

**THE MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD
MONDAY, SEPTEMBER 23, 2002 AT 1:30 P.M.**

The Meeting was called to order at 1:30 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

SENG Having been appointed to read the minutes of the City Council proceedings of September 16, 2002, reported having done so, found same correct.
Seconded by Svoboda & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

PUBLIC HEARING

APPLICATION OF ROBERT AND SUSAN IHRIG DBA "BOB'S GRIDIRON GRILLE & PIGSKIN PUB" FOR A CLASS "I" LIQUOR LICENSE AT 4200 S. 27TH STREET - Robert & Susan Ihrig, 6724 Crooked Creek, came forward, took the oath, and were in favor of this application.

Bob Valentine, 2660 Park Ave., came forward to ask for a moratorium on all liquor license, due to the fact that the police department does not have enough resources to enforce laws.

Danny Walker, 427 E. Street, came forward to discuss liquor licenses for the Gas N Shop on South 13th Street.

Mr. and Mrs. Ihrig returned for rebuttal and stated that 85% of their business will be food as their establishment is a restaurant. He noted that his collection of Husker Memorabilia, dating back to the 1800's, will be on display in the restaurant.

Councilwoman McRoy asked when the restaurant would be open and Mr. Ihrig replied around February 1, 2003.

This matter was taken under advisement.

APPLICATION OF CHACE ENTERPRISES INC. DBA "SILVER SPOKE SALOON" FOR A CLASS D1 LIQUOR LICENSE AT 1400 SALTILLO ROAD;

MANAGER APPLICATION OF TERI L. ERNISSE FOR CHASE ENTERPRISES INC. DBA "SILVER SPOKE SALOON" AT 1400 SALTILLO ROAD. - Teri and Terry Ernisse, 8241 South 1st Street, came forward, took the oath, to answer council questions.

Councilman Camp asked about special assessments not being paid. Mr. Ernisse produced a receipt showing that they had been paid.

Councilman Werner asked if Mr. Ernisse was delinquent because of protesting. Mr. Ernisse stated he felt the special assessments in the downtown area were unfair and that property owners did not receive anything from such taxes.

Councilwoman McRoy stated that she was sorry to see the Ernisse's leave the downtown area with their shoe repair business.

This matter was taken under advisement.

APPLICATION OF LEVY PREMIUM FOODSERVICE LTD. DBA "LEVY RESTAURANTS AT HAYMARKET PARK" TO DELETE APPROXIMATELY 50' BY 200' IN THE SOUTH PARKING LOT FROM THE PRESENTLY LICENSED PREMISES AT 403 LINE DRIVE CIRCLE - Councilman Camp asked City Attorney, Dana Roper to come forward to answer questions. Mr. Camp stated he didn't realize alcohol could be consumed in the parking lot. Mr. Roper deferred to Officer Fosler.

Officer Russ Fosler came forward to explain that in order to be in compliance to drink beer in the parking lot, Levy Restaurants would need to have a six foot high fence around the premises. By deleting this portion of the parking lot, they come into compliance with the law.

Councilman Camp asked about the law on football game days when there is tailgating in the parking lot. Officer Fosler replied that if we receive complaints, we will investigate the situation.

Councilwoman McRoy asked what would happen if a private group applied for an SDL for the parking lot. Officer Fosler stated a 6' high fence would be required.

This matter was taken under advisement.

APPROVING A SUBLEASE AGREEMENT BETWEEN THE CITY AND LINCOLN ACTION PROGRAM FOR A SUBLEASE OF SPACE AT THE ONE STOP CENTER, 1010 N ST., TO PROVIDE JOB

TRAINING AND EMPLOYMENT SERVICES UNDER THE WORKFORCE INVESTMENT ACT - Marc Wullschlager, Director of Urban Development, came forward to explain the basics of this sublease agreement.

Bob Valentine, 2660 Park Avenue, came forward to ask why this program wasn't located in the building over the viaduct. Mr. Wullschlager explained that this is a federal program that mandates the 17 partners be located together for the convenience of job seekers.

Bob Van Valkenburg, 7921 Reno Road, came forward to ask if the owners of this property have any connections to the Mayor or have contributed to his campaign in any way. Mr. Wullschlager replied that the Golds Limited Partnership is owned by a group of lawyers in New York City.

Danny Walker, 427 E Street, came forward and suggested that if we need office space, the City should buy back the Old Federal Building.

Councilwoman McRoy suggested that the public hearing was getting off the track of the true subject at hand. This is a sublease in which the City is receiving money from the Lincoln Action Program and we are not spending tax dollars.

Councilman Camp asked if any lease is paid with tax dollars. Mr. Wullschlager stated that this is done with Block Grant Funds or CDBG Funds through Urban Development.

This matter was taken under advisement.

AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED \$180,000,000 AGGREGATE PRINCIPAL AMOUNT OF LINCOLN ELECTRIC SYSTEM REVENUE AND REFUNDING BONDS, AMENDING CERTAIN PROVISIONS OF THE NOTE ORDINANCE, AND RELATED MATTERS - Terry Bundy, CEO of Lincoln Electric System came forward in favor of this bond issuance and explained these are refunding bonds which were issued in 1993. He stated that \$140,000,000 in bonds and with today's interest rates can save \$1.8M per year for the remaining life of these bonds.

Bob Van Valkenburg, 7921 Reno Rd., came forward to ask if the \$180M in bonds were negotiated or open for bid.

Mr. Bundy returned for rebuttal and explained that the bonds would be sold with City Council approval to the public on the internet in early October.

This matter was taken under advisement.

WAIVING THE SUBDIVISION REQUIREMENT FOR THE INSTALLATION OF STREET TREES AND SIDEWALK ON S. 58TH ST. WITHIN CHERRYWOOD ESTATES 1ST ADD. ADMIN. FINAL PLAT GENERALLY LOCATED AT S. 58TH ST. AND PIONEERS BLVD. - Robert Schoenleber, representing Mr. Jerry Joyce, came forward in favor of waiving the subdivision requirement for street trees and sidewalks.

Councilman Werner asked if a house was being demolished. Mr. Schoenleber explained that just the property lines were being moved.

Craig Groat, 4935 Huntington Ave., came forward in opposition.

Councilwoman Seng asked what the difference was between the first ordinance and the substitute ordinance.

Ray Hill, Planning Dept., came forward and explained it was merely the name. The first ordinance had Cherrywood Estates and the substitute ordinance had Cherrywood Estates 1st Addition.

Tom Chaka, Planning Dept. came forward to show the line drawing of the lot lines. He stated it was the Planning Commission's recommendation to deny the sidewalks and approve the trees.

This matter was taken under advisement.

MISCELLANEOUS BUSINESS

Danny Walker, 427 E Street, came forward to discuss his former statement at the August 19, 2002 meeting. Mr. Walker disliked the fact that Councilwoman McRoy asked Mr. Lynn Johnson from Parks and Rec Dept., to clarify trail issues for the viewing public, inferring that Mr. Walker had mislead people on the issue. Mr. Walker reminded Council members that trail systems are built with tax dollars, which is where the NRD gets its funding from. He handed out a typed statement from that meeting. **(53B)**

Craig Groat, 4935 Huntington Avenue, restated his interest in having trees planted in the City of Lincoln. He also suggested that City Council members need at least ten years of experience on the Council before running for the position of Mayor. He expressed his

concern over the lack of interest that Council members have for his vast experience in many subjects. He stated he spends many hours researching topics and would like to feel that Council members could call him for any advice.

These matters were taken under advisement.

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

COUNCIL ACTION

LIQUOR RESOLUTIONS

APPLICATION OF ROBERT AND SUSAN IHRIG DBA "BOB'S GRIDIRON GRILLE & PIGSKIN PUB" FOR A CLASS "I" LIQUOR LICENSE AT 4200 S. 27TH STREET - CLERK read the following resolution, introduced by Ken Svoboda, who moved its adoption for approval:

A-81710 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 Robert and Susan Ihrig dba "Bob's Gridiron Grille & Pigskin Pub" for a Class "I" liquor license at 4200 S. 27th Street, 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 Ken Svoboda

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

APPLICATION OF CHACE ENTERPRISES INC. DBA "SILVER SPOKE SALOON" FOR A CLASS D1 LIQUOR LICENSE AT 1400 SALTILLO ROAD - CLERK read the following resolution, introduced by Ken Svoboda, who moved its adoption for approval:

A-81711 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 Chace Enterprises, Inc. dba "Silver Spoke Saloon" for a Class "D1" liquor license at 1400 Saltillo Road, Roca, 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 Ken Svoboda

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

MANAGER APPLICATION OF TERI L. ERNISSE FOR CHACE ENTERPRISES INC. DBA "SILVER SPOKE SALOON" AT 1400 SALTILLO ROAD - CLERK read the following resolution, introduced by Ken Svoboda, who moved its adoption for approval:

A-81712 WHEREAS, Chace Enterprises, Inc. dba Silver Spoke Saloon located at 1400 Saltillo Road, Roca, Nebraska has been approved for a Retail Class "D1" liquor license, and now requests that Teri L. Ernisse be named manager;

WHEREAS, Teri L. Ernisse 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 Teri L. Ernisse 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.

APPLICATION OF LEVY PREMIUM FOODSERVICE LTD. DBA "LEVY RESTAURANTS AT HAYMARKET PARK" TO DELETE APPROXIMATELY 50' BY 200' IN THE SOUTH PARKING LOT FROM THE PRESENTLY LICENSED PREMISES AT 403 LINE DRIVE CIRCLE -

CLERK Read the following resolution, introduced by Ken Svoboda, who moved its approval for adoption:

A-81713 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 including Neb. Rev. Stat. § 53-132, the pertinent City ordinances, and Resolution No. A-66729, the City Council recommends that the application of Levy Premium Foodservice Ltd. dba "Levy Restaurants at Haymarket Park" to delete an area measuring approximately 50' by 200' in the south parking lot from the presently licensed premises located at 403 Line Drive Circle, 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.

ORDINANCES - 2ND READING

APPROVING A SUBLEASE AGREEMENT BETWEEN THE CITY AND LINCOLN ACTION PROGRAM FOR A SUBLEASE OF SPACE AT THE ONE STOP CENTER, 1010 N ST., TO PROVIDE JOB TRAINING AND EMPLOYMENT SERVICES UNDER THE WORKFORCE INVESTMENT ACT -

CLERK Read an ordinance, introduced by Jon Camp, accepting and approving a Sublease Agreement between the City of Lincoln and Lincoln Action Program for a lease of space at 1010 N Street, Lincoln, Lancaster County, Nebraska for a term of July 1, 2002 through June 30, 2003 whereby the City of Lincoln is subleasing space to Lincoln Action Program at the One Stop Center for providing job training and employment services under the Workforce Investment Act, the second time.

AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED \$180,000,000 AGGREGATE PRINCIPAL AMOUNT OF LINCOLN ELECTRIC SYSTEM REVENUE AND REFUNDING BONDS, AMENDING CERTAIN PROVISIONS OF THE NOTE ORDINANCE, AND RELATED MATTERS. (REQUEST 2ND & 3RD READING ON 9/23/02) - PRIOR to reading:

SVOBODA Moved to waive council rules to have 2nd and 3rd reading on this date.

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

CLERK Read an ordinance, introduced by Jon Camp, a Series Ordinance adopted under and pursuant to Ordinance No. 17879 passed July 23, 2002; authorizing the issuance of Lincoln Electric System Revenue and Refunding Bonds, Series 2002 of the City of Lincoln, Nebraska in an aggregate principal amount not to exceed \$180,000,000; fixing in part and providing for the fixing in part of the details of said bonds; providing for the sale of said bonds and the application of the proceeds of such sale; taking other action in connection with the foregoing; amending certain provisions of Ordinance Nos. 16792 and 16800 of the City; and declaring and emergency, the second time. **(See Ordinances - 3rd Reading)**

RESOLUTIONS

REAPPOINTING JON CARLSON, CARL TESCH, AND FRANCENE BLYTHE TO THE COMMUNITY DEVELOPMENT TASK FORCE FOR THREE-YEAR TERMS EXPIRING AUGUST 31, 2005. (Substitute) - CLERK read the following resolution, introduced by Glenn Friendt, who moved its adoption:

A-81714 BE IT RESOLVED by the City Council of the City of Lincoln,

Nebraska:

That the reappointment of Jon Carlson, Carl Tesch, and Francene Blythe to the Community Development Task Force for three-year terms expiring August 31, 2005 is hereby approved.

Introduced by Glenn Friendt

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

REAPPOINTING PHYLLIS BOVEE AND BARB MCCABE TO THE LINCOLN AREA AGENCY ON AGING ADVISORY COUNCIL FOR THREE-YEAR TERMS EXPIRING JULY 1, 2005 - CLERK read the following resolution, introduced by Glenn Friendt, who moved its adoption:

A-81715 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the reappointment of Phyllis Bovee and Barb McCabe to the Lincoln Area Agency on Aging Advisory Council for three-year terms expiring July 1, 2005 is hereby approved.

Introduced by Glenn Friendt

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

REAPPOINTING RICHARD NOEL TO THE ELECTRICAL ADVISORY APPEALS AND EXAMINING BOARD FOR A THREE-YEAR TERM EXPIRING AUGUST 15, 2005 - CLERK read the following resolution, introduced by Glenn Friendt, who moved its adoption:

A-81716 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the reappointment of Richard Noel to the Electrical Advisory, Appeals and Examining Board for a three-year term expiring August 15, 2005 is hereby approved.

Introduced by Glenn Friendt

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

WAIVING THE SUBDIVISION REQUIREMENT FOR THE INSTALLATION OF STREET TREES AND SIDEWALK ON S. 58TH ST. WITHIN CHERRYWOOD ESTATES 1ST ADD. ADMIN. FINAL PLAT GENERALLY LOCATED AT S. 58TH ST. AND PIONEERS BLVD. (Substitute) - CLERK Read the following resolution, introduced by Glenn Friendt, who moved its adoption:

A-81717 WHEREAS, the Administrative Final Plat of Cherrywood Estates was previously approved by the City of Lincoln; and

WHEREAS, the conditions of approval of said Administrative Final Plat include the requirements that the subdivider install street trees and sidewalks along South 58th Street within said Administrative Final Plat; and

WHEREAS, applicant has requested a modification to waive said requirements adjacent to Lot 3, Cherrywood Estates Addition, pursuant to § 26.31.010 of the Lincoln Municipal Code; and

WHEREAS, the Planning Commission has reviewed said request and has recommended approval of the waiver of street trees and recommended denial of the waiver of sidewalks; and

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

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

1. That the requirement of the Administrative Final Plat of Cherrywood Estates generally located at S. 58th Street and Pioneers Blvd. relating to the planting of street trees along S. 58th Street adjacent to Lot 3, is hereby waived.

2. All other conditions for approval of the Administrative Final Plat of Cherrywood Estates Addition shall remain in full force and effect.

Introduced by Glenn Friendt

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

RE-SETTING THE HEARING DATE OF MONDAY, OCTOBER 7, 2002 AT 1:30 P.M. FOR APPLICATION OF JANEANE M. & ROBERT F. GLENN DBA PARK TERRACE BANQUET HALL FOR A CLASS I LIQUOR LICENSE, LOCATED AT 1501 CENTER PARK RD., #200 CLERK Read the following resolution, introduced by Glenn Friendt, who moved its adoption:

A-81718 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby re-set for Mon., October 7, 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 Janeane M. & Robert F. Glenn dba Park Terrace Banquet Hall for a Class I liquor license, located at 1501 Center Park Rd. #200.

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

Introduced by Glenn Friendt

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

SETTING THE HEARING DATE OF MONDAY, OCTOBER 7, 2002 AT 1:30 P.M. FOR THE APPLICATION OF SPEAKEASY, INC. DBA J.R.'S DOWN UNDER FOR A CLASS C LIQUOR LICENSE, LOCATED AT 3233 ½ S. 13TH ST. - CLERK read the following resolution, introduced by Glenn Friendt, who moved its adoption:

A-81719 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Mon., October 7, 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 App. of Speakeasy, Inc. dba J.R.'s Down Under for a Class C liquor license, located at 3233 ½ S. 13th St.

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

Introduced by Glenn Friendt

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

PETITIONS & COMMUNICATIONS

The following were referred to the Planning Dept.:

CHANGE OF ZONE 71HP - APPLICATION OF HISTORIC PRESERVATION COMMISSION FOR BRYAN/LGH MEDICAL CENTER TO CHANGE THE ZONING DISTRICT MAP FROM R-4 TO R-4 WITH LANDMARK DESIGNATION ON PROPERTY GENERALLY LOCATED AT 1650 LAKE STREET.

CHANGE OF ZONE 76 - APPLICATION OF SIGMA PHI EPSILON FOUNDATION OF NEBRASKA TO CHANGE THE ZONING DISTRICT MAP FROM R-7 & P TO P & R-7 WITH LANDMARK DESIGNATION ON PROPERTY GENERALLY LOCATED AT 601 N. 16TH ST.

CHANGE OF ZONE 3376 - APPLICATION OF RON MCMAHAN TO CHANGE A ZONE FROM R-2 TO H-3 TO BUILD A 30' X 60' SHOP FOR FURNITURE RESTORATION ON PROPERTY GENERALLY LOCATED AT NW 14TH ST. AND WEST "O" ST.

CHANGE OF ZONE 3378 - APPLICATION OF NEAR SOUTH NEIGHBORHOOD ASSOCIATION TO CHANGE A ZONE FROM R-6 & R-5 TO R-2 ON PROPERTY GENERALLY BOUNDED BY "A" ST. TO "E" ST. AND 18TH ST. TO 22ND ST. (MOUNT EMERALD ADDITION DISTRICT)

SPECIAL PERMIT 1982 - APPLICATION OF BRIAN D. CARSTENS ON BEHALF OF CAROL A. ANDERSON TO DEVELOP AG/C.U.P. FOR A 4 SINGLE FAMILY DWELLINGS ON 3 ACRE LOTS AND 3 OUTLOTS ON PROPERTY GENERALLY LOCATED AT NORTH 40TH ST. AND BLUFF RD.

SPECIAL PERMIT 1987 - APPLICATION OF CAPITOL SIGN CO. TO PLACE A SIGN EXCEEDING THE MAXIMUM HEIGHT LIMIT ON PROPERTY GENERALLY LOCATED AT 1ST & "O" ST.

REPORTS OF CITY OFFICERS

INVESTMENT OF FUNDS FOR SEPT. 9 THROUGH SEPT. 13 2002 - CLERK read the following resolution, introduced by Glenn Friendt, who moved its adoption:

A-81720 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 AND MAYOR'S APPROVAL OF ORDINANCES & RESOLUTIONS PASSED BY COUNCIL ON SEPTEMBER 16, 2002 - CLERK presented said report which was placed on file in the Office of the City Clerk.

ORDINANCES - 1ST READING

RENAMING THE STUB STREET RUNNING EAST FROM TALLGRASS PARKWAY FROM "NIGHTHAWK ROAD" TO "BLUE SAGE BOULEVARD", GENERALLY LOCATED AT HIGHWAY 34 AND FALLBROOK BOULEVARD - CLERK read an ordinance, introduced by Glenn Friendt, renaming the stub street running east from Tallgrass Parkway from "Nighthawk Road" to "Blue Sage Boulevard", generally located at Highway 34 and Fallbrook Boulevard, the first time.

ORDINANCES - 3RD READING

AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED \$180,000,000 AGGREGATE PRINCIPAL AMOUNT OF LINCOLN ELECTRIC SYSTEM REVENUE AND REFUNDING BONDS, AMENDING CERTAIN PROVISIONS OF THE NOTE ORDINANCE, AND RELATED MATTERS. (REQUEST 2ND & 3RD READING ON 9/23/02) - PRIOR to reading: SVOBODA Moved to waive council rules to have 2nd and 3rd reading on this date.

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

CLERK Read an ordinance, introduced by Jon Camp, a Series Ordinance adopted under and pursuant to Ordinance No. 17879 passed July 23, 2002; authorizing the issuance of Lincoln Electric System Revenue and Refunding Bonds, Series 2002 of the City of Lincoln, Nebraska in an aggregate principal amount not to exceed \$180,000,000; fixing in part and providing for the fixing in part of the details of said bonds; providing for the sale of said bonds and the application of the proceeds of such sale; taking other action in connection with the foregoing; amending certain provisions of Ordinance Nos. 16792 and 16800 of the City; and declaring and emergency, the second time.

FRIENDT Moved to pass 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 **#18067**, is recorded in Ordinance Book 25, Page

VACATING THE NORTH-SOUTH ALLEY FROM THE SOUTH LINE OF M STREET TO THE NORTH LINE OF THE EAST-WEST ALLEY IN BLOCK 83, ORIGINAL PLAT OF LINCOLN, GENERALLY LOCATED WEST OF S. 7TH STREET BETWEEN L AND M STREETS - CLERK read an ordinance, introduced by Terry Werner, vacating the north-south alley from the south line of M Street to the north line of the east-west alley in Block 83, Original Plat of Lincoln, generally located west of S. 7th Street between L and M Streets, the third time.

WERNER 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 **#18068**, is recorded in Ordinance Book 25, Page

MISCELLANEOUS BUSINESS

PENDING LIST -

CAMP Moved to extend the Pending List to September 30, 2002.
Seconded by Seng & carried by the following vote: AYES: Camp, Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.

UPCOMING RESOLUTIONS

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CAMP Moved to approve the resolutions to have Public Hearing on
September 30, 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 September 23, 2002.
 Seconded by Seng & carried by the following vote: AYES: Camp,
Cook, Friendt, McRoy, Seng, Svoboda, Werner; NAYS: None.
 So ordered.

Joan E. Ross, City Clerk

Glenna Graupmann, Office Assistant III