

**THE MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD
MONDAY, APRIL 1, 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.

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 March 25, 2002, reported having done so, found same correct.

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

PUBLIC HEARING

APPLICATION OF JOHN O. CRAW DBA "HOLMES PARK GOLF COURSE" TO EXPAND ITS LIQUOR LICENSE TO ADD A SIDEWALK CAFÉ AREA APPROXIMATELY 72' X 42' TO THE WEST OF ITS PRESENTLY LICENSED PREMISES AT 3701 S. 70TH STREET - John Crow, 3600 Holmes Park Rd., came forward, took the oath to answer any questions that Council members may have.

This matter was taken under advisement.

APPLICATION OF POTAMIA, INC. DBA "THE PARTHENON" FOR A CLASS "I" LIQUOR LICENSE AT 5500 S. 56TH STREET, SUITE 100;
MANAGER APPLICATION OF GEORGE J. KAZAS FOR POTAMIA, INC. DBA "THE PARTHENON" AT 5500 S. 56TH STREET, SUITE 100 - John Boehm, Attorney, 811 South 14th Street and George Kazas, 114 South 14th Street, came forward, took the oath to answer questions posed by Council.

This matter was taken under advisement.

APPLICATION OF OGLALA ENTERPRISES, INC. DBA "JACK'S BAR & GRILL" FOR A CLASS "C" LIQUOR LICENSE AT 100 N. 8TH STREET;
MANAGER APPLICATION OF JODI L. MAUGHAN FOR OGLALA ENTERPRISES, INC. DBA "JACK'S BAR & GRILL" AT 100 N. 8TH STREET - Tom Kos, 3538 Cape Charles Road and Jodi Maughan, 1605 E Street, came forward, took the oath to answer questions posed by Council.

Matt Deers, (no address given), came forward, took the oath, to speak on Jodi's behalf, having been her employer for five years.

This matter was taken under advisement.

APPROVING AN AGREEMENT BETWEEN THE CITY & THE NEBRASKA DEPARTMENT OF ROADS FOR RAILROAD CROSSING REMOVAL & RECONSTRUCTION IN 4TH ST. BETWEEN J ST. & SALTILLO RD. - Danny Walker, 427 E Street, came forward requesting additional information on the time frame of this crossing removal and reconstruction for his neighborhood. He also inquired about who is funding this particular project.

Nicole Fleck-Tooze, Public Works Dept., came forward to report that the construction is scheduled to be completed yet this spring. She reported that the funds come from the Railroad Transportation Safety District.

This matter was taken under advisement.

SPECIAL PERMIT 1423E - APP. OF HIMARK DEVELOPMENT & D & M DEVELOPMENT TO AMEND THE HIMARK ESTATES COMMUNITY UNIT PLAN TO ADJUST THE SIDE & REAR YARD SETBACKS ON ONE LOT ON MERION CIRCLE GENERALLY LOCATED NEAR 98TH & OLD CHENEY RD. - Dan Muhleisen, 6321 Doe Creek Circle, representing the neighborhood association came forward in favor of this special permit.

This matter was taken under advisement.

MISCELLANEOUS BUSINESS

Ed Patterson, 2108 Q Street, came forward to express his opinions regarding the property taxes in Lincoln. He shared with Council an example of how taxes were computed in Denver, Colorado.

Danny Walker, 427 E Street, came forward to discuss matters that

had been discussed at the pre-council meeting regarding the Chamber of Commerce and LPED.

He also questioned why amendments were made to an item after it had had public hearing. Councilman Cook explained that this particular bill had its full hearing.

These matters were taken under advisement.

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

COUNCIL ACTION

LIQUOR RESOLUTIONS

APPLICATION OF JOHN O. CRAW DBA "HOLMES PARK GOLF COURSE" TO EXPAND ITS LIQUOR LICENSE TO ADD A SIDEWALK CAFÉ AREA APPROXIMATELY 72' X 42' TO THE WEST OF ITS PRESENTLY LICENSED PREMISES AT 3701 S. 70TH STREET - CLERK read the following resolution, introduced by Ken Svoboda, who moved its adoption for approval:

A-81414 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 John O. Craw dba "Holmes Park Golf Course" to expand its licensed premises by the addition of an area measuring 72 feet by 42 feet to the west of the presently licensed premises located at 3701 S. 70th Street, 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 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: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

APPLICATION OF POTAMIA, INC. DBA "THE PARTHENON" FOR A CLASS "I" LIQUOR LICENSE AT 5500 S. 56TH STREET, SUITE 100 - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-81415 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 Potamia, Inc. dba "The Parthenon" for a Class "I" liquor license at 5500 S. 56th Street, Suite 100, Lincoln, Nebraska, for the license period ending April 30, 2003, 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, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

MANAGER APPLICATION OF GEORGE J. KAZAS FOR POTAMIA, INC. DBA "THE PARTHENON" AT 5500 S. 56TH STREET, SUITE 100 - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-81416 WHEREAS, Potamia, Inc. dba "The Parthenon" located at 5500 S. 56th Street, Suite 100, Lincoln, Nebraska has been approved for a Retail Class "I" liquor license, and now requests that George J. Kazas be named manager;

WHEREAS, George J. Kazas 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 George J. Kazas 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, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

APPLICATION OF OGLALA ENTERPRISES, INC. DBA "JACK'S BAR & GRILL" FOR A CLASS "C" LIQUOR LICENSE AT 100 N. 8TH STREET - CLERK read the following resolution, introduced by Ken Svoboda, who moved its adoption for approval:

A-81417 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 Oglala Enterprises, Inc. dba "Jack's Bar & Grill" for a Class "C" liquor license at 100 N. 8th Street, Lincoln, Nebraska, for the license period ending October 31, 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; ABSTAINING: Camp (Due to conflict of interest.)

MANAGER APPLICATION OF JODI L. MAUGHAN FOR OGLALA ENTERPRISES, INC. DBA "JACK'S BAR & GRILL" AT 100 N. 8TH STREET - CLERK read the following resolution, introduced by Ken Svoboda, who moved its adoption for approval:

A-81418 WHEREAS, Oglala Enterprises, Inc. dba "Jack's Bar & Grill" located at 100 N. 8th Street, Lincoln, Nebraska has been approved for a Retail Class "C" liquor license, and now requests that Jodi L. Maughan be named manager;

WHEREAS, Jodi L. Maughan 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 Jodi L. Maughan 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: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None; ABSTAINING: Camp (Due to conflict of interest.)

MANAGER APPLICATION OF TRICIA RODRIQUEZ FOR CEC ENTERTAINMENT, INC. DBA "CHUCK E. CHEESE'S" AT 221 N. 66TH STREET. (3/11/02 - Placed on pending for 3 weeks to 4/1/02) (3/25/02 - To have action 4/1/02) - CLERK read a resolution introduced by Jon Camp, who moved its adoption:

A-81431 WHEREAS, CEC Entertainment, Inc. dba "Chuck E. Cheese's" located at 221 N. 66th Street, Lincoln, Nebraska has been approved for a Retail Class "J" liquor license, and now requests that Tricia M. Rodriguez be named manager;

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

ORDINANCES - 2ND READING

VACATING THE ASHBROOK DR. CUL-DE-SAC TO ALLOW FOR CONTINUATION OF THE STREET SOUTH IN CONJUNCTION WITH THE PLAT FOR PARKER'S LANDING ADDITION, GENERALLY LOCATED ½ MILE EAST OF S. 70TH ST. & ½ MILE SOUTH OF OLD CHENEY - CLERK read an ordinance, introduced by Coleen Seng, vacating the Ashbrook Dr. Cul-de-sac to allow for continuation of the street south in conjunction with the plat for Parker's Landing ADDition, generally located ½ mile east of S. 70th St. & ½ mile South of Old Cheney, the second time.

RESOLUTIONS

APPLICATION OF SESOSTRIS SHRINE, 1717 YOLANDE AVE. TO CONDUCT A RAFFLE WITHIN THE CITY OF LINCOLN FROM APRIL 1 TO JUNE 30, 2002 - CLERK read the following resolution, introduced by Ken Svoboda, who moved its adoption:
A-81419 WHEREAS, Sesostris Shrine has made application for a permit to conduct a raffle 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 Sesostris Shine to conduct a raffle in the City of Lincoln in accordance with the application filed by Al Borchardt. 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 Ken Svoboda

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

AMENDING THE JOINT FUNDING AGREEMENT FOR BANK FILTRATION PROJECT BETWEEN THE CITY OF LINCOLN & THE UNITED STATES GEOLOGICAL SURVEY TO AMEND THE PROJECT & ADJUST THE FUNDING CONTRIBUTIONS OF THE PARTIES - CLERK read a resolution, introduced by Ken Svoboda, who moved its adoption:

A-81420 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the attached Supplemental Joint Funding Agreement for Water Resources Investigations with United States Geological Survey providing for a Bank Filtration Research Project, to address the effectiveness of the aquifer's ability to remove select contaminants from the raw river water flowing through the aquifer, is hereby amended to adjust the funding contributions and amend the project in accordance with the terms and conditions contained in said Supplemental Agreement, and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

The City Clerk is directed to return the executed copies of the Supplemental Joint Funding Agreement to Jerry Obrist, Chief Engineer, Lincoln Water System.

Introduced by Ken Svoboda

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

Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

APPROVING AN AGREEMENT BETWEEN THE CITY & THE NEBRASKA DEPARTMENT OF ROADS FOR RAILROAD CROSSING REMOVAL & RECONSTRUCTION IN 4TH ST. BETWEEN J ST. & SALTILLO RD. - CLERK read a resolution, introduced by Ken Svoboda, who moved its adoption:

A-81421 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the attached Crossing Removal and Reconstruction Agreement between the City of Lincoln, Lancaster County, and the State of Nebraska Department of Roads for railroad crossing removal and reconstruction in 4th Street between J Street and Saltillo Road, in accordance with the terms and conditions contained in said Agreement, is hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

The City Clerk is directed to return the executed copies of the Agreement to the Department of Public Works, for transmittal and execution by the State Department of Roads.

Introduced by Ken Svoboda

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

SPECIAL PERMIT 1833A - APP. OF M & S CONSTRUCTION TO AMEND THE ASHLEY HEIGHTS COMMUNITY UNIT PLAN TO ADD TWO DWELLING UNITS, REVISE THE GRADING PLAN, RELOCATE THE PARK, & RECONFIGURE A PORTION OF THE LOTS ON PROPERTY GENERALLY LOCATED AT N.W. 48TH ST. & W. HUNTINGTON AVE. - CLERK read a resolution, introduced by Ken Svoboda, who moved its adoption:

A-81422 WHEREAS, M & S Construction has submitted an application designated as Special Permit No. 1833A for authority to amend the Ashley Heights Community Unit Plan to add two dwelling units, revise the grading plan, relocate the park, and reconfigure a portion of the lots on property located at N.W. 48th Street and West Huntington Ave., and legally described to wit:

Outlots A, B, and D; Lots 1-22, Block 1; Lots 1-10, Block 2; Lots 1-21, Block 3; Lots 1-14, Block 4; Lot 1, Block 5; Lots 1 and 2, Block 6; Lots 1 and 2, Block 7; Lots 1-10, Block 8; and Lots 1-27, Block 9; Ashley Heights Addition, all located in the Northeast Quarter of Section 18, Township 10 North, Range 6 East of the 6th P.M., City of Lincoln, Lancaster County, Nebraska;

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 M & S Construction, hereinafter referred to as "Permittee", to amend the Ashley Heights Community Unit Plan to add two dwelling units, revise the grading plan, relocate the park, and reconfigure a portion of the lots, 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 297 dwelling units.
2. Before receiving building permits:
 - a. The Permittee must submit an acceptable, revised, and reproducible final plan including five copies.
 - b. The construction plans must conform to the approved plans.
 - c. Final plats within the Ashley Heights Community Unit Plan must be approved by the City.
3. Before occupying the dwelling units all development and construction must be completed in conformance with the approved plans.
4. All privately-owned improvements must be permanently maintained by the Permittee or an appropriately established homeowners 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, its 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.

8. The site plan as approved with this resolution voids and supersedes all previously approved site plans, however all resolutions approving previous permits remain in force unless specifically amended by this resolution.

Introduced by Ken Svoboda

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

SPECIAL PERMIT 1423E - APP. OF HIMARK DEVELOPMENT & D & M DEVELOPMENT TO AMEND THE HIMARK ESTATES COMMUNITY UNIT PLAN TO ADJUST THE SIDE & REAR YARD SETBACKS ON ONE LOT ON MERION CIRCLE GENERALLY LOCATED NEAR 98TH & OLD CHENEY RD. - CLERK read a resolution, introduced by Ken Svoboda, who moved its adoption:

A-81423 WHEREAS, HiMark Development, Inc. and D & M Development, L.L.C. have submitted an application designated as Special Permit No. 1423E for authority to amend the HiMark Estates Community Unit Plan to adjust the side and rear yard setbacks on one lot, on property located at the west end of Merion Circle, generally at S. 98th Street, and legally described to wit:

Lot 3, HiMark Estates 7th Addition, located in Section 11, Township 9 North, Range 7 East of the 6th P.M., Lancaster County, Nebraska;

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 HiMark Development, Inc. and D & M Development, L.L.C., hereinafter referred to as "Permittee", to amend the HiMark Estates Community Unit Plan to adjust the side and rear yard setbacks on one lot, 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 539 dwelling units and adjusts the side and rear yards on Lot 3, HiMark Estates 7th Addition to 50 feet.

2. Before receiving building permits:

a. The Permittee must submit a revised and reproducible plan including five copies.

b. The construction plans must conform to the approved plans.

3. Before occupying the dwelling units all development and construction must be completed in conformance with the approved plans.

4. All privately-owned improvements must be permanently maintained by the Permittee or an appropriately established homeowners 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, its 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.

8. The site plan as approved with this resolution voids and supersedes all previously approved site plans, however all resolutions approving previous permits remain in force unless specifically amended by this resolution.

Introduced by Ken Svoboda

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

ACCEPTING THE REPORT OF NEW & PENDING CLAIMS AGAINST THE CITY & APPROVING DISPOSITION OF CLAIMS SET FORTH THEREIN FOR THE PERIOD OF MARCH 1 - 15, 2002 - CLERK read a resolution, introduced by Ken Svoboda, who moved its adoption:

A-81424 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 March 18, 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>
Chris Nielsen	\$75,000.00	Kathy Strouf	\$ 100.00
Sharyl L. McDonald	97.19	Gary P. Genereux	1,850.00
Block 11 Homeowners Association	65.00	James Wetzler	715.37
Jones Apartments	2,835.26	Champak Patel	1,487.90
Randy McGinnis	110.70	Fen Danielson	361.50
David & Carmen Segura	NAS*	Bryan Peterson	733.00

* 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 Ken Svoboda

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

SETTING THE HEARING DATE OF MONDAY, APRIL 15, 2002 AT 1:30 P.M. FOR JASON T. KUHR, DBA "MAIN STREET CAFÉ" FOR A CLASS I LIQUOR LICENSE LOCATED AT 1325 "O" STREET - CLERK read a resolution, introduced by Ken Svoboda, who moved its adoption:

A-81425 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby fixed for Mon., April 15, 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 Application of Jason T. Kuhr, dba "Main Street Café" for a Class I liquor license at 1325 "O" Street.

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

Introduced by Ken Svoboda

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

APPROVING THE PINE LAKE HEIGHTS SOUTH AGRMT. FOR THE INSTALLATION OF OFF-SITE TRANSPORTATION IMPROVEMENTS BETWEEN THE CITY & RIDGE DEVELOPMENT & SOUTHVUEW INC. FOR THE DESIGN, CONSTRUCTION, & ALLOCATION OF COSTS RELATING TO THE STREET IMPROVEMENTS OF USE PERMIT 134 & PRELIMINARY PLAT NO. 00029 ON PROPERTY GENERALLY LOCATED BETWEEN 27TH ST. & S. 40TH ST., NORTH OF YANKEE HILL RD. (In connection w/02-36, 02-37, 02R-56, 02R-57) (3/25/02 - Action delayed to 4/1/02) - CLERK read a resolution, introduced by Coleen Seng, who moved its adoption:

A-81428 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the Pine Lake Heights South Agreement for the Installation of

Off-Site Transportation Improvements between the City of Lincoln and Ridge Development Company and Southview Inc. to provide for the design, construction, and allocation of costs relating to the street improvements related to Use Permit No. 134 and Preliminary Plat No. 00029 generally located at 27th Street, South 40th Street, and Yankee Hill Road under the terms and conditions as set forth in said Agreement, which is attached hereto, marked as Attachment "A", and made a part hereof by reference, is hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

The City Clerk is directed to transmit one copy of the executed original Agreement to the attorney for the developers, Danay Kalkowski, Seacrest & Kalkowski, 1111 Lincoln Mall, Suite 350, Lincoln, NE 68508-3905.

Introduced by Coleen Seng

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

ACCEPTING & APPROVING THE PRE. PLAT OF PINE LAKE HEIGHTS SOUTH 4TH ADD. FOR 204 LOTS & 12 OUTLOTS, WITH WAIVERS OF THE REQUIRED CURB & GUTTERS ALONG S. 27TH ST., S. 40TH ST., & YANKEE HILL RD.; THE DEPTH OF SANITARY SEWER; TRANSFER OF SEWAGE FROM ONE DISTRICT TO ANOTHER; DOUBLE FRONTAGE LOTS; BLOCK LENGTH; & PEDESTRIAN EASEMENT; ON PROPERTY GENERALLY LOCATED BETWEEN S. 27TH ST. & S. 40TH ST., NORTH OF YANKEE HILL RD. (In connection w/02-36, 02-37, 02R-12, 02R-56, 02R-57) (3/25/02 - Action delayed to 4/1/02) - CLERK read a resolution, introduced by Coleen Seng, who moved its adoption:

A-81429 WHEREAS, **Ridge Development Company** has submitted the preliminary plat of **PINE LAKE HEIGHTS SOUTH 4TH ADDITION** 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 January 15, 2002, 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 **PINE LAKE HEIGHTS SOUTH 4TH ADDITION**, located generally between S. 27th Street and S. 40th Street, north of Yankee Hill Road as submitted by **Ridge Development Company** 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:

1. The requirement of § 26.27.010 of the Lincoln Municipal Code that streets within the subdivision be paved with curb and gutters is hereby modified for S. 27th Street, S. 40th Street, and Yankee Hill Road, in accordance with the timing schedule and the requirements specified in the off-site improvement agreement.

2. The Sanitary Sewer Design Standards regarding sewer depth and the prohibition against the transfer of sanitary sewage from one drainage area to another are hereby waived to allow the transfer of sanitary sewage between sub-basin districts.

Introduced by Coleen Seng

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

USE PERMIT 134 - APP. OF RIDGE DEVELOPMENT CO. TO DEVELOP 316,450 SQ. FT. OF OFFICE & COMMERCIAL SPACE, WITH A WAIVER OF THE SETBACK BETWEEN THE B-2 & O-3 DIST., ON PROPERTY GENERALLY BETWEEN S. 27TH ST. & S. 40TH ST., NORTH OF YANKEE HILL RD. (In connection w/02-36, 02-37, 02R-12, 02R-56, 02R-57) (Action delayed to 4/1/02) - CLERK read a resolution, introduced by Coleen Seng, who moved its adoption:

A-81430 WHEREAS, Ridge Development Company has submitted an application in accordance with Section 27.31.100 of the Lincoln Municipal Code designated as Use Permit No. 134 for authority to construct 316,450 sq. ft. of office and commercial space, on property generally located between S. 27th Street and S. 40th Street, north of Yankee Hill Road, and legally described to wit:

A portion of O'Hanlon Drive right-of-way, a portion of Lot 32 I.T., and a portion of Outlot "C", Pine Lake Heights South Addition, all located in the Southwest Quarter of Section 19, Township 9 North, Range 7 East of the 6th P.M., City of Lincoln, Lancaster County, Nebraska, and more particularly described as follows: Beginning at the southwest corner of said Lot 32 I.T., said point being 50.00 feet north of the south line of said Southwest Quarter, and 107.58 feet east of the west line of said Southwest Quarter, said point being the true point of beginning; thence along the west line of said Lot 32 I.T. on an assumed bearing of north 01 degrees 14 minutes 30 seconds west, a distance of 10.00 feet to a south corner of said Lot 32 I.T.; thence south 88 degrees 45 minutes, 30 seconds west along a south line of said Lot 32 I.T., a distance of 22.38 feet to a southwest corner of said Lot 32 I.T.; thence north 45 degrees 38 minutes 19 seconds west along a southwest line of said Lot 32 I.T., a distance of 34.98 feet to a southwest corner of said Lot 32 I.T.; thence north 00 degrees 02 minutes 09 seconds west along a west line of said Lot 32 I.T., a distance of 22.38 feet to a south corner of said Lot 32 I.T.; thence south 89 degrees 57 minutes 51 seconds west along a south line of said Lot 32 I.T., a distance of 10.00 feet to a southwest corner of said Lot 32 I.T.; thence north 00 degrees 02 minutes 08 seconds west along the west line of said Lot 32 I.T., Outlot "C", O'Hanlon Drive right-of-way, said line being 50.00 feet east of and parallel with the west line of said Southwest Quarter, a distance of 1,322.06 feet to a point of intersection with the centerline of O'Hanlon Drive; thence north 89 degrees 57 minutes 52 seconds east along the centerline of O'Hanlon Drive, a distance of 312.00 feet to a point of curvature; thence along a curve in a clockwise direction, having a radius of 300.00 feet, arc length of 152.00 feet, delta angle of 53 degrees 44 minutes 27 seconds, a chord bearing of south 63 degrees 09 minutes 55 seconds east, and a chord length of 271.18 feet to a point of reverse curvature; thence along a curve in a counter clockwise direction, having a radius of 800.00 feet, arc length of 754.34 feet, delta angle of 54 degrees 01 minutes 32 seconds, a chord bearing of south 63 degrees 18 minutes 27 seconds east, and a chord length of 726.70 feet to a point; thence south 00 degrees 48 minutes 05 seconds east, a distance of 904.75 feet to a point of intersection with the south line of said Lot 32 I.T.; thence south 88 degrees 45 minutes 30 seconds west along the south line of said Lot 32 I.T., said line being 50.00 feet north of and parallel with the south line of said Southwest Quarter, a distance of 1,157.73 feet to the point of beginning, said tract contains a calculated area of 1,411,250.64 square feet or 32.40 acres, more or less;

WHEREAS, the real property adjacent to the area included within the site plan for this office and commercial space 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, hereinafter referred to as "Permittee", to construct 316,450 sq. ft. of office and commercial space on the property legally described above be and the same is hereby granted under the provisions of Section 27.31.100 of the Lincoln Municipal Code upon condition that construction and operation of

said office and commercial space be in strict compliance with said application, the site plan, and the following additional express terms, conditions, and requirements:

1. This permit approves 316,450 square feet of office and commercial floor area on Lots 1-8, Block 15.
2. A waiver to the setback between B-2 and O-3 from 15' to 0' is hereby approved.
3. Before receiving building permits:
 - a. The construction plans must conform to the approved plans, and all revisions as required for approval of the preliminary plat.
 - b. Final plats within the area of this Use Permit must be approved by the City.
4. Before occupying the buildings, all development and construction must be completed in conformance with the approved plans.
5. All privately-owned improvements must be permanently maintained by the owner or an appropriately established property owners association approved by the City Attorney.
6. The site plan approved by this permit shall be the basis for all interpretations of setbacks, yards, locations of buildings, location of parking a circulation elements, and similar matters.
7. The terms, conditions, and requirements of this resolution shall be binding and obligatory upon the Permittee, its successors and assigns. The building official shall report violations to the City Council which may revoke this use permit or take such other action as may be necessary to gain compliance.
8. The Permittee shall sign and return the City's letter of acceptance to the City Clerk within 30 days following approval of this use 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 this use permit and the letter of acceptance with the Register of Deeds, filing fees therefor to be paid in advance by the Permittee.

Introduced by Coleen Seng

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

ACCEPTING THE REPORT OF NEW & PENDING CLAIMS AGAINST THE CITY & APPROVING DISPOSITION OF CLAIMS SET FORTH THEREIN FOR THE PERIOD OF FEBRUARY 16 - 28, 2002. (3/18/02 - Action on claims of William Labrum & Heidi Burklund delayed for 2 weeks to 4/1/02) - PRIOR to reading:

SENG Moved to refer Burklund Claim back to the Law Dept.
Seconded by Camp & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

COOK Moved to continue public hearing and action on Labrum Claim to 4/8/02.
Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

PETITIONS & COMMUNICATIONS

THE FOLLOWING WERE REFERRED TO PLANNING DEPT.:

Special Permit 1970 - App. of Chuck Salem to obtain off sale beer license for property located at 1234 South 14th Street.

Pre-Existing Special Permit No. 1219K - App. of Craig M. Ames, COO of BryanLGH Medical Center, to request permission to construct an addition to the School of Nursing on the campus of BryanLGH Medical Center East.

REPORTS OF CITY OFFICERS

CLERK'S LETTER & MAYOR'S APPROVAL OF ORDINANCES & RESOLUTIONS PASSED ON MARCH 25, 2002 - CLERK presented said report which was placed on file in the Office of the City Clerk.

INVESTMENT OF FUNDS FOR MARCH 25 - MARCH 29, 2002 - CLERK read the following resolution, introduced by Ken Svoboda, who moved its adoption:

A-81426 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 March 25 - March 29, 2002.)

Introduced by Ken Svoboda

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

INVESTMENT OF FUNDS FOR MARCH 18 - MARCH 22, 2002 - CLERK read the following resolution, introduced by Ken Svoboda, who moved its adoption:

A-81427 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 March 18 - March 22, 2002.)

Introduced by Ken Svoboda

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

REPORT FROM CITY TREASURER OF TELECOMM. OCC. TAX FOR THE MONTH OF FEBRUARY, 2002: Zone Telecom, Inc., Big Planet, Inc., Long Distance of Michigan, Inc., Association Administrators, Inc., I-Link Communications, Inc., WorldXchange Corp., ATT Wireless PCS, LLC, ATT Wireless Services, Nextel West Corp., Comdata Telecommunications Services, Inc., GTC Telecom, Inc., Globalcom, Inc., RSL COM USA, Inc., Tri-M Communications, Inc., XO Long Distance Services, Inc., Lightyear Communications, Inc., Nosva Limited Partnership, POS, Inc., USA Paging LLC, Nextel Partners, NOS Communications, Inc., Affinity Network, Inc., Telco Development Group DE Inc., Single Billing Service Inc., VarTec Telecom, Inc., Touch American, Inc., Tracfone Wireless, Excel Communications, Inc., D&D Communications, Inc., Western Union Communications, Inc. - CLERK presented said report which was placed on file in the Office of the City Clerk. **(20)**

REPORT OF UTILICORP UNITED OF FRANCHISE TAX FOR THE MONTH OF FEBRUARY, 2002 - CLERK presented said report which was placed on file in the Office of the City Clerk. **(16-1)**

ORDINANCES - 1ST READING

APPROVING A CONTRACT BETWEEN THE CITY AND THE LINCOLN HAYMARKET DEVELOPMENT CORP. TO OPERATE AND REGULATE A SATURDAY PUBLIC MARKET IN THE HAYMARKET AREA FROM MAY 4, 2002, THROUGH OCTOBER 26, 2002 - CLERK read an ordinance, introduced by Ken Svoboda, approving a contract between the City and the Lincoln Haymarket Development Corp. to operate and regulate a Saturday Public Market in the Haymarket Area from May 4, 2002, through October 26, 2002, the first time.

CHANGE OF ZONE 3358 - APPLICATION OF ROBERT STEPHENS FOR A CHANGE OF ZONE FROM H-4 GENERAL COMMERCIAL TO R-2 RESIDENTIAL AND I-1 INDUSTRIAL ON PROPERTY GENERALLY LOCATED NORTH AND EAST OF THE INTERSECTION OF S.W. 6TH AND WEST "A" STREETS - CLERK read an ordinance, introduced by Ken Svoboda, for a Change of Zone 3358, the application of Robert Stephens for a Change of zone from H-4 general commercial to R-2 Residential and I-1 Industrial on property generally located north and east of the intersection of S.W. 6th and West "A" Streets, the first time.

CHANGE OF ZONE 3351 - APPLICATION OF JAKE VON BUSCH FOR A CHANGE OF ZONE FROM H-4 GENERAL COMMERCIAL TO I-1 INDUSTRIAL ON PROPERTY GENERALLY LOCATED NORTH AND EAST OF THE INTERSECTION OF S.W. 5TH STREET AND WEST B STREET - CLERK read an ordinance, introduced by Ken Svoboda, for a Change of Zone 3351 - Application of Jake Von Busch for a Change of Zone from H-4 general commercial to I-1 Industrial on property generally located north and east of the intersection of S.W. 5th Street and West B Street, the first time.

VACATING THE EAST-WEST ALLEY BETWEEN N. 18TH AND N. 19TH STREET FROM O TO P STREETS, IN BLOCK 29, KINNEY'S O STREET ADDITION - CLERK read an ordinance, introduced by Ken Svoboda, vacating the east-west alley between N. 18th and N. 19th street from O to P Streets, in Block 29, Kenney's O Street Addition, the first time.

AMENDING SECTION 5.04.100 OF THE LINCOLN MUNICIPAL CODE TO MAKE THE ORDINANCE CONSISTENT WITH NEBRASKA STATE STATUTE BY MAKING IT ILLEGAL FOR A MINOR TO CONSUME ALCOHOLIC LIQUOR - CLERK read an ordinance, introduced by Ken Svoboda, amending Section 5.04.100 of the Lincoln Municipal Code to make the ordinance consistent with Nebraska State Statute by making it illegal for a minor to consume alcoholic liquor, the first time.

AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$7,500,000 GENERAL OBLIGATION STORM SEWER AND DRAINAGE SYSTEM BONDS, SERIES 2002 (WITH EMERGENCY CLAUSE) - CLERK read an ordinance, introduced by Ken Svoboda, authorizing the issuance of not to exceed \$7,500,000 general obligation storm sewer and drainage system bonds, series 2002 (with emergency clause), the first time.

ORDINANCES - 3RD READING

CREATING ORNAMENTAL LIGHTING DISTRICT NO. 285 IN LAKESIDE DRIVE FROM APPROXIMATELY SURFSIDE DRIVE TO WEST S STREET - CLERK read an ordinance introduced by Glenn Friendt, creating Ornamental Lighting No. 285. defining the limits thereof, designating the improvements to be made therein, designating the property to be benefitted, providing for the payment of the cost thereof, and repealing all ordinances and parts of ordinances in conflict herewith, the third time.

FRIENDT Moved to pass the ordinance as read.

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

The ordinance, being numbered **17976**, is recorded in Ordinance Book 25, Page

CREATING THE UNIVERSITY PLACE BUSINESS IMPROVEMENT DISTRICT ALONG N. 48TH STREET FROM COLBY STREET ON THE SOUTH TO THE HALF-BLOCK NORTH OF ADAMS STREET ON THE NORTH; AND ALONG ST. PAUL AVE. FROM N. 47TH STREET TO N. 50TH STREET - CLERK read an ordinance, introduced by Glenn Friendt, creating a business improvement district under the authority of the Business Improvement District Act (Neb. Rev. Stat. Sec. 19-4015 et seq.) (Reissue 1997) to be known as the University Place Maintenance District for the purpose of providing maintenance of certain public facilities and improvements in the University Place area of the City of Lincoln, Nebraska; providing for special assessments to be imposed within the district based upon the benefits conferred and providing maximum limits upon the first of such assessments, the third time.

FRIENDT Moved to pass the ordinance as read.

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

The ordinance, being numbered **17977**, is recorded in Ordinance Book 25, Page

AMENDING SECTION 26.11.039 OF THE LINCOLN MUNICIPAL CODE TO PROVIDE AN ADDITIONAL METHOD TO GUARANTEE INSTALLATION OF IMPROVEMENTS WITHIN A FINAL PLAT - CLERK read an ordinance, introduced by Glenn Friendt, amending Section 26.11.039 of the Lincoln Municipal Code to add an additional method to guarantee installation of improvements within a final plat; and repealing Section 26.11.039 of the Lincoln Municipal Code as hitherto existing, the third time.

FRIENDT Moved to pass the ordinance as read.

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

The ordinance, being numbered **17978**, is recorded in Ordinance Book 25, Page

CHANGE OF ZONE 3350 - AMENDING TITLE 27 OF THE LINCOLN MUNICIPAL CODE (THE ZONING ORDINANCE) REGARDING THE STORAGE OF VEHICLES FOR SALE AND RESALE IN THE H-2 HIGHWAY BUSINESS DISTRICT AND H-3 HIGHWAY COMMERCIAL DISTRICT AS A PERMITTED CONDITIONAL USE; AND TO DELETE THE STORAGE OF VEHICLES FOR SALE AND RESALE ON ANY PORTION OF A LOT WHERE PARKING IS PERMITTED AS A SPECIAL PERMITTED USE IN THE B-3 COMMERCIAL DISTRICT, H-2 HIGHWAY BUSINESS DISTRICT, H-3 HIGHWAY BUSINESS DISTRICT AND I-2 INDUSTRIAL

- DISTRICT - PRIOR to reading:
- COOK Moved to amend Bill No. 02-35 in the following manner:
1. On page 5, line 8, add a new sentence after the period to read as follows:
Lighting in the front yard shall be in conformance with the Design Standards for Parking Lots.
 2. On page 9, line 13, add a new sentence after the period to read as follows:
Lighting in the front yard shall be in conformance with the Design Standards for Parking Lots.
- Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.
- FRIENDT Moved to amend Bill No. 02-35 in the following manner:
- a. On Page 4, Line 17, delete the word "six" and insert in lieu thereof the word "twelve".
 - b. On Page 4, Line 20, delete the word "six" and insert in lieu thereof the word "twelve".
 - c. On Page 4, Line 26, delete the word "six" and insert in lieu thereof the word "twelve".
 - d. On Page 4, Line 29, delete the word "six" and insert in lieu thereof the word "twelve".
 - e. On Page 8, Line 21, delete the word "six" and insert in lieu thereof the word "twelve".
 - f. On Page 8, Line 24, delete the word "six" and insert in lieu thereof the word "twelve".
 - g. On Page 9, Line 1, delete the word "six" and insert in lieu thereof the word "twelve".
 - h. On Page 9, Line 4, delete the word "six" and insert in lieu thereof the word "twelve".
- Seconded by Cook & carried by the following vote: AYES: Cook, Friendt, McRoy, Werner; NAYS: Camp, Seng, Svoboda.
- CLERK Read an ordinance, introduced by Glenn Friendt, amending Title 27 of the Lincoln Municipal Code (the Zoning Ordinance) regarding the storage of vehicles for sale and resale in the H-2 Highway Business District and H-3 Highway Commercial District as a permitted conditional use; and to delete the storage of vehicles for sale and resale on any portion of a lot where parking is permitted as a special permitted use in the B-3 Commercial District, H-2 Highway Business District, H-3 Highway Business District and I-2 Industrial District, the third time.
- FRIENDT Moved to to pass the ordinance as amended.
Seconded by Svoboda & carried by the following vote: AYES: Cook, Friendt, McRoy, Seng, Werner; NAYS: Camp, Svoboda.
The ordinance, being numbered **17979**, is recorded in Ordinance Book 25, Page
- CHANGE OF ZONE 3297 - APPLICATION OF RIDGE DEVELOPMENT COMPANY FOR A CHANGE OF ZONE FROM R-4 RESIDENTIAL, B-2 PLANNED NEIGHBORHOOD BUSINESS AND O-3 OFFICE PARK TO R-3 RESIDENTIAL DISTRICT ON PROPERTY GENERALLY LOCATED BETWEEN S. 27TH STREET AND S. 40TH STREET, NORTH OF YANKEE HILL ROAD. (IN CONNECTION W/02-37, 02R-12, 02R-56, 02R-57) - CLERK read an ordinance, introduced by Glenn Friendt, 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.
- FRIENDT Moved to pass the ordinance as read.
Seconded by Svoboda & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.
The ordinance, being numbered **17980**, is recorded in Ordinance Book 25, Page
- CHANGE OF ZONE 3298 - APPLICATION OF RIDGE DEVELOPMENT COMPANY FOR A CHANGE OF ZONE FROM R-3 RESIDENTIAL TO R-4 RESIDENTIAL, B-2 PLANNED NEIGHBORHOOD BUSINESS AND O-3 OFFICE PARK, ON PROPERTY GENERALLY LOCATED BETWEEN S. 27TH STREET AND S. 40TH STREET, NORTH OF YANKEE HILL ROAD - CLERK read an ordinance, introduced by Glenn Friendt, 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.
- FRIENDT Moved to pass the ordinance as read.
Seconded by Svoboda & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

The ordinance, being numbered **17981**, is recorded in Ordinance Book 25, Page

MISCELLANEOUS BUSINESS

PENDING LIST -

CAMP Moved to extend the Pending List to April 8, 2002.
 Seconded by Seng & carried by the following vote: AYES: Camp,
 Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

CAMP Moved to approve the resolutions to have Public Hearing on
 April 8, 2002.
 Seconded by Seng & carried by the following vote: AYES: Camp,
 Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

ADJOURNMENT

3:00 P.M.

CAMP Moved to adjourn the City Council meeting of April 1, 2002.
 Seconded by Seng & carried by the following vote: AYES: Camp,
 Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.
 So ordered.

Joan Ross, City Clerk

Glenna Graupmann, Office Assistant III