

**THE MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD
MONDAY, JANUARY 8, 2001 AT 1:30 P.M.**

The Meeting was called to order at 1:30 p.m. Present: Council Chairperson Shoecraft; Council Members: Camp, Cook, Fortenberry, Johnson, McRoy, Seng, Joan Ross, Clerk.

The Council stood for a moment of silent meditation.

READING OF THE MINUTES

JOHNSON Having been appointed to read the minutes of the City Council proceedings of Dec. 18, 2000, reported having done so, found same correct.

Seconded by McRoy & carried by the following vote: AYES: Camp, Cook, Fortenberry, Johnson, McRoy, Seng, Shoecraft; NAYS: None.

MAYORS AWARD OF EXCELLENCE

Mayor Wesely: Mr. Chairman, Members of the Council. It's my pleasure to join you today to issue the award for December of last year.

I would like to ask Jason Ahlberg to come forward. Jason Ahlberg has been a seasonal employee with the Parks and Recreation Dept. since May of 1988. This past summer Jason was the Pool Manager for Eden Pool. He was nominated for the Mayor's Award of Excellence in Productivity for the extra effort exhibited in extending pool operations. Jason's supervisor, Holly Lewis, noted that in response to a last minute request, we never do that around the City, but every once in a while we have to do that, Jason, was asked to keep Woods pool open on Saturdays and Sundays including Labor Day. From the first discussion that took place Jason was clear that the job could be done without a problem. Jason quickly went to work recruiting staff from 8 different pools. By the time the final approval was received Jason had the schedule ready to go. The temperatures still in the 90's and the 100's, that's a long time ago, it seems like an awful long time ago, the attendance figures from Labor Day weekend were among the top ten for the entire summer. Holly writes it was fully due to Jason's enthusiasm, dedication, and rapport with the staff that the late season effort was possible. He made the impossible seem easy. So, on behalf of the City of Lincoln I'd like to congratulate you, Jason, for your hard work and determination and issue to you the December 2000 Award of Excellence. Is there anybody from the Department that would like to say anything? Would you like to say a word?

Jason Ahlberg: I would just like to say thanks. It was a wonderful opportunity to let me be a, work at the summer a little longer through October and stuff. That was real nice and we had a great staff and a great group of kids that did it. We hope to do it every year now. Thank you.

This matter was taken under advisement.

PUBLIC HEARING

APPLICATION OF DHABS, L.L.C. DBA "BARRYMORE'S" FOR A CLASS C AND LIQUOR CATERING LICENSE AT 124 N. 13TH STREET;

MANAGER APPLICATION OF ROBERT M. SHULL FOR DHABS, L.L.C. D.B.A. "BARRYMORE'S" AT 124 N. 13TH STREET;

APPLICATION OF DHABS, L.L.C. D.B.A. "DHABS" FOR A CLASS C LIQUOR LICENSE AT 128 N. 13TH STREET;

MANAGER APPLICATION OF ROBERT M. SHULL FOR DHABS, L.L.C. D.B.A. "DHABS" AT 128 N. 13TH STREET - James Horan, Cline Williams Law Firm, 1900 US Bank Bldg., 68508 and Robert Shull, 7420 Englewood Dr., 68510, took oath: We'd be happy to answer any questions Council Members might have regarding the applications.

Cindy Johnson, Council Member: We were talking a little bit, were you planning on keeping those as two separate licenses or are you going to have them as one?

Mr. Horan: Separate licenses.

Ms. Johnson: How many hours are you going to be spending on each one of the licenses since you're the manager of both?

Mr. Shull: I'll be spending the days at Barrymore's and the evenings at Stuart Theater.

Ms. Johnson: OK.

Jerry Shoecraft, Council Member: Then who's going to be managing

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during the night at Barrymore's?

Mr. Shull: Chad Meister and Aaron Clausmeier (sp?).

Ms. Johnson: Now, have you signed up for the Management Training course?

Mr. Shull: Yes Ma'am. It's coming up the 11th I believe.

Ms. Johnson: If you're going to be balancing those two it might be good to have one of your other peoples go so they're right on top ...

Mr. Shull: They are, yup.

Ms. Johnson: Great.

This matter was taken under advisement.

APPLICATION OF EATING ESTABLISHMENTS HOLDING COMPANY INC., D.B.A. "FLATWATER GRILL" FOR A CLASS I AND LIQUOR CATERING LICENSE AT 201 N. 7TH STREET;

MANAGER APPLICATION OF MARK KURTH FOR EATING ESTABLISHMENTS HOLDING COMPANY INC. D.B.A. "FLATWATER GRILL" AT 201 N. 7TH STREET - Mark Kurth, 716 S. 29th St., 68510, took oath and came forward to answer any questions.

This matter was taken under advisement.

APPLICATION OF BOSNIAN KITCHEN, INC. D.B.A. "BOSNIAN KITCHEN" FOR A CLASS I LIQUOR LICENSE AT 1819 O STREET;

MANAGER APPLICATION OF IRFAN OSMANOVIC FOR BOSNIAN KITCHEN, INC. D.B.A. "BOSNIAN KITCHEN" AT 1819 O STREET - Irfan Osmanovic, 1819 O Street, 68508, took oath and came forward to answer any questions.

This matter was taken under advisement.

MANAGER APPLICATION OF CHARLES E. LECORNE FOR FAMOUS DAVE'S RIBS-U, INC. D.B.A. "FAMOUS DAVE'S" AT 2750 PINE LAKE ROAD - Charles E. LeCorgne, Jr., 1717 D St., 68502, took oath came forward to answer any questions.

This matter was taken under advisement.

DISESTABLISHING THE DOWNTOWN CORE MANAGEMENT & ENHANCEMENT DIST. WITHIN AN AREA IN DOWNTOWN LINCOLN BETWEEN 10TH ST. & CENTENNIAL MALL, & BETWEEN Q & M STS.;

DISESTABLISHING THE DOWNTOWN PERIMETER MANAGEMENT & ENHANCEMENT DIST. WITHIN AN AREA IN DOWNTOWN LINCOLN BETWEEN 7TH ST. & 17TH ST. , & R & H STS. - Joel Pedersen, Asst. City Attorney: These are fairly straight forward.

If there's any questions I just wanted to reassure you the existing management BID are still in place. These are the old ones and they are simply being superceded. SO if there are any questions?

This matter was taken under advisement.

MISCELLANEOUS BUSINESS

Danny Walker, 427 E St.: Made remarks about his concerns of the Infrastructure Financing Study Committee and the Duncan Report. Comments are on file.

Mr. Cook: He asked Mr. Walker if he submitted his concerns about the Duncan Report in writing?

Mr. Walker: He answered no. If he's refused all the way through the line he'll carry this problem further. He will notify someone other than the City of Lincoln of his concerns.

This matter was taken under advisement.

Terrence L. Kubicek, 1800 S. 53rd Street: He appeared on behalf of himself, as President of Homestead Reliance Inc. and the spokesperson for the One Community Alliance. He proposed that the Antelope Valley Project be put before the electorates of the City of Lincoln. His draft resolutions are on file.

Dana Roper, City Attorney: He stated that an Initiative might work, but not a Referendum under the circumstances as found today.

This matter was taken under advisement.

Mike Morosin, Past President Malone Neighborhood Assoc., 2055 S St.: He presented his thoughts on the problems of our education system. Comments are on file.

This matter was taken under advisement.

PETITIONS & COMMUNICATIONS

REQUEST FOR THE CREATION OF AN ALLEY PAVING DISTRICT IN COLLEGE HILL SUBDIVISION

LOTS 1 THROUGH 12 BY SOUTH STREET TEMPLE - CLERK presented said petition which was referred to the Public Works Dept.

WITHDRAWAL OF APP. FOR CHANGE OF ZONE 3122 FOR P.U.D. AND PRELIMINARY PLAT #98011 FOR ANTELOPE COMMONS PROJECT BY ESSEX CORP./NEBRASKA NURSERIES INC.
- CLERK presented said report which was placed on file in the Office of the City Clerk.

THE FOLLOWING WERE REFERRED TO THE PLANNING DEPT.:

Change of Zone 3296 - App. of Marc Wullschleger, Director of Urban Development, for a change from R-6 to B-3 at North 27th and S Street to West side of T Street.
Special Permit No. 1892 - App. of Qwest Wireless L.L.C. to build a wireless communications facility at 600 Fletcher Avenue.
Special Permit No. 1893 - App. of Cornhusker Council - Boy Scouts of America to allow "Club" use in AG District at 120th & A Street.
Use Permit No. 43A - App. of Stockwell Properties to develop offices & drive through bank at 13th & Stockwell.
Change of Zone No. 3300 - App. of Larry E. & Linda L. Lewis for a change from AG to H-3 at N.W. 84th St. & West O St.
Use Permit No. 113A - App. of Lighthouse Properties LLC to amend Use Permit No. 13, Reso. No. A-79098 to permit the installation & use of an on-premises ground sign outside 30' of the pad site building at N. 27th St. & Folkways Blvd.
Use Permit No. 136 - App. of Jerry & Janet Joyce, LED., to construct a new three story office building, 51,000 sq. ft. at 80th & O St.
Spec. Permit No. 1881 - App. of Hoegemeyer Palmer Construction to develop 12 town home lots & one single family lot at N. 84th St. & Peregrine Ct.
Spec. Permit No. 1891 - App. of Qwest Wireless LLC to build a wireless communications facility at 1601 South 17th St.
Spec. Permit No. 1896 - App. of Heartland Insurance Pool, Inc. to operate a salvage yard as per section 27.63.510 of the LMC at North 1st & Charleston St.
Spec. Permit No. 1897 - App. of Qwest Wireless LLC to build a wireless communications facility at 5220 R St.

FORMAL PAVING PETITION FOR ALLEY PAVING DIST. NO. 359 IN COLLEGE VIEW ADDITION, LOT 3 & 4, BLOCK 32 SIGNED BY RICHARD M. NOEL AND LINDA ROBINSON RUTZ - CLERK presented said petition which was referred to the Law Dept.

REPORTS TO CITY OFFICERS

CLERK'S LETTER & MAYOR'S APPROVAL OF ORDINANCES & RESOLUTIONS PASSED ON DEC. 11 & 18, 2000 - CLERK presented said report which was placed on file in the Office of the CLERK.

INVESTMENT OF FUNDS - CLERK read the following resolution, introduced by Annette McRoy, who moved its adoption:

A-80638 BE IT HEREBY RESOLVED BY THE CITY COUNCIL of the City of Lincoln, Nebraska:
That the attached list of investments be confirmed & approved, & the City Treasurer is hereby directed to hold said investments until maturity unless otherwise directed by the City Council. (Investments beginning 12/15/00)

Introduced by Annette McRoy

Seconded by Johnson & carried by the following vote: AYES: Camp, Cook, Fortenberry, Johnson, McRoy, Seng, Shoecraft; NAYS: None.

INVESTMENT OF FUNDS - CLERK read the following resolution, introduced by Annette McRoy, who moved its adoption:

A-80639 BE IT HEREBY RESOLVED BY THE CITY COUNCIL of the City of Lincoln, Nebraska:
That the attached list of investments be confirmed & approved, & the

City Treasurer is hereby directed to hold said investments until maturity unless otherwise directed by the City Council. (Investments beginning 12/22/00)

Introduced by Annette McRoy

Seconded by Johnson & carried by the following vote: AYES: Camp,

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Cook, Fortenberry, Johnson, McRoy, Seng, Shoecraft; NAYS: None.

APPROVING THE DISTRIBUTION OF FUNDS REPRESENTING INTEREST EARNINGS ON SHORT-TERM INVESTMENTS OF IDLE FUNDS FOR THE MONTH ENDED NOV. 30, 2000 - CLERK read the following resolution, introduced by Annette McRoy, who moved its adoption:

A-80640 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska: That during the month ended November 30, 2000, \$351,681.99 was earned from short-term investments of "IDLE FUNDS". The same is hereby distributed to the various funds on a pro-rata basis using the balance of each fund and allocating a portion of the interest on the ratio that such balance bears to the total of all fund balances.

Introduced by Annette McRoy

Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Fortenberry, Johnson, McRoy, Seng, Shoecraft; NAYS: None.

REPORTS FROM CITY TREASURER OF TELECOMM. OCC. TAX DUE AS FOLLOWS: **Nov., 2000:**

Airtime SMR, Intellicall, Coast Int'l., IBM Global, USA Paging, Aliant Cellular, Association Adm., Long Distance of Michigan, I-Link, Big Planet, GlobalCom, Single Billing Services d.b.a. Asian American, Sprint, Aliant d.b.a. Alltel, McLeodUSA, Tri-M, Lightyear, Zone Telecom, AT&T, ATT Wireless PCS, Excel, Telco, Nebraska Tech., NOS Comm., GST NET, Equality, Sprint Spectrum, Lincoln Celtelco, NOSVA, Glyphics, RSL COM USA, GTC Telecom., COMDATA, Nextlink, Incomnet, D&D Comm., LDM Systems, Network Billing, Affinity, Working Assets, LCI Int'l., Int'l Exchange, Phoenix Network, Utilicorp, NPCR, Nextel West, TracFone Wireless, Touch America, Viatel, Cincinnati Bell, Trans Nat'l, Primus, Qwest, Teligent, Atlas, Broadwing Telecomm. - DEPUTY CLERK presented said report which was placed on file in the Office of the City Clerk.

REPORT FROM CITY TREASURER FOR CASH ON HAND AT THE CLOSE OF BUSINESS NOV. 30, 2000 - CLERK presented said report which was placed on file in the Office of the City Clerk.

REPORT OF LINCOLN WATER & WASTEWATER SYSTEMS FOR FISCAL YEAR 1999-2000 - CLERK presented said report which was placed on file in the Office of the City Clerk.

REPORT OF LINCOLN WATER & WASTEWATER SYSTEM RECAPITULATION OF DAILY CASH RECEIPTS FOR DEC., 2000 - DEPUTY CLERK presented said report which was placed on file in the Office of the City Clerk.

OTHER RESOLUTIONS

APPLICATION OF DHABS, L.L.C. DBA "BARRYMORE'S" FOR A CLASS C AND LIQUOR CATERING LICENSE AT 124 N. 13TH STREET - CLERK read the following resolution, introduced by Cindy Johnson, who moved its adoption for approval:

A-80623 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska: That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that the application of DHABS, L.L.C. dba "Barrymore's" for a Class "C" and liquor catering license at 124 N. 13th Street, Lincoln, Nebraska, for the license period ending October 31, 2001, be approved with the condition that the premise complies in every respect with all city and state regulations. The City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Cindy Johnson

Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Fortenberry, Johnson, McRoy, Seng, Shoecraft; NAYS: None.

MANAGER APPLICATION OF ROBERT M. SHULL FOR DHABS, L.L.C. D.B.A. "BARRYMORE'S" AT 124 N. 13TH STREET - DEPUTY CLERK read the following resolution, introduced by Cindy Johnson, who moved its adoption for approval:

A-80624 WHEREAS, DHABS, L.L.C. dba "Barrymore's" located at 124 N. 13th Street, Lincoln, Nebraska has been approved for a Retail Class "C" and liquor catering license, and now requests that Robert M. Shull be named manager;

WHEREAS, Robert M. Shull appears to be a fit and proper person to manage said business.

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

That after hearing duly had as required by law, consideration of the

facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that Robert M. Shull be approved as manager of this business for said licensee. The City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Cindy Johnson

Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Fortenberry, Johnson, McRoy, Seng, Shoecraft; NAYS: None.

APPLICATION OF DHABS, L.L.C. D.B.A. "DHABS" FOR A CLASS C LIQUOR LICENSE AT 128 N. 13TH STREET - CLERK read the following resolution, introduced by Cindy Johnson, who moved its adoption for approval:

A-80625 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska: That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that the application of DHABS, L.L.C. dba "DHABS" for a Class "C" liquor license at 128 N. 13th Street, Lincoln, Nebraska, for the license period ending October 31, 2001, be approved with the condition that the premise complies in every respect with all city and state regulations. The City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Cindy Johnson

Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Fortenberry, Johnson, McRoy, Seng, Shoecraft; NAYS: None.

MANAGER APPLICATION OF ROBERT M. SHULL FOR DHABS, L.L.C. D.B.A. "DHABS" AT 128 N. 13TH STREET - CLERK read the following resolution, introduced by Cindy Johnson, who moved its adoption for approval:

A-80626 WHEREAS, DHABS, L.L.C. dba "DHABS" located at 128 N. 13th Street, Lincoln, Nebraska has been approved for a Retail Class "C" liquor license, and now requests that Robert M. Shull be named manager; WHEREAS, Robert M. Shull appears to be a fit and proper person to manage said business. NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska: That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that Robert M. Shull be approved as manager of this business for said licensee. The City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Cindy Johnson

Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Fortenberry, Johnson, McRoy, Seng, Shoecraft; NAYS: None.

APPLICATION OF EATING ESTABLISHMENTS HOLDING COMPANY INC., D.B.A. "FLATWATER GRILL" FOR A CLASS I AND LIQUOR CATERING LICENSE AT 201 N. 7TH STREET - CLERK read the following resolution, introduced by Cindy Johnson, who moved its adoption for approval:

A-80627 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska: That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that the application of The Eating Establishments Holding Company, Inc. for a Class I and liquor catering license at 201 N. 7th Street, Lincoln, Nebraska, for the license period ending April 30, 2001, be approved with the condition that the premise complies in every respect with all city and state regulations. The City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Cindy Johnson

Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Fortenberry, Johnson, McRoy, Seng, Shoecraft; NAYS: None.

MANAGER APPLICATION OF MARK KURTH FOR EATING ESTABLISHMENTS HOLDING COMPANY INC. D.B.A. "FLATWATER GRILL" AT 201 N. 7TH STREET - CLERK read the following resolution, introduced by Cindy Johnson, who moved its adoption for approval:

A-80628 WHEREAS, The Eating Establishments Holding Company, Inc. dba "Flatwater Grill" located at 201 N. 7th Street, Lincoln, Nebraska has been approved for a Retail Class "I" and liquor catering license, and now requests that Mark Kurth be named manager; WHEREAS, Mark Kurth appears to be a fit and proper person to manage

said business.

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

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that Mark Kurth be approved as manager of this business for said licensee. The City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Cindy Johnson

Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Fortenberry, Johnson, McRoy, Seng, Shoecraft; NAYS: None.

APPLICATION OF BOSNIAN KITCHEN, INC. D.B.A. "BOSNIAN KITCHEN" FOR A CLASS I

LIQUOR LICENSE AT 1819 O STREET - CLERK read the following resolution, introduced by Cindy Johnson, who moved its adoption for approval:

A-80629 That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that the application of Bosnian Kitchen, Inc. dba "Bosnian Kitchen" for a Class "I" liquor license at 1819 O Street, Lincoln, Nebraska, for the license period ending April 30, 2001, be approved with the condition that the premise complies in every respect with all city and state regulations. The City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Cindy Johnson

Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Fortenberry, Johnson, McRoy, Seng, Shoecraft; NAYS: None.

MANAGER APPLICATION OF IRFAN OSMANOVIC FOR BOSNIAN KITCHEN, INC. D.B.A. "BOSNIAN KITCHEN" AT 1819 O STREET - CLERK read the following resolution, introduced by Cindy Johnson, who moved its adoption for approval:

A-80630 WHEREAS, Bosnian Kitchen, Inc. dba "Bosnian Kitchen" located at 1819 O Street, Lincoln, Nebraska has been approved for a Retail Class "I" liquor license, and now requests that Irfan Osmanovic be named manager; WHEREAS, Irfan Osmanovic appears to be a fit and proper person to manage said business.

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

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that Irfan Osmanovic be approved as manager of this business for said licensee. The City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Cindy Johnson

Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Fortenberry, Johnson, McRoy, Seng, Shoecraft; NAYS: None.

MANAGER APPLICATION OF CHARLES E. LECORGNE FOR FAMOUS DAVE'S RIBS-U, INC. D.B.A.

"FAMOUS DAVE'S" AT 2750 PINE LAKE ROAD - CLERK read the following resolution, introduced by Cindy Johnson, who moved its adoption for approval:

A-80631 WHEREAS, Famous Dave's Ribs-U, Inc. dba "Famous Dave's" located at 2750 Pine Lake Road, Lincoln, Nebraska has been approved for a Retail Class "I/K" liquor license, and now requests that Charles E. LeCorgne be named manager;

WHEREAS, Charles E. LeCorgne appears to be a fit and proper person to manage said business.

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

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that Charles E. LeCorgne be approved as manager of this business for said licensee. The City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Cindy Johnson

Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Fortenberry, Johnson, McRoy, Seng, Shoecraft; NAYS: None.

APPROVING AN ENHANCED 911 DATA BASE AGRMT. BETWEEN THE CITY & ALLTEL COMMUNICATIONS FOR A MINIMUM OF 4 YRS. FOR THE USE OF THE ALLTEL DATABASE

FOR EMERGENCY COMMUNICATIONS - CLERK read the following resolution, introduced by Annette McRoy, who moved its adoption:

A-80632 WHEREAS, the City of Lincoln provides Enhanced 911 Emergency Service; and

WHEREAS, the City is in need of a database in order to provide those 911 services; and

WHEREAS, Alltel has provided such a database in the past and is willing to continue to provide that needed database and periodic updates to the City's 911 Enhanced Service.

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

That the License Agreement between Alltel and the City of Lincoln, a copy of which is attached and made a part hereof, to provide a database and updates to that database for a period of four years is hereby approved. The initial compensation under this Agreement shall be for \$10,440 per month. The compensation may be adjusted annually by Alltel as per the Agreement.

The City Clerk is directed to return the two executed copies of this Agreement to Steve Huggenberger, Assistant City Attorney, for execution by Alltel.

Introduced by Annette McRoy

Seconded by Johnson & carried by the following vote: AYES: Camp, Cook, Fortenberry, Johnson, McRoy, Seng, Shoecraft; NAYS: None.

APPROVING THE APPOINTMENT OF MICHAEL AYARS, RHYMES MONCURE, JR. & JEANIE WATSON

TO THE LINCOLN ELECTRIC SYSTEM ADMINISTRATIVE BOARD FOR A 3-YR. TERM TO EXPIRE DEC. 31, 2003 - CLERK read the following resolution, introduced by Annette McRoy, who moved its adoption:

****VERBATIM TRANSCRIPT OF COUNCIL MEMBER JON CAMP'S COMMENTS****

Jon Camp, Council Member: I've been a little bit troubled by this situation. A year ago we had three new appointments to the LES Board and at that time I voted against all three nominees and not necessarily because I didn't feel they were qualified, but because I'm concerned about the magnitude of the Lincoln Electric Service System, Lincoln Electric System, and now we're in a position where we've got three talented individuals who've been nominated for appointment to this Board which means out of a nine member board we will have six members who have one year or less experience and I'd like to remind my colleagues that LES is a one and a half billion dollar entity. This is truly a working board.

It's one that serves without pay and so it is a commitment on those individuals part. Furthermore, next year when the last of the original or the nine who have been serving will be up. Two of those nine will not be eligible for reappointment because they will have reached the maximum nine years for three consecutive terms. The average over the last decade or two have been about six years for a member and so we're now dropping to an average of about 1 1/2 years, and, it concerns me because Lincoln has been so fortunate in it's LES System to enjoy good economical energy rates. And, I think in this day and age, in fact this last month, where we're all experiencing tremendous increases in the natural gas rates that more than ever at some point that's going to start impacting LES because of the gas turbines that are coming on line to provide extra service. And, I think with that in mind, I'm just not sure how to proceed here. I've been asking the Mayor's Office since September who he was going to be suggesting and it's not that I'm necessarily saying all three of the existing members, all of them were eligible for reappointment, I'm not suggesting they all should have been reappointed. One of them happens to be the only engineer on the Board and this is the type of organization that it would be helpful to have somebody with that type of background.

The, I think the Board it's also very important that they have active members from the standpoint of making quorums so that you have not just even five members there for an LES Board, but a very good working majority. LES itself had recommended that all three of the current Board members up for reappointment be reappointed. So, there's every indication that there ought to be some reappointments here for the benefit of our community and our rate payers. And so, I find myself in a dilemma because, again, I know two of the nominees fairly well and all three are qualified individuals, but I think it's putting this Council in a difficult posture not considering renomination. So, I still don't know how I'm going to vote on this although I guess I'm first up so you'll all know. If I do chose to vote against this resolution it will be on the same basis as I did last year and I know created concern on the part of the nominees, but it's because I care about LES. And so, I just have some real trepidation with this in doing what's in the best interest of both service and so forth. I know individuals within LES have said it takes a

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Board Member at least one term which is three years just to understand how LES works. And, again we're going to have an average service tenure of between one and two years now. And, next year it will lower it even more, so I have some concerns.

****END OF VERBATIM TRANSCRIPT****

A-80633 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska: That the appointment of Michael Ayars, Rymes Moncure, Jr., and Jeanie Watson to the Lincoln Electric System Administrative Board for three-year terms expiring December 31, 2003 is hereby approved.

Introduced by Annette McRoy

Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Fortenberry, Johnson, McRoy, Seng, Shoecraft; NAYS: None.

SETTING HEARING DATE OF JAN. 22, 2001 AT 1:30 P.M. ON THE APP. OF BUGGY BATH EAST, LLC D.B.A. "BUGGY BATH CAR WASH - EAST " FOR A CLASS B/K LIQUOR LICENSE AT 8350 NORTHWOODS DR. - CLERK read the following resolution, introduced by Annette McRoy, who moved its adoption:

80634 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby fixed for Mon., Jan. 22, 2001, at 1:30 p.m or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th St., Lincoln, NE, for the purpose of considering the following App. of Buggy Bath East LLC dba "Buggy Bath Car Wash - East" for a Class B/K Liquor License at 8350 Northwoods Dr.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Annette McRoy

Seconded by Johnson & carried by the following vote: AYES: Camp, Cook, Fortenberry, Johnson, McRoy, Seng, Shoecraft; NAYS: None.

SETTING HEARING DATE OF JAN. 22, 2001 AT 1:30 P.M. FOR A MAN. APP. OF WILLIAM R. KOLLER FOR WHITEHEAD OIL COMPANY DBA "U-STOP CONVENIENCE SHOP" LOCATED AT 8231 EAST O STREET - CLERK read the following resolution, introduced by Annette McRoy, who moved its adoption:

A-80635 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby fixed for Mon., Jan. 22, 2001, at 1:30 p.m or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th St., Lincoln, NE, for the purpose of considering the following Man. App. of William R. Koller for Whitehead Oil Co. dba "U-Stop Convenience Shop" at 8231 East O St.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Annette McRoy

Seconded by Johnson & carried by the following vote: AYES: Camp, Cook, Fortenberry, Johnson, McRoy, Seng, Shoecraft; NAYS: None.

SETTING HEARING DATE OF JAN. 22, 2001 AT 1:30 P.M. FOR AN APP. OF COLUMBUS LINCOLN HOTEL PROPERTY LC DBA "HOLIDAY INN/CONFERENCE CENTER/GREEN MILL BAR-CABO BEACH CLUB" FOR A CATERING LICENSE LOCATED AT 141 N. 9TH STREET - CLERK read the following resolution, introduced by Annette McRoy, who moved its adoption:

A-80636 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby fixed for Mon., Jan. 22, 2001, at 1:30 p.m or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th St., Lincoln, NE, for the purpose of considering the following App. of Columbus Lincoln Hotel Prop. LC dba "Holiday

Inn/Conference Center/Green Mill Bar-Cabo Beach Club" for a catering license at 141 N. 9th St.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Annette McRoy

Seconded by Johnson & carried by the following vote: AYES: Camp, Cook, Fortenberry, Johnson, McRoy, Seng, Shoecraft; NAYS: None.

SETTING HEARING DATE OF FEB. 5, 2001 AT 1:30 P.M. FOR THE MAN. APP. OF TREVOR J. BRANDENBURGH FOR B.V.R., INC. DBA "CLUB CHAOS" LOCATED AT 1600 O STREET. - CLERK read the following resolution, introduced by Annette McRoy, who moved its adoption:

A-80637 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby fixed for Mon., Feb. 5, 2001, at 1:30 p.m or

as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th St., Lincoln, NE, for the purpose of considering the following Man. App. of Trevor J. Brandenburgh for B.V.R., Inc. dba "Club Chaos" at 1600 O St.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Annette McRoy

Seconded by Johnson & carried by the following vote: AYES: Camp, Cook, Fortenberry, Johnson, McRoy, Seng, Shoecraft; NAYS: None.

ORDINANCES - 1ST & 2ND READING

CHANGE OF ZONE 3295 - APPLICATION OF VALENTINO'S FOR A CHANGE OF ZONE FROM R-6 RESIDENTIAL TO B-1 LOCAL BUSINESS ON PROPERTY GENERALLY LOCATED AT NORTH 35TH AND HOLDREGE STREETS - CLERK read an ordinance, introduced by Annette McRoy, amending the Lincoln Zoning District Maps attached to and made a part of Title 27 of the Lincoln Municipal Code, as provided by Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, the first time.

AMENDING THE CORPORATE LIMITS OF THE CITY BY ANNEXING APPROXIMATELY 0.19 ACRES OF PROPERTY GENERALLY LOCATED EAST OF 84TH STREET BETWEEN PIONEERS BLVD. AND OLD CHENEY ROAD - CLERK read an ordinance, introduced by Annette McRoy, amending section 10 of Ordinance No. 8730, passed May 17, 1965, as last amended by Section 1 of Ordinance No. 17769, passed December 4, 2000, prescribing and defining the corporate limits of the City of Lincoln, Nebraska; and repealing Section 10 of Ordinance No. 8730 passed May 17, 1965, as last amended by Section 1 of Ordinance No. 17769, passed December 4, 2000, as hitherto existing, the first time.

CHANGE OF ZONE 3294 - APPLICATION OF D&D DEVELOPMENT, INC. FOR A CHANGE OF ZONE FROM R-3 RESIDENTIAL TO AG AGRICULTURAL, AND FROM AG AGRICULTURAL TO R-3 RESIDENTIAL ON PROPERTY GENERALLY LOCATED EAST OF 84TH STREET BETWEEN PIONEERS BLVD. AND OLD CHENEY ROAD - CLERK read an ordinance, introduced by Annette McRoy, amending the Lincoln Zoning District Maps attached to and made a part of Title 27 of the Lincoln Municipal Code, as provided by Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, the first time.

AMENDING ORDINANCE 17705 RELATING TO THE PAY SCHEDULES OF EMPLOYEES WHOSE CLASSIFICATIONS ARE ASSIGNED TO THE PAY RANGE PREFIXED BY THE LETTER "C" BY CREATING THE JOB CLASSIFICATIONS OF "TRANSFER EMERGENCY MEDICAL TECHNICIAN" AND "TRANSFER PARAMEDIC" - CLERK read an ordinance, introduced by Annette McRoy, amending Section 3 of Ordinance No. 17705 relating to the pay schedules of employees whose classifications are assigned to the pay range which is prefixed by the letter "C" by creating the job classifications of "Transfer Emergency Medical Technician" and "Transfer Paramedic", the first time.

AMENDING SECTION 2.76.155 AND 2.76.395 OF THE LINCOLN MUNICIPAL CODE TO ALLOW SPECIFIED PART-TIME EMPLOYEES TO RECEIVE LONGEVITY PAY, REVISING THE VACATION EARNINGS SCHEDULE OF EMPLOYEES WHOSE CLASSIFICATIONS ARE ASSIGNED TO THE PAY RANGE PREFIXED BY THE LETTER "M", AND CLARIFYING PROVISIONS REGARDING WAIVING VACATION AND VACATION PAYOUT - CLERK read an ordinance, introduced by Annette McRoy, amending Chapter 2.76 of the Lincoln Municipal Code relating to the City's personnel system by amending Section 2.76.155 to allow specified part-time employees to receive longevity pay; amending Section 2.76.395 to establish a procedure for the payout of a vacation bank, to clarify language regarding waived vacation, to revise the vacation earnings schedule for employees with a pay range prefixed by "M" and to allow those employees to use vacation during the first six months of employment; and repealing Sections 2.76.155 and 2.76.395 of the Lincoln Municipal Code as hitherto existing, the first time.

AMENDING ORDINANCE 17707 RELATING TO THE PAY SCHEDULES OF EMPLOYEES WHOSE CLASSIFICATIONS ARE ASSIGNED TO THE PAY RANGE WHICH IS PREFIXED BY THE LETTER "N" BY CREATING THE JOB CLASSIFICATION OF "INTERNET SUPPORT SPECIALIST" AND DELETING THE JOB CLASSIFICATIONS OF "TRAFFIC SIGNAL SERVICE WORKER," "SIGN PAINTER I," "SIGN PAINTER II," AND "PARKING METER REPAIR WORKER" - CLERK read an ordinance, introduced by Annette McRoy, amending Section 1 of Ordinance No. 17707 relating to the pay schedules of employees whose classifications are assigned to the pay range which is prefixed by the letter "N" by creating the job classification of "Internet

Support Specialist" and deleting the job classifications of "Traffic Signal Service Worker," "Sign Painter I", "Sign Painter II", and "Parking Meter Repair Worker", the first time.

AMENDING ORDINANCE 17705 RELATING TO THE PAY SCHEDULES OF EMPLOYEES WHOSE

CLASSIFICATIONS ARE ASSIGNED TO THE PAY RANGE WHICH IS PREFIXED BY THE LETTER "A" BY DELETING THE JOB CLASSIFICATIONS OF "TRAFFIC MAINTENANCE SUPERVISOR," "TRAFFIC ENGINEER I," AND "TRAFFIC ENGINEER II"; AND RELATING TO THE PAY SCHEDULES OF EMPLOYEES WHOSE CLASSIFICATIONS ARE ASSIGNED TO THE PAY RANGE WHICH IS PREFIXED BY THE LETTER "C" BY DELETING THE JOB CLASSIFICATIONS OF "TRAFFIC SIGNAL TECHNICIAN I" AND "TRAFFIC SIGNAL TECHNICIAN II" - CLERK read an ordinance, introduced by Annette McRoy, amending Section 1 of Ordinance No. 17705 relating to the pay schedules of employees whose classifications are assigned to the pay range which is prefixed by the letter "A" by deleting the job classifications of "Traffic Maintenance Supervisor", "Traffic Engineer I" and "Traffic Engineer II" and amending Section 3 of Ordinance No. 17705 relating to the pay schedules of employees whose classifications are assigned to the pay range which is prefixed by the letter "C" by deleting the job classifications of "Traffic Signal Technician I" and "Traffic Signal Technician II", the first time.

AUTHORIZING THE EXECUTION AND DELIVERY OF THE LEASE-PURCHASE AND TRUST AGREEMENT

WITH UNION BANK & TRUST CO., LINCOLN, NEBRASKA, IN AN AMOUNT NOT TO EXCEED \$1,450,000 FOR THE ACQUISITION BY THE CITY OF AMBULANCES AND RELATED LIFE AND SAFETY EQUIPMENT FOR THE CITY'S FIRE DEPARTMENT AND A CLIENT INFORMATION SYSTEM FOR THE DEPARTMENT OF HEALTH - CLERK read an ordinance, introduced by Annette McRoy, authorizing the execution and delivery of the Lease-Purchase and Trust Agreement with Union Bank & Trust Co., Lincoln, Nebraska, in an amount not to exceed \$1,450,000 for the acquisition by the City of ambulances and related life and safety equipment for the City's Fire Department and a client information system for the Department of Health, the first time.

DISESTABLISHING THE DOWNTOWN CORE MANAGEMENT & ENHANCEMENT DIST. WITHIN AN AREA

IN DOWNTOWN LINCOLN BETWEEN 10TH ST. & CENTENNIAL MALL, & BETWEEN Q & M STS. - CLERK read an ordinance, introduced by Cindy Johnson, to disestablish the Downtown Core Management & Enhancement Dist. under the authority of the Business Improvement Dist. Act (Neb. Rev. Stat. § 19-4015 et. seq. Reissue 1997) previously established within an area in downtown Lincoln between 10th St. & Centennial Mall, & between Q & M Sts., the second time.

DISESTABLISHING THE DOWNTOWN PERIMETER MANAGEMENT & ENHANCEMENT DIST. WITHIN AN

AREA IN DOWNTOWN LINCOLN BETWEEN 7TH ST. & 17TH ST. , & R & H STS. - CLERK read an ordinance, introduced by Cindy Johnson to disestablish the Downtown Perimeter Management & Enhancement Dist. under the authority of the Business Improvement Dist. Act (Neb. Rev. Stat. § 19-4015 et. seq. Reissue 1997) previously established within an area in downtown between 7th St. & 17th St., & between R & H Sts., the second time.

MISCELLANEOUS BUSINESS

PENDING LIST -

CAMP Moved to extend the Pending List for 1 week.
Seconded by Seng & carried by the following vote: AYES: Camp, Cook,
Fortenberry, Johnson, McRoy, Seng, Shoecraft; NAYS: None.

UPCOMING RESOLUTIONS -

CAMP Moved to approve the resolutions to have Public Hearing on Jan. 22,
2000.
Seconded by Seng & carried by the following vote: AYES: Camp, Cook,
Fortenberry, Johnson, McRoy, Seng, Shoecraft; NAYS: None.

ADJOURNMENT

2:17 P.M.

CAMP Moved to adjourn the City Council Meeting of Jan. 8, 2000.
Seconded by Seng & carried by the following vote: AYES: Camp, Cook,
Fortenberry, Johnson, McRoy, Seng, Shoecraft; NAYS:

So ordered.

Joan E. Ross, City Clerk

Judy Roscoe, Office Assistant III

REGULAR MEETING
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