

**THE MINUTES OF THE CITY COUNCIL MEETING HELD  
MONDAY, SEPTEMBER 10, 2012 AT 3:00 P.M.**

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

Council Chair Hornung 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**

Cook Having been appointed to read the minutes of the City Council proceedings of August 27, 2012 reported having done so, found same correct.

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

**PUBLIC HEARING**

AMENDING SECTION 12.08.270 OF THE LINCOLN MUNICIPAL CODE RELATING TO ALCOHOLIC LIQUOR PROHIBITED IN PARKS TO ALLOW ALCOHOLIC BEVERAGES TO BE SERVED AND CONSUMED AT AULD PAVILION DURING PERIODS THAT ARE SUBJECT TO AN AGREEMENT BETWEEN THE CITY AND A PRIVATE BUSINESS FOR RENTAL OF THE FACILITY AND CATERING RELATED EVENTS. (8/6/12 - TO HAVE 2ND READING/P.H. ON 9/10/12) - Council Chair Hornung advised that anyone wishing to address this item may come forward during Public Hearing on this day. This item will be placed on Indefinite Pending and will be given another Public Hearing at the time of its removal from Pending.

Council Member Eugene Carroll moved to place this item on indefinite pending and Council voted.

Lynn Johnson, Director of Parks and Recreation, came forward to provide Council and the community background on the Auld Pavilion. The dance facility was constructed with the financial support of W.T. Auld and the City in 1921. With the exception of a few changes, the building looks very much as it did and contains many original historic elements, including the original wood floors. The facility also has a banquet area, is handicap accessible and has 102 parking spots. In the near future, it will need a new roof and it will eventually need a new HVAC system. At this time, Parks would like to back away from this project in order to consider the capital improvement needs of, and a sustainability plan for the building, in addition to the possibilities of allowing alcohol to be served at events, the potential of working with a private partner and marketing.

Coby Mach, LIBA, came forward in opposition to this item. Auld Pavilion would not only place the government in direct competition with over thirty Lincoln area reception and banquet halls, but those businesses would essentially be giving financial support to that competition in the form of taxes. In answer to Council questions, Mr. Mach stated that Auld is charging less than other venues and undervaluing what they have.

Troy Terwillager, General Manager of the downtown Holiday Inn, came forward in opposition to this item. Holiday Inn's reception business does between 70 to 80 weddings per year. That number decreases as additional competitors come into the market. Competition from other venues is fair, but it is unfair when it comes from the City itself.

Monte Froehlich, owner of the Grand Manse, came forward to state that he testified about the issue of unfair competition from the City last year. He is disappointed to see a similar matter appearing before Council again and hopes this trend does not continue.

This matter was taken under advisement.

COMPREHENSIVE PLAN CONFORMANCE 11011 - DECLARING APPROXIMATELY 1.38 ACRES OF PROPERTY GENERALLY LOCATED AT SOUTH 23RD STREET AND N STREET AS SURPLUS PROPERTY (RELATED: 12-103, 12-102) (ACTION DATE: 9/17/12);

APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE CITY AND LANCASTER COUNTY SCHOOL DISTRICT 001 TO TRANSFER OWNERSHIP OF LAND AT 25TH AND N STREETS TO LINCOLN PUBLIC SCHOOLS AND TO DEVELOP AND MANAGE A SHARED PARKING LOT ON THE SUBJECT SITE. (RELATED: 12-103, 12-102) (ACTION DATE: 9/17/12) - Lynn Johnson, Director of Parks & Recreation, came forward to describe these items. An area that included a portion of 24<sup>th</sup> Street right-of-way was vacated several years ago. That area has now become a drop-off lane for Elliot Elementary school. The other area in question is a parking lot that includes stalls for Elliot faculty and staff; the remainder of stalls are intended for trailhead and Parks parking. The City would recognize a portion of the value in the sales price, and the cost for developing and maintaining the lot would be shared. This proposal would surplus and then transfer ownership of these areas to Lincoln Public Schools.

This matter was taken under advisement.

**REGULAR MEETING**  
**September 10, 2012**  
**Page 274**

AMENDING THE PAY SCHEDULE FOR A CERTAIN EMPLOYEE GROUP BY ADJUSTING THE HOURLY PAY RANGE SCHEDULE AND SCHEDULES OF ANNUAL, MONTHLY, BIWEEKLY AND HOURLY PAY RANGE EQUIVALENTS FOR EMPLOYEES OF THE CITY OF LINCOLN WHOSE CLASSIFICATIONS ARE ASSIGNED TO PAY RANGES PREFIXED BY THE LETTER "M" TO BE EFFECTIVE AUGUST 16, 2012 - Doug McDaniel, Director of Personnel, came forward to state that this action sets up the pay ranges for those in the Management Pay Plan. It is a 1.5% increase for this year.

This matter was taken under advisement.

CHANGE OF ZONE 12018 - APPLICATION OF KINPORT CORPORATION FOR A CHANGE OF ZONE FROM B-1 LOCAL BUSINESS DISTRICT, R-6 RESIDENTIAL DISTRICT AND R-5 RESIDENTIAL DISTRICT TO B-1 LOCAL BUSINESS DISTRICT PUD, FROM R-2 RESIDENTIAL DISTRICT TO R-2 RESIDENTIAL DISTRICT PUD, AND FROM R-6 RESIDENTIAL DISTRICT TO R-6 RESIDENTIAL DISTRICT PUD, ON PROPERTY GENERALLY LOCATED AT NORTH 35TH STREET AND HOLDREGE STREET FOR A PLANNED UNIT DEVELOPMENT DISTRICT DESIGNATION OF SAID PROPERTY, AND APPROVAL OF A DEVELOPMENT PLAN TO ALLOW APPROXIMATELY 66,000 SQUARE FEET OF COMMERCIAL FLOOR AREA AND APPROXIMATELY 40 RESIDENTIAL DWELLING UNITS. (8/20/12 - TO HAVE 2ND READING/P.H. ON 9/10/12) (ACTION DATE: 9/17/12) (RELATED: 12-105, 12-112, 12R-212, 12R-210, 12R-211) (ACTION DATE: 9/17/12);

VACATION 12004 - VACATING NORTH 35TH STREET BETWEEN HOLDREGE STREET AND STARR STREET AND THE EAST 200 FEET OF THE EAST-WEST ALLEY BETWEEN NORTH 34TH STREET AND NORTH 35TH STREET. (RELATED: 12-105, 12-112, 12R-212, 12R-210, 12R-211) (ACTION DATE: 9/17/12);

APPROVING THE REQUEST OF KINPORT CORPORATION FOR A DEVIATION FROM THE ACCESS MANAGEMENT POLICY TO ALLOW THE REMOVAL OF THE RIGHT TURN LANE IN HOLDREGE STREET AT 35TH STREET. (RELATED: 12-105, 12-112, 12R-212, 12R-210, 12R-211) (ACTION DATE: 9/17/12);

APPROVING THE HOLDREGE/IDYLVILD REDEVELOPMENT AGREEMENT BETWEEN THE CITY, KAPPA FOUNDATION AND KINPORT CORPORATION RELATING TO THE REDEVELOPMENT OF PROPERTY GENERALLY LOCATED BETWEEN NORTH 34TH STREET AND NORTH 37TH STREET ON HOLDREGE STREET. (RELATED: 12-105, 12-112, 12R-212, 12R-210, 12R-211) (ACTION DATE: 9/17/12);

AMENDING THE FY 12/13 CIP TO AUTHORIZE AND APPROPRIATE \$1,127,413 IN TIF FUNDS FOR HOLDREGE/IDYLVILD PROJECTS. (RELATED: 12-105, 12-112, 12R-212, 12R-210, 12R-211) (ACTION DATE: 9/17/12) - David Landis, Director of Urban Development, came forward to introduce these items under consideration for this redevelopment project which includes construction of two buildings totaling 66,000 square feet, roughly 13 to 14 million dollars of investment by the developer, the use of tax increment financing for approximately 1 million dollars, the revitalization and maintenance of a park through a private endowment from Valentino's, and several improvements on Idylwild Street.

Council Member Jon Camp asked for more information about the request for deviation that would remove the right turn lane in Holdrege Street at 35<sup>th</sup> Street.

Mr. Landis stated that this project vacates and closes a street and changes traffic patterns. It is occurring in a built environment and working with the existing infrastructure requires adjustment from all parties involved. According to the new Access Management Policy, if a standard does not have the flexibility to be reconciled by a Department, in this case Public Works, the final decision is made by the City Council.

Kent Seacrest, Seacrest & Kalkowski, PC, LLO, 1111 Lincoln Mall, Suite 350, came forward as representative for Kappa Foundation, Kinport, and Stallion, LLC. He described this new development and how it will fit the vision of the 2040 Comprehensive Plan which includes green, friendly, and neighborhood and pedestrian driven areas. It will be important that the new ground floor retail spaces have storefront parallel parking so shoppers will feel welcomed. The final request for deviation that could not be granted by Public Works concerns a bulb-out where a turn lane is currently located. This allows for the parking and for safer movement of pedestrians across Holdrege Street. The Motion to Amend contains changes and clarifications, including the change from Kinport to Stallion, LLC as the developer. The Historic Preservation Commission unanimously supports this project and the ECCO neighborhood association has been very involved in the process and has written a very positive letter of support. We feel we have achieved the proper balance and the development will be successful, will contribute to the neighborhood and East Campus, and we are very excited to go forward with it.

Council Member Camp expressed concerns over the bulb-out becoming damaged from snow plows. There is no issue with eliminating the turn lane, but he would like to consider whether it would be more advantageous to add extra parking. He asked for more information about Stallion, LLC and their resources.

Mr. Seacrest replied that the bulb is a convenience for the neighborhood, the retailers and the community. In the present draft, it is very clear that construction cannot begin until Stallion has received approval from the Finance Director. Banks will also require guarantees. Another safeguard is that Stallion is buying the bonds and all risk is placed on them. They are turning over 1.2 million dollars to the City before breaking ground.

Tony Messineo, owner of Valentino's, came forward to state how pleased they are with the redevelopment plan and to be able to contribute to the revitalization and maintenance of the park.

Mr. Landis stated that the City would like to see all developers exhibit this kind of outreach to neighborhoods; those efforts should be rewarded. He offered a brief explanation of the financing. The bond is issued and the developer will purchase it. The proceeds are then kept by the City. The developer comes to the us with invoices to be reimbursed. This measure removes the element of City liability because the money is essentially ours to control.

Council Chair Hornung questioned whether the bulb would act as encouragement for pedestrians to cross where there is no crosswalk.

Mr. Landis replied that this measure acknowledges the reality that many people cross Holdrege at that intersection despite no crosswalk. The bulb will make it safer.

Miki Esposito, Director of Public Works & Utilities, came forward to state that the bulb-out is a pedestrian friendly measure and is also important to allow for good sight distance for traffic exiting from what will be the 35<sup>th</sup> Street driveway. It was a point of negotiation that was reached together with the developer.

Randy Hoskins, Assistant City Engineer, came forward to describe the bulb-out and reiterate that it was designed to provide sufficient sight distance for traffic. If it were removed, that would allow additional room for the right turn lane, but would eliminate some parking. The Public Works Department granted three of four requests for deviation. In this case, removing the turn lane does not improve the built environment so, as per policy, they will not grant it. For that reason, it is now before Council.

Miki Esposito stated that their department is not making a recommendation on this item. Their perspective and decisions are based on traffic principles alone and they have gone as far as possible within their own authority.

Bob VanValkenburg, no address given, came forward to state that Valentino's is an excellent corporate citizen and these measures should be passed.

This matter was taken under advisement.

APPROVING AN AMENDMENT TO BID NO. 10-162 FOR THE ANNUAL REQUIREMENTS OF BUTTERFLY VALVES AGREEMENT BETWEEN THE CITY OF LINCOLN AND M & H VALVE CO. TO EXTEND THE TERM FOR ONE ADDITIONAL TWO-YEAR TERM FROM AUGUST 1, 2012 THROUGH JULY 31, 2014 - Sharon Mulder, Assistant Purchasing Agent, came forward to answer questions. This matter was taken under advisement.

APPROVING CONTRACT AGREEMENTS BETWEEN THE CITY OF LINCOLN, LANCASTER COUNTY, THE LINCOLN-LANCASTER COUNTY PUBLIC BUILDING COMMISSION, AND GREGG ELECTRIC COMPANY, PROGRESSIVE ELECTRIC, WILLMAR ELECTRIC SERVICE AND HY-ELECTRIC, INC. FOR UNIT PRICE ELECTRICAL SERVICES, PURSUANT TO BID NO. 12-177, FOR FOUR-YEAR TERMS - Sharon Mulder, Assistant Purchasing Agent, came forward to answer questions. This matter was taken under advisement.

APPROVING CONTRACT AGREEMENTS BETWEEN THE CITY OF LINCOLN, LANCASTER COUNTY, THE LINCOLN-LANCASTER COUNTY PUBLIC BUILDING COMMISSION, AND MWE SERVICES, INC., MID NEBRASKA GRADING & DEMOLITION, INC. AND LEGRANDE EXCAVATING, INC. FOR UNIT PRICE DEMOLITION SERVICES, PURSUANT TO BID NO. 12-149, FOR FOUR-YEAR TERMS - Sharon Mulder, Assistant Purchasing Agent, came forward to answer questions. This agreement provides for City departments to utilize these contractors for demolition projects costing less than \$25,000.00. This matter was taken under advisement.

APPROVING A PROJECT PROGRAMMING AGREEMENT BETWEEN THE CITY OF LINCOLN AND THE NEBRASKA DEPARTMENT OF ROADS TO ESTABLISH VARIOUS DUTIES AND FUNDING RESPONSIBILITIES FOR A FEDERAL AID PROJECT FOR CONSTRUCTION OF THE SW 40TH VIADUCT OVER BNSF AND MIDDLE CREEK - Thomas Shafer, Engineering Services, came forward to answer questions and to introduce project manager Devin Biesecker. This matter was taken under advisement.

APPROVING AN AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN THE CITY OF LINCOLN AND LANCASTER COUNTY FOR A COMMUNICATIONS CENTER TO CONTINUE TO SERVE THE COMMUNICATIONS NEEDS OF THE LINCOLN POLICE DEPARTMENT, LINCOLN FIRE & RESCUE, LANCASTER COUNTY SHERIFF'S OFFICE, AND THOSE RURAL FIRE/EMS AGENCIES WITH MEMBERSHIP IN THE LANCASTER COUNTY MUTUAL AID ASSOCIATION. (8/20/12 - P.H. CON'T TO 9/10/12) - Rod Confer, City Attorney, came forward to request a one week delay on this item.

Council Member Eugene Carroll moved to delay this item and Council voted. This matter was taken under advisement.

## COUNCIL ACTION

### REPORTS OF CITY OFFICERS

APPOINTING CAROLE BURT AND GEORGIA BLOBAUM TO THE COMMUNITY HEALTH ENDOWMENT BOARD OF TRUSTEES FOR TERMS EXPIRING SEPTEMBER 1, 2015 - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:

A-86984 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska: That the appointment of Carole Burt and Georgia Blobaum to the Community Health Endowment Board of Trustees for terms expiring September 1, 2015, is hereby approved.

Introduced by Carl Eskridge

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

**REGULAR MEETING**  
**September 10, 2012**  
**Page 276**

REAPPOINTING DOUGLAS GANZ AND DR. MICHAEL MOLVAR TO THE COMMUNITY HEALTH ENDOWMENT BOARD OF TRUSTEES FOR TERMS EXPIRING SEPTEMBER 1, 2015 - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:  
A-86985 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:  
That the reappointment of Dr. Michael Molvar to the Community Health Endowment Board of Trustees for a term expiring September 1, 2015, is hereby approved.

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

APPOINTING MIKE LANG TO THE DISTRICT ENERGY CORPORATION FOR A TERM EXPIRING DECEMBER 31, 2013 - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:

A-86986 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:  
That the appointment of Mike Lang to the District Energy Corporation for a term expiring December 31, 2013, is hereby approved.

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

REAPPOINTING LINDA CARTER AND MICHAEL DEKALB TO THE STARTRAN ADVISORY BOARD FOR TERMS EXPIRING OCTOBER 20, 2015 - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:

A-86987 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:  
That the reappointment of Linda Carter and Michael DeKalb to the StarTran Advisory Board for terms expiring October 20, 2015, is hereby approved.

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

REAPPOINTING ASHLEY MCWILLIAMS AND MARTY RAMIREZ TO THE MULTICULTURAL ADVISORY COMMITTEE FOR TERMS EXPIRING SEPTEMBER 18, 2015 - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:

A-86988 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:  
That the reappointment of Ashley McWilliams and Marty Ramirez to the Multicultural Advisory Committee for terms expiring September 18, 2015, is hereby approved.

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

CLERK'S LETTER AND MAYOR'S APPROVAL OF RESOLUTIONS AND ORDINANCES PASSED BY THE CITY COUNCIL ON AUGUST 20, 2012 - 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 27, 2012 - CLERK presented said report which was placed on file in the office of the City Clerk. **(27-1)**

REPORT FROM THE CITY TREASURER OF CITY CASH ON HAND AT THE CLOSE OF BUSINESS JULY 31, 2012 - CLERK presented said report which was placed on file in the office of the City Clerk. **(5-21)**

LINCOLN WATER & WASTEWATER SYSTEM RECAPITULATION OF DAILY CASH RECEIPTS FOR THE MONTH OF JANUARY, 2012 - CLERK presented said report which was placed on file in the office of the City Clerk. **(8-71)**

REPORT FROM THE CITY TREASURER OF FRANCHISE TAX FOR THE MONTHS OF NOVEMBER, 2011 - JULY, 2012 FROM BLACK HILLS/NEBRASKA GAS UTILITY CO., LLC - CLERK presented said report which was placed on file in the office of the City Clerk. **(16-1)**

REPORT FROM THE CITY TREASURER OF FRANCHISE FEES FROM TIME WARNER CABLE FOR THE QUARTER ENDING DECEMBER 31, 2011 - CLERK presented said report which was placed on file in the office of the City Clerk. **(41-2518A)**

REPORT FROM THE CITY TREASURER OF FRANCHISE FEES FROM TIME WARNER CABLE FOR THE QUARTER ENDING MARCH 31, 2012 - CLERK presented said report which was placed on file in the office of the City Clerk. **(41-2518A)**

REPORT FROM THE CITY TREASURER OF PEG FEES FOR DECEMBER 2011 - CLERK presented said report which was placed on file in the office of the City Clerk. **(41-2518)**

REPORT FROM THE CITY TREASURER OF PEG FEES FOR THE QUARTER ENDING MARCH 31, 2012 - CLERK presented said report which was placed on file in the office of the City Clerk. **(41-2518)**

**PETITIONS & COMMUNICATIONS**

REFERRALS TO THE PLANNING DEPARTMENT:

Change of Zone No. 12028 - Requested by Park Ridge Apartment Too, LLC., from R-2 Residential District to R-4 Residential District, on property legally described as Lot 72, I.T., located in the SW 1/4 of Section 27-10-6, Lancaster County, Nebraska, generally located at 720 West C Street.

Special Permit No. 1733E - Requested by Park Ridge Apartment Too, LLC., for an amendment to the Muff 3rd Addition Community Unit Plan, to add a 1.41 acre parcel to allow an additional 24 multiple-family dwelling units, on property legally described as Lot 72 I.T., located in the SW 1/4 of Section 27-10-6, Lancaster County, Nebraska, generally located at 720 West C Street. The Planning Commission action is final action, unless appealed to the City Council.

Special Permit No. 12031 - Requested by Bob Hanks, for the expansion of a nonconforming use to allow alcohol for consumption on the premises in an outdoor seating area on property legally described as the southeast 1.12 acre part of Lot 1, Block 2, Highland North, located in the NW 1/4 of Section 3-10-6, Lancaster County, Nebraska, generally located at W. Fletcher Avenue and NW 1st Street. The Planning Commission action is final action, unless appealed to the City Council.

PLACED ON FILE IN THE OFFICE OF THE CITY CLERK:

Administrative Amendment No. 12033 to Change of Zone No. 05054A, Prairie Village North Planned Unit Development, approved by the Planning Director on August 24, 2012, requested by Legacy Homes, LLC, to revise the location of Windmill Drive and the site layout for a convenience store south of Windmill Drive, on property generally located southeast of N. 84th St. and Windmill Dr.

Administrative Amendment No. 12041 to Special Permit No. 1557, Northridge Heights, approved by the Planning Director on August 29, 2012, requested by Dave Egge, to reduce the rear yard setback to 17 feet on Lot 19, Block 1, for a 10' x 14' addition, on property located at 3210 Prairieview Dr.

**MISCELLANEOUS REFERRALS - NONE**

**LIQUOR RESOLUTIONS - NONE**

**ORDINANCES - 2<sup>ND</sup> READING & RELATED RESOLUTIONS (as required)**

AMENDING SECTION 12.08.270 OF THE LINCOLN MUNICIPAL CODE RELATING TO ALCOHOLIC LIQUOR PROHIBITED IN PARKS TO ALLOW ALCOHOLIC BEVERAGES TO BE SERVED AND CONSUMED AT AULD PAVILION DURING PERIODS THAT ARE SUBJECT TO AN AGREEMENT BETWEEN THE CITY AND A PRIVATE BUSINESS FOR RENTAL OF THE FACILITY AND CATERING RELATED EVENTS (8/6/12 - TO HAVE 2<sup>ND</sup> READING/P.H. ON 9/10/12) - PRIOR to reading:

CARROLL Moved to place Bill No. 12-92 on Indefinite Pending.

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

CLERK Read an ordinance, introduced by Jon Camp, amending Section 12.08.270 of the Lincoln Municipal Code relating to alcoholic liquor in parks to allow alcohol to be served inside Auld Pavilion under the circumstances provided therein; and repealing Section 12.08.270 of the Lincoln Municipal Code as hitherto existing, the second time.

COMP. PLAN CONFORMANCE 11011 - DECLARING APPROXIMATELY 1.38 ACRES OF PROPERTY GENERALLY LOCATED AT SOUTH 23RD STREET AND N STREET AS SURPLUS PROPERTY (RELATED: 12-103, 12-102) (ACTION DATE: 9/17/12) - CLERK read an ordinance, introduced by Carl Eskridge, declaring approximately 1.38 acres of City owned property generally located at South 23<sup>rd</sup> Street and N Street as surplus, the second time.

APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE CITY AND LANCASTER COUNTY SCHOOL DISTRICT 001 TO TRANSFER OWNERSHIP OF LAND AT 25TH AND N STREETS TO LINCOLN PUBLIC SCHOOLS AND TO DEVELOP AND MANAGE A SHARED PARKING LOT ON THE SUBJECT SITE (RELATED: 12-103, 12-102) (ACTION DATE: 9/17/12) - CLERK read an ordinance, introduced by Carl Eskridge, approving an Interlocal Agreement between the City of Lincoln and Lancaster County School District 001 to transfer ownership of land at 25<sup>th</sup> and N Streets to Lincoln Public Schools and to develop and manage a shared parking lot on the subject site, the second time.

AMENDING THE PAY SCHEDULE FOR A CERTAIN EMPLOYEE GROUP BY ADJUSTING THE HOURLY PAY RANGE SCHEDULE AND SCHEDULES OF ANNUAL, MONTHLY, BIWEEKLY AND HOURLY PAY RANGE EQUIVALENTS FOR EMPLOYEES OF THE CITY OF LINCOLN WHOSE CLASSIFICATIONS ARE ASSIGNED TO PAY RANGES PREFIXED BY THE LETTER "M" TO BE EFFECTIVE AUGUST 16, 2012 - CLERK read an ordinance, introduced by Carl Eskridge, adopting pay schedules and schedules of pay ranges for employees of the City of Lincoln, Nebraska whose classifications are assigned to pay ranges prefixed by the letter "M" and repealing Ordinance No. 19424, passed by the City Council on August 9, 2010, the second time.

**REGULAR MEETING**  
**September 10, 2012**  
**Page 278**

CHANGE OF ZONE 12018 - APPLICATION OF KINPORT CORPORATION FOR A CHANGE OF ZONE FROM B-1 LOCAL BUSINESS DISTRICT, R-6 RESIDENTIAL DISTRICT AND R-5 RESIDENTIAL DISTRICT TO B-1 LOCAL BUSINESS DISTRICT PUD, FROM R-2 RESIDENTIAL DISTRICT TO R-2 RESIDENTIAL DISTRICT PUD, AND FROM R-6 RESIDENTIAL DISTRICT TO R-6 RESIDENTIAL DISTRICT PUD, ON PROPERTY GENERALLY LOCATED AT NORTH 35TH STREET AND HOLDREGE STREET FOR A PLANNED UNIT DEVELOPMENT DISTRICT DESIGNATION OF SAID PROPERTY, AND APPROVAL OF A DEVELOPMENT PLAN TO ALLOW APPROXIMATELY 66,000 SQUARE FEET OF COMMERCIAL FLOOR AREA AND APPROXIMATELY 40 RESIDENTIAL DWELLING UNITS. (RELATED ITEMS: 12-105, 12-112, 12R-212, 12R-210, 12R-211) (8-20-12 - TO HAVE 2<sup>ND</sup> READING/P.H. ON 9/10/12)(ACTION DATE: 9/17/12) - CLERK read an ordinance, introduced by Jonathan Cook, amending the Lincoln Zoning District Maps attached to and made a part of Title 27 of the Lincoln Municipal Code, as provided by Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, the second time.

VACATION 12004 - VACATING NORTH 35TH STREET BETWEEN HOLDREGE STREET AND STARR STREET, AND THE EAST 200 FEET OF THE EAST-WEST ALLEY BETWEEN NORTH 34TH STREET AND NORTH 35TH STREET (RELATED ITEMS: 12-105, 12-112, 12R-212, 12R-210, 12R-211) (ACTION DATE: 9/17/12) - CLERK read an ordinance, introduced by Carl Eskridge, vacating North 35<sup>th</sup> Street between Holdrege Street and Starr Street and the east 200 feet of the east-west alley in Block 1, Idyl-Wild Place, between North 34<sup>th</sup> Street and North 35<sup>th</sup> Street, and retaining title thereto in the City of Lincoln, Lancaster County Nebraska, the second time.

APPROVING THE REQUEST OF KINPORT CORPORATION FOR A DEVIATION FROM THE ACCESS MANAGEMENT POLICY TO ALLOW THE REMOVAL OF THE RIGHT TURN LANE IN HOLDREGE STREET AT 35TH STREET. (RELATED ITEMS: 12-105, 12-112, 12R-212, 12R-210, 12R-211) (ACTION DATE: 9/17/12)

APPROVING THE HOLDREGE/IDYLVILD REDEVELOPMENT AGREEMENT BETWEEN THE CITY, KAPPA FOUNDATION AND KINPORT CORPORATION RELATING TO THE REDEVELOPMENT OF PROPERTY GENERALLY LOCATED BETWEEN NORTH 34TH STREET AND NORTH 37TH STREET ON HOLDREGE STREET. (RELATED ITEMS: 12-105, 12-112, 12R-212, 12R-210, 12R-211) (ACTION DATE: 9/17/12)

AMENDING THE FY 12/13 CIP TO AUTHORIZE AND APPROPRIATE \$1,127,413 IN TIF FUNDS FOR HOLDREGE/IDYLVILD PROJECTS. (RELATED ITEMS: 12-105, 12-112, 12R-212, 12R-210, 12R-211) (ACTION DATE: 9/17/12)

**PUBLIC HEARING - RESOLUTIONS**

APPROVING AN AMENDMENT TO BID NO. 10-162 FOR THE ANNUAL REQUIREMENTS OF BUTTERFLY VALVES AGREEMENT BETWEEN THE CITY OF LINCOLN AND M & H VALVE CO. TO EXTEND THE TERM FOR ONE ADDITIONAL TWO-YEAR TERM FROM AUGUST 1, 2012 THROUGH JULY 31, 2014 - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:

A-86989 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:  
That the Amendment to Bid No. 10-162 for the Annual Requirements of Butterfly Valves Agreement between the City of Lincoln and M & H Valve Co., to extend the term for a two-year period from August 1, 2012 through July 31, 2014, upon the terms and conditions 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 Carl Eskridge

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

APPROVING CONTRACT AGREEMENTS BETWEEN THE CITY OF LINCOLN, LANCASTER COUNTY, THE LINCOLN-LANCASTER COUNTY PUBLIC BUILDING COMMISSION, AND GREGG ELECTRIC COMPANY, PROGRESSIVE ELECTRIC, WILLMAR ELECTRIC SERVICE AND HY-ELECTRIC, INC. FOR UNIT PRICE ELECTRICAL SERVICES, PURSUANT TO BID NO. 12-177, FOR FOUR-YEAR TERMS - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:

A-86990 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:  
That the four attached Contract Agreements between the City of Lincoln, Lancaster County, the Lincoln-Lancaster County Public Building Commission and Gregg Electric Company, Progressive Electric, Willmar Electric Service and Hy-Electric, Inc. for unit pricing of electrical services, pursuant to Bid No. 12-177 for four-year terms, upon the terms as set forth in said contract agreements, are hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

Introduced by Carl Eskridge

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

LINCOLN-LANCASTER COUNTY PUBLIC BUILDING COMMISSION, AND MWE SERVICES, INC., MID NEBRASKA GRADING & DEMOLITION, INC. AND LEGRANDE EXCAVATING, INC. FOR UNIT PRICE DEMOLITION SERVICES, PURSUANT TO BID NO. 12-149, FOR FOUR-YEAR TERMS - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:

A-86991 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:  
That the three attached Contract Agreements between the City of Lincoln, Lancaster County, the Lincoln-Lancaster County Public Building Commission and MWE Services, Inc., Mid Nebraska Grading & Demolition, Inc. and LeGrande Excavating, Inc., for unit pricing of demolition services, pursuant to Bid No. 12-149 for four-year terms, upon the terms as set forth in said contract agreements, are hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

Introduced by Carl Eskridge

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

APPROVING A PROJECT PROGRAMMING AGREEMENT BETWEEN THE CITY OF LINCOLN AND THE NEBRASKA DEPARTMENT OF ROADS TO ESTABLISH VARIOUS DUTIES AND FUNDING RESPONSIBILITIES FOR A FEDERAL AID PROJECT FOR CONSTRUCTION OF THE SW 40TH VIADUCT OVER BNSF AND MIDDLE CREEK - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:

A-86992 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:  
That the attached Project Programming Agreement between the City of Lincoln and the State of Nebraska Department of Roads to establish various duties and funding responsibilities for a Federal Aid Project for construction of the S.W. 40th Street viaduct over BNSF and Middle Creek, NDOR Project No. STPN-BR-TMT-5267(1), Control No. 12744, in accordance with the terms and conditions contained in said Agreement, 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 return the executed copies of the Agreement to Devin Biesecker, Engineering Services Division of the Department of Public Works & Utilities, for transmittal and execution by the State Department of Roads.

Introduced by Carl Eskridge

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

APPROVING AN AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN THE CITY OF LINCOLN AND LANCASTER COUNTY FOR A COMMUNICATIONS CENTER TO CONTINUE TO SERVE THE COMMUNICATIONS NEEDS OF THE LINCOLN POLICE DEPARTMENT, LINCOLN FIRE & RESCUE, LANCASTER COUNTY SHERIFF'S OFFICE, AND THOSE RURAL FIRE/EMS AGENCIES WITH MEMBERSHIP IN THE LANCASTER COUNTY MUTUAL AID ASSOCIATION. (8/20/12 - P.H. CON'T TO 9/10/12) - PRIOR to reading:

CARROLL Moved to Delay Public Hearing on Bill No. 12R-194 to September 17, 2012.  
Seconded by Schimek & carried by the following vote: AYES: Camp, Carroll, Emery, Eskridge, Hornung, Schimek; NAYS: None; ABSENT: Cook.

### ORDINANCE - 3<sup>RD</sup> READING & RELATED RESOLUTIONS (as required)

AUTHORIZING THE ISSUANCE, SALE AND DELIVERY OF PARKING REVENUE AND REFUNDING BONDS OF THE CITY OF LINCOLN, NEBRASKA TO PAY THE COSTS OF AN ADDITIONAL PARKING GARAGE, TO REFUND OUTSTANDING PARKING REVENUE BONDS OF THE CITY AND RELATED MATTERS - PRIOR to reading:

CARROLL Moved to Amend Bill No. 12-110 by accepting the Substitute Ordinance.  
Seconded by Cook & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Eskridge, Hornung, Schimek; NAYS: None.

CLERK Read an ordinance, introduced by Doug Emery, authorizing and providing for the issuance, sale and delivery of not to exceed \$13,000,000 parking revenue and refunding bonds, series 2012, in one or more series for the purpose of (A) providing for the payment and redemption of all or a portion of the City's \$3,290,000 outstanding principal amount of parking revenue bonds series 2001, and (B) paying all or part of the cost of certain additional parking improvements; limiting payment of the series 2012 bonds solely to certain specified sources; making certain pledges, covenants, and agreements to secure the series 2012 bonds; directing the manner of sale of the series 2012 bonds; delegating, authorizing, and directing the Finance Director or the City Controller to exercise his or her own independent judgement and absolute discretion in (1) determining, fixing, and finalizing the principal amount of each series of series 2012 bonds and principal maturities thereof, rates of interest and other terms and provisions of each series of the series 2012 bonds and (2) determining and fixing the terms and provisions of such documents; and related matters, the third time.

EMERY Moved to pass the ordinance as amended.  
Seconded by Carroll and carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Eskridge, Hornung, Schimek; NAYS: None.

The ordinance, being numbered #19732, is recorded in Ordinance Book #27, Page .

**REGULAR MEETING**  
**September 10, 2012**  
**Page 280**

AMENDING TITLE 27 OF THE LINCOLN MUNICIPAL CODE TO CORRECT UNINTENTIONAL DRAFTING ERRORS AND OMISSIONS RESULTING FROM THE REFORMATTING AND STREAMLINING CHANGES TO THE ZONING CODE AS AMENDED BY ORDINANCE NO. 19733, PASSED BY THE CITY COUNCIL ON JUNE 25, 2012 - CLERK read an ordinance, introduced by Doug Emery, amending Title 27 of the Lincoln Municipal Code to correct unintentional drafting errors and omissions resulting from the reformatting and streamlining changes of the Zoning Code as amended by Ordinance No. 19733, passed by the City Council for the City of Lincoln on June 25, 2012, by amending Section 27.06.090 to insert the correct use group characteristics for the Utilities Use Group; by amending Section 27.06.170 to correctly designate that cabinet shops or stores are a permitted use not a permitted conditional use in the H-3 zoning district; by amending Section 27.62.100 to include the omitted provisions that in the I-1 zoning district retail sales and services are a permitted conditional use and shall not occupy more than 20,000 square feet of floor area per business; by amending Section 27.63.240 to include the omitted provision that retail sales and services of over 20,000 square feet of floor area may be allowed as a permitted special use in the I-2 zoning district; by amending Section 27.72.070 to include omitted side and rear yard requirements in the I-1, I-2 and I-3 zoning districts; by adding an omitted new section numbered 27.72.090 to Chapter 27.72 (Height and Lot Regulations) to allow outdoor recreation areas to be located in any yard provided all structures requiring building permits meet setback requirements; and repealing Sections 27.06.090, 27.62.100, 27.63.240, and 27.72.070 of the Lincoln Municipal Code as hitherto existing, the third time.

EMERY Moved to pass the ordinance as read.  
Seconded by Carroll and carries by the following vote: AYES: Camp, Carroll, Cook, Emery, Eskridge, Hornung, Schimek; NAYS: None.  
The ordinance, being numbered #19733, is recorded in Ordinance Book #27, Page .

**ORDINANCES - 1<sup>ST</sup> READING & RELATED RESOLUTIONS (as required)**

AUTHORIZING THE ISSUANCE, SALE AND DELIVERY OF HOLDREGE/IDYLVILD REDEVELOPMENT PROJECT TAX ALLOCATION BONDS OF THE CITY OF LINCOLN, NEBRASKA - CLERK read the following ordinance, introduced by Jonathan Cook, authorizing and providing for the issuance of City of Lincoln, Nebraska tax allocation bonds, notes or other obligations, in one or more taxable or tax-exempt series, in an aggregate principal amount not to exceed \$1,260,000 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 Holdrege/Idylwild 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, notes or other obligations; pledging certain tax revenue and other revenue to the payment of the principal of and interest on the bonds, notes or other obligations as the same become due; limiting payment of the bonds, notes or other obligations 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, notes or other obligations not specified herein; taking other actions and making other covenants and agreements in connection with the foregoing; and related matters, the first time.

AUTHORIZING THE EXECUTION AND DELIVERY OF A FIRST AMENDMENT TO LOAN AGREEMENT AMONG THE CITY OF LINCOLN, NEBRASKA, THE DAIRY HOUSE, LLC, AND PINNACLE BANK, AND RELATED DOCUMENTS (RELATED: 12-114, 12R-221) (ACTION DATE: 9/24/12) - CLERK read the following ordinance, introduced by Jonathan Cook, approving and authorizing the execution and delivery of a Lease Agreement Amendment Number One in connection with the issuance of \$2,800,000 principal amount industrial development recovery zone facility revenue bond, series 2010 (Telesis, Inc. Project); delegating, authorizing and directing the Mayor, Finance Director and Clerk to exercise their own independent discretion and judgment in determining and finalizing the terms, provisions, form and contents of such document; providing for the publication of this ordinance and the time when this ordinance shall take effect; and related matters, the first time.

APPROVING AMENDMENT NO. 2 TO THE REDEVELOPMENT AGREEMENT (TELESIS/DAIRY HOUSE PROJECT) BETWEEN THE DAIRY HOUSE LLC AND THE CITY OF LINCOLN FOR A CHANGE OF THE BUILDING CONDOMINIUM UNITS IN PHASE ONE AND THE CORRESPONDING CHANGE TO THE LEGAL DESCRIPTION FOR THE REDEVELOPMENT PROJECT SITE (RELATED: 12-114, 12R-221) (ACTION DATE: 9/24/12).

APPROVING AMENDMENT NO. 1 TO THE HIGHWAY 77 & WARLICK BOULEVARD CONDITIONAL ANNEXATION AND ZONING AGREEMENT BETWEEN THE CITY OF LINCOLN AND DIAL-HWY 77, LLC, GREAT WESTERN BANK, SOUTHPORT VENTURES COMPANY, LLC, SPANGLES, LLC, AUSTIN REALTY COMPANY, LEGRANDE EXCAVATING, INC., AND NORMAN H. LEGRANDE, TO AMEND THE SOUTHWEST VILLAGE PUD SITE PLAN ON PROPERTY GENERALLY LOCATED AT HIGHWAY 77 AND WARLICK BOULEVARD AND TO CLARIFY THE REQUIREMENTS FOR CONSTRUCTION OF INFRASTRUCTURE IMPROVEMENTS TO SERVE THE PUD (RELATED ITEMS: 12R-219, 12-115) (ACTION DATE: 9/24/12).

CHANGE OF ZONE 05061A - APPLICATION OF HORSEMANS BENEVOLENT & PROTECTION ASSOCIATION TO AMEND THE SOUTHWEST VILLAGE PLANNED UNIT DEVELOPMENT TO SHOW A HORSE RACE COURSE, SIMULCAST FACILITY, BARNs AND ACCESSORY BUILDINGS TO THE SOUTHWEST OF 1ST STREET AND WEST DENTON ROAD; TO ALLOW ALL B-2 ZONING DISTRICT CONDITIONAL AND SPECIAL PERMITTED USES AS PERMITTED USES; AND TO WAIVE THE REQUIREMENT FOR 1ST STREET TO BE PAVED PRIOR TO THE RACE COURSE CONSTRUCTION, ON PROPERTY GENERALLY LOCATED AT HIGHWAY 77 AND WEST DENTON ROAD (RELATED ITEMS: 12R-219, 12-115) (ACTION DATE: 9/24/12) - CLERK read the following ordinance, introduced by Jonathan Cook, amending the Southwest Village Planned Unit Development to show a horse race course, simulcast facility, barns and accessory buildings to the southwest of 1<sup>st</sup> Street and West Denton Road; to allow all B-2 zoning district conditional and special permitted uses as permitted uses; and to waive the requirement for 1<sup>st</sup> Street to be paved prior to the race course construction, on property generally located at Highway 77 and West Denton Road, the first time.

CHANGE OF ZONE 12023 - APPLICATION OF TACKROOM PROPERTIES, LLC FOR A CHANGE OF ZONE FROM H-3 HIGHWAY COMMERCIAL DISTRICT TO I-1 INDUSTRIAL DISTRICT ON PROPERTY GENERALLY LOCATED AT NORTH 14TH STREET AND CORNHUSKER HIGHWAY - CLERK read the following ordinance, introduced by Jonathan Cook, amending the Lincoln Zoning District Maps adopted by reference and made a part of Title 27 of the Lincoln Municipal Code, pursuant to Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, the first time.

CHANGE OF ZONE 12024 - APPLICATION OF THE LINCOLN COMMUNITY PLAYHOUSE FOR A CHANGE OF ZONE FROM R-2 RESIDENTIAL DISTRICT AND R-3 RESIDENTIAL DISTRICT TO O-3 OFFICE PARK DISTRICT PUD FOR THE LINCOLN COMMUNITY PLAYHOUSE PLANNED UNIT DEVELOPMENT AND FOR APPROVAL OF A DEVELOPMENT PLAN FOR MODIFICATIONS TO THE ZONING ORDINANCE AND SUBDIVISION ORDINANCE TO ALLOW THE EXISTING COMMUNITY PLAYHOUSE AND FUTURE COMMERCIAL DEVELOPMENT ON THE UNDERLYING O-3 ZONING DISTRICT, ON PROPERTY GENERALLY LOCATED AT SOUTH 56TH STREET AND LILLIBRIDGE STREET - CLERK read the following ordinance, introduced by Jonathan Cook, amending the Lincoln Zoning District Maps attached to and made a part of Title 27 of the Lincoln Municipal Code, as provided by Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, the first time.

**A SPECIAL PUBLIC HEARING SHALL BE HELD ON  
MONDAY, SEPTEMBER 17, 2012, AT 3:00 P.M. OR AS SOON THEREAFTER  
AS POSSIBLE ON THE FOLLOWING RESOLUTION**

APPROVING THE 2012-2013 CITY TAX RATE OF .31580 PER \$100.00 OF ASSESSED VALUATION.

**RESOLUTIONS - 1<sup>ST</sup> READING - ADVANCE NOTICE**

ACCEPTING THE REPORT OF NEW AND PENDING CLAIMS AGAINST THE CITY AND APPROVING DISPOSITION OF CLAIMS SET FORTH FOR THE PERIOD OF AUGUST 16 - 31, 2012.

APPROVING FOUR CONTRACT AGREEMENTS BETWEEN THE CITY AND HUSKER CAR WASH, INC., JETSPLASH FULL SERVICE CAR WASH, WEST "O" SUPER WASH, AND RANDOLPH CARWASH, INC. FOR THE ANNUAL REQUIREMENTS FOR VEHICLE WASHES AND RELATED SERVICES, PURSUANT TO QUOTE NO. 4083, FOR FOUR-YEAR TERMS.

APPROVING THE LABOR CONTRACT BETWEEN THE CITY OF LINCOLN AND THE POLICE UNION TO BE EFFECTIVE AUGUST 16, 2012 THROUGH AUGUST 31, 2014.

COMP. PLAN CONFORMANCE 12011 - APPROVING AN AMENDMENT TO THE LINCOLN CENTER REDEVELOPMENT PLAN TO ADD THE "3 LANDMARK CENTRE REDEVELOPMENT PROJECT" FOR A NEW OFFICE BUILDING AND PARKING GARAGE ON BLOCK 120, ORIGINAL PLAT OF LINCOLN, AND ADJACENT RIGHT-OF-WAY AND TO REVISE THE LINCOLN MALL CAPITOL ENVIRONS REDEVELOPMENT PROJECT BOUNDARY TO REMOVE THE SOUTH HALF OF BLOCK 120, GENERALLY LOCATED BETWEEN LINCOLN MALL, K STREET, SOUTH 11TH STREET AND SOUTH 12TH STREET.

WAIVER 12013 - APPEAL OF ANNE CECH FROM THE PLANNING COMMISSION DENIAL OF HER REQUEST TO WAIVE THE REQUIREMENT OF § 26.23.095 OF THE LAND SUBDIVISION ORDINANCE TO INSTALL A SIDEWALK ALONG THE EAST SIDE OF CLIFFORD DRIVE ABUTTING 4010 CLIFFORD DRIVE, GENERALLY LOCATED NORTHEAST OF THE INTERSECTION OF SOUTH 40TH STREET AND PIONEERS BOULEVARD.

COMBINED SPECIAL PERMIT/USE PERMIT 13A - APPLICATION OF BRYANLGH MEDICAL CENTER TO MODIFY THE SIGN PACKAGE APPROVED AS PART OF THE COMBINED PERMIT FOR THE HEALTH CARE FACILITY TO ALLOW AN ADDITIONAL CENTER IDENTIFICATION SIGN AT THE CORNER OF SOUTH 40TH STREET AND PINE LAKE ROAD.

