

**THE MINUTES OF THE CITY COUNCIL MEETING HELD  
MONDAY, MARCH 3, 2014 AT 3:00 P.M.**

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**

CHRISTENSEN Having been appointed to read the minutes of the City Council proceedings of February 24, 2014, reported having done so, found same correct.

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

**PUBLIC HEARING**

APPOINTING LOWELL S. BERG TO THE LIBRARY BOARD FOR A TERM EXPIRING AUGUST 31, 2015 - Herb Schimek, Library Board Member, came forward to introduce Lowell S. Berg.

Lowell S. Berg, no address given, came forward to state that he is pleased to be considered for this position and looks forward to serving on this board. In answer to Council questions, he replied that, as an architect, he has designed libraries throughout the Midwest for twenty-five years and has developed an understanding of how library systems function. There is a shift to more technologically advanced operations, but libraries are adapting. They increasingly serve an important purpose as community centers for entertainment and knowledge.

Mr. Schimek added that statistics about the technological transition occurring in libraries is available through the Pew Center.

This matter was taken under advisement.

APPOINTING LAYNE SUP TO THE LINCOLN ELECTRIC SYSTEM ADMINISTRATIVE BOARD FOR A TERM EXPIRING DECEMBER 31, 2016 - Layne Sup came forward to introduce himself and answer Council questions. His background includes experience as a business owner in the technology field. Discussion followed.

This matter was taken under advisement.

APPLICATION OF NEBRASKA ENTERTAINMENT INC. DBA LINCOLN GRAND CINEMA FOR A CLASS I LIQUOR LICENSE AT 1101 P STREET;

MANAGER APPLICATION OF BRIAN G. SHANDER FOR NEBRASKA ENTERTAINMENT INC. DBA LINCOLN GRAND CINEMA AT 1101 P ST - City Clerk stated for the record that Judith Irvin, 645 D Street, is in opposition to the Grand Cinema liquor license application. Ms. Irvin was unable to attend the meeting in person.

Tim O'Neill, 800 Lincoln Square, came forward representing Nebraska Entertainment, Inc. and Marcus Theaters, to take the oath and answer questions. He thanked Council for their extra consideration of this matter, for including Marcus in the discussions, and for taking the time to visit Omaha locations. Marcus Theaters is sensitive to the concerns of the public. This is a theater first, and it is a priority to be family friendly. Discussion followed.

Council Member Cook stated that this liquor license and the community-wide policy issue regarding minors in establishments that serve alcohol are separate issues. The vote today does not determine any outcome that might occur regarding that ordinance.

Pat Schure, no address given, came forward, took the oath, and voiced her opposition. She expressed her concerns about high school aged minors working behind the counters while alcohol is being served.

Kenneth Marks, 4239 Barkwod Lane, came forward, took the oath, and voiced his opposition. It does not make sense to promote a "just say no" mentality to young people, and then to say "yes" to allowing alcohol to be served in places minors frequent. The City should not make policy changes based on those who want to make money from the weaknesses of individuals. If a person is unable to get through a ninety minute movie without a drink, then that is a problem. Those who choose to drink can do so before or after movies.

Richard Halverson, no address given, came forward, took the oath, and voiced his opposition. It would be disingenuous to issue a liquor license to an establishment when the law regarding minors on premises could mean that they would be breaking the law.

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Mr. O'Neill returned to state that there will be no underage servers. Marcus theaters will work with the City until the issue of the ordinance is resolved. It should be noted that the outdated law is already being violated throughout the City.

Rod Confer, City Attorney, came forward in answer to Council questions to state that the applicant must be weighed on the same basis as all other liquor license applications. There is nothing on the application that makes them a questionable applicant and it would not be appropriate to deny an approval on speculation that they could break the law. At the State level, there is an option to deny a license based on public objections. Whether the City Council recommends approval or denial, the applications still goes to the State for the final determination. Discussion followed.

This matter was taken under advisement.

APPLICATION OF CASEY'S RETAIL COMPANY DBA CASEY'S GENERAL STORE #2720 TO EXPAND ITS CLASS B LIQUOR LICENSE BY THE ADDITION OF AN AREA MEASURING APPROXIMATELY 12 FEET BY 40 FEET FOR A NEW LICENSED AREA DESCRIBED AS A ONE STORY BUILDING APPROXIMATELY 40 FEET BY 88 FEET LOCATED AT 1001 S. 13TH STREET - Michelle Kreitz, District Manager of Casey's, 2911 SW 11<sup>th</sup> Street, came forward to take the oath and answer questions. She replied that this location has expanded their sales floor to include more grocery items. There is less square footage designated for alcohol sales.

This matter was taken under advisement.

APPLICATION OF YO JAVA, INC. DBA MO JAVA CAFÉ & ROASTING CO. TO EXPAND ITS CLASS I LIQUOR LICENSE BY THE ADDITION OF AN AREA MEASURING APPROXIMATELY 17 FEET BY 40 FEET FOR A NEW LICENSED AREA DESCRIBED AS THE NORTHWEST SECTION APPROXIMATELY 62 FEET BY 40 FEET OF A TWO STORY BUILDING INCLUDING AN OUTDOOR AREA APPROXIMATELY 14 FEET BY 35 FEET LOCATED AT 2649 N. 48TH STREET - Paul Marshall, 2284 Sheldon Street, came forward to take the oath and answer questions. Mo Java has been in business for 20 years and now needs to expand kitchen and storage space.

This matter was taken under advisement.

MANAGER APPLICATION OF ROGER PATTON FOR RISKY, INC. DBA RISKY'S SPORTS BAR & GRILL AT 4680 LEIGHTON AVENUE - Roger Patton, 1600 N 80<sup>th</sup> Street, came forward to take the oath and answer questions.

This matter was taken under advisement.

MANAGER APPLICATION OF JILLIAN CARTER FOR GREENFIELD'S CAFÉ, INC. DBA GREENFIELD'S CAFÉ AT 7900 SOUTH 87TH STREET - Jillian Carter, 2115 S. 22<sup>nd</sup> Street, came forward to take the oath and answer questions. Prior to becoming General Manager of Greenfield's in December, she worked as a waitress and shift manager. In answer to Council questions, she stated that various items in her criminal record were due to mistakes she made, disorganization, and misunderstandings. She is now trying to make better decisions and to turn her life around.

This matter was taken under advisement.

VACATION NO. 13005 – VACATING THE NORTH 21 FEET OF HOLDREGE STREET RIGHT-OF-WAY FROM THE WEST RIGHT-OF-WAY LINE OF NORTH 20TH CIRCLE TO THE WEST PROPERTY LINE OF LOT 52, I.T. - Mark Tavlin, 340 Victory Lane, came forward to state this area will provide additional parking after an expansion occurs.

Randy Hoskins, Public Works and Utilities Department, came forward to address the questions and concerns of Council. He stated there is no way to be sure if Trail Design Standards will change in the future, or what effects any changes would have.

Marvin Krout, Director of Planning Department, came forward to state that both the Parks Department and the Public Works Department felt comfortable with this vacation. Discussion followed.

This matter was taken under advisement.

ADOPTING THE SUPPLEMENTS TO THE LINCOLN MUNICIPAL CODE DATED JUNE 2013 AND DECEMBER 2013 AS PART OF THE OFFICIAL LINCOLN MUNICIPAL CODE - Rod Confer, City Attorney, came forward to state this item is a formality that occurs annually to codify changes that were made to the Lincoln Municipal Code.

This matter was taken under advisement.

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 AMENDING CLASSIFICATION CODE 4020 TO REVISE THE CLASSIFICATION SPECIFICATION FOR ATHLETICS SUPERVISOR AS SET FORTH ON ATTACHMENT A - Doug McDaniel, Director of Personnel, came forward to state this classification is being expanded to meet the needs of the Parks department. The pay range is not being changed.

Lynn Johnson, Director of Parks and Recreation Department, came forward to state this position is being expanded to incorporate the duties of building sustainability, player development and retention. Based on national trends, this should pay for itself over time. The position also requires an individual with administrative experience. They will be based at the Ager course and duties will include oversight of that clubhouse, a position that is currently contracted out, so those additional funds will also go towards salary. Discussion followed.

This matter was taken under advisement.

APPROVING THE CITY OF LINCOLN REDEVELOPMENT AGREEMENT BETWEEN PIEDMONT SHOPPING CENTER, LLC, AND THE CITY OF LINCOLN FOR THE PIEDMONT SHOPPING CENTER REDEVELOPMENT PROJECT RELATING TO THE REDEVELOPMENT OF PROPERTY GENERALLY LOCATED AT 1265 SOUTH COTNER BOULEVARD. - David Landis, Director of Urban Development Department, came forward to state the new owners intend to invigorate the shopping center both internally and externally. They will incorporate new trees and landscaping, including attractive buffers to the north and west, and a pedestrian friendly walking path. Improvements to the building itself include attractive external cladding to improve the facade, improved energy efficiency, stonework, and an outdoor dining area. The surrounding neighborhoods are excited about these improvements.

Steve Glenn, owner of the Piedmont property, came forward to state that there is excitement to get started on these plans. There are new tenants waiting to move in, the development has been very well received by the community, and this is a historical focal point that we are committed to improving. This will become a family, pedestrian, bicycle and pet friendly area. Discussion followed.

Cristy Joy, 2436 N. 48<sup>th</sup> Street, came forward to answer Council questions about various design aspects of the redevelopment, particularly anything that could impact surrounding neighbors. Discussion followed.

Rod Confer, City Attorney, came forward to answer Council questions regarding a Motion to Amend.

This matter was taken under advisement.

USE PERMIT 149A – APPLICATION OF YELLOW ROSES, LLC TO REDUCE THE REAR YARD SETBACK FROM 50 FEET TO 25 FEET AND TO REDUCE THE SIDE YARD SETBACK FROM 50 FEET TO 15 FEET FOR DEVELOPMENT OF COMMERCIAL SPACE ON PROPERTY GENERALLY LOCATED AT SOUTH 27TH STREET AND JAMIE LANE - Mark Hunzeker came forward to state this is a reconfiguration of this commercial space on the south side of Jamie Lane. Changes were made after discussions with neighbors. Planning Commission unanimously recommended approval.

ACCEPTING THE REPORT OF NEW AND PENDING CLAIMS AGAINST THE CITY AND APPROVING DISPOSITION OF CLAIMS SET FORTH FOR THE PERIOD OF FEBRUARY 1 - 15, 2014 - Shere Sieckmeyer, 2014 Garfield Street, came forward to state she submitted a claim for a fall that occurred on a sidewalk on 20<sup>th</sup> Street between Garfield and Washington. She requested an extension or continuance because she still has many unanswered questions.

Rod Confer, City Attorney, came forward to state after Law notified Ms. Sieckmeyer of the recommendation that would be made, she made this request, and we asked her to bring it forward as a formal request under the Public Records Act. Law has no objection to delaying her claim until information can be gathered. Discussion followed.

ANNEXATION NO. 13004 – AMENDING THE LINCOLN CORPORATE LIMITS MAP BY ANNEXING APPROX. 15.81 ACRES GENERALLY LOCATED AT HIGHWAY 2 AND ASHBROOK DRIVE; CHANGE OF ZONE NO. 13020 – APPLICATION OF LIVINGSTON INVESTMENTS FOR A CHANGE OF ZONE FROM AGR AGRICULTURAL RESIDENTIAL DISTRICT TO R-4 RESIDENTIAL ON PROPERTY GENERALLY LOCATED AT HIGHWAY 2 AND ASHBROOK DRIVE; SPECIAL PERMIT NO. 13043 – APPROVING THE APPLICATION OF LIVINGSTON INVESTMENTS TO DEVELOP THE BROADMOOR ASHBROOK APARTMENTS COMMUNITY UNIT PLAN TO ALLOW UP TO 220 DWELLING UNITS WITH REQUESTED WAIVERS OF THE REQUIRED BLOCK LENGTH AND BUILDING HEIGHT ON PROPERTY GENERALLY LOCATED AT HWY. 2 AND ASHBROOK DR - Tom Huston, 233 S. 13<sup>th</sup> Street, Suite 1900, came forward to state that as a result of the many discussions that have occurred, Broadmoor significantly altered the scope of the development, and those compromises should not be underestimated. They include a one-third reduction in density, decreasing the building height, increasing the side yard significantly, and moving the building down the grade and farther to the west. Staff report recommended approval with conditions.

Randy Hoskins, Public Works and Utilities Department, came forward to answer questions regarding the Nebraska Department of Roads (NDOR) design standards and various options for a frontage road. Discussion followed.

Bill Austin, 1248 O Street, Suite 600, came forward representing the Pine Lake Association, along with Bill Janike, President of Pine Lake Association. He stated that there was no interest in having any sort of frontage road or driveway. In fact, there was vehement disapproval for the access road in the past. The Southeast Rural Fire District also expressed concerns about how this may impact them.

Mr. Janike stated that Pine Lake residents are not inclined to sell land that is part of the horse stables for frontage road, though he cannot speak on behalf of all board members or residents. Discussion followed.

Mr. Huston stated that there is a condition of approval that the site plan must show an access road. Many of these concerns can still be explored and discussed.

Marvin Krout, Director of Planning Department, came forward to state that this provides for the requirement that if the access road can be made available, then it will be designed in such a way to allow the apartment complex to connect to it. So there is still possibility for further discussion, but there is no obligation beyond that. The approval is not contingent upon on the construction of the connection, only on the ability to make that connection in the future.

Robert Moodie, 6510 Ashbrook Drive, came forward to state that the compromises reached are admirable, but they only apply to the Pine Lake Association. Normally, it would be required that this new development should be able to connect to neighborhoods on both sides, but that was abandoned. Now all of the traffic will end up on Ashbrook Drive, which really affects surrounding streets and neighborhoods. For many reasons, including traffic, this is an inopportune place for this development.

Jennifer Cusick-Rawlinson, 6441 Westshore Drive, came forward to state the frontage road would segment a large section of the property that Pine Lake Association owns. It is not likely the NDOR will allow two intersections so close together. There were also questions about a sidewalk. This may be a good development, but it is a poor choice for location. There are other factors that will impact this, such as additional growth of surrounding neighborhoods and church activity.

Mr. Hoskins returned to state that the road could be thirteen to fifteen feet total, fence to fence, and that a sidewalk was not envisioned here.

Rod Confer, City Attorney, came forward to consider the Motion to Amend that was presented to Council. Discussion followed.

Mr. Huston concluded that all three items should be moved as a package.

This matter was taken under advisement.

## **COUNCIL ACTION**

### **REPORTS OF CITY OFFICERS**

**APPOINTING LOWELL S. BERG TO THE LIBRARY BOARD FOR A TERM EXPIRING AUGUST 31, 2015 -**  
CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-88109

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

That the appointment of Lowell S. Berg to the Library Board for a term expiring August 31, 2015, is hereby approved.

Introduced by Jon Camp

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

**REAPPOINTING KAREN NALOW TO THE NEBRASKA CAPITOL ENVIRONS COMMISSION FOR A**  
**TERM EXPIRING JANUARY 9, 2017 -** CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-88110

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

That the reappointment of Karen Nalow to the Nebraska Capitol Environs Commission for a term expiring January 9, 2017, is hereby approved.

Introduced by Jon Camp

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

**APPOINTING CRAIG STRONG TO THE LINCOLN-LANCASTER COUNTY BOARD OF HEALTH FOR A**  
**TERM EXPIRING APRIL 15, 2015 -** CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-88111

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

That the appointment of Craig Strong to the Lincoln-Lancaster County Board of Health for a term expiring April 15, 2015, is hereby approved.

Introduced by Jon Camp

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

APPOINTING TOM MCFARLAND TO THE MULTICULTURAL ADVISORY COMMITTEE FOR A TERM EXPIRING SEPTEMBER 18, 2014 - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-88112 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:  
That the appointment of Tom McFarland to the Multicultural Advisory Committee for a term expiring September 18, 2014, is hereby approved.

Introduced by Jon Camp

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

APPROVING ADDENDUM ONE TO CONTRACT AWARD TO THE HOME VISITING SERVICES CONTRACT 59298 04 BETWEEN THE CITY OF LINCOLN, ON BEHALF OF THE LINCOLN-LANCASTER COUNTY HEALTH DEPARTMENT, AND THE STATE OF NEBRASKA TO PROVIDE EVIDENCE-BASED HOME VISITING SERVICES FOR THE STATE OF NEBRASKA FOR A TERM OF FEBRUARY 10, 2014 THROUGH JUNE 30, 2015 WITH FOUR OPTIONAL ANNUAL RENEWALS - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-88113 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:  
That the attached Addendum One to Contract Award to the Home Visiting Services Contract 59298 04 between the City of Lincoln, on behalf of the Lincoln-Lancaster County Health Department, and the State of Nebraska, to provide evidence-based home visiting services for the State of Nebraska for a term of February 10, 2014 through June 30, 2015 with four optional annual renewals, in accordance with the terms, conditions and assurances contained in said Addendum One to Contract Award, which is attached hereto as Exhibit "A", is hereby approved and the Mayor is hereby authorized to execute said Addendum on behalf of the City.

The City Clerk is directed to return the executed copies of the Addendum to Judy Halstead, Director of the Lincoln-Lancaster County Health Department.

Introduced by Jon Camp

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

APPOINTING LAYNE SUP TO THE LINCOLN ELECTRIC SYSTEM ADMINISTRATIVE BOARD FOR A TERM EXPIRING DECEMBER 31, 2016 - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-88114 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:  
That the appointment of Layne Sup to the Lincoln Electric System Administrative Board for a term expiring December 31, 2016, is hereby approved.

Introduced by Jon Camp

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

### PETITIONS & COMMUNICATIONS

SETTING THE HEARING DATE OF MONDAY, MARCH 17, 2014 AT 3:00 P.M. FOR THE APPLICATION OF FLATWATER BISTRO, LLC DBA THE FLATWATER BISTRO FOR A CLASS C LIQUOR LICENSE WITH CATERING AT 801 R STREET, SUITE 100 - CLERK read the following resolution, introduced by Roy Christensen, who moved its adoption:

A-88115 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, March 17, 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 Flatwater Bistro, LLC dba The Flatwater Bistro for a Class C Liquor License with Catering located at 801 R Street, Suite 100.

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

Introduced by Roy Christensen

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

PLACED ON FILE IN THE OFFICE OF CITY CLERK:

Administrative Amendment No. 14003 to Use Permit No. 118, Coddington Park Shopping Center, approved by the Planning Director on February 21, 2014, requested by B & J Partnership, to reduce the front yard setback from 50 feet to 20 feet, consistent with the B-2 zoning district, on property generally located at S. Coddington St. and West A Street.

LIQUOR RESOLUTIONS

APPLICATION OF NEBRASKA ENTERTAINMENT INC. DBA LINCOLN GRAND CINEMA FOR A CLASS I LIQUOR LICENSE AT 1101 P ST. (2/10/14 - P.H. & ACTION CONT'D TO 3/3/14) - CLERK read the following resolution, introduced by Jon Camp, who moved it's adoption for approval:

A-88116 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 Nebraska Entertainment Inc. dba Lincoln Grand Cinema for a Class "I" liquor license at 1101 P Street, Lincoln, Nebraska, for the license period ending April 30, 2014, be approved with the condition that:

1. All employees must possess a valid Responsible Beverage Server/Seller Permit as required by Section 5.04.124 of the Lincoln Municipal Code.

2. The premises must comply in every respect with all city and state regulations.

The City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon Camp

Seconded by Fellers and carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird; NAYS: Cook, Emery.

MANAGER APPLICATION OF BRIAN G. SHANDER FOR NEBRASKA ENTERTAINMENT INC. DBA LINCOLN GRAND CINEMA AT 1101 P ST. (2/10/14 - P.H. & ACTION CONT'D TO 3/3/14) - CLERK read the following resolution, introduced by Jon Camp, who moved it's adoption for approval:

A-88117 WHEREAS, Nebraska Entertainment Inc. dba Lincoln Grand Cinema located at 1101 P Street, Lincoln, Nebraska has been approved for a Retail Class "I" liquor license, and now requests that Brian G. Shander be named manager;

WHEREAS, Brian G. Shander 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 Brian G. Shander 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 CASEY'S RETAIL COMPANY DBA CASEY'S GENERAL STORE #2720 TO EXPAND ITS CLASS B LIQUOR LICENSE BY THE ADDITION OF AN AREA MEASURING APPROXIMATELY 12 FEET BY 40 FEET FOR A NEW LICENSED AREA DESCRIBED AS A ONE STORY BUILDING APPROXIMATELY 40 FEET BY 88 FEET LOCATED AT 1001 S. 13TH STREET - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-88118 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 Casey's Retail Company dba Casey's General Store #2720 to expand its licensed premises by the addition of an area measuring approximately 12 feet by 40 feet for a new licensed area described as a one story building approximately 40 feet by 88 feet located at 1001 S. 13th Street be approved with the condition that the premises complies in every respect with all City and State regulations

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

Introduced by Jon Camp

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

APPLICATION OF YO JAVA, INC. DBA MO JAVA CAFÉ & ROASTING CO. TO EXPAND ITS CLASS I LIQUOR LICENSE BY THE ADDITION OF AN AREA MEASURING APPROXIMATELY 17 FEET BY 40 FEET FOR A NEW LICENSED AREA DESCRIBED AS THE NORTHWEST SECTION APPROXIMATELY 62 FEET BY 40 FEET OF A TWO STORY BUILDING INCLUDING AN OUTDOOR AREA APPROXIMATELY 14 FEET BY 35 FEET LOCATED AT 2649 N. 48TH STREET - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-88119 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 Yo Java, Inc. dba Mo Java Café & Roasting Co. to expand its licensed premises by the addition of an area measuring approximately 17 feet by 40 feet for a new licensed area described as the northwest section approximately 62 feet by 40 feet of a two story building including an outdoor area approximately 14 feet by 35 feet located at 2649 N. 48th Street be approved with the condition that the Applicant provide adequate parking pursuant to the Lincoln Municipal Code and that the premises complies in every respect with all City and State regulations.

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

Introduced by Jon Camp

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

MANAGER APPLICATION OF ROGER PATTON FOR RISKY, INC. DBA RISKY'S SPORTS BAR & GRILL AT 4680 LEIGHTON AVENUE - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-88120 WHEREAS, Risky, Inc. dba Risky's Sports Bar & Grill located at 4680 Leighton Avenue, Lincoln, Nebraska has been approved for a Retail Class "C" liquor license, and now requests that Roger Patton be named manager;

WHEREAS, Roger Patton 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 Roger Patton 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.

MANAGER APPLICATION OF JILLIAN CARTER FOR GREENFIELD'S CAFÉ, INC. DBA GREENFIELD'S CAFÉ AT 7900 SOUTH 87TH STREET - PRIOR to reading:

CAMP Moved to Delay Public Hearing and Action one week to March 10, 2014.

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

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

VACATION NO. 13005 – VACATING THE NORTH 21 FEET OF HOLDREGE STREET RIGHT-OF-WAY FROM THE WEST RIGHT-OF-WAY LINE OF NORTH 20TH CIRCLE TO THE WEST PROPERTY LINE OF LOT 52, I.T. - CLERK read an ordinance, introduced by Jon Camp, vacating the north 21 feet of Holdrege Street right-of-way from the west right-of-way line of North 20<sup>th</sup> Circle to the west property line of lot 52, I.T. and retaining title thereto in the City of Lincoln, Lancaster County, Nebraska, the second time.

ADOPTING THE SUPPLEMENTS TO THE LINCOLN MUNICIPAL CODE DATED JUNE 2013 AND DECEMBER 2013 AS PART OF THE OFFICIAL LINCOLN MUNICIPAL CODE - CLERK read an ordinance, introduced by Jon Camp, adopting the supplements to the Lincoln Municipal Code dated June 2013 and December 2013 as part of the official Lincoln Municipal Code, the second time.

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 AMENDING CLASSIFICATION CODE 4020 TO REVISE THE CLASSIFICATION SPECIFICATION FOR ATHLETICS SUPERVISOR AS SET FORTH ON ATTACHMENT A - CLERK read an ordinance, introduced by Jon Camp, 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 amending Classification Code 4020 to revise the classification specifications for "Athletics Supervisor," the second time.

#### **PUBLIC HEARING - RESOLUTIONS**

APPROVING THE CITY OF LINCOLN REDEVELOPMENT AGREEMENT BETWEEN PIEDMONT SHOPPING CENTER, LLC, AND THE CITY OF LINCOLN FOR THE PIEDMONT SHOPPING CENTER REDEVELOPMENT PROJECT RELATING TO THE REDEVELOPMENT OF PROPERTY GENERALLY LOCATED AT 1265 SOUTH COTNER BOULEVARD. (DEVELOPER REQUESTS 1ST & 2ND READING (PUBLIC HEARING & ACTION) BE COMBINED ON 2/24/14) - PRIOR to reading:

COOK Moved to Amend Bill No. 14R-55 by accepting the substitute Exhibits "E", "G", "H-1" and "H-2" to replace Exhibits "E", "G", "H-1" and "H-2" currently attached to the Redevelopment Agreement attached to Bill No. 14R-55 as Attachment "A".

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

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CLERK Read the following resolution, introduced by Jon Camp, who moved its adoption as amended:  
A-88121 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the attached City of Lincoln Redevelopment Agreement for Piedmont Shopping Center, between the City of Lincoln, Nebraska and Piedmont Shopping Center, LLC, relating to the redevelopment of property described as Lot 1, Mark Plaza, Lincoln, Lancaster County, Nebraska, and generally located at 1265 South Cotner Boulevard, upon the terms and conditions set forth in said Redevelopment Agreement, which is attached hereto marked as Attachment "A", is hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

The City Clerk is directed to transmit one fully executed original of said Agreement to Rick Peo, Assistant City Attorney, for transmittal to Piedmont Shopping Center, LLC.

Introduced by Jon Camp

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

USE PERMIT 149A – APPLICATION OF YELLOW ROSES, LLC TO REDUCE THE REAR YARD SETBACK FROM 50 FEET TO 25 FEET AND TO REDUCE THE SIDE YARD SETBACK FROM 50 FEET TO 15 FEET FOR DEVELOPMENT OF COMMERCIAL SPACE ON PROPERTY GENERALLY LOCATED AT SOUTH 27TH STREET AND JAMIE LANE - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-88122 WHEREAS, Yellow Roses, LLC has submitted an application in accordance with Section 27.31.100 of the Lincoln Municipal Code designated as Use Permit No. 149A to amend the use permit for Stone Ridge Commercial Center to reduce the rear yard and west side yard setbacks on Lot 2 south of Jamie Lane for development of commercial space on property generally located at South 27th Street and Jamie Lane, legally described as follows:

Lot 1, Stone Ridge Estates 6th Addition, and Lots 4, 5, and 6, Stone Ridge Estates Commercial Center, Lincoln, Lancaster County, Nebraska;

WHEREAS, the real property adjacent to the area included within the site plan for this amendment to the use permit for commercial space will not be adversely affected; and

WHEREAS, said site plan together with the terms and conditions hereinafter set forth are consistent with the intent and purpose of Title 27 of the Lincoln Municipal Code to promote the public health, safety, and general welfare.

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

That the application of Yellow Roses, LLC, hereinafter referred to as "Permittee", to reduce the rear yard and west side yard setbacks on Lot 2 south of Jamie Lane for commercial development, be and the same is hereby granted under the provisions of Section 27.64.010(h) of the Lincoln Municipal Code upon condition that construction and operation of said commercial space be in substantial compliance with said application, the site plan, and the following additional express terms, conditions, and requirements:

1. This permit approves the reduction of the rear yard setback from 50 feet to 25 feet and the reduction of the west side yard setback from 50 feet to 15 feet on the lot south of Jamie Lane designated as Lot 2 on the site plan for Stone Ridge Estates Commercial Center.

2. Before receiving building permits, the Permittee shall cause to be prepared and submitted to the Planning Department a revised and reproducible final plot plan including five copies with all required revisions and documents as listed below:

- a. Remove the metes and bounds description and replace with revised legal.
- b. Add a note number 13 that parking is conceptual and will be reviewed at the time of building permit.
- c. Provide documentation from the Register of Deeds that the letter of acceptance as required by the approval of the special permit has been recorded.
- d. Remove the patio detail from the site plan.
- e. Show a six foot landscape area along Jamie Lane for parking lot screening.
- f. Revise the landscape plan on overall site plan to match the landscape plan submitted for Lot 2.
- g. Change the name from "Requested Waivers" to "Waivers" and add waivers as listed on the original approved site plan.
- h. Remove liquor setback line.
- i. On Lot 2 change "3,900 SF REST" and "8,500 SF RETAIL" to 12,000 square feet of Commercial.
- j. Add a Site Specific Note that, "A grading plan shall be submitted prior to building permit for Lot 2. The grading plan should indicate that the existing berms will remain in the 25 foot setback area along the south lot line and that they will be at least three feet higher than the elevation at the south edge of the parking lot."
- k. Add to Site Specific Notes that, "Existing plants will be relocated to the setback areas along the west and south, and additional evergreen trees and shrubs will be planted in the south setback area."

3. Before occupying buildings all development and construction must substantially comply with the approved plans.



4. All privately-owned improvements, including landscaping are to be permanently maintained by the Permittee or an appropriately established association approved by the City.

5. The physical location of all setbacks and yards, buildings, parking and circulation elements, and similar matters must be in substantial compliance with the location of said items as shown on the approved site plan.

6. The terms, conditions, and requirements of this resolution shall run with the land and be binding on the Permittee, its successors, and assigns.

7. The Permittee shall sign and return the letter of acceptance to the City Clerk. This step should be completed within 60 days following the approval of the use permit. The City Clerk shall file a copy of the resolution approving the use permit and the letter of acceptance with the Register of Deeds, filing fees therefor to be paid in advance by the Permittee. Building permits will not be issued unless the letter of acceptance has been filed.

8. The site plan as approved with this resolution voids and supersedes all previously approved site plans, however all resolutions approving previous permits remain in force unless specifically amended by this resolution.

Introduced by Jon Camp

Seconded by Christensen 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 FEBRUARY 1 - 15, 2014 - PRIOR to reading:

CAMP Moved to Amend Bill No. 14R-63 by removing Shere Lynn Sieckmeyer from the Resolution.

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 Jon Camp, who moved its adoption as amended:

A-88123 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the claims listed in the attached report, marked as Exhibit "A", dated February 18, 2014, 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 CLAIMS</u>		<u>ALLOWED/SETTLED CLAIMS</u>
Erika Hull	\$ 1,462.00	Rosalba Montiel &
Phoenix Loss Control		Roberto De La Rosa Santamaria \$3,167.30
o/b/o Time Warner Cable	4,963.43	
Nationwide Insurance Co.		
a/s/o Thelander LLC	12,074.27	
Mick Rodysill/Nationwide Insurance	2,505.50	
<del>Shere Lynn Sieckmeyer</del>	<del>NAS*</del>	
State of Nebraska	1,100.00	
James Funghini	52.94	
Mark Abele	50.00	

\* No Amount Specified

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

Introduced by Jon Camp

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

**PUBLIC HEARING - ORDINANCES - 3<sup>RD</sup> READING & RELATED RESOLUTIONS (as required)**

ANNEXATION NO. 13004 – AMENDING THE LINCOLN CORPORATE LIMITS MAP BY ANNEXING APPROX. 15.81 ACRES GENERALLY LOCATED AT HWY. 2 AND ASHBROOK DR. (RELATED ITEMS: 14-13, 14-14 & 14R-44) (2/10/14 - P.H. CONT'D (FOR NEW INFORMATION ONLY) & ACTION DELAYED TO 3/3/14) - PRIOR to reading:

COOK Moved to Delay Action for one week to March 10, 2014.

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

CLERK Read an ordinance, introduced by Doug Emery, 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.

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CHANGE OF ZONE NO. 13020 – APPLICATION OF LIVINGSTON INVESTMENTS FOR A CHANGE OF ZONE FROM AGR AGRICULTURAL RESIDENTIAL DISTRICT TO R-4 RESIDENTIAL ON PROPERTY GENERALLY LOCATED AT HWY. 2 AND ASHBROOK DR. (RELATED ITEMS: 14-13, 14-14 & 14R-44) (2/10/14 - P.H. CONT'D (FOR NEW INFORMATION ONLY) & ACTION DELAYED TO 3/3/14) - PRIOR to reading:

COOK Moved to Delay Action for one week to March 10, 2014.  
Seconded by Christensen & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

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 third time.

SPECIAL PERMIT NO. 13043 – APPROVING THE APPLICATION OF LIVINGSTON INVESTMENTS TO DEVELOP THE BROADMOOR ASHBROOK APARTMENTS COMMUNITY UNIT PLAN TO ALLOW UP TO 220 DWELLING UNITS WITH REQUESTED WAIVERS OF THE REQUIRED BLOCK LENGTH AND BUILDING HEIGHT ON PROPERTY GENERALLY LOCATED AT HWY. 2 AND ASHBROOK DR. (RELATED ITEMS: 14-13, 14-14 & 14R-44) (2/10/14 - P.H. CONT'D (FOR NEW INFORMATION ONLY) & ACTION DELAYED TO 3/3/14) - PRIOR to reading:

COOK Moved to Delay Action for one week to March 10, 2014.  
Seconded by Christensen & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

**ORDINANCES - 3<sup>RD</sup> READING & RELATED RESOLUTIONS (as required)**

AUTHORIZING THE PURCHASE AGREEMENT FOR THE SALE OF CITY OWNED PROPERTY GENERALLY LOCATED AT 1520 VAN DORN STREET TO KYLIE J. SCHILDT - PRIOR to reading:

GAYLOR BAIRD Moved to Amend Bill No. 14-17 to include the three Addendums to Purchase Agreement, the Authorization to Obtain Inspections and/or Services and the Acknowledgment of Disclosure as part of the Purchase Agreement attached as Attachment "A" to Bill No. 14-17.  
Seconded by Fellers & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

CLERK Read an ordinance, introduced by Leirion Gaylor Baird, approving a Purchase Agreement for the sale of property owned by the City of Lincoln and authorizing the transfer of the City owned property commonly known as 1520 Van Dorn Street to Kylie J. Schildt, the third time.

GAYLOR BAIRD Moved to pass the ordinance as amended.  
Seconded by Christensen and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.  
The ordinance, being numbered **#19993**, is recorded in Ordinance Book #28, Page .

APPROVING A REAL ESTATE SALES AGREEMENT BETWEEN THE CITY OF LINCOLN AND CYNTHIA OSTIGUIN FOR THE SALE OF CITY OWNED PROPERTY GENERALLY LOCATED AT 144 B STREET - CLERK read an ordinance, introduced by Leirion Gaylor Baird, approving a Real Estate Sales Agreement between the City of Lincoln and Cynthia Ostiguin authorizing the sale of City owned property described as the south 90 feet of Lot 12, Block 229, Original Plat of the City of Lincoln, Lancaster County, Nebraska, more commonly known as 144 B Street, the third time.

GAYLOR BAIRD Moved to pass the ordinance as read.  
Seconded by Christensen and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.  
The ordinance, being numbered **#19994**, is recorded in Ordinance Book #28, Page .

APPROVING A REAL ESTATE SALES AGREEMENT BETWEEN THE CITY OF LINCOLN AND NEIGHBORHOODS, INC. FOR THE SALE OF CITY OWNED PROPERTY GENERALLY LOCATED AT 2206 E STREET - CLERK read an ordinance, introduced by Leirion Gaylor Baird, approving a Real Estate Sales Agreement between the City of Lincoln and Neighborhoods, Inc. authorizing the sale of City owned property described as the south 96 feet of Lot 9, Block 5, Houtz Place, Lincoln, Lancaster County, Nebraska, more commonly known as 2206 E Street, the third time.

GAYLOR BAIRD Moved to pass the ordinance as read.  
Seconded by Christensen and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.  
The ordinance, being numbered **#19995**, is recorded in Ordinance Book #28, Page .

AMENDING CHAPTER 18.04 OF THE LINCOLN MUNICIPAL CODE RELATING TO CONSTRUCTION REQUIREMENTS TO BRING SAID CHAPTER INTO CONFORMANCE WITH NEB. REV. STAT. §15-905 BY AMENDING SECTION 18.04.010 TO DELETE A REFERENCE TO FARMSTEADS; REPEALING SECTION 18.04.020 (FARMSTEAD DEFINED); AMENDING SECTION 18.04.080 TO CORRECT A SECTION REFERENCE; AND AMENDING SECTION 18.04.090 TO EXEMPT CITIES AND VILLAGES WITHIN THREE MILES OF THE CORPORATE LIMITS OF THE CITY OF LINCOLN UNLESS SUCH CITIES AND VILLAGES CONSENT - CLERK read an ordinance, introduced by Leirion Gaylor Baird, amending Chapter 18.04 of the Lincoln Municipal Code relating to Construction Requirements to bring said chapter into conformance with Neb. Rev. Stat. §15-905 by amending Section 18.04.010 to delete a reference to farmsteads; repealing Section 18.04.020 (Farmstead Defined); amending Section 18.04.080 to correct a section reference; and amending Section 18.04.090 to exempt cities and villages within three miles of the corporate limits of the City of Lincoln unless such cities and villages consent; and repealing Sections 18.04.010, 18.04.080 and 18.04.090 of the Lincoln Municipal Code as hitherto existing, the third time.

GAYLOR BAIRD Moved to pass the ordinance as read.

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

The ordinance, being numbered #19996, is recorded in Ordinance Book #28, Page .

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

AUTHORIZING THE ISSUANCE OF TAX ALLOCATION BONDS WITH A TOTAL NOT TO EXCEED \$175,000.00 FOR THE CITY OF LINCOLN, CASE, CASE AND CASE REDEVELOPMENT PROJECT IN GREATER DOWNTOWN LINCOLN. (RELATED ITEMS: 14-24, 14R-65, 14R-66) - CLERK read an ordinance, introduced by Roy Christensen, 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 \$175,000 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 Case, Case and Case 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.

AMENDING THE FY 13/14 CIP TO AUTHORIZE AND APPROPRIATE \$175,000 IN TIF FUNDS FOR THE CASE, CASE AND CASE REDEVELOPMENT PROJECT ON PRIVATE PROPERTY GENERALLY LOCATED AT 1421 P STREET AND ADJACENT RIGHTS OF WAY IN GREATER DOWNTOWN LINCOLN. (RELATED ITEMS: 14-24, 14R-65, 14R-66)

APPROVING THE CASE, CASE AND CASE REDEVELOPMENT PROJECT REDEVELOPMENT AGREEMENT BETWEEN TB RENTALS, LLC AND THE CITY OF LINCOLN RELATING TO THE REDEVELOPMENT OF PRIVATE PROPERTY GENERALLY LOCATED AT 1421 P STREET AND ADJACENT RIGHTS OF WAY IN GREATER DOWNTOWN LINCOLN. (RELATED ITEMS: 14-24, 14R-65, 14R-66)

AMENDING THE PAY SCHEDULE FOR THE EMPLOYEE GROUP WHOSE CLASSIFICATIONS ARE ASSIGNED TO THE PAY RANGE PREFIXED BY THE LETTER "A" BY CHANGING THE PAY RANGE OF PARKS OPERATIONS COORDINATOR - CLERK read an ordinance, introduced by Roy Christensen, 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 amending the pay range of the job classification of Parks Operations Coordinator from (A12) to (A13), the first time.

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

SPECIAL PERMIT NO. 14001 – APPLICATION OF LUTHERAN FAMILY SERVICES OF NEBRASKA, INC. FOR AUTHORITY TO OPERATE A NON-RESIDENTIAL HEALTH CARE FACILITY, INCLUDING WAIVERS TO THE FRONT AND SIDE YARD LANDSCAPING AND TO REDUCE THE FRONT, SIDE AND REAR YARD SETBACKS FOR THE EXISTING BUILDING AND PARKING LOT, ON PROPERTY GENERALLY LOCATED AT SOUTH 17TH STREET AND SOUTH STREET.

CONCURRING WITH THE NEBRASKA DEPARTMENT OF ROADS SELECTION OF WATTS ELECTRIC COMPANY AS LOWEST BIDDER AND AUTHORIZING EXECUTION OF THE CONSTRUCTION CONTRACT BETWEEN THE CITY AND WATTS ELECTRIC COMPANY TO BE FUNDED IN PART WITH FEDERAL TRANSPORTATION ENHANCEMENTS PROGRAM FUNDS FOR CONSTRUCTION OF PROJECT NO. ENH-58266(2), WEST “O” HISTORIC HIGHWAY PROJECT.

**OPEN MICROPHONE - NONE**

**ADJOURNMENT**

**5:14 P.M.**

CAMP            Moved to adjourn the City Council Meeting of March 3, 2014.  
                      Seconded by Fellers & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

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Teresa J. Meier, City Clerk

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Amy Hana Huffman, Office Specialist