

**THE MINUTES OF THE CITY COUNCIL MEETING HELD
MONDAY, DECEMBER 9, 2013 AT 3:00 P.M.**

ALL MEMBERS PRESENT

The Meeting was called to order at 3:00 p.m. Present: Council Chair Eskridge; Council Members: Camp, Christensen, Cook, Emery, Fellers, Gaylor Baird; City Clerk, Teresa J. Meier.

Council Chair Eskridge 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

EMERY Having been appointed to read the minutes of the City Council proceedings of November 25, 2013, reported having done so, found same correct.

Seconded by Fellers & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

MAYOR'S AWARD OF EXCELLENCE

Mayor Chris Beutler came forward to present the Mayor's Award of Excellence for November to Kristen Humphrey, Senior Engineer in the Engineering Services Division of the Public Works and Utilities Department, in the categories of customer relations, loss prevention and productivity for her work on two separate audits of the Antelope Valley Project. She was nominated by City Engineer Roger Figard, Assistant City Engineer Randy Hoskins, and Engineering Services Manager Thomas Shafer. Humphrey examined countless records to find the documentation requested by the federal government. The nominators said her "seemingly endless efforts" produced documents that proved the City had spent the federal funds appropriately. On top of that, she was able to show that the City was eligible for an additional \$3.1 million in reimbursement. Humphrey estimated that she spent approximately 1,400 hours on the two audits.

Thomas Shaffer, Engineering Services Manager, came forward to state that Kris deserves this award for all of her patience and hard work.

Miki Esposito, Director of Public Works, came forward to state that Ms. Humphrey is a remarkable employee and the City is lucky to have her. She gives her profession a good name.

Kristen Humphrey, Senior Engineer for the Engineering Services division of Public Works & Utilities Department, came forward to introduce her family, to thank all those who helped with this project, and to humbly accept her award.

This matter was taken under advisement.

PUBLIC HEARING

APPLICATION OF MOMO FOOD SERVICE LLC DBA MOMO PIZZERIA & RISTORANTE FOR A CLASS C LIQUOR LICENSE AT 7701 PIONEERS BLVD;

MANAGER APPLICATION OF ANTHONY J. BONELLI FOR MOMO FOOD SERVICE LLC DBA MOMO PIZZERIA & RISTORANTE AT 7701 PIONEERS BLVD - Anthony J. Bonelli, 3524 Cape Charles Road East, came forward to take the oath and answer questions. This restaurant will be a stylish pizzeria with a wine bar and cellar. Sales will be comprised of approximately 80% food and 20% alcohol.

This matter was taken under advisement.

APPLICATION OF BLUE MANGO HOLDINGS LLC DBA BLUE MANGO FOR A CLASS C LIQUOR LICENSE AT 221 S. 9TH ST;

MANAGER APPLICATION OF ALEJANDRA N. LOPEZ FOR BLUE MANGO HOLDINGS LLC DBA BLUE MANGO AT 221 S. 9TH ST - Alejandra N. Lopez, 506 Pier 1 Street, came forward to take the oath and answer questions. She stated this establishment will remain a nightclub. It is divided into two spaces with a separate restaurant on the opposite side, but the license is only for the nightclub.

This matter was taken under advisement.

APPLICATION OF TAVERNS AND BARS LLC DBA SUN VALLEY BAR AND GRILL FOR A CLASS C LIQUOR LICENSE AT 300 W. P ST;

MANAGER APPLICATION OF JEFFERY J. FUNK FOR TAVERNS AND BARS LLC DBA SUN VALLEY BAR AND GRILL AT 300 W. P ST. - Jeffrey J. Funk, 2801 Martell Road, Roca, NE, came forward to take the oath and answer questions. He stated the establishment was taken over approximately thirty days ago with a Temporary Operator's Permit. He also currently owns Roca Tavern in Roca.

This matter was taken under advisement.

AMENDING CHAPTER 12.08 OF THE LINCOLN MUNICIPAL CODE RELATING TO PARKS, GENERAL RULES AND REGULATIONS BY AMENDING SECTION 12.08.160 TO PROVIDE THAT THE DIRECTOR'S AUTHORIZATION FOR ADVERTISING IN PARKS BE IN WRITING; AMENDING SECTION 12.08.200, 12.08.250, 12.08.260, AND 12.08.270 TO PROVIDE THAT THE PROVISIONS OF SAID SECTIONS SHALL APPLY TO ANY PARK OR PARK FACILITY; AMENDING SECTION 12.08.300 TO SET FORTH CONDITIONS RELATING TO SPECIAL USE PERMITS FOR THE USE OF ANY PARK OR PARK FACILITY; AMENDING SECTION 12.08.310 TO SET FORTH CONDITIONS RELATING TO A LICENSE FOR LONG-TERM OR MULTIPLE USE OF PARKS OR PARK FACILITIES; AND AMENDING SECTION 12.08.320 TO SET FORTH CONDITIONS FOR A PERMIT TO CONDUCT BUSINESS ON PARK PROPERTY;

REPEALING LINCOLN MUNICIPAL CODE CHAPTER 5.14 RELATING TO BOWLING CENTERS; CHAPTER 5.22 RELATING TO FIRE SALES AND GOING-OUT-OF-BUSINESS SALES; CHAPTER 5.30 RELATING TO MINIATURE GOLF; CHAPTER 5.32 RELATING TO CARNIVALS; CHAPTER 5.46 RELATING TO SKATING RINKS; AND CHAPTER 5.52 RELATING TO TEENAGE CLUBS, AS THESE CHAPTERS ARE OBSOLETE OR RARELY USED;

AMENDING TITLE 5 OF THE LINCOLN MUNICIPAL CODE TO ESTABLISH THE TELECOMMUNICATION/CABLE TELEVISION ADVISORY BOARD BY AMENDING SECTION 5.15.500 TO REPLACE REFERENCES TO THE CABLE ADVISORY BOARD WITH TELECOMMUNICATION/CABLE TELEVISION ADVISORY BOARD; REPEALING SECTION 5.15.510, CABLE ADVISORY BOARD; AND ADDING A NEW SECTION NUMBERED 5.17.575 TO ESTABLISH THE TELECOMMUNICATION/CABLE TELEVISION ADVISORY BOARD AND TO PROVIDE FOR THE BOARD'S POWERS AND FUNCTIONS;

AMENDING CHAPTER 19.03 OF THE LINCOLN MUNICIPAL CODE RELATING TO THE FIRE CODE, CHAPTER 20.04 RELATING TO THE DANGEROUS BUILDING CODE, CHAPTER 24.05 RELATING TO THE GAS PIPING CODE, AND CHAPTER 24.10 RELATING TO THE LINCOLN PLUMBING CODE, BY AMENDING SECTION 19.03.120 TO PROVIDE FOR STAGGERED THREE-YEAR TERMS FOR MEMBERS OF THE FIRE CODE BOARD OF APPEALS; AMENDING SECTION 24.04.030 TO PROVIDE FOR STAGGERED THREE-YEAR TERMS FOR MEMBERS OF THE DANGEROUS BUILDINGS CODE BOARD OF APPEALS; AMENDING SECTION 24.05.240 TO CLARIFY THAT THE THREE-YEAR TERMS OF THE GAS PIPING CODE EXAMINING BOARD MEMBERS ARE TO BE STAGGERED TERMS; AND AMENDING SECTION 24.10.035 TO PROVIDE FOR STAGGERED THREE-YEAR TERMS FOR MEMBERS OF THE PLUMBING CODE BOARD OF APPEALS;

AMENDING CHAPTER 19.03 OF THE LINCOLN MUNICIPAL CODE RELATING TO THE FIRE CODE, CHAPTER 20.08 RELATING TO THE LINCOLN BUILDING CODE, CHAPTER 21.05 RELATING TO THE PROPERTY MAINTENANCE CODE OF LINCOLN, CHAPTER 23.10 RELATING TO THE ELECTRICAL CODE, CHAPTER 24.10 RELATING TO THE LINCOLN PLUMBING CODE, AND CHAPTER 25.04 RELATING TO THE LINCOLN MECHANICAL CODE TO CREATE AN ADVISORY TASK FORCE FOR EACH SUCH CODE TO ADVISE THE MAYOR ON CHANGES TO AND DEVELOPMENT OF THE FIRE CODE, BUILDING CODE, PROPERTY MAINTENANCE CODE, ELECTRICAL CODE, PLUMBING CODE, AND MECHANICAL CODE, AND TO PROVIDE FOR THE APPOINTMENT AND TERMS OF THE TASK FORCE MEMBERS, BY ADDING A NEW SECTION 19.03.225 TO CREATE THE FIRE CODE TASK FORCE; ADDING A NEW SECTION 20.08.167 TO CREATE THE BUILDING CODE TASK FORCE; ADDING A NEW SECTION 20.08.168 TO CREATE THE CODE STUDY COMMITTEE TO ADVISE THE MAYOR ON THE SUITABILITY OF PROPOSED CHANGES TO CODES OR ORDINANCES FOUND IN LINCOLN MUNICIPAL CODE CHAPTERS 19.03, 20.08, 20.12, 21.05, 23.10, 24.01, 24.05 AND 25.10; ADDING A NEW SECTION 21.05.225 TO CREATE THE PROPERTY MAINTENANCE CODE TASK FORCE; ADDING A NEW SECTION 23.10.530 TO CREATE THE ELECTRICAL CODE TASK FORCE; ADDING A NEW SECTION NUMBERED 24.10.032 TO CREATE THE PLUMBING CODE TASK FORCE; AND ADDING A NEW SECTION 25.04.165 TO CREATE THE MECHANICAL CODE TASK FORCE;

AMENDING SECTION 8.06.020 OF THE LINCOLN MUNICIPAL CODE TO UPDATE THE DEFINITIONS OF PERSON AND STATIONARY SOURCE TO MAKE THEM CONSISTENT WITH THE LINCOLN-LANCASTER COUNTY AIR POLLUTION CONTROL REGULATIONS AND STANDARDS;

CONSENT AMENDMENTS ORDINANCE AMENDING CHAPTER 2.12 OF THE LINCOLN MUNICIPAL CODE RELATING TO THE CITY CLERK, CHAPTER 2.20 RELATING TO THE FIRE AND RESCUE DEPARTMENT, CHAPTER 2.35 RELATING TO THE PUBLIC WORKS AND UTILITIES DEPARTMENT, CHAPTER 2.42 RELATING TO THE URBAN DEVELOPMENT DEPARTMENT, AND CHAPTER 5.50 RELATING TO TAXICABS, BY AMENDING SECTION 2.12.170 TO PROVIDE THAT THE CITY CLERK SHALL APPOINT THE DEPUTY CLERK WITHOUT ACTION BY THE COUNCIL, AMENDING SECTION 2.20.010 TO PROVIDE THAT THE FIRE CHIEF SHALL COMPLY WITH REQUESTS TO SUPPLY DATA UPON REQUEST OF THE CITY'S FINANCIAL AUDITORS, AMENDING SECTIONS 2.35.037 AND 2.42.040 TO REFLECT THE TRANSFER OF PARKING FUNCTIONS TO THE URBAN DEVELOPMENT DEPARTMENT, AND AMENDING SECTION 5.50.040 TO CHANGE THE DATES OF TAXICAB REVIEW BOARD HEARINGS;

CONSENT AMENDMENTS ORDINANCE AMENDING CHAPTER 10.12 OF THE LINCOLN MUNICIPAL CODE RELATING TO TRAFFIC CONTROL DEVICES, CHAPTER 10.26 RELATING TO ARTERIAL STREETS AND CHAPTER 10.41 RELATING TO SNOW REMOVAL DISTRICTS BY AMENDING SECTION 10.12.030 TO CLARIFY THAT PEDESTRIANS MUST OBEY PEDESTRIAN SIGNALS, REMOVE OBSOLETE PROVISIONS CONCERNING TRAFFIC-CONTROL SIGNALS AND ADD PROVISIONS CONCERNING YELLOW FLASHING ARROW SIGNALS; AMENDING SECTION 10.26.415 TO REVISE THE BOUNDARIES OF L55X AS AN ARTERIAL STREET; ADDING SECTION 10.26.437 TO DESIGNATE PINNACLE ARENA DR. AS AN ARTERIAL STREET; AND AMENDING SECTION 10.41.020 TO DESIGNATE THE BOUNDARIES OF WEST HAYMARKET SNOW DISTRICT AS A SNOW REMOVAL DISTRICT;

CONSENT AMENDMENTS ORDINANCE AMENDING CHAPTER 14.32 OF THE LINCOLN MUNICIPAL CODE RELATING TO SPECIAL EVENTS ORDINANCE, CHAPTER 14.57 RELATING TO NEWSRACKS, CHAPTER 15.04 RELATING TO TRACKS, AND CHAPTER 27.69 RELATING TO SIGNS BY AMENDING SECTIONS 14.32.070 AND 27.69.035 TO UPDATE THE NAMES OF ARTERIAL STREETS AND DESIGNATE NEW ARTERIAL STREETS; AMENDING SECTION 14.57.060 TO CHANGE THE MINIMUM DISTANCE A NEWSRACK MAY BE PLACED FROM A CURB FACE; AND REPEALING CHAPTER 15.04, CONSISTING OF SECTIONS 15.04.010, 15.04.020, 15.04.030, 15.04.040, 15.04.050, 15.04.060, 15.04.070, 15.04.080, AND 15.04.090, BECAUSE ITS PROVISIONS HAVE BEEN PREEMPTED BY FEDERAL LAW;

CONSENT AMENDMENTS ORDINANCE AMENDING CHAPTER 8.08 OF THE LINCOLN MUNICIPAL CODE RELATING TO BODY ART ESTABLISHMENTS, CHAPTER 8.14 RELATING TO CHILD CARE PROGRAMS, AND CHAPTER 8.20 RELATING TO THE LINCOLN FOOD CODE, BY AMENDING SECTION 8.08.060 TO PROVIDE THAT ANY INITIAL BODY ART ESTABLISHMENT PERMIT ISSUED ON OR AFTER MAY 15 AND BEFORE JULY 1 SHALL BE VALID UNTIL JUNE 30 OF THE FOLLOWING YEAR; AND AMENDING SECTION 8.14.037 TO PROVIDE THAT ANY NEW CERTIFICATE OF COMPLIANCE FOR A CHILD CARE PROGRAM ISSUED ON OR AFTER DECEMBER 15 AND BEFORE FEBRUARY 1 SHALL BE VALID UNTIL JANUARY 31 OF THE FOLLOWING YEAR; AND AMENDING SECTION 8.20.150 TO PROVIDE THAT ANY NEW FOOD ESTABLISHMENT PERMIT, OTHER THAN A TEMPORARY FOOD ESTABLISHMENT PERMIT, ISSUED ON OR AFTER APRIL 15 AND BEFORE JUNE 1 SHALL BE VALID UNTIL MAY 31 OF THE FOLLOWING YEAR;

CONSENT AMENDMENTS ORDINANCE AMENDING LINCOLN MUNICIPAL CODE SECTION 2.02.020, DEPARTMENTS OF THE CITY DESIGNATED, TO REDESIGNATE THE PERSONNEL DEPARTMENT AS THE HUMAN RESOURCES DEPARTMENT AND THE PERSONNEL DIRECTOR AS THE HUMAN RESOURCES DIRECTOR AND TO REFLECT SUCH REDESIGNATIONS THROUGHOUT THE LINCOLN MUNICIPAL CODE BY CHANGING REFERENCES TO PERSONNEL DEPARTMENT TO HUMAN RESOURCES DEPARTMENT AND CHANGING PERSONNEL DIRECTOR TO HUMAN RESOURCES DIRECTOR IN LINCOLN MUNICIPAL CODE SECTIONS 2.02.100, 2.50.020, 2.62.180, 2.65.180, 2.66.140, 2.76.025, 2.76.030, 2.76.035, 2.76.040, 2.76.055, 2.76.080, 2.76.090, 2.76.095, 2.76.100, 2.76.105, 2.76.110, 2.76.115, 2.76.120, 2.76.130, 2.76.135, 2.76.150, 2.76.175, 2.76.202, 2.76.210, 2.76.215, 2.76.230, 2.76.235, 2.76.240, 2.76.250, 2.76.265, 2.76.275, 2.76.320, 2.76.330, 2.76.340, 2.76.380, 2.76.387, 2.76.450, 2.76.465, 2.76.470, 2.76.475, 2.76.485, 2.76.490, 2.76.505, 2.76.515, 2.76.530, 2.76.560, 2.78.010, 2.78.025, 4.62.010, 4.62.015, 4.64.020, 4.66.040;

TECHNICAL AMENDMENTS ORDINANCE AMENDING CHAPTER 2.02 OF THE LINCOLN MUNICIPAL CODE RELATING TO GOVERNMENTAL ORGANIZATION, CHAPTER 2.35 RELATING TO THE PUBLIC WORKS AND UTILITIES DEPARTMENT, CHAPTER 2.76 RELATING TO THE PERSONNEL SYSTEM, CHAPTER 5.36 RELATING TO PEDDLERS, CHAPTER 27.02 RELATING TO ZONING GENERAL DEFINITIONS, CHAPTER 27.70 RELATING TO ZONING ADDITIONAL USE REGULATIONS, CHAPTER 27.72 RELATING TO ZONING HEIGHT AND LOT REGULATIONS, CHAPTER 27.83 RELATING TO BUILD THROUGH ACREAGE OVERLAY DISTRICT AND CHAPTER 28.01 RELATING TO REGULATIONS FOR CONSTRUCTION SITE DISCHARGES BY AMENDING SECTIONS 2.02.130 AND 2.35.035 TO REFLECT CHANGES IN THE DESIGNATIONS OF DIVISIONS, OPERATIONS AND FUNCTIONS OF THE PUBLIC WORKS AND UTILITIES DEPARTMENT; AMENDING SECTION 2.35.030 TO GENDER-NEUTRALIZE THAT SECTION; AMENDING SECTION 2.76.365 TO REFLECT A CHANGE IN TERMINOLOGY FROM FIREMAN TO FIREFIGHTER; AMENDING SECTION 5.36.040 TO REFLECT A CHANGE IN TERMINOLOGY IN PROCESSING PEDDLER PERMITS; AMENDING SECTION 27.02.200 BY CORRECTING CODE REFERENCES IN DEFINITIONS; AMENDING SECTIONS 27.70.060 AND 27.72.140 TO REVISE OBSOLETE POLICY REFERENCES TO REFER TO THE CITY OF LINCOLN ACCESS MANAGEMENT POLICY; AND AMENDING SECTION 27.83.020 TO REFER TO THE MOST CURRENT LINCOLN/LANCASTER COUNTY COMPREHENSIVE PLAN; AMENDING SECTION 28.01.060 TO CLARIFY STORMWATER ACTIVITY POLLUTION PREVENTION PLAN REQUIREMENTS;

TECHNICAL AMENDMENTS ORDINANCE AMENDING CHAPTER 10.02 OF THE LINCOLN MUNICIPAL CODE RELATING TO VEHICLES AND TRAFFIC DEFINITIONS, CHAPTER 10.06 RELATING TO ADMINISTRATION AND ENFORCEMENT, CHAPTER 10.12 RELATING TO TRAFFIC CONTROL DEVICES, CHAPTER 10.14 RELATING TO RULES OF THE ROAD, CHAPTER 10.20 RELATING TO AUTOMOBILE RACING, CHAPTER 10.30 RELATING TO PEDESTRIANS AND CHAPTER 10.32 RELATING TO STOPPING, STANDING AND PARKING, BY AMENDING SECTION 10.02.140 TO CORRECT A TYPOGRAPHICAL ERROR; AMENDING SECTION 10.02.315 TO CLARIFY THAT SCHOOL CROSSING REDUCED SPEED ZONES MAY EXIST ON ALL STREETS; AMENDING SECTION 10.06.050, 10.06.060 AND 10.06.070 TO ADOPT MORE CURRENT TERMINOLOGY; AMENDING SECTION 10.14.010 TO CLARIFY THAT VEHICLES STOPPED AT STOP SIGNS SHALL YIELD TO PEDESTRIANS; AMENDING SECTIONS 10.14.250 AND 10.14.330 TO STATE THE SPEED LIMITS IN ALLEYS IN THE SECTION DESIGNATING OTHER SPEED LIMITS; AMENDING SECTION 10.20.040 TO DELETE OBSOLETE PROVISIONS CONCERNING AUTO RACING AT THE STATE FAIRGROUNDS; AMENDING 10.30.020 TO UPDATE PROVISIONS ON PEDESTRIAN CONTROL SIGNALS; REPEALING SECTION 10.32.060 TO DELETE OBSOLETE PROVISIONS ON PAINTED CURBS FOR PARKING CONTROL; AND AMENDING SECTION 10.32.080 TO REMOVE OUTDATED PROVISIONS CONCERNING ANGLED PARKING SPACE DESIGNATION;

TECHNICAL AMENDMENTS ORDINANCE AMENDING CHAPTER 14.36 OF THE LINCOLN MUNICIPAL CODE RELATING TO HOUSEMOVING, CHAPTER 14.44 RELATING TO OBSTRUCTIONS ON CORNER LOTS, CHAPTER 14.55 RELATING TO SIDEWALK VENDORS, CHAPTER 14.56 RELATING TO WORKS OF ART, CHAPTER 14.57 RELATING TO NEWSRACKS, CHAPTER 14.64 RELATING TO UTILITY POLES AND SERVICE LINES, AND 14.80 RELATING TO SIDEWALK CONSTRUCTION, BY AMENDING SECTION 14.36.030 TO DELETE THE REQUIREMENT THAT PERMITS BE APPROVED BY THE CITY ENGINEER; AMENDING SECTION 14.36.040 TO CORRECT THE NAME OF LINCOLN ELECTRIC SYSTEM; AMENDING SECTION 14.44.010 TO CORRECT AN ERRONEOUS CODE CITATION; AMENDING SECTION 14.56.070 TO CORRECT A TYPOGRAPHICAL ERROR; AMENDING SECTION 14.80.050 TO PROVIDE THAT THE DIRECTOR OF PUBLIC WORKS AND UTILITIES MAY WAIVE STANDARDS FOR LOCATION OF SIDEWALKS AND CLARIFYING STANDARDS FOR INCLINE OF SIDEWALKS; AND AMENDING SECTIONS 14.55.100, 14.57.050, 14.57.080, 14.57.110, 14.57.120, 14.57.130, 14.64.030, 14.80.080, 14.80.090, 14.80.100, 14.80.110, 14.80.160 TO RE-ASSIGN RESPONSIBILITIES FROM THE SIDEWALK INSPECTOR TO THE DIRECTOR OF PUBLIC WORKS AND TO GENDER-NEUTRALIZE LANGUAGE;

TECHNICAL AMENDMENTS ORDINANCE AMENDING CHAPTER 17.02 OF THE LINCOLN MUNICIPAL CODE RELATING TO WATER DEFINITIONS, CHAPTER 17.10 RELATING TO CONNECTIONS TO WATER SYSTEM, CHAPTER 17.18 RELATING TO MAINS, PIPES, AND VALVES, CHAPTER 17.22 RELATING TO WATER USE CHARGE, 24.38 RELATING TO ON-SITE WASTEWATER TREATMENT SYSTEMS AND CHAPTER 24.60 RELATING TO SANITARY SEWER TAPS BY AMENDING SECTIONS 17.02.120, 17.10.020, 17.10.120, 17.18.150, 17.22.020 AND 17.22.025 TO GENDER-NEUTRALIZE LANGUAGE; AMENDING SECTION 17.10.030 TO UPDATE LANGUAGE; AMENDING SECTION 17.18.050 TO CLARIFY CURB STOP REQUIREMENTS; REPEALING SECTION 17.18.070 TO ELIMINATE OBSOLETE LANGUAGE CONCERNING REMOTE METER READING DEVICES; AMENDING SECTION 17.18.140 TO CLARIFY EXCAVATION AND BACKFILL REQUIREMENTS; AMENDING SECTION 24.38.080 BY CLARIFYING AND UPDATING LANGUAGE PERTAINING TO SEWAGE DISPOSAL; AND AMENDING SECTION 24.60.010 BY CLARIFYING REQUIREMENTS FOR INSTALLATION OF SANITARY SEWER SERVICE - Rod Confer, City Attorney, came forward to state that at the end of the year, there are several items brought before Council that are intended as cleanup of the Lincoln Municipal Code in order to keep it up to date and to ensure it accurately reflects real life procedures. Some notable changes include repealing the requirements for permits that are rarely used, repealing a section regarding railroad crossings now covered by State and Federal regulations, expansion of the Cable Advisory Board, the department name change from Personnel to Human Resources, gender neutralization of language, and other technical changes, error corrections, and terminology updates. The items are nonsubstantive, noncontroversial changes. Staff members from all departments are on hand to answer questions.

Steve Huggenberger, Assistant City Attorney, came forward to state that the Cable Advisory Board is unanimously in favor of changes affecting them.

Randy Hoskins, Assistant City Engineer, came forward to state the reason for the terminology change from "accident" to "crash" within the industry is to correlate cause to events, rather than implying things occur by chance.

Mr. Confer, in answer to Council questions, replied that if any item change creates unforeseen problems, they can be rectified through future changes.

This matter was taken under advisement.

ADOPTING THE CITY OF LINCOLN TITLE VI LIMITED ENGLISH PROFICIENCY PROGRAM PLAN TO SATISFY FEDERAL COMPLIANCE REQUIREMENTS - Jocelyn Golden, Assistant City Attorney, came forward to state this Limited English Proficiency Program Plan is proposed on behalf of the entire City of Lincoln pursuant to Title 6 of the Civil Rights Act of 1964 to prevent discrimination or denial of benefits to any person based on race, color, and national origin. This is also being proposed pursuant to Federal Executive Order 13166, adopted in 2000, which directed Federal agencies to publish guidance to recipients of Federal Aid, such as the City of Lincoln, to provide assistance to Limited English Proficiency individuals that might be seeking assistance from the City.

Kimberly Taylor-Riley, Director of Commission on Human Rights, came forward to state if the City receives Federal funds in any capacity, there must be an overarching LEP Plan. This plan was created using existing templates provided by the Federal Government and those used within City divisions at the point of grant application, and it meets Federal requirements. Now each division applying for Federal aid can rely upon the City-wide plan and can make smaller changes tailored to individual needs, as opposed to drafting an entire plan on their own. Discussion followed.

Mike Brienzo, Planning Department, Metropolitan Planning Organization (MPO) , came forward to state that one role of the MPO is to provide oversight of Federal money. In the most recent Federal review, it was strongly recommended the City update this component. It is valuable for our City to be in compliance.

Olga Kanne, Urban Development Department, came forward to state that for many City community and minority outreach programs, funding is derived from the Department of Housing and Urban Development. They have also advised that the City needs this LEP Plan and that in future monitoring visits, they will be looking for it.

This matter was taken under advisement.

ACCEPTING THE REPORT OF NEW AND PENDING CLAIMS AGAINST THE CITY AND APPROVING DISPOSITION OF CLAIMS SET FORTH FOR THE PERIOD OF NOVEMBER 1 - 15, 2013 - Sam Beckman, 3330 Orchard Street, came forward to describe his October, 2013 traffic collision with a City bus in which approximately \$668 in damages occurred to his property. No citation was issued, but video footage clearly shows the bus was at fault.

Rod Confer, City Attorney, came forward to state that the City is governed by the Political Subdivision Tort Claims Act, and the Law Department based their recommendation for denial on comparative negligence. It appeared that Mr. Beckman was more than 50% at fault because the video shows that he passed the bus on the right hand side and clipped his own mirror. Discussion followed.

This matter was taken under advisement.

APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF LINCOLN AND LANCASTER COUNTY ON BEHALF OF LANCASTER COUNTY CORRECTIONS COMMUNITY SERVICE PROGRAM TO CONDUCT ROADSIDE LITTER PICKUP ALONG COUNTY ROADS BY INMATES AND TO PROVIDE SUPERVISION OF THE INMATES FOR A TERM OF APRIL 15, 2013 THROUGH MAY 31, 2014 - Judy Halstead, Director of Health Department, came forward to state this grant has been used for many years for this project. This funding does not come from City dollars and it goes to pay supervisors, not inmates. Cleanup typically occurs two times a year.

This matter was taken under advisement.

AMENDING THE LINCOLN-LANCASTER COUNTY AIR POLLUTION CONTROL REGULATIONS AND STANDARDS TO MAKE UPDATES AND MINOR CHANGES TO PROVIDE GREATER CLARITY IN THE AIR POLLUTION REGULATIONS - Judy Halstead, Director of Health Department, came forward to state this item is simply proposed cleanup language. It appears separate from the overall Municipal Code changes because these regulations are specific to the Health Department and not are not part of City Ordinance. There are no funding or air emissions source program changes.

This matter was taken under advisement.

APPROVING THE INTENT TO CREATE A MAINTENANCE BUSINESS IMPROVEMENT DISTRICT TO BE KNOWN AS THE WEST HAYMARKET/DOWNTOWN MAINTENANCE BUSINESS IMPROVEMENT DISTRICT (REFERRED TO HEREIN AS THE "WHM MAINTENANCE BID") IN THE AREA ROUGHLY BOUNDED BY PINNACLE ARENA DRIVE ON THE WEST AND NORTH, NORTH 7TH, NORTH 8TH AND NORTH 9TH STREETS ON THE EAST, AND N STREET ON THE SOUTH;

APPROVING THE INTENT TO CREATE A MANAGEMENT BUSINESS IMPROVEMENT DISTRICT TO BE KNOWN AS THE WEST HAYMARKET/DOWNTOWN MANAGEMENT BUSINESS IMPROVEMENT DISTRICT (HEREINAFTER REFERRED TO AS THE "WHM MANAGEMENT BID") IN THE AREA ROUGHLY BOUNDED BY PINNACLE ARENA DRIVE ON THE WEST AND NORTH, NORTH 10TH STREET ON THE EAST, AND Q STREET BETWEEN NORTH 9TH AND NORTH 10TH STREETS, R STREET BETWEEN CANOPY STREET AND NORTH 9TH STREET, AND N STREET BETWEEN PINNACLE ARENA DRIVE AND SOUTH 8TH STREET ON THE SOUTH;

APPROVING THE INTENT TO CREATE A CORE MANAGEMENT BUSINESS IMPROVEMENT DISTRICT TO BE KNOWN AS THE WEST HAYMARKET/DOWNTOWN CORE MANAGEMENT BUSINESS IMPROVEMENT DISTRICT (“WHM CORE BID”) IN THE AREA ROUGHLY BOUNDED BY PINNACLE ARENA DRIVE ON THE WEST AND NORTH, NORTH 8TH AND NORTH 9TH STREETS ON THE EAST, AND O AND N STREETS ON THE SOUTH - Dallas McGee, Assistant Director of Urban development, came forward to state these resolution hearings represent the second of three public hearings regarding the creation of these districts. The first established the Board. If the Resolutions of Intent are approved, all owners within the districts will be notified and in January the districts will be created. They operate at a similar level and with similar assessment rates as the other districts, which have been part of downtown for approximately 30 years.

John Kaye, Chair of the BID Board, came forward to state this Board was comprised of eleven members and met four times over six weeks. The recommendations from the Downtown Lincoln Association were reviewed thoroughly.

Terry Uland, President of Downtown Lincoln Association, came forward to state that most of the large property owners have been consulted, though not all. A priority was the West Haymarket area. Discussion followed.

Ed Swotek, former Chair of Downtown Lincoln Association, came we wish to convey the support of the Downtown Lincoln Association. This model keeps downtown safe and inviting, promotes family and activity, and encourages financial growth. It creates a cohesive downtown community, making it a better place for citizens and guests. It has the unanimous support of the Association.

This matter was taken under advisement.

COUNCIL ACTION

REPORTS OF CITY OFFICERS

APPOINTING MICHAEL J. TAVLIN TO THE LINCOLN-LANCASTER COUNTY BOARD OF HEALTH FOR A TERM EXPIRING APRIL 15, 2015 - CLERK read the following resolution, introduced by Jonathan Cook, who moved its adoption:

A-87673 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That the appointment of Michael J. Tavlin to the Lincoln-Lancaster County Board of Health for a term expiring April 15, 2015, is hereby approved.

Introduced by Jonathan Cook

Seconded by Christensen and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

REAPPOINTMENT OF MIKE LANG TO THE DISTRICT ENERGY CORPORATION FOR A TERM EXPIRING DECEMBER 31, 2015 - CLERK read the following resolution, introduced by Jonathan Cook, who moved its adoption:

A-87674 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That the reappointment of Mike Lang to the District Energy Corporation for a term expiring December 31, 2015, is hereby approved.

Introduced by Jonathan Cook

Seconded by Christensen and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

REPORT OF SETTLEMENT AGREEMENT UNDER NEB. REV. STAT. §84-713 (NON-TORT CLAIMS) WITH 6000 FULTON LLC - - CLERK presented said report which was placed on file in the Office of the City Clerk.

SETTING THE HEARING DATE OF MONDAY, JAN. 13, 2014, AT 3:00 P.M. FOR BOARD OF EQUALIZATION MEETING SPECIAL ASSESSMENT GROUP I - CLERK read the following resolution, introduced by Jonathan Cook, who moved its adoption:

A-87675 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That the City Clerk be and she is hereby instructed to give ten days notice by publication according to law that the City Council will, at a regular meeting to be held on the 6th day of January, 2014, at 3:00 p., assess the improvements in the following special assessment districts:

Sidewalk District No. 96 - Various Location
Sewer District No. 1187 - Almira West of 70th

BE IT FURTHER RESOLVED that the City Council will sit as a Board of Equalization for the purpose of distributing said tax and equalizing said assessments on Monday, January 13, 2014, at 3:00 p.m. with adjournments from day to day until said work of equalizing said assessments are completed.

Introduced by Doug Emery

Seconded by Camp and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

RESOLUTION APPROVING THE DISTRIBUTION OF FUNDS REPRESENTING INTEREST EARNINGS ON SHORT-TERM INVESTMENTS OF IDLE FUNDS DURING THE MONTH ENDED OCTOBER 31, 2013 - CLERK read the following resolution, introduced by Jonathan Cook, who moved its adoption:

A-87676 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That during the month ended October 31, 2013, \$128,354.18 was earned from the investments of "IDLE FUNDS". The same is hereby distributed to the various funds on a pro-rata basis using the balance of each fund and allocating a portion of the interest on the ratio that such balance bears to the total of all fund balances.

Introduced by Doug Emery

Seconded by Camp and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

SETTING THE HEARING DATE OF MON., JAN. 6, 2014, AT 3 P.M. ON THE MANAGER APPLICATION OF SAVANNA CARMAN FOR TRIPLE D LLC DBA DINO'S EASTSIDE GRILLE LOCATED AT 2901 S. 84TH ST., SUITE L - CLERK read the following resolution, introduced by Jonathan Cook, who moved its adoption:

A-87677 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, January 6, 2014, 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 Manager Application of Savanna Carman in connection with Triple D, LLC dba Dino's Eastside Grille located at 2901 South 84th Street, Suite L.

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 Camp and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

SETTING THE HEARING DATE OF MON., JAN. 6, 2014, AT 3 P.M. ON THE APPLICATION OF SWEEP LEFT LLC DBA SWEEP LEFT LOCATED AT 815 O ST., SUITE 2 TO ADD AN OUTDOOR AREA MEASURING APPROX. 14' X 20' TO THE NORTH FOR THE PURPOSE OF A SIDEWALK CAFÉ - CLERK read the following resolution, introduced by Jonathan Cook, who moved its adoption:

A-87678 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, January 6, 2014, 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 Sweep Left, LLC dba Sweep Left located at 815 O Street, Suite 2 to add an outdoor area measuring approximately 14' x 20' to the north for the purpose of a sidewalk café.

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 Camp and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

SETTING THE HEARING DATE OF MON., JAN. 6, 2014, AT 3 P.M. ON THE APPLICATION OF COUNTRYVIEW STUDIOS INC DBA ART & SOUL LOCATED AT 5740 HIDCOTE DR. TO ADD AN OUTDOOR AREA MEASURING APPROX. 11' X 35' ON THE EAST SIDE OF BUILDING FOR THE PURPOSE OF A SIDEWALK CAFÉ - CLERK read the following resolution, introduced by Jonathan Cook, who moved its adoption:

A-87679 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, January 6, 2014, 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 Countryview Studios dba Art & Soul located at 5740 Hidcote Drive to add an outdoor area measuring approximately 11' x 35' on the east side of the building for the purpose of a sidewalk café.

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 Camp and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

CLERK'S LETTER AND MAYOR'S APPROVAL OF RESOLUTIONS AND ORDINANCES PASSED BY THE CITY COUNCIL ON NOVEMBER 18, 2013 - 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 NOVEMBER 25, 2013. (27-1)

REPORT FROM CITY TREASURER OF CITY CASH ON HAND AT THE CLOSE OF BUSINESS OCTOBER 31, 2013 - CLERK presented said report which was placed on file in the Office of the City Clerk. (5-21)

PETITIONS & COMMUNICATIONS

INFORMAL PETITION TO CREATE A WATER DISTRICT IN H ST., BETWEEN 26TH & 27TH STS.,
SUBMITTED BY SUN SANDERS - CLERK presented said petition which was referred to the Public
Works & Utilities Department on December 4, 2013.

PLACED ON FILE IN THE OFFICE OF THE CITY CLERK:

Administrative Amendment No. 13080 to Use Permit No. 04006A, Baron's Ridge, approved by the
Planning Director on Nov. 20, 2013, requested by Tru-Built Investments, to revise the building envelope,
reduce the side yard setback to 10 feet between Lot 9 and 10 and add parking stalls on the south side of the
entrance drive, on property generally located at NW. 1st St. and W. Highland Blvd.

Administrative Amendment No. 13071 to Final Plat No. 05043, approved by the Planning Director on Nov.
22, 2013, requested by Dial-Salt Creek, L.P., to extend the time for two years to install sidewalks for Salt
Creek Center 2nd Addition. The improvements shall be completed by Nov. 22, 2015. Property is generally
located at N. 27th St. and Husker Cir.

Administrative Amendment No. 13072 to Final Plat No. 08013, approved by the Planning Director on Nov.
22, 2013, requested by Dial-Salt Creek, L.P., to extend the time for two years to install sidewalks for Salt
Creek Center 4th Addition. The improvements shall be completed by Nov. 22, 2015. Property is generally
located at N. 27th St. and Husker Cir.

Administrative Amendment No. 13065 to Use Permit No. 117C, Horizon Business Center, approved by the
Planning Director on November 25, 2013, requested by Olsson Associates, to change the floor areas on Lot
19A and Lot 38, allow solar panels to be located in the floodplain as reviewed and approved by Watershed
Management and allow for parking on Outlot I in a designated area, on property generally located at S. 14th
St. and Infinity Ct.

Administrative Amendment No. 13077 to Special Permit No. 2771, Pine Lake Community Unit Plan,
approved by the Planning Director on November 27, 2013, requested by Lisa Lannin-Clarke, to adjust the
front setback from 30 feet to 28 feet on property generally located near S. 84th St. and Pine Lake Rd.

REFERRALS TO THE PLANNING DEPARTMENT:

Change of Zone 13026 - Requested by Hoppe Brothers, LLC, the "21st and N Mixed Use Development
Planned Unit Development (PUD)", for a change of zone from B-4 Lincoln Center Business District to B-4
Lincoln Center Business District PUD, on property generally located southeast of the intersection of 21st
and N Sts.; for a Planned Unit Development District designation of said property; and for approval of a
development plan which proposes modifications to the Zoning Ordinance, Land Subdivision Ordinance and
Design Standards to allow 93 dwelling units and approximately 10,000 square feet of commercial floor area
on the underlying B-4 zoned area.

Change of Zone 13027 - Requested by the Director of Parks & Recreation, to designate the Muny Building
as a Historic Landmark, on property located in Antelope Park south of 23rd and N Sts.

Special Permit 1665B - Requested by Chateau Development, LLC, for an amendment to the Van Dorn
Meadows 1st Addition Community Unit Plan, to waive the requirement for a pedestrian easement when the
block length exceeds 1,000 ft., on property generally located at S. 72nd St. and Van Dorn St.

Text Amendment 13014 - Requested by Mark Hunzeker, amending Section 27.63.630 to allow by special
permit in the B-5 zoning district theater complexes located outside a 6.5-mile radius from the center of the
intersection of 13th and O Sts. to have more than six screens; and repealing Section 27.63.630 of the
Lincoln Municipal Code as hitherto existing.

Use Permit 13011 - Requested by Brehm Enterprises, Inc., to allow a grocery store and future pad site
development for a total of 50,200 square feet of floor area, including a request to reduce the front yard
setback along N. 84th St., 'O' St., Russwood Parkway and College Park Dr., on property generally located at
the northwest corner of N. 84th St. and "O" St.

LIQUOR RESOLUTIONS

APPLICATION OF MOMO FOOD SERVICE LLC DBA MOMO PIZZERIA & RISTORANTE FOR A CLASS C
LIQUOR LICENSE AT 7701 PIONEERS BLVD - CLERK read the following resolution, introduced by
Jon Camp, who moved its adoption for approval:

A-87680 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 MoMo Food Service LLC dba MoMo Pizzeria & Ristorante for a Class "C" liquor license at
7701 Pioneers Boulevard, Lincoln, Nebraska, for the license period ending October 31, 2014, 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. All employees must possess a valid Responsible Beverage Server/Seller Permit as
required by Section 5.04.124 of the Lincoln Municipal Code.

3. 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 Fellers and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

MANAGER APPLICATION OF ANTHONY J. BONELLI FOR MOMO FOOD SERVICE LLC DBA MOMO PIZZERIA & RISTORANTE AT 7701 PIONEERS BLVD - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-87681 WHEREAS, MoMo Food Service LLC dba MoMo Pizzeria & Ristorante located at 7701 Pioneers Boulevard, Lincoln, Nebraska has been approved for a Retail Class "C" liquor license, and now requests that Anthony J. Bonelli be named manager;

WHEREAS, Anthony J. Bonelli 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 Anthony J. Bonelli 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 Fellers and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

APPLICATION OF IVBAR INC. DBA HIDEAWAY LOUNGE FOR A CLASS C LIQUOR LICENSE AT 3233½ S. 13TH ST. - PRIOR to reading:

Camp Moved to continue Public Hearing with Action one week to December 16, 2013.

Seconded by Gaylor Baird & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

MANAGER APPLICATION OF AMY S. SHAFFER FOR IVBAR INC. DBA HIDEAWAY LOUNGE AT 3233½ S. 13TH ST - PRIOR to reading:

Camp Moved to continue Public Hearing with Action one week to December 16, 2013.

Seconded by Gaylor Baird & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

APPLICATION OF BLUE MANGO HOLDINGS LLC DBA BLUE MANGO FOR A CLASS C LIQUOR LICENSE AT 221 S. 9TH ST - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-87682 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 Blue Mango Holdings LLC dba Blue Mango for a Class "C" liquor license at 221 South 9th Street, Lincoln, Nebraska, for the license period ending October 31, 2014, 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. All employees must possess a valid Responsible Beverage Server/Seller Permit as required by Section 5.04.124 of the Lincoln Municipal Code.

3. 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 Fellers and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

MANAGER APPLICATION OF ALEJANDRA N. LOPEZ FOR BLUE MANGO HOLDINGS LLC DBA BLUE MANGO AT 221 S. 9TH ST - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-87683 WHEREAS, Blue Mango Holdings LLC dba Blue Mango located at 221 South 9th Street, Lincoln, Nebraska has been approved for a Retail Class "C" liquor license, and now requests that Alejandra N. Lopez be named manager;

WHEREAS, Alejandra N. Lopez 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:

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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 Alejandra N. Lopez 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 Fellers and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

APPLICATION OF TAVERNS AND BARS LLC DBA SUN VALLEY BAR AND GRILL FOR A CLASS C LIQUOR LICENSE AT 300 W. P ST - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-87684 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 Taverns and Bars LLC dba Sun Valley Bar and Grill for a Class "C" liquor license at 300 West P Street, Lincoln, Nebraska, for the license period ending October 31, 2014, 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. All employees must possess a valid Responsible Beverage Server/Seller Permit as required by Section 5.04.124 of the Lincoln Municipal Code.
3. 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 Fellers and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

MANAGER APPLICATION OF JEFFERY J. FUNK FOR TAVERNS AND BARS LLC DBA SUN VALLEY BAR AND GRILL AT 300 W. P ST. - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-87685 WHEREAS, Taverns and Bars LLC dba Sun Valley Bar and Grill located at 300 West P Street, Lincoln, Nebraska has been approved for a Retail Class "C" liquor license, and now requests that Jeffery J. Funk be named manager;

WHEREAS, Jeffery J. Funk 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 Jeffery J. Funk 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 Fellers and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

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

AMENDING CHAPTER 12.08 OF THE LINCOLN MUNICIPAL CODE RELATING TO PARKS, GENERAL RULES AND REGULATIONS BY AMENDING SECTION 12.08.160 TO PROVIDE THAT THE DIRECTOR'S AUTHORIZATION FOR ADVERTISING IN PARKS BE IN WRITING; AMENDING SECTION 12.08.200, 12.08.250, 12.08.260, AND 12.08.270 TO PROVIDE THAT THE PROVISIONS OF SAID SECTIONS SHALL APPLY TO ANY PARK OR PARK FACILITY; AMENDING SECTION 12.08.300 TO SET FORTH CONDITIONS RELATING TO SPECIAL USE PERMITS FOR THE USE OF ANY PARK OR PARK FACILITY; AMENDING SECTION 12.08.310 TO SET FORTH CONDITIONS RELATING TO A LICENSE FOR LONG-TERM OR MULTIPLE USE OF PARKS OR PARK FACILITIES; AND AMENDING SECTION 12.08.320 TO SET FORTH CONDITIONS FOR A PERMIT TO CONDUCT BUSINESS ON PARK PROPERTY - CLERK read an ordinance, introduced by Jonathan Cook, amending Chapter 12.08 of the Lincoln Municipal Code relating to General Rules and Regulations for parks by amending Section 12.08.160 to provide that the Director's authorization for advertising in parks be in writing; amending Section 12.08.200, 12.08.250 and 12.08.260 to provide that the provisions of said sections shall apply to any park or park facility; amending Section 12.08.270 to provide that alcohol may be permitted for fundraising activities sponsored by nonprofit organizations to benefit any city department; amending Section 12.08.300 to set forth conditions relating to special use permits for the use of any park or park facility; amending Section 12.08.310 to set forth conditions relating to a license for long-term or multiple use of parks or park facilities; amending Section 12.08.320 to set forth conditions for a permit to conduct business on park property; and repealing Sections 12.08.160, 12.08.200, 12.08.250, 12.08.260, 12.08.270, 12.08.300, 12.08.310, and 12.08.320 of the Lincoln municipal Code as hitherto existing, the second time.

REPEALING LINCOLN MUNICIPAL CODE CHAPTER 5.14 RELATING TO BOWLING CENTERS; CHAPTER 5.22 RELATING TO FIRE SALES AND GOING-OUT-OF-BUSINESS SALES; CHAPTER 5.30 RELATING TO MINIATURE GOLF; CHAPTER 5.32 RELATING TO CARNIVALS; CHAPTER 5.46 RELATING TO SKATING RINKS; AND CHAPTER 5.52 RELATING TO TEENAGE CLUBS, AS THESE CHAPTERS ARE OBSOLETE OR RARELY USED - CLERK read an ordinance, introduced by Jonathan Cook, repealing Lincoln Municipal Code Chapter 5.14 relating to Bowling Centers; Chapter 5.22 relating to Fire Sales and Going-out-of-business Sales; Chapter 5.30 relating to Miniature Golf; Chapter 5.32 relating to Carnivals; Chapter 5.46 relating to Skating Rinks; and Chapter 5.52 relating to Teenage Clubs as these chapters are obsolete or rarely used, for the second time.

AMENDING TITLE 5 OF THE LINCOLN MUNICIPAL CODE TO ESTABLISH THE TELECOMMUNICATION/CABLE TELEVISION ADVISORY BOARD BY AMENDING SECTION 5.15.500 TO REPLACE REFERENCES TO THE CABLE ADVISORY BOARD WITH TELECOMMUNICATION/CABLE TELEVISION ADVISORY BOARD; REPEALING SECTION 5.15.510, CABLE ADVISORY BOARD; AND ADDING A NEW SECTION NUMBERED 5.17.575 TO ESTABLISH THE TELECOMMUNICATION/CABLE TELEVISION ADVISORY BOARD AND TO PROVIDE FOR THE BOARD'S POWERS AND FUNCTIONS - CLERK read an ordinance, introduced by Jonathan Cook, amending Title 5 of the Lincoln Municipal Code to establish the Telecommunications/Cable Television Advisory Board by amending Section 5.15.500 to replace references to the Cable Advisory Board with Telecommunication/Cable Television Advisory Board; repealing Section 5.15.510, Cable Advisory Board; and adding a new section numbered 5.17.575 to establish the Telecommunication/Cable Television Advisory Board and to provide for the Board's powers and functions; and repealing Section 5.15.500 of the Lincoln Municipal Code as hitherto existing, for the second time.

AMENDING CHAPTER 19.03 OF THE LINCOLN MUNICIPAL CODE RELATING TO THE FIRE CODE, CHAPTER 20.04 RELATING TO THE DANGEROUS BUILDING CODE, CHAPTER 24.05 RELATING TO THE GAS PIPING CODE, AND CHAPTER 24.10 RELATING TO THE LINCOLN PLUMBING CODE, BY AMENDING SECTION 19.03.120 TO PROVIDE FOR STAGGERED THREE-YEAR TERMS FOR MEMBERS OF THE FIRE CODE BOARD OF APPEALS; AMENDING SECTION 24.04.030 TO PROVIDE FOR STAGGERED THREE-YEAR TERMS FOR MEMBERS OF THE DANGEROUS BUILDINGS CODE BOARD OF APPEALS; AMENDING SECTION 24.05.240 TO CLARIFY THAT THE THREE-YEAR TERMS OF THE GAS PIPING CODE EXAMINING BOARD MEMBERS ARE TO BE STAGGERED TERMS; AND AMENDING SECTION 24.10.035 TO PROVIDE FOR STAGGERED THREE-YEAR TERMS FOR MEMBERS OF THE PLUMBING CODE BOARD OF APPEALS - CLERK read an ordinance, introduced by Jonathan Cook, amending Chapter 19.03 of the Lincoln Municipal Code relating to the Fire Code, Chapter 20.04 relating to the Dangerous Building Code, Chapter 24.05 relating to the Gas Piping Code, and Chapter 24.10 relating to the Lincoln Plumbing Code, by amending Section 19.03.120 to provide for staggered three-year terms for members of the Fire Code Board of Appeals; amending Section 24.04.030 to provide for staggered three-year terms for members of the Dangerous Building Code Board of Appeals; amending Section 24.05.240 to clarify that the three-year terms of the gas Piping Code Examining Board members are to be staggered terms; amending Section 24.10.035 to provide for staggered three-year terms for members of the Plumbing Code Board of Appeals; and repealing Sections 19.03.120, 20.04.030, 24.05.240, and 24.10.035 of the Lincoln Municipal Code as hitherto existing, for the second time.

AMENDING CHAPTER 19.03 OF THE LINCOLN MUNICIPAL CODE RELATING TO THE FIRE CODE, CHAPTER 20.08 RELATING TO THE LINCOLN BUILDING CODE, CHAPTER 21.05 RELATING TO THE PROPERTY MAINTENANCE CODE OF LINCOLN, CHAPTER 23.10 RELATING TO THE ELECTRICAL CODE, CHAPTER 24.10 RELATING TO THE LINCOLN PLUMBING CODE, AND CHAPTER 25.04 RELATING TO THE LINCOLN MECHANICAL CODE TO CREATE AN ADVISORY TASK FORCE FOR EACH SUCH CODE TO ADVISE THE MAYOR ON CHANGES TO AND DEVELOPMENT OF THE FIRE CODE, BUILDING CODE, PROPERTY MAINTENANCE CODE, ELECTRICAL CODE, PLUMBING CODE, AND MECHANICAL CODE, AND TO PROVIDE FOR THE APPOINTMENT AND TERMS OF THE TASK FORCE MEMBERS, BY ADDING A NEW SECTION 19.03.225 TO CREATE THE FIRE CODE TASK FORCE; ADDING A NEW SECTION 20.08.167 TO CREATE THE BUILDING CODE TASK FORCE; ADDING A NEW SECTION 20.08.168 TO CREATE THE CODE STUDY COMMITTEE TO ADVISE THE MAYOR ON THE SUITABILITY OF PROPOSED CHANGES TO CODES OR ORDINANCES FOUND IN LINCOLN MUNICIPAL CODE CHAPTERS 19.03, 20.08, 20.12, 21.05, 23.10, 24.01, 24.05 AND 25.10; ADDING A NEW SECTION 21.05.225 TO CREATE THE PROPERTY MAINTENANCE CODE TASK FORCE; ADDING A NEW SECTION 23.10.530 TO CREATE THE ELECTRICAL CODE TASK FORCE; ADDING A NEW SECTION NUMBERED 24.10.032 TO CREATE THE PLUMBING CODE TASK FORCE; AND ADDING A NEW SECTION 25.04.165 TO CREATE THE MECHANICAL CODE TASK FORCE - CLERK read an ordinance, introduced by Jonathan Camp, amending Chapter 19.03 of the Lincoln Municipal code relating to the Fire Code, Chapter 20.08 relating to the Lincoln Building Code, Chapter 21.05 relating to the Property Maintenance Code of Lincoln, Chapter 23.10 relating to the Electrical Code, Chapter 24.10 relating to the Lincoln Plumbing Code, and Chapter 25.04 relating to the Lincoln Mechanical Code to create an advisory task force for each such code to advise the Mayor on changes to and

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development of the Fire Code, Building Code, Property Maintenance Code, Electrical Code, Plumbing Code, and mechanical Code, and to provide for the appointment and terms of the task force members, by adding a new section of 19.03.225 to create the Fire Code Task Force; adding a new section 20.08.167 to create the Building Code Task Force; adding a new section 20.08.168 to create the Code Study Committee to advise the Mayor on the suitability of proposed changes to codes or ordinances found in Lincoln Municipal Code Chapters 19.03, 20.08, 20.12, 21.05, 23.10, 24.01, 24.05, and 25.10; adding a new section 21.05.225 to create the Property Maintenance Code Task Force; adding a new section 23.10.530 to create the Electrical Code Task Force; adding a new section numbered 24.10.032 to create the Plumbing Code Task Force; and adding a new section 25.04.165 to create the Mechanical Code Task Force, for the second time.

AMENDING SECTION NO. 8.06.020 OF THE LINCOLN MUNICIPAL CODE TO UPDATE THE DEFINITIONS OF PERSON AND STATIONARY SOURCE TO MAKE THEM CONSISTENT WITH THE LINCOLN-LANCASTER COUNTY AIR POLLUTION CONTROL REGULATIONS AND STANDARDS - CLERK read an ordinance, introduced by Jonathan Cook, amending Section 8.06.020 of the Lincoln Municipal Code relating to Air Pollution, Definitions, to update the definitions of "person" and "stationary source" to make them consistent with the Lincoln-Lancaster County Air Pollution Control Regulations and Standards; and repealing Section 8.06.020 of the Lincoln Municipal Code as to hitherto existing, for the second time.

CONSENT AMENDMENTS ORDINANCE AMENDING CHAPTER 2.12 OF THE LINCOLN MUNICIPAL CODE RELATING TO THE CITY CLERK, CHAPTER 2.20 RELATING TO THE FIRE AND RESCUE DEPARTMENT, CHAPTER 2.35 RELATING TO THE PUBLIC WORKS AND UTILITIES DEPARTMENT, CHAPTER 2.42 RELATING TO THE URBAN DEVELOPMENT DEPARTMENT, AND CHAPTER 5.50 RELATING TO TAXICABS, BY AMENDING SECTION 2.12.170 TO PROVIDE THAT THE CITY CLERK SHALL APPOINT THE DEPUTY CLERK WITHOUT ACTION BY THE COUNCIL, AMENDING SECTION 2.20.010 TO PROVIDE THAT THE FIRE CHIEF SHALL COMPLY WITH REQUESTS TO SUPPLY DATA UPON REQUEST OF THE CITY'S FINANCIAL AUDITORS, AMENDING SECTIONS 2.35.037 AND 2.42.040 TO REFLECT THE TRANSFER OF PARKING FUNCTIONS TO THE URBAN DEVELOPMENT DEPARTMENT, AND AMENDING SECTION 5.50.040 TO CHANGE THE DATES OF TAXICAB REVIEW BOARD HEARINGS - CLERK read an ordinance, introduced by Jonathan Cook, amending Chapter 2.12 of the Lincoln Municipal Code relating to the City Clerk, Chapter 2.20 relating to the Fire and Rescue Department, Chapter 2.35 relating to the Public Works and Utilities Department, Chapter 2.42 relating to the Urban Development Department, and Chapter 5.50 relating to Taxicabs, by amending Section 2.12.170 to provide that the City Clerk shall appoint the deputy clerk without action by the Council, amending Section 2.20.010 to provide that the Fire Chief shall comply with requests to supply data upon request of the City's financial auditors, amending Sections 2.35.037 and 2.42.040 to reflect the transfer of parking functions to the Urban Development Department, amending Section 5.50.040 to change the dates of Taxicab Review Board hearings; and repealing Sections 2.12.170, 2.20.010, 2.35.037, 2.42.040, 5.50.040 of the Lincoln Municipal as hitherto existing, for the second time.

CONSENT AMENDMENTS ORDINANCE AMENDING CHAPTER 10.12 OF THE LINCOLN MUNICIPAL CODE RELATING TO TRAFFIC CONTROL DEVICES, CHAPTER 10.26 RELATING TO ARTERIAL STREETS AND CHAPTER 10.41 RELATING TO SNOW REMOVAL DISTRICTS BY AMENDING SECTION 10.12.030 TO CLARIFY THAT PEDESTRIANS MUST OBEY PEDESTRIAN SIGNALS, REMOVE OBSOLETE PROVISIONS CONCERNING TRAFFIC-CONTROL SIGNALS AND ADD PROVISIONS CONCERNING YELLOW FLASHING ARROW SIGNALS; AMENDING SECTION 10.26.415 TO REVISE THE BOUNDARIES OF L55X AS AN ARTERIAL STREET; ADDING SECTION 10.26.437 TO DESIGNATE PINNACLE ARENA DRIVE AS AN ARTERIAL STREET; AND AMENDING SECTION 10.41.020 TO DESIGNATE THE BOUNDARIES OF WEST HAYMARKET SNOW DISTRICT AS A SNOW REMOVAL DISTRICT - CLERK read an ordinance, introduced by Jonathan Cook, amending Chapter 10.12 of the Lincoln Municipal Code relating to Traffic Control Devices, Chapter 10.26 relating to Arterial Streets and Chapter 10.41 relating to Snow Removal Districts by amending Section 10.12.030 to clarify that pedestrians must obey pedestrian signals, removed obsolete provisions concerning traffic-control signals and add provisions concerning yellow flashing arrow signals; amending Section 10.26.415 to revise the boundaries of L55X as an arterial Street; adding Section 10.26.437 to designate Pinnacle Arena Drive as an arterial street; and amending Section 10.41.020 to designate the boundaries of West Haymarket Snow District as a snow removal district; and repealing Sections 10.12.030, 10.26.415, and 10.41.020 of the Lincoln Municipal code as hitherto existing, for the second time.

CONSENT AMENDMENTS ORDINANCE AMENDING CHAPTER 14.32 OF THE LINCOLN MUNICIPAL CODE RELATING TO SPECIAL EVENTS ORDINANCE, CHAPTER 14.57 RELATING TO NEWSRACKS, CHAPTER 15.04 RELATING TO TRACKS, AND CHAPTER 27.69 RELATING TO SIGNS BY AMENDING SECTIONS 14.32.070 AND 27.69.035 TO UPDATE THE NAMES OF ARTERIAL STREETS AND DESIGNATE NEW ARTERIAL STREETS; AMENDING SECTION

14.57.060 TO CHANGE THE MINIMUM DISTANCE A NEWSRACK MAY BE PLACED FROM A CURB FACE; AND REPEALING CHAPTER 15.04, CONSISTING OF SECTIONS 15.04.010, 15.04.020, 15.04.030, 15.04.040, 15.04.050, 15.04.060, 15.04.070, 15.04.080, AND 15.04.090, BECAUSE ITS PROVISIONS HAVE BEEN PREEMPTED BY FEDERAL LAW - CLERK read an ordinance, introduced by Jonathan Camp, amending Chapter 14.32 of the Lincoln Municipal Code relating to Special Events Ordinance, Chapter 14.57 relating to Newsracks, Chapter 15.04 relating to Tracks, and Chapter 27.69 relating to Signs by amending Section 14.32.070 and 27.69.035 to update the names of arterial streets and designate new arterial streets; amending Section 14.57.060 to change the minimum distance a newsrack may be placed from a curb face; repealing Chapter 15.04, consisting of Sections 15.04.010, 15.04.020, 15.04.030, 15.04.040, 15.04.050, 15.04.060, 15.04.070, 15.04.080, and 15.04.090, because its provisions have been preempted by federal law; and repealing Sections 14.32.070, 14.57.060, and 27.69.035 of the Lincoln Municipal Code as hitherto existing, for the second time.

CONSENT AMENDMENTS ORDINANCE AMENDING CHAPTER 8.08 OF THE LINCOLN MUNICIPAL CODE RELATING TO BODY ART ESTABLISHMENTS, CHAPTER 8.14 RELATING TO CHILD CARE PROGRAMS, AND CHAPTER 8.20 RELATING TO THE LINCOLN FOOD CODE, BY AMENDING SECTION 8.08.060 TO PROVIDE THAT ANY INITIAL BODY ART ESTABLISHMENT PERMIT ISSUED ON OR AFTER MAY 15 AND BEFORE JULY 1 SHALL BE VALID UNTIL JUNE 30 OF THE FOLLOWING YEAR; AND AMENDING SECTION 8.14.037 TO PROVIDE THAT ANY NEW CERTIFICATE OF COMPLIANCE FOR A CHILD CARE PROGRAM ISSUED ON OR AFTER DECEMBER 15 AND BEFORE FEBRUARY 1 SHALL BE VALID UNTIL JANUARY 31 OF THE FOLLOWING YEAR; AND AMENDING SECTION 8.20.150 TO PROVIDE THAT ANY NEW FOOD ESTABLISHMENT PERMIT, OTHER THAN A TEMPORARY FOOD ESTABLISHMENT PERMIT, ISSUED ON OR AFTER APRIL 15 AND BEFORE JUNE 1 SHALL BE VALID UNTIL MAY 31 OF THE FOLLOWING YEAR - CLERK read an ordinance, introduced by Jonathan Cook, amending Chapter 8.08 of the Lincoln Municipal Code relating to Body Art Establishments, Chapter 8.14 relating to Child Care Programs, and Chapter 8.20 relating to the Lincoln Food Code, by amending Section 8.08.060 to provide that any initial body art establishment permit issued on or after May 15 and before July 1 shall be valid until June 30 of the following year; amending Section 8.14.037 to provide that any new certificate of compliance for a child care program issued on or after December 15 and before February 1 shall be valid until January 31 of the following year; amending Section 8.20.150 to provide that any new food establishment permit, other than a temporary food establishment permit, issued on or after April 15 and before June 1 shall be valid until May 31 of the following year; and repealing Sections 8.08.060, and 8.14.037, and 8.20.150 of the Lincoln Municipal as hitherto existing, for the second time.

CONSENT AMENDMENTS ORDINANCE AMENDING LINCOLN MUNICIPAL CODE SECTION 2.02.020, DEPARTMENTS OF THE CITY DESIGNATED, TO REDESIGNATE THE PERSONNEL DEPARTMENT AS THE HUMAN RESOURCES DEPARTMENT AND THE PERSONNEL DIRECTOR AS THE HUMAN RESOURCES DIRECTOR AND TO REFLECT SUCH REDESIGNATIONS THROUGHOUT THE LINCOLN MUNICIPAL CODE BY CHANGING REFERENCES TO PERSONNEL DEPARTMENT TO HUMAN RESOURCES DEPARTMENT AND CHANGING PERSONNEL DIRECTOR TO HUMAN RESOURCES DIRECTOR IN LINCOLN MUNICIPAL CODE SECTIONS 2.02.100, 2.50.020, 2.62.180, 2.65.180, 2.66.140, 2.76.025, 2.76.030, 2.76.035, 2.76.040, 2.76.055, 2.76.080, 2.76.090, 2.76.095, 2.76.100, 2.76.105, 2.76.110, 2.76.115, 2.76.120, 2.76.130, 2.76.135, 2.76.150, 2.76.175, 2.76.202, 2.76.210, 2.76.215, 2.76.230, 2.76.235, 2.76.240, 2.76.250, 2.76.265, 2.76.275, 2.76.320, 2.76.330, 2.76.340, 2.76.380, 2.76.387, 2.76.450, 2.76.465, 2.76.470, 2.76.475, 2.76.485, 2.76.490, 2.76.505, 2.76.515, 2.76.530, 2.76.560, 2.78.010, 2.78.025, 4.62.010, 4.62.015, 4.64.020, 4.66.040 - CLERK read an ordinance, introduced by Jonathan Camp, amending Lincoln Municipal Code Section 2.02.020, Departments of the City Designated, to redesignate the Personnel Department as the Human Resources Department and the personnel Director as the Human Resources Director and to reflect such redesignations throughout the Lincoln Municipal Code by changing references to Personnel Department to Human Resources Department and changing Personnel Director to Human Resources Director in Lincoln Municipal Code Sections 2.02.100, 2.50.020, 2.62.180, 2.65.180, 2.66.140, 2.76.025, 2.76.030, 2.76.035, 2.76.040, 2.76.055, 2.76.080, 2.76.090, 2.76.095, 2.76.100, 2.76.105, 2.76.110, 2.76.115, 2.76.120, 2.76.130, 2.76.135, 2.76.150, 2.76.175, 2.76.202, 2.76.210, 2.76.215, 2.76.230, 2.76.235, 2.76.240, 2.76.250, 2.76.265, 2.76.275, 2.76.320, 2.76.330, 2.76.340, 2.76.380, 2.76.387, 2.76.450, 2.76.465, 2.76.470, 2.76.475, 2.76.485, 2.76.490, 2.76.505, 2.76.515, 2.76.530, 2.76.560, 2.78.010, 2.78.025, 4.62.010, 4.62.015, 4.64.020, 4.66.040; and repealing said sections as hitherto existing, for the second time.

TECHNICAL AMENDMENTS ORDINANCE AMENDING CHAPTER 2.02 OF THE LINCOLN MUNICIPAL CODE RELATING TO GOVERNMENTAL ORGANIZATION, CHAPTER 2.35 RELATING TO THE PUBLIC WORKS AND UTILITIES DEPARTMENT, CHAPTER 2.76 RELATING TO THE PERSONNEL SYSTEM, CHAPTER 5.36 RELATING TO PEDDLERS, CHAPTER 27.02 RELATING TO ZONING GENERAL DEFINITIONS, CHAPTER 27.70 RELATING TO ZONING ADDITIONAL USE REGULATIONS, CHAPTER 27.72 RELATING TO ZONING HEIGHT AND LOT REGULATIONS, CHAPTER 27.83 RELATING TO BUILD THROUGH ACREAGE OVERLAY DISTRICT AND CHAPTER 28.01 RELATING TO REGULATIONS FOR CONSTRUCTION SITE

DISCHARGES BY AMENDING SECTIONS 2.02.130 AND 2.35.035 TO REFLECT CHANGES IN THE DESIGNATIONS OF DIVISIONS, OPERATIONS AND FUNCTIONS OF THE PUBLIC WORKS AND UTILITIES DEPARTMENT; AMENDING SECTION 2.35.030 TO GENDER-NEUTRALIZE THAT SECTION; AMENDING SECTION 2.76.365 TO REFLECT A CHANGE IN TERMINOLOGY FROM FIREMAN TO FIREFIGHTER; AMENDING SECTION 5.36.040 TO REFLECT A CHANGE IN TERMINOLOGY IN PROCESSING PEDDLER PERMITS; AMENDING SECTION 27.02.200 BY CORRECTING CODE REFERENCES IN DEFINITIONS; AMENDING SECTIONS 27.70.060 AND 27.72.140 TO REVISE OBSOLETE POLICY REFERENCES TO REFER TO THE CITY OF LINCOLN ACCESS MANAGEMENT POLICY; AND AMENDING SECTION 27.83.020 TO REFER TO THE MOST CURRENT LINCOLN/LANCASTER COUNTY COMPREHENSIVE PLAN; AMENDING SECTION 28.01.060 TO CLARIFY STORMWATER ACTIVITY POLLUTION PREVENTION PLAN REQUIREMENTS - CLERK read an ordinance, introduced by Jonathan Cook, amending Chapter 2.02 of the Lincoln Municipal Code relating to Governmental Organization, Chapter 2.35 relating to the Public Works and Utilities Department, Chapter 2.76 relating to the Personnel System, Chapter 5.36 relating to the peddlers, Chapter 27.02 relating to Zoning General Definitions, Chapter 27.70 relating to Zoning Additional Use Regulations, Chapter 27.72 relating to Zoning Height and Lot Regulations, Chapter 27.83 relating to Build Through Acreage Overlay District and Chapter 28.01 relating to Regulations for Construction Site Discharges by amending Sections 2.02.130 and 2.35.035 to reflect changes in the designations of divisions, operations and functions of the Public Works and Utilities Department; amending Section 2.35.030 to gender-neutralize that section; amending Section 2.76.365 to reflect a change in terminology from fireman to firefighter; amending Section 5.36.040 to reflect a change in terminology in processing peddler permits; amending Section 27.02.200 by correcting Code references in definitions; amending Sections 27.70.060 and 27.72.140 to revise obsolete policy references to refer to the City of Lincoln Access Management Policy; amending Section 27.83.020 to refer to the most current Lincoln/Lancaster County Comprehensive Plan; amending Section 28.01.060 to clarify Stormwater Activity Pollution Prevention Plan requirements; and repealing Sections 2.02.130, 2.35.030, 2.35.035, 2.76.365, 5.36.040, 27.02.200, 27.70.060, 27.72.140, 27.83.020 and 28.01.060 of the Lincoln Municipal code as hitherto existing, for the second time.

TECHNICAL AMENDMENTS ORDINANCE AMENDING CHAPTER 10.02 OF THE LINCOLN MUNICIPAL CODE RELATING TO VEHICLES AND TRAFFIC DEFINITIONS, CHAPTER 10.06 RELATING TO ADMINISTRATION AND ENFORCEMENT, CHAPTER 10.12 RELATING TO TRAFFIC CONTROL DEVICES, CHAPTER 10.14 RELATING TO RULES OF THE ROAD, CHAPTER 10.20 RELATING TO AUTOMOBILE RACING, CHAPTER 10.30 RELATING TO PEDESTRIANS AND CHAPTER 10.32 RELATING TO STOPPING, STANDING AND PARKING, BY AMENDING SECTION 10.02.140 TO CORRECT A TYPOGRAPHICAL ERROR; AMENDING SECTION 10.02.315 TO CLARIFY THAT SCHOOL CROSSING REDUCED SPEED ZONES MAY EXIST ON ALL STREETS; AMENDING SECTION 10.06.050, 10.06.060 AND 10.06.070 TO ADOPT MORE CURRENT TERMINOLOGY; AMENDING SECTION 10.14.010 TO CLARIFY THAT VEHICLES STOPPED AT STOP SIGNS SHALL YIELD TO PEDESTRIANS; AMENDING SECTIONS 10.14.250 AND 10.14.330 TO STATE THE SPEED LIMITS IN ALLEYS IN THE SECTION DESIGNATING OTHER SPEED LIMITS; AMENDING SECTION 10.20.040 TO DELETE OBSOLETE PROVISIONS CONCERNING AUTO RACING AT THE STATE FAIRGROUNDS; AMENDING 10.30.020 TO UPDATE PROVISIONS ON PEDESTRIAN CONTROL SIGNALS; REPEALING SECTION 10.32.060 TO DELETE OBSOLETE PROVISIONS ON PAINTED CURBS FOR PARKING CONTROL; AND AMENDING SECTION 10.32.080 TO REMOVE OUTDATED PROVISIONS CONCERNING ANGLED PARKING SPACE DESIGNATION - CLERK read an ordinance, introduced by Jonathan Cook, amending Chapter 10.02 of the Lincoln Municipal Code relating to Vehicles and Traffic Definitions, Chapter 10.06 relating to Administration and Enforcement, Chapter 10.12 relating to Traffic Control Devices, Chapter 10.14 relating to Rules of the Road, Chapter 10.20 relating to Automobile Racing, Chapter 10.30 relating to pedestrians and Chapter 10.32 relating to Stopping, Standing and Parking, by amending Section 10.02.140 to correct a typographical error; amending Section 10.02.315 to clarify that school crossing reduced speed zones may exist on all streets; amending Section 10.06.050, 10.06.060 and 10.06.070 to adopt more current terminology; amending Section 10.14.010 to clarify that vehicles stopped at stop signs shall yield to pedestrians; amending Sections 10.14.250 and 10.14.330 to state the speed limits in alleys in the section designating other speed limits; amending Section 10.20.040 to delete obsolete provisions concerning auto racing at the state fairgrounds; amending 10.30.020 to update provisions on pedestrian control signals; repealing Section 10.32.060 to delete obsolete provisions on painted curbs for parking control; amending Section 10.32.080 to remove outdated provisions concerning angled parking space designation; and repealing Sections 10.02.140, 10.02.315, 10.06.050, 10.06.060, 10.06.070, 10.14.010, 10.14.250, 10.14.330, 10.20.040, 10.30.020, and 10.32.080 of the Lincoln Municipal Code as hitherto existing, for the second time.

TECHNICAL AMENDMENTS ORDINANCE AMENDING CHAPTER 14.36 OF THE LINCOLN MUNICIPAL CODE RELATING TO HOUSEMOVING, CHAPTER 14.44 RELATING TO OBSTRUCTIONS ON CORNER LOTS, CHAPTER 14.55 RELATING TO SIDEWALK VENDORS, CHAPTER 14.56 RELATING TO WORKS OF ART, CHAPTER 14.57 RELATING TO NEWSRACKS, CHAPTER 14.64 RELATING TO UTILITY POLES AND SERVICE LINES, AND 14.80 RELATING TO SIDEWALK CONSTRUCTION, BY AMENDING SECTION 14.36.030 TO DELETE THE REQUIREMENT THAT PERMITS BE APPROVED BY THE CITY ENGINEER; AMENDING SECTION 14.36.040 TO CORRECT THE NAME OF LINCOLN ELECTRIC SYSTEM; AMENDING SECTION 14.44.010 TO CORRECT AN ERRONEOUS CODE CITATION; AMENDING SECTION 14.56.070 TO CORRECT A TYPOGRAPHICAL ERROR; AMENDING SECTION 14.80.050 TO PROVIDE THAT THE DIRECTOR OF PUBLIC WORKS AND UTILITIES MAY WAIVE STANDARDS FOR LOCATION OF SIDEWALKS AND CLARIFYING STANDARDS FOR INCLINE OF SIDEWALKS; AND AMENDING SECTIONS 14.55.100, 14.57.050, 14.57.080, 14.57.110, 14.57.120, 14.57.130, 14.64.030, 14.80.080, 14.80.090, 14.80.100, 14.80.110, 14.80.160 TO RE-ASSIGN RESPONSIBILITIES FROM THE SIDEWALK INSPECTOR TO THE DIRECTOR OF PUBLIC WORKS AND TO GENDER-NEUTRALIZE LANGUAGE - CLERK read an ordinance, introduced by Jonathan Cook, amending Chapter 14.36 of the Lincoln Municipal Code relating to Housemoving, Chapter 14.44 relating to Obstructions on Corner Lots, Chapter 14.55 relating to Sidewalk Vendors, Chapter 14.56 relating to Works of Art, Chapter 14.57 relating to Newsracks, Chapter 14.64 relating to Utility Poles and Service Lines, and 14.80 relating to Sidewalk Construction, by amending Section 14.36.030 to delete the requirement that permits be approved by the City Engineer; amending Section 14.36.040 to correct the name of Lincoln Electric System; amending Sections 14.44.010 to correct an erroneous Code Citation; amending Section 14.56.070 to correct a typographical error; amending Section 14.80.050 to provide that the Director of Public Works and utilities may waive standards for location of sidewalks and clarifying standards for incline of sidewalks; amending Sections 14.55.100, 14.57.050, 14.57.080, 14.57.110, 14.57.120, 14.57.130, 14.64.030, 14.80.080, 14.80.090, 14.80.100, 14.80.110, 14.80.160, to re-assign responsibilities from the Sidewalk Inspector to the Director of Public works and to gender-neutralize language; and repealing Sections 14.36.030, 14.36.040, 14.44.010, 14.55.100, 14.56.070, 14.57.050, 14.57.080, 14.57.110, 14.57.120, 14.57.130, 14.64.030, 14.80.050, 14.80.080, 14.80.090, 14.80.100, 14.80.110, and 14.80.160 of the Lincoln Municipal Code as hitherto existing, for the second time.

TECHNICAL AMENDMENTS ORDINANCE AMENDING CHAPTER 17.02 OF THE LINCOLN MUNICIPAL CODE RELATING TO WATER DEFINITIONS, CHAPTER 17.10 RELATING TO CONNECTIONS TO WATER SYSTEM, CHAPTER 17.18 RELATING TO MAINS, PIPES, AND VALVES, CHAPTER 17.22 RELATING TO WATER USE CHARGE, 24.38 RELATING TO ON-SITE WASTEWATER TREATMENT SYSTEMS AND CHAPTER 24.60 RELATING TO SANITARY SEWER TAPS BY AMENDING SECTIONS 17.02.120, 17.10.020, 17.10.120, 17.18.150, 17.22.020 AND 17.22.025 TO GENDER-NEUTRALIZE LANGUAGE; AMENDING SECTION 17.10.030 TO UPDATE LANGUAGE; AMENDING SECTION 17.18.050 TO CLARIFY CURB STOP REQUIREMENTS; REPEALING SECTION 17.18.070 TO ELIMINATE OBSOLETE LANGUAGE CONCERNING REMOTE METER READING DEVICES; AMENDING SECTION 17.18.140 TO CLARIFY EXCAVATION AND BACKFILL REQUIREMENTS; AMENDING SECTION 24.38.080 BY CLARIFYING AND UPDATING LANGUAGE PERTAINING TO SEWAGE DISPOSAL; AND AMENDING SECTION 24.60.010 BY CLARIFYING REQUIREMENTS FOR INSTALLATION OF SANITARY SEWER SERVICE - CLERK read an ordinance, introduced by Jonathan Cook, amending Chapter 17.02 of the Lincoln Municipal Code relating to Water Definitions, Chapter 17.10 relating to Connections to Water System, Chapter 17.18 relating to Mains, Pipes, and Valves, Chapter 17.22 relating to Water Use Charge, 24.38 relating to On-site Wastewater Treatment Systems and Chapter 24.60 relating to Sanitary Sewer Taps by amending Sections 17.02.120, 17.10.020, 17.10.120, 17.18.150, 17.22.020 and 17.22.025 to gender-neutralize language; amending Section 17.10.030 to update language; amending Section 17.18.050 to clarify curb stop requirements; repealing Section 17.18.070 to eliminate obsolete language concerning remote meter reading devices; amending Section 17.18.140 to clarify excavation and backfill requirements; amending Section 24.38.080 by clarifying and updating language pertaining to sewage disposal; and amending Section 24.60.010 by clarifying requirements for installation of sanitary sewer service; and repealing Sections 17.02.120, 17.10.020, 17.10.030, 17.10.120, 17.18.050, 17.18.140, 17.18.150, 17.22.020, 17.22.025, 24.38.080, and 24.60.010 of the Lincoln Municipal Code as hitherto existing, for the second time.

PUBLIC HEARING - RESOLUTIONS

APPROVING THE DESIGNATION OF AN ADDITIONAL \$14,625.00 FROM KENO LOTTERY GROSS PROCEEDS FOR HUMAN SERVICES TO BE ALLOCATED TO THE 2013 H.S. EMERGENCY FUND IN ORDER FOR HUMAN SERVICES TO PROVIDE \$4,875.00 TO EACH OF THE FOLLOWING THREE AGENCIES FOR THE HIRING OF THREE PART TIME AMERICORP WORKERS: GOLDEN WARRIORS AT EL CENTRO DE LAS AMERICAS; TALENTED TENTH SCHOLARS AT MALONE CENTER; AND THE SALVATION ARMY SUDANESE PROGRAM - CLERK read the following resolution, introduced by Jonathan Cook, who moved its adoption:

**REGULAR MEETING
DECEMBER 9, 2013
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A-87686 WHEREAS, Resolution No. A-75378 provides that five percent of the gross proceeds realized by the City of Lincoln from the operation of a keno lottery shall be designated for such human services as may be recommended and approved by the Joint Budget Committee, City Council and Lancaster Board of Commissioners; and

WHEREAS, Resolution No. A-87255 allocated \$5,000.00 from said gross funds to the 2013 H.S. Emergency Fund to be used by Human Services to fund emergency needs; and

WHEREAS, the Joint Budget Committee has recommended that the City Council and Lancaster County Board of Commissioners approve the designation of an additional \$14,625.00 from said gross proceeds for human services to be allocated to the 2013 H.S. Emergency Fund in order for Human Services to maintain \$5,000.00 in the 2013 H.S. Emergency Fund to be available for use over the course of next year as well as to provide a grant of \$4,875.00 to each of the following three agencies for the hiring of a part time Americorp worker: Golden Warriors at El Centro de las Americas; Talented Tenth Scholars at Malone Center; and the Salvation Army Sudanese Program.

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

The designation of an additional \$14,625.00 of gross proceeds from the operation of keno lottery for human services to the 2013 H.S. Emergency Fund in order for Human Services to maintain \$5,000.00 in the 2013 H.S. Emergency Fund to be available for use over the course of the next year as well as to provide a grant of \$4,875.00 to each of the following three agencies for the hiring of a part time Americorp worker: Golden Warriors at El Centro de las Americas; Talented Tenth Scholars at Malone Center; and the Salvation Army Sudanese Program, is hereby approved and the Mayor is authorized to enter into grant contracts with the above named agencies providing said human services.

Introduced by Jonathan Cook

Seconded by Emery and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

ADOPTING THE CITY OF LINCOLN TITLE VI LIMITED ENGLISH PROFICIENCY PROGRAM PLAN TO SATISFY FEDERAL COMPLIANCE REQUIREMENTS - CLERK read the following resolution, introduced by Jonathan Cook, who moved its adoption:

A-87687 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the attached Title VI Limited English Proficiency Program Plan to set out the responsibilities of the City of Lincoln regarding City-wide responsibilities under Title VI as a recipient of federal financial assistance and to satisfy federal compliance requirements pursuant to the Civil Rights Act of 1964, is hereby adopted and approved. This Plan does not supersede or replace prior Title VI plans for federal aid transportation programs adopted by City specific to certain City departments.

The Mayor is hereby authorized to approve further amendments to this Plan without further action by the City Council.

The City Clerk is directed to transmit a final copy of the adopted Resolution and Plan to Kimberly Taylor-Riley for transmittal to the requisite federal agencies.

Introduced by Jonathan Cook

Seconded by Emery and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

ACCEPTING THE REPORT OF NEW AND PENDING CLAIMS AGAINST THE CITY AND APPROVING DISPOSITION OF CLAIMS SET FORTH FOR THE PERIOD OF NOVEMBER 1 - 15, 2013 - CLERK read the following resolution, introduced by Jonathan Cook, who moved its adoption:

A-87688 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the claims listed in the attached report, marked as Exhibit "A", dated November 16, 2013, of various new and pending tort claims filed against the City of Lincoln with the Office of the City Attorney or the Office of the City Clerk, as well as claims which have been disposed of, are hereby received as required by Neb. Rev. Stat. § 13-905 (Reissue 1997). The dispositions of claims by the Office of the City Attorney, as shown by the attached report, are hereby approved:

<u>DENIED CLAIM</u>		<u>ALLOWED/SETTLED CLAIMS</u>	
Colby Schuman	\$ NAS	Gary Shafer	\$2,500.00
Sam Beckman	676.69	Marjorie Ames	598.86
		Rick Melichar	260.74

The City Attorney is hereby directed to mail to the various claimants listed herein a copy of this resolution which shows the final disposition of their claim.

Introduced by Jonathan Cook

Seconded by Emery and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF LINCOLN AND LANCASTER COUNTY ON BEHALF OF LANCASTER COUNTY CORRECTIONS COMMUNITY SERVICE PROGRAM TO CONDUCT ROADSIDE LITTER PICKUP ALONG COUNTY ROADS BY INMATES AND TO PROVIDE SUPERVISION OF THE INMATES FOR A TERM OF APRIL 15, 2013 THROUGH MAY 31, 2014 - CLERK read the following resolution, introduced by Jonathan Cook, who moved its adoption:

A-87689

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

That the Interlocal Agreement between the City of Lincoln and Lancaster County on behalf of Lancaster County Corrections Community Service Program to conduct roadside litter pickup along county roads by inmates for a term of April 15, 2013 to May 31, 2014, upon the terms and conditions set out in the Agreement which is attached hereto marked as Attachment "A", is hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

The City Clerk is directed to transmit an executed copy of the Agreement to Judy Halstead, Director of the Lincoln-Lancaster County Health Department, and to the Clerk of Lancaster County.

Introduced by Jonathan Cook

Seconded by Emery and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

AMENDING THE LINCOLN-LANCASTER COUNTY AIR POLLUTION CONTROL REGULATIONS AND STANDARDS TO MAKE UPDATES AND MINOR CHANGES TO PROVIDE GREATER CLARITY IN THE AIR POLLUTION REGULATIONS - CLERK read the following resolution, introduced by Jonathan Cook, who moved its adoption:

A-87690

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

That the Interlocal Agreement between the City of Lincoln and Lancaster County on behalf of Lancaster County Corrections Community Service Program to conduct roadside litter pickup along county roads by inmates for a term of April 15, 2013 to May 31, 2014, upon the terms and conditions set out in the Agreement which is attached hereto marked as Attachment "A", is hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

The City Clerk is directed to transmit an executed copy of the Agreement to Judy Halstead, Director of the Lincoln-Lancaster County Health Department, and to the Clerk of Lancaster County.

Introduced by Jonathan Cook

Seconded by Emery and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

APPROVING THE INTENT TO CREATE A MAINTENANCE BUSINESS IMPROVEMENT DISTRICT TO BE KNOWN AS THE WEST HAYMARKET/DOWNTOWN MAINTENANCE BUSINESS IMPROVEMENT DISTRICT (REFERRED TO HEREIN AS THE "WHM MAINTENANCE BID") IN THE AREA ROUGHLY BOUNDED BY PINNACLE ARENA DRIVE ON THE WEST AND NORTH, NORTH 7TH, NORTH 8TH AND NORTH 9TH STREETS ON THE EAST, AND N STREET ON THE SOUTH - PRIOR to reading:

Emery Moved to amend Bill No. 13R-278 by accepting the substitute Resolution of Intent attached hereto as Bill No. 13R-278S.

Seconded by Fellers & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

CLERK

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

A-87691

RESOLUTION of Intention to create a maintenance business improvement district to be known as the West Haymarket/Downtown Maintenance Business Improvement District (referred to herein as the "WHM Maintenance BID") in the area defined below as the WHM Maintenance BID Boundary Area.

WHEREAS, the City Council of the City of Lincoln created the West Haymarket/ Downtown Business Improvement Board by Resolution No. A-87459; and

WHEREAS, the West Haymarket/Downtown Business Improvement Board recommended that the City Council create a new maintenance business improvement district to be known as the WHM Maintenance BID within the WHM Maintenance BID Boundary Area to be funded by special assessments levied based on valuation and based on special benefits to the property within the WHM Maintenance BID as the same may be fairly and equitably adjusted by the City Council of the City of Lincoln, Nebraska, sitting as a Board of Equalization; and

WHEREAS, the Lincoln-Lancaster County Planning Commission has reviewed the West Haymarket/Downtown Business Improvement Board recommendation and has found the proposed WHM Maintenance BID to be in conformance with the Lincoln City Comprehensive Plan; and

WHEREAS, following the adoption of this Resolution of Intention, the City Council of the City of Lincoln, Nebraska intends to consider at public hearing on January 13, 2014, an ordinance to create the recommended WHM Maintenance BID in the WHM Maintenance BID Boundary Area, as more particularly described below.

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

Under the authority of the Business Improvement District Act, *Neb. Rev. Stat.* § 19-4015 to 19-038 (Reissue 2012) (the Act) and based upon the recommendations received from the duly appointed West Haymarket/Downtown Business Improvement Board and the Lincoln-Lancaster County Planning Commission, the City Council of the City of Lincoln, Nebraska hereby states its intention to create a new maintenance business improvement district to be known as the WHM Maintenance BID for the purpose of providing work and improvement programs under the Act for the betterment of the WHM Maintenance BID and employing or contracting for personnel, including administrators, and providing for any service as may be necessary or proper to carry out the purposes of the Act as provided in the ordinance creating the WHM Maintenance BID.

BE IT FURTHER RESOLVED that in accordance with the Act the following information is provided regarding the proposed creation of the WHM Maintenance BID:

1. DESCRIPTION OF BOUNDARIES. The boundaries of the proposed WHM Maintenance BID shall generally extend along the west line of Outlot C, West Haymarket Addition from approximately K Street on the south, north to N Street and continuing north along the center line of Pinnacle Arena Drive to approximately 9th and 10th Streets, thence south to R Street, thence west to 7th Street, thence south to O Street, thence east to 8th Street, thence south to the alley south of N Street, thence west to the east line of Outlot C, West Haymarket Addition, as more particularly shown on the attached WHM Maintenance BID Boundary Area Map attached hereto as Attachment A and incorporated herein by this reference. The properties included within the WHM Maintenance BID are those properties lying within the exterior boundaries of the WHM Maintenance BID Boundary Area. Said properties are more particularly described in the list of properties which is attached hereto marked as Attachment B, and made a part hereof by this reference. Commonly owned properties that are intersected by a boundary line establishing the WHM Maintenance BID shall be considered as entirely within the WHM Maintenance BID unless otherwise determined by the City Council when sitting as a Board of Equalization.

2. TIME AND PLACE OF HEARING ON CREATION OF THE WHM MAINTENANC BID. The City Council of the City of Lincoln, Nebraska will hold a public hearing on an ordinance to create the WHM Maintenance BID on January 13, 2014, at the hour of 3:00 p.m., or as soon thereafter as possible in the City Council Chambers, first floor, County-City Building, 555 South 10th Street, Lincoln, Nebraska 68508.

3. IMPROVEMENTS TO BE PERFORMED IN THE WHM MAINTENANCE BID. The work performed and specific improvements to be made or maintained for the WHM Maintenance BID shall consist of (a) litter pick up from the sidewalks, planting areas, and beautification areas within the public right-of-way, (b) care and maintenance of all ornamental/small trees, shrubbery, and other plantings, but not including major street trees, which maintenance shall include watering, fertilizing, weeding, pruning, spraying, and removal and replacement of dead plantings, (c) maintenance of public sidewalks, which maintenance shall include periodic cleaning and sweeping of sidewalks to remove litter, dirt, liquid spills, food residue, and stains and bird droppings [such cleaning shall be by washing down where water is available], (d) snow removal from sidewalks located at intersections and handicapped ramps in high traffic areas.

4. ANNUAL BUDGET AND LIMITATIONS. The estimated total annual costs and expenses for the work to be performed within the WHM Maintenance BID during the remainder of the September 1, 2013 through August 31, 2014 fiscal year are \$55,726 (first partial fiscal year estimate); provided that the maximum amount of the first partial fiscal year's annual assessment for the WHM Maintenance BID shall not exceed \$55,800). The specific improvements for the first partial fiscal year are listed for purposes of estimating the costs and expenses of performing the proposed work and improvements. The City Council after public hearing shall approve an annual budget for specific work and improvements in each succeeding fiscal year consistent with the ordinance creating the WHM Maintenance BID. The City Council retains the authority to change, modify and remove proposed improvements; however, the proposed improvements cannot exceed the scope of improvements and the annual assessment cannot exceed the maximum amounts of the annual assessment provided by the ordinance creating the WHM Maintenance BID.

5. METHOD OF ASSESSMENT. The costs and expenses for the work proposed to be performed within the WHM Maintenance BID will be raised through special assessments based upon the special benefits to the property as fairly and equitably assessed by the City Council. The assessments will be levied annually on a front foot basis.

6. ENFORCEMENT. The special assessments provided herein shall be a lien on the property assessed superior and prior to all other liens except general taxes and other special assessments which shall be of equal priority. Liens for special assessments may be foreclosed and are subject to interest at the statutory rate when payment of the assessment is delinquent as provided by law. No special assessment made hereunder shall be void for any irregularity, defect, error, or informality in procedure, in levy or equalization thereof.

BE IT FURTHER RESOLVED that the City Clerk is directed to place an ordinance to create the WHM Maintenance BID on the City Council formal agenda for introduction on January 6, 2014, with public hearing to be held on January 13, 2014.

BE IT FURTHER RESOLVED that the City Clerk is directed to publish a complete copy of this Resolution of Intention one time in a newspaper of general circulation in the City of Lincoln at least ten (10) days prior to the public hearing to be held on January 13, 2014.

BE IT FURTHER RESOLVED that the Director of Urban Development shall mail a complete copy of this Resolution of Intention, including any attachments hereto, to each owner of taxable property in the proposed WHM Maintenance BID as shown on the latest tax roles of the County Treasurer for Lancaster County, Nebraska at least ten days prior to the public hearing to be held on January 13, 2014.

Introduced by Jonathan Cook

Seconded by Emery and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

APPROVING THE INTENT TO CREATE A MANAGEMENT BUSINESS IMPROVEMENT DISTRICT TO BE KNOWN AS THE WEST HAYMARKET/DOWNTOWN MANAGEMENT BUSINESS IMPROVEMENT DISTRICT (HEREINAFTER REFERRED TO AS THE "WHM MANAGEMENT BID") IN THE AREA ROUGHLY BOUNDED BY PINNACLE ARENA DRIVE ON THE WEST AND NORTH, NORTH 10TH STREET ON THE EAST, AND Q STREET BETWEEN NORTH 9TH AND NORTH 10TH STREETS, R STREET BETWEEN CANOPY STREET AND NORTH 9TH STREET, AND N STREET BETWEEN PINNACLE ARENA DRIVE AND SOUTH 8TH STREET ON THE SOUTH - PRIOR to reading:

Fellers Moved to amend Bill No. 13R-279 by accepting the substitute Resolution of Intent attached hereto as Bill No. 13R-279S.

Seconded by Christensen & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

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

A-87692 RESOLUTION of Intention to create a management business improvement district to be known as the West Haymarket/Downtown Management Business Improvement District (hereinafter referred to as the "WHM Management BID") in the area roughly bounded by Pinnacle Arena Drive on the west and north, North 10th Street on the east, and Q, R and N Streets on the south, ("WHM Management BID Boundary Area") as more particularly shown on the WHM Management BID Boundary Map attached hereto as Attachment A and made a part hereof by this reference.

WHEREAS, the City Council of the City of Lincoln created the West Haymarket/ Downtown Business Improvement Board by Resolution No. A-87459; and

WHEREAS, the West Haymarket/Downtown Business Improvement Board recommended that the City Council create a new management business improvement district to be known as the WHM Management BID within the WHM Management BID Boundary Area to be funded by special assessments levied based on actual assessed valuation and based on special benefits to the property within the WHM Management BID as the same may be fairly and equitably adjusted by the City Council of the City of Lincoln, Nebraska, sitting as a Board of Equalization; and

WHEREAS, the Lincoln-Lancaster County Planning Commission has reviewed the West Haymarket/Downtown Business Improvement Board recommendation and has found the proposed WHM Management BID to be in conformance with the Lincoln City Comprehensive Plan; and

WHEREAS, following the adoption of this Resolution of Intention, the City Council of the City of Lincoln, Nebraska intends to consider at public hearing on January 13, 2014, an ordinance to create the recommended WHM Management BID in the WHM Management BID Boundary Area, as more particularly described below.

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

Under the authority of the Business Improvement District Act, *Neb. Rev. Stat. § 19-4015 to 19-038* (Reissue 2012) (the Act) and based upon the recommendations received from the duly appointed West Haymarket/Downtown Business Improvement Board and the Lincoln-Lancaster County Planning Commission, the City Council of the City of Lincoln, Nebraska hereby states its intention to create a new management business improvement district to be known as the WHM Management BID for the purpose of providing work and improvement programs under the Act for the betterment of the WHM Management BID and employing or contracting for personnel, including administrators, and providing for any service as may be necessary or proper to carry out the purposes of the Act as provided in the ordinance creating the WHM Management BID.

BE IT FURTHER RESOLVED that in accordance with the Act the following information is provided regarding the proposed creation of the WHM Management BID:

1. DESCRIPTION OF BOUNDARIES. The boundaries of the proposed WHM Management BID shall generally extend along the exterior lines of the WHM Management BID Boundary Area and shall include those properties within the WHM Management BID Boundary Area. Said properties included therein are more particularly described in the list of properties which is attached hereto marked as Attachment B and made a part hereof by this reference. Commonly owned properties that are intersected by a boundary line establishing the WHM Management BID shall be considered as entirely within the WHM Management BID unless otherwise determined by the City Council when sitting as a Board of Equalization.

2. TIME AND PLACE OF HEARING ON CREATION OF THE WHM Management BID. The City Council of the City of Lincoln, Nebraska will hold a public hearing on an ordinance to create the WHM Management BID on January 13, 2014, at the hour of 3:00 p.m., or as soon thereafter as possible in the City Council Chambers, first floor, County-City Building, 555 South 10th Street, Lincoln, Nebraska 68508.

3. IMPROVEMENTS TO BE PERFORMED IN THE WHM MANAGEMENT BID. The work performed and specific improvements to be made or maintained for the WHM Management BID shall consist of:

a. Economic Development.

Economic development activities will aim to improve the business climate of downtown with the goal of attracting and retaining businesses, jobs and investment. While annual work programs and budgets will be developed in collaboration with stakeholders and approved by the Downtown Lincoln Association board of directors, programs will be selected from a variety of options that may include the following:

- (1) Facilitate efforts with property owners, brokers and businesses to fill under-utilized downtown properties.
- (2) Conduct business retention efforts to encourage existing businesses to grow, including initiatives and support services to encourage local independent retail.
- (3) Help attract new investment and catalytic projects that are consistent with the vision and goals of the 2005 Downtown Master Plan (as updated).
- (4) Design and produce investor marketing packages to assist real estate brokers, developers and property owners in business recruitment efforts.
- (5) Maintain a WHM Management BID database with local market and real estate information.
- (6) Trouble-shoot and provide liaison services to assist property and business owners to invest and operate in the WHM Management BID.
- (7) Enhance research and development of the downtown website.
- (8) Advertising, including branding and cooperative campaigns and increased placement and frequency in local media.
- (9) Promote housing and residential development in downtown.
- (10) Work with the Lincoln Partnership for Economic Development (LPED) and the Lincoln Chamber of Commerce to collaboratively position Lincoln for new business and downtown as a prime business location.

b. Parking and Transportation.

Parking and transportation initiatives aim to make it easier for customers, employees and visitors to park in and get around the downtown. Approaches include a combination of improved parking management, promotion, innovative finance and partnerships, including:

- (1) Allocation of revenue from a meter increase to the City's parking enterprise fund that has allowed the City to reinvest parking revenues in WHM Management BID parking improvements.
- (2) Construction of parking garages.
- (3) Creation of a database of parking options.
- (4) Management of a parking validation program for customers.
- (5) Marketing and education of parking and transportation options.

c. Communications and Advocacy.

Support ongoing efforts by the Downtown Lincoln Association to champion downtown interests and involve property owners, businesses and residents in crafting pro-active solutions to issues that affect WHM Management BID Boundary Area. Ongoing communications and advocacy initiatives may include:

- (1) Continue to publish a downtown newsletter.
- (2) Conduct periodic WHM Management BID ratepayer surveys to measure overall satisfaction with programs.
- (3) Manage media relations activities to project a positive image in local, regional and national media.
- (4) Increase distribution and enhance the quality of publications, including the downtown map and directory and activity guides.
- (5) Maintain and improve the Downtown Lincoln website.
- (6) Public relations efforts to promote a positive image and overall experience.
- (7) Conduct periodic forums and "town hall" meetings to keep ratepayers informed and involved in downtown development and management issues.

d. Management, Support and Reserve:

Support Downtown Lincoln Association professional staff that delivers programs and advocates on behalf of the WHM Management BID. Assist WHM Management BID property owners to project a unified voice and elevate their influence in policies and issues that affect the WHM Management BID business district. Funds are allocated to office and support services such as bookkeeping, office rent, insurance, office equipment and professional development and training for the staff and Downtown Lincoln Association board. An operating reserve is also budgeted as a contingency for any payment delinquencies and/or unforeseen budget adjustments.

4. ANNUAL BUDGET AND LIMITATIONS. The estimated total annual costs and expenses for the work to be performed within the WHM Management BID during the remainder of the September 1, 2013 through August 31, 2014 fiscal year are \$38,375 (first partial fiscal year estimate); provided that the maximum amount of the first partial fiscal year's annual assessment for the WHM Management BID shall not exceed \$38,500). The specific improvements for the first partial fiscal year are listed for purposes of estimating the costs and expenses of performing the proposed work and improvements. The City Council after public hearing shall approve an annual budget for specific work and improvements in each succeeding fiscal year consistent with the ordinance creating the WHM Management BID. The City Council retains the authority to change, modify and remove proposed improvements; however, the proposed improvements cannot exceed the scope of improvements provided by the ordinance creating the WHM Management BID.

5. METHOD OF ASSESSMENT. The costs and expenses for the work proposed to be performed within the WHM Management BID will be raised through special assessments based upon the special benefits to the property as fairly and equitably assessed by the City Council. The assessments will be levied annually as a percentage of the actual assessed valuation of the taxable property within the district. Based on the recommendation of the West Haymarket/Downtown Business Improvement Board, residential properties, both owner-occupied and rental, are expected to only receive full benefit from communications and advocacy services. This adjustment results in residential properties being assessed at 35% of the WHM Management BID assessment rate for the purpose of assessments. Thirty-five percent (35%) is the communication and advocacy services portion of in the first year budget. For income-assisted residential properties that provide low-to-moderate income owner-occupied and/or rental housing, the residential assessment rate will be 50% of the full residential rate, or 17.5% of the district assessment rate for the purpose of WHM Management BID assessments. The income-assisted adjustment will apply only to units that are restricted to occupancy by "low-to-moderate income households." For mixed use buildings that combine residential and other uses, the property owner may submit evidence supporting a percentage split of the assessed value between residential and other uses for the City Council to consider when sitting as a Board of Equalization.

6. CONTRIBUTIONS. Based on the recommendation of the West Haymarket/ Downtown Business Improvement Board, all owners of property exempt from ad valorem taxes within the WHM Management BID shall be invited annually to contribute annually to the City of Lincoln to support the business improvement district activities, promotions and improvements. Any contributions shall be allocated to reduce assessment rates in the district.

7. ENFORCEMENT. The special assessments provided herein shall be a lien on the property assessed superior and prior to all other liens except general taxes and other special assessments which shall be of equal priority. Liens for special assessments may be foreclosed and are subject to interest at the statutory rate when payment of the assessment is delinquent as provided by law. No special assessment made hereunder shall be void for any irregularity, defect, error, or informality in procedure, in levy or equalization thereof.

BE IT FURTHER RESOLVED that the City Clerk is directed to place an ordinance to create the WHM Management BID on the City Council formal agenda for introduction on January 6, 2014, with public hearing to be held on January 13, 2014.

BE IT FURTHER RESOLVED that the City Clerk is directed to publish a complete copy of this Resolution of Intention one time in a newspaper of general circulation in the City of Lincoln at least ten (10) days prior to the public hearing to be held on January 13, 2014.

BE IT FURTHER RESOLVED that the Director of Urban Development shall mail a complete copy of this Resolution of Intention, including any attachments hereto, to each owner of taxable property in the proposed WHM Management BID as shown on the latest tax roles of the County Treasurer for Lancaster County, Nebraska at least ten days prior to the public hearing to be held on January 13, 2014.

Introduced by Jonathan Cook

Seconded by Emery and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

APPROVING THE INTENT TO CREATE A CORE MANAGEMENT BUSINESS IMPROVEMENT DISTRICT TO BE KNOWN AS THE WEST HAYMARKET/DOWNTOWN CORE MANAGEMENT BUSINESS IMPROVEMENT DISTRICT ("WHM CORE BID") IN THE AREA ROUGHLY BOUNDED BY PINNACLE ARENA DRIVE ON THE WEST AND NORTH, NORTH 8TH AND NORTH 9TH STREETS ON THE EAST, AND O AND N STREETS ON THE SOUTH - PRIOR TO READING:

Fellers Moved to amend Bill No. 13R-280 by accepting the substitute Resolution of Intent attached hereto as Bill No. 13R-280S.

Seconded by Gaylor Baird & carried by the following vote: AYES: Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None; ABSTAINED: Camp.

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

A-87693 RESOLUTION of Intention to create a core management business improvement district to be known as the West Haymarket/Downtown Core Management Business Improvement District (sometimes hereinafter referred to as the "WHM Core BID") in the area roughly bounded by Pinnacle Arena Drive on the west and north, North 8th and North 9th Street on the east, O and N Streets on the south, as more particularly shown on the WHM Core BID Boundary Map attached hereto as Attachment "A".

WHEREAS, the City Council of the City of Lincoln created the West Haymarket/ Downtown Business Improvement Board by Resolution No. A-87459; and

WHEREAS, the West Haymarket/Downtown Business Improvement Board recommended that the City Council create a new core management business improvement district to be known as the WHM Core BID within the WHM Core BID Boundary Area to be funded by special assessments levied based on a percentage of the actual assessed valuation and based on special benefits to the property within the WHM Core BID as the same may be fairly and equitably adjusted by the City Council of the City of Lincoln, Nebraska, sitting as a Board of Equalization; and

WHEREAS, the Lincoln-Lancaster County Planning Commission has reviewed the West Haymarket/Downtown Business Improvement Board recommendation and has found the proposed WHM Core BID to be in conformance with the Lincoln City Comprehensive Plan; and

WHEREAS, following the adoption of this Resolution of Intention, the City Council of the City of Lincoln, Nebraska intends to consider at public hearing on January 13, 2014, an ordinance to create the recommended WHM Core BID in the WHM Core BID Boundary Area, as more particularly described below.

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

Under the authority of the Business Improvement District Act, *Neb. Rev. Stat. § 19-4015 to 19-038* (Reissue 2012) (the Act) and based upon the recommendations received from the duly appointed West Haymarket/Downtown Business Improvement Board and the Lincoln-Lancaster County Planning Commission, the City Council of the City of Lincoln, Nebraska hereby states its intention to create a new core management business improvement district to be known as the WHM Core BID for the purpose of providing work and improvement programs under the Act for the betterment of the WHM Core BID and employing or contracting for personnel, including administrators, and providing for any service as may be necessary or proper to carry out the purposes of the Act as provided in the ordinance creating the WHM Core BID.

BE IT FURTHER RESOLVED that in accordance with the Act the following information is provided regarding the proposed creation of the WHM Core BID:

1. DESCRIPTION OF BOUNDARIES. The boundaries of the proposed WHM Core BID shall generally extend along the exterior lines of the WHM Core BID Boundary Area and shall include those properties within the WHM Core BID Boundary Area. Said properties included therein are more particularly described in the list of properties which is attached hereto marked as Attachment "B", and made a part hereof by this reference. Commonly owned properties that are intersected by a boundary line establishing the WHM Core BID shall be considered as entirely within the WHM Core BID unless otherwise determined by the City Council when sitting as a Board of Equalization.

2. TIME AND PLACE OF HEARING ON CREATION OF THE WHM Core BID. The City Council of the City of Lincoln, Nebraska will hold a public hearing on an ordinance to create such WHM Core BID on January 13, 2014, at the hour of 3:00 p.m., or as soon thereafter as possible in the City Council Chambers, first floor, County-City Building, 555 South 10th Street, Lincoln, Nebraska 68508.

3. IMPROVEMENTS TO BE PERFORMED IN THE WHM CORE BID. The work performed and specific improvements to be made or maintained for the WHM Core BID shall consist of:

- a. Planning and feasibility studies for civic projects and improvements, including projects identified in the 2005 Downtown Master Plan (including the 2012 Downtown Master Plan Update) that are located within the District;
- b. Capital costs of holiday decorations;
- c. Banners, lighting and other signage to create a core district identity;
- d. Enhanced maintenance and landscaping services;
- e. Cosmetic capital improvements, including streetscape design plans, landscaping, lighting and sidewalk improvements;
- f. Public art;
- g. Tourism and visitor information services and promotions that benefit downtown hotels and the hospitality segment;
- h. Retail promotions to support shopping activity;
- i. Event management support and seed funds for new special events;
- j. Street furniture, including kiosks and benches;
- k. Other promotions and improvements within the WHM Core BID;
- l. Staff support to support promotions and improvements within the WHM Core BID.

4. ANNUAL BUDGET AND LIMITATIONS. The estimated total annual costs and expenses for the work to be performed within the WHM Core BID during the remainder of the September 1, 2013 through August 31, 2014 fiscal year are \$43,850 (first partial fiscal year estimate); provided that the maximum amount of the first partial fiscal year's annual assessment for the WHM Core BID shall not exceed \$44,000. The specific improvements for the first partial fiscal year are listed for purposes of estimating the costs and expenses of performing the proposed work and improvements. The City Council after public hearing shall approve an annual budget for specific work and improvements in each succeeding fiscal year consistent with the ordinance creating the WHM Core BID. The City Council retains the authority to change, modify and remove proposed improvements; however, the proposed improvements cannot exceed the scope of improvements provided by the ordinance creating the WHM Core BID.

5. METHOD OF ASSESSMENT. The costs and expenses for the work proposed to be performed within the WHM Core BID will be raised through special assessments based upon the special benefits to the property as fairly and equitably assessed by the City Council. The assessments will be levied annually as a percentage of the actual assessed valuation of the taxable non-residential property within the district. For mixed use buildings that combine residential and other uses, the property owner may submit evidence supporting the percentage split of the actual assessed value between residential and other uses for the City Council to consider when sitting as the Board of Equalization.

6. CONTRIBUTIONS. Based on the recommendation of the West Haymarket/ Downtown Business Improvement Board, all owners of property exempt from ad valorem taxes within the WHM Core BID shall be invited annually to contribute annually to the City of Lincoln to support the business improvement district activities, promotions and improvements. Any contributions shall be allocated to reduce assessment rates in the WHM Core BID.

7. ENFORCEMENT. The special assessments provided herein shall be a lien on the property assessed superior and prior to all other liens except general taxes and other special assessments which shall be of equal priority. Liens for special assessments may be foreclosed and are subject to interest at the statutory rate when payment of the assessment is delinquent as provided by law. No special assessment made hereunder shall be void for any irregularity, defect, error, or informality in procedure, in levy or equalization thereof.

BE IT FURTHER RESOLVED that the City Clerk is directed to place an ordinance to create the West Haymarket/Downtown Core Management Business Improvement District on the City Council formal agenda for introduction on January 6, 2014, with public hearing to be held on January 13, 2014.

BE IT FURTHER RESOLVED that the City Clerk is directed to publish a complete copy of this Resolution of Intention one time in a newspaper of general circulation in the City of Lincoln at least ten (10) days prior to the public hearing to be held on January 13, 2014.

BE IT FURTHER RESOLVED that the Director of Urban Development shall mail a complete copy of this Resolution of Intention, including any attachments hereto, to each owner of taxable property in the proposed WHM Core BID as shown on the latest tax roles of the County Treasurer for Lancaster County, Nebraska at least ten days prior to the public hearing to be held on January 13, 2014.

Introduced by Jonathan Cook

Seconded by Emery and carried by the following vote: AYES: Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None; ABSTAINED: Camp

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

CREATING SPECIAL ASSESSMENT WATER DISTRICT NO. ~~1204~~ 1205 FOR THE PURPOSE OF CONSTRUCTING AN 8-INCH DIAMETER WATER MAIN IN W. PROSPECTOR CT. FROM S. FOLSOM STREET TO S.W. 6TH STREET, A 6-INCH DIAMETER WATER MAIN IN S.W. 6TH STREET FROM W. PROSPECTOR CT. TO APPROXIMATELY 400 FEET SOUTH OF W. HIGH STREET, AND A 6-INCH DIAMETER WATER MAIN IN W. HIGH STREET FROM S. FOLSOM STREET TO S.W. 6TH STREET, AND ASSESSING THE COSTS THEREOF AGAINST THE BENEFITTED PROPERTY - CLERK read an ordinance, introduced by Roy Christensen, creating Water District No. ~~1204~~ 1205, designating the real estate to be benefitted, providing for assessment of the costs of the improvements constructed therein, providing for the acquisition of easements and additional right-of-way, if necessary, and repealing all ordinances or parts of ordinances in conflict herewith, the third time.

CHRISTENSEN Moved to pass the ordinance as read.

Seconded by Fellers and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

The ordinance, being numbered #19951, is recorded in Ordinance Book #209, Page .

COMP. PLAN AMENDMENT NO. 13002 - AMENDING THE 2040 LINCOLN-LANCASTER COUNTY COMPREHENSIVE PLAN TO CHANGE APPROXIMATELY 477 ACRES OF LAND FROM PUBLIC AND SEMI-PUBLIC TO INDUSTRIAL, TO ADD A MODERATE TO HEAVY INDUSTRIAL CENTER TO THE EXISTING AND PROPOSED INDUSTRIAL CENTERS MAP, AND TO CHANGE APPROXIMATELY 395 ACRES FROM TIER I, PRIORITY C, TO TIER I, PRIORITY A, ON PROPERTY GENERALLY LOCATED AT N.W. 27TH STREET AND HIGHWAY 34. (RELATED ITEMS: 13R-263, 13R-264, 13-136, 13-137) - CLERK read a resolution, introduced by Roy Christensen, who moved its adoption:

A-87694 WHEREAS, the Planning Director, on behalf of the Lincoln Airport Authority, has made application to amend the 2040 Lincoln-Lancaster County Comprehensive Plan to change the land use designation in the Lancaster County Future Land Use Plan and the Lincoln Area Future Land Use Plan from Public and Semi Public to Industrial on approximately 477 acres of land generally located south of U.S. Highway 34 and N.W. 31st Street, to add a Moderate to Heavy Industrial Center to the Existing and Proposed Industrial Centers map, and to change approximately 395 acres from Tier I, Priority C to Tier I, Priority A and to make associated amendments to the Comprehensive Plan; and

WHEREAS, the Lincoln City - Lancaster County Planning Commission has recommended approval of the requested amendment.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska that the 2040 Lincoln-Lancaster County Comprehensive Plan be and the same is hereby amended in the following manner:

1. Amend the Lancaster County Future Land Use Plan on pages 1.8 and 12.2, and the Lincoln Area Future Land Use Plan on pages 1.9 and 12.3 to reflect Industrial land use on approximately 477 acres of land generally located south of U.S. Highway 34 and N.W. 31st Street as shown on Attachment "A".
2. Amend the Existing and Proposed Industrial Centers map on page 5.17 to reflect a new Unbuilt Approved Moderate to Heavy Industrial Center as shown on Attachment "B".
3. Amend the 2040 Priority Growth Areas map on pages 1.10 and 12.6 to reflect the change from Tier 1, Priority C, to Tier 1, Priority A as shown on Attachment "C".

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BE IT FURTHER RESOLVED that all other maps, figures, and plans where the land use map is displayed and other references in said plan which may be affected by the above-specified amendment be, and they hereby are amended to conform with such specific amendments.

Introduced by Roy Christensen

Seconded by Fellers and carried by the vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

APPROVING A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF LINCOLN AND THE AIRPORT AUTHORITY OF THE CITY OF LINCOLN OUTLINING THE INFRASTRUCTURE REQUIREMENTS RELATED TO THE ANNEXATION OF APPROXIMATELY 435 ACRES OF PROPERTY, TO BE KNOWN AS RAILPARK, GENERALLY LOCATED AT N.W. 27TH STREET AND HIGHWAY 34. (RELATED ITEMS: 13R-264, 13R-263, 13-136, 13-137) - CLERK read a resolution, introduced by Roy Christensen, who moved its adoption:

A-87695 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the Memorandum of Understanding (Annexation of Railpark), which is attached hereto, marked as Attachment "A" and made a part hereof by reference, between the City of Lincoln, Nebraska and the Airport Authority of the City of Lincoln, Nebraska, outlining certain conditions and understandings relating to the annexation of approximately 435 acres of property generally located at N.W. 27th Street and Highway 34, is approved.

BE IT FURTHER RESOLVED that the Mayor is authorized to execute the Memorandum of Understanding regarding the annexation of Railpark on behalf of the City.

BE IT FURTHER RESOLVED that the City Clerk is directed to return one fully executed copy of this Memorandum of Understanding to Rick Peo, Chief Assistant City Attorney, for distribution to the Airport Authority of the City of Lincoln, Nebraska.

BE IT FURTHER RESOLVED that the City Clerk is directed to record the Memorandum of Understanding regarding the annexation of Railpark with the Register of Deeds, filing fees to be paid by the Lincoln Airport Authority.

BE IT FURTHER RESOLVED that the City Clerk is directed to forward a copy of this Agreement to Michaela Dugan, Impact Fee Administrator.

Introduced by Roy Christensen

Seconded by Fellers and carried by the vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

ANNEXATION NO. 13005 - AMENDING THE LINCOLN CORPORATE LIMITS MAP BY ANNEXING APPROXIMATELY 435 ACRES GENERALLY LOCATED AT N.W. 27TH STREET AND HIGHWAY 34. (RELATED ITEMS: 13-136, 13-137, 13R-263, 13R-264) - CLERK read an ordinance, introduced by Roy Christensen, 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.

CHRISTENSEN Moved to pass the ordinance as read.

Seconded by Fellers and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

The ordinance, being numbered #19952, is recorded in Ordinance Book #209, Page .

CHANGE OF ZONE 13022 - APPLICATION OF LINCOLN AIRPORT AUTHORITY FOR A CHANGE OF ZONE FROM P PUBLIC USE DISTRICT AND AG AGRICULTURE DISTRICT TO I-1 INDUSTRIAL DISTRICT, AND FROM P PUBLIC USE DISTRICT, AG AGRICULTURE DISTRICT AND B-1 LOCAL BUSINESS DISTRICT TO H-3 HIGHWAY COMMERCIAL DISTRICT, ON PROPERTY GENERALLY LOCATED AT N.W. 27TH STREET AND HIGHWAY 34. (RELATED ITEMS: 13-137, 13-136, 13R-263, 13R-264) - CLERK read an ordinance, introduced by Roy Christensen, 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 third time.

CHRISTENSEN Moved to pass the ordinance as read.

Seconded by Fellers and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

The ordinance, being numbered #19953, is recorded in Ordinance Book #209, Page .

TEXT AMENDMENT NO. 13006 - AMENDING CHAPTER 27.72 OF THE LINCOLN MUNICIPAL CODE, HEIGHT AND LOT REGULATIONS, BY AMENDING SECTION 27.72.020 TO REDUCE THE REQUIRED REAR YARD IN THE R-1 THROUGH R-4 ZONING DISTRICTS FOR SINGLE- AND TWO-FAMILY DWELLINGS AS SET FORTH IN TABLE 27.72.020(A); BY AMENDING SECTION 27.72.060 TO MODIFY THE PROVISIONS REGARDING THE PROJECTION OF PATIOS, TERRACES, UNCOVERED DECKS, AND ORNAMENTAL FEATURES INTO A REQUIRED YARD; AND ADDING

A NEW SECTION NUMBERED 27.72.190 GRANTING THE PLANNING DIRECTOR AUTHORITY TO APPROVE MINOR MODIFICATIONS TO THE REAR YARD SETBACK UNDER SPECIFIED CONDITIONS - PRIOR to reading:

Fellers Moved to amend Bill No. 13-138 (TX 13006) by striking the following language from Page 6, Lines 27-29:

“and that the combined floor area of any patio, terrace, deck and any accessory building located in the rear yard shall not occupy more than forty percent (40%) of the rear yard”

Seconded by Camp & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

CLERK Read an ordinance, introduced by Roy Christensen, amending Chapter 27.72 of the Lincoln Municipal Code, Height and Lot Regulations, by amending Section 27.72.020 to reduce the required rear yard in the R-1 through R-4 zoning districts for single- and two-family dwellings as set forth in Table 27.72.020(a); by amending Section 27.72.060 to modify the provisions regarding the projection of patios, terraces, uncovered decks, and ornamental features into a required yard; adding a new modifications to the rear yard setback under specified conditions; and repealing Sections 27.72.020 and 27.72.060 of the Lincoln Municipal Code as hitherto existing, the third time.

CHRISTENSEN Moved to pass the ordinance as amended.

Seconded by Fellers and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

The ordinance, being numbered **#19954**, is recorded in Ordinance Book #209, Page .

CHANGE OF ZONE 13024 - APPLICATION OF CHARLES EARLEY FOR A CHANGE OF ZONE FROM R-2 RESIDENTIAL DISTRICT TO R-5 RESIDENTIAL DISTRICT ON PROPERTY GENERALLY LOCATED AT 4926 GARLAND STREET - CLERK read an ordinance, introduced by Roy Christensen, 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 third time.

CHRISTENSEN Moved to pass the ordinance as read.

Seconded by Fellers and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

The ordinance, being numbered **#19955**, is recorded in Ordinance Book #209, Page .

VACATION NO. 12007 - VACATING THE EAST-WEST ALLEY BETWEEN S. 1ST AND S. 2ND STREETS AND BETWEEN N AND O STREETS; VACATING N STREET BETWEEN S. 1ST AND S. 2ND STREET AND VACATING THE WEST 14 FEET OF S. 2ND STREET BETWEEN O AND M STREETS - CLERK read an ordinance, introduced by Roy Christensen, vacating the east-west alley between South 1st Street and South 2nd Street, and between N Street and O Street; vacating N Street between south 1st Street and South 2nd Street; and vacating the west 14 feet of South 2nd Street between O Street and M Street and retaining title thereto in the City of Lincoln, Lancaster County, Nebraska, the third time.

CHRISTENSEN Moved to pass the ordinance as read.

Seconded by Fellers and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

The ordinance, being numbered **#19956**, is recorded in Ordinance Book #209, Page .

APPROVING A SUBLEASE AGREEMENT BETWEEN THE NEBRASKA DEPARTMENT OF ADMINISTRATIVE SERVICES ON BEHALF OF THE NEBRASKA DEPARTMENT OF EDUCATION VOCATIONAL REHABILITATION SERVICES AND THE CITY OF LINCOLN FOR THE SUBLEASE BY NEBRASKA DEPARTMENT OF ADMINISTRATIVE SERVICES OF 160 SQUARE FEET OF SPACE AT 1111 O STREET, SUITE 205, FOR PURPOSES OF WORKFORCE INVESTMENT ACT SERVICES AND THE AMERICAN JOB CENTER FOR A FOUR YEAR TERM OF OCTOBER 1, 2013 THROUGH SEPTEMBER 30, 2017 - CLERK read an ordinance, introduced by Roy Christensen, accepting and approving a Sublease Agreement between the City of Lincoln, Nebraska and Nebraska Department of Administrative Services on behalf of the Nebraska Vocational Rehabilitation for the sublease of space at 1111 O Street, Suite 205, Lincoln, Lancaster county, Nebraska for a term of October 1, 2013 through September 30, 2017 whereby the City of Lincoln is subleasing space to Nebraska Department of Administrative Services on behalf of Nebraska Vocational Rehabilitation for the purposes of Workforce Investment Act Services and the American Job Center; and rescinding Ordinance No. 19925 passed on September 30, 2013, the third time.

CHRISTENSEN Moved to pass the ordinance as read.

Seconded by Gaylor Baird and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

The ordinance, being numbered **#19957**, is recorded in Ordinance Book #209, Page .

APPROVING A SUBLEASE AGREEMENT BETWEEN THE NEBRASKA DEPARTMENT OF ADMINISTRATIVE SERVICES ON BEHALF OF THE NEBRASKA DEPARTMENT OF LABOR, OFFICE OF UNEMPLOYMENT INSURANCE AND THE CITY OF LINCOLN FOR THE SUBLEASE BY NEBRASKA DEPARTMENT OF ADMINISTRATIVE SERVICES OF 53.75 SQUARE FEET OF SPACE

AT 1111 O STREET, SUITE 205, FOR PURPOSES OF WORKFORCE INVESTMENT ACT SERVICES AND THE AMERICAN JOB CENTER FOR A FOUR YEAR TERM OF OCTOBER 1, 2013 THROUGH SEPTEMBER 30, 2017 - CLERK read an ordinance, introduced by Roy Christensen, accepting and approving a Sublease Agreement between the City of Lincoln, Nebraska and the State of Nebraska Department of Administrative Services on behalf of the Department of Labor, Office of Unemployment Insurance for the sublease of space at 1111 O Street, Lincoln, Lancaster County, Nebraska for a term of October 1, 2013 through September 30, 2017, where by the City of Lincoln is subleasing space to the Nebraska Department of Administrative Services on behalf of the Nebraska Department of Labor for the purposes of Workforce Investment Act Services and the American Job Center, the third time.

CHRISTENSEN Moved to pass the ordinance as read.

Seconded by Fellers and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

The ordinance, being numbered #19958, is recorded in Ordinance Book #209, Page .

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

AMENDING THE CLASS TITLE AND PAY SCHEDULE FOR THE EMPLOYEE GROUP WHOSE CLASSIFICATIONS ARE ASSIGNED TO THE PAY RANGE PREFIXED BY THE LETTER "A" BY CHANGING THE TITLE AND PAY RANGE OF FORESTRY SUPERVISOR TO COMMUNITY OPERATIONS FORESTER - CLERK read an ordinance, introduced by Doug Emery, amending Section 1 of Ordinance No. 19904 passed August 12, 2013, relating to the pay schedules of employees whose classifications are assigned to the pay range which is prefixed by the letter "A," by changing the Class Title for the current job classification "Forest Supervisor" to "Community Operations Forester" and amending the pay range of said classification from (A12) to (A13), the first time.

AMENDING CHAPTER 2.76 OF THE LINCOLN MUNICIPAL CODE RELATING TO PERSONNEL RULES AND REGULATIONS TO INCLUDE PROVISIONS FOR EMPLOYEES WITH A PAY RANGE PREFIXED BY THE LETTER "M" THAT WERE PREVIOUSLY INCLUDED IN THE MANAGEMENT COMPENSATION PLAN BY AMENDING SECTION 2.76.155 TO INCLUDE PROVISIONS FOR LONGEVITY PAY FOR EMPLOYEES WITH A PAY RANGE PREFIXED BY THE LETTER "M"; ADDING A NEW SECTION NUMBERED 2.76.160 TO PROVIDE FOR THE AWARD OF VARIABLE MERIT INCREASES FOR EMPLOYEES WITH A PAY RANGE PREFIXED BY THE LETTER "M"; AND AMENDING SECTION 2.76.395 TO INCLUDE VACATION LEAVE FOR EMPLOYEES WITH A PAY RANGE PREFIXED BY THE LETTER "M" - CLERK read an ordinance, introduced by Doug Emery, amending Chapter 2.76 of the Lincoln Municipal Code relating to Personnel Rules and Regulations to include provisions for employees with a pay range prefixed by the letter "M" that were previously included in the Management Compensation Plan by amending Section 2.76.155 to include provisions for longevity pay for employees with a pay range prefixed by the letter "M"; adding a new section numbered 2.76.160 to provide for the award of variable merit increases for employees with a pay range prefixed by the letter "M"; amending Section 2.76.395 to include vacation leave for employees with a pay range prefixed by the letter "M"; and repealing Sections 2.76.155 and 2.76.395 of the Lincoln Municipal Code as hitherto existing, the first time.

AMENDING CHAPTER 2.78 OF THE LINCOLN MUNICIPAL CODE RELATING TO THE MANAGEMENT COMPENSATION PLAN BY AMENDING SECTION 2.78.010 TO REMOVE EMPLOYEES WITH A PAY RANGE PREFIXED BY THE LETTER "M" FROM THE MANAGEMENT COMPENSATION PLAN; BY AMENDING SECTION 2.78.020 TO REMOVE ANNUAL LEAVE PROVISIONS FOR EMPLOYEES WITH A PAY RANGE PREFIXED BY THE LETTER "M"; AMENDING SECTION 2.78.025 TO REMOVE PROVISIONS FOR MERIT INCREASES FOR EMPLOYEES WITH A PAY RANGE PREFIXED BY THE LETTER "M"; REPEALING SECTION 2.78.027, TO REMOVE LONGEVITY PAY PROVISIONS FOR EMPLOYEES WITH A PAY RANGE PREFIXED BY THE LETTER "M"; AND AMENDING SECTION 2.78.030 TO REMOVE SICK LEAVE PROVISIONS FOR EMPLOYEES WITH A PAY RANGE PREFIXED BY THE LETTER "M" - CLERK read an ordinance, introduced by Doug Emery, amending Chapter 2.78 of the Lincoln Municipal Code relating to the Management Compensation Plan by amending Section 2.78.010 to remove employees with a pay range prefixed by the letter "M" from the Management Compensation Plan; by amending Section 2.78.020 to remove annual leave provisions for employees with a pay range prefixed by the letter "M"; amending Section 2.78.025 to remove provisions for merit increases for employees with a pay range prefixed by the letter "M"; repealing Section 2.78.027, to remove longevity pay provisions for employees with a pay range prefixed by the letter "M"; amending Section 2.78.030 to remove sick leave provisions for employees with a pay range prefixed by the letter "M"; and repealing Sections 2.78.010, 2.78.020, 2.78.030, and 2.78.030 of the Lincoln Municipal Code as hitherto existing, the first time.

APPROVING A REAL ESTATE SALES AGREEMENT BETWEEN THE CITY OF LINCOLN AND HABITAT FOR HUMANITY INC. FOR THE SALE OF CITY OWNED PROPERTY GENERALLY LOCATED AT 1427 N. 25TH ST. FOR AN AMOUNT OF \$20,000.00 - CLERK read an ordinance, introduced by Doug Emery, approving a Real Estate Sales Agreement between the City of Lincoln and Lincoln/Lancaster County Habitat for Humanity Inc. authorizing the sale of property generally located at 1427 North 25th Street, the first time.

AUTHORIZING THE ISSUANCE OF TAX ALLOCATION BONDS WITH A TOTAL NOT TO EXCEED THE AMOUNT OF \$8,116,515 FOR THE CITY OF LINCOLN, BLOCK 68 REDEVELOPMENT PROJECT IN GREATER DOWNTOWN LINCOLN - CLERK read an ordinance, introduced by Doug Emery, 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 \$8,511,000 for the purpose of (1) paying the costs of acquiring, purchasing, constructing, reconstructing, improving, extending, rehabilitating, installing, equipping, furnishing and completing certain improvements within the City's Block 68 Redevelopment Project area, including acquiring any real estate and/or interests in real estate in connection therewith, and (2) paying the costs of issuance thereof; prescribing the form and certain details of the bonds, 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.

CHANGE OF ZONE 13025 – APPLICATION OF ADVANCED CHIROPRACTIC SOLUTIONS FOR A CHANGE OF ZONE FROM R-2 RESIDENTIAL DISTRICT TO R-T RESIDENTIAL TRANSITION DISTRICT, ON PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF S. 10TH ST. AND HIGH ST. (RELATED ITEMS: 13-163, 13R-290) - CLERK read an ordinance, introduced by Doug Emery, 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.

USE PERMIT 13010 – APPLICATION OF ADVANCED CHIROPRACTIC SOLUTIONS TO DEVELOP APPROXIMATELY 4,700 SQ. FT. OF OFFICE/MEDICAL SPACE, WITH A REQUEST TO WAIVE THE REQUIRED FRONT YARD SETBACKS ON PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF S. 10TH ST. AND HIGH ST. (RELATED ITEMS: 13-163, 13R-290) (ACTION DATE: 1/6/13).

APPROVING A REAL ESTATE SALES AGREEMENT BETWEEN THE CITY OF LINCOLN AND TWO VISTA, LLC FOR THE SALE OF APPROXIMATELY 1.32 ACRES OF CITY OWNED PROPERTY GENERALLY LOCATED AT S. 67TH ST. AND PIONEERS BOULEVARD FOR AN AMOUNT OF \$387,275.00 - CLERK read an ordinance, introduced by Doug Emery, approving a Real Estate Sales Agreement between the City of Lincoln and Two Vista, LLC authorizing the sale of surplus property generally located at South 67th Street and Pioneers Boulevard, the first time.

RESOLUTIONS - 1ST READING - ADVANCE NOTICE

APPROVING THE "SAFE ROUTES TO SCHOOL" PROGRAM FOR FEDERAL FUNDING THROUGH THE NEBRASKA DEPARTMENT OF ROADS FOR SIDEWALK REPAIRS WITHIN A TWO MILE RADIUS OF SCHOOLS TO IMPROVE WALKING AND BIKING OPTIONS TO SCHOOLS IN THE AREA.

RE-ADOPTING THE WATER SYSTEM IMPACT FEE SCHEDULE, WATER DISTRIBUTION IMPACT FEE SCHEDULE, WASTEWATER IMPACT FEE SCHEDULE, ARTERIAL ST. IMPACT FEE SCHEDULE, AND NEIGHBORHOOD PARK AND TRAIL IMPACT FEE SCHEDULE WITHOUT ANY ADJUSTMENT FOR INFLATION UNTIL JULY 1, 2014.

APPROVING THE GRANT AGREEMENT BETWEEN THE STATE OF NEBRASKA DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE CITY OF LINCOLN FOR THE NEBRASKA HOMELESS ASSISTANCE PROGRAM TO ADMINISTER GRANT FUNDS TO LOCAL HOMELESS SERVICE PROVIDERS.

APPROVING A CONTRACT AGREEMENT BETWEEN THE CITY OF LINCOLN, LANCASTER COUNTY AND THE LINCOLN-LANCASTER COUNTY PUBLIC BUILDING COMMISSION AND A TO Z PRINTING AND CORNERSTONE PRINTING & IMAGING FOR THE ANNUAL REQUIREMENTS FOR OFFSET PRINTING AND RELATED SERVICES, PURSUANT TO BID NO. 13-301, FOR A THREE YEAR TERM WITH THE OPTION TO RENEW FOR TWO ADDITIONAL ONE YEAR TERMS.

APPROVING AN AMENDMENT TO AGREEMENT BETWEEN THE CITY OF LINCOLN AND THERMO KING CHRISTENSEN, INC. FOR THE ANNUAL REQUIREMENTS FOR VEHICLE FILTERS FOR STARTRAN, PURSUANT TO QUOTE NO. 3709, FOR AN ADDITIONAL TWO-YEAR TERM.

**REGULAR MEETING
DECEMBER 9, 2013
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AMENDING THE FIRST YEAR (2013-2014) OF THE SIX YEAR CIP TO ADD THE BLOCK 68 REDEVELOPMENT PROJECT GENERALLY LOCATED BETWEEN 10TH, 11TH, M, AND N STS. AND APPROVING THE APPROPRIATION OF \$8,116,515 IN TIF FUNDS FOR THE PROJECT. (RELATED ITEMS: 13R-286, 13R-287)

APPROVING THE BLOCK 68 REDEVELOPMENT PROJECT REDEVELOPMENT AGREEMENT BETWEEN CA/ARGENT BLOCK 68 LINCOLN, LLC AND THE CITY OF LINCOLN RELATING TO THE REDEVELOPMENT OF PROPERTY GENERALLY LOCATED ON THE BLOCK BOUNDED BY 10TH, 11TH, M AND N STS. (RELATED ITEMS: 13R-286, 13R-287)

ACCEPTING THE REPORT OF NEW AND PENDING CLAIMS AGAINST THE CITY AND APPROVING DISPOSITION OF CLAIMS SET FORTH FOR THE PERIOD OF NOVEMBER 16 - 30, 2013.

REAPPOINTING LIBBY RAETZ TO THE LINCOLN ELECTRIC SYSTEM ADMINISTRATIVE BOARD FOR A TERM EXPIRING DECEMBER 31, 2016.

APPROVING AMENDMENTS TO THE MASTER PLAN FOR WOODS PARK FOR RENOVATION OF THE WOODS PARK TENNIS CENTER.

AUTHORIZING THE ACQUISITION OF FEE TITLE TO A PORTION OF REAL PROPERTY GENERALLY LOCATED AT 1045 S. FOLSOM ST. FOR THE EXTENSION OF W. E ST. BY CONDEMNATION IF NECESSARY.

APPROVING AN AGREEMENT BETWEEN THE CITY OF LINCOLN, LANCASTER COUNTY, THE LINCOLN-LANCASTER COUNTY PUBLIC BUILDING COMMISSION AND WASTE CONNECTIONS OF NEBRASKA, INC. FOR WASTE HAULING SERVICES, PURSUANT TO BID NO. 13-304, FOR A FOUR-YEAR TERM WITH THE OPTION TO RENEW FOR ONE ADDITIONAL FOUR YEAR TERM.

ASSESSING THE COSTS INCURRED FOR CUTTING, CLEARING AND REMOVING WEEDS AGAINST THE VARIOUS BENEFITTED PROPERTIES FOR THE PERIOD OF JANUARY 1, 2013 THROUGH DECEMBER 31, 2013.

APPROVING SERVICE AGREEMENTS BETWEEN THE CITY OF LINCOLN AND THE BOARD OF REGENTS OF THE UNIVERSITY OF NEBRASKA ON BEHALF OF THE COLLEGE OF NURSING AND THE CITY OF LINCOLN AND BRYAN LGH SCHOOL OF NURSING TO PROVIDE CLINICAL TRAINING FOR PUBLIC HEALTH STUDENTS AT EASTERDAY RECREATION CENTER FOR TERMS OF JANUARY 1, 2014 THROUGH DECEMBER 31, 2016.

OPEN MICROPHONE - NONE

ADJOURNMENT

4:44 P.M.

CAMP Moved to adjourn the City Council Meeting of December 9, 2013.
Seconded by Christensen & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

Teresa J. Meier, City Clerk

Amy Hana Huffman, Office Specialist