

**THE MINUTES OF THE CITY COUNCIL MEETING HELD  
MONDAY, SEPTEMBER 8, 2014 AT 3:00 P.M.**

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

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**

**FELLERS** Having been appointed to read the minutes of the City Council proceedings of August 25, 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.

**PUBLIC HEARING**

**APPLICATION OF HACIENDA REAL LLC DBA HACIENDA REAL FOR A CLASS CK LIQUOR LICENSE AT 3130 PINE LAKE ROAD.**

**MANAGER APPLICATION OF AURORA CURIEL FOR HACIENDA REAL LLC DBA HACIENDA REAL AT 3130 PINE LAKE ROAD - Aurora Curiel, 3130 Pine Lake Rd, came forward to take the oath and answer questions.**

Council Member Eskridge expressed concerns regarding previous liquor violations in Colorado within a period of 3 years.

Fernando Curiel, 3130 Pine Lake Rd., part owner and manager, came forward to take the oath and answer questions. He stated he previously worked in restaurants in Utah, and never had any liquor violations during that time. He reassured Council that I.D.'s would be checked, no minors served and they will try and do the right thing. He said the business will be a family Mexican restaurant, and they would be serving lunch and dinner.

Jeff Kirkpatrick, City Attorney, came forward with a substitute resolution. If approved, this resolution conditioned that there would be no business or personal alcohol related offenses for this first year of operation. Both Mr. and Ms. Curiel stated that have attained their Managers Training.

Investigator Conan Schafer, LPD, stated that both Curiels completed their Managers Training last month and he will speak to them separately about the Server Training.

This matter was taken under advisement.

**APPLICATION OF SMALL TOWN BAR INC. DBA ROADHOUSE BAR AND GRILL TO EXPAND ITS CLASS I LIQUOR LICENSE BY THE ADDITION OF APPROXIMATELY 4,641 SQ. FT., SUITE 200, LOCATED AT 1501 CENTER PARK ROAD, SUITE 300 - Tim Rowland, 1501 Center Park Rd, Suite 300, came forward to take the oath and answer questions. He stated the establishment next door to him went out of business and he now plans to extend that area into a private banquet and reception hall.**

This matter was taken under advisement.

**APPLICATION OF BLUE BLOOD BREWING COMPANY INC. DBA BLUE BLOOD BREWING COMPANY FOR A CLASS C LIQUOR LICENSE AT 500 W. SOUTH STREET.**

**MANAGER APPLICATION OF BRIAN PODWINSKI FOR BLUE BLOOD BREWING COMPANY INC. DBA BLUE BLOOD BREWING COMPANY AT 500 W. SOUTH STREET.**

**APPLICATION OF BLUE BLOOD BREWING COMPANY INC. DBA BLUE BLOOD BREWING COMPANY TO DELETE AN APPROXIMATELY 17 FOOT BY 25 FOOT PORTION AT THE SOUTHEAST CORNER OF THE BUILDING FOR A NEW LICENSED AREA DESCRIBED AS A ONE STORY BUILDING APPROXIMATELY 70 FEET BY 90 FEET INCLUDING USE OF LOAD DOCK APPROXIMATELY 180 FEET AWAY AT THE END OF THE STRIP MALL AND EXCLUDING A 17 FOOT BY 25 FOOT FENCED IN AREA IN THE SOUTH EAST CORNER OF THE BUILDING AT 500 W. SOUTH STREET - Brian Podwinski, 500 W. South St., Suite A, came forward to take the oath and answer questions. He stated they are applying for a Class C license for their distillery. Blue Blood Brewing has been around since 2011 and they thought a distillery would be a great addition to their brewery.**

This matter was taken under advisement.

**APPLICATION OF ZIPLINE BREWING CO., LLC, DBA ZIPLINE BREWING CO. FOR A SPECIAL DESIGNATED LICENSE TO COVER AN AREA MEASURING APPROXIMATELY 70 FEET BY 72 FEET AT 2100 MAGNUM CIRCLE ON SEPTEMBER 11, 2014 FROM 3:00 P.M. TO 9:00 P.M. - Tom Wilmouth, Zipline Brewing Company, 2100 Magnum Cir., came forward to answer questions.**

This matter was taken under advisement.

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ACCEPTING THE REPORT OF NEW AND PENDING CLAIMS AGAINST THE CITY AND APPROVING DISPOSITION OF CLAIMS SET FORTH FOR THE PERIOD OF AUGUST 1 - 15, 2014 - Jack Sukovaty, 5535 Wilderness View, came forward to appeal the denial of his claim against the City. This was regarding a sewer back up on his property on June 20, 2014. Discussion followed.

Jeff Kirkpatrick, City Attorney, came forward to answer questions. It was concluded after investigation that the City was not the cause for Mr. Sukovaty's sewer back up due to the nature of what City crews were cleaning.. He stated although it was on the same day, it was on a different line and they do not have any other claims from homes on this block. He offered to submit to Council a more complete report on this issue from the City Attorney's office. Discussion followed. Kirkpatrick also answered questions regarding a claim resulting from damage done to a door because of a welfare check by the Lincoln Police Dept. Discussion followed.

This matter was taken under advisement.

COMP. PLAN CONFORMANCE 14017 - APPROVING AN AMENDMENT TO THE LINCOLN CENTER REDEVELOPMENT PLAN TO ADD THE "WESTERN SUPPLY BUILDING REDEVELOPMENT PROJECT" FOR THE REDEVELOPMENT OF THE VACANT WESTERN SUPPLY BUILDING AND GRAVEL PARKING LOT INTO A COMMERCIAL/OFFICE USE GENERALLY LOCATED AT 820 N STREET - NOTE: Councilman Camp left the Chambers.

Dave Landis, Urban Development Director, came forward to request the Council review and approve this as a project plan amendment. They will continue to work with the developer to close the gap and bring Council a redevelopment agreement.

Jonathan Camp, Developer for this project, came forward to answer questions. He stated they anticipate commercial, restaurant and retail mixed use for this space. He presented an overhead of the public enhancements that would come with this project. Discussion followed.

This matter was taken under advisement.

APPROVING AN INTERAGENCY AGREEMENT BETWEEN THE STATE OF NEBRASKA DEPARTMENT OF MOTOR VEHICLES AND THE CITY OF LINCOLN URBAN DEVELOPMENT DEPARTMENT/ PARKING SERVICES DIVISION FOR LIMITED INQUIRY-ONLY ACCESS TO MOTOR VEHICLE RECORDS - Note: Councilman Camp returned to the Chambers.

Dave Landis, Urban Development, came forward to answer questions. He stated that access to the address and vehicle information from this DMV agreement, allows them to send reminder letters to those who have gotten parking tickets. The rate of parking ticket payments is over 80% and is closing in on 85%. To keep this process continuing, he asked Council for the adoption of this agreement.

This matter was taken under advisement.

## **COUNCIL ACTION**

### **REPORTS OF CITY OFFICERS**

APPROVING A CONTRACT AGREEMENT BETWEEN THE CITY OF LINCOLN AND RIXSTINE RECOGNITION FOR CENTENNIAL MALL TRIBUTE TILES, PURSUANT TO BID NO. 14-170, FOR A THREE YEAR TERM - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:

A-88506 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the attached Contract Agreement between the City of Lincoln and Rixstine Recognition for Centennial Mall Tribute Tiles, pursuant to Bid No. 14-170, for a three year term, upon the terms as set forth in said Contract Agreement, 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, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

CLERK'S LETTER AND MAYOR'S APPROVAL OF RESOLUTION A-88467 ADOPTED BY THE CITY COUNCIL ON AUGUST 18, 2014 & PRESENTED TO THE MAYOR ON AUGUST 19, 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 AUGUST 18, 2014 EXCEPT FOR RESOLUTION A-88467 WHICH WAS PRESENTED TO THE MAYOR ON AUGUST 19, 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 AUGUST 25, 2014 - CLERK presented said report which was placed on file in the Office of the City Clerk. **(27-1)**

LINCOLN ELECTRIC SYSTEM QUARTERLY FINANCIAL REPORT SECOND QUARTER 2014 APRIL - JUNE - CLERK presented said report which was placed on file in the Office of the City Clerk. (40)

REPORT FROM CITY TREASURER OF CITY CASH ON HAND AT THE CLOSE OF BUSINESS JULY 31, 2014 - CLERK presented said report which was placed on file in the Office of the City Clerk. (5-21)

### PETITIONS & COMMUNICATIONS

SETTING THE HEARING DATE OF MON., SEPT. 22, 2014 AT 3:00 P.M. ON THE APPLICATION OF BWITCHED TWO INC DBA BISON WITCHES BAR & DELI AT 1320 P ST., SUITE 100 FOR THE ADDITION OF A SIDEWALK CAFÉ MEASURING APPROX. 56' X 26' - CLERK read the following resolution, introduced by Trent Fellers, who moved its adoption:

A-88507 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, September 22, 2014 at 3:00 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th Street, Lincoln, NE for the Application of Bwitched Two Inc. dba Bison Witches Bar & Deli at 1320 P St., Suite 100 for the addition of a Sidewalk Café measuring approx. 56' x 26'.

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

Introduced by Trent Fellers

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

SETTING THE HEARING DATE OF MON., SEPT. 22, 2014 AT 3:00 P.M. ON THE APPLICATION OF RED LOBSTER HOSPITALITY LLC DBA RED LOBSTER 236 FOR A CLASS I LIQUOR LICENSE AT 6540 O ST - CLERK read the following resolution, introduced by Trent Fellers, who moved its adoption:

A-88508 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, September 22, 2014 at 3:00 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th Street, Lincoln, NE for the Application of Red Lobster Hospitality LLC dba Red Lobster 236 for a Class I Liquor License at 6540 O St.

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

Introduced by Trent Fellers

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

SETTING THE HEARING DATE OF MON., SEPT. 22, 2014 AT 3:00 P.M. ON THE APPLICATION OF MLOGIC HOLDINGS LLC DBA TILTED KILT PUB & EATERY FOR A CLASS I LIQUOR LICENSE AT 6100 O ST. (NEW OWNERS) - CLERK read the following resolution, introduced by Trent Fellers, who moved its adoption:

A-88509 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, September 22, 2014 at 3:00 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th Street, Lincoln, NE for the Application of Mlogic Holdings LLC dba Tilted Kilt Pub & Eatery for a Class I Liquor License at 6100 O St. (New Owners)

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

Introduced by Trent Fellers

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

### LIQUOR RESOLUTIONS

APPLICATION OF HACIENDA REAL LLC DBA HACIENDA REAL FOR A CLASS CK LIQUOR LICENSE AT 3130 PINE LAKE ROAD - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-88510 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 Hacienda Real LLC dba Hacienda Real for a Class "CK" liquor license at 3130 Pine Lake Road, 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.

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4. There be no business or personal alcohol related offenses by the applicant within the first year after approval.

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

Introduced by Jon Camp

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

MANAGER APPLICATION OF AURORA CUIEL FOR HACIENDA REAL LLC DBA HACIENDA REAL AT 3130 PINE LAKE ROAD - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-88511 WHEREAS, Hacienda Real LLC dba Hacienda Real located at 3130 Pine Lake Road, Lincoln, Nebraska has been approved for a Retail Class "CK" liquor license, and now requests that Aurora Curiel be named manager;

WHEREAS, Aurora Curiel 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 Aurora Curiel 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, Emery, Eskridge, Gaylor Baird; NAYS: None.

APPLICATION OF SMALL TOWN BAR INC. DBA ROADHOUSE BAR AND GRILL TO EXPAND ITS CLASS I LIQUOR LICENSE BY THE ADDITION OF APPROXIMATELY 4,641 SQ. FT., SUITE 200, LOCATED AT 1501 CENTER PARK ROAD, SUITE 300 - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-88512 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 Small Town Bar Inc. dba Roadhouse Bar and Grill to expand its licensed premises by the addition of approximately 4,641 sq. ft. in Suite 200 located at 1501 Center Park Road, be approved with the condition that the premises complies in every respect with all City and State regulations, specifically the Smoking Regulation Act and the Nebraska Clean Indoor Air Act.

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

Introduced by Jon Camp

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

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

A-88513 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that the application of Blue Blood Company Inc. dba Blue Blood Brewing Company for a Class "C" liquor license at 500 W. South Street, Lincoln, Nebraska, for the license period ending October 31, 2014, be approved with the condition that:

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

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

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

Introduced by Jon Camp

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

MANAGER APPLICATION OF BRIAN PODWINSKI FOR BLUE BLOOD BREWING COMPANY INC. DBA BLUE BLOOD BREWING COMPANY AT 500 W. SOUTH STREET - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-88514 WHEREAS, Blue Blood Brewing Company Inc. dba Blue Blood Brewing Company located at 500 W. South Street, Lincoln, Nebraska has been approved for a Retail Class "C" liquor license, and now requests that Brian Podwinski be named manager;

WHEREAS, Brian 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 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, Emery, Eskridge, Gaylor Baird; NAYS: None.

APPLICATION OF BLUE BLOOD BREWING COMPANY INC. DBA BLUE BLOOD BREWING COMPANY TO DELETE AN APPROXIMATELY 17 FOOT BY 25 FOOT PORTION AT THE SOUTHEAST CORNER OF THE BUILDING FOR A NEW LICENSED AREA DESCRIBED AS A ONE STORY BUILDING APPROXIMATELY 70 FEET BY 90 FEET INCLUDING USE OF LOAD DOCK APPROXIMATELY 180 FEET AWAY AT THE END OF THE STRIP MALL AND EXCLUDING A 17 FOOT BY 25 FOOT FENCED IN AREA IN THE SOUTH EAST CORNER OF THE BUILDING AT 500 W. SOUTH STREET - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-88515 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 including Neb. Rev. Stat. § 53-132, the pertinent City ordinances, and Resolution No. A-66729, the City Council recommends that the application of Blue Blood Brewing Company Inc. dba Blue Blood Brewing Company to delete an approximately 17 foot by 25 foot portion at the southeast corner of the building from their presently licensed premises located at 500 W. South Street, Lincoln, Nebraska, for a new licensed area described as a one story building approximately 70 feet by 90 feet including use of load dock approximately 180 feet away at the end of the strip mall and excluding a 17 foot by 25 foot fenced in area in the southeast corner of the building, be approved with the condition that the premise complies in every respect with all City and State regulations.

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

Introduced by Jon Camp

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

MANAGER APPLICATION OF KATRINA PAGE FOR 1515-23 MARKET STREET, INC. DBA QUALITY INN AT 3200 N.W. 12TH STREET - PRIOR to reading:

CAMP Moved to continue Public Hearing & Action on this Application for 1 week to 09/15/14.

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

APPLICATION OF LANCASTER COUNTY AG SOCIETY DBA LANCASTER EVENT CENTER FOR A SPECIAL DESIGNATED LICENSE TO COVER AN AREA MEASURING APPROXIMATELY 100 FEET BY 200 FEET AT 4100 NORTH 84TH STREET ON SEPTEMBER 20, 2014 FROM 9:00 A.M. TO 3:00 P.M. - PRIOR to reading:

CAMP Moved to continue Public Hearing & Action on this Application for 1 week to 09/15/14.

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

APPLICATION OF LANCASTER COUNTY AG SOCIETY DBA LANCASTER EVENT CENTER FOR A SPECIAL DESIGNATED LICENSE TO COVER AN AREA MEASURING APPROXIMATELY 50 FEET BY 550 FEET AT 4100 NORTH 84TH STREET ON OCTOBER 11, 2014 FROM 9:00 A.M. TO 6:00 P.M. - PRIOR to reading:

CAMP Moved to continue Public Hearing & Action on this Application for 1 week to 09/15/14.

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

APPLICATION OF ZIPLINE BREWING CO., LLC, DBA ZIPLINE BREWING CO. FOR A SPECIAL DESIGNATED LICENSE TO COVER AN AREA MEASURING APPROXIMATELY 70 FEET BY 72 FEET AT 2100 MAGNUM CIRCLE ON SEPTEMBER 11, 2014 FROM 3:00 P.M. TO 9:00 P.M.-

CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-88516 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 Zipline Brewing Co., LLC dba Zipline Brewing Co. for a special designated license to cover an area measuring approximately 70 feet by 72 feet at 2100 Magnum Circle, Lincoln, Nebraska, on September 11, 2014, between the hours of 3:00 p.m. and 9:00 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, Emery, Eskridge, Gaylor Baird; NAYS: None.

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

APPROVING A REAL ESTATE SALES AGREEMENT FOR THE SALE OF APPROXIMATELY 9.37 ACRES OF SURPLUS PROPERTY GENERALLY LOCATED AT 2201 S. 84TH ST. TO THE LINCOLN HOUSING AUTHORITY. (RELATED ITEMS: 14-66, 14-65, 14-67, 14R-161) (6/23/14 - ACTION DELAYED FOR 2 WEEKS TO 7/14/14 W/ CONT'D P.H.) (7/14/14 - PUBLIC HEARING & ACTION DELAYED UNTIL 8/18/14, 7-0) (8/18/14 - PUBLIC HEARING & ACTION CONT'D UNTIL 9/8/14); CHANGE OF ZONE 14012 - APPLICATION OF THE LINCOLN HOUSING AUTHORITY FOR A CHANGE OF ZONE 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 GENERALLY LOCATED AT S. 84TH ST. AND SOUTH ST. (RELATED ITEMS: 14-66, 14-65, 14-67, 14R-161) (6/23/14 - ACTION DELAYED FOR 2 WEEKS TO 7/14/14 W/ CONT'D P.H.) (7/14/14 - PUBLIC HEARING & ACTION DELAYED UNTIL 8/18/14, 7-0) (8/18/14 - PUBLIC HEARING & ACTION CONT'D UNTIL 9/8/14)

SPECIAL PERMIT 14009 - APPLICATION OF LINCOLN HOUSING AUTHORITY TO DEVELOP THE LINCOLN HOUSING AUTHORITY 84TH ST. SITE COMMUNITY UNIT PLAN FOR 72 DWELLING UNITS, WITH A REQUESTED WAIVER TO ALLOW MORE THAN 40 DWELLING UNITS ON A DEAD END STREET, ON PROPERTY GENERALLY LOCATED AT S. 84TH ST. AND SOUTH ST. (RELATED ITEMS: 14-66, 14-65, 14-67, 14R-161) (ACTION DATE 6/23/14) (6/23/14 - ACTION DELAYED FOR 2 WEEKS TO 7/14/14 W/ CONT'D P.H.) (7/14/14 - PUBLIC HEARING & ACTION DELAYED UNTIL 8/18/14, 7-0) (8/18/14 - PUBLIC HEARING & ACTION CONT'D UNTIL 9/8/14) - PRIOR to reading:

COOK Moved to place Bills 14-65, 14-67, and 14R-161 on Pending, No Date Certain.

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

**PUBLIC HEARING - RESOLUTIONS**

ACCEPTING THE REPORT OF NEW AND PENDING CLAIMS AGAINST THE CITY AND APPROVING DISPOSITION OF CLAIMS SET FORTH FOR THE PERIOD OF AUGUST 1 - 15, 2014 - PRIOR to reading:

FELLERS Moved to approve the claim of Jack Sukovaty  
Seconded by Camp and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

FELLERS Moved Motion to Amend #1 to amend Bill No. 14R-241 in the following manner: On line 14 the claim of Dee Herrington should be in the amount of \$1,382.62.

CLERK Read the following resolution, introduced by Carl Eskridge, who moved its adoption:

A-88517 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 August 18, 2014, of various new and pending tort claims filed against the City of Lincoln with the Office of the City Attorney or the Office of the City Clerk, as well as claims which have been disposed of, are hereby received as required by Neb. Rev. Stat. § 13-905 (Reissue 1997). The dispositions of claims by the Office of the City Attorney, as shown by the attached report, are hereby approved:

<u>DENIED CLAIM</u>		<u>ALLOWED/SETTLED CLAIMS</u>	
MetLife a/s/o John & Linda Thompson	\$1,958.81	Diane Carson	\$284.21
Christopher Deal	\$125.00	Kenneth Turner	\$500.00
<del>Jack Sukovaty</del>	<del>\$496.23</del>	Deryl Morton	\$133.50
Sharon Wilkins	\$85.00	Tom Houchen	\$100.00
Dee Herrington	<u>\$1382.60</u> <del>\$915.00</del>	Charles DeVries	\$209.45
Mike Morey	\$915.35	Jack Sukovaty	\$496.23
Nancy Mead	\$248.50		
Russell Smithson	NAS*		
Carol Womack	NAS*		

\* No Amount Specified

Introduced by Carl Eskridge

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

COMP. PLAN CONFORMANCE 14017 - APPROVING AN AMENDMENT TO THE LINCOLN CENTER REDEVELOPMENT PLAN TO ADD THE "WESTERN SUPPLY BUILDING REDEVELOPMENT PROJECT" FOR THE REDEVELOPMENT OF THE VACANT WESTERN SUPPLY BUILDING AND GRAVEL PARKING LOT INTO A COMMERCIAL/OFFICE USE GENERALLY LOCATED AT 820 N STREET - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:

A-88518 WHEREAS, the City Council on October 22, 1984, adopted Resolution No. A-69713 finding an area generally bounded by "R" Street, 17th Street, "F" Street, and 7th Street to be blighted, and on October 19, 1987, adopted Resolution No. A-71701 finding said area to be blighted and substandard as defined in the Nebraska Community Development Law (Neb.Rev. Stat. § 18-2101, et seq. as amended) and in need of redevelopment; and

WHEREAS, The City Council has previously adopted the Lincoln Center Redevelopment Plan (hereinafter the "Plan") including plans for various redevelopment projects within said area in accordance with the requirements and procedures of the Nebraska Community Development Law; and now desires to modify said plan by establishing the "Western Supply Building Redevelopment Project" for the redevelopment of a vacant building and gravel parking lot on property generally located at 820 N Street; and

WHEREAS, the Director of the Urban Development Department has filed with the City Clerk modifications to the Redevelopment Plan contained in the document entitled the "Western Supply Building Redevelopment Project" which is attached hereto, marked as Attachment "A", and made a part hereof by reference, and has reviewed said plan and has found that it meets the conditions set forth in Neb. Rev. Stat. § 18-2113 (Reissue 2007); and

WHEREAS, on July 25, 2014, a notice of public hearing was mailed postage prepaid to all registered neighborhood associations located in whole or in part within one mile radius of the area to be redeveloped setting forth the time, date, place and purpose of the public hearing to be held on August 6, 2014 before the Lincoln City - Lancaster County Planning Commission regarding the proposed amendments to the Redevelopment Plan to add the Western Supply Building Redevelopment Project, a copy of said notice and list of said registered neighborhood associations having been attached hereto as Attachment "B" and "C" respectively; and

WHEREAS, the proposed Amendments to the Lincoln Center Redevelopment Plan to add the Western Supply Building Redevelopment Project were submitted to the Lincoln-Lancaster County Planning Commission for review and recommendations, and on August 6, 2014 the Lincoln-Lancaster County Planning Commission held a public hearing relating to the Plan Amendments and found the Plan Amendments to be in conformance with the Comprehensive Plan and recommended approval thereof; and WHEREAS, on August 15, 2014 a notice of public hearing was mailed postage prepaid to the foregoing registered neighborhood associations setting forth the time, date, place, and purpose of the public hearing before the City Council to be held on September 8, 2014, regarding the proposed amendments to the Redevelopment Plan to add the Western Supply Building Redevelopment Project, a copy of said notice having been attached hereto as Attachment "D"; and

WHEREAS, on August 15, 2014 and August 22, 2014 a Notice of Public Hearing was published in the Lincoln Journal Star newspaper, setting the time, date, place and purpose of the public hearing to be held on September 8, 2014 regarding the proposed amendments to the Redevelopment Plan and to add the Western Supply Building Redevelopment Project for said blighted and substandard area, a copy of such notice having been attached hereto and marked as Attachment "E"; and

WHEREAS, on September 8, 2014 in the City Council chambers of the County-City Building, 555 South 10th Street, Lincoln, Nebraska, the City Council held a public hearing relating to the proposed modifications to the Redevelopment Plan and all interested parties were afforded at such public hearing a reasonable opportunity to express their views respecting said proposed modifications to the redevelopment plan; and

WHEREAS, the City Council has duly considered all statements made and materials submitted relating to said proposed modifications to the redevelopment plan.

NOW, THEREFORE, IT IS FOUND AND DETERMINED by the City Council of the City of Lincoln, Nebraska as follows:

1. That the Western Supply Building Redevelopment Project is described in sufficient detail and is designed with the general purpose of accomplishing a coordinated, adjusted and harmonious development of the City and its environs which will promote the general health, safety and welfare, sound design and arrangement, the wise and efficient expenditure of public funds, and the prevention of the recurrence of unsanitary or unsafe dwelling accommodations or conditions of blight.

2. That incorporating the Western Supply Building Redevelopment Project into the Redevelopment Plan is feasible and in conformity with the general plan for the development of the City of Lincoln as a whole and said Plan is in conformity with the legislative declarations and determinations set forth in the Community Development Law.

3. That the substandard and blighted conditions in the Western Supply Building Redevelopment Project Area are beyond remedy and control solely by regulatory process and the exercise of police power and cannot be dealt with effectively by the ordinary operations or private enterprise without the aids provided by the Community Development law, specifically including Tax Increment Financing.

4. That elimination of said substandard and blighted conditions under the authority of the Community Development Law is found to be a public purpose and in the public interest.

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5. That the Western Supply Building Redevelopment Project would not be economically feasible without the use of tax-increment financing.

6. That the costs and benefits of the redevelopment activities, including costs and benefits to other affected political subdivisions, the economy of the community, and the demand for public and private services have been analyzed by the City Council as the governing body for the City of Lincoln and have been found to be in the long-term best interest of the City of Lincoln.

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

1. That the document attached hereto as Attachment "A" adding the Western Supply Building Redevelopment Project to the Lincoln Center Redevelopment Plan, is hereby accepted and approved by the City Council as the governing body for the City of Lincoln.

2. That the Urban Development Director, or his authorized representative, is hereby authorized and directed to take all steps necessary to implement the provisions of said Redevelopment Plan as they relate to the above-described modifications.

3. That the Western Supply Building Redevelopment Project Area as described and depicted in the Plan Amendment is the Redevelopment Project Area comprising the property to be included in the area subject to the tax increment provision authorized in the Nebraska Community Development Law.

4. That the Finance Director is hereby authorized and directed to cause to be drafted and submitted to the City Council any appropriate ordinances and documents needed for the authorization to provide necessary funds including Community Improvement Financing in accordance with the Community Development Law to finance related necessary and appropriate public acquisitions, improvements and other activities set forth in said Plan Amendment to the Lincoln Center Redevelopment Plan.

Introduced by Carl Eskridge

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

**APPROVING AN INTERAGENCY AGREEMENT BETWEEN THE STATE OF NEBRASKA DEPARTMENT OF MOTOR VEHICLES AND THE CITY OF LINCOLN URBAN DEVELOPMENT DEPARTMENT/ PARKING SERVICES DIVISION FOR LIMITED INQUIRY-ONLY ACCESS TO MOTOR VEHICLE RECORDS - CLERK read the following resolution introduced by Carl Eskridge who moved its adoption:**

A-88519 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the two year extension of the Interagency Agreement between the City of Lincoln, Parking Services Division, and the Nebraska Department of Motor Vehicles for limited inquiry-only access to motor vehicle records, upon the terms and conditions set forth in said Interagency Agreement, a copy of which is attached hereto marked as Attachment "A" and made a part hereof by reference, is hereby accepted and approved and the Mayor is authorized to execute said Interagency Agreement on behalf of the City. The City Clerk is directed to send an executed copy of the Interagency Agreement to Dallas McGee, Urban Development Department, for transmittal to the Nebraska Department of Motor Vehicles.

Introduced by Carl Eskridge

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

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

VACATION 14004 - VACATING WEST PROSPECTOR COURT AND PORTIONS OF SPEEDWAY CIRCLE, HILL STREET, AND SOUTH 1ST STREET, GENERALLY LOCATED NEAR SOUTH 1ST STREET, SOUTH OF VAN DORN STREET - CLERK read an ordinance, introduced by Jonathan Cook, vacating West Prospector Court and portions of Speedway Circle, Hill Street, and South 1st Street, generally located near South 1st Street, south of Van Dorn Street and retaining title thereto in the City of Lincoln, Lancaster County, Nebraska, the third time.

COOK Moved to pass the ordinance as read.

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

The ordinance, being numbered **20089**, is recorded in Ordinance Book 28, Page

CHANGE OF ZONE NO. 12018A - APPLICATION OF STALLION VENTURES, LLC TO AMEND THE HOLDREGE/IDYLVILD REDEVELOPMENT PLANNED UNIT DEVELOPMENT TO INCREASE THE ALLOWABLE DWELLING UNITS FROM 40 TO 60 AND TO DECREASE THE COMMERCIAL FLOOR AREA FROM 66,000 SQ. FT. TO 27,750 SQ. FT., ON PROPERTY GENERALLY LOCATED AT HOLDREGE STREET AND IDYLVILD DRIVE - CLERK read an ordinance, introduced by Jonathan Cook, amending Holdrege/Idylwild Planned Unit Development on property generally located at Holdrege Street and Idylwild Drive and legally described on Attachment "A" attached hereto to increase the allowable dwelling units from 40 to 60 and to decrease the commercial floor area from 66,000 sq. ft. to 27,750 sq. ft., the third time.

COOK Moved to pass the ordinance as read.

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

The ordinance, being numbered **20090**, is recorded in Ordinance Book 28, Page



RESOLUTIONS - FOR ACTION ONLY

APPROVING THE UPDATED FEES ASSOCIATED WITH LINCOLN MUNICIPAL CODE CHAPTER 5.41 SALVAGE, RECYCLING, AND COMPOSTING OPERATIONS, INCLUDING SALVAGE OPERATIONS, RECYCLING PROCESSING CENTER OPERATIONS, RECYCLING CENTER OPERATIONS, RECYCLABLES DROP-OFF OPERATIONS AND COMMERCIAL COMPOSTING OPERATIONS (ACTION DATE: 9/8/14) - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-88520 WHEREAS, the City Council is authorized under Chapter 5.41 of the Lincoln Municipal Code to establish and revise fees which the City may charge for permits for Salvage, Recycling, and Composting Operations; and WHEREAS, the Health Director has re-evaluated the estimated costs and available resources to administer, operate, and enforce LMC Chapter 5.41 Salvage, Recycling and Composting Operations and has determined that certain revisions are appropriate; and

WHEREAS, the Lincoln-Lancaster County Board of Health has reviewed the proposed fees and recommends their adoption; and WHEREAS, the proposed fees are before the City Council for its consideration and approval.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Lincoln, Nebraska: Commencing on the effective date of this resolution, the following schedule of costs for fees shall be as follows:

**SCHEDULE OF COSTS FOR SEPTEMBER 1, 2014 TO AUGUST 31, 2015**

Salvage, Recycling and Composting Operations Permit; Fee. Each applicant shall pay a permit fee as required by LMC § 5.41.050 as follows:

(1) Salvage Operations	<del>\$55.00</del> <u>\$60.00</u>
(2) Recycling Processing Center Operations	<del>\$45.00</del> <u>\$50.00</u>
(3) Recycling Center Operations	<del>\$45.00</del> <u>\$50.00</u>
(4) Recyclables Drop-off Operations	No Charge
(5) Commercial Composting Operations	<del>\$55.00</del> <u>\$60.00</u>

**SCHEDULE OF COSTS FOR SEPTEMBER 1, 2015 TO AUGUST 31, 2016**

Salvage, Recycling and Composting Operations Permit; Fee.

Each applicant shall pay a permit fee as required by LMC § 5.41.050 as follows:

(1) Salvage Operations	\$60.00
(2) Recycling Processing Center Operations	\$50.00
(3) Recycling Center Operations	\$50.00
(4) Recyclables Drop-off Operations	No Charge
(5) Commercial Composting Operations	\$60.00

Introduced by Jon Camp

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

APPROVING THE UPDATED FEES ASSOCIATED WITH LINCOLN MUNICIPAL CODE CHAPTER 8.06 AIR POLLUTION, INCLUDING OPEN BURNING PERMITS (ACTION DATE: 9/8/14) - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-88521 WHEREAS, the City Council is authorized under Chapter 8.06 of the Lincoln Municipal Code to establish and revise fees which the City may charge for burn permits; and

WHEREAS, the Health Director has re-evaluated the estimated costs and available resources to administer, operate and enforce LMC Chapter 8.06 Air Pollution and has determined that certain revisions are appropriate; and

WHEREAS, the Lincoln-Lancaster County Board of Health has reviewed the proposed fees and recommends their adoption; and

WHEREAS, the proposed fees are before the City Council for its consideration and approval.

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

Commencing on the effective date of this resolution, the schedule of costs for fees shall be as follows:

**SCHEDULE OF COSTS FOR SEPTEMBER 1, 2014 TO AUGUST 31, 2015**

**Open Burning Permit Fee**

The fee for an open burning permit for industrial or commercial businesses as authorized by LMC § 8.06.145 shall be as follows:

~~\$140.00~~ \$145.00 per day on which burning is to take place.

**SCHEDULE OF COSTS FOR SEPTEMBER 1, 2015 TO AUGUST 31, 2016**

**Open Burning Permit Fee**

The fee for an open burning permit for industrial or commercial businesses as authorized by LMC § 8.06.145 shall be as follows:

~~\$145.00~~ \$150.00 per day on which burning is to take place.

Introduced by Jon Camp

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

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APPROVING THE UPDATED FEES ASSOCIATED WITH LINCOLN MUNICIPAL CODE CHAPTER 8.08 BODY ART ESTABLISHMENTS, INCLUDING BODY ART ESTABLISHMENT PERMITS, BODY ART PRACTITIONER PERMITS, AND REINSTATEMENT FEES. (Action Date: 9/8/14) - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-88522 WHEREAS, the City Council is authorized under Chapter 8.08 of the Lincoln Municipal Code to establish and revise fees which the City may charge for body art establishments and body art practitioners; and

WHEREAS, the Health Director has re-evaluated the estimated costs and available resources to administer, operate, and enforce LMC Chapter 8.08 Body Art Establishments and has determined that certain revisions are appropriate; and

WHEREAS, the Lincoln-Lancaster County Board of Health has reviewed the proposed fees and recommends their adoption; and

WHEREAS, the proposed fees are before the City Council for its consideration and approval.

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

Commencing on the effective date of this resolution, the schedule of costs for fees shall be as follows:

**SCHEDULE OF COSTS FOR SEPTEMBER 1, 2014 TO AUGUST 31, 2015**

**8.08.060 Body Art Establishment; Permit Fees**

The fee for a body art establishment permit shall be as follows:

Body Art Establishment	Initial	Renewal
One (1) to five (5) stations	<del>\$390.00</del> <u>\$400.00</u>	<del>\$260.00</del> <u>\$270.00</u>
Each additional five (5) stations	<del>\$160.00</del> <u>\$165.00</u>	<del>\$120.00</del> <u>\$125.00</u>

**8.08.150 Body Art Practitioner Permit; Fees**

The fee for a body art practitioner permit shall be as follows:

Initial Fee	<del>\$80.00</del> <u>\$85.00</u>
Renewal Fee	\$45.00

**Body Art Establishment or Practitioner Suspended Permit; Reinstatement Fee.**

Any person eligible for reinstatement as provided in Section 8.08.240, shall pay a reinstatement fee of ~~\$195~~ \$200 for a body art establishment permit and ~~\$40~~ \$45 for a practitioner permit in addition to any other applicable fees.

**SCHEDULE OF COSTS FOR SEPTEMBER 1, 2015 TO AUGUST 31, 2016**

**8.08.060 Body Art Establishment; Permit Fees**

The fee for a body art establishment permit shall be as follows:

Body Art Establishment	Initial	Renewal
One (1) to five (5) stations	<del>\$400.00</del> <u>\$410.00</u>	<del>\$270.00</del> <u>\$280.00</u>
Each additional five (5) stations	<del>\$165.00</del> <u>\$170.00</u>	<del>\$125.00</del> <u>\$130.00</u>

**8.08.150 Body Art Practitioner Permit; Fees**

The fee for a body art practitioner permit shall be as follows:

Initial Fee	<del>\$85.00</del> <u>\$90.00</u>
Renewal Fee	<del>\$45.00</del> <u>\$50.00</u>

**Body Art Establishment or Practitioner Suspended Permit; Reinstatement Fee.**

Any person eligible for reinstatement as provided in Section 8.08.240, shall pay a reinstatement fee of ~~\$200~~ \$205 for a body art establishment permit and ~~\$45~~ \$50 for a practitioner permit in addition to any other applicable fees.

Introduced by Jon Camp

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

APPROVING THE UPDATED FEES ASSOCIATED WITH LINCOLN MUNICIPAL CODE CHAPTER 8.14 CHILD CARE PROGRAMS, INCLUDING PLAN REVIEW FOR NEW PROGRAMS, FEE FOR CERTIFICATE OF COMPLIANCE (INITIAL AND RENEWAL), AND SUSPENDED CERTIFICATE OF COMPLIANCE REINSTATEMENT FEE. (ACTION DATE: 9/8/14) - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-88523 WHEREAS, the City Council is authorized under Chapter 8.14 of the Lincoln Municipal Code to establish and revise fees which the City may charge for child care programs; and

WHEREAS, the Health Director has re-evaluated the estimated costs and available resources to administer, operate, and enforce LMC Chapter 8.14 Child Care Programs and has determined that certain revisions are appropriate; and

WHEREAS, the Lincoln-Lancaster County Board of Health has reviewed the proposed fees and recommends their adoption; and

WHEREAS, the proposed fees are before the City Council for its consideration and approval.

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

Commencing on the effective date of this resolution, the schedule of costs for fees shall be as follows:

**SCHEDULE OF COSTS FOR SEPTEMBER 1, 2014 TO AUGUST 31, 2015**

**8.14.037 Plan Review and Certificate of Compliance Fees**

The following fees are required:

Plan review for new, remodeled or relocated child care programs	<del>\$115.00</del> <u>\$120.00</u>
Fee for certificate of compliance (initial or renewal)	

School-age child care program	<del>\$115.00</del> <u>\$120.00</u>
All other child care programs:	
Providing care for less than four hours per day	<del>\$115.00</del> <u>\$120.00</u>
Providing care for four or more hours per day with:	
50 or less children	<del>\$145.00</del> <u>\$150.00</u>
51 to 100 children	<del>\$170.00</del> <u>\$175.00</u>
101 or more children	<del>\$200.00</del> <u>\$205.00</u>

**8.14.150 Suspended Certificate of Compliance; Reinstatement Fee**

Any operator eligible for reinstatement as provided in this section, shall pay a reinstatement fee of ~~\$115~~ \$120 in addition to any other applicable fees.

**SCHEDULE OF COSTS FOR SEPTEMBER 1, 2015 TO AUGUST 31, 2016**

**8.14.037 Plan Review and Certificate of Compliance Fees**

The following fees are required:

Plan review for new, remodeled or relocated child care programs	<del>\$120.00</del> <u>\$125.00</u>
Fee for certificate of compliance (initial or renewal)	
School-age child care program	<del>\$120.00</del> <u>\$125.00</u>
All other child care programs:	
Providing care for less than four hours per day	<del>\$120.00</del> <u>\$125.00</u>
Providing care for four or more hours per day with:	
50 or less children	<del>\$150.00</del> <u>\$155.00</u>
51 to 100 children	<del>\$175.00</del> <u>\$180.00</u>
101 or more children	<del>\$205.00</del> <u>\$210.00</u>

The number of children shall be based on licensing capacity, if applicable.

**8.14.150 Suspended Certificate of Compliance; Reinstatement Fee.**

Any operator eligible for reinstatement as provided in this section, shall pay a reinstatement fee of ~~\$120~~ \$125 in addition to any other applicable fees.

Introduced by Jon Camp

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

APPROVING THE UPDATED FEES ASSOCIATED WITH LINCOLN MUNICIPAL CODE CHAPTER 8.20 LINCOLN FOOD CODE, INCLUDING FOOD ESTABLISHMENT PERMITS, MOBILE FOOD UNITS, FOOD CATERING SERVICES, TEMPORARY FOOD ESTABLISHMENTS, REINSTATEMENT FEES, FOOD HANDLER AND FOOD MANAGER PERMIT FEES (ACTION DATE: 9/8/14) - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-88524 WHEREAS, the City Council is authorized under Chapter 8.20 of the Lincoln Municipal Code to establish and revise fees which the City may charge for food establishments permits, reinstatement fees, food handler permits, and food manager permits; and

WHEREAS, the Health Director has re-evaluated the estimated costs and available resources to administer, operate, and enforce LMC Chapter 8.20 Lincoln Food Code and has determined that certain revisions are appropriate; and

WHEREAS, the Lincoln-Lancaster County Board of Health has reviewed the proposed fees and recommends their adoption; and

WHEREAS, the proposed fees are before the City Council for its consideration and approval.

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

Commencing on the effective date of this resolution, the following schedule of costs for fees shall be as follows:

**SCHEDULE OF COSTS FOR SEPTEMBER 1, 2014 TO AUGUST 31, 2015**

**8.20.150 Food Establishment; Permit Fees**

Any person who secures a food establishment permit under the Lincoln Food Code shall pay the appropriate fee as follows:

(1)	Food Establishment:		
	Food establishment -- new permit	<del>\$495.00</del>	<u>\$510.00</u>
	Food establishment -- renewal	<del>\$340.00</del>	<u>\$350.00</u>
	Each additional food preparation facility (new or renewal)	<del>\$155.00</del>	<u>\$160.00</u>
(2)	Mobile Food Unit:		
	New or renewal as additional facility	<del>\$155.00</del>	<u>\$160.00</u>
(3)	Food Catering Services:		
	Operating as an additional food preparation facility to an approved food establishment:		
	New or renewal	<del>\$155.00</del>	<u>\$160.00</u>
(4)	Temporary Food Establishment:		
	(a) Operating for a single event not to exceed fourteen consecutive days		
	Temporary food establishment	<del>\$140.00</del>	<u>\$145.00</u>
	With a related food establishment	\$70.00	
	Nonprofit organization	\$70.00	
	(b) Operating annually for more than one single event not to exceed fourteen consecutive days		
	Temporary food establishment	<del>\$420.00</del>	<u>\$430.00</u>

	Non-Profit Organization	<del>\$210.00</del>	<u>\$215.00</u>
(c)	Operating as an additional food preparation facility to an approved food establishment		
	New or renewal	<del>\$155.00</del>	<u>\$160.00</u>
(5)	Event Market:		
	One to five vendors	<u>\$155.00</u>	<u>\$160.00</u>
	Each additional five vendors	<del>\$155.00</del>	<u>\$160.00</u>
(6)	Farmer's Market:		
	Basic Fee		\$85.00
	Plus: Vendor fee for each vendor selling foods other than fruits, vegetables, and products permitted by the Nebraska Department of Agriculture		\$20.00

**8.20.170 Reinstatement Fee**

Any person eligible for reinstatement as provided within the Lincoln Food Code shall pay a reinstatement fee of ~~\$250~~ \$260 in addition to any other applicable fees. The Health Director shall not reinstate the permit until the reinstatement fee is paid.

**8.20.230 Food Handler and Food Manager Permit Fees**

(a) Any person who secures a food handler or food manager permit under the Lincoln Food Code shall pay the appropriate fee as follows:

(1)	Food Handler Permit Fee . . . . .	\$ 20.00
(2)	Restricted/Shift Food Manager Permit Fee . . . . .	\$ 20.00
(3)	Food Protection Manager Permit Fee . . . . .	\$ 30.00

**SCHEDULE OF COSTS FOR SEPTEMBER 1, 2015 TO AUGUST 31, 2016**

**8.20.150 Food Establishment; Permit Fees**

(a) Any person who secures a food establishment permit under the Lincoln Food Code shall pay the appropriate fee as follows:

(1)	Food Establishment:		
	Food establishment -- new permit	<del>\$510.00</del>	<u>\$525.00</u>
	Food establishment -- renewal	<del>\$350.00</del>	<u>\$360.00</u>
	Each additional food preparation facility (new or renewal)	<del>\$160.00</del>	<u>\$165.00</u>
(2)	Mobile Food Unit:		
	New or renewal as additional facility	<del>\$160.00</del>	<u>\$165.00</u>
(3)	Food Catering Services:		
	Operating as an additional food preparation facility to an approved food establishment:		
	New or renewal	<del>\$160.00</del>	<u>\$165.00</u>
(4)	Temporary Food Establishment:		
(a)	Operating for a single event not to exceed fourteen consecutive days		
	Temporary food establishment	<del>\$145.00</del>	<u>\$150.00</u>
	With a related food establishment	<del>\$70.00</del>	<u>\$75.00</u>
	Nonprofit organization	<del>\$70.00</del>	<u>\$75.00</u>
(b)	Operating annually for more than one single event not to exceed fourteen consecutive days		
	Temporary food establishment	<del>\$430.00</del>	<u>\$440.00</u>
	Non-Profit Organization	<del>\$215.00</del>	<u>\$220.00</u>
(c)	Operating as an additional food preparation facility to an approved food establishment		
	New or renewal	<del>\$160.00</del>	<u>\$165.00</u>
(5)	Event Market:		
	One to five vendors	<del>\$160.00</del>	<u>\$165.00</u>
	Each additional five vendors	<del>\$160.00</del>	<u>\$165.00</u>
(6)	Farmer's Market:		
	Basic Fee	<del>\$85.00</del>	<u>\$90.00</u>
	Plus: Vendor fee for each vendor selling foods other than fruits, vegetables, and products permitted by the Nebraska Department of Agriculture	<del>\$20.00</del>	<u>\$25.00</u>

(b) Any person issued a new food establishment permit, other than a temporary food establishment permit, after November 30 and before April 15 of each year shall pay 67% of the new permit fee. Any person issued a new food establishment permit, other than a temporary food establishment permit, on or after April 15 and before June 1 shall pay the new permit fee and such permit shall be valid until May 31 of the following year.

**8.20.170 Reinstatement Fee**

Any person eligible for reinstatement as provided within the Lincoln Food Code shall pay a reinstatement fee of ~~\$260~~ \$270 in addition to any other applicable fees. The Health Director shall not reinstate the permit until the reinstatement fee is paid.

**8.20.230 Food Handler and Food Manager Permit Fees**

(a) Any person who secures a food handler or food manager permit under the Lincoln Food Code shall pay the appropriate fee as follows:

(1)	Food Handler Permit Fee . . . . .	\$ 20.00
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- (2) Restricted/Shift Food Manager Permit Fee . . . . . \$ 20.00
- (3) Food Protection Manager Permit Fee . . . . . \$ 30.00

Introduced by Jon Camp

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

APPROVING THE UPDATED FEES ASSOCIATED WITH LINCOLN MUNICIPAL CODE CHAPTER 8.24 NOISE CONTROL, INCLUDING NOISE VARIANCES (ACTION DATE: 9/8/14) - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-88525 WHEREAS, the City Council is authorized under Chapter 8.24 of the Lincoln Municipal Code to establish and revise fees which the City may charge for noise variances; and

WHEREAS, the Health Director has re-evaluated the estimated costs and available resources to administer, operate, and enforce LMC Chapter 8.24 Noise Control Ordinance and has determined that certain revisions are appropriate; and

WHEREAS, the Lincoln-Lancaster County Board of Health has reviewed the proposed fees and recommends their adoption; and

WHEREAS, the proposed fees are before the City Council for its consideration and approval.

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

Commencing on the effective date of this resolution, the schedule of costs for fees shall be as follows:

**SCHEDULE OF COSTS FOR SEPTEMBER 1, 2014 TO AUGUST 31, 2015**

**Variance Fee**

Any person seeking a variance from the requirements of the noise control ordinance shall file an application with the health officer and shall submit a permit fee of ~~\$115.00~~ \$120.00 as authorized by LMC § 8.24.150.

**SCHEDULE OF COSTS FOR SEPTEMBER 1, 2015 TO AUGUST 31, 2016**

Any person seeking a variance from the requirements of the noise control ordinance shall file an application with the health officer and shall submit a permit fee of ~~\$120.00~~ \$125.00 as authorized by LMC § 8.24.150.

Introduced by Jon Camp

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

ADOPTING INCREASED FEES FOR SPECIAL WASTE PERMITS AS AUTHORIZED UNDER SECTION 8.32.090 OF THE LINCOLN MUNICIPAL CODE (ACTION DATE: 9/8/14) - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-88526 WHEREAS, the City Council adopted Resolution No. A-87607 on October 14, 2013, and is authorized under Chapter 8.32 of the Lincoln Municipal Code to establish and revise fees and minimum quantities for the issuance of Special Waste Permits; and

WHEREAS, the Health Director has re-evaluated the estimated costs and available resources to administer, operate, and enforce the Special Waste Disposal provision of Chapter 8.32, and has determined that certain revisions are appropriate.

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

Commencing on the effective date of this resolution, the following schedule of annual permit fees, special fees, and minimum quantities is hereby established:

**SCHEDULE OF COSTS FOR SEPTEMBER 1, 2014 TO AUGUST 31, 2015**

A. Group 1: Wastes That May Contain Free Liquids

1. Cooking oil and grease. Any quantity going to the Theresa Street Wastewater Treatment Plant Dump Station requires a permit, which permit may be issued as a blanket permit covering multiple disposals as provided on the permit. Annual Permit Fees: None. Waste in excess of one gallon per month or one pound per load disposed at a waste disposal site other than the Theresa Street Wastewater Treatment Plant Dump Station requires a Special Waste Permit. Annual permit fee: ~~\$190.00~~ \$195.00.
2. Cooking grease trap waste. Any quantity requires a permit. Disposal at the Theresa Street Wastewater Treatment Plant Dump Station. Annual permit fee: None. For all other disposal sites. Annual permit fee: ~~\$190.00~~ \$195.00.
3. Mud or sand from sumps or traps. Any quantity requires a permit. Disposal at the Theresa Street Wastewater Treatment Plant Dump Station. Annual permit fee: None. For all other disposal sites. Annual permit fee: ~~\$190.00~~ \$195.00.
4. Septic tank waste. Any quantity requires a permit. Disposal at the Theresa Street Wastewater Treatment Plan Dump Station - Annual permit fee: None. For all other disposal sites - Annual permit fee: ~~\$190.00~~ \$195.00.

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5. Chemicals and waste from portable or chemical toilets. Any quantity requires a permit. Disposal at the Theresa Street Wastewater Treatment Plant Dump Station - Annual permit fee: None.  
For all other disposal sites - Annual permit fee: ~~\$190.00~~ \$195.00.
  6. Sewage or other organic residues or sludges. Any quantity requires a permit. Disposal at the Theresa Street Wastewater Treatment Plan Dump Station - Annual permit fee: None.  
For all other disposal sites - Annual permit fees: ~~\$190.00~~ \$195.00.
  7. Sludges containing a liquid concentration of 80% or more by weight or material producing free liquids in a Standard Paint Filter Test. Any quantity requires a permit. Disposal at the Theresa Street Wastewater Treatment Plant Dump Station - Annual permit fee: None.  
For all other disposal sites - Annual permit fee: ~~\$190.00~~ \$195.00.
- Group II: Petroleum-based Wastes
8. Petroleum type grease trap waste. Any quantity requires a permit. Annual permit fee: ~~\$325.00~~ \$335.00.
  9. Sludges from petroleum tanks. Any quantity requires a permit - Annual permit fee: ~~\$325.00~~ \$335.00.
  10. a. Used oil filters. Any quantity requires an annual permit - Annual permit fees:  
Less than 220 pounds per month - \$70.00.  
220 pounds or more a month - ~~\$325.00~~ \$335.00.  
b. Petroleum contaminated soil and granular absorbents. Permitted Quantity: 220 pounds per month or more - Annual permit fee: ~~\$325.00~~ \$335.00.  
c. Petroleum contaminated refuse or other materials except oil filters, soil and granular absorbents. Any quantity requires a permit - Annual permit fee: Quantities up to 220 pounds per month - \$70.00.  
Quantities 220 pounds or more per month - ~~\$325.00~~ \$335.00.
  11. Petroleum contaminated water. Permitted quantity: 55 gallons per month or more - Annual permit fee: ~~\$325.00~~ \$335.00.
  12. Oil, lubricants, hydraulic fluids, fuels, and other petroleum products. Any quantity requires a permit. Permit issued only for incineration in a used oil burning heating unit - Annual permit fee: \$40.00.
- Group III: Empty Containers
13. Pressurized containers or containers that may explode upon crushing. Empty containers meeting criteria for safe disposal at the City of Lincoln's Sanitary Landfill adopted according to §8.32.070 will not require a permit.  
For all other disposal sites: any quantity requires a permit - Annual Permit fee: ~~\$190.00~~ \$195.00.
  14. Containers over five gallons in size. Empty containers meeting criteria for safe disposal at the City of Lincoln's Sanitary Landfill adopted according to §8.32.070 will not require a permit.  
For all other disposal sites: Any quantity requires a permit - Annual Permit fee: ~~\$190.00~~ \$195.00.
  15. Empty containers labeled "DANGER" or which once contained hazardous material. Empty containers meeting criteria for safe disposal at the City of Lincoln's Sanitary Landfill adopted according to §8.32.070 will not require a permit.  
For all other disposal sites: Any quantity requires a permit - Annual permit fee: ~~\$190.00~~ \$195.00.
  16. Fuel tanks. Empty containers meeting criteria for safe disposal at the City of Lincoln's Sanitary Landfill adopted according to §8.32.070 will not require a permit.  
For all other disposal sites - Any quantity requires a permit - Annual permit fee: ~~\$190.00~~ \$195.00.
- Group IV: Solvents, Absorbents, Filters, and Residues
17. Solvents, degreasers, strippers, thinners, and related products. Any quantity requires a permit. Annual permit fee: ~~\$190.00~~ \$195.00.
  18. Refuse containing solvents, degreasers, strippers, or thinners. Any quantity requires a permit - Annual permit fee: ~~\$190.00~~ \$195.00.
  19. Lime or other inorganic residues or sludges. Minimum quantities: twenty-five gallons or 43 pounds per month - Annual permit fee: ~~\$325.00~~ \$335.00.
  20. Paint dry waste, filters, and paint contaminated material. Minimum quantities: 43 pounds per month - Annual permit fee: ~~\$325.00~~ \$335.00.
  21. Fly ash. Minimum quantities: 43 pounds per month - Annual permit fee: ~~\$325.00~~ \$335.00.
  22. Bottom ash. Minimum quantities: 43 pounds per month - Annual permit fee: ~~\$325.00~~ \$335.00.
- Group V: Hazardous or Toxic Chemicals or Chemical Products
23. Antifreeze or treatment chemicals for boilers, heat exchangers, cooling towers, and similar uses. Minimum quantities: Five gallons or more per day - Annual permit fee: ~~\$190.00~~ \$195.00.

24. Chemicals labeled WARNING for toxics and pesticides: Minimum quantities: One pint or one pound per load or more - Annual permit fee: ~~\$325.00~~ \$335.00.
25. Pharmaceutical products. Minimum quantities: More than five gallons or 43 pounds per month - Annual permit fee: ~~\$325.00~~ \$335.00.
26. Adhesives, sealants, coatings or catalysts. Minimum quantities: More than five gallons or 43 pounds per month - Annual permit fee: ~~\$325.00~~ \$335.00.
27. Material containing between 25 and 100 percent of the maximum concentration of any Toxic Characteristic Leaching Procedure (TCLP) listed chemical as referenced in 30 CFR 261.24, Table 1 or that exceeds a concentration of 0.3 mg/kg of nickel. Minimum quantities: More than five gallons or 43 pounds per month - annual permit fee; ~~\$325.00~~ \$335.00.
28. Hazardous or potentially hazardous waste or chemicals labeled "DANGER."  
Any quantity requires a permit - Annual permit fee: ~~\$325.00~~ \$335.00.

Group VI: Miscellaneous

29. Treated or untreated infectious waste from hospitals. Any quantity requires a permit - Annual permit fee: ~~\$325.00~~ \$335.00.
30. Treated or untreated infectious waste from other than hospitals. Any quantity requires a permit - Annual permit fee: \$40.00.
31. Waste containing or likely to contain polychlorinated biphenyls (PCB). Any quantity requires a permit - Annual permit fee: ~~\$190.00~~ \$195.00.
32. Waste containing asbestos. Wastes from National Emission Standards of Hazardous Air Pollutants (NESHAP) and Nebraska Department of Health and Human Services permitted removal projects in Lincoln and Lancaster County do not require a Special Waste Permit. All other asbestos waste material in any quantity requires a permit - Annual permit fee: \$70.00.
33. Material other than asbestos that could create a health hazard if airborne. Any quantity requires a permit - Annual permit fee: ~~\$190.00~~ \$195.00.
34. Wood that has been treated with hazardous or toxic chemicals. Quantities more than 43 pounds per month - Annual permit fee: \$70.00.
35. Any other solid waste which, because of its physical, chemical or biological characteristics, requires special handling, treatment or disposal methodologies in order to protect public health, safety, and the environment. Any quantity requires a permit - Annual permit fee: ~~\$190.00~~ \$195.00.

F. General

1. If the Health Department identifies a new special waste stream due to process changes or otherwise, such special waste stream shall require an additional application, permit, and permit fee even if the special waste generator has an existing permit for a separate waste stream, including an existing permit for the same waste or waste category.
2. New industries, commercial operations, or home occupations disposing special wastes shall file a completed inventory/permit application with the Lincoln-Lancaster County Health Department within six months.
3. Inventory/permit applications from existing special waste generators must be filed within 45 days of notification by the Health Director. If, after notice has been sent, an inventory/permit application is received by the Lincoln-Lancaster County Health Department after 45 days or if the application is postmarked after the 45-day period, the resulting permit, if issued, will be assessed an additional \$75.00.

**SCHEDULE OF COSTS FOR SEPTEMBER 1, 2015 TO AUGUST 31, 2016**

Group 1: Wastes That May Contain Free Liquids

1. Cooking oil and grease. Any quantity going to the Theresa Street Wastewater Treatment Plant Dump Station requires a permit, which permit may be issued as a blanket permit covering multiple disposals as provided on the permit. Annual Permit Fees: None. Waste in excess of one gallon per month or one pound per load disposed at a waste disposal site other than the Theresa Street Wastewater Treatment Plant Dump Station requires a Special Waste Permit. Annual permit fee: ~~\$195.00~~ \$200.00.
2. Cooking grease trap waste. Any quantity requires a permit. Disposal at the Theresa Street Wastewater Treatment Plant Dump Station. Annual permit fee: None.  
For all other disposal sites. Annual permit fee: ~~\$195.00~~ \$200.00.
3. Mud or sand from sumps or traps. Any quantity requires a permit. Disposal at the Theresa Street Wastewater Treatment Plant Dump Station. Annual permit fee: None.  
For all other disposal sites. Annual permit fee: ~~\$195.00~~ \$200.00.
4. Septic tank waste. Any quantity requires a permit. Disposal at the Theresa Street Wastewater Treatment Plan Dump Station - Annual permit fee: None.  
For all other disposal sites - Annual permit fee: ~~\$195.00~~ \$200.00.

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5. Chemicals and waste from portable or chemical toilets. Any quantity requires a permit. Disposal at the Theresa Street Wastewater Treatment Plant Dump Station - Annual permit fee: None.  
For all other disposal sites - Annual permit fee: ~~\$195.00~~ \$200.00.
  6. Sewage or other organic residues or sludges. Any quantity requires a permit. Disposal at the Theresa Street Wastewater Treatment Plan Dump Station - Annual permit fee: None.  
For all other disposal sites - Annual permit fees: ~~\$195.00~~ \$200.00.
  7. Sludges containing a liquid concentration of 80% or more by weight or material producing free liquids in a Standard Paint Filter Test. Any quantity requires a permit. Disposal at the Theresa Street Wastewater Treatment Plant Dump Station - Annual permit fee: None.  
For all other disposal sites - Annual permit fee: ~~\$195.00~~ \$200.00.
- Group II: Petroleum-based Wastes
8. Petroleum type grease trap waste. Any quantity requires a permit. Annual permit fee: ~~\$335.00~~ \$345.00.
  9. Sludges from petroleum tanks. Any quantity requires a permit - Annual permit fee: ~~\$335.00~~ \$345.00.
  10. a. Used oil filters. Any quantity requires an annual permit - Annual permit fees:  
Less than 220 pounds per month - ~~\$70.00~~ \$75.00.  
220 pounds or more a month - ~~\$335.00~~ \$345.00.  
b. Petroleum contaminated soil and granular absorbents. Permitted Quantity: 220 pounds per month or more - Annual permit fee: ~~\$335.00~~ \$345.00.  
c. Petroleum contaminated refuse or other materials except oil filters, soil and granular absorbents. Any quantity requires a permit - Annual permit fee:  
Quantities up to 220 pounds per month - ~~\$70.00~~ \$75.00.  
Quantities 220 pounds or more per month - ~~\$335.00~~ \$345.00.
  11. Petroleum contaminated water. Permitted quantity: 55 gallons per month or more - Annual permit fee: ~~\$335.00~~ \$345.00.
  12. Oil, lubricants, hydraulic fluids, fuels, and other petroleum products. Any quantity requires a permit. Permit issued only for incineration in a used oil burning heating unit - Annual permit fee: ~~\$40.00~~ \$45.00.
- Group III: Empty Containers
13. Pressurized containers or containers that may explode upon crushing. Empty containers meeting criteria for safe disposal at the City of Lincoln's Sanitary Landfill adopted according to §8.32.070 will not require a permit.  
For all other disposal sites: any quantity requires a permit - Annual Permit fee: ~~\$195.00~~ \$200.00.
  14. Containers over five gallons in size. Empty containers meeting criteria for safe disposal at the City of Lincoln's Sanitary Landfill adopted according to §8.32.070 will not require a permit.  
For all other disposal sites: Any quantity requires a permit - Annual Permit fee: ~~\$195.00~~ \$200.00.
  15. Empty containers labeled "DANGER" or which once contained hazardous material. Empty containers meeting criteria for safe disposal at the City of Lincoln's Sanitary Landfill adopted according to §8.32.070 will not require a permit.  
For all other disposal sites: Any quantity requires a permit - Annual permit fee: ~~\$195.00~~ \$200.00.
  16. Fuel tanks. Empty containers meeting criteria for safe disposal at the City of Lincoln's Sanitary Landfill adopted according to §8.32.070 will not require a permit.  
For all other disposal sites - Any quantity requires a permit - Annual permit fee: ~~\$195.00~~ \$200.00.
- Group IV: Solvents, Absorbents, Filters, and Residues
17. Solvents, degreasers, strippers, thinners, and related products. Any quantity requires a permit. Annual permit fee: ~~\$195.00~~ \$200.00.
  18. Refuse containing solvents, degreasers, strippers, or thinners. Any quantity requires a permit - Annual permit fee: ~~\$195.00~~ \$200.00.
  19. Lime or other inorganic residues or sludges. Minimum quantities: twenty-five gallons or 43 pounds per month - Annual permit fee: ~~\$335.00~~ \$345.00.
  20. Paint dry waste, filters, and paint contaminated material. Minimum quantities: 43 pounds per month - Annual permit fee: ~~\$335.00~~ \$345.00.
  21. Fly ash. Minimum quantities: 43 pounds per month - Annual permit fee: ~~\$335.00~~ \$345.00.
  22. Bottom ash. Minimum quantities: 43 pounds per month - Annual permit fee: ~~\$335.00~~ \$345.00.



Group V: Hazardous or Toxic Chemicals or Chemical Products

23. Antifreeze or treatment chemicals for boilers, heat exchangers, cooling towers, and similar uses. Minimum quantities: Five gallons or more per day - Annual permit fee: ~~\$195.00~~ \$200.00.
24. Chemicals labeled WARNING for toxics and pesticides: Minimum quantities: One pint or one pound per load or more - Annual permit fee: ~~\$335.00~~ \$345.00.
25. Pharmaceutical products. Minimum quantities: More than five gallons or 43 pounds per month - Annual permit fee: ~~\$335.00~~ \$345.00.
26. Adhesives, sealants, coatings or catalysts. Minimum quantities: More than five gallons or 43 pounds per month - Annual permit fee: ~~\$335.00~~ \$345.00.
27. Material containing between 25 and 100 percent of the maximum concentration of any Toxic Characteristic Leaching Procedure (TCLP) listed chemical as referenced in 30 CFR 261.24, Table 1 or that exceeds a concentration of 0.3 mg/kg of nickel. Minimum quantities: More than five gallons or 43 pounds per month - annual permit fee; ~~\$335.00~~ \$345.00.
28. Hazardous or potentially hazardous waste or chemicals labeled "DANGER." Any quantity requires a permit - Annual permit fee: ~~\$335.00~~ \$345.00.

Group VI: Miscellaneous

29. Treated or untreated infectious waste from hospitals. Any quantity requires a permit - Annual permit fee: ~~\$335.00~~ \$345.00.
30. Treated or untreated infectious waste from other than hospitals. Any quantity requires a permit - Annual permit fee: ~~\$40.00~~ \$45.00.
31. Waste containing or likely to contain polychlorinated biphenyls (PCB). Any quantity requires a permit - Annual permit fee: ~~\$195.00~~ \$200.00.
32. Waste containing asbestos. Wastes from National Emission Standards of Hazardous Air Pollutants (NESHAP) and Nebraska Department of Health and Human Services permitted removal projects in Lincoln and Lancaster County do not require a Special Waste Permit. All other asbestos waste material in any quantity requires a permit - Annual permit fee: ~~\$70.00~~ \$75.00.
33. Material other than asbestos that could create a health hazard if airborne. Any quantity requires a permit - Annual permit fee: ~~\$195.00~~ \$200.00.
34. Wood that has been treated with hazardous or toxic chemicals. Quantities more than 43 pounds per month - Annual permit fee: ~~\$70.00~~ \$75.00.
35. Any other solid waste which, because of its physical, chemical or biological characteristics, requires special handling, treatment or disposal methodologies in order to protect public health, safety, and the environment. Any quantity requires a permit - Annual permit fee: ~~\$195.00~~ \$200.00.

General

1. If the Health Department identifies a new special waste stream due to process changes or otherwise, such special waste stream shall require an additional application, permit, and permit fee even if the special waste generator has an existing permit for a separate waste stream, including an existing permit for the same waste or waste category.
2. New industries, commercial operations, or home occupations disposing special wastes shall file a completed inventory/permit application with the Lincoln-Lancaster County Health Department within six months.
3. Inventory/permit applications from existing special waste generators must be filed within 45 days of notification by the Health Director. If, after notice has been sent, an inventory/permit application is received by the Lincoln-Lancaster County Health Department after 45 days or if the application is postmarked after the 45-day period, the resulting permit, if issued, will be assessed an additional \$75.00.

BE IT FURTHER RESOLVED that City Council Resolution No. A-87031 shall be superseded by the terms of this resolution.

Introduced by Jon Camp

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

APPROVING THE UPDATED FEES ASSOCIATED WITH LINCOLN MUNICIPAL CODE CHAPTER 8.38 PUBLIC SWIMMING POOLS, INCLUDING SWIMMING POOL PERMIT FEES, NEW PERMIT/PLAN REVIEW, RENEWAL, ADDITIONAL SPA, LINCOLN SWIMMING POOL OPERATOR AND LINCOLN POOL WATER QUALITY TESTER CERTIFICATE FEES (ACTION DATE: 9/8/14) - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-88527 WHEREAS, the City Council is authorized under Chapter 8.38 of the Lincoln Municipal Code to establish and revise fees which the City may charge for public swimming pools; and

WHEREAS, the Health Director has re-evaluated the estimated costs and available resources to administer, operate, and enforce LMC Chapter 8.38 Public Swimming Pools and has determined that certain revisions are appropriate; and

WHEREAS, the Lincoln-Lancaster County Board of Health has reviewed the proposed fees and recommends their adoption; and

WHEREAS, the proposed fees are before the City Council for its consideration and approval.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Lincoln, Nebraska:  
 Commencing on the effective date of this resolution, the schedule of costs for fees shall be as follows:

**SCHEDULE OF COSTS FOR SEPTEMBER 1, 2014 TO AUGUST 31, 2015**

**8.38.090 Swimming Pool Permit Fees; New; Renewal; Variance.**

- (1) Swimming Pool:  
 New Permit/Plan Review ~~\$465.00~~ \$480.00  
 Renewal ~~\$365.00~~ \$375.00  
 Additional Spa ~~\$110.00~~ \$120.00

(2) Any person who submits a variance request shall submit an initial variance review fee of \$200.00.

**8.38.097 Lincoln Swimming Pool Operator and Lincoln Pool Water Quality Tester Certificates; Fees**

- (a) There shall be a fee of \$20.00 for each application for a Lincoln Swimming Pool Operator certificate.  
 (b) There shall be a fee of \$20.00 for each application for a Lincoln Pool Water Quality Tester certificate.  
 (c) Each certificate shall be valid for two (2) years from the date of issuance.

**SCHEDULE OF COSTS FOR SEPTEMBER 1, 2015 TO AUGUST 31, 2016**

**8.38.090 Swimming Pool Permit Fees; New; Renewal; Variance.**

- (1) Swimming Pool:  
 New Permit/Plan Review ~~\$480.00~~ \$495.00  
 Renewal ~~\$375.00~~ \$385.00  
 Additional Spa ~~\$120.00~~ \$125.00

(2) Any person who submits a variance request shall submit an initial variance review fee of \$200.00.

**8.38.097 Lincoln Swimming Pool Operator and Lincoln Pool Water Quality Tester Certificates; Fees**

- (a) There shall be a fee of \$20.00 for each application for a Lincoln Swimming Pool Operator certificate.  
 (b) There shall be a fee of \$20.00 for each application for a Lincoln Pool Water Quality Tester certificate.  
 (c) Each certificate shall be valid for two (2) years from the date of issuance.

Introduced by Jon Camp

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

APPROVING THE UPDATED FEES ASSOCIATED WITH LINCOLN MUNICIPAL CODE CHAPTER 8.44 WATER WELLS, INCLUDING WATER WELL CONSTRUCTION PERMITS, ANNUAL WATER WELL PERMITS, WATER WELL REPAIR PERMIT AND VARIANCE APPLICATION (ACTION DATE: 9/8/14) - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-88528 WHEREAS, the City Council is authorized under Chapter 8.44 of the Lincoln Municipal Code to

establish and revise fees which the City may charge for a water well permit, repairs to water wells, or variance requests; and

WHEREAS, the Health Director has re-evaluated the estimated costs and available resources to administer, operate, and enforce LMC Chapter 8.44 Water Wells and has determined that certain revisions are appropriate; and

WHEREAS, the Lincoln-Lancaster County Board of Health has reviewed the proposed fees and recommends their adoption; and

WHEREAS, the proposed fees are before the City Council for its consideration and approval.

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

Commencing on the effective date of this resolution, the schedule of costs for fees shall be as follows:

**SCHEDULE OF COSTS FOR SEPTEMBER 1, 2014 TO AUGUST 31, 2015**

**8.44.070 Permit for Water Well; Fees**

- (1) Water well construction permit . . . . . ~~\$200.00~~ \$205.00  
 (2) Annual water well permits . . . . . ~~\$115.00~~ \$120.00  
 (3) Water well repair permit . . . . . ~~\$105.00~~ \$110.00  
 (4) Variance application . . . . . \$100.00

**SCHEDULE OF COSTS FOR SEPTEMBER 1, 2015 TO AUGUST 31, 2016**

**8.44.070 Permit for Water Well; Fees**

- (1) Water well construction permit . . . . . ~~\$205.00~~ \$210.00  
 (2) Annual water well permits . . . . . ~~\$120.00~~ \$125.00  
 (3) Water well repair permit . . . . . ~~\$110.00~~ \$115.00  
 (4) Variance application . . . . . \$100.00

Introduced by Jon Camp

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

APPROVING THE UPDATED FEES ASSOCIATED WITH LINCOLN MUNICIPAL CODE CHAPTER 24.38 ONSITE WASTEWATER TREATMENT SYSTEMS, INCLUDING ONSITE WASTEWATER TREATMENT SYSTEM CONSTRUCTION PERMIT, ONSITE WASTEWATER SYSTEM REPAIR PERMIT, LIQUID WASTE HAULERS CLEANER'S PERMIT, REGISTRATION CERTIFICATE FOR MASTER INSTALLER, JOURNEYMAN INSTALLER, INSPECTOR, SOIL EVALUATOR, AND

MULTIPLE CATEGORY, PERMIT EXTENSION FEE, VARIANCE FEE, REINSTATEMENT FEE, AND DEVELOPMENT AREA REVIEW FEES WHICH INCLUDES A BASE FEE, PER LOT FEE AND A MAXIMUM COMBINED BASE AND PER LOT FEE (ACTION DATE: 9/8/14) - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-88529 WHEREAS, the City Council is authorized under Chapter 24.42 of the Lincoln Municipal Code to establish and revise fees which the City may charge for evaluation and reviews of property transfers with onsite wastewater or water systems; and

WHEREAS, the Health Director has re-evaluated the estimated costs and available resources to administer, operate, and enforce LMC Chapter 24.42 Regulation of Property Transfers with Onsite Systems and has determined that certain revisions are appropriate; and

WHEREAS, the Lincoln-Lancaster County Board of Health has reviewed the proposed fees and recommends their adoption; and

WHEREAS, the proposed fees are before the City Council for its consideration and approval.

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

Commencing on the effective date of this resolution, the following schedule of costs for fees shall be as follows:

**SCHEDULE OF COSTS FOR SEPTEMBER 1, 2014 TO AUGUST 31, 2015**

**24.42.110 Regulation of Property Transfers with Onsite Systems; Fees.**

- (a) Fee for evaluation and review of Property Transfer Inspector reports and any necessary site visits by Health Director . . . . . ~~\$200.00~~ \$205.00
- (b) Property Transfer Inspector permit fees:
  - On-site Wastewater Treatment System (OWWTS) Property Transfer Inspector . . . . . ~~\$30.00~~ \$35.00
  - On-site Waste Supply System (OWSS) Property Transfer Inspector . . . . . ~~\$30.00~~ \$35.00
  - Both OWWTS & OWSS . . . . . ~~\$50.00~~ \$60.00

**SCHEDULE OF COSTS FOR SEPTEMBER 1, 2015 TO AUGUST 31, 2016**

**24.42.110 Regulation of Property Transfers with Onsite Systems; Fees.**

- (a) Fee for evaluation and review of Property Transfer Inspector reports and any necessary site visits by Health Director . . . . . ~~\$205.00~~ \$210.00
- (b) Property Transfer Inspector permit fees:
  - On-site Wastewater Treatment System (OWWTS) Property Transfer Inspector . . . . . \$35.00
  - On-site Waste Supply System (OWSS) Property Transfer Inspector . . . . . \$35.00
  - Both OWWTS & OWSS . . . . . \$60.00

Introduced by Jon Camp

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

APPROVING THE UPDATED FEES ASSOCIATED WITH LINCOLN MUNICIPAL CODE CHAPTER 24.24 REGULATION OF PROPERTY TRANSFERS WITH ONSITE SYSTEMS CODE, INCLUDING EVALUATION AND REVIEW OF PROPERTY TRANSFER INSPECTOR REPORTS, PROPERTY TRANSFER INSPECTOR PERMIT FEES WHICH INCLUDES ONSITE WASTEWATER TREATMENT SYSTEM PROPERTY TRANSFER INSPECTOR (OWWTS), ONSITE WASTE SUPPLY SYSTEM PROPERTY TRANSFER INSPECTOR (OWSS) OR BOTH THE OWWTS AND OWSS PERMITS. (ACTION DATE: 9/8/14) - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-88530 WHEREAS, the City Council is authorized under Chapter 24.42 of the Lincoln Municipal Code to establish and revise fees which the City may charge for evaluation and reviews of property transfers with onsite wastewater or water systems; and

WHEREAS, the Health Director has re-evaluated the estimated costs and available resources to administer operate, and enforce LMC Chapter 24.42 Regulation of Property Transfers with Onsite Systems and has determined that certain revisions are appropriate; and

WHEREAS, the Lincoln-Lancaster County Board of Health has reviewed the proposed fees and recommends their adoption; and

WHEREAS, the proposed fees are before the City Council for its consideration and approval.

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

Commencing on the effective date of this resolution, the following schedule of costs for fees shall be as follows:

**SCHEDULE OF COSTS FOR SEPTEMBER 1, 2014 TO AUGUST 31, 2015**

**24.42.110 Regulation of Property Transfers with Onsite Systems; Fees.**

- (a) Fee for evaluation and review of Property Transfer Inspector reports and any necessary site visits by Health Director . . . . . ~~\$200.00~~ \$205.00

- (b) Property Transfer Inspector permit fees:
  - Onsite Wastewater Treatment System  
 (OWWTS) Property Transfer Inspector . . . . . ~~\$30.00~~ \$35.00
  - On-site Waste Supply System (OWSS)  
 Property Transfer Inspector . . . . . ~~\$30.00~~ \$35.00
  - Both OWWTS & OWSS . . . . . ~~\$50.00~~ \$60.00

**SCHEDULE OF COSTS FOR SEPTEMBER 1, 2015 TO AUGUST 31, 2016**

**24.42.110 Regulation of Property Transfers with Onsite Systems; Fees.**

- (a) Fee for evaluation and review of Property Transfer Inspector reports and any necessary site visits by Health Director . . . . . ~~\$205.00~~ \$210.00
- (b) Property Transfer Inspector permit fees:
  - On-site Wastewater Treatment System  
 (OWWTS) Property Transfer Inspector . . . . . \$35.00
  - On-site Waste Supply System (OWSS)  
 Property Transfer Inspector . . . . . \$35.00
  - Both OWWTS & OWSS . . . . . \$60.00

Introduced by Jon Camp

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

AMENDING THE LINCOLN-LANCASTER COUNTY AIR POLLUTION CONTROL REGULATIONS AND STANDARDS, ARTICLE 1, SECTION 6, TO INCREASE FEES FOR REQUIRED SERVICES TO BUSINESS AND INDUSTRY (ACTION DATE: 9/8/14) - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-88531

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

That the Amendments to Article 1, Section 6, Fees, of the Lincoln-Lancaster County Air Pollution Control Program Regulations and Standards implemented by the Lincoln-Lancaster County Health Department, copies of which are attached hereto, marked as Attachment "A" and Attachment "B" and made a part hereof by reference, to increase the fees for regulated businesses and industries, are hereby approved. The City Clerk is directed to return two (2) fully executed copies of this Resolution and Amendments to Angela Zocholl, Lancaster County Clerk's Office, for filing with the County.

Introduced by Jon Camp

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

ADOPTING INCREASED FEES FOR CONDUCTING NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) STORMWATER PERMIT COMPLIANCE INSPECTIONS AT REGULATED INDUSTRIAL FACILITIES AS AUTHORIZED UNDER SECTION 28.02.070 OF THE LINCOLN MUNICIPAL CODE (ACTION DATE: 9/8/14) - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-88532

WHEREAS, the City Council adopted Resolution No. A-87609 on October 14, 2013, and is authorized under Chapter 28.02 of the Lincoln Municipal Code to establish and revise fees which the City may charge for National Pollutant Discharge Elimination System (NPDES) stormwater permit compliance inspections; and

WHEREAS, the Health Director has re-evaluated the estimated costs and available resources to administer, operate, and enforce Lincoln Municipal Code Chapter 28.02, Illicit Discharges, and has determined that certain revisions are appropriate; and

WHEREAS, the Lincoln-Lancaster County Board of Health has reviewed the proposed fees and recommends their adoption; and

WHEREAS, the proposed fees are before the City Council for its consideration and approval.

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

Commencing on the effective date of this resolution, the schedule of costs for NPDES stormwater permit compliance inspection fees shall be as follows:

**SCHEDULE OF COSTS FOR SEPTEMBER 1, 2014 TO AUGUST 31, 2015**

<u>NPDES Permit Type</u>	<u>Annual Fee</u>
General . . . . .	<del>\$455.00</del> <u>\$470.00</u>
No Exposure . . . . .	<del>\$330.00</del> <u>\$340.00</u>
Subject to permit, not yet issued . . . . .	<del>\$330.00</del> <u>\$340.00</u>
Late payment within 30 days after March 1 . . . . .	Annual fee plus 33% of annual fee
Late payment after 30 days after March 1 . . . . .	Annual fee plus 67% of annual fee

**SCHEDULE OF COSTS FOR SEPTEMBER 1, 2014 TO AUGUST 31, 2015**

<u>NPDES Permit Type</u>	<u>Annual Fee</u>
General . . . . .	<del>\$470.00</del> <u>\$485.00</u>
No Exposure . . . . .	<del>\$340.00</del> <u>\$350.00</u>
Subject to permit, not yet issued . . . . .	<del>\$340.00</del> <u>\$350.00</u>
Late payment within 30 days after March 1 . . . . .	Annual fee plus 33% of annual fee
Late payment after 30 days after March 1 . . . . .	Annual fee plus 67% of annual fee

BE IT FURTHER RESOLVED that City Council Resolution No. A-87609 shall be superseded by the terms of this resolution.

Introduced by Jon Camp

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

APPROVING AN AMENDMENT TO THE 2014-2020 CAPITAL IMPROVEMENT PROGRAM (CIP) TO MOVE PROJECTS FORWARD TO THE 2014-2015 FISCAL YEAR THAT WILL BE INCLUDED FOR A GENERAL OBLIGATION BOND VOTE ON THE NOVEMBER 2014 GENERAL ELECTION BALLOT INCLUDING PROJECT 0240 CO-LOCATION OF FIRE STATION 12 WITH LPD PRECINCT, PROJECT 0348 CO-LOCATED LPF TEAM ASSEMBLY STATION AND LFR STATION 12, AND TO CHANGE THE AMOUNT FOR PROJECT 0765 RADIO SYSTEM UPGRADE FROM \$24 MILLION TO \$20.5 MILLION (8/25/14 - MTA #1 Adopted, 5-1; Camp Dissenting; Final Vote: Ayes: Cook, Eskridge, Gaylor Baird; Nays: Camp, Christensen, Fellers; Due to Lack of Majority Vote, this Item Was Carried over to 09/08/14) - PRIOR to reading:

COOK Moved to withdraw Bill No. 14R-239.

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

The resolution, having been **WITHDRAWN**, was assigned File #38-4648 and was placed on file in the Office of the City Clerk.

.DIRECTING SUBMITTAL TO THE QUALIFIED ELECTORS OF THE CITY A PROPOSED GENERAL OBLIGATION BOND ISSUE IN AN AMOUNT NOT TO EXCEED \$29,500,000.00 TO CONSTRUCT, ACQUIRE, IMPROVE, FURNISH AND EQUIP THE CITY'S PUBLIC SAFETY COMMUNICATIONS SYSTEM AND PUBLIC SAFETY BUILDINGS, INFRASTRUCTURE, AND EQUIPMENT AT THE NOVEMBER 4, 2014 GENERAL ELECTION (MTA #1 Adopted, 6-0; Final Vote: Ayes: Cook, Eskridge, Gaylor Baird; Nays: Camp, Christensen, Fellers; Due to Lack of Majority Vote, this Item Was Carried over to 09/08/14) - PRIOR to reading:

COOK Moved to withdraw Bill No. 14R-240.

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

The resolution, having been **WITHDRAWN**, was assigned File #38-4649 and was placed on file in the Office of the City Clerk.

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

CHANGE OF ZONE 10018A - APPLICATION OF NEBRASKA NOVA, LLC, TO AMEND THE NEBRASKA INNOVATION CAMPUS PLANNED UNIT DEVELOPMENT TO DELETE LAND FROM THE PUD BY CHANGING THE ZONING FROM O-3 OFFICE PARK DISTRICT PUD TO P PUBLIC USE AND TO ADD LAND TO THE PUD BY CHANGING THE ZONING FROM P PUBLIC USE TO O-3 OFFICE PARK DISTRICT PUD ON PROPERTY GENERALLY LOCATED AT NORTH ANTELOPE VALLEY PARKWAY AND SALT CREEK ROADWAY - CLERK read an ordinance, introduced by Trent Fellers, 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 fo the districts established and shown thereon the first time.

CHANGE OF ZONE 14024 - APPLICATION OF FARMER'S CO-OPERATIVE FOR A CHANGE OF ZONE FROM AGR AGRICULTURAL RESIDENTIAL DISTRICT TO AG AGRICULTURE DISTRICT ON APPROXIMATELY 22 ACRES OF PROPERTY GENERALLY LOCATED AT 8800 W. HAVEN ROAD, EMERALD, NEBRASKA - CLERK read an ordinance, introduced by Trent Fellers, 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 show thereon the first time.

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

ACCEPTING THE REPORT OF NEW AND PENDING CLAIMS AGAINST THE CITY AND APPROVING DISPOSITION OF CLAIMS SET FORTH FOR THE PERIOD OF AUGUST 16 - 31, 2014.

APPOINTING BECKY HANNA TO THE LINCOLN HOUSING AUTHORITY BOARD FOR A TERM EXPIRING JULY 1, 2019.

APPROVING THE 2014-2015 CITY TAX RATE OF .31958 PER \$100.00 OF ASSESSED VALUATION.

**REGULAR MEETING  
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APPROVING A CONTRACT AGREEMENT BETWEEN THE CITY OF LINCOLN AND CASH-WA DISTRIBUTION CO., INC. FOR FOOD SERVICE AND RELATED ITEMS, PURSUANT TO UNL RFP NO. 2335-14-5010, FOR A TERM EXPIRING JULY 31, 2017 WITH THE OPTION TO RENEW FOR TWO ADDITIONAL ONE YEAR TERMS.

**OPEN MICROPHONE - NONE**

**ADJOURNMENT**

**4:06 P.M.**

CAMP            Moved to adjourn the City Council Meeting of September 8, 2014.  
                    Seconded by Fellers 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

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Alexis Traylor, Office Specialist