

BOARD OF COMMISSIONERS
SARPY COUNTY, NEBRASKA
RESOLUTION ESTABLISHING LIMITATIONS ON THE PLAYING OF KENO LOTTERY
CONDUCTED BY SARPY COUNTY

WHEREAS, pursuant to Neb. Rev. Stat. §23-104(6)(Reissue 2007), the County has the power to do all acts in relation to the concerns of the County necessary to the exercise of its corporate powers; and,

WHEREAS, pursuant to Neb. Rev. Stat. §23-103 (Reissue 2007), the powers of the County as a body are exercised by the County Board; and,

WHEREAS, the question of the conduct of a keno lottery by Sarpy County was passed by the electors of the County at an election held on May 10, 1994; and,

WHEREAS, Nev. Rev. Stat. Sec. 9-646 (Reissue 2007) requires any county authorizing the conduct of a lottery to establish limitations on the playing of such lottery conducted by a county with such limitations being approved by the Sarpy County Board of Commissioners on November 29, 1994; and,

WHEREAS, the Nebraska Department of Revenue Charitable Gaming Division requires such limitations to be updated to include owners and employees of all sales outlet locations.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS:

Section 1. The County Administrator, Fiscal Administrator, and his/her employees, Purchasing Agent and his/her employees, County Commissioners, the Certified Public Accountant performing the annual audit of the Keno operations as required by the State Department of Revenue, and the immediate families (as defined in Section 5 below) of the aforementioned shall be and are hereby prohibited from playing or participating in any way in the keno lottery conducted by Sarpy County pursuant to the Nebraska County and City Lottery Act.

Section 2. No owner, officer, director, partner, shareholder, or employee, or their immediate family (as defined in Section 5 below) of a lottery operator whom Sarpy County contracts to conduct its lottery shall play any keno lottery or claim any keno lottery prizes conducted by such Sarpy County at any location.

Section 3. Nothing shall prohibit an owner, officer, director, partner, shareholder, or their immediate family (as defined in Section 5 below) of an authorized sales outlet location for such Sarpy County lottery from playing the lottery conducted by such Sarpy County as long as such person is nineteen years of age or older and is not writing keno.

Section 4. No employee of an authorized sales outlet location for such Sarpy County lottery shall play any lottery for which he or she performs work during such time as he or she is actually working at such lottery or while on duty.

Section 5. For purposes of this Resolution "immediate family" shall mean a person who is related to the official, owner, officer, director, partner, shareholder, or employee by blood, marriage, or adoption, and would qualify as a dependent for federal income tax purposes.

Section 6. No person or licensee, or employee or agent thereof, shall knowingly permit an individual under nineteen years of age to play or participate in any way in any lottery conducted pursuant to the Nebraska County and City Lottery Act.

BE IT FURTHER RESOLVED THAT aforementioned Sarpy County Resolution approved November 29, 1994 by the Board of Commissioners is hereby rescinded.

Dated this 1st day of September, 2009.

Moved by Rich Jansen, and seconded by Tom Richards, that the above Resolution be adopted. Carried.

YEAS:	NAYS:	ABSENT:
<u>[Signature]</u>	<u>none</u>	<u>none</u>
<u>[Signature]</u>	_____	_____
<u>[Signature]</u>	_____	_____
<u>[Signature]</u>		ABSTAIN:
<u>[Signature]</u>		<u>none</u>
<u>[Signature]</u>		_____



Attest:
[Signature]
Sarpy County Clerk Asst Deputy

Approved as to form:

[Signature]
Deputy County Attorney

Sarpy County Board of Commissioners

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ADMINISTRATOR
Mark Wayne

DEPUTY ADMINISTRATOR
Scott Bovick

FISCAL ADMIN./PURCHASING AGT.
Brian Hanson



COMMISSIONERS

Rusty Hike
District 1

Joni Jones
District 2

Tom Richards
District 3

Pat Thomas
District 4

Rich Jansen
District 5

MEMO

To: Sarpy County Board

From: Brian Hanson

Re: Keno Lottery Playing Limitations

On September 1, 2009 the County Board will be asked to approve a resolution establishing limitations on the playing of Keno lottery for certain individuals at the locations operated by Sarpy County. This Resolution is being updated per the request of the Nebraska Charitable Gaming Division. The original Resolution was approved by the County Board on November 29, 1994 and did not reference the owners and employees of the sales outlet locations. I recommend approval of the Resolution.

If you have any questions, please feel free to contact me.

August 26, 2009



Brian E. Hanson

BEH/dp

cc: Mark Wayne
Deb Houghtaling
Scott Bovick
Mike Smith
John Hassett