THE MINUTES OF THE CITY COUNCIL MEETING HELD
MONDAY, MARCH 7, 2011 AT 3:00 P.M.

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

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

CAMP Having been appointed to read the minutes of the City Council proceedings of February 28 reported having done so, found same correct.
Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.

MAYOR’S AWARD OF EXCELLENCE

Mayor’s Award of Excellence for January 2011 was presented to Daniel King, Environmental Health Specialist I for the Environmental Public Health Division of the Health Department in the Categories of Customer Relations and Productivity.

Mayor Chris Beutler came forward to state that Mr. King was nominated by Senior Health Educator Renae Rief for his successful management of the Household Hazardous Waste program and for his work on the department’s Employee Relations Committee. He coordinates waste collections, informs the public about reducing toxicity and provides education to safely dispose medications. He developed the Safe Homes for Seniors project to help the elderly manage hazardous household chemicals & products. He works with EcoStores Nebraska regarding paint management with hardware store employees and consumers. Mr. King’s involvement in events, teams, associations & committees proves he is a strong advocate for the protection of our environment and passionate that our health is affected by how we maintain our resources.

Scott Holmes, Health Department, came forward to express appreciation for Daniel King’s leadership and involvement in the community and for his valued work in the Department.

Daniel King came forward to graciously accept his award on behalf of all City employees and express appreciation toward his family stating his success has come about because of their coordination, hard work and collective efforts making Lincoln a healthier place to live.

PUBLIC HEARING

APPOINTING CATHY BEECHAM TO THE LINCOLN ELECTRIC SYSTEM ADMINISTRATIVE BOARD FOR A TERM EXPIRING JANUARY 1, 2014 - Cathy Beecham came forward to accept her appointment and state that as a 10-year Lincoln resident, she and her husband own a small business and are raising a family. She provided her background experience which includes a degree in archeology fueling her interest in preservation. In response to Council Member Camp’s advice, Ms. Beecham agreed that not only are low electricity rates important but also keeping communication lines open.

This matter was taken under advisement.

REAPPOINTING PATRICK E. BEANS TO THE LINCOLN ELECTRIC SYSTEM ADMINISTRATIVE BOARD FOR A TERM EXPIRING JANUARY 1, 2014 - came forward to accept his reappointment and begin a fourth year of service to LES.

This matter was taken under advisement.

APPLICATION OF GRAYSON INC. DBA 501 WEST LINCOLN BAR AND GRILL FOR A CLASS I LIQUOR LICENSE AT 501 WEST A STREET - Joyce Haltom, owner of 501 West Lincoln Bar and Grill, came forward to take oath and answer questions. She expressed disappointment that her manager has quit and there is unfinished work at the business location.
Russ Fosler, LPD, came forward to answer questions. He advised Council to vote for denial of this liquor license so the business may file paperwork to the Nebraska Liquor Control Commission with corrected information. This matter was taken under advisement.

ANNUXATION NO. 11001 - AMENDING THE LINCOLN CORPORATE LIMITS MAP BY ANNEXING APPROXIMATELY 47 ACRES OF LAND GENERALLY LOCATED AT SOUTH 63RD STREET AND PINE LAKE ROAD;

CHANGE OF ZONE NO. 04075B - APPLICATION OF VILLAGE GARDENS DEVELOPMENT COMPANY LLC FOR A CHANGE OF ZONE FROM AG AGRICULTURAL DISTRICT TO R-3 RESIDENTIAL DISTRICT ON APPROXIMATELY 47 ACRES OF LAND GENERALLY LOCATED AT SOUTH 63RD STREET AND PINE LAKE ROAD AND APPROVING AN AMENDED DEVELOPMENT PLAN WHICH INCLUDES MODIFICATIONS TO THE ZONING ORDNANCE AND LAND SUBDIVISION ORDNANCE TO ALLOW APPROXIMATELY 220 ADDITIONAL DWELLING UNITS AND A DOMICILIARY CARE FACILITY IN THE UNDERLYING R-3 ZONED AREA - Dick Campbell, Managing Member of Village Gardens Development Company, LLC came forward to state that changes have been discussed with the Planning Commission and Public Works Department. He said the amendment creates a new road platform allowing a connector street of short distances in a subdivision that does not meet the 27 ft. width. He said it becomes a better connected, stronger blocks, which is vital of traditional neighborhoods.

Tim Gergen, Olson Associates, was on hand for questioning.

Rod Confer, City Attorney, confirmed with Council that modifications could be done next week.

Marvin Krout, Director of Planning, came forward to explain that language is already included that says “subject to Public Works approval”. He said a substitute exhibit will clarify that the street is 24 ft. not 22 ft.

This matter was taken under advisement.

CHANGE OF ZONE NO. 06063A - APPLICATION OF NORTH 47 GROUP, LLC TO AMEND THE NORTH FORTY PLAZA PLANNED UNIT DEVELOPMENT TO ALLOW A POLE SIGN IN THE FRONT YARD SETBACK OF NORTH 84TH STREET WITH A HEIGHT OF UP TO 24 FEET AND AN AREA OF 100 SQUARE FEET, INCLUDING AN 80 SQUARE FOOT ELECTRONIC CHANGEABLE MESSAGE BOARD, ON PROPERTY GENERALLY LOCATED AT NORTH 84TH STREET AND ADAMS STREET - Peter Katt, Baylor Evnen, 600 Wells Fargo Center, 1248 0 St., came forward representing the applicant who is requesting approval to allow a pole sign along the 84th Street frontage. He said the trade off is that an allowance of four signs will be reduced to one and its location will be 500 feet north of the Windmill Road intersection. In response to Council questions, Mr. Katt said at this time there is neither a plan to install, nor modify sign rights on Adams Street.

This matter was taken under advisement.

AMENDING CHAPTER 8.32 OF THE LINCOLN MUNICIPAL CODE RELATING TO SOLID WASTES BY AMENDING SECTION 8.32.060 TO DELETE LANGUAGE SETTING FORTH THE HOURS OF OPERATION OF PUBLIC SANITARY LANDFILLS; AMENDING SECTION 8.32.070 RELATING TO PROHIBITED ACTIVITIES IN SANITARY LANDFILLS TO REFERENCE THE CHANGE TO 8.32.060 REGARDING THE HOURS OF OPERATION AND REPEALING SECTIONS 8.32.060 AND 8.32.070 OF THE LINCOLN MUNICIPAL CODE AS HITHERTO EXISTING - Jocelyn Golden, Assistant City Attorney, came forward to explain that it is rare for landfill hours to be in an ordinance itself. Ms. Golden said with approval from the Mayor by executive order, Public Works can change operating hours from time to time. She said affected parties would be notified before a change took place.

This matter was taken under advisement.

ADOPTING AMENDMENT NO. 1 TO THE CITY OF LINCOLN RETIREMENT PLAN TO PROVIDE 9% EMPLOYER CONTRIBUTIONS AND 7% EMPLOYEE CONTRIBUTIONS FOR EMPLOYEES IN POSITIONS AND PAY RANGES PREFIXED BY “E” AND “X” HIRED ON OR AFTER APRIL 1, 2011 - Mark Koller, Director of Personnel, came forward to state this change affects about 30 employees such as legal secretaries, paralegals, excluded office assistants & specialists, compensation technicians, employment technicians, executive aides and personnel operations. He said because of the nature of their employment, they are treated separately from the unions outside the bargaining groups. In response to Council questions about changing to a 1 to 1 match, Mr. Koller said changes would have to be negotiated and any changes would have to be written/approved in a letter to the IRS.

Coby Mach, LIBA, came forward to state he believes there is a conflict of interest in the negotiating team. He questioned whether employees who are members of a negotiating team are negotiating in the Council’s or taxpayers’ best interests. He encouraged Council to seek a negotiating team from outside City employment. Mr. Mach said at the very least, someone should be representing the City Council in the room while negotiations are going on.
Mr. Koller came forward in rebuttal stating that Mr. Mach’s contentions are incorrect. He said the negotiation team is not made up of individuals from classifications of E’s and X’s. He said the negotiation team is comprised of the Personnel Director, the Legal Department and the Compensation Classification Manager, John Cripe.

This matter was taken under advisement.

APPROVING A CONTRACT AGREEMENT BETWEEN THE CITY AND JACKSON SERVICES, INC. FOR THE ANNUAL REQUIREMENTS FOR STARTRAN UNIFORM RENTAL, PURSUANT TO BID NO. 11-018, FOR A TWO YEAR TERM - Vince Mejer, Purchasing Agent, came forward to answer questions.

This matter was taken under advisement.

APPROVING THE NAMING OF THE NEW TRAIL CENTER IN UNION PLAZA GENERALLY LOCATED AT THE SOUTHEAST CORNER OF 21ST AND Q STREETS AS THE JAYNE SNYDER TRAIL CENTER - Lynn Johnson, Parks & Recreation Director, came forward to commend private citizens who have invested their own personal resources, time and property to secure funds for development of the trails system over the last 20 years in Lincoln. He said the Parks & Recreation Advisory Board has proposed naming the new Trail Center in honor of Council Member Jayne Snyder, who as a founding member of the non-profit organization, Great Plains Trails Network, be recognized for her fund-raising efforts to develop the trails system. Mr. Johnson explained the south building will be a community space which will house a public meeting room, public gathering space, rental facility and public restrooms to support park/trail users. He said the north end will house retail space for trail users to stop, get refreshment, repair a bike or gather & socialize. Mr. Johnson noted that one important guideline that has been met for the naming requirement is that Jayne Snyder has continued to make significant civic contributions & related accomplishments to the facilities and programs of the Parks & Recreation Department.

This matter was taken under advisement.

APPROVING THE NAMING OF THE GREEN LOCATED SOUTH OF SHERIDAN BLVD. BETWEEN WEST SUMMIT BLVD. AND EAST SUMMIT BLVD. AS THE JAN PITSCHE GREEN - Lynn Johnson, Parks & Recreation Director, came forward to share information regarding dedication of the green. In the Jan Pitsch Estate, funds were placed with the Lincoln Community Foundation to provide for upkeep, maintenance and plant material replacement of the area. Mr. Johnson said in recognition of her estate planning, the Parks & Recreation Advisory Board has recommended its naming.

This matter was taken under advisement.

COUNCIL ACTION

REPORTS OF CITY OFFICERS

REQUEST OF PUBLIC WORKS TO SET A PUBLIC HEARING DATE OF MONDAY, MARCH 28, 2011, AT 5:30 P.M. AND PLACE ON THE FORMAL CITY COUNCIL AGENDA THE FOLLOWING: 11-19 TO PROVIDE AUTHORITY TO CREATE & ORDER CONSTRUCTED UNDER SPECIAL ASSESSMENT DISTRICT A RR-PAVING DISTRICT IN NORTH 63RD STREET FROM APPROXIMATELY 150 FEET SOUTH OF GLADSTONE STREET TO FREMONT STREET, AND TO ASSESS THE COSTS THEREOF AGAINST THE BENEFITED PROPERTIES

Approved.

APPOINTING KAREN NALOW TO THE CAPITAL ENVIRONS COMMISSION FOR TERM EXPIRING JANUARY 9, 2014 - Clerk read the following resolution, introduced by Jon Camp, who moved its adoption:

BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That the appointment of Karen Nalow to the Capital Environ Commission for a term expiring January 9, 2014 is hereby approved.

Introduced by Jon Camp
Seconded by Cook & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.
REAPPOINTING PATRICK E. BEANS TO THE LINCOLN ELECTRIC SYSTEM ADMINISTRATIVE BOARD FOR A TERM EXPIRING JANUARY 1, 2014 - Clerk read the following resolution, introduced by Jon Camp, who moved its adoption:

A-86254

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

That the reappointment of Patrick E. Beans to the Lincoln Electric System Administrative Board for a term expiring January 1, 2014 is hereby approved.

Introduced by Jon Camp

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

APPOINTING CATHY BEECHAM TO THE LINCOLN ELECTRIC SYSTEM ADMINISTRATIVE BOARD FOR A TERM EXPIRING JANUARY 1, 2014 - Clerk read the following resolution, introduced by Jon Camp, who moved its adoption:

A-86255

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

That the appointment of Cathy Beecham to the Lincoln Electric System Administrative Board for a term expiring January 1, 2014 is hereby approved.

Introduced by Jon Camp

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

APPOINTING JANETTE ROBB TO THE VETERANS MEMORIAL GARDEN ADVISORY COUNCIL FOR A TERM EXPIRING NOVEMBER 1, 2012 - Clerk read the following resolution, introduced by Jon Camp, who moved its adoption:

A-86256

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

That the appointment of Janette Robb to the Veterans Memorial Garden Advisory Council for a term expiring November 1, 2012 is hereby approved.

Introduced by Jon Camp

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

REAPPOINTING JIM MASTERA TO THE AUDIT ADVISORY BOARD FOR A TERM EXPIRING MARCH 2, 2014 - Clerk read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-86257

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

That the reappointment of Jim Mastera to the Audit Advisory Board for a term expiring March 2, 2014 is hereby approved.

Introduced by Jon Camp

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

REPORT FROM CITY TREASURER OF CITY CASH ON HAND AT THE CLOSE OF BUSINESS JANUARY 31, 2011 - CLERK presented said report which was placed on file in the Office of the City Clerk.

PETITIONS & COMMUNICATIONS

PLACED ON FILE IN THE OFFICE OF THE CITY CLERK:

Administrative Amendment No. 11004 to Use Permit No. 74A Briarpark Plaza approved by the Planning Director on February 23, 2011 requested by Jeff Luthy to reflect that Lot 2 could be used for commercial purposes and not limited to beauty salon or office uses and to reflect the new proposed lot line on property generally located at S. 48th St. and Old Cheney Road.

MISCELLANEOUS - NONE

LIQUOR RESOLUTIONS

APPLICATION OF GRAYSON INC. DBA 501 WEST LINCOLN BAR AND GRILL FOR A CLASS I LIQUOR LICENSE AT 501 WEST A STREET - Clerk read the following resolution, introduced by Jon Camp, who moved its adoption for denial:

A-86258

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, pertinent City ordinances, and the following:

a. If the applicant is of a class of person to whom no license can be issued.
b. If the existing population of the City of Lincoln and the projected population growth of the City of Lincoln and within the area to be served are adequate to support the proposed license.

c. If the issuance of the license would be compatible with the nature of the neighborhood or community.

d. If existing licenses with similar privileges adequately serve the area.

e. If there are any existing motor vehicle and/or pedestrian traffic flow in the area or if this application would cause motor vehicle and/or pedestrian traffic flow issues.

f. If there is an adequate number of existing law enforcement officers in the area.

g. If there are zoning and/or distance restrictions that prevent the issuance of a license.

h. If there are sanitation and/or sanitary conditions on or about the area.

i. If a citizens’ protest has been made.

The City Council recommends to the Nebraska Liquor Control Commission that the application of Grayson Inc. dba 501 West Lincoln Bar and Grill for a Class “I” liquor license at 401 West A Street, Lincoln, Nebraska, be denied. The City Council has determined that the application should be denied for one or more of the following reasons:

a. The applicant is unfit, unwilling, and/or unable to properly provide the service proposed within the City of Lincoln.

b. The applicant cannot conform to all provisions and requirements of and rules and regulations adopted pursuant to the Nebraska Liquor Control Act and/or pertinent City ordinances.

c. The applicant has not demonstrated that the type of management and control to be exercised over the premises described in the application will be sufficient to insure that the licensed business can conform to all provisions and requirements of and rules and regulations adopted pursuant to the Nebraska Liquor Control Act, and pertinent City ordinances.

d. The applicant has not demonstrated that the issuance of the license is or will be required by the present or future public convenience and necessity.

BE IT FURTHER RESOLVED that the City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon Camp

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

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

ANNEXATION NO. 11001 – AMENDING THE LINCOLN CORPORATE LIMITS MAP BY ANNEXING APPROXIMATELY 47 ACRES OF LAND GENERALLY LOCATED AT SOUTH 63RD STREET AND PINE LAKE ROAD. (RELATED ITEMS: 11-20, 11-21) - CLERK read an ordinance, introduced by Jon Camp, 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 second time.

CHANGE OF ZONE NO. 04075B – APPLICATION OF VILLAGE GARDENS DEVELOPMENT COMPANY LLC FOR A CHANGE OF ZONE FROM AG AGRICULTURAL DISTRICT TO R-3 RESIDENTIAL DISTRICT ON APPROXIMATELY 47 ACRES OF LAND GENERALLY LOCATED AT SOUTH 63RD STREET AND PINE LAKE ROAD. (RELATED ITEMS: 11-20, 11-21) - CLERK read an ordinance, introduced by Jon Camp, amending the Lincoln Zoning District Maps 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 second time.

CHANGE OF ZONE NO. 06063A – APPLICATION OF NORTH 47 GROUP, LLC TO AMEND THE NORTH FORTY PLAZA PLANNED UNIT DEVELOPMENT TO ALLOW A POLE SIGN IN THE FRONT YARD SETBACK OF NORTH 84TH STREET, WITH A HEIGHT OF UP TO 18 FEET TALL AND AN AREA OF 100 SQUARE FEET, INCLUDING AN 80 SQUARE FOOT ELECTRONIC CHANGEABLE MESSAGE BOARD, ON PROPERTY GENERALLY LOCATED AT NORTH 84TH STREET AND ADAMS STREET -
CLERK read an ordinance, introduced by Jon Camp, amending the development plan for the North Forty Plaza Planned Unit Development to allow a center sign in the front yard setback of North 84th Street, with a height of up to 18 feet and an area of 100 square feet, including an 80 square foot electronic changeable message board on property generally located at North 84th Street and Adams Street, the first time.

VACATION NO. 10004 – VACATING SUMNER STREET FROM JEFFERSON STREET TO MEMORIAL DRIVE, GENERALLY LOCATED ON THE WEST SIDE OF ANTELOPE PARK EAST OF JEFFERSON AVENUE AND SOUTH OF GARFIELD STREET - CLERK read an ordinance, introduced by Jon Camp, vacating a portion of Sumner Street from Jefferson Street to Memorial Drive, generally located on the west side of Antelope Park east of Jefferson Avenue and south of Garfield Street, and retaining title thereto in the City of Lincoln, Lancaster County, Nebraska, the second time.

AMENDING CHAPTER 8.32 OF THE LINCOLN MUNICIPAL CODE RELATING TO SOLID WASTES BY AMENDING SECTION 8.32.060 TO DELETE LANGUAGE SETTING FORTH THE HOURS OF OPERATION OF PUBLIC SANITARY LANDFILLS; AMENDING SECTION 8.32.070 RELATING TO PROHIBITED ACTIVITIES IN SANITARY LANDFILLS TO REFERENCE THE CHANGE TO 8.32.060 REGARDING THE HOURS OF OPERATION AND REPEALING SECTIONS 8.32.060 AND 8.32.070 OF THE LINCOLN MUNICIPAL CODE AS HITHERTO EXISTING - CLERK read an ordinance, introduced by Jon Camp, amending Chapter 8.32 of the Lincoln Municipal Code relating to Solid Wastes by amending Section 8.32.060 to delete language setting forth the hours of operation of public sanitary landfills; amending Section 8.32.070 relating to prohibited activities in sanitary landfills to reference the change to 8.32.060 regarding the hours of operation; and repealing Sections 8.32.060 and 8.32.070 of the Lincoln Municipal Code as hitherto existing, the second time.

ADOPTING AMENDMENT NO. 1 TO THE CITY OF LINCOLN RETIREMENT PLAN TO PROVIDE 9% EMPLOYER CONTRIBUTIONS AND 7% EMPLOYEE CONTRIBUTIONS FOR EMPLOYEES IN POSITIONS AND PAY RANGES PREFIXED BY “E” AND “X” HIRED ON OR AFTER APRIL 1, 2011 - CLERK read an ordinance, introduced by Jon Camp, adopting Amendment No. 1 to the City of Lincoln Employees' Retirement Plan to provide that the employer contribution for employees hired in positions and pay ranges prefixed by the letters “E” and “X” on or after April 1, 2011 will be an amount equal to 9% of an employee’s compensation, and to further provide that the mandatory employee contribution for employees hired in positions and pay ranges prefixed by the letters “E” and “X” on or after April 1, 2011 will be in an amount equal to 7% of an employee’s compensation, the second time.

PUBLIC HEARING - RESOLUTIONS

APPROVING A CONTRACT AGREEMENT BETWEEN THE CITY AND JACKSON SERVICES, INC. FOR THE ANNUAL REQUIREMENTS FOR STARTRAN UNIFORM RENTAL, PURSUANT TO BID NO. 11-018, FOR A TWO YEAR TERM - Clerk read the following resolution, introduced by Jon Camp, who moved its adoption:

A-86258 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska: That the attached Contact Agreement between the City of Lincoln and Jackson Services, Inc., pursuant to Bid No. 11-018, for the Annual Supply of Startrans Uniform Rental for a two-year term with the option to renew for one additional two-year period, upon the terms as set forth in said Contract Agreement, is hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

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

ACCEPTING THE REPORT OF NEW AND PENDING CLAIMS AGAINST THE CITY AND APPROVING DISPOSITION OF CLAIMS SET FORTH FOR THE PERIOD OF FEBRUARY 1 - 15, 2011 - Clerk read the following resolution, introduced by Jon Camp, who moved its adoption:

A-86260 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 February 16, 2011, 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 CLAIMS
ALLOWED/SETTLED CLAIMS
Lincoln Public Schools $984.00

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

APPROVING THE NAMING OF THE NEW TRAIL CENTER IN UNION PLAZA GENERALLY LOCATED AT THE SOUTHEAST CORNER OF 21ST AND Q STREETS AS THE JAYNE SNYDER TRAIL CENTER - Clerk read the following resolution, introduced by Jon Camp, who moved its adoption:

WHEREAS, Jayne Snyder was a member of the first board of directors of the Great Plains Network, a group of citizens who advocate and support a network of trails in and around Lincoln and Lancaster County; and
WHEREAS, Jayne Snyder has served as a member of the board of directors for the Nebraska Trails Foundation, a nonprofit organization that secures and manages funding for trail development; and
WHEREAS, Jayne Snyder was one of a group of trail advocates who facilitated acquisition of the MOPAC railroad right-of-way for trail development by pledging their residences and businesses as security for purchase of the property prior to securing donations to support the project; and
WHEREAS, Lincoln's trail system has expanded 128 miles during the past twenty years; and
WHEREAS, each trail project has been accomplished through public/private partnerships involving fundraising activities; and
WHEREAS, Jayne Snyder has been actively involved in every major trail development project over the past twenty years including development of the trails center to be constructed in Union Plaza; and
WHEREAS, Jayne Snyder has served as a member of the Mayor's Bicycle Pedestrian Advisory Committee; and
WHEREAS, Jayne Snyder has served as a Lincoln City Council member since 2009; and
WHEREAS, naming guidelines for parks and recreation facilities state that a facility may be named in recognition of significant civic accomplishments related to Parks and Recreation Department activities; and
WHEREAS, the Parks and Recreation Advisory Board has unanimously recommended naming of the future trails center in Union Plaza in recognition of Jayne Snyder for her advocacy and support for continuing development of Lincoln's extensive trail system.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska that the new trail center in Union Plaza, generally located at the southeast corner of 21st and R Street, be and hereby is named as the "Jayne Snyder Trail Center."

BE IT FURTHER RESOLVED that the Lincoln City Council expresses appreciation to Jayne Snyder for her significant involvement in advancing Lincoln's trail system as a method for promoting active living and healthy lifestyles in Lincoln.

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

APPROVING THE NAMING OF THE GREEN LOCATED SOUTH OF SHERIDAN BLVD. BETWEEN WEST SUMMIT BLVD. AND EAST SUMMIT BLVD. AS THE JAN PITSCH GREEN - Clerk read the following resolution, introduced by Jon Camp, who moved its adoption:

A RESOLUTION naming the green space located south of Sheridan Blvd. between West Summit Blvd. and East Summit Blvd. as the "Jan Pitsch Green" in recognition of Janis Pitsch's establishment of an endowment fund for the ongoing maintenance and replacement of landscape and plantings.
WHEREAS, Jan Pitsch actively maintained landscape planting areas along Sheridan Boulevard near her residence on West Summit Boulevard; and
WHEREAS, Jan Pitsch passed away in 2008; and
WHEREAS, the estate of Jan Pitsch included placement of funds with the Lincoln Community Foundation with the intent that a portion of the funds be used to care for and enhance green spaces along Sheridan Boulevard; and
WHEREAS, the Parks and Recreation Department staff have worked with the Lincoln Community Foundation to improve landscape plantings in the roundabout at South 33rd Street and Sheridan Blvd., at the west end of the Sheridan Blvd. bridge of the Rock Island Trail, and on the south side of Sheridan Blvd. between

Introduced by Jon Camp
Secended by Carroll carried by the following vote: AYES: Camp, Carroll, Cook, Hornung, Spatz; NAYS: None; ABSTAIN: Snyder.
West Summit Blvd. and East Summit Blvd.; and
WHEREAS, the naming of the green space is in accordance with guidelines
for naming a Parks and Recreation facility in memory of an individual in
recognition of establishment of an endowment for ongoing care of the facility.
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of
Lincoln, Nebraska that the green space located south of Sheridan Blvd. between
West Summit Blvd. and East Summit Blvd. be and it hereby is named as the "Jan
Pitsch Green."

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

APPROVING A REQUEST TO THE CITY AUDIT ADVISORY BOARD, PURSUANT TO ART. IV, § 8 OF THE
LINCOLN CHARTER, CHARTER 2.69 OF THE LINCOLN MUNICIPAL CODE TO CONSIDER THE
APPROPRIATENESS AND DESIRABILITY OF PERFORMING AN INDEPENDENT ASSESSMENT OF THE
PERFORMANCE OF THE DEPARTMENT OF PUBLIC WORKS AND UTILITIES, EXCLUDING THE
LINCOLN WATER SYSTEM AND THE LINCOLN WASTEWATER AND SOLID WASTE DIVISION - PRIOR
to reading:
HORNUNG Moved to Delay Bill No. 11R-40 to have Public Hearing with Action in one
week to March 14, 2011.
Seconded by Emery & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.

ORDINANCE - 1ST READING & RELATED RESOLUTIONS (as required)
AUTHORIZING THE ISSUANCE OF NOT TO EXCEED $2,800,000.00 CITY OF LINCOLN, NEBRASKA
NORTH HAYMARKET HOTEL PHASE II REDEVELOPMENT PROJECT TAX ALLOCATION BONDS.
(RELATED ITEMS: 11-27, 11R-55) (REQUEST 2ND, 3RD READINGS ON 3/14/11) - CLERK
read an ordinance, introduced by Eugene Carroll, authorizing and providing for
the issuance of City of Lincoln, Nebraska Tax Allocation Bonds, in one or more
taxable or tax-exempt series, in an aggregate principal amount not to exceed
$2,800,000 for the purpose of (1) paying the costs of acquiring, purchasing,
constructing, reconstructing, improving, extending, rehabilitating, installing,
equipping, furnishing and completing certain public improvements within the
City’s North Haymarket Hotel Phase II Redevelopment Project Area, including
acquiring any real estate and/or interests in real estate in connection
therewith, and (2) paying the costs of issuance thereof; prescribing the form
and certain details of the bonds; pledging certain tax revenue and other revenue
to the payment of the principal of and interest on the bonds as the same become
due; limiting payment of the bonds to such tax revenues; creating and
establishing funds and accounts; delegating, authorizing and directing the
Finance Director to exercise his independent discretion and judgment in
determining and finalizing certain terms and provisions of the bonds not
specified herein; taking other actions and making other covenants and agreements
in connection with the foregoing; and related matters, the first time.

APPROVING THE NORTH HAYMARKET HOTEL PHASE II REDEVELOPMENT AGREEMENT BETWEEN BLOCK 21,
LLC AND THE CITY RELATING TO THE REDEVELOPMENT OF PROPERTY GENERALLY LOCATED AT
8TH AND R STREETS.

ORDINANCES - 3RD READING & RELATED RESOLUTIONS (as required)
CREATING A BUSINESS IMPROVEMENT DISTRICT FOR THE MAINTENANCE, REPAIR AND
RECONSTRUCTION OF CERTAIN PUBLIC FACILITIES AND IMPROVEMENTS WITHIN THE AREA OF
SOUTH STREET FROM THE ALLEY WEST OF 9TH STREET EAST TO 19TH STREET AND PROVIDING
FOR SPECIFIED ASSESSMENTS TO BE IMPOSED WITHIN THE DISTRICT - PRIOR to reading:
CARROLL Moved to amend Bill No. 11-17 in the following manner:
1. On page 3, line 4, delete the amount "$14,000.00" and insert in lieu
thereof the amount of $13,000.00.
2. On page 3, line 5, delete the amount "$14,000.00" and insert in lieu
thereof the amount of $13,000.00.
Seconded by Cook & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.

CLERK Read an ordinance, introduced by Jayne Snyder, creating a business
improvement district under the authority of the Business Improvement District
Act (Neb. Rev. Stat. § 19-4015 et seq.) to be known as the South Street Business
Improvement District for the purpose of providing specified maintenance, repair
and reconstruction of certain public facilities and improvements within the area
of South Street from the alley west of 9th Street east to 19th Street; providing for special assessments to be imposed within the district based upon the benefits conferred; and providing maximum limits upon such assessments, the third time.

SNYDER Moved to pass the ordinance as amended. Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None. The ordinance, being numbered #19503, is recorded in Ordinance Book #27, Page .

OPEN MICROPHONE- NONE

MISCELLANEOUS BUSINESS

PENDING -

CAMP Moved to extend the Pending List to March 14, 2011. 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 March 14, 2011. Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.

ADJOURNMENT 3:52 P.M.

CAMP Moved to adjourn the City Council meeting of March 7, 2011. 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