THE MINUTES OF THE CITY COUNCIL MEETING HELD MONDAY, AUGUST 22, 2011 AT 3:00 P.M.

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

Council Chair Carroll 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 August 15, 2011 reported having done so, found same correct.
Seconded by Camp & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Eskridge, Hornung, Snyder; NAYS: None.

PUBLIC HEARING

APPLICATION OF TOWERS EVENT CENTER INC. DBA THE TOWERS EVENT CENTER FOR A CLASS I LIQUOR LICENSE AT 6891 A STREET; Manager Application of Janice Kreifels for Towers Event Center Inc. dba the Towers Event Center at 6891 A Street - Janice A. Kreifels, 1315 S 50th Street, came forward to take oath and answer questions.
This matter was taken under advisement.

APPLICATION OF 1644 STEELE LLC DBA THE BAR FOR A SPECIAL DESIGNATED LICENSE COVERING AN OUTDOOR AREA MEASURING APPROXIMATELY 27 FEET BY 87 FEET TO THE WEST AND AN OUTDOOR AREA MEASURING APPROXIMATELY 75 FEET BY 53 FEET TO THE NORTH AT 1644 P STREET ON SEPTEMBER 2, 9, 16; OCTOBER 7, 28; NOVEMBER 4, 2011 FROM 5:00 P.M. TO 2:00 A.M. AND ON SEPTEMBER 3, 10, 17; OCTOBER 8, 29; NOVEMBER 5, 25, 26, 2011 FROM 8:00 A.M. TO 2:00 A.M. - Greg List, 531 S 44th, came forward to request a special designated license to cover an outdoor area. Discussion followed.
This matter was taken under advisement.

APPLICATION OF WILL-MACK, LLC DBA HOUR LOUNGE FOR THE ADDITION OF A CATERING LICENSE TO ITS CLASS C LIQUOR LICENSE AT 101 NORTH 14TH STREET, #6 - Heath Macomber, 7200 Silvercorn Drive, came forward to take oath and answer questions.
This matter was taken under advisement.

APPROVING THE FIRST AMENDMENT TO LEASE AGREEMENT BETWEEN THE CITY OF LINCOLN AND LANCASTER COUNTY SCHOOL DISTRICT 001 FOR AN ADDITIONAL 3,425 SQUARE FEET OF SPACE FOR USE BY LINCOLN PUBLIC SCHOOLS AT 949 WEST BOND STREET - Chris Connolly, Assistant City Attorney requested expanding the area leased and the cost approximately $42,000 more yearly. Discussion followed.
This matter was taken under advisement.

APPROVING THE FIRST RENEWAL TO CONTRACT FOR ARMORED CAR SERVICES BETWEEN THE CITY OF LINCOLN AND ROCHESTER ARMORED CAR FOR A PERIOD OF TWO YEARS, PURSUANT TO BID NO. 09-209 - Sharon Mulder, City Purchasing requesting a two (2) year renewal contract. Discussion followed.
This matter was taken under advisement.

APPROVING AN AGREEMENT BETWEEN THE CITY OF LINCOLN ON BEHALF OF THE LINCOLN-LANCASTER COUNTY HEALTH DEPARTMENT AND SMITHS DETECTION FOR USE OF THE SMITH DETECTION HAZMAT ID SYSTEM FOR A THREE YEAR TERM.;
APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF LINCOLN ON BEHALF OF THE LINCOLN-LANCASTER COUNTY HEALTH DEPARTMENT AND LANCASTER COUNTY FOR ASSISTANCE WITH PANDEMIC FLU PREPAREDNESS AND RESPONSE FOR A TERM OF JULY 1, 2011 THROUGH DECEMBER 31, 2011 - Judy Halstead, Director of Lincoln-Lancaster County Health Department requesting a three (3) year agreement to obtain a slight discount and retaining part of Mark Hosking's time for unfinished projects to offset his salary and be able to keep his expertise since he transferred to the county.
This matter was taken under advisement.

APPROVING THE LABOR CONTRACT BETWEEN THE CITY OF LINCOLN AND THE LINCOLN M CLASS EMPLOYEES ASSOCIATION TO BE EFFECTIVE AUGUST 18, 2011 - Mark Koller, Director of Personnel Department, presented changes of employees with 10-30 years of employment the longevity gross amount would equate to a 1% increase cost of the overall base, vacation language clarified at the end of the payroll session, and family sick leave from 60 hours to 80 hours just a reallocation of sick hours, post employment health plan to a different provider to look for a better fee basis and better return, alerted the employees about the bid process and they were fine with change so it was added to the contract. Language also changed with comp plan. Discussion followed.
This matter was taken under advisement.

COUNCIL ACTION

REPORTS OF CITY OFFICERS

APPOINTING AMY OSTERMUEYER TO THE CITY PERSONNEL BOARD FOR A FIVE YEAR TERM EXPIRING
JUNE 22, 2016 - CLERK read the following resolution, introduced by Jonathan Cook, who moved its adoption:

A-86459
BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the appointment of Amy Ostermeyer to the City Personnel Board for a five-year term expiring June 22, 2016 is hereby approved.

Introduced by: Jonathan Cook

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

REAPPOINTING EMILY CASPER, SCOTT HOFEILING, AND JOHN WILLIAMS TO THE COMMUNITY FORESTRY ADVISORY BOARD FOR TERMS EXPIRING AUGUST 17, 2014 - CLERK read the following resolution, introduced by Jonathan Cook, who moved its adoption:

A-86460
BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the reappointment of Emily Casper, Scott Hofeling, and John Williams to the Community Forestry Advisory Board for terms expiring August 17, 2014 is hereby approved.

Introduced by: Jonathan Cook

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

CLERK’S LETTER AND MAYOR’S APPROVAL OF RESOLUTIONS AND ORDINANCES PASSED BY THE CITY COUNCIL ON AUGUST 8, 2011 - CLERK presented said report which was placed on file in the Office of the City Clerk.

(27-1)

CLERK’S LETTER AND MAYOR’S APPROVAL OF RESOLUTIONS AND ORDINANCES PASSED BY THE CITY COUNCIL ON AUGUST 15, 2011 - 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, SEPTEMBER 12, 2011 AT 3:00 P.M. FOR THE APPLICATION OF DOZO SUSHI GRILL LOUNGE LLC DBA DOZO SUSHI GRILL LOUNGE FOR A CLASS I LIQUOR LICENSE LOCATED AT 151 N. 8TH ST., SUITE 100 - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-86461
BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, September 12, 2011 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 Dozo Sushi Grill Lounge LLC dba Dozo Sushi Grill Lounge for a Class I liquor license located at 151 N 8th St., Suite 100.

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

Introduced by Doug Emery

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

PLACED ON FILE IN THE OFFICE OF THE CITY CLERK:

Administrative Amendment No. 11038 to change of Zone No. 2179E, Central Park Planned Unit Development, approved by the Planning Director on August 15, 2011, requested by Postural Restoration Institute, LLC., to move lot lines of Unit 3 and increasing the area of Unit 3 to 2, 150 square feet, on property generally located at N. 52nd St. and R St.

MISCELLANEOUS REFERRALS - NONE

LIQUOR RESOLUTIONS

APPLICATION OF TOWERS EVENT CENTER INC. DBA THE TOWERS EVENT CENTER FOR A CLASS I LIQUOR LICENSE AT 6891 A STREET - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-86462
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 Towers Event Center Inc. dba The Towers Event Center for a Class "I" liquor license at 6891 A Street, Lincoln, Nebraska, for the license period ending April 30, 2012, 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 premises 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 Hornung & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Eskridge, Hornung, Snyder; NAYS: None.

MANAGER APPLICATION OF JANICE KREIFELS FOR TOWERS EVENT CENTER INC. DBA THE TOWERS EVENT CENTER AT 6891 A STREET - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

WHEREAS, Towers Event Center Inc. dba The Towers Event Center located at 6891 A Street, Lincoln, Nebraska has been approved for a Retail Class "I" liquor license, and now requests that Janice Kreifels be named manager;

WHEREAS, Janice Kreifels 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 Janice Kreifels 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 Hornung & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Eskridge, Hornung, Snyder; NAYS: None.

APPLICATION OF 1644 STEELE LLC DBA THE BAR FOR A SPECIAL DESIGNATED LICENSE COVERING AN OUTDOOR AREA MEASURING APPROXIMATELY 27 FEET BY 87 FEET TO THE WEST AND AN OUTDOOR AREA MEASURING APPROXIMATELY 75 FEET BY 53 FEET TO THE NORTH AT 1644 P STREET ON SEPTEMBER 2, 9, 16; OCTOBER 7, 28; NOVEMBER 4, 2011 FROM 5:00 P.M. TO 2:00 A.M. AND ON SEPTEMBER 3, 10, 17; OCTOBER 8, 29; NOVEMBER 5, 25, 26, 2011 FROM 8:00 A.M. TO 2:00 A.M. - 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 1644 Steele LLC dba The Bar for a Special Designated License to cover an outdoor area measuring approximately 27 feet by 87 feet to the west and an outdoor area measuring approximately 75 feet by 53 feet to the north at 1644 P Street, Lincoln, Nebraska, on September 2, 9, 16; October 7, 28; November 4, 2011 from 5:00 p.m. to 2:00 a.m. and on September 3, 10, 17; October 8, 29; November 5, 25, 26, 2011 from 8:00 a.m. to 2:00 a.m., be approved with the condition that the premises complies in every respect with all City and State regulations and with the following requirements:

1. Identification to be checked, wristbands required on all parties wishing to consume alcohol.
2. Adequate security shall be provided for the event.
3. The area requested for the permit shall be separated from the public by a fence or other means.
4. Responsible alcohol service practices shall be followed.
5. Any food sold shall be provided by a licensed and inspected establishment.

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

APPLICATION OF WILL-MACK, LLC DBA HOUR LOUNGE FOR THE ADDITION OF A CATERING LICENSE TO ITS CLASS C LIQUOR LICENSE AT 101 NORTH 14TH STREET, #6 - 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 ordinance, the City Council recommends that the application of Will-Mack, LLC dba Hour Lounge for the issuance of a Catering Permit to the existing Class C liquor license, located at 101 North 14th Street, #6, Lincoln, Nebraska, be approved with the condition that the premises complies in every respect with all city and state regulations.

BE IT FURTHER RESOLVED that a copy of this resolution be transmitted to the Nebraska Liquor Control Commission.

Introduced by: Jon Camp
Seconded by Hornung & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Eskridge, Hornung, Snyder; NAYS: None.
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ORDINANCE - 2ND READING & RELATED RESOLUTIONS (as required)
APPROVING THE FIRST RENEWAL TO CONTRACT FOR ARMORED CAR SERVICES BETWEEN THE CITY OF LINCOLN AND ROCHELLE ARMORED CAR FOR A PERIOD OF TWO YEARS, PURSUANT TO BID NO. 09-209 - CLERK read the following resolution, introduced by Jonathan Cook, who moved its adoption:

A-86466
BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska: That the attached First Renewal to Contact for Armored Car Services between the City of Lincoln and Rochester Armored Car, pursuant to Bid No. 09-209, for use by various departments for a for a two-year term with the option to renew for an additional one-year term, 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.

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

APPROVING AN AGREEMENT BETWEEN THE CITY OF LINCOLN ON BEHALF OF THE LINCOLN-LANCASTER COUNTY HEALTH DEPARTMENT AND SMITHS DETECTION FOR USE OF THE SMITH DETECTION HAZMAT ID SYSTEM FOR A THREE YEAR TERM - CLERK read the following resolution, introduced by Jonathan Cook, who moved its adoption:

A-86467
BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska: That the attached Agreement between the City of Lincoln on behalf of the Lincoln-Lancaster County Health Department and Smiths Detection for use of the Smith Detection HazMat ID System for a three-year term, upon the terms as set forth in said Agreement, is hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

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

APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF LINCOLN ON BEHALF OF THE LINCOLN-LANCASTER COUNTY HEALTH DEPARTMENT AND LANCASTER COUNTY FOR ASSISTANCE WITH PANDEMIC FLU PREPAREDNESS AND RESPONSE FOR A TERM OF JULY 1, 2011 THROUGH DECEMBER 31, 2011 - CLERK read the following resolution, introduced by Jonathan Cook, who moved its adoption:

A-86468
BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska: That the attached Interlocal Agreement between the City of Lincoln on behalf of the Lincoln-Lancaster County Health Department and Lancaster County for assistance with Pandemic Flu Preparedness and Response for a term of July 1, 2011 through December 31, 2011, upon the terms as set forth in said Interlocal Agreement, is hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

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

APPROVING THE LABOR CONTRACT BETWEEN THE CITY OF LINCOLN AND THE LINCOLN M CLASS EMPLOYEES ASSOCIATION TO BE EFFECTIVE AUGUST 18, 2011 - CLERK read the following resolution, introduced by Jonathan Cook, who moved its adoption:

A-86469
BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska: That the attached labor contract between the City of Lincoln and the Lincoln “M” Class Employees Association, to be effective August 18, 2011, is hereby approved, and the Mayor is authorized to execute the same on behalf of the City.

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

ORDINANCES - 1ST READING &RELATED RESOLUTIONS (as required)
CHANGE OF ZONE 11027 - AMENDING TITLE 27 OF THE LINCOLN MUNICIPAL CODE BY AMENDING SECTIONS 27.25.020, 27.27.020, 27.28.020, 27.31.030, 27.37.020, 27.41.020, 27.43.020, and 27.45.020, to allow adult care centers as a permitted use in the O-1 Office District, O-3 Office Park District, R-T Residential Transition District, B-2 Planned Neighborhood Business District, B-5 Planned Regional Business District, H-2 Highway Business District, H-3 Highway Commercial District, and H-4 General commercial District, respectively; and repealing Sections 27.25.020, 27.27.020, 27.28.020, 27.31.030, 27.37.020, 27.41.020, 27.43.020, and 27.45.020 of the Lincoln Municipal Code, respectively.
CHANGE OF ZONE 11029 - AMENDING SECTION 27.45.025 OF THE LINCOLN MUNICIPAL CODE TO ALLOW HOTELS AND MOTELS IN THE H-4 GENERAL COMMERCIAL DISTRICT AS A PERMITTED CONDITIONAL USE - CLERK read an ordinance, introduced by Doug Emery, amending Section 27.45.025 of the Lincoln Municipal Code to allow hotels and motels in the H-4 General Commercial District as a permitted conditional use; and repealing Section 27.45.025 of the Lincoln Municipal Code as hitherto existing, the first time.

AMENDING CHAPTER 5.41 OF THE LINCOLN MUNICIPAL CODE RELATING TO SALVAGE, RECYCLING AND COMPOSTING OPERATIONS BY AMENDING SECTION 5.41.050 TO INCREASE RELATED PERMIT FEES; AND AMENDING SECTION 5.41.060 TO INCREASE THE ANNUAL OCCUPATION TAX LEVIED ON SALVAGE OPERATIONS OR COMMERCIAL COMPOSTING OPERATIONS - CLERK read an ordinance, introduced by Doug Emery, amending Chapter 5.41 of the Lincoln Municipal Code relating to Salvaging, Recycling and Composting Operations by amending Section 5.41.050 to increase related permit fees; and repealing Sections 5.41.050 and 5.41.060 of the Lincoln Municipal Code as hitherto existing, the first time.

AMENDING TITLE 8 OF THE LINCOLN MUNICIPAL CODE RELATING TO HEALTH AND SANITATION BY AMENDING SECTION 8.06.145 TO INCREASE THE PERMIT FEE FOR OPEN BURNING; AMENDING SECTION 8.08.060 TO INCREASE THE PERMIT FEES FOR A BODY ART ESTABLISHMENT; AMENDING SECTION 8.08.150 TO INCREASE THE INITIAL PERMIT FEE FOR A BODY ART PRACTITIONER; AMENDING SECTION 8.14.037 TO INCREASE THE PERMIT FEES ASSOCIATED WITH CHILD CARE PROGRAMS; AMENDING SECTION 8.20.150 TO INCREASE THE PERMIT FEES ASSOCIATED WITH FOOD ESTABLISHMENTS; AMENDING SECTION 8.24.150 TO INCREASE THE PERMIT FEE FOR A VARIANCE TO THE PROVISIONS OF LMC SECTION 8.24.090 RELATING TO NOISE DISTURBANCES; AMENDING SECTION 8.38.090 TO INCREASE THE PERMIT FEE FOR THE OPERATION OF A CLASS A OR CLASS B SWIMMING POOL; AMENDING SECTION 8.40.070 TO INCREASE THE PERMIT FEES ASSOCIATED WITH THE OPERATION OF SPA FACILITIES - CLERK read an ordinance, introduced by Doug Emery, amending Title 8 of the Lincoln Municipal Code relating to Health and Sanitation by amending Section 8.06.145 to increase the permit fee for open burning; amending Section 8.08.060 to increase the permit fees for a body art establishment; amending Section 8.08.150 to increase the initial permit fee for a body art practitioner; amending Section 8.14.037 to increase the permit fees associated with food establishments; amending Section 8.20.150 to increase the permit fee for a variance to the provisions of LMC Section 8.24.090 relating to noise disturbances; amending Section 8.38.090 to increase the permit fee for the operation of a Class A or Class B swimming pool; amending Section 8.40.070 to increase the permit fees associated with the operation of spa facilities; and repealing Sections 8.06.145, 8.08.060, 8.08.150, 8.14.037, 8.20.150, 8.24.150, 8.38.090, and 8.40.070 of the Lincoln Municipal Code as hitherto existing, the first time.

AMENDING TITLE 24 OF THE LINCOLN MUNICIPAL CODE RELATING TO PLUMBING AND SEWERS BY AMENDING SECTION 24.38.070 TO INCREASE THE PERMIT FEES ASSOCIATED WITH ON-SITE WASTEWATER TREATMENTS SYSTEMS - CLERK read an ordinance, introduced by Doug Emery, amending Section 24.38.070 of the Lincoln Municipal code as hitherto existing, the first time.

AMENDING CHAPTER 24.42 OF THE LINCOLN MUNICIPAL CODE RELATING TO REGULATION OF PROPERTY TRANSFERS WITH ON-SITE SYSTEMS TO INCREASE THE FEES FOR REQUIRED SERVICES OF REVIEWING PRIVATE INDUSTRY PROPERTY TRANSFER REPORTS AND CONDUCTING INSPECTIONS, PROVIDING CONSULTATIVE ASSISTANCE, AND ENFORCEMENT - CLERK read an ordinance, introduced by Doug Emery, amending Section 24.42.110 of the Lincoln Municipal Code to increase fees associated with the regulation of property transfers with on-site wastewater treatment systems; and repealing Section 24.42.110 of the Lincoln Municipal Code as hitherto existing, the first time.

AMENDMENT CHAPTER 8.44 OF THE LINCOLN MUNICIPAL CODE RELATING TO WATER WELLS TO INCREASE THE FEES FOR PROVIDING REQUIRED SERVICES OF WATER WELL INSPECTIONS, SAMPLING, CONSULTATIVE ASSISTANCE AND ENFORCEMENT - CLERK read an ordinance introduced by Doug Emery, amending Section 8.44.070 to increase the annual water well permit fee and the water well construction permit fee; and repealing Section 8.44.070 of the Lincoln Municipal Code as hitherto existing, the first time.

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

CHANGE OF ZONE 11029 - AMENDING SECTION 27.35.020 OF THE LINCOLN MUNICIPAL CODE RELATING TO PERMITTED USES IN THE B-4 LINCOLN CENTER BUSINESS DISTRICT TO PROHIBIT SEXUALLY ORIENTED LIVE ENTERTAINMENT ESTABLISHMENTS IN ALL AREAS OF THE B-4 ZONING DISTRICT - CLERK read an ordinance, introduced by Jon Camp, amending Section 27.35.020 of the Lincoln Municipal Code relating to Permitted Uses in the B-4
Lincoln Center Business District to prohibit sexually oriented live entertainment establishments in all areas of the B-4 zoning district; and repealing Section 27.35.020 of the Lincoln Municipal Code as hitherto existing, the third time.

Seconded by Hornung & carried by the following vote: AYES: Camp, Carroll, Cook, Eskridge, Hornung, Snyder; NAYS: Emery.

The ordinance, being numbered #19604, is recorded in Ordinance Book #27, Page 1. 

COMP. PLAN CONFORMANCE 11007 - DECLARING APPROXIMATELY 2.5 ACRES OF PREVIOUSLY VACATED PROPERTY GENERALLY LOCATED AT THE SOUTHWEST CORNER OF NORTH 14TH STREET AND MANATT STREET AS SURPLUS AND AUTHORIZING THE SALE THEREOF. (RELATED ITEMS: 11-121, 11-122, 11R-191) (ACTION DATE: 8/22/11) - PRIOR to reading:

CLERK Read the following resolution, introduced by Jonathan Cook, who moved its adoption:

ITEMS: 11-121, 11-122, 11R-191) (ACTION DATE: 8/22/11) - PRIOR to reading:

SURPLUS OF PROPERTY GENERALLY LOCATED AT NORTH 13TH STREET AND MANATT STREET. (RELATED ITEMS: 11-121, 11-122, 11R-191) (ACTION DATE: 8/22/11) - CLERK read an ordinance, introduced by Jon Camp, vacating North 13th Street from the south right-of-way line of Manatt Street south to the north right-of-way line of vacated North 13th Street; vacating Hartley Street from the east right-of-way line of North 13th Street east a distance of 253 feet; and vacating the east-west alleys in Blocks 17 and 30, Lincoln Heights Addition, each from the east right-of-way line of North 13th Street east a distance of 253 feet, generally located at North 13th Street and Hartley Street, and retaining title thereto in the City of Lincoln, Lancaster County, Nebraska, the third time.

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

The ordinance, being numbered #19605, is recorded in Ordinance Book #27, Page 1.

VACATION 11008 - VACATING NORTH 13TH STREET FROM MANATT STREET SOUTH TO THE NORTH LINE OF VACATED NORTH 13TH STREET; VACATING HARTLEY STREET FROM THE WEST RIGHT-OF-WAY LINE OF NORTH 14TH STREET TO THE EAST RIGHT-OF-WAY LINE OF NORTH 13TH STREET, AND VACATING THE EAST-WEST ALLEY FROM THE WEST RIGHT-OF-WAY LINE OF NORTH 14TH STREET TO THE EAST RIGHT-OF-WAY LINE OF NORTH 13TH STREET, GENERALLY LOCATED AT NORTH 13TH STREET AND HARTLEY STREET. (RELATED ITEMS: 11-121, 11-122, 11R-191) (ACTION DATE: 8/22/11) - CLERK read an ordinance, introduced by Jon Camp, vacating North 13th Street from the south right-of-way line of Manatt Street south to the north right-of-way line of vacated North 13th Street; vacating Hartley Street from the east right-of-way line of North 13th Street east a distance of 253 feet; and vacating the east-west alleys in Blocks 17 and 10, Lincoln Heights Addition, each from the east right-of-way line of North 13th Street east a distance of 253 feet, generally located at North 13th Street and Hartley Street, and retaining title thereto in the City of Lincoln, Lancaster County, Nebraska, the third time.

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

APPROVING AN AGREEMENT BETWEEN THE CITY OF LINCOLN AND LANCASTER COUNTY SCHOOL DISTRICT 001 FOR THE SALE AND/OR EXCHANGE OF PROPERTY RELATED TO THE VACATION AND SURPLUS OF PROPERTY GENERALLY LOCATED AT N. 13TH STREET AND MANATT STREET. (RELATED ITEMS: 11-121, 11-122, 11R-191) (ACTION DATE: 8/22/11) - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-#6470

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

That the attached Agreement between the City of Lincoln, Nebraska and Lancaster County School District 001, a/k/a Lincoln Public Schools, for the sale and/or exchange of property related to the vacation and surplus of property generally located at North 13th Street and Manatt Street for improvements at Belmont Elementary School, upon the terms and conditions set forth in said 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. 

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

A-#6470

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

RESOLUTION - ACTION ONLY

ADOPTING THE 2011/12 CITY OF LINCOLN ANNUAL OPERATING BUDGET AND CAPITAL IMPROVEMENT PROGRAM FOR FY 2011/12 - 2016/17. (ACTION DATE: 8/22/11) - PRIOR to reading:

CLERK Read the following resolution, introduced by Jonathan Cook, who moved its adoption:
WHEREAS, under the provisions of Section 25 and 25a of Article IX of the 
Charter of the City of Lincoln, the proposed annual budget for the City of Lincoln 
was submitted on July 11, 2011; and 
WHEREAS, under the provisions of Section 26 of Article IX of the City 
Charter, a public hearing on the proposed budget was held on August 8, 2011 notice 
thereof having been published in one issue of the Lincoln Journal Star, a newspaper 
of general circulation in the City, more than five days before the date thereof, having 
been published in one issue of the Lincoln Journal Star, a newspaper 
of general circulation in the City, more than five days before the date thereof, having 
been published in one issue of the Lincoln Journal Star, a newspaper 
of general circulation in the City, more than five days before the date thereof, having 
been published in one issue of the Lincoln Journal Star, a newspaper 
of general circulation in the City, more than five days before the date thereof, having 
been published in one issue of the Lincoln Journal Star, a newspaper 

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

1. That pursuant to the provisions of Article IX of the Charter of the City of 
Lincoln, the budget for the fiscal year beginning September 1, 2011, a copy 
of which is hereto attached and made a part of this resolution as fully 
as if set forth verbatim herein, is hereby adopted, and the several sums 
therein set forth to be raised by the levy of a tax upon all taxable 
property within the corporate limits of the City of Lincoln, the estimated 
balances on hand, the miscellaneous receipts and all other funds 
and receipts are hereby appropriated for the several purposes therein 
set forth. All money received in any of the funds in excess of the 
estimated balances and receipts set forth in said budget shall be 
credited to the unappropriated surplus of such funds.

2. That the City Council, by adoption of the Capital Improvement Program on 
Schedule 5 of this resolution, hereby authorizes the acquisition of all 
necessary right-of-way, easements, or other interest in land, by purchase if 
possible, by condemnation if necessary, for those projects included within the 
first year of said Capital Improvement Program.

3. Pursuant to Section 2 of L.B. 989 passed by the Second Session of the 
Ninety-Fifth Legislature, the City is authorized to increase budgeted 
restricted funds by the basic allowable growth percent of 2.5% and 
allowable growth due to improvements to real property as a result of new 
construction, additions to existing buildings, any improvements to real 
property which increase the value of such property, and any increase in 
valuation due to annexation and any personal property valuation over the 
prior year above 2.5% expressed in dollars and to utilize other lid 
exemptions authorized in L.B. 989. Such increase is hereby authorized to 
the extent necessary to generate the revenues to fund any 
unused restricted funds authority is hereby authorized to be carried forward 
to future budget years.

4. Upon affirmative vote by more than 75% of the City Council restricted funds 
for Fiscal Year 2011-12 shall be increased by an additional one percent (1%) 

5. Pursuant to the agreement for the provision of services related to the 
emergency medical care system in Lincoln, Nebraska, the annual budget for 
Emergency Medical Services Oversight Authority, Inc. a copy of which is 
attached hereto, labeled Schedule 6, is hereby approved.

6. There is hereby appropriated all money now credited or which will be 
credited to any Internal Service Fund, Pension Trust Fund, Permanent Fund, 
Agency Fund and Enterprise Fund, now or heretofore created, notwithstanding any 
sum limitations set forth in the budget attached hereto.

7. There is hereby appropriated all money now credited or which will be 
credited to the following Special Revenue Funds notwithstanding any sum 
limitation set forth in the budget attached hereto: Parks and Recreation 
Maintenance and Repair Fund, Parks and Recreation Special Projects Fund, 
Com. On Aging Gift Trust Fund, Charles Gere Library Fund, and 
Lillian Polley Trust, Building and Safety Fund, Cable Access Television 
Fund, Disaster Recovery Fund, Impact Fees Fund, Social Security Fund, Snow 
Removal Fund, Title V Clean Air Fund, Unemployment Compensation Fund, 
Advance Acquisition Fund as provide in Article IX, Section 12 of the City 
Charter, 911 Communication Fund, Tax Sale Revolving Fund, Helen Boosalis 
Icones of the City Trust Fund and Development Services Center Fund.

8. There is hereby appropriated all money received or to be received from the 
County of Lancaster, the State of Nebraska, or the United States, as well as 
from any grants, donations, or contributions received for public purposes and 
the interest earned thereon, notwithstanding any sum limitations set 
forth in the budget attached hereto.

9. There is hereby appropriated all money received from the interest income on 
the investments of all authorized bond issue proceeds including bond 
anticipation notes for the purposes for which said bonds and notes have been 
authorized to be issued, notwithstanding any sum limitations set forth in the 
budget attached hereto.

10. There is hereby appropriated all money now credited or which will be 
credited to the Vehicle Tax Construction Fund created by Section 3.20.220 of 
the L.M.C. (Vehicle Tax for street improvements) notwithstanding any sum 
limitation set forth in the budget attached hereto.

11. All receipts for on street parking meter collections are pledged toward the 
payment of bonds assigned for payment from the Parking Revenue Fund. 
Parking meter receipts in excess of those required to meet provisions of the 
Bond covenants shall be credited to the General Fund up to the amounts 
budgeted.

12. There is hereby appropriated all money now credited or which will be 
credited to the Parking Lot Revolving Fund to be used for designing, 
acquiring, constructing, maintaining, repairing, regulating, supervising and 

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A-86471
26. In order to have the 2011-12 City of Lincoln C.I.P. correspond with the

To: 79550.5621 P.W. & U/StarTran/Handi-Van/Misc. Contractual $50,000

From: 18002.5621 General Expense/Misc. Contractual $43,665

20. There is hereby levied upon all taxable property within the corporate limits

19. There is hereby created the Municipal Services Center Fund. This internal

18. There is hereby appropriated all monies now credited or which will be

17. There is hereby appropriated KENO proceeds for mandated payments, and 1% for

16. There is hereby appropriated all money now credited or which will be

15. There is hereby designated and appropriated General Fund cash balances in an

amount equal to the amounts received from any Telecommunication Occupation Tax

Redemption

21. There is hereby authorized the transfer to the appropriate reserve accounts

22. All previous capital appropriations are hereby continued and reappropriated

21. There is hereby designated and appropriated General Fund cash balances to

14. There is hereby appropriated in the Special Assessment Revolving Fund all

13. There is hereby appropriated to the Street Construction Fund all monies

12. There is hereby appropriated all money now credited or which will be

11. There is hereby appropriated and reappropriated for all purposes as authorized by State laws

pertaining to such funds, notwithstanding any sum limitations set forth in the budget attached hereto.

10. There is hereby appropriated all monies in said fund for expenditures as authorized by Article VIII of the City Charter, Section 10a and all money received to the credit of the Special Assessment Revolving Fund including bond proceeds, grants, donations, special assessment collections, and City participation deemed necessary by the City Council, notwithstanding any sum limitations set forth in the budget attached hereto.

9. There is hereby designated and appropriated General Fund cash balances in an amount equal to the amounts received from any Telecommunication Occupation Tax

8. There is hereby appropriated all monies now credited or which will be credited to the Community Improvement Financing Fund and all Tax Allocation Bond Debt Service funds, notwithstanding any sum limitations set forth in the budget attached hereto.

7. There is hereby created the Municipal Services Center Fund. This internal service fund shall be used to account for all revenue and expenditures related to financing and operation of the Municipal Services Center. There is hereby appropriated all monies now credited or which will be credited to the Municipal Services Center, notwithstanding any sum limitations set forth in the budget attached hereto.

6. There is hereby levied upon all taxable property within the corporate limits of the City of Lincoln, Nebraska, upon each one hundred dollars of approximate market value thereof, taxes in an amount sufficient to generate funds for the purposes and in the amounts hereinafter named, to-wit:

Appropriated Total Tax As Per $100

Amount-90% Levied-100% Market Value

General $26,848,391 29,831,545 0.18761

Library 5,725,729 6,361,921 0.04001

Social Security 2,328,358 2,587,064 0.01627

Police & Fire Pension 4,984,432 5,538,257 0.03483

Bond and Interest 5,306,424 5,896,026 0.03708

24. Per resolution A-82134 passed by the City Council on June 9, 2003 establishing an unreserved fund balance policy for the City, the General Fund unreserved fund balance as of the last audited financial statements as of August 31, 2010 was $24,842,503. This August 31, 2010 unreserved fund balance is 20.46% of the General Fund budget for 2011-12 of $122,566,578 included in this resolution. The August 31, 2010 unreserved balance Br was 0.46% greater than the 20% goal for such balance set by Resolution A-82134.

25. That the appropriations and cash (where necessary) for the following items shall be transferred effective August 31, 2011 up to the following amounts:

ACCOUNT NUMBER DESCRIPTION AMOUNT

From: 18002.5621 General Expense/Misc. Contractual $43,665
18002.5647 General Expense/Corrections $33,285
To: 79550.5621 P.W. & U/StarTran/Handi-Van/Misc. Contractual $50,000
12161.5021 Health/Animal Control (appropriations only) $140,000
12161.5021 Health/Animal Control (repayment due) $140,000
21. The August 31, 2010 unreserved balance was 20.46% greater than the 20% goal for such balance set by Resolution A-82134.

20. There is hereby appropriated the transfer to the appropriate reserve accounts of all encumbrances, including accrued payroll, for the year ending August 31, 2011, together with any monies previously so reserved.

19. There is hereby appropriated all monies now credited or which will be credited to the Arbitrage Rebate Fund, notwithstanding any sum limitation set forth in the budget attached hereto.

18. There is hereby appropriated all monies now credited or which will be credited to the Community Improvement Financing Fund and all Tax Allocation Bond Debt Service funds, notwithstanding any sum limitations set forth in the budget attached hereto.

17. There is hereby appropriated KENO proceeds for mandated payments, and 1% for administrative fees.

16. There is hereby appropriated all money now credited or which will be appropriated in the Special Assessment Revolving Fund all

15. There is hereby designated and appropriated General Fund cash balances in an amount equal to the amounts received from any Telecommunication Occupation Tax

14. There is hereby appropriated in the Special Assessment Revolving Fund all

13. There is hereby appropriated to the Street Construction Fund all monies

12. There is hereby appropriated all money now credited or which will be appropriated in the Special Assessment Revolving Fund all

11. There is hereby appropriated and reappropriated for all purposes as authorized by State laws pertaining to such funds, notwithstanding any sum limitations set forth in the budget attached hereto.

10. There is hereby levied upon all taxable property within the corporate limits of the City of Lincoln, Nebraska, upon each one hundred dollars of approximate market value thereof, taxes in an amount sufficient to generate funds for the purposes and in the amounts hereinafter named, to-wit:

Appropriated Total Tax As Per $100

Amount-90% Levied-100% Market Value

General $26,848,391 29,831,545 0.18761

Library 5,725,729 6,361,921 0.04001

Social Security 2,328,358 2,587,064 0.01627

Police & Fire Pension 4,984,432 5,538,257 0.03483

Bond and Interest 5,306,424 5,896,026 0.03708

24. Per resolution A-82134 passed by the City Council on June 9, 2003 establishing an unreserved fund balance policy for the City, the General Fund unreserved fund balance as of the last audited financial statements as of August 31, 2010 was $24,842,503. This August 31, 2010 unreserved fund balance is 20.46% of the General Fund budget for 2011-12 of $122,566,578 included in this resolution. The August 31, 2010 unreserved balance was 0.46% greater than the 20% goal for such balance set by Resolution A-82134.

25. That the appropriations and cash (where necessary) for the following items shall be transferred effective August 31, 2011 up to the following amounts:

ACCOUNT NUMBER DESCRIPTION AMOUNT

From: 18002.5621 General Expense/Misc. Contractual $43,665
18002.5647 General Expense/Corrections $33,285
To: 79550.5621 P.W. & U/StarTran/Handi-Van/Misc. Contractual $50,000
12161.5021 Health/Animal Control (appropriations only) $140,000
12161.5021 Health/Animal Control (repayment due) $140,000
21. The August 31, 2010 unreserved balance was 20.46% greater than the 20% goal for such balance set by Resolution A-82134.

20. There is hereby appropriated the transfer to the appropriate reserve accounts of all encumbrances, including accrued payroll, for the year ending August 31, 2011, together with any monies previously so reserved.

19. There is hereby created the Municipal Services Center Fund. This internal service fund shall be used to account for all revenue and expenditures related to financing and operation of the Municipal Services Center. There is hereby created the Municipal Services Center Fund. This internal service fund shall be used to account for all revenue and expenditures related to financing and operation of the Municipal Services Center. There is hereby appropriated all monies now credited or which will be credited to the Municipal Services Center, notwithstanding any sum limitations set forth in the budget attached hereto.

18. There is hereby appropriated all monies now credited or which will be credited to the Community Improvement Financing Fund and all Tax Allocation Bond Debt Service funds, notwithstanding any sum limitations set forth in the budget attached hereto.

17. There is hereby appropriated KENO proceeds for mandated payments, and 1% for administrative fees.

16. There is hereby appropriated all money now credited or which will be appropriated in the Special Assessment Revolving Fund all

15. There is hereby designated and appropriated General Fund cash balances in an amount equal to the amounts received from any Telecommunication Occupation Tax

14. There is hereby appropriated in the Special Assessment Revolving Fund all

13. There is hereby appropriated to the Street Construction Fund all monies

12. There is hereby appropriated all money now credited or which will be appropriated in the Special Assessment Revolving Fund all

11. There is hereby appropriated and reappropriated for all purposes as authorized by State laws pertaining to such funds, notwithstanding any sum limitations set forth in the budget attached hereto.

10. There is hereby levied upon all taxable property within the corporate limits of the City of Lincoln, Nebraska, upon each one hundred dollars of approximate market value thereof, taxes in an amount sufficient to generate funds for the purposes and in the amounts hereinafter named, to-wit:
District fiscal year for C.I.P. project #203 – S.W. 40th Viaduct. These lapsed appropriations in the amount of $3,000,000 are included in the 2011-12 new appropriations in the City of Lincoln C.I.P. as they are in the Railroad Transportation Safety District C.I.P.

27. The Fast Forward Fund (Fund #230) was established by resolution of the City Council “to make funds available for economic development purposes.” Where there is a demonstrated benefit to the community, and/or (2) where incentive(s) can positively influence the outcome of a project.” According to the resolution establishing the Fast Forward Fund, the economic development includes, but is not limited to, recruitment, retention and/or expansion of business; financial assistance and expenses; and special projects and events.” The resolution creating the Fast Forward Fund appropriated all money in the Fund or which would be credited to the Fund in the future notwithstanding any budget limitations, and succeeding budget resolutions have likewise appropriated money in the Fund. The resolution creating the Fund further provided: “The eligibility and amount of incentive must be approved on a case by case basis jointly by the Mayor and a majority of the City Council.” The Lincoln Partnership for Economic Development carries out projects including projects for recruitment, retention and expansion of businesses, special projects and events within the meaning of the resolution establishing the Fast Forward Fund, and providing funds to support these activities of the Lincoln Partnership for Economic Development would positively influence the outcomes of such projects. The City Council finds that the economic development programs conducted by the Lincoln Partnership for Economic Development achieve valuable public purposes for the residents of the City of Lincoln. Accordingly, the amount of one hundred six thousand two hundred sixty seven dollars ($106,267.00) of the Fast Forward Fund (Fund #230) is hereby appropriated for the fiscal year 2011-2012 as a grant to the Lincoln Partnership for Economic Development to be utilized for economic development programs.

28. That unencumbered appropriations and cash (where necessary) from the budget for the fiscal year beginning September 1, 2010 in 18002.5070 (General Expense/Future Labor Settlements) are transferred as indicated on Schedule 7 effective August 31, 2011.

29. That the following unencumbered appropriations are reappropriated effective August 31, 2011 up to the following amounts:

<table>
<thead>
<tr>
<th>ACCOUNT NUMBER</th>
<th>DESCRIPTION</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>18002.5070</td>
<td>General Expense/Future Labor Settlements</td>
<td>$26,443</td>
</tr>
<tr>
<td>18002.5734</td>
<td>General Expense/Auditing Service</td>
<td>$15,894</td>
</tr>
<tr>
<td>18002.5878</td>
<td>General Expense/Problem Resolution Team</td>
<td>$45,463</td>
</tr>
<tr>
<td>18002.5880</td>
<td>General Expense/Graffiti Abatement</td>
<td>$37,504</td>
</tr>
<tr>
<td>18002.5636</td>
<td>General Expense/Removal of Buildings</td>
<td>$36,822</td>
</tr>
<tr>
<td>18002.5657</td>
<td>General Expense/Human Serv. Contracts/Connhusker Place (20047 A)</td>
<td>$142,300</td>
</tr>
<tr>
<td>18000.5989</td>
<td>City Council/Misc. Other Serv. &amp; Charges</td>
<td>$10,627</td>
</tr>
<tr>
<td>18002.5657</td>
<td>General Expense/Oracle Financial System</td>
<td>$142,412</td>
</tr>
<tr>
<td>18002.6024</td>
<td>General Expense/Oracle Share-impact Fees</td>
<td>$224,028</td>
</tr>
<tr>
<td>18002.6027</td>
<td>General Expense/City Share-impact Fees (Econ. Dev.)</td>
<td>$120,000</td>
</tr>
<tr>
<td>06016.6069</td>
<td>911 Communications/Data Proc. Equip.</td>
<td>$2,700</td>
</tr>
<tr>
<td>06016.6072</td>
<td>911 Communications/Furniture &amp; Fixtures</td>
<td>$15,894</td>
</tr>
<tr>
<td>06005.6085</td>
<td>Finance/Radio Shop/Radio Equipment</td>
<td>$211,424</td>
</tr>
<tr>
<td>09250.5621</td>
<td>Parks/Keno/Misc. Contractual</td>
<td>$86,334</td>
</tr>
<tr>
<td>08001.5633</td>
<td>Bldg. &amp; Safety/Admin.</td>
<td>$113,548</td>
</tr>
<tr>
<td>08001.5633</td>
<td>Building &amp; Safety/Microfilming</td>
<td>$71,867</td>
</tr>
<tr>
<td>08002.6069</td>
<td>Building &amp; Safety/Business Office/Data Proc. Equip.</td>
<td>$56,925</td>
</tr>
<tr>
<td>08012.6076</td>
<td>Bldg. &amp; Safety/Fire Inv./Misc. Equip.</td>
<td>$22,000</td>
</tr>
<tr>
<td>18002.5970</td>
<td>General Expense/Court &amp; Litigation</td>
<td>$30,660</td>
</tr>
<tr>
<td>18002.5642</td>
<td>General Expense/Legal Services</td>
<td>$134,101</td>
</tr>
<tr>
<td>18002.5998</td>
<td>General Expense/Witness Fees</td>
<td>$49,250</td>
</tr>
<tr>
<td>17004.5638</td>
<td>Com. Health Endowment/Grants</td>
<td>$1,599,194</td>
</tr>
<tr>
<td>18002.5865</td>
<td>General Expense/Minor Bldg. &amp; Grounds Improve.</td>
<td>$7,500</td>
</tr>
<tr>
<td>13025.5621</td>
<td>Urban Dev./Downtown Civic Venture</td>
<td>$37,500</td>
</tr>
<tr>
<td>06014.6233</td>
<td>Financial/911 Communications/Phone sys.</td>
<td>$92,000</td>
</tr>
<tr>
<td>06014.6239</td>
<td>Finance/911 Communications/Mobile phone sys.</td>
<td>$38,000</td>
</tr>
<tr>
<td>06014.6062</td>
<td>Finance/911 Communications/Audio Visual Equip.</td>
<td>$130,000</td>
</tr>
<tr>
<td>79140.5989</td>
<td>P.W. &amp; U./St. Constr./durable pavement marking</td>
<td>$269,556</td>
</tr>
<tr>
<td>79110.6076</td>
<td>P.W. &amp; U./Drainage/water pump</td>
<td>$24,100</td>
</tr>
<tr>
<td>79110.5621</td>
<td>P.W. &amp; U./Drainage/ditch dredging</td>
<td>$12,639</td>
</tr>
<tr>
<td>12121.5651</td>
<td>Health/Com. Health Serv./Misc. Contractual</td>
<td>$30,000</td>
</tr>
<tr>
<td>12126.5651</td>
<td>Health/Info./Fiscal/Data Proc. Equip.</td>
<td>$34,815</td>
</tr>
<tr>
<td>18002.5659</td>
<td>General Expense/City Share of Downtown Maintenance</td>
<td>$270,500</td>
</tr>
</tbody>
</table>

30. That unencumbered appropriations and cash (where necessary) from the budget for the fiscal year beginning September 1, 2010 be transferred and appropriated up to the following amounts effective August 31, 2011:

From:
- 17004 Community Health Endowment | $188,848
- 18001.5989 Contingency | $300,000
- 18002.5621 General Expense/Misc. Contractual | $240,831
- 12112.5660 Health/Com. Health Serv./Interpreters | $10,000
- 12123.5021 Health/Env. Health/Salaries | $11,000
- 18002.5856 General Expense/City Share of Downtown Maintenance | $34,815

To:
- 18002.5659 General Expense/Oracle Financial System | $270,500
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18002.5633 General Expense/Software $100,000  
18002.5856 General Expense/City Share of Downtown Maintenance $5,500  
18002.5657 General Expense/Lincoln Arts Council $2,357  
18002.5621 General Expense/Misc. Contractual/Env. Clean-up $22,480  
17004.5621 Community Health Endowment/Misc. Contractual $188,848  
13006.5980 Urban Dev./Housing Rehab. & R.E./Reimb. $140,000  
12111.5621 Health/Com. Health Serv./Misc. Contractual $10,000  
12172.6069 Health/Info. & Fiscal/Data Proc. Equip. $11,000  
413536.6137 Urban Dev./Downtown St. Tree Replace. $34,815

31. There is hereby appropriated to each departmental operating budget 100% of the unencumbered operating appropriations as shown in the final Appropriation Status Report as of August 31, 2011 up to the amount shown below:

<table>
<thead>
<tr>
<th>FUND</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>General</td>
<td>$2,935,700</td>
</tr>
<tr>
<td>Health</td>
<td>$150,000</td>
</tr>
<tr>
<td>Library</td>
<td>$248,480</td>
</tr>
<tr>
<td>Aging</td>
<td>$223,911</td>
</tr>
<tr>
<td>StarTran</td>
<td>$162,274</td>
</tr>
<tr>
<td>911 Communications</td>
<td>$166,740</td>
</tr>
</tbody>
</table>

32. There is hereby attached and made a part hereof a listing of all funds of the City of Lincoln which are hereby confirmed and approved.

Introduced by: Jonathan Cook

SNYDER Moved to approve the 2011/12 City of Lincoln Annual Operating Budget on the amended substitute resolution.

Seconded by Emery and carried by the following vote: Carroll, Cook, Emery, Eskridge, Snyder Assenting; Camp, Hornung Dissenting.

OPEN MICROPHONE - NONE

MISCELLANEOUS BUSINESS

PENDING -

ANNEXATION NO. 08016 - AMENDING THE LINCOLN CORPORATE LIMITS MAP BY ANNEXING APPROXIMATELY 106 ACRES NORTH OF INTERSTATE 80 ON BOTH SIDES OF NW 48TH STREET. (1/2/09 - PLACED ON PENDING INDEFINITELY) - PRIOR to reading:

COOK Moved to withdraw.

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

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 third time.

The ordinance, having been WITHDRAWN, was assigned the File #38-4609 & was placed on file in the Office of the City Clerk.

CAMP Moved to extend the remainder of the Pending List to August 29, 2011.

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

UPCOMING RESOLUTIONS

CAMP Moved to approve the resolutions to have Public Hearing on August 29, 2011.

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

ADJOURNMENT 3:48 P.M.

CAMP Moved to adjourn the City Council meeting of August 22, 2011.

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

Joan E. Ross, City Clerk

Brenda J. Coufal, Senior Office Assistant