

**THE MINUTES OF THE CITY COUNCIL MEETING HELD
MONDAY, APRIL 14, 2014 AT 3:00 P.M.**

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

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.

MAYOR'S AWARD OF EXCELLENCE

Mayor Beutler came forward to present the Award of Excellence for the month of March, 2014 to Fred Ehrlich, an Equipment Operator in the Parks and Recreation Department, in the categories of customer relations and productivity. Mr. Ehrlich temporarily took on the duties of the Southwest District Parks Supervisor at the height of the busy season, when Pinewood Bowl activities were beginning. His experience contributed to the efficient coordination of multiple contractors and Department personnel in the installation of more than two miles of new concrete paths at Pioneers Park. Nominator, Matt Mittelstadt, said Ehrlich provided insight, leadership and direction during this time of transition. He cares about others and sets a great example.

Matt Mittelstadt, District Parks Supervisor, came forward to personally thank Mr. Ehrlich and to express appreciation for his knowledge and guidance.

Jerry Shorney, Superintendent of Parks/Operations, came forward to state that Mr. Ehrlich has a great work ethic and is a proven great crew leader. He continues to be key personnel with many Parks projects.

Fred Ehrlich, Parks and Recreation, came forward to humbly accept his award and to thank his coworkers and wife.

**RECENT AWARDS TO CITY PROJECTS FROM THE
COMMERCIAL REAL ESTATE SUMMIT AND
AMERICAN PLANNING ASSOCIATION**

Mayor Beutler came forward to announce that the Pinnacle Bank Arena was the recipient of the prestigious Development of the Year award at the Commercial Real Estate Summit in Omaha. It is a real breakthrough for Lincoln and an opportunity to grow towards the future alongside Omaha.

Christy Eichorn, Vice President of the local chapter of the American Planning Association, came forward to present the Charleston-Ptak Distinguished Leadership Award to Mayor Beutler for his role in advancing positive planning principles and economic growth, and to the Lower Platte South Natural Resource District (LPSNRD) for their long-term planning and implementation of the Antelope Valley Project, which has become much more than a flood plain project.

Mayor Beutler came forward to thank Council and the hundreds of citizens that helped to make these projects possible.

Glenn Johnson, General Manager, LPSNRD, and Greg Osborn, Director of LPSNRD Board, came forward to state Antelope Valley was a JAVA project involving the City, the University, and the Natural Resource District, hundreds of people, and multiple years of planning. Its success could be seen the past weekend, when the community enjoyed Earth Day festivities in Union Plaza one day, and the next day, the flood control functions were working during heavy rains.

READING OF THE MINUTES

COOK Having been appointed to read the minutes of the City Council proceedings of April 7, 2014, reported having done so, found same correct.

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

PUBLIC HEARING

APPLICATION OF LBR INVESTMENTS, LLC DBA THE NORMANDY FOR A CLASS I LIQUOR LICENSE AT 2785 S. 17TH STREET;

MANAGER APPLICATION OF RENEE L. DEVILLIERS FOR LBR INVESTMENTS, LLC DBA THE NORMANDY AT 2785 S. 17TH STREET - Renee DeVilliers, 2785 S. 17th Street, came forward to take the oath and answer questions. The Normandy was located in the Railyard but relocated in February to this venue, which is better suited to the casual French bistro. Liquor sales make up approximately ten to fifteen percent of sales.

This matter was taken under advisement.

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APPLICATION OF MSKDJ, INC. DBA SCHILLINGBRIDGE CORK & TAP HOUSE FOR A CLASS CK LIQUOR LICENSE AT 575 FALLBROOK BOULEVARD, SUITE 109;
MANAGER APPLICATION OF DALLAS M. SCHILLING FOR MSKDJ, INC. DBA SCHILLINGBRIDGE CORK & TAP HOUSE AT 575 FALLBROOK BOULEVARD, SUITE 109 - Dallas M. Schilling, 575 Fallbrook Boulevard, came forward to take the oath and answer questions. Schillingbridge is a family company already running out of Pawnee City. They are now expanding and bringing their brand of craft beer to Lincoln within a full restaurant.

This matter was taken under advisement.

AUTHORIZING THE TRANSFER OF AN AMOUNT NOT TO EXCEED \$70,000 FROM THE FAST FORWARD FUND TO THE AIRPORT ENTRYWAY CORRIDOR IMPROVEMENT PROJECT FOR INSTALLATION OF A RIGHT-TURN LANE INTO THE WEST PLANT ENTRANCE TO THE ZOETIS FACILITY AT 601 WEST CORNHUSKER HIGHWAY - Mike Lang, Economic Development Coordinator, came forward to state that Zoetis is introducing a new product line, creating thirty new jobs and making a significant investment in Lincoln and in their facility. As a result, there will be an increase in truck traffic. This turn lane will increase safety and convenience. In answer to Council questions, Mr. Lang stated that certain criteria must be met for use of these funds; and this project fulfills those requirements
Discussion followed.

Kyle Fischer, Public Policy Specialist, Lincoln Chamber of Commerce, 1135 M Street, came forward to state that Zoetis is a great asset to our community. This philanthropic global company creates jobs and invests millions of dollars locally. This is a very appropriate use of these funds.

Dave Koncak, Director of Engineering and Logistics, came forward to state that Zoetis is enthusiastic about Lincoln and looks forward to continuing operations here.

This matter was taken under advisement.

APPROVING THE RECREATIONAL TRAILS PROGRAM PROJECT AGREEMENT BETWEEN THE CITY OF LINCOLN AND THE NEBRASKA GAME AND PARKS COMMISSION FOR A RECREATIONAL TRAILS PROGRAM PROJECT GRANT TO RENOVATE THE BILLY WOLFF TRAIL BETWEEN RANDOLPH AND 27TH STREETS - Terry Genrigch, Parks and Recreation Department, came forward to state that this section of the Billy Wolff trail is one of the last that needs to be replaced. The concrete will be replaced and it will be a new, ten-foot wide trail running from A Street to Devaney when complete.

This matter was taken under advisement.

APPROVING AN INTERLOCAL COOPERATION AGREEMENT BETWEEN THE CITY OF LINCOLN AND THE GOVERNING BOARDS OF PUBLIC SAFETY ANSWERING POINTS IN THE COUNTIES OF CASS, FILLMORE, GAGE, JEFFERSON, JOHNSON, LANCASTER, NEMAHA, OTOE, PAWNEE, RICHARDSON, SALINE, SEWARD, THAYER AND YORK TO ESTABLISH A SOUTHEAST 911 GOVERNING COMMITTEE FOR COORDINATED REGIONAL 911 COMMUNICATIONS CAPABILITIES FOR A TWO YEAR TERM - Julie Righter, Communications Coordinator for the Emergency Communications Center, came forward to state that this interlocal agreement provides for the cooperation of all of the counties that are considered to be part of this communications region. A consultant will assess what the fourteen counties have, and make recommendations for replacement equipment and connectivity between the centers. Discussion followed.

This matter was taken under advisement.

APPLICATION OF BISON INC. FOR USE OF PUBLIC RIGHT-OF-WAY TO CONSTRUCT A PORTION OF A LOADING DOCK RAMP ON THE NORTHWEST CORNER OF SOUTH 6TH AND L STREET - Charles Baker, Public Works and Utilities Department, came forward to state L Street is vacated to the west, and 6th Street is vacated to the north. This is the same area currently in use by Bison, Inc., and they are now making improvements to accommodate new manufacturing the company has taken on. This will lower the dock to allow for better access for vehicles. There will be no change to traffic flow. Discussion followed.

Larry Chilese, Larry A. Chilese Architects, Inc., was on hand to answer questions.

This matter was taken under advisement.

COUNCIL ACTION

REPORTS OF CITY OFFICERS

REAPPOINTING TODD FITZGERALD TO THE PARKS AND RECREATION ADVISORY BOARD FOR A TERM EXPIRING APRIL 27, 2015 - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-88169 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That the reappointment of Todd Fitzgerald to the Parks and Recreation Advisory Board for a term expiring April 27, 2015, is hereby approved.

Introduced by Jon Camp

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

REAPPOINTING JAMES CROOK TO THE PARKS AND RECREATION ADVISORY BOARD FOR A TERM EXPIRING APRIL 27, 2016 - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-88170 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That the reappointment of James Crook to the Parks and Recreation Advisory Board for a term expiring April 27, 2016, is hereby approved.

Introduced by Jon Camp

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

REAPPOINTING BRADLEY BRANDT, SUSAN DEITCHLER, ANNE B. PAGEL AND JEFFREY E. SCHWEBKE TO THE PARKS AND RECREATION ADVISORY BOARD FOR TERMS EXPIRING APRIL 27, 2017 - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-88171 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That the reappointments of Bradley Brandt, Susan Deitchler, Anne B. Pagel and Jeffrey E. Schwebke to the Parks and Recreation Advisory Board for terms expiring April 27, 2017, are hereby approved.

Introduced by Jon Camp

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

APPOINTING ANGOK ALWIR TO THE MULTICULTURAL ADVISORY COMMITTEE FOR A TERM EXPIRING SEPTEMBER 18, 2015 - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-88172 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That the appointment of Angok Alwir to the Multicultural Advisory Committee for a term expiring September 18, 2015, is hereby approved.

Introduced by Jon Camp

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

REAPPOINTING VANCE BEHRENS TO THE BUILDING CODE BOARD OF APPEALS FOR A TERM EXPIRING APRIL 1, 2017 - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-88173 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That the reappointment of Vance Behrens to the Building Code Board of Appeals for a term expiring April 1, 2017, is hereby approved.

Introduced by Jon Camp

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

APPOINTING GREG SHINAUT TO THE BUILDING CODE BOARD OF APPEALS FOR A TERM EXPIRING APRIL 1, 2017 - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-88174 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That the appointment of Greg Shinaut to the Building Code Board of Appeals for a term expiring April 1, 2017, is hereby approved.

Introduced by Jon Camp

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

REAPPOINTING DR. JACQUELYN MILLER TO THE LINCOLN-LANCASTER COUNTY BOARD OF HEALTH FOR A TERM EXPIRING APRIL 15, 2017 - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-88175 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That the reappointment of Dr. Jacquelyn Miller to the Lincoln-Lancaster County Board of Health for a term expiring April 15, 2017, is hereby approved.

Introduced by Jon Camp

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

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RESOLUTION APPROVING THE DISTRIBUTION OF FUNDS REPRESENTING INTEREST EARNINGS ON SHORT-TERM INVESTMENTS OF IDLE FUNDS DURING THE MONTH ENDED FEBRUARY 28, 2014 - CLERK read the following resolution, introduced by Jonathan Cook, who moved its adoption:

A-88176 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That during the month ended February 28, 2014 \$171,263.65 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 ration that such balance bears to the total of all fund balances.

Introduced by Jonathan Cook

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

REQUEST OF PUBLIC WORKS TO SET THE HEARING DATE OF MONDAY, APRIL 28, 2014, AT 5:30 P.M. AND PLACE ON THE FORMAL CITY COUNCIL AGENDA THE FOLLOWING:

14-29 PROVIDE AUTHORITY TO CREATE AND ORDER CONSTRUCTED A WATER DISTRICT IN H STREET FROM 26TH TO 27TH STREET - Approved, 6-0.

CLERK'S LETTER AND MAYOR'S APPROVAL OF RESOLUTIONS AND ORDINANCES PASSED BY THE CITY COUNCIL ON MARCH 31, 2014 - CLERK presented said report which was placed on file in the Office of the City Clerk. **(27-1)**

AFFIDAVIT OF MAILING FOR BOARD OF EQUALIZATION - COLLEGE VIEW BUSINESS IMPROVEMENT DISTRICT - CLERK presented said report which was placed on file in the office of the City Clerk.

AFFIDAVIT OF MAILING FOR BOARD OF EQUALIZATION - HAVELOCK BUSINESS IMPROVEMENT DISTRICT - CLERK presented said report which was placed on file in the office of the City Clerk.

AFFIDAVIT OF MAILING FOR BOARD OF EQUALIZATION - NORTH 27TH STREET BUSINESS IMPROVEMENT DISTRICT - CLERK presented said report which was placed on file in the office of the City Clerk.

AFFIDAVIT OF MAILING FOR BOARD OF EQUALIZATION - SOUTH STREET BUSINESS IMPROVEMENT DISTRICT - CLERK presented said report which was placed on file in the office of the City Clerk.

AFFIDAVIT OF MAILING FOR BOARD OF EQUALIZATION - UNIVERSITY PLACE BUSINESS IMPROVEMENT DISTRICT - CLERK presented said report which was placed on file in the office of the City Clerk.

PETITIONS & COMMUNICATIONS

SETTING THE HEARING DATE OF MONDAY, APRIL 28, 2014 AT 5:30 P.M. ON THE APPLICATION OF JAMES ARTHUR VINEYARDS DBA JAMES ARTHUR VINEYARDS FOR A CLASS YK (RESTRICTED FARM WINERY OUTLET) AT 803 Q STREET - CLERK read the following resolution, introduced by Jonathan Cook, who moved its adoption:

A-88177 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, April 28, 2014, at 5:30 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th Street, Lincoln, NE for the application of James Arthur Vineyards dba James Arthur Vineyards for a Class YK liquor license located at 803 Q Street.

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

Introduced by Jonathan Cook

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

SETTING THE HEARING DATE OF MONDAY, APRIL 28, 2014 AT 5:30 P.M. FOR THE APPLICATION OF ANDY'S EXPRESS, LLC DBA ANDY'S EXPRESS FOR A CLASS D LIQUOR LICENSE LOCATED AT 8511 S. 33RD STREET - CLERK read the following resolution, introduced by Jonathan Cook, who moved its adoption:

A-88178 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, April 28, 2014, at 5:30 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th Street, Lincoln, NE for the application of Andy's Express, LLC dba Andy's Express for a Class D liquor license located at 8511 S. 33rd Street.

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

Introduced by Jonathan Cook

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

SETTING THE HEARING DATE OF MONDAY, APRIL 28, 2014 AT 5:30 P.M. FOR THE MANAGER APPLICATION OF DANA POST FOR GOKIE ENTERPRISES, INC. DBA FAST MART LOCATED AT 6835 N. 27TH STREET - CLERK read the following resolution, introduced by Jonathan Cook, who moved its adoption:

A-88179 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, April 28, 2014, at 5:30 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th Street, Lincoln, NE for the manager application of Dana Post for Gokie Enterprises, Inc. dba Fast Mart located at 6835 N. 27th Street.

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

Introduced by Jonathan Cook

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

PLACED ON FILE IN THE OFFICE OF THE CITY CLERK:

Administrative Amendment No. 14012 to Special Permit No. 544, Glenbrook Townhomes, approved by the Planning Director on April 1, 2014, requested by Ron Rogers, to add a community building on property generally located at Portia St. and Knox St.

REFERRED TO PLANNING DEPARTMENT:

Change of Zone No. 14004 - Requested by Mike and Carla Wachal, from AGR Agricultural Residential District to H-4 General Commercial District on property generally located at the northwest corner of the intersection of South 70th Street and Pine Lake Road.

Change of Zone No. 14005 - Requested by the Director of Planning, from AG Agricultural District to R-3 Residential District on property generally located at South 88th Street and Pioneers Boulevard.

Special Permit No. 14003 - Requested by Mike and Carla Wachal for a Planned Service Commercial special permit to allow mini- warehousing and approximately 20,000 square feet of office floor area on property generally located at the northwest corner of South 70th Street and Pine Lake Road.

LIQUOR RESOLUTIONS

APPLICATION OF BLUE BLOOD BREWING COMPANY, INC. DBA BLUE BLOOD BREWING COMPANY FOR THE ADDITION OF A CATERING LICENSE TO ITS CLASS L LIQUOR LICENSE AT 500 W. SOUTH STREET, SUITE 8 - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-88180 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 Blood Brewing Company, Inc. dba Blue Blood Brewing Company for the addition of a catering license to its existing Class L liquor license located at 500 W. South Street, Suite 8, 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 Gaylor Baird and carried by the following vote: AYES: Camp, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None; ABSENT: Christensen.

APPLICATION OF LBR INVESTMENTS, LLC DBA THE NORMANDY FOR A CLASS I LIQUOR LICENSE AT 2785 S. 17TH STREET - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-88181 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 LBR Investments, LLC dba The Normandy for a Class "I" liquor license at 2785 S. 17th Street, Lincoln, Nebraska, for the license period ending April 30, 2015, 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 Gaylor Baird and carried by the following vote: AYES: Camp, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None; ABSENT: Christensen.

MANAGER APPLICATION OF RENEE L. DEVILLIERS FOR LBR INVESTMENTS, LLC DBA THE NORMANDY AT 2785 S. 17TH STREET - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-88182 WHEREAS, LBR Investments, LLC dba The Normandy located at 2785 S. 17th Street, Lincoln, Nebraska has been approved for a Retail Class "I" liquor license, and now requests that Renee L. deVilliers be named manager;

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

APPLICATION OF MSKDJ, INC. DBA SCHILLINGBRIDGE CORK & TAP HOUSE FOR A CLASS CK LIQUOR LICENSE AT 575 FALLBROOK BOULEVARD, SUITE 109 - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-88183 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 MSKDJ, Inc. dba Schillingbridge Cork & Tap House for a Class "CK" liquor license at 575 Fallbrook Blvd., Suite 109, 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 Gaylor Baird and carried by the following vote: AYES: Camp, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None; ABSENT: Christensen.

MANAGER APPLICATION OF DALLAS M. SCHILLING FOR MSKDJ, INC. DBA SCHILLINGBRIDGE CORK & TAP HOUSE AT 575 FALLBROOK BOULEVARD, SUITE 109 - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-88184 WHEREAS, MSKDJ, Inc. dba Schillingbridge Cork & Tap House located at 575 Fallbrook Boulevard, Suite 109, Lincoln, Nebraska has been approved for a Retail Class "CK" liquor license, and now requests that Dallas M. Schilling be named manager;

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

ORDINANCES - 2ND READING & RELATED RESOLUTIONS (as required) - NONE

PUBLIC HEARING - RESOLUTIONS

AUTHORIZING THE TRANSFER OF AN AMOUNT NOT TO EXCEED \$70,000 FROM THE FAST FORWARD FUND TO THE AIRPORT ENTRYWAY CORRIDOR IMPROVEMENT PROJECT FOR INSTALLATION OF A RIGHT-TURN LANE INTO THE WEST PLANT ENTRANCE TO THE ZOETIS FACILITY AT 601 WEST CORNHUSKER HIGHWAY - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-88185 WHEREAS, pursuant to Resolution No. A-84988, there was established Fund No. 230, designated as the Fast Forward Fund, the purpose of which is to make funds available for economic development and/or infrastructure projects where there is a demonstrated benefit to the community and/or where an incentive or incentives can positively influence the outcome of a project; and

WHEREAS, pursuant to Resolution No. A-84988, any project funded by the Fast Forward Fund relating to a business shall be required to show (1) that new employees added as a result of the project will meet a median wage requirement that is 120% of the county average wage or greater and (2) that the business derives 50% or more of its revenue from outside the county; and

WHEREAS, Zoetis LLC ("Zoetis"), a well-known employer of approximately 550 people in the City of Lincoln, desires to expand its facilities in the City near the Lincoln Municipal Airport on West Cornhusker Highway; and

WHEREAS, the facilities expansion project ("Project") calls for the construction of an advanced manufacturing facility costing approximately \$29 million, seeks to employ an additional 30 people with a total annual compensation package for these employees of approximately \$52,000.00 per employee (\$19 per hour plus benefits); and

WHEREAS, Zoetis has requested the City to support the Project by funding and installing a right-turn lane into Zoetis' west plant entrance to protect the safety of the general public, Zoetis employees and suppliers.

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

1. The request by Zoetis for the City to support the Project by funding and installing a right-turn lane into Zoetis' west plant entrance, subject to the qualifications set forth below, meets the criteria necessary to expend funds from Fund No. 230, the Fast Forward Fund.

2. Good cause has been shown for deviation from the Fast Forward Fund Criterion in Budget Resolution A-85490 requiring that any project relating to a business shall be required to show that new employees added as a result of the project meet a median wage that is 120% of the Lancaster County average wage.

3. Evidence provided to the Council demonstrates that Zoetis meets the Fast Forward Fund Criterion that Zoetis derives 50% or more of its revenue from outside the County.

4. Based on the findings stated above, Zoetis is qualified and meets the criteria for the City's support of the Project to fund and install the right-turn lane on City of Lincoln controlled property into their west plant entrance.

5. There is hereby appropriated the sum of not to exceed \$70,000.00 from Fund No. 230, the Fast Forward Fund, to be incorporated in the Airport Entryway Corridor Improvement Project budget subject to the following terms and conditions:

a. Costs expended by the City for the right-turn lane shall not exceed \$70,000.00 without further Council approval.

b. Zoetis shall provide verification satisfactory to the City that 30 or more new employees have been hired within three years of the installation of the right-turn lane as a result of this Project, with compensation packages for all such new employees of approximately \$52,000.00 per year.

c. Zoetis shall submit a letter agreement to the City stating that in the event Zoetis fails to complete or comply with any of its obligations hereunder, then Zoetis shall repay the City all monies expended on behalf of Zoetis related to the right-turn lane, with interest at the rate of 4% per annum beginning from the time of disbursement hereunder.

Introduced by Jon Camp

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

APPROVING THE RECREATIONAL TRAILS PROGRAM PROJECT AGREEMENT BETWEEN THE CITY OF LINCOLN AND THE NEBRASKA GAME AND PARKS COMMISSION FOR A RECREATIONAL TRAILS PROGRAM PROJECT GRANT TO RENOVATE THE BILLY WOLFF TRAIL BETWEEN RANDOLPH AND 27TH STREETS - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-88186 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the Recreational Trails Program Project Agreement between the City of Lincoln and the Nebraska Game and Parks Commission for a Recreational Trails Program Project grant to renovate the Billy Wolff Trail between Randolph and 27th Streets, a copy of which is attached hereto marked as Attachment "A" and made a part hereof by reference, is hereby approved and the Mayor is authorized to execute said Project Agreement on behalf of the City.

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The City Clerk is hereby directed to transmit an executed original Project Agreement to Lynn Johnson, Director of Parks and Recreation Department, for transmittal to the Nebraska Game and Parks Commission.

Introduced by Jon Camp

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

ACCEPTING THE REPORT OF NEW AND PENDING CLAIMS AGAINST THE CITY AND APPROVING DISPOSITION OF CLAIMS SET FORTH FOR THE PERIOD OF MARCH 16-31, 2014 - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-88187 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 April 1, 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>	
Kelly & Thomas Michener	\$1,350.45	Justin Huebert	\$ 4,866.58
Linda Buresh	NAS*	Kimberly Newman	11,926.32
		Nationwide Insurance Co. a/s/o	
		Kimberly Newman	1,761.55
		Rebecca Lile & Brad Rodaway	6,300.00
		Robert Royster Jr.	4,800.00
		Natalie Faden	2,117.87
		Adam Tunink	1,462.91
		Bert & Betty Gaines	3,503.66
		Harold Kunkee	40.00
		Rhonda Bothe	2,791.11

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

APPROVING AN INTERLOCAL COOPERATION AGREEMENT BETWEEN THE CITY OF LINCOLN AND THE GOVERNING BOARDS OF PUBLIC SAFETY ANSWERING POINTS IN THE COUNTIES OF CASS, FILLMORE, GAGE, JEFFERSON, JOHNSON, LANCASTER, NEMAHA, OTOE, PAWNEE, RICHARDSON, SALINE, SEWARD, THAYER AND YORK TO ESTABLISH A SOUTHEAST 911 GOVERNING COMMITTEE FOR COORDINATED REGIONAL 911 COMMUNICATIONS CAPABILITIES FOR A TWO YEAR TERM - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-88188 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the Interlocal Cooperation Agreement between the City of Lincoln and the governing boards of Public Safety Answering Points in the counties of Cass, Fillmore, Gage, Jefferson, Johnson, Lancaster, Nemaha, Otoe, Pawnee, Richardson, Saline, Seward, Thayer and York to establish a Southeast 911 governing committee for coordinated regional 911 communications capabilities, upon the terms and conditions as set forth in said Agreement, which is attached hereto marked as Attachment "A" and made a part hereof by reference, is hereby accepted and approved and the Mayor is authorized to execute said Agreement on behalf of the City.

The City Clerk is directed to send a copy of this Resolution and one fully executed Agreement to Marcee Brownlee, Assistant City Attorney, for transmittal to the parties.

Introduced by Jon Camp

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

APPLICATION OF BISON INC. FOR USE OF PUBLIC RIGHT-OF-WAY TO CONSTRUCT A PORTION OF A LOADING DOCK RAMP ON THE NORTHWEST CORNER OF SOUTH 6TH AND L STREET - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-88189 WHEREAS, Bison, Inc. has submitted an application for a permit to use the public right-of-way on the northwest corner of South 6th Street and L Street for construction of a portion of a loading dock ramp for the property at 540 L Street; and

WHEREAS, the applicant has submitted a letter of application and a site plan which are attached hereto, marked as Exhibit "A" and Exhibit "B" respectively, and made a part of this resolution by reference, to use the public right-of-way as above described; and

WHEREAS, said applicant has complied with all of the provisions of Chapter 14.54 of the Lincoln Municipal Code pertaining to such use.

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

That the application aforesaid of Bison, Inc. to use the public right-of-way on the northwest corner of South 6th Street and L Street for the purpose of constructing a portion of a loading dock ramp, be granted as a privilege only by virtue of and subject to strict compliance with the site plan, the letter of application, and the following terms and conditions:

1. That the permission herein granted is granted as a privilege only, and is subject to all the terms and conditions of Chapter 14.54 of the Lincoln Municipal Code including those provisions relating to the posting of a continuing bond in the amount of \$5,000, the filing of a certificate of insurance with a minimum combined single limit of \$500,000.00 aggregate for any one occurrence, and the payment of the annual fee for the use of the surface of the public right-of-way.

2. That said use shall be in full accordance with the aforesaid application, the site plan filed therewith, and with all applicable City ordinances and regulations.

3. The applicant, its heirs, successors or assigns shall save and keep the City free and harmless from any and all loss or damages or claims for damages arising from or out of the use of the public way requested herein.

4. All work done under the authority of this resolution shall be subject to the inspection and approval of the Director of Public Works of the City of Lincoln. Prior to the start of any construction activities, the applicant shall or shall cause its contractor to contact Diggers Hotline of Nebraska for all utilities locations. In addition, prior to the start of any construction activities, the applicant shall or shall cause its contractor to request and receive all required permits for construction of the ramp.

5. The use of the public way herein granted and the terms and conditions of this resolution shall be binding and obligatory upon the above-named applicant, its successors and assigns.

6. Within thirty (30) days from the adoption of this resolution, and before commencing any construction under the provisions hereof, the above-named applicant shall file an unqualified written acceptance of all the terms and conditions of this resolution with the City Clerk. Failure to do so will be considered a rejection hereof and all privileges and authorities hereunder granted shall thereupon automatically terminate.

Introduced by Jon Camp

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

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

VACATION NO. 14001 – VACATING THE NORTH-SOUTH ALLEY AND THE CONNECTION THERETO BETWEEN NORTH 14TH STREET AND CENTENNIAL MALL NORTH - PRIOR to reading:

FELLERS Moved to Delay Action on Bill No. 14-27 for one week to April 21, 2014.

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

CLERK Read an ordinance, introduced by, Jonathan Cook, vacating the north-south alley and connection thereto between North 14th Street and Centennial Mall North and retaining title thereto in the City of Lincoln, Lancaster County, Nebraska, for the third time.

AMENDING CHAPTER 9.30 OF THE LINCOLN MUNICIPAL CODE, DONATION BOXES, TO REMOVE REQUIREMENTS FOR PERMITS, OWNERSHIP BY CHARITIES OR USE OF A PRESCRIBED PORTION OF PROCEEDS FOR CHARITABLE PURPOSES, AND REQUIRING CERTAIN INFORMATIONAL DISCLOSURES - PRIOR to reading:

FELLERS Moved to Amend Bill No. 14-30S as follows:

On page 3, delete the language of subsection 9.309030 (a)(2) [the last paragraph on page 3], and insert in lieu thereof the following:

(2) The name, address, and telephone number of each Person that will receive the contributions of property deposited in the Donation Box or any proceeds from the sale of the contributions. The disclosure shall appear on the Donation Box as follows: "CONTRIBUTIONS OR PROCEEDS FROM THEIR SALE GO TO THE FOLLOWING: [List name, address and telephone of each Person that receives contributions or proceeds from the sale of contributions]."

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

FELLERS Moved to Amend Bill No. 14-30S as follows:

On page 3, in the last line of subsection 9.30.030 (a)(1) delete the words SERVICED BY, and insert in lieu thereof the following: "FOR SERVICE AND REPAIR CALL".

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

CAMP Stated that the intent of this ordinance is appreciated, but he has reservations about overreach on the part of Council. He requested to abstain.

EMERY Questioned the validity of abstention when there is lack of conflict of interest.

Rod Confer, City Attorney, came forward to clarify that the requirements for abstention are financial conflict of interest, or belief of conflict of interest on the part of the Council member.

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FELLERS Moved to amend Bill No. 14-30 by accepting Bill No. 14-30S.
Seconded by Cook and carried by the following vote: AYES: Cook, Emery, Eskridge, Fellers,
Gaylor Baird; NAYS: Camp; ABSENT: Christensen.

CLERK Read an ordinance, introduced by Trent Fellers, amending Chapter 9.30 of the Lincoln Municipal Code Relating to donation Boxes by amending Section 9.30.010 relating to Definitions to set forth definitions of additional terms; repealing Section 9.30.020 relating to Legislative Intent; amending Section 9.30.030 relating to Prohibitions, to delete requirements for permits and prescribing percentage of proceeds that must be used for charitable purposes, and adding provisions requiring Disclosures on Donation Boxes and prohibiting Deceptive Representations; amending Section 9.30.040 relating to Permits, by deleting any requirement for a separate Donation Box Permit; amending Section 9.30.050 relating to Enforcement; Penalties; Injunction, to delete provisions making owners of property responsible for violations on their properties and provisions requiring Donation Box Permits; and repealing Section 9.30.060 relating to Exemptions; and repealing Sections 9.30.010, 9.30.030, 9.30.040, and 9.30.050 of the Lincoln Municipal Code as hitherto existing, the third time.

FELLERS Moved to pass the substitute ordinance as amended.
Seconded by Cook and carried by the following vote: AYES: Cook, Emery, Eskridge, Fellers,
Gaylor Baird; NAYS: Camp; ABSENT: None.
The ordinance, being numbered **#20006**, is recorded in Ordinance Book #29, Page .

APPROVING A CONTRACT BETWEEN THE CITY AND LINCOLN HAYMARKET DEVELOPMENT CORP. TO OPERATE AND REGULATE A SATURDAY PUBLIC MARKET IN THE HAYMARKET AREA, 7TH STREET FROM P TO Q STREETS; P STREET FROM 7TH TO 8TH STREETS; Q STREET FROM 7TH TO CANOPY STREETS; AND UNDER THE CANOPY ALONG CANOPY STREET FROM P TO Q STREETS FROM MAY 3, 2014 THROUGH OCTOBER 11, 2014 AND ON 8TH STREET FROM P TO Q STREETS FROM MAY 3, 2014 THROUGH AUGUST 23, 2014 - CLERK read and ordinance, introduced by Leirion Gaylor Baird, accepting and approving the Contract between the City of Lincoln, Nebraska, a municipal corporation, and the Lincoln Haymarket Development Corporation for establishment and regulation of a Saturday public market in the Haymarket area, 7th Street from P to Q Streets; P Street from 7th to 8th Streets; Q Street from 7th to Canopy Streets; and under the Canopy along Canopy Street from P to Q Streets; from May 3, 2014 through October 11, 2014, and on 8th Street from P to Q Street from May 3, 2014 through August 23, 2014, and authorizing the Mayor to sign such Contract on behalf of the City, the third time.

GAYLOR BAIRD Moved to pass the ordinance as read.
Seconded by Fellers and carried by the following vote: AYES: Camp, Cook, Emery, Eskridge,
Fellers, Gaylor Baird; NAYS: None; ABSENT: Christensen.
The ordinance, being numbered **#20007**, is recorded in Ordinance Book #29, Page .

REPEALING CHAPTER 5.54 OF THE LINCOLN MUNICIPAL CODE RELATING TO TRAMPOLINE CENTERS AS THE PROVISIONS AND REQUIREMENTS OF THIS CHAPTER ARE OBSOLETE - CLERK read and ordinance, introduced by Leirion Gaylor Baird, repealing Lincoln Municipal Code Chapter 5.54 relating to Trampoline Centers as the provisions and requirements of this chapter are obsolete, the third time.

GAYLOR BAIRD Moved to pass the ordinance as read.
Seconded by Fellers and carried by the following vote: AYES: Camp, Cook, Emery, Eskridge,
Fellers, Gaylor Baird; NAYS: None; ABSENT: Christensen.
The ordinance, being numbered **#20008**, is recorded in Ordinance Book #29, Page .

AMENDING CHAPTER 8.38 OF THE LINCOLN MUNICIPAL CODE RELATING TO PUBLIC SWIMMING POOLS TO ADOPT UPDATED STANDARDS FOR DESIGN, CONSTRUCTION AND OPERATION OF PUBLIC SWIMMING POOLS AND SPA FACILITIES. (RELATED ITEMS: 14-34, 14R-84, 14-35) - CLERK read and ordinance, introduced by Leirion Gaylor Baird, amending Chapter 8.38 of the Lincoln Municipal Code relating to Public Swimming Pools to adopt updated standards for design, construction and operation of public pools and spa facilities and repealing Sections 8.38.010, 8.38.020, 8.38.030, 8.38.040, 8.38.050, 8.38.090, 8.38.100, 8.38.110, and 8.38.120 of the Lincoln Municipal Code as hitherto existing, the third time.

GAYLOR BAIRD Moved to pass the ordinance as read.
Seconded by Fellers and carried by the following vote: AYES: Camp, Cook, Emery, Eskridge,
Fellers, Gaylor Baird; NAYS: None; ABSENT: Christensen.
The ordinance, being numbered **#20009**, is recorded in Ordinance Book #29, Page .

ADOPTING THE LINCOLN OPERATIONAL AND MANAGEMENT STANDARDS FOR PUBLIC SWIMMING POOLS PURSUANT TO LINCOLN MUNICIPAL CODE SECTION 8.38.050. (RELATED ITEMS: 14-34, 14R-84, 14-35) (ACTION DATE: 4/14/14) - CLERK read the following resolution, introduced by Leirion Gaylor Baird, who moved its adoption:

A-88190 WHEREAS, Lincoln Municipal Code Section 8.38.050 requires that all public swimming pools regulated by Chapter 8.38 be operated and maintained in accordance with the Lincoln Operational and Management Standards for Public Swimming Pools; and

WHEREAS, the Operational and Management Standards for Public Swimming Pools need to be updated to reflect the improved standards and practices in order to better protect the public from drowning, injury, and waterborne illness; and

WHEREAS, the Board of Health, at its March 11, 2014 meeting, approved and recommended that the City Council adopt the "Lincoln Operational Management Standards for Public Swimming Pools" which are attached hereto marked as Attachment "A".

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

That the Lincoln Operational Management Standards for Public Swimming Pools, attached hereto marked as Attachment "A" be and the same are hereby adopted.

Introduced by Leirion Gaylor Baird

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

REPEALING CHAPTER 8.40 OF THE LINCOLN MUNICIPAL CODE RELATING TO SPA FACILITIES AS SPA FACILITIES WILL NOW BE REGULATED UNDER REVISED LINCOLN MUNICIPAL CODE CHAPTER 8.38, PUBLIC SWIMMING POOLS. (RELATED ITEMS: 14-34, 14R-84, 14-35) - CLERK read and ordinance, introduced by Leirion Gaylor Baird, repealing Lincoln Municipal Code Chapter 8.40 relating to Spa Facilities as spa facilities will now be regulated under revised Lincoln Municipal Code Chapter 8.38, Public Swimming Pools, the third time.

GAYLOR BAIRD Moved to pass the ordinance as read.

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

The ordinance, being numbered #20010, is recorded in Ordinance Book #29, Page .

COMP. PLAN CONFORMANCE NO. 14004 – DECLARING APPROXIMATELY 0.46 ACRES OF PROPERTY GENERALLY LOCATED BETWEEN ANTELOPE VALLEY PARKWAY AND SOUTH 20TH STREET AS SURPLUS PROPERTY. (RELATED ITEMS: 14-36, 14-37) - CLERK read and ordinance, introduced by Leirion Gaylor Baird, declaring approximately 0.46 acres of city owned property generally located between Antelope Valley Parkway and South 20th Streets as surplus, the third time.

GAYLOR BAIRD Moved to pass the ordinance as read.

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

The ordinance, being numbered #20011, is recorded in Ordinance Book #29, Page .

VACATION NO. 14002 – VACATING 20TH STREET BETWEEN K AND L STREETS, AND THE EAST/WEST ALLEY BETWEEN ANTELOPE VALLEY PARKWAY AND SOUTH 20TH STREET. (RELATED ITEMS: 14-36, 14-37) - CLERK read and ordinance, introduced by Leirion Gaylor Baird, vacating South 20th Street between K Street and L Street and the east/west alley between Antelope Valley Parkway and South 20th Street and retaining title thereto in the City of Lincoln, Lancaster County, Nebraska, the third time.

GAYLOR BAIRD Moved to pass the ordinance as read.

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

The ordinance, being numbered #20012, is recorded in Ordinance Book #29, Page .

AUTHORIZING THE CITY TO ENTER INTO A LEASE-PURCHASE TRANSACTION WITH UNION BANK AND TRUST COMPANY TO (1) PURCHASE AND INSTALL LIGHT POLES AND RELATED EQUIPMENT IN NEWLY DEVELOPED AREAS AND REBUILD AND RELOCATE STREET LIGHTS IN ESTABLISHED AREAS; (2) REPAIR AND REPLACE APPROXIMATELY 2,800 SIDEWALK SECTIONS WITHIN THE CITY; AND (3) CONSTRUCT STREETScape ENHANCEMENTS AND RELATED COSTS FOR AN ENTRYWAY CORRIDOR TO THE CITY - CLERK read and ordinance, introduced by Leirion Gaylor Baird, authorizing and approving a lease-purchase transaction with Union Bank and Trust Company, the proceeds of which will be used to pay the costs of (1) purchasing and installing light poles and related equipment, such as light fixtures, wiring, and other items necessary to complete the installation of new street lights in newly developed residential and commercial areas as well as replacing, rebuilding and relocating street lights in established areas, (2) repairing and replacing approximately 2,800 sidewalk sections within the City, and (3) constructing streetscape enhancements and related costs for an entryway corridor to the City and to pay costs of issuance thereof; approving the issuance, sale and delivery of not to exceed \$9,500,000 principal amount of certificates of participation in such lease; fixing in part and providing for the fixing in part of certain provisions of the lease; and related matters, the third time.

GAYLOR BAIRD Moved to pass the ordinance as read.

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

The ordinance, being numbered #20013, is recorded in Ordinance Book #29, Page .

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APPROVING AN AGREEMENT BETWEEN THE CITY OF LINCOLN AND USCOC OF GREATER IOWA, LLC FOR PCS TOWER AND APPURTENANCES TO LOCATE A COMMUNICATION FACILITY ON PROPERTY GENERALLY LOCATED AT 5500 W. SUPERIOR - CLERK read and ordinance, introduced by Leirion Gaylor Baird, accepting and approving the Agreement for PCS Tower and Appurtenances between the City of Lincoln, Nebraska, a municipal corporation, and USCOC of Greater Iowa, LLC for the placement of telecommunications facilities upon City property generally located at 5500 W. Superior Street (Airpark Site No. 871386) and authorizing the Mayor to sign such Agreement on behalf of the City, the third time.

GAYLOR BAIRD Moved to pass the ordinance as read.

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

The ordinance, being numbered #20014, is recorded in Ordinance Book #29, Page .

RESOLUTION FOR ACTION ONLY

APPROVING A CONTRACT AGREEMENT BETWEEN THE CITY OF LINCOLN AND NIFCO MECHANICAL SYSTEMS, INC. FOR THE ANNUAL REQUIREMENTS FOR INSPECTION, TESTING AND MAINTENANCE OF SPRINKLER ALARM SYSTEM AND BACKFLOW PREVENTERS, PURSUANT TO BID NO. 14-034, FOR A FOUR YEAR TERM - CLERK read the following resolution, introduced by Leirion Gaylor Baird, who moved its adoption:

A-88191 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the attached Contract Agreement between the City of Lincoln, Lancaster County, Lincoln-Lancaster County Public Building Commission and Nifco Mechanical Systems, Inc. for the annual requirements for Inspection, Testing and Maintenance of Sprinkler Alarm System and Backflow Preventers, pursuant to Bid No. 14-034, for a four year term, upon the terms and conditions as set forth in said Contract Agreement, is hereby approved and the Mayor is authorized to execute the same and any associated amendments or renewals on behalf of the City of Lincoln.

Introduced by Leirion Gaylor Baird

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

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

CHANGE OF ZONE 14003 - APPLICATION OF B&J PARTNERSHIP FOR A CHANGE OF ZONE FROM H-3 HIGHWAY COMMERCIAL DISTRICT TO I-1 INDUSTRIAL DISTRICT, ON PROPERTY GENERALLY LOCATED AT NORTH 31ST STREET CIRCLE AND CORNHUSKER HIGHWAY - CLERK read an ordinance, introduced by Jonathan Cook, amending the Lincoln Zoning District Maps adopted by reference and made a part of Title 27 of the Lincoln Municipal Code, pursuant to Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, the first time.

STREET NAME CHANGE 14001 – RENAMING TRANSFORMATION DRIVE AS NORTH 21ST STREET AND RENEWABLE DRIVE AS TRANSFORMATION DRIVE LOCATED IN NEBRASKA INNOVATION CAMPUS ADDITION - CLERK read and ordinance, introduced by Jonathan Cook, changing the name of Transformation Drive and Renewable Drive located in Nebraska Innovation Campus Addition to North 21st Street and Transformation Drive, respectively, as recommended by the Street Name Committee, the first time.

APPROVING A COMMERCIAL NET GROUND LEASE FOR SITE NO. 2850 IN LINCOLN AIR PARK WEST BETWEEN THE CITY OF LINCOLN AND AIRPORT AUTHORITY OF THE CITY OF LINCOLN FOR THE LEASE OF 80 ACRES OF PROPERTY LOCATED IN AIR PARK WEST FOR A 30 YEAR TERM WITH THE OPTION TO RENEW FOR ONE ADDITIONAL 10 YEAR TERM - CLERK read and ordinance, introduced by Jonathan Cook, accepting and approving a Lease Agreement between the City of Lincoln, Nebraska and the Airport Authority of the City of Lincoln, Nebraska for the lease of 80 acres of property located in Lincoln Air Park West for 30 year term with the option to renew for one additional 10 year term, the first time.

RESOLUTIONS - 1ST READING - ADVANCE NOTICE

APPROVING THE AMENDED AND RESTATED MANAGEMENT AND MAINTENANCE CONTRACT FOR WEST HAYMARKET AND DOWNTOWN BUSINESS IMPROVEMENT DISTRICTS BETWEEN THE CITY OF LINCOLN AND DOWNTOWN LINCOLN ASSOCIATION.

APPROVING THE AMENDED 2013-2014 MAINTENANCE AND MANAGEMENT BID BUDGETS AND PROGRAM OF WORK FOR THE DOWNTOWN LINCOLN ASSOCIATION PROGRAM TO REFLECT THE ADDITIONAL COSTS FOR THE DOWNTOWN LINCOLN ASSOCIATION TO PERFORM THE WORK WITHIN THE NEWLY CREATED WEST HAYMARKET/DOWNTOWN MAINTENANCE, MANAGEMENT AND CORE MANAGEMENT BUSINESS IMPROVEMENT DISTRICTS.

OPEN MICROPHONE

Terry Pope-Gonzalez, 349 South 1st Street, came forward to announce her neighborhood association's Cinco de Mayo party at Schwartzkopf Park. She also commented on a dangerous police chase that occurred in her neighborhood.

This matter was taken under advisement.

ADJOURNMENT

4:10 P.M.

CAMP Moved to adjourn the City Council Meeting of April 14, 2014.
Seconded by Fellers & carried by the following vote: AYES: Camp, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None; ABSENT: Christensen.

Sandy L. Dubas, Deputy City Clerk

Amy Hana Huffman, Office Specialist

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