

**THE MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD
MONDAY, JULY 29, 2002 AT 5:30 P.M.**

The Meeting was called to order at 5:40 p.m. Present: Council Chairperson Cook; Council Members: Camp, Friendt, McRoy, 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

CAMP Having been appointed to read the minutes of the City Council proceedings of July 22, 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 DENIS M. VONTZ DBA "PIONEERS GOLF COURSE" FOR A SPECIAL DESIGNATED LIQUOR LICENSE FOR THE ENTIRE GOLF COURSE INCLUDING DRIVING RANGE AND BOTH PARKING LOTS AT 3403 W. VAN DORN STREET ON AUGUST 17, 2002, FROM 7:00 A.M. TO 8:00 P.M.;

APPLICATION OF DENIS M. VONTZ DBA "PIONEERS GOLF COURSE" FOR A SPECIAL DESIGNATED LIQUOR LICENSE FOR THE ENTIRE GOLF COURSE INCLUDING DRIVING RANGE AND BOTH PARKING LOTS AT 3403 W. VAN DORN STREET ON AUGUST 29, 2002, FROM 8:00 A.M. TO 9:00 P.M.;

APPLICATION OF DENIS M. VONTZ DBA "PIONEERS GOLF COURSE" FOR A SPECIAL DESIGNATED LIQUOR LICENSE FOR THE ENTIRE GOLF COURSE INCLUDING DRIVING RANGE AND BOTH PARKING LOTS AT 3403 W. VAN DORN STREET ON SEPTEMBER 28, 2002, FROM 8:00 A.M. TO 6:00 P.M. - Denis Vontz, 7514 Brummond Drive, came forward in favor of this special designated liquor license. Councilwoman McRoy asked if this was going to be a normal customer appreciation day, to which Mr. Vontz replied it is planned that way. This matter was taken under advisement.

APPLICATION OF SMG DBA PERSHING CENTER FOR A SPECIAL DESIGNATED LICENSE TO COVER AN AREA ON N STREET FROM 16TH TO THE MIDDLE OF THE BLOCK BETWEEN 15TH AND 14TH STREETS, CENTENNIAL MALL FROM O STREET TO N STREET, ON AUGUST 15, 2002 FROM 4:00 P.M. TO 12:00 A.M., AUGUST 16 AND 17, 2002 FROM 11:00 A.M. TO 12:00 A.M., AND AUGUST 18, 2002 FROM 12:00 NOON TO 5:00 P.M. - Tom Lorenz, General Manager of Pershing Auditorium, came forward in support of the upcoming Rib Festival. Councilwoman Seng asked him how it worked out with the surrounding businesses by having a couple of the streets closed. He explained that things have worked well and each business still has the necessary access. Councilman Werner asked Tom about the various signage and he asked that Mr. Lorenz contact Susan Scott at the YWCA to address some of her concerns. This matter was taken under advisement.

APPROVING A SUBLEASE AGREEMENT BETWEEN THE CITY AND THE STATE OF NEBRASKA DAS/STATE BUILDING DIVISION ON BEHALF OF VOCATIONAL REHABILITATION SERVICES FOR PROVIDING JOB TRAINING AND EMPLOYMENT SERVICES UNDER THE WORKFORCE INVESTMENT ACT - Marc Wullschlager, Director of Urban Development came forward to explain the sub-lease agreement on behalf of Vocational Rehabilitation. Councilman Camp asked how much the rent was and how much common area was rented. Mr. Wullschlager informed him that the price would be \$11.50 per square foot and that the common area consisted of 57.5 square feet. He also mentioned that everything is included in this lease as per janitorial service, etc. This matter was taken under advisement.

AMENDING CHAPTER 2.54 OF THE LINCOLN MUNICIPAL CODE BY ADDING A NEW SECTION ENTITLED "STANDARDS OF ETHICAL CONDUCT FOR EMPLOYEES AND ELECTED OFFICIALS" TO SUPPLEMENT THE EXISTING CONFLICTS OF INTEREST REGULATIONS - Craig Groat, 4935 Huntington St., came forward to thank the council for drafting this legislation. He gave a list of various groups that should be invited to be on this committee to help formulate the new code. He talked about websites that offer other code of ethics and an actual code of the Nebraska Supreme Court Code of Professional Responsibility was presented for the file. Councilwoman McRoy asked City Attorney, Dana Roper to clarify Chapter 2.54 of our present Lincoln

Municipal Code, regarding a conflict of jobs and would it prohibit anyone from looking for a new job while presently employed, or for example doing free-lance work. Mr. Roper advised that it would be looked at on a case by case basis. Councilwoman Seng asked if this applied to officers as City Council Members, as well as employees, not being able to have jobs outside of their elected duties. Mr. Roper replied this is not intended to eliminate City Council people from having other jobs. But if the outside employment was a direct conflict with the city, under accountability and disclosure, basically you have to disclose what may be your conflict and then refrain from taking official action on that particular item when it comes up.

Terry Kubicek, 1800 S. 53rd Street, came forward in favor of this ordinance for ethical standards. It would go a long way to enhance public disclosure, for example on Wilderness Park S-1 and S-2 plan, and the sale of the Old Federal building.

This matter was taken under advisement.

APPROVING A DEDICATION OF STREET RIGHT-OF-WAY IN THE UN-NAMED STREET EAST OF SOUTH 17TH STREET AND SOUTHWESTERLY OF HARRISON AVENUE - Lynn Johnson, Director of Parks & Recreation, came forward to explain that this resolution simply helps clean up the right of way boundaries.

This matter was taken under advisement.

AMENDING THE CORPORATE LIMITS OF THE CITY BY ANNEXING APPROXIMATELY 113.05 ACRES OF PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF NORTH 84TH AND ADAMS STREETS.(IN CONNECTION W/02-111, 02R-147, 02R-148)

(7/22/02 - P.H. & ACTION DELAYED 1 WK TO 7/29/02);

CHANGE OF ZONE 3355 - APPLICATION OF PRAIRIE HOMES BUILDERS, INC. FOR A CHANGE OF ZONE FROM AG AGRICULTURAL DISTRICT TO R-3 RESIDENTIAL DISTRICT ON PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF NORTH 84TH AND ADAMS STREETS.(IN CONNECTION 2/02-110, 02R-147, 02R-148) (7/22/02 - P.H. & ACTION DEALYED 1 WK TO 7/29/02);

SPECIAL PERMIT 1959 - APPLICATION OF PRAIRIE HOMES BUILDERS, INC. TO DEVELOP PRAIRIE VILLAGE COMMUNITY UNIT PLAN CONSISTING OF 174 SINGLE FAMILY AND 300 MULTI-FAMILY DWELLING UNITS, WITH A WAIVER OF THE BUILDING HEIGHT, ON PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF NORTH 84TH AND ADAMS STREETS.(IN CONNECTION W/02R-148, 02R-154, 02-110, 02-111) (7/22/02 - P.H. & ACTION DELAYED 1 WK TO 7/29/02);

ACCEPTING AND APPROVING THE PRELIMINARY PLAT OF PRAIRIE VILLAGE ADDITION FOR 179 LOTS, WITH WAIVERS OF NON-RADIAL LOT LINES, SEWER DEPTH AND DOUBLE FRONTAGE LOTS ON PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF NORTH 84TH AND ADAMS STREETS.(IN CONNECTION W/02R-147, 02R-154, 02-110, 02-111) (7/22/02 - P.H. & ACTION DELAYED 1 WK TO 7/29/02);

APPROVING THE PRAIRIE VILLAGE CONDITIONAL ANNEXATION AND ZONING AGREEMENT BETWEEN THE CITY AND PRAIRIE HOMES BUILDERS, INC. RELATING TO THE ANNEXATION OF APPROXIMATELY 113.05 ACRES OF PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF NORTH 84TH AND ADAMS STREET.(IN CONNECTION W/02-110, 02-111, 02R-147, 02R-148) - Nicole Fleck Tooze, Public Works, came forward to request a delay on these five items on behalf of Public Works and the applicant. Discussion ensued among Council members regarding this delay and when to take action on these matters.

This matter was taken under advisement.

MISCELLANEOUS BUSINESS

Craig Groat, 4935 Huntington Street, came forward to request that the City re-purchase the Old Federal Building.

This matter was taken under advisement.

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

COUNCIL ACTION

LIQUOR RESOLUTIONS

APPLICATION OF DENIS M. VONTZ DBA "PIONEERS GOLF COURSE" FOR A SPECIAL DESIGNATED LIQUOR LICENSE FOR THE ENTIRE GOLF COURSE INCLUDING DRIVING RANGE AND BOTH PARKING LOTS AT 3403 W. VAN DORN STREET ON AUGUST 17, 2002, FROM 7:00 A.M. TO 8:00 P.M. - CLERK read the following resolution, introduced by Annette McRoy, who moved its adoption for approval:

A-81615 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 Denis M. Vontz d/b/a "Pioneers Golf Course" for a Special Designated License to cover the entire golf course including driving range and both parking lots at 3403 W. Van Dorn Street, Lincoln, Nebraska, on the 17th day of August, 2002, between the hours of 7:00 a.m. and 8:00 p.m., be approved with the condition that the premise complies in every respect with all City and State regulations and with the following requirements:

1. Identification to be checked, wristbands required on all parties wishing to consume alcohol.
2. Adequate security shall be provided for the event.
3. Responsible alcohol service practices shall be followed.

BE IT FURTHER RESOLVED the City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Annette McRoy

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

APPLICATION OF DENIS M. VONTZ DBA "PIONEERS GOLF COURSE" FOR A SPECIAL DESIGNATED LIQUOR LICENSE FOR THE ENTIRE GOLF COURSE INCLUDING DRIVING RANGE AND BOTH PARKING LOTS AT 3403 W. VAN DORN STREET ON AUGUST 29, 2002, FROM 8:00 A.M. TO 9:00 P.M. - CLERK read the following resolution, introduced by Annette McRoy, who moved its adoption for approval:

A-81616 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 Denis M. Vontz d/b/a "Pioneers Golf Course" for a Special Designated License to cover the entire golf course including driving range and both parking lots at 3403 W. Van Dorn Street, Lincoln, Nebraska, on the 29th day of August, 2002, between the hours of 8:00 a.m. and 9:00 p.m., be approved with the condition that the premise complies in every respect with all City and State regulations and with the following requirements:

1. Identification to be checked, wristbands required on all parties wishing to consume alcohol.
2. Adequate security shall be provided for the event.
3. Responsible alcohol service practices shall be followed.

BE IT FURTHER RESOLVED the City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Annette McRoy

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

APPLICATION OF DENIS M. VONTZ DBA "PIONEERS GOLF COURSE" FOR A SPECIAL DESIGNATED LIQUOR LICENSE FOR THE ENTIRE GOLF COURSE INCLUDING DRIVING RANGE AND BOTH PARKING LOTS AT 3403 W. VAN DORN STREET ON SEPTEMBER 28, 2002, FROM 8:00 A.M. TO 6:00 P.M. - CLERK read the following resolution, introduced by Annette McRoy, who moved its adoption for approval:

A-81617 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 Denis M. Vontz d/b/a "Pioneers Golf Course" for a Special Designated License to cover the entire golf course including driving range and both parking lots at 3403 W. Van Dorn Street, Lincoln, Nebraska, on the 28th day of September, 2002, between the hours of 8:00 a.m. and 6:00 p.m., be approved with the condition that the premise complies in every respect with all City and State regulations and with the following requirements:

1. Identification to be checked, wristbands required on all

parties wishing to consume alcohol.

2. Adequate security shall be provided for the event.

3. Responsible alcohol service practices shall be followed.

BE IT FURTHER RESOLVED the City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Annette McRoy

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

APPLICATION OF SMG DBA PERSHING CENTER FOR A SPECIAL DESIGNATED LICENSE TO COVER AN AREA ON N STREET FROM 16TH TO THE MIDDLE OF THE BLOCK BETWEEN 15TH AND 14TH STREETS, CENTENNIAL MALL FROM O STREET TO N STREET, ON AUGUST 15, 2002 FROM 4:00 P.M. TO 12:00 A.M., AUGUST 16 AND 17, 2002 FROM 11:00 A.M. TO 12:00 A.M., AND AUGUST 18, 2002 FROM 12:00 NOON TO 5:00 P.M. - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-81618 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 SMG d/b/a Pershing Auditorium for a Special Designated License to cover an area on N Street from 16th Street to the middle of the block between 15th and 14th Streets, and Centennial Mall from "O" Street to "N" Street, Lincoln, Nebraska, on August 15, 2002 from 4:00 p.m. to 12:00 a.m., August 16 and 17, 2002 from 11:00 a.m. to 12:00 a.m., and August 18, 2002 from 12:00 noon to 5:00 p.m., be approved with the condition that the premise complies in every respect with all City and State regulations and with the following requirements:

1. Identification to be checked, wristbands required on all parties wishing to consume alcohol.
2. Adequate security shall be provided for the event.
3. The area requested for the permit shall be separated from the public by a fence or other means.
4. Responsible alcohol service practices shall be followed.

BE IT FURTHER RESOLVED 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: Friendt.

ORDINANCES - 2ND READING

APPROVING A SUBLEASE AGREEMENT BETWEEN THE CITY AND THE STATE OF NEBRASKA DAS/STATE BUILDING DIVISION ON BEHALF OF VOCATIONAL REHABILITATION SERVICES FOR PROVIDING JOB TRAINING AND EMPLOYMENT SERVICES UNDER THE WORKFORCE INVESTMENT ACT - CLERK read an ordinance, introduced by Terry Werner, approving a sublease agreement between the City and the State of Nebraska DAS/State Building Division on behalf of vocational rehabilitation services for providing job training and employment services under the Workforce Investment Act, the second time.

AMENDING CHAPTER 2.54 OF THE LINCOLN MUNICIPAL CODE BY ADDING A NEW SECTION ENTITLED "STANDARDS OF ETHICAL CONDUCT FOR EMPLOYEES AND ELECTED OFFICIALS" TO SUPPLEMENT THE EXISTING CONFLICTS OF INTEREST REGULATIONS

PRIOR to reading:

WERNER Moved to place Bill No. 02-114 on pending until a committee can for formed.

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

CLERK Read an ordinance, introduced by Terry Werner, amending Chapter 2.54 of the Lincoln Municipal Code by addition a new section entitled "Standards of Ethical Conduct for Employees and Elected Officials" to supplement the existing conflicts of interest regulations, the second time.

RESOLUTIONS

APPROVING A DEDICATION OF STREET RIGHT-OF-WAY IN THE UN-NAMED STREET EAST OF SOUTH 17TH STREET AND SOUTHWESTERLY OF HARRISON AVENUE - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-81619 WHEREAS, Garfield Park was final platted as an addition to the City of Lincoln in 1916; and

WHEREAS, the City of Lincoln, Nebraska, a municipal corporation, Parks and Recreation Department, is the owner of Outlot D, Garfield Park located in the Southwest Quarter of Section 36, Township 10 North, Range 6 East of the 6th P.M. in the City of Lincoln, Lancaster County, Nebraska; and

WHEREAS a portion of said Outlot D, east of 17th Street and southwesterly of Harrison Avenue was constructed as an Unnamed Street outside of the current platted right-of-way and it is necessary to declare said property as actual street right-of-way; and

WHEREAS, street and alley vacation #02007 proposes to vacate the un-named street as dedicated; and

WHEREAS, it is necessary to designate the land presently used for the street as street right-of-way.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska that the following portion of Outlot D, Garfield Park located in the Southwest Quarter of Section 36, Township 10 North, Range 6 East of the 6th P.M. in the City of Lincoln, Lancaster County, Nebraska, shall be dedicated as street right-of-way:

Commencing at the intersection of center line of right-of-way for Perkins Boulevard and South 17th Street, thence on an assumed bearing of south 00°00'00" west along the west line of the Southeast Quarter of the Southwest Quarter of said Section 36, a distance of 265.87 feet to a point, thence north 90°00'00" east, a distance of 110.99 feet to a point of intersection with the west line of Outlot "D", Garfield Park, said point being the true Point of Beginning, thence along a curve in a clockwise direction, having a radius of 100.00 feet, arc length of 68.25 feet, delta angle of 39°06'18", a chord bearing of north 21°50'40" east along a west line of said Outlot "D", and a chord length of 66.93 feet to a point of tangency, thence north 41°23'49" east along a west line of said Outlot "D", a distance of 0.79 feet to a point, thence north 58°17'56" east, a distance of 71.40 feet to a point of curvature, thence along a curve in a counter clockwise direction, having a radius of 150.15 feet, arc length of 37.84 feet, delta angle of 14°26'22", a chord bearing of north 51°04'45" east, and a chord length of 37.74 feet to a point of intersection with a north line of said Outlot "D", thence along a curve in a clockwise direction, having a radius of 55.00 feet, arc length of 68.87 feet, delta angle of 71°44'32", a chord bearing of south 43°12'27" east along a northeast line of said Outlot "D", and a chord length of 64.46 feet to a point of tangency, thence south 07°20'11" east along a east line of said Outlot "D", a distance of 12.73 feet to a point, thence along a curve in a counter clockwise direction, having a radius of 21.25 feet, arc length of 42.42 feet, delta angle of 114°21'53", a chord bearing of north 64°31'08" west, and a chord length of 35.72 feet to a point of tangency, thence south 58°17'56" west, a distance of 151.68 feet to the Point of Beginning, said tract contains a calculated area of 6,571.41 square feet or 0.1508 acres, more or less;

and is hereby dedicated as public street right-of-way.

Introduced by Jon Camp

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

ACCEPTING THE REPORT OF NEW AND PENDING CLAIMS AGAINST THE CITY AND APPROVING DISPOSITION OF CLAIMS SET FORTH THEREIN FOR THE PERIOD OF JULY 1 THROUGH 15, 2002 - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-81620 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 July 16, 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 Hedrick	NAS*	Daniel A. Rempe		\$ 75.00
		Paul & Linda Chatelain		2,406.34
		Jody L. Rockenbach		
		(now known as Jody L. Schultz)		2,500.00

*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 Jon Camp

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

SPECIAL PERMIT 1959 - APPLICATION OF PRAIRIE HOMES BUILDERS, INC. TO DEVELOP PRAIRIE VILLAGE COMMUNITY UNIT PLAN CONSISTING OF 174 SINGLE FAMILY AND 300 MULTI-FAMILY DWELLING UNITS, WITH A WAIVER OF THE BUILDING HEIGHT, ON PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF NORTH 84TH AND ADAMS STREETS.(IN CONNECTION W/02R-148, 02R-154, 02-110, 02-111) (7/22/02 - P.H. & ACTION DELAYED 1 WK TO 7/29/02) - PRIOR to reading:

FRIENDT Moved to delay Public Hearing for one week to 8/5/02 and Action for two weeks to 8/12/02.

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

CAMP Moved to delay Public Hearing and Action for one week to 8/5/02.

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

ACCEPTING AND APPROVING THE PRELIMINARY PLAT OF PRAIRIE VILLAGE ADDITION FOR 179 LOTS, WITH WAIVERS OF NON-RADIAL LOT LINES, SEWER DEPTH AND DOUBLE FRONTAGE LOTS ON PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF NORTH 84TH AND ADAMS STREETS.(IN CONNECTION W/02R-147, 02R-154, 02-110, 02-111) (7/22/02 - P.H. & ACTION DELAYED 1 WK TO 7/29/02) - PRIOR to reading:

FRIENDT Moved to delay Public Hearing for one week to 8/5/02 and Action for two weeks to 8/12/02.

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

CAMP Moved to delay Public Hearing and Action for one week to 8/5/02.

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

APPROVING THE PRAIRIE VILLAGE CONDITIONAL ANNEXATION AND ZONING AGREEMENT BETWEEN THE CITY AND PRAIRIE HOMES BUILDERS, INC. RELATING TO THE ANNEXATION OF APPROXIMATELY 113.05 ACRES OF PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF NORTH 84TH AND ADAMS STREET.(IN CONNECTION W/02-110, 02-111, 02R-147, 02R-148) - PRIOR to reading:

FRIENDT Moved to delay Public Hearing for one week to 8/5/02 and Action for two weeks to 8/12/02.

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

CAMP Moved to delay Public Hearing and Action for one week to 8/5/02.

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

APPLICATION OF GEEMAX INC. DBA "N ZONE" FOR A SPECIAL DESIGNATED LICENSE COVERING AN AREA MEASURING 42 FEET BY 50 FEET AT 728 ½ Q STREET ON AUGUST 24 AND 31, SEPTEMBER 7, OCTOBER 5 AND 12, AND NOVEMBER 2, 9, AND 29, 2002 FROM 8:00 A.M. TO 1:00 A.M. - CLERK read the following substitute resolution, introduced by Annette McRoy, who moved its adoption:

A-81624 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 Geemax, Inc. dba N Zone for a Special Designated License to cover an area measuring 42 feet by 50 feet at 728 1/2 Q Street, Lincoln, Nebraska, on August 24 and 31, September 7, October 5 and 12, and November 2, 9, and 29, 2002, between the hours of 8:00 a.m. and 1:00 a.m., be approved with the condition that the applicant and premise complies in every respect with all City and State regulations and with the following requirements:

1. Identification shall be checked on all parties wishing to consume alcohol.
2. Adequate security shall be provided for the event.
3. The area requested for the permit shall be separated from the public by a fence or other means.
4. Responsible alcohol service practices shall be followed.
5. An additional second exit from the fenced in area shall be provided.
6. Additional portable toilet facilities shall be provided.

BE IT FURTHER RESOLVED the City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Annette McRoy

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

APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE CITY AND COUNTY FOR THE FUNDING OF PHASE I OF THE SKYWALK LINKING THE DOWNTOWN SENIOR CENTER TO THE LINCOLN BUILDING AND THE SIDEWALK AT 10TH AND O STREETS.(In connection w/02R-150, 02R-151, 02-112) - CLERK read the following resolution, introduced by Terry Werner, who moved its adoption:

A-81625 WHEREAS, the Interlocal Cooperation Act, Neb. Rev. Stat. § 13-801, et seq., permits local governmental units to cooperate with other such units to make the most efficient use of their powers on the basis of mutual advantage; and

WHEREAS, the City of Lincoln, Nebraska, and the County of Lancaster provide services to the elderly through the Lincoln Area Agency on Aging through the operation of the Lincoln Downtown Senior Center; and

WHEREAS, the City of Lincoln, Nebraska, and Lancaster County, Nebraska, desire to cooperate in providing skywalk access from the Senior Center west through the Lincoln Building onto the sidewalk at 10th and O Streets.

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

That the Interlocal Agreement between the City of Lincoln, Nebraska and Lancaster County, Nebraska, attached hereto as Exhibit "A", in connection with providing skywalk access from the Senior Center west through the Lincoln Building onto the sidewalk at 10th and O Streets, upon the terms and conditions as set forth in said Agreement, is hereby approved and the Mayor is authorized to execute said Agreement on behalf of the City.

Introduced by Terry Werner

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

APPROVING A SKYWALK PROJECT REDEVELOPMENT AGREEMENT UNDER THE NEBRASKA COMMUNITY DEVELOPMENT LAW BETWEEN THE CITY AND ST. GEORGE L.L.C. FOR THE BUILDING LOCATED AT 1023 O STREET AND PROVIDING USE RESTRICTIONS, DUTIES AND OBLIGATIONS FOR THE REDEVELOPER CONSISTENT WITH THE LINCOLN CENTER REDEVELOPMENT PLAN AND THE GOLD'S GALLERIA BLOCK BALANCE SUB-PROJECT TIF DISTRICT 9941.(In connection w/02R-149, 02R-151, 02-112) - CLERK read the following resolution, introduced by Terry Werner, who moved its adoption:

A-81626 WHEREAS, the City of Lincoln has undertaken a program for the redevelopment of blighted and substandard areas in the City of Lincoln, Nebraska, and is engaged in carrying out the Lincoln Center Redevelopment Plan (hereinafter called Redevelopment Plan). The Redevelopment Plan includes the Gold's Galleria/Block Balance Subproject approved by the City Council on December 16, 1996, Resolution A-77828, providing for redevelopment in the City of Lincoln in the vicinity of 10th and O Street a copy of which, together with any and all amendments thereto, is on file in the Office of the City Clerk of the City and further provides for the construction of public improvements within the redevelopment area; and

WHEREAS, the City is engaged in carrying out the Skywalk Improvement Project in an area described as portions or all of Lots 6, 7, 8, 9, 10, 11, and 12, Block 55, Original Plat, Lincoln, Lancaster County, Nebraska (Project Area) which includes a plan for the construction of a skywalk between the Lincoln Building at 1001 O Street; the City owned Lincoln Downtown Senior Center Building at 1005 O Street; the St. George Building at 1023 O Street and connecting to existing skywalks through Gold's Galleria; and

WHEREAS, the Redeveloper desires to redevelop and rebuild the building in conjunction with the City's planned skywalk improvements; and

WHEREAS, the City desires to construct a skywalk through the Building to connect the existing skywalk improvements in the adjacent

buildings to the east and west of the Building; and

WHEREAS, absent tax increment financing, the redevelopment of the Project Site would not be feasible and completion of the skywalk system would not be possible; and

WHEREAS, the redevelopment of said portion of Block 55 pursuant to said Redevelopment Agreement is in the vital and best interest of the City and the health, safety and welfare of its residents, and in accordance with the public purposes and provisions of the applicable laws and requirements under which the rehabilitation of the redevelopment area has been undertaken.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska acting as a Community Development Authority under the Nebraska Community Development Law:

That the attached Redevelopment Agreement by and between the CITY OF LINCOLN, NEBRASKA, a municipal corporation and ST. GEORGE, LLC, a Nebraska limited liability company, is hereby approved and the Mayor is hereby authorized to enter into such Agreement on behalf of the City of Lincoln, Nebraska. Said Agreement is attached hereto, marked as Attachment "A", and is incorporated herein by this reference.

BE IT FURTHER RESOLVED that the Mayor is authorized to execute such other documents, agreements, or amendments to the above referenced Redevelopment Agreement as may be necessary to effectuate the purposes and intent thereof.

Introduced by Terry Werner

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

APPROVING A SKYWALK MAINTENANCE AGREEMENT, ACCEPTING A PUBLIC USE EASEMENT, AND PROVIDING TERMS AND CONDITIONS OF USE RELATED TO THE SKYWALK PROJECT IMPROVEMENTS FOR THE LINCOLN BUILDING AT 1001 O STREET, THE LINCOLN SENIOR CENTER BUILDING AT 1005 O STREET AND THE ST. GEORGE BUILDING AT 1023 O STREET. (In connection w/02R-149, 02R-150, 02-112) - CLERK read the following resolution, introduced by Terry Werner, who moved its adoption:

A-81627 WHEREAS, the Lincoln Investment Group, L.L.C., a Nebraska limited liability company, St. George, L.L.C., a Nebraska limited liability company, and the City of Lincoln, Nebraska, a municipal corporation of the State of Nebraska, are desirous of entering into an agreement to establish, construct, reconstruct, use, operate, maintain, and repair a skywalk (Skywalk) for the movement of pedestrians above the street level within, through, and between the Lincoln Building, 1023 O St. (Lots 11 and 12, Block 55, Original Plat, Lincoln, Lancaster County, Nebraska); the Senior Center Building (Lots 8, 9 and 10, Block 55, Original Plat, Lincoln, Lancaster County, Nebraska); and the St. George Building (Lots 6 and 7, Block 55, Original Plat, Lincoln, Lancaster County, Nebraska); and

WHEREAS the parties above, in accordance with the Agreement, hereby request approval of the Agreement and the related public access to use, operate, maintain, and repair the Skywalk between the Buildings, for a term of twenty-five (25) years as provided in the agreement.

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

That the attached Skywalk Improvement and Operating Agreement, a copy of which is attached hereto, marked as Attachment "A" and made a part hereof by reference, be and the same is hereby approved and the Mayor is authorized to execute the same on behalf of the City.

BE IT FURTHER RESOLVED that the Mayor is authorized to execute such other documents, agreements, or amendments to the above referenced Redevelopment Agreement as may be necessary to effectuate the purposes and intent thereof. The City Clerk is directed to return two fully executed contracts to the Director of Urban Development for distribution.

Introduced by Terry Werner

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

PETITIONS & COMMUNICATIONS

The following items have been referred to the Law Dept.:

FORMAL PAVING PETITION SUBMITTED BY ROBERT & CAROL WORKMAN TO PAVE THE NORTH/SOUTH ALLEY FROM N. 54TH STREET TO N. 56TH STREET CLEVELAND ST. TO ADAMS ST.

FORMAL ORNAMENTAL LIGHTING PETITION SUBMITTED BY MAX LINDER FOR 27TH

STREET TO 20TH STREET, VAN DORN STREET TO HIGH STREET.

3 FORMAL ORNAMENTAL LIGHTING PETITIONS FOR ORNAMENTAL LIGHTING DISTRICT 286 AT 27TH STREET TO 20TH STREET, VAN DORN STREET TO HIGH STREET SUBMITTED BY KENT & DIANE MORGAN, SUE ARBURTHNOT AND MICHELLE & JUAN SUAREZ.

PETITION TO VACATE THE NORTH ½ OF R STREET ABUTTING BLOCK 22 TO A POINT 15' FROM THE SOUTHEAST CORNER OF LOT 6, ORIGINAL PLAT, SUBMITTED BY DOLORES B. HENKLE, ET AL.

SPECIAL PERMIT 1966 & 72HP - LOCAL LANDMARK DESIGNATION OF JOSEPH GRAINGER HOUSE AT 1970 B STREET, ,SUBMITTED BY LAMOUNTAIN TRUST; DENNIS MCCULLEY, TRUSTEE - CLERK presented said petition which was referred to the Planning Dept.

REPORTS OF CITY OFFICERS

APPROVING THE DISTRIBUTION OF FUNDS REPRESENTING EARNINGS ON SHORT-TERM INVESTMENTS OF IDLE FUNDS FOR THE MONTH ENDED JUNE 30, 2002 - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-81621 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That during the month ended June 30, 2002, \$120,620.10 eas earned from short-term investments of "IDLE FUNDS". The same is hereby distributed to the various funds on a pro-rata basis using the balance of each fund and allocating a portion of the interest on the ratio that such balance bears to the total of all fund balances.

Introduced by Jon Camp

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

INVESTMENT OF FUNDS FOR JULY 8 THROUGH JULY 12, 2002 - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-81622 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.

Introduced by Jon Camp

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

INVESTMENT OF FUNDS FOR JULY 15 THROUGH JULY 19, 2002 - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-81623 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.

Introduced by Jon Camp

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

CLERK'S LETTER & MAYOR'S APPROVAL OF ORDINANCES & RESOLUTIONS PASSED AT THE COUNCIL MEETING OF JULY 22, 2002 - CLERK presented said report which was placed on file in the Office of the City Clerk.

REPORT FROM CITY TREASURER OF TELECOMMUNICATION OCC. TAX FOR THE MONTHS OF JAN., FEB., MAR., 2002 - CLARICOM NETWORKS INC.; FOR THE MONTHS OF APR., MAY, JUNE, 2002 - CLARICOM NETWORKS INC., WINSTAR COMMUNICATIONS, LLC; FOR THE MONTH OF JUNE, 2002 - USA PAGING LLC, NETWORK BILLING SYSTEMS, LLC, WESTERN UNION COMMUNICATIONS, INC., ZONE TELECOM, INC., ASSOCIATION ADMINISTRATORS, INC., BIG PLANET, INC., WORLDXCHANGE CORP., LDMI TELECOMMUNICATIONS, INC., I-LINK COMMUNICATIONS, INC., VARTEC, ATT WIRELESS PCS, LLC, SINGLE BILLING SERVICE INC., LIGHTYEAR COMMUNICATIONS, INC., GLYPHICS COMMUNICATIONS, INC., NOSVA LIMITED PARTNERSHIP, TRI-M COMMUNICATIONS, INC., RSL COM USA, INC., GTC TELECOM, INC., GLOBALCOM, INC., COMDATA TELECOMMUNICATIONS, INC., EXCEL TELECOMMUNICATIONS, INC., TELIGENT SERVICES, INC., AFFINITY NETWORK, INC., AND NOS COMMUNICATIONS, INC. - CLERK presented said report which was placed on file in the Office of the City Clerk. (20)

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

ORDINANCES - 1ST READING

AMENDING SECTION 17.10.110 OF THE LINCOLN MUNICIPAL CODE RELATING TO WATER CONNECTION FEES TO PROVIDE FOR A CONNECTION FEE REIMBURSEMENT TO A PARTY WHO HAS CONSTRUCTED A CITY WATER MAIN PURSUANT TO THE EXECUTIVE ORDER PROCESS AUTHORIZED BY SECTION 26.11.038 - CLERK read an ordinance, introduced by Jon Camp, amending Section 17.10.110 of the Lincoln Municipal Code relating to water connection fees to provide for a connection fee reimbursement to a party who has constructed a city water main pursuant to the Executive Order process authorized by Section 26.11.038, the first time.

AMENDING ORDINANCE 17897 RELATING TO THE PAY SCHEDULES OF EMPLOYEES WHOSE CLASSIFICATIONS ARE ASSIGNED TO THE PAY RANGE WHICH IS PREFIXED BY THE LETTER "A" BY CREATING THE JOB CLASSIFICATIONS OF "COMMUNITY CENTER SUPERVISOR", "NEIGHBORHOOD CENTER SUPERVISOR", AND "ATHLETICS SUPERVISOR", AND RELATING TO THE PAY SCHEDULES OF EMPLOYEES WHOSE CLASSIFICATIONS ARE ASSIGNED TO THE PAY RANGE WHICH IS PREFIXED BY THE LETTER "C" BY CREATING THE JOB CLASSIFICATION OF "ASSISTANT CENTER SUPERVISOR". (REQUEST 2ND & 3RD READING ON 8/5/02) - CLERK read an ordinance, introduced by Jon Camp, amending ordinance 17897 relating to the pay schedules of employees whose classifications are assigned to the pay range which is prefixed by the Letter "A" by creating the job classifications of "Community Center Supervisor", "Neighborhood Center Supervisor", and "Athletics Supervisor", and relating to the pay schedules of employees whose classifications are assigned to the pay range which is prefixed by the Letter "C" by creating the job classification of "Assistant Center Supervisor", the first time.

AMENDING SECTION 2.76.135, COMPENSATION PLAN, MERIT PAY PLAN ESTABLISHED; SECTION 2.76.200, COMPENSATION PLAN, TEMPORARY ASSIGNMENT IN A HIGHER CLASSIFICATION; AND 2.76.380, SICK LEAVE WITH PAY, OF THE LINCOLN MUNICIPAL CODE TO REFLECT NEGOTIATED CHANGES AND CHANGES APPLICABLE TO EMPLOYEES NOT REPRESENTED BY A BARGAINING UNIT. (REQUEST 2ND & 3RD READING ON 8/5/02) - CLERK read an ordinance, amending Section 2.76.135, compensation plan, merit pay plan established; Section 2.76.200, Compensation Plan, temporary assignment in a higher classification; and 2.76.380, sick leave with pay, of the Lincoln Municipal Code to reflect negotiated changes and changes applicable to employees not represented by a bargaining unit, the first time.

ADOPTING PAY SCHEDULES AND SCHEDULES OF PAY RANGES FOR EMPLOYEES WHOSE CLASSIFICATIONS ARE ASSIGNED TO PAY RANGES PREFIXED BY THE LETTERS "A" AND "C". (REQUEST 2ND & 3RD READING ON 8/5/02) - CLERK read an ordinance, introduced by Jon Camp, adopting pay schedules and schedules of pay ranges for employees whose classifications are assigned to pay ranges prefixed by the letters "A" and "C", the first time.

ADOPTING PAY SCHEDULES AND SCHEDULES OF PAY RANGES FOR EMPLOYEES WHOSE CLASSIFICATIONS ARE ASSIGNED TO PAY RANGES PREFIXED BY THE LETTER "E". (REQUEST 2ND & 3RD READING ON 8/5/02) - CLERK read an ordinance, introduced by Jon Camp, adopting pay schedules and schedules of pay ranges for employees whose classifications are assigned to pay ranges prefixed by the letter "E", the first time.

ADOPTING PAY SCHEDULES AND SCHEDULES OF PAY RANGES FOR EMPLOYEES WHOSE CLASSIFICATIONS ARE ASSIGNED TO PAY RANGES PREFIXED BY THE LETTER "F". (REQUEST 2ND & 3RD READING ON 8/5/02) - CLERK read an ordinance, introduced by Jon Camp, adopting pay schedules and schedules of pay ranges for employees whose classifications are assigned to pay ranges prefixed by the letter "F", the first time.

ADOPTING PAY SCHEDULES AND SCHEDULES OF PAY RANGES FOR EMPLOYEES WHOSE CLASSIFICATIONS ARE ASSIGNED TO PAY RANGES PREFIXED BY THE LETTER "M". (REQUEST 2ND & 3RD READING ON 8/5/02) - CLERK read an ordinance, introduced by Jon Camp, adopting pay schedules and schedules of pay ranges for employees whose classifications are assigned to pay ranges prefixed by the letter "M", the first time.

ADOPTING PAY SCHEDULES AND SCHEDULES OF PAY RANGES FOR EMPLOYEES WHOSE CLASSIFICATIONS ARE ASSIGNED TO PAY RANGES PREFIXED BY THE LETTERS "N". (REQUEST 2ND & 3RD READING ON 8/5/02) - CLERK read an ordinance, introduced by Jon Camp, adopting pay schedules and schedules of pay ranges for employees whose classifications are assigned to pay ranges prefixed by the letters "N", the first time.

ADOPTING PAY SCHEDULES AND SCHEDULES OF PAY RANGES FOR EMPLOYEES WHOSE CLASSIFICATIONS ARE ASSIGNED TO PAY RANGES PREFIXED BY THE LETTER "P". (REQUEST 2ND & 3RD READING ON 8/5/02) - CLERK read an ordinance, introduced by Jon Camp, adopting pay schedules and schedules of pay ranges for employees whose classifications are assigned to pay ranges prefixed by the letter "P", the first time.

ADOPTING PAY SCHEDULES AND SCHEDULES OF PAY RANGES FOR EMPLOYEES WHOSE CLASSIFICATIONS ARE ASSIGNED TO PAY RANGES PREFIXED BY THE LETTERS "X". (REQUEST 2ND & 3RD READING ON 8/5/02) - CLERK read an ordinance, introduced by Jon Camp, adopting pay schedules and schedules of pay ranges for employees whose classifications are assigned to pay ranges prefixed the letters "X", the first time.

ORDINANCES - 3RD READING

AMENDING THE CORPORATE LIMITS OF THE CITY BY ANNEXING APPROXIMATELY 113.05 ACRES OF PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF NORTH 84TH AND ADAMS STREETS. (In connection w/02-111, 02R-147, 02R-148) (7/22/02 - P.H. & Action delayed 1 wk to 7/29/02) - PRIOR to reading:
FRIENDT Moved to delay Public Hearing for one week to 8/5/02 and Action for two weeks to 8/12/02.

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

CAMP Moved to delay Public Hearing and Action for one week to 8/5/02. Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner.

CHANGE OF ZONE 3355 - APPLICATION OF PRAIRIE HOMES BUILDERS, INC. FOR A CHANGE OF ZONE FROM AG AGRICULTURAL DISTRICT TO R-3 RESIDENTIAL DISTRICT ON PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF NORTH 84TH AND ADAMS STREETS. (In connection 2/02-110, 02R-147, 02R-148) (7/22/02 - P.H. & Action delayed 1 wk to 7/29/02) - PRIOR to reading:

FRIENDT Moved to delay Public Hearing for one week to 8/5/02 and Action for two weeks to 8/12/02.

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

CAMP Moved to delay Public Hearing and Action for one week to 8/5/02. Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner.

AMENDING SECTION 10.48.110 OF THE LINCOLN MUNICIPAL CODE RELATING TO BICYCLES TO REQUIRE LIGHTS ON THE FRONT AND REAR OF BICYCLES OPERATED ON THE STREETS OF LINCOLN BETWEEN ONE-HALF HOUR AFTER SUNSET AND ONE-HALF HOUR BEFORE SUNRISE. (3/25/02 - Pending)(Request to remove from pending & substitute ordinance) (7/8/02 - Remove from pending for p.h. 7/22/02) (Substitute ordinance) - CLERK read an ordinance, introduced by Glenn Friendt, amending Section 10.48.110 of the Lincoln Municipal Code

relating to bicycles to require lights on the front and rear of bicycles operated on the streets of Lincoln between one-half hour after sunset and one-half hour before sunrise, the third time.

FRIENDT Moved to pass the ordinance as read.

SENG Moved to pass substitute ordinance.

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

The ordinance, being numbered **#18042**, is recorded in Ordinance Book 25, Page

AMENDING CHAPTER 4.16 OF THE LINCOLN MUNICIPAL CODE RELATING TO THE COMMUNITY HEALTH ENDOWMENT BY ADDING A NEW SECTION NUMBERED 4.16.007 TO RESTRICT THE USE OF THE FUNDS REALIZED BY THE SALE OF LINCOLN GENERAL HOSPITAL - PRIOR to reading:

CAMP Moved to amend Bill No. 02-108 in the following manner:

1. On line page 1, line 12, deleted the words "on-half" and insert in lieu thereof the words one-fourth.

2. One page 1, lines 13 and 14, delete the amount of "Eighteen Million Five Hundred Thousand Dollars (\$18,500,000)" and insert in lieu thereof the amount of Nine Million Two Hundred Fifty Thousand Dollars (\$9,250,000).
Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.
- CLERK Read an ordinance, introduced by Glenn Friendt, Amending Chapter 4.16 of the Lincoln Municipal Code relating to the Community Health Endowment by adding a new section numbered 4.16.007 to restrict the use of the funds realized by the sale of Lincoln General Hospital, the third time.
- FRIENDT Moved to pass the ordinance as amended.
Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.
The ordinance, being numbered **#18043**, is recorded in Ordinance Book 25, Page
- VACATING THE UN-NAMED STREET SOUTH OF PERKINS BOULEVARD BETWEEN SOUTH 17TH STREET AND HARRISON AVENUE - CLERK read an ordinance, introduced by Ken Svoboda, vacating the un-named street south of Perkins Boulevard between South 17th Street and Harrison Avenue, the third time.
- SVOBODA 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 **#18044**, is recorded in Ordinance Book 25, Page
- APPROVING A LEASE BETWEEN THE CITY OF LINCOLN AND ST. GEORGE L.L.C. ON BEHALF OF THE LINCOLN AREA AGENCY ON AGING FOR 13,705 SQ. FT. OF OFFICE SPACE AND 7,242 SQ. FT. OF STORAGE/BASEMENT SPACE AT 1023 O STREET FOR A TERM OF 5 YEARS.(In connection w/02R-149, 02R-150, 02R-151)- CLERK read an ordinance, introduced by Ken Svoboda, approving a lease between the City of Lincoln and St. George L.L.C. on behalf of the Lincoln Area Agency on Aging for 13,705 sq. ft of office space and 7,242 sq. ft of storage/basement space at 1023 O Street for a term of 5 years, the third time.
- SVOBODA Moved to pass the ordinance as read.
Seconded by Seng & **LOST** by the following vote: AYES: McRoy, Seng, Werner; NAYS: Camp, Cook, Friendt, Svoboda.
The ordinance, having **LOST**, was assigned File **#38-4407**, & was placed on file in the Office of the City Clerk.

MISCELLANEOUS BUSINESS

- HEARING ON THE APPEAL OF MICHAEL D MALONE ON THE DENIAL OF HIS PEDDLER'S PERMIT - PRIOR to reading:
- SENG Moved to withdraw the appeal.
Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

PENDING LIST -

- CAMP Moved to extend the Pending List to August 5, 2002.
Seconded by Friendt & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

UPCOMING RESOLUTIONS

- CAMP Moved to approve the resolutions to have Public Hearing on August 5, 2002.
Seconded by Friendt & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

ADJOURNMENT

7:02 P.M.

- CAMP Moved to adjourn the City Council meeting of July 29, 2002.
Seconded by Friendt & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None; None.
So ordered.

Joan Ross, City Clerk

Glenna Graupmann, Office Assistant III

REGULAR MEETING
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