

**THE MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD  
MONDAY, JANUARY 14, 2002 AT 1:30 P.M.**

The Meeting was called to order at 1:30 p.m. Present: Council Chairperson McRoy; Council Members: Camp, Cook, Friendt, Seng, Svoboda, Werner; Joan Ross, City Clerk. Mr. Friendt was absent during voting session.

Council Chair asked all present to stand and recite the Pledge of Allegiance and reflect for a moment of silent meditation.

**READING OF THE MINUTES**

SVOBODA Having been appointed to read the minutes of the City Council proceedings of January 7, 2002, reported having done so, found same correct.

Seconded by Werner & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

**MAYOR'S AWARD OF EXCELLENCE**

The Mayor's Award of Excellence for the month of December, 2001 was presented to Bill Thoreson of the Personnel Dept., for the category of customer relations.

**PUBLIC HEARING**

MANAGER APPLICATION OF REBECCA P. HASKINS FOR GAS N SHOP INC. DBA "GAS N SHOP" AT THE FOLLOWING LOCATIONS: 4401 N. 27TH STREET, 5500 SUPERIOR STREET, 3003 N. 70TH STREET, 1140 N. 48TH STREET, 1001 S. 13TH STREET, 5560 S. 48TH STREET SUITE 1, 2142 N. COTNER, 3010 CORNHUSKER HIGHWAY, 400 W. CORNHUSKER HIGHWAY, 1545 CORNHUSKER HIGHWAY, 2801 O STREET, 3201 WEST O STREET, 951 WEST O STREET - Dorothy Bockoven, Attorney for Gas N Shop, came forward, took the oath and answered questions posed by council.

Russ Fosler, Inspector from Liquor and Vice Unit of Lincoln Police came forward to any questions posed by council.

Rebecca Haskins, Manager of Gas N Shop, came forward to answer questions posed by Council regarding training and what techniques are used by their own company's training.

This matter was taken under advisement.

MANAGER APPLICATION OF THERESA A. LICHTENBERG FOR WHITEHEAD INC. DBA "U-STOP CONVENIENCE SHOP" AT 8231 EAST O STREET - Theresa A. Lichtengerg, 1812 Knox, Apt. #3, came forward, too the oath and answered questions posed by Council.

This matter was taken under advisement.

APPLICATION OF WHITEHEAD OIL COMPANY DBA "U-STOP CONVENIENCE SHOP" FOR A CLASS "D" LIQUOR LICENSE AT 2700 PORTER RIDGE ROAD;

MANAGER APPLICATION OF BRITANY S. DAVIS FOR WHITEHEAD OIL COMPANY DBA "U-STOP CONVENIENCE SHOP" AT 2700 PORTER RIDGE ROAD - Brian J. Makovicka, 8421 Sunridge Rd., came forward, too the oath and answered questions posed by Council.

Brittany Davis, 3070 Vine Street, came forward, took the oath and answered questions.

This matter was taken under advisement.

CHANGE OF ZONE 3345 - APPLICATION OF WHITEHEAD OIL COMPANY FOR A CHANGE OF ZONE FROM H-1 INTERSTATE COMMERCIAL TO H-3 HIGHWAY COMMERCIAL ON PROPERTY GENERALLY LOCATED ON THE SOUTHEAST CORNER OF NORTH 56TH STREET AND INTERSTATE 80 - Becky Horner, Planning Staff, came forward and handed out addition information to Council members. She explained that setbacks and signage are primary concerns for the entryway into Lincoln.

Mark Hunzeker, 530 S. 13th St., Suite B, Attorney for Whitehead Oil Company, came forward in favor of the application, explaining the need to change the zoning, allowing potential tenants better use of the land.

Council members asked questions regarding various uses of the land permit zoning codes.

This matter was taken under advisement.

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CHANGE OF ZONE 3347 - AMENDING SECTION 27.69.160 OF THE LINCOLN MUNICIPAL CODE TO PROVIDE FOR INCREASED SQUARE FOOTAGE OF SIGNAGE AND PLACEMENT OF A SIGN IN A REQUIRED YARD IN CONNECTION WITH A SPECIAL PERMIT FOR A PARKING LOT.;

CHANGE OF ZONE 3340 - APPLICATION OF U.S. BANK FOR A CHANGE OF ZONE FROM R-1 RESIDENTIAL TO B-1 LOCAL BUSINESS ON PROPERTY GENERALLY LOCATED AT SOUTH 27TH STREET AND WOODS BOULEVARD;

SPECIAL PERMIT 1237A - APPLICATION OF U.S. BANK TO CONSTRUCT A 40 SQUARE FOOT GROUND SIGN IN THE FRONT YARD ON PROPERTY GENERALLY LOCATED AT SOUTH 27TH STREET AND WOODS BLVD. - Mark Hunzeker, 530 S. 13th St., Suite B, Attorney for U.S. Bank, came forward to explain the bank's need to have their signs become more visible to the public, thus seeking this Change of Zone.

Council members asked questions of Mr. Hunzeker and then requested Mike DeKalb of Planning Staff to come forward for additional questions.

Bob Ripley, 3022 William St., came forward in opposition to these applications by the bank, stating that this would soon allow other businesses to request the same thing.

Dan Marvin, 2523 Woods Blvd., came forward in opposition. He had lived in the neighborhood for sixteen years and stated that the intent was not to have the east side of 27th street become commercial, as it has today.

Philip Kaye, President of Bishop Square Neighborhood, came forward in opposition to these applications.

Mark Hunzeker, 530 S. 13th St., Suite B, came forward to present his rebuttal regarding these matters.

This matter was taken under advisement.

AMENDING THE PAY SCHEDULES OF EMPLOYEES WHOSE CLASSIFICATIONS ARE ASSIGNED TO THE PAY RANGE PREFIXED BY THE LETTER "M" BY CREATING THE POSITIONS OF "ANTELOPE VALLEY PROJECT MANAGER," "ASSISTANT HEALTH DIRECTOR," AND "RESOURCE & PROGRAM DEVELOPMENT COORDINATOR" - Mike Morosin, 2055 "S" Street, came forward to ask questions regarding the pay scale of the these newly created positions and whether these positions would be full time.

Georgia Glass, Personnel Director, came forward to answer Mr. Morosin's questions.

This matter was taken under advisement.

CHANGE OF ZONE 3337 - APPLICATION OF PATRICK MOOBERRY FOR A CHANGE OF ZONE FROM

AGR AGRICULTURAL RESIDENTIAL TO R-1 RESIDENTIAL AND R-3 RESIDENTIAL ON PROPERTY GENERALLY LOCATED AT SOUTH 80TH STREET BETWEEN PINE LAKE ROAD AND OLD CHENEY ROAD;

ACCEPTING AND APPROVING THE PRELIMINARY PLAT OF PARKER'S LANDING FOR 115 RESIDENTIAL LOTS AND TWO OUTLOTS, AND WAIVER OF THE DESIGN STANDARDS TO ALLOW SANITARY SEWER TO FLOW OPPOSITE STREET GRADES, ON PROPERTY GENERALLY LOCATED AT SOUTH 80TH STREET BETWEEN PINE LAKE ROAD AND OLD CHENEY ROAD -

Mark Hunzeker, 530 S. 13th St., Suite B, Attorney for Patrick Mooberry, came forward and presented information in favor of the Change of Zone and Preliminary Plat. His client is seeking direction from the City Council as to how they would like him to proceed with a street in this area or to fill the lots in questions with houses.

Vena Genuchi Alesio, 7901 Amelia Drive, came forward in opposition to the Change of Zone.

John Dalton, 7850 Amelia Drive, came forward in opposition.

Holly Ostegard, 7001 Stevens Ridge Rd., representing 260 members of Edenton South Development, came forward seeking a delay to this Change of Zone.

Bob Olson, 8001 Dougal Drive, came forward in favor of Mr. Mooberry's applications.

Bevan Alvey, 8000 Dougal Drive, came forward in opposition to the applications.

Sharon Kresse, 8000 Dougal Road, came forward in opposition to the suggested changes.

**3:55 P.M. COUNCIL BREAK**

**4:05 P.M. COUNCIL RECONVENED**

Charlie Humble, 301 S. 13th, Suite 400, representing the Edenton

South Neighborhood Assoc., came forward to suggest a multi-party approach by having a meeting of the parties involved to come up with solutions to present to the Council in sixty days.

Discussion followed among Council members regarding the amount of days needed to resolve this problem.

Dave Shoemaker, 6241 Eastshore, came forward requesting Council to keep the stub roads closed.

Kent Seacrest, Seacrest & Kalkowski, 1111 Lincoln Mall, Suite 350, came forward, suggesting that we should support Mr. Moorberry's application. He suggested that the Ashbrook connector will be imperative to this whole development.

Mr. Hunzeker, came forward to give his rebuttal to this matter. He stated his client was willing to do whatever the Council directed. They are anxious to now if a road needs to be graded for a street or to leave it with developing the lots for homes. He reported that Mr. Moorberry had offered land to the city at his cost for the potential park area, however with the current City budget problem, the city is unable to purchase these lots. There is nothing to gain by putting a road through the park and the suggested 60 day delay is too long, as this developer has been at this plat for over a year. The issue of the park was not raised until last Thursday.

Discussion took place among council members to determine the length of time needed to delay this project.

This matter was taken under advisement.

APPROVING A WAIVER OF DESIGN STANDARDS FOR THE LOT WIDTH-TO-DEPTH RATIO ON TWO LOTS IN THE PROPOSED CYRILLA COURT 3RD ADDITION ADMINISTRATIVE FINAL PLAT, ON PROPERTY GENERALLY LOCATED AT NORTH 1ST AND IRVING STREETS - Brian Carstens, 2935 Pine Lake Rd., Ste. H, came forward in favor of this waiver and to answer any questions Council members may have.

This matter was taken under advisement.

ACCEPTING AND APPROVING THE PRELIMINARY PLAT OF ALDERWOOD FOR 15 RESIDENTIAL LOTS, AND A WAIVER OF THE REQUIRED ON-SITE STORMWATER DETENTION, ON PROPERTY GENERALLY LOCATED AT 83RD STREET AND BANCROFT AVENUE - Greg Wood, Engineer representing builder, came forward in favor of this preliminary place and stated they would not be requesting the waiver for the storm-water detention.

This matter was taken under advisement.

ACCEPTING THE REPORT OF NEW AND PENDING CLAIMS AGAINST THE CITY AND APPROVING DISPOSITION OF CLAIMS SET FORTH THEREIN FOR THE PERIOD OF DECEMBER 1 - 31, 2001 - Richard Hedrick, 404 Mormon Trail, came forward requesting Council to reconsider his claim.

Dana Roper, City Attorney, came forward to answer Council questions and responded that the Law Dept. could take another look at this claim.

This matter was taken under advisement.

AUTHORIZING THE LINCOLN ELECTRIC SYSTEM TO ESTABLISH A VOUCHER PROGRAM TO ASSIST LOW-INCOME AND OTHER ELIGIBLE RESIDENTS IN PAYING THEIR ELECTRIC BILLS AND REDUCE LES ADMINISTRATIVE COSTS RELATED TO DISCONNECTION FOR NONPAYMENT OF SERVICES - Shelley Sahling, Lincoln Electric System, came forward asking the Council to approve this program.

This matter was taken under advisement.

**\*\* END OF PUBLIC HEARING \*\***

#### MISCELLANEOUS BUSINESS PUBLIC HEARING

Mike Morosin, Past President of Malone Neighborhood Assoc., came forward to see if their had been any response to his October questions.

Councilman Werner suggested that Ms. Hjermstad be instructed to contact Mr. Morosin.

This matter was taken under advisement.

### COUNCIL ACTION

#### LIQUOR RESOLUTIONS

MANAGER APPLICATION OF REBECCA P. HASKINS FOR GAS N SHOP INC. DBA "GAS N SHOP"  
AT THE FOLLOWING LOCATIONS: 4401 N. 27TH STREET, 5500 SUPERIOR  
STREET, 3003 N. 70TH STREET, 1140 N. 48TH STREET, 1001 S. 13TH STREET,  
5560 S. 48TH STREET SUITE 1, 2142 N. COTNER, 3010 CORNHUSKER HIGHWAY,  
400 W. CORNHUSKER HIGHWAY, 1545 CORNHUSKER HIGHWAY, 2801 O STREET, 3201  
WEST O STREET, 951 WEST O STREET - PRIOR to reading:

CAMP Moved to approve this application.

Motion died for lack of a second.

COOK Moved to deny application of Rebecca P. Haskins.

Seconded by Werner & tied by the following vote: AYES: Cook,  
Seng, Werner; NAYS: Camp, McRoy, Svoboda; ABSENT: Friendt.

Action on this application will automatically carry over to the  
Council meeting of 1/28/01.

MANAGER APPLICATION OF THERESA A. LICHTENBERG FOR WHITEHEAD INC. DBA "U-STOP  
CONVENIENCE SHOP" AT 8231 EAST O STREET - CLERK read the following  
resolution, which was introduced by Jon Camp, who moved its adoption for  
approval:

A-81304 WHEREAS, Whitehead Inc. dba "U-Stop Convenience Shop" located at  
8231 East O Street, Lincoln, Nebraska has been approved for a Retail  
Class "B" liquor license, and now requests that Theresa A. Lichtenberg  
be named manager;

WHEREAS, Theresa A. Lichtenberg 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 Theresa A.  
Lichtenberg 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 Jon Camp

Seconded by Seng & carried by the following vote: AYES: Camp,  
Cook, McRoy, Seng, Svoboda, Werner; NAYS: None; ABSENT: Friendt.

APPLICATION OF WHITEHEAD OIL COMPANY DBA "U-STOP CONVENIENCE SHOP" FOR A CLASS  
"D" LIQUOR LICENSE AT 2700 PORTER RIDGE ROAD - CLERK read the following  
resolution, which was introduced by Jon Camp, who moved its adoption for  
approval:

A-81305 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 Whitehead Oil Company dba "U-Stop Convenience Shop" for a  
Class "D" liquor license at 2700 Porter Ridge Road, Lincoln, Nebraska,  
for the license period ending April 30, 2002, 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 Jon Camp

Seconded by Seng & carried by the following vote: AYES: Camp,  
Cook, McRoy, Seng, Svoboda, Werner; NAYS: None; ABSENT: Friendt.

MANAGER APPLICATION OF BRITANY S. DAVIS FOR WHITEHEAD OIL COMPANY DBA "U-STOP  
CONVENIENCE SHOP" AT 2700 PORTER RIDGE ROAD - CLERK read the following  
resolution, which was introduced by Jon Camp, who moved its adoption for  
approval:

A-81306 WHEREAS, Whitehead Inc. dba "U-Stop Convenience Shop" located at  
2700 Porter Ridge Road, Lincoln, Nebraska has been approved for a Retail  
Class "D" liquor license, and now requests that Britany S. Davis be  
named manager;

WHEREAS, Britany S. Davis 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 Britany S.  
Davis 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 Jon Camp

Seconded by Seng & carried by the following vote: AYES: Camp, Cook, McRoy, Seng, Svoboda, Werner; NAYS: None; ABSENT: Friendt.

APPLICATION OF WILDERNESS RIDGE LLC DBA "WILDERNESS RIDGE GOLF COURSE" FOR A LIQUOR CATERING LICENSE AT 1800 WILDERNESS WOODS PLACE - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-81307 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 ordinance, the City Council recommends that the application of Wilderness Ridge LLC dba "Wilderness Ridge Golf Course" for the issuance of a Catering Permit to the existing liquor license, located at 1800 Wilderness Woods Place, Lincoln, Nebraska, be approved with the condition that the premise complies in every respect with all city and state regulations.

BE IT FURTHER RESOLVED that a copy of this resolution be transmitted by the City Clerk to the Nebraska Liquor Control Commission.

Introduced by Jon Camp

Seconded by Seng & carried by the following vote: AYES: Camp, Cook, McRoy, Seng, Svoboda, Werner; NAYS: None; ABSENT: Friendt.

#### ORDINANCES - 2ND READING

ACCEPTING THE OFFER OF EIGER CORP. TO DEDICATE THE RIGHT-OF-WAY FOR SOUTH 91ST STREET LOCATED BETWEEN PINE LAKE ROAD AND NEBRASKA HIGHWAY 2 - CLERK read an ordinance, introduced by Jon Camp, Accepting the offer of Eiger Corp. to dedicate the right-of-way for South 91st Street located between Pine Lake Road and Nebraska Highway 2, the second time.

CHANGE OF ZONE 3345 - APPLICATION OF WHITEHEAD OIL COMPANY FOR A CHANGE OF ZONE FROM H-1 INTERSTATE COMMERCIAL TO H-3 HIGHWAY COMMERCIAL ON PROPERTY GENERALLY LOCATED ON THE SOUTHEAST CORNER OF NORTH 56TH STREET AND INTERSTATE 80 - CLERK read an ordinance, introduced by Jon Camp, Application of Whitehead Oil Company for a Change of Zone from H-1 Interstate Commercial to H-3 Highway Commercial on property generally located on the southeast corner of North 56th Street and Interstate 80, the second time.

CHANGE OF ZONE 3347 - AMENDING SECTION 27.69.160 OF THE LINCOLN MUNICIPAL CODE TO PROVIDE FOR INCREASED SQUARE FOOTAGE OF SIGNAGE AND PLACEMENT OF A SIGN IN A REQUIRED YARD IN CONNECTION WITH A SPECIAL PERMIT FOR A PARKING LOT - CLERK read an ordinance, introduced by Jon Camp, Amending Section 27.69.160 of the Lincoln Municipal Code for a Change of Zone to provide for increased square footage of signage and placement of a sign in a required yard in connection with a Special Permit for a parking lot, the second time.

AMENDING TITLE 26 OF THE LINCOLN MUNICIPAL CODE TO MODIFY THE DEFINITIONS OF "COMMUNITY WASTEWATER SYSTEM" AND "INDIVIDUAL WASTEWATER SYSTEM" TO BE CONSISTENT WITH RECENT AMENDMENTS TO TITLE 24 TO IMPLEMENT STATE REGULATORY REGULATIONS - CLERK read an ordinance, introduced by Jon Camp, Amending Title 26 of the Lincoln Municipal Code to modify the definitions of "Community Wastewater System" and "Individual wastewater system" to be consistent with recent amendments to Title 24 to implement state regulatory regulations, the second time.

AMENDING THE PAY SCHEDULES OF EMPLOYEES WHOSE CLASSIFICATIONS ARE ASSIGNED TO THE PAY RANGE PREFIXED BY THE LETTER "M" BY CREATING THE POSITIONS OF "ANTELOPE VALLEY PROJECT MANAGER," "ASSISTANT HEALTH DIRECTOR," AND "RESOURCE & PROGRAM DEVELOPMENT COORDINATOR." - PRIOR to reading,  
SVOBODA Moved to suspend council rules to have 3 Reading and Action on this date.

Seconded by Seng & carried by the following vote: AYES: Cook, McRoy, Seng, Svoboda, Werner; NAYS: None; ABSENT: Camp & Friendt.  
CLERK Read an ordinance, introduced by Jon Camp, Amending the pay schedules of employees whose classifications are assigned to the pay range prefixed by the letter "M" by creating the positions of "Antelope Valley Project Manager," "Assistant Health Director," and "Resource & Program Development Coordinator", the second time.  
**(See further Council Action under ORDINANCES - 3RD READING.)**

AMENDING THE PAY SCHEDULES OF EMPLOYEES WHOSE CLASSIFICATIONS ARE ASSIGNED TO THE PAY RANGE PREFIXED BY THE LETTER "A" BY CREATING THE POSITION OF "PARKS OPERATIONS COORDINATOR." - CLERK read an ordinance, introduced by Jon Camp, Amending the pay schedules of employees whose classification are assigned to the pay range prefixed by the Letter "A" by creating the position of Parks Operations Coordinator, the second time.

CHANGE OF ZONE 3340 - APPLICATION OF U.S. BANK FOR A CHANGE OF ZONE FROM R-1 RESIDENTIAL TO B-1 LOCAL BUSINESS ON PROPERTY GENERALLY LOCATED AT SOUTH 27TH STREET AND WOODS BOULEVARD - CLERK read an ordinance, introduced by Jon Camp, for an Application of U.S. Bank for a Change of Zone from R-1 Residential to B-1 local business on property generally located at South 27th Street and Woods Blvd., the second time.

CHANGE OF ZONE 3337 - APPLICATION OF PATRICK MOORBERRY FOR A CHANGE OF ZONE FROM AGR AGRICULTURAL RESIDENTIAL TO R-1 RESIDENTIAL AND R-3 RESIDENTIAL ON PROPERTY GENERALLY LOCATED AT SOUTH 80TH STREET BETWEEN PINE LAKE ROAD AND OLD CHENEY ROAD - Prior to reading:

CAMP Moved to continue Public Hearing with action on 2/11/02.  
Seconded by Seng & carried by the following vote: AYES: Cook, McRoy, Seng, Svoboda, Werner; NAYS: None; ABSENT: Camp & Friendt.  
CLERK Read an ordinance, introduced by Jon Camp, for the application of Patrick Moorberry for a Change of Zone from AGR Agricultural Residential to R-1 Residential and R-3 Residential on property generally located at South 80th Street between Pine Lake Road and Old Cheney Road, the second time.

#### RESOLUTIONS

APPLICATION OF ST. PATRICK'S CHURCH OF 6126 MORRILL AVE. TO CONDUCT A LOTTERY WITHIN THE CITY OF LINCOLN FROM JANUARY 27, 2002 THROUGH MARCH 16, 2002  
CLERK Read a resolution, introduced by Jonathan Cook, who moved its adoption:

A-81308 WHEREAS, St. Patrick's Church has made application for a permit to conduct a lottery in the City of Lincoln pursuant to Chapter 9.32 of the Lincoln Municipal Code; and

WHEREAS, said application complies with all of the requirements of Section 9.32.030 of the Lincoln Municipal Code.

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

That, after public hearing duly had as required by Section 9.32.050 of the Lincoln Municipal Code, the City Council does hereby grant a permit to St. Patrick's Church to conduct a lottery in the City of Lincoln in accordance with the application filed by Stan Fraas. The City Clerk is directed to issue a permit upon the payment by the applicant of the required fee, said permit to be valid only for the specific lotteries described in said application and only for a period of one year from the date of approval of this resolution. Said permit shall be subject to all of the conditions and requirements of Chapter 9.32 of the Lincoln Municipal Code.

BE IT FURTHER RESOLVED that pursuant to Section 9.32.080 of the Lincoln Municipal Code, a tax of 5% is imposed upon the gross proceeds received from the sale of raffle chances or tickets within the City of Lincoln, which tax shall be due no later than sixty (60) days after the conclusion of each raffle to be conducted hereunder, and if unpaid at that time, shall thereafter be delinquent.

Introduced by Jonathan Cook

Seconded by Svoboda & carried by the following vote: AYES: Cook,

McRoy, Seng, Svoboda, Werner; NAYS: None; ABSENT: Camp & Friendt.

APPROVING A WAIVER OF DESIGN STANDARDS FOR THE LOT WIDTH-TO-DEPTH RATIO ON TWO LOTS IN THE PROPOSED CYRILLA COURT 3RD ADDITION ADMINISTRATIVE FINAL PLAT, ON PROPERTY GENERALLY LOCATED AT NORTH 1ST AND IRVING STREETS -

CLERK Read a resolution, introduced by Jonathan Cook, who moved its adoption:

A-81309 WHEREAS, the Administrative Final Plat of Cyrilla Court 3rd Addition was previously approved by the City of Lincoln; and

WHEREAS, one of the conditions of approval of said Administrative Final Plat was the requirement of the Land Subdivision Ordinance § 26.23.140(a) that a lot shall have a maximum depth of three times its width; and

WHEREAS, applicant has requested a modification to waive said requirement for Lots 2 and 3, pursuant to § 26.31.010 of the Lincoln Municipal Code; and

WHEREAS, the Planning Commission has reviewed said request and has made recommendations thereon; and

WHEREAS, the City Council finds that the strict application of all requirements would result in actual difficulties or substantial hardship or injustice to the property owner.

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

That the requirement of the Administrative Final Plat of Cyrilla Court 3rd Addition relating to the lot width to depth ratio in Lots 2 and 3, is hereby waived.

All other conditions for approval of the Administrative Final Plat of Cyrilla Court 3rd Addition shall remain in full force and effect.

Introduced by Jonathan Cook

Seconded by Seng & carried by the following vote: AYES: Cook, McRoy, Seng, Svoboda, Werner; NAYS: None; ABSENT: Camp & Friendt.

ACCEPTING AND APPROVING THE PRELIMINARY PLAT OF PARKER'S LANDING FOR 115 RESIDENTIAL LOTS AND TWO OUTLOTS, AND WAIVER OF THE DESIGN STANDARDS TO ALLOW SANITARY SEWER TO FLOW OPPOSITE STREET GRADES, ON PROPERTY GENERALLY LOCATED AT SOUTH 80TH STREET BETWEEN PINE LAKE ROAD AND OLD CHENEY ROAD - PRIOR to reading:

COOK Moved to continue Public Hearing with action on 2/11/02.

Seconded by Werner & carried by the following vote: AYES: Cook, McRoy, Seng, Svoboda, Werner; NAYS: None; ABSENT: Camp & Friendt.

ACCEPTING AND APPROVING THE PRELIMINARY PLAT OF ALDERWOOD FOR 15 RESIDENTIAL LOTS, AND A WAIVER OF THE REQUIRED ON-SITE STORMWATER DETENTION, ON PROPERTY GENERALLY LOCATED AT 83RD STREET AND BANCROFT AVENUE - CLERK read a resolution, introduced by Jonathan Cook, who moved its adoption:

A-81310 WHEREAS, Alderman Builders has submitted the preliminary plat of ALDERWOOD for acceptance and approval; and

WHEREAS, the Lincoln City - Lancaster County Planning Commission has reviewed said preliminary plat and made recommendations as contained in the letter dated November 1, 2001, which is attached hereto as Exhibit "A".

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

That the preliminary plat of ALDERWOOD, located at approximately 83rd Street and Bancroft Avenue as submitted by Alderman Builders is hereby accepted and approved, subject to the terms and conditions set forth in Exhibit "A", which is attached hereto and made a part of this resolution as though fully set forth verbatim.

Introduced by Jonathan Cook

Seconded by Seng & carried by the following vote: AYES: Cook, McRoy, Seng, Svoboda, Werner; NAYS: None; ABSENT: Camp & Friendt.

ACCEPTING THE REPORT OF NEW AND PENDING CLAIMS AGAINST THE CITY AND APPROVING DISPOSITION OF CLAIMS SET FORTH THEREIN FOR THE PERIOD OF DECEMBER 1 - 31, 2001 - PRIOR to reading:

SVOBODA Moved to amend Bill No. 02R-2 and have action on Richard Hedrick's Claim in two weeks on 1/28/02.

Seconded by Cook & carried by the following vote: AYES: Cook, McRoy, Seng, Svoboda, Werner; NAYS: None; ABSENT: Camp & Friendt.

CLERK Read a resolution, introduced by Jonathan Cook, who moved its adoption as amended:

A-81311 BE IT RESOLVED by the City Council of the City of Lincoln,

Nebraska:

That the claims listed in the attached report, marked as Exhibit "A", dated January 2, 2002, of various new and pending tort claims filed against the City of Lincoln with the Office of the City Attorney or the Office of the City Clerk, as well as claims which have been disposed of, are hereby received as required by Neb. Rev. Stat. § 13-905 (Reissue 1997). The dispositions of claims by the Office of the City Attorney, as shown by the attached report, are hereby approved:

<u>DENIED</u>		<u>ALLOWED</u>	
Richard A. Eastep d/b/a Eastep's Wheels, Inc.	\$56,102.00	Jessi Gray	\$ 943.17
Auto-Owners Insurance (Richard & Laveda Eastep Eastep's Wheels Inc., Insured)	16,304.14	Gary Wimmer	1,700.00
Karen Kammann	NAS*	Andrea Gaither	70.00
Rex Miller	20,000.00		
Jennifer Melton	NAS*		
Allied Insurance (Jodi Walker, Insured)	NAS*		
<del>Richard Hedrick</del>	<del>50.00</del>		
Doug Fowler	300.00		
Mary Secor	NAS*		
James E. Warren, Personal Representative of the Estate of Louise S. Warren	6,595.10		
Georgia Schroeder	267.23		
Stacy Erdman	463.00		

\* No Amount Specified.

The City Attorney is hereby directed to mail to the various claimants listed herein a copy of this resolution which shows the final disposition of their claim.

Introduced by Jonathan Cook

Seconded by Cook & carried by the following vote: AYES: Cook, McRoy, Seng, Svoboda, Werner; NAYS: None; ABSENT: Camp & Friendt.

REAPPOINTING STEVE MASTERS TO THE DISTRICT ENERGY CORPORATION FOR A TWO-YEAR TERM EXPIRING DECEMBER 31, 2003. - CLERK read a resolution, introduced by Jonathan Cook, who moved its adoption:

A-81312 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the reappointment of Steve Masters to the District Energy Corporation for a two-year term expiring December 31, 2003 is hereby approved.

Introduced by Jonathan Cook

Seconded by Seng & carried by the following vote: AYES: Cook, McRoy, Seng, Svoboda, Werner; NAYS: None; ABSENT: Camp & Friendt.

AUTHORIZING THE LINCOLN ELECTRIC SYSTEM TO ESTABLISH A VOUCHER PROGRAM TO ASSIST LOW-INCOME AND OTHER ELIGIBLE RESIDENTS IN PAYING THEIR ELECTRIC BILLS AND REDUCE LES ADMINISTRATIVE COSTS RELATED TO DISCONNECTION FOR NONPAYMENT OF SERVICES - CLERK read a resolution, introduced by Jonathan Cook, who moved its adoption:

A-81313 A RESOLUTION authorizing the Lincoln Electric System (LES) to implement the LES Energy Assistance Program as set forth and described in LES Administrative Board Resolution 2001-25.

WHEREAS, pursuant to Article II, Section 1 of the Charter of the City of Lincoln, the City has the power to promote the public health, safety, convenience, comfort, and general interest and welfare; and

WHEREAS, the LES Administrative Board has determined that a voucher program to assist low-income residents and other eligible customers in keeping current with their monthly electric bills during extreme weather conditions can reduce hardships to such residents while at the same time reducing administrative costs relating to disconnection of those unable to pay their bills; and

WHEREAS, the LES Administrative Board, through LES Resolution 2001-25, has proposed a voucher system to be funded by LES and administered by local human services agencies and programs; and

WHEREAS, the LES Administrative Board has requested City Council authorization to proceed with said program; and

WHEREAS, the City Council finds that implementation of such a program will promote the health and welfare and, at the same time, enable LES to render more efficient service to those in its service area and enable it to better discharge its duties to the public.

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

That the LES Energy Assistance Program, as set forth in LES Resolution 2001-25 is hereby authorized and approved. Funding of said program in future years shall be reviewed and approved as part of the LES operating budget.

The City Clerk is directed to transmit one fully executed copy of this Resolution to the LES Administrator and CEO.



Introduced by Jonathan Cook

Seconded by Svoboda & carried by the following vote: AYES: Cook, McRoy, Seng, Svoboda, Werner; NAYS: None; ABSENT: Camp & Friendt.

SETTING THE HEARING DATE OF MONDAY, JANUARY 28, 2002 AT 5:30 P.M. FOR MANAGER APP. OF BARBARA J. FELKER FOR NEBRASKA ENTERTAINMENT LLC, DBA FOX & HOUND, LOCATED AT 201 N. 8TH STREET - CLERK read a resolution, introduced by Jonathan Cook, who moved its adoption:

A-81314 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby fixed for Monday, January 28, 2002 at 5:30 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 Mgr. App. of Barbara J. Felker for Nebraska Entertainment LLC, dba Fox & Hound located at 201 N. 8th Street.

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

Introduced by Jonathan Cook

Seconded by Seng & carried by the following vote: AYES: Cook, McRoy, Seng, Svoboda, Werner; NAYS: None; ABSENT: Camp & Friendt.

SETTING THE HEARING DATE OF MONDAY, JANUARY 28, 2002 AT 5:30 P.M. FOR APP. OF MAKING MOVES ENTERTAINMENT INC., DBA "STIFFLERS" FOR A CLASS "C" LIQUOR LICENSE, LOCATED AT 1339 O" STREET - CLERK read a resolution, introduced by Jonathan Cook, who moved its adoption:

A-81315 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby fixed for Monday, January 28, 2002 at 5:30 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 App. of Making Moves Entertainment Inc., dba "Stiffles", located at 1339 "O" St.

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

Introduced by Jonathan Cook

Seconded by Seng & carried by the following vote: AYES: Cook, McRoy, Seng, Svoboda, Werner; NAYS: None; ABSENT: Camp & Friendt.

SETTING THE HEARING DATE OF MONDAY, FEBRUARY 4, 2002 AT 1:30 P.M. FOR APP. OF BRICKTOP ENTERTAINMENT INC. DBA "BRICKTOP" FOR A CLASS "C" LIQUOR LICENSE, LOCATED AT 1427 "O" STREET - CLERK read a resolution, introduced by Jonathan Cook, who moved its adoption:

A-81316 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby fixed for Monday, February 4, 2002 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 App. of Bricktop Entertainment Inc. dba "Bricktop", located at 1427 "O" Street.

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

Introduced by Jonathan Cook

Seconded by Seng & carried by the following vote: AYES: Cook, McRoy, Seng, Svoboda, Werner; NAYS: None; ABSENT: Camp & Friendt.

SPECIAL PERMIT 1946 - APPLICATION OF RIDGE DEVELOPMENT COMPANY AND SOUTHVIEW, INC. TO DEVELOP STONE RIDGE ESTATES COMMUNITY UNIT PLAN CONSISTING OF 10 SINGLE FAMILY ATTACHED RESIDENTIAL UNITS ON PROPERTY GENERALLY LOCATED NORTHWEST OF THE INTERSECTION OF SOUTH 27TH STREET AND YANKEE HILL ROAD  
CLERK Read a resolution, introduced by Jon Camp, who moved its adoption:

A-81318 WHEREAS, Ridge Development Company and Southview, Inc. have submitted an application designated as Special Permit No. 1946 for authority to develop Stone Ridge Estates Community Unit Plan consisting of 10 single family attached residential units on property located northwest of the intersection of South 27th Street and Yankee Hill Road, and legally described to wit:

A portion of Lot 80 I.T., located in the Southeast Quarter of Section 24, Township 9 North, Range 6 East of the 6th P.M., Lancaster County, Nebraska, and more particularly described as follows:

Commencing at the southwest corner of said Lot 80 I.T., said point being 33.00 feet north of the southeast corner of said Southeast Quarter; thence on an assumed bearing of south 89 degrees 38 minutes 45 seconds east along the south line of said Lot 80 I.T., and also along the north right-of-way line of Yankee

Hill Road, said line being 33.00 feet north of and parallel with the south line of said Southeast Quarter, a distance of 864.71 feet to a point, said point being the true point of beginning; thence north 00 degrees 21 minutes 15 seconds east, a distance of 67.81 feet to a point; thence north 31 degrees 56 minutes 59 seconds east, a distance of 23.22 feet to a point; thence north 04 degrees 05 minutes 20 seconds east, a distance of 37.08 feet to a point; thence north 18 degrees 26 minutes 58 seconds east, a distance of 24.06 feet to a point; thence north 34 degrees 24 minutes 10 seconds east, a distance of 42.83 feet to a point; thence north 42 degrees 54 minutes 11 seconds east, a distance of 32.66 feet to a point; thence north 61 degrees 56 minutes 51 seconds east, a distance of 24.42 feet to a point; thence north 79 degrees 07 minutes 24 seconds east, a distance of 58.94 feet to a point; thence north 65 degrees 34 minutes 27 seconds east, a distance of 51.81 feet to a point; thence north 19 degrees 59 minutes 55 seconds east, a distance of 36.47 feet to a point; thence north 42 degrees 54 minutes 11 seconds east, a distance of 34.16 feet to a point; thence north 43 degrees 37 minutes 37 seconds east, a distance of 55.42 feet to a point; thence north 69 degrees 41 minutes 33 seconds east, a distance of 99.76 feet to a point; thence along a curve in a clockwise direction, having a radius of 570.00 feet, arc length of 264.33 feet, delta angle of 26 degrees 34 minutes 12 seconds, chord bearing of south 12 degrees 55 minutes 52 seconds east, and a chord length of 261.97 feet to a point of tangency; thence south 00 degrees 21 minutes 15 seconds west, a distance of 131.92 feet to a point of intersection with the south line of said Lot 80 I.T.; thence north 89 degrees 38 minutes 45 seconds west along the south line of said Lot 80 I.T., said line being the north right-of-way of Yankee Hill Road, said line being 33.00 feet north of and parallel with the south line of said Southeast Quarter, a distance of 421.33 feet to the true point of beginning, said tract contains a calculated area of 114,909.21 square feet or 2.64 acres, more or less;

WHEREAS, the real property adjacent to the area included within the site plan for this community unit plan will not be adversely affected; and

WHEREAS, said site plan together with the terms and conditions hereinafter set forth are consistent with the intent and purpose of Title 27 of the Lincoln Municipal Code to promote the public health, safety, and general welfare.

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

That the application of Ridge Development Company and Southview, Inc., hereinafter referred to as "Permittee", to develop Stone Ridge Estates Community Unit Plan, on the property legally described above, be and the same is hereby granted under the provisions of Section 27.63.320 and Chapter 27.65 of the Lincoln Municipal Code upon condition that construction and operation of said community unit plan be in strict compliance with said application, the site plan, and the following additional express terms, conditions, and requirements:

1. This permit approves a community unit plan consisting of ten single-family attached residential units.
2. Before receiving building permits:
  - a. The Construction plans must conform to the approved plans.
  - b. Final plats within the area of this community unit plan must be approved by the City.
3. Before occupying the buildings all development and construction must be completed in conformance with the approved plans.
4. All privately-owned improvements shall be permanently maintained by the owner or an appropriately established property owners association approved by the City Attorney.
5. The site plan approved by this permit shall be the basis for all interpretations of setbacks, yards, locations of buildings, location of parking and circulation elements, and similar matters.

6. The terms, conditions, and requirements of this resolution shall be binding and obligatory upon the Permittee, their successors, and assigns. The building official shall report violations to the City Council which may revoke the special permit or take such other action as may be necessary to gain compliance.

7. The Permittee shall sign and return the City's letter of acceptance to the City Clerk within 30 days following approval of the special permit, provided, however, said 30-day period may be extended up to six months by administrative amendment. The City Clerk shall file a copy of the resolution approving the special permit and the letter of acceptance with the Register of Deeds, filing fees therefor to be paid in advance by the Permittee.

Introduced by Jon Camp

Seconded by Seng & carried by the following vote: AYES: Camp, Cook, McRoy, Seng, Svoboda, Werner; NAYS: None; ABSENT: Friendt.

ACCEPTING AND APPROVING THE PRELIMINARY PLAT OF STONE RIDGE ESTATES CONSISTING OF 352 LOTS AND FIVE OUTLOTS WITH A WAIVER OF THE CURB AND GUTTER REQUIREMENT ALONG SOUTH 27TH STREET ON PROPERTY GENERALLY LOCATED NORTHWEST OF THE INTERSECTION OF SOUTH 27TH STREET AND YANKEE HILL ROAD  
CLERK Read a resolution, introduced by Jon Camp, who moved its

adoption:

A-81319 WHEREAS, Ridge Development Company and Southview, Inc. have submitted the preliminary plat of STONE RIDGE ESTATES for acceptance and approval; and

WHEREAS, the Lincoln City - Lancaster County Planning Commission has reviewed said preliminary plat and made recommendations as contained in the letter dated November 30, 2001, which is attached hereto as Exhibit "A".

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

That the preliminary plat of STONE RIDGE ESTATES, generally located northwest of the intersection of South 27th Street and Yankee Hill Road as submitted by Ridge Development Company and Southview, Inc. is hereby accepted and approved, subject to the terms and conditions set forth in Exhibit "A", which is attached hereto and made a part of this resolution as though fully set forth verbatim.

BE IT FURTHER RESOLVED that the City Council finds that the tract to be subdivided is surrounded by such development or unusual conditions that strict application of the subdivision requirements would result in actual difficulties or substantial hardship and the following modifications to the subdivision requirements are therefore approved:

The requirement of § 26.27.010 of the Lincoln Municipal Code that streets within the subdivision be paved with curb and gutters is hereby waived in that portion of South 27th Street adjacent to this development.

Introduced by Jon Camp

Seconded by Seng & carried by the following vote: AYES: Camp, Cook, McRoy, Seng, Svoboda, Werner; NAYS: None; ABSENT: Friendt.

#### PETITIONS & COMMUNICATIONS

##### THE FOLLOWING WERE REFERRED TO PLANNING DEPT.:

Change of Zone 3338 - App. of Engineering Design Consultants, L.L.C. to change from AG to R-3 at S. 56th Street and Pine Lake Rd.

Change of Zone 3339 - App. of Engineering Design Consultants, L.L.C. to change from AG to 0-3 at S. 56th & Pine Lake Road.

Change of Zone 3351 - App. of Jake Von Busch to change from H-4 to I-1 at SW 5th & West "A" Street.

Change of Zone 3352 - App. of Nebraska Independent Auto Dealers Assoc. to add a new section to the Lincoln Municipal Code numbered 27.70.060 to allow for storage of vehicles for sale in the front yard in the B-3, H-2, H-3 and I-2 zoning districts.

Special Permit 1930 - App. of Engineering Design Consultants, L.L.C. for a CUP under R-3 with 375 units at S. 56th St. & Pine Lake Road.

Special Permit 1954 - App. of Qwest Wireless, L.L.C. to construct a broadcast tower for the purpose of wireless telecommunication at 5801 S. 84th Street.

Special Permit 1955 - App. of Qwest Wireless, L.L.C. to construct a broadcast tower for the purpose of wireless telecommunications at 445 NW 48th Street.

Use Permit No. 141 - App. of Engineering Design Consultants, L.L.C. to allow office development at S. 56th & Pine Lake Road.

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UNL MICROBIOLOGIST REPORT OF WATER TESTED FOR THE MONTH OF DECEMBER, 2001 -  
CLERK Presented said report which was placed on file in the Office of  
the City Clerk.

**REPORTS OF CITY OFFICERS**

CLERK'S LETTER & MAYOR'S APPROVAL OF ORDINANCES & RESOLUTIONS PASSED ON Jan.  
7, 2002 - CLERK presented said report which was placed on file in the  
Office of the City Clerk.

INVESTMENT OF FUNDS FOR DECEMBER 31 - JANUARY 4, 2002 - CLERK read the  
following resolution, introduced by Jonathan Cook, who moved its  
adoption:

A-81317 BE IT HEREBY RESOLVED BY THE CITY COUNCIL of the City of Lincoln,  
Nebraska:

That the attached list of investments be confirmed and approved,  
and the City Treasurer is hereby directed to hold said investments until  
maturity unless otherwise directed by the City Council. (Investments for  
December 31 - January 14, 2002.)

Introduced by Jonathan Cook

Seconded by Seng & carried by the following vote: AYES: Cook,  
McRoy, Seng, Svoboda, Werner; NAYS: None; ABSENT: Camp & Friendt.

REPORT FROM CITY TREASURER OF TELECOMMUNICATIONS OCC. TAX FOR THE MONTH OF  
November, 2001: MCI WorldCom Network Services, Inc.; Broadwing  
Telecommunications; IBM Global Services-NS Div.; D & D Communications;  
Bell Atlantic Communications; Intellicall Operator Services; Global  
Crossing Telecommunications, Inc.; Coast International, Inc. - CLERK  
presented said report which was placed on file in the Office of the City  
Clerk. (20)

AUDIT REPORT OF LINCOLN WATER & WASTEWATER SYSTEMS FOR FISCAL YEAR 2000-2001.  
CLERK presented said report which was placed on file in the Office of  
the City Clerk. (8-71)

REQUEST OF PUBLIC WORKS TO SET THE HEARING DATE OF MONDAY, FEBRUARY 25, 2002  
AT 5:30 P.M. AND PLACE ON THE FORMAL CITY COUNCIL AGENDA THE FOLLOWING:  
02R-3 To provide authority to pave Orchard Street from 40th to  
41st Streets and assess the cost thereof against the  
benefitted properties -

CLERK Requested to set the hearing date of Monday, February 25, 2002 at  
5:30 p.m.:

SVOBODA So moved.

Seconded by Seng & carried by the following vote: AYES: Camp,  
Cook, McRoy, Seng, Svoboda, Werner; NAYS: None; ABSENT: Friendt.

**ORDINANCES - 1ST READING**

None

**ORDINANCES - 3RD READING**

AMENDING THE PAY SCHEDULES OF EMPLOYEES WHOSE CLASSIFICATIONS ARE ASSIGNED TO  
THE PAY RANGE PREFIXED BY THE LETTER "M" BY CREATING THE POSITIONS OF  
"ANTELOPE VALLEY PROJECT MANAGER," "ASSISTANT HEALTH DIRECTOR," AND  
"RESOURCE & PROGRAM DEVELOPMENT COORDINATOR." - CLERK read an  
ordinance, introduced by Jon Camp, amending the pay schedules of  
employees whose classifications are assigned to the pay range prefixed  
by the letter "M" by creating the positions of "Antelope Valley Project  
Manager," "Assistant Health Director," and "Resource & Program  
Development Coordinator", the third time.

COOK Moved to pass the ordinance as read.

Seconded by Seng & carried by the following vote: AYES: Cook,  
McRoy, Seng, Svoboda, Werner; NAYS: None; ABSENT: Camp & Friendt.

The ordinance, being numbered **17954**, is recorded in Ordinance Book 25, Page

CHANGE OF ZONE 3330 - APPLICATION OF RIDGE DEVELOPMENT COMPANY AND SOUTHVIEW,  
INC. FOR A CHANGE OF ZONE AG AGRICULTURAL TO R-3 RESIDENTIAL ON PROPERTY  
GENERALLY LOCATED NORTHWEST OF THE INTERSECTION OF SOUTH 27TH STREET AND  
YANKEE HILL ROAD - CLERK read an ordinance, introduced by Terry Werner,

for the application of Ridge Development Company and Southview Inc. for a Change of Zone AG Agricultural to R-3 Residential on property generally located northwest of the intersection of South 27th Street and Yankee Hill Road, the third time.

WERNER Moved to pass this ordinance as read.  
Seconded by Seng & carried by the following vote: AYES: Camp, Cook, McRoy, Seng, Svoboda, Werner; NAYS: None; ABSENT: Friendt.  
The ordinance, being numbered **17955**, is recorded in Ordinance Book 25, Page

APPROVING A TEN-YEAR LEASE TO CRICKET NEBRASKA PROPERTY COMPANY TO BUILD A FOUR-PROVIDER TELECOMMUNICATION TOWER ON PROPERTY OF THE LINCOLN WATER SYSTEM GENERALLY LOCATED AT 84TH AND SOUTH STREETS - CLERK read an ordinance, introduced by Terry Werner, approving a ten-year lease to Cricket Nebraska Property Company to build a four-provider telecommunication tower on property of the Lincoln Water System generally located at 84th and South Streets, the third time.

WERNER Moved to pass ordinance as read.  
Seconded by Seng & carried by the following vote: AYES: Camp, Cook, McRoy, Seng, Svoboda, Werner; NAYS: None; ABSENT: Friendt.  
The ordinance, being numbered **17956**, is recorded in Ordinance Book 25, Page

#### MISCELLANEOUS BUSINESS

##### PENDING LIST -

CAMP Moved to extend the Pending List to January 28, 2002.  
Seconded by Seng & carried by the following vote: AYES: Camp, Cook, McRoy, Seng, Svoboda, Werner; NAYS: None; ABSENT: Friendt.

##### UPCOMING RESOLUTIONS -

COOK Moved not to advance the resolution to have Public Hearing on January 28, 2002.  
Seconded by Camp & carried by the following vote: AYES: Camp, Cook, McRoy, Seng, Svoboda, Werner; NAYS: None; ABSENT: Friendt.

#### ADJOURNMENT

5:38 p.m.

CAMP Moved to adjourn the City Council meeting of January 14, 2002.  
Seconded by Seng & carried by the following vote: AYES: Camp, Cook, McRoy, Seng, Svoboda, Werner; NAYS: None; ABSENT: Friendt.  
So ordered.

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Joan E. Ross, City Clerk

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Glenna Graupmann, Office Assistant III

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