

F

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA RECOMMENDING TO THE NEBRASKA LIQUOR CONTROL COMMISSION, APPROVAL OF THE CLASS C LIQUOR LICENSE APPLICATION FOR PALACIO ENTERPRISES INC. DBA 84TH STREET CAFÉ, LA VISTA, NEBRASKA.

WHEREAS, Palacio Enterprises Inc, dba 84th Street Café, 8013 S 83rd Avenue, La Vista, Sarpy County, Nebraska, has applied to the Nebraska Liquor Control Commission for a Class C Liquor License, and

WHEREAS, the Nebraska Liquor Control Commission has notified the City of said application, and

WHEREAS, the City has adopted local licensing standards to be considered in making recommendations to the Nebraska Liquor Control Commission, and

WHEREAS, said licensing standards have been considered by the City Council in making its decision.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, hereby recommend to the Nebraska Liquor Control Commission approval of the Class C Liquor License application submitted by Palacio Enterprises Inc, dba 84th Street Café, 8013 S 83rd Avenue, La Vista, NE.

PASSED AND APPROVED THIS 1ST DAY OF DECEMBER 2009.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

LA VISTA POLICE DEPARTMENT INTEROFFICE MEMORANDUM

TO: PAM BUETHE, CITY CLERK
FROM: BOB LAUSTEN, POLICE CHIEF
SUBJECT: LOCAL BACKGROUND- LIQUOR LICENSE –84TH STREET CAFE
DATE: 11/17/2009
CC:

The police department conducted a check of computerized records on the applicant, Luis Palacio, for criminal conduct in Nebraska and Sarpy County in reference to the Liquor License application. The applicant has a reckless driving conviction (pled down from DUI) from 1992 and several traffic entries only.

RECOMMENDATION OF THE NEBRASKA LIQUOR CONTROL COMMISSION

Date Mailed from Commission Office: **November 10, 2009**

I, _____; Clerk of _____
(City, Village or County)

Nebraska, hereby report to the Nebraska Liquor Control Commission in accordance with Revised Statutes of Nebraska, Chapter 53, Sec. 134 (7) (reissue 1984) the recommendation of said city, village or county, as the case may be relative to the application for a license under the provisions of the Nebraska Liquor Control Act as applied for by:

PALACIO ENTERPRISES INC
84TH ST CAFÉ
8013 S 83RD AVE
LA VISTA NE 68128/ SARPY COUNTY
Application #: C-86144
45 days =12/28/2009

1. Notice of local hearing was published in a legal newspaper in or of general circulation in city, village or county, one time not less than 7 nor more than 14 days before time of hearing. **Check one**.....Yes _____ No _____

The Statutes require that such hearing shall be held not more than 45 days after the date of receipt of this notice from the Commission.

2. Local hearing was held not more that 45 days after receipt of notice from the Nebraska Liquor Control Commission. **Check one**.....Yes _____ No _____
3. Date of hearing of Governing Body: _____
4. Type or write the Motion as voted upon by the Governing Body. If additional Motions are made by the Governing Body, then use an additional page and follow same format.

5. Motion was made by: _____ Seconded by: _____
6. Roll Call Vote: _____
7. Check one: The motion passed: _____ The motion failed _____
8. If the motion is for recommendation of denial of the applicant, then list the reasons of the governing body upon which the motion was made. (Attach additional page if necessary)

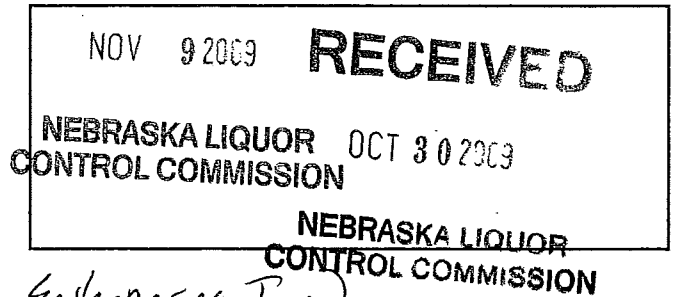
SIGN HERE _____ **DATE** _____
 clerks signature

RECEIVED

APPLICATION FOR LIQUOR LICENSE
CHECKLIST

301 CENTENNIAL MALL SOUTH
PO BOX 95046
LINCOLN, NE 68509-5046
PHONE: (402) 471-2571
FAX: (402) 471-2814
Website: www.lcc.ne.gov

86144



Applicant Name Luis Palacio (Palacio Enterprises Inc.)

Trade Name 84th St. Cafe Previous Trade Name _____

E-Mail Address: 84StCafe@cox.net

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)

- _____ 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.
- _____ 2. Enclose registration fee for the appropriate class of license, made out to the Nebraska Liquor Control Commission.
- _____ 3. Enclose the appropriate application forms; Individual License – Form 1; Partnership License – Form 2; Corporate - Form 3a; Limited Liability Form (LCC) – Form 3b. Corporate Form 3a and LLC Form 3b requires Corporate Manager application – Form 3c.
- _____ 4. If building is being leased send a copy of the lease. Be sure it reads in the individual(s), corporate or LLC name being applied for. Also, the lease must extend through the license year being applied for. If building owned, send a copy of the deed or purchase agreement in appropriate name.
- _____ 5. If you are buying the business of a current licensee, provide a copy of the purchase agreement from licensee. This also needs to be in appropriate applicant's name.



CC 989502229
\$ 45 -kr

_____ 6. If wishing to run on current liquor license enclose temporary agency agreement (**must be Commission form only, must include copy of signature card from the bank showing both the seller and buyers name on account**).

_____ 7. Copy of alcohol inventory being purchased. Inventory shall include brand names and container sizes. Inventory may be taken at the time application is being submitted.


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

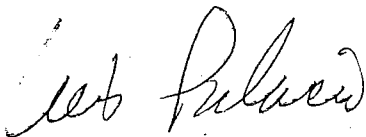
_____ 9. For individual, partnership and LLC enclose proof of citizenship; copy of birth certificate (certificate from the State where born, not hospital certificate), naturalization paper or passport, for all applicants, members and spouses.

_____ 10. If corporation or LLC enclose a copy of articles as filed with the Secretary of States Office. This document must show barcode.

11. Check with local governing bodies for any further requirements or restrictions.

12. If you have a business plan, please submit a copy.

 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 45-60 days. Furthermore, I understand that all the information is truthful and I accept all responsibility for any false documents.

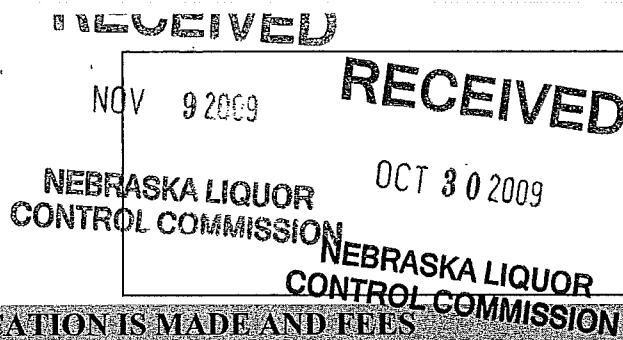


Signature

10/10/2013

APPLICATION FOR LIQUOR LICENSE

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(S)

RETAIL LICENSE(S)		Application Fee
<input type="checkbox"/>	A BEER, ON SALE ONLY	\$45.00
<input type="checkbox"/>	B BEER, OFF SALE ONLY	\$45.00
<input checked="" type="checkbox"/>	C BEER, WINE & DISTILLED SPIRITS, ON & OFF SALE	\$45.00
<input type="checkbox"/>	D BEER, WINE & DISTILLED SPIRITS, OFF SALE ONLY	\$45.00
<input type="checkbox"/>	I BEER, WINE & DISTILLED SPIRITS, ON SALE ONLY	\$45.00
<input type="checkbox"/>	Class K. Catering license (requires catering application form)	\$100.00

MISCELLANEOUS	Application Fee	Bond Required
<input type="checkbox"/> L Craft Brewery (Brew Pub)	\$295.00	\$1,000 minimum
<input type="checkbox"/> O Boat	\$ 95.00	none
<input type="checkbox"/> V Manufacturer		
<input type="checkbox"/> Alcohol & Spirits	\$1,045.00	\$1,000 minimum
<input type="checkbox"/> Beer (excluding produced by a craft brewery)	\$145.00 1 to 100 barrel*	\$1,000 minimum
<input type="checkbox"/> Beer (excluding produced by a craft brewery)	\$245.00 100 to 150 barrel*	\$1,000 minimum
<input type="checkbox"/> Beer (excluding produced by a craft brewery)	\$395.00 150 to 200 barrel*	\$1,000 minimum
<input type="checkbox"/> Beer (excluding produced by a craft brewery)	\$545.00 200 to 300 barrel*	\$1,000 minimum
<input type="checkbox"/> Beer (excluding produced by a craft brewery)	\$695.00 300 to 400 barrel*	\$1,000 minimum
<input type="checkbox"/> Beer (excluding produced by a craft brewery)	\$745.00 400 to 500 barrel*	\$1,000 minimum
<input type="checkbox"/> W Wholesale Beer	\$545.00	\$5,000 minimum
<input type="checkbox"/> X Wholesale Liquor	\$795.00	\$5,000 minimum
<input type="checkbox"/> Y Farm Winery	\$295.00	\$1,000 minimum
<input type="checkbox"/> Z Micro Distillery	\$295.00	\$1,000 minimum
<input type="checkbox"/> Copy of TTB permit (if applying for L, V, W, X, Y or Z)		

*daily capacity, average daily barrel production for the previous twelve months of manufacturing operation. If no such basis for comparison exists, the manufacturing licensee shall pay in advance for the first year's operation a fee of five hundred dollars

All Class C licenses expire October 31st

All other licenses expire April 30th

Catering license (K) expires same as underlying retail license

TYPE OF APPLICATION BEING APPLIED FOR (CHECK ONE)

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

NAME OF PERSON OR FIRM ASSISTING WITH APPLICATION (commission will call this person with any questions we may have on this application)

Name Luis Palacio Phone number: 402-214-7898

Firm Name _____

REMISE INFORMATION

Trade Name (doing business as) 84th Street Cafe
Street Address #1 8013 So. 83rd Ave
Street Address #2 _____
City LAVISTA County Sarpy Zip Code 68128
Remise Telephone number 402-214-7848

Is this location inside the city/village corporate limits: ☒ YES ☐ NO

Mail address (where you want receipt of mail from the commission)

Name Luis Palacio

Street Address #1 8321 Wyoming St.

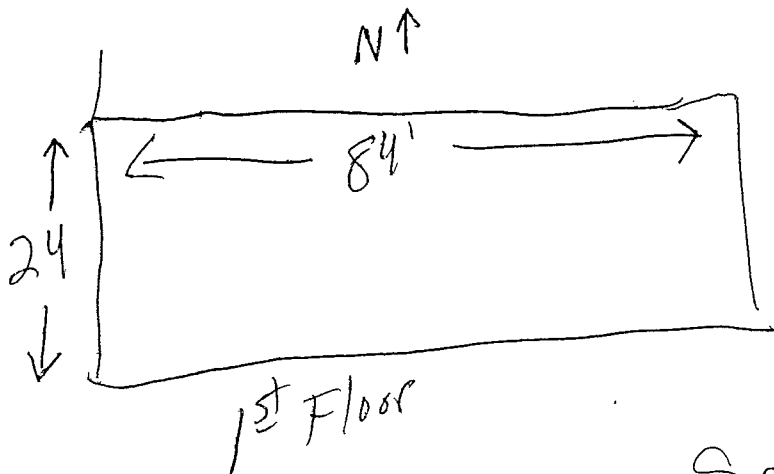
Street Address #2 _____

City Omaha State NE Zip Code 68122

DESCRIPTION AND DIAGRAM OF THE STRUCTURE TO BE LICENSED

In the space provided or on an attachment draw the area to be licensed. This should include storage areas, basement, 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 in situations. 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



No Basement

See
Attached

PREMISE INFORMATIONTrade Name (doing business as) 84th Street CafeStreet Address #1 8013 So. 83rd Ave

Street Address #2 _____

City La VistaCounty SnyZip Code 68128Premise Telephone number 402-214-7848

Is this location inside the city/village corporate limits:



YES



NO

Mail address (where you want receipt of mail from the commission)

Name Luis Palacio

Street Address

#1 8321 Wyoming St.

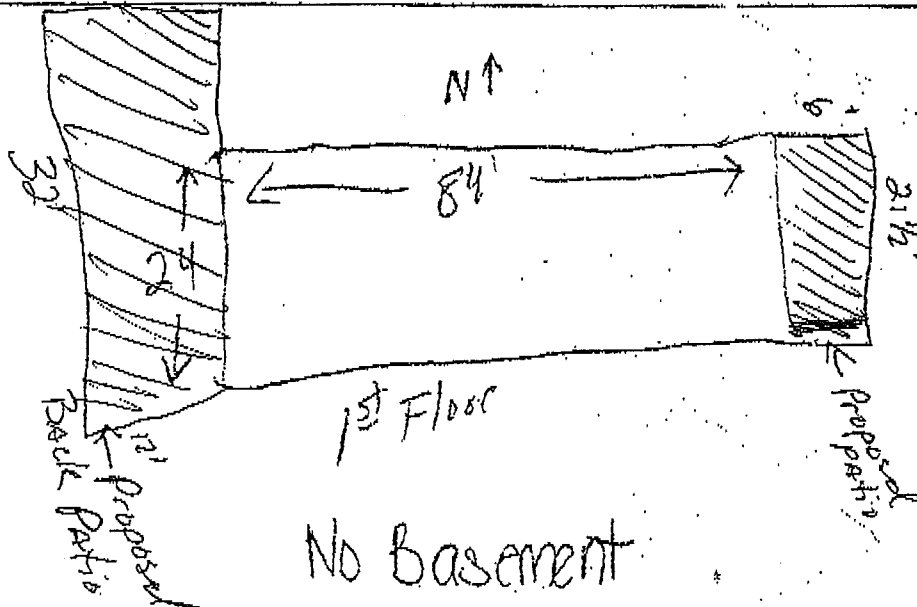
Street Address

#2 _____

City OmahaState NEZip Code 68122**DESCRIPTION OF PREMISES TO BE LICENSED**

In the space provided or on an attachment draw the area to be licensed. This should include storage areas, basement, 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 in situations. 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



See Attached

NLCC
Kristina

32

SIDEWALK CAFE

12

84

MAIN AREA

24

9

SIDEWALK
CAFE

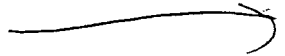
24

1 Floor
No Basement

W



N



E



S



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.

MAY 1997 after Hours dancing without Permit (Luis Palacio)
OCT 1992 Reckless Driving (Luis Palacio)

2. Are you buying the business and/or assets of a licensee?

☐ YES ☒ NO

If yes, give name of business and license number

a) Submit a copy of the sales agreement including a list of the furniture, fixtures and equipment.

b) Include a list of alcohol being purchased, list the name brand, container size and how many?

3. Are you filing a temporary agency agreement whereby current licensee allows you to operate on their license?

☐ YES ☒ NO

If yes, attach temporary agency agreement form and signature card from the bank.

This agreement is not effective until you receive your three (3) digit ID number from the Commission.

4. Are you borrowing any money from any source to establish and/or operate the business?

☐ YES ☒ NO

If yes, list the lender

5. 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.

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

☐ YES ☒ NO

If yes, list such items and the owner.

7. Will any person(s) other than named in this application have any direct or indirect ownership or control of the business?

☐ YES ☒ NO

If yes, explain.

No silent partners

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

☐ YES ☒ NO

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

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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.

NEBRASKA LIQUOR
CONTROL COMMISSION

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

US Bank Corp. Luis Palacio

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.

Bistro at the Market 12th & Harney

12. List the 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)
- d) Limited Liability Company, manager only (no spouse) See Resume

Name:	Date:	Where:
Luis Palacio	8/2008	Hilton Omaha

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.

- ☒ Lease: expiration date 12-31-2012
- ☐ Deed
- ☐ Purchase Agreement

14. When do you intend to open for business? November 2, 2009

15. What will be the main nature of business? Restaurant

16. What are the anticipated hours of operation? 6³⁰ am till 8pm

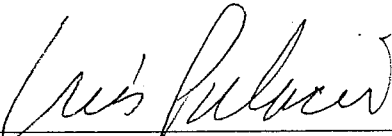
17. List the principal residence(s) for the past 10 years for all persons required to sign, including spouses. If necessary attach a separate sheet.

RESIDENCES FOR THE PAST 10 YEARS. APPLICANT AND SPOUSE MUST COMPLETE					
APPLICANT: CITY & STATE	YEAR		SPOUSE: CITY & STATE	YEAR	
	FROM	TO		FROM	TO
Omaha, Nebraska	1972	Current	Omaha, Nebraska	1960	Current

The undersigned applicant(s) hereby consent(s) to an investigation of his/her background investigation 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.



Signature of Applicant



Signature of Spouse **R**

Signature of Applicant

Signature of Spouse

Signature of Applicant

Signature of Spouse

**NEBRASKA LIQUOR
CONTROL COMMISSION**

Signature of Applicant

Signature of Spouse

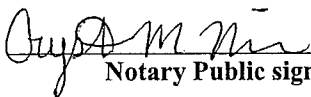
Signature of Applicant

Signature of Spouse

State of Nebraska

County of Douglas


The foregoing instrument was acknowledged before me this October 29, 2009 by



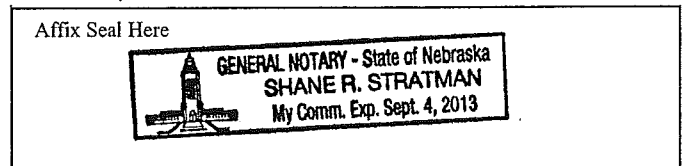
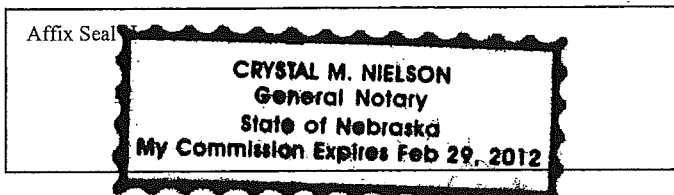
Notary Public signature

County of Douglas

The foregoing instrument was acknowledged before me this 6th day of Nov by



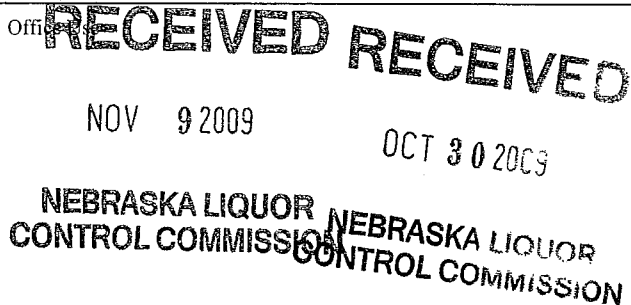
Notary Public signature



in compliance with the ADA, this manager insert form 3c 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
CORPORATION
INSERT - FORM 3a

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



Officers, directors and stockholders holding over 25%, including spouses, are required to adhere to the following requirements

- 1) The president and stockholders holding over 25% and their spouse (if applicable) must submit their fingerprints (2 cards per person)
- 2) All officers, directors and stockholders holding over 25 % and their spouse (if applicable) must sign the signature page of the Application for License form (Even if a spousal affidavit has been submitted)

Attach copy of Articles of Incorporation (Articles must show barcode receipt by Secretary of States Office)

Name of Registered Agent: Luis Palacio

Name of Corporation that will hold license as listed on the Articles

Palacio Enterprises Inc

Corporation Address: 8321 Wyoming St.

City: OMAHA State: NE Zip Code: 68122

Corporation Phone Number: 402-214-7848 Fax Number: 402-451-5027

Total Number of Corporation Shares Issued: 1000

Name and notarized signature of president (Information of president must be listed on following page)

Last Name: Palacio First Name: Luis MI: M.

Home Address: 8321 Wyoming St. City: OMAHA

State: NE Zip Code: 68122 Home Phone Number: 402-451-5027

Luis Palacio

Signature of president

County of Douglas

The foregoing instrument was acknowledged before me this October 29, 2009 by

Crystal M. Nielson

Notary Public signature

Affix Seal Here

CRYSTAL M. NIELSON
General Notary
State of Nebraska
My Commission Expires Feb 29, 2012

List names of all officers, directors and stockholders including spouses (Even if a spousal affidavit has been submitted)

Last Name: Palacio First Name: Luis MI: M

Social Security Numl _____ Date of Birth: _____

Title: President Number of Shares: 1000

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

Spouse Social Security Number _____ Date of Birth: _____

Last Name: Palacio First Name: Kathy MI: M

Social Security Number: _____ Date of Birth: _____

Title: wife Number of Shares: 0

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

Spouse Social Security Number: _____ Date of Birth: _____

Last Name: _____ First Name: _____ MI: _____

Social Security Number: _____ Date of Birth: _____

Title: _____ Number of Shares: _____

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

Spouse Social Security Number: _____ Date of Birth: _____

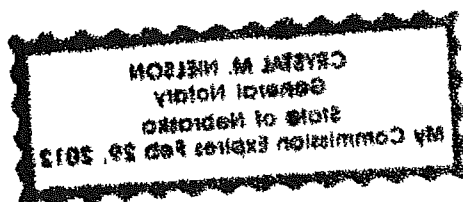
Last Name: _____ First Name: _____ MI: _____

Social Security Number: _____ Date of Birth: _____

Title: _____ Number of Shares: _____

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

Spouse Social Security Number: _____ Date of Birth: _____



Is the applying Corporation controlled by another Corporation?

☐ YES

☒ NO

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If yes, provide the name of corporation and supply an organizational chart

NEBRASKA LIQUOR
CONTROL COMMISSION

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

Starting Date: October 2009 Ending Date: December 2009

Is this a Non-Profit Corporation?

☐ YES

☒ NO

If yes, provide the Federal ID #.

MANAGER APPLICATION
INSERT - FORM 3c

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

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NEBRASKA LIQUOR
CONTROL COMMISSION

Corporate manager, including spouse, are required to adhere to the following requirements
If spouse filed affidavit of non-participation fingerprints and proof of citizenship not required

- 1) Must be a citizen of the United States
- 2) Must be a Nebraska resident (Chapter 2 - 006)
- 3) Must provide a copy of birth certificate, naturalization paper or US passport
- 4) Must submit fingerprints (2 cards per person)
- 5) Must be 21 years of age or older
- 6) Applicant may be required to take a training course

Corporation/Limited Liability Corporation (LLC) information

Name of Corporation/LLC: Palacio Enterprises Inc

Premise information

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

Premise Trade Name/DBA: 84th Street Cafe

Premise Street Address: 8013 So 83rd Ave

City: La Vista Zip Code: 68128

Premise Phone Number: 402-597-5003

The individual whose name is listed in the president or contact member category on either insert form 3a or 3b must sign their name below.

Uis Palacio

CORPORATE OFFICER SIGNATURE
(Faxed signatures are acceptable)

Manager's information must be completed below PLEASE PRINT CLEARLY

Gender: ☒ MALE ☐ FEMALE

Last Name: Palacio First Name: Luis MI: M

Home Address (include PO Box if applicable): 8321 Wyoming St.

City: Omaha State: NE Zip Code: 68122

Home Phone Number: 402-451-5027 Business Phone Number: 402-597-5003

Social Security Number: - Drivers License Number & State: -

Date Of Birth: 8/20/1971 Place Of Birth: St. Paul Minn.

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: Palacio First Name: Kathy MI: M

Social Security Number: - Drivers License Number & State: -

Date Of Birth: 10/14/1971 Place Of Birth: Omaha, NE

APPLICANT AND SPOUSE MUST LIST RESIDENCE(S) FOR THE PAST 10 YEARS

APPLICANT

SPOUSE

CITY & STATE	YEAR FROM	TO	CITY & STATE	YEAR FROM	TO
Omaha, NE	1984	Present	Omaha NE	1984	Present

MANAGER'S LAST TWO EMPLOYERS

YEAR FROM	TO	NAME OF EMPLOYER	NAME OF SUPERVISOR	TELEPHONE NUMBER
12-08	9/09	United Studios	Roger Steed	330-206-5147
7/07	10/09	Hilton Corporation	Rene Wendt	402-998-3100

Manager and spouse must review and answer the questions below
PLEASE PRINT CLEARLY

1. READ PARAGRAPH CAREFULLY AND 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.

5/97 after Hour dancing / no permit
2/92 Reckless Driving

2. Have you or your spouse ever been approved or made application for a liquor license in Nebraska or any other state? **IF YES**, list the name of the premise. *Bistro at the Market*

☒ YES

☐ NO

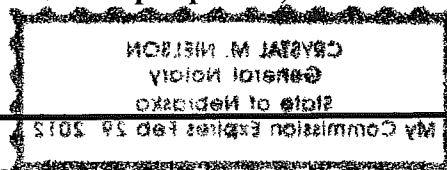
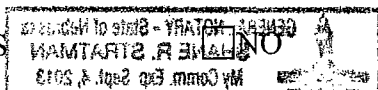
3. Do you, as a manager, have all the qualifications required to hold a Nebraska Liquor License? Nebraska Liquor Control Act (§53-131.01)

☒ YES

☐ NO

4. Have you filed the required fingerprint cards and **PROPER FEES** with this application? (The check or money order must be made out to the Nebraska State Patrol for \$38.00 per person)

☒ YES



5. Do you have any experience in selling alcohol in the State of Nebraska?

If so list training and/or experience (when and where)

Date:	Where:
8/2008	Hilton / Omaha

PERSONAL OATH AND CONSENT OF INVESTIGATION

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.

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.

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Luis Palacios

Signature of Manager Applicant

Kathy Palacios

Signature of Spouse

State of Nebraska

County of Douglas

The foregoing instrument was acknowledged before me this Nov 5, 2009 by

County of Douglas

The foregoing instrument was acknowledged before me this 6th day of November by

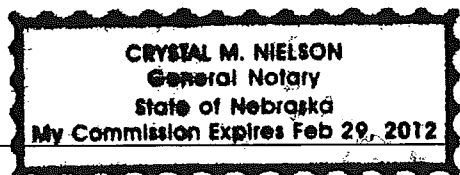
Crystal M. Nielson

Notary Public signature

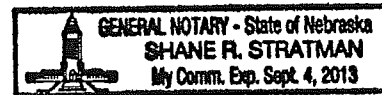
Shane R. Stratman

Notary Public signature

Affix Seal Here



Affix Seal Here



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

Revised 9/2008

**SPOUSAL AFFIDAVIT OF
NON PARTICIPATION INSERT**

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

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CONTROL COMMISSION NEBRASKA LIQUOR
CONTROL COMMISSION

I acknowledge that I am the spouse of a liquor license holder. My signature below confirms that I will have not have any interest, directly or indirectly in the operation or profit of the business (§53-125(13)) of the Liquor Control Act. I will not tend bar, make sales, serve patrons, stock shelves, write checks, sign invoices or represent myself as the owner or in any way participate in the day to day operations of this business in any capacity. I understand my fingerprint will not be required; however, I am obligated to sign and disclose any information on all applications needed to process this application.

Kathy Palacio

Signature of spouse asking for waiver
(Spouse of individual listed below)

Kathy Palacio

Printed name of spouse asking for waiver

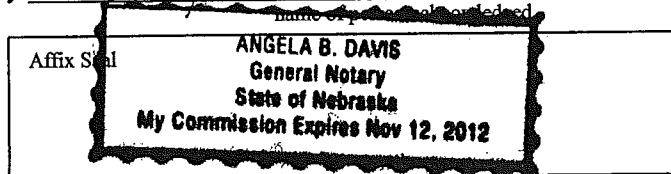
State of Nebraska

County of Douglas

The foregoing instrument was acknowledged before me this

by Kathy Palacio

10/29/09 date
Angela B. Davis
Notary Public signature



I acknowledge that I am the spouse of the above listed individual. I understand that my spouse and I are responsible for compliance with the conditions set out above. If it is determined that the above individual has violated (§53-125(13)) the Commission may cancel or revoke the liquor license.

Luis Palacio

Signature of individual involved with application
(Spouse of individual listed above)

Luis Palacio

Printed name of applying individual

State of Nebraska

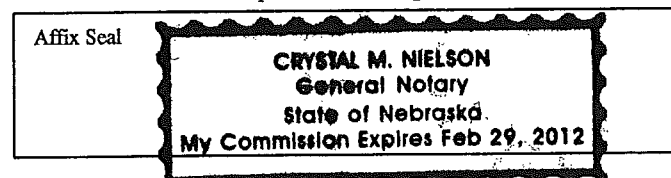
County of Douglas

The foregoing instrument was acknowledged before me this

Nov 5, 2009 date

by Crystal M. Nielson
name of person acknowledged

Crystal M. Nielson
Notary Public signature



In compliance with the ADA, this spousal affidavit of non participation is available in other formats for persons with disabilities.
A ten day advance period is requested in writing to produce the alternate format.



**Search Your Voter
Registration
Information**



**Search Your Polling
Place**



**Search Your
Provisional Ballot**

Registrant Detail

Name	Luis Palacio
Party	Republican
Polling Place	VFW Post #2503 8904 Military Avenue North Room : :::: HNDCP. USE EAST ENTRANCE Omaha, NE 68134

Districts

District Name	District Type
Omaha Public Schools	School District
Metro Com College Dist 2	Community College District
U.S. Congressional District 2	U.S. Congressional District
Appeals Court Judge Dist 2	Judge of Appeals Court Dist.
County Judge Dist 4	Judge of County Court Dist.
District Judge, Dist 4	Judge of District Court Dist.
Juv Crt Judge, Douglas Co.	Judge of Juvenile Court
Supreme Court Judge Dist 2	Judge of Supreme Court Dist.
Legislative District 10	Legislative District
Papio NRD SubD 3	Natural Resources District
Omaha PPD SubD Metro	Public Power District
PSC District 2	Public Service Comm District
Board of Regents District 8	Board of Regents
County Commissioner Dist 07	County Board (Commiss./Superv)
Metropolitan Utilities Dist	Utilities District
Omaha Public School Subdist 1	School Board Ward
State Board of Education Dist8	State Board of Education
Learning Community 1 - Dist 1	Learning Community Coordinating Council

Información en español

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VoterView 1.8.751

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Executive Summary

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**NEBRASKA LIQUOR
CONTROL COMMISSION**

**NEBRASKA LIQUOR
CONTROL COMMISSION**

My name is Luis Palacio. I want to open a neighborhood restaurant that offers great food and beverage. I have been in the food and beverage industry for 31 years. I have always wanted to have a neighborhood restaurant that offers an affordable menu and personalized service. I have service experience in fast food, fine dining, casual dining, and country clubs. I have managed in every position. Over those years I have become very knowledgeable in the service of food, sprits and wine.

I have been involved in the planning, organizing, training, marketing, and budgeting of operating restaurants and bars. I completely understand the efforts required to own and manage a restaurant operation. I believe that I have the skills and stamina needed to be a successful restaurant owner.

The operation will be called 84th Street Café, and is located at 8013 South 83rd Ave. The menu is a simple yet delectable offering of hot and cold sandwiches as well as a few salads and wraps. There will also be entrees featuring cuisine of Mexican, Italian, and Oriental. I will offer 3 to 6 daily specials which will include chicken, fresh fish, steaks and seafood.

I plan to offer on-premise and off-premise catering. My goal is to be able to do private functions, dinner parties, and booth sales at civic events. I want to offer food and beverages at those events. I am applying for a class C liquor license.

The marketing plan is detailed in the business plan. I will be trying to get bridge groups, small civic organization, and small social groups to commit to using the restaurant as their meeting. I will have an affordable menu for private parties namely birthdays, anniversaries, pre-nuptials, small weddings, and business meetings.

One of my strengths is the knowledge of wines. I plan to create a food and wine group for the Café. I have been very successful in the past creating and maintaining wine and food group at my previous employers. I have completed and passed the first of three tests from the Court of Master Sommelier.

The Café will offer special menus for all the holidays and big sporting events. The Café will also be offer an after school menu for the parent that need to feed the kids right after school that is a healthier option to fast food. Weekends will feature dinners for 2, with a bottle of wine, and a wine bar after 8pm. I will be creating a Sunday Brunch for the after church groups.

Opening a restaurant in the Omaha area is very difficult; however I believe that with my experience I can become profitable. I will be the sole-owner and chef which allows me to keep the overhead down. Improvements to the café will happen as the money becomes available. I am currently working on raising working capital with my family, friends and the bank.

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Owning my own restaurant is a life long dream and desire that I have been preparing for and ready to take action. With the support of my family and friends, and with my determination and resolve I believe I have a great foundation to succeed.

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84th Street Cafe

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Mission Statement

The mission is to create a food service restaurant that offers a relaxed environment with great home-style food matched with great beverages. I will accomplish this with a management style that promotes long term relationships with the patrons and employees. I believe that the development of those relationships will make the business cost effective and profitable.

Development & Status

A suitable site for the first restaurant was found last month and lease negotiations are in the final stages. The location will be on 84th & Giles Street and close to a dense population of the target market. With that phase completed, 84th Street Café can then open and the operations phase of the project can begin.

Future Plans

If the business is meeting its projections by month six, I will start investing in the appearance of the dining room making it more comfortable. I will also expand the wine selections. After a year I would like to expand into another bay for a banquet room.

Products & Related Services

84th Street Café will be offering a menu of food and beverages with a distinctive image. There will be three ways to purchase these products; table service at the restaurant, take-out from the restaurant, and catering to home or office.

The Menu

84th Street Café menu (see appendices) is moderate sized, and moderate-low priced offering a collection of ethnic and American items with a common café style items and -- healthy (low-fat, low cholesterol, natural ingredients), flavorful, and familiar. Our goal is to create great home-style food with the addition of light satisfying and still nutritious food. I will not have burgers & fries on the menu.

There has been an increased awareness of nutritional and health concerns in recent years and a growing market of people who now eat this style of cooking regularly.

Production

Food production and assembly will take place in the kitchen of the restaurant. Fresh vegetables, meat and dairy products will be used to create most of the dishes from scratch. The chef will exercise strict standards of sanitation, quality production, and presentation or packaging over the kitchen and service staff.

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Service

There will be three ways a customer can purchase food. They may sit down at one of the 75 seats in the dining room and get full service from a waitperson. A separate take-out counter will service those who wish to pick up their food. Most take-out food will be prepared to order with orders coming from either the telephone or internet.

Future Opportunities

There is a market segment that prefers to eat this type of cooking at home although they do not have the time to cook. There are already caterers and even mail order companies that provide individuals and families with up to a month's supply of pre-prepared meals. We will be tapping into the catering market offering off premise food & beverage services

This opportunity will be researched and developed on a trial basis. If successful, it could become a major new source of income without creating the need for additional staff or production space.

The Target Market

The market for 84th Street Café products covers a large area of diverse and densely populated groups. Although it will be located in La Vista, it is an area that is highly traveled. It is also an area known for and catering to the demographic group we are targeting.

Market Location & Customers

LaVista & Papillion area has been growing in population the last 15 years and is on pace to continue to attract the middle class population base. The LaVista chamber of commerce is currently working on a marketing program to increase the awareness of the business located on 84th street between Harrison & Giles streets.

The customer base will come from 2 major segments;

- **Local population** -- the city of LaVista & Papillion with a year-round adult population of 127,000.
- **Local businesses** -- The LaVista Chamber of Commerce lists retail sales at \$174 million dollars in a three mile radius.

The food concept and product image of 84th Street Café will attract many different customer profiles;

- **The student** -- more and more young people have developed healthy eating habits. Some also go through a "health food phase" while in college. I will also try to take advantage of the middle school that is located in behind the building. I will offer after school snacks between 2pm and 4:30pm keeping the price \$3 to \$5.
- **The retirees** -- I will be looking to host bridge groups, special social groups to build the lunch and early afternoon business, I will offer attractive menu

options with affordable pricing for getting commitments to meet at the café on a regular basis.

- **The Tanners** – the Ashley Lynn brings in a lot of traffic, I will create lite menu with beverages that are rich in vitamins for the skin and put them on a menu board outside the entrance.
- **The working class** – too busy to cook a home-style meal with the option to eat healthier.
- **The health conscious person of any age or sex** -- this includes anyone on a restricted or prescribed diet or those who have committed to a healthy diet.
- **Curious and open-minded** -- "if you try it, you will like it." Through marketing, publicity, and word-of-mouth, people will seek out a new experience and learn that nutritious food can be tasty, fun, convenient, and inexpensive.
- **Winers** – on Friday nights between 8pm and 12am, I will offer a wine bar. I will use that as a base to create a wine group and build wine sales.
- **Weekender**—couples that just dine out on the weekend, I will offer special dinners for 2 that will include a bottle of wine, hoping to create dining groups.

Market Trends & The Future

The population and demographics of La Vista have remained steady for the last 14 years. As people want to stay home more and cook less our strategy of delivering prepared meals on a weekly or monthly arrangement may be a widespread accepted new way of eating.

The Competition

There are over two dozen restaurants in the La Vista area that sell food. There are no Café style restaurants. Although this presents an obvious challenge in terms of market share, it also indicates the presence of a large, strong potential. Our aggressive plans of take-out and delivery will also give us an advantage to create a good market share before the competition can adjust or similar concepts appear.

Competitor's Profile

Competing with 84th Street Café for the target market are these categories of food providers:

- Chain " " " " "
- Bars & Grills
- La Vista Keno

Competitive Strategy

There are three major ways in which we will create an advantage over our competitors;

- My knowledge of the food and beverage service, my experience covers fast food, formal service, banquet service, and the know how to prepare the food for each.

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- product identity, quality, and novelty
- high employee motivation and good sales attitude
- innovative and aggressive service options.

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84th Street Café will be the only restaurant among all the competition which focuses the menu on home-style with the addition of low-fat selections. Each of the competitors offers at least one "healthy" selection on their menu. Once they have tried the restaurant, their experience will be reinforced by friendly, efficient, knowledgeable service. Return and repeat business will be facilitated by accessible take-out and delivery options.

Marketing Plan & Sales Strategy

Market Penetration

Entry into the market should not be a problem. The store has high visibility with heavy foot traffic all day long. The local residents always support new restaurants. In addition monies need to be raised for a pre-opening advertising and public relations campaign.

Marketing Strategy

Focusing on the unique aspect of the product theme (healthy, tasty foods) a mix of marketing vehicles will be created to convey our presence, our image, and our message.

- **Print media** -- local newspapers, magazines and student publications
- **Broadcast media** -- local programming and special interest shows
- **Hotel guides**, concierge relations, Chamber of Commerce brochures
- **Direct mail** -- subscriber lists, offices for delivery
- **Internet.** -- E-mail address, and Web Site Development

The marketing effort will be split into 3 phases;

- 1) **Opening** -- An advanced notice (press packet) sent out by the PR firm to all media and printed announcement ads in key places. Budget - \$500
- 2) **Ongoing** -- A flexible campaign (using the above media), assessed regularly for effectiveness. Budget - \$500
- 3) **Point of sale** -- A well-trained staff can increase the average check as well as enhancing the customer's overall experience. Word-of-mouth referral is very important in building a customer base.

Future plans and Strategic Opportunities

Catering to offices (even outside of our local area) may become a large part of gross sales. At that point a sales agent would be hired to directly market our products for daily delivery or catered functions.

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Operations

Facilities & Offices

The 84th Street Café is a 2000 Square foot space. The licenses and codes' issues are all in order. New equipment and dining room furnishings will be purchased and installed. Offices of the corporation are presently at 8321 Wyoming st Omaha Nebraska, Luis Palacio's home but will be moved to the restaurant after opening.

Hours of Operation

The restaurant will be open for lunch and dinner 6 days a week, 6:30am till 8pm with a Sunday Brunch 8:30am till 2:30pm. The restaurant will be closed Christmas, Thanksgiving, and the Fourth of July and the second week of June for vacation.

Employee Training & Education

Employees will be trained not only in their specific operational duties but in the philosophy and applications of our concept. They will receive extensive information from the chef.

Systems & Controls

A big emphasis is being placed on extensive research into the quality and integrity of our products. They will constantly be tested for our own high standards of freshness and purity. Food costs and inventory control will be handled by our computer system and checked daily by management.

Food Production

Most food will be prepared on the premises. The kitchen will be designed for high standards of sanitary efficiency and cleaned daily. Food will be made mostly to order and stored in large coolers in the basement.

Delivery & Catering

Food for delivery may be similar to take-out (prepared to order) or it may be prepared earlier and stocked. Catering will be treated as deliveries.

Management & Organization

Key Employees & Principals

Luis Palacio, will be the President and owner operator. Luis has been in the food service business since 1978 and has always served in a managerial role. He has also completed the first of 3 test to achieving his Master Sommelier from the court of Master Sommeliers, which are wine experts.

Luis brings with him a track record of success in customer service in the food service industry. His management style is innovative and effective with creating and developing relationships with his patrons.

Compensation & Incentives

84th Street Café will offer competitive wages and salaries to all employees with benefit packages available to key personnel only.

Long-Term Development & Exit Plan**Goals**

84th Street Café is a concept that targets a new, growing market. We assume that the market will respond, and grow quickly in the next 5 years. Our goals are to create a reputation of quality, consistency and security (safety of food) that will make us the leader of in home-style dining. Ideally, 84th Street Café will expand to another bay for a private banquet room.

Strategies

our marketing efforts will be concentrated on take-out and delivery, the areas of most promising growth. As the market changes, new products may be added to maintain sales.

Milestones

After the restaurant opens, we will keep a close eye on sales and profit. Milestone to watch are increasing numbers of private parties on the weekends, increasing lunch groups, and wine sales reach around 30% of total sales

Risk Evaluation

With any new venture, there is risk involved. The success of our project hinges on the strength and acceptance. After year 1, we expect some copycat competition in the form of other independent units. Chain competition will be much later.

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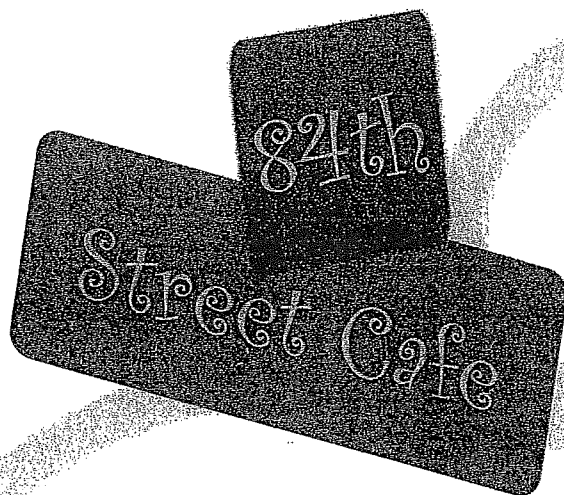
Hours

Monday Thru Saturday

6:30 AM till 8:00 PM

Sunday

6:30 AM till 1:30 PM



Soup

Sdj- Soup of the day

Luis's Spicy Pork Chili – served with warm tortillas and a dish of sherbet

Cup \$3.25

Bowl \$ 5.25

Hot Sandwiches

(\$6.00)

(All sandwiches are served with chips and fruit)

Beef – Open faced with toast
mashed potato and beef gravy

Turkey – Open faced with toast
mashed potato and turkey gravy

BBQ Pork – sliced pork loin coved
with BBQ sauce and served in a
Kaiser roll

Fried Egg- 2
sandwiches with toasted bread with
American cheese and a large fried
egg

Salads

Served with Bread of the Day and Sherbet
(\$4.75)

Greek

Caesar

Special of the day

Fresh Fruit with Yogurt

with Chicken add \$3.00

Cold Sandwiches

(Wheat or Marble Rye) \$5.75

Served with Chips & Sherbet

Ham

Turkey

Chicken Salad- asked for a tomato

Egg Salad

Tuna

Desserts \$4.25

Cheese Cake DJ

Ice Cream Sundae

Pie DJ a la mode

Sherbet

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Entrees

\$8.50

(Includes soup or tossed salad)

Tacos – two 8 inch flour tacos, fried or soft, served with beans and rice

Enchiladas – two beef and/or chicken served with beans & rice

Oriental Beef – Strips of beef tossed with ginger soy dressing, bok choy, napa cabbage, onion, snap peas, with a hint of orange zest served over jasmine rice, steamed or stir fried

Baked Lasagna – 4 layers of beef, Italian sausage, ricotta cheese and in house made Marinara sauce and served with garlic cheese bread

Special \$16.95

Beef

Pasta

Fresh Fish

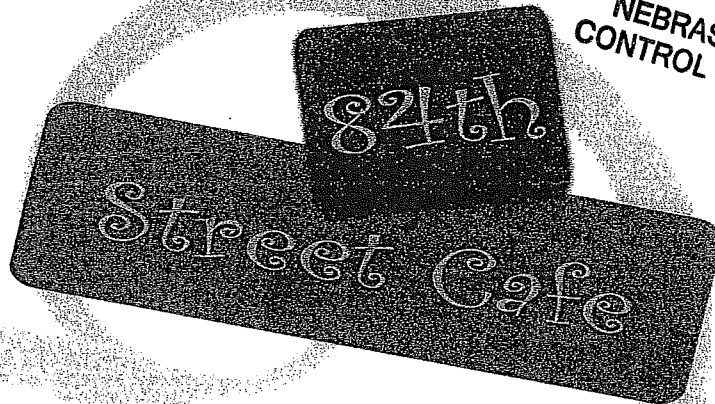


Breakfast Menu

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Pancakes \$1.75

Waffles \$1.75

Biscuits & gravy \$3.50

2 Egg Omelet \$ 3.50

Cheese

Denver

Your Choice

2 French toast \$ 1.75

Eggs \$1.50

2 Pieces Bacon \$ 2.25

2 Pieces Sausage \$1.50

Hash Browns \$ 1.25

Breakfast burritos \$3.75

Fresh fruit \$ 1.75

Yogurt \$ 1.75

6oz New York \$10.95

6 oz Prime Rib \$8.95

Toast \$.50

Coffee \$ 1.50

Juice \$2.00

Soda \$1.75

Entrée Specials

Flatiron Steak – Cooked medium and served with Béarnaise Sauce

Bone-in sirloin – Cooked to your temperature and served with caramelized
Onion and demi glaze

Beef Brisket – Slow cooked for 4 hours and serve with ancho Chile sauce

Duck – Slow cooked ½ duck with rosemary, garlic and olive oil

Scallops – Sautéed and served with sarachi chili

Shrimp – Grilled and served over cous cous mixed with dried apricots
and raisins

Sushi – Cali roll, tune roll,

Tuna – Flashed Grilled and served over rice mixed with pineapple
And coconut finished with yam glaze and toasted almonds

Catfish – Fried and served with a sweet Cole slaw

Sole – filets of sole stuffed with crab and finished with a lemon buerre blanc

Salmon – Grilled salmon filet on top of sautéed leeks and wilted spinach and
Sprinkled with bacon bits

Crab Cake – served on sweet cole slaw and lemon butter poppy seed mayo

Roasted Chicken – a thigh and Breast slow roasted and served over steamed
rice with mushrooms

Baked Ziti pasta with Chicken – served with garlic cheese bread



Weekly Specials

Monday - ½ priced tacos

Tuesday – ½ price all wine selections

Wednesday – Family Night - 4 entrees for \$20.00

Thursday – Pasta Bar \$9.95

Friday – 10 oz New York strip and shrimp dinner \$19.99

Saturday – 10 oz Rib Eye dinner for 2 with a bottle of wine \$29.99

Sunday – Brunch from 8:30 am till 1:30 pm

Monday Thru Friday between 3pm and 4:30pm

After School Special Scooby Snacks \$3.50

PB& J Sandwich with chips and soda

Beef Burrito with Soda

Yogurt fruit Smoothie with a Cookie

8321 Wyoming Street Home 402-451-5027,
Omaha Nebraska,
68122

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Luis Palacio

Objective Own & operate a food & beverage operation

Experience

2007 – 2008 Hilton/Omaha Omaha Nebraska
Senior Assistant Banquet Manager

- 5 million dollar in yearly revenue operation
- Supervised the set up and running of all functions in the Department
- Hired and trained all staff
- Schedule all staff
- Process daily billing
- Banquet Bar Manger
- Supervise and train all Banquet Captains
- Maintain BEO Bible (daily event book) on a daily basis

2006 – 2007 Happy Hollow Club Omaha Nebraska
Dining Service Manager

- 2.5 million dollar food and beverage operation
- Maintained service in 4 dining rooms and 3 bars
- Maintained the Wine Cellar, \$130,000.00 in inventory
- Maintaining Liquor and beverages inventories
- Wrote monthly Newsletter Articles for the club newsletter
- Hired and Trained all Service and Bar Staff
- Created the Formal Dining room and Wine Cellar Service Standards
- Maintained Wine 101 for the club
- Worked closely with the chef on daily specials

2005 – 2006 Rick's Café Boatyard Omaha Nebraska
Assistant Restaurant Manager

- 4.5 million dollar operation
- Supervised 11 supervisors and managers
- Supervised all Service for the Restaurant
- Managed the Liquor Inventories
- Hired and Trained all service staff
- Worked closely with the chef on daily specials

1998–2004 Omaha Country Club Omaha Nebraska

Assistant Clubhouse Manager

- 1.5 million dollar yearly operation
- Supervised all service for the Dining Room and Banquets.
- Managed the bar.
- Created a food and wine club.
- Worked closely with the chef on daily specials

1996–1998 Bistro at the Market Omaha, Nebraska

Restaurant Manager

- 1 million dollar yearly operation
- Managed the daily operation of the restaurant.
- Created a banquet program for the restaurant.
- Managed the weekend entertainment
- Worked closely with the chef on daily specials

1995–1996 The Aquarium Restaurant Omaha, Nebraska

Restaurant Manager

- Managed the daily operations of the restaurant.
- Created a banquet program for the restaurant

1994–1995 The Happy Hollow Club Omaha, Nebraska

Assistant Clubhouse Manager

- Supervised all restaurant service.
- Managed the food and wine club.

Education

2004 Bellevue University Bellevue, Nebraska

- Business Administration. 30 hours left to complete.

Interests

Cooking, Wines, Sports, and Golfing