

AGENDA

**BOARD OF EQUALIZATION HEARING
MONDAY, MAY 6, 2013, 3:00 P.M.**

1. CALL TO ORDER
 - Election of a Chair
 - Announce: The Open Meetings Law is posted by the Northwest Door of the Chamber.
 - Reading of Opening Statement by Chair Person
2. NORTH 27TH STREET MAINTENANCE BUSINESS IMPROVEMENT DISTRICT GENERALLY EXTENDING FROM: NORTH 26TH STREET ON THE WEST TO NORTH 28TH STREET ON THE EAST AND FROM THE CENTERLINE OF O STREET ON THE NORTH TO FAIR STREET ON THE SOUTH PRIMARILY INCLUDING THOSE PROPERTIES ABUTTING NORTH 27TH STREET.
 - Testimony by Staff
 - Questions of Council to Staff
 - Testimony by Public
3. SOUTH STREET MAINTENANCE BUSINESS IMPROVEMENT DISTRICT GENERALLY EXTENDING FROM: SOUTH STREET FROM THE ALLEY WEST OF 9TH STREET EAST TO 19TH STREET.
 - Testimony by Staff
 - Questions of Council to Staff
 - Testimony by Public
4. HAVELOCK STREET MAINTENANCE BUSINESS IMPROVEMENT DISTRICT GENERALLY EXTENDING FROM: HAVELOCK AVENUE FROM CORNHUSKER HIGHWAY ON THE WEST TO 64TH STREET ON THE EAST.
 - Testimony by Staff
 - Questions of Council to Staff
 - Testimony by Public
5. UNIVERSITY PLACE MAINTENANCE BUSINESS IMPROVEMENT DISTRICT GENERALLY EXTENDING ALONG NORTH 48TH STREET FROM COLBY STREET ON THE SOUTH TO THE HALF BLOCK NORTH OF ADAMS STREET ON THE NORTH AND ALONG SAINT PAUL AVENUE FROM NORTH 47TH STREET TO NORTH 50TH STREET.
 - Testimony by Staff
 - Questions of Council to Staff
 - Testimony by Public
6. VOTING SESSION
7. ADJOURNMENT (Sine Die or must set another date and time)

**THE MINUTES OF THE BOARD OF EQUALIZATION
ON BUSINESS IMPROVEMENT DISTRICTS HELD
ON MONDAY, MAY 6, 2013 IMMEDIATELY PRECEDING
REGULAR CITY COUNCIL MEETING**

The Board of Equalization met at 3:00 p.m. in the City Council Chambers of the County-City Building in Lincoln, Nebraska as required by law.

Council Chair Eskridge 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.

Members Present: Jon Camp, Eugene Carroll, Jonathan Cook, Doug Emery, Carl Eskridge, Lloyd Hinkley, DiAnna Schimek.

ESKRIDGE Our first order of business is to elect a chair.

CAMP I nominate Carl Eskridge.

Seconded by Hinkley & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Eskridge, Hinkley, Schimek; NAYS: None.

ESKRIDGE Took the Chair and proceeded with the reading of the procedures to be followed for public hearing on matters presented to the Board, with a brief explanation of the procedures.

PUBLIC HEARING

NORTH 27TH STREET MAINTENANCE BUSINESS IMPROVEMENT DISTRICT GENERALLY EXTENDING FROM: NORTH 26TH STREET ON THE WEST TO NORTH 28TH STREET ON THE EAST AND FROM THE CENTERLINE OF O STREET ON THE NORTH TO FAIR STREET ON THE SOUTH PRIMARILY INCLUDING THOSE PROPERTIES ABUTTING NORTH 27TH STREET;
SOUTH STREET MAINTENANCE BUSINESS IMPROVEMENT DISTRICT GENERALLY EXTENDING FROM: SOUTH STREET FROM THE ALLEY WEST OF 9TH STREET EAST TO 19TH STREET;
HAVELOCK STREET MAINTENANCE BUSINESS IMPROVEMENT DISTRICT GENERALLY EXTENDING FROM: HAVELOCK AVENUE FROM CORNHUSKER HIGHWAY ON THE WEST TO 64TH STREET ON THE EAST;

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UNIVERSITY PLACE MAINTENANCE BUSINESS IMPROVEMENT DISTRICT GENERALLY EXTENDING ALONG NORTH 48TH STREET FROM COLBY STREET ON THE SOUTH TO THE HALF BLOCK NORTH OF ADAMS STREET ON THE NORTH AND ALONG SAINT PAUL AVENUE FROM NORTH 47TH STREET TO NORTH 50TH STREET - David Landis, Urban Development Director, came forward to introduce Ron Cane, the person responsible for the calculation necessary to recoup costs. Mr. Landis reported that Mr. Cane works primarily with HUD but prepares assessments as well.

Ron Cane, Program Monitor, Urban Development Department, came forward to answer questions about the proposed assessments for each of the districts which cover the time period January 1, 2012 to December 31, 2012.

Gwendell Hohensee, 3721 Spruce St., came forward representing the South Street Maintenance Business Improvement District to comment on a yearly increase change that began in 2010. He requested clarification of the 5% rate. He said the cost of maintenance should not include advertising or postage.

Mr. Landis came forward to answer questions. He clarified the calculation as follows: a previous base year is taken; an amount is created (5%) that it cannot grow beyond; the year arrives and money is spent; finally, the money is collected to pay in arrears. Because last year was an example of an expensive, drought year, Mr. Landis suggested that a consumer price index not be used as a plus cap. In response to the inclusion of advertising and postage, Mr. Landis said it is not unreasonable to give fair notice to people who are a part of the BID. Overall, Urban Development strives to be a good steward of the Business Improvement District and those unusual years in which costs exceed the 5% cap, other resources are found to make up the difference.

VOTING SESSION

NORTH 27TH STREET MAINTENANCE BUSINESS IMPROVEMENT DISTRICT GENERALLY EXTENDING FROM: NORTH 26TH STREET ON THE WEST TO NORTH 28TH STREET ON THE EAST AND FROM THE CENTERLINE OF O STREET ON THE NORTH TO FAIR STREET ON THE SOUTH PRIMARILY INCLUDING THOSE PROPERTIES ABUTTING NORTH 27TH STREET;
SOUTH STREET MAINTENANCE BUSINESS IMPROVEMENT DISTRICT GENERALLY EXTENDING FROM: SOUTH STREET FROM THE ALLEY WEST OF 9TH STREET EAST TO 19TH STREET;
HAVELOCK STREET MAINTENANCE BUSINESS IMPROVEMENT DISTRICT GENERALLY EXTENDING FROM: HAVELOCK AVENUE FROM CORNHUSKER HIGHWAY ON THE WEST TO 64TH STREET ON THE EAST;
UNIVERSITY PLACE MAINTENANCE BUSINESS IMPROVEMENT DISTRICT GENERALLY EXTENDING ALONG NORTH 48TH STREET FROM COLBY STREET ON THE SOUTH TO THE HALF BLOCK NORTH OF ADAMS STREET ON THE NORTH AND ALONG SAINT PAUL AVENUE FROM NORTH 47TH STREET TO NORTH 50TH STREET.

CAMP Moved approval of all four Business Improvement Districts as assessed.
Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Eskridge, Hinkley, Schimek; NAYS: None.

ADJOURNMENT

3:19 P.M.

CAMP Moved to adjourn sine die the Board of Equalization meeting.
Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Eskridge, Hinkley, Schimek; NAYS: None.

Teresa J. Meier, City Clerk

Sandy L. Dubas, Office Specialist

**THE MINUTES OF THE CITY COUNCIL MEETING HELD
MONDAY, MAY 6, 2013 AT 3:00 P.M.**

The Meeting was called to order at 3:20 p.m. Present: Council Chair Eskridge; Council Members: Camp, Carroll, Cook, Emery, Hinkley, Schimek; City Clerk, Teresa J. Meier.

READING OF THE MINUTES

EMERY Having been appointed to read the minutes of the City Council proceedings of April 29, 2013 reported having done so, found same correct. Seconded by Hinkley & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Eskridge, Hinkley, Schimek; NAYS: None.

PUBLIC HEARING

APPLICATION OF JSD, LLC DBA HUSKERVILLE PIZZA AND PUB FOR A CLASS C LIQUOR LICENSE AT 2805 N.W. 48TH STREET;
MANAGER APPLICATION OF JASON D. NIEMANN FOR JSD, LLC DBA HUSKERVILLE PIZZA AND PUB AT 2805 N.W. 48TH STREET - Scott Haggart, one of three owners of the LLC, came forward to take oath and answer questions. He said due to growth in the Airpark area, he and his partners wanted to provide an establishment for families to gather for food and drink.

This matter was taken under advisement.

CREATING SPECIAL ASSESSMENT WATER DISTRICT NO. 1204 FOR THE PURPOSE OF CONSTRUCTING A 6-INCH DIAMETER WATER MAIN IN DUDLEY STREET FROM 50TH STREET TO 51ST STREET, AND ASSESSING THE COSTS THEREOF AGAINST THE BENEFITTED PROPERTY - Holly Lionberger, Public Works & Utilities, came forward to explain and answer questions about the proposal of a water main on the north side of Dudley between 50th and 51st Streets. The water main will help five property owners with consistency on supply, water pressure issues and other problems. The total estimated cost for this project is around \$146,000. Lincoln Water System would subsidize an amount around \$131,000 and property owners would bear the assessment of just over \$15,000. Ms. Lionberger said Public Works would install the water main supply pipe adjacent to the street and each property owner would hire their own plumber to make the connection.

This matter was taken under advisement.

ANNEXATION NO. 12005 - AMENDING THE LINCOLN CORPORATE LIMITS MAP BY ANNEXING APPROXIMATELY 23 ACRES GENERALLY LOCATED AT SOUTH 70TH STREET AND COUNTRYVIEW ROAD;
CHANGE OF ZONE NO. 12030 - APPLICATION OF ROKEBY HOLDINGS, LLC FOR A CHANGE OF ZONE FROM AG AGRICULTURE DISTRICT AND R-3 PLANNED UNIT DEVELOPMENT TO R-3 RESIDENTIAL DISTRICT ON PROPERTY GENERALLY LOCATED AT SOUTH 70TH STREET AND COUNTRYVIEW ROAD - Mike Eckert, Civil Design Group, 8535 Executive Woods Dr., Suite 200, came forward on behalf of Rokeby Holdings, Ltd. This is to bring in new land for construction of new, single-family, residential homes. There are approximately 64 single-family lots on 23 acres between Yankee Hill and Rokeby Road.

This matter was taken under advisement.

AMENDING THE PAY SCHEDULE FOR A CERTAIN EMPLOYEE GROUP WHOSE CLASSIFICATION IS ASSIGNED TO THE PAY RANGE WHICH IS PREFIXED BY THE LETTER "A" TO CORRECT THE PAY RANGE FOR THE CLASSIFICATION OF "IMPACT FEE ADMINISTRATOR" - Doug McDaniel, Personnel Director, came forward to correct the pay range from an A14 to A15. He said there is no financial impact to the City.

This matter was taken under advisement.

AMENDING SECTION 2.35.035 OF THE LINCOLN MUNICIPAL CODE TO AUTHORIZE EMERGENCY WATER RESTRICTIONS ENACTED BY EXECUTIVE ORDER AND ALLOW THE DIRECTOR OF PUBLIC WORKS AND UTILITIES TO APPOINT WATER CONSERVATION OFFICERS; AMENDING SECTION 8.44.030 OF THE LINCOLN MUNICIPAL CODE (USE OF WATER WELL; WHEN PERMITTED) TO REQUIRE PRIVATE WATER WELL OWNERS COMPLY WITH CERTAIN PROVISIONS OF EMERGENCY WATER RESTRICTIONS; AMENDING SECTION 17.26.010 OF THE LINCOLN MUNICIPAL CODE (EMERGENCY RESTRICTIONS) TO MAKE ANY PERSONS WHO FAIL TO FOLLOW DULY ENACTED EMERGENCY WATER RESTRICTIONS SUBJECT TO THE ADMINISTRATIVE PENALTIES IDENTIFIED HEREIN; AMENDING CHAPTER 17.26 OF THE LINCOLN MUNICIPAL CODE RELATING TO EMERGENCY RESTRICTIONS BY ADDING A NEW SECTION NUMBERED 17.26.015 (RESPONSIBILITY OF PROPERTY OWNER) TO MAKE UNLAWFUL ANY VIOLATION OF AN EMERGENCY WATER RESTRICTION AND TO ESTABLISH A REBUTABLE PRESUMPTION THAT PROPERTY OWNERS ARE RESPONSIBLE FOR VIOLATIONS THAT OCCUR ON PROPERTY OWNED BY THEM; ADDING A NEW SECTION NUMBERED 17.26.040 (WATER CONSERVATION OFFICER) TO AUTHORIZE THE DIRECTOR OF PUBLIC WORKS AND UTILITIES TO APPOINT, EMPLOY, DETERMINE QUALIFICATIONS AND AUTHORIZE CITATION AUTHORITY FOR WATER CONSERVATION OFFICERS; ADDING A NEW SECTION NUMBERED 17.26.045 (PAYMENT OF FINES AND COSTS; ADMINISTRATIVE HEARING PROCESS; APPEAL) TO ESTABLISH FINES AND ADMINISTRATIVE COSTS FOR THE VIOLATION OF EMERGENCY WATER RESTRICTIONS; TO ESTABLISH AN ADMINISTRATIVE PROCESS FOR THE HANDLING, PROCESSING AND CONDUCT OF HEARINGS AND FOR APPEALS OF VIOLATION OF EMERGENCY WATER RESTRICTIONS; AND ADDING A NEW SECTION NUMBERED 17.26.047 (EMERGENCY WATER RESTRICTION FINES AND COSTS; RULES; COLLECT AND ACCOUNT FOR MONEY) TO ADDRESS THE COLLECTION AND ACCOUNTING OF

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MONIES COLLECTED FOR VIOLATIONS OF EMERGENCY WATER RESTRICTIONS - Miki Esposito, Director of Public Works & Utilities, came forward to answer questions about changes relating to the water enforcement process during a drought period. She said they have taken a comprehensive approach to water management/strategies to include additional water supply from a horizontal well next summer, making revisions to the water management plan, designating watering schedules during a period of drought and making a more robust education/outreach program. She provided communication access for anyone in the public with questions: the phone number hotline is 402-441-1212 and the new website will be www.water.lincoln.ne.gov. Ms. Esposito said water is a critical resource but enforcement during a drought period is only temporary.

Steve Huggenberger, Assistant City Attorney, came forward to provide enforcement details. He said the process is modeled after the way parking tickets are handled: administrative and decriminalizing. He confirmed that restrictions will be imposed by an Executive Order filed with the City Clerk. The Director of Public Works & Utilities is given the responsibility for enforcement and the authority to appoint or contract for water conservation officers. Private well owners will comply with one provision in the emergency management restrictions. They will need to post a sign when watering to notify officers that restrictions do not apply to them. The same sign will be used for seed and sod permits as well. Mr. Huggenberger clarified the placement of primary responsibility of compliance on the private property owner. He said there is a provision defining a water conservation officer who is under the supervision of the Director of Public Works. Both the water conservation officer and police officer have the authority to issue citations for violations. Mr. Huggenberger discussed three levels of violations, fines & costs, the review process and appeal hearings. He said Lincoln Water System accounts for the monies: administrative portions go to Police Department; penalty components go to the schools.

Jerry Obrist, Lincoln Water System, was on hand to answer any technical questions about water management planning.

This matter was taken under advisement.

APPROVING A CONTRACT AGREEMENT BETWEEN THE CITY OF LINCOLN AND WESCO DISTRIBUTION, INC. FOR THE ANNUAL REQUIREMENTS TO SUPPLY AND DELIVER ELECTRICAL SUPPLIES, PURSUANT TO STATE OF NEBRASKA CONTRACT NO. 13478, FOR A THREE YEAR TERM WITH THE OPTION TO RENEW FOR TWO ADDITIONAL ONE YEAR TERMS - Bob Walla, Assistant Purchasing Agent, came forward to answer questions.

This matter was taken under advisement.

COUNCIL ACTION

REPORTS OF CITY OFFICERS

REPORT FROM CITY TREASURER OF CITY CASH ON HAND AT THE CLOSE OF BUSINESS MARCH 31, 2013 - CLERK presented said report which was placed on file in the Office of the City Clerk. (5-21)

PETITIONS & COMMUNICATIONS

PLACED ON FILE IN THE OFFICE OF THE CITY CLERK:

Administrative Amendment No. 13001 to Use Permit No. 90, Lenox Village, approved by the Planning Director on April 25, 2013 requested by Hy-Vee, Inc. to revise the site plan to show a new driveway onto Pioneers Blvd. for Lot 2, Block 1, with an access easement provided to the lot adjacent to the west (Shelter Insurance) granting shared access to Pioneers Blvd.; showing the driveway onto Pioneers Blvd. for the lot adjacent to the west being removed and a reduction in the front setback to 20 feet along Pioneers Blvd. on property located near S. 70th St. and Pioneers Boulevard.

Administrative Amendment No. 13022 to Special Permit No. 05002, Foreman Ridge Addition Community Unit Plan, approved by the Planning Director on April 25, 2013 requested by ESP, Inc. to transfer the buildable lot designation between Lot 1, Block 3 and Outlot N within Foreman Ridge Addition on property generally located at SW 12th Street and W. Foreman Drive.

Administrative Amendment No. 13018 to Use Permit No. 57D, Lincoln Crossing, approved by the Planning Director on April 26, 2013 requested by Olsson Associates to increase the expansion area by 5,000 square feet for a total of 21,540 square feet for Building G (Hy-Vee grocery store) and update the Building and Parking Stall Summary table on property generally located on the northeast corner of N. 27th Street and Superior Street.

Administrative Amendment No. 13021 to Change of Zone No. 05068A, Fallbrook Planned Unit Development, approved by the Planning Director on April 29, 2013 requested by Olsson Associates to update various notes clarifying which lots are required to pay impact fees; add a waiver to light trespass for Town Center and Market Place; revise the setback for drive aisles, drop-off lanes and drive-thru for Lot 1, Block 33; allow eaves to project into side yards up to 3 feet in Residential Type 6 and waive the building setback to pedestrian easements in Residential Type 6 when the pedestrian easement is along the front property line on property generally located at Fallbrook Boulevard and Highway 34.

Administrative Amendment No. 13023 to Special Permit No. 06014, South Lake Community Unit Plan, approved by the Planning Director on April 29, 2013 requested by Olsson Associates to revise the site plan to delete the note referencing an alternate pedestrian sidewalk connection locations to S. 98th St. and to show the permanent pedestrian connection to S. 98th St. located in Outlot G between Lots 51 and 52 on property generally located near S. 98th Street and Eiger Drive.

REFERRALS TO THE PLANNING DEPARTMENT:

Text Amendment No. 12031 - App. of the Director of Planning amending and reorganizing Chapter 27.75 of the Lincoln Municipal Code relating to the Board of Zoning Appeals to simplify and clarify the process for filing variances by renumbering existing Section 27.75.020 as Section 27.75.040 and amending it to grant explicit authority to cancel regularly scheduled meetings of the Board of Zoning Appeals; amending Section 27.75.030 to revise the procedure for appeals and to establish a procedure to obtain Board of Zoning Appeals review of petitions for variances and exceptions; renumbering existing Section 27.75.040 as 27.75.020 and amending it to distinguish between the Board of Zoning Appeals' appellate jurisdiction and original jurisdiction; amending Section 27.75.050 to further define the jurisdiction of the Board of Zoning Appeals; amending Section 27.75.060 to provide that any decision approving a petition for a variance or an exception shall be by resolution of the Board of Zoning Appeals; and repealing Sections 27.75.020, 27.75.030, 27.75.040, 27.75.050 and 27.75.060 of the Lincoln Municipal Code as hitherto existing.

Change of Zone No. 13009 - App. of Olsson Associates, Cambell's Nursery Planned Unit Development, from R-2 Residential District to O-3 Office Park PUD on property generally located east of the intersection of South 40th Street and Lake Street; for a Planned Unit Development District designation of said property; and for approval of a development plan which proposes modifications to the Zoning Ordinance, Land Subdivision Ordinance and Design Standards to allow a mixed-use development consisting of residential, office and retail uses on the underlying O-3 zoned area.

Use Permit No. 04005B - App. of C Street, LLC for an amendment to allow the construction of a mixed use building for office and residential use increasing the number of dwelling units from 30 to 36 on property generally located at NW 1st Street and Barons Road.

MISCELLANEOUS REFERRALS - NONE**LIQUOR RESOLUTIONS**

APPLICATION OF JSD, LLC DBA HUSKERVILLE PIZZA AND PUB FOR A CLASS C LIQUOR LICENSE AT 2805 N.W. 48TH STREET - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-87323

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 JSD, LLC dba Huskerville Pizza and Pub for a Class "C" liquor license at 2805 N.W. 48th Street, Lincoln, Nebraska, for the license period ending October 31, 2013, be approved with the condition that:

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

2. 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.

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

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

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

Introduced by Jon Camp

Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Eskridge, Hinkley, Schimek; NAYS: None.

MANAGER APPLICATION OF JASON D. NIEMANN FOR JSD, LLC DBA HUSKERVILLE PIZZA AND PUB AT 2805 N.W. 48TH STREET - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-87324

WHEREAS, JSD, LLC dba Huskerville Pizza and Pub located at 2805 N.W. 48th Street, Lincoln, Nebraska has been approved for a Retail Class "C" liquor license, and now requests that Jason D. Niemann be named manager;

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

Introduced by Jon Camp

Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Eskridge, Hinkley, Schimek; NAYS: None.

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

CREATING SPECIAL ASSESSMENT WATER DISTRICT NO. 1204 FOR THE PURPOSE OF CONSTRUCTING A 6-INCH DIAMETER WATER MAIN IN DUDLEY STREET FROM 50TH STREET TO 51ST STREET, AND ASSESSING THE COSTS THEREOF AGAINST THE BENEFITTED PROPERTY - CLERK read an ordinance, introduced by Doug Emery, creating Water District No. 1204, designating the real estate to be benefitted, providing for assessment of the costs of the improvements constructed therein, providing for the acquisition of easements and additional right-of-way, if necessary, and repealing all ordinances or parts of ordinances in conflict herewith, the second time.

ANNEXATION NO. 12005 - AMENDING THE LINCOLN CORPORATE LIMITS MAP BY ANNEXING APPROXIMATELY 23 ACRES GENERALLY LOCATED AT SOUTH 70TH STREET AND COUNTRYVIEW ROAD. (RELATED ITEMS: 13-58, 13-59) - CLERK read an ordinance, introduced by Doug Emery, 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 part of Ordinance No. 18208, to reflect the extension of this corporate limits boundary of the City of Lincoln, Nebraska established and shown thereon, the second time.

CHANGE OF ZONE NO. 12030 - APPLICATION OF ROKEBY HOLDINGS, LLC FOR A CHANGE OF ZONE FROM AG AGRICULTURE DISTRICT AND R-3 PLANNED UNIT DEVELOPMENT TO R-3 RESIDENTIAL DISTRICT ON PROPERTY GENERALLY LOCATED AT SOUTH 70TH STREET AND COUNTRYVIEW ROAD. (RELATED ITEMS: 13-58, 13-59) - CLERK read an ordinance, introduced by Doug Emery, amending the Lincoln Zoning District Maps adopted by reference and made part of the 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.

AMENDING THE PAY SCHEDULE FOR A CERTAIN EMPLOYEE GROUP WHOSE CLASSIFICATION IS ASSIGNED TO THE PAY RANGE WHICH IS PREFIXED BY THE LETTER "A" TO CORRECT THE PAY RANGE FOR THE CLASSIFICATION OF "IMPACT FEE ADMINISTRATOR" - CLERK read an ordinance, introduced by Doug Emery, amending Section 1 of Ordinance No. 19601 passed August 15, 2011, relating to the pay schedules of employees whose classifications are assigned to the pay range which is prefixed by the letter "A," by amending the pay range of the job classification of Impact Fee Administrator from (A14) to (A15), the second time.

AMENDING SECTION 2.35.035 OF THE LINCOLN MUNICIPAL CODE TO AUTHORIZE EMERGENCY WATER RESTRICTIONS ENACTED BY EXECUTIVE ORDER AND ALLOW THE DIRECTOR OF PUBLIC WORKS AND UTILITIES TO APPOINT WATER CONSERVATION OFFICERS; AMENDING SECTION 8.44.030 OF THE LINCOLN MUNICIPAL CODE (USE OF WATER WELL; WHEN PERMITTED) TO REQUIRE PRIVATE WATER WELL OWNERS COMPLY WITH CERTAIN PROVISIONS OF EMERGENCY WATER RESTRICTIONS; AMENDING SECTION 17.26.010 OF THE LINCOLN MUNICIPAL CODE (EMERGENCY RESTRICTIONS) TO MAKE ANY PERSONS WHO FAIL TO FOLLOW DULY ENACTED EMERGENCY WATER RESTRICTIONS SUBJECT TO THE ADMINISTRATIVE PENALTIES IDENTIFIED HEREIN; AMENDING CHAPTER 17.26 OF THE LINCOLN MUNICIPAL CODE RELATING TO EMERGENCY RESTRICTIONS BY ADDING A NEW SECTION NUMBERED 17.26.015 (RESPONSIBILITY OF PROPERTY OWNER) TO MAKE UNLAWFUL ANY VIOLATION OF AN EMERGENCY WATER RESTRICTION AND TO ESTABLISH A REBUTABLE PRESUMPTION THAT PROPERTY OWNERS ARE RESPONSIBLE FOR VIOLATIONS THAT OCCUR ON PROPERTY OWNED BY THEM; ADDING A NEW SECTION NUMBERED 17.26.040 (WATER CONSERVATION OFFICER) TO AUTHORIZE THE DIRECTOR OF PUBLIC WORKS AND UTILITIES TO APPOINT, EMPLOY, DETERMINE QUALIFICATIONS AND AUTHORIZE CITATION AUTHORITY FOR WATER CONSERVATION OFFICERS; ADDING A NEW SECTION NUMBERED 17.26.045 (PAYMENT OF FINES AND COSTS; ADMINISTRATIVE HEARING PROCESS; APPEAL) TO ESTABLISH FINES AND ADMINISTRATIVE COSTS FOR THE VIOLATION OF EMERGENCY WATER RESTRICTIONS; TO ESTABLISH AN ADMINISTRATIVE PROCESS FOR THE HANDLING, PROCESSING AND CONDUCT OF HEARINGS AND FOR APPEALS OF VIOLATION OF EMERGENCY WATER RESTRICTIONS; AND ADDING A NEW SECTION NUMBERED 17.26.047 (EMERGENCY WATER RESTRICTION FINES AND COSTS; RULES; COLLECT AND ACCOUNT FOR MONEY) TO ADDRESS THE COLLECTION AND ACCOUNTING OF MONIES COLLECTED FOR VIOLATIONS OF EMERGENCY WATER RESTRICTIONS - CLERK read an ordinance, introduced by Doug Emery, amending Section 2.35.035 of the Lincoln Municipal Code to authorize emergency water restrictions enacted by Executive Order and allow the Director of Public Works and Utilities to appoint Water Conservation Officers; amending Section 8.44.030 of the Lincoln Municipal Code (Use of Water Well; When Permitted) to require private water well owners to comply with certain provisions of emergency water restrictions; amending Section 17.26.010 of the Lincoln Municipal Code (Emergency Restrictions) to make any persons who fail to follow duly enacted emergency water restrictions subject to the administrative penalties identified herein; amending Chapter 17.26 of the Lincoln Municipal Code relating to Emergency Restrictions by adding a new section numbered 17.26.015 (Responsibility of Property Owner) to make unlawful

any violation of an emergency water restriction and to establish a rebuttable presumption that property owners are responsible for violations that occur on property owned by them; adding a new section numbered 17.26.040 (Water Conservation Officer) to authorize the Director of Public Works and Utilities to appoint, employ, determine qualifications and authorize citation authority for Water Conservation Officers; adding a new section numbered 17.26.045 (Payment of Fines and Costs; Administrative Hearing Process; Appeal) to establish fines and administrative costs for the violation of emergency water restrictions; to establish and administrative process for handling, processing and conduct of hearings and for appeals of violation of emergency water restrictions; adding a new section numbered 17.26.047 (Emergency Water Restriction Fines and Costs; Rules; Collect and Account for Money) to address the collection and accounting of monies collected for violations of emergency water restrictions; and repealing Sections 2.35.035, 8.44.030, and 17.26.010 of the Lincoln Municipal Code as hitherto existing, the second time.

PUBLIC HEARING - RESOLUTIONS

APPROVING A CONTRACT AGREEMENT BETWEEN THE CITY OF LINCOLN AND WESCO DISTRIBUTION, INC. FOR THE ANNUAL REQUIREMENTS TO SUPPLY AND DELIVER ELECTRICAL SUPPLIES, PURSUANT TO STATE OF NEBRASKA CONTRACT NO. 13478, FOR A THREE YEAR TERM WITH THE OPTION TO RENEW FOR TWO ADDITIONAL ONE YEAR TERMS - CLERK read the following resolution, introduced by Doug Emery, who moved its adoption:

A-87325 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the attached Contract Agreement between the City of Lincoln, Lancaster County, the Lincoln-Lancaster County Public Building Commission and Wesco Distribution, Inc. for the annual requirements to supply and deliver Electrical Supplies, pursuant to State of Nebraska Contract No. 13478, for a three-year term with the option to renew for two additional one-year terms, upon the terms and conditions as set forth in said Contract Agreement, is hereby approved and the Mayor is authorized to execute the same and any associated amendments or renewals on behalf of the City of Lincoln.

Introduced by Doug Emery

Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Eskridge, Hinkley, Schimek; NAYS: None.

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

AMENDING TITLE 5 OF THE LINCOLN MUNICIPAL CODE RELATING TO LICENSES AND REGULATIONS BY ADDING A NEW CHAPTER 5.21, ENTERTAINMENT DISTRICTS, AND AMENDING CHAPTER 5.04, ALCOHOLIC LIQUOR, TO REGULATE THE SALE, SERVICE AND CONSUMPTION OF ALCOHOLIC LIQUOR IN COMMONS AREAS - PRIOR to reading:

CARROLL Moved MTA #1 to amend Bill No. 13-55 in the following manner:

1. On page 17, line 17, delete (e) and insert in lieu thereof: "(b)".
2. On page 19, line 8, delete (e) and insert in lieu thereof: "(c)".
3. On page 19, line 20, delete the word "commendations" and insert in lieu thereof the word "recommendations".
4. On page 20, line 1, delete (f) and insert in lieu thereof: "(d)".

Seconded by Cook & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Eskridge, Hinkley, Schimek; NAYS: None.

CARROLL Moved MTA #2 to amend Bill No. 13-55 in the following manner:

1. On page 10, line 8, after the word "focus." insert a new sentence to read as follows: "A structure or premises shall not be deemed an entertainment venue if it has not been open to the public for live entertainment events for a period of two years prior to the date of the application, or if it will not be open to the public for live entertainment events within ninety days from the date of City Council approval of an Entertainment District designation."

Seconded by Schimek & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Eskridge, Hinkley, Schimek; NAYS: None.

CARROLL Moved MTA #3 to amend Bill No. 13-55 in the following manner:

1. On page 7, line 14, delete the word "two" and insert in lieu thereof the word "three".
2. On page 7, line 14, after the word "more" insert the word "individual".
3. On page 7, line 14, after the word "drinks" insert the words "or two or more".

Seconded by Camp & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Eskridge, Hinkley, Schimek; NAYS: None.

CLERK Read an ordinance, introduced by Jonathan Cook, amending Title 5 of the

Lincoln Municipal Code relating to Licenses and Regulations to regulate the sale, service and consumption of alcoholic liquor in commons areas by amending Section 5.04.020 to add definitions for "beer garden," "commons area," "Entertainment District," and "sidewalk café,"; amending Section 5.04.210 to provide for an occupation tax for an Entertainment District liquor license; adding a new Section numbered 5.04.295 to prohibit certain acts by Entertainment District liquor licensees, managers, and employees; amending Section 5.04.300 to increase penalty provisions; adding a new Chapter 5.21, Entertainment Districts, by adding Section 5.21.010 to set forth the legislative intent of this chapter; adding Section 5.21.020 to provide definitions for "commons area," "Entertainment District Review Committee," "entertainment venue," "Internal Liquor Committee," and "promotional association"; adding Section 5.21.030 to

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provide the City Council the authority to designate an area as an Entertainment District and to authorize the City Clerk to issue a permit, and to provide permit terms; adding Section 5.21.040 to establish commons area design requirements; adding Section 5.21.050 to establish the application process for an Entertainment District designation and permit, and to establish associated fees; adding Section 5.21.060 to establish additional permit terms; adding Section 5.21.070 to establish a permit modification process; adding Section 5.21.080 to establish a renewal process for Entertainment District designations and permits; adding Section 5.21.090 to establish a process for logging complaints relating to Entertainment Districts; adding Section 5.21.100 to provide a severability and savings clause; and repealing Sections 5.04.020, 5.04.210 and 5.04.300 of the Lincoln Municipal Code as hitherto existing, the third time.

COOK Moved to pass the ordinance as amended.

Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Eskridge, Hinkley, Schimek; NAYS: None.

The ordinance, being numbered #19874, is recorded in Ordinance Book #28, Page .

AMENDING TITLE 9 OF THE LINCOLN MUNICIPAL CODE RELATING TO PUBLIC PEACE AND WELFARE TO ADD A NEW CHAPTER 9.30 ENTITLED "DONATION BOXES" BY ADDING SECTION 9.30.010 TO SET FORTH DEFINITIONS USED IN THIS CHAPTER; ADDING SECTION 9.30.020 TO SET FORTH THE LEGISLATIVE INTENT OF THE COUNCIL; ADDING SECTION 9.30.030 TO PROHIBIT DONATION BOXES FOR OTHER THAN CHARITABLE PURPOSES; ADDING SECTION 9.30.040 TO PROVIDE FOR ISSUANCE OF DONATION BOX PERMITS; ADDING SECTION 9.30.050 TO PROVIDE FOR ENFORCEMENT OF THIS CHAPTER; ADDING SECTION 9.30.060 TO PROVIDE EXEMPTIONS FOR DONATION BOXES ON PROPERTY OWNED BY A CHARITABLE ORGANIZATION; AND ADDING SECTION 9.30.070 TO PROVIDE FOR SEVERABILITY OF THE PROVISIONS OF THIS CHAPTER - PRIOR to reading:

EMERY Moved MTA #1 to amend Bill No. 13-56 in the following manner:

1. On page 1, line 19, after the word "receptacle" insert the words that is not enclosed by any other building.

2. On page 3, line 6, delete "City Clerk," and insert in lieu thereof Department of Building and Safety.

3. On page 3, line 14, delete "City Clerk," and insert in lieu thereof Department of Building and Safety.

4. On page 3, delete lines 22 and 23 and insert in lieu thereof (d) Placement and maintenance of a donation box shall be subject to the provisions of the Lincoln Municipal Code, including Title 20, Building Code, and Chapter 22.05, Lincoln Construction Sign Code.

5. On page 3, following subparagraph 9.30.040, insert the following: (e) The fee for a Donation Box Permit shall be \$150.00.

Seconded by Camp & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Eskridge, Hinkley, Schimek; NAYS: None.

SCHIMEK Moved MTA #2 to amend Bill No. 13-56 in the following manner:

1. On page 1, line 8, after the word "chapter," insert the following: "; and establishing the operative date for this ordinance as August 1, 2013".

2. On page 1, line 18, after the word "amended," insert the words, "or a public, parochial or private school".

3. On page 3, line 16, after the word "amended," insert the words, "or a public, parochial or private school,".

4. On page 3, line 16, after the words "tax status" insert the words "or that the applicant is a public, parochial or private school".

5. On page 5, between lines 6 and 7, insert the following:

"Section 9. That the operative date of this ordinance shall be August 1, 2013."

6. On page 5, line 7, renumber Section 9 as Section 10.

Seconded by Emery & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Eskridge, Hinkley, Schimek; NAYS: None.

CARROLL Moved MTA #3 to amend Bill No. 13-56 in the following manner:

1. On page 3, line 3, after the word "unless," insert the following: "at least 80% of".

2. On page 3, line 4, before the word "proceeds" insert the word "gross".

Seconded by Cook & carried by the following vote: AYES: Carroll, Cook, Eskridge, Hinkley, Schimek; NAYS: Camp, Emery.

CAMP Moved to Place Bill No. 13-56 on Indefinite Pending.

Seconded by Hinkley.

HINKLEY Moved a friendly amendment to Delay Action two weeks.

Camp accepted.

The motion **LOST** by the following vote: AYES: Camp, Hinkley; NAYS: Carroll, Cook, Emery, Eskridge, Schimek.

CLERK Read an ordinance, introduced by Jonathan Cook, amending Title 9 of the Lincoln Municipal Code relating to Public Peace and Welfare to add a new Chapter 9.30 entitled "Donation Boxes" by adding Section 9.30.010 to set forth definitions used in this chapter; adding Section 9.30.020 to set forth the Legislative Intent of the Council; adding Section 9.30.030 to prohibit Donation Boxes for other than charitable purposes; adding Section 9.30.040 to provide for issuance of Donation Box Permits; adding Section 9.30.050 to provide for

enforcement of this chapter; adding Section 9.30.060 to provide exemptions for donation boxes on property owned by a charitable organization; and adding Section 9.30.070 to provide for severability of the provisions of this chapter, the third time.

COOK Moved to pass the ordinance as amended.

Seconded by Schimek & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Eskridge, Hinkley, Schimek; NAYS: None.

The ordinance, being numbered #19875, is recorded in Ordinance Book #28, Page .

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

AMENDING CHAPTER 24.01 OF THE LINCOLN MUNICIPAL CODE (LINCOLN FIRE SUPPRESSION SYSTEMS) TO DELETE REFERENCES TO OR ACTIONS REQUIRED OF THE EXAMINING BOARD AND THE ADMINISTRATIVE AUTHORITY; AND BY AMENDING SECTION 24.01.010 TO REPLACE THE DEFINITION OF "ADMINISTRATIVE AUTHORITY" WITH THE DEFINITION OF "BUILDING AND SAFETY"; AMENDING SECTION 24.01.040 TO PROVIDE QUALIFICATIONS FOR A FIRE SUPPRESSION JOURNEYMAN AND FIRE SUPPRESSION CONTRACTOR, AND TO PROVIDE THAT THE DIRECTOR SHALL DETERMINE THE MINIMUM QUALIFICATIONS FOR APPLICANTS FOR REGISTRATION BASED ON A POINT SYSTEM AND SHALL APPROVE THE FORM AND CONTENT OF ANY EXAMINATION TO BE GIVEN TO APPLICANTS; REPEALING SECTION 24.01.050, EXAMINING BOARD, AUTHORITY; ADDING A NEW SECTION NUMBERED 24.01.065 TO PROVIDE FOR THE APPEAL OF AN ISSUED OR DENIED REGISTRATION CERTIFICATE; REPEALING SECTION 24.01.070, EXAMINING BOARD, MEETINGS; AMENDING SECTION 24.01.100 TO CHANGE THE PROCESS FOR SUSPENDING OR REVOKING A CERTIFICATE OF REGISTRATION; AMENDING SECTION 24.01.110 TO PROVIDE RENEWAL OF CERTIFICATES OF REGISTRATION UPON APPROVAL OF THE DIRECTOR; AMENDING SECTION 24.01.120 TO PROVIDE ANY PERSON REGISTERED AS A CONTRACTOR OR JOURNEYMAN WHO DOES NOT RENEW HIS CERTIFICATE OF REGISTRATION FOR A PERIOD OF 60 DAYS AFTER THE EXPIRATION OF THE SAME MAY BE REQUIRED TO SUBMIT HIMSELF TO AN EXAMINATION BY THE DIRECTOR BEFORE SUCH PERSON CAN AGAIN BE REGISTERED; AMENDING SECTION 24.01.150 TO INCREASE REGISTRATION AND EXAMINATION FEES; AMENDING SECTION 24.01.180 TO DELETE REFERENCES TO FIRE AND RESCUE DEPARTMENT; AMENDING SECTION 24.01.190 TO PROVIDE FOR A PLAN REVIEW FEE; AMENDING SECTION 24.01.200 TO INCREASE PERMIT FEES AND INSPECTION FEES AND TO PROVIDE DOUBLE FEES WHERE WORK FOR WHICH A PERMIT IS REQUIRED IS STARTED WITHOUT A PERMIT AND TO ADD PROVISIONS RELATING TO PERMIT EXPIRATIONS AND REFUNDS; AMENDING SECTION 24.01.220 TO REQUIRE A DOUBLE CHECK BACKFLOW PREVENTER OF ALL SPRINKLER SYSTEMS; AND REPEALING SECTION 24.01.330, DETECTOR METER. (3/18/13 - INDEFINITE PENDING) (4/29/13 - REMOVED FROM PENDING TO HAVE 1ST READING ON 5/6/13) - CLERK read an ordinance, introduced by Lloyd Hinkley, amending Chapter 24.01 of the Lincoln Municipal Code (Lincoln Fire Suppression Systems) by amending Section 24.01.010 to replace the definition of "Administrative Authority" with the definition of "Building and Safety"; amending Section 24.01.030 to delete references to Administrative Authority; amending Section 24.01.040 to delete the Examining Board provisions, to provide qualifications for a Fire Suppression Journeyman and Fire Suppression Contractor, and to provide that the Director shall determine the minimum qualifications for applicants for registration based on a point system and shall approve the form and content of any examination to be given to applicants; repealing Section 24.01.050, Examining Board, Authority; amending Section 24.01.060 to delete references to examining board and Administrative Authority; adding a new section numbered 24.01.065 to provide for the appeal of an issued or denied registration certificate; repealing Section 24.01.070, Examining Board, Meetings; amending Section 24.01.080 to delete actions required of the examining board and references to Administrative Authority; amending Section 24.01.100 to change the process for suspending or revoking a certificate of registration; amending Section 24.01.110 to provide renewal of certificates of registration upon approval of the Director; amending Section 24.01.120 to provide any person registered as a contractor or journeyman who does not renew his certificate of registration for a period of 60 days after the expiration of the same may be required to submit himself to an examination by the Director before such person can again be registered; amending Section 24.01.130 to delete references to examining board and Administrative Authority; amending Section 24.01.140 to delete a reference to Administrative Authority; amending Section 24.01.150 to increase registration and examination fees; amending Section 24.01.160 to delete references to Administrative Authority; amending Section 24.01.180 to delete references to Administrative Authority and Fire and Rescue Department; amending Section 24.01.190 to provide for a plan review fee and to delete references to Administrative Authority; amending Section 24.01.200 to increase permit fees and inspection fees and to provide double fees where work for which a permit is required is started without a permit and to add provisions relating to permit expirations and refunds; amending Section 24.01.220 to require a double check backflow preventer of all sprinkler systems; amending Sections 24.01.230, 24.01.250, 24.01.260, 24.01.270, 24.01.280, and 24.01.290 to delete references to Administrative Authority; repealing Section 24.01.330, Detector Meter; amending Sections 24.01.340, 24.01.360, and 24.01.370 to delete references to Administrative Authority; and repealing Sections 24.01.010, 24.01.030, 24.01.040, 24.01.060, 24.01.080, 24.01.100, 24.01.110, 24.01.120, 24.01.130, 24.01.140, 24.01.150, 24.01.160, 24.01.170, 24.01.180, 24.01.190, 24.01.200, 24.01.220, 24.01.230, 24.01.250, 24.01.260, 24.01.270, 24.01.280, 24.01.290, 24.01.340, 24.01.360, and 24.01.370 of the Lincoln Municipal Code as hitherto existing, the first time.

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AUTHORIZING THE ISSUANCE, SALE AND DELIVERY OF WATER REVENUE REFUNDING BONDS OF THE CITY OF LINCOLN, NEBRASKA TO REFUND OUTSTANDING WATER REVENUE BONDS OF THE CITY AND RELATED MATTERS - CLERK read an ordinance, introduced by Lloyd Hinkley, being the Fifth Series Ordinance adopted under and Pursuant to Ordinance No. 18088 authorizing the issuance of Water Revenue Refunding Bonds, Series 2013, of the City of Lincoln, Nebraska in a principal amount not to exceed thirty-two million dollars (\$32,000,000); fixing in part and providing for the fixing in part of the details of the Bonds; Providing for the sale of the Bonds and the application of the proceeds thereof; authorizing the execution and delivery of certain documents and taking other action in connection with the foregoing; and related matters, the first time.

RESOLUTIONS - 1ST READING - ADVANCE NOTICE

ESTABLISHING A NEW RATE SCHEDULE FOR CUSTOMERS OF THE LINCOLN WATER SYSTEM TO BE IMPOSED DURING CONDITIONS REQUIRING EMERGENCY WATER MANAGEMENT AS SPECIFIED IN THE WATER MANAGEMENT PLAN ADOPTED BY EXECUTIVE ORDER NO. 86012.

APPROVING SUPPLEMENTAL AGREEMENT NO. 5 BETWEEN THE CITY OF LINCOLN AND THE NEBRASKA DEPT. OF ROADS FOR THE JAMAICA NORTH TRAIL PHASE 2, NDOR PROJECT NO. ENH-55(160) CONTROL NO. 12879, TO REVISE THE FEDERAL SHARE PAYABLE ON THIS PROJECT DURING THE CONSTRUCTION AND CONSTRUCTION ENGINEERING PHASE TO A MAXIMUM OF 80 PERCENT OF THE ELIGIBLE AND PARTICIPATING COSTS.

APPROVING THE RECREATIONAL TRAILS PROGRAM PROJECT AGREEMENT BETWEEN THE CITY OF LINCOLN AND THE NEBRASKA GAME AND PARKS COMMISSION FOR A RECREATIONAL TRAILS PROGRAM PROJECT GRANT TO CONSTRUCT THE WILDERNESS PARK TRAIL BRIDGE.

ACCEPTING THE REPORT OF NEW AND PENDING CLAIMS AGAINST THE CITY AND APPROVING DISPOSITION OF CLAIMS SET FORTH FOR THE PERIOD OF APRIL 16-30, 2013.

MISCELLANEOUS BUSINESS

OPEN MICROPHONE - NONE

ADJOURNMENT 4:25 P.M.

CAMP Moved to adjourn the City Council meeting of May 6, 2013.
Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Eskridge, Hinkley, Schimek; NAYS: None.

Teresa J. Meier, City Clerk

Sandy L. Dubas, Office Specialist