

COVER SHEET
PUBLIC MEETING AGENDA

NEBRASKA LIQUOR CONTROL COMMISSION

November 1, 2016

REVIEW OF MINUTES FROM PREVIOUS MEETING

EXPENDITURES OVER \$100
FOR MONTH OF OCTOBER, 2016

PUBLIC PRESENTATIONS/INDUSTRY FORUM: November 1, 2016 @ 9:00 a.m.

1. Michael L Murman (Glacial Till Vineyard & Winery)
RE: Page 7, item #2

AGENDA ITEMS: November 1, 2016 @ 9:00 a.m.

FORMAL HEARINGS: November 1, 2016, starting at 10:00 a.m.
(See Yellow Agenda/Docket)

ANY AGENDA ITEMS NOT COMPLETED PRIOR TO BEGINNING DOCKET HEARINGS

ALL MATTERS RELATING TO THE MANUFACTURE, DISTRIBUTION, SALE AND
TRAFFIC IN ALCOHOLIC LIQUORS THAT ARE TO BE REVIEWED ARE LISTED ON
THE ATTACHED PAGES OF THE AGENDA.



CERTIFICATION

I, Robert B. Rupe, Executive Director of the Nebraska Liquor Control Commission, do hereby
certify that this is the public meeting agenda of the Nebraska Liquor Control Commission.

10-26-16

Dated

Robert B. Rupe
Robert B. Rupe, Executive Director

This agenda is subject to daily change to reflect matters before the Commission. Any changes to
this agenda will be posted at the Commission offices on the 5th floor of the Nebraska State
Office Building, located at 301 Centennial Mall, South, Lincoln, Nebraska.

**LIQUOR CONTROL COMMISSION
PUBLIC MEETING AGENDA**

DATE: NOVEMBER 1, 2016

TYPE OF BUSINESS: LICENSING MATTERS

PAGE ONE

RATIFICATIONS FROM OCTOBER 1 - 21, 2016

RETAIL LICENSES ISSUED WITH LOCAL APPROVAL

| | | |
|--------------|---|-----------|
| Bancroft | Novak, Megan & Smith, Nicole dba Lucky's Bar | 119794-C |
| Belvidere | Stradley, Ryan J dba Toad's | 118819-C |
| Crete | Brew House LLC, The dba Brew House, The | 118102-C |
| Grand Island | Simbert LLC dba Peacock Lounge | 119816-C |
| Hebron | Boscobrothers LLC dba Brand X Saloon | 115395-C |
| La Vista | Costco Wholesale Corp. dba Costco Wholesale 1237 | 119793-D |
| Lincoln | Zipline Brewing Co LLC dba Zipline | 118874-AB |
| Lindsay | Big Red Pub LLC dba Big Red Pub | 119792-CK |
| Nebr. City | Pioneer Holdings LLC dba Sandy's Sports Bar & Volleyball | 118851-C |
| Nehawka | Nehawka Bar & Grill LLC dba Nehawka Bar & Grill | 119787-C |
| Norfolk | Smokin Stan's BBQ LLC dba Smokin Stan's BBQ | 119771-AK |
| Omaha | 1204 Tiki LLC dba Laka-Lona | 118121-C |
| | BDS 12015 Inc dba Phoenix 370 | 119763-C |
| | Beacon Hills Omaha LLC dba Beacon Hills | 118878-CK |
| | Celebration of Life Enterprise dba Pan Asian Terrace | 117358-C |
| | Draught House LLC dba Original Draught House, The | 118810-C |
| | Modern Eatery Concepts LLC dba Jackson Street Tavern | 118855-C |
| | Pan Fried Omaha LLC dba Stroud's | 119768-I |
| | Rifs Inc dba Jack's Discount Tobacco & Liquor | 118875-D |
| | Turner Park Center LLC dba Herbe Sainte | 119784-C |
| Papillion | Maden-Diril, Julie A & Isbilir, John T dba Karen's Fireside | 118846-I |
| Plainview | Holton Post Café LLC dba Post Café, The | 118816-I |
| Wisner | Marx, Jeanette M & Timothy E dba Catering to Suit | 118106-CK |

RETAIL LICENSE ISSUED WITH NO LOCAL RECOMMENDATION

| | | |
|---------|--------------------|----------|
| Fremont | Gini LLC dba Shell | 118854-D |
|---------|--------------------|----------|

CATERING ENDORSEMENT ISSUED WITH LOCAL APPROVAL

| | | |
|--------------|---|-----------|
| Grand Island | YZGYZ LLC dba Filling Station, The | 113025-CK |
| Scottsbluff | Relka, Tammy A & David A dba Flight Deck, The | 112100-IK |
| West Point | Eagles Order 3623 dba Eagles | 002454-CK |

**LIQUOR CONTROL COMMISSION
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TYPE OF BUSINESS: LICENSING MATTERS

PAGE TWO

WHOLESALE LIQUOR LICENSE ISSUED

| | | |
|---------|---|----------|
| Norfolk | Heartland Beverage LLC dba Heartland Beverage | 118811-X |
| | Heartland Beverage LLC dba Heartland Beverage | 118812-W |

SHIPPER LICENSES ISSUED

| | | |
|--|-------------------|----------|
| California Cider Company dba California Cider Co | Sebastopol, CA | 120703-T |
| Sierra Nevada Brewing Co dba Sierra Nevada Brewing | Chico, CA | 120699-T |
| Webster Barnes LLC dba Webster Barnes | Boynton Beach, FL | 120695-S |

MANAGER APPLICANTS APPROVED WITH LOCAL APPROVAL

| | | | |
|--------------------|-------------------------|------------|-----------|
| Cook, Patsy S | Turbine Mart | Springview | 084987-D |
| Dalby, Randy | Syracuse Country Club | Syracuse | 005540-C |
| Hoff, Justin D | Fill-N-Chill | Minden | 033868-D |
| Jorgensen, David R | Staybridge Suites Omaha | Omaha | 106350-C |
| Langenberg, Ashley | Dino's Eastside Grille | Lincoln | 075601-C |
| Neilan, Kenna S | Country Café | Spencer | 114746-CK |
| O'Bryan, Lonnie | Eagles Frat Order 2998 | Terrytown | 084658-I |
| Ray, Bradley G | Northridge Country Club | Tekamah | 103286-I |
| Scott, Russell D | Noodles & Company 7101 | Omaha | 075060-I |
| | Noodles & Company 7102 | Lincoln | 075062-I |
| | Noodles & Company 7103 | Lincoln | 075061-I |
| | Noodles & Company 7104 | Omaha | 075672-I |
| | Noodles & Company 7105 | Lincoln | 102386-I |
| | Noodles & Company 7106 | Omaha | 108508-I |
| Sempeck, Steven | Alley V | Omaha | 101624-CK |
| Steinmeyer, Heidi | Maatsch Oil Food Shop | Fairbury | 014088-B |
| Sulzle, Mark G | Pizza Hut of Crete | Crete | 075472-I |
| | Pizza Hut of Fremont | Fremont | 006165-A |
| Vacek, Donald J | Blair Super Foods | Blair | 080522-C |

SPECIAL DESIGNATED LICENSES ISSUED WITH EXEMPTIONS

| | | | |
|----------|--|--------|--------------|
| Albion | Albion Thrifty-Way Inc / Thriftyway Liquor | 11/4 | 53-124(6AIV) |
| Allen | Nehi Inc / Allen Fire Hall | 11/5 | 53-175 |
| Beatrice | Main Street Beatrice Inc / Valentino's Pizza | 11/4-5 | 53-175 |
| Bellevue | Gross Catholic High School | 10/22 | 53-177(1) |
| | | | 53-175 |
| Bruning | Volunteer Fire & Rescue / Opera House | 10/29 | 53-175 |

**LIQUOR CONTROL COMMISSION
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TYPE OF BUSINESS: LICENSING MATTERS PAGE THREE

| | | | |
|--------------|--|-------|-----------------------------------|
| Burchard | Harold Lloyd Foundation / Best Inn | 10/29 | 53-175 |
| Chadron | Knights of Columbus / Assumption Arena | 10/22 | 53-177(1) 53-175 |
| Columbus | Scotus Central Catholic High School | 11/26 | 53-175 |
| Crete | Meier's Wine Inc / Crete Area Medical Center | 10/20 | 53-177(1) |
| Crofton | American Legion / St Rose of Lima | 11/12 | 53-177(1) |
| Davenport | Achievement Board / Comm. Bldg. | 10/29 | 53-175 |
| Fremont | Desauce Developments Inc / Bergan Gym | 11/18 | 53-177(1) |
| | Rise's Drive In Liquor Inc / Love Larson | 11/26 | 53-124(6AIV) |
| Garland | Junto LLC / Fire Hall | 11/4 | 53-124(6AV) |
| Gothenburg | OK Bottle Inc / NSG Conference Center | 11/3 | 53-124(6AIV) 53-175 |
| Hallam | American Legion / Auditorium | 11/20 | 53-175 |
| Hastings | Midtowne Mart LLC / City Auditorium | 11/1 | 53-124(5) C |
| | Midtowne Mart LLC / Fairgrounds | 12/10 | 53-124(5) C |
| | Murphy's Wagon Wheel Inc / C3 Hotel | 10/29 | 53-175 |
| Hartington | Cedar Catholic School / Werner Center | 11/5 | 53-177(1) 53-175 |
| Hemingford | Village of Hemingford / Fire Hall | 11/5 | 53-175 |
| Holdrege | Holdrege Animal Shelter / City Auditorium | 11/10 | 53-175 |
| Imperial | Broken Arrow Cellars | 10/22 | 53-123.11 53-175 |
| Kimball | 17 Ranch Winery Ltd / Event Center | 11/5 | 53-123.11 53-175 |
| | | | 53-124(6AIV) |
| Lawrence | Sacred Heart Church | 11/6 | 53-177(1) 53-175 |
| Lincoln | Dave's Drive In Inc / Ridnour Room | 11/4 | 53-124(6AIV) 53-175 |
| | Meier's Wine Inc / Lied Center | 11/1 | 53-177.01 |
| | Meier's Wine Inc / NET | 10/28 | 53-177(3) |
| | Zipline Brewing Co / Ferguson House | 10/27 | 53-175 |
| Minden | Bunger, David W / Windmill Studios | 10/29 | 53-168/169 53-175 |
| Neligh | American Legion Antelope 172 | 11/5 | 53-123.03 53-168/169 53-175 |
| | | | 53-168.06(2) |
| Norfolk | Calm Nights LLC / Eagle Distributing Bldg | 10/22 | 53-175 |
| North Platte | Miss Rodeo NE Assoc. / Harbor Lights | 11/11 | 53-175 |

**LIQUOR CONTROL COMMISSION
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TYPE OF BUSINESS: LICENSING MATTERS PAGE FOUR

| | | | |
|-----------|---|----------|-----------------------------------|
| Omaha | Church of St Peter | | 53-177(1) 53-175 |
| | Crone, Jody J / Dillon Bros | 10/20 | 53-168/169 53-123.03 |
| | Immanuel Lutheran Church | 10/30 | 53-177(1) 53-175 |
| | Knights of Columbus / St Robert Church | 10/29 | 53-177(1) 53-175 |
| | Memories Kids Regency Lake / Tennis Club | 10/21 | 53-175 |
| | NE Napalese Society / Divine Shepherd | 10/22 | 53-177(1) 53-175 |
| | Repasa LLC / NP Dodge Park | 10/29 | 53-124(6AIV) |
| | St Mary's Church / School | 11/6 | 53-177(1) 53-175 |
| | St Pauls Lutheran Church | 10/15 | 53-177(1) |
| | Upstream Brewing West / Concordia High | 10/29 | 53-175 53-177(1) |
| O'Neill | Baker, Suzanne L / Irish Spirits | 10/27 | 6-019.01S1 53-124(6AIV) |
| | Chamber of Commerce / Blush Boutique | 12/2 | 53-175 6-019.01S1 |
| | Chamber of Commerce / Lindys Shear | 12/2 | 53-175 6-019.01S1 |
| | Chamber of Commerce / McIntosh Jewelry | 12/2 | 53-175 |
| | Peterson, Janene A / Ashley's Attic | 11/18 | 6-019.01S1 53-124(6AIV) |
| Ralston | Chamber of Commerce / Hillcrest Landing | 10/27 | 53-177(1) 53-175 |
| Ravenna | Flashbacks Neighbrhd Grill / Seneca Sunrise | 10/16 | 53-177(1) |
| Red Cloud | Volunteer Fire Department / Comm. Center | 11/5 | 53-175 |
| St Edward | Werts GW Inc / Werts GW | 11/11 | 53-124(6AIV) |
| St Paul | American Legion / St Paul Civic Center | 10/20-22 | 53-175 |
| Scribner | Dodge County Ag Society / Mohr Auditorium | 10/29 | 53-175 |
| Seward | Hain-Wiemer LLC / Olde Glory Theatre | 11/4 | 53-175 53-177(1) 53-177.01 |
| | Seward Grocery / Fairgrounds | 11/5 | 53-124(6AIV) |
| Stuart | DJJC LLC / Municipal Auditorium | 10/29 | 53-124(6AIV) |
| Unadilla | Energy Rescue Inc / Chisholm Farm | 10/22-23 | 53-175 6-019.01S1 2-013.03F |

**LIQUOR CONTROL COMMISSION
PUBLIC MEETING AGENDA**

DATE: NOVEMBER 1, 2016

TYPE OF BUSINESS: LICENSING MATTERS PAGE FIVE

| | | | |
|------------|---|--------------------|---------------------------|
| Waterloo | Smoke Ring Inc / Sokol Camp | 10/20 | 53-175 |
| Wausa | Volunteer Fire Department / Rural Fire Hall | 11/12 | 53-175 |
| Wayne | Jug Store LLC / Wayne State College | 10/29 | 53-177(1) 53-177.01 |
| West Point | Brester, David F / Nielsen Center | 11/12 | 53-177.01 |
| | Rush, Gary L / West Point Community Thtr | 11/4-6 11/11-12 | 53-124(6AIV) 53-175 |
| York | Wortman, Pamila A / Nielsen Comm. Center | 10/22 | 53-177(1) |
| | Chances R Inc / York City Auditorium | 7/15/17 | 53-177(1) |
| | Seward Grocery LLC / Auditorium | 11/19 | 53-124(6AIV) 53-177(1) |
| Yutan | Volunteer Fire Department / Fire Dept | 10/29 | 53-175 |

SDL EXEMPTIONS

| | |
|-----------------------|--|
| 2-013.03A | WAIVE WRISTBANDS ON MINORS – (NON-PROFIT ORGANIZATION) |
| 2-013.03B | WAIVE VOLUNTEERS HAVING NO OTHER DUTIES – (NON-PROFIT ORG) |
| 2-013.03D | ALLOW WORKERS TO CONSUME ALCOHOL AT EVENT |
| 2-013.03F | WAIVE DOUBLE FENCING – (NON-PROFIT ORGANIZATION) |
| 6-019-01S1 | WAIVER TWO RESTROOM REQUIREMENTS FOR ON SALE LICENSE |
| 6-019-01H | ALLOW REMOVAL OF UNOPENED ALCOHOL FROM PREMISES |
| 53-123.03 | EXEMPTION FROM BEER TERRITORY LAW |
| 53-123.11 | ALLOW FARM WINERY TO SELL PRODUCTS OTHER THAN THEIR WINE |
| 53-123.14 | ALLOW CRAFT BREWERY TO SELL PRODUCTS OTHER THAN THEIR BEER |
| 53-123.16 | WAIVE REQUIREMENT ONLY PRODUCT PRODUCED ON PREMISE CAN BE CONSUMED ON PREMISE |
| 53-124(5) (c) | ON PREMISE CONSUMPTION ONLY – RESTRICTED CLASS C |
| 53-124(6)(A)(IV) | ALLOW ON-SALE PACKAGE LIQUOR – (USED BY CLASS D OR DK LICENSEES WISHING TO BE ALLOWED “ON-SALE” CONSUMPTION ON THEIR “OFF-SALE” |
| 53-124(6)(A)(V) | ALLOW OFF-SALE PACKAGE LIQUOR – (USED BY CLASS I or IK LICENSEES WISHING TO BE ALLOWED “OFF-SALE” CONSUMPTION OF THEIR “ON SALE” |
| 53-134.01 | ALLOW BEER GROWLERS |
| 53-168/169 | ALLOW RETURN OF ALL UNSOLD PRODUCTS |
| 53-175 | ALLOW ACQUISITION FROM OTHER THAN A WHOLESALER |
| 53-177(1) | WITHIN 150’ OF SCHOOL, CHURCH ETC |
| 53-177.01 (53-177(3)) | WITHIN 300’ OF CAMPUS |
| 53-179(1) | ALLOW 2AM+ CONSUMPTION |
| 53-179(2) | ALLOW SUNDAY SALES – (WAIVES LOCAL ORDINANCE HOURS OF SALE) |
| 53-183 | ALLOW SALE ON CREDIT |

**LIQUOR CONTROL COMMISSION
PUBLIC MEETING AGENDA**

DATE: NOVEMBER 1, 2016

TYPE OF BUSINESS:

LICENSING MATTERS

PAGE SIX

1. SDL
 Meyer Vineyards Inc
 Dbas Superior Estates Winery
 200 W 15 Street
 Superior NE 64960
- Licensee is requesting a waiver of Rule 2-013.06 “any location that has received twelve (12) Special Designated Licenses in one calendar year shall have any further applications set for hearing to make a determination whether additional licenses are justified...”
Requesting an additional three SDL licenses.

Do you wish to grant waiver?

2. SDL
 Junto LLC
 Dbas Junto Winery
 1356 – 182 Road
 Seward NE 68434
- Licensee is requesting a waiver of Rule 2-013.06 “any location that has received twelve (12) Special Designated Licenses in one calendar year shall have any further applications set for hearing to make a determination whether additional licenses are justified...”
Already been issued 12, requesting one more.

Do you wish to grant waiver?

3. Class D – 100026
 JBN Inc
 Dbas Hi Times Liquor Mart 2
 109 Cattleman Drive
 Suite 5
 Lexington NE 68850
- Licensee was granted administrative approval to transfer alcohol to Smoker’s Outlets Inc dba Smoker’s Outlet 1 located at 1111 W “B” Street, McCook, liquor license Class DK – 101003. Transfer due to business closing.

Do you wish to ratify administrative approval?

**LIQUOR CONTROL COMMISSION
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DATE: NOVEMBER 1, 2016

TYPE OF BUSINESS: LICENSING MATTERS

PAGE SEVEN

1. Class C – 119838
DBSH Properties LLC
Dbas Plymouth Brew House
Grill
303 E Main Street
Plymouth NE 68424
- Applicant Stephanie L Harms lists the following:
10/12 DUI 17 points
other traffic violations
- Applicant Dane Beckworth lists the following:
01/01 DUI 6 points
other traffic violations
- Failed to disclose traffic convictions. See attached.
- Do you wish to set for hearing?

-
2. SDL
Glacial Till Vineyard/Winery
Dbas Glacial Till Vineyard
344 County Road 2
Palmyra NE 68418
- Licensee is requesting a waiver of Rule 2-013.06 “any location that has received twelve (12) Special Designated Licenses in one calendar year shall have any further applications set for hearing to make a determination whether additional licenses are justified...”
- Requesting an additional SDL licenses.
- Do you wish to grant waiver?
-

NEBRASKA LIQUOR CONTROL COMMISSION-PUBLIC MEETING AGENDA

DATE: November 1, 2016

TYPE OF BUSINESS: LEGAL MATTERS

PAGE A

1. Class D-016233

Doris Howard & Jamie Scholtz
"Starting Gate"
1807-09 West A Street
North Platte NE 69101

Licensee has plead guilty to selling alcohol to a minor during a compliance check on 9/25/16.
(CI's 19, ID's Checked)

Lic since 10/88
Minor - 4/92
Minor - 6/97
Fail/Use ID Bk - 6/97
Minor - 5/06
Minor - 1/08
Minor - 9/08
Minor - 10/15

(Penalty Guideline indicates 2 days mandatory + 50 days suspension)

2. Class B-057725

R & C Petroleum Inc.
"Time Saver #18"
604 8th Street
Gothenburg NE 69138

Licensee has plead guilty to selling alcohol to a minor during a compliance check on 6/10/2016.
(CI's 18 & 19, ID's checked)

Lic since 11/02
Minor - 01/03

(Penalty Guideline indicates 10- 20 days suspension or HALF)
