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

Council Chair Spatz 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**

Snyder Having been appointed to read the minutes of the City Council proceedings of October 4 reported having done so, found same correct. Seconded by Camp and carried by the following vote: AYES: Camp, Carroll, Cook, Hornung, Snyder, Spatz; NAYS: None; ABSENT: Emery.

**Mayor’s Award of Excellence**

Mayor Beutler presented the September Mayor’s Award of Excellence to Bill Luxford, Public Information Specialist III, for the Citizen Information Center division of the Mayor’s Department in the category of Customer Relations and Productivity. This is to recognize the special programming that Bill produced and created around the Special Olympics National Games this last summer and also his video production of the 2009 Star City Parade. When KOLN KGIN notified GoLincolnGo that the station could no longer provide the production crew and equipment for the Star City Holiday Parade in 2009 Bill agreed to produce the show for the station to air statewide which resulted in the finest live TV show the parade had in 25 years. Bill included University Journalism students in these productions which provided a tremendous learning environment for these students. Jerry Renaud, Professor of Broadcasting at the University of Nebraska and deb Johnson, former Executive Director of GoLincolnGo supported this recognition.

Diane Gonzolas, stated Bill was deserving of this public recognition for his effort all year around not just these two occasions. She introduced two of her co-conspirators in the award, Professor Jerry Renaud from UNE, and Chad Hood with the United Way of Lincoln Lancaster County representing GoLincolnGo.

**Public Hearing**

APPLICATION OF VANEISER LLC DBA VENUE RESTAURANT & LOUNGE FOR A CLASS I LIQUOR LICENSE AT 4107 PIONEER WOODS DRIVE, #107;
MANAGER APPLICATION OF BRUCE K. BAUER FOR VANEISER LLC DBA VENUE RESTAURANT & LOUNGE AT 4107 PIONEER WOODS DRIVE, #107 - Bruce Bauer, 19716 Mason Street, Elkhorn, NE, took oath, and stated they have taken the east side between Paint Yourself Silly and the lead kitchen using the space as a conference room that will hold approximately 100 people.

John Austin, 811 S. 13th Street, came forward to state that anybody who wants to expand their business or buy a liquor license should be entitled to do that.

This matter was taken under advisement.

APPLICATION OF THE PRESS BOX, INC. DBA THE PRESS BOX FOR A CLASS I LIQUOR LICENSE AT 5601 SOUTH 56TH STREET;
MANAGER APPLICATION OF JOHN L. LARSEN FOR THE PRESS BOX, INC. DBA THE PRESS BOX AT 5601 SOUTH 56TH STREET - Jorena Larsen, 4920 Bear Creek Rd., came forward to take the oath and to answer any questions.

This matter was taken under advisement.

APPLICATION OF BNW CORPORATION DBA 19TH STREET LIQUOR FOR A CLASS D LIQUOR LICENSE AT 230 SOUTH 19TH STREET;
MANAGER APPLICATION OF FISEHA TESFAZION FOR BNW CORPORATION DBA 19TH STREET LIQUOR AT 230 SOUTH 19TH STREET - John Boehm, 811 S. 13th St., came forward representing the applicant and took the oath. He stated this is the second store the applicant has opened and has seen an opportunity to expand his business and to hire four more people at a new location.

Fiseha Tesfazion, 2010 S. 13th Street, #3, took oath and was available for questions.

This matter was taken under advisement.

**Assessing Public Health Nuisance Abatement Costs Associated With the Clearing of Public Nuisances by the Health Department to the Following Benefitted Properties:** 1747 S. 15TH, 1635 S. 16TH, 5730 O, 1520 N. 25TH, 844 PEACH, 1425 N. 24TH, 1437 S. 14TH, 1834 PROSPECT, 720 WASHINGTON, 1020 PLUM, 1520 N. 14TH, 5601 N. 1564 WASHINGTON, 1427 N. 15TH, 5139 COOPER, 120 1/2 S. 1450 O, 577 S. 2223 ORCHARD, 2928 S. 4626 MADISON, 550 N. W. 8TH, 2400 N. 2905 VINE, 2327 D, 436 S. 30TH, 2436 S. 8TH, 1608 N. 25TH, 333 N. 24TH, 3810 DUDLEY, 508 S. 25TH, 619 S. 55TH, 1942 SKYLINE, 2213 S.W. 18TH - Scott Holmes, Division Manager of Environmental Health Dept., stated the Health Department receives complaints on health conditions. A letter is sent to the owner and/or an occupied tenant as well. After about one week the property is investigated and if the problem has not been fixed a certified letter is sent to the property owner and the tenant informing them if the problem is not cleaned up within five days a contractor will come out to clean it up at the expense of the owner or tenant. Typically the issue is garbage.
John Austin, 811 S. 13th Street, came forward to state he does not feel the people are given enough notice. He reported an incident years ago when some valued property of his was hauled away before he could do something with it. Mr. Holmes replied they now take photos of what was there, what was removed and what was left behind. If there would be something of value that was taken in the cleanup there is a process to compensate the owner. The cost for the cleanup includes cost for staff time, mileage, administrative expense of certified letters and the removal of the waste. This matter was taken under advisement.

APPROVING THE FOUR-YEAR CONTRACT BETWEEN DICKEY & BURHAM, INC. AND THE CITY OF LINCOLN FOR THE PROVISION OF SNOW AND ICE REMOVAL FOR THE ASHLAND WATER TREATMENT PLANT - Bob Walla, Asst. Purchasing Agent, came forward stating this is a four year contract. The cost of the snow/ice removal with the snow brush is $88 per hour and by shovel is $37 per hour. The snow brush is with a bobcat including time and equipment which is why it would cost more.

This matter was taken under advisement.

APPROVING THE INTERLOCAL AGREEMENT BETWEEN WYUKA CEMETERY AND THE CITY OF LINCOLN FOR CONSERVING AND IMPROVING THE EXISTING POND THAT IS PART OF THE URBAN DRAINAGE SYSTEM GENERALLY LOCATED ADJACENT TO "O" STREET AT THE MAIN ENTRANCE TO WYUKA - Ben Higgins, Senior Engineer for Watershed Management, stated this is a water quality project in conjunction with a project Wyuka is doing. It is for sediment forebay and trash racks to keep sediment and debris out of the pond. Anything they can keep out of the pond helps when there is a heavy rain that would flush out of that pond and pollute the waterways. Watershed is paying for the design and construction of the pond and Wyuka will do the day to day maintenance on it.

This matter was taken under advisement.

APPROVING AN AGREEMENT BETWEEN THE CITY 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 ONE YEAR FROM JANUARY 1, 2011 THROUGH DECEMBER 31, 2011 - Ben Higgins, Senior Engineer for Watershed Management, stated this is the fourth year of monitoring in a five year plan. Next year will be more of an analysis of this. The cost is $90,642.00 with half coming from the General Fund and the other half is from the NRD and from grants. John Austin, 826 S. 14th Street, why isn’t the price listed on the agenda item so the people know how you are spending the money to the University?

This matter was taken under advisement.

APPROVING THE FIRST AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN THE LOWER PLATTE SOUTH NATURAL RESOURCES DISTRICT AND THE CITY OF LINCOLN FOR THE DEVELOPMENT OF A NATURAL PLAY SPACE IN BELMONT PARK TO EXPAND THE SCOPE OF THAT AGREEMENT TO INCLUDE UNION PLAZA AND OTHER NATURAL PLAY SPACES WHICH THE PARTIES MAY AGREE UPON AND TO PROVIDE FOR ADDITIONAL FUNDING FROM THE LPSNRD IN THE AMOUNT OF $60,000.00 - Lynn Johnson, Director of Parks & Recreation Dept., stated we have established a relationship with the Lower Platte South Natural Resource District to develop natural play areas in parks and eventually throughout the community. Last year a project was started in Belmont Park to replace the play area with a natural play area for which NRD provided $50,000 to be used for design in the initial construction of that site. This is an extension of that agreement for $60,000 which expands the list of park areas where this funding can be applied. This will include Union Plaza.

This matter was taken under advisement.

COUNCIL ACTION

REPORTS OF CITY OFFICERS

REAPPOINTING JOHN BAYLOR, BEATTY BRASCH AND KIM PHELPS TO THE STARTRAN ADVISORY BOARD FOR TERMS TO EXPIRE OCTOBER 20, 2013 - CLERK read the following resolution, introduced by Jayne Snyder, who moved its adoption:

BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That the reappointment of John Baylor, Beatty Brash and Kim Phelps to the StarTran Advisory Board for terms expiring October 20, 2013, is hereby approved.

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

REAPPOINTING JANET GOODMAN-BANKS, OLGA KANNE, AND COLETTE POLITE TO THE MULTICULTURAL ADVISORY COMMITTEE FOR TERMS TO EXPIRE SEPTEMBER 18, 2013 - CLERK read the following resolution, introduced by Jayne Snyder, who moved its adoption:

BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That the reappointment of Janet Goodman-Banks, Olga Kanne, Colette Polite (formerly Colette Mast) to the Multicultural Advisory Committee for terms expiring September 18, 2013, is hereby approved.

Introduced by Jayne Snyder
Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Hornung, Snyder, Spatz; NAYS: None; ABSENT: Emery.
APPOINTING ASHLEY MCWILLIAMS TO THE MULTICULTURAL ADVISORY COMMITTEE TO FILL AN UNEXPIRED TERM EXPIRING SEPTEMBER 18, 2012 - CLERK read the following resolution, introduced by Jayne Snyder, who moved its adoption:

A-86042
BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska: That the appointment of Ashley McWilliams to the Mayor's Multicultural Advisory Committee for a term expiring on September 18, 2012, is hereby approved.

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

APPOINTING ANDY POLLOCK TO THE CABLE ADVISORY BOARD TO FILL AN UNEXPIRED TERM EXPIRING JULY 1, 2012 - CLERK read the following resolution, introduced by Jayne Snyder, who moved its adoption:

A-86043
BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska: That the appointment of Andy Pollock to the Cable Advisory Board for a term expiring July 1, 2012, is hereby approved.

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

APPOINTING RANDY JONES TO THE KENO ADVISORY BOARD FOR A TERM TO EXPIRE JULY 1, 2013 – CLERK read the following resolution, introduced by Jayne Snyder, who moved its adoption:

A-86044
BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska: That the appointment of Randy Jones to the Keno Advisory Board for a term expiring on July 1, 2013, is hereby approved.

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

REAPPOINTING MARVONA EASLEY TAVLIN TO THE KENO ADVISORY BOARD FOR A TERM TO EXPIRE JULY 1, 2013 - CLERK read the following resolution, introduced by Jayne Snyder, who moved its adoption:

A-86045
BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska: That the reappointment of Marvona Easley Tavlin to the Keno Advisory Board for a term expiring on July 1, 2013, is hereby approved.

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

REPORT FROM CITY TREASURER OF FRANCHISE TAX FOR THE MONTH OF AUGUST 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.

REPORT FROM CITY TREASURER OF E911 OCCUPATION TAX FOR THE MONTH OF AUGUST: QWEST, GRANITE, LEVEL 3, TWC DIGITAL PHONE, COTREL, BUDGET PREPAY, 8X8, AT&T OF MIDWEST, VONAGE AMERICA, CHARTER FIBERLINK - NE, I NETWORKS, ACN - CLERK presented said report which was placed on file in the Office of the City Clerk.

REPORT FROM CITY TREASURER OF TELECOMMUNICATION TAX FOR THE MONTH OF JULY, 2010: SPRING, NEBRASKA TECHNOLOGY & TELECOMM., CRICKET, TWC DIGITAL PHONE, VIRGIN MOBILE USA, QWEST, AT&T OF MIDWEST, USOC OF GREATER IOWA, NEW CIRCULAR WIRELESS PCS, ALLTEL COMM OF NE, WWC LICENSEE, VERIZON WIRELESS, OMMA CELLULAR, PRIMUS, USOC OF NE/KS, CELLO PARTNERSHIP, SIOUX CITY MSA, TELECORP, IBM GLOBAL, KDDI AMERICA, PUBLIC COMM. SERVICES, GLOBAL CROSSING, UCN, MCLROODUSA, ARIZONA TELEPHONE, BROADING, ACN, WORKING ASSETS FUNDING, COUNTRY, GRANITE, X0, TRANS NATIONAL, CINCINNATI BELL ANY DISTANCE, TRACFONE WIRELESS, TCG OMAHA, INTELCALL OPERATOR, VOICECOM, NEW EDGE NETWORKS, GLOBALSTAR USA, CTI LONG DISTANCE, 18 AUGUST 2010: WINDSTREAM NEBRASKA, UNITE PRIVATE NETWORKS, D&D, SPRINT SPECTRUM, NEXTEL, SPRING, MCI, BUSINESS TELECOM, VIAERO WIRELESS, ZONE, LIGHTYEAR NETWORK, NEXTEL WEST, NEXTEL BOOST WEST, ENHANCED, TRI-M, GRASSHOPPER GROUP, FIRST COMMUNICATIONS, GLOBALCOM, NORSTAN NETWORK, SBC LONG DISTANCE, NOVEGA VENTURE, PIONEER, IBFA ACQUISITIONS, WHOLESALE CARRIER, NOS, NOSVA, YESTEL USA, TOTAL HOLDINGS, I-WIRELESS, BT AMERICAS, TSG GLOBAL, 3GNETWORKS (USA), AT&T MOBILE TELEPHONE - CLERK presented said report which was placed on file in the Office of the City Clerk.

PETITIONS & COMMUNICATIONS

PLACED ON FILE IN THE CITY CLERKS OFFICE:
Administrative Amendment No. 10051 to Change of Zone No. 05054A, Prairie Village North Planned Unit Development, approved by the Planning Director on September 28, 2010, requested by Olson Associates, to add one lot in the northwest area of the development, generally located at N. 84th St. and Prentom St.

Administrative Amendment No. 10027 to Use Permit No. 05006, Vintage Heights Commercial Center, approved by the Planning Director on September 28, 2010, requested by Momma’s Development Company, LLC, to revise the site plan to show the former Lot 2, Block 2, being subdivided to create Lots 2, 5, 6, 7 and 8, Block 2, along with the creation of a private roadway Cuthills Court, on property generally located at S. 84th St. and Old Cheney Rd.
Administrative Amendment No. 10055 to Special Permit No. 1951, Hartland Homes Southwest 1st Community Unit Plan, approved by the Planning Director on October 4, 2010, requested by Bradley Buresh, to allow an unenclosed deck in the rear yard up to 10 feet from the rear lot line on Lot 2, Block 4, as indicated in the site plan. This lot has an irregular shape with a 19 foot rear yard setback and due to the shape of the lot, the encroachment will only occur in a small triangular shaped area. Property is located at 1924 W. Apricot Lane.

REferred to the Planning Department:
Change of Zone 10021 - Application of The Dairy House, LLC from I-1 Industrial District to B-4 Lincoln Center Business District on property located at S. 8th Street and M Street.
Change of Zone 10021 - Application of Garry W. Bushboom, successor trustee of The Ruth M. Borchers Trust from AG Agricultural District to AGR Agricultural Residential District on property located at SW 56th Street and W. Van Dorn Street.

Setting the Hearing Date of Monday, November 1, 2010 at 3:00 p.m. for the Application of Mix It Up LLC dba Zen’s Lounge for a Class C Liquor License located at 122 N. 11th Street, Ste. 100B - Clerk read the following resolution, introduced by Adam Hornung, who moved its adoption:

A-86047
BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Mon., November 1, 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 Application of Mix It Up LLC dba Zen’s Lounge for a Class C liquor license located at 200 S. 18th Street.
If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

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

Liquor Resolutions

Application of Vanesiser LLC dba Venue Restaurant & Lounge for a Class I liquor license located at 4107 Pioneer Woods Drive, #107 - Clerk read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-86048
BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, October 11, 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 Application of Vanesiser LLC dba Venue Restaurant & Lounge for a Class I liquor license located at 4107 Pioneer Woods Drive, #107. If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

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

Manager Application of Bruce K. Bauer for Vanesiser LLC dba Venue Restaurant & Lounge located at 4107 Pioneer Woods Drive, #107, Lincoln, Nebraska has been approved for a Retail Class “I” liquor license, and now requests that Bruce K. Bauer be named manager; WHEREAS, Bruce K. Bauer 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 Bruce K. Bauer 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.

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

Application of the Press Box, Inc. dba The Press Box for a Class I liquor license at 5601 South 56th Street - Clerk read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-86050
BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, November 1, 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 Application of Bruce K. Bauer for Vanesiser LLC dba Venue Restaurant & Lounge located at 4107 Pioneer Woods Drive, #107. If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Hornung, Snyder, Spatz; NAYS: None; ABSENT: Emery.
date is hereby set for Monday, October 11, 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 Application of The Press Box, Inc. dba The Press Box for a Class I liquor license located at 5601 S. 56th Street.

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

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

MANAGER APPLICATION OF JOHN L. LARSEN FOR THE PRESS BOX, INC. dba THE PRESS BOX AT 5601 SOUTH 56TH STREET - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-86051
WHEREAS, The Press Box, Inc. dba The Press Box located at 5601 South 56th Street, Lincoln, Nebraska has been approved for a Retail Class "I" liquor license, and now requests that John L. Larsen be named manager;

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

APPLICATION OF BNW CORPORATION dba 19TH STREET LIQUOR FOR A CLASS D LIQUOR LICENSE AT 230 SOUTH 19TH STREET - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-86052
BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, October 11, 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 Application of BNW Corporation dba 19th Street Liquor for a Class D liquor license located at 230 S. 19th Street.

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

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

MANAGER APPLICATION OF FISEHA TESFAZION FOR BNW CORPORATION dba 19TH STREET LIQUOR AT 230 SOUTH 19TH STREET - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-86053
WHEREAS, BNW Corporation dba 19th Street Liquor located at 230 South 19th Street, Lincoln, Nebraska has been approved for a Retail Class "D" liquor license, and now requests that Fiseha Tesfazion be named manager;

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

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

PUBLIC HEARING - RESOLUTIONS


A-86054
BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska that:
Pursuant to Section 8.26.040 of the Lincoln Municipal Code, the nuisance abatement costs as shown on the list which is a part of this resolution, are hereby assessed against the property set opposite each amount as shown thereon. Said assessments shall be delinquent from and after December 1, 2010 and draw interest as provided for in Neb. Rev. Stat. § 45-104.01 for assessments.

Introduced by Jayne Snyder
Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Hornung, Snyder, Spatz; NAYS: None; ABSENT: Emery.
ACCEPTING THE REPORT OF NEW AND PENDING CLAIMS AGAINST THE CITY AND APPROVING DISPOSITION OF CLAIMS SET FORTH FOR THE PERIOD OF SEPTEMBER 16 - 30, 2010 - CLERK read the following resolution, introduced by Jayne Snyder, who moved its adoption:

A-86055
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 September 30, 2010, 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:

<table>
<thead>
<tr>
<th>DENIED CLAIMS</th>
<th>ALLOWED/SETTLED CLAIMS</th>
</tr>
</thead>
<tbody>
<tr>
<td>LeAnne Rutt</td>
<td>$2,125.78</td>
</tr>
<tr>
<td>Wesley Miller o/b/o Maddox Miller</td>
<td>565.50</td>
</tr>
<tr>
<td>Clifford Herman</td>
<td>707.79</td>
</tr>
<tr>
<td>Jed Ellis</td>
<td>$3.00</td>
</tr>
<tr>
<td>Katie Jenkins</td>
<td>$960.67</td>
</tr>
</tbody>
</table>

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

APPROVING THE FOUR-YEAR CONTRACT BETWEEN DICKY & BURHAM, INC. AND THE CITY OF LINCOLN FOR THE PROVISION OF SNOW AND ICE REMOVAL FOR THE ASHLAND WATER TREATMENT PLANT - CLERK read the following resolution, introduced by Jayne Snyder, who moved its adoption:

A-86056
BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That the attached contract between the City of Lincoln and Dickey & Burham, Inc. for snow and ice removal for Ashland Water Treatment Plant, pursuant to Quote 3107, for a four-year period, upon the terms as set forth in said contract, is hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

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

APPROVING THE INTERLOCAL AGREEMENT BETWEEN WYUKA CEMETERY AND THE CITY OF LINCOLN FOR CONSERVING AND IMPROVING THE EXISTING POND THAT IS PART OF THE URBAN DRAINAGE SYSTEM GENERALLY LOCATED ADJACENT TO "O" STREET AT THE MAIN ENTRANCE TO WYUKA - CLERK read the following resolution, introduced by Jayne Snyder, who moved its adoption:

A-86057
BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That the Agreement attached hereto, marked as Attachment "A" and made a part hereof by reference, between the City of Lincoln and Wyuka Cemetery to design and construct stormwater best management practices at the Wyuka Cemetery pond 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 one fully executed copy of this Agreement and Resolution to Ben Higgins, Public Works and Utilities Department, and one fully executed copy of this Agreement also to Ben Higgins for transmittal to Wyuka Cemetery, care of Jeffrey Schumacher, Suite 200, 130-132 South 13th Street, PO Box 83246, Lincoln, NE 68501-3246.

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

APPROVING AN AGREEMENT BETWEEN THE CITY 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 ONE YEAR FROM JANUARY 1, 2011 THROUGH DECEMBER 31, 2011 - CLERK read the following resolution, introduced by Jayne Snyder, who moved its adoption:

A-86058
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 one year from January 1, 2011, through December 31, 2011, 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 one fully executed copy of this Agreement and Resolution to Ben Higgins, Public Works and Utilities Department, and one fully executed copy of this Agreement also to Ben Higgins for transmittal to Julie Poykko-Post, Office of Sponsored Programs, Alexander Building - West, 314 N. 14th Street, Suite B, 880430, Lincoln, NE 68588-0430.

Introduced by Jayne Snyder
Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Hornung, Snyder, Spatz; NAYS: None; ABSENT: Emery.
APPROVING THE FIRST AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN THE LOWER PLATTE SOUTH NATURAL RESOURCES DISTRICT AND THE CITY OF LINCOLN FOR THE DEVELOPMENT OF A NATURAL PLAY SPACE IN BELMONT PARK TO EXPAND THE SCOPE OF THAT AGREEMENT TO INCLUDE UNION PLAZA AND OTHER NATURAL PLAY SPACES WHICH THE PARTIES MAY AGREE UPON AND TO PROVIDE FOR ADDITIONAL FUNDING FROM THE LOWER PLATTE SOUTH NRD IN THE AMOUNT OF $60,000.00 - CLERK read the following resolution, introduced by Jayne Snyder, who moved its adoption:

A-85265

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

That the First Amendment to Interlocal Agreement between the Lower Platte South Natural Resources District and the City of Lincoln for the joint development of a natural play space in Belmont Park, approved by Resolution No. A-85265, to expand the scope of that Agreement to include Union Plaza and other natural play spaces which the parties may agree upon and to provide for additional funding from the Lower Platte South NRD in the amount of $60,000, upon the terms and conditions set forth in said First Amendment to Interlocal Agreement, which is attached hereto marked as Attachment “A”, is hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

The City Clerk is directed to transmit one fully executed original of said Agreement to Lynn Johnson, Director of Parks and Recreation Department, for transmittal and execution by the Lower Platte South NRD.

Introduced by Jayne Snyder

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

ORDINANCE - 1ST READING & RELATED RESOLUTIONS (as required)

APPROVING A LEASE AGREEMENT BETWEEN THE LINCOLN-LANCASTER COUNTY HEALTH DEPARTMENT AND ENTERPRISE COMPANY, INC. FOR THE LEASE OF OFFICE SPACE AT 2662 CORNHUSKER HIGHWAY FOR THE HEALTH DEPARTMENT’S WOMEN, INFANTS AND CHILDREN (WIC) PROGRAM FOR A THREE YEAR TERM - CLERK read an ordinance, introduced by Adam Hornung, approving a Lease Agreement between Lincoln-Lancaster County Health Department and Enterprise Company, Inc. For the lease of office space at 2662 Cornhusker Highway for the Health Department’s Women, Infants and Children (WIC) Program for a three year term, the first time.

APPROVING A LEASE AGREEMENT BETWEEN THE LINCOLN-LANCASTER COUNTY HEALTH DEPARTMENT AND THE LINCOLN MEDICAL EDUCATION PARTNERSHIP FOR THE LEASE OF OFFICE SPACE AT 4600 VALLEY ROAD FOR THE HEALTH DEPARTMENT’S WOMEN, INFANTS AND CHILDREN (WIC) PROGRAM FOR A FOUR YEAR TERM - CLERK read an ordinance, introduced by Adam Hornung, approving a Lease Agreement between the Lincoln-Lancaster County Health Department and the Lincoln Medical Education Partnership for the lease of office space at 4600 Valley Road for the Health Department’s Women, Infants and Children (WIC) Program for a four year term, the first time.

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

ANNEXATION NO. 08013 – AMENDING THE LINCOLN CORPORATE LIMITS MAP BY ANNEXING APPROXIMATELY 15 ACRES OF PROPERTY GENERALLY LOCATED SOUTHEAST OF THE SALT CREEK CROSSING AT WARLICK BOULEVARD - CLERK read an ordinance, introduced by Adam Hornung, 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 as established and shown thereon, the third time.

HORNUNG Moved to pass the ordinance as read.

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

The ordinance, being numbered #19460, is recorded in Ordinance Book #27, Page 263.

OPEN MICROPHONE

Jane Svoboda, no address given, came forward with her opinion on Chinese subliminals, Muslims in our military, health care issues, accurate census in America, and fair voting.

This matter was taken under advisement.

John Austin, 826 S. 14th Street, came forward questioning why the University of Nebraska took the State Fair grounds property when there is a lot of vacant land around Lincoln. He saw broken furniture at the City of Lincoln Lancaster County surplus sale and suggested it be taken to the Penitentiary to be rebuilt. He also saw 14 snow blowers without any paint worn off and wondered why they were being sold. He then asked why the City did not buy scoop shovels. He questioned why an Omaha contractor was in the City of Lincoln doing cement work.

This matter was taken under advisement.

Richard Esquivel, 733 Cumings St., came forward to ask what has Lincoln done for the small businesses to help them develop and grow? City of Lincoln businesses do not have the fees required to be able to sell at places like the University and the new arena. Large corporations and millionaires receive TIF funds so why not start something for small businesses. A lot of this money is going to corporations not even in Nebraska so why not look locally.

This matter was taken under advisement.
REGULAR MEETING
OCTOBER 11, 2010
Page 704

MISCELLANEOUS BUSINESS

PENDING -

CAMP Moved to extend the Pending List to October 18, 2010.
Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Hornung, Snyder, Spatz; NAYS: None; ABSENT: Cook, Emery.

UPCOMING RESOLUTIONS

CAMP Moved to approve the resolutions to have Public Hearing on October 18, 2010.
Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Hornung, Snyder, Spatz; NAYS: None; ABSENT: Cook, Emery.

ADJOURNMENT 3:41 P.M.

CAMP Moved to adjourn the City Council meeting of October 11, 2010.
Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Hornung, Snyder, Spatz; NAYS: None; ABSENT: Cook, Emery.

Joan E. Ross, City Clerk

Judy Roscoe, Senior Office Assistant