The Meeting was called to order at 3:00 p.m. Present: Council Chair Emery; Council Members: Camp, Carroll, Cook, Hornung, Snyder, Spatz; City Clerk, Joan B. Ross.

Council Chair Emery announced that a copy of the Open Meetings Law is posted at the back of the Chamber by the northwest door. He asked all present to stand and recite the Pledge of Allegiance and observe a moment of silent meditation.

Reading of the Minutes

Hornung Having been appointed to read the minutes of the City Council proceedings of May 3, 2010 reported having done so, found same correct.

Seconded by Snyder & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.

Mayor’s Award of Excellence

Mayor Chris Beutler came forward to present the Award of Excellence for the month of April 2010 to Jamie Phillips, Administrative Secretary for the Administration Division of the Finance Department, in the categories of Customer Relations and Productivity. She was nominated by Finance Director Don Herz, City Budget Officer Steve Hubka and Mayor’s Chief of Staff, Rick Hoppe, for her work on a major PowerPoint presentation originating with the 2008-09 budget year as the Mayor’s Office began a transition to outcome-based budgeting. To prepare for a series of four City Stat meetings in an eight-day period, Ms. Phillips gathered 120 department slides for labeling, formatting, updating, revising and adding pictures & graphics -- some as last minute changes. Nominators described Ms. Phillips as an extremely organized individual, taking charge of organizing the presentation in a clear and accurate manner while performing all of her regular and extra job duties with a great degree of patience and friendliness.

Don Herz, City Finance Director, came forward to express appreciation for Jamie Phillips’ help in preparing the 2009-10 budget and recognized her work ethic, technical skills and customer friendly attitude.

Ms. Phillips came forward to graciously accept her award and thank her nominators.

Public Hearing

Application of Leonard and Stephen Jimenez DBA La Paloma for a Class 1 Liquor License at 8320 Northwoods Plaza, Suite 800 - Stephen Jimenez came forward to take oath and answer questions.

Leonard Jimenez came forward to take oath and answer questions.

Council welcomed the La Paloma restaurant back to northeast Lincoln.

This matter was taken under advisement.

Adopting the City of Lincoln Title VI Civil Rights Plan to Satisfy Federal Compliance Requirements Related to Qualification for the Receipt of Federal-Aid Transportation Project Funds;

Adopting the City of Lincoln ADA/Section 504 Rehabilitation Act Policy to Satisfy Federal Compliance Requirements Related to Qualification for the Receipt of Federal-Aid Transportation Project Funds - Don Taute, Asst. City Attorney, came forward to state the plans are in place which are the compliance requirements whenever projects use federal funds.

This matter was taken under advisement.

Accepting a Donation of $600,000.00 from the Lincoln Community Foundation on Behalf of Sheila Dickinson Dinimore Graf and Burkert Graf for the Construction and Endowment of an Amphitheater and Associated Seating/Shade Structure and Surrounding Pathways in Union Plaza, Generally Located at North 21st Street and Q Street - Lynn Johnson, Director of Parks & Recreation, came forward to
acknowledge this gift to the City which will make huge impacts over time. He said through a consultation process a name for the facility would be established in the future. He thanked the numerous parties who have made amazing gifts to this project.

Council Members expressed appreciation to the Graf family, Lynn Johnson and other fund-raisers for the beautiful area.

This matter was taken under advisement.

COUNCIL ACTION

REPORTS OF CITY OFFICERS

RESOLUTION APPROVING THE CITY OF LINCOLN’S INVESTMENT ACTIVITY REPORT FROM THE CITY TREASURER FOR THE SECOND QUARTER, FISCAL YEAR 2009-10 - CLERK read the following resolution, introduced by Jayne Snyder, who moved its adoption:

A-85836

BE IT HEREBY RESOLVED BY THE CITY COUNCIL of the City of Lincoln, Nebraska:

That the Investment Activity report and attached list of investments be confirmed and approved, and the City Treasurer is hereby directed to hold said investments until maturity unless otherwise directed by the City Council.

Introduced by Jayne Snyder

Seconded by Cook & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.

REPORT FROM THE CITY TREASURER OF FRANCHISE TAX FOR 1ST QUARTER 2010 FROM TIME WARNER CABLE - CLERK presented said report which was placed on file in the Office of the City Clerk.

(41-2518A)

REPORT FROM CITY TREASURER OF FRANCHISE TAX FOR THE MONTH OF MARCH 2010 FROM BLACK HILLS/NEBRASKA GAS UTILITY CO., LLC - CLERK presented said report which was placed on file in the Office of the City Clerk.

(16-1)

CLERK’S LETTER AND MAYOR’S APPROVAL OF RESOLUTIONS AND ORDINANCES PASSED BY THE CITY COUNCIL ON APRIL 26, 2010 - CLERK presented said report which was placed on file in the Office of the City Clerk. (27-1)

PETITIONS & COMMUNICATIONS

SETTING THE HEARING DATE OF MONDAY, JUNE 7, 2010 AT 3:00 P.M. FOR THE APPLICATION OF MORAN’S LIQUOR WORKS, LLC DBA MORAN’S LIQUOR WORKS FOR THE ADDITION OF A CATERING LICENSE TO ITS CLASS D LIQUOR LICENSE LOCATED AT 3400 A STREET - CLERK read the following resolution, introduced by Jayne Snyder, who moved its adoption:

A-85837

BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, June 7, 2010, at 3:00 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th St., Lincoln, NE, for the Application of Moran’s Liquor Works, LLC dba Moran’s Liquor Works for the addition of a catering license to its Class D liquor license located at 3400 A Street.

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

Introduced by Jayne Snyder

Seconded by Cook & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.

THE FOLLOWING HAVE BEEN PLACED ON FILE IN THE OFFICE OF THE CITY CLERK:

ADMINISTRATIVE AMENDMENT NO. 10019 TO SPECIAL PERMIT NO. 1121A APPROVED BY THE PLANNING DIRECTOR ON APRIL 28, 2010 REQUESTED BY AT&T MOBILITY TO AMEND THE SITE PLAN TO INCLUDE AN ADDITIONAL GROUND EQUIPMENT SHELTER TO HOUSE AT&T FACILITIES ASSOCIATED WITH THE MONOPOLE LOCATED ON THIS SITE LOCATED AT 8183 PIONEERS BLVD.

ADMINISTRATIVE AMENDMENT NO. 10020 TO SPECIAL PERMIT NO. 450P APPROVED BY THE PLANNING DIRECTOR ON APRIL 28, 2010 REQUESTED BY ERICKSON SULLIVAN ARCHITECTS TO AMEND THE SITE PLAN TO INCLUDE A “FAMILY HOUSING UNIT” NEAR THE SOUTHWEST CORNER OF THE MADONNA CAMPUS AND TO AMEND THE GENERAL NOTES ACCORDINGLY ON PROPERTY GENERALLY LOCATED NEAR S. 52ND STREET AND NORMAL BLVD.
APPLICATION OF LEONARD AND STEPHEN JIMENEZ DBA LA PALOMA FOR A CLASS I LIQUOR LICENSE
AT 8320 NORTHWOODS PLAZA, SUITE 800 - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

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 Leonard and Stephen Jimenez dba La Paloma for a Class “I” liquor license at 8320 Northwoods Plaza, Suite 800, Lincoln, Nebraska, for the license period ending April 30, 2011, be approved with the condition that:
1. Applicant must successfully complete the responsible beverage server training course required by Section 5.04.035 of the Lincoln Municipal Code within 30 days of approval of this resolution.
2. The premise must comply 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 Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.

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

CHANGE OF ZONE 10009 - APPLICATION OF PIONEER WOODS, LLC FOR A CHANGE OF ZONE FROM O-3 OFFICE PARK DISTRICT TO B-2 PLANNED NEIGHBORHOOD BUSINESS DISTRICT, ON PROPERTY GENERALLY LOCATED AT PIONEER WOODS DRIVE AND PIONEERS BOULEVARD - CLERK read an ordinance, introduced by Adam Hornung, 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 second time.

PUBLIC HEARING - RESOLUTIONS

ADOPTING THE CITY OF LINCOLN TITLE VI CIVIL RIGHTS PLAN TO SATISFY FEDERAL COMPLIANCE REQUIREMENTS RELATED TO QUALIFICATION FOR THE RECEIPT OF FEDERAL-AID TRANSPORTATION PROJECT FUNDS. (5/3/10 - P.H. CONV’T W/ACTION TO 5/10/10) - PRIOR to reading:

COOK Moved to amend Bill No. 10R-112 in the following manner:
1. On page 1, line 22, after the word "Nebraska" insert the words which is attached hereto as Attachment "A".
2. Accepting the attached Attachment "A" to be included with this resolution.

Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.

WHEREAS, certain transportation facilities (roads, streets, trails, and others) in the City of Lincoln have been designated as being eligible for federal funds by the Federal Highway Administration in compliance with federal laws pertaining thereto; and
WHEREAS, the City of Lincoln desires to continue to participate in federal aid transportation construction programs; and
WHEREAS, the Nebraska Department of Roads, as a recipient of said federal funds, is charged with oversight of the expenditures of said funds; and
WHEREAS, the City of Lincoln, as a sub-recipient of said federal aid funding, is charged with the responsibility of expending said funds in accordance with federal and state law, the rules and regulations of the Federal Highway Administration, the requirements of the Local Public Agency (LPA) Guidelines Manual of the Nebraska Department of Roads, and the Title VI Civil Rights Plan of the City of Lincoln; and
WHEREAS, the City of Lincoln understands that the failure to meet all requirements for federal funding could lead to a project(s) being declared ineligible for federal funds, which could result in the City of Lincoln being required to repay some or all of the federal funds expended for a project(s).

NOW, THEREFORE, BE IT RESOLVED, the City Council of the City of Lincoln, Nebraska does hereby adopt and bind itself to comply with all applicable federal law, including the rules and regulations of the Federal Highway Administration, all applicable state law, and rules and regulations (Nebraska Administrative
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Code), and the requirements of the LPA Guidelines Manual of the Nebraska Department of Roads, and the Title VI Civil Rights Plan of the City of Lincoln, Nebraska which is attached hereto as Attachment "A".

BE IT FURTHER RESOLVED that the City Council of the City of Lincoln, Nebraska does hereby designate the following as responsible for the management of the Title VI -- Civil Rights Plan Process: The Equal Opportunity Officer for the City of Lincoln and the Ombudsman for the City of Lincoln.

Introduced by Jonathan Cook
Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.

ADOPTING THE CITY OF LINCOLN ADA/SECTION 504 REHABILITATION ACT POLICY TO SATISFY FEDERAL COMPLIANCE REQUIREMENTS RELATED TO QUALIFICATION FOR THE RECEIPT OF FEDERAL-AID TRANSPORTATION PROJECT FUNDS. (5/3/10 - P.H. CON’T W/ACTION TO 5/10/10) - Prior to reading:

COOK Moved to amend Bill No. 10R-113 in the following manner:
1. On page 1, line 22, after the word "Nebraska" insert the words which is attached hereto as Attachment "A".
2. Accepting the attached Attachment "A" to be included with this resolution.

Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.

WHEREAS, certain transportation facilities (roads, streets, trails, and others) in the City of Lincoln have been designated as being eligible for federal funds by the Federal Highway Administration in compliance with federal laws pertaining thereto; and

WHEREAS, the City of Lincoln desires to continue to participate in federal aid transportation construction programs; and

WHEREAS, the Nebraska Department of Roads, as a recipient of said federal funds, is charged with oversight of the expenditures of said funds; and

WHEREAS, the City of Lincoln, as a sub-recipient of said federal aid funding, is charged with the responsibility of expending said funds in accordance with federal and state law, the rules and regulations of the Federal Highway Administration, the requirements of the Local Public Agency (LPA) Guidelines Manual of the Nebraska Department of Roads, and the Americans with Disabilities/Section 504 -- Civil Rights Policy of the City of Lincoln; and

WHEREAS, the City of Lincoln understands that the failure to meet all requirements for federal funding could lead to a project(s) being declared ineligible for federal funds, which could result in the City of Lincoln being required to repay some or all of the federal funds expended for a project(s).

NOW, THEREFORE, BE IT RESOLVED, the City Council of the City of Lincoln, Nebraska does hereby adopt and bind itself to comply with all applicable federal law, including the rules and regulations of the Federal Highway Administration, all applicable state law, and rules and regulations (Nebraska Administrative Code), and the requirements of the LPA Guidelines Manual of the Nebraska Department of Roads, and the Americans with Disabilities/Section 504 -- Civil Rights Policy of the City of Lincoln, Nebraska which is attached hereto as Attachment "A".

BE IT FURTHER RESOLVED that the City Council of the City of Lincoln, Nebraska does hereby designate the following as responsible for the management of the Americans with Disabilities/Section 504 -- Civil Rights Policy process of the City of Lincoln: The Equal Opportunity Officer for the City of Lincoln and the Ombudsman for the City of Lincoln.

Introduced by Jonathan Cook
Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.

ACCEPTING A DONATION OF $600,000.00 FROM THE LINCOLN COMMUNITY FOUNDATION ON BEHALF OF SHEILA DICKINSON DINSMORE GRAF AND BURKET GRAF FOR THE CONSTRUCTION AND ENDOWMENT OF AN AMPHITHEATER AND ASSOCIATED SEATING/SHADE STRUCTURE AND SURROUNDING PATHWAYS IN UNION PLAZA, GENERALLY LOCATED AT NORTH 21ST STREET AND Q STREET - CLERK read the following resolution, introduced by Adam Hornung, who moved its adoption:

A-85841 WHEREAS, an offer of donation in the amount of $600,000.00 has been made by the Lincoln Community Foundation on behalf of Sheila Dickinson Dinsmore Graf and Burket Graf to the City of Lincoln for the purpose of constructing park improvements consisting of an amphitheater and associated seating/shade structure and surrounding pathways in Union Plaza generally located at North 21st Street and Q Street; and
WHEREAS, the parties desire to establish an endowment for on-going park maintenance of the amphitheater in Union Plaza; and
WHEREAS, the Parks & Recreation Department with the Lincoln Community Foundation will determine a name for the amphitheater as guided by the facility naming policy.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska, that the $600,000.00 donation for construction of an amphitheater, to be named as guided by the facility naming policy, and associated seating/shade structure and surrounding pathways in Union Plaza generally located at North 21st Street and Q Street and the establishment of an endowment for on-going maintenance of said improvements, is hereby accepted and approved effective the date of its receipt.

BE IT FURTHER RESOLVED that the deep and sincere appreciation of the City of Lincoln to the Lincoln Community Foundation on behalf of Sheila Dickinson Dinsmore Graf and Burkett Graf for this gift is hereby expressed and made a part of the records of the City of Lincoln.

Introduced by Adam Hornung
Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.

ORDINANCE - 1st READING & RELATED RESOLUTIONS (as required) - NONE

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

APPROVING AN AGREEMENT BETWEEN THE CITY AND THE MUELLER/BIGERT RENTALS FOR THE LEASE OF OFFICE SPACE BY AGING PARTNERS FOR ITS PERSONAL & FAMILY SERVICES PROGRAM AT 137 N. 8TH STREET, GENEVA, NE 68361 FOR A TERM OF AUGUST 1, 2010 THROUGH JULY 31, 2011 - CLERK read an ordinance, introduced by Jonathan Cook, accepting and approving a Lease Agreement between the City of Lincoln and Mueller/Bigert Rentals for the lease of office space by the Aging Partners for its Aging Partners Personal & Family Services program located at 302 N. 8th Street, Geneva, NE 68361, for a term of August 1, 2010 through July 31, 2011, the third time.

COOK Moved to pass the ordinance as read.
Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None. The ordinance, being numbered #19383, is recorded in Ordinance Book #26, Page

AMENDING SECTION 2.76.150 OF THE LINCOLN MUNICIPAL CODE RELATING TO PAY INCREASES FOR EXCEPTIONAL SERVICE WITHIN THE CITY’S MERIT PAY PLAN TO CLARIFY LANGUAGE TO PROVIDE CONSISTENCY BETWEEN THE LINCOLN MUNICIPAL CODE AND VARIOUS LABOR AGREEMENTS - CLERK read an ordinance, introduced by Jonathan Cook, amending Section 2.76.150 of the Lincoln Municipal Code relating to pay increases for exceptional service within the City’s merit pay plan to clarify language to provide consistency between the Lincoln Municipal Code and various labor agreements; and repealing Section 2.76.150 of the Lincoln Municipal Code as hitherto existing, the third time.

COOK Moved to pass the ordinance as read.
Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None. The ordinance, being numbered #19384, is recorded in Ordinance Book #26, Page

AUTHORIZING THE SALE OF SURPLUS PROPERTY DESCRIBED AS PORTIONS OF LOTS 11 AND 12, WESLEYAN HEIGHTS ADDITION, GENERALLY LOCATED NORTHWEST OF NORTH 41ST STREET AND GREENWOOD STREET TO B&J PARTNERSHIP - CLERK read an ordinance, introduced by Jonathan Cook, authorizing the sale of surplus property described as portions of Lots 11 and 12, Wesleyan Heights Addition, generally located northwest of North 41st Street and Greenwood Street to B&J Partnership, the third time.

COOK Moved to pass the ordinance as read.
Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None. The ordinance, being numbered #19385, is recorded in Ordinance Book #26, Page

APPROVING THE AMENDED AND RESTATED DEVELOPMENT AND CONDITIONAL ZONING AGREEMENT BETWEEN THE CITY AND B&J PARTNERSHIP, LTD. RELATING TO THE DEVELOPMENT OF CVS PHARMACY ON PROPERTY GENERALLY LOCATED AT S. 15TH STREET AND SOUTH STREET. (RELATED ITEMS: 10R-109, 10-45, 10R-110) (ACTION DATE: 5/10/10) - PRIOR to reading:
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CARROLL Moved to delay action on Bill No. 10R-109 for one week to May 17, 2010. SNIYDER Seconded.

COOK Suggested a friendly amendment to include all related items. Accepted by Carroll and Snyder.

COOK Moved to table the question. Seconded by Hornung & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.

COOK Moved to remove the question from the table. Seconded by Hornung & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None. Final vote to delay action. AYES: Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: Camp.

CHANGE OF ZONE 10003 - APPLICATION OF B&J PARTNERSHIP FOR A CHANGE OF ZONE FROM R-5 AND R-2 RESIDENTIAL DISTRICTS TO B-3 COMMERCIAL DISTRICT AND O-2 SUBURBAN OFFICE DISTRICT ON PROPERTY GENERALLY LOCATED NORTHWEST OF THE INTERSECTION OF SOUTH 16TH STREET AND SOUTH STREET. (RELATED ITEMS: 10R-109, 10-45, 10R-110) (ACTION DATE: 5/10/10) - PRIOR to reading:

CARROLL Moved to delay action on Bill No. 10-45 for one week to May 17, 2010. SNIYDER Seconded.

COOK Suggested a friendly amendment to include all related items. Accepted by Carroll and Snyder.

COOK Moved to table the question. Seconded by Hornung & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.

COOK Moved to remove the question from the table. Seconded by Hornung & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None. Final vote to delay action. AYES: Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: Camp.

HEARING ON THE APPEALS BY BRAD NELSON AND THE NEAR SOUTH NEIGHBORHOOD ASSOCIATION OF THE PLANNING COMMISSION APPROVAL OF SPECIAL PERMIT NO. 10008 REQUESTED BY B&J PARTNERSHIP FOR AUTHORITY TO SELL ALCOHOLIC BEVERAGES FOR CONSUMPTION OFF THE PREMISES ON PROPERTY GENERALLY LOCATED NORTHWEST OF SOUTH 16TH STREET AND SOUTH STREET. (RELATED ITEMS: 10R-109, 10-45, 10R-110) (ACTION DATE: 5/10/10) - PRIOR to reading:

CARROLL Moved to delay action on Bill No. 10R-110 for one week to May 17, 2010. SNIYDER Seconded.

COOK Suggested a friendly amendment to include all related items. Accepted by Carroll and Snyder.

COOK Moved to table the question. Seconded by Hornung & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.

COOK Moved to remove the question from the table. Seconded by Hornung & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None. Final vote to delay action. AYES: Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: Camp.

OPEN MICROPHONE

Teri Pope-Gonzalez, 349 S. 1st Street, came forward to complain about the unhealthy air quality in her residentially-zoned neighborhood which is located near an industrial concrete facility. She feels that a baffle wall should have been built years ago to protect her neighborhood from the concrete dust. Ms. Pope-Gonzalez reported that her Council representative has not contacted her in the eight years she has experienced problems. She said a scheduled meeting with Health Department officials was planned following her November 2009 Council appearance, but it never occurred.

Rod M. Confer, City Attorney, came forward to respond to Council questions. He said he would follow up with the Mayor and Health Director for explanation why a meeting was never scheduled. Mr. Confer also agreed to have a legal representative follow up on any possible OSHA violations.
Lin Quenzer, City Ombudsman, came forward to speak on this issue. She recalled her involvement began in 1999-2000 at the request of Council Member Cook. She recounted steps in the process beginning with the City’s approval of industrial use in the area, followed by numerous complaints by Ms. Pope-Gonzalez, resulting in more than 2,000 hours of investigations by Health Dept. and Building & Safety Dept. staff. Ms. Quenzer said currently, litigation efforts are underway between the two private parties.

In response to Ms. Pope-Gonzalez’s charges, Council Member Cook clarified that he did meet with her and was present at meetings. He stated that while this is a difficult situation, not everything is fixable by the municipal government. He said real problems and environmental hazards ought to have action taken by agencies at the state and federal level.

This matter was taken under advisement.

Jane Svoboda, address not given, came forward to speak on healthcare matters. She explained her negative view of hospice and the use of advanced directives. She offered other techniques to heal the frail and weak. Ms. Svoboda stated we all have the right to life, liberty and the pursuit of happiness.

This matter was taken under advisement.

Richard Esquivel, 733 W. Cuming, came forward to share his comments on the Haymarket Arena project. He said in the past two years since the project began and after reading/reviewing information, he has concluded that no one knows the entire cost and aspects of this project. Mr. Esquivel surmised it would be similar to the costs and overruns of the Antelope Valley project which he feels only benefits the University and Downtown Lincoln. As a restaurant owner, Mr. Esquivel said collecting an additional 2% sales tax will not benefit his small business but may in fact, hinder it. He offered a suggestion to increase City revenue by assessing a wheel tax on non-residential University students.

This matter was taken under advisement.

John Austin, 826 S. 14th St., came forward to comment on the Haymarket Arena project. He feels Lincoln does not need any more debt. He expressed concern that environmental clean up costs will be greater than estimated. Mr. Austin suggested the City fix the streets, sidewalks and alleys. He urged voters to consider that the University can build their own arena.

This matter was taken under advisement.

MISCELLANEOUS BUSINESS

PENDING -

CAMP Moved to extend the Pending List to May 17, 2010.
Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.

UPCOMING RESOLUTIONS

CAMP Moved to approve the resolutions to have Public Hearing on May 17, 2010.
Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.
CAMP Moved to adjourn the City Council meeting of May 10, 2010. Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.

Joan E. Ross, City Clerk

Sandy L. Dubas, Senior Office Assistant