

**THE MINUTES OF THE CITY COUNCIL MEETING HELD
MONDAY, FEBRUARY 6, 2017 AT 3:00 P.M.**

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

Council Vice Chair Christensen announced that a copy of the Open Meetings Law is posted at the back of the Chamber by the northwest door. She 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 January 30, 2017, reported having done so, found same correct.

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

PUBLIC HEARING

APPOINTING JAMES GORDON TO THE VETERANS MEMORIAL GARDEN ADVISORY COUNCIL FOR A TERM EXPIRING NOVEMBER 1, 2019 - James Gordon, 3311 Timberview Ct., applicant, came forward and requested approval. Discussion followed.

This matter was taken under advisement.

APPLICATION OF HERGERT OIL COMPANY DBA SUPER C FOR A CLASS D LIQUOR LICENSE AT 2601 TICONDEROGA DRIVE;
MANAGER APPLICATION OF JOEL B. LARSON FOR HERGERT OIL COMPANY DBA SUPER C AT 2601 TICONDEROGA DRIVE - Jessica Greenwald, O'Neill, Heinrich, Damkroger, Bergmeyer & Shultz, 121 S. 13th Street, Suite 800, representing Hergert Oil Company, came forward and requested approval.

This matter was taken under advisement.

MANAGER APPLICATION OF MONTANA R. CHILDRESS FOR INTER-COM CLUB, INC. DBA NEBRASKA CLUB AT 233 SOUTH 13TH STREET, SUITE 2000 - Montana Childress, 233 S. 13th Street, applicant, came forward and requested approval. Discussion followed.

This matter was taken under advisement.

APPLICATION OF 9500 LLC DBA DOWNTOWN LAZZARI'S FOR A DELETION TO THEIR LICENSE PREMISE BY ELIMINATING 1430 O STREET - Greg List, 531 S. 46th Street, applicant, came forward and requested approval, stating that half of the business has been sold. Discussion followed.

Carl Eskridge, Council Member, inquired if the Downtown Bar is the portion of the business that was sold. Discussion followed.

Mr. List said yes and it has already been boarded up.

This matter was taken under advisement.

APPROVING THE WILDERNESS HILLS COMMERCIAL CENTER PUD S. 40TH STREET DIRECTED ARTERIAL STREET IMPACT FEE AGREEMENT BETWEEN THE CITY OF LINCOLN AND LINCOLN FEDERAL BANCORP, INC. TO DIRECT ARTERIAL STREET IMPACT FEES COLLECTED FROM DEVELOPMENT OF PROPERTIES WITHIN THE WILDERNESS HILLS COMMERCIAL CENTER PUD TO REIMBURSE THE OWNERS OF THE WILDERNESS COMMONS DEVELOPMENT OR LINCOLN FEDERAL, AS THE OWNER OF THE WILDERNESS HILLS DEVELOPMENT, FOR THE COST OF CONSTRUCTING THE SOUTH 40TH STREET IMPROVEMENTS LOCATED SOUTH OF HOHENSEE DRIVE, PURSUANT TO THE WILDERNESS COMMONS CONDITIONAL ANNEXATION AND ZONING AGREEMENT AND/OR THE WILDERNESS HEIGHTS CONDITIONAL ANNEXATION AND ZONING AGREEMENT - Rick Peo, City Attorney, came forward stating this is a continuation of an earlier agreement the City currently has with developers. This agreement picks up additional property owned by Lincoln Federal and they are wanting this land to be listed as one of the direct impact fee sites. Discussion followed.

This matter was taken under advisement.

ANNEXATION 16014 – AMENDING THE LINCOLN CORPORATE LIMITS MAP BY ANNEXING APPROXIMATELY 9.25 ACRES OF PROPERTY GENERALLY LOCATED AT NORTHWEST 48TH STREET AND WEST HOLDREGE STREET;
CHANGE OF ZONE 07063A – APPLICATION OF RINGNECK DEVELOPMENT, LLC, TO AMEND THE I-80 WEST LINCOLN BUSINESS CENTER PLANNED UNIT DEVELOPMENT FOR A CHANGE OF ZONE FROM AG AGRICULTURAL DISTRICT TO R-3 RESIDENTIAL DISTRICT; UNDER A PLANNED UNIT DEVELOPMENT DISTRICT DESIGNATION OF SAID PROPERTY; AND TO APPROVE AN AMENDED DEVELOPMENT PLAN WHICH PROPOSES MODIFICATIONS TO THE

ZONING ORDINANCE AND DESIGN STANDARDS TO ALLOW THE DEVELOPMENT OF UP TO 41 DWELLING UNITS, WITH A MIX OF SINGLE-FAMILY DETACHED AND ATTACHED UNITS, ON PROPERTY GENERALLY LOCATED AT NORTHWEST 48TH STREET AND WEST HOLDREGE STREET - Brad Marshall, Olsson Associates, 601 P Street, Suite 200, came forward stating they are finally ready to move forward with a portion of the PUD. The first phase will start with the construction of residential this summer. This request will accommodate what we are wanting to do with this development.

Carl Eskridge, Council Member, inquired if the plan for the development has changed.

Mr. Marshall stated they are looking at moving forward with everything north of Holdrege. When the comp plan update (L2040) came forward, there was a recommendation for portions of the industrial land to be changed to residential. We are in support of that. At this time, we are not doing anything south of Holdrege. Discussion followed.

This matter was taken under advisement.

TEXT AMENDMENT 16017 – AMENDING SECTIONS 4.36.010, 4.36.030, 4.36.040, 4.36.050, 27.06.070, 27.06.100, 27.06.130, 27.06.170, 27.06.180, 27.25.080, 27.35.080, 27.56.017, 27.56.120, 27.56.160, 27.57.150, 27.62.040, 27.63.175, 27.69.040, AND 27.72.030, REPEALING SAID SECTIONS AS HITHERTO EXISTING, ADDING A NEW SECTION 4.36.070, AND REPEALING SECTION 27.67.050; TO ADD ZONING APPLICATION REVIEW RESPONSIBILITIES FOR THE URBAN DESIGN COMMITTEE, THE CAPITOL ENVIRONS DISTRICT, AND HISTORIC PRESERVATION COMMISSION; TO AMEND PROVISIONS REGARDING THE CAPITOL ENVIRONS DISTRICT TO REVISE DEFINITIONS, AND MODIFY ADDITIONAL HEIGHT AND AREA REQUIREMENTS; TO AMEND ZONING REGULATIONS REGARDING THE B-4 DISTRICT, TO DELETE CERTAIN USES FROM THE B-4 DISTRICT, TO PROVIDE THERE IS NO REQUIRED PARKING IN THE B-4 DISTRICT, TO DELETE B-4 DISTRICT SPECIAL PARKING REQUIREMENTS, AND TO MODIFY B-4 DISTRICT SIGN REQUIREMENTS AND HEIGHT AND LOT REQUIREMENTS; TO AMEND B-4 AND O-1 ZONING REGULATIONS TO PROVIDE THAT IN THE B-4 AND O-1 DISTRICTS APPLICATION FOR A BUILDING PERMIT SHALL BE REVIEWED FOR COMPLIANCE WITH SUBAREA DESIGN STANDARDS; AND TO DEFINE B-4 AND O-1 ZONED AREAS SUBJECT TO SOUTH HAYMARKET DESIGN STANDARDS;

TEXT AMENDMENT 16018 – AMENDING TITLE 1 GENERAL PROVISIONS OF THE CITY OF LINCOLN DESIGN STANDARDS TO MODIFY THE PROCEDURES REGARDING WAIVERS; AMENDING TITLE 3 LINCOLN DESIGN STANDARDS BY AMENDING CHAPTER 3.75 NEIGHBORHOOD DESIGN STANDARDS, CHAPTER 3.76 LINCOLN DOWNTOWN DESIGN STANDARDS, AND CHAPTER 3.85 CAPITOL ENVIRONS DESIGN STANDARDS; BY ADDING A NEW CHAPTER 3.77 TO ADOPT SOUTH HAYMARKET DESIGN STANDARDS; AND REPEAL REFERENCED SECTIONS OF THE CITY OF LINCOLN DESIGN STANDARDS AS HITHERTO EXISTING - David Cary, Planning Director, came forward stating these changes are to design standards and text amendments. This is the next step to the South Haymarket design plan. Part of that plan indicated a need to take a step forward establishing more specific design standards for that neighborhood area. The only opposition to this project was the height restriction of 75 feet by property owners. The Planning Commission has made the change to allow the property owner to remain at the higher height of 275 feet. Discussion followed.

Jane Raybould, Council Member, inquired if future owners will also be allowed to stay in the higher height range.

Mr. Cary said yes.

Jon Camp, Council Member, inquired about the cost to the City to provide the parking.

Mr. Cary stated the purpose of not requiring parking in the downtown area by the developer is to have an incentive for development in the downtown area. Planning still supports this incentive. Discussion followed.

This matter was taken under advisement.

COUNCIL ACTION

REPORTS OF CITY OFFICERS

REAPPOINTING KAREN NALOW TO THE NEBRASKA CAPITOL ENVIRONS COMMISSION FOR A TERM EXPIRING JANUARY 9, 2020 - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:

A-90215 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the reappointment of Karen Nalow to the Nebraska Capitol Environs Commission, for a term expiring January 9, 2020, is hereby approved.

Introduced by Carl Eskridge

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

REAPPOINTING TAMMY EAGLE BULL, GILL PEACE, AND MICHELLE PENN TO THE URBAN DESIGN COMMITTEE FOR TERMS EXPIRING FEBRUARY 1, 2020 - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:

A-90216 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That the reappointments of Tammy Eagle Bull, Gill Peace, and Michelle Penn to the Urban Design Committee, for terms expiring February 1, 2020, are hereby approved.

Introduced by Carl Eskridge

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

APPOINTING JAMES GORDON TO THE VETERANS MEMORIAL GARDEN ADVISORY COUNCIL FOR A TERM EXPIRING NOVEMBER 1, 2019 - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:

A-90217 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That the appointment of James Gordon to the Veterans Memorial Garden Advisory Council, for a term expiring November 11, 2019, is hereby approved.

Introduced by Carl Eskridge

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

APPROVING THE DISTRIBUTION OF FUNDS REPRESENTING INTEREST EARNINGS ON SHORT-TERM INVESTMENTS OF IDLE FUNDS DURING THE MONTH ENDED DECEMBER 31, 2016 - CLERK read the following resolution, introduced by Trent Fellers, who moved its adoption:

A-90218 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That during the month ended December 31, 2016 \$188,361.72 was earned from the investments of "IDLE FUNDS". The same is hereby distributed to the various funds on a pro-rata basis using the balance of each fund and allocating a portion of the interest on the ratio that such balance bears to the total of all fund balances.

Introduced by Trent Fellers

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

APPROVING THE CITY OF LINCOLN'S INVESTMENT ACTIVITY REPORT FROM THE CITY TREASURER FOR THE FIRST QUARTER, FISCAL YEAR, 2016 - 2017 - CLERK read the following resolution, introduced by Trent Fellers, who moved its adoption:

A-90219 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That the Investment Activity report and attached list of investments be confirmed and approved, and the City Treasurer is hereby directed to hold said investments until maturity unless otherwise directed by the City Council.

Introduced by Trent Fellers

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

CLERK'S LETTER AND MAYOR'S APPROVAL OF RESOLUTION AND ORDINANCES PASSED BY CITY COUNCIL ON JANUARY 27, 2017 - CLERK presented said report which was placed on file in the Office of the City Clerk. **(27-1)**

LIQUOR RESOLUTIONS

APPLICATION OF HERGERT OIL COMPANY DBA SUPER C FOR A CLASS D LIQUOR LICENSE AT 2601 TICONDEROGA DRIVE - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-90220 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 Hergert Oil Company dba Super C for a Class "D" liquor license at 2601 Ticonderoga Drive, Lincoln, Nebraska, for the license period ending April 30, 2017, 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 & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Raybould; NAYS: None; ABSENT: Gaylor Baird, Lamm.

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MANAGER APPLICATION OF JOEL B. LARSON FOR HERGERT OIL COMPANY DBA SUPER C AT 2601 TICONDEROGA DRIVE - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-90221 WHEREAS, Hergert Oil Company dba Super C located at 2601 Ticonderoga Drive, Lincoln, Nebraska has been approved for a Retail Class "D" liquor license, and now requests that Joel B. Larson be named manager;

WHEREAS, Joel B. Larson 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 Joel B. Larson 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 & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Raybould; NAYS: None; ABSENT: Gaylor Baird, Lamm.

MANAGER APPLICATION OF MONTANA R. CHILDRESS FOR INTER-COM CLUB, INC. DBA NEBRASKA CLUB AT 233 SOUTH 13TH STREET, SUITE 2000 - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-90222 WHEREAS, Inter-Com Club, Inc. dba Nebraska Club located at 233 South 13th Street, Suite 2000, Lincoln, Nebraska has been approved for a Retail Class "C" liquor license, and now requests that Montana R. Childress be named manager;

WHEREAS, Montana R. Childress 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 Montana R. Childress 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 & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Raybould; NAYS: None; ABSENT: Gaylor Baird, Lamm.

APPLICATION OF 9500 LLC DBA DOWNTOWN LAZZARI'S FOR A DELETION TO THEIR LICENSE REMISE BY ELIMINATING 1430 O STREET - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-90223 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 9500 LLC dba Downtown Lazzari's for a deletion to their licensed premises by eliminating 1430 O Street, Lincoln, Nebraska, be approved with the condition that the premises complies in every respect with all City and State regulations.

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

Introduced by Jon Camp

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

PUBLIC HEARING - RESOLUTIONS

APPROVING THE WILDERNESS HILLS COMMERCIAL CENTER PUD S. 40TH STREET DIRECTED ARTERIAL STREET IMPACT FEE AGREEMENT BETWEEN THE CITY OF LINCOLN AND LINCOLN FEDERAL BANCORP, INC. TO DIRECT ARTERIAL STREET IMPACT FEES COLLECTED FROM DEVELOPMENT OF PROPERTIES WITHIN THE WILDERNESS HILLS COMMERCIAL CENTER PUD TO REIMBURSE THE OWNERS OF THE WILDERNESS COMMONS DEVELOPMENT OR LINCOLN FEDERAL, AS THE OWNER OF THE WILDERNESS HILLS DEVELOPMENT, FOR THE COST OF CONSTRUCTING THE SOUTH 40TH STREET IMPROVEMENTS LOCATED SOUTH OF HOHENSEE DRIVE, PURSUANT TO THE WILDERNESS COMMONS CONDITIONAL ANNEXATION AND ZONING AGREEMENT AND/OR THE WILDERNESS HEIGHTS CONDITIONAL ANNEXATION AND ZONING AGREEMENT - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:

A-90224 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the Wilderness Hills Commercial Center PUD S. 40th Street Directed Arterial Street Impact Fee Agreement between the City of Lincoln and Lincoln Federal Bancorp, Inc. to direct arterial street impact fees collected from development of properties within the Wilderness Hills Commercial Center PUD to help fund the costs of reimbursing the owners of the Wilderness Commons development or Lincoln

Federal, as the owner of the Wilderness Heights development, for the cost of constructing the South 40th Street Impact Fee Improvements located south of Hohensee Drive, pursuant to the Wilderness Commons Conditional Annexation and Zoning Agreement and/or the Wilderness Heights Conditional Annexation and Zoning 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 Camp & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Raybould; NAYS: None; ABSENT: Gaylor Baird, Lamm.

PUBLIC HEARING ORDINANCES - 2ND READING & RELATED RESOLUTIONS

ANNEXATION 16014 – AMENDING THE LINCOLN CORPORATE LIMITS MAP BY ANNEXING APPROXIMATELY 9.25 ACRES OF PROPERTY GENERALLY LOCATED AT NORTHWEST 48TH STREET AND WEST HOLDREGE STREET. (RELATED ITEMS: 17-12, 17-13) - CLERK read an ordinance, introduced by Carl Eskridge, 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 07063A – APPLICATION OF RINGNECK DEVELOPMENT, LLC, TO AMEND THE I-80 WEST LINCOLN BUSINESS CENTER PLANNED UNIT DEVELOPMENT FOR A CHANGE OF ZONE FROM AG AGRICULTURAL DISTRICT TO R-3 RESIDENTIAL DISTRICT; UNDER A PLANNED UNIT DEVELOPMENT DISTRICT DESIGNATION OF SAID PROPERTY; AND TO APPROVE AN AMENDED DEVELOPMENT PLAN WHICH PROPOSES MODIFICATIONS TO THE ZONING ORDINANCE AND DESIGN STANDARDS TO ALLOW THE DEVELOPMENT OF UP TO 41 DWELLING UNITS, WITH A MIX OF SINGLE-FAMILY DETACHED AND ATTACHED UNITS, ON PROPERTY GENERALLY LOCATED AT NORTHWEST 48TH STREET AND WEST HOLDREGE STREET (RELATED ITEMS: 17-12, 17-13) - CLERK read an ordinance, introduced by Carl Eskridge, amending the Lincoln Zoning District Maps attached to and made a part of Title 27 of the Lincoln Municipal Code, as provided by Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, the second time.

TEXT AMENDMENT 16017 – AMENDING SECTIONS 4.36.010, 4.36.030, 4.36.040, 4.36.050, 27.06.070, 27.06.100, 27.06.130, 27.06.170, 27.06.180, 27.25.080, 27.35.080, 27.56.017, 27.56.120, 27.56.160, 27.57.150, 27.62.040, 27.63.175, 27.69.040, AND 27.72.030, REPEALING SAID SECTIONS AS HITHERTO EXISTING, ADDING A NEW SECTION 4.36.070, AND REPEALING SECTION 27.67.050; TO ADD ZONING APPLICATION REVIEW RESPONSIBILITIES FOR THE URBAN DESIGN COMMITTEE, THE CAPITOL ENVIRONS DISTRICT, AND HISTORIC PRESERVATION COMMISSION; TO AMEND PROVISIONS REGARDING THE CAPITOL ENVIRONS DISTRICT TO REVISE DEFINITIONS, AND MODIFY ADDITIONAL HEIGHT AND AREA REQUIREMENTS; TO AMEND ZONING REGULATIONS REGARDING THE B-4 DISTRICT, TO DELETE CERTAIN USES FROM THE B-4 DISTRICT, TO PROVIDE THERE IS NO REQUIRED PARKING IN THE B-4 DISTRICT, TO DELETE B-4 DISTRICT SPECIAL PARKING REQUIREMENTS, AND TO MODIFY B-4 DISTRICT SIGN REQUIREMENTS AND HEIGHT AND LOT REQUIREMENTS; TO AMEND B-4 AND O-1 ZONING REGULATIONS TO PROVIDE THAT IN THE B-4 AND O-1 DISTRICTS APPLICATION FOR A BUILDING PERMIT SHALL BE REVIEWED FOR COMPLIANCE WITH SUBAREA DESIGN STANDARDS; AND TO DEFINE B-4 AND O-1 ZONED AREAS SUBJECT TO SOUTH HAYMARKET DESIGN STANDARDS. (RELATED ITEMS 17-15, 17R-26) - CLERK read an ordinance, introduced by Carl Eskridge, amending provisions of the Lincoln Municipal Code related to Zoning by amending Chapter 4.36 of the Lincoln Municipal Code relating to the Urban Design Committee by amending Section 4.36.010 to capitalize the name City; by amending Section 4.36.030 to expand the duties of the Committee to include advising other public agencies and acting as the Appeals Board for appeals of administrative decisions relating to the Downtown, South Haymarket, and Neighborhood Design Standards for zoning regulations; by amending Section 4.36.040 to clarify the Urban Design Committee review process is advisory and to modify the process; by amending Section 4.36.050 to require the Committee when acting as the Appeal Board to give notice of public hearing as provided in Chapter 1.00 of the City of Lincoln Design Standards; by adding a new Section 4.36.070 to provide that findings and actions of the Urban Design Committee acting as the Appeals Board may be appealed as provided in Chapter 1.00 of the City of Lincoln Design Standards; by amending Sections 27.06.070, 27.06.100, 27.06.130, 27.06.170, and 27.06.180 to update the Household Living, Civic Services, Retail Sales and Services, Heavy Commercial Services, and Manufacturing, Processing, Storage and Distribution Use Group Tables to delete certain commercial and industrial uses in the B-4 District; by amending Section 27.25.080, relating to O-1 Office District to provide that applications for a building permit shall be reviewed for compliance with Subarea Design Standards and to define an O-1 zoned area subject to the South Haymarket Design Standards; by amending Section 27.35.080, relating to B-4 Lincoln Center Business District, to provide that applications for a building permit shall be reviewed for compliance with Subarea Design Standards, to define a B-4 zoned area subject to the South Haymarket Design Standards, and to repeal Figure 27.35.070 (a) B-4 Lincoln Center Business District Height Regulations which has been superseded

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by Figure 27.72.030 (a); by amending Section 27.56.017, relating to the Capitol Environs District, to revise the definitions of Capitol Environs District and Capitol View Corridors; by amending Sections 27.56.120 and 27.57.150, relating to the Capitol Environs District and the Historic Preservation District respectively, to revise the timeframe for the Nebraska Capitol Environs Commission and the Preservation Commission approving or denying an application; by amending Section 27.56.160, relating to the Capitol Environs District, to change street references from South 15th Street to Goodhue Boulevard and to clarify that new buildings, facing one of the malls abutting Capitol Square, shall have an eave or cornice line of at least 30 feet in height on Centennial Mall and Lincoln Mall and at least 20 feet in height on Goodhue Boulevard and J Street; by amending Section 27.62.040, relating to the Household Living Use Group, to delete dwelling units as a conditional use in the B-4 zoning district; by amending Section 27.63.175, relating to Special Permits, to provide that parking garages allowed by special permit in the O-1 District shall not abut Capitol Square or J Street West of 9th Street; by amending Figure 27.67.020, relating to Parking, to provide that there is no required parking in the B-4 District; by repealing Section 27.67.050, relating to Parking, to delete the B-4 district special parking requirements; by amending Section 27.69.040, relating to signs, by amending Table 3 Signs for Commercial and Industrial Zoning Districts to provide that beginning 150 feet west of 9th Street and continuing to the western boundary of the B-4 District the maximum height of any free standing sign is eight feet tall; by amending Section 27.72.030, relating to Height and Lot Regulations in the B-4 district to expand the exception to the general building height requirements to include all of the B-4 district, to modify the general yard requirement in the B-4 district to require a 5 foot yard adjacent to any wall of a building which contains windows for a dwelling, to provide that an abutting street may be counted as part or all of the required yard; and repealing Sections 4.36.010, 4.36.030, 4.36.040, 4.36.050, 27.06.070, 27.06.100, 27.06.130, 27.06.170, 27.06.180, 27.25.080, 27.35.080, 27.56.017, 27.56.120, 27.56.160, 27.57.150, 27.62.040, 27.63.175, 27.69.040, and 27.72.030 as hitherto existing, the second time.

TEXT AMENDMENT 16018 – AMENDING TITLE 1 GENERAL PROVISIONS OF THE CITY OF LINCOLN DESIGN STANDARDS TO MODIFY THE PROCEDURES REGARDING WAIVERS; AMENDING TITLE 3 LINCOLN DESIGN STANDARDS BY AMENDING CHAPTER 3.75 NEIGHBORHOOD DESIGN STANDARDS, CHAPTER 3.76 LINCOLN DOWNTOWN DESIGN STANDARDS, AND CHAPTER 3.85 CAPITOL ENVIRONS DESIGN STANDARDS; BY ADDING A NEW CHAPTER 3.77 TO ADOPT SOUTH HAYMARKET DESIGN STANDARDS; AND REPEAL REFERENCED SECTIONS OF THE CITY OF LINCOLN DESIGN STANDARDS AS HITHERTO EXISTING. (RELATED ITEMS 17-15, 17R-26)

ORDINANCES - 3RD READING & RELATED RESOLUTIONS

CHANGE OF ZONE 16043 – APPLICATION OF E&G ENTERPRISES, LLC FOR A CHANGE OF ZONE FROM R-2 RESIDENTIAL DISTRICT TO O-3 OFFICE PARK DISTRICT ON PROPERTY GENERALLY LOCATED AT 8080 O STREET. (RELATED ITEMS: 17-7, 17R-10) - CLERK read an ordinance, introduced by Roy Christensen, amending the Lincoln Zoning District Maps adopted by reference and made a part of Title 27 of the Lincoln Municipal Code, pursuant to Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, the third time.

CAMP Moved to pass the ordinance as read.
Seconded by Eskridge & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Raybould; NAYS: None; ABSENT: Gaylor Baird, Lamm.
The ordinance, being numbered #20440, is recorded in Ordinance Book 32.

USE PERMIT 16011 – APPLICATION OF E&G ENTERPRISES, LLC TO ALLOW AN EARLY CHILDHOOD CARE FACILITY UP TO 8,000 SQUARE FEET IN SIZE FOR 130 CHILDREN ALONG WITH WAIVERS TO REDUCE THE REAR YARD, SIDE YARD, AND SIGN LOCATION SETBACK REQUIREMENTS IN THE O-3 DISTRICT, ON PROPERTY GENERALLY LOCATED AT 8080 O STREET. (RELATED ITEMS: 17-7, 17R-10) - CLERK read the following resolution, introduced by Roy Christensen, Jon Camp who moved its adoption:

A-90225 WHEREAS, E&G Enterprises, LLC has submitted an application designated as Use Permit No. 16011 to allow an early childhood care facility up to 8,000 square feet in size for 130 children along with waivers to the O-3 District requirements for rear yard setback, side yard setbacks, and free standing sign location setback from an abutting residential premises in a residential district for a non-illuminated sign, on property generally located at 8080 O Street, and legally described as:

Lots 20 & 64 Irregular Tracts, located in Section 22, Township 10 North, Range 7
East of the 6th P.M., Lincoln, Lancaster County, Nebraska.

WHEREAS, the real property adjacent to the area included within the site plan for this commercial development will not be adversely affected; and

WHEREAS, said site plan together with the terms and conditions hereinafter set forth are consistent with the intent and purpose of Title 27 of the Lincoln Municipal Code to promote the public health, safety, and general welfare.

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

That the application of E&G Enterprises, LLC, hereinafter referred to as "Permittee", for a use permit to allow an early childhood care facility up to 8,000 square feet in size for 130 children along with waivers to the O-3 District requirements for rear yard setback, side yard setbacks, and free standing sign location setback from an abutting residential premises in a residential district for a non-illuminated sign, on the property legally described above, be and the same is hereby granted upon condition that construction and operation of said commercial development be in substantial compliance with said application, the site plan, and the following additional express terms, conditions, and requirements:

1. This permit approves an Early Childhood Care Facility up to 8,000 square feet in size for 130 children with 24 staff on the largest shift, or an office use up to 8,000 square feet in size subject to meeting parking requirements, along with waivers to the O-3 District requirements for rear yard setback, side yard setbacks, and free standing sign location setback from an abutting residential premises in a residential district for a non-illuminated sign.
2. The City Council approves associated request: Change of Zone No. 16043.
3. Before a final plat is approved, the Permittee shall cause to be prepared and submitted to the Planning Department a revised and reproducible final plot plan including 3 copies with all required revisions as listed below:
 - a. Delete the conversion plan waiver which does not apply for the O-3 zoning. List waivers for rear yard setback (waiver from 40 feet to 29 feet), side yard setbacks (waiver from 15 feet to 5 feet), and freestanding sign setback from residential for non-illuminated sign (from 50 feet to 35 feet).
 - b. List the number of staff and children updated per current request of 24 and 130, respectively.
 - c. Note #1: Amend to O-3 zoning.
 - d. Note #10: Reference the sign waiver for setback distance from residential. Also, list under waivers.
 - e. Change the front yard setback on the site plan from 25 feet to 20 feet for O-3 District.
 - f. Add a note on the site plan and show screening for dumpster.
4. Before occupying the buildings, all development and construction is to substantially comply with the approved plans.
5. The physical location of all setbacks and yards, buildings, parking and circulation elements, and similar matters must be in substantial compliance with the location of said items as shown on the approved site plan.
6. The terms, conditions, and requirements of this resolution shall run with the land and be binding upon the Permittee, its successors, and assigns.
7. The Permittee shall sign and return the letter of acceptance to the City Clerk. This step should be completed within 60 days following the approval of the special permit. The City Clerk shall file a copy of the resolution approving the special permit and the letter of acceptance with the Register of Deeds, filing fees therefor to be paid in advance by the Permittee. Building permits will not be issued unless the letter of acceptance has been filed.

Introduced by Roy Christensen

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

CHANGE OF ZONE 16034 – APPLICATION OF KELLY CUSTOM HOMES, LTD TO DESIGNATE THE JOHN G. CORDNER HOUSE AS A LANDMARK, CHANGING THE ZONING DISTRICT FROM R-2 RESIDENTIAL TO R-2 RESIDENTIAL WITH LANDMARK OVERLAY, ON PROPERTY GENERALLY LOCATED AT 325 SOUTH 55TH STREET (RELATED ITEMS: 17-8, 17R-11) - CLERK read an ordinance, introduced by Roy Christensen, amending the City of Lincoln Zoning District Map attached to and made a part of Title 27 of the Lincoln Municipal Code by designating certain property as a Landmark, the third time.

CAMP Moved to pass the ordinance as read.

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

The ordinance, being numbered #20441, is recorded in Ordinance Book 32.

SPECIAL PERMIT 16055 – APPLICATION OF KELLY CUSTOM HOMES, LTD FOR HISTORIC PRESERVATION OF THE JOHN G. CORDNER HOUSE TO PERMIT A COMMUNITY UNIT PLAN CONSISTING OF 9 DWELLING UNITS, WITH WAIVERS TO ELIMINATE PEDESTRIAN WAY SIDEWALK REQUIREMENTS, TO ALLOW LOTS TO EXCEED LOT WIDTH-TO-DEPTH RATIO, TO ELIMINATE REQUIREMENT THAT LOTS FRONT UPON A PUBLIC STREET, TO REDUCE FRONT YARD SETBACKS, MINIMUM LOT WIDTH AND MINIMUM LOT AREA, AND TO EXCEED COMMUNITY UNIT PLAN DENSITY REQUIREMENTS, ON PROPERTY GENERALLY LOCATED AT 325 SOUTH 55TH STREET. (RELATED ITEMS: 17-8, 17R-11) - CLERK read the following resolution, introduced by Roy Christensen, Jon Camp who moved its adoption:

A-90226 WHEREAS, Kelly Custom Homes, LTD has submitted an application designated as Special Permit No. 16055 for Historic Preservation of the John G. Cordner House to permit a Community Unit Plan consisting of 9 dwelling units, with waivers to eliminate a pedestrian way sidewalk, to allow lots to exceed

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the lot width-to-depth ratio, to eliminate the requirement that lots front upon a public street, to reduce front yard setbacks, to reduce minimum average lot width, to reduce minimum lot area, and to allow the Community Unit Plan to exceed maximum density requirements, on property generally located at 325 South 55th Street, and legally described to wit:

The south 171.95 feet of the north 329.30 feet of the west 324.75 feet of the east 461.20 feet, Lot 8, Lemings Subdivision, Lincoln, Lancaster County, Nebraska;

WHEREAS, the real property adjacent to the area included within the site plan for this use of a Landmark will not be adversely affected; and

WHEREAS, said site plan together with the terms and conditions hereinafter set forth are consistent with the intent and purpose of Title 27 of the Lincoln Municipal Code to promote the public health, safety, and general welfare.

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

That the application of Kelly Custom Homes, LTD, hereinafter referred to as "Permittee", for Historic Preservation of the John G. Corder House to permit a Community Unit Plan consisting of 9 dwelling units, with waivers to eliminate a pedestrian way sidewalk, to allow lots to exceed the lot width-to-depth ratio, to eliminate the requirement that lots front upon a public street, to reduce front yard setbacks, to reduce minimum average lot width, to reduce minimum lot area, and to allow the Community Unit Plan to exceed maximum density requirements, on the property legally described above, be and the same is hereby granted under the provisions of Section 27.63.400 of the Lincoln Municipal Code upon condition that construction and operation of said house be in substantial compliance with said application, the site plan, and the following additional express terms, conditions, and requirements:

1. This permit approves a Special Permit for Historic Preservation for a Community Unit Plan of up to 9 dwelling units, with the following waivers:
 - a. The following waivers to the Subdivision Ordinance:
 - i. Waiver to Section 26.23.125 to eliminate requirement for a pedestrian way on a block exceeding 1,000 feet in length.
 - ii. Waiver to Section 26.23.140(a) to allow lots to exceed the maximum depth of three times their width.
 - iii. Waiver to Section 26.23.140(g) to eliminate the requirement that lots shall front upon a public street.
 - b. The following waivers to Section 27.72.020 for single-family dwellings:
 - i. Reduce the required front yard from 25' to 20' on Lots 1 through 8.
 - ii. Reduce the required front yard from 25' to 15' on Lot 9.
 - iii. Reduce the required minimum average lot width from 50' to 30' as shown on the site plan.
 - iv. Reduce the minimum lot area from 6,000 sq. ft. to 3,000 sq. ft. as shown on the site plan.
 - c. The following waiver to Sections 27.65.020 and 27.65.080:
 - i. Waiver to the maximum density requirements for a Community Unit Plan in Sections 27.65.020 and 27.65.080 to permit 9 dwelling units.
2. The City Council approves designation of the Corder House as a Landmark.
3. Permittee shall amend the plans to note five-foot wide LES easements along the western boundary of Lots 1 through 5, along the southern boundary of Lots 1 and 9, along the northern boundary of Lots 5 and 6, and along the eastern boundary of Lots 6 through 9.
4. Permittee shall revise site plan to:
 - a. Eliminate "and detention" from note #1 as Outlot A will not be used for detention.
 - b. Remove note #4 as landscaping and screening is not required between single family detached lots.
 - c. Add reference to the entryway sign in note #3, and add a note that indicates Historic Preservation Commission review and approval is required for the entry arch and sign.
5. Permittee shall revise the grading and drainage plan to the satisfaction of Public Works & Utilities.
6. Before receiving building permits, the Permittee shall provide the following documents to the Planning Department:
 - a. Verification from the Register of Deeds that the letter of acceptance as required by the approval of the special permit has been approved.
 - b. Plans confirming that all roof drainage systems will flow towards the center of the site and storm sewer system.
7. Before occupying the buildings, all development and construction is to substantially comply with the approved plans.
8. The physical location of all setbacks and yards, buildings, parking and circulation elements, and similar matters must be in substantial compliance with the location of said items as shown on the approved site plan.
9. The terms, conditions, and requirements of this resolution shall run with the land and be binding upon the Permittee, its successors, and assigns.

10. The Permittee shall sign and return the letter of acceptance to the City Clerk. This step should be completed within 60 days following the approval of the special permit. The City Clerk shall file a copy of the resolution approving the special permit and the letter of acceptance with the Register of Deeds, filing fees therefor to be paid in advance by the Permittee. Building permits will not be issued unless the letter of acceptance has been filed.

Introduced by Roy Christensen

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

CHANGE OF ZONE 16039 – APPLICATION OF FIRST STREET BIBLE CHURCH TO DESIGNATE THE FORMER FIRST GERMAN CONGREGATIONAL CHURCH AS A LANDMARK, CHANGING THE ZONING DISTRICT FROM R-4 RESIDENTIAL TO R-4 RESIDENTIAL WITH LANDMARK OVERLAY, ON PROPERTY GENERALLY LOCATED AT 100 WEST F STREET (RELATED ITEMS: 17-9, 17R-12) - CLERK read an ordinance, introduced by Roy Christensen, amending the City of Lincoln Zoning District Map attached to and made a part of Title 27 of the Lincoln Municipal Code by designating certain property as a Landmark, the third time.

CAMP Moved to pass the ordinance as read.

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

The ordinance, being numbered #20442, is recorded in Ordinance Book 32.

SPECIAL PERMIT 16058 – APPLICATION OF FIRST STREET BIBLE CHURCH FOR HISTORIC PRESERVATION OF THE FORMER FIRST GERMAN CONGREGATIONAL CHURCH TO ALLOW REDUCTION OF THE REAR YARD TO 10 FEET AND VARIANCE OF PARKING REQUIREMENTS, ON PROPERTY GENERALLY LOCATED AT 100 WEST F STREET. (RELATED ITEMS: 17-9, 17R-12) - CLERK read the following resolution, introduced by Roy Christensen, Jon Camp who moved its adoption:

A-90227 WHEREAS, First Street Bible Church has submitted an application designated as Special Permit No. 16058, for Historic Preservation of the former First German Congregational Church, for reduction of the rear yard to 10 feet and for waiver of the requirement that the four parking stalls being eliminated by the new addition to the Church be replaced, on property generally located at 100 West F Street, and legally described to wit:

Lots 1, 2, 47, and 48, Block 2, Mechanics Addition, and a vacated strip of former right-of-way adjacent on the east side of Lots 1 and 48, Block 2, Mechanics Addition, Lincoln, Lancaster County, Nebraska;

WHEREAS, the real property adjacent to the area included within the site plan for this use of a Landmark will not be adversely affected; and

WHEREAS, said site plan together with the terms and conditions hereinafter set forth are consistent with the intent and purpose of Title 27 of the Lincoln Municipal Code to promote the public health, safety, and general welfare.

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

That the application of First Street Bible Church, hereinafter referred to as "Permittee", for Historic Preservation of the former First German Congregational Church, for reduction of the rear yard to 10 feet and for waiver of the requirement that the four parking stalls being eliminated by the new addition to the Church be replaced, on the property legally described above, be and the same is hereby granted under the provisions of Section 27.63.400 of the Lincoln Municipal Code upon condition that construction and operation of said church be in substantial compliance with said application, the site plan, and the following additional express terms, conditions, and requirements:

1. This permit approves an addition to the church extending within 10 feet of the north property line as indicated on the attached site plan and according to the attached plan approved by the Historic Preservation Commission, along with a waiver of the requirement that the four parking stalls being eliminated by the new addition be replaced.

2. The City Council approves designation of the former First German Congregational Church, also known as First Street Bible Church, as a Landmark.

3. Before receiving building permits, the Permittee shall provide the following documents to the Planning Department:

a. Salt Creek Storage Area calculations to ensure proposal meets Salt Creek Storage flood plain standards.

b. Flood plain permit.

c. Verification from the Register of Deeds that the letter of acceptance as required by the approval of the special permit has been approved.

4. Before occupying the buildings, all development and construction is to substantially comply with the approved plans.

5. The physical location of all setbacks and yards, buildings, parking and circulation elements, and similar matters must be in substantial compliance with the location of said items as shown on the approved site plan.

6. The terms, conditions, and requirements of this resolution shall run with the land and be binding upon the Permittee, its successors, and assigns.

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7. The Permittee shall sign and return the letter of acceptance to the City Clerk. This step should be completed within 60 days following the approval of the special permit. The City Clerk shall file a copy of the resolution approving the special permit and the letter of acceptance with the Register of Deeds, filing fees therefor to be paid in advance by the Permittee. Building permits will not be issued unless the letter of acceptance has been filed.

Introduced by Roy Christensen

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

APPROVING A REAL ESTATE SALES AGREEMENT BETWEEN THE CITY OF LINCOLN AND VENTRE A TERRE, LLC FOR THE SALE OF CITY OWNED PROPERTY GENERALLY LOCATED AT THE NORTHWEST CORNER OF 21ST AND Y STREETS - CLERK read an ordinance, introduced by Roy Christensen, approving a Real Estate Sales Agreement between the City of Lincoln and Ventre A Terre, LLC authorizing the sale of City owned property generally located at the northwest corner of 21st and Y Streets, Lincoln, Nebraska, the third time.

CAMP Moved to pass the ordinance as read.

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

The ordinance, being numbered #20443, is recorded in Ordinance Book 32.

RESOLUTIONS - 1ST READING

REAPPOINTING LAYNE SUP TO THE LINCOLN ELECTRIC SYSTEM ADMINISTRATIVE BOARD FOR A TERM EXPIRING DECEMBER 31, 2019. (*CONSENT*)

APPOINTING TAMMY WARD TO THE LINCOLN ELECTRIC SYSTEM ADMINISTRATIVE BOARD FOR A TERM EXPIRING DECEMBER 31, 2019. (*CONSENT*)

APPOINTING DANAY KALKOWSKI TO THE LINCOLN ELECTRIC SYSTEM ADMINISTRATIVE BOARD FOR A TERM EXPIRING DECEMBER 31, 2019. (*CONSENT*)

APPROVING A CONSTRUCTION ENGINEERING SERVICES TASK ORDER AGREEMENT BETWEEN THE CITY OF LINCOLN AND SPEECE LEWIS ENGINEERS, INC. FOR THE 10TH & SALT CREEK BRIDGE REPLACEMENT PROJECT. CITY PROJECT NO. 540027. STATE PROJECT NO. LCLC-5215(3), CN 13233. (*CONSENT*)

ACCEPTING THE REPORT OF NEW AND PENDING CLAIMS AGAINST THE CITY AND APPROVING DISPOSITION OF CLAIMS SET FORTH FOR THE PERIOD OF JANUARY 16-31, 2017.

COMP. PLAN CONFORMANCE 16014 – APPROVING AN AMENDMENT TO THE LINCOLN CENTER REDEVELOPMENT PLAN TO ADD THE “11TH AND P HOTEL AND LINCOLN COMMERCIAL CLUB REDEVELOPMENT PROJECT” TO REMOVE BLIGHTED AND SUBSTANDARD CONDITIONS THROUGH THE RENOVATION OF TWO OF DOWNTOWN LINCOLN’S OLDER BUILDINGS, INCLUDING THE LINCOLN COMMERCIAL CLUB BUILDING AT 200 NORTH 11TH AND THE BUILDING AT 216 NORTH 11TH STREET.

COMP. PLAN CONFORMANCE 16012 – APPROVING AN AMENDMENT TO THE ANTELOPE VALLEY REDEVELOPMENT PLAN TO ADD THE “TELEGRAPH DISTRICT PHASE 2: TELEGRAPH FLATS & TELEGRAPH LOFTS EAST REDEVELOPMENT PROJECT” TO CREATE A MIXED-USE RESIDENTIAL AND RETAIL AREA IN WHAT WAS FORMERLY THE FISHER FOODS SITE GENERALLY LOCATED SOUTHEAST OF 20TH AND N STREETS AND A 3-STORY MIXED-USE BUILDING PROVIDING FOR FIRST FLOOR RETAIL/RESTAURANT USES, LIVE/WORK LOFT, AND MULTI-FAMILY HOUSING WITH UPPER FLOORS CONTAINING ABOUT 46 RESIDENTIAL UNITS WITH A COMBINED AREA OF 61,975 SQUARE FEET, UNDERGROUND PARKING AND OFF-STREET SURFACE PARKING ARE ALSO INCLUDED, AND RENOVATED STREETSCAPE IMPROVEMENTS ARE PLANNED THROUGHOUT THE PHASE 2 PROJECT AREA, ON PROPERTY GENERALLY LOCATED BETWEEN L STREET AND THE ALLEY NORTH OF N STREET, AND SOUTH 20TH STREET TO THE ANTELOPE VALLEY CHANNEL, INCLUDING THE MUNY POOL BUILDING.

PRELIMINARY PLAT 16008 – APPEAL OF JON WILBECK, JAMES URBAUER, MICHAEL AND ANNATA SULLIVAN, HEIDI WRIGHT, LARRY D. FRAHM, MATTHEW L. THOMAS, AND JODY P. KRANENZEL FROM THE PLANNING COMMISSION’S APPROVAL OF A NEW R-3 RESIDENTIAL DISTRICT PRELIMINARY PLAT, WITH REQUESTED WAIVERS TO SUBDIVISION REGULATIONS AND DESIGN STANDARDS, ON PROPERTY GENERALLY LOCATED AT SOUTH FOLSOM STREET AND WEST AMARANTH LANE. (RELATED ITEMS: 17-14, 17R-29) (ACTION DATE: 2/27/17)

ORDINANCES - 1ST READING & RELATED RESOLUTIONS (AS REQUIRED)

APPROVING THE TRANSFER OF FUNDS FROM APPROVED APPROPRIATIONS INTO THE PARKS & RECREATION DEPARTMENT HVAC PROJECT FUND #465 CIP FOR RENOVATION OF THE HVAC (HEATING, VENTILATION, AIR CONDITIONING) SYSTEM AT BELMONT RECREATION CENTER - CLERK read an ordinance, introduced by Trent Fellers, approving the transfer of funds from approved appropriations into the Parks & Recreation Department HVAC Project Fund #465 CIP for renovation of the HVAC (heating, ventilation, air conditioning) system at Belmont Recreation Center, the first time.

APPROVING THE 1222 P STREET REDEVELOPMENT AGREEMENT BETWEEN THE CITY OF LINCOLN AND BRICK AND MORTAR INVESTMENTS, LLC RELATING TO THE REDEVELOPMENT OF PROPERTY LOCATED AT 1222 P STREET TO DEMOLISH THE EXISTING BUILDING EXCEPT FOR APPROXIMATELY THE FRONT 20 FEET ABUTTING P STREET, BY RENOVATING THE FAÇADE OF THE EXISTING BUILDING, AND BY CONSTRUCTING THREE NEW STORIES OVER A PORTION OF THE EXISTING TWO STORY BUILDING TO BE USED FOR RETAIL AND RESIDENTIAL SPACE. (RELATED ITEMS 17R-37, 17R-38, 17-17) (ACTION DATE: 2/27/17)

AMENDING THE FY 16/17 CIP TO AUTHORIZE AND APPROPRIATE \$470,000 IN TIF FUNDS FOR THE 1222 P STREET PROJECT. (RELATED ITEMS 17R-37, 17R-38, 17-17) (ACTION DATE: 2/27/17)

ORDINANCE AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$470,000 AGGREGATE PRINCIPAL AMOUNT OF 1222 P STREET REDEVELOPMENT PROJECT TAX ALLOCATION BONDS. (RELATED ITEMS 17R-37, 17R-38, 17-17) - CLERK read an ordinance, introduced by Trent Fellers, authorizing and providing for the issuance of City of Lincoln, Nebraska Tax Allocation Bonds, notes or other obligations, in one or more taxable or tax-exempt series, in an aggregate principal amount not to exceed \$470,000 for the purpose of (1) paying the costs of acquiring, purchasing, constructing, reconstructing, improving, extending, rehabilitating, installing, equipping, furnishing and completing certain improvements within the City's 1222 P Street Redevelopment Project Area, and (2) paying the costs of issuance thereof; prescribing the form and certain details of the bonds, notes or other obligations; pledging certain tax revenue and other revenue to the payment of the principal of and interest on the bonds, notes or other obligations as the same become due; limiting payment of the bonds, notes or other obligations to such tax revenues; creating and establishing funds and accounts; delegating, authorizing and directing the finance director to exercise his independent discretion and judgment in determining and finalizing certain terms and provisions of the bonds, notes or other obligations not specified herein; taking other actions and making other covenants and agreements in connection with the foregoing; and related matters, the first time.

AMENDING CHAPTER 8.32 OF THE LINCOLN MUNICIPAL CODE RELATING TO SOLID WASTES BY AMENDING SECTION 8.32.010 TO CHANGE THE DEFINITIONS OF BUILDING RUBBISH AND DEMOLITION DEBRIS TO INCLUDE ROOF SHINGLES AND OTHER ROOF COVERINGS IN THOSE DEFINITIONS; AND REPEALING SECTION 8.32.010 AS HITHERTO EXISTING - CLERK read an ordinance, introduced by Trent Fellers, amending Chapter 8.32 of the Lincoln Municipal Code relating to Solid Wastes by amending Section 8.32.010 to change the definitions of Building rubbish and Demolition debris to include roof shingles and other roof coverings in those definitions; and repealing Section 8.32.010 as hitherto existing, the first time.

STREET & ALLEY VACATION 16006 – VACATING A PORTION OF THE NORTH 35TH STREET RIGHT-F-WAY STUB DIRECTLY NORTH OF SUPERIOR STREET (RELATED ITEMS: 17-20, 17-21) - PRIOR to reading:

FELLERS Moved to suspend the Council Rules for Bill 17-20 to have 2nd and 3rd reading on 2/13/17. Motion failed due to lack of second.

CLERK Read and ordinance introduced by Trent Fellers, vacating a portion of Superior Street for the North 35th Street right-of-way stub directly north of Superior Street, located in the Southeast Quarter of Section 6, Township 10 North, Range 7 East of the 6th P.M., Lincoln, Lancaster County, Nebraska, and retaining title thereto in the City of Lincoln, Lancaster County, Nebraska, the first time.

CHANGE OF ZONE 16038 – APPLICATION OF ROBERT ROKEBY FOR A CHANGE OF ZONE TO DESIGNATE EXISTING R-3 ZONED PROPERTY AS A PLANNED UNIT DEVELOPMENT DISTRICT; AND APPROVAL OF THE DEVELOPMENT PLAN FOR THE TERRACE GARDENS PLANNED UNIT DEVELOPMENT, WHICH PROPOSES MODIFICATIONS TO THE ZONING ORDINANCE, LAND SUBDIVISION ORDINANCE, AND DESIGN STANDARDS TO ALLOW FOR A MIX OF SINGLE-FAMILY, SINGLE-FAMILY ATTACHED, COMMERCIAL, AND AGRICULTURAL USES, ON PROPERTY GENERALLY LOCATED AT SUPERIOR STREET AND NORTH 35TH STREET. (RELATED ITEMS: 17-20, 17-21) - PRIOR to reading:

FELLERS Moved to suspend the Council Rules for Bill 17-21 to have 2nd and 3rd reading on 2/13/17. Motion failed due to lack of second.

CLERK Read and 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 of the districts established and shown thereon, the first time.

ADJOURNMENT

3:32 P.M.

CAMP Moved to adjourn the City Council Meeting of February 6, 2017.
 Seconded by Raybould & carried by the following vote: AYES: Camp, Christensen, Eskridge,
 Fellers, Raybould; NAYS: None; ABSENT: Gaylor Baird, Lamm.

Teresa J. Meier, City Clerk

Rhonda M. Bice, Office Specialist