

**THE MINUTES OF THE CITY COUNCIL MEETING HELD
MONDAY, DECEMBER 15, 2014 AT 5:30 P.M.**

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

Council Chair Emery announced that a copy of the Open Meetings Law is posted at the back of the Chamber by the northwest door. He asked all present to stand and recite the Pledge of Allegiance and observe a moment of silent meditation.

READING OF THE MINUTES

GAYLOR BAIRD Having been appointed to read the minutes of the City Council proceedings of December 8, 2014, reported having done so, found same correct.

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

PUBLIC HEARING

APPLICATION OF BIG RED TACOS LLC DBA FUZZY'S TACO SHOP FOR A CLASS C LIQUOR LICENSE AT 1442 O STREET; MANAGER APPLICATION OF CHRISTEEN M. JACKSON FOR BIG RED TACOS LLC DBA FUZZY'S TACO SHOP AT 1442 O STREET - Christeen Jackson, 612 Eastborough Lane, came forward to take the oath and answer questions.

This matter was taken under advisement.

APPLICATION OF COPAL INC. DBA COPAL FOR A CLASS I LIQUOR LICENSE AT 4747 PIONEERS BOULEVARD; MANAGER APPLICATION OF ROMULO VEGA JR. FOR COPAL INC. DBA COPAL AT 4747 PIONEERS BOULEVARD - Cynthia Lopez and Romula Vega, 4747 Pioneers Blvd, both came forward to take the oath and answer questions. Discussion followed.

This matter was taken under advisement

APPLICATION OF PARKER'S RIB RANCH INC. DBA PARKER'S SMOKEHOUSE FOR A CHANGE OF LOCATION OF THEIR EXISTING CLASS IK LIQUOR LICENSE FROM 6440 O STREET TO 8341 O STREET. - Mike Rierden, 645 M St, came forward to take the oath and answer questions on behalf of owners Emily and Jeff Parker. Discussion followed.

This matter was taken under advisement

APPROVING THE ANNEXATION AGREEMENT FOR ROKEBY ROAD COALITION BETWEEN UNION BANK & TRUST COMPANY, ROKEBY HOLDINGS, LTD., THE CATHOLIC BISHOP OF LINCOLN, CARLTON W. TALCOTT, MILTON L. AND CAROL A. TALCOTT, SSAR, LLC, CALRUBY, LLC, FRED H. AND JANET L. SMITH, CHARLES J. AND JUNE N. MARQUARDT, LINCOLN FEDERAL BANCORP, INC., MILTON L. TALCOTT, TRUSTEE AND CAROL A. TALCOTT, TRUSTEE, TALCOTT LAND & CATTLE, INC., MILTON L. TALCOTT, TRUSTEE, AND THE CITY OF LINCOLN, NEBRASKA FOR THE PHASED DEVELOPMENT AND ANNEXATION OF PROPERTY GENERALLY LOCATED NORTH AND SOUTH OF ROKEBY ROAD FROM 70TH STREET TO 98TH STREET;

APPROVING AMENDMENT NO. 4 TO THE WOODLANDS AT YANKEE HILL CONDITIONAL ANNEXATION AND ZONING AGREEMENT BETWEEN LEWIS-STAROSTKA, INC., 3AP-SE, LLC, MIDWEST NET LEASE INVESTORS-SE, LLC, R.C. KRUEGER DEVELOPMENT CO., DOUBLE D LAND COMPANY, LLC, CALRUBY, LLC, AND THE CITY OF LINCOLN, NEBRASKA TO ALLOW THE CITY TO ASSUME RESPONSIBILITY FOR CONSTRUCTION OF YANKEE HILL ROAD FROM 70TH STREET TO 84TH STREET AND TO PAY FOR ENGINEERING ALREADY COMPLETED BY THE OWNERS;

COMP. PLAN AMENDMENT 14004 - AMENDING THE 2040 LINCOLN-LANCASTER COUNTY COMPREHENSIVE PLAN BY CHANGING THE FUTURE LAND USE PLAN DESIGNATION FROM "RESIDENTIAL-URBAN DENSITY" TO "COMMERCIAL" ON PROPERTY GENERALLY LOCATED IN THE ROKEBY ROAD AND SOUTH 84TH STREET AREA; FROM "COMMERCIAL" TO "RESIDENTIAL-URBAN DENSITY" ON PROPERTY GENERALLY LOCATED SOUTHEAST OF ROKEBY ROAD AND SOUTH 70TH STREET; TO MODIFY THE LOCATION OF A FUTURE BIKE TRAIL BETWEEN YANKEE HILL ROAD, ROKEBY ROAD, SOUTH 70TH STREET, AND SOUTH 84TH STREET; AND TO RELOCATE A NEIGHBORHOOD CENTER DESIGNATION FROM SOUTHEAST OF SOUTH 70TH STREET AND ROKEBY ROAD TO SOUTH 84TH STREET AND ROKEBY ROAD. (RELATED ITEMS: 14-159, 14R-313, 14R-309, 14-153, 14-154) (ACTION DATE: 1/5/15);

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ANNEXATION 14004 - AMENDING THE LINCOLN CORPORATE LIMITS MAP BY ANNEXING APPROXIMATELY 27 ACRES OF PROPERTY GENERALLY LOCATED AT SOUTH 70TH STREET AND ROKEBY ROAD;

CHANGE OF ZONE 14017 - APPLICATION OF ROKEBY HOLDINGS, LLC FOR A CHANGE OF ZONE FROM AG AGRICULTURAL DISTRICT TO R-3 RESIDENTIAL DISTRICT ON PROPERTY GENERALLY LOCATED AT SOUTH 70TH STREET AND ROKEBY ROAD. (RELATED ITEMS: 14-159, 14R-313, 14R-309, 14-153, 14-154) - Kent Seacrest, 1111 Lincoln Mall, came forward to answer questions and stated he is representing 14 different property owners on 12 different tracts of real estate. He requested a continuation of the public hearing until 01/05/15 as one of the owners is deceased. Discussion followed.

This matter was taken under advisement

APPROVING A CABLE TELEVISION FRANCHISE AGREEMENT FOR A 15 YEAR TERM BETWEEN THE CITY OF LINCOLN AND WINDSTREAM NEBRASKA, INC. TO PROVIDE CABLE TELEVISION SERVICES AND PRODUCTS TO THE CITIZENS OF LINCOLN;

APPROVING A CONDUIT SYSTEM LEASE AGREEMENT FOR A TEN YEAR TERM BETWEEN THE CITY OF LINCOLN AND WINDSTREAM NEBRASKA, INC. TO OCCUPY SPACE IN THE CITY'S LINCOLN TECHNOLOGY IMPROVEMENT DISTRICT CONDUIT SYSTEM PURSUANT TO THE TERMS AND CONDITIONS IN THE AGREEMENT - Steve Huggenberger, City Law Dept., came forward and gave a brief summary of the Windstream franchise agreement and to answer questions.

David Young, Public Works, came forward and outlined how the conduit system lease is provided to telecommunications providers so they can lower the cost of constructing new fiber optic based networks around the City.

Don Costello, 2141 Bradfield Dr, came forward in opposition to the proposed 15 year contract with Windstream.

Brian Brooks, 1440 M St, came forward representing Windstream. He stated he believes their product offers the features and services customers want today and are expected to launch 2nd quarter. Discussion followed.

Bill Austin, 1248 O St, came forward representing Time Warner Cable. He stated that Time Warner was not here to object to the issuance of another cable franchise, provided it is based on competitively neutral terms. Discussion followed.

Steve Clemons, 4151 S 31st St, came forward to comment on the importance of the City having definite input regarding any franchise contract.

Steve Huggenberger, City Law Dept., came forward to address some additional questions. He said that provisions of the franchise agreement with Windstream may not be identical to Time Warner, but they are comparable. Discussion followed.

This matter was taken under advisement

APPROVING A CONDUIT SYSTEM LEASE AGREEMENT FOR A TEN YEAR TERM BETWEEN THE CITY OF LINCOLN AND CENTURYLINK COMMUNICATIONS, LLC TO OCCUPY SPACE IN THE CITY'S LINCOLN TECHNOLOGY IMPROVEMENT DISTRICT CONDUIT SYSTEM PURSUANT TO THE TERMS AND CONDITIONS IN THE AGREEMENT - David Young, Public Works, came forward and stated this is the same agreement as with Windstream and UPN.

This matter was taken under advisement

APPROVING A CONDUIT SYSTEM LEASE AGREEMENT FOR A 25 YEAR TERM BETWEEN THE CITY OF LINCOLN AND THE BOARD OF REGENTS OF THE UNIVERSITY OF NEBRASKA TO OCCUPY SPACE IN THE CITY'S LINCOLN TECHNOLOGY IMPROVEMENT DISTRICT CONDUIT SYSTEM PURSUANT TO THE TERMS AND CONDITIONS IN THE AGREEMENT - David Young, Public Works, came forward and stated that this is a license agreement and not a lease agreement between the City and the University.

Steve Huggenberger, City Law, Dept., came forward and stated the documents should reflect that this is a license agreement and not a lease agreement. Discussion followed.

This matter was taken under advisement

AUTHORIZING THE ISSUANCE OF TAX ALLOCATION BONDS WITH A TOTAL NOT TO EXCEED THE AMOUNT OF \$7 MILLION FOR THE CITY OF LINCOLN, ASPEN HEIGHTS REDEVELOPMENT PROJECT IN GREATER DOWNTOWN LINCOLN;

APPROVING THE ASPEN HEIGHTS REDEVELOPMENT PROJECT REDEVELOPMENT AGREEMENT BETWEEN BRECKENRIDGE GROUP LINCOLN NEBRASKA, LLC, AND THE CITY OF LINCOLN RELATING TO THE REDEVELOPMENT OF PROPERTY GENERALLY BOUNDED BY Q STREET, O STREET, 17TH STREET, AND ANTELOPE VALLEY PARKWAY;

AMENDING THE FY 14/15 CIP TO AUTHORIZE AND APPROPRIATE \$7 MILLION IN TIF FUNDS FOR THE ASPEN HEIGHTS REDEVELOPMENT PROJECT ON PROPERTY GENERALLY LOCATED BETWEEN Q STREET, O STREET, 17TH STREET, AND ANTELOPE VALLEY PARKWAY. - David Landis, Director of Urban Development, stated that this was a planned amendment initially shown in November. They have now reached the conclusion of negotiations and are now presenting the redevelopment agreement. Discussion followed.

Tom Huston, 233 S 13th St, Ste, 19, came forward and stated that the delay in this presentation may

be due to the project going back to the Urban Design Committee in September, October and November. He requested that Council take action on this redevelopment agreement tonight.

Karen Griffin, 2900 S 31 St., current president of the Great Plains Trails Network, wanted to offer their support of this project. Discussion followed.

Gary Bentrup, 3936 Dudley St, with the Mayor's Pedestrian & Bicycle Committee, came forward to offer committee support of this project.

David Landis, Urban Development Director, came forward and clarified that the developer will maintain street scape improvements.

This matter was taken under advisement.

APPROVING THE FIRST AMENDMENT AND RESTATEMENT OF CONDITIONAL ANNEXATION AND ZONING AGREEMENT BETWEEN SOUTHWOOD LUTHERAN CHURCH, MERIDIAN CORPORATION, SUNDANCE, LLC, AND THE CITY OF LINCOLN, NEBRASKA TO REVISE PROVISIONS REGARDING THE TIMING FOR THE DESIGN, GRADING, AND CONSTRUCTION OF ROADS, WATER, AND SANITARY SEWER INFRASTRUCTURE AND THE RESPONSIBILITY FOR FUNDING SUCH COSTS ON PROPERTY GENERALLY LOCATED AT SOUTH 40TH STREET AND ROKEBY ROAD - Kent Seacrest, 1111 Lincoln Mall, came forward representing property owners, Southwood Lutheran Church, Meridian and Sundance LLC.

David Cary, Planning Dept., came forward to answer questions and stated the advantage to the City is the we are only paying for the products needed at this time to move forward on this project.

This matter was taken under advisement

COMP. PLAN CONFORMANCE 14022 - APPROVING AN AMENDMENT TO THE ANTELOPE VALLEY REDEVELOPMENT PLAN TO ADD THE "23RD & O STREET PROJECT" TO REHABILITATE AND EXPAND AN EXISTING RETAIL BUILDING FOR A HEALTH CLINIC ON APPROXIMATELY TWO ACRES OF PROPERTY GENERALLY LOCATED AT 2301 O STREET AND THE ADJACENT RIGHTS-OF-WAY. (11/24/14 - P.H. & ACTION CONT'D FOR 2 WEEKS TO 12/8/14) (12/08/14 - P.H. & ACTION CONT'D FOR 1 WEEK TO 12/15/14) - David Landis, Urban Development Director, came forward to state they are drafting the legal grounds with the current owners for redevelopment. He presented current designs of what the building could look like. Discussion followed.

Mark Hunziker, 1248 O St., Ste 600, representing the owners of the property, came forward to answer questions.

This matter was taken under advisement

APPROVING AN AMENDMENT TO THE ANNEXATION AGREEMENT BETWEEN THE CITY OF LINCOLN AND COUNTRY MEADOWS HOMEOWNERS ASSOCIATION, INC. REGARDING THE RECONSTRUCTION OF ROADWAYS WITHIN THE COUNTRY MEADOWS SUBDIVISION - Roger Figard, Public Works, came forward and gave a brief overview of the progress of this project.

Tom Huston, 233 S 13th St., Ste 1900, came forward on behalf of the Country Meadows Homeowners Association and said the volunteers who serve on the board should get all the credit, they have been working on this project for the last 4 years.

Ken Kera, no address given, came forward in opposition of residents of County Meadows sharing the cost of replacing public streets.

Roger Figard, Public Works, came forward to clarify why residents are assessed for these improvements. Discussion followed.

Tom Huston, 233 S 13th St., Ste 1900, came forward with research on the percentages of private and City contributions.

This matter was taken under advisement

APPROVING A CONTRACT BETWEEN THE CITY OF LINCOLN AND CONTINUUM EMPLOYEE ASSISTANCE TRAINING CONSULTING FOR EMPLOYEE ASSISTANCE PROGRAM SERVICES FOR A THREE-YEAR PERIOD FROM JANUARY 1, 2015 THROUGH DECEMBER 31, 2017 - Doug McDaniel, Human Resources Director, came forward to answer questions.

This matter was taken under advisement

APPROVING AN AGREEMENT BETWEEN THE CITY OF LINCOLN AND WESTERN PATHOLOGY CONSULTANTS, INC. FOR DRUG AND ALCOHOL TESTING SERVICES FOR THE PERIOD OF JANUARY 1, 2015 THROUGH DECEMBER 31, 2017 - Doug McDaniel, Human Resources Director, came forward to answer questions.

This matter was taken under advisement

APPROVING HOLT ENTERPRISES LLC DBA PAUL'S PUB AS A KENO SATELLITE SITE AT 5250 CORNHUSKER HIGHWAY - Katrina Coffey, 11248 John Gault Blvd, Omaha, NE, came forward to answer questions.

This matter was taken under advisement

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A RESOLUTION TO ESTABLISH THE MAYOR'S BASE SALARY AT \$83,000 FOR 2015/16 AND THEREAFTER TO ADJUST THE BASE SALARY BY THE CPI-U FOR EACH SUCCEEDING YEAR -

Doug McDaniel, Human Resources Director, stated that this resolution is an increase in the position's base salary so that direct compensation is not negatively impacted.

Don Taute, City Law Dept., stated that the City Charter requires that this action must be taken prior to January 1st and before the next Mayoral term. He said there is a constitutional provision that the salary of an elected official cannot be adjusted once they are in office.

This matter was taken under advisement

ASSESSING THE COSTS INCURRED FOR CUTTING, CLEARING AND REMOVING WEEDS AGAINST THE VARIOUS BENEFITTED PROPERTIES FOR THE PERIOD OF JANUARY 1, 2014 THROUGH DECEMBER 31, 2014 - Brent Meyer, Weed Superintendent for Lincoln Lancaster Weed Dept., came forward with the final number of 147 properties as of December 3rd that need to be assessed.

This matter was taken under advisement

APPROVING A CONTRACT AGREEMENT BETWEEN THE CITY OF LINCOLN AND GILLIG CORPORATION FOR THE ANNUAL SUPPLY OF TRANSIT BUS TRANSMISSION REBUILD - STARTRAN, PURSUANT TO BID NO. 14-205, FOR A TWO YEAR TERM WITH THE OPTION TO RENEW FOR ONE ADDITIONAL TWO YEAR TERM - Bob Walla, Assistant City Purchasing Agent, came forward to answer questions.

This matter was taken under advisement

COUNCIL ACTION

REPORTS OF CITY OFFICERS

APPROVING A CONTRACT AGREEMENT BETWEEN THE CITY OF LINCOLN, LANCASTER COUNTY, THE LINCOLN-LANCASTER COUNTY PUBLIC BUILDING COMMISSION, AND EXECUTIVE ANSWERING SERVICE FOR THE ANNUAL REQUIREMENTS FOR TELEPHONE ANSWERING SERVICES, PURSUANT TO BID NO. 14-236, FOR A FOUR YEAR TERM WITH THE OPTION TO RENEW FOR ONE ADDITIONAL FOUR YEAR TERM - CLERK read the following resolution introduced by, Carl Eskridge, who moved its adoption:

A-88690 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
Lincoln- That the attached Contract Agreement between the City of Lincoln, Lancaster County, the Lancaster County Public Building Commission, and Executive Answering Service for the annual requirements for Telephone Answering Services, pursuant to Bid No. 14-236, for a four year term with the option to renew for one additional four year term, upon the terms as set forth in said Contract Agreement, is hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

Introduced by Carl Eskridge

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

RESOLUTION LEVYING THE ASSESSMENTS APPROVED BY THE CITY COUNCIL SITTING AS THE BOARD OF EQUALIZATION ON DECEMBER 8, 2014 AND SETTING THE INTEREST RATE ON THOSE ASSESSMENTS FOR THE COSTS OF THE IMPROVEMENTS IN THE DOWNTOWN BUSINESS IMPROVEMENT DISTRICT, THE CORE BUSINESS IMPROVEMENT DISTRICT OVERLAY, THE DOWNTOWN MAINTENANCE DISTRICT, THE WESTHAYMARKET/ DOWNTOWN MANAGEMENT BUSINESS IMPROVEMENT DISTRICT, THE WEST HAYMARKET/ DOWNTOWN MAINTENANCE BUSINESS IMPROVEMENT DISTRICT, AND THE WEST HAYMARKET/DOWNTOWN CORE MANAGEMENT BUSINESS IMPROVEMENT DISTRICT OVERLAY - CLERK read the following resolution, introduced by Trent Fellers, who moved its adoption:

A-88691 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska, that:
The special taxes assessed November 24, 2014, to pay the costs of the improvements in the Downtown Business Improvement District, the Core Business Improvement District Overlay, the Downtown Maintenance District, West Haymarket/Downtown Management Business Improvement District, West Haymarket/Downtown Maintenance Business Improvement District, West Haymarket/Downtown Core Management Business Improvement District Overlay are hereby levied and that the period of time in which the assessments are to be paid shall be one (1) year.

Introduced by Trent Fellers

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

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

PETITIONS & COMMUNICATIONS

SETTING THE HEARING DATE OF MON., JAN 5, 2015 AT 3:00 P.M. FOR THE MANAGER APPLICATION OF KAREN BRUYETTE FOR WHITEMARK ENERGY LLC DBA AS U-STOP #26 AT 8350 NORTHWOODS - CLERK read the following resolution, introduced by Trent Fellers, who moved its adoption:

A-88692 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, January 5, 2015 at 3:00 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th Street, Lincoln, NE for the Manager Application of Karen Bruyette for U-Stop #26 at 8350 Northwoods.

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

Introduced by Trent Fellers

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

SETTING THE HEARING DATE OF MON., JAN 5, 2015 AT 3:00 P.M. FOR THE APPLICATION OF HY-VEE INC. DBA HY-VEE RESTAURANT FOR A CLASS IK LIQUOR LICENSE AT 5020 N 27TH STREET - CLERK read the following resolution, introduced by Trent Fellers, who moved its adoption:

A-88693 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, January 5, 2014 at 3:00 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th Street, Lincoln, NE for the Application of Hy-Vee Inc., dba Hy-Vee Restaurant 3 for a Class IK Liquor License located at 5020 N 27th St.

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

Introduced by Trent Fellers

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

PLACED ON FILE IN THE OFFICE OF THE CITY CLERK:

Administrative Amendment 14091 to Special Permit 872G, Firethorn CUP, approved by the acting Planning Director on Dec. 5, 2014, requested by Olsson Associates, to include an enclosed driving range hitting bay, on property generally located southwest of the intersection of Montello Road and Firethorn Lane.

LIQUOR RESOLUTIONS

APPLICATION OF BIG RED TACOS LLC DBA FUZZY'S TACO SHOP FOR A CLASS C LIQUOR LICENSE AT 1442 O STREET - CLERK read the following resolution, introduced by Trent Fellers, who moved its adoption for approval:

A-88694 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 Big Red Tacos LLC dba Fuzzy's Taco Shop for a Class "C" liquor license at 1442 O Street, Lincoln, Nebraska, for the license period ending October 31, 2015, be approved with the condition that:

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

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

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

Introduced by Trent Fellers

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

MANAGER APPLICATION OF CHRISTEEN M. JACKSON FOR BIG RED TACOS LLC DBA FUZZY'S TACO SHOP AT 1442 O STREET - CLERK read the following resolution, introduced by Trent Fellers, who moved its adoption for approval:

A-88695 WHEREAS, Big Red Tacos LLC dba Fuzzy's Taco Shop located at 1442 O Street, Lincoln, Nebraska has been approved for a Retail Class "C" liquor license, and now requests that Christeen M. Jackson be named manager;

WHEREAS, Christeen M. Jackson 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:

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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 Christeen M. Jackson 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 Trent Fellers

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

APPLICATION OF COPAL INC. DBA COPAL FOR A CLASS I LIQUOR LICENSE AT 4747 PIONEERS BOULEVARD - CLERK read the following resolution, introduced by Trent Fellers, who moved its adoption for approval:

A-88696 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 Copal Inc. dba Copal for a Class "I" liquor license at 4747 Pioneers Boulevard, Lincoln, Nebraska, for the license period ending April 30, 2015, be approved with the condition that:

1. Applicant must successfully complete the responsible beverage server training course required by Section 5.04.035 of the Lincoln Municipal Code within 30 days of approval of this resolution.
2. All employees must possess a valid Responsible Beverage Server/Seller Permit as required by Section 5.04.124 of the Lincoln Municipal Code.
3. The premises must comply in every respect with all city and state regulations.

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

Introduced by Trent Fellers

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

MANAGER APPLICATION OF ROMULO VEGA JR. FOR COPAL INC. DBA COPAL AT 4747 PIONEERS BOULEVARD - CLERK read the following resolution, introduced by Trent Fellers, who moved its adoption for approval:

A-88697 WHEREAS, Copal Inc. dba Copal located at 4747 Pioneers Boulevard, Lincoln, Nebraska has been approved for a Retail Class "I" liquor license, and now requests that Romula Vega Jr. be named manager;

WHEREAS, Romula Vega Jr. 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 Romula Vega Jr. 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 Trent Fellers

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

APPLICATION OF PARKER'S RIB RANCH INC. DBA PARKER'S SMOKEHOUSE FOR A CHANGE OF LOCATION OF THEIR EXISTING CLASS IK LIQUOR LICENSE FROM 6440 O STREET TO 8341 O STREET - CLERK read the following resolution, introduced by Trent Fellers, who moved its adoption for approval:

A-88698 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. § 53-129, and the pertinent City ordinances, the City Council recommends that the application of Parker's Rib Ranch, Inc. dba Parker's Smokehouse to move its presently licensed premises and existing Class "IK" liquor license from 6440 O Street to 8341 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 Trent Fellers

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

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

APPROVING THE ANNEXATION AGREEMENT FOR ROKEBY ROAD COALITION BETWEEN UNION BANK & TRUST COMPANY, ROKEBY HOLDINGS, LTD., THE CATHOLIC BISHOP OF LINCOLN, CARLTON W. TALCOTT, MILTON L. AND CAROL A. TALCOTT, SSAR, LLC, CALRUBY, LLC, FRED H. AND JANET L. SMITH, CHARLES J. AND JUNE N. MARQUARDT, LINCOLN FEDERAL BANCORP, INC., MILTON L. TALCOTT, TRUSTEE AND CAROL A. TALCOTT, TRUSTEE, TALCOTT LAND & CATTLE, INC., MILTON L. TALCOTT, TRUSTEE, AND THE CITY OF

LINCOLN, NEBRASKA FOR THE PHASED DEVELOPMENT AND ANNEXATION OF PROPERTY GENERALLY LOCATED NORTH AND SOUTH OF ROKEBY ROAD FROM 70TH STREET TO 98TH STREET. (RELATED ITEMS: 14-159, 14R-313, 14R-309, 14-153, 14-154) - PRIOR to reading:

- COOK Moved to continue Public Hearing and Action for three weeks to 01/05/15.
Seconded by Fellers and carried by the following vote; AYES: Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None; ABSENT: Camp.
- CLERK Read an ordinance, introduced by Carl Eskridge, that the Annexation Agreement for Rokeby Road Coalition, which is attached hereto, marked as Attachment "A" and made a part hereof by reference, between Union Bank & Trust Company, Rokeby Holdings, Ltd., the Catholic Bishop of Lincoln, Carlton W. Talcott, Milton L. and Carol A. Talcott, SSAR, LLC, Calruby, LLC, Fred H. and Janet L. Smith, Charles J. and June N. Marquardt, Lincoln Federal Bancorp, Inc., Milton L. Talcott, Trustee and Carol A. Talcott, Trustee, Talcott Land & Cattle, Inc., Milton L. Talcott, Trustee, and the City of Lincoln, Nebraska, outlining certain conditions and understandings relating to the annexation of approximately 26.35 acres of property generally located north and south of Rokeby Road from 70th Street to 98th Street, is approved, the second time.

APPROVING AMENDMENT NO. 4 TO THE WOODLANDS AT YANKEE HILL CONDITIONAL ANNEXATION AND ZONING AGREEMENT BETWEEN LEWIS-STAROSTKA, INC., 3AP-SE, LLC, MIDWEST NET LEASE INVESTORS-SE, LLC, R.C. KRUEGER DEVELOPMENT CO., DOUBLE D LAND COMPANY, LLC, CALRUBY, LLC, AND THE CITY OF LINCOLN, NEBRASKA TO ALLOW THE CITY TO ASSUME RESPONSIBILITY FOR CONSTRUCTION OF YANKEE HILL ROAD FROM 70TH STREET TO 84TH STREET AND TO PAY FOR ENGINEERING ALREADY COMPLETED BY THE OWNERS. (RELATED ITEMS: 14-159, 14R-313, 14R-309, 14-153, 14-154) (ACTION DATE: 1/5/15) - PRIOR to reading:

- COOK Moved to continue Public Hearing and Action for three weeks to 01/05/15.
Seconded by Fellers and carried by the following vote; AYES: Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None; ABSENT: Camp.

COMP. PLAN AMENDMENT 14004 - AMENDING THE 2040 LINCOLN-LANCASTER COUNTY COMPREHENSIVE PLAN BY CHANGING THE FUTURE LAND USE PLAN DESIGNATION FROM "RESIDENTIAL-URBAN DENSITY" TO "COMMERCIAL" ON PROPERTY GENERALLY LOCATED IN THE ROKEBY ROAD AND SOUTH 84TH STREET AREA; FROM "COMMERCIAL" TO "RESIDENTIAL-URBAN DENSITY" ON PROPERTY GENERALLY LOCATED SOUTHEAST OF ROKEBY ROAD AND SOUTH 70TH STREET; TO MODIFY THE LOCATION OF A FUTURE BIKE TRAIL BETWEEN YANKEE HILL ROAD, ROKEBY ROAD, SOUTH 70TH STREET, AND SOUTH 84TH STREET; AND TO RELOCATE A NEIGHBORHOOD CENTER DESIGNATION FROM SOUTHEAST OF SOUTH 70TH STREET AND ROKEBY ROAD TO SOUTH 84TH STREET AND ROKEBY ROAD. (RELATED ITEMS: 14-159, 14R-313, 14R-309, 14-153, 14-154) (ACTION DATE: 1/5/15) - PRIOR to reading:

- COOK Moved to continue Public Hearing and Action for three weeks to 01/05/15.
Seconded by Fellers and carried by the following vote; AYES: Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None; ABSENT: Camp.

ANNEXATION 14004 - AMENDING THE LINCOLN CORPORATE LIMITS MAP BY ANNEXING APPROXIMATELY 27 ACRES OF PROPERTY GENERALLY LOCATED AT SOUTH 70TH STREET AND ROKEBY ROAD. (RELATED ITEMS: 14-159, 14R-313, 14R-309, 14-153, 14-154) - PRIOR to reading:

- COOK Moved to continue Public Hearing and Action for three weeks to 01/05/15.
Seconded by Fellers and carried by the following vote; AYES: Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None; ABSENT: Camp.
- 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 4 boundary of the City of Lincoln, Nebraska established and shown thereon, the second time.

CHANGE OF ZONE 14017 - APPLICATION OF ROKEBY HOLDINGS, LLC FOR A CHANGE OF ZONE FROM AG AGRICULTURAL DISTRICT TO R-3 RESIDENTIAL DISTRICT ON PROPERTY GENERALLY LOCATED AT SOUTH 70TH STREET AND ROKEBY ROAD. (RELATED ITEMS: 14-159, 14R-313, 14R-309, 14-153, 14-154) - PRIOR to reading:

- COOK Moved to continue Public Hearing and Action for three weeks to 01/05/15.
Seconded by Fellers and carried by the following vote; AYES: Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None; ABSENT: Camp.
- CLERK Read an ordinance, introduced by Carl Eskridge, amending the Lincoln Zoning District Maps adopted by reference and made a part of Title 27 of the Lincoln Municipal Code, pursuant to Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, the second time.

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APPROVING A CABLE TELEVISION FRANCHISE AGREEMENT FOR A 15 YEAR TERM BETWEEN THE CITY OF LINCOLN AND WINDSTREAM NEBRASKA, INC. TO PROVIDE CABLE TELEVISION SERVICES AND PRODUCTS TO THE CITIZENS OF LINCOLN - CLERK read an ordinance, introduced by Carl Eskridge, granting a cable communication facility franchise to Windstream Nebraska, Inc. to provide cable television services and to maintain a cable communication facility within the City of Lincoln pursuant to and subject to the provisions of the Lincoln Municipal Code, the second time.

APPROVING A CONDUIT SYSTEM LEASE AGREEMENT FOR A TEN YEAR TERM BETWEEN THE CITY OF LINCOLN AND WINDSTREAM NEBRASKA, INC. TO OCCUPY SPACE IN THE CITY'S LINCOLN TECHNOLOGY IMPROVEMENT DISTRICT CONDUIT SYSTEM PURSUANT TO THE TERMS AND CONDITIONS IN THE AGREEMENT - CLERK read an ordinance, introduced by Carl Eskridge, accepting and approving a Conduit System Lease Agreement between the City of Lincoln, Nebraska and Windstream Nebraska, Inc. to occupy space in the City's Lincoln Technology Improvement District conduit system for a 10 year term, the second time.

APPROVING A CONDUIT SYSTEM LEASE AGREEMENT FOR A TEN YEAR TERM BETWEEN THE CITY OF LINCOLN AND CENTURYLINK COMMUNICATIONS, LLC TO OCCUPY SPACE IN THE CITY'S LINCOLN TECHNOLOGY IMPROVEMENT DISTRICT CONDUIT SYSTEM PURSUANT TO THE TERMS AND CONDITIONS IN THE AGREEMENT - CLERK read an ordinance, introduced by Carl Eskridge, accepting and approving a Conduit System Lease Agreement between the City of Lincoln, Nebraska and CenturyLink Communications, LLC to occupy space in the City's Lincoln Technology Improvement District conduit system for a 10 year term, the second time.

APPROVING A CONDUIT SYSTEM LEASE AGREEMENT FOR A 25 YEAR TERM BETWEEN THE CITY OF LINCOLN AND THE BOARD OF REGENTS OF THE UNIVERSITY OF NEBRASKA TO OCCUPY SPACE IN THE CITY'S LINCOLN TECHNOLOGY IMPROVEMENT DISTRICT CONDUIT SYSTEM PURSUANT TO THE TERMS AND CONDITIONS IN THE AGREEMENT - CLERK read an ordinance, introduced by Carl Eskridge, accepting and approving a Conduit System Lease Agreement between the City of Lincoln, Nebraska and the Board of Regents of the University of Nebraska to occupy space in the City's Lincoln Technology Improvement District conduit system for a 25 year term, the second time.

AUTHORIZING THE ISSUANCE OF TAX ALLOCATION BONDS WITH A TOTAL NOT TO EXCEED THE AMOUNT OF \$7 MILLION FOR THE CITY OF LINCOLN, ASPEN HEIGHTS REDEVELOPMENT PROJECT IN GREATER DOWNTOWN LINCOLN. (RELATED ITEMS: 14-160, 14R-314, 14R-315) - CLERK read an ordinance, introduced by Carl Eskridge, 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 \$7,000,000 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 Aspen Heights Redevelopment Project Area, Including Acquiring Any Real Estate And/or Interests in Real Estate in Connection Therewith, and (2) Paying the Costs of Issuance Thereof; Prescribing the Form and Certain Details of the Bonds, Notes or Other Obligations; Pledging Certain Tax Revenue and Other Revenue to the Payment of the Principal of and Interest on the Bonds, Notes or Other Obligations as the Same Become Due; Limiting Payment of the Bonds, Notes or Other Obligations to Such Tax Revenues; Creating and Establishing Funds and Accounts; Delegating, Authorizing and Directing the Finance Director to Exercise His Independent Discretion and Judgment in Determining and Finalizing Certain Terms and Provisions of the Bonds, Notes or Other Obligations Not Specified Herein; Taking Other Actions and Making Other Covenants and Agreements, the second time.

APPROVING THE ASPEN HEIGHTS REDEVELOPMENT PROJECT REDEVELOPMENT AGREEMENT BETWEEN BRECKENRIDGE GROUP LINCOLN NEBRASKA, LLC, AND THE CITY OF LINCOLN RELATING TO THE REDEVELOPMENT OF PROPERTY GENERALLY BOUNDED BY Q STREET, O STREET, 17TH STREET, AND ANTELOPE VALLEY PARKWAY. (RELATED ITEMS: 14-160, 14R-314, 14R-315) - PRIOR to reading:

COOK Moved to suspend Council Rules for Bill 14R-314 to have action on this date.
Seconded by Fellers and carried by the following vote; AYES: Christensen, Cook, Emery
Eskridge, Fellers, Gaylor Baird; NAYS: None; ABSENT: Camp.

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

A-88699 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the attached City of Lincoln Redevelopment Agreement for Aspen Heights, between the City of Lincoln, Nebraska and Breckenridge Group Lincoln Nebraska, LLC relating to the redevelopment of property generally bounded by Q Street, O Street, 17th Street, and Antelope Valley Parkway, for redevelopment of a portion of three blocks into residential buildings, and a parking garage facility including a liner building containing townhome dwelling units, upon the terms and conditions set forth in said Redevelopment Agreement, which is attached hereto marked as Attachment "A", is hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

The City Clerk is directed to transmit one fully executed original and one copy of said Agreement to Hallie Salem, Urban Development Department for transmittal to the parties.

Introduced by Carl Eskridge

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

AMENDING THE FY 14/15 CIP TO AUTHORIZE AND APPROPRIATE \$7 MILLION IN TIF FUNDS FOR THE ASPEN HEIGHTS REDEVELOPMENT PROJECT ON PROPERTY GENERALLY LOCATED BETWEEN Q STREET, O STREET, 17TH STREET, AND ANTELOPE VALLEY PARKWAY. (RELATED ITEMS: 14-160, 14R-314, 14R-315)

APPROVING THE FIRST AMENDMENT AND RESTATEMENT OF CONDITIONAL ANNEXATION AND ZONING AGREEMENT BETWEEN SOUTHWOOD LUTHERAN CHURCH, MERIDIAN CORPORATION, SUNDANCE, LLC, AND THE CITY OF LINCOLN, NEBRASKA TO REVISE PROVISIONS REGARDING THE TIMING FOR THE DESIGN, GRADING, AND CONSTRUCTION OF ROADS, WATER, AND SANITARY SEWER INFRASTRUCTURE AND THE RESPONSIBILITY FOR FUNDING SUCH COSTS ON PROPERTY GENERALLY LOCATED AT SOUTH 40TH STREET AND ROKEBY ROAD - CLERK read an ordinance, introduced by Carl Eskridge, approving the First Amendment and Restatement of Conditional Annexation and Zoning Agreement ("Amended and Restated Agreement") to the Southwood Lutheran Church, Buckshot Farms and Sundance Conditional Annexation and Zoning Agreement ("Original Agreement") which is attached hereto, marked as Attachment "A" and made a part hereof by reference, between the City of Lincoln and Southwood Lutheran Church, Meridian Corporation, and Sundance LLC, to amend the terms and conditions contained in said Original Agreement to revise provisions regarding the timing for the design, grading, and construction of roads, water, and sanitary sewer infrastructure and the responsibility for funding such costs on property generally located at South 40th Street and Rokeby Road and repealing Ordinance No. 18710 authorizing a Water Revenue Obligation, a Sanitary Sewer Revenue Obligation, and a Highway Allocation Obligation associated with the construction of Water, Sanitary Sewer, and Street infrastructure under the Original Agreement as such obligations are no longer needed to be issued in order to fund the infrastructure, the second time.

PUBLIC HEARING - RESOLUTIONS

COMP. PLAN CONFORMANCE 14022 - APPROVING AN AMENDMENT TO THE ANTELOPE VALLEY REDEVELOPMENT PLAN TO ADD THE "23RD & O STREET PROJECT" TO REHABILITATE AND EXPAND AN EXISTING RETAIL BUILDING FOR A HEALTH CLINIC ON APPROXIMATELY TWO ACRES OF PROPERTY GENERALLY LOCATED AT 2301 O STREET AND THE ADJACENT RIGHTS-OF-WAY. (11/24/14 - P.H. & ACTION CONT'D FOR 2 WEEKS TO 12/8/14) (12/08/14 - P.H. & ACTION CONT'D FOR 1 WEEK TO 12/15/14) - CLERK read the following resolution, introduced by Roy Christensen, who moved its adoption:

A-88700 WHEREAS, the City Council on July 21, 2003, adopted Resolution No. A-82222 finding an area generally bounded by C Street on the south, 17th Street on the west, the Burlington Northern Railroad on the north, and 28th Street on the east (comprising parts of the Near South, Woods Park, Malone, Clinton, Hawley, Hartley, and Downtown neighborhoods), and an area generally bounded by the Burlington Railroad on the south, Interstate 180 on the west, Salt Creek on the north, and 14th Street on the east (comprising the North Bottoms neighborhood) to be blighted and substandard as defined in the Nebraska Community Development Law (Neb. Rev. Stat. § 18-2101, et seq. as amended) and in need of redevelopment; and

WHEREAS, the City Council has previously adopted the Antelope Valley Redevelopment Plan and amendments thereto (hereinafter the "Antelope Valley Redevelopment Plan" or "Plan") including plans for various redevelopment projects within said blighted and substandard area in accordance with the requirements and procedures of the Nebraska Community Development Law; and now desires to modify said plan by establishing the "23rd and O Street Project" to rehabilitate and expand an existing retail building for a health clinic on property generally located at 2301 O Street; and

WHEREAS, the Director of the Urban Development Department has filed with the City Clerk modifications to the Redevelopment Plan contained in the document entitled Antelope Valley Redevelopment Plan for the 23rd and O Street 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 October 17, 2014, a notice of public hearing was mailed postage prepaid to all registered neighborhood associations located in whole or in part within one mile radius of the area to be redeveloped setting forth the time, date, place and purpose of the public hearing to be held on October 29, 2014 before the Lincoln City - Lancaster County Planning Commission regarding the proposed 23rd and O Street Project, a copy of said notice and list of said registered neighborhood associations having been attached hereto as Attachment "B" and "C" respectively; and

WHEREAS, on November 7, 2014 a notice of public hearing was mailed postage prepaid to the foregoing registered neighborhood associations setting forth the time, date, place, and purpose of the public hearing before the City Council to be held on November 24, 2014 regarding the proposed 23rd and O Street Project, a copy of said notice having been attached hereto as Attachment "D"; and

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WHEREAS, on November 7, 2014 and November 14, 2014 a Notice of Public Hearing was published in the Lincoln Journal Star newspaper, setting the time, date, place and purpose of the public hearing to be held on November 24, 2014 regarding the proposed 23rd and O Street Project for said blighted and substandard area, a copy of such notice having been attached hereto and marked as Attachment "E"; and

WHEREAS, said proposed Amendments to the Antelope Valley Redevelopment Plan to add the 23rd and O Street Project, have been submitted to the Lincoln-Lancaster County Planning Commission for review and recommendations, and said Planning Commission on October 29, 2014 found the Plan Amendments to be in conformance with the Comprehensive Plan and recommended approval thereof; and

WHEREAS, on November 24, 2014 in the City Council chambers of the County-City Building, 555 South 10th Street, Lincoln, Nebraska, the City Council held a public hearing relating to the proposed modifications to the Redevelopment Plan and all interested parties were afforded at such public hearing a reasonable opportunity to express their views respecting said proposed modifications to the redevelopment plan; and

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

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

1. That the 23rd and O Street 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, the 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 23rd and O Street Project into the Redevelopment Plan is feasible and in conformity with the general plan for the development of the City of Lincoln as a whole and said Plan is in conformity with the legislative declarations and determinations set forth in the Community Development Law.

3. That the substandard and blighted conditions in the 23rd and O Street Project area are beyond remedy and control solely by regulatory process and the exercise of police power and cannot be dealt with effectively by the ordinary operations or private enterprise without the aids provided by the Community Development law, specifically including Tax Increment Financing.

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

5. That the 23rd and O Street Project would not be economically feasible without the use of tax-increment financing.

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

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

1. That the document entitled "Antelope Valley Redevelopment Plan for the 23rd and O Street Project" attached hereto as Attachment "A", establishing and adding the 23rd and O Street Project, 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 Redevelopment Project Area for the 23rd and O Street Project as described and depicted in the Plan Amendments 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 Antelope Valley Redevelopment Plan.

Introduced by Roy Christensen

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

APPROVING AN AMENDMENT TO THE ANNEXATION AGREEMENT BETWEEN THE CITY OF LINCOLN AND COUNTRY MEADOWS HOMEOWNERS ASSOCIATION, INC. REGARDING THE RECONSTRUCTION OF ROADWAYS WITHIN THE COUNTRY MEADOWS SUBDIVISION - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:

A-88701 WHEREAS, the City of Lincoln, Nebraska and the Country Meadows Homeowners Association, Inc. entered into an Agreement regarding the Annexation of Country Meadows Subdivision including Country Meadows 1st Addition, Country Meadows 2nd Addition, and Country Meadows 3rd Addition which Agreement was approved by City Council Resolution No. A-76688 on April 10, 1995; and

WHEREAS, the Country Meadows Homeowners Association has petitioned the City of Lincoln requesting the creation of an assessment district for the purpose of reconstructing the paved roadways within Country Meadows 1st, 2nd, and 3rd Additions due to the severe deterioration; and

WHEREAS, the creation of an assessment district to accomplish the reconstruction of the paved roadways was solely at the City's option pursuant to the terms of the parties' original Annexation Agreement; and

WHEREAS, the City and the Country Meadows Homeowners Association have agreed that the reconstruction of the roadways should be accomplished through an amendment to the parties' Annexation Agreement previously approved by the City Council rather than through the creation of an assessment district; and

WHEREAS, the attached amendment to the Annexation Agreement between the City of Lincoln and the Country Meadows Homeowners Association, Inc. represents the understandings of the parties regarding the method by which the roadways within the Country Meadows Subdivision shall be reconstructed.

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

That the "Amendment to the Agreement Regarding Annexation of Country Meadows" which is attached hereto, marked as Attachment "A" and made a part hereof by reference, is hereby approved, and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

The City Clerk is directed to return one fully executed copy of said Agreement to Roger Figard, City Engineer, for transmittal to Steve Clymer, President of the Country Meadows Homeowners Association and further to transmit copies of the fully executed Agreement to the Director of Public Works and Utilities, the Planning Director, and the City Attorney.

Introduced by Carl Eskridge

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

APPROVING A CONTRACT BETWEEN THE CITY OF LINCOLN AND CONTINUUM EMPLOYEE ASSISTANCE TRAINING CONSULTING FOR EMPLOYEE ASSISTANCE PROGRAM SERVICES FOR A THREE-YEAR PERIOD FROM JANUARY 1, 2015 THROUGH DECEMBER 31, 2017 - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:

A-88702 WHEREAS, there are employees working for the City of Lincoln who may, from time to time, experience problems which affect job performance; and

WHEREAS, Continuum Employee Assistance has established programs of assessment and referral in areas such as alcohol abuse, family, marital, emotional, financial, and legal concerns; and

WHEREAS, it is in the best interest of the employees of the City of Lincoln to have available to them the program of assisting and rehabilitating those employees who may have personal problems affecting job performance.

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

That the attached contract by and between the City of Lincoln and Continuum Employee Assistance - Training - Consulting for a term of January 1, 2015 through December 31, 2017, is hereby accepted and approved on behalf of the City and the Mayor is hereby authorized to execute said contract on behalf of the City and to bind the City pursuant to the terms and conditions contained in the said contract.

BE IT FURTHER RESOLVED that the fees for the services provided by Continuum Employee Assistance, pursuant to the terms and conditions of the contract, shall be \$70,686 for 2015, \$70,686 for 2016, and \$70,686 for 2017, all as set forth in the contract between the parties. The fee for HelpNet Services shall be \$3.00 per employee per year based on the employee count at the start of each year. The fee for 2015 is \$5,964.00.

Introduced by Carl Eskridge

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

APPROVING AN AGREEMENT BETWEEN THE CITY OF LINCOLN AND WESTERN PATHOLOGY CONSULTANTS, INC. FOR DRUG AND ALCOHOL TESTING SERVICES FOR THE PERIOD OF JANUARY 1, 2015 THROUGH DECEMBER 31, 2017 - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:

A-88703 WHEREAS, the City of Lincoln desires to enter into a contract with Western Pathology Consultants, Inc. to perform drug and alcohol testing services; and

WHEREAS, said contract will involve the expenditure of money from appropriations of more than one fiscal year and Article VII, Section 3 of the Charter of the City of Lincoln provides that no such expenditure of money from appropriations of more than one year shall be valid unless approved by resolution of the Council.

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

That a contract between the City of Lincoln and Western Pathology Consultants, Inc. for drug and alcohol testing services upon the terms and conditions as set out in said Agreement which is attached hereto as Attachment "A" is hereby approved and the Mayor is authorized to execute the same on behalf of the City.

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The City Clerk is directed to return one fully executed copy of this resolution and the Agreements to the Personnel Department for transmittal to Western Pathology Consultants, Inc.

Introduced by Carl Eskridge

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

APPROVING HOLT ENTERPRISES LLC DBA PAUL'S PUB AS A KENO SATELLITE SITE AT 5250 CORNHUSKER HIGHWAY - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:

A-88704 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 Holt Enterprises LLC dba Paul's Pub, 5250 Cornhusker Highway, Lincoln, NE 68504.

The City Clerk is directed to return an executed copy of this Resolution to Paul's Pub, 5250 Cornhusker Highway, Lincoln, NE 68504.

Introduced by Carl Eskridge

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

ACCEPTING THE REPORT OF NEW AND PENDING CLAIMS AGAINST THE CITY AND APPROVING DISPOSITION OF CLAIMS SET FORTH FOR THE PERIOD OF NOVEMBER 1 - 30, 2014 - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:

A-88705 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the claims listed in the attached report, marked as Exhibit "A", dated December 1, 2014, of various new and pending tort claims filed against the City of Lincoln with the Office of the City Attorney or the Office of the City Clerk, as well as claims which have been disposed of, are hereby received as required by Neb. Rev. Stat. § 13-905 (Reissue 1997). The dispositions of claims by the Office of the City Attorney, as shown by the attached report, are hereby approved:

DENIED CLAIMS	ALLOWED/SETTLED CLAIMS
None	Brian Dolph \$1,087.50
	Helen Donlan 489.42
WITHDRAWN CLAIM	
Cheever Construction \$85,526.00	

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

Introduced by Carl Eskridge

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

A RESOLUTION TO ESTABLISH THE MAYOR'S BASE SALARY AT \$83,000 FOR 2015/16 AND THEREAFTER TO ADJUST THE BASE SALARY BY THE CPI-U FOR EACH SUCCEEDING YEAR - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:

A-88706 A RESOLUTION establishing the annual salary of the Mayor for the mayoral term commencing May 18, 2015, and to clarify benefits available to the Mayor.

WHEREAS, the City Council for the City of Lincoln, Nebraska, on September 22, 2010, adopted Resolution No. A-86019 establishing the annual salary and various benefits of the Mayor of the City of Lincoln commencing with the mayoral term of May 16, 2011; and

WHEREAS, it is necessary to establish the annual salary of the Mayor and to amend Resolution No. A-86019 to re-establish health and dental insurance benefits available to the Mayor of the City of Lincoln; and

WHEREAS, Article IV, Section 7 of the Charter of the City of Lincoln provides that the annual salary for the Mayor for each term of office shall be established by resolution of the City Council adopted not later than the first day of January immediately preceding the beginning of a new mayoral term of office.

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

That the City Council does, by this Resolution, desire to establish the annual salary of the Mayor for the mayoral term of office to commence May 18, 2015, and finds that a graduated increase in the annual salary of the Mayor during the term of office is appropriate and that the annual salary of the Mayor for the mayoral term of office commencing May 18, 2015, be and the same is hereby established as follows:

1. The Mayor shall receive a base salary of \$83,000.00 commencing on May 18, 2015. The annual salary shall be adjusted by the percentage change (if it is an increase) in the U.S. Consumer Price Index for all urban consumers (CPI-U) for All Items for the prior calendar year in an amount not to exceed 5% for each succeeding year of the mayoral term of office. Such salary shall be paid bi-weekly during the mayoral term at such intervals as have been established for the regular bi-weekly payroll of the City of Lincoln.
2. The graduated increase in the annual salary of the Mayor established herein shall remain in effect for succeeding mayoral terms in the event no subsequent resolution is adopted by a future City Council.
3. In addition to the base salary established above, the City shall:
 - (a) Contribute, on a monthly basis, a sum equal to 6% of the Mayor's base salary to the account of the Mayor in the City of Lincoln Retirement Plan for Unclassified Department Heads and further to provide that the Mayor shall be required to make a mandatory employee contribution of 6% on a monthly basis of his or her base salary to be eligible to receive the City's 6% contribution to the City of Lincoln Retirement Plan for Unclassified Department Heads.
 - (b) The City will pay the full annual premium on a \$50,000 policy of term life insurance, insuring the life of the Mayor during the term of office.
 - (c) The City will contribute to the monthly cost of coverage under the City's group health and dental insurance plans such amounts, depending on coverage selected, that are equivalent to the City's contribution made on behalf of members of the DSS Pay Plan.
 - (d) The City will contribute \$25.00 per pay period to the Post Employment Health Plan for the benefit of the Mayor.

Introduced by Carl Eskridge

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

ASSESSING THE COSTS INCURRED FOR CUTTING, CLEARING AND REMOVING WEEDS AGAINST THE VARIOUS BENEFITTED PROPERTIES FOR THE PERIOD OF JANUARY 1, 2014 THROUGH DECEMBER 31, 2014 - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:

A-88707 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the costs for cutting, clearing, and removing weeds and other worthless vegetation as shown on the attached Weed Assessment Tax Report for January 1, 2014 through December 31, 2014 be and the same are hereby assessed against the properties set opposite each amount, as shown on Attachment A.

Introduced by Carl Eskridge

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

APPROVING A CONTRACT AGREEMENT BETWEEN THE CITY OF LINCOLN AND GILLIG CORPORATION FOR THE ANNUAL SUPPLY OF TRANSIT BUS TRANSMISSION REBUILD - STARTRAN, PURSUANT TO BID NO. 14-205, FOR A TWO YEAR TERM WITH THE OPTION TO RENEW FOR ONE ADDITIONAL TWO YEAR TERM - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:

A-88708 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the attached Contract Agreement between the City of Lincoln and Gillig Corporation for the annual supply of Transit Bus Transmission Rebuild - StarTran, pursuant to Bid No. 14-205, for a two year term with the option to renew for one additional two year term, upon the terms as set forth in said Contract Agreement, is hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

Introduced by Carl Eskridge

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

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

APPROVING A REAL ESTATE SALES AGREEMENT BETWEEN THE CITY OF LINCOLN AND ANDERSON HOMES, INC. AUTHORIZING THE SALE OF FOUR LOTS OF CITY OWNED SURPLUS PROPERTY GENERALLY LOCATED 2601, 2531, 2521, AND 2511 NW 52ND STREET - CLERK read an ordinance, introduced by Jonathan Cook, approving a Real Estate Sales Agreement between the City of Lincoln and Anderson Homes, Inc. authorizing the sale of four lots of City owned property generally located at 2601, 2531, 2521, and 2511 NW 52nd Street, Lincoln, Nebraska, the third time.

COOK Moved to pass the ordinance as read.

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

The ordinance, being numbered #20118, is recorded in Ordinance Book #29, Page .

TEXT AMENDMENT 14015 - REPEALING SECTION 27.67.075 OF THE LINCOLN MUNICIPAL CODE RELATING TO PARKING IN THE CAPITOL ENVIRONS DISTRICT TO ALLOW THE PARKING IN THE CAPITOL ENVIRONS DISTRICT TO BE DETERMINED BY THE UNDERLYING ZONING DISTRICT - CLERK read an ordinance, introduced by Jonathan Cook, repealing Section 27.67.075 of the

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Lincoln Municipal Code relating to Parking in the Capitol Environs District to allow the parking in the Capitol Environs District to be determined by the underlying zoning district, the third time.

COOK Moved to pass the ordinance as read.
Seconded by Fellers and carried by the following vote; AYES: Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None; ABSENT: Camp.
The ordinance, being numbered **#20119**, is recorded in Ordinance Book #29, Page .

TEXT AMENDMENT 14016 - AMENDING SECTION 27.62.140 OF THE LINCOLN MUNICIPAL CODE RELATING TO THE HEAVY COMMERCIAL SERVICES USE GROUP TO ALLOW MINI-WAREHOUSES AS A CONDITIONAL USE IN THE B-5 PLANNED REGIONAL BUSINESS DISTRICT - CLERK read an ordinance, introduced by Jonathan Cook, amending Section 27.62.140 of the Lincoln Municipal Code relating to the Heavy Commercial Services Use Group to allow mini-warehouses as a conditional use in the B-5 Planned Regional Business District; and repealing Section 27.62.140 of the Lincoln Municipal Code as hitherto existing, the third time.

COOK Moved to pass the ordinance as read.
Seconded by Fellers and carried by the following vote; AYES: Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None; ABSENT: Camp.
The ordinance, being numbered **#20120**, is recorded in Ordinance Book #29, Page .

AMENDING THE CHAPTER TITLE OF LINCOLN MUNICIPAL CODE CHAPTER 2.28 AS "HUMAN RESOURCES DEPARTMENT" AND AMENDING SECTIONS 2.28.010, 2.28.020, AND 2.28.030 OF THE LINCOLN MUNICIPAL CODE TO REDESIGNATE THE PERSONNEL DEPARTMENT AS THE HUMAN RESOURCES DEPARTMENT AND THE PERSONNEL DIRECTOR AS THE HUMAN RESOURCES DIRECTOR - CLERK read an ordinance, introduced by Jonathan Cook, amending the chapter title of Lincoln Municipal Code Chapter 2.28 as "Human Resources Department" and amending Sections 2.28.010, 2.28.020, and 2.28.030 of the Lincoln Municipal Code to redesignate the Personnel Department as the Human Resources Department and the Personnel Director as the Human Resources Director; and repealing Sections 2.28.010, 2.28.020, and 2.28.030 of the Lincoln Municipal Code as hitherto existing, the third time.

COOK Moved to pass the ordinance as read.
Seconded by Fellers and carried by the following vote; AYES: Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None; ABSENT: Camp.
The ordinance, being numbered **#20121**, is recorded in Ordinance Book #29, Page .

REPEALING CHAPTER 5.44 OF THE LINCOLN MUNICIPAL CODE, ("SIDEWALKS SNOW REMOVAL AND CLEANING BUSINESSES") RELATING TO PERMITS FOR OPERATING MOTOR-POWERED SNOW REMOVAL OR SIDEWALK CLEANING EQUIPMENT ON SIDEWALKS WITHIN THE CITY - CLERK read an ordinance, introduced by Jonathan Cook, repealing Chapter 5.44 of the Lincoln Municipal Code, ("Sidewalks Snow Removal and Cleaning Businesses") relating to permits for operating motor-powered snow removal or sidewalk cleaning equipment on sidewalks within the city, the third time.

COOK Moved to pass the ordinance as read.
Seconded by Fellers and carried by the following vote; AYES: Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None; ABSENT: Camp.
The ordinance, being numbered **#20122**, is recorded in Ordinance Book #29, Page .

RECONSIDERATION FOR A TECHNICAL CORRECTION

ADOPTING THE LINCOLN ELECTRIC SYSTEM ANNUAL BUDGET FOR 2015 TO BECOME EFFECTIVE JANUARY 1, 2015. (Action: 12/08/14) (12/08/14 - Adopted, 7-0; A-88689) - PRIOR to reading:

COOK Moved to reconsider Resolution A-88689, Bill 14R-278.
Seconded by Fellers and carried by the following vote: AYES: Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None; ABSENT: Camp.

COOK Moved Motion to Amend #1 to amend Bill 14R-278 by dividing the question & considering the Budget Resolution (Bill 14R-278) and the 2014 Credit Facility Ordinance (Bill 14-165) as two separate questions.

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

COOK Moved to replace the current resolution with the Amended Resolution.
Seconded by Christensen and carried by the following vote: AYES: Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None; ABSENT: Camp.

CLERK Read the following resolution, introduced by Jonathan Cook, who moved its adoption:

A-88689 WHEREAS, under the provisions of Section 4.24.090 of the Lincoln Municipal Code, a proposed annual budget for the operation of the Lincoln Electric System (LES) for 2015 was approved by the LES Administrative Board at a special Board meeting on October 17, 2014; and

WHEREAS, pursuant to the above-cited code section, a public hearing on the proposed budget was held on November 17, 2014, notice thereof having been published in one issue of the Lincoln Journal Star newspaper published and of general circulation in the City more than five (5) days before such hearing.

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

1. That pursuant to the provisions of Section 4.24.090 of the Lincoln Municipal Code, the Lincoln Electric System Annual Budget for the fiscal year beginning January 1, 2015, is hereby adopted, and all funds listed therein are hereby appropriated for the several purposes therein stated.
2. That all money received and any of the aforesaid funds in excess of the estimated balances and receipts set forth in said budget shall be credited to the surplus of such funds.
3. That all monies received and set apart for the operation and maintenance of the Lincoln Electric System and all monies received from any source that are required to be applied to the costs of said operation and maintenance, shall be deposited in the appropriate operation and maintenance account, and paid out upon the order of those persons designated by the LES Administrative Board. That LES is authorized to utilize Governmental Accounting Standards Board (GASB) Statement Number 62 to amortize extended outage costs for Laramie River Station over three years in an amount not to exceed \$3,000,000.
5. That a 2014 supplemental Operating and Capital Appropriation is hereby adopted due to treatment of revenues and expenses related to Southwest Power Pool market activity that may result in the 2014 Budget Authorization being exceeded from increased operating expenses which are offset by increased wholesale revenues.
6. That the City Council approves the "2014 Credit Facility Ordinance" authorizing the issuance of one or more short-term credit facilities in an amount not to exceed \$50,000,000 to fund capital or operating expenses of LES.
7. That by adoption of the Capital Budget, the City Council hereby authorizes the acquisition of all necessary right-of-way, easements, or other interests in land, by purchase if possible, by condemnation if necessary, for those projects included within the Capital Budget.
8. That, to the extent capital improvements of LES are made from LES revenue and other funds, it is intended that the amount of such expenditures, which is not reasonably expected to exceed \$95 million shall be reimbursable to the LES revenue and other funds through the issuance of future electric system revenue bonds, there being no funds of LES or the City reserved, allocated on a long-term basis or otherwise set aside (or reasonably expected to be reserved, allocated on a long-term basis or otherwise set aside) to provide permanent financing for the expenditures related to such expenditures, other than pursuant to the issuance of such electric system revenue bonds, this Resolution being determined to be consistent with the budgetary and financial circumstances of LES and the City as they exist or are reasonably foreseeable on the date hereof. The proper officers of LES shall keep and maintain records at least annually to determine the amount of such excess capital expenditures that may be reimbursed from electric system revenue bond proceeds.
9. There is hereby appropriated all money received from any source as grants or donations received for public purposes.

Introduced by Jonathan Cook

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

FINAL VOTE ON AMENDED RESOLUTION: AYES: Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None; ABSENT: Camp.

CLERK Read the following ordinance, introduced by Jon Camp, authorizing and providing authority for the administrator of the lincoln electric system to enter into one or more credit agreement(s) and for the issuance of corresponding electric system revenue notes of the city of lincoln, nebraska, in an aggregate principal amount of not to exceed \$50,000,000 from time to time outstanding, covenanting as to the establishment, maintenance, revision and collection of charges and rates for the use and services of said electric system and the application, collection and disbursement of the revenues derived therefrom; limiting the payment of the principal and interest on such notes delivered hereunder solely to the sources specified herein; making various other covenants, agreements and provisions in connection with the forgoing; and providing for severability, the third time.

FINAL VOTE ON ORDINANCE: AYES: Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None; ABSENT: Camp.

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

AMENDING CHAPTER 8.14 OF THE LINCOLN MUNICIPAL CODE TO ELIMINATE THE REQUIREMENT FOR SCHOOL AGE CHILD CARE PROGRAMS TO BE REGULATED UNDER LMC 8.14 - CLERK read an ordinance, introduced by Trent Fellers, amending Chapter 8.14 of the Lincoln Municipal Code relating to Child Care Programs by amending Section 8.14.010 to eliminate the requirement for school-age child care programs to be regulated under LMC 8.14, and repealing Section 8.14.010 of the Lincoln Municipal Code as hitherto existing, the first time.

AMENDING CHAPTER 24.38 OF THE LINCOLN MUNICIPAL CODE TO UPDATE THE ONSITE WASTEWATER TREATMENT SYSTEMS AND ADOPT STATE REGULATIONS. (RELATED ITEMS: 14-163, 14R-318) - CLERK read an ordinance, introduced by Trent Fellers, amending Chapter 24.38 of the Lincoln Municipal Code to update the Onsite Wastewater Treatment Systems provisions and adopt related State regulations by amending Section 24.38.020 to update definitions; amending Section 24.38.030 to incorporate state standards and regulations into Chapter 24.38; amending Section 24.38.040 to require a permit to alter an existing system; amending Section 24.38.041 to require the construction of said

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systems to be performed by a Certified Professional as defined in Section 24.38.020; amending Sections 24.38.043, 24.38.044, 24.38.045, 24.38.050, 24.38.070, 24.38.080, 24.38.090, 24.38.120 to revise existing text for clarification and to reflect changes made to the definitions in Section 24.38.020; repealing Section 24.38.055 relating to annual operating permits for non-standard onsite wastewater systems in its entirety; amending Section 24.38.100 to correct the existing language to insert the previously omitted word "above" in subsection (a)(3); amending Section 24.38.110 to remove requirements related to installation of non-standard onsite wastewater treatment systems; and repealing Sections 24.38.030, 24.38.040, 24.38.041, 24.38.043, 24.38.044, 24.38.045, 24.38.050, 24.38.070, 24.38.080, 24.38.090, 24.38.100, 24.38.110, 24.38.120, and 24.38.140 of the Lincoln Municipal Code as hitherto existing, the first time. APPROVING A REAL ESTATE PURCHASE AGREEMENT BETWEEN THE CITY OF LINCOLN AND TR NOVAK, LLC FOR THE SALE OF CITY OWNED PROPERTY GENERALLY LOCATED AT 5255 N.W. 12TH - CLERK read an ordinance, introduced by Trent Fellers, approving a Real Estate Purchase Agreement between the City of Lincoln, Nebraska and TR Novak, LLC, authorizing the sale of City owned property described as Lot 2, Highlands Coalition 4th Addition, Lancaster County, Nebraska, generally located at 5255 N.W. 12th Street, the first time.

RESOLUTIONS - 1ST READING

RESCINDING THE CITY OF LINCOLN DESIGN STANDARDS 4.10, OPERATION AND MAINTENANCE OF ONSITE WASTEWATER TREATMENT SYSTEMS. (RELATED ITEMS: 14-163, 14R-318)
(ACTION DATE: 1/12/15)

APPROVING A CONSTRUCTION ENGINEERING AGREEMENT SUPPLEMENT NO. 1 AND SUPPLEMENT NO. 2 BETWEEN THE CITY OF LINCOLN AND KIRKHAM MICHAEL AND ASSOCIATES, INC. FOR CONSULTANT COMPENSATION FOR CONSTRUCTION ENGINEERING RELATED FOR THE JAMAICA TRAIL NORTH PHASE 2 FEDERAL AID PROJECT (STATE PROJECT NO. ENH-55(160), CN 12879).

PENDING LIST

CREATING SPECIAL ASSESSMENT RE-PAVING DISTRICT NO. 158 FOR THE PURPOSE OF RECONSTRUCTING PORTIONS OF 66TH ST., ALMIRA LANE, MARCUS RD., AND ANNS CT. WITHIN THE COUNTRY MEADOWS HOMEOWNERS ASSOCIATION BOUNDARIES, AND ASSESSING THE COSTS THEREOF AGAINST THE BENEFITTED PROPERTIES. (10/7/13 - ACTION DELAYED WITH CONT'D P.H. FOR 3 WEEKS TO 10/28/13) (10/21/13 - ACTION DELAYED WITH CONT'D P.H. TO 11/4/13) (10/21/13 - ACTION DELAYED WITH CONT'D P.H. TO 12/9/13) (11/25/13 - PLACED ON PENDING, NO DATE CERTAIN) - PRIOR to reading:

FELLERS Moved to withdraw Bill 13-108.

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

The ordinance, having been **WITHDRAWN**, was assigned the File #**38-4654** and was placed on file in the Office of the City Clerk.

ADJOURNMENT

8:06 P.M.

CHRISTENSEN Moved to adjourn the City Council Meeting of December 15, 2014.

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

Teresa J. Meier, City Clerk

Alexis Traylor, Office Specialist