

**THE MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD
MONDAY, JULY 14, 2008 AT 1:30 P.M.**

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

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

READING OF THE MINUTES

SPATZ Having been appointed to read the minutes of the City Council proceedings of July 7, 2008 reported having done so, found same correct. Seconded by Svoboda & carried by the following vote: AYES: Camp, Cook, Emery, Eschliman, Marvin, Spatz, Svoboda; NAYS: None.

MAYOR'S AWARD OF EXCELLENCE

Mayor Beutler presented the Mayor's Award of Excellence for the month of June 2008 to Joyce Kubicek, Aging Coordinator of the LIFE office of the Lincoln Area Agency on Aging Department for the category of Customer Relations and Valor. Mayor related that Ms. Kubicek became concerned when during a visit to an elderly client's home there was not a response to her knock on the door, but presumed they may be gone. Being unable to dismiss her concern she later called their daughter who lives out-of-state. She was unable to get a response as well so called the Police. The couple was found to be dehydrated and weak from the flu.

Joanne Farrell, Supervisor of Ms. Kubicek, related the impact she has on the citizens in Lincoln and that she was proud of the work Ms. Kubicek does.

DeLayne Peck, Administrator of Aging, stated he has seen Ms. Kubicek go into some of the darkest places and deal with the most difficult situations over and over again. To bring this kind of compassion, dedication and caring to work is a form of valor.

Joyce Kubicek came forward to thank the Mayor and City Council and those who nominated her. She stated she has learned resilience and what's important in life from her clients.

This matter was taken under advisement.

PUBLIC HEARING

APPLICATION OF HUMMERZ BAR & GRILL, INC. DBA HUMMERZ BAR & GRILL FOR A CLASS I LIQUOR LICENSE AT 501 WEST A STREET, SUITE 103;
MANAGER APPLICATION OF LUIS D. GARAY FOR HUMMERZ BAR & GRILL, INC. DBA HUMMERZ BAR & GRILL AT 501 WEST A STREET, SUITE 103 - Luis Garay, 2416 T Street, took the oath and came forward to answer questions.

This matter was taken under advisement.

APPLICATION OF MIDTOWN DRIFTERS INC. DBA DRIFTERS FOR A CLASS C LIQUOR LICENSE AT 3223 CORNHUSKER HIGHWAY;
MANAGER APPLICATION OF EUGENE F. FLYNN FOR MIDTOWN DRIFTERS INC. DBA DRIFTERS AT 3223 CORNHUSKER HIGHWAY - Eugene F. Flynn, Jr., 2210 SW 17th Street, took the oath and came forward to answer questions.

This matter was taken under advisement.

APPLICATION OF GILBERTO REYES JR. DBA REYES CLUB FOR A CLASS I LIQUOR LICENSE AT 2608 PARK BOULEVARD - Gilberto Reyes, Jr., 2608 N. 88th Street, took the oath and came forward to answer questions.

This matter was taken under advisement.

STREET NAME CHANGE 08001 - RENAMING MONTELLO ROAD AND SOUTH 91ST STREET FROM 84TH STREET TO THE EXISTING FIRETHORN LANE AS "FIRETHORN LANE" - Marc Palmer, Olsson Associates, came forward to answer questions.

This matter was taken under advisement.

APPROVING A SUBLEASE AGREEMENT BETWEEN THE CITY AND EXPERIENCE WORKS FOR EXPERIENCE WORKS' USE IN JOB TRAINING AND EMPLOYMENT SERVICES UNDER THE WORKFORCE INVESTMENT ACT FOR A TERM OF ONE YEAR FROM JULY 1, 2008 TO JUNE 30, 2009 - David Landis, Director of Urban Development, stated Experience Works for Experience Works' is one of 15 partners in the Gold's Galleria. They are renewing their lease. The City's lease with Gold's Galleria goes to 2016.

This matter was taken under advisement.

APPROVING AND AGREEMENT BETWEEN THE CITY OF LINCOLN AND THE UNIVERSITY OF NEBRASKA-LINCOLN TO CONDUCT STORMWATER QUALITY MONITORING TO MEET THE REQUIREMENTS OF THE CITY'S NPDES STORMWATER PERMIT FOR A PERIOD OF JULY 1, 2008 THROUGH DECEMBER 31, 2008 - Ben Higgins, Public Works and Utilities, stated this is a companion agreement with wet weather monitoring which evaluates certain pollutants that wash into the City's storm sewer system during wet weather flows. NRD is an important partner in this monitoring effort and shares entirely 100% for the cost of this monitoring program. The water quality monitoring program reflects the City's partnership with multiple agencies to share resources and draw on a range of expertise which is a huge savings for the City.

This matter was taken under advisement.

APPROVING THE CITY OF LINCOLN REDEVELOPMENT AGREEMENT (ROSEWOOD PROJECT) BETWEEN THE CITY AND B&J PARTNERSHIP LTD RELATING TO THE REDEVELOPMENT OF PROPERTY GENERALLY LOCATED AT 2301 N.W. 12TH STREET FOR CONSTRUCTION OF 22,000 SQ. FT. FOR COMMERCIAL SPACE - David Landis, Director of Urban Development, stated this is a TIF agreement with the developer of approximately \$300,000 for construction of a redevelopment project at 2301 NW 12th Street along the Interstate and the road to the Airport. This TIF agreement comes with restrictions such as tobacco, gambling, and sex entertainment and to include this would not be used for mini warehouses or storage. This will be a 22,000 sq. ft. redevelopment office area which will eliminate this blighted area. Developer Purchase Bonds are used in which all the risk of the bond is borne by the developer not the City. If this does not create enough revenue to support the bond it is the developers responsibility to pay the bond. The project cost is estimated to be \$2.2 million and the increment of value anticipated created for assessment purpose is \$1.9 million to generate \$38,000 per year in taxes. Using that over a 14 year period would generate approximately \$315,000. The internal interest rate is 4%.

Mark Hunzeker, 600 Wells Fargo Center, 1248 O Street, came forward representing B&J Partnership stated this project would not have gone forward if they had not received the TIF funding. This site would otherwise have been mini-storage buildings which would not be a nice entryway to the City. The total investment projected will be approximately in the \$2.2 million range and may eventually create 100 jobs. The total square footage on the site will eventually be over 52,000 square feet. There are no tenants assigned at this time. Mr. Hunzeker presented a drawing of the proposed development of A & B, the first phase, with area C being a stand alone flex building and do not know whether there will be an additional redevelopment agreement or TIF funding for future phases.

Richard Esquivel, 733 Cumings St., asked what happens to the difference of funds from the tax increment financing and the allocation of 80% for TIF money? He is concerned that more funding will be requested later on for this project.

Dan Marvin, Council Member, pointed out a typographical error on page 5, letter C of the Redevelopment Agreement to read 1000 square feet total. 500 has to be within area B.

Mr. Landis came forward to answer Mr. Esquivel's question. He stated the \$315,000 is the net present value of that amount of money over the 14 years. That is why the number will be somewhat different. The agreement is about Section B. The project has a section A that was built the same time for which TIF is not being generated with no agreement. There is no agreement with Section C, but remains a possibility. The agreement is over the whole project area. The TIF is on the B Section. The A section will be built simultaneously. The C section development is for the future without commitment from either party. The City is not committed to TIF in this Section area.

This matter was taken under advisement.

APPROVING A REQUEST TO THE CITY AUDIT ADVISORY BOARD PURSUANT TO CHAPTER 4.66 OF THE LINCOLN MUNICIPAL CODE TO CONSIDER THE APPROPRIATENESS AND DESIRABILITY OF PERFORMING AN AUDIT OF THE CITY'S FUND ACCOUNT BALANCES - Dan Marvin, Council Member, stated a Substitute ordinance is being presented with the addition of "or consulting engagement" after an audit and "balances managed by the City of Lincoln Treasurer. Also, in section a. add "taking into consideration any encumbrances or credit of the fund". The overall purpose is to go through the City's cash balances and make sure they are appropriate.

Coby Mach, LIBA, recommended the Audit Board ask the group that will be doing the performance audit on the money if any of the extra money found can be used as General Fund dollars or for something other than where they currently sit. He came forward stating LIBA was in favor of the Substitute ordinance.

This matter was taken under advisement.

** END OF PUBLIC HEARING **

COUNCIL ACTION

REPORTS OF CITY OFFICERS

REPORT FROM CITY TREASURER OF FRANCHISE TAX FOR THE MONTH OF MAY, 2008 FROM AQUILA - CLERK presented said report which was placed on file in the Office of the City Clerk.

REPORT FROM CITY TREASURER OF TELECOMMUNICATION OCCUPATION TAX FOR THE APRIL, 2008: ACN, USCOC OF GREATER IOWA, TWC DIGITAL PHONE, WINDSTREAM OF NEBRASKA, WINDSTREAM SYSTEMS OF THE MIDWEST, NEBRASKA TECHNOLOGY & TELECOMM., SPRINT, NEW CINGULAR WIRELESS, PRIMUS, BROADWING, ONSTAR, QWEST, USCOC OF NE/KS, VERIZON SELECT, VERIZON-BELL ATLANTIC, VIRGIN MOBILE USA, WHOLESALE CARRIER, TELECORP, ACN, VCN, TRANS NATIONAL, GLOBAL CROSSING, MCLEOD USA, WORKING ASSETS, BROADBAND DYNAMICS, BUSINESS PRODUCTS SOLUTIONS, CIMCO, TON SERVICES, IBM GLOBAL, LDMI, KDDI AMERICA, QUANTUM SHIFT, NORSTAN NETWORK, EARTHLINK, VOICECOM, INTELLECALL OPERATOR, ANDIAMO, ADVANCED TEL, XO COMM., GLOBAL STAR USA, NEW EDGE NETWORK, CINCINNATI BELL ANY DISTANCE; MAY, 2008: UNITE PRIVATE NETWORKS, TCG OMAHA, ACCERIS, BT AMERICAS, NOSVA LIMITED, SBC LONG DISTANCE, TALK AMERICA, 360NETWORKS (USA), FIRST COMMUNICATIONS, GLOBALCOM, LDMI, ATS MOBILE, COVISTA, NOS, ZONE TELECOM, ENHANCED, GTC, LIGHTYEAR NETWORK, TRI-M, D&D, AAT&T COMM. OF MIDWEST, ALLTEL, ALLTEL COMM. OF NE, COMTEL TELCOM ASSETS, ACN, BUDGET PREPAY, QWEST, LEVEL 3, LEVEL 3, TWC DIGITAL PHONE, AT&T OF MIDWEST; JUNE, 2008: AT&T OF MIDWEST, SHAFFER - CLERK presented said report which was placed on file in the Office of the City Clerk.

PETITIONS & COMMUNICATIONS

THE FOLLOWING HAVE BEEN REFERRED TO THE PLANNING DEPT.:

Change of Zone 08026 - Request of Planning Director from P Public Use, I-1, B-3 and R-6, R-7, and R-8 to B-4 and from I-7 and R-6 to P Public Use District in the Antelope Valley area generally from K Street to Vine Street, from 18th to 23rd Street.

Change of Zone 08027 - Request of Planning Director for proposed text amendments to Title 27 of the Lincoln Municipal Code (Zoning Ordinance) relating to the B-4 Lincoln Center Business District and O-1 Office District, and related amendments relating to Signs, Special Permits, and Parking in the B-4 Lincoln Center Business District.

Change of Zone 08032 - Request of Whitehead Oil Company, from R-6 to B-3 located at 21st and K Streets.

Change of Zone 08036 - Request of Boyce Construction, Inc., from R-2 Residential District to R-5 Residential District, on property legally described as the east 168' of Lot 16, Highland Place and the North ½ of vacated Hollltorf Street, except the east 17' abutting thereon, all located in the NE ¼ of Section 11-10-6, Lancaster County, Nebraska, generally located at N. 14th Street and Superior Street.

Special Permit 08029 - Request of Richard Reier, for expansion of a non-conforming dwelling unit into a required front yard to enclose the existing deck, on property legally described as Lot 7, Block 7, Battlecreek Addition to College View, located in the SW ¼ of Section 4-9-7, Lancaster County, Nebraska, generally located at S. 58th and Stockwell Streets (5750 Stockwell Street). The Planning Commission action is final action, unless appealed to the City Council.

Special Permit 08031 - Request of Whitehead Oil Company, for the authority to sell alcohol beverages for consumption off the premises on property generally located at S. 21st Street and K Street.

SETTING THE HEARING DATE OF MONDAY, JULY 28, 2008, AT 5:30 P.M. FOR THE APPLICATION OF LAZLO, INC. DBA FIREWORKS RESTAURANT TO EXPAND ITS LICENSED PREMISES BY THE ADDITION OF A SIDEWALK CAFÉ LOCATED AT 5750 S. 86TH DR. - CLERK read the following resolution, introduced by Ken Svoboda, who moved its adoption:

A-84926 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Mon., July 28, 2008 at 5:30 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th St., Lincoln, NE, for Application of Lazlo, Inc. dba Fireworks Restaurant to expand its licensed premises by the addition of a Sidewalk Café located at 5750 S. 86th Dr.

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

Introduced by Ken Svoboda

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

SETTING THE HEARING DATE OF MONDAY, JULY 28, 2008 AT 5:30 P.M. FOR APPLICATION OF HUSKER MANAGEMENT, INC. DBA HOLIDAY INN EXPRESS SUITES FOR A CLASS I LIQUOR LICENSE LOCATED AT 8801 AMBER HILL CT. - CLERK read the following resolution, introduced by Ken Svoboda, who moved its adoption:

A-81927 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Mon., July 28, 2008 at 5:30 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th St., Lincoln, NE, for Application of Husker Management, Inc. dba Holiday Inn Express Suites for a Class I liquor license located at 8801 Amber Hill Ct.

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

Introduced by Ken Svoboda

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

SETTING A HEARING DATE OF MONDAY, JULY 28, 2008 AT 5:30 P.M. FOR THE APPLICATION OF LNK LODGING LLC DBA HOLIDAY INN EXPRESS & SUITES LINCOLN AIRPORT FOR A CLASS I LIQUOR LICENSE LOCATED AT 1101 W. COMMERCE WAY - CLERK read the following resolution, introduced by Ken Svoboda, who moved its adoption:

A-84928 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Mon., July 28, 2008 at 5:30 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th St., Lincoln, NE, for Application of LNK Lodging LLC dba Holiday Inn Express & Suites Lincoln Airport for a Class I liquor license located at 1101 W. Commerce Way.

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

Introduced by Ken Svoboda

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

LIQUOR RESOLUTIONS

APPLICATION OF HUMMERZ BAR & GRILL, INC. DBA HUMMERZ BAR & GRILL FOR A CLASS I LIQUOR LICENSE AT 501 WEST A STREET, SUITE 103 - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-84929 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 Hummerz Bar & Grill, Inc. dba Hummerz Bar & Grill for a Class "I" liquor license at 501 West A Street, Suite 103, Lincoln, Nebraska, for the license period ending April 30, 2009, 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 Svoboda & carried by the following vote: AYES: Camp, Emery, Eschliman, Spatz, Svoboda; NAYS: Cook, Marvin.

MANAGER APPLICATION OF LUIS D. GARAY FOR HUMMERZ BAR & GRILL, INC. DBA HUMMERZ BAR & GRILL AT 501 WEST A STREET, SUITE 103 - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-84930 WHEREAS, Hummerz Bar & Grill, Inc. dba Hummerz Bar & Grill located at 501 West A Street, Suite 103, Lincoln, Nebraska has been approved for a Retail Class "I" liquor license, and now requests that Luis D. Garay be named manager;

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

Introduced by Jon Camp

Seconded by Svoboda & carried by the following vote: AYES: Camp, Emery, Eschliman, Spatz, Svoboda; NAYS: Cook, Marvin.

APPLICATION OF MIDTOWN DRIFTERS INC. DBA DRIFTERS FOR A CLASS C LIQUOR LICENSE AT 3223 CORNHUSKER HIGHWAY - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-84931 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 Midtown Drifters Inc. dba Drifters for a Class "C" liquor license at 3223 Cornhusker Highway, Lincoln, Nebraska, for the license period ending October 31, 2008, 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, Emery, Eschliman, Marvin, Spatz, Svoboda; NAYS: None.

MANAGER APPLICATION OF EUGENE F. FLYNN FOR MIDTOWN DRIFTERS INC. DBA DRIFTERS AT 3223 CORNHUSKER HIGHWAY - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-84932 WHEREAS, Midtown Drifters Inc. dba Drifters located at 3223 Cornhusker Highway, Lincoln, Nebraska has been approved for a Retail Class "C" liquor license, and now requests that Eugene F. Flynn be named manager;

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

Introduced by Jon Camp

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

APPLICATION OF GILBERTO REYES JR. DBA REYES CLUB FOR A CLASS I LIQUOR LICENSE AT 2608 PARK BOULEVARD - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-84933 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 Gilberto Reyes Jr. dba Reyes Club for a Class "I" liquor license at 2608 Park Blvd., Lincoln, Nebraska, for the license period ending April 30, 2009, 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 Svoboda & carried by the following vote: AYES: Camp, Cook, Emery, Eschliman, Marvin, Spatz, Svoboda; NAYS: None.

ORDINANCES - 2ND READING & RELATED RESOLUTIONS (as required)

APPROVING A LEASE AGREEMENT BETWEEN THE CITY AND FIRST UNITED METHODIST CHURCH/WAVERLY, FOR THE LEASE OF SPACE BY THE LINCOLN AREA AGENCY ON AGING FOR ITS ACTIVAGE CENTER PROGRAM AT 14410 FOLKESTONE STREET, WAVERLY, NEBRASKA FOR A ONE-YEAR TERM FROM SEPTEMBER 1, 2008 THROUGH AUGUST 31, 2009 - CLERK read an ordinance, introduced by John Spatz, accepting and approving a Lease Agreement between the City of Lincoln and First United Methodist Church of Waverly for the lease of space by the Lincoln Area Agency on Aging for its ActivAge Center Program at 14410 Folkstone Street, Waverly, NE 68462, for a term commencing on September 1, 2008 and terminating on August 31, 2009, the second time.

APPROVING A LEASE 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, LINCOLN, NEBRASKA FOR A ONE-YEAR TERM FROM SEPTEMBER 1, 2008 THROUGH AUGUST 31, 2009 - CLERK read an ordinance, introduced by John Spatz, accepting and approving a Lease Agreement between the City of Lincoln 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, Lincoln, NE 68510, for a term commencing on September 1, 2008 and terminating on August 31, 2009, the second time.

STREET NAME CHANGE 08001 - RENAMING MONTELLO ROAD AND SOUTH 91ST STREET FROM 84TH STREET TO THE EXISTING FIRETHORN LANE AS "FIRETHORN LANE" - CLERK read an ordinance, introduced by John Spatz, changing the name of portions of "Montello Road" and "South 91st Street" to "Firethorn Lane", as recommended by the Street Name Committee, the second time.

CHANGE OF ZONE 08024 - APPLICATION OF RYAN OMEL FOR A CHANGE OF ZONE FROM P PUBLIC USE DISTRICT TO AG AGRICULTURAL DISTRICT ON APPROXIMATELY 2.7 ACRES GENERALLY LOCATED AT S.W. 9TH STREET AND W. ROKEBY ROAD - CLERK read an ordinance, introduced by John Spatz, 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.

APPROVING A SUBLEASE AGREEMENT BETWEEN THE CITY AND EXPERIENCE WORKS FOR EXPERIENCE WORKS' USE IN JOB TRAINING AND EMPLOYMENT SERVICES UNDER THE WORKFORCE INVESTMENT ACT FOR A TERM OF ONE YEAR FROM JULY 1, 2008 TO JUNE 30, 2009 - CLERK read an ordinance, introduced by John Spatz, accepting and approving a Sublease Agreement between the City of Lincoln, Nebraska and Experience Works for a lease of space at 1010 N Street, Lincoln, Lancaster County, Nebraska for a term of July 1, 2008 through June 30, 2009 whereby the City of Lincoln is subleasing space to Experience Works, at the One Stop Career Center for providing job training and employment services under the Workforce Investment Act, the second time.

PUBLIC HEARING RESOLUTIONS

ACCEPTING THE REPORT OF NEW AND PENDING CLAIMS AGAINST THE CITY AND APPROVING DISPOSITION OF CLAIMS SET FORTH FOR THE PERIOD OF JUNE 16 - 30, 2008 - CLERK read the following resolution, introduced by John Spatz, who moved its adoption:

A-84934 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the claims listed in the attached report, marked as Exhibit "A", dated July 1, 2008, 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/SETTLED</u>	
Vernita Cruder	\$560.15	Dustin Ourada	\$ 100.00
Stanley & Nancy Vanourney	731.73	Mervin Cass	1,573.84
Samuel Miller	100.00	Leeann Barry	572.59
		Mike Pabian	1,000.00
		Wilma Oberst	175.46
		Melissa Cox	286.97
		Ronald & Sondra Bauer	389.75

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 John Spatz

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

APPROVING A SUBCONTRACT AGREEMENT BETWEEN THE CITY OF LINCOLN ON BEHALF OF THE LINCOLN-LANCASTER COUNTY HEALTH DEPARTMENT AND CEDARS YOUTH SERVICES FOR THE PARENTING SUPPORT PROJECT FOR A TERM OF MARCH 1, 2008 THROUGH JUNE 30, 2009 - CLERK read the following resolution, introduced by John Spatz, who moved its adoption:

A-84935 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the attached Subcontract Agreement between the City of Lincoln and Cedars Youth Services for the Parenting Support Project consistent with the Home Visitation contract between the Nebraska Department of Health and Human Services and the Lincoln-Lancaster County Health Department for a contract term from March 1, 2008 through June 30, 2009 in an amount not to exceed \$84,200.00, in accordance with the terms, conditions and assurances contained in said Agreement, which is attached hereto as Exhibit "A", is hereby approved and the Mayor is hereby authorized to execute said Agreement on behalf of the City.

The City Clerk is directed to return the executed copies of the Agreement to Bruce Dart, Director of the Lincoln-Lancaster County Health Department for transmittal to Cedars Youth Services.

Introduced by John Spatz

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

SPECIAL PERMIT 08023 - APPLICATION OF JEFFERY AND ELIZABETH KOHOUT FOR AN EARLY CHILDHOOD CARE FACILITY IN A DWELLING NOT USED FOR A RESIDENCE, WITH A REQUEST TO REDUCE THE REQUIRED NUMBER OF PARKING STALLS, ON PROPERTY GENERALLY LOCATED AT S. 16TH STREET AND SMITH STREET (2640 S. 16TH STREET) - CLERK read the following resolution, introduced by John Spatz, who moved its adoption:

A-84936 WHEREAS, Jeffery and Elizabeth Kohout have submitted an application designated as Special Permit No. 08023 for authority to operate an early childhood care facility that will not be used as the permanent residence of the licensed child care provider, together with a request to reduce the required number of parking stalls, on property located at 2640 S. 16th Street, and legally described as:

Lot 12, Block 5, Garfield Park, Lincoln, Lancaster County, Nebraska;

WHEREAS, the real property adjacent to the area included within the site plan for this early childhood care facility will not be adversely affected; and

WHEREAS, said site plan together with the terms and conditions hereinafter set forth are consistent with the intent and purpose of Title 27 of the Lincoln Municipal Code to promote the public health, safety, and general welfare.

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

That the application of Jeffery and Elizabeth Kohout, hereinafter referred to as "Permittee", to operate an early childhood care facility that will not be used as the permanent residence of the licensed child care provider, on the property legally described above, be and the same is hereby granted under the provisions of Section 27.63.070 of the Lincoln Municipal Code upon condition that construction and operation of said child care facility be in strict compliance with said application, the site plan, and the following additional express terms, conditions, and requirements:

1. This permit approves an early childhood care facility for up to 12 children and 2 staff persons.

2. This permit approves a waiver of the required number of parking stalls from 4 to 2 as long as the licensed child care provider, Jacquelyn Wright, or her successor licensed child care provider, lives next door to the early childhood care facility as stated in the application.

3. If the licensed child care provider for this early childhood care facility ceases to reside on the property abutting this early childhood care facility, then parking required by Chapter 27.67 shall be provided.

4. Before receiving building permits the Permittee must:

a. Provide documentation that the child care provider and the premises meet appropriate local and state licensing requirements, including compliance with health codes.

- b. Cause to be prepared and submitted to the Planning Department a revised and reproducible site plan including five copies with all required revisions and documents as listed below:
 - i. Show 2 additional parking stalls on site for a total of 4 stalls unless the waiver is approved by City Council.
 - ii. Add to the General Notes: "Signs need not be shown on this site plan, but need to be in compliance with Chapter 27.69 of the Lincoln Zoning Ordinance, and must be approved by Building & Safety Department prior to installation."
 - c. Provide documentation from the Register of Deeds that the letter of acceptance as required by the approval of the special permit has been recorded.
5. Before occupying the building or starting the operation, all development and construction must substantially comply with the approved plans.
6. The physical location of all setbacks and yards, buildings, parking and circulation elements, and similar matters must be in substantial compliance with the location of said items as shown on the approved site plan.
7. The terms, conditions, and requirements of this resolution shall be binding and obligatory upon the Permittee and the Permittees' successors and assigns.
8. The Permittee shall sign and return the City's letter of acceptance to the City Clerk within 60 days following approval of the special permit, provided, however, said 60-day period may be extended up to six months by administrative amendment. The City Clerk shall file a copy of the resolution approving the special permit and the letter of acceptance with the Register of Deeds, filing fees therefor to be paid in advance by the Permittee.

Introduced by John Spatz

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

APPROVING AND AGREEMENT BETWEEN THE CITY OF LINCOLN AND THE UNIVERSITY OF NEBRASKA-LINCOLN TO CONDUCT STORMWATER QUALITY MONITORING TO MEET THE REQUIREMENTS OF THE CITY'S NPDES STORMWATER PERMIT FOR A PERIOD OF JULY 1, 2008 THROUGH DECEMBER 31, 2008 - CLERK read the following resolution, introduced by John Spatz, who moved its adoption:

A-84937 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the agreement which is attached hereto, marked as Attachment "A" and made a part hereof by reference, between the City of Lincoln and the University of Nebraska-Lincoln to conduct stormwater quality monitoring to evaluate urban stormwater quality required under the City's National Pollutant Discharge Elimination System (NPDES) stormwater permit for a period of five months from July 1, 2008 through December 31, 2008, is approved.

BE IT FURTHER RESOLVED that the Mayor is authorized to execute the Agreement on behalf of the City.

BE IT FURTHER RESOLVED that the City Clerk is directed to return two fully executed copies of this Agreement to Rick Peo, Chief Assistant City Attorney, for distribution to the parties.

BE IT FURTHER RESOLVED that the City Clerk is directed to record the Redevelopment Agreement or a summary memorandum thereof with the Register of Deeds, filing fees to be paid by B & J Partnership Ltd.

Introduced by John Spatz

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

APPROVING THE CITY OF LINCOLN REDEVELOPMENT AGREEMENT (ROSEWOOD PROJECT) BETWEEN THE CITY AND B&J PARTNERSHIP LTD RELATING TO THE REDEVELOPMENT OF PROPERTY GENERALLY LOCATED AT 2301 N.W. 12TH STREET FOR CONSTRUCTION OF 22,000 SQ. FT. FOR COMMERCIAL SPACE - CLERK read the following resolution, introduced by John Spatz, who moved its adoption:

A-84938 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the agreement which is attached hereto, marked as Attachment "A" and made a part hereof by reference, between the City of Lincoln and B & J Partnership Ltd., outlining certain conditions and understandings relating to the redevelopment of property generally located at 2301 N.W. 12th Street to construct 22,000 sq. ft. for commercial use, is approved.

BE IT FURTHER RESOLVED that the Mayor is authorized to execute the Agreement on behalf of the City.

BE IT FURTHER RESOLVED that the City Clerk is directed to return two fully executed copies of this Agreement to Rick Peo, Chief Assistant City Attorney, for distribution to the parties.

BE IT FURTHER RESOLVED that the City Clerk is directed to record the Redevelopment Agreement or a summary memorandum thereof with the Register of Deeds, filing fees to be paid by B & J Partnership Ltd.

Introduced by John Spatz

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

APPROVING A REQUEST TO THE CITY AUDIT ADVISORY BOARD PURSUANT TO CHAPTER 4.66 OF THE LINCOLN MUNICIPAL CODE TO CONSIDER THE APPROPRIATENESS AND DESIRABILITY OF PERFORMING AN AUDIT OF THE CITY'S FUND ACCOUNT BALANCES - PRIOR to reading:

MARVIN Moved to amend Bill No. 08R-158 by accepting Bill No. 08R-158S as the Substitute resolution.

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

CLERK Read the following resolution, introduced by John Spatz, who moved its adoption:

A-84939 WHEREAS, the City Audit Advisory Board, via Lincoln Municipal Code Section 4.66.040, shall "determine whether an audit, as suggested in Council's resolution, is appropriate and desirous;" and

WHEREAS, the City Council is interested in the advice of the City Audit Advisory Board with respect to having an audit performed relating to fund account balances;

NOW, THEREFORE, BE IT RESOLVED that the City Audit Advisory Board shall, pursuant to its duties and powers in Chapter 4.66 of the Lincoln Municipal Code, consider the appropriateness and desirability of an audit or consulting engagement of the fund account balances managed by the City of Lincoln Treasurer, for the following purposes:

a. in order to determine whether such fund account balances are sufficient to fund on-going activities in a fiscally prudent manner, taking into consideration any encumbrances or credits of the fund:

b. in order to determine whether such fund account balances are consistent with retaining the City's AAA bond rating; and

c. in order to determine whether such fund account balances are excessive such that monies therefrom may be returned to the general fund or otherwise expanded for the benefit of the City of Lincoln without affecting the City's AAA bond rating.

Introduced by John Spatz

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

ORDINANCE - 1ST READING & RELATED RESOLUTIONS (AS REQUIRED)

CHANGE OF ZONE 08028 - AMENDING TITLE 27 OF THE LINCOLN MUNICIPAL CODE, THE ZONING CODE, BY AMENDING SECTION 27.25.020 TO ALLOW PRIVATE SCHOOLS AS A PERMITTED USE IN THE O-1 OFFICE DISTRICT; AMENDING SECTIONS 27.25.030 AND 27.63.075 TO DELETE PRIVATE SCHOOLS AS A PERMITTED SPECIAL USE IN THE O-1 OFFICE DISTRICT; AND REPEALING SECTIONS 27.25.020, 27.25.030 AND 27.63.075 OF THE LINCOLN MUNICIPAL CODE AS HITHERTO EXISTING - CLERK read an ordinance, introduced by Ken Svoboda, amending Title 27 of the Lincoln Municipal Code, the Zoning Code, by amending Section 27.25.020 to allow private schools as a permitted use in the O-1 Office District, amending Sections 27.25.030 and 27.63.075 to delete private schools as a permitted special use in the O-1 Office District; and repealing Sections 27.25.020, 27.25.030 and 27.63.075 of the Lincoln Municipal Code as hitherto existing, the first time.

CHANGE OF ZONE 08029 - APPLICATION OF NEBRASKA ACQUISITION CORP. (KAPLAN UNIVERSITY) FOR A CHANGE OF ZONE FROM R-6 RESIDENTIAL DISTRICT AND R-7 RESIDENTIAL DISTRICT TO O-1 OFFICE DISTRICT, ON APPROXIMATELY 3.0 ACRES GENERALLY LOCATED AT THE SOUTHEAST CORNER OF S. 18TH STREET AND K STREET - CLERK read an ordinance, introduced by Ken Svoboda, 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.

APPROVING THE DEVELOPMENT AND CONDITIONAL ZONING AGREEMENT BETWEEN THE CITY AND WHITEHEAD OIL COMPANY RELATING TO THE DEVELOPMENT OF PROPERTY GENERALLY LOCATED AT SOUTH 21ST STREET AND K STREET.

CHANGE OF ZONE 08032 - APPLICATION OF WHITEHEAD OIL COMPANY FOR A CHANGE OF ZONE FROM R-6 RESIDENTIAL DISTRICT TO B-3 COMMERCIAL DISTRICT ON APPROXIMATELY 1.47 ACRES GENERALLY LOCATED AT S. 21ST STREET AND K STREET - CLERK read an ordinance, introduced by Ken Svoboda, 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.

CHANGE OF ZONE 08033 - APPLICATION OF CHATEAU PROPERTIES, LLC, FOR A CHANGE OF ZONE FROM R-2 AND R-3 RESIDENTIAL DISTRICTS TO R-4 AND R-5 RESIDENTIAL DISTRICTS; FROM R-3 RESIDENTIAL TO R-2 RESIDENTIAL DISTRICT; AND FROM R-5 RESIDENTIAL DISTRICT TO R-4 RESIDENTIAL DISTRICT, ON APPROXIMATELY 81.24 ACRES GENERALLY LOCATED AT NORTH 56TH STREET AND HOLDREGE STREET TO NORTH COTNER BLVD. AND VINE STREET - CLERK read an ordinance, introduced by Ken Svoboda, 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.

SPECIAL PERMIT 1174G - APPLICATION OF CHATEAU DEVELOPMENT, LLC, TO EXPAND THE CHATEAU LE FLEUR/CHARLESTON COURT COMMUNITY UNIT PLAN TO ADD 144 MULTIPLE-FAMILY DWELLING UNITS, ON PROPERTY GENERALLY LOCATED AT NORTH 56TH STREET AND HOLDREGE STREET TO COTNER BLVD. AND VINE STREET.

CHANGE OF ZONE 08034 - AMENDING SECTION 27.69.020 69.020 OF THE LINCOLN MUNICIPAL CODE RELATING TO SIGN CODE DEFINITIONS BY AMENDING THE DEFINITION OF POLE SIGN TO DELETE THE REQUIREMENT THAT THE BOTTOM EDGE OF THE SIGN FACE IS TEN FEET OR MORE ABOVE GRADE AND TO DELETE THE REFERENCE THAT A PYLON SIGN IS A POLE SIGN; AND REPEALING SECTION 27.69.020 OF THE LINCOLN MUNICIPAL CODE AS HITHERTO EXISTING - CLERK read an ordinance, introduced by Ken Svoboda, amending Section 27.69.020 of the Lincoln Municipal Code relating to Sign Code Definitions by amending the definition of pole sign to delete the requirement that a pole sign be mounted on a pole or other support so that the bottom edge of the sign face is ten feet or more above grade and to delete the reference that a pylon sign is a pole sign; and repealing Section 27.69.020 of the Lincoln Municipal Code as hitherto existing, the first time.

APPROVING THE LEASE AGREEMENT BETWEEN THE CITY AND ERIN ALM OF WAHOO, NEBRASKA, FOR THE LEASE OF OFFICE SPACE BY THE LINCOLN AREA AGENCY ON AGING FOR ITS LINCOLN INFORMATION FOR THE ELDERLY (LIFE) PROGRAM AT 1325 N. CHESTNUT ST., WAHOO, NE 68066 FOR A TERM OF JULY 1, 2008 THROUGH JUNE 30, 2009 - CLERK read an ordinance, introduced by Ken Svoboda, accepting and approving a Lease Agreement between the City of Lincoln and Erin Alm of Wahoo for the lease of office space by the Lincoln Area Agency on Aging for its Lincoln Information For the Elderly (LIFE) Program located at 1325 Chestnut Street, Wahoo, NE 68066, for a term of July 1, 2008 through June 30, 2009, the first time.

APPROVING A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY AND THE LANCASTER COUNTY AGRICULTURAL SOCIETY RELATING TO THE ANNEXATION OF APPROXIMATELY 160 ACRES OF PROPERTY GENERALLY LOCATED AT NORTH 84TH STREET AND HAVELOCK AVE.

COMP. PLAN AMENDMENT 08014 - AMENDING THE 2030 LINCOLN/LANCASTER COUNTY COMPREHENSIVE PLAN TO DESIGNATE LAND LOCATED AT THE SOUTHEAST CORNER OF NORTH 84TH STREET AND HAVELOCK AVE. AS COMMERCIAL IN THE LAND USE PLAN.

ANNEXATION 08004 - APPLICATION OF LANCASTER COUNTY AGRICULTURAL SOCIETY, INC. TO AMEND THE LINCOLN CORPORATE LIMITS MAP BY ANNEXING APPROXIMATELY 29.07 ACRES OF PROPERTY GENERALLY LOCATED AT NORTH 84TH STREET AND HAVELOCK AVE. - CLERK read an ordinance, introduced by Ken Svoboda, annexing and including the below described land as part of the City of Lincoln, Nebraska and amending the Corporate Limits Map attached to and made a part of Ordinance No. 18208, to reflect the extension of the corporate limits boundary of the City of Lincoln, Nebraska established and shown thereon, the first time.

CHANGE OF ZONE 08025 - APPLICATION OF LANCASTER COUNTY AGRICULTURAL SOCIETY, INC. FOR A CHANGE OF ZONE FROM AG AGRICULTURAL DISTRICT TO H-4 GENERAL COMMERCIAL DISTRICT ON PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF NORTH 84TH STREET AND HAVELOCK AVE. - CLERK read an ordinance, introduced by Ken Svoboda, 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.

ORDINANCES - 3RD READING & RELATED RESOLUTIONS (as required)

APPROVING THE MASTER FIBER IRU CONVEYANCE AND CONDUIT SHARING AGREEMENT FOR A TERM OF 20 YEARS BETWEEN THE CITY AND UNITE PRIVATE NETWORKS FOR THE PLACEMENT AND SHARING OF NETWORK FACILITIES ON CITY RIGHT-OF-WAY - CLERK read an ordinance, introduced by Dan Marvin, accepting and approving the Master Fiber IRU Conveyance and Conduit Sharing Agreement between the City of Lincoln, Nebraska, a municipal corporation, and Unite Private Networks, LLC (Unite) for the placement and sharing of network facilities upon City right-of-way property and authorizing the Mayor to sign such Agreement on behalf of the City, the third time.

MARVIN Moved to pass the ordinance as read.
Seconded by Svoboda & carried by the following vote: AYES: Camp, Cook, Emery, Eschliman, Marvin, Spatz, Svoboda; NAYS: None.
The ordinance, being numbered #19102, is recorded in Ordinance Book #26, Page

APPROVING THE DEVELOPMENT AND CONDITIONAL ZONING AGREEMENT BETWEEN THE CITY AND WHITEHEAD OIL COMPANY FOR THE DEVELOPMENT OF THE PROPERTY GENERALLY LOCATED AT S. 33RD AND A STREETS SUBJECT TO RESTRICTIONS ON ACCESS TO A STREET, USES, LIGHTING, AND SIGNAGE TO BE COMPATIBLE WITH THE ADJACENT RESIDENTIAL NEIGHBORHOOD. (RELATED ITEMS: 08R-143, 08-76) (ACTION DATE: 7/14/08) - CLERK read the following resolution, introduced by Dan Marvin, who moved its adoption:

A-84940 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska: That the agreement titled Development and Conditional Zoning Agreement (South 33rd Street and A Street), which is attached hereto, marked as Attachment "A" and made a part hereof by reference, between the City of Lincoln and Whitehead Oil Company, for a change of zone from R-2 Residential District to B-3 Commercial District for development of the property generally located at the northwest corner of S. 33rd and A Streets, is hereby approved.

BE IT FURTHER RESOLVED that the Mayor is authorized to execute the Development and Conditional Zoning Agreement on behalf of the City.

BE IT FURTHER RESOLVED that the City Clerk is directed to return two fully executed copies of this Agreement to Rick Peo, Chief Assistant City Attorney, for distribution to the Applicant.

BE IT FURTHER RESOLVED that the City Clerk is directed to record the Development and Conditional Zoning Agreement or a summary memorandum thereof with the Register of Deeds, filing fees to be paid by the Applicant.

Introduced by Dan Marvin

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

CHANGE OF ZONE 08023 - APPLICATION OF WHITEHEAD OIL CO. FOR A CHANGE OF ZONE FROM R-2 RESIDENTIAL DISTRICT TO B-3 COMMERCIAL DISTRICT ON APPROXIMATELY .13 ACRES GENERALLY LOCATED NORTHWEST OF S. 33RD AND A STREETS. (RELATED ITEMS: 08R-143, 08-76) - 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 third time.

MARVIN Moved to pass the ordinance as read.
Seconded by Svoboda & carried by the following vote: AYES: Camp, Cook, Emery, Eschliman, Marvin, Spatz, Svoboda; NAYS: None.
The ordinance, being numbered #19103, is recorded in Ordinance Book #26, Page

REGISTERED TO SPEAK SESSION

Wayne Anderson - Noise level of music played at the Bethany swimming pool during operating hours - UNABLE TO ATTEND CITY COUNCIL MEETING.

OPEN MICROPHONE SESSION

Richard Esquivel, 733 Cumings St., came forward to ask how TIF has affected the budget since its inception?

Dan Marvin, Council Member, mentioned visiting the City's web page reference the cash balance.

This matter was taken under advisement.

MISCELLANEOUS BUSINESS

PENDING -

CAMP Moved to extend the Pending List to July 21, 2008.
Seconded by Svoboda & carried by the following vote: AYES: Camp,
Cook, Emery, Eschliman, Marvin, Spatz, Svoboda; NAYS: None.

UPCOMING RESOLUTIONS -

CAMP Moved to approve the resolutions to have Public Hearing on July
21, 2008.
Seconded by Svoboda & carried by the following vote: AYES: Camp,
Cook, Emery, Eschliman, Marvin, Spatz, Svoboda; NAYS: None.

ADJOURNMENT 2:44 P.M.

CAMP Moved to adjourn the City Council meeting of July 14, 2008.
Seconded by Svoboda & carried by the following vote: AYES: Camp,
Cook, Emery, Eschliman, Marvin, Spatz, Svoboda; NAYS: None.
So ordered.

Joan E. Ross, City Clerk

Judy Roscoe, Senior Office Assistant