

**THE MINUTES OF THE CITY COUNCIL MEETING HELD  
MONDAY, JUNE 2, 2014 AT 3:00 P.M.**

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

Council Chair Emery announced that a copy of the Open Meetings Law is posted at the back of the Chamber by the northwest door. He asked all present to stand and recite the Pledge of Allegiance and observe a moment of silent meditation.

**READING OF THE MINUTES**

COOK Having been appointed to read the minutes of the City Council proceedings of May 19, 2014, reported having done so, found same correct.

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

**PUBLIC HEARING**

MANAGER APPLICATION OF SCOTT SCHLATTER FOR HY-VEE, INC. DBA HY-VEE 3 AT 5020 NORTH 27TH STREET - Scott Schlatter, 3325 Longview Ct., came forward to take the oath. He stated that his name is on all of Hy-Vee's liquor licenses located in Lincoln & he is now applying for the N. 27th St. location.

This matter was taken under advisement.

APPLICATION OF FRIENDS OF PIONEERS PARK NATURE CENTER FOR A SPECIAL DESIGNATED LICENSE TO COVER AN AREA MEASURING APPROXIMATELY 30 FEET BY 32 FEET INSIDE AND 100 FEET BY 90 OUTSIDE AT PIONEERS PARK NATURE CENTER, 3201 CODDINGTON AVE. ON JUNE 13, 2014 FROM 5:30 P.M. TO 2:00 A.M. - Adam Hobine, 2330 NW 44<sup>th</sup> St., came forward to request approval.

This matter was taken under advisement.

APPLICATION OF GLACIAL TILL VINEYARD & WINERY, LLC FOR A SPECIAL DESIGNATED LICENSE TO COVER AN AREA MEASURING APPROXIMATELY 10 FEET BY 10 AT THE OLD CHENEY FARMERS MARKET, 5500 OLD CHENEY ROAD, ON JUNE 8, JUNE 22, JULY 6, JULY 20, AUGUST 3, AND AUGUST 17, 2014 FROM 10:00 A.M. TO 2:00 P.M.;

APPLICATION OF GLACIAL TILL VINEYARD & WINERY, LLC FOR A SPECIAL DESIGNATED LICENSE TO COVER AN AREA MEASURING APPROXIMATELY 130 FEET BY 70 FEET INSIDE AND 20 FEET BY 15 FEET OUTSIDE AT WENZL'S COLLISION CENTER, 4515 NORTH 62ND STREET ON JUNE 14, 2014 FROM 4:00 P.M. TO 10:00 P.M. - Michael Murman, 7262 Parkridge Cir., came forward to state that they are using the Farmer's Market events as a way to promote the winery. The Event on June 14<sup>th</sup> is a customer appreciation event for their customers.

Carl Eskridge, Council Member, inquired about the set up at the Farmer's Market & inquired if people will be carded.

Mr. Murman replied that they will be using a pop-up tent with 3 sides so there is only one way in & one way out of the booth & yes, they do card people.

This matter was taken under advisement.

APPLICATION OF GNS CORP. DBA CAPPY'S FOR A SPECIAL DESIGNATED LICENSE TO COVER AN AREA MEASURING APPROXIMATELY 55 FEET BY 55 FEET IN THE PARKING LOT AT 5560 SOUTH 48TH STREET ON JUNE 8, 2014 FROM 11:00 A.M. TO 3:00 P.M. - John Capporelli, 5100 Spruce St., applicant, came forward & noted the ending time was incorrect, it's suppose to be 8:00 p.m. Mr. Capporelli stated this is an event they've done for several years now. Discussion followed.

This matter was taken under advisement.

APPLICATION OF HENRY MAC LLC DBA HENRY'S ON SOUTH FOR A SPECIAL DESIGNATED LICENSE TO COVER AN AREA MEASURING APPROXIMATELY 25 FEET BY 30 FEET IN THE PARKING LOT AT 3203 SOUTH STREET ON JUNE 7, 2014 FROM 12:00 P.M. TO 6:00 P.M. - Andrew Fuller, 3225 S. 30<sup>th</sup> St., came forward to state this is a request for a beer garden option for customers.

This matter was taken under advisement.

APPLICATION OF OMAHA EXPOSITION & RACING INC. DBA LINCOLN RACE COURSE FOR A SPECIAL DESIGNATED LICENSE TO COVER AN AREA MEASURING APPROXIMATELY 40 FEET BY 80 FEET AT 7055 SOUTH 1ST STREET ON JUNE 7, 2014 FROM 9:00 A.M. TO 12:00 A.M. - Christy Harris, 7055 S 1<sup>st</sup> St., came forward to state this is for additional seating for the Belmont Race.

This matter was taken under advisement.

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COMP. PLAN CONFORMANCE NO. 14008 - APPROVING THE WEST VAN DORN REDEVELOPMENT PLAN FOR DEVELOPMENT OF APPROXIMATELY 289 ACRES OF PROPERTY GENERALLY LOCATED BETWEEN CALVERT ST. ON THE SOUTH, ROSE ST. ON THE NORTH, 1ST ST. ON THE WEST AND S. 4TH ST. ON THE EAST. (RELATED ITEMS: 14R-138, 14-55);

CHANGE OF ZONE 14008 - APPLICATION OF SPEEDWAY PROPERTIES FOR A CHANGE OF ZONE FROM I-1 INDUSTRIAL DISTRICT TO I-1 INDUSTRIAL DISTRICT PUD, ON PROPERTY GENERALLY LOCATED AT PARK BLVD. AND VAN DORN ST., AND APPROVING A DEVELOPMENT PLAN WITH MODIFICATIONS TO THE ZONING ORDINANCE, LAND SUBDIVISION ORDINANCE AND DESIGN STANDARDS TO ALLOW AN INDOOR SPORTS FACILITY AND OUTDOOR SOCCER FIELDS, WITH FUTURE SHOPS AND RETAIL, AND THE SALE OF ALCOHOLIC BEVERAGES FOR CONSUMPTION ON THE PREMISES ON THE UNDERLYING I-1 ZONING DISTRICT. (RELATED ITEMS: 14R-138, 14-55) - Dave Landis, Director of Urban Development, came forward. Inside this area are 2 things we really wish to accomplish. First is a list of general suggestions which include public infrastructure, roads, sidewalks, utilities, & park improvements. The redevelopment agreement will be coming next week.

Derek Zimmerman, Baylor Evnan Law Firm, 1248 O St, Suite 600, came forward in support of both items. This is a multi-use sports complex with 10 outdoor soccer fields, one of which is a championship field with artificial turf, indoor soccer fields, indoor meeting space, indoor trampoline center, indoor basketball space which can double as reception space, & some retail. Project is in 2 phases. Phase 1 is everything but retail portion. The PUD does have a private street system which services the entire development. There will be access easements for the private roadway. The property is in the floodplain which they are bringing out of with a no net rise. Parking is always an issue. Propose 60 stalls per field, 1 stall per 300 sq. feet of indoor square footage & then an overall 50% reduction of that to take into account the non concurrent uses. There are 585 stalls required, however, we are allowing 799 parking stalls in Phase 1. In Phase 2, there are 39 required. We are constructing 198. Regarding alcohol sales, there will be no alcohol sales during youth events whether they are indoors or outdoors. Discussion followed.

Rick Peo, Asst. City Attorney, came forward to explain that Planned Unit Development is essentially it's own change of zone so it doesn't have to follow the underlying zoning. The original proposal was to make it a permitted use. If they wish to amend the PUD to specifically say that alcohol is a special permitted use, that can either be put in the ordinance itself as part of the PUD or it can be in an attachment to the Redevelopment Agreement which is more detailed than the ordinance. Discussion followed.

Terry Pope Gonzalez, 349 S. 1<sup>st</sup> St., came forward with concerns about alcohol at youth sporting events.

This matter was taken under advisement.

APPROVING A REAL ESTATE SALES AGREEMENT BETWEEN THE CITY OF LINCOLN AND STANLEY JOU FOR THE SALE OF CITY OWNED PROPERTY GENERALLY LOCATED AT 639 N. 27TH ST. - Dave Landis, Director of Urban Development, came forward. The City purchased this land in 2010 at the behest of the N. 27<sup>th</sup> Business Assoc. & the Harley Neighborhood Assoc. We purchased it for about \$90,000. Mr. Jou has approached us & we've agreed to sell it for \$48,000. One of the motivations we have is to get it back on the public tax rolls. Secondly, when you have a commercial property of this dimension, it creates a rationale to at some point take down this building & have a more complex, fuller, denser, complete commercial property. Our most motivating feature is this, we're selling it without taking access on this piece of property. Mr. Jou will use his existing access points.

Robin Eschliman, 7341 S. 35<sup>th</sup> St., Commercial Real Estate Agent representing Stanley Jou., came forward to state they made an offer based on fair market value. However, because of the higher price the City had to pay to purchase this property, the City did make some unusual conditions. We were not allowed to do an environmental study or an engineering study...some of the things you usually see when purchasing property. Stated her client is taking a risk. Complimented the City's website on surplus property. Discussion followed.

This matter was taken under advisement.

APPLICATION OF D.O. & J.O. INC. DBA O'ROURKE'S TAVERN FOR A SPECIAL DESIGNATED LICENSE TO COVER AN AREA MEASURING APPROXIMATELY 160 FEET BY 175 FEET AND 160 FEET BY 40 FEET INSIDE AND 295 FEET BY 230 FEET OUTSIDE AT FRONTIER HARLEY-DAVIDSON, 205 N.W. 40TH STREET ON JUNE 7, 2014 FROM 5:30 P.M. TO 12:00 A.M. - Trent Fellers, Council Member, moved to reopen the Public Hearing on this item.

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

Doug McLease, 2600 Jamie Ln., came forward to request approval of this license.

This matter was taken under advisement.

TEXT AMENDMENT 14003 - AMENDING CHAPTER 27.63 OF THE LINCOLN MUNICIPAL CODE BY AMENDING SECTION 27.63.130 TO CLARIFY THAT THE SECTION APPLIES ONLY TO OUTDOOR RECREATIONAL FACILITIES, TO PROVIDE THAT THE PLANNING COMMISSION MAY ESTABLISH PARKING REQUIREMENTS FOR SUCH OUTDOOR RECREATIONAL

FACILITIES AND PROVIDING THAT, AS PART OF THE SPECIAL PERMIT FOR AN OUTDOOR RECREATIONAL FACILITY, THE PLANNING COMMISSION MAY, SUBJECT TO SECTION 27.63.680, PERMIT THE SALE OF ALCOHOLIC BEVERAGES FOR CONSUMPTION ON THE PREMISES AS AN ACCESSORY USE; AND AMENDING SECTION 27.63.680 TO ALLOW THE SALE OF ALCOHOLIC BEVERAGES FOR CONSUMPTION ON THE PREMISES AS AN ACCESSORY USE. (5/19/14 - CON'T P.H. W/ ACTION TWO WEEKS TO 6/2/14);

SPECIAL PERMIT 1662A - APPLICATION OF STAR CITY OPTIMIST YOUTH FOUNDATION TO AMEND THE SITE PLAN FOR A RECREATIONAL FACILITY, TO CHANGE THE HOURS OF OPERATION AND TO ALLOW THE SALE OF ALCOHOL FOR CONSUMPTION ON THE PREMISES, ALONG WITH A REQUESTED WAIVER TO MODIFY THE SIDE AND FRONT YARD SETBACKS ON PROPERTY GENERALLY LOCATED AT S. FOLSOM ST. AND W. PIONEERS BOULEVARD. (5/19/14 - CON'T P.H. W/ ACTION 2 WEEKS TO 6/2/14) - Rick Peo, City Attorney, came forward to explain Motion to Amend #1.

Terry Pope Gonzalez, 349 S. 1<sup>st</sup> St., came forward with concerns about enforcement of the alcohol at these sites.

Kent Seacrest, 1111 Lincoln Mall, came forward representing applicant & stated they have reviewed the Motion to Amend & are in support. If one of the 10 fields has a youth event, none of the other fields will be able to have alcohol. Discussion followed.

Leirion Gaylor Baird, Council Member, requested the Planning Director come forward & talk about the implications he might see in the Planning Dept. given that Staff had to work to develop it & Planning Commission has a role here as well.

Marvin Krout, Planning Director, came forward to state that by approving the individual requests for alcohol as part of outdoor recreation, you are establishing some principals by which we & the Planning Commission will judge other cases in the future. We like to be consistent. Special Permits are revocable. Zoning enforcement is very difficult. Discussion followed.

Terry Pope Gonzalez, 349 S. 1<sup>st</sup> St., came forward to state she was surprised no law enforcement was present. Stated she believed Council was moral compass. Stated she does not believe alcohol needs to be there.

Mr. Seacrest came forward to reiterate they are not serving alcohol at youth events.

This matter was taken under advisement.

## COUNCIL ACTION

### REPORTS OF CITY OFFICERS

APPROVING AN AGREEMENT BETWEEN THE CITY OF LINCOLN, ON BEHALF OF THE LINCOLN-LANCASTER COUNTY HEALTH DEPARTMENT, AND SAFE KIDS WORLDWIDE FOR A BROAD-BASED COMMUNITY COALITION TO REDUCE UNINTENTIONAL CHILDHOOD INJURIES FOR A TERM OF JULY 1, 2014 THROUGH JUNE 30, 2018 - PRIOR to reading:

FELLERS Moved Motion To Amend #1 to amend Bill No. 14R-139 in the following manner:

1. Add to the list of Attachments on page 8 of the Safe Kids Worldwide Coalition Agreement attached to Bill No. 14R-139 the following: Attachment E - Roles and Responsibilities.
2. Accept Attachment E attached hereto as part of the Safe Kids Worldwide Coalition Agreement.

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

CLERK Read the following resolution, introduced by Roy Christensen, who moved its adoption:

A-88280 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the attached Agreement between the City of Lincoln on behalf of the Lincoln-Lancaster County Health Department and Safe Kids Worldwide for a broad-based community coalition to reduce unintentional childhood injuries for a term of July 1, 2014 through June 30, 2018, in accordance with the terms, conditions and assurances contained in said Agreement is hereby approved and the Mayor is hereby authorized to execute the Agreement on behalf of the City.

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

Introduced by Roy Christensen

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

APPROVING AMENDMENT NO. 3 TO A SERVICES CONTRACT BETWEEN THE NEBRASKA DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE LINCOLN-LANCASTER COUNTY HEALTH DEPARTMENT FOR HOME VISITATION SERVICES TO CHILDREN, FAMILIES AND YOUTH, TO EXTEND THE AGREEMENT FOR A THREE MONTH TERM - CLERK read the following resolution, introduced by Roy Christensen, who moved its adoption:

A-88281 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

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That the attached Amendment No. 3 to a Services Contract between the City of Lincoln on behalf of the Lincoln-Lancaster County Health Department and the Nebraska Department of Health and Human Services for home visitation services to children, families and youth, to extend the term of the Agreement for a three month period, in accordance with the terms and conditions contained in said Amendment No. 3 is hereby approved and the Mayor is hereby authorized to execute the Amendment No. 3 on behalf of the City.

The City Clerk is directed to return an executed copy of the Amendment No. 3 to Judy Halstead, Director of the Lincoln Lancaster County Health Department.

Introduced by Roy Christensen

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

**APPOINTING PHILLIP NALLEY TO THE AIR POLLUTION ADVISORY BOARD FOR A TERM EXPIRING SEPTEMBER 1, 2016 - CLERK read the following resolution, introduced by Roy Christensen, who moved its adoption:**

A-88282 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the appointment of Phillip Nalley to the Air Pollution Advisory Board for a term expiring September 1, 2016, is hereby approved.

Introduced by Roy Christensen

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

**CLERK'S LETTER AND MAYOR'S APPROVAL OF RESOLUTIONS AND ORDINANCES PASSED BY THE CITY COUNCIL ON MAY 12, 2014 - CLERK presented said report which was placed on file in the Office of the City Clerk. (27-1)**

**CLERK'S LETTER AND MAYOR'S APPROVAL OF RESOLUTIONS AND ORDINANCES PASSED BY THE CITY COUNCIL ON MAY 19, 2014 - CLERK presented said report which was placed on file in the Office of the City Clerk. (27-1)**

**LINCOLN ELECTRIC SYSTEM APRIL 2014 FINANCIAL & OPERATING STATEMENT - CLERK presented said report which was placed on file in the Office of the City Clerk. (40)**

**LINCOLN ELECTRIC SYSTEM QUARTERLY FINANCIAL REPORT FIRST QUARTER 2014, JANUARY - MARCH - CLERK presented said report which was placed on file in the Office of the City Clerk. (40)**

**PETITIONS & COMMUNICATIONS**

**SETTING THE HEARING DATE OF MON., JUNE 16, 2014 AT 3:00 P.M. ON THE APPLICATION OF EIGER CORP. DBA PRAIRIE LAKE MOBIL FOR AN EXPANSION OF THEIR LICENSED PREMISE AT 8600 AMBER HILL COURT - CLERK read the following resolution, introduced by Jonathan Cook, who moved its adoption:**

A-88283 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, June 16, 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 Eiger Corp. dba Prairie Lake Mobil for an expansion of their licensed premise area from 80' X 57' to an area approx 120' X 44' at 8600 Amber Hill Ct.

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

**SETTING THE HEARING DATE OF MON., JUNE 16, 2014 AT 3:00 P.M. ON THE MANAGER APPLICATION OF GREG FRIESEN FOR MY PIEZANO'S LLC DBA PIEZANO'S AT 2740 SOUTH ST. - CLERK read the following resolution, introduced by Jonathan Cook, who moved its adoption:**

A-88284 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, June 16, 2014 at 3:00 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th St., Lincoln, NE for the Manager Application of Greg Friesen for My Piezano's LLC dba Piezanos located at 2740 South 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 Christensen & carried by the following vote: AYES: Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None; ABSENT: Camp.

SETTING THE HEARING DATE OF MON., JUNE 16, 2014 AT 3:00 P.M. ON THE MANAGER APPLICATION OF ELIZABETH NORRIS FOR DHABS LLC DBA BARRYMORE'S AT 124 N 13TH ST. - CLERK read the following resolution, introduced by Jonathan Cook, who moved its adoption:

A-88285 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, June 16, 2014 at 3:00 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th St., Lincoln, NE for the Manager Application of Elizabeth Norris for DHABS LLC dba Barrymore's located at 124 N 13th 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 Christensen & carried by the following vote: AYES: Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; AYES: None; ABSENT: Camp.

SETTING THE HEARING DATE OF MON., JUNE 16, 2014 AT 3:00 P.M. ON THE MANAGER APPLICATION OF SUSANTHA WEERASINGHE FOR SWIG LLC DBA 9 SOUTH CHARGRILL AT 844 SOUTH ST. - CLERK read the following resolution, introduced by Jonathan Cook, who moved its adoption:

A-88286 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, June 16, 2014 at 3:00 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th St., Lincoln, NE for the Manager Application of Susantha Weerasinghe for Swig LLC dba 9 South Chargrill located at 844 South 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 Christensen & carried by the following vote: AYES: Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None; ABSENT: Camp.

INFORMAL PETITION TO CREATE AN ALLEY-REPAVING DISTRICT IN THE ALLEY WAY THAT RUNS EAST AND WEST, BETWEEN 16TH & 17TH ST. AND BETWEEN E & F ST., SUBMITTED BY WALTER MALSON - CLERK presented said petition which was referred to the Public Works & Utilities Department.

PLACED ON FILE IN THE OFFICE OF THE CITY CLERK:

Administrative Amendment No. 14027 to Pre-Existing Special Permit No. 14007 requested by Temple Baptist Church approved by the Planning Director on May 20, 2014 to add a 24 foot by 40 foot garage to the parking lot on property generally located at S. 51st St. and Randolph St.

Administrative Amendment No. 14033 to Use Permit No. 14001 requested by Rega Engineering approved by the Planning Director on May 23, 2014 to remove specific notes limiting the ground sign to 32 square feet and 8 feet tall and to revise note 17 to state that signs shall be per Chapter 27.69 LMC, signs on poles are prohibited, on property generally located at Stephanie Lane and Pine Lake Rd.

REFERRED TO THE PLANNING DEPARTMENT:

Text Amendment No. 14004 requested by ESP, Inc., amending Title 27 of the Lincoln Municipal Code by amending Section 27.63.320 relating to special permits to allow community unit plans in the R-7 and R-8 zoning districts by special permit; amending Section 27.65.020 (Community Unit Plan Requirements) to allow community unit plans in the R-7 and R-8 zoning districts and providing for the calculation of the maximum permitted density thereof; amending the catchhead of Section 27.65.070 to reflect its applicability to community unit plans in the R-7 and R-8 zoning districts; amending Section 27.65.090 relating to parking within community unit plans to allow the City Council to adjust the location of required parking and to reduce the amount of required parking, except for dwellings for nonrelated persons, when justified; amending Section 27.67.040 to establish the parking requirement for Dwellings for Nonrelated Persons for four to six persons living as a single housekeeping unit permitted under a community unit plan as one space per resident; amending Section 27.67.065 to delete special parking requirements for community unit plans; and repealing Sections 27.63.320, 27.65.020, 27.65.070, 27.65.090, 27.67.040, and 27.67.065 of the Lincoln Municipal Code as hitherto existing.

Text Amendment No. 14005 requested by ESP, Inc., an amendment to Section 1.1 of Chapter 3.35, Design Standards for Community Unit Plans, to provide maximum density standards for the R-7 and R-8 Residential Zoning Districts and to provide for the calculation of a total maximum density and maximum cluster density for dwelling units when the property within the boundaries of a C.U.P. includes property located in more than one residential zoning district.

Change of Zone No. 04075E requested by Olsson Associates, to amend the Village Gardens Planned Unit Development by expanding the boundary by approximately 34 acres; with a change of zone from AG Agricultural District to R-3 Residential District PUD; for a Planned Unit Development District designation of said property; and for a development plan which proposes modifications to the Zoning Ordinance and Land Subdivision Ordinance to allow an elderly and retirement housing facility and an additional 92 single-family dwelling lots on the underlying R-3 zoned area, on property generally located at South 63rd Street and Yankee Hill Road.

Change of Zone No. 14011 requested by ESP, Inc., from B-3 Commercial District, R-4 Residential District and I-1 Industrial District to R-8 Residential District, on property generally located at North 10th Street and Y Street.

Change of Zone No. 14012 requested by Lincoln Housing Authority, from R-1 Residential District and P Public Use District to R-3 Residential District and from R-1 Residential District to P Public Use District, on property located at South 84th Street and South Street.

Special Permit No. 555B requested by The Housing Authority of the City of Lincoln, Nebraska, to expand the area of the existing approved special permit to allow additional on-site parking, on property located at North 60th Street and Morrill Avenue (4241 North 61st Street).

Special Permit No. 1665C requested by Chateau Development, LLC, for authority to amend the Van Dorn Meadows Community Unit Plan to revise the lot layout to allow one 2-story, 20-unit multiple-family building and 10 two-family buildings, with a waiver to the front yard setback to allow parking in the front yard, on property located at South 70th Street and Holmes Park Road.

Special Permit No. 09022B requested by Andy's Express, LLC, to allow the sale of alcoholic beverages for consumption off the premises, on property located at South 33rd Street and Yankee Hill Road (8511 South 33rd Street).

Special Permit No. 14008 requested by ESP, Inc., for authority to develop the 1100 "Y" Street Community Unit Plan, consisting of approximately 126 apartment units, including requests to modify the setback requirements, on property located at North 10th Street and Y Street.

Special Permit No. 14009 requested by Lincoln Housing Authority, for authority to develop the Lincoln Housing Authority 84th Street Site Community Unit Plan, consisting of 72 dwelling units, including a waiver request to modify the subdivision development standards to allow more than 40 dwelling units on a dead-end street, on property located at South 84th Street and South Street.

Use Permit No. 57E requested by Ryan Carson, an amendment to the approved Lincoln Crossing use permit to remove the theater and to allow a hotel and other commercial pad sites, including a waiver to increase the maximum height, on property located at North 27th Street and Folkways Boulevard (2803 and 2903 Folkways Boulevard).

#### **LIQUOR RESOLUTIONS**

MANAGER APPLICATION OF SCOTT SCHLATTER FOR HY-VEE, INC. DBA HY-VEE 3 AT 5020 NORTH 27TH STREET - CLERK read the following resolution, introduced by Trent Fellers, who moved its adoption for approval:

A-88287 WHEREAS, Hy-Vee, Inc. dba Hy-Vee 3 located at 5020 North 27th Street, Lincoln, Nebraska has been approved for a Retail Class "C" liquor license, and now requests that Scott Schlatter be named manager;

WHEREAS, Scott Schlatter 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 Scott Schlatter 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 Trent Fellers

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

APPLICATION OF D.O. & J.O. INC. DBA O'ROURKE'S TAVERN FOR A SPECIAL DESIGNATED LICENSE TO COVER AN AREA MEASURING APPROXIMATELY 160 FEET BY 175 FEET AND 160 FEET BY 40 FEET INSIDE AND 295 FEET BY 230 FEET OUTSIDE AT FRONTIER HARLEY-DAVIDSON, 205 N.W. 40TH STREET ON JUNE 7, 2014 FROM 5:30 P.M. TO 12:00 A.M. -CLERK read the following resolution, introduced by Roy Christensen, who moved its adoption for approval:

A-88288 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 D.O. & J.O. Inc. dba O'Rourke's Tavern for a Special Designated License to cover an area measuring approximately 160 feet by 175 feet and 160 feet by 40 feet inside and 295 feet by 230 feet outside at Frontier Harley-Davidson, 205 N.W. 40th Street, Lincoln, Nebraska, on June 7, 2014, between the hours of 5:30 p.m. and 12:00 a.m., be approved with the condition that the premises complies in every respect with all City and State regulations and with the following requirements:

1. Identification to be checked, wristbands required on all parties wishing to consume alcohol.
2. Adequate security shall be provided for the event.

3. The area requested for the permit shall be separated from the public by a fence or other means.
4. Responsible alcohol service practices shall be followed.

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

Introduced by Roy Christensen

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

APPLICATION OF FRIENDS OF PIONEERS PARK NATURE CENTER FOR A SPECIAL DESIGNATED LICENSE TO COVER AN AREA MEASURING APPROXIMATELY 30 FEET BY 32 FEET INSIDE AND 100 FEET BY 90 OUTSIDE AT PIONEERS PARK NATURE CENTER, 3201 CODDINGTON AVE. ON JUNE 13, 2014 FROM 5:30 P.M. TO 2:00 A.M. - CLERK read the following resolution, introduced by Trent Fellers, who moved its adoption for approval:

A-88289 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 Friends of Pioneers Park Nature Center for a Special Designated License to cover an area measuring approximately 30 feet by 32 feet inside and 100 feet by 90 feet outside at Pioneers Park Nature Center, 3201 Coddington Ave., Lincoln, Nebraska, on June 13, 2014, between the hours of 5:30 p.m. and 2:00 a.m., be approved with the condition that the premises complies in every respect with all City and State regulations and with the following requirements:

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

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

Introduced by Trent Fellers

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

APPLICATION OF GLACIAL TILL VINEYARD & WINERY, LLC FOR A SPECIAL DESIGNATED LICENSE TO COVER AN AREA MEASURING APPROXIMATELY 10 FEET BY 10 AT THE OLD CHENEY FARMERS MARKET, 5500 OLD CHENEY ROAD, ON JUNE 8, JUNE 22, JULY 6, JULY 20, AUGUST 3, AND AUGUST 17, 2014 FROM 10:00 A.M. TO 2:00 P.M. - CLERK read the following resolution, introduced by Trent Fellers, who moved its adoption for approval:

A-88290 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 Glacial Till Vineyard & Winery for a Special Designated License to cover an area measuring approximately 10 feet by 10 feet at the Old Cheney Farmers Market, 5500 Old Cheney Road, Lincoln, Nebraska, on June 8, June 22, July 6, July 20, August 3, and August 17, 2014, between the hours of 10:00 a.m. and 2:00 p.m., be approved with the condition that the premises complies in every respect with all City and State regulations and with the following requirements:

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

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

Introduced by Trent Fellers

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

APPLICATION OF GLACIAL TILL VINEYARD & WINERY, LLC FOR A SPECIAL DESIGNATED LICENSE TO COVER AN AREA MEASURING APPROXIMATELY 130 FEET BY 70 FEET INSIDE AND 20 FEET BY 15 FEET OUTSIDE AT WENZL'S COLLISION CENTER, 4515 NORTH 62ND STREET ON JUNE 14, 2014 FROM 4:00 P.M. TO 10:00 P.M. - CLERK read the following resolution, introduced by Trent Fellers, who moved its adoption for approval:

A-88291 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 Glacial Till Vineyard & Winery for a Special Designated License to cover an area measuring

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approximately 130 feet by 70 feet inside and 20 feet by 15 feet outside at Wenzl's Collision Center, 4515 North 62nd Street, Lincoln, Nebraska, on June 14, 2014, between the hours of 4:00 p.m. and 10:00 p.m., be approved with the condition that the premises complies in every respect with all City and State regulations and with the following requirements:

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

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

Introduced by Trent Fellers

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

APPLICATION OF GNS CORP. DBA CAPPY'S FOR A SPECIAL DESIGNATED LICENSE TO COVER AN AREA MEASURING APPROXIMATELY 55 FEET BY 55 FEET IN THE PARKING LOT AT 5560 SOUTH 48TH STREET ON JUNE 8, 2014 FROM 11:00 A.M. TO 3:00 P.M. - CLERK read the following resolution, introduced by Trent Fellers, who moved its adoption for approval:

A-88292 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 GNS Corp. dba Cappy's for a Special Designated License to cover an area measuring approximately 55 feet by 55 feet in the parking lot at 5560 South 48th Street, Lincoln, Nebraska, on June 8, 2014, between the hours of 11:00 a.m. and 3:00 p.m., be approved with the condition that the premises complies in every respect with all City and State regulations and with the following requirements:

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

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

Introduced by Trent Fellers

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

APPLICATION OF HENRY MAC LLC DBA HENRY'S ON SOUTH FOR A SPECIAL DESIGNATED LICENSE TO COVER AN AREA MEASURING APPROXIMATELY 25 FEET BY 30 FEET IN THE PARKING LOT AT 3203 SOUTH STREET ON JUNE 7, 2014 FROM 12:00 P.M. TO 6:00 P.M. - CLERK read the following resolution, introduced by Trent Fellers, who moved its adoption for approval:

A-88293 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 Henry Mac LLC dba Henry's on South for a Special Designated License to cover an area measuring approximately 25 feet by 30 feet in the parking lot at 3203 South Street, Lincoln, Nebraska, on June 7, 2014, between the hours of 12:00 p.m. and 6:00 p.m., be approved with the condition that the premises complies in every respect with all City and State regulations and with the following requirements:

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

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

Introduced by Trent Fellers

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

APPLICATION OF OMAHA EXPOSITION & RACING INC. DBA LINCOLN RACE COURSE FOR A SPECIAL DESIGNATED LICENSE TO COVER AN AREA MEASURING APPROXIMATELY 40 FEET BY 80 FEET AT 7055 SOUTH 1ST STREET ON JUNE 7, 2014 FROM 9:00 A.M. TO 12:00 A.M. - CLERK read the following resolution, introduced by Trent Fellers, who moved its adoption for approval:

A-88294 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 Omaha Exposition & Racing Inc. dba Lincoln Race Course for a Special Designated License to cover an area measuring approximately 40 feet by 80 feet at 7055 South 1st Street, Lincoln, Nebraska, on June 7, 2014, between the hours of 9:00 a.m. and 12:00 a.m., be approved with the condition that the premises complies in every respect with all City and State regulations and with the following requirements:

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

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

Introduced by Trent Fellers

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

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

COMP. PLAN CONFORMANCE NO. 14008 – APPROVING THE WEST VAN DORN REDEVELOPMENT PLAN FOR DEVELOPMENT OF APPROXIMATELY 289 ACRES OF PROPERTY GENERALLY LOCATED BETWEEN CALVERT ST. ON THE SOUTH, ROSE ST. ON THE NORTH, 1ST ST. ON THE WEST AND S. 4TH ST. ON THE EAST. (RELATED ITEMS: 14R-138, 14-55) (ACTION DATE: 6/9/14)

CHANGE OF ZONE 14008 – APPLICATION OF SPEEDWAY PROPERTIES FOR A CHANGE OF ZONE FROM I-1 INDUSTRIAL DISTRICT TO I-1 INDUSTRIAL DISTRICT PUD, ON PROPERTY GENERALLY LOCATED AT PARK BLVD. AND VAN DORN ST., AND APPROVING A DEVELOPMENT PLAN WITH MODIFICATIONS TO THE ZONING ORDINANCE, LAND SUBDIVISION ORDINANCE AND DESIGN STANDARDS TO ALLOW AN INDOOR SPORTS FACILITY AND OUTDOOR SOCCER FIELDS, WITH FUTURE SHOPS AND RETAIL, AND THE SALE OF ALCOHOLIC BEVERAGES FOR CONSUMPTION ON THE PREMISES ON THE UNDERLYING I-1 ZONING DISTRICT. (RELATED ITEMS: 14R-138, 14-55) - CLERK read an ordinance, introduced by Roy Christensen, amending the Lincoln Zoning District Maps attached to and made a part of Title 27 of the Lincoln Municipal Code, as provided by Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, the second time.

APPROVING A REAL ESTATE SALES AGREEMENT BETWEEN THE CITY OF LINCOLN AND STANLEY JOU FOR THE SALE OF CITY OWNED PROPERTY GENERALLY LOCATED AT 639 N. 27TH ST - CLERK read an ordinance, introduced by Roy Christensen, approving a Real Estate Sales Agreement between the City of Lincoln and Stanley Jou authorizing the sale of City owned property described as the north half of Lot E, Hawley's Addition to Lincoln, Lancaster County, Nebraska, more commonly known as 639 N. 27th Street, the second time.

ACCEPTING THE REPORT OF NEW AND PENDING CLAIMS AGAINST THE CITY AND APPROVING DISPOSITION OF CLAIMS SET FORTH FOR THE PERIOD OF MAY 1 - 15, 2014.

#### **PUBLIC HEARING - ORDINANCES- 3<sup>RD</sup> READING**

TEXT AMENDMENT 14003 – AMENDING CHAPTER 27.63 OF THE LINCOLN MUNICIPAL CODE BY AMENDING SECTION 27.63.130 TO CLARIFY THAT THE SECTION APPLIES ONLY TO OUTDOOR RECREATIONAL FACILITIES, TO PROVIDE THAT THE PLANNING COMMISSION MAY ESTABLISH PARKING REQUIREMENTS FOR SUCH OUTDOOR RECREATIONAL FACILITIES AND PROVIDING THAT, AS PART OF THE SPECIAL PERMIT FOR AN OUTDOOR RECREATIONAL FACILITY, THE PLANNING COMMISSION MAY, SUBJECT TO SECTION 27.63.680, PERMIT THE SALE OF ALCOHOLIC BEVERAGES FOR CONSUMPTION ON THE PREMISES AS AN ACCESSORY USE; AND AMENDING SECTION 27.63.680 TO ALLOW THE SALE OF ALCOHOLIC BEVERAGES FOR CONSUMPTION ON THE PREMISES AS AN ACCESSORY USE - PRIOR to reading:

COOK Moved Motion To Amend #1. Seconded by Christensen.

COOK Moved to withdraw Motion To Amend #1.

FELLERS Moved to Delay Action with continued P.H. for 1 week to 6/9/14.

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

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CLERK Read the following ordinance, introduced by Jon A. Camp, amending Chapter 27.63 of the Lincoln Municipal Code by amending Section 27.63.130 to clarify that the section applies only to outdoor recreational facilities, to provide that the Planning Commission may establish parking requirements for such outdoor recreational facilities based on a determination of the parking needs and operation of the proposed uses, and providing that, as part of the special permit for an outdoor recreational facility, the Planning Commission may, subject to applicable locational requirements of Section 27.63.680, permit the sale of alcoholic beverages for consumption on the premises as an accessory use; amending Section 27.63.680 to allow the sale of alcoholic beverages for consumption on the premises as an accessory use to an outdoor recreational facility as part of a separate special permit for the outdoor recreational facility under Section 27.63.130; and repealing Sections 27.63.130; and repealing Sections 27.63.130 and 27.63.680 of the Lincoln Municipal Code as hitherto existing, the third time.

**PUBLIC HEARING - RESOLUTIONS**

SPECIAL PERMIT 1662A – APPLICATION OF STAR CITY OPTIMIST YOUTH FOUNDATION TO AMEND THE SITE PLAN FOR A RECREATIONAL FACILITY, TO CHANGE THE HOURS OF OPERATION AND TO ALLOW THE SALE OF ALCOHOL FOR CONSUMPTION ON THE PREMISES, ALONG WITH A REQUESTED WAIVER TO MODIFY THE SIDE AND FRONT YARD SETBACKS ON PROPERTY GENERALLY LOCATED AT SOUTH FOLSOM STREET AND WEST PIONEERS BOULEVARD - PRIOR to reading:

FELLERS Moved to Delay Action for 1 week to 6/9/14.  
Seconded by Christensen & carried by the following vote: AYES: Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None; ABSENT: Camp.

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

TEXT AMENDMENT 14001 – AMENDING TITLE 27 OF THE LINCOLN MUNICIPAL CODE, THE ZONING CODE, TO CLARIFY THAT DWELLINGS FOR NON-RELATED PERSONS IS NOT AN ALLOWED USE IN THE AG, AGR, OR R-6 ZONING DISTRICTS BY AMENDING SECTION 27.06.080 RELATING TO THE GROUP LIVING USE GROUP TO CHANGE THE DESIGNATION OF DWELLINGS FOR NON-RELATED PERSONS IN SAID USE GROUP TABLE FROM A SPECIAL PERMITTED USE TO A PROHIBITED USE IN THE AG, AGR AND R-6 ZONING DISTRICTS; AND AMENDING SECTION 27.70.020 RELATING TO ADDITIONAL USE REGULATIONS FOR DWELLINGS FOR NON-RELATED PERSONS TO CLARIFY THAT DWELLINGS FOR NON-RELATED PERSONS AS A PERMITTED USE UNDER A COMMUNITY UNIT PLAN IS LIMITED TO THE R-1, R-2, R-3, R-4 AND R-5 ZONING DISTRICTS - CLERK read an ordinance, introduced by Jon A. Camp, amending Title 27 of the Lincoln Municipal Code, The Zoning Code, to clarify that dwellings for non-related persons is not an allowed use in the AG, AGR, or R-6 zoning districts by amending Section 27.06.080 relating to the Group Living Use Group to change the designation of Dwellings for Non-Related Persons in said Use Group Table from a special permitted use to a prohibited use in the AG, AGR and R-6 zoning districts; amending Section 27.70.020 relating to Additional Use Regulations for Dwellings for Non-related Persons to clarify that Dwellings for Non-Related Persons as a permitted use under a community unit plan is limited to the R-1, R-2, R-3, R-4, and R-5 zoning districts; and repealing Sections 27.06.080 and 27.70.020 of the Lincoln Municipal Code as hitherto existing, the third time.

CHRISTENSEN Moved to pass the ordinance as read.  
Seconded by Gaylor Baird & carried by the following vote: AYES: Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None; ABSENT: Camp.  
The ordinance, being numbered **#20024**, is recorded in Ordinance Book #209, Page .

TEXT AMENDMENT 14002 – AMENDING SUBSECTIONS (A) AND (B) OF SECTION 27.63.680 OF THE LINCOLN MUNICIPAL CODE, SALE OF ALCOHOLIC BEVERAGES FOR CONSUMPTION ON THE PREMISES, TO DEFINE RESTAURANT UNDER SUBSECTION (A), AND TO ADD THE SALE OF ALCOHOLIC BEVERAGES FOR CONSUMPTION ON THE PREMISES OF A RESTAURANT AS A SPECIAL PERMITTED USE IN THE O-3 DISTRICT UNDER SUBSECTION (B) - PRIOR to reading:

CHRISTENSEN Moved Bill No. 14-49.  
Seconded by Fellers & carried by the following vote: AYES: Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None; ABSENT: Camp.

FELLER Moved to reconsider Bill No. 14-49.  
Seconded by Christensen & carried by the following vote: AYES: Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None; ABSENT: Camp.

GAYLOR BAIRD Moved Motion To Amend #1 to amend Bill No. 14-49 in the following manner:  
1. On page 2 strike lines 20 - 24.  
2. On page 3, line 27, insert a new subsection letter (c) before the word “For” and re-letter the subsequent subsections as (d) and (e).

3. On page 3, line 27, strike “subsection (b)” and insert in lieu thereof the word section.

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

CLERK

Read the following ordinance, introduced by Jon A. Camp, amending subsections (a) and (b) of Section 27.63.680 of the Lincoln Municipal Code, Sale of Alcoholic Beverages for Consumption On the Premises, to define restaurant under subsection (a), and to add the sale of alcoholic beverages for consumption on the premises of a restaurant as a special permitted use in the O-3 district under subsection (b); and repealing Section 27.63.680 of the Lincoln Municipal Code as hitherto existing, the third time.

FINAL VOTE AS AMENDED: AYES: Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None; ABSENT: Camp.

The ordinance, being numbered #20025, is recorded in Ordinance Book #209, Page .

CHANGE OF ZONE 14007 – APPLICATION OF EIGER CORPORATION FOR A CHANGE OF ZONE FROM AG AGRICULTURAL DISTRICT TO B-5 PLANNED REGIONAL BUSINESS DISTRICT AND FROM B-5 PLANNED REGIONAL BUSINESS DISTRICT TO H-4 GENERAL COMMERCIAL DISTRICT ON PROPERTY GENERALLY LOCATED AT SOUTH 91ST STREET AND PINE LAKE ROAD.

(RELATED ITEMS: 14-51, 14R-130) - CLERK read an ordinance, introduced by Jon A. Camp, amending the Lincoln Zoning District Maps adopted by reference and made a part of Title 27 of the Lincoln Municipal Code, pursuant to Section 27.05.02 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, the third time.

CHRISTENSEN Moved to pass the ordinance as read.

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

The ordinance, being numbered #20026, is recorded in Ordinance Book #209, Page .

USE PERMIT 140D – APPLICATION OF EIGER CORPORATION TO EXPAND THE BOUNDARY OF THE EXISTING USE PERMIT BY APPROXIMATELY 14.6 ACRES TO ALLOW AN ADDITIONAL 722 DWELLING UNITS, WITH A REQUESTED WAIVER TO ALLOW TANDEM PARKING ASSOCIATED WITH MULTI-FAMILY DWELLINGS, AND TO MODIFY THE MAXIMUM HEIGHT TO 52 FEET, AND TO REMOVE APPROXIMATELY 6.3 ACRES BEING REZONED TO H-4 FOR MINI-WAREHOUSING, ON PROPERTY GENERALLY LOCATED AT SOUTH 91ST STREET AND PINE LAKE ROAD. (RELATED ITEMS: 14-51, 14R-130) - CLERK read the following resolution, introduced by Jon A. Camp, and moved by Roy Christensen for adoption:

A-88295

WHEREAS, Eiger Corporation has submitted an application in accordance with Section 27.64.010 of the Lincoln Municipal Code designated as Use Permit No. 140D to amend the use permit for Prairie Lake Regional Shopping Center to expand the boundary of the existing use permit by approximately 14.6 acres to allow an additional 722 dwelling units, with a requested waiver to allow tandem parking associated with multi-family dwellings, and to modify the maximum height to 52 feet, and to remove approximately 6.3 acres being re-zoned to H-4 for mini-warehousing, on property generally located at South 91st Street and Pine Lake Road, legally described as follows:

Lots 2 and 2, Block 1, and Outlot “O”, Appian Way Addition; Lot 1, Appian Way 1st Addition; Lot 1, Appian Way 2nd Addition; Lot 1, Appian Way 3rd Addition; Lots 1, 2 and 3, Appian Way 4th Addition; Lots 1, 2 and 3, Appian Way 5th Addition; Lots 1 and 2, Outlot “A”, Appian Way 6th Addition; Lots 1, 2, 3, 4 and 5, Outlot “A”, Appian Way 7th Addition; Lots 1 and 2, Appian Way 9th Addition; Lots 1 and 2, Outlot “A”, Appian Way 11th Addition; Lot 2, Appian Way 12th Addition; Lot 1 and Outlot “A”, Appian Way 13th Addition; Lots 1, 2, 3 and 4, Outlot “A”, part of Outlot “B”, Appian Way 14th Addition; and Lot 117 Irregular Tract, all located in Section 23, Township 9 North, Range 7 East of the 6th P.M., City of Lincoln, Lancaster County, Nebraska, as more particularly described in Attachment “A” hereto;

WHEREAS, the real property adjacent to the area included within the site plan for this amendment to the use permit 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 Eiger Corporation, hereinafter referred to as "Permittee", to expand the boundary of the existing use permit by approximately 14.6 acres to allow an additional 722 dwelling units, with a requested waiver to allow tandem parking associated with multi-family dwellings, and to modify the maximum height to 52 feet, and to remove approximately 6.3 acres being re-zoned to H-4 for mini-warehousing, be and the same is hereby granted under the provisions of Section 27.64.010 of the Lincoln Municipal Code upon condition that construction and operation of said development be in substantial compliance with said application, the site plan, and the following additional express terms, conditions, and requirements:

1. This permit expands the site plan for Use Permit 140D adding 722 dwelling units, deletes the area being re-zoned to H-4, and approves waivers to allow for tandem parking associated with multiple-family dwellings, and to increase the maximum height of buildings from 40 feet to 52 feet.

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2. Before receiving building permits:
  - a. The Permittee shall submit a revised site plan showing the following revisions:
    - i. Delete General Notes #1, 5, 18, 19, 22, 23, 25 which all re-state code requirements and are redundant.
    - ii. Revise Waiver Note #1 to state: NO SIDEWALKS ALONG HIGHWAY 2 AND ONLY ALONG ONE SIDE OF PRIVATE ROADWAYS, EXCEPT FOR SOUTH 88TH AND SOUTH 89TH STREETS WHERE SIDEWALKS ARE REQUIRED ON BOTH SIDES.
    - iii. Add a new General Note which states the final site layout for the apartment complexes to be reviewed by administrative amendment prior to building permits.
    - iv. Show a building envelope surrounding the apartment complexes adjacent to all property lines based on the applicable setbacks for the zoning district.
  - b. Final plat(s) are approved by the City.
3. Before occupying the buildings all development and construction is to comply with the approved plans.
4. All privately-owned improvements, including landscaping and recreational facilities, are to be permanently maintained by the Permittee or an appropriately established owners association approved by the City.
5. The site plan accompanying this permit shall be the basis for all interpretations of setbacks, yards, locations of buildings, location of parking and circulation elements, and similar matters.
6. This resolution's terms, conditions, and requirements bind and obligate the Permittee, its successors and assigns.
7. The applicant 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 special permit. The City Clerk shall file a copy of the resolution approving the special 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, the terms and conditions of all resolutions approving previous permits remain in force except as specifically amended by this resolution.

Introduced by Jon A. Camp

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

COMP. PLAN AMENDMENT 14002 – AMENDING THE 2040 LINCOLN-LANCASTER COUNTY COMPREHENSIVE PLAN TO CHANGE APPROXIMATELY 61 ACRES OF LAND FROM URBAN RESIDENTIAL TO COMMERCIAL, GREEN SPACE AND ENVIRONMENTAL RESOURCES, ON PROPERTY GENERALLY LOCATED SOUTHWEST OF THE INTERSECTION OF WEST CHARLESTON STREET AND SUN VALLEY BOULEVARD. (RELATED ITEMS: 14R-131, 14-52, 14R-132) - PRIOR to reading:

FELLERS Moved to Delay Action for 1 week to 6/9/14.

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

CHANGE OF ZONE 14009 – APPLICATION OF OAK LAKE DEVELOPMENT, LLC FOR A CHANGE OF ZONE FROM R-3 RESIDENTIAL DISTRICT AND I-1 INDUSTRIAL DISTRICT TO B-2 PLANNED NEIGHBORHOOD BUSINESS DISTRICT ON PROPERTY GENERALLY LOCATED SOUTHWEST OF THE INTERSECTION OF WEST CHARLESTON STREET AND SUN VALLEY BOULEVARD. (RELATED ITEMS: 14R-131, 14-52, 14R-132) - PRIOR to reading:

FELLERS Moved to Delay Action for 1 week to 6/9/14.

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

CLERK Read an ordinance, introduced by Jon A. Camp, 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.

USE PERMIT 14004 – APPLICATION OF OAK LAKE DEVELOPMENT, LLC TO PERMIT OUTDOOR RECREATIONAL FACILITIES AS A SPECIAL PERMITTED USE, TO DEVELOP 75,000 SQ. FT. OF COMMERCIAL USE, 175,000 SQ. FT. OF INDOOR RECREATIONAL FACILITIES AND 275 HOTEL ROOMS, INCLUDING REQUESTED WAIVERS TO MODIFY THE PARKING, SIGNAGE, MAXIMUM HEIGHT, PARKING LOT SCREENING, STREET TREES AND SIDEWALK REQUIREMENTS, ON PROPERTY GENERALLY LOCATED SOUTHWEST OF THE INTERSECTION OF WEST CHARLESTON STREET AND SUN VALLEY BOULEVARD. (RELATED ITEMS: 14R-131, 14-52, 14R-132) - PRIOR to reading:

FELLERS Moved to Delay Action for 1 week to 6/9/14.

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

APPROVING THE GREAT AMERICAN SPORTS PARK REDEVELOPMENT AGREEMENT BETWEEN THE CITY OF LINCOLN AND GREAT AMERICAN SPORTS PARK, LLC AND OAK LAKE DEVELOPMENT, LLC RELATING TO THE REDEVELOPMENT OF PROPERTY GENERALLY LOCATED BETWEEN SUN VALLEY BOULEVARD ON THE EAST, CHARLESTON STREET AND WEST CHARLESTON STREET ON THE NORTH, THE VIEW STUDENT HOUSING COMPLEX ON THE WEST, AND THE UNION PACIFIC RAIL LINE ON THE SOUTH. (RELATED ITEMS: 14R-134, 14R-135, 14-53, 14-54) - PRIOR to reading:

FELLERS Moved to Delay Action for 1 week to 6/9/14.

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

AMENDING THE FY 13/14 CIP TO AUTHORIZE AND APPROPRIATE \$2,116,463 IN TIF FUNDS AND \$1,188,889 IN ENHANCED EMPLOYMENT AREA OCCUPATION TAX FOR THE GREAT AMERICAN SPORTS PARK REDEVELOPMENT PROJECT ON PROPERTY GENERALLY LOCATED BETWEEN SUN VALLEY BOULEVARD ON THE EAST, CHARLESTON STREET AND WEST CHARLESTON STREET ON THE NORTH, THE VIEW STUDENT HOUSING COMPLEX ON THE WEST, AND THE UNION PACIFIC RAIL LINE ON THE SOUTH. (RELATED ITEMS: 14R-134, 14R-135, 14-53, 14-54) - PRIOR to reading:

FELLERS Moved to Delay Action for 1 week to 6/9/14.

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

AUTHORIZING A RETAIL BUSINESS OCCUPATION TAX ON RETAIL BUSINESSES LOCATED WITHIN THE GREAT AMERICAN SPORTS PARK PROJECT'S ENHANCED EMPLOYMENT AREA IDENTIFIED IN THE NORTHWEST CORRIDORS REDEVELOPMENT PLAN FOR OUTDOOR LIGHTED SPORTS FIELDS AND ASSOCIATED PARKING, RESTROOMS AND RELATED IMPROVEMENTS. (RELATED ITEMS: 14R-134, 14R-135, 14-53, 14-54) - PRIOR to reading:

FELLERS Moved to Delay Action for 1 week to 6/9/14.

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

CLERK Read an ordinance, introduced by Jon A. Camp, providing for the levy of a retail business occupation tax; establishing definitions; providing for the administration, collections, returns, delinquencies and recovery of unpaid amounts related to such occupation tax; specifying how such tax revenue will be used; providing a sunset provision for the tax; and related matters, the third time.

AUTHORIZING THE ISSUANCE OF TAX ALLOCATION BONDS AND THE ISSUANCE OF OCCUPATION TAX REVENUE BONDS FOR THE GREAT AMERICAN SPORTS PARK REDEVELOPMENT PROJECT. (RELATED ITEMS: 14R-134, 14R-135, 14-53, 14-54) - PRIOR to reading:

FELLERS Moved to Delay Action for 1 week to 6/9/14.

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

CLERK Read an ordinance, introduced by Jon A. Camp, authorizing and providing for the issuance by the City of Lincoln, Nebraska of (a) a tax allocation bond, note or other obligation in an aggregate principal amount not to exceed \$2,116,463 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 sports park 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 and (b) an occupation tax revenue bond, note or other obligation in an aggregate principal amount to not exceed \$1,188,889 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 sports park 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 such bonds, notes or other obligations; pledging certain property tax revenue and other revenue to the payment of the principal of and interest on the tax allocation bond, note or other obligation as the same become due; pledging certain occupation tax revenues to the payment of the principal of and interest on the occupation tax revenue bond, note or other obligation as the same become due; limiting payment of such bond, note or other obligation to the revenues specified herein; 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 such 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 third time.

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

VACATION NO. 06007- VACATING PINE RIDGE LANE IN THE PINE LAKE COMMUNITY UNIT PLAN GENERALLY LOCATED ON THE WEST SIDE OF WESTSHORE DRIVE, HALFWAY BETWEEN NORTHSHORE DRIVE AND EIGER DRIVE - CLERK read an ordinance, introduced by Jonathan Cook,

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vacating Pine Ridge Lane in the Pine Lake Community Unit Plan, generally located on the west side of Westshore Drive, halfway between Northshore Drive and Eiger Drive and retaining title thereto in the City of Lincoln, Lancaster County, Nebraska, the first time.

ANNEXATION NO. 14002 - AMENDING THE LINCOLN CORPORATE LIMITS MAP BY ANNEXING APPROXIMATELY 10.4 ACRES GENERALLY LOCATED SOUTHEAST OF THE INTERSECTION OF SOUTH 70TH STREET AND YANKEE HILL ROAD. (RELATED ITEMS: 14-58, 14-59 & 14-60) - CLERK read an ordinance, introduced by Jonathan Cook, 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 first time.

CHANGE OF ZONE 05068D - AMENDING THE WOODLANDS AT YANKEE HILL PLANNED UNIT DEVELOPMENT FOR A CHANGE OF ZONE FROM AG AGRICULTURAL DISTRICT TO R-3 RESIDENTIAL DISTRICT PUD TO EXPAND THE AREA OF THE PUD, AND FROM R-3 RESIDENTIAL DISTRICT PUD TO R-3 RESIDENTIAL DISTRICT TO REDUCE THE AREA OF THE PUD, GENERALLY LOCATED BETWEEN SOUTH 70TH STREET AND SOUTH 84TH STREET SOUTH OF YANKEE HILL ROAD; FOR A PLANNED UNIT DEVELOPMENT DISTRICT DESIGNATION ON THE PROPERTY BEING ADDED TO THE PUD; AND FOR APPROVAL OF A DEVELOPMENT PLAN MODIFYING THE ZONING ORDINANCE AND LAND SUBDIVISION ORDINANCE TO ALLOW INCREASES IN THE NUMBER OF DWELLING UNITS FROM 613 TO 675. (RELATED ITEMS: 14-58, 14-59 & 14-60) - CLERK read an ordinance, introduced by Jonathan Cook, amending the Lincoln Zoning District Maps attached to and made a part of Title 27 of the Lincoln Municipal Code, as provided by Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, the first time.

STREET NAME CHANGE 12002 - RENAMING BUSH AVENUE GENERALLY LOCATED SOUTHEAST OF THE INTERSECTION OF SOUTH 78TH STREET AND YANKEE WOODS DRIVE TO HACIENDA DRIVE. (RELATED ITEMS: 14-58, 14-59 & 14-60) - CLERK read an ordinance, introduced by Jonathan Cook, changing the name of Bush Avenue located southeast of the intersection of South 78th Street and Yankee Woods Drive to Hacienda Drive as recommended by the Street Name Committee, the first time.

AMENDING SECTION 9.36.025 RELATING TO FIREARMS OFFERED FOR SALE AT RETAIL; ACCESS RESTRICTED, TO PROVIDE THAT AMMUNITION FOR FIREARMS OTHER THAN HANDGUNS IS NOT REQUIRED TO BE SECURED OR INACCESSIBLE WITHOUT ASSISTANCE OF AUTHORIZED SALES PERSONNEL OF THE RETAILER; AND REPEALING SECTION 9.36.025 OF THE LINCOLN MUNICIPAL CODE AS HITHERTO EXISTING - CLERK read an ordinance, introduced by Jonathan Cook, amending Section 9.36.025 relating to Firearms Offered for Sale at Retail; Access Restricted, to provide that ammunition for firearms other than handguns is not required to be secured or inaccessible without assistance of authorized sales personnel of the retailer; and repealing Section 9.36.025 of the Lincoln Municipal Code as hitherto existing, the first time.

AUTHORIZING THE SALE OF CITY OWNED PROPERTY LOCATED AT 422, 436 AND 444 NORTH 27<sup>TH</sup> STREET TO TJK INVESTMENTS INC. PURSUANT TO THE HARTLEY FLATS REDEVELOPMENT AGREEMENT - CLERK read the following ordinance, introduced by Jonathan Cook, authorizing the sale of City owned property located at 422, 436 and 444 North 27th Street, Lincoln, Nebraska, more particularly described on Exhibit A-1 attached hereto, to TJK Investments Inc. pursuant to the Hartley Flats Redevelopment Agreement, the first time.

VACATION NO. 13004 - VACATING PINE TREE LANE FROM NORTH 7TH STREET TO THE END OF THE PINE TREE LANE CUL-DE-SAC, GENERALLY LOCATED AT NORTH 7TH STREET AND PINE TREE LANE - CLERK read an ordinance, introduced by Jonathan Cook, vacating Pine Tree Lane from North 7th Street to the end of the Pine Tree Lane cul-de-sac, generally located at North 7th Street and Pine Tree Lane, and retaining title thereto in the City of Lincoln, Lancaster County, Nebraska, the first time.

APPROVING THE SPEEDWAY SPORTING VILLAGE REDEVELOPMENT AGREEMENT BETWEEN B & J PARTNERSHIP, LTD AND THE CITY OF LINCOLN RELATING TO THE REDEVELOPMENT OF PROPERTY GENERALLY LOCATED IN THE VICINITY OF WEST VAN DORN ON THE NORTH, PARK BOULEVARD ON THE WEST, BURLINGTON NORTHERN SANTA FE RAILROAD TRACKS ON THE EAST, AND APPROXIMATELY CALVERT STREET ON THE SOUTH. (RELATED ITEMS: 14R-158, 14R-159) - PRIOR to reading:

COOK Moved to Delay 1st Reading on Bill No. 14R-158 for 1 week to 6/9/14.

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

AMENDING THE FY 13/14 CIP TO AUTHORIZE AND APPROPRIATE \$4,700,000 IN TIF FUNDS FOR THE SPEEDWAY SPORTING VILLAGE REDEVELOPMENT PROJECT ON PROPERTY GENERALLY LOCATED IN THE VICINITY OF WEST VAN DORN ON THE NORTH, PARK BOULEVARD ON THE WEST, BURLINGTON NORTHERN SANTA FE RAILROAD TRACKS ON THE EAST, AND APPROXIMATELY CALVERT STREET ON THE SOUTH. (RELATED ITEMS: 14R-158, 14R-159) - PRIOR to reading:

COOK Moved to Delay 1st Reading on Bill No. 14R-159 for 1 week to 6/9/14.

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

AUTHORIZING THE ISSUANCE OF TAX ALLOCATION BONDS WITH A TOTAL NOT TO EXCEED \$4,700,000 FOR THE CITY OF LINCOLN, SPEEDWAY SPORTING VILLAGE REDEVELOPMENT PROJECT - CLERK read the following resolution, introduced by Jonathan Cook, authorizing and providing for the issuance of city of Lincoln, Nebraska tax allocation bonds, notes or other obligations, in one or more taxable or tax-exempt series, in an aggregate principal amount not to exceed \$4,700,000 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 sporting village 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.

#### RESOLUTIONS - 1<sup>ST</sup> READING

APPROVING AN INTERLOCAL MASTER FACILITY USE AGREEMENT BETWEEN LINCOLN PUBLIC SCHOOLS AND THE CITY OF LINCOLN ESTABLISHING AN EQUITABLE METHOD FOR SHARING COSTS ASSOCIATED WITH SHARED USE OF FACILITIES MANAGED BY EACH OF THE PARTIES.

AUTHORIZING B&J PARTNERSHIP LTD. TO OCCUPY A PORTION OF THE PUBLIC RIGHT-OF-WAY AT MCKINNEY'S IRISH PUB AT 151 NORTH 8TH STREET FOR USE AS A SIDEWALK CAFÉ.

APPROVING AN AGREEMENT BETWEEN THE CITY OF LINCOLN, ON BEHALF OF THE LINCOLN-LANCASTER COUNTY HEALTH DEPARTMENT, AND CEDARS YOUTH SERVICES FOR THE HEALTHY FAMILIES AMERICA PROGRAM TO PROVIDE HOME VISITING SERVICES TO PROMOTE POSITIVE PARENTING FOR A TERM OF MARCH 1, 2014 THROUGH JUNE 30, 2015. (CONSENT)

APPROVING SUPPLEMENTAL AGREEMENT #1 TO THE PRELIMINARY ENGINEERING AND NATIONAL ENVIRONMENTAL POLICY ACT SERVICES AGREEMENT BETWEEN THE CITY OF LINCOLN AND ALFRED BENESCH & COMPANY TO ESTABLISH VARIOUS DUTIES AND FUNDING RESPONSIBILITIES FOR A FEDERAL AID PROJECT FOR PROJECT NO. HSIP-5253(1), CN 13227, A SAFETY PROJECT AT NORTH 66TH STREET AND FREMONT STREET.

COMP. PLAN CONFORMANCE 14009 - APPROVING AN AMENDMENT TO THE LINCOLN CENTER REDEVELOPMENT PLAN TO ADD THE "KIECHEL FINE ART GALLERY REDEVELOPMENT PROJECT" FOR RENOVATION OF THE EXISTING BUILDING FOR ADDITIONAL ART GALLERY SPACE INCLUDING AN ART GARDEN ON THE ROOFTOP DECK, ENERGY EFFICIENT WINDOWS AND ENHANCED FACADE LIGHTING IMPROVEMENT ON PROPERTY GENERALLY LOCATED AT 1208 O STREET.

REAPPOINTING DOUG EMERY TO THE JOINT BUDGET COMMITTEE FOR A TERM EXPIRING MAY 31, 2016. (CONSENT)

REAPPOINTING DOUG EMERY TO THE LINCOLN-LANCASTER COUNTY BOARD OF HEALTH FOR A TERM EXPIRING MAY 31, 2015. (CONSENT)

REAPPOINTING CARL ESKRIDGE TO THE MULTI-CULTURAL ADVISORY COMMITTEE FOR A TERM EXPIRING MAY 31, 2017. (CONSENT)

REAPPOINTING JONATHAN COOK TO THE PARKS AND RECREATION ADVISORY BOARD FOR A TERM EXPIRING MAY 31, 2015. (CONSENT)

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REAPPOINTING ROY CHRISTENSEN, DOUG EMERY AND LEIRION GAYLOR BAIRD TO THE RAILROAD TRANSPORTATION SAFETY DISTRICT FOR A TERM EXPIRING MAY 31, 2015. (CONSENT)

REAPPOINTING GILL PEACE AND MICHELLE PENN TO THE URBAN DESIGN COMMITTEE FOR TERMS EXPIRING FEBRUARY 1, 2017. (CONSENT)

APPOINTING TAMMY EAGLE BULL TO THE URBAN DESIGN COMMITTEE FOR A TERM EXPIRING FEBRUARY 1, 2017. (CONSENT)

APPROVING AN AGREEMENT BETWEEN THE CITY OF LINCOLN ON BEHALF OF THE LINCOLN-LANCASTER COUNTY HEALTH DEPARTMENT AND THE BOARD OF REGENTS OF THE UNIVERSITY OF NEBRASKA ON BEHALF OF THE UNMC COLLEGE OF DENTISTRY TO PROVIDE CLINICAL TRAINING FOR DENTAL AND DENTAL HYGIENE STUDENTS AT THE HEALTH DEPARTMENT FOR A TERM OF JULY 1, 2014 THROUGH JUNE 30, 2017. (CONSENT)

APPROVING THE ADDENDUM TO THE SERVICE AGREEMENT BETWEEN THE CITY OF LINCOLN AND DENIS VONTZ FOR PROFESSIONAL GOLF SERVICES AND MANAGEMENT OF THE GOLF CLUBHOUSES AT THE HIGHLANDS GOLF CLUBHOUSE AND THE MAHONEY GOLF CLUBHOUSE TO ADJUST THE TERM OF THE LICENSE, EXPAND THE SERVICES PROVIDED BY THE GOLF PROFESSIONAL, AND TO AMEND THE COMPENSATION.

APPROVING THE ADDENDUM TO THE SERVICE AGREEMENT BETWEEN THE CITY OF LINCOLN AND TIMOTHY ROWLAND FOR PROFESSIONAL GOLF SERVICES AND MANAGEMENT OF THE GOLF CLUBHOUSE AT PIONEERS GOLF CLUBHOUSE TO ADJUST THE TERM OF THE LICENSE, EXPAND THE SERVICES PROVIDED BY THE GOLF PROFESSIONAL, AND TO AMEND THE COMPENSATION.

**ADJOURNMENT**

**4:58 P.M.**

CHRISTENSEN Moved to adjourn the City Council Meeting of June 2, 2014.

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

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Teresa J. Meier, City Clerk

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Soulinnee Phan, Office Specialist