

**THE MINUTES OF THE CITY COUNCIL MEETING HELD
MONDAY, SEPTEMBER 11, 2017 AT 3:00 P.M.**

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

Council Chair Christensen 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

RAYBOULD Having been appointed to read the minutes of the City Council Proceedings of August 28, 2017, reported having done so, found same correct.

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

PUBLIC HEARING

APPOINTING ERIC BUCHANAN AND JANICE WALKER TO THE COMMUNITY HEALTH ENDOWMENT BOARD FOR TERMS EXPIRING SEPTEMBER 1, 2020 - Janice Walker, 1300 Three Pines Court, came forward and requested approval saying her 37 years of service in the Nebraska Court System has shown her how important strong community services are. Discussion followed.

Eric Buchanan, 3425 D Street, came forward and requested approval saying he is employed with the Buffett Early Childhood Fund in Omaha but lives in Lincoln. This appointment not only fits with his professional interests but also fits with his personal interests too. Discussion followed.

This matter was taken under advisement.

APPOINTING ERIC A. NORTH TO THE COMMUNITY FORESTRY ADVISORY BOARD FOR A TERM EXPIRING AUGUST 14, 2020 - Eric North, 3156 Alden Avenue, came forward and requested approval saying he is new to Lincoln and is employed at the University of Nebraska teaching Urban and Community Forestry. Discussion followed.

This matter was taken under advisement.

APPLICATION OF COSTCO WHOLESALE CORPORATION DBA COSTCO WHOLESALE #1285 FOR A CLASS D LIQUOR LICENSE AT 1620 PINE LAKE ROAD;
MANAGER APPLICATION OF CLAY BRADSHAW FOR COSTCO WHOLESALE CORPORATION DBA COSTCO WHOLESALE #1285 AT 1620 PINE LAKE ROAD - Tim O'Neill, Harding & Shultz, 121 South 13th Street, Suite 800, came forward on behalf of Costco to take the oath and requested approval. Costco will be opening October 28, and will be employing 200 additional people in Lincoln. Discussion followed.

Clay Bradshaw, 9140 Heritage Lakes Drive, applicant, came forward to take the oath and requested approval. Discussion followed.

This matter was taken under advisement.

APPLICATION OF ACR CORP. DBA JAKE'S CIGARS & SPIRITS FOR A SPECIAL DESIGNATED LICENSE TO COVER AN OUTDOOR AREA MEASURING APPROXIMATELY 60 FEET BY 40 FEET AT 101 NORTH 14TH STREET, SUITE 1 ON SEPTEMBER 28, 29, & 30, 2017 BETWEEN 5:00 P.M. AND 11:00 P.M.- Jason Hutchison, 4221 South 32nd Street, applicant, came forward and requested approval saying this is a three day festival that highlights local music. Discussion followed.

Carl Eskridge, Council Member, asked what days of the week this festival is on and what time the bands will be playing.

Mr. Hutchison replied this event is on a Thursday, Friday and Saturday with bands playing from 5:00 p.m. to 11:00 p.m. inside some establishments, and we have scheduled the street music to end at 10:00 p.m. Discussion followed.

This matter was taken under advisement.

APPLICATION OF SMG FOOD & BEVERAGE, LLC FOR A SPECIAL DESIGNATED LICENSE TO COVER AN OUTDOOR AREA MEASURING APPROXIMATELY 281 FEET BY 267 FEET AT SOUTH POINTE SHOPPING MALL AT 2910 PINE LAKE ROAD ON SEPTEMBER 30, 2017 BETWEEN 10:00 A.M. AND 6:00 P.M. AND OCTOBER 1, 2017 BETWEEN 10:00 A.M. AND 5:00 P.M. - Tom Lorenz, General Manager Pinnacle Bank Arena with SMG Lincoln, 400 Pinnacle Arena Drive, applicant, came forward and requested approval. We have been given the opportunity to work with Lincoln Arts this year during their Arts Festival Weekend serving beverages to the public. Discussion followed.

This matter was taken under advisement.

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APPROVING LEGENDS PATIO GRILL AND BAR AS A KENO SATELLITE AT 801 R STREET;
APPROVING GRAY'S KEG SALOON AS A KENO SATELLITE AT 104 NORTH 20TH STREET;
APPROVING HALFTIME BAR & GRILL AS A KENO SATELLITE AT 200 WEST P STREET - Katrina Coffey, Vice President of Marketing for Big Red Keno, 11248 John Galt Blvd., Omaha, came forward to request approval and to answer questions.

Carl Eskridge, Council Member, asked for introductions of the managers for the keno satellites.

Karen Gray, Gray's Keg Saloon, 104 North 20th Street, applicant, came forward and requested approval.

Michelle Anderson, Halftime Bar & Grill, 200 West P Street, applicant, came forward and requested approval.

Michelle Inzodda, Halftime Bar & Grill, 200 West P Street, applicant, came forward and requested approval.

Nick Saldi, Legends Patio Grill and Bar, applicant, came forward and requested approval.

This matter was taken under advisement.

USE PERMIT 05004A – APPLICATION OF LARGE PARTNERSHIP LTD TO ALTER THE EXISTING LAYOUT TO SHOW 6 LOTS SURROUNDED BY AN OUTLOT AND TO INCREASE THE APPROVED SQUARE FOOTAGE FROM 31,500 TO 54,000 SQUARE FEET OF COMMERCIAL SPACE, WITH WAIVERS TO SETBACKS, ON PROPERTY GENERALLY LOCATED AT SOUTH 14TH STREET AND YANKEE HILL ROAD - DaNay Kalkowski, Seacrest & Kalkowski, 1128 Lincoln Mall, Suite 105, came forward on behalf of Large Partnership Limited, the owner of southeast corner of 14th and Yankee Hill Road. They are requesting an amendment to the original use permit approved back in 2005 to increase the square footage from 31,500 to 54,000 square feet. With this increase, we will be making this area more marketable for today's market. They are planning on using the added area for a more general retail use. We are planning on maintaining the rear and side yard setbacks that are shown in the original plans for this development, but we are asking for one waiver to reduce the internal setbacks of this site for the commercial lots to 0 feet, which is typical for this type of development. The staff has recommended approval with conditions and we accept those conditions. Discussion followed.

Leirion Gaylor Baird, Council Member, inquired if the initial Storm Water Drainage Plan is still adequate or if the increase of square footage would affect the current plan and storm water drainage.

David Cary, Planning Director, came forward and explained that one of the conditions of the waiver they needed to revise the grating and drainage plan to the satisfaction of the Public Works and Utilities Department. This has been completed by the developer and was an important part of the re-submittal process and the updated plan. Discussion followed.

This matter was taken under advisement.

COMP. PLAN CONFORMANCE 17012 – APPROVING AN AMENDMENT TO THE WEST O STREET REDEVELOPMENT PLAN TO ADD THE “HUVEPHARMA INC. REDEVELOPMENT PROJECT” FOR THE REDEVELOPMENT OF A VACANT PARCEL INTO AN APPROXIMATELY 30,000 SQUARE FOOT RESEARCH AND DEVELOPMENT COMPLEX, ON PROPERTY GENERALLY BOUNDED BY WEST P STREET, THE FIRST SET OF RAILROAD TRACKS SOUTH OF WEST O STREET, 9TH STREET, AND NW/SW 70TH STREET - David Landis, Urban Development Director, applicant, came forward stating Lincoln has won a recent competition of an International Company that is wanting to expand their business in the United States. If approved by Council, we will be back with a redevelopment agreement next week. This project is being proposed in the West O area where Huvepharma Inc. is wanting to build a 30,000 square foot lab for animal nutrition and health. The total investment for this project is \$4.75 Million dollars with about \$500,000.00 dollars from TIF. Discussion followed.

Chris Burges, Director of Biologic Operation with Huvepharma Inc., 520 West Industrial Lake Drive, applicant, came forward requesting approval saying he has been a resident of Lincoln since 2008. Discussion followed.

Leirion Gaylor Baird, Council Member, inquired about the TIF dollars being used and wanted more information on how this qualifies for TIF.

Mr. Landis explained the south side of the property is in a flood plain and that is one of the problems this site has, plus it is in an area that has deteriorated enough to be considered blighted and substandard. There was a study done more than 10 years ago on West O and those conditions have had some alterations with the recent redevelopment agreement with Natures Variety but we are hoping for more activity on West O Street. Discussion followed.

Tom Huston, Cline Williams Wright Johnson & Oldfather, 233 South 13th Street, Suite 1900, came forward on behalf of Huvepharma saying this company focuses its business opportunities on developing, manufacturing and marketing human and animal health products. Currently, Huvepharma has a production facility in Lincoln's West Gate area. They have been looking in the United States for an area to expand their company and build a research and development facility. They have narrowed the choices down to Laurinburg, North Carolina, and Lincoln. Being able to use TIF dollars on the site that has been selected for this development was instrumental in Lincoln being selected for this project. The site west of the County Jail is approximately 8½ acres of parcel that will be subdivided to accommodate not only the first phase but hopefully subsequent phases of expansion for this project. Based on our calculations, we think this the project will support \$500,000.00 in TIF dollars. The contract on the property requiring closing prior to the end of this month, so timing is everything. Discussion followed.

This matter was taken under advisement.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LINCOLN AFFIRMING THE CITY'S COMMITMENT TO SAFEGUARD THE CIVIL RIGHTS, SAFETY, AND DIGNITY OF ALL COMMUNITY MEMBERS AND OUR COMMITMENT TO A DIVERSE, SUPPORTIVE, INCLUSIVE, AND PROTECTIVE COMMUNITY - Jeff Kirkpatrick, City Attorney, came forward and explained the resolution before you today is an aspirational resolution and the City Council is in a unique position to pass this resolution to represent the entire community of Lincoln.

Roy Christensen, Council Chair, asked Councilmen Eskridge to read the resolution in its entirety.

Carl Eskridge, Council Member, thanked Council Chair Christensen, then read the resolution.

Nikki Archer, 9601 Yellow Pine Road, came forward representing Lincoln's Young Professional Group (YPG), with 1400 members in the Lincoln area, and expressed their support of this resolution and gave the City Clerk a letter of support to place on file. Discussion followed.

Jaime Henning, 3645 South 20th Street, representing Wendy Birdsall, President of Lincoln Chamber of Commerce and 1700 Members plus in the business community that support this resolution and gave the City Clerk a letter of support to place on file. Discussion followed.

Dan Kleve, no address given, came forward stating he has questions about this resolution. Discussion followed.

Albert Suckow, 9100 Maryvale Drive, came forward in opposition. Discussion followed.

Lou Braatz, 5020 South 56th Street, came forward in support. Discussion followed.

Kaitlyn Mullen, no address given, came forward in opposition. Discussion followed.

Sony Phan, 555 South 10th Street, came forward and made several statements. Discussion followed.

Teri Pope-Gonzalez, 349 South 1st Street, came forward making several statements. Discussion followed.

Erika Hanson, no address given, came forward in support. Discussion followed.

This matter was taken under advisement.

COUNCIL ACTION

REPORTS OF CITY OFFICERS

APPOINTING ERIC BUCHANAN AND JANICE WALKER TO THE COMMUNITY HEALTH ENDOWMENT BOARD FOR TERMS EXPIRING SEPTEMBER 1, 2020 - PRIOR to reading:

GAYLOR BAIRD Moved to amend Bill No. 17R-219 as follows:

On page 1, line 3, after the words "for terms" insert "commencing October 1, 2017 and"

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

CLERK Read the following resolution, introduced by Bennie Shobe, who moved its adoption:

A-90662 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the appointments of Eric Buchanan and Janice Walker to the Community Health Endowment Board, for terms commencing October 1, 2017 and expiring September 1, 2020, are hereby approved.

Introduced by Bennie Shobe

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

REAPPOINTING JOHN (RUSTY) VANNEMAN AND DAN MARVIN TO THE COMMUNITY HEALTH ENDOWMENT BOARD FOR TERMS EXPIRING SEPTEMBER 1, 2020 - CLERK read the following resolution, introduced by Bennie Shobe, who moved its adoption:

A-90663 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the reappointments of John (Rusty) Vanneman and Dan Marvin to the Community Health Endowment Board, for terms expiring September 1, 2020, are hereby approved.

Introduced by Bennie Shobe

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

APPOINTING ERIC A. NORTH TO THE COMMUNITY FORESTRY ADVISORY BOARD FOR A TERM EXPIRING AUGUST 14, 2020 - CLERK read the following resolution, introduced by Bennie Shobe, who moved its adoption:

A-90664 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the appointment of Eric A. North to the Community Forestry Advisory Board, for a term expiring August 14, 2020, is hereby approved.

Introduced by Bennie Shobe

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

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REAPPOINTING EMILY CASPER AND SCOTT E. HOFELING TO THE COMMUNITY FORESTRY ADVISORY BOARD FOR TERMS EXPIRING AUGUST 14, 2020 - CLERK read the following resolution, introduced by Bennie Shobe, who moved its adoption:

A-90665 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That the reappointments of Emily Casper and Scott E. Hofeling to the Community Forestry Advisory Board, for terms expiring August 14, 2020, are hereby approved.

Introduced by Bennie Shobe

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

APPROVING THE DISTRIBUTION OF FUNDS REPRESENTING INTEREST EARNINGS ON SHORT-TERM INVESTMENTS OF IDLE FUNDS DURING THE MONTH ENDED JULY 31, 2017 - CLERK read the following resolution, introduced by Bennie Shobe, who moved its adoption:

A-90666 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That during the month ended July 31, 2017 \$214,547.85 was earned from the investment 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 Bennie Shobe

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

CLERK'S LETTER AND MAYOR'S APPROVAL OF RESOLUTION AND ORDINANCES PASSED BY CITY COUNCIL ON AUGUST 21, 2017 - CLERK presented said report which was placed on file in the Office of the City Clerk. **(27-1)**

CLERK'S LETTER AND MAYOR'S APPROVAL OF RESOLUTION AND ORDINANCES PASSED BY CITY COUNCIL ON AUGUST 28, 2017 - CLERK presented said report which was placed on file in the Office of the City Clerk. **(27-1)**

REPORT FROM CITY TREASURER OF CITY CASH ON HAND AT THE CLOSE OF BUSINESS ON JULY 31, 2017 - CLERK presented said report which was placed on file in the Office of the City Clerk. **(5-21)**

PETITIONS & COMMUNICATIONS

THE FOLLOWING WERE REFERRED TO THE PLANNING DEPT:

Change of Zone No. 17021 – Requested by Mark Hunzeker, Baylor Evnen Law Firm, from B-3 (Commercial District) and R-6 (Residential District) to B-4 (Lincoln Center Business District), on property generally located at 2051 K Street.

Special Permit No. 17033 – Requested by Sierra Investments, LLC, for a building addition along with expansion of vehicle storage and parking with reduction of rear yard setback from 28.4 feet to 10 feet, on property generally located at 2051 K Street.

LIQUOR RESOLUTIONS

APPLICATION OF COSTCO WHOLESALE CORPORATION DBA COSTCO WHOLESALE #1285 FOR A CLASS D LIQUOR LICENSE AT 1620 PINE LAKE ROAD - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption for approval:

A-90667 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 Costco Wholesale Corporation dba Costco Wholesale #1285 for a Class "D" liquor license at 1620 Pine Lake Road, Lincoln, Nebraska, for the license period ending April 30, 2018, 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 Carl Eskridge

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

MANAGER APPLICATION OF CLAY BRADSHAW FOR COSTCO WHOLESALE CORPORATION DBA COSTCO WHOLESALE #1285 AT 1620 PINE LAKE ROAD - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption for approval:

A-90668 WHEREAS, Costco Wholesale Corporation dba Costco Wholesale #1285 located at 1620 Pine Lake Road, Lincoln, Nebraska has been approved for a Retail Class "D" liquor license, and now requests that Clay Bradshaw be named manager;

WHEREAS, Clay Bradshaw 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 Clay Bradshaw 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 Carl Eskridge

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

APPLICATION OF ACR CORP. DBA JAKE'S CIGARS & SPIRITS FOR A SPECIAL DESIGNATED LICENSE TO COVER AN OUTDOOR AREA MEASURING APPROXIMATELY 60 FEET BY 40 FEET AT 101 NORTH 14TH STREET, SUITE 1 ON SEPTEMBER 28, 29, & 30, 2017 BETWEEN 5:00 P.M. AND 11:00 P.M. - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption for approval:

A-90669 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 ACR Corp. dba Jake's Cigars & Spirits for a special designated license to cover an outdoor area measuring approximately 60 feet by 40 feet at 101 North 14th Street, Suite 1, Lincoln, Nebraska, on September 28, 29, & 30, 2017, between the hours of 5:00 p.m. and 11:00 p.m., be approved with the condition that the premises complies in every respect with all City and State regulations and with the following requirements:

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

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

Introduced by Carl Eskridge

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

APPLICATION OF SMG FOOD & BEVERAGE, LLC FOR A SPECIAL DESIGNATED LICENSE TO COVER AN OUTDOOR AREA MEASURING APPROXIMATELY 281 FEET BY 267 FEET AT SOUTH POINTE SHOPPING MALL AT 2910 PINE LAKE ROAD ON SEPTEMBER 30, 2017 BETWEEN 10:00 A.M. AND 6:00 P.M. AND OCTOBER 1, 2017 BETWEEN 10:00 A.M. AND 5:00 P.M. - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption for approval:

A-90670 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 SMG Food & Beverage, LLC for a special designated license to cover an outdoor area measuring approximately 281 feet by 267 feet at South Pointe Shopping Mall at 2910 Pine Lake Road, Lincoln, Nebraska, on September 30, 2017, between the hours of 10:00 a.m. and 6:00 p.m. and October 1, 2017, between 10:00 a.m. and 5:00 p.m., be approved with the condition that the premises complies in every respect with all City and State regulations and with the following requirements:

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

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

Introduced by Carl Eskridge

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

PUBLIC HEARING - RESOLUTIONS

APPROVING LEGENDS PATIO GRILL AND BAR AS A KENO SATELLITE AT 801 R STREET - CLERK read the following resolution, introduced by Bennie Shobe, who moved its adoption:

A-90671 WHEREAS, the City of Lincoln and the County of Lancaster, Nebraska have entered into an Interlocal Agreement for the purpose of providing for a joint City-County keno lottery; and
WHEREAS, the City has entered into a contract for the operation of a keno type lottery with EHPV Lottery Services, LLC, a Nebraska limited liability company; and
WHEREAS, Section 5 of the Interlocal Agreement and Section 3(b) of the Keno Contract grant the City the authority to approve all satellite locations within the corporate limits of Lincoln; and
WHEREAS, all requirements under the Interlocal Agreement and the Keno Contract governing the establishment and location of keno satellite sites have been met.
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska that a keno satellite site is hereby authorized at the location of Legends Patio Grill and Bar, 801 R Street, Lincoln, NE 68508.

The City Clerk is directed to return an executed copy of this Resolution to Legends Patio Grill and Bar, 801 R Street, Lincoln, NE 68508.

Introduced by Bennie Shobe

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

APPROVING GRAY'S KEG SALOON AS A KENO SATELLITE AT 104 NORTH 20TH STREET - CLERK read the following resolution, introduced by Bennie Shobe, who moved its adoption:

A-90672 WHEREAS, the City of Lincoln and the County of Lancaster, Nebraska have entered into an Interlocal Agreement for the purpose of providing for a joint City-County keno lottery; and
WHEREAS, the City has entered into a contract for the operation of a keno type lottery with EHPV Lottery Services, LLC, a Nebraska limited liability company; and
WHEREAS, Section 5 of the Interlocal Agreement and Section 3(b) of the Keno Contract grant the City the authority to approve all satellite locations within the corporate limits of Lincoln; and
WHEREAS, all requirements under the Interlocal Agreement and the Keno Contract governing the establishment and location of keno satellite sites have been met.
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska that a keno satellite site is hereby authorized at the location of Gray's Keg Saloon, 104 North 20th Street, Lincoln, NE 68503.

The City Clerk is directed to return an executed copy of this Resolution to Gray's Keg Saloon, 104 North 20th Street, Lincoln, NE 68503.

Introduced by Bennie Shobe

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

APPROVING HALFTIME BAR & GRILL AS A KENO SATELLITE AT 200 WEST P STREET - CLERK read the following resolution, introduced by Bennie Shobe, who moved its adoption:

A-90673 WHEREAS, the City of Lincoln and the County of Lancaster, Nebraska have entered into an Interlocal Agreement for the purpose of providing for a joint City-County keno lottery; and
WHEREAS, the City has entered into a contract for the operation of a keno type lottery with EHPV Lottery Services, LLC, a Nebraska limited liability company; and
WHEREAS, Section 5 of the Interlocal Agreement and Section 3(b) of the Keno Contract grant the City the authority to approve all satellite locations within the corporate limits of Lincoln; and
WHEREAS, all requirements under the Interlocal Agreement and the Keno Contract governing the establishment and location of keno satellite sites have been met.
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska that a keno satellite site is hereby authorized at the location of Halftime Bar & Grill, 200 West P Street, Lincoln, NE 68528.

The City Clerk is directed to return an executed copy of this Resolution to Halftime Bar & Grill, 200 West P Street, Lincoln, NE 68528.

Introduced by Bennie Shobe

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

USE PERMIT 05004A – APPLICATION OF LARGE PARTNERSHIP LTD TO ALTER THE EXISTING LAYOUT TO SHOW 6 LOTS SURROUNDED BY AN OUTLOT AND TO INCREASE THE APPROVED SQUARE FOOTAGE FROM 31,500 TO 54,000 SQUARE FEET OF COMMERCIAL SPACE, WITH WAIVERS TO SETBACKS, ON PROPERTY GENERALLY LOCATED AT SOUTH 14TH STREET AND YANKEE HILL ROAD - CLERK read the following resolution, introduced by Bennie Shobe, who moved its adoption:

A-90674 WHEREAS, Large Partnership LTD has submitted an application designated as Use Permit No. 05004A to alter the existing layout to show 6 lots surrounded by an outlot and to increase the approved square footage from 31,500 to 54,000 square feet of commercial space, with waivers to setbacks, on property generally located at South 14th Street and Yankee Hill Road, and legally described as:

Lot 85 I.T., located in the Southwest Quarter of Section 24, Township 9 North,
Range 6 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 use permit will not be adversely affected; and

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

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

That the application of Large Partnership LTD, hereinafter referred to as "Permittee", to alter the existing layout to show 6 lots surrounded by an outlot and to increase the approved square footage from 31,500 to 54,000 square feet of commercial space, with waivers to setbacks, on the property legally described above, be and the same is hereby granted upon condition that construction and operation be in substantial compliance with said application, the site plan, and the following additional express terms, conditions, and requirements:

1. This permit approves up to 54,000 square feet of commercial floor area, with a waiver to reduce setbacks internal to the site for the commercial lots to 0 feet.

2. 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:

- i. Identify the 40-foot rear yard setback along the west side of the site and the 20-foot front yard setback along S. 14th Street.
- ii. Identify the Pipeline Planning Area.
- iii. Revise General Note #25 to read, "The developer reserves the right to build anywhere within the lots. Lots are conceptual and lot layout may be altered at the time of final plat."
- iv. Revise General Note #30 to read, "A final plat is required prior to building permits in order to address street trees and sidewalks and provide utility easements."
- v. Delete General Notes #4, 10, 13, 14, 16, 19, 21, and 27 as they are unnecessary.
- vi. Remove the parking stalls from the rear yard setback between Lots 1 and 6.
- vii. Add a note that reads, "No parking is allowed in the 40-foot rear yard setback except the corner of the parking west of Lot 5 is allowed to encroach into the rear yard as shown on the site plan."
- viii. Add a note that reads, "Due to the Pipeline Planning Area and proximity of the railroad track, no land uses with vulnerable populations are permitted within this use permit, such as childhood care facilities, hospitals, retirement facilities, and schools."
- ix. Delete the parking ratios under the Parking Summary Table in case there is a city-wide parking reduction.
- x. Add the following under the Parking Summary Table: "Parking is shared between all lots. This joint parking arrangement meets the requirements of Section 27.67.040(ff) and no joint use agreement shall be required."
- xi. Correct the spelling of "Waivers" at the bottom of the sheet.
- xii. Revise the traffic count data to the satisfaction of the Public Works and Utilities Department.
- xiii. Revise the plan to show 60 feet of right-of-way to be dedicated from the centerline of Yankee Hill Road and 12 additional feet of right-of-way for a right turn lane, and correct the property and boundary line as necessary to the satisfaction of the Public Works and Utilities Department.
- xiv. Revise the grading and drainage plan to the satisfaction of the Public Works and Utilities Department.

3. Final plat(s) is/are approved by the City.

4. If any final plat on all or a portion of the approved use permit is submitted five (5) years or more after the approval of the use permit, the city may require that a new use permit be submitted, pursuant to all the provisions of section 26.31.015. A new use permit may be required if the subdivision ordinance, the design standards, or the required improvements have been amended by the city; and as a result, the use permit as originally approved does not comply with the amended rules and regulations.

5. Before the approval of a final plat, the public streets, private roadway improvements, sidewalks, public sanitary sewer system, public water system, drainage facilities, land preparation and grading, sediment and erosions control measures, storm water detention/retention facilities, drainageway improvements, street lights, landscaping screens, street trees, temporary turnaround and barricades, and street name signs, must be completed or provisions (bond, escrow, or security agreement) to guarantee completion must be approved by the City Law Department. The improvements must be completed in conformance with adopted design standards and within the time period specified in the Land Subdivision Ordinance. A cash contribution to the City in lieu of a bond, escrow, or security agreement may be furnished for sidewalks and street trees along major streets that have not been improved to an urban cross section. A cash contribution to the City in lieu of a bond, escrow, or security agreement may be furnished for street trees on a final plat with 10 or fewer lots.

6. No final plat shall be approved until the Permittee, as subdivider, enters into an agreement with the City whereby Permittee agrees:

- i. to complete the street paving of public streets, and temporary turnarounds and barricades located at the temporary dead-end of the streets shown on the final plat within two (2) years following the approval of the final plat.
 - ii. to complete the installation of sidewalks along Yankee Hill Road as shown on the final plat within two (2) years following the approval of this final plat. Installation of sidewalk along S. 14th Street will be postponed until required by the Director of Public Works and Utilities.
 - iii. to complete the public water distribution system to serve this plat within two (2) years following the approval of the final plat.
 - iv. to complete the public wastewater collection system to serve this plat within two (2) years following the approval of the final plat.
 - v. to complete the enclosed public drainage facilities shown on the approved drainage study to serve this plat within two (2) years following the approval of the final plat.
 - vi. to complete land preparation including storm water detention/retention facilities and open drainageway improvements to serve this plat prior to the installation of utilities and improvements but not more than two (2) years following the approval of the final plat.
 - vii. to complete the installation of the permanent markers prior to construction on or conveyance of any lot in the plat.
 - viii. to complete any other public or private improvement or facility required by the Land Subdivision Ordinance in a timely manner which inadvertently may have been omitted from the above list of required improvements.
 - ix. to submit to the Director of Public Works a plan showing proposed measures to control sedimentation and erosion and the proposed method to temporarily stabilize all graded land for approval.
 - x. to comply with the provisions of the Land Preparation and Grading requirements of the Land Subdivision Ordinance.
 - xi. to complete the public and private improvements shown on the Use Permit.
 - xii. to keep taxes and special assessments on the outlots from becoming delinquent.
 - xiii. to maintain the outlots in a condition as near as practical to the original construction on a permanent and continuous basis.
 - xiv. to retain ownership of and the right of entry to the outlots in order to perform the above-described maintenance of the outlots and private improvements on a permanent and continuous basis. However, Permittee(s) may be relieved and discharged of such maintenance obligations upon creating in writing a permanent and continuous association of property owners who would be responsible for said permanent and continuous maintenance subject to the following conditions:
 - (1) Permittee shall not be relieved of Permittee's maintenance obligation for each specific private improvement until a registered professional engineer or nurseryman who supervised the installation of said private improvement has certified to the City that the improvement has been installed in accordance with approved plans.
 - (2) The maintenance agreements are incorporated into covenants and restrictions in deeds to the subdivided property and the documents creating the association and the restrictive covenants have been reviewed and approved by the City Attorney and filed of record with the Register of Deeds.
 - xv. to pay all design, engineering, labor, material, inspection, and other improvement costs.
 - xvi. to relinquish the right of direct vehicular access to S. 14th Street and Yankee Hill Road except as shown.
7. Before occupying the building all development and construction shall 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, filling fees therefor to be paid in advance by the Permittee. Building permits will not be issued unless the letter of acceptance has been filed.
11. The site plan as approved with this resolution voids and supersedes all previously approved site plans, however the terms and conditions of all resolutions approving previous permits remain in full force and effect except as specifically amended by this resolution.

Introduced by Bennie Shobe

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

COMP. PLAN CONFORMANCE 17012 – APPROVING AN AMENDMENT TO THE WEST O STREET REDEVELOPMENT PLAN TO ADD THE “HUVEPHARMA INC. REDEVELOPMENT PROJECT” FOR THE REDEVELOPMENT OF A VACANT PARCEL INTO AN APPROXIMATELY 30,000 SQUARE FOOT RESEARCH AND DEVELOPMENT COMPLEX, ON PROPERTY GENERALLY BOUNDED BY WEST P STREET, THE FIRST SET OF RAILROAD TRACKS SOUTH OF WEST O STREET, 9TH STREET, AND NW/SW 70TH STREET - CLERK read the following resolution, introduced by Bennie Shobe, who moved its adoption:

A-90675 WHEREAS, The City Council has previously adopted the West O Street Redevelopment Plan (hereinafter the “Plan”) including plans for various redevelopment projects within the Redevelopment Plan area in accordance with the requirements and procedures of the Nebraska Community Development Law; and now desires to modify said Plan by establishing the “Huvepharma Inc. Redevelopment Project” for the redevelopment of a vacant parcel into an approximately 30,000 square foot research and development complex; and

WHEREAS, the Director of the Urban Development Department has filed with the City Clerk modifications to the Redevelopment Plan contained in the document entitled the “Amendment to the West O Street Redevelopment Plan, Huvepharma Inc. Redevelopment Project” which is attached hereto, marked as Attachment “A”, and made a part hereof by reference, and has reviewed said plan and has found that it meets the conditions set forth in Neb. Rev. Stat. § 18-2113 (Reissue 2012); and

WHEREAS, on August 4, 2017, a notice of public hearing was mailed postage prepaid to the president or chairperson of the governing body of each county, school district, community college, educational service unit, and natural resource district in which the real property subject to such plan is located and whose property tax receipts would be directly affected and to all registered neighborhood associations located in whole or in part within one mile radius of the area to be redeveloped setting forth the time, date, place, and purpose of the public hearing to be held on August 16, 2017 before the Lincoln City - Lancaster County Planning Commission regarding the proposed amendments to the Redevelopment Plan to add the Huvepharma Inc. Redevelopment Project, a copy of said notice and list of said governing bodies and registered neighborhood associations having been attached hereto as Attachment “B” and “C” respectively; and

WHEREAS, the proposed Amendment to the West O Street Redevelopment Plan to add the Huvepharma Inc. Redevelopment Project were submitted to the Lincoln-Lancaster County Planning Commission for review and recommendations, and, on August 16, 2017, the Lincoln-Lancaster County Planning Commission held a public hearing relating to the Plan Amendment and found the Plan Amendment to be in conformance with the Comprehensive Plan and recommended approval thereof; and

WHEREAS, on August 18, 2017 a notice of public hearing was mailed postage prepaid to the foregoing list of governing bodies and registered neighborhood associations setting forth the time, date, place, and purpose of the public hearing before the City Council to be held on September 11, 2017 regarding the proposed amendment to the Redevelopment Plan to add the Huvepharma Inc. Redevelopment Project, a copy of said notice having been attached hereto as Attachment “D”; and

WHEREAS, on August 25, 2017 and September 1, 2017, a Notice of Public Hearing was published in the Lincoln Journal Star newspaper, setting the time, date, place, and purpose of the public hearing to be held on September 11, 2017 regarding the proposed amendments to the West O Street Redevelopment Plan and to add the Huvepharma Inc. Redevelopment Project, a copy of such notice having been attached hereto and marked as Attachment “E”; and

WHEREAS, on September 11, 2017 in the City Council chambers of the County-City Building, 555 South 10th Street, Lincoln, Nebraska, the City Council held a public hearing relating to the proposed modifications to the Redevelopment Plan and all interested parties were afforded at such public hearing a reasonable opportunity to express their views respecting said proposed modifications to the redevelopment plan; and

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

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

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

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

3. That the Huvepharma Inc. Redevelopment Project would not be economically feasible without the use of tax-increment financing.

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

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

1. That the document attached hereto as Attachment "A" adding the Huvepharma Inc. Redevelopment Project to the West O Street Redevelopment Plan, is hereby accepted and approved by the City Council as the governing body for the City of Lincoln.

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

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

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

Introduced by Bennie Shobe

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

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LINCOLN AFFIRMING THE CITY'S COMMITMENT TO SAFEGUARD THE CIVIL RIGHTS, SAFETY, AND DIGNITY OF ALL COMMUNITY MEMBERS AND OUR COMMITMENT TO A DIVERSE, SUPPORTIVE, INCLUSIVE, AND PROTECTIVE COMMUNITY - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:

A-90676 WHEREAS, the City of Lincoln is made up of individuals whose collective cultures, religions, backgrounds, orientations, abilities, and viewpoints join to form a healthy community that prides itself on being a place that welcomes people and families of all walks of life; and

WHEREAS, there exists significant and growing concern in our community based upon recent national and regional incidents of white nationalism, hate crimes, discrimination, sexual harassment, and assault, and fear of a trend toward more of these crimes in the future; and

WHEREAS, Lincolniters value all members of our community of all religions, ancestries, and ethnicities as well as people of any socioeconomic status, disability, gender, sexual orientation, or gender identity; and

WHEREAS, many Lincolniters recently have gathered peacefully to communicate their rejection of bigotry and affirmed their commitment to a diverse, supportive, inclusive, and protective community; and

WHEREAS, the City wants to reassure its residents and visitors that Lincoln is a place that celebrates diversity and inclusion; and

WHEREAS, the City will not tolerate any prejudice, racism, bigotry, hatred, bullying, or violence towards any groups within our community; and

WHEREAS, the City is, and has been, well served by a professional Police Department with a history of protecting and respecting the rights of all people while working diligently to keep Lincoln safe; and

WHEREAS, the City encourages all residents and visitors in Lincoln to celebrate each other's differences and learn from one another.

NOW, THEREFORE, the City Council of the City of Lincoln takes this opportunity to reinforce our commitment to a diverse, supportive, inclusive, and protective community and resolves as follows:

Section 1. The Lincoln City Council calls upon all City Departments and employees and all who live, work, or visit in Lincoln to speak out against acts of bullying, discrimination, and hate violence and to stand up for those who are targeted for such acts.

Section 2. The Lincoln City Council will lead by example in promoting safety, security, and respect for human and constitutional rights, and welcomes opportunities to partner with the Legislature, other jurisdictions, local organizations, educational institutions, residents, and businesses that support and defend all individuals in Lincoln.

Section 3. The City of Lincoln recognizes, values and will proactively work to promote diversity and inclusion within our community.

Section 4. The City will oppose any attempts to undermine the safety, security, and rights of members of our community.

Section 5. The City does not tolerate discrimination, harassment, or any hate-based crimes and hereby rejects prejudice and bigotry in all forms.

Introduced by Carl Eskridge

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

PUBLIC HEARING ORDINANCES - 2ND READING & RELATED RESOLUTIONS - NONE.

ORDINANCES - 3RD READING & RELATED RESOLUTIONS - NONE.

RESOLUTIONS - 1ST READING

REAPPOINTING SHARON L. BUSCH AND STEVEN EGGLAND TO THE AGING PARTNERS AREA WIDE ADVISORY COUNCIL FOR TERMS EXPIRING JUNE 30, 2020. (*CONSENT*)

APPOINTING JACQUELYN MILLER TO THE AGING PARTNERS AREA WIDE ADVISORY COUNCIL FOR A TERM EXPIRING JUNE 30, 2020. (*CONSENT*)

APPROVING A SUBLEASE AGREEMENT ADDENDUM #3 TO RENEW AN EXISTING SUBLEASE BETWEEN THE CITY ON BEHALF OF THE LINCOLN POLICE DEPARTMENT AND THE STATE OF NEBRASKA ON BEHALF OF THE NEBRASKA STATE PATROL FOR A THREE YEAR TERM. (*CONSENT*)

APPROVING SUPPLEMENT NO. 5 TO THE PRELIMINARY ENGINEERING AND NATIONAL ENVIRONMENTAL POLICY ACT (NEPA) SERVICES AGREEMENT BETWEEN THE CITY OF LINCOLN AND THE SCHEMMER ASSOCIATES, INC. FOR THE NORTH 14TH STREET EASTBOUND ON-RAMP TO US-6 FEDERAL AID PROJECT. (PROJECT NO. HSIP-5227(7), CN 12944). (*CONSENT*)

APPROVING THE 2017-2018 CITY TAX RATE OF .31648 PER \$100.00 OF ASSESSED VALUATION.

APPROVING LAGNIAPPE 9, LLC DBA RED FOX WESTSIDE GRILLE AS A KENO SATELLITE AT 1339 WEST O STREET.

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

APPROVING A LABOR CONTRACT BETWEEN THE CITY OF LINCOLN AND THE LINCOLN FIREFIGHTERS ASSOCIATION (IAFF) FOR A TERM EFFECTIVE AUGUST 11, 2016 THROUGH AUGUST 31, 2017.

APPROVING A CONTRACT BETWEEN THE CITY OF LINCOLN AND TREAT AMERICA FOOD SERVICES FOR THE ANNUAL SERVICES FOR MEAL PREPARATION – AGING PARTNERS PROGRAM, PURSUANT TO RFP NO. 17-181, FOR A FOUR YEAR TERM WITH THE OPTION TO RENEW FOR ONE ADDITIONAL FOUR YEAR TERM.

APPROVING THE HUVEPHARMA INC. REDEVELOPMENT AGREEMENT BETWEEN THE CITY OF LINCOLN AND HUVEPHARMA INC. RELATING TO THE REDEVELOPMENT OF PROPERTY GENERALLY LOCATED AT 245 SOUTHWEST 40TH STREET. (RELATED ITEMS: 17R-236, 17R-237)

AMENDING THE FY 17-18 CIP TO AUTHORIZE AND APPROPRIATE \$500,000.00 IN TIF FUNDS FOR THE HUVEPHARMA INC. PROJECT. (RELATED ITEMS: 17R-236, 17R-237)

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

APPROVING AMENDMENT NO. 1 TO THE ANNEXATION AGREEMENT BETWEEN THE CITY OF LINCOLN AND THE ROKEBY ROAD COALITION PROPERTY OWNERS TO APPROVE AN ALTERNATE ROAD DESIGN FOR THE PAVING OF ROKEBY ROAD FROM SOUTH 70TH STREET TO SOUTH 84TH STREET AND TO PROVIDE FUNDING FOR THE CONSTRUCTION OF ROKEBY ROAD FROM SOUTH 70TH STREET TO CARPATHIAN WAY AS THE INITIAL PHASE OF CONSTRUCTION AND TO PROVIDE FUNDING FOR THE LES ROKEBY ROAD INTERSECTION IMPROVEMENTS AND TO APPROVE TWO REGIONAL DETENTION CELLS TO MEET THE STORMWATER DETENTION NEEDS OF THE COALITION WATERSHED PROPERTY - CLERK read an ordinance, introduced by Carl Eskridge, that Amendment No. 1 to the Annexation Agreement for Rokeby Road Coalition which is attached hereto, marked as Attachment "A" and made a part hereof by reference, between the City of Lincoln, Nebraska and the Rokeby Road Coalition Property Owners to approve an alternate road design for the paving of Rokeby Road from South 70th Street to South 84th Street, to provide funding for the construction of Rokeby Road from South 70th Street to Carpathian Way as the initial phase of construction, to provide funding for the LES Rokeby Road Intersection Improvements, and to approve two Regional Detention Cells to meet the stormwater detention needs of all of the Coalition Watershed Property, is hereby approved and 9 the Mayor is authorized to execute the Amendment No. 1 on behalf of the City, the first time.

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APPROVING A LEASE AGREEMENT BETWEEN THE CITY OF LINCOLN AND SILVER PROPERTIES, LLC FOR A LEASE FOR A THREE-YEAR TERM FOR USE BY THE LINCOLN POLICE DEPARTMENT - CLERK read an ordinance, introduced by Carl Eskridge, accepting and approving a Lease Agreement between Silver Properties, LLC and the City of Lincoln for a lease of space for a term of November 1, 2017 through October 31, 2020, for use by the Lincoln Police Department, the first time.

STREET & ALLEY VACATION 17007 – VACATING THE NORTH TO SOUTH ALLEY BETWEEN GLADSTONE AND JUDSON STREETS BETWEEN NORTH 53RD AND NORTH 54TH STREETS - CLERK read an ordinance, introduced by Carl Eskridge, vacating the north to south alley between Gladstone and Judson Streets between North 53rd and North 54th Streets, located in the Southeast Quarter of Section 8, 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

COMP. PLAN CONFORMANCE 17015 – DECLARING APPROXIMATELY 13,400 SQUARE FEET OF PROPERTY GENERALLY LOCATED ADJACENT TO LEIGHTON AVENUE BETWEEN 43RD AND 45TH STREETS AS SURPLUS PROPERTY - CLERK read an ordinance, introduced by Carl Eskridge, declaring approximately 13,400 square feet of City owned property generally located adjacent to Leighton Avenue between 43rd and 45th Streets as surplus, the first time.

CHANGE OF ZONE 16036A – APPLICATION OF WILDERNESS HILL, LLC TO AMEND THE WILDERNESS HILLS COMMERCIAL PLANNED UNIT DEVELOPMENT TO ADD MOTORIZED VEHICLE SALES AND REPAIR/SERVICE, EARLY CHILDHOOD CARE FACILITIES, ACADEMIES, AND PRIVATE SCHOOLS AS ALLOWED USES, WITH A WAIVER TO SIDE YARD SETBACKS, ON PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF SOUTH 27TH STREET AND YANKEE HILL ROAD - CLERK read an ordinance, introduced by Carl Eskridge, amending the Development Plan for Wilderness Hills Commercial Planned Unit Development to include property generally located at the southeast corner of 27th Street and Yankee Hill Road, the first time.

TEXT AMENDMENT 17012 – AMENDING CHAPTER 27.72 OF THE LINCOLN MUNICIPAL CODE RELATING TO THE ZONING ORDINANCE HEIGHT AND LOT REGULATIONS BY AMENDING SECTION 27.72.120 TO PROVIDE THAT AN ACCESSORY BUILDING ATTACHED TO THE MAIN BUILDING BY AN UNENCLOSED DECK OR WALKWAY SHALL NOT BE CONSIDERED PART OF THE MAIN BUILDING AND SUBJECT TO THE HEIGHT AND YARD REQUIREMENT OF THE MAIN BUILDING; AND REPEALING SECTION 27.72.120 OF THE LINCOLN MUNICIPAL CODE AS HITHERTO EXISTING - CLERK read an ordinance, introduced by Carl Eskridge, amending Chapter 27.72 of the Lincoln Municipal Code relating to the zoning ordinance height and lot regulations by amending Section 27.72.120 to provide that an accessory building attached to the main building by an unenclosed deck or walkway shall not be considered part of the main building and subject to the height and yard requirements of the main building; and repealing Section 27.72.120 of the Lincoln Municipal Code as hitherto existing, the first time.

CHANGE OF ZONE 17020 – APPLICATION OF LANCASTER COUNTY BOARD OF COMMISSIONERS TO DESIGNATE TRABERT HALL AS A LANDMARK, CHANGING THE ZONING DISTRICT FROM P PUBLIC DISTRICT TO R-4 RESIDENTIAL DISTRICT WITH LANDMARK OVERLAY, ON PROPERTY GENERALLY LOCATED AT 2202 SOUTH 11TH STREET - CLERK read an ordinance, introduced by Carl Eskridge, 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 first time.

APPROVING A REAL ESTATE SALES AGREEMENT BETWEEN THE CITY OF LINCOLN AND ANDERSON HOMES, INC. FOR THE SALE OF CITY OWNED PROPERTY GENERALLY LOCATED NEAR THE INTERSECTION OF WEST REDBERRY AND WEST THATCHER LANES - CLERK read an ordinance, introduced by Carl Eskridge, approving a Real Estate Sales Agreement between the City of Lincoln and Anderson Homes, Inc. authorizing the sale of City owned property generally located near the intersection of West Redberry and West Thatcher Lanes, Lincoln, Nebraska, the first time.

APPROVING A LEASE PURCHASE AGREEMENT BETWEEN THE CITY OF LINCOLN AND STRYKER SALES CORPORATION FOR THE PURPOSE OF PURCHASING LIFEPAK MONITOR/DEFIBRILLATORS AND A VIDEO LARYNGOSCOPE - CLERK read an ordinance, introduced by Carl Eskridge, accepting and approving a Lease Purchase Agreement between the City of Lincoln and Stryker Sales Corporation for the purpose of purchasing LifePak monitor/defibrillators and a video laryngoscope, the first time.

COMP. PLAN CONFORMANCE 17010 – DECLARING APPROXIMATELY 34.50 ACRES OF PROPERTY GENERALLY LOCATED AT SOUTH 84TH STREET AND YANKEE HILL ROAD AS SURPLUS PROPERTY. (RELATED ITEMS: 17-128, 17R-232, 17-133) - CLERK read an ordinance, introduced by Carl Eskridge, declaring approximately 34.50 acres of City owned property generally located at South 84th Street and Yankee Hill Road as surplus, the first time.

COMPREHENSIVE PLAN AMENDMENT 17003 – AMENDING THE 2040 LINCOLN-LANCASTER COUNTY COMPREHENSIVE PLAN BY RE-DESIGNATING FUTURE LAND USES IN THE AREA OF JENSEN PARK FROM URBAN DENSITY RESIDENTIAL AND INDUSTRIAL TO GREEN SPACE, AND FROM OPEN SPACE TO URBAN DENSITY RESIDENTIAL AND COMMERCIAL, ON PROPERTY GENERALLY LOCATED AT SOUTH 84TH STREET AND YANKEE HILL ROAD. (RELATED ITEMS: 17-128, 17R-232, 17-133) (ACTION DATE: 9/25/17)

APPROVING A LAND EXCHANGE AGREEMENT AMONG THE CITY OF LINCOLN, MILTON TALCOTT, CAROL TALCOTT, AND R.C. KRUEGER DEVELOPMENT COMPANY TO RECONFIGURE JENSEN PARK BY EXCHANGING APPROXIMATELY 35 ACRES OF PARK PROPERTY ON THE SOUTH SIDE OF THE PARK FOR APPROXIMATELY 40 ACRES OF PRIVATE PROPERTY ON THE EAST SIDE OF THE PARK. (RELATED ITEMS: 17-128, 17R-232, 17-133) - CLERK read an ordinance, introduced by Carl Eskridge, approving a Land Exchange Agreement to reconfigure Jensen Park by exchanging approximately 35 acres of park property on the south side of the park for approximately 40 acres of private property on the east side of the park, the first time.

OPEN MICROPHONE

Teri Pope-Gonzalez, 349 South 1st Street, came forward with various statements.
This matter was taken under advisement.

ADJOURNMENT

4:25 P.M.

ESKRIDGE Moved to adjourn the City Council Meeting of September 11, 2017.
Seconded by Raybould & carried by the following vote: AYES: Christensen, Eskridge, Gaylor Baird, Raybould, Shobe; NAYS: None; ABSENT: Camp, Lamm.

Teresa J. Meier, City Clerk

Rhonda M. Bice, Office Specialist

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