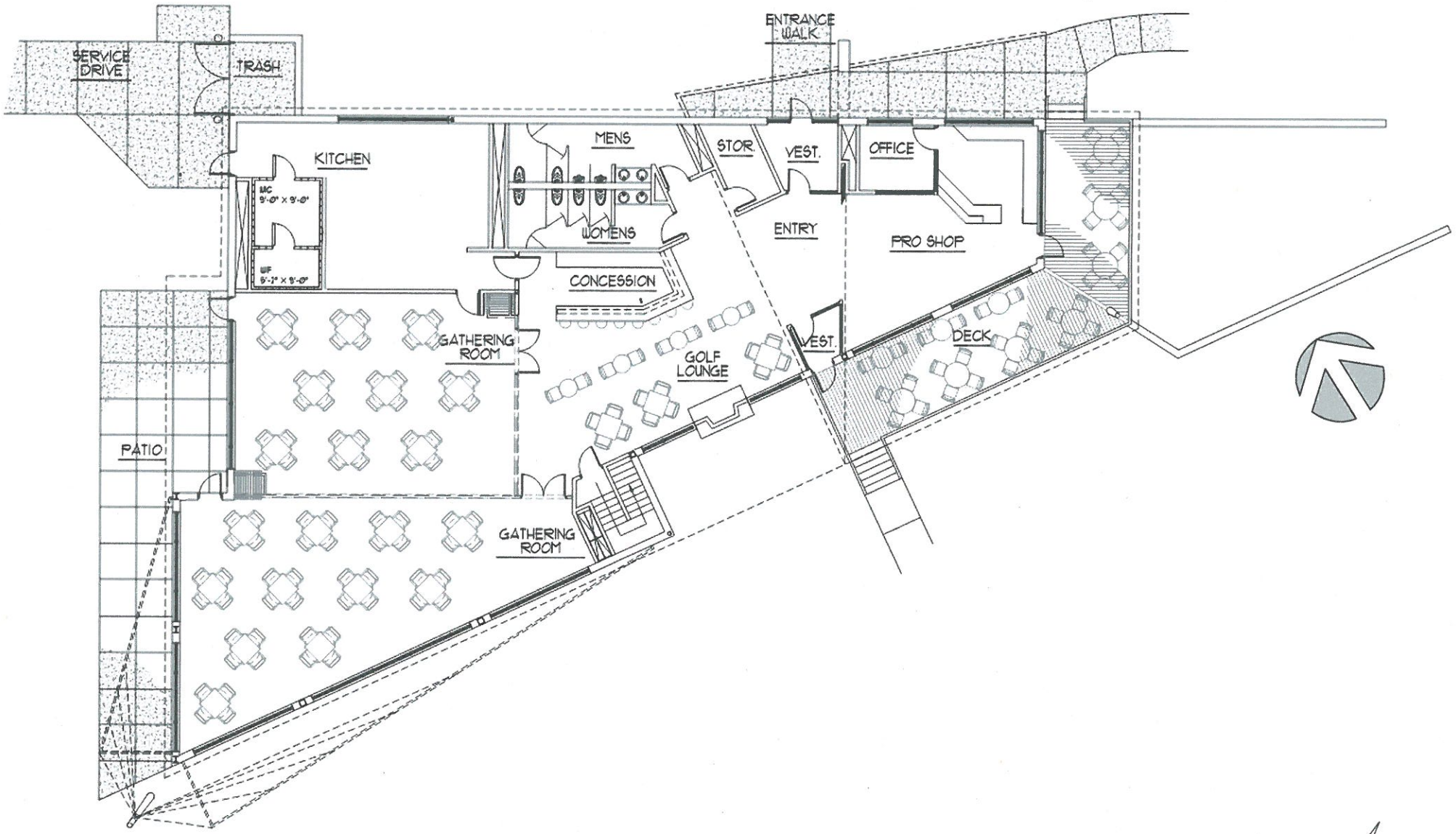
HOLMES GOLF COURSE CLUBHOUSE

ERICKSON SULLIVAN ARCHITECTS

LANDSCAPES GOLF GROUP

R. O. YOUKER, INC. CONSULTING ENGINEERS

OLSSON ASSOCIATES



Main Level Floor Plan

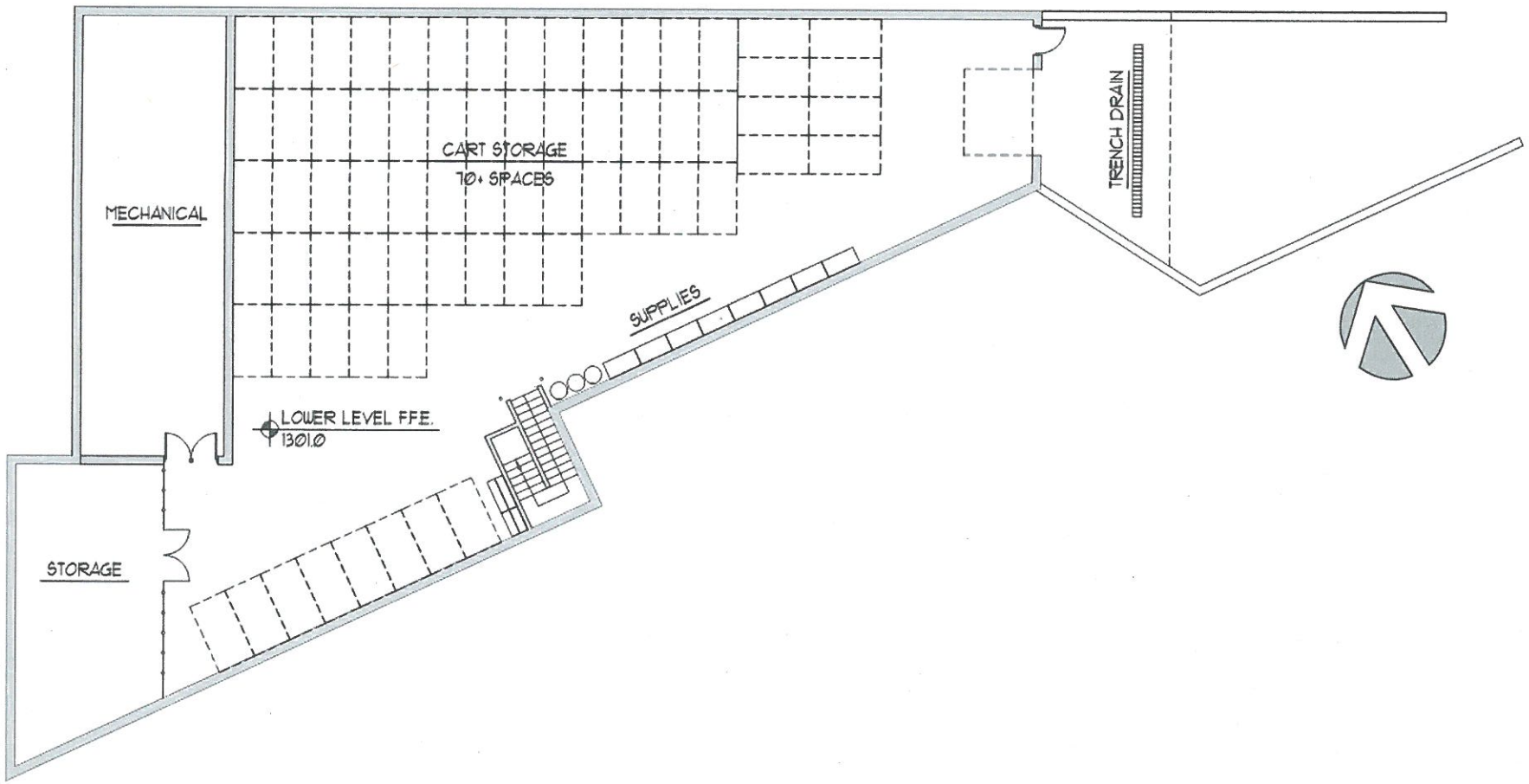
HOLMES GOLF COURSE CLUBHOUSE

ERICKSON SULLIVAN

LANDSCAPES GOLF GROUP

R. O. YOUKER, INC.

OLSSON ASSOCIATES



Lower Level Floor Plan

HOLMES GOLF COURSE CLUBHOUSE

ERICKSON SULLIVAN ARCHITECTS

LANDSCAPES GOLF GROUP

R. O. YOUKER, INC. CONSULTING ENGINEERS

OLSSON ASSOCIATES

Renderings of Exterior Views

HOLMES GOLF COURSE CLUBHOUSE

ERICKSON SULLIVAN ARCHITECTS

LANDSCAPES GOLF GROUP

R. O. YOUKER, INC. CONSULTING ENGINEERS

OLSSON ASSOCIATES

Renderings of Exterior Views

HOLMES GOLF COURSE CLUBHOUSE

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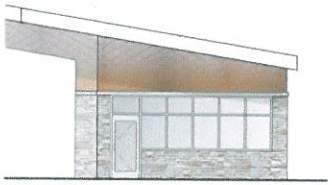
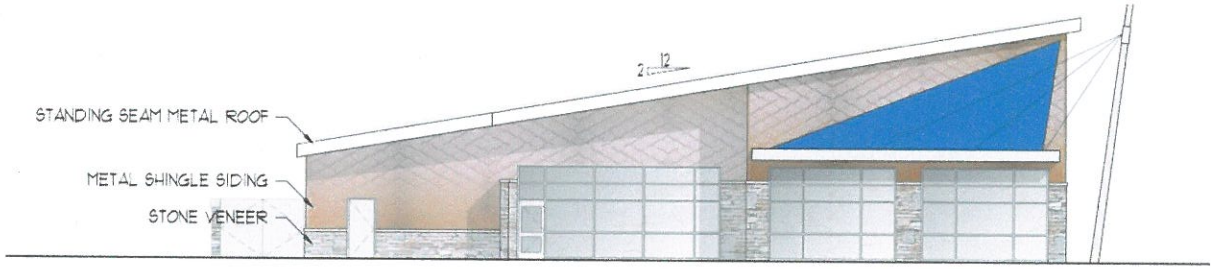
NORTH FACADE



EAST FACADE



WEST FACADE

SOUTH FACADE

Building Elevations

HOLMES GOLF COURSE CLUBHOUSE

ERICKSON SULLIVAN ARCHITECTS

LANDSCAPES GOLF GROUP

R. O. YOUKER, INC. CONSULTING ENGINEERS

OLSSON ASSOCIATES

Renderings of Exterior Views

HOLMES GOLF COURSE CLUBHOUSE

ERICKSON SULLIVAN ARCHITECTS

LANDSCAPES GOLF GROUP

R. O. YOUKER, INC. CONSULTING ENGINEERS

OLSSON ASSOCIATES

Copper Siding Panels

Standing Seam Roof

Composite Decking

Stone Veneer

Fiber Cement
Panel Option

Insulated Concrete

Proposed Exterior Materials

HOLMES GOLF COURSE CLUBHOUSE

ERICKSON SULLIVAN ARCHITECTS

LANDSCAPES GOLF GROUP

R. O. YOUKER, INC. CONSULTING ENGINEERS

OLSSON ASSOCIATES

Union Plaza Sculpture Project

Title: "Discover"

Materials/Finish:

- Stainless steel (type/series 304) 3/16" thick
- Matte finish will be utilized to eliminate a reflective surface. The sculptural work needs to blend into the existing landscape and not detract from established focal points. This will be a "discovery" piece in that when viewed from a specific vantage point the viewer may see or discover the state capital building though the rectangular cut-out.
- The sculpture will incorporate an interior skeleton structure for additional support.
- Concrete base at approximately ground level designed to carry maximum load anticipated.
- Access to grass mowing care will be considered as necessary.

Size/Dimensions:

10' tall x 5' wide
Width at top is approximately 3.5'
Width at bottom is approximately 1'

Sculptural Concept:

As mentioned previously, the abstract form is designed to engage the viewer. As the sculpture is viewed from different sides/angles, the state capital may be viewed though the rectangular cut-out within the piece.

Other Considerations:

The sculpture will be designed to withstand typical Nebraska wind and incorporate design considerations for general public safety. All welds will be sanded smooth with no sharp corners present.

Maintenance:

Maintenance will be minimal due to the material properties of the stainless steel material. If tagging or graffiti occurs, solvents may be employed for cleaning and restoration. Additionally, portable on-site glass bead blasting may be necessary.

Proposed Location:

Sculpture location will be on 22nd street between P and Q Streets. See the drawing below for location. This location provides one of the better views of the capital building with least amount of obstructions.

Submitted by:

Shannon Hansen
4741 Happy Hollow Lane
Lincoln, NE 68516
402.440.6272
www.hansensculpture.com

Memorandum

Date: ✦ December 6, 2011

To: ✦ City Clerk

From: ✦ Teresa McKinstry, Planning Dept.

Re: ✦ Administrative Amendment approvals

cc: ✦ Jean Preister

This is a list of the Administrative Amendments that were approved by the Planning Director from November 29, 2011 thru December 5, 2011:

Administrative Amendment No. 11052 to Special Permit No. 1020G, BryanLGH Medical Center West, approved by the Planning Director on November 29, 2011, requested by Kent Steen, to revise the layout of the New Independence Center, add a new grounds building, change the parking layout around the new buildings and add a canopy to the Activities Center, on property generally located at S. 17th St. and South St.

Administrative Amendment No. 11063 to Pre-Existing Use Permit No. 34, approved by the Planning Director on December 2, 2011, requested by Clarice Loomis, to add a note that states "accessory buildings need not be shown on this use permit", on property generally located at the southwest corner of W. Van Dorn St. and S. Coddington Ave.

Waiver No. 11024 to Final Plat No. 05102, approved by the Planning Director on December 2, 2011, requested by Engineering Design Consultants, LLC., for a waiver to extend the time for two years to install sidewalks and street trees for Earl Carter Addition. The improvements shall be completed by December 2, 2013. Property is generally located at SW. 14th St. and West "O" St.

City/County Planning Department
555 S. 10th Street, Rm. 213
Lincoln NE 68508
(402) 441-7491

Meetings of
Historic Preservation Commission
&
Urban Design Committee

The City of Lincoln's Urban Design Committee and Historic Preservation Commission will hold public meetings on Thursday**, December 15, 2011.**

The meetings will convene at **1:00 p.m.** in **Room 214 (in Development Services Center), 2nd floor, County-City Building,** 555 S. 10th Street, Lincoln, Nebraska, to consider the following agendas.

For more information, contact the Planning Department at (402) 441-7491.

December 15, 2011

1. Approval of the joint meeting record of November 10, 2011.

2. Discussion of redevelopment design concepts of Lincoln Traction Partners (Brett West, WRK, etc)

3. Continued discussion of West Haymarket Streetscape concepts (The Clark Enersen Partners, Sinclair Hille Architects, etc.)

4. Misc.

5. Adjournment of Urban Design Committee meeting.

Continued Meeting of
Historic Preservation Commission

6. Approval of HPC meeting record of November 17, 2011.

7. Opportunity for persons with limited time or with an item not appearing on the agenda to address the Commission.

PUBLIC HEARING AND ACTION

8. Application by Scott Sullivan for a certificate of appropriateness for work at 201 N. 7th Street, the Lincoln Station in the Haymarket Landmark District.

9. Application by Monte Froelich for a Certificate of Appropriateness for work at 129 North 10th Street, Old Federal Building/Grand Manse, a designated landmark.

10. Application by Craig Smith for a Certificate of Appropriateness for work at 151 North 8th Street in the Haymarket Landmark District.

11. Application by Craig Smith for a certificate of appropriateness for work at 6030 and 6038 Havelock Avenue in the Havelock Avenue Landmark District.

12. Application by USA Rollersports for a Certificate of Appropriateness for work at 4730 South Street, the LT&T No. 4 Exchange, a designated landmark.

13. National Register nomination of Meadow Gold complex, 7th-8th, M-L Streets.

DISCUSSION

14. Misc.

15. Staff Report: “Greening” Eleventh Street project (Everett Landmark District), etc.

The Historic Preservation Commission agenda may be accessed on the Internet at
http://www.lincoln.ne.gov/city/plan/bdscom/hpc/index.htm

The Urban Design Committee agenda may be accessed on the Internet at
http://www.lincoln.ne.gov/city/plan/bdscom/udc/index.htm

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Antelope Creek Watershed Basin Mangement Plan

Advisory Council Meeting #3

Lower Platte South NRD Office - 3125 Portia Street

Tuesday November 29, 2011 –7:30 AM

1. **Introductions (5 minutes)**
   - Introductions
   - Nebraska Open Meetings Act

2. **Update since February 2011 Meeting (5 minutes)**
   - Extension of timeline and contract
   - WinSLAMM completion July 2011
   - Water Quality Sampling completion September 2011
   - Recommendations and strategies Nove**mber** 2011

3. **Open House #2 Presentation (15 minutes)**

4. **General Discussion of Programs / Projects**
   - Public perception of programs / projects

5. **Next Steps/Questions (5 minutes)**
   - Open House #2, Thursday December 1, 2011 – 5:00 PM to 7:00 PM
   - Review comments, finalize Master Plan
   - January/February 2012 – City Council / NRD approvals

6. **Contact Info**
   - Ed Kouma, PE, City of Lincoln, 402-441-7018, ekouma@lincoln.ne.gov
   - Paul Zillig, LPSNRD, 402-476-2729
   - Jon Trombino, PE, EA, 402-476-3766, jtrombino@eaest.com
   - Jonathan Mohr, AICP, EA, 402-476-3766, jmohr@eaest.com
   - Website – www.lincoln.ne.gov (keyword: watershed), click on Master Plans, then Antelope Creek Watershed

NON-STRUCTURAL BEST MANAGEMENT PRACTICE RECOMMENDATIONS (DRAFT FORMAT)

EXISTING PROGRAMS

Sanitary Sewer Line Inspection Program

To prevent illicit discharges, identify defects, and support efforts towards meeting the 2007 TMDL goals, specifically for *E. coli* bacteria, the City of Lincoln (City) might consider establishing a targeted program to conduct internal inspections of sanitary sewer lines in the Antelope Creek Basin area utilizing a TV camera.

Dry Weather Storm Drainage Screening Program

City of Lincoln could more effectively monitor changing conditions in the watershed that are potentially contributing to pollutant loadings by establishing a dry weather screening protocol for the Antelope Creek Basin, and developing a work plan to annually monitor Antelope Creek and each major outfall or tributary that discharges to the creek.

Pet Waste Ordinances / Disposal Cans

To encourage residents to clean up their pet's waste, the City might consider installing and maintaining additional pet waste containers along parks and recreational areas in the Antelope Creek watershed. Encouragement can be enhanced by continued enforcement of existing ordinances requiring pet owners to collect pet waste within the Antelope Creek watershed, or notifying residents through bill stuffers about the potential enforcement actions available to the City for those not in compliance with local pet waste ordinances.

Targeted Rain Garden Program for Antelope Creek

Expansion of the existing city-wide program, with a focus on rain gardens in the Basin Plan area to help motivate the general public to install rain gardens. This could be a positive step towards limiting pollutants loads from stormwater runoff, including *E. coli*. One possibility would be to increase the cost share to 75-25. This program could work in coordination with the LPSNRD's existing Water Quality BMP Cost-Share program as a contributor of matching funds.

Targeted Rain Barrel Program for Antelope Creek Watershed

Implementing an expansion of the existing rain barrel program that would target Antelope Creek properties would reduce runoff and stormwater pollution and encourage reuse of rain water. The program expansion would involve installation of rain barrels in the Antelope Creek Watershed, and include cost-share up to 50-50.

Long Grass Maintenance Area Expansion

Establishment of native grass species using over seeding or re-seeding in long grass areas in the Antelope Creek watershed would have water quality benefits. In addition, expanded buffer zones to all applicable drainage ways, along Antelope Creek park areas, and throughout Jim Ager Golf Course are recommended.

Non-phosphorus Fertilizers Program

To prevent the application of excess phosphorus, expansion of the existing non-phosphorus fertilizing program could be supported through education and outreach to business owners responsible for lawn care. As part of this non-phosphorus fertilizer program, lawn care businesses would be encouraged to offer a non-phosphorus fertilizer option to clients in the Antelope Creek watershed.

Lincoln Children's Zoo

The City is encouraged to support the Zoo with the establishment of a water quality management plan that will outline goals and objectives for water quality management, define and expand existing controls in place to reduce the amount of *E. coli* reaching the creek, display zoo drainage patterns, provide a list of potential water

quality projects, and identify potential funding sources for these projects. The water quality plan would help ensure that the current BMPs in place, and the excellent maintenance practices, at the Zoo continue.

Snow and Ice Management

Expansion of the existing locations to stockpile snow is not recommended for the Antelope Creek watershed. The City's snow removal management strategies might consider implementation of practices that would limit snowmelt into waterways without vegetative treatment or removal of solids and other debris. Practice guidelines established within the UDFCD Manual, Volume 3, would be a great resource for the City.

LPSNRD Cost-share Program

The LPSNRD has created a dedicated Water Quality BMP Cost-Share program to assist landowners with the implementation of BMPs aimed at improving the quality of surface waters within the District. Matching funds from the existing LPSNRD cost-share program would support other existing City water quality programs. Consideration of higher total maximum cost-shares is recommended for projects located in the Antelope Creek watershed.

NEW PROGRAMS

Wildlife Control

Bird droppings appear to be a significant source of *E. coli* in Antelope Creek. Several options are available for habitat modification to eliminate feeding, watering, roosting, and nesting sites for birds (UNL Cooperative Extension, 2004). Retrofitting older bridges and overpasses crossing Antelope Creek might be considered. Also eliminate roosting areas over impervious surfaces, especially those directly connected to the street drainage system or creek.

Actions to limit activities of other animals near Antelope Creek might be coordinated with UNL's co-sponsored website on wildlife management (http://icwdm.org/Default.asp), as well as UNL's Cooperative Extension Division and/or Wildlife Damage Control staff at the School of Natural Resources. A wildlife assessment study to determine the types of species present in the watershed would provide direction on other activities that would limit habitat of nuisance species that may be contributing to the pollutant load in Antelope Creek.

Rooftop Disconnection Incentive Program

Disconnections of rooftop runoff onto impervious surfaces is a relatively low-cost solution that if implemented over a large area could have a strong impact on reduction of pollutant loading to Antelope Creek. Consideration of an incentive for property owners in Antelope Creek to disconnect downspouts and roof drains from spilling onto impervious surfaces is recommended

Operation and Maintenance Plan for Sediment Removal

An Operation and Maintenance Plan to outline necessary actions to regularly remove sediment accumulation from Antelope Creek is recommended. Sediment removal from the stream has the potential to lower the overall bacteria loading in the stream, have a positive effect on water quality, and improve aesthetics. Mechanical and hydraulic options for sediment removal/flushing exist, including coordination with the US Army Corps of Engineers to determine if water would be available for releases from Holmes Lake as a mechanism to flush sediment out of the Antelope Creek water column.

Paired Watershed Study

A paired watershed study is recommended to monitor the effectiveness of non-structural and structural BMPs in a residential land use. This study would allow water quality to be monitored in a controlled area where no

structural or non-structural BMPs would be implemented. Water quality would be monitored in an adjacent watershed of similar size, where several non-structural BMPs would be implemented.

TMDL Update

Consideration might be given to suggest to NDEQ that the 2007 TMDL for Antelope Creek be revised as new data becomes available after expansion of a monitoring program. The primary purpose of revising the TMDL would be to better delineate the City's responsibility under its waste load allocation (in relation to its MS4 permit) as compared to natural sources of bacteria that should not be included in the load allocation.

UNL's Antelope Creek Water Quality Partnership

The University of Nebraska – Lincoln's City Campus is located adjacent to Antelope Creek and encompasses the majority of the land at the lower end of the watershed. A partnership between the City and LPSNRD with UNL is recommended to encourage use of BMPs on UNL's City Campus and Innovation Campus.

Low Impact Development Strategies (LID)

As the City of Lincoln continues to grow and redevelop it will be important for the City to investigate the incorporation of LID strategies into the current building codes and practices. The primary goal of LID is to design new sites or retrofit existing sites to protect or restore the natural hydrology so that the overall integrity of the watershed is protected. This is accomplished by creating a hydrologically functional landscape. Elements that can be considered for incorporation into future development include:

Curb Cut bio-filters (new and existing residential areas); bioswales in lieu of closed conduit storm drainage systems; low density housing areas that allow for large green spaces to manage storm water permeable paving systems; planter boxes; rain gardens; and green roofs.

Microbial Source Tracking

Additional investigation into potential sources of *E. coli* in Antelope Creek through MST is not recommended. Although MST could provide additional information on the potential sources of *E. coli* bacteria in Antelope Creek, neither the EPA nor the NDEQ currently recognize differentiating between bacteria source organisms (human vs. wildlife for example) in applying Water Quality Standards. Therefore MST would likely not change the existing TMDL nor be considered in the evaluation of attainment of the beneficial use.

Mary M. Meyer

From: Jerrod P. Jaeger [jerrod@jaegerlawoffice.com]
Sent: Wednesday, December 07, 2011 1:55 PM
To: Mary M. Meyer
Subject: Liquor License Approval Hearing for Smooth
Attachments: Addendum to Lease of Smooth.pdf; Afft of Brandy Kroese in support.pdf; Completed Liquor License Application.pdf; Assignment.pdf; Amendment and Election Filings.pdf

Ms. Meyer:
I am writing on behalf of my client, Kali Records, LLC. It occurred to me that the Council members may not have been supplied a copy of the supporting documents for the above-mentioned liquor license application, which is scheduled for hearing on Monday. I want to make sure that they are fully informed of the facts surrounding the application. So, if you would be so kind as to forward the attachments to each Councilperson, I would greatly appreciate it.
Also, please make it clear to the Council that I am open for any question that they may have regarding this application. I can be reached by e-mail or phone as shown below.
Sincerely,

Jerrod P. Jaeger
140 N 8th Street, Suite 250
The Apothecary Building
Lincoln, NE 68508
☎(402)476-6585
🖷(402)476-7499
jerrod@jaegerlawoffice.com
www.jaegerlawoffice.com

The information contained in this email message may be attorney/client privileged and confidential information and is intended only for the use of the individual or entity named herein. If the reader of this message is not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. Although this email and any attachments are believed to be free of any virus or other defect that might affect any computer system into which it is received and opened, it is the responsibility of the recipient to ensure that it is virus free and no responsibility is accepted by the sender for its use. If you have received this communication in error, please immediately notify the sender by return email. Thank you

ADDENDUM TO LEASE AND ACKNOWLEDGMENT

THIS ADDENDUM TO LEASE AND ACKNOWLEDGMENT (this "Addendum"), dated November 4, 2011, is made and entered into by **Kali Records, LLC**, (the "Tenant") and **Dean Investments Co, LLC** (the "Landlord").

RECITALS

A. Tenant and Landlord entered into a commercial lease on December 21,2010 (the "Lease").

B. At the time the Lease was executed, the Tenant limited liability company was owned and managed by Mr. Shane Harrington ("Harrington"), an individual.

C. On October 1, 2011, Ms. Brandy Kroese ("Kroese") purchased all of Harrington's interest in Tenant (the "Purchase").

NOW, THEREFORE, Landlord and Tenant agree and acknowledge as follows:

1. Landlord acknowledges that it has been made aware of the Purchase.

2. Landlord and Tenant agree that the Purchase does not violate the terms of the Lease. Said lease being in force, valid, and enforceable against the Landlord and Tenant as of the execution of this Addendum.

3. If any approval was required, Landlord approves of the Purchase.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

IN WITNESS WHEREOF, the Pledgor, the Pledgee, and the Company have each caused this Securities Pledge Agreement to be duly executed and delivered by itself or its duly authorized officer as of the date first above written.

"LANDLORD"

Dean Investments Co. LLC

By: Michael Dean
Printed Name: Michael Dean
Title: Managing Partner

"TENANT"

Kali Records, LLC

By: Brandy Kroese
Printed Name: Brandy Kroese
Title: Owner

ASSIGNMENT AND ASSUMPTION OF L.L.C. INTERESTS

THIS ASSIGNMENT AND ASSUMPTION AGREEMENT relating to Kali Records, LLC, a limited liability company (the "Company"), is made and entered into as of October 1, 2011 (the "Agreement"). Capitalized terms used but not defined in this Agreement shall have the meanings ascribed to them in the Operating Agreement of Kali Records, LLC, dated February 20, 2009.

RECITALS

WHEREAS, Shane Harrington (the "Assignor") is a Member in the Company in accordance with the effective Operating Agreement of the Company (the "Operating Agreement").

WHEREAS, the Assignor desires to transfer, convey, and assign, effective as of October 1, 2011 (the "Effective Date"), 100% of his interests in the Company (the "Assigned Company Interests") to Brandy Kroese (the "Assignee"), and the Assignee desires to assume the Assignor's rights and obligations with respect to the Assigned Company Interests.

AGREEMENT

NOW, THEREFORE, in consideration of the promises, agreements, and mutual obligations hereinafter set forth, the Assignor and the Assignee covenant and agree as follows:

1. Incorporation of Recitals. The recitals set forth above constitute an integral part of this Agreement and are incorporated herein by reference.

2. Assignment and Assumption.

2.1. The Assignor, on behalf of himself and each of his related persons (including, without limitation, any heirs, descendants, or other potential beneficial owners) does hereby irrevocably transfer, convey, and assign to the Assignee, effective as of the Effective Date, any and all right, title, and interest relating to the Assigned Company Interests, and hereby agrees that notwithstanding any provision of the Operating Agreement to the contrary, all distributions, credits, and other payments arising from or made in connection with the ownership of the Assigned Company Interests on or after the Effective Date shall be payable to and paid to or for the benefit of the Assignee.

2.2. The Assignee hereby assumes all of the obligations, commitments, and liabilities of the Assignor in respect of the Assigned Company Interests under the Operating Agreement, the Assignor's subscription agreements to the Company, and any offering documents and statements related to the Assigned Company Interests.

3. Interest. Assignor relinquishes all of its rights, titles, and interests in and to the Assigned Company Interests.

4. Private Offering. The Assignee acknowledges that the offering and sale of the Assigned Company Interests is intended to be exempt from registration under the Securities Act of 1933, as amended (the "Securities Act"), by virtue of Section 4(2) of the Securities Act. To confirm the availability of that exemption with respect to the sale of the Assigned Company Interests, the Assignee agrees that this transaction did not involve any public offering. Assignee also makes the representations and warranties contained in Paragraph #5 below, which are claimed as her qualifications for this exemption.

5. Information, Reliance, Etc.

5.1. Documents; Consultations. The Assignee has: (i) received and carefully read the Operating Agreement; (ii) evaluated and understands the risks of a purchase of the Assigned Company Interests; (iii) relied solely on the information contained in the Operating Agreement and this Agreement; and (iv) had ample opportunity to consult with the Assignee's legal, tax, and financial advisers.

5.2. Inquiries. The Assignee has been given the opportunity to: (i) ask questions of, and receive answers from, the Member concerning the terms and conditions pertaining to the Assigned Company Interests and related matters; and (ii) obtain any additional information the Assignee wanted in order to verify the accuracy of the information provided (to the extent the Member had such additional information or was able to acquire it without unreasonable effort or expense) in order for the Assignee to evaluate the merits and risks of her purchase of the Assigned Company Interests. The Assignee has not been given any other offering materials other than the Operating Agreement and this Agreement.

5.3. No Reliance. In deciding to purchase the Assigned Company Interests, the Assignee has not relied on any oral or written representations or warranties by the Company, any placement agent, the Assignor, or any member, manager, officer, employee, agent, or affiliate of any of them, other than the representations and warranties in this Agreement.

5.4. Assignee's Knowledge. The Assignee has: (i) such knowledge and experience in financial and business matters that the Assignee is capable of evaluating the merits and risks of purchasing the Assigned Company Interests and of making an informed investment decision with respect to that purchase; (ii) investigated the purchase of the Assigned Company Interests to the extent the Assignee has deemed necessary or desirable; and (iii) decided that the Assigned Company Interests are a suitable investment for the Assignee.

5.5 Agreement to Not Resell. Assignee agrees to not resell or distribute the Assigned Company Interests to the public.

6. Release of Claims. Assignor, on behalf of himself and each of his related persons (including, without limitation, any heirs, descendants, or other potential beneficial owners) hereby releases and forever discharges the Assignee, the Company, and each of their respective individual, joint or mutual, past, present, and future representatives, affiliates, shareholders, owners, partners, members, subsidiaries, successors, and assigns (individually, a "Releasee" and collectively, the "Releasees") from any and all claims, demands, proceedings, causes of action, orders, debts, and liabilities whatsoever, whether known or unknown, suspected or unsuspected, both at law and in equity, which the Assignor, or any of its affiliates now has, have ever had, or may hereafter have against the respective Releasees arising contemporaneously with or prior to the Effective Date, or on account of or arising out of any matter, cause, or event occurring contemporaneously with or prior to the Effective Date, including, but not limited to, any and all rights to indemnification, reimbursement, or other rights or claims, which arise out of this Agreement, the Operating Agreement, and any offering documents and statements related to the Assigned Company Interests.

7. Absence of Claims. The Assignor hereby irrevocably covenants to refrain from, directly or indirectly, asserting any claim or demand, or commencing, instituting, or causing to be commenced any proceeding of any kind against any Releasee, based upon any matter purported to be released hereby.

8. Authority. The Assignor hereby represents and warrants that the Assignor has valid right, title, and interest in and to the Assigned Company Interests, that there are no other parties holding any right, title, or interest in or to the Assigned Company Interests, and that the Assignor is duly authorized and empowered to execute this Agreement and does so on his own behalf and on behalf of his executors, administrators, and affiliates.

9. Novation of Assignor. Effective as of the Effective Date, the Assignor shall be released from, and the Assignee shall assume as his/her direct obligations as if the Assignee were the original owner of the Assigned Company Interests and the related Capital Accounts, any and all liabilities and obligations of the Assignor in respect of the Assigned Company Interests under the Operating Agreement, and any offering documents and statements related to the Assigned Company Interests, or otherwise accruing to the Assignor as a Member of the Company, whether such obligations or liabilities accrued prior to or subsequent to the date hereof.

10. Counterparts. This Agreement may be executed in any number of counterparts, and each such counterpart hereof shall be deemed to be an original instrument, but all of such counterparts together shall constitute but one agreement.

11. Governing Law. The Assignor and Assignee hereby agree that the laws of the State of Nebraska shall govern the validity, construction, interpretation, and effect of this agreement, without giving effect to choice of law principles.

12. Binding Effect. This Agreement shall be binding upon all parties hereto and their respective heirs, beneficiaries, successors, and assigns.

[Signature page to follow]

IN WITNESS WHEREOF, the Assignor and Assignee have executed this Agreement as of the date first above written.

ASSIGNOR: Shane Harrington

By: Self
Name: Shane Harrington
Title: _____

ASSIGNEE: Brandy Johnson

By: Self
Name: Brandy Johnson
Title: _____

JAEGER LAW OFFICE, P.C., L.L.O.

Jerrod P. Jaeger – Attorney at Law
140 N 8th Street, Suite 250
The Apothecary Building
Lincoln, NE 68508

(402)476-6585
Fax (402)476-7499
jerrod@jaegerlawoffice.com
www.jaegerlawoffice.com

AFFIDAVIT

STATE OF NEBRASKA)
)SS.
COUNTY OF Lancaster)

1. I, Brandy L. Kroese, am the sole owner, director, and manager of Kali Records, LLC.

2. Kali Records, LLC, is applying for a retail liquor license from the Nebraska Liquor Control Commission. Kali Records, LLC, is applying as its Trade Name, Smooth. Said name is attached to the nightclub located at 1644 "O" Street, Lincoln, NE 68508.

3. Kali Records, LLC, previously applied for a liquor license on December 22, 2010. Upon hearing before the City Council of the City of Lincoln, Nebraska, the City Council decided to recommend to the Nebraska Liquor Control Commission that the application should be denied for the following reasons (quoted from Lincoln City Council Resolution No. A-86216:

a. The applicant is unfit, unwilling, and/or unable to properly provide the service proposed within the City of Lincoln.

b. The applicant cannot conform to all provisions and requirements of and rules and regulations adopted pursuant to the Nebraska Liquor Control Act and/or pertinent City ordinances.

c. The applicant has not demonstrated that the type of management and control to be exercised over the premises described in the application will be sufficient to insure that the licensed business can conform to all provisions and requirements of and rules and regulations adopted pursuant to the Nebraska Liquor Control Act, and pertinent City ordinances.

d. The applicant has not demonstrated that the issuance of the license is or will be required by the present or future public convenience and necessity.

4. At the time of the previous application, Kali Records, LLC, was owned and managed by Shane Harrington. Since the denial of the application, Mr. Harrington sold the company to me.

5. Shane Harrington has no ownership interest in Kali Records, LLC, its trade name, Smooth, or Smooth bar. He is not a silent partner. He is not an employee. He has no management rights, responsibilities, or authority regarding the running of Kali Records, LLC, its trade name, Smooth, or Smooth bar.

6. In response to City Council's findings, I submit the following exhibits:

a. Exhibit A: Certificate of Completion Responsible Hospitality Council Management Training

b. Exhibit B: Certificate of Completion - SureSell Nebraska On-Premise Alcohol Server Training

c. Exhibit C: Certificate of Completion - Food Handler Training - Restricted/Shift Food Manager Permit

d. Exhibit D: Letter of Recommendation from Dr. Travis J. Bangert D.C.

e. Exhibit E: Letter of Recommendation from Susan DeLuca Smith

7. Regarding the Letter of Recommendation from Dr. Travis J. Bangert, D.C., he is a doctor of chiropractic medicine. He is the successful business owner of Advanced Chiropractic Solutions. I have been a patient of his and we have established a good friendship over the years.

8. Regarding the Letter of Recommendation from Susan DeLuca Smith, she is currently working with Eagle Race Way in Nebraska. She places all the orders for their vendors including all the alcohol orders. She sets up all the promotions and marketing for them as well. She has brought in concerts including the beach Boys last year. She has a law degree as well. She has worked with Fortune 1000 companies for the last 22 years. She is very knowledgeable in the business field and hospitality field. She has helped me with getting in contact with her representatives at all the distribution centers for ordering alcoholic and non-alcoholic products. She has helped me create a list of what is required to have in a bar and form her knowledge what products are selling the best so I know what I should and should not carry in Smooth.

9. I feel that the addition of these recommendations and certifications to this application show that Kali Records, LLC, and Smooth are fit for licensure as a liquor establishment. Furthermore, any negative sentiments held toward Mr. Harrington's reputation have been removed from the business.

Brandy L. Kroese

Subscribed and Sworn to before me this 31st day of October, 2011.

GENERAL NOTARY - State of Nebraska
JERROD P. JAEGER
My Comm. Exp. Sept. 13, 2013

Notary Public

Certificate of Completion
Responsible Hospitality Council
Management Training

This certificate is awarded to

Brandy Kroese

For completing the Hospitality Insighter Training October 13, 2011

Responsible Hospitality Council

Signature _____ Date 10-13-11

Signature _____ Date 10/13/11

Responsible Hospitality Council

SureSellNow.com

EXHIBIT B

CERTIFICATE OF COMPLETION

This is to Certify that

Brandy Kroese

has met all training requirements and successfully completed the following course and/or exam.

SureSell Nebraska On-Premise Alcohol Server Training

April 06, 2011

Expiration Date: April 05, 2014

Diversys Learning, Inc.
1101 Arrow Point Drive, Suite 302
Cedar Park, TX 78613

SureSellNow.com

Rhiann Eltsie

Authorized Signature

This course is approved by the Nebraska Liquor Control Commission (LCC). This training complies with all standards under Title 237 of Nebraska State Law.

foodsafety is in your HANDS

Certificate of Course Completion

Brandy L Kroese

has successfully completed

Food Handler Training - Restricted/Shift Food Manager Permit

- for those who serve food in Lincoln-Lancaster county

January 07, 2011

Permit Expires: 1-7-2013 | Amount Paid: $20.00 | Permit # RS-106615

LINCOLN LANCASTER COUNTY HEALTH DEPARTMENT

Lincoln-Lancaster County Health Department
Environmental Public Health Division
Food Safety Program
3140 N Street
Lincoln, NE 68510-1514

Phone: (402) 441-8033
E-mail: jjensen@lincoln.ne.gov

EXHIBIT C

ADVANCED
CHIROPRACTIC SOLUTIONS

To Whom It May Concern:

The purpose of this letter is to serve as recommendation for one Miss Brandy Kroese.

I first met Miss Kroese when she presented to my clinic with some neck pain. Through our treatment sessions is when I began to really get to know Brandy, and get an understanding of who she is and what she is about.

Miss Kroese is a positive, inspiring, and motivated individual who has an amazing drive for success. She is a single mother of a very bright little girl who u can tell loves her mom very much. Brandy's dream is to run a successful and reputable business in Lincoln so that she can not only provide for her family, but also one day give back to the community that served her so well.

As a business owner myself I can see her potential as an employee and wish my current work force possessed her amazing qualities and uplifting talent. She is well aware she always has a job with me if she so desires.

Brandy Kroese has my full and complete recommendation.

Sincerely

Dr. Travis J. Bangert D.C.

EXHIBIT
D

Phone (402) 328-0028
Fax (402) 328-0049
www.advancedchiropracticsolutions.com

October 20, 2011

Brandy Kroese
Owner-Manager
Smooth
1644 O Street
Lincoln, NE 68508

Dear Brandy:

It is with great pleasure that I provide a recommendation for you to support your efforts in obtaining the proper liquor and catering licensing for your recent nightclub acquisition.

As you are aware, I am extremely supportive of the entire concept of Club Smooth. I firmly believe that it will provide a very positive and sophisticated influence on the downtown nightlife of Lincoln, which is something that is critically needed.

I am excited that you have decided to purchase this club and I feel that you will successfully navigate the ownership transition and implementation phase with ease due to your tenacious work ethic and attention to detail. I also look forward to the establishment and success of another woman-owned business in Lincoln.

After 22 years of Fortune 1000 sales experience in a service industry, combined with my event marketing and business planning consulting work here in Nebraska, I have come to understand very succinctly the recipe needed for service-related business success. Without question, I believe that the combination of the concept of Smooth, the facilities of Smooth, the growth plan of Smooth, and the management structure you are intending for Smooth will ensure tremendous stability and growth in downtown Lincoln.

All the best for your new endeavor! Please do not hesitate to contact me should you need any additional assistance.

Sincerely,

Susan DeLuca Smith , JD
1351 Prairie View Road
Eagle, NE 68347
630-577-7400

STATE OF NEBRASKA ♦ SECRETARY OF STATE'S OFFICE
BUSINESS SERVICES
1445 "K" STREET • STATE CAPITOL SUITE 1301 • LINCOLN, NE • 68509

Corporations	Uniform Commercial Code	Notary
P.O. BOX 94608	P.O. BOX 95104	P.O. BOX 95104
(402) 471-4079	(402) 471-4080	(402) 471-2558

JOHN A. GALE
Secretary of State

JUDY JOBMAN
Deputy Secretary of State

Enclosed is your copy of the Statement of Election filed by the Secretary of States Office.

Please note filing the statement of election will change the information displayed on our website. The names and addresses of the members and/or managers will no longer display.

Thank-you
Nebraska Secretary of States
Business Services Division

STATE OF NEBRASKA ♦ SECRETARY OF STATE'S OFFICE
1445 "K" STREET • STATE CAPITOL SUITE 1301 • LINCOLN, NE • 68509
BUSINESS SERVICES DIVISION

CORPORATIONS
P.O. BOX 94608
(402) 471-4079
FAX: 471-3666

UNIFORM COMMERCIAL CODE
P.O. BOX 95104
(402) 471-4080
FAX: 471-4429

NOTARY
P.O. BOX 95104
(402) 471-2558
FAX: 471-4429

JOHN A. GALE
Secretary of State

www.sos.state.ne.us

JUDY JOBMAN
Deputy Secretary of State

JERROD P. JAEGER
SUITE 250
140 N 8TH STREET
LINCOLN, NE 68508

October 24, 2011

ACKNOWLEDGEMENT OF FILING

The document(s) listed below were filed with the Nebraska Secretary of State's Office, Corporation Division. A label has been affixed to each filing signifying the filing stamp for the Nebraska Secretary of State's Office, Corporation Division. This filing label indicates the date and time of the filing and also references a document number that can be used to reference this filing in the future.

Please remember it is your responsibility to notify the Secretary of State's office of any change(s) in the information you filed.

ACKNOWLEDGEMENT OF FILING FEES RECEIVED

Action/Service	Company/Entity Name	Fee Received
Statement of Election	KALI RECORDS, LLC	10.00
Per Page Charge	KALI RECORDS, LLC	5.00
Amendment	KALI RECORDS, LLC	10.00
Per Page Charge	KALI RECORDS, LLC	10.00
	Total Fees Received	$35.00

Jody
Filing Officer

NE Sec of State John A Gale - CORP SE
1001080702 Pgs: 1
KALI RECORDS, LLC
Filed: 10/24/2011 02:33 PM

STATEMENT OF ELECTION
LIMITED LIABILITY COMPANY

Submit in Duplicate

John A. Gale, Secretary of State
Room 1301 State Capitol, P.O. Box 94608
Lincoln, NE 68509
(402) 471-4079
http://www.sos.state.ne.us.

Name of Limited Liability Company Kali Records, LLC

Pursuant to Neb. Rev.Stat. §21-197, the above named Limited Liability Company has elected in the manner provided in its operating agreement or by laws for amending the operating agreement, to be subject to the Nebraska Uniform Limited Liability Company Act and hereby files this statement of election.

Signature of Authorized Representative

Printed name of Authorized Representative

NOTE: This form is only to be used by a limited liability company organized before January 1, 2011.

FILING FEE: $15.00

AMENDED CERTIFICATE OF ORGANIZATION
LIMITED LIABILITY COMPANY

Submit in Duplicate

NE Sec of State John A Gale - CORP A
1001080703 Pgs: 2
KALI RECORDS, LLC
Filed: 10/24/2011 02:33 PM

John A. Gale, Secretary of State
Room 1301 State Capitol, P.O. Box 94608
Lincoln, NE 68509
(402) 471-4079
http://www.sos.state.ne.us

Name of Limited Liability Company Kali Records, LLC

Date Certificate of Organization was filed 03/19/2009

Please mark the changes this amendment makes to the certificate as most recently amended or restated and provide the appropriate changes.

____ Name of Limited Liability Company

____ Professional Service being rendered by the Limited Liability Company

✓ Street and mailing address of the Designated Office

3711 Faulkner Dr. # 302, Lincoln, NE 68516

✓ Name of Registered Agent Jerrod P. Jaeger

✓ Street, mailing address and post office box (if any) of Registered Agent

140 N 8th Street, Suite 250, Lincoln, NE 68508

✓ Any other changes to the certificate of organization

See Additional Page.

(attach additional pages if needed)

Effective date if other than the date filed ____

Signature of Authorized Representative

Brandy L. Kroese
Printed Name of Authorized Representative Date

FILING FEE: $15.00 plus $5.00 per additional page
Revised 10/12/11

Neb. Rev. Stat. 21-118

ADDITIONAL AMENDMENTS TO CERTIFICATE OF ORGANIZATION
LIMITED LIABILITY COMPANY

Remove, as Manager, the following:

Shane Harrington
9420 Larges Court
Lincoln, NE 68512

Add, as Manager, the following:

Brandy L. Kroese
3711 Faulkner Dr. # 302
Lincoln, NE 68516

APPLICATION FOR LIQUOR LICENSE
CHECKLIST - RETAIL

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

Applicant Name Kali Records, LLC

Trade Name Smooth Previous Trade Name _____

E-Mail Address: smoothlincoln@gmail.com

Provide all the items requested. Failure to provide any item will cause this application to be returned or placed on hold. All documents must be legible. Any false statement or omission may result in the denial, suspension, cancellation or revocation of your license. If your operation depends on receiving a liquor license, the Nebraska Liquor Control Commission cautions you that if you purchase, remodel, start construction, spend or commit money that you do so at your own risk. Prior to submitting your application review the application carefully to ensure that all sections are complete, and that any omissions or errors have not been made. You may want to check with the city/village or county clerk, where you are making application, to see if any additional requirements must be met before submitting application to the state.

REQUIRED ATTACHMENTS

Each item must be checked and included with application or marked N/A (not applicable)

N/A On file w/in last 2 years 1. Fingerprint cards for each person (two cards per person) must be enclosed with a check payable to the Nebraska State Patrol for processing in the amount of $38.00 per person. All areas must be completed on cards as per brochure. To prevent the delay in issuing your license, we strongly suggest you go to any Nebraska State Patrol office or law enforcement agency listed in the enclosed fingerprint brochure.

X 2. Enclose application fee of $400, check made payable to the Nebraska Liquor Control Commission.

X 3) Enclose the appropriate application forms;
Individual License (requires insert form 1)
Partnership License (requires insert form 2)
Corporate License (requires insert form 3a & 3c)
Limited Liability Company (LLC) (requires form 3b & 3c)

X 4. If building is being leased send a copy of signed lease. Be sure the lease reads in the name of the individual(s), corporation or Limited Liability Company making application. Lease term must run through the license year being applied for.

N/A 5. If building is owned or being purchased send a copy of the deed or purchase agreement in the name of the applicant.

N/A 6. If buying the business of a current liquor license holder:
a) Provide a copy of the purchase agreement from the seller (must read applicants name)

M111207-5 app.

b) Provide a copy of alcohol inventory being purchased (must include brand names and container size)
c) Enclose a list of the assets being purchased (furniture, fixtures and equipment)

N/A 7. If planning to operate on current liquor license; enclose Temporary Operating Permit (T.O.P.)(form 125).

N/A 8. Enclose a list of any inventory or property owned by other parties that are on the premise.

X 9. For citizenship, residency and voter registration requirements see enclosed brochure.

X 10. Corporation or Limited Liability Company must enclose a copy of articles of incorporation; as filed with the Secretary of State's Office. This document must show barcode.

X 11. Submit a copy of your business plan.

I acknowledge that this application is not a guarantee that a liquor license will be issued to me, and that the average processing period is 60 days. Furthermore, I understand that all the information is truthful and I accept all responsibility for any false documents.

Brandy J Knolse
Signature

10/31/11
Date

APPLICATION FOR LIQUOR LICENSE
RETAIL

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/

CLASS OF LICENSE FOR WHICH APPLICATION IS MADE AND FEES
CHECK DESIRED CLASS

RETAIL LICENSE(S) Application Fee $400 (non refundable)

- ☐ A BEER, ON SALE ONLY
- ☐ B BEER, OFF SALE ONLY
- ☒ C BEER, WINE, DISTILLED SPIRTS, ON AND OFF SALE
- ☐ D BEER, WINE, DISTILLED SPIRITS, OFF SALE ONLY
- ☐ I BEER, WINE, DISTILLED SPIRITS, ON SALE ONLY
- ☐ AB BEER, ON AND OFF SALE
- ☐ AD BEER ON SALE ONLY, BEER, WINE, DISTILLED SPIRITS OFF SALE
- ☐ IB BEER, WINE, DISTILLED SPIRITS ON SALE, BEER OFF SALE ONLY
- ☐ ID BEER, WINE, DISTILLED SPIRITS ON AND OFF SALE

☐ Class K Catering license (requires catering application form 106) $100.00

Additional fees will be assessed at city/village or county level when license is issued

Class C license term runs from November 1 – October 31
All other licenses run from May 1 – April 30
Catering license (K) expires same as underlying retail license

CHECK TYPE OF LICENSE FOR WHICH YOU ARE APPLYING

- ☐ Individual License (requires insert form 1)
- ☐ Partnership License (requires insert form 2)
- ☐ Corporate License (requires insert form 3a & 3c)
- ☒ Limited Liability Company (LLC) (requires form 3b & 3c)

NAME OF ATTORNEY OR FIRM ASSISTING WITH APPLICATION (if applicable)
Commission will call this person with any questions we may have on this application

Name Jerrod P. Jaeger Phone number: (402)476-6585

Firm Name Jaeger Law Office, P.C., L.L.O.

PREMISE INFORMATION

Trade Name (doing business as) Smooth

Street Address #1 1644 O Street

Street Address #2

City Lincoln County Lancaster Zip Code 68508

Premise Telephone number (402)261-8432

Is this location inside the city/village corporate limits: [x] YES [ ] NO

Mailing address (where you want to receive mail from the Commission)

Name Kali Records, LLC

Street Address #1 3711 Faulkner Dr. #302

Street Address #2

City Lincoln State NE Zip Code 68516

DESCRIPTION AND DIAGRAM OF THE STRUCTURE TO BE LICENSED
READ CAREFULLY

In the space provided or on an attachment draw the area to be licensed. This should include storage areas, basement, outdoor area, sales areas and areas where consumption or sales of alcohol will take place. If only a portion of the building is to be covered by the license, you must still include dimensions (length x width) of the licensed area as well as the dimensions of the entire building. No blue prints please. Be sure to indicate the direction north and **number of floors** of the building.

**For on-premise consumption liquor licenses minimum standards must be met by providing at least two restrooms

Length _____ feet
Width _____ feet
PROVIDE DIAGRAM OF AREA TO BE LICENSED BELOW OR (ATTACH SEPARATE SHEET)

APPLICANT INFORMATION

1. **READ CAREFULLY. ANSWER COMPLETELY AND ACCURATELY.**

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 the charge 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

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

2. Are you buying the business of a current retail liquor license?

☐ YES ☒ NO

If yes, give name of business and liquor license number _____

a) Submit a copy of the sales agreement
b) Include a list of alcohol being purchased, list the name brand, container size and how many
c) Submit a list of the furniture, fixtures and equipment

3. Was this premise licensed as liquor licensed business within the last two (2) years?

☒ YES ☐ NO

If yes, give name and license number Sidewinders #81345

4. Are you filing a temporary operating permit to operate during the application process?

☐ YES ☒ NO

If yes:
a) Attach temporary operating permit (T.O.P.) (form 125)
b) T.O.P. will only be accepted at a location that currently holds a valid liquor license.

5. Are you borrowing any money from any source, include family or friends, to establish and/or operate the business?

☒ YES ☐ NO

If yes, list the lender(s) Shane Harrington (Seller financed purchase of LLC.)

6. Will any person or entity, other than applicant, be entitled to a share of the profits of this business?

☐ YES ☒ NO

If yes, explain. (All involved persons must be disclosed on application)

No silent partners

7. Will any of the furniture, fixtures and equipment to be used in this business be owned by others?

☐ YES ☒ NO

If yes, list such item(s) and the owner.

8. Is premise to be licensed within 150 feet of a church, school, hospital, home for the aged or indigent persons or for veterans, their wives, and children, or within 300 feet of a college or university campus?

☐ YES ☒ NO

If yes, provide name and address of such institution and where it is located in relation to the premises (Neb. Rev. Stat. 53-177)(1)

9. Is anyone listed on this application a law enforcement officer?

☐ YES ☒ NO

If yes, list the person, the law enforcement agency involved and the person's exact duties

10. List the primary bank and/or financial institution (branch if applicable) to be utilized by the business
a) List the individual(s) who will be authorized to write checks and/or withdrawals on accounts at this institution.

US Bank, 3300 S 10th Street, Lincoln, NE 68502, Brandy L. Kroese

11. List all past and present liquor licenses held in Nebraska or any other state by any person named in this application. Include license holder name, location of license and license number. Also list reason for termination of any license(s) previously held.

None.

12. List the alcohol related training and/or experience (when and where) of the person(s) making application. Those persons required are listed as followed:

a) Individual, applicant only (no spouse)
b) Partnership, all partners (no spouses)
c) Corporation, manager only (no spouse) as listed on form 3c
d) Limited Liability Company, manager only (no spouse) as listed on form 3c

Applicant Name	Date Trained (mm/yyyy)	Name of program where trained (name, city)
Brandy L. Kroese	04/2011	Sure Sell (online)
Brandy L. Kroese	10/2011	Responsible Hospitality (Lincoln, NE)

13. If the property for which this license is sought is owned, submit a copy of the deed, or proof of ownership. If leased, submit a copy of the lease covering the entire license year. **Documents must show title or lease held in name of applicant as owner or lessee in the individual(s) or corporate name for which the application is being filed.**

- [x] Lease: expiration date December 2013
- [ ] Deed
- [ ] Purchase Agreement

14. When do you intend to open for business? Upon licensure.

15. What will be the main nature of business? Bar/Club

16. What are the anticipated hours of operation? Friday - Saturday; 8pm - 2am each night

17. List the principal residence(s) for the past 10 years for all persons required to sign, including spouses.

RESIDENCES FOR THE PAST 10 YEARS, APPLICANT AND SPOUSE MUST COMPLETE					
APPLICANT: CITY & STATE	YEAR FROM	TO	SPOUSE: CITY & STATE	YEAR FROM	TO
Lincoln, NE	1981	Present			

If necessary attach a separate sheet.

The undersigned applicant(s) hereby consent(s) to an investigation of his/her background and release present and future 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 Nebraska Liquor Control Commission, the Nebraska State Patrol, and any other individual disclosing or releasing said information. Any documents or records for the proposed business or for any partner or stockholder that are needed in furtherance of the application investigation of any other investigation shall be supplied immediately upon demand to the Nebraska Liquor Control Commission or the Nebraska State Patrol. 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.

Individual applicants agree to supervise in person the management and operation of the business and that they will operate the business authorized by the license for themselves and not as an agent for any other person or entity. Corporate applicants agree the approved manager will superintend in person the management and operation of the business. Partnership applicants agree one partner shall superintend the management and operation of the business. All applicants agree to operate the licensed business within all applicable laws, rules, regulations, and ordinances and to cooperate fully with any authorized agent of the Nebraska Liquor Control Commission.

Must be signed in the presence of a notary public by applicant(s) and spouse(s). If partnership or LLC (Limited Liability Company), all partners, members and spouses must sign. If corporation all officers, directors, stockholders (holding over 25% of stock) and spouses. Full (birth) names only, no initials.

Brandy L Kroese	
Signature of Applicant	**Signature of Spouse**
Signature of Applicant	**Signature of Spouse**
Signature of Applicant	**Signature of Spouse**
Signature of Applicant	**Signature of Spouse**
Signature of Applicant	**Signature of Spouse**

ACKNOWLEDGEMENT

State of Nebraska
County of Lancaster

The foregoing instrument was acknowledged before me this

10/31/11 (date) by Brandy L. Kroese (name of person acknowledged)

Notary Public signature

Affix Seal

GENERAL NOTARY - State of Nebraska
JERROD P. JAEGER
My Comm. Exp. Sept. 13, 2013

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.

APPLICATION FOR LIQUOR LICENSE
LIMITED LIABILITY COMPANY (LLC)
INSERT - FORM 3b

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

Office Use

All members including spouse(s), are required to adhere to the following requirements:

1) **All members spouse(s) must be listed**
2) **Managing/Contact member and all members holding over 25% interest and their spouse(s) (if applicable) must submit fingerprints (2 cards per person)**
3) **Managing/Contact member and all members holding over 25 % shares of stock and their spouse (if applicable) must sign the signature page of the Application for License form 100 (even if a spousal affidavit has been submitted)**

Attach copy of Articles of Organization (Articles must show barcode receipt by Secretary of States office)

Name of Registered Agent: Jerrod P. Jaeger

Name of Limited Liability Company that will hold license as listed on the Articles of Organization

Kali Records, LLC

LLC Address: 3711 Faulkner Dr. #302

City: Lincoln State: NE Zip Code: 68516

LLC Phone Number: (402)202-4603 LLC Fax Number

Name of Managing/Contact Member
Name and information of contact member must be listed on following page

Last Name: Kroese First Name: Brandy MI: L

Home Address: 3711 Faulkner Dr. #302 City: Lincoln

State: NE Zip Code: 68516 Home Phone Number: (402)202-4603

Brandy L Kroese
Signature of Managing/Contact Member

ACKNOWLEDGEMENT

State of Nebraska
County of Lancaster **The foregoing instrument was acknowledged before me this**

10/31/11 **by** Brandy L. Kroese
Date **name of person acknowledge**

Affix Seal

GENERAL NOTARY - State of Nebraska
JERROD P. JAEGER
My Comm. Exp. Sept. 13, 2013

List names of all members and their spouses (even if a spousal affidavit has been submitted)

Last Name: Kroese First Name: Brandy MI: L

Social Security Numbe_____ Date of Birth: 4/7/81

Spouse Full Name (indicate N/A if single): N/A

Spouse Social Security Number:_____ Date of Birth:_____

Percentage of member ownership 100

Last Name:_____ First Name:_____ MI:_____

Social Security Number:_____ Date of Birth:_____

Spouse Full Name (indicate N/A if single):_____

Spouse Social Security Number:_____ Date of Birth:_____

Percentage of member ownership_____

Last Name:_____ First Name:_____ MI:_____

Social Security Number:_____ Date of Birth:_____

Spouse Full Name (indicate N/A if single):_____

Spouse Social Security Number:_____ Date of Birth:_____

Percentage of member ownership_____

Last Name:_____ First Name:_____ MI:_____

Social Security Number:_____ Date of Birth:_____

Spouse Full Name (indicate N/A if single):_____

Spouse Social Security Number:_____ Date of Birth:_____

Percentage of member ownership_____

List names of all members and their spouses (even if a spousal affidavit has been submitted)

Last Name:_____ First Name:_____ MI:_____

Social Security Number:_____ Date of Birth:_____

Spouse Full Name (indicate N/A if single):_____

Spouse Social Security Number:_____ Date of Birth:_____

Percentage of member ownership_____

Last Name:_____ First Name:_____ MI:_____

Social Security Number:_____ Date of Birth:_____

Spouse Full Name (indicate N/A if single):_____

Spouse Social Security Number:_____ Date of Birth:_____

Percentage of member ownership_____

Last Name:_____ First Name:_____ MI:_____

Social Security Number:_____ Date of Birth:_____

Spouse Full Name (indicate N/A if single):_____

Spouse Social Security Number:_____ Date of Birth:_____

Percentage of member ownership_____

Last Name:_____ First Name:_____ MI:_____

Social Security Number:_____ Date of Birth:_____

Spouse Full Name (indicate N/A if single):_____

Spouse Social Security Number:_____ Date of Birth:_____

Percentage of member ownership_____

Is the applying Limited Liability Company controlled by another corporation/company?

☐YES ■NO

If yes, provide the following:

1) Name of corporation _____
2) Supply an organizational chart of the controlling corporation named above
3) Controlling corporation **MUST** be registered with the Nebraska Secretary of State, copy of articles must be submitted with application §53-126

Indicate the company's tax year with the IRS (Example January through December)

Starting Date: January 1st Ending Date: December 31

Is this a Non Profit Corporation?

☐YES ■NO

If yes, provide the Federal ID #._____

In compliance with the ADA, this corporation insert form 3a is available in other formats for persons with disabilities. A ten day advance period is requested in writing to produce the alternate format.

MANAGER APPLICATION
INSERT - FORM 3c

Office Use

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

Manager must:

- Complete all sections of the application – make sure it is signed by a corporate officer
- Include two signed, completed fingerprint cards with a check for $38 payable to the NE State Patrol (unless you have fingerprints on file with us that are less than two years old, you must indicate that on the application)
- Provide a copy of one of the following: birth certificate, naturalization papers or US passport (even if you have provided this before)
- Be a registered voter in the state of Nebraska

If manager has a spouse who **will not** participate in the business, spouse must:

- Sign the application
- Complete the Spousal Affidavit of Non Participation Insert (must be notarized). The non-participating spouse completes the top half, the manager completes the bottom half
- Fingerprint cards and copy of birth certificate are **not** required for the spouse

If manager has a spouse who **will** participate in the business, the spouse must:

- Sign the application
- Include two signed, completed fingerprint cards with a check for $38 payable to the NE State Patrol (unless you have fingerprints on file with us that are less than two years old, you must indicate this on the application)
- Provide a copy of one of the following: birth certificate, naturalization papers or US passport (even if you have provided this before)
- Be a registered voter in the state of Nebraska
- Spousal Affidavit of Non Participation Insert **not** required

MANAGER APPLICATION
INSERT - FORM 3c

Office Use

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

Corporate manager, including their spouse, are required to adhere to the following requirements

1) **Must be a citizen of the United States**
2) **Must be a Nebraska resident (Chapter 2 – 006) and must provide proof of voter registration in the State of Nebraska**
3) **Must provide a copy of one of the following: state issued US birth certificate, naturalization paper or US passport**
4) **Must submit their fingerprints (2 cards per person) and fees of $38 per person, made payable to the Nebraska State Patrol**
5) **Must be 21 years of age or older**
6) **Applicant may be required to take a training course**

Corporation/LLC Information

Name of Corporation/LLC: Kali Records, LLC

Premise information

Premise License Number: _____
(if new application leave blank)

Premise Trade Name/DBA: Smooth

Premise Street Address: 1644 O Street

City: Lincoln State: NE Zip Code: 68508

Premise Phone Number: (402)261-8432

The individual whose name is listed as a corporate officer or managing member as reported on insert form 3a or 3b must sign their name below

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

Manager's information must be completed below PLEASE PRINT CLEARLY

Gender: ☐ MALE ■ FEMALE

Last Name: Kroese First Name: Brandy MI: L

Home Address (include PO Box if applicable): 3711 Faulkner Dr. #302

City: Lincoln County: Lancaster Zip Code: 68516

Home Phone Number: (402)202-4603 Business Phone Number: (402)261-8432

Social Security Number: Drivers License Number & State: NE H12456197

Date Of Birth: 4/7/81 Place Of Birth: Lincoln, NE

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

☐ YES ■ NO

Spouse's information

Spouses Last Name: First Name: MI:

Social Security Number: Drivers License Number & State:

Date Of Birth: Place Of Birth:

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
Lincoln, NE	1981	Present			

MANAGER'S LAST TWO EMPLOYERS

YEAR FROM	TO	NAME OF EMPLOYER	NAME OF SUPERVISOR	TELEPHONE NUMBER
2011	2011	Kali Records, LLC	Shane Harrington	(402)310-4373
2010	2010	Facts Management	Jen Thuelin	(402)466-1031

MANAGER AND SPOUSE MUST REVIEW AND ANSWER THE QUESTIONS BELOW
Please print clearly

1. **READ CAREFULLY. ANSWER COMPLETELY AND ACCURATELY.**
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 the charge 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

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

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.
Name: _____

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

4. Have you enclosed the required fingerprint cards and **PROPER FEES** with this application? (Cashier or money order made payable to the **Nebraska State Patrol for $38.00 per person**)
☐YES ■NO

Manager, Brandy L. Kroese submitted fingerprint cards and the proper fee within the last two years.

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 special 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.

Brandy L Kraese
Signature of Manager Applicant

Signature of Spouse

ACKNOWLEDGEMENT

State of Nebraska)
County of Lancaster) The foregoing instrument was acknowledged before me this

10/31/11 by Brandy L. Kraese
date name of person acknowledged

Notary Public signature

Affix Seal

GENERAL NOTARY - State of Nebraska
JERROD P. JAEGER
My Comm. Exp. Sept. 13, 2013

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.

Mary M. Meyer

From: lorenzenenterprises@juno.com
Sent: Monday, December 05, 2011 1:19 PM
To: Council Packet
Subject: repeal City Dividend

To City Council Lincoln Nebraska
Date 6 December 2011
From Richard M. Lorenzen 951 North 56th Street, Lincoln Phone (402) 464 8682 Subject : City Dividend

The City Dividend (now on Lincoln Electric System bills) is wrong for several reasons

We are told that the dividend will be charged to all, and it is, including schools. But public schools are funded largely by taxes, so the result is increased need for staff to pass on the dividend to real estate tax payers and added tax burden for individuals.

It is said that one of the benefits of publicly owned utility is not having an investor to whom to pay a dividend, yet exactly that is happening with this city dividend scheme.!

Even Lincoln Electric System is confused as to who owns the Lincoln Electric System – The document " Facts about your LES " published by LES, on the front page states,
" …… to oversee operations of the nonprofit, CUSTOMER-OWNED utility. "
(emphasis mine).

Yet in another LES publication titled " 2012 proposed budget and rate adjustment " the first line of the first paragraph states, " As a CITY-OWNED UTILITY, Lincoln Electric System serves as an advocate for our CUSTOMER-OWNERS by delivering …"
(emphasis mine.)

John Boyce of Lincoln-Lancaster county building and safety department told me that this department would determine a residence to be uninhabitable if it did not have electricity, the residents would be ordered to evaculate the residence soon. The lady at Salvation Army, in November 2011 told me that there was a 2-3 week back log of requests to file for Heat Share assistance – assistance in paying electric bills – WHICH NOW INCLUDE THE SO-CALLED CITY DIVIDEND and make additional burden for residences and individuals.

There is the issue of sales tax on the City Dividend – a tax on a tax. .

The City Dividend is a TAX so do not try to hide that fact by calling it something else.. It is an additional tax by Lincoln City Government which cannot buy enough buildings, and continues to expand government. While the Lincoln mayor and city council were desperate to enact this City Dividend, on 15 November 2011 – the water from the plant watering sprinklers in the land adjacent to 48th Street at Prescott across the street from Union College were running City Dividend water down the gutter – watering what, on 15 November? The city dividend is a money grab by a desperate City government to expand government and increase control of the lives of individuals. There is no sales tax on food, and there should be no sales tax or dividend tax on residential electricity.

REPEAL THIS CITY DIVIDEND IMMEDIATELY – CUT SPENDING

Media Release

Community Health Endowment of Lincoln

To: Media
CC: Mayor's Office, Lincoln City Council
From: Lori Vrtiska Seibel, President/CEO, 402-436-5516
Date: 12/6/11
Re: Spark! Grant Funding Awards

Community Health Endowment of Lincoln Announces Spark! Funding Awards

Following an extensive review of 25 applications in a mid-year Spark! funding cycle, the Board of Trustees of the Community Health Endowment (CHE) is pleased to announce the funding of six projects, representing $73,210 in funding over the next year. Spark! grants represent one-time or one-year grants of up to $15,000 that provide the unique opportunity to pilot an innovative or unproven idea or leverage funding from other sources.

- **Sponsor a series of maternal and child health classes for immigrant women, primarily Asian and Hispanic, who lack English language skills.** (Lincoln Literacy: $13,210)
- **Conduct quality improvement training among five behavioral health agencies for the purpose of improving business practices and reducing client wait times.** (Human Services Federation: $7,500)
- **Provide mass training and educating in the community about hands-only CPR.** (Lincoln Fire & Rescue: $15,000)
- **Secure low-cost diabetic supplies using group purchasing power among safety net providers.** (Lincoln-Lancaster County Health Department: $15,000)
- **Create and implement an 8-12 week multi-disciplinary program providing nutrition, exercise, and medical expertise to children who are overweight and their families.** (Teach a Kid to Fish: $15,000)
- **Provide gap funding to support the implementation of the One Campus project, a large scale grant effort to consolidate services and research for seniors.** (Seniors Foundation: $7,500)

The Community Health Endowment of Lincoln was established in 1998 and has granted nearly $15 million to make Lincoln the healthiest city in the nation. For more information about CHE, visit www.chelincoln.org,

CONTACT:

Lori Vrtiska Seibel, President/CEO
Office: 402.436.5516
Fax: 402.436.4128
EMAIL: lori.seibel@chelincoln.org

Community Health Endowment of Lincoln

Media Release

To: Media

CC: Mayor's Office, Lincoln City Council

From: Lori Seibel, President/CEO, 402-436-5516

Date: December 6, 2011

Re: 2011-12 Grant Schedule Revised

Community Health Endowment Announces Revised Grant Schedule

The Community Health Endowment of Lincoln (CHE) will make approximately $2 million available in FY2011-12 to improve community health through grants to eligible organizations. This funding will support the continuation of current projects, as well as new projects.

CHE is currently sponsoring a comprehensive study of Lincoln's safety net. This study is expected to be completed by February, 2012. Although CHE funding priorities would typically be announced in December 2011, the CHE Board of Trustees has revised the grant schedule so that the recommendations of the safety net study can be taken into consideration when setting the priorities.

Organizations interested in applying for CHE funding should **expect funding priorities to be released in February 2012**. Information regarding the funding priorities, application process, deadlines, and Applicant Workshops will be made available at www.chelincoln.org.

CHE was created in 1999 as a result of the sale of Lincoln General Hospital. As a grant-making organization, CHE supports non-profit agencies in achieving the vision of making Lincoln, Nebraska the healthiest community in the nation. During the past 12 years, CHE has returned nearly $15 million to the community.

Box 81309 Lincoln, NE 68501 www.CHELincoln.org © 402.436.5516 Fax 402.436.4128

A MUNICIPAL FUND OF THE CITY OF LINCOLN

DIRECTORS' AGENDA
ADDENDUM
MONDAY, DECEMBER 12, 2011

I. CITY CLERK

II. CORRESPONDENCE FROM THE MAYOR & DIRECTORS

MAYOR

1. NEWS RELEASE. Mayor Beutler's public schedule for the week of December 10th through December 16, 2011.

STREET CONDITION UPDATE

1. City of Lincoln Street Condition Update: Thursday, December 8, 2011, 3:15 p.m.
2. City of Lincoln Snow Removal Update: Friday, December 9, 2011, 6:00 a.m.

III. DIRECTORS

IV. COUNCIL MEMBERS

V. CORRESPONDENCE FROM CITIZENS

1. InterLinc correspondence from Russ Pinyan with a concern on LES fees.
2. Lincoln Electric System meeting agenda for Friday, December 16, 2011. Support materials can be found at www.les.com.
3. InterLinc question from Todd Cuddy regarding a neighborhood sidewalk. (Forwarded to Public Works)
4. Email from Robert Converse on the proposed HVAC code changes.
5. Correspondence from Duane Hovorka, Executive Director of the Nebraska Wildlife Federation stating approval for the approval of Lincoln Electric System's proposed budget for 2012, listing reasons for all elements of the sustainable energy package.

VI. INVITATIONS

See invitation list.

Date: December 9, 2011
Contact: Diane Gonzolas, Citizen Information Center, 402-441-7831

Mayor Beutler's Public Schedule
Week of December 10 through December 16, 2011
Schedule subject to change

Monday, December 12
- Mayor's Award of Excellence - 3 p.m., Council Chambers, County-City Building, 555 S. 10th St.
- Mayor's Neighborhood Roundtable meeting - 5:30 p.m., Mayor's Conference Room, 555 S. 10th St.
- Habitat for Humanity Board of Directors/Volunteer holiday party, remarks - 6:30 p.m., 144 N. 19th St. (Habitat warehouse)

Tuesday, December 13
- News conference, topic to be announced - 1:30 p.m., Room 303, County-City Building

Wednesday, December 14
- Parks Foundation Board meeting, medallion presentation to Bill Woito - 11:30 a.m., Parks and Rec Administration Building, 2740 "A" St. (Entrance and parking lot closed for construction – parking available in Zoo lot off 27th St.)

Thursday, December 15
- Human Rights Commission, remarks, presentation to Karla Cooper, outgoing Board member - 4 p.m., Council Chambers

Friday, December 16
- News conference, topic to be announced - 9:30 a.m., Room 303, County-City Building

Mary M. Meyer

From: Council Packet
Subject: FW: street condition update

CITY OF LINCOLN
STREET CONDITION UPDATE

For more information:
Public Works Snow Center -- 441-7644
Citizen Information Center -- 441-7547

Date: Thursday, December 8, 2011
Time: 3:15 p.m.

As a light snowfall continues in Lincoln, Public Works street crews are engaged in a full-scale material spreading operation. Nineteen units are currently spreading material on the city's snow emergency routes, major arterials and bus routes. Street crews will continue the material spreading operation through the overnight hours, looking specifically for trouble spots and problem areas that may develop.

Lincoln Police Department has been busy responding to accidents caused by the hazardous driving conditions with 56 reported since midnight. Motorists are urged to drive with caution and allow for the appropriate amount of following distance between vehicles.

StarTran reports that buses are running about 10 to 15 minutes behind schedule this afternoon.

Please stay informed on the status of snow operations in Lincoln. Additional information is available on the City website at lincoln.ne.gov and in your Windstream phone directory. If you have questions, you may call the Public Works Snow Center at 441-7644.

-30-

Mary M. Meyer

From: Council Packet
Subject: FW: snow removal update

CITY OF LINCOLN SNOW REMOVAL UPDATE

For more information:
Public Works Snow Center - 402-441-7644
Diane Gonzolas, cell 402-525-1520, work 402-441-7831

Date: Friday, December 9, 2011
Time: 6 a.m..

Lincoln is waking up to about two inches of snow and some slick conditions. The City has had 38 Public Works crew out since 8 last night plowing and sanding on emergency snow routes, major arterial streets and bus routes. Crews also are working around schools this morning. Parking bans are not in effect, but drivers are advised to be cautious and allow plenty of stopping distance.

Please stay informed on the status of snow operations in Lincoln. Additional information is available on the City website at lincoln.ne.gov and in your Windstream phone directory. If you have questions, you may call the Public Works Snow Center at 402-441-7644.

Mary M. Meyer

From: WebForm [none@lincoln.ne.gov]
Sent: Thursday, December 08, 2011 6:46 PM
To: Council Packet
Subject: InterLinc: Council Feedback

InterLinc: City Council Feedback for
General Council

Name: Russ Pinyan
Address: 2125 Gunnison Dr.
City: Lincoln, NE 68521

Phone: 4025606168
Fax:
Email: rusnjenp@hotmail.com

Comment or Question:
I have a concern about LES fees; I am asking the council because the answer(s) to my questions were not available at the LES office.
My wife and I are the owners of 2 six-plex properties here in Lincoln. On our monthly LES bill we are charged $14 for customer/facility charge and $3.25 for city dividend. These charges are more than what is paid at regular residential buildings like a single family dwelling. One of my propeties uses under $10 in energy per month, but my total bill is around $29. The staff at LES was very polite and professional when I stopped in, but even after calling down someone from upstairs, they told me that they do not know why the charges would be different; it is the city that makes this detemination.
1. My property uses less energy than most residential properties.
2. There is no special equipment at my propety.
3. There is no extra labor to provide the energy for my property.
=I feel that I have worked very hard and saved to be able to invest in these properties =I feel that it is unjust to assess a charge to me just because of the size of the building.

What is it that justifies the extra customer and facility charges and the extra dividend charge? Why not base it on the amount of usage or equipment or labor used to provide the energy.

Please respond or provide me with the name of who can explain. Also, someone at LES should be able to answer these questions.

1040 O Street, P.O. Box 80869
Lincoln, NE 68501-0869

AGENDA
LES ADMINISTRATIVE BOARD
Friday, December 16, 2011 – 9:30 A.M.
LES Board Room
1040 "O" Street

9:30 A.M.

1. **Call to Order**
2. **Approval of Minutes of the November 18, 2011 Regular Meeting of the LES Administrative Board**
3. **Comments from Customers**
4. **Introduction and Recognition of Staff**
   A. Sharon Schell, Administrative Support Specialist Senior, Energy Delivery; Patrick Goracke, Night Service Technician, Energy Delivery
5. **Committee Reports**
   A. Nominating Committee
      1. Nominations for 2012 Board Officers
   B. Operations & Power Supply Committee
   C. Budget & Rates Committee
   D. Finance & Audit Committee
   E. Personnel & Organization Committee
6. **Administrator & CEO Reports**
   A. Independent Assessment of Liquidity Requirements
   B. Recommendation Regarding Transfer to Rate Stabilization Fund for 2011 – LES Resolution 2011-18
   C. Ratification of Six-Month Claims – LES Resolution 2011-19
7. **Chief Operating Officer's Reports**
   A. Sustainability Target – LES Resolution 2011-20
   B. 2012 Fuel Purchasing Update
   C. Wind Resource Option Update
   D. Central Lincoln Reliability Project (CLRP) Update
   E. Customer Employee Life Cycle (CEL)/SAP Project Update
   F. Reliability Compliance Update
8. **Other Business**
   A. Monthly Financial and Power Supply Reports
   B. Miscellaneous Information
9. **Adjournment**

Next Administrative Board meeting Friday, January 20, 2012.

p: 402.475.4211
f: 402.473.3208
www.les.com

Mary M. Meyer

From: WebForm [none@lincoln.ne.gov]
Sent: Friday, December 09, 2011 2:20 PM
To: Council Packet
Subject: InterLinc: Council Feedback

InterLinc: City Council Feedback for
General Council

Name: Todd Cuddy
Address: 4400 High Street
City: Lincoln, NE, 68506

Phone: 4024722453
Fax:
Email: joesecondary@gmail.com

Comment or Question:
Dear City Council Members:

I am interested in the prospect of a sidewalk in our neighborhood. Specifically, a sidewalk along south 44th street from Van Dorn to Calvert street (either side of the street). Currently, there is nothing along this street. I've seen people, families, children, people in wheelchairs, and the blind walking down this street (and it is a rather busy street). It's even tougher in the winter with unplowed snow and ice on the street.

I have tried contacting the city sidewalk department, but have not had much success. I'm sure the funding of sidewalks has dried up like many other items in the city budget. Thank you for looking into this, and thank you for your time and service on the City Council. Happy Holidays!

Sincerely,

Todd Cuddy

Mary M. Meyer

From: Rgconverse@aol.com
Sent: Friday, December 09, 2011 2:32 PM
To: Council Packet
Subject: HVAC Code Changes

December 9, 2011

From Robert Converse

Dear council members,

As you prepare to vote on HVAC ordinance changes next Monday, I would like to bring a couple of thoughts to your attention:

1. One of the items Merle Scott proposed is to require permits and inspection of refrigerant piping. While this proposal sounds innocuous, his stated reason to activate this code change is to bring in more revenue to support his building code enforcement department? The primary reason behind requiring permits and inspections is to ensure a correct installation which should prevent any unsafe condition. I.E., public safety.
   This code change as proposed will now require that permits be taken and refrigerant piping inspected in grocery stores, and cold storage plants. Whenever a grocer wants to move or add a cold case or freezer display case, he will have to submit plans, take out a permit, and request inspection at rough in and at finish? Merle will definitely need more inspectors.

   The unique thing about this industry is that there is too much liability involved for a contractor to take short cuts. The chance of food spoilage or something done wrong that might cause injury to employees or the public is just too great for a contractor to install piping incorrectly. In addition, this part of the refrigeration industry is a specialized division that requires different licensing and training than commercial building and home comfort refrigerant piping. It is doubtful the HVAC inspectors have enough knowledge to require any changes to piping. Nor would they want to, as any changes inspectors might require, could shift failure liability to the city.

   Further more, licensing of refrigerant piping workmen may be the next requirement HVAC codes has in mind? Would this be to try to limit or regulate any outside contractor that might want to work in Lincoln? As a local contractor, I might think this is a good idea?

   Merle stated the local contractors are ok with this code requirement, but then why not? The refrigerant piping contractor will just add the permit cost to the cost of the piping changes and pass them on to the grocery store owner. But do we think the added permit costs will come out of the pocket of the wholesaler or retailer? No, these added costs will be passed on to the consumer in the form of higher food prices.

   My point is that building codes exist to protect the public. Merle makes no attempt to cover this code change as a safety or energy regulation. Only that more revenue will come in to support his department. This is a very poor reason for expansion of inspections into an area that requires very specific knowledge, does nothing to protect the public in any way, and will certainly swamp the existing inspection workforce.

2. The Proposed ban of 80% efficient furnaces in the City of Lincoln:
   Many people in Lincoln have an insurance policy that covers their major appliances, which includes furnaces and condensing units. If a furnace needs replacement, coverage will only replace the furnace with the same efficiency furnace and most policy holders do not realize that. Replacing an 80% efficient furnace with 90% efficient furnace would be considered an upgrade, and these extra costs are not be covered by the policy.

   When changing from 80% efficient to a 90% efficient furnace, the salesman will always ask “why wouldn’t you replace that old 10 SEER condensing unit with a 14 or 15 SEER condensing unit with a matching evaporator coil and coil cabinet?” Then he asks if you are interested in an efficient programmable set-back thermostat. How about a new humidifier and control?

My point is, changing from an 80% efficient furnace to a 90% efficient furnace is a big step up in efficiency and even though costly, it would make very little sense not to increase the cooling efficiency while increasing the heating efficiency. This proposed code change if adopted will force a decision on that very issue.

Please do not pass the HVAC code changes as presented.

Sincerely,

Robert (Bob) Converse (402) 890-7121
4720 S 85th Cir
Lincoln NE 68526

NEBRASKA WILDLIFE FEDERATION

December 8, 2011

RECEIVED
DEC 12 2011
CITY COUNCIL OFFICE

Council Member Eugene Carroll
555 South 10th Street
Lincoln, NE 68508

Dear Council Member Carroll,

I am writing to urge the Lincoln City Council to approve several important elements of the Lincoln Electric System's proposed budget for 2012. These have been lumped together as the 'sustainable energy package', but each one is important to Lincoln Electric System's customers, and we urge your support for all three.

The $6 million investment in a new landfill gas project at the Lincoln landfill will provide Lincoln Electric System (LES) with a unique opportunity to capture a resource that is now not just wasted, but is an environmental problem. The $2 million proposed for wind energy interconnections will allow LES to tap into a cost-effective and renewable source of electric power. Both of these projects will diversify the sources of power generation for LES, and reduce the utility's risk in the future from higher fuel and transportation costs, and new environmental rules that are also making power from coal and other fossil fuels more expensive.

We also urge your support for the $3 million proposed for the Sustainable Energy Program. As we shared with the LES Board, we believe the $3 million proposed for the Sustainable Energy Program should really be at least $5 million in 2012, with higher sums in the future. This program, like similar programs at other electric utilities, are proving to be very cost-effective ways to meet the energy demands of utility customers while keeping rates low for everyone.

As background, Lincoln Electric System and other Nebraska electric utilities face new rules from the Environmental Protection Agency that will reduce sulfur dioxide, nitrous oxides, particulates, ozone, mercury and other air pollution emissions, and regulate coal ash due to the hazardous constituents it contains. Those rules are designed to begin to internalize the high health and environmental costs that coal-fired powerplants now impose on neighbors downwind and downstream – including many Nebraskans.

Lincoln Electric System gets a sizeable portion of its power from the Gerald Gentleman and Sheldon stations owned and operated by Nebraska Public Power District. According to LES information, roughly 177 Megawatts (MW) of capacity from those powerplants comes to LES, representing 17% to 18% of LES generation resources.

As we have shared with the LES board, there are tremendous opportunities to make large-scale investments in energy efficiency among the LES commercial, industrial and residential customer

base – investments that would allow LES to forego the power from one or both of these powerplants.

LES's own analysis of a broad range of sustainable alternatives this past summer identified a number of cost-effective alternatives. In some cases, like weatherizing homes, the net financial impact was positive for LES and its ratepayers. In other cases, the alternatives are cheaper than new coal-fired powerplant capacity. Given the huge cost of retrofitting old coal-burning powerplants like Gentleman and Sheldon, we believe many of the alternatives that LES identified would also be cheaper than retrofits.

For example, through its Sustainable Energy Program LES has invested about $5 million over 3 years in cost-effective customer-level energy efficiency measures. Those investments will avoid about 10 MW in future new generation that LES will not need to make. LES staff estimates that the $2 million invested through the Sustainable Energy Program in 2011 will avoid about $5 million in future generation cost.

Based on the Sustainable Energy Program results, the program is 'buying' capacity at around $530,000 per MW. That estimate tracks with estimates we have seen from other states, where energy efficiency programs have been offsetting capacity for $300,000 to $500,000 per MW.

Similarly, Nebraska Public Power District calculates that its EnergyWise program, which is similar in many ways to the LES Sustainable Energy Program, is reducing the need to have capacity in place for around $668,000 per MW (including NPPD labor costs), and saving electricity at around 1 cent per kilowatt hour (including NPPD labor) – much cheaper than it would cost to generate it. Thus these programs save money for participants as well as for other customers.

Alternatively, the early estimates from Nebraska Public Power District are that an upgrade to the Gerald Gentleman units, which have around 1,365 MW of capacity, will require around $1.5 billion, or about $1.1 million per MW, to keep the powerplant running and meet new requirements. ***That is more than twice what LES is paying per MW for capacity through its Sustainable Energy Program.*** And, it doesn't even include the cost of coal to generate the electricity, costs that will also be avoided by energy efficiency measures.

Ultimately, LES ratepayers will pay a big share of the price of NPPD's decision. If NPPD invests $1.5 billion in Gerald Gentleman, the share LES customers will pay, based on receiving 8% of the output of the units, will be $130 million or more. Additional investments in powerplants like the Sheldon station will require even more from LES customers.

If, instead, LES were to avoid the need for some or all of that power, through programs like a greatly expanded Sustainable Energy Program, *all* LES customers would benefit from the savings in the cost of generation. In addition, the investments in weatherizing homes and businesses, upgrading outdated lighting systems, and making local businesses and industries more energy efficient would provide a surge in local construction and energy services jobs. Investments that make state and local public buildings more energy efficient would also translate into property tax savings.

For all of these reasons, but mostly to ensure that LES rates remain low for years into the future, we urge you to approve the proposed LES budget for the Sustainable Energy Program, the landfill gas project, and the wind energy interconnection. We also urge you to support substantial increases for energy efficient measures like the Sustainable Energy Program in the future as a way of meeting Lincoln's energy needs in a cost-effective manner.

Yours in Conservation,

Duane Hovorka

Duane Hovorka, Executive Director

xc: Other Lincoln City Council members
Mayor Chris Beutler
cc: Kevin Wailes, LES CEO

MINUTES
DIRECTORS' MEETING
DECEMBER 12, 2011

Present: Gene Carroll, Chair; Adam Hornung, Vice Chair; Jon Camp; Jonathan Cook; Doug Emery; Carl Eskridge; and DiAnna Schimek

Others: Joan Ross, City Clerk; Rick Hoppe, Chief of Staff; Rod Confer, City Attorney

Chair Carroll opened the meeting at 1:58 p.m. and announced the location of the Open Meetings Act.

I. CITY CLERK

Ross stated on liquor license applications, have had correspondence on Items 11 and 12.

Items 23 and 24 are by the same individual, at different locations, and could call together. Carroll agreed to call together. Camp stated Items 23 and 24 would have amendments.

Ross stated on page 6 have distributed a Motion to Amend, Number 1, for Item 32. Item 33 has two Motions to Amend, one from Councilman Emery. Confer stated the Motion for Item 32 was under Councilman Cook. Cook said it was Councilman Emery. Cook added on Item 32 the 120 degree was a suggestion rather than a mandate. Camp agreed that 120 was made as a suggestion. Confer commented that it is currently 120, with Cook stating nothing would be changed. Cook then said on Item 33 Councilman Emery's amendment is the same as his.

Ross stated Items 35 and 36 each have a Motion to Amend.

II. MAYOR

1. NEWS RELEASE. Mayor to kick off "Greening Lincoln' workshops.
2. NEWS ADVISORY. Mayor Beutler will announce the naming rights sponsor for Lincoln's arena on Tuesday, December 6th, 10:00 a.m., at the Lincoln Chamber of Commerce.
3. NEWS RELEASE. Lincoln's new arena to be named for Pinnacle Bank.
   a) Additional Pinnacle Bank Arena information.

No comments

III. DIRECTORS

PARKS DEPARTMENT

1. Information on the Holmes Golf Clubhouse and proposed art sculpture for Union Plaza to be discussed at the Parks Board meeting.

No comments

PLANNING DEPARTMENT

1. Administrative Amendments approved by the Planning Director from November 29, 2011 through December 5, 2011.
2. Historic Preservation Commission and Urban Design Committee meeting agendas for Thursday, December 15, 2011.

No comments

IV. COUNCIL MEMBERS

GENE CARROLL

Carroll extended his, and Council's, congratulations to Miki Esposito being named Director of the City Public Works and Utilities Department.

Also, extend our thanks, and complements, to your staff for an outstanding job on the Impact Fee Audit.

ADAM HORNUNG

1. Antelope Creek Watershed Basin Management Plan meeting agenda for November 29, 2011.
   a) Non-Structural Best Management Practice Recommendations (Draft)

No comments

V. MISCELLANEOUS

KALI RECORDS, LLC DBA SMOOTH

1. Memo from Jerrod P. Jaeger, Law Office of Jaeger Law Office, on behalf of his client, Kali Records, with attachments:
   a) Addendum to Lease and Acknowledgment;
   b) Assignment and Assumption of L.L.C. Interests;
   c) Affidavit of Brandy L. Kroese;
   d) Amendment and Election Filings; and
   e) Completed Liquor License Application.

No comments

VI. CORRESPONDENCE FROM CITIZENS

1. Correspondence from Richard Lorenzen stating why the city dividend on the Lincoln Electric System bill is wrong for several reasons. Repeal this city dividend immediately, cut spending.
2. Media Release. Community Health Endowment (CHE) of Lincoln announces Spark! Funding Awards.
3. Media Release. Community Health Endowment (CHE) announces revised grant schedule.

No comments

VII. ADJOURNMENT

Chair Carroll adjourned the meeting at 2:08 p.m.