

**THE MINUTES OF THE BOARD OF EQUALIZATION MEETING HELD
MONDAY, APRIL 25, 2016 AT 5:30 P.M.**

The Board of Equalization met at 5:30 p.m. in the City Chambers of the County-City Building in Lincoln, Nebraska as required by law.

Present: Council Chair Fellers; Council Members: Camp, Christensen, Eskridge, Gaylor Baird, Raybould; City Clerk: Teresa Meier; Absent: Lamm.

Council Chair Fellers 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.

ELECTION OF CHAIRPERSON

CHRISTENSEN Nominated Trent Fellers as Chair.

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

CHRISTENSEN Having been appointed to read the minutes of the City Council proceedings of April 18, 2016, reported having done so, found same correct.

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

PUBLIC HEARING

COLLEGE VIEW MAINTENANCE BUSINESS IMPROVEMENT DISTRICT GENERALLY EXTENDING FROM: SOUTH 48TH STREET BETWEEN CALVERT STREET AND PIONEERS BOULEVARD; 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 - Ron Cane, Urban Development, came forward and stated North 27th Street was created by an ordinance that was adopted by City Council in 2002. College View, South Street, and Havelock were all created by an ordinance that was adopted by City Council in 2011. Mr. Cane stated College View has previously been assessed 2 times, North 27th street has been assessed 10 times, South Street has been assessed 4 times, Havelock has been assessed 3 times, and University Place has been assessed 8 times. Mr Cane stated the calculated expenditures are approved for payment for all districts from January, 2015 through December 31, 2015.

This matter was taken under advisement.

VOTING SESSION

COLLEGE VIEW MAINTENANCE BUSINESS IMPROVEMENT DISTRICT GENERALLY EXTENDING FROM: SOUTH 48TH STREET BETWEEN CALVERT STREET AND PIONEERS BOULEVARD; 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

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

**REGULAR MEETING
APRIL 25, 2016
PAGE 554**

5:37 P.M.

ADJOURNMENT

CHRISTENSEN Moved to adjourn sine die the Board of Equalization Meeting.

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

Teresa J. Meier, City Clerk

Monet McCullen, Office Specialist

**THE MINUTES OF THE CITY COUNCIL MEETING HELD
MONDAY, APRIL 25, 2016 AT 5:30 P.M.**

The Meeting was called to order at 5:38 p.m. Present: Council Chair Fellers; Council Members: Camp, Christensen, Eskridge, Gaylor Baird, Raybould; City Clerk: Teresa Meier; Absent: Lamm.

Council Chair Fellers 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

CHRISTENSEN Having been appointed to read the minutes of the City Council proceedings of April 18, 2016, reported having done so, found same correct.

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

RECOGNITION

Council Chair Fellers welcomed Boy Scout Troops 63 earning a merit badge to the City Council Meeting.

PUBLIC HEARING

APPLICATION OF CHHIBBANE RESTAURANT GROUP, LLC DBA CHEF KARIM'S MEDITERRANEAN GRILL FOR A CLASS IK LIQUOR LICENSE AT 333 NORTH COTNER BOULEVARD;
MANAGER APPLICATION OF ABDEL-KARIM CHHIBBANE FOR CHHIBBANE RESTAURANT GROUP, LLC DBA CHEF KARIM'S MEDITERRANEAN GRILL AT 333 NORTH COTNER BOULEVARD
-Abdel-Karim Chhibbane, 515 E Street, applicant, came forward to take the oath and requested approval.
This matter was taken under advisement.

APPROVING JEFFREY BLIEMEISTER AS CHIEF OF POLICE EFFECTIVE APRIL 26, 2016 - Tom Cassidy, Director of Public Safety, came forward and stated he is very pleased to have someone of Mr. Bliemeister's quality apply for the job and be selected. Mr. Bliemeister was one of 23 applicants selected after a nationwide search. This was further narrowed down to a group of 13 semi-finalists which later was narrowed down to 6 finalists who were all interviewed by Mayor Beutler and two panels composed by citizens, employees, and city officials. Mr. Cassidy stated Mr. Bliemeister is a man of impeccable characteristics and qualities. In addition, Mr. Bliemeister has done a great job with the Lancaster County Sheriff's office, and his collaborative efforts with the Lincoln Police Department. Mr. Bliemeister has been a great partner in the efforts between the two agencies. Mr. Cassidy stated Mr. Bliemeister is a man with a sterling education, values and ethics. Mr. Cassidy noted that the number of future and former colleagues in the room was a testament to what people at the Lancaster County Sheriff office and the Lincoln Police Department think about Mr. Bliemeister.

Jeffrey Bliemeister, Chief of Police, came forward and stated that with the approval of the City Council, he will begin his service to the citizens of Lincoln as the Chief of Police. Mr. Bliemeister thanked Mayor Beutler, Public Safety Director Tom Cassidy, Doug McDaniel, and all that were involved in the hiring process. Mr. Bliemeister expressed his excitement to be part of this professional organization and to continue to provide a safe and secure place to live, work and raise his family. Mr. Bliemeister stated he plans to work hard to earn the trust of the community and the employees of the Lincoln Police Department. Mr. Bliemeister thanked Sheriff Wagner and his co-workers at the Sheriff's office. Discussion followed.

Terri Pope-Gonzales, 349 S. 1st Street, came forward in support.

This matter was taken under advisement.

APPROVING A SPONSORSHIP AGREEMENT BETWEEN THE UNIVERSITY OF NEBRASKA-LINCOLN AND THE CITY OF LINCOLN FOR FUNDING OF THE BIKE SHARE PROGRAM IN THE AMOUNT OF \$114,000.00;

APPROVING A SPONSORSHIP AGREEMENT BETWEEN BLUE CROSS BLUE SHIELD OF NEBRASKA AND THE CITY OF LINCOLN FOR FUNDING OF THE BIKE SHARE PROGRAM IN THE AMOUNT OF \$19,334.00;

APPROVING A SPONSORSHIP AGREEMENT BETWEEN LINCOLN COMMUNITY FOUNDATION AND THE CITY OF LINCOLN FOR FUNDING OF THE BIKE SHARE PROGRAM IN THE AMOUNT OF \$80,000.00;

APPROVING A SPONSORSHIP AGREEMENT BETWEEN SPREETAIL AND THE CITY OF LINCOLN FOR FUNDING OF THE BIKE SHARE PROGRAM IN THE AMOUNT OF \$160,000.00;

ADOPTING THE NEBRASKA DEPARTMENT OF ROADS' SPONSORSHIP POLICY FOR THE BIKE SHARE PROJECT;

A RESOLUTION TO ESTABLISH A SPECIAL RESERVE FUND FOR THE BIKE SHARE PROGRAM TO CAPTURE THE FINANCIAL ACTIVITY, INCLUDING REVENUES, SPONSORSHIPS, DONATIONS,

USER FEES AND EXPENSES GENERATED BY ADDITIONS TO THE LINCOLN BIKE SHARE PROGRAM - David Carey, Planning Department, came forward and stated there will be a total of 15 stations. The University will be sponsoring 3 bike stations for three years worth of operation. Mr. Carey stated Chancellor Harvey Pearlman has sent a letter of support. Blue Cross Blue Shield sponsored a single station for the first year. Blue Cross Blue Shield has also sent a letter of support. Spreetail will be sponsoring 11 stations over two years. Mr. Carey stated Nebraska Department of Roads is partnering in the program. Mr. Carey stated this is the final step in the process before being able to put a R.F.P out for a vendor to purchase the bikes and the station to move forward with the project.

Leirion Gaylor Baird, Council Member, asked to clarify the cost to sponsor each station.

Mr. Carey stated the first year there will be an additional cost per station in the \$10,000.00 which is the local match for federal funding per station. \$9,334.00 is an annual estimated cost of operations per station. Mr. Carey gave an example of Spreetail sponsoring 11 stations for two years which would be the initial year cost per station, plus the two years of operation fees per station.

Kush Abdullou, Spreetail, came forward in support.

Tien Chow, University of Nebraska Student, came forward in support.

Carl Eskridge, Council Member, asked Mr. Hubka to clarify the financing of the program.

Steve Hubka, Finance Director, stated the special revenue fund is like a lot of city funds and used where there is a revenue source that is unique to the program that is being funded. Mr. Hubka stated this is different than an enterprise fund where depreciation is accounted for and profit and losses are accounted for like a business. Mr. Hubka stated we do not intend to issue any bonds for this revenue, but it is a way to allow the program to stand on it's own as far as being able to measure revenue and expenses in a self contained fund. Discussion followed.

Ms. Gaylor Baird asked Mr. Carey if all the sponsorship agreements conform with Nebraska Department of Roads policy and adequately relate to the bike shares advertising regulations and placement of sponsorship as opposed to covering a transit shelter which would be a different size.

Mr. Carey stated there are specifics in place that would make this unique. All sponsorship agreements fall in line with sponsorship policies. Each sponsorship is aware of what can be displayed on the stations and the size of the signs allowed on the stations. Mr. Carey stated a lot of this is in part of using federal funds during the first phase of the program. Mr. Carey stated that in the future if it were decided to do a phase 2 or 3 of the program and federal funds were not used it would not restrict us on how the agreements are stated and different types of agreement that were locally based could be used.

Jon Camp, Council Member, asked about the \$600,000 flow through from Nebraska Department of Roads from Federal funds with a 20% matching which would make it \$120,000.

Tomas Schafer, Interim Director of Public Works clarified it would be \$150,000 which is 20% from the total of \$750,000, not just the Federal funds.

Mr. Camp inquired about the 10 year commitment of the city to sponsor the project.

Mr. Carey confirmed that for the equipment it is set up for a 10 year commitment from the city of which is the \$9,330 amount per year for maintenance per station which will come from further sponsorships. Mr. Carey stated this will be set up for the city to own the equipment. The city will oversee the contract of a vendor that will provide the equipment, the bikes, and the station. There will be an additional contract for the operator, which may, or may not be the vendor that is used for the equipment. The vendor along with city staff will continue to try and solicit and gain further sponsorships and advertising depending on how things go with the program. Discussion followed.

This matter was taken under advisement.

APPROVING A RESOLUTION OF INTENTION TO DISESTABLISH THE WEST HAYMARKET/DOWNTOWN CORE MANAGEMENT BUSINESS IMPROVEMENT DISTRICT, THE BOUNDARIES OF WHICH GENERALLY EXTEND ALONG THE EXTERIOR LINES OF PINNACLE ARENA DRIVE ON THE WEST AND NORTH, NORTH 8TH AND 9TH STREETS ON THE EAST, AND O AND N STREETS ON THE SOUTH, EFFECTIVE AUGUST 31, 2016;

APPROVING A RESOLUTION OF INTENTION TO DISESTABLISH THE WEST HAYMARKET/DOWNTOWN MANAGEMENT BUSINESS IMPROVEMENT DISTRICT, THE BOUNDARIES OF WHICH GENERALLY EXTEND ALONG THE EXTERIOR LINES OF PINNACLE ARENA DRIVE ON THE WEST AND NORTH, NORTH 10TH STREET ON THE EAST, AND Q, R AND N STREETS ON THE SOUTH, EFFECTIVE AUGUST 31, 2016 - David Landis, Director of Urban Development, applicant, came forward and stated there are currently 4 Business Improvement Districts in Downtown Lincoln, 2 of which will be coming to an end by a natural process after lasting 10 years. The management portion of the Business Improvement District is exclusively done by the business interest Downtown without city funds and is the advocacy for programming, special events and other things that are good for Downtown. The ending logic is to have all of Downtown covered by a standard of management service, and then an area of Downtown which seeks a higher service and wants more from it's Business Improvement Districts.

Terri Pope-Gonzales, 349 S. 1st Street, came forward to verify what BID meant.

Terry Uland, Downtown Lincoln Association, came forward and stated they are initiating the end of the 2 older bids to be able to serve West Haymarket. Mr. Uland stated it is important to unify the bids across the city to keep the rates equivalent, which would be hard to do if we still tried to maintain the 2 extra bids. Discussion followed.

Rick Peo, City Attorney, came forward and stated there are two steps to this process and that the first process needs to be completed to be able to meet the state statute in regards to time lines.

This matter was taken under advisement.

ORDINANCE APPROVING A MASTER TAX-EXEMPT LEASE/PURCHASE AGREEMENT AND PROPERTY SCHEDULE NO. 1 WITH U.S. BANCORP GOVERNMENT LEASING AND FINANCE, INC. AND A RELATED ESCROW AGREEMENT FOR GROUNDS MAINTENANCE EQUIPMENT IN THE AMOUNT OF \$556,864.37 - Steve Hubka, Finance Director, came forward stated two pieces of legislation are required. The first one is the Ordinance and the other one being a resolution to approve the purchase of the equipment. Mr. Hubka asked for the other piece of the legislation to be talked about in two weeks. Mr. Hubka stated the Ordinance is to purchase equipment for the golf courses. Mr. Hubka stated the city is financing \$527,856 over 6 years at a 1.8% interest rate provided by U.S. Bancorp. The financing part was bid competitively.

Mike Rogers, Gilmore and Bell, 1248 O Street #710, came forward and stated the ordinance approves the lease purchase agreement. There is also an escrow agreement that has been approved. After the lease purchase agreement is entered into, there could be a slight delay between closing and paying the vendor and the escrow agreement is the funding mechanism that will be used as form of payment to the vendor.

Lynn Johnson, Parks and Recreation Department, came forward and stated the equipment being purchased is standard practice for maintenance for golf course maintenance equipment. For a number of years, the City has entered into Lease Purchase Agreements. The current term has been updated to a 6 year term to reduce costs, 21 pieces of equipment are being used, 10 of which are from Mahoney Golf Course, and 11 are from Holmes Golf Course. The equipment was evaluated, and all pieces that are used on a daily basis will be surplus at the end of the cycle. Some of the equipment is specialized and does not need to be replaced at the end of the 6 year cycle and that equipment is kept for a longer period of time. The majority of the equipment that the ordinance will be replacing will be sold at auctions and surplus. The proceeds from that will be returned to the golf course.

Leirion Gaylor Baird, Council Member, asked if the \$527,000 comes out of the golf fund.

Mr. Johnson, clarified the money will come out of the golf fund and, as revenue sources have been projected, it is also made sure that adequate funding sources are built in to cover around \$92,000 worth of costs to lease/purchase the equipment on an annual basis.

Ms. Gaylor Baird asked why this was an ordinance if a resolution will be discussed in the future.

Mr. Rogers stated the reason for the Ordinance is due to entering into a long term contract and binding the city for multiple years.

This matter was taken under advisement.

COUNCIL ACTION

REPORTS OF CITY OFFICERS

CLERK'S LETTER AND MAYOR'S APPROVAL OF RESOLUTION AND ORDINANCES PASSED BY CITY COUNCIL ON APRIL 11, 2016. CLERK presented said report which was placed on file in the Office of the City Clerk. **(27-1)**

BLACK HILLS ENERGY ANNUAL REPORT FOR 2015. CLERK presented said report which was placed on file in the Office of the City Clerk. **(16-1A)**

LIQUOR RESOLUTIONS

APPLICATION OF CHHIBBANE RESTAURANT GROUP, LLC DBA CHEF KARIM'S MEDITERRANEAN GRILL FOR A CLASS IK LIQUOR LICENSE AT 333 NORTH COTNER BOULEVARD - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-89647 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 Chhibbane Restaurant Group, LLC dba Chef Karim's Mediterranean Grill for a Class "IK" liquor license at 333 North Cotner Boulevard, Lincoln, Nebraska, for the license period ending April 30, 2016, be approved with the condition that:

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

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

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

Introduced by Jon Camp

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

MANAGER APPLICATION OF ABDEL-KARIM CHHIBBANE FOR CHHIBBANE RESTAURANT GROUP, LLC DBA CHEF KARIM'S MEDITERRANEAN GRILL AT 333 NORTH COTNER BOULEVARD. - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-89648 WHEREAS, Chhibbane Restaurant Group, LLC dba Chef Karim's Mediterranean Grill located at 333 North Cotner Boulevard, Lincoln, Nebraska has been approved for a Retail Class "IK" liquor license, and now requests that Abdel-Karim Chhibbane be named manager;

WHEREAS, Abdel-Karim Chhibbane 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 Abdel-Karim Chhibbane 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 Raybould & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Raybould; NAYS: None; ABSENT: Lamm.

PUBLIC HEARING - RESOLUTIONS

APPROVING JEFFREY BLIEMEISTER AS CHIEF OF POLICE EFFECTIVE APRIL 26, 2016 - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-89649 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the appointment of Jeffrey Bliemeister as Chief of Police effective April 26, 2016 is hereby approved.

Introduced by Jon Camp

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

APPROVING A SPONSORSHIP AGREEMENT BETWEEN THE UNIVERSITY OF NEBRASKA-LINCOLN AND THE CITY OF LINCOLN FOR FUNDING OF THE BIKE SHARE PROGRAM IN THE AMOUNT OF \$114,000.00 - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-89650 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the Sponsorship Agreement between the University of Nebraska-Lincoln and the City of Lincoln for funding of the Bike Share Program in the amount of \$114,000.00, upon the terms and conditions as set forth in said Sponsorship Agreement, is hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

Introduced by Jon Camp

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

APPROVING A SPONSORSHIP AGREEMENT BETWEEN BLUE CROSS BLUE SHIELD OF NEBRASKA AND THE CITY OF LINCOLN FOR FUNDING OF THE BIKE SHARE PROGRAM IN THE AMOUNT OF \$19,334.00 - PRIOR to reading:

RAYBOULD Moved Motion to Amend No. 1 to amend Bill 16R-73 by replacing the Sponsorship Agreement which is attached to the resolution with the Sponsorship Agreement attached hereto.

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

CLERK Read the following resolution, introduced by Jon Camp, who moved its adoption:

A-89651 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the Sponsorship Agreement between Blue Cross Blue Shield of Nebraska and the City of Lincoln for funding of the Bike Share Program in the amount of \$19,334.00, upon the terms and conditions as set forth in said Sponsorship Agreement, is hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

Introduced by Jon Camp

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

APPROVING A SPONSORSHIP AGREEMENT BETWEEN LINCOLN COMMUNITY FOUNDATION AND THE CITY OF LINCOLN FOR FUNDING OF THE BIKE SHARE PROGRAM IN THE AMOUNT OF \$80,000.00 - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-89652 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the Sponsorship Agreement between Lincoln Community Foundation and the City of Lincoln for funding of the Bike Share Program in the amount of \$80,000.00, upon the terms and conditions as set

forth in said Sponsorship Agreement, is hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

Introduced by Jon Camp

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

APPROVING A SPONSORSHIP AGREEMENT BETWEEN SPREETAILE AND THE CITY OF LINCOLN FOR FUNDING OF THE BIKE SHARE PROGRAM IN THE AMOUNT OF \$160,000.00 - PRIOR to reading: RAYBOULD Moved Motion to Amend No. 1 to amend Bill 16R-73 by replacing the Sponsorship Agreement which is attached to the resolution with the Sponsorship Agreement attached hereto.

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

CLERK Read the following resolution, introduced by Jon Camp, who moved its adoption:

A-89653 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the Sponsorship Agreement between Spreetail and the City of Lincoln for funding of the Bike Share Program in the amount of \$160,000.00, upon the terms and conditions as set forth in said Sponsorship Agreement, is hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

Introduced by Jon Camp

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

ADOPTING THE NEBRASKA DEPARTMENT OF ROADS' SPONSORSHIP POLICY FOR THE BIKE SHARE PROJECT - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-89654 WHEREAS, the City of Lincoln has previously adopted the Bike Share Agreement between the City of Lincoln and the Nebraska Department of Roads by Resolution No. A-89518; and

WHEREAS, the Director of the Planning Department has recommended the adoption of the Nebraska Department of Roads' Sponsorship Policy.

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

That the Nebraska Department of Roads' Sponsorship Policy for the Bike Share Project which is attached hereto and marked as Attachment "A" is hereby approved.

Introduced by Jon Camp

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

A RESOLUTION TO ESTABLISH A SPECIAL ~~RESERVE~~ REVENUE FUND FOR THE BIKE SHARE PROGRAM TO CAPTURE THE FINANCIAL ACTIVITY, INCLUDING REVENUES, SPONSORSHIPS, DONATIONS, USER FEES AND EXPENSES GENERATED BY ADDITIONS TO THE LINCOLN BIKE SHARE PROGRAM - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-89655 A RESOLUTION regarding the establishment of a special reserve fund for the Bike Share Program.

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

That a special reserve fund to capture the financial activity of the Bike Share Program, including revenues, sponsorships, donations, user fees, and expenses generated by the Lincoln Bike Share Program is hereby created and shall be described as Fund 255.

Introduced by Jon Camp

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

APPROVING A RESOLUTION OF INTENTION TO DISESTABLISH THE WEST HAYMARKET/DOWNTOWN CORE MANAGEMENT BUSINESS IMPROVEMENT DISTRICT, THE BOUNDARIES OF WHICH GENERALLY EXTEND ALONG THE EXTERIOR LINES OF PINNACLE ARENA DRIVE ON THE WEST AND NORTH, NORTH 8TH AND 9TH STREETS ON THE EAST, AND O AND N STREETS ON THE SOUTH, EFFECTIVE AUGUST 31, 2016 - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-89656 A RESOLUTION OF INTENTION TO DISESTABLISH THE WEST HAYMARKET/DOWNTOWN CORE MANAGEMENT BUSINESS IMPROVEMENT DISTRICT CREATED BY ORDINANCE NO. 19983 FOR THE PROVISION OF CERTAIN CORE MANAGEMENT WORK IN THE WEST HAYMARKET DOWNTOWN AREA.

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

Pursuant to the provisions of the Business Improvement District Act, Neb. Rev. Stat. § 19-4015 (2015 Supplement) the City Council of the City of Lincoln, Nebraska hereby declares its intention to adopt an Ordinance to disestablish effective as of August 31, 2016 the West Haymarket/Downtown Core Management Business Improvement District created by Ordinance No. 19983 for the purpose of providing certain Core Management Work in the West Haymarket downtown area, the boundaries of which generally extend along the exterior lines of Pinnacle Arena Drive on the west and north, North 8th Street and North 9th Street on the east, and O and N Streets on the south. Said boundaries and the property included therein

**REGULAR MEETING
APRIL 25, 2016
PAGE 560**

are more specifically shown on the map which is attached hereto, marked as Attachment "A", and made a part hereof by reference.

BE IT FURTHER RESOLVED that in accordance with the provisions of Neb. Rev. Stat. § 19-4035 (Reissue 2012) the time and place of the hearing to be held by the City Council of the City of Lincoln on the Ordinance to consider the disestablishment of such Business Improvement District shall be on May 16, 2016 at the hour of 3:00 p.m., or as soon thereafter as possible, in the City Council Chambers, 1st Floor, County-City Building, 555 South 10th Street, Lincoln, Nebraska 68508.

BE IT FURTHER RESOLVED that the City Clerk is directed to place an Ordinance to disestablish the West Haymarket/Downtown Core Management Business Improvement District on the City Council agenda for introduction on May 9, 2016 with public hearing on May 16, 2016.

Introduced by Jon Camp

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

APPROVING A RESOLUTION OF INTENTION TO DISESTABLISH THE WEST HAYMARKET/DOWNTOWN MANAGEMENT BUSINESS IMPROVEMENT DISTRICT, THE BOUNDARIES OF WHICH GENERALLY EXTEND ALONG THE EXTERIOR LINES OF PINNACLE ARENA DRIVE ON THE WEST AND NORTH, NORTH 10TH STREET ON THE EAST, AND Q, R AND N STREETS ON THE SOUTH, EFFECTIVE AUGUST 31, 2016 - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-89657 A RESOLUTION OF INTENTION TO DISESTABLISH THE WEST HAYMARKET/DOWNTOWN MANAGEMENT BUSINESS IMPROVEMENT DISTRICT CREATED BY ORDINANCE NO. 19982 FOR THE PROVISION OF CERTAIN MANAGEMENT ACTIVITIES IN THE WEST HAYMARKET DOWNTOWN AREA.

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

Pursuant to the provisions of the Business Improvement District Act, Neb. Rev. Stat. § 19-4015 (2015 Supplement) the City Council of the City of Lincoln, Nebraska hereby declares its intention to adopt an Ordinance to disestablish effective as of August 31, 2016 the West Haymarket/Downtown Management Business Improvement District created by Ordinance No. 19982 for the purpose of providing certain Management Activities in the West Haymarket downtown area, the boundaries of which generally extend along Pinnacle Arena Drive on the west and north, North 10th Street on the east, and Q, R, and N Streets on the south. Said boundaries and the property included therein are more specifically shown on the map which is attached hereto, marked as Attachment "A", and made a part hereof by reference.

BE IT FURTHER RESOLVED that in accordance with the provisions of Neb. Rev. Stat. § 19-4035 (Reissue 2012) the time and place of the hearing to be held by the City Council of the City of Lincoln on the Ordinance to consider the disestablishment of such Business Improvement District shall be on May 16, 2016 at the hour of 3:00 p.m., or as soon thereafter as possible, in the City Council Chambers, 1st Floor, County-City Building, 555 South 10th Street, Lincoln, Nebraska 68508.

BE IT FURTHER RESOLVED that the City Clerk is directed to place an Ordinance to disestablish the West Haymarket/Downtown Management Business Improvement District on the City Council agenda for introduction on May 9, 2016 with public hearing on May 16, 2016.

Introduced by Jon Camp

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

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

ORDINANCE APPROVING A MASTER TAX-EXEMPT LEASE/PURCHASE AGREEMENT AND PROPERTY SCHEDULE NO. 1 WITH U.S. BANCORP GOVERNMENT LEASING AND FINANCE, INC. AND A RELATED ESCROW AGREEMENT FOR GROUNDS MAINTENANCE EQUIPMENT IN THE AMOUNT OF \$556,864.37 - CLERK read an ordinance introduced by Jon Camp, an ordinance of the city of Lincoln, Nebraska authorizing and approving a master tax-exempt lease/purchase agreement and property schedule no. 1 with U.S. Bankcorp Government leasing and financing, inc. and a related escrow agreement for maintenance equipment in the amount of \$556,864.37, and related matters, the second time.

ORDINANCES - 3RD READING & RELATED RESOLUTIONS

CHANGE OF ZONE 16007 - APPLICATION OF PADEN DALY FOR A CHANGE OF ZONE FROM R-1 RESIDENTIAL DISTRICT TO R-2 RESIDENTIAL DISTRICT ON PROPERTY GENERALLY LOCATED AT 4811 BRADOCK COURT - CLERK read an ordinance introduced by Jane Raybould, amending the Lincoln Zoning District Maps adopted by reference and made a part of Title 27 of the Lincoln Municipal Code, pursuant to Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, the third time.

RAYBOULD Moved to pass the ordinance as read.

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

The ordinance, being numbered #20320, is recorded in Ordinance Book 31.

ANNEXATION 16003 - AMENDING THE LINCOLN CORPORATE LIMITS MAP BY ANNEXING APPROXIMATELY 19.37 ACRES OF PROPERTY GENERALLY LOCATED AT SOUTH 33RD STREET AND WILDERNESS HILLS BOULEVARD. (RELATED ITEMS: 16-35, 16-36) - CLERK read an ordinance introduced by Jane Raybould, annexing and including the below described land as part of the City of Lincoln, Nebraska and amending the Corporate Limits Map attached to and made a part of Ordinance No. 18208, to reflect the extension of the corporate limits boundary of the City of Lincoln, Nebraska established and shown thereon, the third time.

RAYBOULD Moved to pass the ordinance as read.

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

The ordinance, being numbered #20321, is recorded in Ordinance Book 31.

CHANGE OF ZONE 16009 - APPLICATION OF LINCOLN FEDERAL BANCORP FOR A CHANGE OF ZONE FROM AG AGRICULTURAL DISTRICT TO R-3 RESIDENTIAL DISTRICT ON PROPERTY GENERALLY LOCATED AT SOUTH 33RD STREET AND WILDERNESS HILLS BOULEVARD. (RELATED ITEMS: 16-35, 16-36) - CLERK read an ordinance introduced by Jane Raybould, amending the Lincoln Zoning District Maps adopted by reference and made a part of Title 27 of the Lincoln Municipal Code, pursuant to Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, the third time.

RAYBOULD Moved to pass the ordinance as read.

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

The ordinance, being numbered #20322, is recorded in Ordinance Book 31.

RESOLUTIONS - 1ST READING

APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF LINCOLN AND LANCASTER COUNTY ON BEHALF OF LANCASTER COUNTY CORRECTIONS COMMUNITY SERVICE PROGRAM TO CONDUCT ROADSIDE LITTER PICKUP ALONG COUNTY ROADS BY INMATES AND TO PROVIDE SUPERVISION OF THE INMATES FOR A TERM OF MAY 1, 2016 THROUGH DECEMBER 31, 2016.

APPROVING A CONTRACT BETWEEN THE CITY OF LINCOLN AND LINCOLN PHYSICIAN NETWORK, LLC DBA COMPANY CARE FOR OCCUPATIONAL HEALTH CLINIC SERVICES ON AN AS-NEEDED BASIS, PURSUANT TO BID NO. 16-033, FOR A FOUR YEAR TERM WITH THE OPTION TO RENEW FOR TWO ADDITIONAL ONE YEAR TERMS. (*CONSENT*)

APPOINTING CARLOS GARCIA AND TOM BECKIUS TO THE HUMAN RIGHTS COMMISSION FOR TERMS EXPIRING DECEMBER 31, 2018. (*CONSENT*)

APPOINTING PETER C. HOVE TO THE BOARD OF ZONING APPEALS FOR A TERM EXPIRING FEBRUARY 1, 2021. (*CONSENT*)

REAPPOINTING TIM FRANCIS TO THE BOARD OF ZONING APPEALS FOR A TERM EXPIRING FEBRUARY 1, 2019. (*CONSENT*)

REAPPOINTING DR. MICHELLE PETERSEN AND TOM RANDA TO THE LINCOLN-LANCASTER COUNTY BOARD OF HEALTH FOR TERMS EXPIRING APRIL 15, 2019. (*CONSENT*)

REAPPOINTING MICHAEL AYARS AND THOMAS C. BALL TO THE PINNACLE BANK ARENA ADVISORY COMMITTEE FOR TERMS EXPIRING APRIL 15, 2018. (*CONSENT*)

REAPPOINTING BOB CALDWELL AND MICHAEL W. STROUP TO THE PINNACLE BANK ARENA ADVISORY COMMITTEE FOR TERMS EXPIRING APRIL 15, 2019. (*CONSENT*)

REAPPOINTING DAVID MCBRIDE, JAMES O'HANLON, AND SHARON WHERRY TO THE PINNACLE BANK ARENA ADVISORY COMMITTEE FOR TERMS EXPIRING APRIL 15, 2020. (*CONSENT*)

ACCEPTING THE REPORT OF NEW AND PENDING CLAIMS AGAINST THE CITY AND APPROVING DISPOSITION OF CLAIMS SET FORTH FOR THE PERIOD OF APRIL 1-15, 2016.

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

ANNEXATION 16005 - AMENDING THE LINCOLN CORPORATE LIMITS MAP BY ANNEXING APPROXIMATELY 22.36 ACRES OF PROPERTY GENERALLY LOCATED AT WEST SILVERADO COURT AND HIGHWAY 34. (RELATED ITEMS: 16-38, 16-39) - CLERK read an ordinance, introduced by Roy Christensen, an ordinance annexing and including the below described land as part of the

**REGULAR MEETING
APRIL 25, 2016
PAGE 562**

City of Lincoln, Nebraska and amending the Corporate Limits Map attached to and made a part of Ordinance No. 18208, to reflect the extension of the corporate limits boundary of the City of Lincoln, Nebraska established and shown thereon, the first time.

CHANGE OF ZONE 16013 - APPLICATION OF STAROSTKA-LEWIS, LLC FOR A CHANGE OF ZONE FROM AG AGRICULTURAL DISTRICT TO R-3 RESIDENTIAL DISTRICT ON PROPERTY GENERALLY LOCATED AT WEST SILVERADO COURT AND HIGHWAY 34. (RELATED ITEMS: 16-38, 16-39) - CLERK read an ordinance introduced by Roy Christensen, an ordinance 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 first time.

AMENDING SECTION 9.24.110 OF THE LINCOLN MUNICIPAL CODE TO ALLOW ELECTRICALLY CHARGED FENCES TO BE INSTALLED FOR SECURITY PURPOSES IN ASSOCIATION WITH THE USE OF AN ALARM SYSTEM; AND REPEALING SECTION 9.24.110 OF THE LINCOLN MUNICIPAL CODE AS HITHERTO EXISTING - CLERK read an ordinance introduced by Roy Christensen, an ordinance amending Section 9.24.110 of the Lincoln Municipal Code to allow electrically charged fences to be installed for security purposes in association with the use of an alarm system; and repealing Section 9.24.110 of the Lincoln Municipal Code as hitherto existing, the first time.

ORDINANCE AUTHORIZING THE CITY TO ENTER INTO A LEASE-PURCHASE TRANSACTION IN A PRINCIPAL AMOUNT OF NOT TO EXCEED \$9,650,000 TO PURCHASE AND INSTALL (I) LIGHT POLES AND RELATED EQUIPMENT FOR THE LIGHTING OF STREETS; (II) FIRE APPARATUS AERIAL TRUCKS AND NEW FIRE ENGINES; (III) A FIRE STATION TO REPLACE THE CITY'S EXISTING FIRE STATION NO. 11, WHICH IS CURRENTLY LOCATED ON LAND PROVIDED BY THE LINCOLN AIRPORT AUTHORITY; AND (IV) A NEW ROOF AND HVAC SYSTEMS FOR THE CITY'S MUNICIPAL SERVICES CENTER LOCATED AT 901 AND 949 WEST BOND STREET, AND RELATED MATTERS - CLERK read an ordinance introduced by Roy Christensen, an ordinance of the City of Lincoln, Nebraska authorizing and approving a lease-purchase transaction with Union Bank and Trust Company, the proceeds of which will be used to pay the costs of acquiring and installing light poles and related equipment, such as light fixtures, wiring, and other items necessary to complete the installation of new street lights in the city, fiber optic network installations and expansions, fire apparatus aerial trucks and fire engines, a fire station, and a roof and hvac systems for the city municipal service center and to pay costs of issuance thereof; approving the issuance, sale and delivery of not to exceed \$9,650,000 principal amount of certificates of participation in such lease; fixing in part and providing for the fixing in part of certain provisions of the lease; and related matters, the first time.

OPEN MICROPHONE

Mike Morosin, 1500 N. 15th, came forward and read multiple letters that he has received.
This matter was taken under advisement.

Jack and Gwen Morris, 2401 W. Clair, came forward to talk about a safety issue with the intersection of Van Dorn and Coddington. Mr. and Mrs. Morris stated they felt the intersection was very dangerous and requested a light or a roundabout be placed at the intersection.
This matter was taken under advisement.

Terri Pope-Gonzalez, 349 S. 1st Street, came forward and discussed numerous issues.
This matter was taken under advisement.

ADJOURNMENT

6:49 P.M.

CAMP Moved to adjourn the City Council Meeting of April 25, 2016.
Seconded by Raybould & carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Raybould; NAYS: None; ABSENT: Lamm.

Teresa Meier, City Clerk

Mo net J. McCullen, Office Specialist