REGULAR MEETING
JANUARY 12, 2015
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THE MINUTES OF THE CITY COUNCIL MEETING HELD
MONDAY, JANUARY 12, 2015 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

ESKRIDGE Having been appointed to read the minutes of the City Council proceedings of January 5, 2015, reported having done so, found same correct.

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

MAYORS AWARD OF EXCELLENCE

Mayor Chris Beutler came forward to present the Mayor’s Award of Excellence for the month of November 2014 to Carrie Kimbrough, Library Service Associate for the Public Service Division of the Library. Carrie was nominated in the categories of Customer Relations and Valor for her quick actions in helping to save the life of a library customer. The Mayor congratulated Carrie on her perception and empathy toward others.

Supervisor Julie Beno and City Library Director Pat Leach both came forward to offer their appreciation and congratulations.

Carrie stated that they (library staff) all do their best to help people and sometimes it means going further than just help finding a book. She thanked everyone present and expressed her gratitude in receiving the award.

PUBLIC HEARING

APPLICATION OF HY-VEE INC. DBA HY-VEE RESTAURANT FOR A CLASS IK LIQUOR LICENSE AT
5020 N. 27TH STREET; MANAGER APPLICATION OF SCOTT A. SCHLATTER FOR HY-VEE INC.
DBA HY-VEE RESTAURANT AT 5020 N. 27TH STREET - Steve Parker, 2637 W. Washington, Store Director of the North 27th Hy-Vec, came forward to take the oath and answer questions.

This matter was taken under advisement.

MANAGER APPLICATION OF KAREN BRUYETTE FOR WHITEHEAD ENERGY LLC DBA U-STOP #26 AT
8350 NORTHWOODS DRIVE - Douglas W. Larkins, 3902 S 76th St, came forward to take the oath and answer questions.

This matter was taken under advisement.

APPROVING A SERVICE AGREEMENT FOR GOLF PROFESSIONALS BETWEEN THE CITY OF LINCOLN
ON BEHALF OF THE LINCOLN PARKS AND RECREATION DEPARTMENT AND JONATHAN
BENSON FOR THE OPERATION OF MAHONEY GOLF COURSE FOR A FOUR YEAR PERIOD;
APPROVING A SERVICE AGREEMENT FOR GOLF PROFESSIONALS BETWEEN THE CITY OF LINCOLN
ON BEHALF OF THE LINCOLN PARKS AND RECREATION DEPARTMENT AND TIMOTHY
ROWLAND FOR THE OPERATION OF PIONEERS GOLF COURSE FOR A FOUR YEAR PERIOD;
APPROVING A SERVICE AGREEMENT FOR GOLF PROFESSIONALS BETWEEN THE CITY OF LINCOLN
ON BEHALF OF THE LINCOLN PARKS AND RECREATION DEPARTMENT AND DENIS VONTZ
FOR THE OPERATION OF HIGHLANDS GOLF COURSE FOR A FOUR YEAR PERIOD - Lynn
Johnson, Director of Parks and Recreation, came forward to provide a brief summary of these agreements. He stated the Holmes Golf Course agreement was not included because the clubhouse at Holmes is financed by public bond financing. The golf professional there cannot derive direct revenue from the operation of that clubhouse. For Holmes it is a true management agreement. Discussion followed.

This matter was taken under advisement.

APPROVING A JOINT INFORMATION TECHNOLOGY INTERLOCAL AGREEMENT BETWEEN THE
STATE OF NEBRASKA, OFFICE OF THE CHIEF INFORMATION OFFICER, AND THE CITY OF
LINCOLN, NEBRASKA FOR THE EXCHANGE OF INFORMATION TECHNOLOGY SERVICES
BETWEEN THE PARTIES, ESTABLISHING A BOARD OF GOVERNANCE, AND IDENTIFYING
SERVICES CURRENTLY BEING PROVIDED - Steve Henderson, Information Services, stated this new interlocal agreement would be an increase in the exchange of technologies between the City and State. Discussion followed.

This matter was taken under advisement.

CHANGE OF ZONE 14030 - APPLICATION OF THE ACTING PLANNING DIRECTOR FOR A CHANGE OF ZONE FROM H-3 HIGHWAY COMMERCIAL TO R-2 RESIDENTIAL AND I-1 INDUSTRIAL ON PROPERTY GENERALLY LOCATED AT N. 44TH STREET AND COLFAX CIRCLE - David Cary, Acting Planning Director, stated that this was a clean up item based on the change in zoning codes in 1979. This matter was taken under advisement.

TEXT AMENDMENT 14017 - AMENDING THE MAXIMUM BUILDING HEIGHT PROVISIONS IN THE AG DISTRICT BY AMENDING SECTION 27.63.250 OF THE LINCOLN MUNICIPAL CODE TO ADD THE AG DISTRICT TO THE LIST OF DISTRICTS IN WHICH A PERMITTED USE EXCEEDING THE MAXIMUM HEIGHT PERMITTED IN A DISTRICT MAY BE ALLOWED BY SPECIAL PERMIT; AND AMENDING 27.72.010 OF THE LINCOLN MUNICIPAL CODE TO INCREASE THE ALLOWABLE BUILDING HEIGHT IN THE AG DISTRICT FOR FARMSTEAD SPLIT FROM 30’ TO 35’ - Dave Johnson, Studio 951, 800 P St., came forward representing clients who wanted to add a stair tower element to their property that exceeded the current 35 ft height limit. This matter was taken under advisement.

TEXT AMENDMENT 14019 - AMENDING CHAPTER 27.68 OF THE LINCOLN MUNICIPAL CODE RELATING TO PERSONAL WIRELESS FACILITIES BY AMENDING SECTIONS 27.68.020, 27.68.030, 27.68.120, AND 27.68.130 TO MODIFY THE DEFINITIONS OF “ABANDONMENT” AND “PARTIAL ABANDONMENT”; TO MODIFY ADMINISTRATIVE PERMIT PROVISIONS; AND TO DELETE PROVISIONS REGARDING THE INITIAL TERM AND RENEWAL OF SPECIAL PERMITS AND ADMINISTRATIVE PERMITS; AND REPEALING SECTIONS 27.68.040, 27.68.050, 27.68.060, AND 27.68.070 OF THE LINCOLN MUNICIPAL CODE IN THEIR ENTIRETY - David Carey, Acting Planning Director, stated they want to have wireless facilities handled the same way as other situations instead of requiring the 15 year renewal period. This matter was taken under advisement.

VACATION 14012 - VACATING APPROXIMATELY .08 ACRES OF Y STREET RIGHT-OF-WAY ADJACENT TO LOT 1, 10TH AND Y STREET BETWEEN N. 10TH STREET AND VACATED N. 11TH STREET - Dave Landis, Urban Development Director, came forward and stated this vacation would allow for greater movement of traffic, less disturbance to the neighborhood, and would make it more compact for the developer. This matter was taken under advisement.

VACATION 14011 - VACATING APPROXIMATELY .04 ACRES OF STREET STUB AT THE NORTHEAST CORNER OF WEST C STREET AND S.W. 6TH STREET AND APPROXIMATELY .05 ACRES OF THE EAST-WEST ALLEY NORTH OF WEST B STREET, EAST OF S.W. 6TH STREET - David Carey, Acting Planning Director came forward and stated everything was currently in place to move forward. This matter was taken under advisement.

AMENDING CHAPTER 21.09 OF THE LINCOLN MUNICIPAL CODE RELATING TO REGISTRATION OF NEGLECTED BUILDINGS BY ADDING A NEW SECTION NUMBERED 21.09.165 TO PROVIDE FOR THE DEPOSIT AND DISTRIBUTION OF FEES AND PENALTIES - Chris Connolly, City Law Dept., stated that this ordinance outlines a clear path for cash to flow when the City has to register neglected buildings. Discussion followed. This matter was taken under advisement.

ANNEXATION 14007 - AMENDING THE LINCOLN CORPORATE LIMITS MAP BY ANNEXING APPROXIMATELY 12 ACRES OF PROPERTY GENERALLY LOCATED AT ANTHONY LANE AND O STREET; CHANGE OF ZONE 14032 - APPLICATION OF HERITAGE LAKES, LLC FOR A CHANGE OF ZONE FROM AG AGRICULTURE TO R-3 RESIDENTIAL ON PROPERTY GENERALLY LOCATED AT ANTHONY LANE AND O STREET - Tom Huston, 233 S 13th St, on behalf of Nelson Construction and Development out of Des Moines IA and Good Neighbor Care which is an operator. On December 10th, the Planning Commission had approved a special permit for a community unit plan and a residential care facility. Discussion followed. This matter was taken under advisement.

APPROVING A CONDITIONAL ANNEXATION AND ZONING AGREEMENT BETWEEN NOEL AND GLORIA CHADD AND THE CITY OF LINCOLN FOR THE DEVELOPMENT AND ANNEXATION OF PROPERTY GENERALLY LOCATED AT N.W. 40TH STREET AND W. VINE STREET;
ANNEXATION 14006 - AMENDING THE LINCOLN CORPORATE LIMITS MAP BY ANNEXING APPROXIMATELY 22 ACRES OF PROPERTY GENERALLY LOCATED AT WEST VINE STREET BETWEEN N.W. 27TH STREET AND N.W. 40TH STREET;
CHANGE OF ZONE 14031 - APPLICATION OF NOEL AND GLORIA CHADD FOR A CHANGE OF ZONE FROM AG AGRICULTURE TO I-1 INDUSTRIAL ON APPROXIMATELY 22 ACRES OF PROPERTY GENERALLY LOCATED AT WEST VINE STREET BETWEEN N.W. 27TH STREET AND N.W. 40TH STREET - Noel Chadd, owner, no address given, came forward and stated they will eventually be selling this property. They are now in the process of rebuilding the Interstate and are in need of a place to stockpile the concrete. Discussion followed.
Gary Varley, 5840 NW Gary St, President of Land Excavating and Demolition, stated they removed the majority of dirt out of this area and are in the process of negotiating with Mr. Chadd to purchase those 22 acres. Discussion followed.
This matter was taken under advisement.

RECOGNITION
Chair Council, Doug Emery, took time to welcome the Cultural Exchange group from the University of Nebraska Lincoln. They were visiting from the African countries of Zimbabwe, Mozambique, Angola, South Africa and Botswana. Linda Major, the group facilitator of the 20 visiting students, stated they would be on UNL campus for 4 weeks studying civic engagement and afterwards would be traveling to Alabama and Washington DC. She thanked Council for the recognition and said they had dropped in to look at local government in action.

APPROVING A REAL ESTATE SALES AGREEMENT BETWEEN THE CITY OF LINCOLN AND R.C. KRUEGER DEVELOPMENT COMPANY TO PURCHASE APPROXIMATELY 9.37 ACRES OF CITY OWNED PROPERTY GENERALLY LOCATED AT 2201 SOUTH 84TH STREET;
COMP. PLAN AMENDMENT 14008 - AMENDING THE 2040 LINCOLN-LANCASTER COUNTY COMPREHENSIVE PLAN TO CHANGE THE FUTURE LAND USE MAP FROM URBAN RESIDENTIAL TO COMMERCIAL ON APPROXIMATELY 9.2 ACRES, FROM PUBLIC AND SEMI-PUBLIC TO COMMERCIAL ON APPROXIMATELY .8 ACRES AND FROM URBAN RESIDENTIAL DESIGNATION TO PUBLIC AND SEMI PUBLIC DESIGNATION ON APPROXIMATELY .2 ACRES, GENERALLY LOCATED AT SOUTH 84TH STREET AND KARL RIDGE ROAD;
CHANGE OF ZONE 14028 - APPLICATION OF R.C. KRUEGER DEVELOPMENT COMPANY, WITH THE CONSENT OF THE CITY OF LINCOLN AND LINCOLN FEDERAL SAVINGS & LOAN, FOR A CHANGE OF ZONE FROM R-1 RESIDENTIAL DISTRICT TO P PUBLIC USE DISTRICT, FROM R-1 RESIDENTIAL DISTRICT, P PUBLIC USE DISTRICT TO H-4 GENERAL COMMERCIAL DISTRICT, AND FROM R-3 RESIDENTIAL DISTRICT TO H-4 GENERAL COMMERCIAL DISTRICT, ON PROPERTY GENERALLY LOCATED AT SOUTH 84TH STREET AND KARL RIDGE ROAD;
SPECIAL PERMIT 14045 - APPLICATION OF R.C. KRUEGER DEVELOPMENT COMPANY, WITH THE CONSENT OF THE CITY OF LINCOLN AND LINCOLN FEDERAL SAVINGS & LOAN, TO DEVELOP PLANNED SERVICE COMMERCIAL TO DEVELOP UP TO 130,000 SQUARE FEET OF MINI-WAREHOUSES IN THE H-4 GENERAL COMMERCIAL DISTRICT, WITH REQUESTED WAIVERS OF THE REQUIRED REAR AND SIDE YARD SETBACKS AND THE REQUIREMENT THAT POST- DEVELOPMENT FLOWS BE LESS THAN PRE-DEVELOPMENT FLOWS FOR AN ON-SITE DETENTION POND, ON PROPERTY GENERALLY LOCATED AT S. 84TH STREET AND KARL RIDGE ROAD;
VACATION 14009 - VACATING THE VIEWPOINT DRIVE RIGHT-OF-WAY LYING NORTH OF KARL RIDGE ROAD, GENERALLY LOCATED AT SOUTH 84TH STREET AND KARL RIDGE ROAD - David Landis, Urban Development Director, came forward and gave a brief outline of the Real Estate Sales Agreement between the City as applicant and R.C. Krueger Development Company. Discussion followed.
Rick Knueger, President of R.C. Krueger Development Company, came forward to answer any questions. Discussion followed.
This matter was taken under advisement.

COUNCIL ACTION
REPORTS OF CITY OFFICERS
APPOINTING EMILY CASPER TO THE URBAN DESIGN COMMITTEE FOR A TERM EXPIRING FEBRUARY 2, 2016. - CLERK read the following resolution, introduced by Leirion Gaylor Baird, who moved its adoption:
A-88716  BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That the appointment of Emily Casper to the Urban Design Committee for a term expiring February 2, 2016 is hereby approved.

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

REAPPOINTING SCOTT HATFIELD, ERIC T. HOKE, ROSHAN PAJNIJAR, AND CAMEYA RAMIREZ-ROUSSEAU TO THE CITIZEN POLICE ADVISORY BOARD FOR A TERM EXPIRING NOVEMBER 17, 2017 - CLERK read the following resolution, introduced by Leirion Gaylor Baird, who moved its adoption:

A-88717  BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That the reappointments of Scott Hatfield, Eric T. Hoke, Roshan Pajnigar, and Cameya Ramirez-Rousseau to the Citizen Police Advisory Board for terms expiring November 17, 2017 are hereby approved.

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

APPROVING APPROPRIATIONS IN THE AMOUNT OF $93,393.00 FROM THE OPERATION OF KENO LOTTERY FUNDS FOR VARIOUS HUMAN SERVICES (ROUND 39) AND ALLOCATING $1,500.00 TO THE 2015 H.S. EMERGENCY FUND AND $50,000.00 TO YEAR 2 OF THE ADULT RECIDIVISM REDUCTION PROJECT FOR A TOTAL OF $143,393.00 - CLERK read the following resolution, introduced by Leirion Gaylor Baird, who moved its adoption:

A-88718  WHEREAS, Resolution No. A-75378 provides that five percent of the gross proceeds realized by the City of Lincoln from the operation of a keno lottery shall be designated for such human services as may be recommended and approved by the Joint Budget Committee, City Council, and Lancaster Board of Commissioners; and

WHEREAS, the Joint Budget Committee has recommended that the City Council and Lancaster County Board of Commissioners approve the designation of $93,393.00 from said gross funds for the human services and allocate $1,500.00 to the 2015 H.S. Emergency Fund and $50,000.00 to Year 2 of the Adult Recidivism Reduction Project for a total of $143,393.00, as listed in Attachment "A" (Keno H.S. Prevention Fund Round 39) attached hereto and incorporated herein by reference.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
The designation of the $93,393.00 from gross funds from the operation of keno lottery for the human services and the allocation of $1,500.00 to the 2015 H.S. Emergency Fund and $50,000.00 to Year 2 of the Adult Recidivism Reduction Project for a total of $143,393.00, as listed in Attachment "A" is hereby approved and the Mayor is authorized to enter into grant contracts with the respective agencies providing said human services.

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

APPROVING A MASTER AGREEMENT BETWEEN THE CITY OF LINCOLN AND SIRISDYNIX FOR THE SOFTWARE SYSTEM FOR LINCOLN CITY LIBRARIES INTEGRATED LIBRARY SYSTEM FOR A FOUR YEAR TERM WITH THE OPTION TO RENEW FOR ONE ADDITION YEAR - CLERK read the following resolution, introduced by Leirion Gaylor Baird, who moved its adoption:

A-88719  BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That the attached Master Agreement between the City of Lincoln and SirisDynix for the software system for Lincoln City Libraries Integrated Library System, for a four-year term, upon the terms as set forth in said Master Agreement, is hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

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

APPROVING A SERVICE AGREEMENT BETWEEN THE CITY OF LINCOLN ON BEHALF OF THE LINCOLN-LANCASER COUNTY HEALTH DEPARTMENT AND THE UNIVERSITY OF NEBRASKA-LINCOLN TO PROVIDE PRACTICUM OR SHADOWING EXPERIENCES FOR STUDENTS IN THE DIETETIC INTERNSHIP PROGRAM AND EARLY CHILDHOOD SPECIAL EDUCATION PROGRAMS FOR A TERM OF JANUARY 1, 2015 THROUGH DECEMBER 31, 2017 - CLERK read the following resolution, introduced by Leirion Gaylor Baird, who moved its adoption:

A-88720  BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That the attached Service Agreement between the City of Lincoln on behalf of the Lincoln-Lancaster County Health Department and the University of Nebraska-Lincoln to provide practicum or shadowing experiences for students in the dietetic Internship Program and Early Childhood Special
Education Programs for a term of January 1, 2015 through December 31, 2017, in accordance with the terms, conditions, and assurances contained in said Agreement is hereby approved and the Mayor is hereby authorized to execute the Service Agreement on behalf of the City.

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

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

RESOLUTION APPROVING THE DISTRIBUTION OF FUNDS REPRESENTING INTEREST EARNINGS ON SHORT-TERM INVESTMENTS OF IDLE FUNDS DURING THE MONTH ENDED NOVEMBER 30, 2014 - CLERK read the following resolution, introduced by Roy Christensen, who moved its adoption:

A-88721 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That during the month ended November 30, 2014 $42,781.88 was earned from the investments of “IDLE FUNDS”. The same is hereby distributed to the various funds on a pro-rate basis using the balance of each fund and allocating a portion of the interest on the ratio that such balance bears to the total of all fund balances.

Introduced by Roy Christensen
Seconded by Camp 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 RESOLUTIONS AND ORDINANCES PASSED BY CITY COUNCIL ON DECEMBER 15, 2014 (WITH THE EXCEPTION OF A-88701 WHICH WAS HELD FOR FURTHER CONSIDERATION) CLERK presented said report which was placed on file in the Office of the City Clerk. (27-1)

REPORT FROM CITY TREASURER OF 911 SURCHARGE FOR THE TIME PERIOD OF NOVEMBER 2014 - CLERK presented said report which was placed on file in the Office of the City Clerk. (20-2)

REPORT FROM CITY TREASURER OF CITY CASH ON HAND AT THE CLOSE OF BUSINESS NOVEMBER 30, 2014 - CLERK presented said report which was placed on file in the Office of the City Clerk. (5-21)

PETITIONS & COMMUNICATIONS

PLACED ON FILE IN THE OFFICE OF THE CITY CLERK:
Administrative Amendment No. 14103 to Use Permit #58G, Williamsburg Village - Tabitha, approved by the Acting Planning Director on December 31, 2014, requested by Olsson Associates, to revise the Land Use table, adding residential health care facility as a permitted use to clarify that Lot 20 may be used for either office uses or residential healthcare facilities, on property generally located at S. 34th Street and Orwell Street.

SETTING THE HEARING DATE OF MONDAY, FEBRUARY 2, 2015 AT 3:00 P.M. ON THE APPLICATION OF HY-VEE INC., DBA HY-VEE FOOD STORE FOR A DELETION FROM THEIR LICENSED PREMISE OF AN AREA MEASURING APPROX. 159' X 56' IN THE SW CORNER AT 5020 N 27TH ST - CLERK read the following resolution, introduced by Roy Christensen, who moved its adoption:

A-88722 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, February 2, 2015 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 Hy-Vee Inc. dba Hy-Vee Food Store for a deletion from their licensed premise of an area measuring approx. 159’ x 56’ in the SW corner at 5020 N 27th St.

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

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

SETTING THE HEARING DATE OF MONDAY, FEBRUARY 2, 2015 AT 3:00 P.M. ON THE APPLICATION OF KUQ & ZI LLC DBA FLORIO’S ITALIAN RESTAURANT & GRILL FOR A RETAIL CLASS I LIQUOR LICENSE AT 7300 S. 13TH ST - CLERK read the following resolution, introduced by Roy Christensen, who moved its adoption:

A-88723 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, February 2, 2015 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 KUQ & ZI LLC dba Florio’s Italian Restaurant & Grill for a Class I Liquor License located at 7300 S. 13th St.
If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

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

SETTING THE HEARING DATE OF MONDAY, JANUARY 26, 2015 AT 5:30 P.M. ON THE APPLICATION OF JON JINDRA DBA SHOOTERS BAR AND GRILL FOR A RETAIL CLASS C LIQUOR LICENSE AT 300 WEST P ST - CLERK read the following resolution, introduced by Roy Christensen, who moved its adoption:

A-88724 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, January 26, 2015 at 5:30 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th Street, Lincoln, NE for the Application of Jon Jindra dba Shooters Bar & Grill for a Class C Liquor License located at 300 West P St.

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

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

SETTING THE HEARING DATE OF MONDAY, JANUARY 26, 2015 AT 5:30 P.M. ON THE APPLICATION OF SMALL BAR INC., DBA ROSIE'S SPORTS BAR AND GRILL FOR AN ADDITION OF AN OUTDOOR AREA MEASURING APPROX 25' X 31' TO THE SOUTH AT 1501 CENTER PARK RD. SUITES 200-300 - CLERK read the following resolution, introduced by Roy Christensen, who moved its adoption:

A-88725 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, January 26, 2015 at 5:30 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th Street, Lincoln, NE for the Application of Small Bar Inc. dba Rosie’s Sports Bar & Grill for an addition of an outdoor area measuring approx 25' x 31' to the south at 1501 Center Park Rd. Suites 200-300.

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

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

LIQUOR RESOLUTIONS

APPLICATION OF HY-VEE INC. DBA HY-VEE RESTAURANT FOR A CLASS IK LIQUOR LICENSE AT 5020 N. 27TH STREET - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-88726 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 Hy-Vee Inc. dba Hy-Vee Restaurant 3 for a Class “IK” liquor license at 5020 North 27th Street, Lincoln, Nebraska, for the license period ending April 30, 2015, be approved with the condition that:

1. All employees must possess a valid Responsible Beverage Server/Seller Permit as required by Section 5.04.124 of the Lincoln Municipal Code.
2. The premises must comply in every respect with all city and state regulations.

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

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

MANAGER APPLICATION OF SCOTT A. SCHLATTER FOR HY-VEE INC. DBA HY-VEE RESTAURANT AT 5020 N. 27TH STREET- CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-88727 WHEREAS, Hy-Vee Inc. dba Hy-Vee Restaurant 3 located at 5020 North 27th Street, Lincoln, Nebraska has been approved for a Retail Class "IK" liquor license, and now requests that Scott A. Schlatter be named manager;

WHEREAS, Scott A. Schlatter appears to be a fit and proper person to manage said business,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that Scott A. Schlatter be approved as manager of this business for said licensee. The City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon Camp
Seconded by Fellers and carried by the following votes; AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylord Baird; NAYS: None.

MANAGER APPLICATION OF KAREN BRUYETTE FOR WHITEHEAD ENERGY LLC DBA U-STOP #26 AT 8350 NORTHWOODS DRIVE - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-88728

WHEREAS, Whitehead Energy LLC dba U-Stop #26 located at 8350 Northwoods Drive, Lincoln Nebraska has been approved for a Retail Class "D" liquor license, and now requests that Karen Bruyette be named manager;

WHEREAS, Karen Bruyette 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 Karen Bruyette be approved as manager of this business for said licensee. The City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon Camp
Seconded by Fellers and carried by the following votes; AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylord Baird; NAYS: None.

PUBLIC HEARING - RESOLUTIONS

APPROVING A SERVICE AGREEMENT FOR GOLF PROFESSIONALS BETWEEN THE CITY OF LINCOLN ON BEHALF OF THE LINCOLN PARKS AND RECREATION DEPARTMENT AND JONATHAN BENSON FOR THE OPERATION OF MAHONEY GOLF COURSE FOR A FOUR YEAR PERIOD - CLERK read the following resolution, introduced by Leirion Gaylor Baird, who moved its adoption:

A-88729

WHEREAS, the City of Lincoln owns and holds Mahoney Golf Course and operates a municipal golf course and clubhouse therein for the benefit of the citizens of the City of Lincoln; and

WHEREAS, Jonathan Benson is a Class “A” PGA Golf Professional and Manager for Mahoney Golf Course; and

WHEREAS, the City desires the services of Jonathan Benson to operate the restaurant concessions and serve as golf professional and Manager for Mahoney Golf Course and he is qualified to perform these services.

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

1. The Service Agreement attached hereto between the City of Lincoln and Jonathan Benson for the management of Mahoney Golf Course for a four year period is hereby accepted and approved upon the terms and conditions as set out in the Agreement and the Mayor is authorized to execute said Agreement on behalf of the City

2. The City Clerk is directed to return one fully executed copy of the Agreement to the Parks & Recreation Department for transmittal to Jonathan Benson.

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

APPROVING A SERVICE AGREEMENT FOR GOLF PROFESSIONALS BETWEEN THE CITY OF LINCOLN ON BEHALF OF THE LINCOLN PARKS AND RECREATION DEPARTMENT AND TIMOTHY ROWLAND FOR THE OPERATION OF PIONEERS GOLF COURSE FOR A FOUR YEAR PERIOD - CLERK read the following resolution, introduced by Leirion Gaylor Baird, who moved its adoption:

A-88730

WHEREAS, the City of Lincoln owns and holds Pioneers Golf Course and operates a municipal golf course and clubhouse therein for the benefit of the citizens of the City of Lincoln; and

WHEREAS, Timothy Rowland is a Class “A” PGA Golf Professional and Manager for Pioneers Golf Course; and

WHEREAS, the City desires the services of Timothy Rowland to operate the restaurant concessions and serve as golf professional and Manager for Pioneers Golf Course and he is qualified to perform these services.

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

1. The Service Agreement attached hereto between the City of Lincoln and Timothy Rowland for the management of Pioneers Golf Course for a four year period is hereby accepted and approved upon the terms and conditions as set out in the Agreement and the Mayor is authorized to execute said Agreement on behalf of the City
The City Clerk is directed to return one fully executed copy of the Agreement to the Parks & Recreation Department for transmittal to Timothy Rowland.

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

APPROVING A SERVICE AGREEMENT FOR GOLF PROFESSIONALS BETWEEN THE CITY OF LINCOLN ON BEHALF OF THE LINCOLN PARKS AND RECREATION DEPARTMENT AND DENIS VONTZ FOR THE OPERATION OF HIGHLANDS GOLF COURSE FOR A FOUR YEAR PERIOD - CLERK read the following resolution, introduced by Leirion Gaylor Baird, who moved its adoption:

WHEREAS, the City of Lincoln owns and holds Highlands Golf Course and operates a municipal golf course and clubhouse therein for the benefit of the citizens of the City of Lincoln; and
WHEREAS, Denis Vontz is a Class “A” PGA Golf Professional and Manager for Highlands Golf Course; and
WHEREAS, the City desires the services of Denis Vontz to operate the restaurant concessions and serve as golf professional and Manager for Highlands Golf Course and he is qualified to perform these services.
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska that:
1. The Service Agreement attached hereto between the City of Lincoln and Denis Vontz for the management of Highlands Golf Course for a four year period is hereby accepted and approved upon the terms and conditions as set out in the Agreement and the Mayor is authorized to execute said Agreement on behalf of the City
2. The City Clerk is directed to return one fully executed copy of the Agreement to the Parks & Recreation Department for transmittal to Denis Vontz.

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

ACCEPTING THE REPORT OF NEW AND PENDING CLAIMS AGAINST THE CITY AND APPROVING DISPOSITION OF CLAIMS SET FORTH FOR THE PERIOD OF DECEMBER 1 - 31, 2014 - CLERK read the following resolution, introduced by Leirion Gaylor Baird, who moved its adoption:

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 December 31, 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:

<table>
<thead>
<tr>
<th>DENIED CLAIMS</th>
<th>ALLOWED/SETTLED CLAIMS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Elizabeth Bergman</td>
<td>$14,445.29</td>
</tr>
<tr>
<td>Keyhan Rafiee</td>
<td>98.08</td>
</tr>
<tr>
<td>Lois Steyer</td>
<td>NAS*</td>
</tr>
<tr>
<td>Haron Kohestani</td>
<td>757.01</td>
</tr>
</tbody>
</table>

WITHDRAWN CLAIM

LITIGATION SETTLEMENT

Black Hills Energy | $753.55 | Stephanie Bussinger | $85,000.00

* No Amount Specified

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

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

APPROVING A JOINT INFORMATION TECHNOLOGY INTERLOCAL AGREEMENT BETWEEN THE STATE OF NEBRASKA, OFFICE OF THE CHIEF INFORMATION OFFICER, AND THE CITY OF LINCOLN, NEBRASKA FOR THE EXCHANGE OF INFORMATION TECHNOLOGY SERVICES BETWEEN THE PARTIES, ESTABLISHING A BOARD OF GOVERNANCE, AND IDENTIFYING SERVICES CURRENTLY BEING PROVIDED - CLERK read the following resolution, introduced by Leirion Gaylor Baird, who moved its adoption:

BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That the Joint Information Technology Interlocal Agreement between the City of Lincoln and the State of Nebraska, Office of the Chief Information Officer, for the exchange of information technology services between the parties, establishing a board of governance, and identifying services currently being provided, upon the terms and conditions set out in the Agreement which is attached hereto marked as Attachment “A”, is hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.
The City Clerk is directed to transmit an executed copy of the Agreement to Steve Hubka, Finance Director, for transmittal to the Chief Information Officer for the State of Nebraska.

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

ORDINANCES - 2ND READING & RELATED RESOLUTIONS (as required)

CHANGE OF ZONE 14030 - APPLICATION OF THE ACTING PLANNING DIRECTOR FOR A CHANGE OF ZONE FROM H-3 HIGHWAY COMMERCIAL TO R-2 RESIDENTIAL AND I-1 INDUSTRIAL ON PROPERTY GENERALLY LOCATED AT N. 44TH STREET AND COLFAX CIRCLE - CLERK read an ordinance, introduced by Leirion Gaylor Baird, amending the Lincoln Zoning District Maps adopted by reference and made a part of Title 27 of the Lincoln Municipal Code, pursuant to Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, the second time.

TEXT AMENDMENT 14017 - AMENDING THE MAXIMUM BUILDING HEIGHT PROVISIONS IN THE AG DISTRICT BY AMENDING SECTION 27.63.250 OF THE LINCOLN MUNICIPAL CODE TO ADD THE AG DISTRICT TO THE LIST OF DISTRICTS IN WHICH A PERMITTED USE EXCEEDING THE MAXIMUM HEIGHT PERMITTED IN A DISTRICT MAY BE ALLOWED BY SPECIAL PERMIT; AND AMENDING 27.72.010 OF THE LINCOLN MUNICIPAL CODE TO INCREASE THE ALLOWABLE BUILDING HEIGHT IN THE AG DISTRICT FOR FARMSTEAD SPLITS FROM 30' TO 35' - CLERK read an ordinance, introduced by Leirion Gaylor Baird, amending the maximum building height provisions in the AG district by amending Section 27.63.250 of the Lincoln Municipal Code to add the AG district to the list of districts in which a permitted use exceeding the maximum height permitted in a district may be allowed by special permit; amending 27.72.010 of the Lincoln Municipal Code to increase the allowable building height in the AG district for farmstead splits from 30' to 35'; and repealing Sections 27.63.250 and 27.72.010 of the Lincoln Municipal Code as hitherto existing, the second time.

TEXT AMENDMENT 14019 - AMENDING CHAPTER 27.68 OF THE LINCOLN MUNICIPAL CODE RELATING TO PERSONAL WIRELESS FACILITIES BY AMENDING SECTIONS 27.68.020, 27.68.030, 27.68.120, AND 27.68.130 TO MODIFY THE DEFINITIONS OF “ABANDONMENT” AND “PARTIAL ABANDONMENT”; TO MODIFY ADMINISTRATIVE PERMIT PROVISIONS; AND TO DELETE PROVISIONS REGARDING THE INITIAL TERM AND RENEWAL OF SPECIAL PERMITS AND ADMINISTRATIVE PERMITS; AND REPEALING SECTIONS 27.68.040, 27.68.050, 27.68.060, AND 27.68.070 OF THE LINCOLN MUNICIPAL CODE IN THEIR ENTIRETY - CLERK read an ordinance, introduced by Leirion Gaylor Baird, amending Chapter 27.68 of the Lincoln Municipal Code relating to Personal Wireless Facilities by amending Sections 27.68.020, 27.68.030, 27.68.120, and 27.68.130 to modify the definitions of “abandonment” and “partial abandonment”; to modify administrative permit provisions; and to delete provisions regarding the initial term and renewal of special permits and administrative permits; repealing Sections 27.68.040, 27.68.050, 27.68.060, and 27.68.070 of the Lincoln Municipal Code in their entirety; and repealing Sections 27.68.020, 27.68.030, 27.68.120, and 27.68.130 of the Lincoln Municipal Code as hitherto existing, the second time.

VACATION 14012 - VACATING APPROXIMATELY .08 ACRES OF Y STREET RIGHT-OF-WAY ADJACENT TO LOT 1, 10TH AND Y STREET BETWEEN N. 10TH STREET AND VACATED N. 11TH STREET - CLERK read an ordinance, introduced by Leirion Gaylor Baird, vacating approximately .08 acres of Y Street right-of-way adjacent to Lot 1, 10th & Y Addition generally located between N. 10th Street and vacated N. 11th Street, and retaining title thereto in the City of Lincoln, Lancaster County, Nebraska, the second time.

VACATION 14011 - VACATING APPROXIMATELY .04 ACRES OF STREET STUB AT THE NORTHEAST CORNER OF WEST C STREET AND S.W. 6TH STREET AND APPROXIMATELY .05 ACRES OF THE EAST-WEST ALLEY NORTH OF WEST B STREET, EAST OF S.W. 6TH STREET - CLERK read an ordinance, introduced by Leirion Gaylor Baird, vacating the east-west alley from the east line of S.W. 6th Street to the east line of Lot 12, Block 5, Elmwood Addition, and vacating a portion of S.W. 6th Street between West D Street and West C Street, generally located northeast of S.W. 6th Street and West B Street, and retaining title thereto in the City of Lincoln, Lancaster County, Nebraska, the second time.

ANNEXATION 14007 - AMENDING THE LINCOLN CORPORATE LIMITS MAP BY ANNEXING APPROXIMATELY 12 ACRES OF PROPERTY GENERALLY LOCATED AT ANTHONY LANE AND O STREET. (RELATED ITEMS: 15-5, 15-6) - CLERK read an ordinance, introduced by Leirion Gaylor Baird, annexing and including the below described land as part of the City of Lincoln, Nebraska and amending the Corporate Limits Map attached to and made a part of Ordinance No. 18208, to reflect the extension of the corporate limits boundary of the City of Lincoln, Nebraska established and shown thereon, the second time.

CHANGE OF ZONE 14032 - APPLICATION OF HERITAGE LAKES, LLC FOR A CHANGE OF ZONE FROM AG AGRICULTURE TO R-3 RESIDENTIAL ON PROPERTY GENERALLY LOCATED AT ANTHONY LANE AND O STREET. (RELATED ITEMS: 15-5, 15-6) - CLERK read an ordinance, introduced by Leirion Gaylor Baird, amending the Lincoln Zoning District Maps adopted by reference and made a part of Title 27 of the Lincoln Municipal Code, pursuant to Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon., the second time.


ANNEXATION 14006 - AMENDING THE LINCOLN CORPORATE LIMITS MAP BY ANNEXING APPROXIMATELY 22 ACRES OF PROPERTY GENERALLY LOCATED AT WEST VINE STREET BETWEEN N.W. 27TH STREET AND N.W. 40TH STREET. (RELATED ITEMS: 15R-4, 15-3, 15-4) - CLERK read an ordinance, introduced by Leirion Gaylor Baird, annexing and including the below described land as part of the City of Lincoln, Nebraska and amending the Corporate Limits Map attached to and made a part of Ordinance No. 18208, to reflect the extension of the corporate limits boundary of the City of Lincoln, Nebraska established and shown thereon., the second time.

CHANGE OF ZONE 14031 - APPLICATION OF NOEL AND GLORIA CHADD FOR A CHANGE OF ZONE FROM AG AGRICULTURE TO I-1 INDUSTRIAL ON APPROXIMATELY 22 ACRES OF PROPERTY GENERALLY LOCATED AT WEST VINE STREET BETWEEN N.W. 27TH STREET AND N.W. 40TH STREET. (RELATED ITEMS: 15R-4, 15-3, 15-4) - CLERK read an ordinance, introduced by Leirion Gaylor Baird, amending the Lincoln Zoning District Maps adopted by reference and made a part of Title 27 of the Lincoln Municipal Code, pursuant to Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, the second time.

APPROVING A REAL ESTATE SALES AGREEMENT BETWEEN THE CITY OF LINCOLN AND R.C. KRUEGER DEVELOPMENT COMPANY TO PURCHASE APPROXIMATELY 9.37 ACRES OF CITY OWNED PROPERTY GENERALLY LOCATED AT 2201 SOUTH 84TH STREET - CLERK read an ordinance, introduced by Leirion Gaylor Baird, approving a Real Estate Sales Agreement between the City of Lincoln and R.C. Krueger Development Company authorizing the sale of approximately 9.37 acres of City owned property generally located at 2201 S. 84th Street, Lincoln, Nebraska, the second time.

COMP. PLAN AMENDMENT 14008 - AMENDING THE 2040 LINCOLN-LANCASTER COUNTY COMPREHENSIVE PLAN TO CHANGE THE FUTURE LAND USE MAP FROM URBAN RESIDENTIAL TO COMMERCIAL ON APPROXIMATELY 9.2 ACRES, FROM PUBLIC AND SEMI-PUBLIC TO COMMERCIAL ON APPROXIMATELY .8 ACRES AND FROM URBAN RESIDENTIAL DESIGNATION TO PUBLIC AND SEMI PUBLIC DESIGNATION ON APPROXIMATELY .2 ACRES, GENERALLY LOCATED AT SOUTH 84TH STREET AND KARL RIDGE ROAD. (RELATED ITEMS: 15R-6, 15-1, 15R-7, 15-2)

CHANGE OF ZONE 14028 - APPLICATION OF THE CITY OF LINCOLN REAL ESTATE DIVISION FOR A CHANGE OF ZONE FROM R-1 RESIDENTIAL DISTRICT TO P PUBLIC USE, FROM R-1 RESIDENTIAL DISTRICT, P PUBLIC USE DISTRICT TO H-4 GENERAL COMMERCIAL DISTRICT, AND FROM R-3 RESIDENTIAL DISTRICT TO H-4 GENERAL COMMERCIAL DISTRICT, ON PROPERTY GENERALLY LOCATED AT SOUTH 84TH STREET AND KARL RIDGE ROAD. (RELATED ITEMS: 15R-6, 15-1, 15R-7, 15-2) - CLERK read an ordinance, introduced by Leirion Gaylor Baird, amending the Lincoln Zoning District Maps adopted by reference and made a part of Title 27 of the Lincoln Municipal Code, pursuant to Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon., the second time.

SPECIAL PERMIT 14045 - APPLICATION OF THE CITY OF LINCOLN REAL ESTATE DIVISION TO DEVELOP PLANNED SERVICE COMMERCIAL TO DEVELOP UP TO 130,000 SQUARE FEET OF MINI-WAREHOUSES IN THE H-4 GENERAL COMMERCIAL DISTRICT, WITH REQUESTED WAIVERS OF THE REQUIRED REAR AND SIDE YARD SETBACKS AND THE REQUIREMENT THAT POST- DEVELOPMENT FLOWS BE LESS THAN PRE-DEVELOPMENT FLOWS FOR AN ON-SITE DETENTION POND, ON PROPERTY GENERALLY LOCATED AT S. 84TH STREET AND KARL RIDGE ROAD. (RELATED ITEMS: 15R-6, 15-1, 15R-7, 15-2)
ORDINANCES - 3RD READING & RELATED RESOLUTIONS (as required)


FELLERS Moved to pass the ordinance as read.
Seconded by Christensen and carried by the following votes; AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.
The ordinance, being numbered #20133, is recorded in Ordinance Book #29, Page .

AMENDING CHAPTER 24.38 OF THE LINCOLN MUNICIPAL CODE TO UPDATE THE ONSITE WASTEWATER TREATMENT SYSTEMS AND ADOPT STATE REGULATIONS. (RELATED ITEMS: 14-163, 14R-318) - CLERK read an ordinance, introduced by Trent Fellers, amending Chapter 24.38 of the Lincoln Municipal Code to update the Onsite Wastewater Treatment Systems provisions and adopt related State regulations by amending Section 24.38.020 to update definitions; amending Section 24.38.030 to incorporate state standards and regulations into Chapter 24.38; amending Section 24.38.040 to require a permit to alter an existing system; amending Section 24.38.041 to require the construction of said systems to be performed by a Certified Professional as defined in Section 24.38.020; amending Sections 24.38.043, 24.38.044, 24.38.045, 24.38.050, 24.38.070, 24.38.080, 24.38.090, 24.38.120 to revise existing text for clarification and to reflect changes made to the definitions in Section 24.38.020; repealing Section 24.38.055 relating to annual operating permits for non-standard onsite wastewater systems in its entirety; amending Section 24.38.100 to correct the existing language to insert the previously omitted word “above” in subsection (a)(3); amending Section 24.38.110 to remove requirements related to installation of non-standard onsite wastewater treatment systems; and repealing Sections 24.38.030, 24.38.040, 24.38.041, 24.38.043, 24.38.044, 24.38.045, 24.38.050, 2438.070, 24.38.080, 24.38.090, 24.38.100, 24.38.110, 24.38.120, and 24.38.140 of the Lincoln Municipal Code as hitherto existing, the third time.

FELLERS Moved to pass the ordinance as read.
Seconded by Christensen and carried by the following votes; AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.
The ordinance, being numbered #20134, is recorded in Ordinance Book #29, Page .

RESCINDING THE CITY OF LINCOLN DESIGN STANDARDS 4.10, OPERATION AND MAINTENANCE OF ONSITE WASTEWATER TREATMENT SYSTEMS. (RELATED ITEMS: 14-163, 14R-318) (ACTION DATE: 1/12/15) - Clerk read the following resolution, introduced by Trent Fellers, who moved its adoption:

WHEREAS, the City of Lincoln has previously adopted the City of Lincoln Design Standards for Onsite Wastewater Treatment Systems by Resolution No. A-81230 on November 26, 2001; and
WHEREAS, Chapter 24.38 of the Lincoln Municipal Code relating to Onsite Wastewater Treatment Systems is being amended to adopt Nebraska Title 124, Regulations for Onsite Wastewater Treatment Systems, thereby eliminating the need for Chapter 4.10 of the City of Lincoln Design Standards, Operation and Maintenance of Onsite Wastewater Treatment Systems.
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That Chapter 4.10, Design Standards for On-site Wastewater Treatment Systems, of the City of Lincoln Design Standards, adopted by the City Council on November 26, 2001 by Resolution No. A-81230 and amended by Resolution No. A-83599 on October 17, 2005, be and the same is hereby repealed in its entirety as shown on Attachment “A” which is attached hereto and incorporated herein by reference.
Introduced by Trent Fellers
Seconded by Christensen and carried by the following votes; AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

APPROVING A REAL ESTATE PURCHASE AGREEMENT BETWEEN THE CITY OF LINCOLN AND TR NOVAK, LLC FOR THE SALE OF CITY OWNED PROPERTY GENERALLY LOCATED AT 5255 N.W. 12TH - CLERK read an ordinance, introduced by Trent Fellers, approving a Real Estate Purchase Agreement between the City of Lincoln, Nebraska and TR Novak, LLC, authorizing the sale of City owned property described as Lot 2, Highlands Coalition 4th Addition, Lancaster County, Nebraska, generally located at 5255 N.W. 12th Street, the third time.
FELLERS Moved to pass the ordinance as read. Seconded by Gaylor Baird and carried by the following votes; AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None. The ordinance, being numbered #20135, is recorded in Ordinance Book #29, Page 782.

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

APPROVING A REAL ESTATE SALES AGREEMENT BETWEEN THE CITY OF LINCOLN AND FORTUNATO SANCHEZ AUTHORIZING THE SALE OF CITY OWNED SURPLUS PROPERTY GENERALLY LOCATED AT 344 N. 27TH STREET - Clerk read an ordinance, introduced by Roy Christensen, approving a Real Estate Sales Agreement between the City of Lincoln and Fortunato Sanchez authorizing the sale of City owned property generally located at 344 N. 27th Street, Lincoln, Nebraska, for the first time.

APPROVING A REAL ESTATE SALES AGREEMENT BETWEEN THE CITY OF LINCOLN AND NGUYEN NGUYEN AND TAN LAM AUTHORIZING THE SALE OF CITY OWNED SURPLUS PROPERTY GENERALLY LOCATED AT 1739 N. 28TH STREET - Clerk read an ordinance, introduced by Roy Christensen, approving a Real Estate Sales Agreement between the City of Lincoln and Nguyen Nguyen and Tan Lam authorizing the sale of City owned property generally located at 1739 N. 28th Street, Lincoln, Nebraska, the first time.

RESOLUTIONS - 1ST READING

A RESOLUTION DECLARING THE OFFICIAL INTENT OF THE CITY OF LINCOLN, NEBRASKA TO REIMBURSE CERTAIN EXPENSES IN CONNECTION WITH THE ACQUISITION, PURCHASE AND INSTALLATION OF LIGHT POLES AND RELATED EQUIPMENT FROM THE PROCEEDS OF CITY OF LINCOLN, NEBRASKA CERTIFICATES OF PARTICIPATION.

COMP. PLAN CONFORMANCE 14026 - APPROVING AN AMENDMENT TO THE ANTELOPE VALLEY REDEVELOPMENT PLAN TO AMEND THE “18TH & P MULTIFAMILY REDEVELOPMENT PROJECT” TO INCLUDE THE ADJACENT RIGHTS-OF-WAY OF ANTELOPE VALLEY PARKWAY, 18TH STREET, Q STREET, P STREET, O STREET, N STREET, AND A PROTECTED BIKE LANE ON N STREET.

OPEN MICROPHONE - NONE

ADJOURNMENT

4:14 P.M.

CAMP Moved to adjourn the City Council Meeting of January 12, 2015. Seconded by Christensen and carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None; ABSENT: None.

Teresa J. Meier, City Clerk

Alexis Traylor, Office Specialist