

**THE MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD  
MONDAY, FEBRUARY 11, 2002 AT 1:30 P.M.**

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

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**

COOK Having been appointed to read the minutes of the City Council proceedings of February 4, 2002, reported having done so, found same correct.

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

**PUBLIC HEARING**

APPLICATION OF BRACKHAN DANCE DIRECTIVE L.L.C. DBA "THE DELRAY BALLROOM" FOR A CLASS "I" LIQUOR LICENSE AT 817 R STREET;

MANAGER APPLICATION OF SHELLEY KRISTINE BRACKHAN FOR BRACKHAN DANCE DIRECTIVE L.L.C. DBA "THE DELRAY BALLROOM" AT 817 R STREET - Shelley Kristine Brackhan, 2842 N. 60th Street, took oath & came forward to answer any questions.

Annette McRoy, Council Member, asked if they are going to have a teen night or college night & if alcohol would be served at these dances.

Ms. Brackhan stated that they will have a teen dance on Saturday nights without alcohol. The teen dance would be bumped if a wedding reception was scheduled for Saturday night at which time they would use a portable bar.

Ken Svoboda, Council Member asked if she had gone through the Responsible Hospitality Council training.

Ms. Brackhan stated she was signed up for the next training session.

This matter was taken under advisement.

APPLICATION OF ALFREDO BARRERA DBA "AY CHIHUAHUA" FOR A CLASS "I" LIQUOR LICENSE AT 2050 CORNHUSKER HIGHWAY - Alfredo Barrera, 2050 Cornhusker Highway, took oath & came forward to answer any questions.

Ms. McRoy, asked if his business was going to be predominately a restaurant or a bar, cantina.

Mr. Barrera stated it was going to be a restaurant and maybe on Friday & Saturday nights there would be a Mexican band playing while the restaurant is opened.

Mr. Svoboda questioned him about his lack of experience with a liquor license.

Mr. Barrera stated that he was a waiter for three years & he is signed up for the Responsible Hospitality Council training.

This matter was taken under advisement.

CHANGE OF ZONE 3354 - APPLICATION OF ANTELOPE PARK NEIGHBORHOOD ASSOCIATION FOR A CHANGE OF ZONE FROM R-4 RESIDENTIAL AND P PUBLIC USE TO R-2 RESIDENTIAL ON PROPERTY GENERALLY LOCATED AT SOUTH 30TH STREET AND CABLE AVENUE;

CHANGE OF ZONE 3349 - APPLICATION OF THE PLANNING DIRECTOR FOR A CHANGE OF ZONE FROM P PUBLIC USE TO R-4 RESIDENTIAL ON PROPERTY GENERALLY LOCATED AT 3023 ARLINGTON AVENUE, EAST OF THE INTERSECTION OF ARLINGTON AVENUE AND JEFFERSON AVENUE - CLERK stated there was a request for these items to have Public Hearing continued with action to 2/25/02 at 5:30 p.m.

Jonathan Cook, Council Member, moved that items 5 & 7 have continued public hearing and action on 2/25/02.

Coleen Seng, Council Member, seconded the motion.

Ken Svoboda: Yes.  
Terry Werner: Yes.  
Jonathan Cook: Yes.  
Glenn Friendt: Yes.  
Annette McRoy: Yes.  
Coleen Seng: Yes.

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CHANGE OF ZONE 3254 - AMENDING TITLE 27, ZONING ORDINANCE, OF THE LINCOLN MUNICIPAL CODE TO CLARIFY DEFINITIONS TO INCLUDE REVISED ELEVATIONS AND VERTICAL DATUM AND TO ADOPT A REVISED AIRPORT ZONING MAP - Mike DeKalb, Planning Dept., came forward to explain the amendment & to answer any questions.

This matter was taken under advisement.

AUTHORIZING AND PROVIDING FOR THE ISSUANCE, SALE, AND DELIVERY OF AN AMOUNT NOT TO EXCEED \$12,000,000.00 FOR THE ANTELOPE VALLEY PROJECT BONDS, SERIES 2002, FOR THE PURPOSE OF PAYING A PORTION OF THE COSTS OF DESIGN AND DEVELOPMENT OF THE ANTELOPE VALLEY PROJECT AS AUTHORIZED BY LB 657 - Don Herz, Finance Director, made a short presentation on this Ordinance. Scott Keane, Ameritas Financial Advisor, was also in attendance.

Mike Morosin, 2055 S St., requested information about money that is to be paid to the citizens affected by this project and accountability of the \$12,000,000.00 for the Antelope Valley Project.

Roger Figard, Engineering Dept., stated that the JAVA Committee makes sure that the Comprehensive Plan is followed & that the process is a fair process. The process for acquiring property has already started & legal, appropriate fairness in property acquisition will have to be, and will be followed through the entire process.

Glen Cekal, 1420 C Street, reiterated what was said by Mike Morosin.

Timothy Fox, 6645 Starr, stated that in a land where free enterprise is not only a religion and a law, why are we playing these games?

This matter was taken under advisement.

AMENDING THE CORPORATE LIMITS OF THE CITY BY ANNEXING APPROXIMATELY 44.58 ACRES OF PROPERTY GENERALLY LOCATED AT SOUTH 80TH STREET MIDWAY BETWEEN PINE LAKE ROAD AND OLD CHENEY ROAD;

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 - CLERK requested to continue public hearing with action until 2/25/02.

Jonathan Cook, moved that items 10, 11 & 12 have continued public hearing with action on 2/25/02.

Coleen Seng, Seconded the motion.

Ken Svoboda: Yes.

Terry Werner: Yes.

Jonathan Cook: Yes.

Glenn Friendt: Yes.

Annette McRoy: Yes.

Coleen Seng: Yes.

This matter was taken under advisement.

**MISCELLANEOUS BUSINESS**

Glen Cekal, 1420 C Street, expressed his opinion about the fees paid by multi-unit property owners . He also stated he felt that the Building & Safety Dept. wasn't addressing the blight problem areas in Lincoln.

This matter was taken under advisement.

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

**COUNCIL ACTION**

**LIQUOR RESOLUTIONS**

APPLICATION OF BRACKHAN DANCE DIRECTIVE L.L.C. DBA "THE DELRAY BALLROOM" FOR A CLASS "I" LIQUOR LICENSE AT 817 R STREET - CLERK read the following resolution, introduced by Coleen Seng, who moved its adoption for approval:

A-81341 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 Brackhan Dance Directive L.L.C. dba "The DelRay Ballroom" for a Class "I" liquor license at 817 R Street, 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 Coleen Seng

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

MANAGER APPLICATION OF SHELLEY KRISTINE BRACKHAN FOR BRACKHAN DANCE DIRECTIVE L.L.C. DBA "THE DELRAY BALLROOM" AT 817 R STREET - CLERK read the following resolution, introduced by Ken Svoboda, who moved its adoption for approval:

A-81342 WHEREAS, Brackhan Dance Directive L.L.C. dba "The DelRay Ballroom" located at 817 R Street, Lincoln, Nebraska has been approved for a Retail Class "I" liquor license, and now requests that Shelley Kristine Brackhan be named manager;

WHEREAS, Shelley Kristine Brackhan 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 Shelley Kristine Brackhan 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 Ken Svoboda

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

APPLICATION OF ALFREDO BARRERA DBA "AY CHIHUAHUA" FOR A CLASS "I" LIQUOR LICENSE AT 2050 CORNHUSKER HIGHWAY - CLERK read the following resolution, introduced by Ken Svoboda, who moved its adoption for approval:

A-81343 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 Alfredo Barrera dba "Ay Chihuahua" for a Class "I" liquor license at 2050 Cornhusker Highway, 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 Ken Svoboda

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

**ORDINANCES - 2ND READING**

VACATING WEST GREENFIELD STREET FROM N.W. 10TH STREET, NORTH 75 FEET,

GENERALLY LOCATED NORTH OF N.W. 10TH STREET, EAST OF N.W. 12TH STREET - CLERK read an ordinance, introduced by Coleen Seng, vacating West Greenfield Street from N.W. 10th Street, north 75 feet, generally located north of N.W. 10th Street, east of N.W. 12th Street, the second time.

CHANGE OF ZONE 3354 - APPLICATION OF ANTELOPE PARK NEIGHBORHOOD ASSOCIATION FOR A CHANGE OF ZONE FROM R-4 RESIDENTIAL AND P PUBLIC USE TO R-2 RESIDENTIAL ON PROPERTY GENERALLY LOCATED AT SOUTH 30TH STREET AND CABLE AVENUE - PRIOR to reading:

COOK Moved to have Public Hearing with Action on Bill No. 02-15 on 2/25/02.

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

CLERK Read an ordinance, introduced by Coleen Seng, for a Change of Zone 3354 - App. of Antelope Park Neighborhood Association for a change of zone from R-4 Residential and P Public Use to R-2 Residential on property generally located at South 30th Street and Cable Avenue, the second time.

CHANGE OF ZONE 3254 - AMENDING TITLE 27, ZONING ORDINANCE, OF THE LINCOLN MUNICIPAL CODE TO CLARIFY DEFINITIONS TO INCLUDE REVISED ELEVATIONS AND VERTICAL DATUM AND TO ADOPT A REVISED AIRPORT ZONING MAP - CLERK read an ordinance, introduced by Coleen Seng, Amending Title 27, Zoning Ordinance of the Lincoln Municipal Code to clarify definitions to include revised elevations and vertical datum and to adopt a revised airport zoning map, the second time.

CHANGE OF ZONE 3349 - APPLICATION OF THE PLANNING DIRECTOR FOR A CHANGE OF ZONE FROM P PUBLIC USE TO R-4 RESIDENTIAL ON PROPERTY GENERALLY LOCATED AT 3023 ARLINGTON AVENUE, EAST OF THE INTERSECTION OF ARLINGTON AVENUE AND JEFFERSON AVENUE - PRIOR to read:

COOK Moved to continue Public Hearing with Action on Bill No. 02-18 on 2/25/02.

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

CLERK Read an ordinance, introduced by Coleen Seng, for Application of the Planning Director for a Change of Zone from P Public Use to R-4 Residential on property generally located at 3023 Arlington Avenue, east of the intersection of Arlington Avenue and Jefferson Avenue, the second time.

APPROVING A MULTI-YEAR AGREEMENT BETWEEN THE CITY AND NEBRASKA GAME & PARKS COMMISSION TO ASSIST WITH FUNDING THE HOLMES LAKE RENOVATION PROJECT -

CLERK Read an ordinance, introduced by Coleen Seng, approving a multi-year agreement between the City and Nebraska Game & Parks Commission to assist with funding the Holmes Lake Renovation Project, the second time.

AUTHORIZING AND PROVIDING FOR THE ISSUANCE, SALE, AND DELIVERY OF AN AMOUNT NOT TO EXCEED \$12,000,000.00 FOR THE ANTELOPE VALLEY PROJECT BONDS, SERIES 2002, FOR THE PURPOSE OF PAYING A PORTION OF THE COSTS OF DESIGN AND DEVELOPMENT OF THE ANTELOPE VALLEY PROJECT AS AUTHORIZED BY LB 657 - PRIOR to reading:

SVOBODA Moved to have 3rd Reading this date.

Seconded by Seng & **LOST** due to a tie by the following vote: AYES: Seng, Svoboda, Werner; NAYS: Cook, Friendt, McRoy; ABSENT: Camp.

CLERK Read an ordinance, introduced by Coleen Seng, authorizing and providing for the issuance, sale and delivery of an amount not to exceed \$12,000,000.00 for the Antelope Valley Project Bonds, Series 2002, for the purpose of paying a portion of the costs of design and development of the Antelope Valley Project as authorized by LB 657, the second time.

#### RESOLUTIONS

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. (IN CONNECTION W/02-8) (1/14/02 - PUBLIC HEARING CONT'D W/ACTION TO 2/11/02) (2/4/02 - PUBLIC HEARING & ACTION CONT'D. TO 2/11/02.) - PRIOR to reading:

COOK Moved to have public hearing continued and action on Bill No. 02R-4 on 2/25/02.

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

SETTING THE HEARING DATE OF MARCH 11, 2002 ON THE AUTOMATIC LIQUOR LICENSE RENEWAL OF RUSS'S MARKET #21, 1550 S. CODDINGTON DUE TO THE FILING OF WRITTEN PROTESTS TO SUCH LIQUOR LICENSE RENEWAL - CLERK requested a motion to have a hearing on March 11, 2002 at 1:30 p.m.

SENG So moved.

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

#### PETITIONS & COMMUNICATIONS

INFORMAL PETITION FOR ORNAMENTAL LIGHTING IN THE WOODSDALE DISTRICT, AN AREA BOUNDED BY VAN DORN STREET ON THE NORTH, 20<sup>TH</sup> STREET ON THE WEST, 27<sup>TH</sup> STREET ON THE EAST, & THE COUNTRY CLUB ON THE SOUTH, BUT EXCLUDING VAN DORN STREET & 25<sup>TH</sup> STREET FROM VAN DORN TO LAFAYETTE & EXCLUDING 27<sup>TH</sup> STREET SUBMITTED BY THE WOODSDALE GROUP - CLERK presented said petition which was referred to the Public Works Dept.

APP. OF ARTHRITIS FOUNDATION, NEBRASKA CHAPTER, 7101 NEWPORT AVENUE #304, OMAHA, NEBRASKA, TO CONDUCT A RAFFLE WITHIN THE CITY OF LINCOLN. (NEED MOTION TO SET HEARING DATE OF MON., FEB. 25, 2002 AT 5:30 P.M.) - CLERK requested a motion to have a hearing on Feb. 25, 2002 at 5:30 p.m.

SENG So moved.

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

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

Special Permit No. 1958 - App. of Ken Westerhold to add 2<sup>nd</sup> floor to existing residence that doesn't meet side yard requirements on property at Platte Avenue and 67<sup>th</sup> Street (1 block north of Havelock).

Special Permit No. 1913 - App. of Heritage Lakes LLC to develop duplex lots, multi-family, & unassigned units at South 98<sup>th</sup> Pine Lake Rd.

Special Permit No. 1939A - App. of Nebraska Heart Institute P.C. to develop a hospital & medical office building at Southeast 91<sup>st</sup> & Pine Lake Rd.

Change of Zone No. 3356 - App. of Twyla J. Lidolph from AG to AGR at Bennett Road & Homestead Expressway.

Change of Zone No. 3357 - App. of Virginia Thomas & Twyla J. Lidolph from Ag to AGR at West Denton & Southwest 60<sup>th</sup> Street.

Change of Zone No. 3350 - App. of Kathleen Sellman, Planning Director, to change L.M.C. Title 27 to eliminate the storage of vehicles for sale in the front yard as a special permitted use.

#### REPORTS OF CITY OFFICERS

INVESTMENT OF FUNDS FOR JANUARY 28 - February 1, 2002 - CLERK read the following resolution, introduced by Ken Svoboda, who moved its adoption:

A-81344 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 January 28 - February 1, 2002.)

Introduced by Ken Svoboda

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

REPORT FROM CITY TREASURER OF TELECOMM. OCC. TAX FOR THE MONTH OF OCT. 2001: NOSVA LTD; OCT. - DEC. 2001: ACCESSLINE COMM.; DEC. 2001: GE BUSINESS, INTELLICALL, BROADWING, AMERICAN FARM BUREAU, IBM GLOBAL, BELL ATLANTIC, VERIZON SELECT, AMERICAN COMM., MCLEOD USA, COAST INT'L, USA PAGING, MCI WORLDCOM, NEBRASKA TECHNOLOGY, CAPSULE COMM. - CLERK presented said report which was placed on file in the Office of the City Clerk. (20)

REPORT OF LINCOLN WATER & WASTEWATER SYSTEM RECAPITULATION OF DAILY CASH RECEIPTS FOR JANUARY 2002 - CLERK presented said report which was placed on file in the Office of the City Clerk. (8-71)

**ORDINANCES - 1ST READING**

CREATING WATER DISTRICT NO. 1186 IN MARLBOROUGH ROAD WITHIN STEVENS RIDGE ESTATES - CLERK read an ordinance, introduced by Ken Svoboda, creating Water District No. 1186, designating the real estate to be benefitted, providing for assessment of the costs of the improvements constructed therein, providing for the acquisition of easements and additional right-of-way, if necessary, and repealing all ordinances or parts of ordinances in conflict herewith, the first time.

CREATING WATER DISTRICT NO. 1187 IN OAKS HOLLOW WITHIN STEVENS RIDGE ESTATES - CLERK read an ordinance, introduced by Ken Svoboda, creating Water District No. 1186, designating the real estate to be benefitted, providing for assessment of the costs of the improvements constructed therein, providing for the acquisition of easements and additional right-of-way, if necessary, and repealing all ordinances or parts of ordinances in conflict herewith, the first time.

**ORDINANCES - 3RD READING**

AMENDING THE CORPORATE LIMITS OF THE CITY BY ANNEXING APPROXIMATELY 44.58 ACRES OF PROPERTY GENERALLY LOCATED AT SOUTH 80TH STREET MIDWAY BETWEEN PINE LAKE ROAD AND OLD CHENEY ROAD - PRIOR to reading,

COOK Moved to have public hearing continued and action on Bill No. 02-13 on 2/25/02.

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

CLERK Read an ordinance, introduced by Glenn Friendt, amending the corporate limits of the City by annexing approximately 44.58 acreage of property generally located at South 80th Street midway between Pine Lake Road and Old Cheney Road, the third time.

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. (IN CONNECTION W/02R-4) - PRIOR to reading:

COOK Moved to have public hearing continued and action on Bill No. 02-8 on 2/25/02.

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

CLERK Read an ordinance, introduced by Jon Camp, 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 third time.

CHANGE OF ZONE 3348 - AMENDING TITLE 27 OF THE LINCOLN MUNICIPAL CODE TO CHANGE REFERENCES FROM "COMMUNITY SEWAGE SYSTEM" AND "INDIVIDUAL SEWAGE DISPOSAL SYSTEM" TO "COMMUNITY WASTEWATER WORKS" AND "ON-SITE WASTEWATER TREATMENT SYSTEM" TO BE CONSISTENT WITH RECENT AMENDMENTS TO TITLE 24 - CLERK read an ordinance, introduced by Glenn Friendt, Amending Title 27 of the Lincoln Municipal Code to change references from "community sewage system" and "individual sewage disposal system" to "community wastewater works" and "on-site wastewater treatment system" to be consistent with recent amendment to Title 24, the third time.

FRIENDT Moved to pass the ordinance as read.

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

The ordinance, being numbered **#17961**, is recorded in Ordinance Book 25, Page

VACATING THE EAST 18 FEET OF NORTH 8TH STREET ABUTTING LOT 6, BLOCK 30, ORIGINAL PLAT OF LINCOLN AND THE SOUTH 6 FEET OF R STREET ABUTTING LOTS 5 AND 6, BLOCK 30, ORIGINAL PLAT OF LINCOLN AND THE SOUTH 6 FEET OF R STREET ABUTTING THE EAST 18 FEET OF NORTH 8TH STREET, LINCOLN, LANCASTER COUNTY, NEBRASKA - PRIOR TO READING:

COOK Moved to delay action on Bill No. 02-12 until Staff of Planning, Public Works & Law, discusses a possible lease agreement with the

applicant.

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

CLERK Read an ordinance, introduced by Glenn Friendt, vacating the east 18 feet of North 8th Street abutting Lot 6, Block 30, Original Plat of Lincoln and the south 6 feet of R Street abutting Lots 5 and 6, Block 30, Original Plat of Lincoln and the south 6 feet of R Street abutting the east 18 feet of North 8th Street, Lincoln, Lancaster County, Nebraska, the third time.

FRIENDT Moved to pass the ordinance as read.

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

The ordinance, being numbered **#17962**, is recorded in Ordinance Book 25, Page

#### MISCELLANEOUS BUSINESS

WERNER Moved to reconsider Special Permit No. 1629D, Resolution A-81337, for Action only on February 25, 2002.

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

#### PENDING LIST -

APPROVING THE INTENT TO CREATE A BUSINESS IMPROVEMENT DISTRICT IN THE UNIVERSITY PLACE REDEVELOPMENT PROJECT AREA, GENERALLY LOCATED AT N. 48TH STREET FROM COLBY STREET TO THE HALF BLOCK NORTH OF ADAMS STREET, AND ST. PAUL AVE. FROM N. 47TH STREET TO N. 50TH STREET. (12/10/01 - PLACED ON PENDING)- CLERK requested to remove Bill 01R-329 from Pending for Public Hearing on 2/25/02.

COOK So moved.

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

CREATING WATER DISTRICT NO. 1185 IN MARLBOROUGH AND OAKS HOLLOW DRIVE, STEVENS RIDGE ESTATES - CLERK requested to removed Bill No. 01-161 from Pending for Public Hearing on 2/25/02.

SENG So moved.

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

SVOBODA Moved to extend the Pending List to February 25, 2002.

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

SVOBODA Moved to approve the resolutions to have Public Hearing on February 25, 2002.

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

#### ADJOURNMENT

2:35 p.m.

SVOBODA Moved to adjourn the City Council meeting of February 11, 2002.

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

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Joan E. Ross, City Clerk

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Judy Roscoe, Office Assistant III