

THE MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD
MONDAY, JANUARY 26, 2009 AT 5:30 P.M.

The Meeting was called to order at 5:30 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 January 12, 2009 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.

Council Chair Eschliman acknowledged Boy Scout Troops 21 and 56 who were in attendance at the City Council meeting.

PUBLIC HEARING

ACCEPTING THE REPORT OF NEW AND PENDING CLAIMS AGAINST THE CITY AND APPROVING DISPOSITION OF CLAIMS SET FORTH FOR THE PERIOD OF DECEMBER 1 - 31, 2008. CLAIM OF DALE AND NANCY SCHMIDT - Dale Schmidt, 337 Locust, came forward presenting a map to show their location and the access to their property. A road was constructed to the nursery from 1st Street to the nursery with an access road going across it. When the access road was constructed an easement was not obtained from the landowner by the developer which means the landowner could decide to tear out the access road leaving no access to their property. The City did provide a rock/gravel driveway to his nursery. The driveway to the nursery is very difficult for semi's to maneuver as there are two extra turning movements. He also commented that the signage in this area would not be visible to the public.

Chad Blahak, Public Works Dept., explained that during the construction process the driveway was constructed in conformance with both the P.U.D. and the construction plans. This was not a City project so the City's role was that they reviewed the plans and had construction observation, but did not manage the project because it was a directed impact fee project. The City became aware of the access issue when the development fell through. The land never transferred to the developer, Dial, therefore, the landowner, LeGrande, maintained control of all the land south of West Denton Road. The City and Dial agreed to share the cost of re-constructing the gravel/rock roadway. This will be maintained by the City.

Mr. Schmidt came forward for rebuttal stating the road the City rebuilt was actually for access to the sewer pump station. He also expressed concern with what he feels is the mislabeling of streets on the map.

John Hendry, City Attorney, stated the City did not take away his driveway or access driveway, but the City did provide an access on the gravel road due to the easement issue. No recourse can be taken to force the easement as it was not a City project.

This matter was taken under advisement.

** END OF PUBLIC HEARING **

COUNCIL ACTION

REPORTS OF CITY OFFICERS

SETTING THE INTEREST RATE AND LEVYING THE ASSESSMENTS ON SPECIAL ASSESSMENT GROUP I OF THE BOARD OF EQUALIZATION HELD JANUARY 12, 2008 - CLERK read the following resolution, introduced by Ken Svoboda, who moved its adoption:

A-85211 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska that:

The special taxes assessed **January 5, 2009**, to pay the costs of the improvements in **Paving Unit 140** are hereby levied and shall bear interest at **6.02%** per annum and that the period of time in which the assessments are to be paid shall be as follows:

20 years - Paving Unit 140

Introduced by Ken Svoboda

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

ACCEPTING THE REPORT ON BOARD OF EQUALIZATION TO CITY COUNCIL ON SPECIAL ASSESSMENT GROUP I PAVING UNIT NO. 140 - CLERK presented said report which was placed on file in the Office of the City Clerk.

CLERK'S LETTER AND MAYOR'S APPROVAL OF RESOLUTIONS AND ORDINANCES PASSED BY COUNCIL ON JANUARY 5, 2009 - CLERK presented said report which was placed on file in the Office of the City Clerk.

CLERK'S LETTER AND MAYOR'S APPROVAL OF RESOLUTIONS AND ORDINANCES PASSED BY COUNCIL ON JANUARY 12, 2009 - 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 08070 - App. of Wes Meisner, from I-1 to B-3 and to designate as a landmark property built as the Standard Oil Co. Barn and Garage, located at N. 14th Street and New Hampshire Street.

City Change of Zone 08072 - App. of the Director of Planning amending Title 27 of the Lincoln Municipal Code relating to zoning by amending Section 27.07.040, 27.09.040 and 27.49.040 to add excavation and stone milling as a permitted special use in the AG, AGR, and I-2 zoning districts, respectively; by amending Section 27.63.160 to allow excavation and stone milling to be approved by special permit in the AG, AGR, R-3, B-2, H-2, H-3, H-4, and I-2 zoning districts and to provide conditions governing said use; amending Sections 27.15.040, 27.31.050, 27.35.020, 27.41.040, 27.43.040, 27.45.030, 27.47.030 and 27.51.030 to provide consistency in the terminology used in each section relating to excavation and stone milling; by repealing Sections 27.63.310 and 27.63.360 entirely; and repealing Sections 27.07.040, 27.09.040, 27.15.040, 27.31.050, 27.35.020, 27.41.040, 27.43.040, 27.45.030, 27.47.030, 27.49.040, 27.51.030, and 27.63.160 of the LMC.

Change of Zone 08073 - App. of South Ridge Village, LLC from R-3 to O-3 on property at S. 29th Street and Porter Ridge Road.

Change of Zone 08075 - App. of Olsson Associates, from AG to B-2 on property located at N. 98th Street and O Street.

Special Permit 310B - App. of Olsson Associates, for an amendment for expansion of a health care facility with waivers to setbacks and height, located at Normal Boulevard and Cotner Boulevard.

Special Permit 08052 - App. of South Ridge Village, LLC for an early childhood care facility with a waiver of the requirement to be located on an arterial street located at S. 29th Street and Porter Ridge Road.

Use Permit 100B - App. of South Ridge Village, LLC for an amendment to revise the boundaries and to add approximately 0.98 acres to the existing South Ridge Village use permit, with requests to waive the side yard and rear yard setbacks on property located at S. 27th Street and Pine Lake Road.

Use Permit 08003 - App. of Olsson Associates for approximately 19 acres for office and retail use on property located at N. 98th Street and O Street.

SETTING THE HEARING DATE OF MONDAY, FEBRUARY 9, 2009 AT 1:30 P.M. FOR THE APPLICATION OF RED9, LLC DBA RED9 FOR A CLASS C LIQUOR LICENSE WITH CATERING LOCATED AT 322 SOUTH 9TH STREET - CLERK read the following resolution, introduced by Ken Svoboda, who moved its adoption:

A-85212 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, February 9, 2009 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 Application of RED9, LLC dba RED9 for a Class C liquor license with catering located at 322 S. 9th Street.

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

MISCELLANEOUS REFERRALS - NONE

LIQUOR RESOLUTIONS - NONE

ORDINANCES - 2ND READING & RELATED RESOLUTIONS (as required) - NONE

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 DECEMBER 1 - 31, 2008. CLAIM OF DALE AND NANCY SCHMIDT. (1/12/09 - SCHMIDT CLAIM P.H. & ACTION CON'T. TO 1/26/09) - CLERK read the following resolution, introduced by Ken Svoboda, who moved its adoption:

A-85213 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 December 31, 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:

DENIED ALLOWED/SETTLED
Dale & Nancy Schmidt \$1,612,500.00

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 Ken Svoboda

Seconded by Cook & 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 NO. 08064 - AMENDING SECTION 27.11.080 OF THE LINCOLN MUNICIPAL CODE RELATING TO HEIGHT AND AREA REGULATIONS IN THE R-1 RESIDENTIAL DISTRICT TO REDUCE REQUIRED SIDE YARDS OF SINGLE-FAMILY DWELLING LOTS IN EXISTENCE ON NOVEMBER 2, 1953 TO A WIDTH OF NOT LESS THAN TEN PERCENT OF THE WIDTH OF THE LOT, BUT NOT LESS THAN FIVE FEET; AND REPEALING SECTION 27.11.080 OF THE LINCOLN MUNICIPAL CODE AS HITHERTO EXISTING - CLERK read an ordinance, introduced by Ken Svoboda, amending Section 27.11.080 of the Lincoln Municipal Code relating to height and area regulations in the R-1 Residential District to reduce required side yards of single-family dwelling lots in existence on November 2, 1953 to a width of not less than ten percent of the width of the lot, but not less than five feet; and repealing Section 27.11.080 of the Lincoln Municipal Code as hitherto existing, the first time.

CHANGE OF ZONE NO. 08069 - APPLICATION OF THE PLANNING DIRECTOR TO REDUCE THE BUILDING LINE DISTRICT FROM 125 FEET TO 105 FEET ADJACENT TO THE RESIDENTIAL COMPONENT OF APPLE'S WAY PLANNED UNIT DEVELOPMENT GENERALLY LOCATED AT SOUTH 66TH STREET AND HIGHWAY 2. (RELATED ITEMS 09-8, 09-9) - CLERK read an ordinance, introduced by Ken Svoboda, to amend the Building Line District Map attached to and made part of Title 27 of the Lincoln Municipal Code by reducing the Building Line District on the south side of Highway 2 from 125 feet to 105 feet adjacent to Lots 9-16, Block 2, Artisan Meadows Addition, generally located at South 66th Street and Highway 2, the first time.

CHANGE OF ZONE NO. 05026B - APPLICATION OF APPLE'S WAY, LLC, FOR EXPANSION OF APPLE'S WAY PUD TO INCLUDE OUTLOT E, ARTISAN MEADOWS ADDITION, AND TO ADJUST SETBACKS FOR A SUBDIVISION IDENTIFICATION SIGN ON PROPERTY GENERALLY LOCATED AT SOUTH 66TH STREET AND HIGHWAY 2. (RELATED ITEMS 09-8, 09-9) - 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 to expand the boundary of the Apple's Way Planned Unit Development District to include additional land for a subdivision identification sign and amending the development plan for the Apple's Way Planned Unit Development to include adjustments to setbacks, on property generally located at S. 66th Street and Highway 2, the first time.

ADOPTING THE SUPPLEMENTS TO THE LINCOLN MUNICIPAL CODE DATED JUNE, 2008 AND DECEMBER, 2008 AS PART OF THE OFFICIAL LINCOLN MUNICIPAL CODE - CLERK read an ordinance, introduced by Ken Svoboda, adopting the supplements to the Lincoln Municipal Code dated June 2008 and December 2008 as part of the official Lincoln Municipal Code, the first time.

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

CHANGE OF ZONE 08058 - APPLICATION OF BRIAN AND DEBRA MARSHALL AND EARL VISSER FOR A CHANGE OF ZONE FROM R-2 RESIDENTIAL DISTRICT TO R-T RESIDENTIAL TRANSITION DISTRICT ON PROPERTY GENERALLY LOCATED AT 3333 A STREET AND 3345 A STREET. (RELATED ITEMS 08-170, 09R-8) (12/15/08 - 1ST READING SUSPENDED; TO BE INTRODUCED 1/5/09 W/UP 08002) - CLERK read an ordinance, introduced by Doug Emery, amending the Lincoln Zoning District Maps adopted by reference and made a part of Title 27 of the Lincoln Municipal Code, pursuant to Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, the third time.

EMERY Moved to pass the ordinance as read.

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

The ordinance, having **LOST**, was assigned the File #38-4583 & was placed on file in the Office of the City Clerk.

USE PERMIT 08002 - APPEAL OF LINDA M. WITFOTH FROM THE PLANNING COMMISSION APPROVAL OF USE PERMIT 08002 TO ALLOW OFFICE AND RESIDENTIAL USES AS PERMITTED USES ON PROPERTY LOCATED AT 3333 A STREET AND 3345 A STREET. (RELATED ITEMS 08-170, 09R-8) (ACTION DATE: 1/26/09) - CLERK read the following resolution, introduced by Dan Marvin, who moved its adoption:

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

The resolution, having **LOST**, was assigned the File #38-4584 & was placed on file in the Office of the City Clerk.

VACATION 08004 - VACATING PORTIONS OF VINE STREET, S STREET, NORTH 20TH STREET, R STREET, NORTH 18TH STREET, THE EAST-WEST ALLEY IN NORTH 20TH STREET, AND THE EAST-WEST ALLEY IN NORTH 18TH STREET NORTH OF VINE STREET, GENERALLY LOCATED BETWEEN NORTH 18TH STREET AND NORTH 22ND STREET AND R STREET TO VINE STREET - CLERK read an ordinance, introduced by Dan Marvin, vacating portions of Vine Street, S Street, North 20th Street, R Street, North 18th Street, the east-west alley located between North 20th Street and North 22nd Street, and the east-west alley north of Vine Street, generally located between North 18th Street and North 22nd Street, R Street to Vine Street, and retaining title thereto in the City of Lincoln, Lancaster County Nebraska, the third time.

MARVIN Moved to pass the ordinance as read.

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

The ordinance, being numbered #19194, is recorded in Ordinance Book #26, Page 372

MISC. 08014 - VACATING A PORTION OF THE HYDE PARK 1ST ADDITION FINAL PLAT AND ADJACENT PUBLIC RIGHT-OF-WAY INCLUDING PAWNEE STREET, 7TH STREET AND THE NORTH/SOUTH ALLEY THEREIN, GENERALLY LOCATED AT SOUTH 6TH STREET AND VAN DORN STREET - CLERK read an ordinance, introduced by Dan Marvin, vacating a portion of Hyde Park 1st Addition including all internal abutting right-of-way, generally located at South 6th Street and Van Dorn Street, Lincoln, Lancaster County, Nebraska, and retaining title thereto in the City of Lincoln, Nebraska, the third time.

MARVIN Moved to pass the ordinance as read.

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

The ordinance, being numbered #19195, is recorded in Ordinance Book #26, Page 373

CHANGE OF ZONE 08059 - AMENDING CHAPTER 27.69 OF THE LINCOLN MUNICIPAL CODE RELATING TO SIGNS BY AMENDING SECTIONS 27.69.047 AND 27.69.049 TO ELIMINATE RESTRICTIONS REGARDING THE LOCATION OF SIGNS WITHIN 660 FEET OF A DESIGNED INTERSTATE AND REPEALING SECTIONS 27.69.047 AND 27.69.049 AS HITHERTO EXISTING - CLERK read an ordinance, introduced by Dan Marvin, amending Chapter 27.69 of the Lincoln Municipal Code relating to Signs by amending Sections 27.69.047 and 27.69.049 to eliminate restrictions regarding the location of signs within 660 feet of a designated interstate; and repealing Sections 27.69.047 and 27.69.049 of the Lincoln Municipal Code as hitherto existing, the third time.

MARVIN Moved to pass the ordinance as read.

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

The ordinance, being numbered **#19196**, is recorded in Ordinance Book #26, Page 373

CHANGE OF ZONE 08060 - AMENDING CHAPTER 27.03 OF THE LINCOLN MUNICIPAL CODE RELATING TO ZONING CODE DEFINITIONS BY ADDING A NEW SECTION NUMBERED 27.03.634 TO PROVIDE A DEFINITION FOR TRUCK STOP; AMENDING SECTIONS 27.39.020 AND 27.43.020 OF THE LINCOLN MUNICIPAL CODE RELATING TO PERMITTED USES IN THE H-1 INTERSTATE COMMERCIAL DISTRICT AND H-3 HIGHWAY COMMERCIAL DISTRICT, RESPECTIVELY, TO ADD TRUCK STOPS AS A PERMITTED USE IN SAID DISTRICT; AND REPEALING SECTION 27.39.020 AND 27.43.020 AS HITHERTO EXISTING - CLERK read an ordinance, introduced by Dan Marvin, amending Chapter 27.03 of the Lincoln Municipal Code relating to zoning code definitions by adding a new section numbered 27.03.634 to provide a definition for truck stop; amending Sections 27.39.020 and 27.43.020 of the Lincoln Municipal Code relating to permitted uses in the H-1 Interstate Commercial District and H-3 Highway Commercial District, respectively, to add truck stops as a permitted use in said districts; and repealing Sections 27.39.020 and 27.43.020 of the Lincoln Municipal Code as hitherto existing, the third time.

MARVIN Moved to pass the ordinance as read.

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

The ordinance, being numbered **#19197**, is recorded in Ordinance Book #26, Page 374

CHANGE OF ZONE 08062 - APPLICATION OF LIGHTHOUSE FOR A CHANGE OF ZONE FROM R-4 RESIDENTIAL DISTRICT TO R-6 RESIDENTIAL DISTRICT, ON PROPERTY GENERALLY LOCATED EAST OF THE SOUTHEAST CORNER OF SOUTH 26TH STREET AND N STREET - CLERK read an ordinance, introduced by Dan Marvin, amending the Lincoln Zoning District Maps adopted by reference and made a part of Title 27 of the Lincoln Municipal Code, pursuant to 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 Emery & carried by the following vote: AYES: Camp, Cook, Emery, Eschliman, Marvin, Spatz, Svoboda; NAYS: None.

The ordinance, being numbered **#19198**, is recorded in Ordinance Book #26, Page 376

CHANGE OF ZONE 08063 - AMENDING SECTION 27.69.090 OF THE LINCOLN MUNICIPAL CODE RELATING TO PERMITTED SIGNS FOR CHURCHES, SCHOOLS AND COMMUNITY PLAYHOUSES TO CONDITIONALLY ALLOW AN ELECTRONIC CHANGEABLE COPY SIGN FRONTING ON AN ARTERIAL STREET; AND REPEALING SECTION 27.69.090 AS HITHERTO EXISTING - PRIOR to reading:

CAMP Moved to amend Bill No. 09-6 on page 2, line 10, strike "11:00" and insert in lieu thereof 10:00.

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

SVOBODA Moved to amend Bill No. 09-6 as follows: 1. On page 2, lines 10 and 11, strike all of paragraph (4) and insert in lieu thereof the following:

(4) Between 10:00 p.m. and 7:00 a.m. the electronic changeable copy sign message shall remain static and not transition to another message.

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

CLERK Read an ordinance, introduced by Dan Marvin, amending Section 27.69.090 of the Lincoln Municipal Code relating to permitted signs for churches, schools and community playhouses to conditionally allow an electronic changeable copy sign fronting on an arterial street; and repealing Section 27.69.090 of the Lincoln Municipal Code as hitherto existing, the third time.

MARVIN Moved to pass the ordinance as amended.

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

The ordinance, being numbered **#19199**, is recorded in Ordinance Book #26, Page

REGISTERED TO SPEAK SESSION - NONE

OPEN MICROPHONE SESSION

Mike Morosin, 1500 N. 15th St., came forward to state citizens need to understand it is their responsibility to question government as a voting citizen. The State Capitol was a pay as you go project and maybe the City should consider pay as you go projects.

This matter was taken under advisement.

Rob Michael, 1120 S. 31st Street, came forward questioning why sodium fluoride is added to the City's water since there is no medical benefit and can be more detrimental to our health according to his research. He also stated he is opposed to the red light cameras being proposed.

This matter was taken under advisement.

MISCELLANEOUS BUSINESS

PENDING -

APPROVING THE DEVELOPMENT AND CONDITIONAL ZONING AGREEMENT BETWEEN THE CITY AND BOYCE CONSTRUCTION, INC. FOR THE DEVELOPMENT OF THE PROPERTY LOCATED AT NORTH 14TH STREET AND SUPERIOR STREET SUBJECT TO RESTRICTIONS ON MAXIMUM DENSITY, DRIVE ACCESS TO NORTH 14TH STREET, AND A DRIVE ACCESS TO THE NORTH BOUNDARY OF THE PROPERTY TO BE COMPATIBLE WITH THE ADJACENT RESIDENTIAL NEIGHBORHOOD.

CAMP Moved to Withdraw Bill No. 08R-193 from Pending.

Seconded by Svoboda & carried by the following vote: AYES: Camp, Cook, Emery, Eschliman, Marvin, Spatz, Svoboda; NAYS: None.
The ordinance, having been **WITHDRAWN**, was assigned the File #38-4585 & was placed on file in the Office of the City Clerk.

CHANGE OF ZONE 08036 - APPLICATION OF BOYCE CONSTRUCTION FOR A CHANGE OF ZONE FROM R-2 RESIDENTIAL DISTRICT TO R-5 RESIDENTIAL DISTRICT ON APPROXIMATELY 29,227 SQ. FT. GENERALLY LOCATED AT N. 14TH STREET AND SUPERIOR STREET.

CAMP Moved to Withdraw Bill No. 08-111 from Pending.

Seconded by Svoboda & carried by the following vote: AYES: Camp, Cook, Emery, Eschliman, Marvin, Spatz, Svoboda; NAYS: None.
The ordinance, having been **WITHDRAWN**, was assigned the File #38-4586 & was placed on file in the Office of the City Clerk.

CAMP Moved to extend the Pending List to February 2, 2009.

Seconded by Emery & 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 February 2, 2009.

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

ADJOURNMENT 6:23 P.M.

CAMP Moved to adjourn the City Council meeting of January 26, 2009.
Seconded by Emery & 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

