

**THE MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD  
MONDAY, APRIL 16, 2007 AT 1:30 P.M.**

The Meeting was called to order at 1:30 p.m. Present: Council Chair Newman; Council Members: Camp, Cook, Eschliman, Marvin, McRoy, Svoboda; City Clerk, Joan E. Ross.

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

**READING OF THE MINUTES**

COOK Having been appointed to read the minutes of the City Council proceedings of April 9, 2007, reported having done so, found same correct.

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

**PUBLIC HEARING**

APPLICATION OF STATE THEATRE INC. DBA STATE THEATRE FOR A CLASS I LIQUOR LICENSE AT 1415 O STREET;

MANAGER APPLICATION OF DAVID MCNEIL FOR STATE THEATRE INC. DBA STATE THEATRE AT 1415 O STREET - David McNeil, no address given, took oath and came forward to answer any questions.

This matter was taken under advisement.

CHANGE OF ZONE 07010 - APPLICATION OF STEVE M. CHAMPOUX FOR A CHANGE OF ZONE FROM AG AGRICULTURAL DISTRICT TO AGR AGRICULTURAL RESIDENTIAL DISTRICT ON PROPERTY GENERALLY LOCATED AT 134TH AND A STREETS. (REQUEST OF APPLICANT TO CONTINUE P.H. TO 5/7/07)- Jonathan Cook, Council Member, moved to continue 2<sup>nd</sup> Reading and Public Hearing to 5/7/05 and to have action on 5/14/07.

Jon Camp, Council Member, seconded the motion.

Camp	Yes.
Cook	Yes.
Eschliman	Yes.
Marvin	Yes.
McRoy	Yes.
Newman	Yes.
Svoboda	Yes.

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 MARCH 16 - 31, 2007 - Ken Svoboda, Council Member, asked why some claims are allowed and some are not and to ask questions of the denied claim of Alan & Roseann Christensen?

Dana Roper, City Attorney, came forward to answer questions. Discussion followed.

Wayne Teton, Public Works & Utilities, came forward to answer the question of how wet snow thrown from the snow plow can damage mail boxes. Discussion followed.

Mr. Roper came forward to answer more questions.

This matter was taken under advisement.

APPROVING THE APPROPRIATION OF CITY FUNDS FOR A MULTI-YEAR JOINT ANTELOPE VALLEY (JAVA) PROJECT, ANTELOPE VALLEY PHASE 2 PROJECT - CHANNEL WALL - Robin Eschliman, Council Member, asked why street funds were being used for the channel work?

Wayne Teton, Public Works & Utilities, came forward to answer this question. Discussion followed.

This matter was taken under advisement.

APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE CITY AND LINCOLN PUBLIC SCHOOLS TO PROVIDE FOR THE FUNDING OF A CITY LIBRARY AT THE NEW ARNOLD ELEMENTARY SCHOOL WITH KENO FUNDS - LIBRARIES ON PROPERTY GENERALLY LOCATED AT N.W. 48TH STREET AND WEST CUMING STREET;

APPROVING A LEASE AND DEVELOPMENT AGREEMENT BETWEEN THE CITY AND LINCOLN PUBLIC SCHOOLS TO PROVIDE FOR THE CONSTRUCTION, OPERATION AND MAINTENANCE OF A CITY LIBRARY AT THE NEW ARNOLD ELEMENTARY SCHOOL GENERALLY LOCATED AT N.W. 48TH STREET AND WEST CUMING STREET - Carol Connor, Library Director, came forward to provide information of the new

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library and to answer questions. Discussion followed.

Dana Roper, City Attorney, came forward to answer the question presented about a line in the agreement referencing being held harmless in acts of terrorism. Discussion followed.

**TOOK BREAK 2:03 P.M.**

**RECONVENED 2:10 P.M.**

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

**COUNCIL ACTION**

**LIQUOR RESOLUTIONS**

APPLICATION OF STATE THEATRE INC. DBA STATE THEATRE FOR A CLASS I LIQUOR LICENSE AT 1415 O STREET - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-84330 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 State Theatre Inc. dba State Theatre for a Class "I" liquor license at 1415 O Street, Lincoln, Nebraska, for the license period ending April 30, 2007, be approved with the condition that the premise complies in every respect with all city and state regulations. The City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon Camp

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

MANAGER APPLICATION OF DAVID MCNEIL FOR STATE THEATRE INC. DBA STATE THEATRE AT 1415 O STREET - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-84331 WHEREAS, State Theatre Inc. dba State Theatre located at 1415 O Street, Lincoln, Nebraska has been approved for a Retail Class "I" liquor license, and now requests that David McNeil be named manager;

WHEREAS, David McNeil 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 David McNeil be approved as manager of this business for said licensee. The City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon Camp

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

**ORDINANCES - 2<sup>ND</sup> READING & RELATED RESOLUTIONS (as required)**

CHANGE OF ZONE 07010 - APPLICATION OF STEVE M. CHAMPOUX FOR A CHANGE OF ZONE FROM AG AGRICULTURAL DISTRICT TO AGR AGRICULTURAL RESIDENTIAL DISTRICT ON PROPERTY GENERALLY LOCATED AT 134TH AND A STREETS - PRIOR to reading:

COOK Moved to continue 2<sup>nd</sup> Reading and Public Hearing on May 7, 2007 with Action on May 14, 2007.

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

CLERK Read an ordinance, introduced by Jonathan Cook, 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

ACCEPTING THE REPORT OF NEW AND PENDING CLAIMS AGAINST THE CITY AND APPROVING DISPOSITION OF CLAIMS SET FORTH FOR THE PERIOD OF MARCH 16 - 31, 2007 - PRIOR to reading:

COOK Moved to amend Bill No. 07R-87 on line 13, the claim of Nancy Bertolini in the amount of \$113.86 should be stricken from the list of DENIED claims. The claim of Nancy Bertolini should be added to the list of SETTLED claims in the amount of \$28.47.

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

COOK Moved to amend Bill No. 07R-87 by deleting line 11, Alan & Roseann Christensen claim, to be reviewed and brought forward at a later date.

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

CLERK Read the following resolution, introduced by Jonathan Cook, who moved its adoption:

A-84332 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 April 2, 2007, 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>	
Gary Lohse	NAS*	Eric Schmidt	\$ 416.31
<del>Alan Christensen &amp; Roseann Christensen</del>	<del>NAS*</del>	Laura Miller	1,826.46
Kenneth Noonan	NAS*	Rebecca Gage	11,249.43
<del>Nancy Bertolini</del>	<del>\$ 113.86</del>	Farmers Property Insurance	5,000.00
Alan Schroeder	290.00	Richard Love	1,678.34
Mary Breton & Robert Breton	238.00	Robert Cunningham & Jeri Cunningham	5,458.00
Kimberly Kuhnlel	90.00	Ruth Westling	45.98
Christopher Novak	1,958.14	David Reichel	300.00
Kenny Miller	1,309.99	David Hadenfeldt & Heidi Hadenfeldt	1,934.73
Bernie Grossman	29.74	Jesse Rabago	11.50
Matt Tatum	NAS*	Nancy Bertolini	28.47
David Beynon	800.00		
Andrew J. Addison	4,974.45		

\* 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 Jonathan Cook

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

APPROVING THE APPROPRIATION OF CITY FUNDS FOR A MULTI-YEAR JOINT ANTELOPE VALLEY (JAVA) PROJECT, ANTELOPE VALLEY PHASE 2 PROJECT - CHANNEL WALL - CLERK read the following resolution, introduced by Jonathan Cook, who moved its adoption:

A-84333 WHEREAS, the Antelope Valley Phase 2 - Channel Wall Project provides for construction by the Corps of Engineers of a joint use concrete retaining along the west side of the channel between "R" and "Y" Streets, described as City Project 780202, State Project STPC-5265(2) - Control No. 12833, has been approved by the City; and

WHEREAS, the construction of the retaining wall as part of the channel project will retain the fill for the future Antelope Valley Parkway that will be located west of the channel; and

WHEREAS, construction of the Channel Wall by the Corps of Engineers is scheduled to begin in Spring of 2007 with an anticipated completion date of December 2007; and

WHEREAS, the project is shown in the City's 2006-2012 Capital Improvement Program as Project No. 780202, Antelope Valley Phase 2 Project - Channel Wall with appropriations in the amount of \$721,000 in FY 2006/2007, and \$1,450,000 in the proposed FY 2007/2008 CIP; and

WHEREAS, funding for this work includes Federal and City Funds; and

WHEREAS, the Public Works & Utilities Department believes it is in the public interest to enter into a multi-year contract for the Antelope Valley Phase 2 - Channel Wall Project to coordinate the construction of the project and to match the funding appropriation to the cash outlay; and

WHEREAS, Article VII, Section 3 of the Charter of the City of Lincoln provides that no contract involving the expenditure of money from appropriations of more than one year, other than appropriations of borrowed money, shall be valid unless approved by ordinance or resolution of the City Council.

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

That the Mayor and Finance Director are authorized to approve expenditures and related transfers of funds or approvals in connection with the multiyear Joint Antelope Valley Authority (JAVA) Phase 2 - Channel Wall Project to be paid from CIP funds for fiscal years 2006/2007 and 2007/2008.

Introduced by Jonathan Cook

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

APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE CITY AND LINCOLN PUBLIC SCHOOLS TO PROVIDE FOR THE FUNDING OF A CITY LIBRARY AT THE NEW ARNOLD ELEMENTARY SCHOOL WITH KENO FUNDS - LIBRARIES ON PROPERTY GENERALLY LOCATED AT N.W. 48TH STREET AND WEST CUMING STREET - CLERK read the following resolution, introduced by Jonathan Cook, who moved its adoption:

A-84334 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the attached Interlocal Agreement between the City of Lincoln, Nebraska and Lincoln Public Schools for funding the City's share of the new Joint Arnold Media Center/Library on property generally located at N.W. 48th and West Cuming Streets from previously accumulated Keno Funds - Libraries, in accordance with the terms and conditions contained in said Interlocal Agreement, is hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

The City Clerk is directed to return the executed copies of the Agreement to Steve Henrichsen, Planning Department, for transmittal to Lincoln Public Schools.

Introduced by Jonathan Cook

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

APPROVING A LEASE AND DEVELOPMENT AGREEMENT BETWEEN THE CITY AND LINCOLN PUBLIC SCHOOLS TO PROVIDE FOR THE CONSTRUCTION, OPERATION AND MAINTENANCE OF A CITY LIBRARY AT THE NEW ARNOLD ELEMENTARY SCHOOL GENERALLY LOCATED AT N.W. 48TH STREET AND WEST CUMING STREET - PRIOR to reading:

COOK Moved to amend page 5 of 18 of the Lease and Development Agreement, last sentence of No. 6(b) by deleting ", including acts of pollution or terrorism."

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

CLERK Read the following resolution, introduced by Jonathan Cook, who moved its adoption:

A-84335 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the attached Lease and Development Agreement between the City of Lincoln, Nebraska and Lincoln Public Schools to provide for the construction, operation and maintenance of a City library at the new Joint Arnold Media Center/Library on property generally located at N.W. 48th and West Cuming Streets, in accordance with the terms and conditions contained in said Agreement, is hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

The City Clerk is directed to return the executed copies of the Agreement to Steve Henrichsen, Planning Department, for transmittal to Lincoln Public Schools.

Introduced by Jonathan Cook

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

**PETITIONS & COMMUNICATIONS**

THE FOLLOWING HAVE BEEN REFERRED TO THE PLANNING DEPT.:

Change of Zone No. 07015 - Req. by the Director of Public Works & Utilities, amending Section 27.81.010 of the Lincoln Municipal Code relating to General Regulations of the Zoning Code.

Change of Zone No. 07019 - App. of CollegeView SDA Church, from R-4 Residential District to R-6 Residential District on property generally located at S. 49<sup>th</sup> Street and Lowell Avenue.

Change of Zone No. 07020 - App. of Casey's Retail Company, from R-2 Residential District to B-1 Local Business District on property generally located at N. 70<sup>th</sup> Street and Havelock Avenue.

Special Permit No. 07010 - App. of Casey's Retail Company, for expansion of a nonconforming use on property generally located at N. 70<sup>th</sup> Street and Havelock Avenue.

SETTING THE HEARING DATE OF MONDAY, MAY 7, 2007 AT 1:30 P.M. FOR THE APPLICATION OF VAN EISER, LLC DBA VENUE FOR A LIQUOR CATERING LICENSE AT 4111 PIONEER WOODS DRIVE - CLERK read the following resolution, introduced by Robin Eschliman, who moved its adoption:

A-84336 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, May 7, 2007, at 1:30 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10<sup>th</sup> Street, Lincoln, NE, for the application of Van Eiser, LLC dba Venue for a liquor catering license located at 4111 Pioneer Woods Drive.

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

Introduced by Robin Eschliman

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

SETTING THE HEARING DATE OF MONDAY, MAY 7, 2007 AT 1:30 P.M. FOR THE APPLICATION OF 55 DEGREES, INC. DBA BREAD & CUP FOR A CLASS I LIQUOR LICENSE AT 801 S STREET - CLERK read the following resolution, introduced by Robin Eschliman, who moved its adoption:

A-84337 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, May 7, 2007, at 1:30 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10<sup>th</sup> Street, Lincoln, NE, for the application of 55 Degrees, Inc. dba Bread & Cup for a Class I liquor license located at 801 S Street.

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

Introduced by Robin Eschliman

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

SETTING THE HEARING DATE OF MONDAY, MAY 7, 2007 AT 1:30 P.M. FOR THE MANAGER APPLICATION OF TINA KRINGS FOR CASEY'S RETAIL COMPANY DBA THE FOLLOWING CASEY'S GENERAL STORES: #1934 LOCATED AT 550 W. CORNHUSKER HWY; #2720 LOCATED AT 1001 S. 13<sup>TH</sup> STREET; #2723 LOCATED AT 1140 N. 48<sup>TH</sup> STREET; #2724 LOCATED AT 3003 N. 70<sup>TH</sup> STREET; #2729 LOCATED AT 5500 SUPERIOR; AND #2745 LOCATED AT 2243 N. COTNER BOULEVARD - CLERK read the following resolution, introduced by Robin Eschliman, who moved its adoption:

A-84338 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, May 7, 2007, at 1:30 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10<sup>th</sup> Street, Lincoln, NE, for the manager application of Tina Krings for Casey's Retail Company dba the following Casey's General Stores: #1934 located at 550 W. Cornhusker Hwy; #2724 located at 3003 N. 70<sup>th</sup> Street; #2729 located at 5500 Superior, and #2745 located at 2243 N. Cotner Boulevard.

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

Introduced by Robin Eschliman

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

#### MISCELLANEOUS REFERRALS - NONE

#### REPORTS OF CITY OFFICERS

2006 ANNUAL REPORT OF CITY LAW DEPARTMENT DATED APRIL 1, 2007 - CLERK presented said report which was placed on file in the Office of the City Clerk.

#### ORDINANCES - 1<sup>ST</sup> READING & RELATED RESOLUTIONS

APPROVING A FIVE-YEAR LEASE/PURCHASE AGREEMENT BETWEEN THE CITY AND MUNICIPAL SERVICES GROUP, INC. FOR THE LEASE OF GOLF COURSE MAINTENANCE EQUIPMENT. (REQUEST 2<sup>ND</sup> & 3<sup>RD</sup> READINGS ON 4/23/07) - CLERK read an ordinance, introduced by Robin Eschliman, accepting and approving a Lease Agreement between the City of Lincoln, Nebraska ("City"), and Municipal Services Group, Inc. ("Lessor") for a five-year lease of golf course maintenance equipment for use by the City Parks and Recreation Golf Division, the first time.

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CHANGE OF ZONE 07011 - APPLICATION OF TRINITY UNITED METHODIST CHURCH TO DESIGNATE TRINITY METHODIST EPISCOPAL CHURCH AT 1345 SOUTH 16TH STREET AS A HISTORIC LANDMARK - CLERK read an ordinance, introduced by Robin Eschliman, amending the City of Lincoln District Map attached to and made a part of Title 27 of the Lincoln Municipal Code by designating certain property as a Landmark, the first time.

**ORDINANCES - 3<sup>RD</sup> READING & RELATED RESOLUTIONS (as required)**

APPROVING AN AGREEMENT BETWEEN THE CITY AND THE ASIAN COMMUNITY & CULTURAL CENTER FOR THE LEASE OF SPACE BY THE LINCOLN AREA AGENCY ON AGING FOR ITS ACTIVAGE CENTER PROGRAM AT 2615 O STREET, FOR A PERIOD OF MARCH 1, 2007 THROUGH SEPTEMBER 30, ~~2008~~ 2007 - CLERK read an ordinance, introduced by Jon Camp, accepting and approving a Lease Agreement between the City of Lincoln and Asian Community & Cultural Center for the lease of office space by the Lincoln Area Agency on Aging for its ActivAge Center program at 2615 O Street, Lincoln, NE for a term beginning March 1, 2007 through September 30, 2007, the third time.

CAMP Moved 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 **#18914**, is recorded in Ordinance Book #25, Page

APPROVING A CONTRACT BETWEEN THE CITY AND DOWNTOWN LINCOLN ASSOCIATION TO OPERATE AND REGULATE A MID-WEEK PUBLIC MARKET IN THE AREA LOCATED AT 12TH STREET FROM Q TO R STREET AND R STREET FROM 12TH TO 13TH STREETS FROM JUNE 5, 2007 THROUGH JUNE 26, 2007 - CLERK read an ordinance, introduced by Jon Camp, accepting and approving the Public Market Contract between the City of Lincoln, Nebraska and Downtown Lincoln Association for establishment and regulation of a Jazz in June public market in the Marketplace area, 12<sup>th</sup> Street from Q to R Streets and R Street from 12<sup>th</sup> to 13<sup>th</sup> Streets, on each Tuesday from June 5, 2007 through June 26, 2007, and authorizing the Mayor to sign such Contract on behalf of the City, the third time.

CAMP 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 **#18915**, is recorded in Ordinance Book #25, Page

APPROVING A CONTRACT BETWEEN THE CITY AND LINCOLN HAYMARKET DEVELOPMENT CORP. TO OPERATE AND REGULATE A SATURDAY PUBLIC MARKET IN THE HAYMARKET AREA, 7TH STREET FROM P TO Q STREETS AND P STREET FROM 7TH TO 8TH STREETS FROM MAY 5, 2007 THROUGH OCTOBER 13, 2007 AND ON 8TH STREET FROM P TO Q STREET FROM JUNE 16, 2007 THROUGH AUGUST 11, 2007 - CLERK read an ordinance, introduced by Jon Camp, accepting and approving the Contract between the City of Lincoln, Nebraska, a municipal corporation, and the Lincoln Haymarket Development Corporation for establishment and regulation of a Saturday public market in the Haymarket area, 7<sup>th</sup> Street from P to Q Streets and P Street from 7<sup>th</sup> to 8<sup>th</sup> Streets, from May 5, 2007 through October 13, 2007, and on 8<sup>th</sup> Street from P to Q Street from June 16, 2007 through August 11, 2007, and authorizing the Mayor to sign such Contract on behalf of the City, the third time.

CAMP 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 **#18916**, is recorded in Ordinance Book #25, Page

**REGISTERED TO SPEAK SESSION - NONE**

**OPEN MICROPHONE SESSION - NONE**

**MISCELLANEOUS BUSINESS**

**PENDING -**

CAMP Moved to extend the Pending List to April 23, 2007.

Seconded by McRoy & 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 April 23, 2007.  
                  Seconded by McRoy & carried by the following vote: AYES: Camp, Cook,  
                  Eschliman, Marvin, McRoy, Newman, Svoboda; NAYS: None.

**ADJOURNMENT 2:20 P.M.**

CAMP            Moved to adjourn the City Council meeting of April 16, 2007.  
                  Seconded by McRoy & carried by the following vote: AYES: Camp, Cook,  
                  Eschliman, Marvin, McRoy, Newman, Svoboda; NAYS: None.  
                  So ordered.

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Joan E. Ross, City Clerk

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Judy Roscoe, Senior Office Assistant

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