

**THE MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD
MONDAY, JUNE 27, 2005 AT 5:30 P.M.**

The Meeting was called to order at 5:30 p.m. Present: Council Chair Svoboda; Council Members: Camp, Cook, Eschliman, Marvin, McRoy, Newman; City Clerk, Joan E. Ross.

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

READING OF THE MINUTES

MARVIN Having been appointed to read the minutes of the City Council proceedings of June 20, 2005, reported having done so, found same correct.

Seconded by McRoy & carried by the following vote: AYES: Camp, Cook, Eschliman, Marvin, McRoy, Newman; NAYS: None.

PUBLIC HEARING

CHANGE OF ZONE 05038 - APPLICATION OF PINE LAKE HEIGHTS CONGREGATION OF JEHOVAH'S WITNESSES, INC. FOR A CHANGE OF ZONE FROM AGR AGRICULTURAL RESIDENTIAL DISTRICT TO R-1 RESIDENTIAL DISTRICT ON PROPERTY GENERALLY LOCATED NORTHWEST OF THE INTERSECTION OF S. 70TH STREET AND PINE LAKE ROAD - Charlie Humble, Attorney, 301 S. 13th Street, Suite 400, came forward representing the Pine Lake Heights Congregation of Jehovah's Witnesses asking for approval.

Adam Steward, member of the Congregation, came forward asking for approval.

This matter was taken under advisement.

ACCEPTING THE REPORT OF NEW AND PENDING CLAIMS AGAINST THE CITY AND APPROVING DISPOSITION OF CLAIMS SET FORTH FOR THE PERIOD OF JUNE 1 - 15, 2005 - Joy Holmes, 330 S. 15th Street, Apt. 8, came forward asking for approval of her claim against the city. Further discussion followed.

Dana Roper, City Attorney, came forward to help answer questions of the City Council. Further discussion followed.

Nicole Fleck-Tooze, Public Works & Utilities, came forward to help answer questions of the City Council. Further discussion followed.

Joy Holmes came forward for rebuttal.

This matter was taken under advisement.

APPROVING THE FISCAL YEAR 2005 ACTION PLAN: ONE YEAR USE OF FUNDS FOR CONSOLIDATED PLAN FOR HUD ENTITLEMENT PROGRAMS;

APPROVING THE 2005 - 2009 STRATEGIC PLAN FOR COMMUNITY DEVELOPMENT STRATEGIES TO BE CARRIED OUT IN LINCOLN - Wynn Hjermsstad, Urban Development Department, came forward asking for approval of these items and to help answer questions of the City Council. Further discussion followed.

Steve Werthmann, Urban Development Department, came forward asking for approval of these items and to help answer questions of the City Council. Further discussion followed.

This matter was taken under advisement.

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

MISCELLANEOUS BUSINESS - NONE

COUNCIL ACTION

LIQUOR RESOLUTIONS - NONE

ORDINANCES - 2ND READING

CHANGE OF ZONE 05038 - APPLICATION OF PINE LAKE HEIGHTS CONGREGATION OF JEHOVAH'S WITNESSES, INC. FOR A CHANGE OF ZONE FROM AGR AGRICULTURAL RESIDENTIAL DISTRICT TO R-1 RESIDENTIAL DISTRICT ON PROPERTY GENERALLY LOCATED NORTHWEST OF THE INTERSECTION OF S. 70TH STREET AND PINE LAKE ROAD - CLERK read an ordinance, introduced by Dan Marvin, 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 second time.

RESOLUTIONS

APPROVING AN AGREEMENT BETWEEN THE CITY AND THE NEBRASKA DEPT. OF ROADS SO THAT FEDERAL AND STATE FUNDING MAY BE USED FOR THE DESIGN AND CONSTRUCTION OF THE SAFETY IMPROVEMENT PROJECT AT THE INTERSECTIONS OF 9TH AND 10TH STREETS AT VAN DORN STREET (6/20/05 - P.H. CON'T. TO 6/27/05) - PRIOR to reading:

COOK Moved to place on pending until 8/1/05 with Pub. Hearing and Action.

Seconded by McRoy & carried by the following vote: AYES: Camp, Cook, Eschliman, Marvin, McRoy, Newman, Svoboda; NAYS: None.

ACCEPTING THE REPORT OF NEW AND PENDING CLAIMS AGAINST THE CITY AND APPROVING DISPOSITION OF CLAIMS SET FORTH FOR THE PERIOD OF JUNE 1 - 15, 2005 - PRIOR to reading:

NEWMAN Moved to place claim of Joy Holmes on pending for 1 week.

Seconded by McRoy & **LOST** by the following vote: AYES: Newman;

NAYS: Camp, Cook, Eschliman, Marvin, McRoy, Svoboda.

CLERK Read the following resolution, introduced by Dan Marvin, who moved its adoption:

A-83389 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 June 16, 2005, 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 OR SETTLED</u>
Dixie Hartshorn	\$ 316.00	Cinda S. Walters	\$ 1,505.29
Emma George	4,201.38	Kevin Sturzenegger	400.00
Ida Chavira	814.00	Dan Duncan	1,352.01
Ruth Jensen	NAS*	Barc Bayley	93.60
Joy Holmes	NAS*	Lance Allen	800.00
Scott Curtis	943.98	Kingery Construction	40.00
		Lauren M. Davis	14.75
		Brainard HVAC, Inc.	20,500.00

* 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 Dan Marvin

Seconded by Newman & carried by the following vote: AYES: Camp, Cook, Eschliman, Marvin, McRoy, Newman, Svoboda; NAYS: None.

APPROVING THE FISCAL YEAR 2005 ACTION PLAN: ONE YEAR USE OF FUNDS FOR CONSOLIDATED PLAN FOR HUD ENTITLEMENT PROGRAMS - CLERK read the following resolution, introduced by Dan Marvin, who moved its adoption:

A-83390 WHEREAS, the City of Lincoln, Nebraska, acting by and through the Mayor as the Chief Executive Officer and the City Council as the Legislative body of this City, with full citizen participation with reference thereto and in full compliance with the U.S. Department of Housing and Urban Development requirements, has prepared the City of Lincoln FY 2005 first Program Year Action Plan outlining the activities and initiatives of Urban Development for CDBG, HOME, and ADDI entitlement funds from HUD Entitlement Programs under the provisions of 24 C.F.R., Part 91, et al.; and

WHEREAS, such plan includes the proposed community development activities and community development objectives, all prepared in full compliance with the requirements, instructions, and recommendations contained in the Community Development Block Grant Regulations, HOME Investment Partnerships Act Regulations, and American Dream Downpayment Initiative; and

WHEREAS, such plan and the items contained therein and each of them appear to be in the best interest of the City of Lincoln, Nebraska; and

WHEREAS, certain assurances must be incorporated into the City of Lincoln's FY 2005 Action Plan, as prescribed in the Community Development Block Grant Regulations, HOME Investment Partnerships Act Regulations, and American Dream Downpayment Initiative and 24 C.F.R., Part 91.

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

That the FY 2005 Action Plan, a copy of which is attached hereto, is hereby approved and the Mayor is authorized to submit the FY 2005 Action Plan to the Department of Housing and Urban Development for total grants for Fiscal Year 2005 in the amount of \$3,262,853 (\$2,018,381 CDBG; \$1,184,797 HOME; and \$59,675 ADDI) under the provisions of Title I of the Housing and Community Development Act of 1974, as amended, Title II of the Cranston-Gonzalez National Affordable Housing Act of 1990, as amended, Title IV of Subtitle B of the Stewart B. McKinney Homeless Assistance Act of 1988, as amended, and each and every item included therein is hereby approved. The Mayor and other City officials charged with responsibilities pertinent to the proposed certifications are hereby authorized to execute said certifications for and on behalf of the City of Lincoln, Nebraska, and the Mayor is hereby authorized and directed to execute said statement for and on behalf of the City of Lincoln, Nebraska, to submit same to the Secretary of Housing and Urban Development, or his designate, in the form and substance as required by the Community Development Block Grant Regulations, HOME Investment Partnerships Act Regulations, and the American Dream Downpayment Initiative, and to supplement such Action Plan in any way reasonably required by the Department of Housing and Urban Development to expedite approval of the same.

BE IT FURTHER RESOLVED that the City of Lincoln, Nebraska, hereby assures and certifies that it will comply with the regulations, policies, guidelines, and requirements of Federal Management Circulars 74-4 and 74-7 and OMB Circular A-87 and 24 Code of Federal Regulations, Part 85, as they relate to the Action Plan, acceptance and use of Federal funds for the City's federally-assisted programs.

BE IT FURTHER RESOLVED that the City of Lincoln, Nebraska hereby assures and certifies with respect to the FY 2005 Action Plan that:

1. The City will affirmatively further fair housing.
2. The City has in effect and is following a residential anti-displacement and relocation assistance plan.
3. The City will continue to provide a drug-free workplace by:
 - a. Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;
 - b. Establishing an ongoing drug-free awareness program to inform employees about -
 - i. The dangers of drug abuse in the workplace;
 - ii. The grantee's policy of maintaining a drug-free workplace;
 - iii. Any available drug counseling, rehabilitation, and employee assistance programs; and
 - iv. The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;
 - c. Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by subparagraph (1);
 - d. Notifying the employee in the statement required by subparagraph (a) that, as a condition of employment under the grant, the employee will:
 - i. Abide by the terms of the statement; and
 - ii. Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;
 - e. Notifying the agency in writing, within ten calendar days after receiving notice under subparagraph d.ii. from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to every grant officer or other designated on whose grant activity the convicted employee was working, unless the Federal agency has designated a central point for the receipt of such notices. Notice shall include the identification number(s) of each affected grant;

f. Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph d.ii., with respect to any employee who is so convicted -

- i. Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or
- ii. Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a federal, state, or local health, law enforcement, or other appropriate agency;

g. Making a good faith effort to continue to maintain a drug-free workplace through implementation of subparagraphs a, b, c, d, e, and f.

4. The City will comply with restrictions on lobbying required by 24 CFR part 87, together with disclosure forms if required by that part. The City further certifies that to the best of the City's knowledge and belief:

a. No federal appropriated funds have been paid or will be paid, by or on behalf of the City, to any person for influencing or attempting to influence any officer or employee of an agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with the awarding of any federal contract, the making of any federal grant, the making of any federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any federal contract, grant, loan, or cooperative agreement;

b. If any funds other than federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a member of congress, an officer or employee of Congress, or an employee of a member of Congress in connection with this federal contract, grant, loan, or cooperative agreement, it will complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions; and

c. The City will require that the language of paragraph 4 of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

5. The City possesses legal authority under state and local law to make a grant submission and to carry out the proposed community development and housing program for which it is seeking funding in accordance with applicable HUD regulations. By passage of this resolution, the Mayor, as the official representative of the City of Lincoln is hereby authorized to submit the Action Plan, including all the understandings and assurances contained therein. Further the Mayor is hereby directed and authorized to act in connection with the submission of the Action Plan and to provide such additional information as may be required.

6. The housing activities to be undertaken with CDBG, HOME, and ADDI funds are consistent with the City's strategic plan.

7. The City will comply with the acquisition and relocation requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended, as required under 24 C.F.R. § 570.606(b) and Federal implementing regulations; and the requirements in 24 C.F.R. § 570.606(c) governing the residential anti-displacement and relocation assistance plan under Section 104(d) of the Act (including a certification that the grantee is following such a plan); and the relocation requirements of 24 C.F.R. § 570.606(d) governing optional relocation assistance under Section 105(a)(11) of the Act.

8. The City will comply with Section 3 of the Housing and Urban Development Act of 1968 (12 U.S.C. 1701a) and implementing regulations at 24 CFR Part 135.

BE IT FURTHER RESOLVED that the City of Lincoln hereby assures and certifies with respect to the Community Development Block Grant program portion of the FY 2005 Action Plan that:

1. The City is in full compliance and following a detailed citizen participation plan that satisfies the requirement of 24 CFR § 91.105 and which:

a. Provides for and encourages citizen participation, with particular emphasis on participation by persons of low and moderate income who are residents of slum and blighted areas and of areas in which funds are proposed to be used, and provides for participation of residents in low and moderate income neighborhoods as defined by the City;

b. Provides citizens with reasonable and timely access to local meetings, information, and records relating to the City's proposed use of funds, as required by the regulations of the Secretary, and relating to the actual use of funds under the Act;

c. Provides for technical assistance to groups representative of persons of low and moderate income that request such assistance in developing proposals with the level and type of assistance to be determined by the grantee;

d. Provides for public hearings to obtain citizen views and to respond to proposals and questions at all stages of the community development program, including at least the development of needs, the review of proposed activities, and review of program performance, which hearings shall be held after adequate notice, at times and locations convenient to potential or actual beneficiaries, and with accommodation for the handicapped;

e. Provides for a timely written answer to written complaints and grievances, within 15 working days where practicable; and

f. Identifies how the needs of non-English speaking residents will be met in the case of public hearings where a significant number of non-English speaking residents can be reasonably expected to participate;

2. The City's strategic housing and community development plan identifies community development and housing needs and specifies both short-term and long-term community development objectives that have been in accordance with the primary objective of the statute authorizing the CDBG Program, as described in 24 CFR 570.2 and the requirements of 24 CFR Part 91 Subpart C and 24 CFR Part 570.

3. The City is following a current HUD approved consolidated plan.

4. The City has developed its final statement of projected use of funds so as to give maximum feasible priority to activities which benefit low and moderate income families or aid in the prevention or elimination of slums or blight; (the final statement of projected use of funds may also include activities which the grantee certifies are designed to meet other community development needs having a particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community, and other financial resources are not available); except that the aggregate use of CDBG funds received under Section 106 of the Act and, if applicable, under Section 108 of the Act, during program year 2005 shall principally benefit persons of low and moderate income in a manner that ensures that not less than 70 percent of such funds are used for activities that benefit such persons during such period.

The City will not attempt to recover any capital costs of public improvements assisted in whole or in part with funds provided under Section 106 of the Act or with amounts resulting from a guarantee under Section 108 of the Act by assessing any amount against properties owned and occupied by persons of low and moderate income, including any fee charged or assessment made as a condition of obtaining access to such public improvements, unless:

a. Funds received under Section 106 of the Act are used to pay the proportion of such fee or assessment that relates to the capital costs of such public improvements that are financed from revenue sources other than under Title I of the Act; or

b. For purposes of assessing any amount against properties owned and occupied by persons of moderate income, the City certifies to the Secretary that it lacks sufficient funds received under Section 106 of the Act to comply with the requirements of subparagraph (1) above.

5. The City has adopted and is enforcing:

a. A policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations; and

b. A policy of enforcing applicable state and local laws against physically barring entrance to or exit from a facility or location which is the subject of such non-violent civil rights demonstrations within its jurisdiction.

6. The City will conduct and administer the grant in compliance with Title VI of the Civil Rights Act of 1964 (Public Law 88-352, 42 U.S.C. 2000d *et seq.*), the Fair Housing Act (42 U.S.C. 3601-19), and implementing regulations.

7. The City's notification, inspection, testing and abatement procedures concerning lead-based paint will comply with 24 C.F.R. § 570.608.

8. The City will comply with all applicable law.

BE IT FURTHER RESOLVED that the City of Lincoln hereby assumes and certifies with respect to the HOME program portion of the FY 2004 Action Plan that:

1. The tenant-based assistance is an essential element of its strategic plan;
2. The City is using and will use HOME funds for eligible activities and costs, as described in §§ 92.205 through 92.209 of 24 C.F.R., Subtitle A, and that it is not using and will not use HOME funds for prohibited activities, as described in § 92.214 of 24 C.F.R. Subtitle A;
3. Before committing funds to a project, the City will evaluate the project in accordance with guidelines that it adopts for this purpose and will not invest any more HOME funds in combination with other federal assistance than is necessary to provide affordable housing.

Introduced by Dan Marvin

Seconded by Newman & carried by the following vote: AYES: Camp, Cook, Eschliman, Marvin, McRoy, Newman, Svoboda; NAYS: None.

APPROVING THE 2005 - 2009 STRATEGIC PLAN FOR COMMUNITY DEVELOPMENT STRATEGIES TO BE CARRIED OUT IN LINCOLN - CLERK read the following resolution, introduced by Dan Marvin, who moved its adoption:

A-83391 WHEREAS, the City of Lincoln, Nebraska, acting by and through the Mayor as the Chief Executive Officer and the City Council as the Legislative body of this City, with full citizen participation with reference thereto and in full compliance with the U.S. Department of Housing and Urban Development requirements, has prepared the 2005 - 2009 Strategic Plan for HUD Entitlement Programs under the provisions of 24 C.F.R., Part 91, et al.; and

WHEREAS, such plan includes the proposed community development activities and community development objectives, all prepared in full compliance with the requirements, instructions, and recommendations contained in the Community Development Block Grant, Home Investment Partnership Act, and American Dream Downpayment Initiative; and

WHEREAS, such plan and the items contained therein and each of them appear to be in the best interest of the City of Lincoln, Nebraska; and

WHEREAS, certain assurances must be incorporated into the City of Lincoln's 2005 - 2009 Strategic Plan, as prescribed in the Community Development Block Grant, Home Investment Partnership Act, and American Dream Downpayment Initiative and 24 C.F.R., Part 91.

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

That the aforesaid Strategic Plan will be submitted to the Housing and Urban Development in accordance with 24 C.F.R., Part 91 and in accordance with the instructions prescribed by HUD, and each and every item included therein is hereby approved. The Mayor and other City officials charged with responsibilities pertinent to the proposed certifications are hereby authorized to execute said certifications for and on behalf of the City of Lincoln, Nebraska, and the Mayor is hereby authorized and directed to execute said statement for and on behalf of the City of Lincoln, Nebraska, to submit same to the Secretary of Housing and Urban Development, or his designate, in the form and substance as required by the Community Development Block Grant, Home Investment Partnership Act, and American Dream Downpayment Initiative, and to supplement such Strategic Plan in any way reasonably required by the Department of Housing and Urban Development to expedite approval of the same.

BE IT FURTHER RESOLVED that the City of Lincoln, Nebraska, hereby assures and certifies that it will comply with the regulations, policies, guidelines, and requirements of Federal Management Circulars 74-4 and 74-7 and OMB Circular A-87 and 24 Code of Federal Regulations, Part 85, as they relate to the Strategic Plan, acceptance and use of federal funds for these federally-assisted programs.

BE IT FURTHER RESOLVED that the City of Lincoln, Nebraska, hereby assures and certifies with respect to the Strategic Plan that:

1. It possesses legal authority to make a grant submission and to execute the proposed community development and housing program.
2. The City will affirmatively further fair housing.
3. The City has in effect and is following a residential anti-displacement and relocation assistance plan.
4. The City will continue to provide a drug-free workplace required by 24 CFR Part 24, Subpart F by:
 - a. Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;
 - b. Establishing an ongoing drug-free awareness program to inform employees about -
 - i. The dangers of drug abuse in the workplace;
 - ii. The grantee's policy of maintaining a drug-free work-place;

- iii. Any available drug counseling, rehabilitation, and employee assistance programs; and
 - iv. The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;
 - c. Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by subparagraph (1);
 - d. Notifying the employee in the statement required by sub-paragraph (a) that, as a condition of employment under the grant, the employee will:
 - i. Abide by the terms of the statement; and
 - ii. Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;
 - e. Notifying the agency in writing, within ten calendar days after receiving notice under subparagraph d.ii. from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to every grant officer or other designated on whose grant activity the convicted employee was working, unless the Federal agency has designated a central point for the receipt of such notices. Notice shall include the identification number(s) of each affected grant;
 - f. Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph d.ii., with respect to any employee who is so convicted
 - i. Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or
 - ii. Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a federal, state, or local health, law enforcement, or other appropriate agency;
 - g. Making a good faith effort to continue to maintain a drug-free workplace through implementation of subparagraphs a, b, c, d, e, and f.
5. The City will comply with restrictions on lobbying required by 24 CFR part 87, together with disclosure forms if required by that part. The City further certifies that to the best of the City's knowledge and belief:
- a. No federal appropriated funds have been paid or will be paid, by or on behalf of the City, to any person for influencing or attempting to influence any officer or employee of an agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with the awarding of any federal contract, the making of any federal grant, the making of any federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any federal contract, grant, loan, or cooperative agreement;
 - b. If any funds other than federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a member of congress, an officer or employee of Congress, or an employee of a member of Congress in connection with this federal contract, grant, loan, or cooperative agreement, it will complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions; and
 - c. The City will require that the language of paragraph 4 of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.
6. The City possesses legal authority under state and local law to make a grant submission and to carry out the proposed community development and housing program for which it is seeking funding in accordance with applicable HUD regulations. By passage of this resolution, the Mayor, as the official representative of the City of Lincoln is hereby authorized to submit the Strategic Plan, including all the understandings and assurances contained therein. Further the Mayor is hereby directed and authorized to act in connection with the submission of the Strategic Plan and to provide such additional information as may be required.
7. The housing activities to be undertaken with CDBG, HOME, and ADDI funds are consistent with the City's strategic plan.
8. The City will comply with the acquisition and relocation requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended, as required under 24 C.F.R. § 570.606(b) and Federal implementing regulations; and the requirements in 24 C.F.R. § 570.606(c) governing the residential

antidisplacement and relocation assistance plan under Section 104(d) of the Act (including a certification that the grantee is following such a plan); and the relocation requirements of 24 C.F.R. § 570.606(d) governing optional relocation assistance under Section 105(a)(11) of the Act.

9. The City will comply with Section 3 of the Housing and Urban Development Act of 1968 (12 U.S.C. 1701a) and implementing regulations at 24 CFR Part 135.

BE IT FURTHER RESOLVED that the City of Lincoln hereby assures and certifies with respect to the Community Development Block Grant program portion of the Strategic Plan:

1. The City is in full compliance and following a detailed citizen participation plan that satisfies the requirement of 24 CFR § 91.105 and which:

a. Provides for and encourages citizen participation, with particular emphasis on participation by persons of low and moderate income who are residents of slum and blighted areas and of areas in which funds are proposed to be used, and provides for participation of residents in low and moderate income neighborhoods as defined by the City;

b. Provides citizens with reasonable and timely access to local meetings, information, and records relating to the City's proposed use of funds, as required by the regulations of the Secretary, and relating to the actual use of funds under the Act;

c. Provides for technical assistance to groups representative of persons of low and moderate income that request such assistance in developing proposals with the level and type of assistance to be determined by the grantee;

d. Provides for public hearings to obtain citizen views and to respond to proposals and questions at all stages of the community development program, including at least the development of needs, the review of proposed activities, and review of program performance, which hearings shall be held after adequate notice, at times and locations convenient to potential or actual beneficiaries, and with accommodation for the handicapped;

e. Provides for a timely written answer to written complaints and grievances, within 15 working days where practicable; and

f. Identifies how the needs of non-English speaking residents will be met in the case of public hearings where a significant number of non-English speaking residents can be reasonably expected to participate;

2. The City's strategic housing and community development plan identifies community development and housing needs and specifies both short-term and long-term community development objectives that have been in accordance with the primary objective of the statute authorizing the CDBG Program, as described in 24 CFR 570.2 and the requirements of 24 CFR Part 91 Subpart C and 24 CFR Part 570.

3. The City is following a current HUD approved consolidated plan.

4. The City has developed its final statement of projected use of funds so as to give maximum feasible priority to activities which benefit low and moderate income families or aid in the prevention or elimination of slums or blight; (the final statement of projected use of funds may also include activities which the grantee certifies are designed to meet other community development needs having a particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community, and other financial resources are not available); except that the aggregate use of CDBG funds received under Section 106 of the Act and, if applicable, under Section 108 of the Act, during program years 2005, 2006, 2007, 2008, and 2009 shall principally benefit persons of low and moderate income in a manner that ensures that not less than 70 percent of such funds are used for activities that benefit such persons during such period.

The City will not attempt to recover any capital costs of public improvements assisted in whole or in part with funds provided under Section 106 of the Act or with amounts resulting from a guarantee under Section 108 of the Act by assessing any amount against properties owned and occupied by persons of low and moderate income, including any fee charged or assessment made as a condition of obtaining access to such public improvements, unless:

a. Funds received under Section 106 of the Act are used to pay the proportion of such fee or assessment that relates to the capital costs of such public improvements that are financed from revenue sources other than under Title I of the Act; or

b. For purposes of assessing any amount against properties owned and occupied by persons of moderate income, the City certifies to the Secretary that it lacks sufficient funds received under Section 106 of the Act to comply with the requirements of subparagraph (1) above.

5. The City has adopted and is enforcing:

- a. A policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations; and
 - b. A policy of enforcing applicable state and local laws against physically barring entrance to or exit from a facility or location which is the subject of such non-violent civil rights demonstrations within its jurisdiction.
6. The City will conduct and administer the grant in compliance with Title VI of the Civil Rights Act of 1964 (Public Law 88-352, 42 U.S.C. 2000d et seq.), the Fair Housing Act (42 U.S.C. 3601-19), and implementing regulations.
 7. The City's notification, inspection, testing and abatement procedures concerning lead-based paint will comply with 24 C.F.R. § 570.608.
 8. The City will comply with all applicable law.

BE IT FURTHER RESOLVED that the City of Lincoln hereby assumes and certifies with respect to the HOME program portion of the Strategic Plan that:

1. The tenant-based assistance is an essential element of its strategic plan;
2. The City is using and will use HOME funds for eligible activities and costs, as described in §§ 92.205 through 92.209 of 24 C.F.R., Subtitle A, and that it is not using and will not use HOME funds for prohibited activities, as described in § 92.214 of 24 C.F.R. Subtitle A;
3. Before committing funds to a project, the City will evaluate the project in accordance with guidelines that it adopts for this purpose and will not invest any more HOME funds in combination with other federal assistance than is necessary to provide affordable housing.

Introduced by Dan Marvin

Seconded by Newman & carried by the following vote: AYES: Camp, Cook, Eschliman, Marvin, McRoy, Newman, Svoboda; NAYS: None.

SETTING THE HEARING DATE OF MONDAY, JULY 11, 2005 AT 1:30 PM FOR AN APPLICATION OF TWISTED STEELE INC DBA LAZZARI'S PIZZA FOR THE EXPANSION OF THEIR LICENSED PREMISE FOR A SIDEWALK CAFÉ APPROXIMATELY 14 FEET BY 19 FEET LOCATED AT 1434 "O" STREET - CLERK read the following resolution, introduced by Annette McRoy, who moved its adoption:

A-83392 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, July 11, 2005, 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 Application of Twisted Steele Inc dba Lazzari's Pizza for the expansion of their licensed premise for a sidewalk café approximately 14 feet by 19 feet located at 1434 "O" Street.

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

Introduced by Annette McRoy

Seconded by Newman & carried by the following vote: AYES: Camp, Cook, Eschliman, Marvin, McRoy, Newman, Svoboda; NAYS: None.

SETTING THE HEARING DATE OF MONDAY, JULY 11, 2005 AT 1:30 PM FOR AN APPLICATION OF HYVEE INC DBA HYVEE #4 FOR A CLASS C LIQUOR LICENSE LOCATED AT 6001 VILLAGE DRIVE - CLERK read the following resolution, introduced by Annette McRoy, who moved its adoption:

A-83393 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, July 11, 2005, 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 Application of HyVee Inc dba HyVee #4 for a Class C Liquor License located at 6001 Village Drive.

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

Introduced by Annette McRoy

Seconded by Newman & carried by the following vote: AYES: Camp, Cook, Eschliman, Marvin, McRoy, Newman, Svoboda; NAYS: None.

SETTING THE HEARING DATE OF MONDAY, JULY 18, 2005 AT 1:30 PM FOR AN APPLICATION OF JSCK INC DBA TOP HAT FOR A CLASS C LIQUOR LICENSE LOCATED AT 736 W. CORNHUSKER HIGHWAY - CLERK read the following resolution, introduced by Annette McRoy, who moved its adoption:

A-83394 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, July 18, 2005, 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 Application of JSCK Inc dba Top Hat for a Class C Liquor License located at 736 W. Cornhusker Highway.

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

Introduced by Annette McRoy

Seconded by Newman & carried by the following vote: AYES: Camp, Cook, Eschliman, Marvin, McRoy, Newman, Svoboda; NAYS: None.

SETTING THE HEARING DATE OF MONDAY, JULY 18, 2005 AT 1:30 PM FOR A MANAGER APPLICATION OF JARED M. POWELL FOR LINCOLN STEAK COMPANY LLC DBA WHISKEY CREEK STEAKHOUSE LOCATED AT 3000 PINE LAKE ROAD - CLERK read the following resolution, introduced by Annette McRoy, who moved its adoption:

A-83395 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, July 18, 2005, 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 Manager Application of Jared M. Powell for Lincoln Steak Company LLC dba Whiskey Creek Steakhouse located at 3000 Pine Lake Road.

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

Introduced by Annette McRoy

Seconded by Newman & carried by the following vote: AYES: Camp, Cook, Eschliman, Marvin, McRoy, Newman, Svoboda; NAYS: None.

SETTING THE HEARING DATE OF MONDAY, JULY 18, 2005 AT 1:30 PM FOR AN APPLICATION OF NEBRASKA INC DBA FROM NEBRASKA GIFT SHOP FOR A CLASS CK LIQUOR LICENSE LOCATED AT 803 "Q" STREET - CLERK read the following resolution, introduced by Annette McRoy, who moved its adoption:

A-83396 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, July 18, 2005, 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 Application of Nebraska Inc dba From Nebraska Gift Shop for a Class CK Liquor License located at 803 "Q" Street.

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

Introduced by Annette McRoy

Seconded by Newman & carried by the following vote: AYES: Camp, Cook, Eschliman, Marvin, McRoy, Newman, Svoboda; NAYS: None.

SETTING THE HEARING DATE OF MONDAY, JULY 18, 2005 AT 1:30 PM FOR AN APPLICATION OF JADE RIVERS LLC DBA JADE RIVERS FOR A CLASS I LIQUOR LICENSE LOCATED AT 3940 VILLAGE DRIVE - CLERK read the following resolution, introduced by Annette McRoy, who moved its adoption:

A-83397 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, July 18, 2005, 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 Application of Jade Rivers LLC dba Jade Rivers for a Class I Liquor License located at 3940 Village Drive.

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

Introduced by Annette McRoy

Seconded by Newman & carried by the following vote: AYES: Camp, Cook, Eschliman, Marvin, McRoy, Newman, Svoboda; NAYS: None.

SETTING THE HEARING DATE OF MONDAY, JULY 18, 2005 AT 1:30 P.M. FOR THE APPLICATION OF ALLEN ENTERPRISES INC DBA EARLS TAVERN FOR AN ADDITION TO THEIR LICENSED PREMISE FOR A BEER GARDEN APPROXIMATELY 20 FEET BY 24 FEET LOCATED AT 5555 SUPERIOR STREET - CLERK read the following resolution, introduced by Annette McRoy, who moved its adoption:

A-83398 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, July 18, 2005, 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 Application of Allen Enterprises Inc dba Earls Tavern for an addition to their licensed premise for a beer garden approximately 20 feet by 24 feet located at 5555 Superior Street.

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

Introduced by Annette McRoy

Seconded by Newman & carried by the following vote: AYES: Camp, Cook, Eschliman, Marvin, McRoy, Newman, Svoboda; NAYS: None.

SETTING THE HEARING DATE OF MONDAY, JULY 18, 2005 AT 1:30 P.M. FOR THE APPLICATION OF OVERLAND STATION DBA BJK INC FOR AN ADDITION TO THEIR LICENSED PREMISE FOR A BEER GARDEN APPROXIMATELY 38 FEET BY 7 FEET ON THE NORTHWEST CORNER OF THE BUILDING LOCATED AT 2805 NW 48TH STREET - CLERK read the following resolution, introduced by Annette McRoy, who moved its adoption:

A-83399 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, July 18, 2005, 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 Application of Overland

Station dba BJK Inc for an addition to their licensed premise for a beer garden approximately 38 feet by 7 feet on the northwest corner of the building located at 2805 NW 48th Street.

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

Introduced by Annette McRoy

Seconded by Newman & carried by the following vote: AYES: Camp, Cook, Eschliman, Marvin, McRoy, Newman, Svoboda; NAYS: None.

PETITIONS AND COMMUNICATIONS

THE FOLLOWING HAVE BEEN REFERRED TO THE PLANNING DEPARTMENT:

Change of Zone 05044 - Application submitted by the Director of Urban Development, from B-3 Commercial District to R-4 Residential District, on property located at N. 47th Street between Cleveland and Baldwin Avenue.

Change of Zone 05046 - Application submitted by Jason Scott, to amend Section 27.71.08 of the Lincoln Municipal Code to provide additional circumstances under which fences may be erected to a height in excess to seventy-six inches.

Change of Zone 05047 - Application submitted by the Director of the Planning Department, to amend Section 27.45.070 of the Lincoln Municipal Code to change the maximum height requirement from 35 feet to 45 feet in the H-4 General Commercial District.

Special Permit 05032 - Application submitted by Cynthia J. Swanson, for the expansion of a non-conforming use for the consumption of alcohol on the premises, on property located at S. 70th Street and A Street.

REPORTS OF CITY OFFICERS

CLERK'S LETTER AND MAYOR'S APPROVAL OF ORDINANCES AND RESOLUTIONS PASSED BY THE CITY COUNCIL ON JUNE 20, 2005 - CLERK presented said report which was placed on file in the Office of the City Clerk.

REPORT FROM THE CITY TREASURER OF CITY CASH ON HAND AT THE CLOSE OF BUSINESS ON MAY 31, 2005 - CLERK presented said report which was placed on file in the Office of the City Clerk.

ORDINANCES - 1ST READING

AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED \$18,000,000 AGGREGATE PRINCIPAL AMOUNT OF SANITARY SEWER REVENUE BONDS OF THE CITY OF LINCOLN, NEBRASKA - CLERK read an ordinance, introduced by Annette McRoy, authorizing and providing for the issuance of not to exceed \$18,000,000 aggregate principal amount of sanitary sewer revenue bonds of the city of Lincoln, Nebraska, the first time.

CHANGE OF ZONE 05041 - APPLICATION OF PIONEER WOODS LLC FOR A CHANGE OF ZONE FROM O-3 OFFICE PARK DISTRICT TO B-2 PLANNED NEIGHBORHOOD BUSINESS DISTRICT ON PROPERTY GENERALLY LOCATED AT S. 70TH STREET AND PIONEERS BLVD (IN CONNECTION W/05R-139)- CLERK read an ordinance, introduced by Annette McRoy, 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 first time.

USE PERMIT 130A - APPLICATION OF PIONEER WOODS LLC TO DEVELOP AN 85-ROOM, FOUR-STORY HOTEL, WITH REQUESTED WAIVERS OF THE REQUIREMENT REAR YARD SETBACKS AND MAXIMUM ALLOWED HEIGHT, ON PROPERTY GENERALLY LOCATED AT S. 70TH STREET AND PIONEERS BLVD. (IN CONNECTION W/05-88) (ACTION DATE: 7/18/05)

ORDINANCES - 3RD READING

STREET NAME CHANGE 05002 - NAMING STREETS IN THE ANTELOPE VALLEY PROJECT VICINITY OF NORTH 17TH AND Y STREETS TO NAME REALIGNED NORTH 17TH STREET AS "NORTH 17TH STREET" AND THE NEW STREET BETWEEN NORTH 16TH AND NORTH 17TH STREET AS "X STREET" - CLERK read an ordinance, introduced by Robin Eschliman, an ordinance to name realigned North 17th Street as "North 17th Street" and the new street between North 16th and North 17th Street as "X Street", as recommended by the Street Name Committee, the third time.

ESCHLIMAN Moved to pass the ordinance as read.

Seconded by Newman & carried by the following vote: AYES: Camp, Cook, Eschliman, Marvin, McRoy, Newman, Svoboda; NAYS: None.

The ordinance, being numbered **#18563**, is recorded in Ordinance Book #25, Page

APPROVING A SUBLEASE AGREEMENT BETWEEN THE CITY AND LINCOLN ACTION PROGRAM FOR PROVIDING JOB TRAINING AND EMPLOYMENT SERVICES UNDER THE WORKFORCE INVESTMENT ACT IN THE ONE-STOP CENTER LOCATED IN GOLD'S GALLERIA, 1010 N STREET, LINCOLN, NE - CLERK read an ordinance, introduced by Robin Eschliman, an ordinance accepting and approving a one-year Sublease Agreement between the City of Lincoln and Lincoln Action Program whereby the City of Lincoln is subleasing space to Lincoln Action Program at the One Stop Career Center located in Gold's Galleria, 1010 N Street, Lincoln, Nebraska, for providing job training and employment services under the Workforce Investment Act, the third time.

ESCHLIMAN Moved to pass the ordinance as read.

Seconded by Marvin & carried by the following vote: AYES: Camp, Cook, Eschliman, Marvin, McRoy, Newman, Svoboda; NAYS: None.

The ordinance, being numbered **#18564**, is recorded in Ordinance Book #25, Page

REPEALING ORDINANCE NO. 18374 CREATING PAVING DISTRICT NO. 2628 IN NORTH 36TH STREET, W TO VINE STREETS, DUE TO THE LACK OF MAJORITY PETITION - CLERK read an ordinance, introduced by Robin Eschliman, an ordinance repealing Ordinance No. 18374 which created Paving District No. 2628, which included all that portion of North 36th Street lying between the south curb line of "W" street and the north curb line of Vine Street, describing the benefitted property and providing for the payment of the cost thereof, the third time.

ESCHLIMAN Moved to pass the ordinance as read.

Seconded by Marvin & carried by the following vote: AYES: Camp, Cook, Eschliman, Marvin, McRoy, Newman, Svoboda; NAYS: None.

The ordinance, being numbered **#18565**, is recorded in Ordinance Book #25, Page

APPROVING AN AGREEMENT BETWEEN WYNNE TRANSPORT SERVICES, INC. AND THE LINCOLN AREA AGENCY ON AGING/LIFE FOR THE LEASE OF OFFICE SPACE FOR A ONE-YEAR TERM IN GENEVA, NEBRASKA, FOR THE OUTPOSTED COUNSELOR IN FILLMORE COUNTY FOR THE MEDICAID WAIVER PROGRAM - CLERK read an ordinance, introduced by Robin Eschliman, an ordinance accepting and approving a Lease Agreement between the City of Lincoln and Wynne Transport Services, Inc. for the lease of office space by the Lincoln Area Agency on Aging/LIFE at 209 S. 10th Street, Geneva, NE 68361 for the period of May 1, 2005 through May 31, 2006, the third time.

ESCHLIMAN Moved to pass the ordinance as read.

Seconded by Marvin & carried by the following vote: AYES: Camp, Cook, Eschliman, Marvin, McRoy, Newman, Svoboda; NAYS: None.

The ordinance, being numbered **#18566**, is recorded in Ordinance Book #25, Page

APPROVING AN AGREEMENT BETWEEN THE POLK COUNTY HEALTH DEPARTMENT AND THE LINCOLN AREA AGENCY ON AGING/LIFE FOR THE LEASE OF OFFICE SPACE FOR A ONE-YEAR TERM IN OSCEOLA, NEBRASKA, FOR THE OUTPOSTED COUNSELOR IN THE POLK COUNTY CARE MANAGEMENT PROGRAM - CLERK read an ordinance, introduced by Robin Eschliman, an ordinance accepting and approving a Lease Agreement between the City of Lincoln and the Polk County Health Department for the lease of office space by the Lincoln Area Agency on Aging/LIFE at 330 N. State Street, Osceola, NE 68651 for the period of May 1, 2005 through May 31, 2006, the third time.

ESCHLIMAN Moved to pass the ordinance as read.

Seconded by Marvin & carried by the following vote: AYES: Camp, Cook, Eschliman, Marvin, McRoy, Newman, Svoboda; NAYS: None.

The ordinance, being numbered **#18567**, is recorded in Ordinance Book #25, Page

APPROVING AN AGREEMENT BETWEEN THE POLK SENIOR CENTER AND THE LINCOLN AREA AGENCY ON AGING/LIFE FOR THE LEASE OF OFFICE SPACE FOR A ONE-YEAR TERM IN POLK, NEBRASKA, FOR THE OUTPOSTED COUNSELOR IN POLK COUNTY FOR THE MEDICAID WAIVER PROGRAM - CLERK read an ordinance, introduced by Robin Eschliman, an ordinance accepting and approving a Lease Agreement between the City of Lincoln and the Polk Senior Center for the lease of office space by the Lincoln Area Agency on Aging/LIFE at 230 North Main Street, Polk, NE 68654 for the period of May 1, 2005 through May 31, 2006, the third time.

ESCHLIMAN Moved to pass the ordinance as read.

Seconded by Marvin & carried by the following vote: AYES: Camp, Cook, Eschliman, Marvin, McRoy, Newman, Svoboda; NAYS: None.

The ordinance, being numbered **#18568**, is recorded in Ordinance Book #25, Page

APPROVING A 10-YEAR AGREEMENT BETWEEN THE WOODS PARK TENNIS CORP. AND THE CITY FOR OPERATION OF THE WOODS TENNIS CENTER - CLERK read an ordinance, introduced by Robin Eschliman, an ordinance accepting and approving an Operating Agreement between the City of Lincoln and Woods Park Tennis Corporation for the purpose of operating the tennis facilities at the Woods Tennis Complex in Lincoln, Nebraska for a ten-year term from April 1, 2005 through March 31, 2015, the third time.

ESCHLIMAN Moved to pass the ordinance as read.

Seconded by Marvin & carried by the following vote: AYES: Camp, Cook, Eschliman, Marvin, McRoy, Newman, Svoboda; NAYS: None.

The ordinance, being numbered **#18569**, is recorded in Ordinance Book #25, Page

APPROVING THE RENEWAL OF A LEASE AGREEMENT BETWEEN THE CITY AND AMERICAN LEGION POST #3 FOR THE OPERATION AND USE OF SHERMAN FIELD - CLERK read an ordinance, introduced by Robin Eschliman, an ordinance approving a Lease between the American Legion Post No. 3 and the City of Lincoln, Nebraska, for lease of Sherman Field for a period of five years, the third time.

ESCHLIMAN Moved to pass the ordinance as read.

Seconded by Marvin & carried by the following vote: AYES: Camp, Cook, Eschliman, Marvin, McRoy, Newman, Svoboda; NAYS: None.

The ordinance, being numbered **#18570**, is recorded in Ordinance Book #25, Page

MISCELLANEOUS BUSINESS

PENDING -

CAMP Moved to extend the Pending List to July 11, 2005.
Seconded by Cook & carried by the following vote: AYES: Camp, Cook, Eschliman, Marvin, McRoy, Newman, Svoboda; NAYS: None.

UPCOMING RESOLUTIONS -

CAMP Moved to approve the resolutions to have Public Hearing on July 11, 2005.
Seconded by Cook & carried by the following vote: AYES: Camp, Cook, Eschliman, Marvin, McRoy, Newman, Svoboda; NAYS: None.

ADJOURNMENT 6:20 P.M.

CAMP Moved to adjourn the City Council meeting of June 27, 2005.
Seconded by Cook & carried by the following vote: AYES: Camp, Cook, Eschliman, Marvin, McRoy, Newman, Svoboda; NAYS: None.
So ordered.

Joan E. Ross, CMC, City Clerk

Jamie Phillips, Senior Office Assistant

