

**THE MINUTES OF THE CITY COUNCIL MEETING HELD
MONDAY, APRIL 29, 2013 AT 5:30 P.M.**

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

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.

READING OF THE MINUTES

COOK Having been appointed to read the minutes of the City Council proceedings of April 22, 2013 reported having done so, found same correct. Seconded by Emery & carried by the following vote: AYES: Camp, Carroll, Emery, Eskridge, Hinkley, Schimek; NAYS: None; ABSENT: Cook

PUBLIC HEARING

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 - Dallas McGee, Assistant Director of Urban Development, came forward to state the purpose of the district is to encourage economic growth by creating a vibrant mix of activities near an entertainment venue. An entertainment venue, as defined in the legislation, must be located in a B-4 Zoning District and must have a minimum indoor occupancy of 750 people. There are currently four existing locations that would meet these qualifications: the Lied Center, the Rococo Theatre, the Bourbon Theatre and Pershing Center. Pinnacle Bank Arena will be a fifth venue that will qualify. Entertainment districts must be within 500 feet of the venue and must have not less than 20,000 square feet of retail, entertainment, shopping and restaurants. If there are multiple property owners within the area, the district must be under the control of a promotional association which has the support of all of those owners.

Tonya Peters, Assistant City Attorney, came forward to explain how the entertainment districts will work. Venues that offer consistent, live entertainment and meet the 750 person indoor occupancy were identified because anything smaller would be classified as a bar or restaurant, rather than a venue. If the entertainment district area is shared with other property owners, a promotional association must be created. The manager of this association must be available to respond to any complaints or issues within the district. Additionally, a log will be kept of all issues in order to identify recurring problems. The application process is very detailed and the City retains more control over these types of licenses. Each establishment that wishes to be involved will be required to acquire a license so that each participant has responsibility for the commons area; this also allows action to be taken against a single participant if they are the source of problems. If necessary, the City is able to pull an entertainment district permit. The Liquor Commission is also able to revoke the entire commons area license. These areas must contain at least 4,500 square feet. They will be open and shared and will allow patrons to leave one business with alcohol and walk into another, but within the boundaries of the designated area. They will have shorter operating hours which end at 1:00 a.m. and food must be available from some source within the area at all times when alcohol is served. Other limitations include the use of plastic cups with identifiers, selling drinks at above cost, and a one drink limit per person, meaning if an individual needed to purchase drinks for others, a server would be required to deliver those additional drinks. Other ideas can be incorporated as part of the permit process, rather than as amendments to the ordinance itself.

Brett West, 3042 Sheridan Boulevard, came forward as a representative of WRK, LLC to speak in favor of this ordinance. The focus of the development of an entertainment district in the Haymarket is on attracting young professionals and serving the community well. WRK has been heavily involved in this process and ultimately want to hold themselves and their tenants accountable for the success of this project. It is important for the area to be vibrant and to attract people, even when there is not an event at the arena.

Eric Dinger, 5831 Kipling Court, came forward to testify in favor of this ordinance. Lincoln is in an ongoing talent competition with other municipalities for attracting new industries, start-up companies and innovative knowledge workers. The entertainment district concept is a good example of the progress our city is making in the fight to attract and keep talented people here.

Tom Lorenz, General Manager of Pershing Center, came forward to speak in favor of the entertainment districts. These areas will become more vibrant and cohesive and will attract even larger events to Lincoln. Concerns over alcohol sales have been addressed; all of the restrictions in place now for serving alcohol will remain, along with some added restrictions.

Eric F. Marsh, 19504 Emile St., Elkhorn, NE, came forward in favor of this ordinance. As a new investor in this community, the entertainment district concept was a major factor in the decision to create an establishment here.

Matt Herman, 6424 Thunderbird Cir, came forward to state that although he is in favor of this concept, he disagrees with the limitations it places on smaller establishments outside of the areas designated as potential entertainment districts; too great of an advantage is given to those who are included.

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Jo Tetherow, 3118 Shirley Ct., came forward to state that she disagrees with the single drink purchase limit.

Drew Philippi, 527 Elm St., Greenwood, NE, came forward to state that he and his wife recently started a business called Group Therapy Bike Tours in direct response to the news of the development of entertainment districts. These ideas do attract new businesses and young professionals.

This matter was taken under advisement.

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 - Pastor Tom Barber, People's City Mission, came forward to speak in favor of this ordinance. The Mission and other local agencies depend heavily on public donations of clothing. When donations are made at the donation boxes, those items leave Lincoln, even though the local level need for them is great. It is taking public charity and morphing it into business enterprise and this hurts local efforts.

Clayton Naff, 3310 S. 27th St., came forward in favor of the ordinance. He stated that even when a portion of the donations from the collection boxes goes to charitable organizations, local organizations still lose, and they directly and indirectly serve the vulnerable in this community.

Rafael Meza, 430 N. 24th St., came forward to state that as a result of donated goods received at Goodwill, he is able to provide for his family. He sees the direct benefit provided to those seeking employment and to the individuals he trains to work and be productive individuals in the community.

James Jones, 5625 O St., came forward as a representative of the Community Justice Center in favor of this ordinance. His organization is a direct recipient of some of the donations that Goodwill receives and those donations help to fund their public safety mission.

Adam Feser, 6140 S. 41st St., came forward representing the ARC of Lincoln in favor of this ordinance. People with developmental and intellectual disabilities have difficulty securing and maintaining employment and because of Goodwill's support, the ARC is able train these individuals and to help them find employment.

JoAnn Pickrel, 2835 S. 14th St., came forward representing Goodwill Industries in support of this ordinance. Goodwill employs approximately 100 people in Lincoln; 38 are full-time positions. The Lincoln payroll in 2012 was 2.1 million and these jobs are 100% supported by the donated goods program. More than 99% of Lincoln Goodwill programs and operations are funded by donated goods. Last year, over 4,000 Lincoln residents were served; many of these individuals do not qualify for other employment programs or are difficult to serve for various reasons. Rather than duplicate services, other agencies operate programs that feed into and/or receive support from Goodwill. Anything that is generated from community donations stays in Lincoln.

Jack Schultz, P.O. Box 82028, came forward representing EZ Drop. EZ Drop Inc. is a local business that has been operating in Lincoln for over four years without a single complaint. The March of Dimes has an independent contractor who arranges for the locations of donation boxes. They then contract with EZ Drop for the provisions of the boxes, their maintenance, and the collection, consolidation and liquidation of the goods. The March of Dimes receives approximately a third of the profits from this operation. No attempt is made to hide the identity of anyone involved. The situation is analogous to a politician paying a fund-raiser to raise funds. In answer to Council questions, Mr. Schultz replied that although a large part of the funds do not go to the charity, it is no different from the charity hiring employees to collect and sort through donations on their behalf.

Rosemary Opbroek, State Director for the March of Dimes, came forward to state that March of Dimes is not opposed to this idea and they think it is good corporate stewardship, but they hope to have a conversation about how to best make it work for all parties already involved. The mission of the March of Dimes is to give babies a healthy start in life by preventing prematurity, birth defects and infant mortality. They receive approximately 10% of their gross profits, which is a substantial donation; they have gotten over \$160,000.00 over the past 3 years.

Michael Fleming, 1926 NW 55th St., came forward as a local individual whose family was directly impacted by the March of Dimes. Both Neonatal Intensive Care Units in Lincoln use the tools and research of the March of Dimes.

Erik Younger, 3620 San Mateo Ln., came forward to share the story of how his family was impacted by the March of Dimes. The drop boxes increase awareness for the charity and their mission.

Clinton Collins, no address given, came forward to state he has concerns for smaller charitable organizations who do not have 501(c)(3) status. The help they provide stays within this community.

Rod Confer, City Attorney, came forward to answer Council questions. He stated that administrative costs for any charitable organization with a 501(c)(3) status are considered part of their charitable uses. It would be possible to restructure the arrangement the March of Dimes has with EZ Drop to satisfy the ordinance. An amendment has been suggested that would refine the definition of donation boxes.

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, 2013 - Rod Confer, City Attorney, came forward to explain the request for the removal of DuPont from the list of denied claims.

Council Member Camp made motion to remove DuPont from the list of denied claims and Council voted.

APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF LINCOLN AND LANCASTER COUNTY SCHOOL DISTRICT 001 TO PROVIDE FOR MAINTENANCE AND OTHER OBLIGATIONS FOR HERITAGE SCHOOL LOCATED NEAR THE NATURE CENTER IN PIONEERS PARK - Terry Genrich, Lincoln Parks & Recreation Department, came forward to state that in 2009, Heritage School moved from State Fair Park to Pioneers Park. Lincoln Public Schools continues to use it as part of their 4th Grade curriculum. This agreement outlines some of the responsibilities for care of the facility and clarifies who pays for them.

This matter was taken under advisement.

APPROVING A CONSTRUCTION ENGINEERING SERVICES AGREEMENT BETWEEN THE CITY OF LINCOLN AND THE NEBRASKA DEPT. OF ROADS FOR THE USE OF FEDERAL HIGHWAY SAFETY IMPROVEMENT PROGRAM FUNDS FOR THE SUPERIOR STREET AND I-180 EAST RAMP SAFETY PROJECT (PROJECT NO. HSIP-5254(8); CITY PROJECT NO. 702620) - Craig Aldridge, Public Works & Utilities Department, came forward to answer Council questions. The reason this project has come before Council in stages rather than as a single project is simply due to the timing of various aspects of the project.

This matter was taken under advisement.

COUNCIL ACTION

REPORTS OF CITY OFFICERS

APPOINTING DR. NATHAN HAECKER TO THE LINCOLN-LANCASTER COUNTY BOARD OF HEALTH FOR A TERM EXPIRING APRIL 15, 2016 - CLERK read the following resolution, introduced by Jonathan Cook.

EMERY Moved its adoption:

A-87307 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the appointment of Dr. Nathan Haecker to the Lincoln-Lancaster County Board of Health for a term expiring April 15, 2016, is hereby approved.

Introduced by Jonathan Cook

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

REAPPOINTING DR. KARLA K. LESTER AND DR. HEIDI STARK TO THE LINCOLN-LANCASTER COUNTY BOARD OF HEALTH FOR TERMS EXPIRING APRIL 15, 2016 - CLERK read the following resolution, introduced by Jonathan Cook.

EMERY Moved its adoption:

A-87308 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the reappointment of Dr. Karla K. Lester and Dr. Heidi Stark to the Lincoln-Lancaster County Board of Health for a term expiring April 15, 2016, is hereby approved.

Introduced by Jonathan Cook

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

REAPPOINTING RONALD GEARY TO THE HEATING, VENTILATING & COOLING EXAMINERS BOARD FOR A TERM EXPIRING APRIL 4, 2016 - CLERK read the following resolution, introduced by Jonathan Cook.

EMERY Moved its adoption:

A-87309 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the reappointment of Ronald Geary to the Heating Ventilating and Cooling Examiners Board for a term expiring April 4, 2016, is hereby approved.

Introduced by Jonathan Cook

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

REAPPOINTING BOB RIPLEY AND JOE TIDBALL TO THE PARKS & RECREATION ADVISORY BOARD FOR TERMS EXPIRING APRIL 27, 2016 - CLERK read the following resolution, introduced by Jonathan Cook.

EMERY Moved its adoption:

A-87310 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the reappointment of Bob Ripley and Joe Tidball to the Parks and Recreation Advisory Board for terms expiring April 27, 2016, is hereby approved.

Introduced by Jonathan Cook

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

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REAPPOINTING CLEOME MULLISON TO THE PARKS & RECREATION ADVISORY BOARD FOR A TERM EXPIRING JUNE 1, 2014 - CLERK read the following resolution, introduced by Jonathan Cook.

EMERY Moved its adoption:
A-87311 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That the reappointment of Cleome Mullison to the Parks and Recreation Advisory Board for a term expiring June 1, 2014, is hereby approved.
Introduced by Jonathan Cook
Seconded by Carroll and carried by the following vote: AYES: Camp, Carroll, Emery, Eskridge, Hinkley, Schimek; NAYS: None; ABSENT: Cook.

APPOINTING ANNETTE MCROY TO THE BOARD OF ZONING APPEALS FOR A TERM EXPIRING FEBRUARY 1, 2018 - CLERK read the following resolution, introduced by Jonathan Cook.

EMERY Moved its adoption:
A-87312 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That the appointment of Annette McRoy to the Board of Zoning Appeals for a term expiring February 1, 2018, is hereby approved.
Introduced by Jonathan Cook
Seconded by Carroll and carried by the following vote: AYES: Camp, Carroll, Emery, Eskridge, Hinkley, Schimek; NAYS: None; ABSENT: Cook.

APPOINTING DAVE JOHNSON TO THE BUILDING CODE BOARD OF APPEALS FOR A TERM EXPIRING APRIL 1, 2016 - CLERK read the following resolution, introduced by Jonathan Cook.

EMERY Moved its adoption:
A-87313 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That the appointment of Dave Johnson to the Building Code Board of Appeals for a term expiring April 1, 2016, is hereby approved.
Introduced by Jonathan Cook
Seconded by Carroll and carried by the following vote: AYES: Camp, Carroll, Emery, Eskridge, Hinkley, Schimek; NAYS: None; ABSENT: Cook.

REAPPOINTING CRAIG GIES TO THE BUILDING CODE BOARD OF APPEALS FOR A TERM EXPIRING APRIL 1, 2016 - CLERK read the following resolution, introduced by Jonathan Cook.

EMERY Moved its adoption:
A-87314 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That the reappointment of Craig Gies to the Building Code Board of Appeals for a term expiring April 1, 2016, is hereby approved.
Introduced by Jonathan Cook
Seconded by Carroll and carried by the following vote: AYES: Camp, Carroll, Emery, Eskridge, Hinkley, Schimek; NAYS: None; ABSENT: Cook.

APPROVING THE ASSESSMENT RESOLUTION FOR HAVELOCK MAINTENANCE BUSINESS IMPROVEMENT DISTRICT AND ASSESSING THE COST AGAINST THE BENEFITTED PROPERTIES - CLERK read the following resolution, introduced by Doug Emery, who moved its adoption:

A-87015 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska, that:

1. The cost of providing for the maintenance of certain public facilities in the Havelock Business Improvement District including:
 - a. Replacing of all landscaping followed by care and maintenance of said landscaping to include watering, fertilizing, weeding, pruning, spraying, mulching, and removal of dead plants, shrubs and trees as necessary;
 - b. Installation and maintenance of irrigation system for landscaping including seasonal shut off in the fall and startup in the spring;
 - c. Removal of trash from trash and cigarette receptacles;
 - d. Removal of litter from sidewalks, planting beds, planting areas, and the Pedestrian Walk Way on the north side of Havelock Avenue between 62nd and 63rd Streets;
 - e. Maintenance of street furniture, planters, ornamental lights, and trash and cigarette receptacles;
 - f. Snow removal including the employment of or contracting for personnel, to provide for any service as may be necessary or proper to carry out the purposes of the Business Improvements District Act and cost incidental thereto, be and the same is hereby assessed upon the property in said district described in the proposed Distribution of Assessment attached to this resolution, marked "Proposed Distribution of Assessment of the Havelock Business Improvement District" and made a part hereof;
2. The cost of said activities is the sum of \$4,369.81.
3. The property set forth in the proposed Distribution of Assessment is specially benefitted by such activities and improvement.
4. Each piece and parcel of property described is specially benefitted in the amount set forth therein, and no property is taxed more than the special benefits accruing thereto by reason of said activities and improvements.
5. The cost of said activities and improvements is hereby apportioned and assessed upon the several pieces and parcels of property in said district in the manner and amount set forth in the proposed Distribution of Assessment of the Havelock Business Improvement District.

BE IT FURTHER RESOLVED that the City Clerk be and is hereby directed to record this resolution in the minutes of the City Council with the vote thereon by yeas and nays.

BE IT FURTHER RESOLVED that the City Council sit as a Board of Equalization for the purpose of equalizing said assessments on the 6th day of May, 2013, at 3:00 p.m., with adjournments from day to day until the work of equalizing said assessments shall be completed.

Introduced by Doug Emery

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

APPROVING THE ASSESSMENT RESOLUTION FOR NORTH 27TH STREET MAINTENANCE IMPROVEMENT DISTRICT AND ASSESSING THE COST AGAINST THE BENEFITTED PROPERTIES - CLERK read the following resolution, introduced by Doug Emery, who moved its adoption:

A-87016 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska, that:

1. The cost of providing for the maintenance of certain public facilities in the North 27th Street Maintenance Business Improvement District including:

a. Litter and refuse removal from sidewalks, planting areas, and beautification areas within the public right-of-way;

b. Care and maintenance, including replacement, of all landscaping, including watering, fertilizing, weeding, pruning, spraying, and removal and replacement of dead plantings;

c. Maintenance (excluding repair) of sidewalks;

d. General maintenance of median signs including repair and repainting; including the employment of or contracting for personnel, to provide for any service as may be necessary or proper to carry out the purposes of the Business Improvements District Act and cost incidental thereto, be and the same is hereby assessed upon the property in said district described in the proposed Distribution of Assessment attached to this resolution, marked "Proposed Distribution of Assessment of the North 27th Street Maintenance Improvement District" and made a part hereof;

2. The cost of said activities is the sum of \$10,591.34.

3. The property set forth in the proposed Distribution of Assessment is specially benefitted by such activities and improvement.

4. Each piece and parcel of property described is specially benefitted in the amount set forth therein, and no property is taxed more than the special benefits accruing thereto by reason of said activities and improvements.

5. The cost of said activities and improvements is hereby apportioned and assessed upon the several pieces and parcels of property in said district in the manner and amount set forth in the proposed Distribution of Assessment of the North 27th Street Maintenance Improvement District.

BE IT FURTHER RESOLVED that the City Clerk be and is hereby directed to record this resolution in the minutes of the City Council with the vote thereon by yeas and nays.

BE IT FURTHER RESOLVED that the City Council sit as a Board of Equalization for the purpose of equalizing said assessments on the 6th day of May, 2013, at 3:00 p.m., with adjournments from day to day until the work of equalizing said assessments shall be completed.

Introduced by Doug Emery

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

APPROVING THE ASSESSMENT RESOLUTION FOR SOUTH STREET MAINTENANCE BUSINESS IMPROVEMENT DISTRICT AND ASSESSING THE COST AGAINST THE BENEFITTED PROPERTIES - PRIOR to reading:

EMERY Moved MTA #1 to amend the Assessment Resolution under the Business Improvement District Act for the South Street Business District in the following manner:

1. On Page 1, Paragraph 2, amend the dollar amount from \$13,923.46 to \$12,294.28.

2. Replace the "Proposed Distribution of Assessment of Assessment of the South Street Business Improvement District" dated April 5, 2013 with the "Proposed Distribution of Assessment of Assessment of the South Street Business Improvement District" dated April 29, 2013.

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

CLERK Read the following resolution, introduced by Doug Emery, who moved its adoption:

A-87017 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska, that:

1. The cost of providing for the maintenance of certain public facilities in the South Street Business Improvement District including:

a. Maintenance of the irrigation system including Spring start-up and Fall shut-off;

b. Removal of litter from sidewalks, median planting beds, planting areas in the South Street right-of-way and the 14th Street plaza area;

c. Removal of trash from the 14th Street plaza area trash receptacles;

d. Replacement, as needed, of street furniture, planters, ornamental lights and trash receptacles;

e. Care and maintenance of all landscaping, including watering, fertilizing, weeding, pruning, spraying, mulching and removal and replacement of dead plants and shrubs and trees; including the employment of or contracting for personnel, to provide for any service as may be necessary or proper to carry out the purposes of the Business Improvements District Act and cost incidental thereto, be and the same is

hereby assessed upon the property in said district described in the proposed Distribution of Assessment attached to this resolution, marked "Proposed Distribution of Assessment of the South Street Business Improvement District" and made a part hereof;

2. The cost of said activities is the sum of ~~\$13,923.46~~ \$12,294.28.

3. The property set forth in the proposed Distribution of Assessment is specially benefitted by such activities and improvement.

4. Each piece and parcel of property described is specially benefitted in the amount set forth therein, and no property is taxed more than the special benefits accruing thereto by reason of said activities and improvements.

5. The cost of said activities and improvements is hereby apportioned and assessed upon the several pieces and parcels of property in said district in the manner and amount set forth in the proposed Distribution of Assessment of the South Street Business Improvement District.

BE IT FURTHER RESOLVED that the City Clerk be and is hereby directed to record this resolution in the minutes of the City Council with the vote thereon by yeas and nays.

BE IT FURTHER RESOLVED that the City Council sit as a Board of Equalization for the purpose of equalizing said assessments on the 6th day of May, 2013, at 3:00 p.m., with adjournments from day to day until the work of equalizing said assessments shall be completed.

Introduced by Doug Emery

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

APPROVING THE ASSESSMENT RESOLUTION FOR UNIVERSITY PLACE MAINTENANCE BUSINESS IMPROVEMENT DISTRICT AND ASSESSING THE COST AGAINST THE BENEFITTED PROPERTIES -
- CLERK read the following resolution, introduced by Doug Emery, who moved its adoption:

A-87018 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska, that:

1. The cost of providing for the maintenance of certain public facilities in the University Place Maintenance Business Improvement District including:

a. Litter and refuse removal from sidewalks, planting areas, and beautification areas within the public right-of-way;

b. Care and maintenance, including replacement, of all landscaping, including watering, fertilizing, weeding, pruning, spraying, and removal and replacement of dead plantings;

c. Maintenance (excluding repair) of sidewalks;

d. General maintenance of median signs including repair and repainting; including the employment of or contracting for personnel, to provide for any service as may be necessary or proper to carry out the purposes of the Business Improvements District Act and cost incidental thereto, be and the same is hereby assessed upon the property in said district described in the proposed Distribution of Assessment attached to this resolution, marked "Proposed Distribution of Assessment of the University Place Maintenance Improvement District" and made a part hereof;

2. The cost of said activities is the sum of \$11,086.54.

3. The property set forth in the proposed Distribution of Assessment is specially benefitted by such activities and improvement.

4. Each piece and parcel of property described is specially benefitted in the amount set forth therein, and no property is taxed more than the special benefits accruing thereto by reason of said activities and improvements.

5. The cost of said activities and improvements is hereby apportioned and assessed upon the several pieces and parcels of property in said district in the manner and amount set forth in the proposed Distribution of Assessment of the University Place Maintenance Improvement District.

BE IT FURTHER RESOLVED that the City Clerk be and is hereby directed to record this resolution in the minutes of the City Council with the vote thereon by yeas and nays.

BE IT FURTHER RESOLVED that the City Council sit as a Board of Equalization for the purpose of equalizing said assessments on the 6th day of May, 2013, at 3:00 p.m., with adjournments from day to day until the work of equalizing said assessments shall be completed.

Introduced by Doug Emery

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

CLERK'S LETTER AND MAYOR'S APPROVAL OF RESOLUTIONS AND ORDINANCES PASSED BY THE CITY COUNCIL ON APRIL 15, 2013 - CLERK presented said report which was placed on file in the Office of the City Clerk. (27-1)

CLERK'S LETTER AND MAYOR'S APPROVAL OF RESOLUTIONS AND ORDINANCES PASSED BY THE CITY COUNCIL ON APRIL 22, 2013 - CLERK presented said report which was placed on file in the Office of the City Clerk. (27-1)

PETITIONS & COMMUNICATIONS

SETTING THE HEARING DATE OF MONDAY, MAY 13, 2013 AT 3:00 P.M. FOR THE APPLICATION OF LEAST OF THESE, LLC DBA SEBASTIAN'S TABLE FOR A CLASS I LIQUOR LICENSE LOCATED AT 126 N. 14TH STREET - CLERK read the following resolution, introduced by Doug Emery, who moved its adoption:

A-87319 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, May 13, 2013, at 3:00 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th St., Lincoln, NE for the application of Least of These, LLC dba Sebastian's Table for a Class I liquor license located at 126 N. 14th Street. If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Doug Emery

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

MISCELLANEOUS REFERRALS - NONE

LIQUOR RESOLUTIONS - NONE

ORDINANCES - 2ND 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 - 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 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 second time.

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 - 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 second time.

PUBLIC HEARING - RESOLUTIONS

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, 2013 - PRIOR to reading:

CAMP Moved MTA #1 to amend Bill No. 13R-91 in the following manner:
Remove the claim of Helen DuPont in the amount of \$44.73 from the list of Denied Claims.

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

CLERK Read the following resolution, introduced by Jonathan Cook.

CARROLL Moved its adoption:

A-87320 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 April 16, 2013, 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:

<u>DENIED CLAIMS</u>		<u>ALLOWED/SETTLED CLAIMS</u>	
Ann & Sam Sidner	NAS*	Steven E. Copple	\$2,067.00
Rev. Calvin L'Heureux	\$285.00	Kristina Russell	3,449.20
Gerald Pawlak	NAS*	Shayla Funk	2,807.65
Jane Cech	70.06	Peggy Burt-Martinez	1,293.71
Helen DuPont	\$44.73		
Aaron Boucher	150.00		

* No Amount Specified

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 Jonathan Cook

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

APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF LINCOLN AND LANCASTER COUNTY SCHOOL DISTRICT 001 TO PROVIDE FOR MAINTENANCE AND OTHER OBLIGATIONS FOR HERITAGE SCHOOL LOCATED NEAR THE NATURE CENTER IN PIONEERS PARK - CLERK read the following resolution, introduced by Jonathan Cook.

CARROLL Moved its adoption:

A-87321 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That the Interlocal Agreement between the City of Lincoln, Nebraska and Lancaster County School District 001 to provide for maintenance and other obligations for Heritage School located near the Nature Center in Pioneers Park for a twenty year term, with the option to renew for an additional five year term, upon the terms and conditions set forth in said Interlocal 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 Mayor is further authorized to approve amendments to this Interlocal Agreement without further action of the City Council.

The City Clerk is directed to forward one fully executed original of said Interlocal Agreement to Jocelyn Golden, Assistant City Attorney, for transmittal to Lincoln Public Schools.

Introduced by Jonathan Cook

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

APPROVING A CONSTRUCTION ENGINEERING SERVICES AGREEMENT BETWEEN THE CITY OF LINCOLN AND THE NEBRASKA DEPT. OF ROADS FOR THE USE OF FEDERAL HIGHWAY SAFETY IMPROVEMENT PROGRAM FUNDS FOR THE SUPERIOR STREET AND I-180 EAST RAMP SAFETY PROJECT (PROJECT NO. HSIP-5254(8); CITY PROJECT NO. 702620) - CLERK read the following resolution, introduced by Jonathan Cook.

CARROLL Moved its adoption.

A-87322 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That the attached Agreement between the City of Lincoln and the State of Nebraska Department of Roads for the use of Federal Highway Safety Improvement Program Funds for the Superior Street and I-180 East Ramp Safety Project (Project No. HSIP-5254(8)), in accordance with the terms and conditions contained in said Agreement, 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 the executed copies of the Agreement to Craig Aldridge, Engineering Services Division of the Department of Public Works & Utilities, for transmittal and execution by the State Department of Roads.

Introduced by Jonathan Cook

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

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

CREATING AND ORDERING CONSTRUCTED PAVING DISTRICT NO. 2632 GENERALLY IN THAT PORTION OF 1ST STREET LYING BETWEEN P AND Q STREETS AND Q STREET BETWEEN 1ST AND 2ND STREET - CLERK read an ordinance, introduced by Jon Camp, creating and ordering constructed Paving District No. 2632, defining the limits thereof, establishing the width of the roadway to be paved and the width of the grading to be done, providing for the curbing, guttering, and relaying of sidewalks, providing for the payment of the cost thereof, designating the property 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 therewith, the third time.

CAMP Moved to pass the ordinance as read.

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

The ordinance, being numbered **#19872**, is recorded in Ordinance Book #28, Page .

AUTHORIZING THE ISSUANCE OF CITY OF LINCOLN TAX ALLOCATION BONDS FOR PUBLIC IMPROVEMENTS AND INFRASTRUCTURE IN THE GATEWAY SENIOR LIVING CENTER PROJECT - CLERK read an ordinance, introduced by Jon Camp, authorizing and providing for the issuance of the 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 \$1,625,000 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 Gateway Senior Living Project - Phase I 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 in connection with the foregoing; and related matters, the third time.

CAMP Moved to pass the ordinance as read.

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

The ordinance, being numbered **#19873**, is recorded in Ordinance Book #28, Page .

ORDINANCES - 1ST 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 first 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 first 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 first 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 first 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 first time.

RESOLUTIONS - 1ST READING - ADVANCE NOTICE

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.

MISCELLANEOUS BUSINESS

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;

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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)

CARROLL Moved to Removed Bill No. 13-42 from Pending to have 1st Reading on May 6, 2013.

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

OPEN MICROPHONE

Jane Svoboda, no address given, came forward to share her views on various topics.

This matter was taken under advisement.

Jo Tetherow, 3118 Shirley Ct., came forward to discuss the role of Occupy Lincoln in instigating an effort to aid several local families who were displaced by a recent, unexpected eviction from their homes.

This matter was taken under advisement.

ADJOURNMENT 7:39 P.M.

CAMP Moved to adjourn the City Council meeting of April 29, 2013.

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

Teresa J. Meier, City Clerk

Amy Hana Huffman, Office Specialist

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