

**THE MINUTES OF THE CITY COUNCIL MEETING HELD  
MONDAY, JULY 21, 2014 AT 3:00 P.M.**

The Meeting was called to order at 5:30 p.m. Present: Council Vice Chair Fellers; Council Members: Camp, Christensen, Cook, Eskridge, Gaylor Baird; City Clerk, Teresa J. Meier; Council Members Absent: Emery.

Council Vice Chair Fellers 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**

FELLERS Having been appointed to read the minutes of the City Council proceedings of July 14, 2014, reported having done so, found same correct.  
Seconded by Gaylor Baird and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

**MAYOR'S AWARD OF EXCELLENCE**

Mayor Beutler presented the May, 2014 Mayor's Award of Excellence to Luke Bonkiewicz, Police Officer for the Operations Division of the Police Department in the categories of Customer Relations & Productivity for a study he conducted regarding the LPD Mental Health Referral Program.

Alan Green, Director of the Mental Health Assoc. Of Nebraska, came forward to state that what Luke has done is phenomenal, MHA received 3 more years funding through the Health Endowment to fund this program again & thanked Luke, the Police Department & the City Council for their support.

Chief Jim Peschong, Lincoln Police Dept., came forward to state that Luke has taken our POP projects to a higher level. We're always looking at where our resources are being pulled. & how we might be able to deal with those problems much earlier on in order to have the resources necessary to serve the rest of the community.

Luke Bonkiewicz, Lincoln Police Dept., came forward & thanked the Council for this award. expressed appreciation to his family, the Department, Sgt. John Walsh for nominating him, all of the folks at MHA.& everyone who attended today from LPD, & wanted to accept this in part on behalf of Mental Health Center because it is their work, their tireless efforts, that made this possible.

**PUBLIC HEARING**

REAPPOINTING KATHY MCKILLIP TO THE LINCOLN CITY LIBRARY BOARD - Herb Schimek, 6437 Lone Tree Dr., President of the Lincoln City Library Board, came forward to introduce Ms. McKillip & to request approval.

Kathy McKillip came forward to state this would be for a second term.  
This matter was taken under advisement.

APPLICATION OF SALT VALLEY SPIRITS LLC DBA SALT VALLEY SPIRITS FOR A CLASS Z LIQUOR LICENSE AT 500 W. SOUTH STREET, SUITE 8. (7/14/14 - PUBLIC HEARING & ACTION CONT'D FOR 1 WEEK TO 7/21/14);

MANAGER APPLICATION OF BRIAN C. PODWINSKI FOR SALT VALLEY SPIRITS LLC DBA SALT VALLEY SPIRITS AT 500 W. SOUTH STREET, SUITE 8. (7/14/14 - PUBLIC HEARING & ACTION CONT'D FOR 1 WEEK TO 7/21/14) - Brian Podwinski, 9322 S. 28<sup>th</sup> St., applicant, came forward to take the oath & answer any questions. Stated they are going to segment off a portion of Blue Blood to open a distillery.

This matter was taken under advisement.

APPLICATION OF ONE FAMILY LLC DBA ALSULTAN LOUNGE FOR A CLASS C LIQUOR LICENSE AT 1637 P STREET, SUITE F;

MANAGER APPLICATION OF SAIF SAYAH FOR ONE FAMILY LLC DBA ALSULTAN LOUNGE AT 1637 P STREET, SUITE F. - Saif Sayah, 1637 P St., Suite F, came forward to take the oath & answer any questions. Stated that this is geared toward students where they can socialize with friends, study, & have a good time.

This matter was taken under advisement.

MANAGER APPLICATION OF AMY DICKERSON FOR LANCASTER COUNTY AGRICULTURAL SOCIETY DBA LANCASTER EVENT CENTER AT 4100 NORTH 84TH STREET.

APPLICATION OF LANCASTER COUNTY AGRICULTURAL SOCIETY DBA LANCASTER EVENT CENTER FOR A SPECIAL DESIGNATED LICENSE FOR AN AREA MEASURING

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APPROXIMATELY 50 FEET BY 550 FEET FOR THE MUHLBACH MOTORSPORTS COMPLEX BEER GARDEN, AT 4100 NORTH 84TH STREET ON JULY 31, AUGUST 1, 2, 3, 4, 5, 6, 7, 8, AND 9, 2014 FROM 12:00 P.M. TO 1:00 A.M.

APPLICATION OF LANCASTER COUNTY AGRICULTURAL SOCIETY DBA LANCASTER EVENT CENTER FOR A SPECIAL DESIGNATED LICENSE FOR AN AREA MEASURING APPROXIMATELY 285 FEET BY 176 FEET FOR THE SUPER FAIR ATTRACTIONS ZONE BEER GARDEN, AT 4100 NORTH 84TH STREET ON JULY 31, AUGUST 1, 2, 3, 4, 5, 6, 7, 8, AND 9, 2014 FROM 12:00 P.M. TO 1:00 A.M. - Amy Dickerson, managing Director, 4100 N. 84<sup>th</sup> St., came forward to take the oath & answer any questions.

This matter was taken under advisement.

APPLICATION OF RHINO DYNAMICS INC. DBA DUFFY'S TAVERN FOR A SPECIAL DESIGNATED LICENSE FOR AN AREA MEASURING APPROXIMATELY 55 FEET BY 51 FEET AT 1412 O STREET ON JULY 26, 2014 FROM 1:00 P.M. TO 2:00 A.M. - Scott Hatfield, 1412 O St., came forward to answer any questions.

This matter was taken under advisement.

APPLICATION OF BDF LLC DBA CAPTAIN JACK'S FOR A SPECIAL DESIGNATED LICENSE FOR AN AREA MEASURING APPROXIMATELY 390 FEET BY 390 FEET IN THE FALLBROOK TOWN CENTER AT 570 FALLBROOK BLVD. ON JULY 26, 2014 FROM 9:00 A.M. TO 11:00 P.M. - Kevin Reynolds, 2515 Washington, & Chris Vasek, 7915 Medicine Hat Road, came forward to answer any questions. Stated this is to celebrate the end of the Cornhusker State Games.

This matter was taken under advisement.

CHANGE OF ZONE 14016 - APPLICATION OF HOOGLAND FOODS FOR A CHANGE OF ZONE FROM O-2 OFFICE DISTRICT TO B-1 BUSINESS DISTRICT ON PROPERTY GENERALLY LOCATED AT NORTH 70TH STREET AND ADAMS STREET - Jason Yuhasz, applicant, 3940 SW Nottingham Rd. Topeka, Kansas, came forward to request approval. They are hoping to put a pizza deliver & carry out business in there at the old Bank of the West branch. They will have 3 or 4 benches in there where people could sit & wait for their pizza. It's 99% delivery & carry out. Have about 70 locations right now & this will be their first one in Lincoln. Name of the business is Marco's Pizza & they hope to be opening in October or November.

This matter was taken under advisement.

AUTHORIZING THE ISSUANCE OF TAX ALLOCATION BONDS WITH A TOTAL NOT TO EXCEED \$143,897.00 FOR THE CITY OF LINCOLN, KIECHEL ART GALLERY, 1208 O STREET REDEVELOPMENT PROJECT - Lauren Wismer, Gilmore & Bell, 1248 O St., Suite 710, came forward to answer questions. The redevelopment agreement has already been approved by Council. This allows for issuance of the bonds. It is our understanding they are to be developer-purchased.

This matter was taken under advisement.

APPROVING AN AGREEMENT BETWEEN THE CITY OF LINCOLN AND THE LOWER PLATTE SOUTH NATURAL RESOURCES DISTRICT TO TRANSFER THE USE OF TWO WELLS, ASSOCIATED MONITORING WELLS AND A RESERVOIR LOCATED IN THE FORMER ANTELOPE VALLEY WELLFIELD TO LOWER PLATTE SOUTH NATURAL RESOURCES DISTRICT TO BE USED FOR LOW FLOW AUGMENTATION OF ANTELOPE CREEK FOR A TERM OF ONE HUNDRED YEARS - Steve Huggenberger, Asst. City Attorney, came forward. This is a transfer of 2 previously used production wells, 10 monitoring wells & a reservoir all no longer used for municipal purposes. This was originally proposed as a sale and we reconsidered that & changed it to a sale of personal property & a license agreement of the land. The reason that we did that was because we didn't want to take a 10 x 10 square of every place where the well was in the middle of the right-of-way in Antelope Park & transfer that to the NRD. The NRD intends to use the wells to augment low flows in the creek during times of low flow events & whatever other purposes the NRD chooses. Discussion followed.

Mike Morosin, 1500 N. 15<sup>th</sup> St., came forward & inquired what the cost to the taxpayers would be. Mr. Huggenberger replied that all costs will be borne by the NRD, none by the City.

This matter was taken under advisement.

SPECIAL PERMIT 14014 - APPLICATION OF A. MICHAEL ALESIO TO ALLOW A PARKING LOT IN THE R-6 RESIDENTIAL DISTRICT ON PROPERTY GENERALLY LOCATED AT SOUTH 47TH STREET AND COOPER AVENUE WITH A REQUEST TO WAIVE THE FRONT YARD SETBACK TO 6 FEET ALONG COOPER AVENUE AND 11 FEET ALONG SOUTH 47TH STREET AND A SIDE YARD SETBACK REDUCTION TO 0 FEET ALONG THE EAST PROPERTY LINE - Mike Alesio, 2601 S. 70<sup>th</sup> Street, applicant, came forward to state this is to construct a parking lot on a vacant residential lot in the College View area as an augmentation for parking for his daughter's business which is Bella Skincare & Massage Therapy. They've been in Lincoln for about 14 years.

Anne Alesio, 1110 Eastridge Dr., Bella Skincare & Massage Therapy, came forward to state they are hoping to resolve the parking situation over there. Discussion followed.

This matter was taken under advisement.

APPROVING THE FISCAL YEAR 2014 ACTION PLAN: ONE YEAR USE OF FUNDS FOR HUD ENTITLEMENT PROGRAMS - Wynn Hjermstad, Community Development Manager with Urban Development, came forward. This document is required by the U.S. Dept. Of Housing & Urban Development (HUD) & describes how we're going to use the Federal funds that we receive from HUD. HUD's mandate includes 3 statutory goals: 1) to provide decent housing, 2) a suitable housing environment, & 3) expanded economic opportunities all primarily for low & moderate income people or in low to moderate income neighborhoods. We do this in 3 broad program areas: housing, community development, & homelessness.

Steve Werthman, Housing & Real Estate Manager with Urban Development, stated two of the three major statutory goals of HUD is to create suitable housing environment & to provide decent housing. We also have housing rehab loans available using our CDBG funds for those homeowners who can't afford maintenance on their home. We increase the number of homeowners, primarily in the older neighborhoods, through First Home Program administered by NeighborWorks Lincoln. We offer down payment assistance & housing rehabilitation for first time home buyers. We partner with NeighborWorks to resolve blighting conditions in the neighborhoods & to create new housing through our troubled property program. Under the program, NeighborWorks can acquire blighted, vacant housing &, in most cases, they demolish it & replace it with a new, energy-efficient house which will, again, be sold to a first time home buyer. We provide home funds to Habitat for Humanity to buy buildable lots so they can do their volunteer build which creates affordable housing for households that are actually under 50% of the median income. We provide CDBG Funds to the League of Human Dignity so they can remove barriers within a house for the disabled individuals. Discussion followed.

This matter was taken under advisement.

APPROVING RENA, INC. DBA THE FOXY AS A KENO SATELLITE SITE AT 1823 O STREET - Katrina Coffey, Vice President of Marketing for Big Red Keno, no address given, & Don Arena, applicant, 1823 O St., came forward to request approval.

This matter was taken under advisement.

APPROVING THE 2014-15 WORK PLAN FOR THE INTERLOCAL AGREEMENT ON STORMWATER MANAGEMENT BETWEEN THE CITY OF LINCOLN AND THE LOWER PLATTE SOUTH NATURAL RESOURCES DISTRICT TO ADDRESS STORMWATER QUALITY AND QUANTITY ISSUES - Ben Higgins, Public Works, came forward. This is an annual work plan with the NRD that indicates how the City & NRD cost share & how we share responsibilities on projects where we have a joint interest. All the City funds is from stormwater bonds or grants & there's a little bit in there from the General Fund for staff & monitoring.

This matter was taken under advisement.

ACCEPTING THE REPORT OF NEW AND PENDING CLAIMS AGAINST THE CITY AND APPROVING DISPOSITION OF CLAIMS SET FORTH FOR THE PERIOD OF JUNE 16 - 30, 2014 -

CAMP Moved to reopen the Public Hearing on this item.

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

Connie Johnson, 1617 Granada Ln., came forward regarding a pot hole claim & that she is being punished for people not reporting them.

Jeff Kirkpatrick, City Attorney, came forward to state that the claim she filed with the City, we were notified of that pothole on June 16<sup>th</sup> & it was repaired on the 17<sup>th</sup>.

Mr. Camp inquired what the policy was on repairing potholes after they're reported.

Miki Esposito, Director of Public Works, replied it is repaired within a 1-5 days time.

Mr. Camp inquired if we ever put out barricades to help motorists.

Ms. Esposito stated it is not cost-effective to do so, would be double the trips. Discussion followed.

This matter was taken under advisement.

## COUNCIL ACTION

### REPORTS OF CITY OFFICERS

APPOINTING JEFF JOHNSON TO THE ELECTRICAL ADVISORY, APPEALS, AND EXAMINING BOARD FOR A TERM EXPIRING JULY 15, 2017 - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:

A-88397 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the appointment of Jeff Johnson to the Electrical Advisory, Appeals and Examining Board for a term expiring July 15, 2017, is hereby approved.

Introduced by Carl Eskridge

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

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APPOINTING SGT. RYAN DALE TO THE CITY PERSONNEL BOARD FOR A TERM EXPIRING JUNE 22, 2019 - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:

A-88398 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:  
That the appointment of Sgt. Ryan Dale to the City Personnel Board for a term expiring June 22, 2019, is hereby approved.

Introduced by Carl Eskridge

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

APPROVING A CONTRACT AGREEMENT BETWEEN THE CITY OF LINCOLN AND DICKEY & BURHAM, INC. FOR THE ANNUAL REQUIREMENTS FOR SNOW AND ICE REMOVAL FOR THE ASHLAND WATER TREATMENT PLANT, PURSUANT TO QUOTE 4837, FOR A FOUR YEAR TERM - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:

A-88399 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:  
That the attached contract between the City of Lincoln and Dickey & Burham, Inc. for the annual requirements for snow and ice removal for Ashland Water Treatment Plant, pursuant to Quote 4837, for a four-year period, upon the terms as set forth in said contract, is hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

Introduced by Carl Eskridge

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

REAPPOINTING KATHY MCKILLIP TO THE LINCOLN CITY LIBRARY BOARD FOR A SEVEN YEAR TERM EXPIRING AUGUST 31, 2021 - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:

A-88400 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:  
That the reappointment of Kathy McKillip to the Lincoln City Library Board for a seven year term expiring August 31, 2021, is hereby approved.

Introduced by Carl Eskridge

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

CLERK'S LETTER AND MAYOR'S APPROVAL OF RESOLUTIONS AND ORDINANCES PASSED BY THE CITY COUNCIL ON JUNE 30, 2014 - CLERK presented said report which was placed on file in the Office of the City Clerk. (27-1)

**PETITIONS & COMMUNICATIONS**

REFERRED TO THE PLANNING DEPARTMENT:

Text Amendment 14006, request of Robert Weigel, amending Title 27 of the LMC by amending the Retail Sales & Services Use Group Table in Sec. 27.06.130 to show veterinary facilities as a permitted conditional use in the O-1, O-2, O-3, & R-T zoning districts; amending Sec. 27.62.100 to allow kennels and/or veterinary facilities in those zoning districts where such use is designated as a permitted conditional use under a Use Group Table in Chapter 27.06; repealing Sec. 27.63.780, Outdoor Exercise Area Associated with a Veterinary Facility or Kennel; amending Sec. 27.63.790 to clarify that veterinary facilities are allowed as a permitted special use in the AG and AGR districts & that veterinary facilities and/or kennels which do not comply with the requirements for a permitted conditional use under Sec. 27.62.100 may be allowed by special permit under specified conditions; and repealing Secs. 27.06.130, 27.62.100, and 27.63.790 of the LMC as hitherto existing.

Change of Zone 07018A, requested by REGA Engineering Group, Inc., for an amendment to the Glynoaks Plaza Planned Unit Development, to revise the internal layout to allow an Early Childhood Care Facility, and for approval of a development plan which proposes modifications to the Zoning Ordinance, Land Subdivision Ordinance and Design Standards, on property legally described as Outlot C, Glynoaks Plaza Addition, located in the E ½ of Section 10-9-7, Lancaster County, Nebraska, generally located at South 84th Street and Glynoaks Drive.

Special Permit 14018, requested by Ms. Shawn Fitzgerald, for the expansion of a nonconforming use, to allow the reconstruction of an existing detached garage on property legally described as the west 54 feet of Lot 16, Block 3, East Lincoln, located in the NW ¼ of Section 30-10-7, Lincoln, Lancaster County, Nebraska, generally located at South 27th and M Street (2727 M Street). The Planning Commission action is final, unless appealed to the City Council.

PLACED ON FILE IN THE OFFICE OF THE CITY CLERK:

Administrative Amendment 14038 to Use Permit 89C, requested by Olsson Associates, approved by the Planning Director on July 10, 2014, to reduce the front yard setbacks from 50 feet to 20 feet along Pine Lake Rd., S. 14<sup>th</sup> St. and S. 16<sup>th</sup> St., on property generally located at S. 14<sup>th</sup> St. and Pine Lake Rd.

Administrative Amendment 14039 to Use Permit 98A, requested by Olsson Associates, approved by the Planning Director on July 10, 2014, to reduce the front yard setbacks from 50 feet to 20 feet along Pine

Lake Rd. and S. 27<sup>th</sup> St., and to reduce the setback along the south property line from 50 feet to 20 feet since the adjacent property is no longer zoned residential, on property generally located at the southwest corner of S. 27<sup>th</sup> St. and Pine Lake Rd.

Administrative Amendment 14044 to Preliminary Plat 06004, Wilderness Hills, requested by Lincoln Federal Bancorp, approved by the Planning Director on July 14, 2014, to adjust the grading plan to remove Lots 1 thru 8, Block 19, from the floodplain and adjust Note #19 to reflect that a LOMR-F shall be required, on property generally located at S. 27<sup>th</sup> St. and Rokeby Rd.

### LIQUOR RESOLUTIONS

APPLICATION OF SALT VALLEY SPIRITS LLC DBA SALT VALLEY SPIRITS FOR A CLASS Z 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-88401 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 Salt Valley Spirits LLC dba Salt Valley Spirits for a Class "Z" liquor license at 500 W. South Street, Suite 8, Lincoln, Nebraska, for the license period ending April 30, 2015, be approved with the condition that:

1. The licensed area be reduced to an area measuring approximately 25 feet by 17 feet.
2. Blue Blood Brewing reduce its licensed area by approximately 25 feet by 17 feet to avoid a duplicate licensed area with Salt Valley Spirits.
3. Blue Blood Brewing will apply for a Class C license prior to distribution of the Salt Valley Spirits in its tasting room or outdoor area.
4. All employees must possess a valid Responsible Beverage Server/Seller Permit as required by Section 5.04.124 of the Lincoln Municipal Code.
5. 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 Christensen and carried by the following vote: AYES: Camp, Christensen, Cook, Eskridge, Fellers, Gaylor Baird; NAYS: None; ABSENT: Emery.

MANAGER APPLICATION OF BRIAN C. PODWINSKI FOR SALT VALLEY SPIRITS LLC DBA SALT VALLEY SPIRITS AT 500 W. SOUTH STREET, SUITE 8 - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-88402 WHEREAS, Salt Valley Spirits LLC dba Salt Valley Spirits located at 500 W. South Street, Suite 8, Lincoln, Nebraska has been approved for a Retail Class "Z" liquor license, and now requests that Brian C. Podwinski be named manager;

WHEREAS, Brian C. Podwinski appears to be a fit and proper person to manage said business.

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

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that Brian C. Podwinski 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 Christensen and carried by the following vote: AYES: Camp, Christensen, Cook, Eskridge, Fellers, Gaylor Baird; NAYS: None; ABSENT: Emery.

APPLICATION OF ONE FAMILY LLC DBA ALSULTAN LOUNGE FOR A CLASS C LIQUOR LICENSE AT 1637 P STREET, SUITE F - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-88403 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 One Family LLC dba Alsultan Lounge for a Class "C" liquor license at 1637 P Street, Suite F, 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 Christensen and carried by the following vote: AYES: Camp, Christensen, Cook, Eskridge, Fellers, Gaylor Baird; NAYS: None; ABSENT: Emery.

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MANAGER APPLICATION OF SAIF SAYAH FOR ONE FAMILY LLC DBA ALSULTAN LOUNGE AT 1637 P STREET, SUITE F - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-88404 WHEREAS, One Family LLC dba Alsultan Lounge located at 1637 P Street, Suite F, Lincoln, Nebraska has been approved for a Retail Class "C" liquor license, and now requests that Saif Sayah be named manager;

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

MANAGER APPLICATION OF AMY DICKERSON FOR LANCASTER COUNTY AGRICULTURAL SOCIETY DBA LANCASTER EVENT CENTER AT 4100 NORTH 84TH STREET - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-88405 WHEREAS, Lancaster County Agricultural Society dba Lancaster Event Center located at 4100 North 84th Street, Lincoln, Nebraska has been approved for a Retail Class "CK" liquor license, and now requests that Amy Dickerson be named manager;

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

APPLICATION OF LANCASTER COUNTY AGRICULTURAL SOCIETY DBA LANCASTER EVENT CENTER FOR A SPECIAL DESIGNATED LICENSE FOR AN AREA MEASURING APPROXIMATELY 50 FEET BY 550 FEET FOR THE MUHLBACH MOTORSPORTS COMPLEX BEER GARDEN, AT 4100 NORTH 84TH STREET ON JULY 31, AUGUST 1, 2, 3, 4, 5, 6, 7, 8, AND 9, 2014 FROM 12:00 P.M. TO 1:00 A.M. - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-88406 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 Lancaster County Agricultural Society dba Lancaster Event Center for a special designated license to cover an area measuring approximately 50 feet by 550 feet for the Muhlbach Motorsports Complex beer garden at 4100 North 84th Street on July 31, August 1, 2, 3, 4, 5, 6, 7, 7, and 9, 2014 between the hours of 12:00 p.m. and 1:00 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.
5. Any food sold shall be provided by a licensed and inspected establishment.

Introduced by Jon Camp

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

APPLICATION OF LANCASTER COUNTY AGRICULTURAL SOCIETY DBA LANCASTER EVENT CENTER FOR A SPECIAL DESIGNATED LICENSE FOR AN AREA MEASURING APPROXIMATELY 285 FEET BY 176 FEET FOR THE SUPER FAIR ATTRACTIONS ZONE BEER GARDEN, AT 4100 NORTH 84TH STREET ON JULY 31, AUGUST 1, 2, 3, 4, 5, 6, 7, 8, AND 9, 2014 FROM 12:00 P.M. TO 1:00 A.M. - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-88407 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 Lancaster County Agricultural Society dba Lancaster Event Center for a special designated license to cover an area measuring approximately 285 feet by 176 feet for the Super Fair Attractions Zone

beer garden at 4100 North 84th Street on July 31, August 1, 2, 3, 4, 5, 6, 7, 8, and 9, 2014 between the hours of 12:00 p.m. and 1:00 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.
5. Any food sold shall be provided by a licensed and inspected establishment.

Introduced by Jon Camp

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

APPLICATION OF RHINO DYNAMICS INC. DBA DUFFY'S TAVERN FOR A SPECIAL DESIGNATED LICENSE FOR AN AREA MEASURING APPROXIMATELY 55 FEET BY 51 FEET AT 1412 O STREET ON JULY 26, 2014 FROM 1:00 P.M. TO 2:00 A.M. - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-88408 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 Rhino Dynamics Inc. dba Duffy's Tavern for a special designated license to cover an area measuring approximately 55 feet by 51 feet at 1412 O Street, Lincoln, Nebraska, on July 26, 2014 between the hours of 1:00 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 six foot fence.
4. Responsible alcohol service practices shall be followed.
5. Any food sold shall be provided by a licensed and inspected establishment.

Introduced by Jon Camp

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

APPLICATION OF BDF LLC DBA CAPTAIN JACK'S FOR A SPECIAL DESIGNATED LICENSE FOR AN AREA MEASURING APPROXIMATELY 390 FEET BY 390 FEET IN THE FALLBROOK TOWN CENTER AT 570 FALLBROOK BLVD. ON JULY 26, 2014 FROM 9:00 A.M. TO 11:00 P.M. - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-88409 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 BDF LLC dba Captain Jack's for a special designated license to cover an area measuring approximately 390 feet by 330 feet at 570 Fallbrook Blvd., Lincoln, Nebraska, on July 26, 2014, between the hours of 9:00 a.m. and 11:00 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 Jon Camp

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

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

CHANGE OF ZONE 14016 - APPLICATION OF HOOGLAND FOODS FOR A CHANGE OF ZONE FROM O-2 OFFICE DISTRICT TO B-1 BUSINESS DISTRICT ON PROPERTY GENERALLY LOCATED AT NORTH 70TH STREET AND ADAMS STREET - CLERK read an ordinance, introduced by Carl Eskridge, 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 second time.

**AUTHORIZING THE ISSUANCE OF TAX ALLOCATION BONDS WITH A TOTAL NOT TO EXCEED \$143,897.00 FOR THE CITY OF LINCOLN, KIECHEL ART GALLERY, 1208 O STREET REDEVELOPMENT PROJECT** - CLERK read an ordinance, introduced by Carl Eskridge, authorizing and providing for the issuance of City of Lincoln, Nebraska tax allocation bonds, notes other obligations, in one or more taxable or tax-exempt properties, in an aggregate principal amount not to exceed \$143,897 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 1208 O Street 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 second time.

**PUBLIC HEARING - RESOLUTIONS**

**APPROVING AN AGREEMENT BETWEEN THE CITY OF LINCOLN AND THE LOWER PLATTE SOUTH NATURAL RESOURCES DISTRICT TO TRANSFER THE USE OF TWO WELLS, ASSOCIATED MONITORING WELLS AND A RESERVOIR LOCATED IN THE FORMER ANTELOPE VALLEY WELLFIELD TO LOWER PLATTE SOUTH NATURAL RESOURCES DISTRICT TO BE USED FOR LOW FLOW AUGMENTATION OF ANTELOPE CREEK FOR A TERM OF ONE HUNDRED YEARS** - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:

A-88410

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

That the attached Agreement between the City of Lincoln and the Lower Platte South Natural Resources District to transfer the use of two wells, associated monitoring wells, and a reservoir located in the former Antelope Valley wellfield, to be used for low flow augmentation of Antelope Creek and any other uses the District determines, for a term of one hundred years, in accordance with the terms and conditions contained in the Agreement, which is attached hereto as Attachment "A", is hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

The City Clerk is directed to transmit one fully executed copy of the Agreement to the Lower Platte South Natural Resources District, 3125 Portia Street, Lincoln, NE 68501-3581 and one fully executed copy to Jerry Obrist, Water Department.

Introduced by Carl Eskridge

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

**SPECIAL PERMIT 14014 - APPLICATION OF A. MICHAEL ALESIO TO ALLOW A PARKING LOT IN THE R-6 RESIDENTIAL DISTRICT ON PROPERTY GENERALLY LOCATED AT SOUTH 47TH STREET AND COOPER AVENUE WITH A REQUEST TO WAIVE THE FRONT YARD SETBACK TO 6 FEET ALONG COOPER AVENUE AND 11 FEET ALONG SOUTH 47TH STREET AND A SIDE YARD SETBACK REDUCTION TO 0 FEET ALONG THE EAST PROPERTY LINE** - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:

A-88411

WHEREAS, A. Michael Alesio has submitted an application designated as Special Permit No. 14014 to allow a parking lot in a residential district, together with a request to waive the required front and side yard setbacks on property generally located at South 48th Street and Cooper Avenue, legally described as:

The west half of Lots 7 and 8, Block 18, College View, Lincoln, Lancaster County, Nebraska;

WHEREAS, the real property adjacent to the area included within the site plan for this parking lot 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 A. Michael Alesio, hereinafter referred to as "Permittee", to allow a parking lot in a residential district together with adjustments to the required front and side yard setbacks on property legally described above be and the same is hereby granted under the provisions of Section 27.63.170 of the Lincoln Municipal Code upon condition that construction of said parking lot be in substantial compliance with said application, the site plan, and the following additional express terms, conditions, and requirements:

1. This permit approves a parking lot in the R-6 Residential zoning district with a front yard setback reduction to 6 feet along Cooper Avenue, a front yard setback reduction to 11 feet along South 47th Street, and a side yard setback reduction to 0 feet along the east property line.
2. Before receiving building permits:



- a. The Permittee shall submit a revised and reproducible site plan including five copies showing the following revisions to the Planning Department for review and approval:
  - I. Show a 0 foot setback along the east property line and an 11 foot setback along S. 47<sup>th</sup> Street.
  - ii. Provide a landscape plan to the satisfaction of the Planning Director that shows parking lot screening along Cooper Avenue that meets Design standards and two rows of landscaping meeting the height and area requirements of the Landscape Design Standards for parking lots along S. 47<sup>th</sup> Street.
  - iii. Add to the General Notes, "Signs need not be shown on this site plan, but need to be in compliance with chapter 27.69 of the Lincoln Zoning Ordinance, and must be approved by Building & Safety Department prior to installation".
  - iv. Remove the access on S. 47<sup>th</sup> Street, shown on the site plan.
  - v. Show street trees on S. 47<sup>th</sup> Street to be planted as part of the parking lot construction. Add a note to the site plan that states "If any street trees are removed on Cooper Avenue they shall be replaced".
  - vi. Show all dimensions on stalls, drives, turnarounds and setbacks.
- b. The construction plans must substantially comply with the approved plans.
- c. The Permittee shall provide verification from the Register of Deeds that the letter of acceptance as required by the approval of the special permit has been recorded.
3. Before commencing use of the parking lot, all development and construction must be completed in substantial conformance with the approved plans.
4. All privately-owned improvements, including landscaping, must be permanently maintained by the Permittee.
5. The physical location of all setbacks and yards, buildings, parking and circulation elements, and similar matters must be in substantial compliance with the location of said items as shown on the approved site plan.
6. The terms, conditions, and requirements of this resolution shall run with the land and be binding on the Permittee, its successors, and assigns.
7. The 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 applicant. Building permits will not be issued unless the letter of acceptance has been filed.

Introduced by Carl Eskridge

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

APPROVING THE FISCAL YEAR 2014 ACTION PLAN: ONE YEAR USE OF FUNDS FOR HUD ENTITLEMENT PROGRAMS - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:

A-88412 WHEREAS, the City of Lincoln, Nebraska, acting by and through the Mayor as the Chief Executive Officer and the City Council as the Legislative body of this City, with full citizen participation with reference thereto and in full compliance with the U.S. Department of Housing and Urban Development requirements, has prepared the City of Lincoln FY 2014 Annual Action Plan: One Year Use of Funds outlining the activities and initiatives of Urban Development for Community Development Block Grant (CDBG), HOME and Emergency Solutions Grant (ESG) entitlement funds from HUD Entitlement Programs under the provisions of 24 C.F.R., Part 91, et al.; and

WHEREAS, such plan includes the proposed community development activities and community development objectives, all prepared in full compliance with the requirements, instructions, and recommendations contained in the Community Development Block Grant Regulations, HOME Investment Partnerships Act Regulations, and the McKinney-Vento Homeless Assistance Act of 1987; and

WHEREAS, such plan and the items contained therein and each of them appear to be in the best interest of the City of Lincoln, Nebraska; and

WHEREAS, certain assurances must be incorporated into the City of Lincoln's FY 2014 Action Plan, as prescribed in the Community Development Block Grant Regulations, the HOME Investment Partnerships Act Regulations and 24 C.F.R., Part 91, and the McKinney-Vento Homeless Assistance Act, including Title 24 C.F.R., Part 576.

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

That the FY 2014 Action Plan, a copy of which is attached hereto, is hereby approved and the Mayor is authorized to submit the FY 2014 Action Plan to the Department of Housing and Urban Development for total grants for Fiscal Year 2014 in the amount of \$2,617,325 (\$1,670,944 CDBG; \$808,771 HOME; and \$137,610 ESG) under the provisions of Title I of the Housing and Community Development Act of 1974, as amended, Title II of the Cranston-Gonzalez National Affordable Housing Act of 1990, as amended, Title IV of Subtitle B of the Stewart B. McKinney Homeless Assistance Act of 1988, as amended, and each and every item included therein is hereby approved. The Mayor and other City officials charged with responsibilities pertinent to the proposed certifications are hereby authorized to execute said certifications for and on behalf of the City of Lincoln, Nebraska, and the Mayor is hereby authorized and directed to execute said statement for and on behalf of the City of Lincoln, Nebraska, to

submit same to the Secretary of Housing and Urban Development, or his designate, in the form and substance as required by the Community Development Block Grant Regulations and HOME Investment Partnerships Act Regulations, and to supplement such Action Plan in any way reasonably required by the Department of Housing and Urban Development to expedite approval of the same.

BE IT FURTHER RESOLVED that the City of Lincoln, Nebraska, hereby assures and certifies that it will comply with the regulations, policies, guidelines, and requirements of Federal Management Circulars 74-4 and 74-7 and OMB Circular A-87 and 24 Code of Federal Regulations, Part 85, as they relate to the Action Plan, acceptance and use of Federal funds for the City's federally-assisted programs.

BE IT FURTHER RESOLVED that the City of Lincoln, Nebraska hereby assures and certifies with respect to the FY 2014 Action Plan that:

1. The City will affirmatively further fair housing.
2. The City has in effect and is following a residential anti-displacement and relocation assistance plan.
3. The City will continue to provide a drug-free workplace by:
  - a. Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;
  - b. Establishing an ongoing drug-free awareness program to inform employees about -
    - I. The dangers of drug abuse in the workplace;
    - ii. The grantee's policy of maintaining a drug-free work-place;
    - iii. Any available drug counseling, rehabilitation, and employee assistance programs; and
    - iv. The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;
  - c. Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by subparagraph (1);
  - d. Notifying the employee in the statement required by sub-paragraph (a) that, as a condition of employment under the grant, the employee will:
    - I. Abide by the terms of the statement; and
    - ii. Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;
  - e. Notifying the agency in writing, within ten calendar days after receiving notice under subparagraph d.ii. from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to every grant officer or other designee on whose grant activity the convicted employee was working, unless the Federal agency has designated a central point for the receipt of such notices. Notice shall include the identification number(s) of each affected grant;
  - f. Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph d.ii., with respect to any employee who is so convicted -
    - I. Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or
    - ii. Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a federal, state, or local health, law enforcement, or other appropriate agency;
  - g. Making a good faith effort to continue to maintain a drug-free workplace through implementation of subparagraphs a, b, c, d, e, and f.
4. The City will comply with restrictions on lobbying required by 24 CFR part 87, together with disclosure forms if required by that part. The City further certifies that to the best of the City's knowledge and belief:
  - a. No federal appropriated funds have been paid or will be paid, by or on behalf of the City, to any person for influencing or attempting to influence any officer or employee of an agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with the awarding of any federal contract, the making of any federal grant, the making of any federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any federal contract, grant, loan, or cooperative agreement;
  - b. If any funds other than federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with this federal contract, grant, loan, or cooperative agreement, it will complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions; and
  - c. The City will require that the language of paragraph 4 of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

5. The City possesses legal authority under state and local law to make a grant submission and to carry out the proposed community development and housing program for which it is seeking funding in accordance with applicable HUD regulations. By passage of this resolution, the Mayor, as the official representative of the City of Lincoln is hereby authorized to submit the Action Plan, including all the understandings and assurances contained therein. Further the Mayor is hereby directed and authorized to act in connection with the submission of the Action Plan and to provide such additional information as may be required.

6. The housing activities to be undertaken with CDBG and HOME funds are consistent with the City's strategic plan.

7. The City will comply with the acquisition and relocation requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended, as required under 24 C.F.R. § 570.606(b) and Federal implementing regulations; and the requirements in 24 C.F.R. § 570.606© governing the residential antidisplacement and relocation assistance plan under Section 104(d) of the Act (including a certification that the grantee is following such a plan); and the relocation requirements of 24 C.F.R. § 570.606(d) governing optional relocation assistance under Section 105(a)(11) of the Act.

8. The City will comply with Section 3 of the Housing and Urban Development Act of 1968 (12 U.S.C. 1701u) and implementing regulations at 24 CFR Part 135.

BE IT FURTHER RESOLVED that the City of Lincoln hereby assures and certifies with respect to the Community Development Block Grant program portion of the FY 2014 Action Plan that:

1. The City is in full compliance and following a detailed citizen participation plan that satisfies the requirement of 24 CFR § 91.105 and which:

a. Provides for and encourages citizen participation, with particular emphasis on participation by persons of low and moderate income who are residents of slum and blighted areas and of areas in which funds are proposed to be used, and provides for participation of residents in low and moderate income neighborhoods as defined by the City;

b. Provides citizens with reasonable and timely access to local meetings, information, and records relating to the City's proposed use of funds, as required by the regulations of the Secretary, and relating to the actual use of funds under the Act;

c. Provides for technical assistance to groups representative of persons of low and moderate income that request such assistance in developing proposals with the level and type of assistance to be determined by the grantee;

d. Provides for public hearings to obtain citizen views and to respond to proposals and questions at all stages of the community development program, including at least the development of needs, the review of proposed activities, and review of program performance, which hearings shall be held after adequate notice, at times and locations convenient to potential or actual beneficiaries, and with accommodation for the handicapped;

e. Provides for a timely written answer to written complaints and grievances, within 15 working days where practicable; and

f. Identifies how the needs of non-English speaking residents will be met in the case of public hearings where a significant number of non-English speaking residents can be reasonably expected to participate;

2. The City's strategic housing and community development plan identifies community development and housing needs and specifies both short-term and long-term community development objectives that have been in accordance with the primary objective of the statute authorizing the CDBG Program, as described in 24 CFR 570.2 and the requirements of 24 CFR Part 91 Subpart C and 24 CFR Part 570.

3. The City is following a current HUD approved consolidated plan.

4. The City has developed its final statement of projected use of funds so as to give maximum feasible priority to activities which benefit low and moderate income families or aid in the prevention or elimination of slums or blight; (the final statement of projected use of funds may also include activities which the grantee certifies are designed to meet other community development needs having a particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community, and other financial resources are not available); except that the aggregate use of CDBG funds received under Section 106 of the Act and, if applicable, under Section 108 of the Act, during program year 2014 shall principally benefit persons of low and moderate income in a manner that ensures that not less than 70 percent of such funds are used for activities that benefit such persons during such period.

The City will not attempt to recover any capital costs of public improvements assisted in whole or in part with funds provided under Section 106 of the Act or with amounts resulting from a guarantee under Section 108 of the Act by assessing any amount against properties owned and occupied by persons of low and moderate income, including any fee charged or assessment made as a condition of obtaining access to such public improvements, unless:

a. Funds received under Section 106 of the Act are used to pay the proportion of such fee or assessment that relates to the capital costs of such public improvements that are financed from revenue sources other than under Title I of the Act; or

b. For purposes of assessing any amount against properties owned and occupied by persons of moderate income, the City certifies to the Secretary that it lacks sufficient funds received under Section 106 of the Act to comply with the requirements of subparagraph (1) above.

5. The City has adopted and is enforcing:

a. A policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations; and

b. A policy of enforcing applicable state and local laws against physically barring entrance to or exit from a facility or location which is the subject of such non-violent civil rights demonstrations within its jurisdiction.

6. The City will conduct and administer the grant in compliance with Title VI of the Civil Rights Act of 1964 (Public Law 88-352, 42 U.S.C. 2000d *et seq.*), the Fair Housing Act (42 U.S.C. 3601-19), and implementing regulations.

7. The City's notification, inspection, testing and abatement procedures concerning lead-based paint will comply with 24 C.F.R. § 570.608.

8. The City will comply with all applicable laws.

BE IT FURTHER RESOLVED that the City of Lincoln hereby assumes and certifies with respect to the HOME program portion of the FY 2014 Action Plan that:

1. The City is using and will use HOME funds for eligible activities and costs, as described in §§ 92.205 through 92.209 of 24 C.F.R., Subtitle A, and that it is not using and will not use HOME funds for prohibited activities, as described in § 92.214 of 24 C.F.R. Subtitle A;

2. Before committing funds to a project, the City will evaluate the project in accordance with guidelines that it adopts for this purpose and will not invest any more HOME funds in combination with other federal assistance than is necessary to provide affordable housing.

BE IT FURTHER RESOLVED that the City of Lincoln hereby assumes and certifies with respect to the Emergency Solutions Grant (ESG) program portion of the FY2014 Action Plan that:

1. If either the cost of an emergency shelter's rehabilitation or the cost to convert a building into an emergency shelter exceed 75 percent of the value of the building before rehabilitation, the City will maintain the building as a shelter for homeless individuals and families for a minimum of ten (10) years after the date the building is first occupied by a homeless individual or family after the completed rehabilitation or conversion;

2. In all other cases where ESG funds are used for renovation, the City will maintain the building as a shelter for homeless individuals and families for a minimum of three (3) years after the date the building is first occupied by a homeless individual or family after the completed renovation;

3. In the case of assistance involving shelter operations or essential services related to street outreach or emergency shelter, the City will provide services or shelter to homeless individuals and families for the period during which the ESG assistance is provided, without regard to a particular site or structure, so long as the City serves the same type of persons or persons in the same geographic area;

4. Any renovation carried out with ESG assistance shall be sufficient to ensure that the building involved is safe and sanitary;

5. The City will assist homeless individuals in obtaining permanent housing, appropriate supportive services, and other Federal, State, local, and private assistance available for these individuals;

6. The City will obtain matching amounts required under 24 CFR 576.201;

7. The City has established and is implementing procedures to ensure the confidentiality of records pertaining to any individual provided family violence prevention or treatment services under any project assisted under the ESG program, including protection against the release of the address or location of any family violence shelter project, except with the written authorization of the person responsible for the operation of that shelter;

8. To the maximum extent practicable, the City will involve, through employment, volunteer services, or otherwise, homeless individuals and families in constructing, renovating, maintaining, and operating facilities assisted under the ESG program, in providing services under the program, and in providing services for occupants of facilities assisted under the program;

9. All activities the City undertakes with assistance under the ESG are consistent with the City's consolidated plan; and

10. The City will establish and implement, to the maximum extent practicable and where appropriate, policies and protocols for the discharge of persons from publicly funded institutions of care in order to prevent this discharge from immediately resulting in homelessness for these persons.

Introduced by Carl Eskridge

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

APPROVING RENA, INC. DBA THE FOXY AS A KENO SATELLITE SITE AT 1823 O STREET - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:

A-88413 WHEREAS, the City of Lincoln and the County of Lancaster, Nebraska have entered into an Interlocal Agreement for the purpose of providing for a joint City-County keno lottery; and

WHEREAS, the City has entered into a contract for the operation of a keno type lottery with EHPV Lottery Services, LLC, a Nebraska limited liability company; and

WHEREAS, Section 5 of the Interlocal Agreement and Section 3(b) of the Keno Contract grant the City the authority to approve all satellite locations within the corporate limits of Lincoln; and

WHEREAS, all requirements under the Interlocal Agreement and the Keno Contract governing the establishment and location of keno satellite sites have been met.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska that a keno satellite site is hereby authorized at the location of The Foxy, 1823 O Street, Lincoln, NE 68508.

The City Clerk is directed to return an executed copy of this Resolution to The Foxy, 1823 O Street, Lincoln, NE 68508.

Introduced by Carl Eskridge

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

ACCEPTING THE REPORT OF NEW AND PENDING CLAIMS AGAINST THE CITY AND APPROVING DISPOSITION OF CLAIMS SET FORTH FOR THE PERIOD OF JUNE 16 - 30, 2014 - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:

A-88414 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 July 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 CLAIM</u>		<u>ALLOWED/SETTLES CLAIMS</u>	
Jason Killingsworth	\$ 599.99	Joni Carmichael	\$ 106.71
Chuck Dreesen	3,101.38	Kimberly Romine	4,065.00
Kent & Barbara Sprague	1,000.00	Tylandra Tate	481.49
Connie Johnson	798.39	Lisa Busse	298.36
Ted Thieman	293.53	Connie Pratt	1,086.37
Rebecca Buhr	520.00	Roger Duerr	426.00
Jin Seck	NAS*		
 <u>L.E.S. Claims:</u>		Robert T. Murray	\$ 100.00
Phoenix Loss Control		Black Hills Energy	292.58
o/b/o Time Warner	\$1,743.27	Kyle Fischer	234.89
Anthony Baumert & Angela Boule	1,580.00	Manzitto Bros.	1,600.00
Miller-Long V.F.W. Post 3606	2,112.09	Phoenix Loss Control	645.93
Phoenix Loss Control	438.78	o/b/o Time Warner	
o/b/o Time Warner	3,384.08		
Phoenix Loss Control	281.25		
o/b/o Time Warner			
Norman Brooks			

\* 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 Carl Eskridge

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

APPROVING THE 2014-15 WORK PLAN FOR THE INTERLOCAL AGREEMENT ON STORMWATER MANAGEMENT BETWEEN THE CITY OF LINCOLN AND THE LOWER PLATTE SOUTH NATURAL RESOURCES DISTRICT TO ADDRESS STORMWATER QUALITY AND QUANTITY ISSUES - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:

A-88415 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the attached Fiscal Year 2014 - 2015 Work Plan for the Interlocal Agreement on Stormwater Management between the City of Lincoln and the Lower Platte South Natural Resources District, which is attached hereto marked as Attachment "A", is hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln. Said Fiscal Year 2014 - 2015 Work Plan establishes a framework and division of responsibilities for addressing stormwater quality and quantity in the City between the City of Lincoln and the Lower Platte South Natural Resources District and authorizes the use of appropriated monies in accordance with the terms and conditions contained in said Fiscal Year 2014 - 2015 Work Plan.

The City Clerk is directed to transmit a certified copy of the executed original Resolution and Fiscal Year 2014 - 2015 Work Plan for the Interlocal Agreement on Stormwater Management to Ben Higgins, Public Works and Utilities Department, for transmittal to the Lower Platte South Natural Resources District.

Introduced by Carl Eskridge

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

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

APPROVING A LEASE AGREEMENT BETWEEN THE CITY OF LINCOLN AND LOBO'S CITY MEX, INC. FOR THE LEASE OF PROPERTY GENERALLY LOCATED AT 344 NORTH 27TH STREET FOR A TWO YEAR TERM - PRIOR to reading:

GAYLOR BAIRD Moved to place Bill 14-75 on Pending, No Date Certain.

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

APPROVING THE PCE PHASE 2 REDEVELOPMENT AGREEMENT BETWEEN PCE, INC. AND THE CITY OF LINCOLN RELATING TO THE REDEVELOPMENT OF THE PROPERTIES GENERALLY LOCATED AT 1711, 1735 AND 1801 YOLANDE AVE. FOR CONSTRUCTION OF APPROXIMATELY 87,500 SQUARE FEET OF OFFICE, MANUFACTURING AND WAREHOUSE SPACE. (RELATED ITEMS: 14R-178, 14R-179, 14-78) (ACTION DATE: 7/21/14) - CLERK read the following resolution, introduced by Roy Christensen, who moved its adoption:

A-88416 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the attached City of Lincoln Redevelopment Agreement for PCE Phase 2, between the City of Lincoln, Nebraska and PCE, Inc. relating to the redevelopment of the properties generally located at 1711, 1735, and 1801 Yolande Ave. for construction of approximately 87,500 square feet of office, manufacturing and warehouse space, upon the terms and conditions set forth in said Redevelopment Agreement, which is attached hereto marked as Attachment "A", is hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

The City Clerk is directed to transmit one fully executed original and one copy of said Agreement to Wynn Hjernstad, Urban Development Department. Wynn Hjernstad is directed to record the Memorandum of Redevelopment with the Register of Deeds, recording fees to be paid from the TIF Proceeds. Wynn Hjernstad is further directed to transmit a copy of the Agreement to PCE, Inc.

Introduced by Roy Christensen

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

AMENDING THE FY 13/14 CIP TO AUTHORIZE AND APPROPRIATE \$1,426,000 IN TIF FUNDS FOR THE PCE - PHASE 2 PROJECT ON PROPERTY GENERALLY LOCATED AT 1711, 1735 AND 1901 YOLANDE AVE. (RELATED ITEMS: 14R-178, 14R-179, 14-78) (ACTION DATE: 7/21/14) - CLERK read the following resolution, introduced by Roy Christensen, who moved its adoption:

A-88417 A Resolution amending the schedule of Capital Improvement Projects for the Fiscal Year beginning September 1, 2013 within the Capital Improvement Program adopted by and attached to Resolution No. A-86975 as Schedule 5 and amended by Resolution A-87532 to establish development of the PCE - Phase 2 Redevelopment Project, an approved project in the Yolande Avenue Redevelopment Plan, to construct a new structure, including public streetscape improvements and facade improvements along Yolande Ave. between Cornhusker Highway and 20th Street as a capital improvement project within the adopted Capital Improvement Program for Fiscal Year 2013-14; and transferring and establishing appropriations for said Capital Improvement Project.

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

1. That the implementation of the Yolande Avenue Redevelopment Plan and PCE - Phase 2 Redevelopment Project, for construction of a new office, manufacturing, and warehouse facility at 1711 Yolande Ave. within the Project Area, is hereby established and added to the Urban Development Department's list of Fiscal Year 2013-14 capital improvement projects within the Capital Improvement Program adopted by and attached to Resolution No. A-86975 as Schedule 5 as amended by Resolution A-87532.

2. That the City Council hereby appropriates and directs the Finance Director to make the necessary adjustments to the biennial budget to designate \$1,250,000.00 from Tax Increment Financing funds in Fiscal Year 2013-14 to be used toward development of the PCE - Phase 2 Redevelopment Project.

Introduced by Roy Christensen

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

AUTHORIZING THE ISSUANCE OF PCE - PHASE 2 PROJECT TAX ALLOCATION BONDS IN AN AMOUNT NOT TO EXCEED \$1,250,000. (RELATED ITEMS: 14R-178, 14R-179, 14-78) - CLERK read an ordinance, introduced by Roy Christensen, authorizing and providing for the issuance of City of Lincoln, Nebraska tax allocation bonds, notes or other obligations, in one or more taxable or tax-exempt series, in an aggregate principal amount not to exceed \$1,250,000 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 PCE 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 third time.

CHRISTENSEN Moved to pass the ordinance as read.

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

The ordinance, being numbered #20048, is recorded in Ordinance Book #209, Page .

APPROVING A PROPERTY PURCHASE AND SALE AGREEMENT BETWEEN THE CITY OF LINCOLN AND LINCOLN PUBLIC SCHOOLS TO SELL 25.73 ACRES OF JENSEN PARK PROPERTY FOR A NEW MIDDLE SCHOOL AND YMCA GENERALLY LOCATED AT THE SOUTHEAST CORNER OF 84TH STREET AND YANKEE HILL ROAD - PRIOR to reading:

CAMP Moved Motion to Amend #1 to amend Bill 14-79 by substituting the attached Property Purchase and Sale Agreement (Jensen Property) for the Property Purchase and Sale Agreement currently attached to the Ordinance as Attachment "A".

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

CLERK Read an ordinance, introduced by Roy Christensen, authorizing the sale of real property consisting of approximately 25.73 acres in Jensen Park at the southeast corner of 84<sup>th</sup> Street and Yankee Hill Road, Lincoln, Lancaster County, Nebraska, the third time.

CHRISTENSEN Moved to pass the ordinance as amended.

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

The ordinance, being numbered #20049, is recorded in Ordinance Book #209, Page .

APPROVING A CONDUIT SYSTEM LEASE AGREEMENT BETWEEN THE CITY OF LINCOLN AND UNITE PRIVATE NETWORKS LLC FOR THE USE OF SPACE IN THE CITY'S UNDERGROUND CONDUIT GENERALLY LOCATED AT 8TH AND R STREETS FOR A FIVE YEAR TERM - CLERK read an ordinance, introduced by Roy Christensen, accepting and approving a Conduit Lease Agreement between the City of Lincoln and Unite Private Networks LLC for the use of space in the City's underground conduit generally located at 8<sup>th</sup> and R Street for a five year term, the third time.

CHRISTENSEN Moved to pass the ordinance as read.

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

The ordinance, being numbered #20050, is recorded in Ordinance Book #209, Page .

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

CREATING PAVING DISTRICT 2634 IN N.W. 10TH STREET FROM W. DAWES STREET TO S. BELMONT STREET AND ASSESSING THE COSTS THEREOF AGAINST THE BENEFITTED PROPERTIES - CLERK read an ordinance, introduced by Trent Fellers, creating Paving District 2634, defining the limits thereof, establishing the width of the roadway to be paved and the width of the grading to be done, providing for the curbing, guttering, and laying of sidewalks, providing for the payment of the cost thereof, designating the property to be benefitted, providing for the acquisition of easements and additional right-of-way, if necessary, and repealing all ordinances or parts of ordinances in conflict herewith, the first time.

CREATING WATER DISTRICT 1207 FOR THE PURPOSE OF CONSTRUCTING A 6-INCH WATER MAIN IN GOODHUE BLVD. FROM A STREET TO B STREET AND ASSESSING THE COSTS THEREOF AGAINST THE BENEFITTED PROPERTIES - CLERK read an ordinance, introduced by Trent Fellers, creating Water District 1207, designating the real estate to be benefitted, providing for assessment of the costs of the improvements constructed therein, providing for the acquisition of easements and additional right-of-way, if necessary, and repealing all ordinances or parts of ordinances in conflict herewith, the first time.

APPROVING THE 1100 Y STREET REDEVELOPMENT AGREEMENT BETWEEN THE CITY OF LINCOLN AND 1100 Y STREET, LLC RELATING TO THE REDEVELOPMENT OF PROPERTY GENERALLY LOCATED AT Y STREET FROM 10TH STREET TO 12TH STREET, AND NORTH OF Y STREET TO THE EXISTING EAST-WEST ALLEY, FOR CONSTRUCTION OF A MULTI-STORY APARTMENT COMPLEX CONTAINING APPROXIMATELY 126 UNITS. (RELATED ITEMS: 14R-194, 14R-195, 14-83, 14-84)

AMENDING THE FY 13/14 CIP TO AUTHORIZE AND APPROPRIATE \$1,600,000 IN TIF FUNDS FOR THE 1100 Y STREET REDEVELOPMENT PROJECT ON PROPERTY GENERALLY LOCATED AT Y STREET FROM 10TH STREET TO 12TH STREET, AND NORTH OF Y STREET TO THE EXISTING EAST-WEST ALLEY. (RELATED ITEMS: 14R-194, 14R-195, 14-83, 14-84)

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**AUTHORIZING THE ISSUANCE OF TAX ALLOCATION BONDS FOR THE 1100 Y STREET**

**REDEVELOPMENT PROJECT. (RELATED ITEMS: 14R-194, 14R-195, 14-83, 14-84) - CLERK** read an ordinance, introduced by Trent Fellers, authorizing and providing for the issuance of City of Lincoln, Nebraska Tax Allocation Bonds, Notes or Other Obligations, in one or more taxable or tax-exempt series, in an aggregate principal amount not to exceed \$1,600,000 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 11<sup>th</sup> & Y Redevelopment area, including acquiring any real estate and/or interest 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.

**APPROVING A LEASE BETWEEN THE CITY OF LINCOLN AND 1100 Y STREET, LLC FOR THE USE OF A CITY OWNED PARKING LOT TO BE USED FOR CONSTRUCTION STAGING DURING CONSTRUCTION OF THE 1100 Y STREET REDEVELOPMENT PROJECT. (RELATED ITEMS: 14R-194, 14R-195, 14-83, 14-84) - CLERK** read an ordinance, introduced by Trent Fellers, accepting and approving the Lease Agreement between the City of Lincoln, Nebraska and 1100 Y Street, LLC for the lease of City owned property generally located east of the intersection of 12<sup>th</sup> and Charleston Streets for approximately a one year term to be used for construction staging during construction of the 1100 Y Street Project, the first time.

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

**APPROVING DOWNTOWN LINCOLN ASSOCIATION'S 2014-2015 BUDGET AND PROGRAM OF WORK FOR DOWNTOWN AND WEST HAYMARKET MAINTENANCE AND MANAGEMENT BUSINESS IMPROVEMENT DISTRICTS.**

**SPECIAL PERMIT NO. 1665C - APPLICATION OF CHATEAU DEVELOPMENT LLC TO AMEND THE VAN DORN MEADOWS 1ST ADDITION COMMUNITY UNIT PLAN TO REVISE THE LAYOUT FROM NINE SINGLE-FAMILY LOTS TO 10 TWO-FAMILY DWELLING UNITS AND A 20 UNIT MULTIPLE-FAMILY BUILDING ON PROPERTY GENERALLY LOCATED AT SHERMAN STREET AND HOLMES PARK ROAD.**

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

**OPEN MICROPHONE - NONE**

**ADJOURNMENT**

**4:15 P.M.**

**CAMP** Moved to adjourn the City Council Meeting of July 21, 2014.  
Seconded by Christensen and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

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Teresa J. Meier, City Clerk