

**DIRECTORS' MEETING  
MONDAY, APRIL 12, 2010  
COUNTY-CITY BUILDING  
555 S. 10<sup>TH</sup> STREET, ROOM 113  
2:00 P.M.**

**I. CITY CLERK**

**II. CORRESPONDENCE FROM THE MAYOR & DIRECTORS TO COUNCIL**

**MAYOR**

1. NEWS RELEASE. "March to the Mailbox" promotes census participation.
2. NEWS RELEASE. Housing and community service providers encouraged to take online survey.

**DIRECTORS**

**PERSONNEL**

1. Memo on Facebook usage from Mark Koller, Personnel Director.

**PLANNING**

1. Administrative Amendment No. 10012 approved on April 5, 2010.

**PLANNING COMMISSION**

1. Action by Planning Commission, April 7, 2010.

**URBAN DEVELOPMENT**

1. Memo from David Landis, Urban Development Director, regarding surplus property at 41<sup>ST</sup> and Greenwood sold on April 7, 2010.

**III. COUNCIL RFI'S AND CITIZEN CORRESPONDENCE TO INDIVIDUAL COUNCIL MEMBERS**

**JOHN SPATZ**

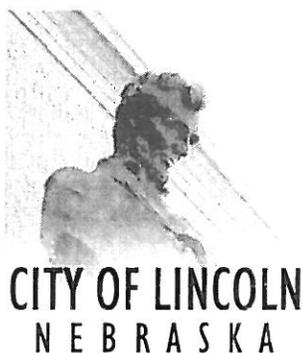
1. Correspondence from Mikki McCann. Opposed to expanding number of days to sell fireworks. Also, a question on Council procedure.
2. Letter from Eric Foster commenting on proposal to make changes to the fireworks ordinance.

#### **IV. CORRESPONDENCE FROM CITIZENS TO COUNCIL**

1. Email from Dave Hilligoss. Vote to keep fireworks ordinance as it is now.
2. Message from Alan Moore. Against special favors regarding zoning for proposed CVS Pharmacy at 16<sup>th</sup> and South Streets.
3. Message from Judy Hinz. Against expanded fireworks sales in Lincoln, and should ban fireworks like Omaha has done.
4. Email from Don, "Lincoln Taxpayers Get Raw Deal".

#### **V. ADJOURNMENT**

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# NEWS RELEASE

MAYOR CHRIS BEUTLER

[lincoln.ne.gov](http://lincoln.ne.gov)

## OFFICE OF THE MAYOR

555 South 10th Street, Lincoln, NE 68508, 441-7511, fax 441-7120

**FOR IMMEDIATE RELEASE:** April 8, 2010

**FOR MORE INFORMATION:** Diane Gonzolas, Citizen Information Center, 441-7831

Blanca E. Ramirez-Salazar, U.S. Census, 402-212-1159

### **“MARCH TO THE MAILBOX” PROMOTES CENSUS PARTICIPATION**

Lincoln’s Complete Count Committee invites the public to a “March to the Mailbox” event Saturday, April 10 to promote participation in the 2010 Census. The event is from 10 a.m. to 1 p.m. at the Malone Community Center, 2032 “U” Street.

“For March to the Mailbox, community leaders will be taking to the streets to show their support for the Census,” said Blanca E. Ramirez-Salazar, a Nebraska Partnership Specialist with the U.S. Census Bureau. “They are helping us spread the word that taking 10 minutes to answer 10 questions can make a big difference.”

Those attending the event can receive help in filling out their Census forms. The Complete Count Committee also is looking for volunteers for two efforts:

- To provide information to residents in neighborhoods that traditionally have a low rate of Census response.
- To hold signs and banners along North 27th Street to encourage drivers to mail in their Census forms by April 19.

Census forms were mailed in March, and replacement forms are currently being mailed as a reminder to those living in areas of traditionally low response. Beginning May 1, Census workers will visit households that do not return forms to take a count in person.

The Complete Count Committee is a partnership between the City and the U.S. Census Bureau designed to increase participation in the 2010 Census. Mayor Chris Beutler has encouraged all Lincoln residents to complete the Census form because the federal government uses the data to determine how to distribute more than \$400 billion of federal funds to state and local governments each year. According to a recent study from the Brookings Institution, each person who completes the form means about \$1,735 in funding per year for the City and State. Census data also are used to determine the number of seats in the U.S. House of Representatives and is important for redistricting purposes.

Information shared with the Census Bureau is completely confidential. By law, the Census Bureau cannot share respondents’ personal information (i.e. name, phone number) with anyone, including other federal agencies and law enforcement entities. More information about the 2010 Census, is available at [2010census.gov](http://2010census.gov).



# NEWS RELEASE

MAYOR CHRIS BEUTLER

[lincoln.ne.gov](http://lincoln.ne.gov)

**CITY OF LINCOLN**  
NEBRASKA

## **URBAN DEVELOPMENT DEPARTMENT**

555 S. 10th Street, Suite 205, Lincoln, NE 68508, 441-7606, fax 441-8711

**FOR IMMEDIATE RELEASE:** April 8, 2010

**FOR MORE INFORMATION:** Wynn Hjermstad, Community Development Mgr., 441-8211  
Kurt Elder, GIS Analyst, 441-7874

### **HOUSING AND COMMUNITY SERVICE PROVIDERS ENCOURAGED TO TAKE ONLINE SURVEY**

The City Urban Development Department is asking housing and community service providers to complete an online survey to help it determine the best use of federal grant funds. The survey will help the department develop a strategic plan for 2010 through 2013 for the City's use of Community Development Block Grant (CDBG) and HOME funds, which primarily serve low- and moderate-income residents and neighborhoods.

The department is encouraging those involved with housing and community services issues through work or as volunteers to share their priorities through the survey, which will be available at [lincoln.ne.gov](http://lincoln.ne.gov) (keyword: urban) until Wednesday, April 21st. The draft strategic plan will be available at that address beginning June 11, and a public open house will be held in June to review the plan. Written public comments on the plan will be accepted until July 12.

For more information, contact Kurt Elder, a GIS Analyst for Urban Development, at 441-7874 or [kelder@lincoln.ne.gov](mailto:kelder@lincoln.ne.gov).



# Memorandum

**Date:** ♦ April 6, 2010  
**To:** ♦ City Clerk  
**From:** ♦ Teresa McKinstry, Planning Dept.  
**Re:** ♦ Administrative Amendment approvals  
**cc:** ♦ Jean Preister

This is a list of the Administrative Amendments that were approved by the Planning Director from March 30, 2010 thru April 5, 2010:

**Administrative Amendment No. 10012** to Use Permit/Special Permit No. 19A, Lincoln Surgical Center, approved by the Planning Director on March 31, 2010, requested by Robert Findley, to revise the building layout by relocating 3,000 square feet of floor area previously approved as a 'Clinic/Hospital Addition' at the west edge of the clinic/hospital to the northeast corner of the hospital and designating it as 'Sterilization Area' and amending the notes accordingly. Please note that if this addition is built, there is no more previously approved floor area to relocate on the site. That is, any future addition beyond what is shown on the site plan will require approval by the Planning Commission after a public hearing and notice to surrounding property owners within 200 feet, as stated in Note #1 on the site plan. Property is generally located at Lincolnshire Road and S. 70<sup>th</sup> Street

Q:\shared\wp\teresa\AA weekly approvals.wpd

City/County Planning Department  
555 S. 10<sup>th</sup> Street, Rm. 213  
Lincoln NE 68508  
(402) 441-7491



**\*\*\* ACTION BY PLANNING COMMISSION \*\*\***  
**April 7, 2010**

**NOTICE:** The Lincoln/Lancaster County Planning Commission will hold a public hearing on Wednesday, April 7, 2010, at 1:00 p.m., in the City-Council Hearing Room, County-City Building, 555 S. 10<sup>th</sup> St., Lincoln, Nebraska, on the following items. For more information, call the Planning Department, 441-7491.

**\*\* PLEASE NOTE:** The Planning Commission action is final action on any item with a notation of "FINAL ACTION". Any aggrieved person may appeal Final Action of the Planning Commission to the City Council by filing a Notice of Appeal with the City Clerk within 14 days following the action of the Planning Commission.

The Planning Commission action on all other items is a recommendation to the City Council or County Board.

**AGENDA**

**WEDNESDAY, APRIL 7, 2010**

[Commissioner Partington absent]

Approval of minutes of the regular meeting held March 24, 2010. **\*\*APPROVED, 6-0 (Lust and Sunderman abstained; Partington absent)\*\***

**1. CONSENT AGENDA**  
**(Public hearing and Administrative Action):**

**COMPREHENSIVE PLAN:**

- Page 01      1.1      Comprehensive Plan Amendment No. 10002, to amend the 2030 Lincoln/Lancaster County Comprehensive Plan to make amendments to the 2009 Little Salt Creek Watershed Master Plan for map corrections.  
**Staff recommendation: Approval**  
**Staff Planner: Brandon Garrett, 441-6373, [bgarrett@lincoln.ne.gov](mailto:bgarrett@lincoln.ne.gov)**  
**Planning Commission recommendation: APPROVAL, 8-0 (Partington absent).**  
**Public Hearing before City Council tentatively scheduled for Monday, April 26, 2010, 5:30 p.m.**  
**Public Hearing before Lancaster County Board of Commissioners being requested.**

**MISCELLANEOUS:**

Page 09 1.2 Street & Alley Vacation No. 10005, to vacate a portion of the east ½ of the N. 14<sup>th</sup> Street right-of-way, generally located at N. 14<sup>th</sup> Street and Salt Creek Roadway.  
**Staff recommendation: Conformance with the Comprehensive Plan**  
**Staff Planner: Tom Cajka, 441-5662, [tcajka@lincoln.ne.gov](mailto:tcajka@lincoln.ne.gov)**  
**Planning Commission recommendation: A FINDING OF CONFORMANCE WITH THE COMPREHENSIVE PLAN, 8-0 (Partington absent).**  
**Public Hearing before the City Council will be scheduled when the provisions of Chapter 14.20 have been satisfied.**

2. **REQUESTS FOR DEFERRAL: None.**

3. **ITEMS REMOVED FROM CONSENT AGENDA: None.**

4. **PUBLIC HEARING AND ADMINISTRATIVE ACTION:**

**CHANGE OF ZONE:**

Page 17 4.1 Change of Zone No. 10007, from AG Agricultural District to AGR Agricultural Residential District, on property generally located at N. 98<sup>th</sup> Street and Holdrege Street.  
**Staff recommendation: Denial**  
**Staff Planner: Tom Cajka, 441-5662, [tcajka@lincoln.ne.gov](mailto:tcajka@lincoln.ne.gov)**  
**Had public hearing.**  
**Planning Commission recommendation: APPROVAL, subject to zoning agreement integrating the site plan submitted by the applicant for a final plat, 7-1 (Esseks dissenting; Partington absent).**  
**Public Hearing before City Council will be scheduled when the zoning agreement has been completed.**

5. **CONTINUED PUBLIC HEARING AND ADMINISTRATIVE ACTION:**

**ANNEXATION WITH RELATED ITEMS:**

Page 31 5.1a Annexation No. 10002, to annex approximately 1 acre, more or less, generally located at S. 84<sup>th</sup> Street and Van Dorn Street.  
**Staff recommendation: Approval**  
**Staff Planner: Brian Will, 441-6362, [bwill@lincoln.ne.gov](mailto:bwill@lincoln.ne.gov)**  
**Had continued public hearing.**  
**Planning Commission recommendation: APPROVAL, 7-0 (Partington and Lust absent).**  
**Public Hearing before City Council tentatively scheduled for Monday, April 26, 2010, 5:30 p.m.**

Page 31 5.1b Special Permit No. 872G, an amendment to the Firethorn Community Unit Plan, to allow an additional golf clubhouse, on property generally located at S. 84<sup>th</sup> Street and Van Dorn Street. **\*\*\* FINAL ACTION \*\*\***  
**Staff recommendation: Conditional Approval**  
**Staff Planner: Brian Will, 441-6362, [bwill@lincoln.ne.gov](mailto:bwill@lincoln.ne.gov)**  
**Had continued public hearing.**  
**Planning Commission ‘final action’: CONDITIONAL APPROVAL, as set forth in the staff report dated March 24, 2010, 7-0 (Partington and Lust absent).**  
**Resolution No. PC-01203.**

**CHANGE OF ZONE WITH RELATED ITEMS:**

Page 53 5.2a Change of Zone No. 10003, from R-5 Residential District to B-3 Commercial District; from R-5 Residential District to O-2 Suburban Office District; from R-2 Residential District to B-3 Commercial District; and from R-2 to O-2 Suburban Office District, on property generally located at the northwest corner of S. 16<sup>th</sup> Street and South Street.  
**Staff recommendation: Approval, subject to a conditional zoning agreement**  
**Staff Planner: Christy Eichorn, 441-7603, [ceichorn@lincoln.ne.gov](mailto:ceichorn@lincoln.ne.gov)**  
**Had continued public hearing.**  
**Planning Commission recommendation: APPROVAL, subject to conditional zoning agreement as set forth in the staff report dated February 25, 2010, 5-2 (Taylor and Gaylor Baird dissenting; Partington and Lust absent).**  
**Scheduling of Public Hearing before City Council pending.**

Page 63 5.2b Special Permit No. 10008, for the authority to sell alcoholic beverages for consumption off the premises, on property generally located at S. 16<sup>th</sup> Street and South Street. **\*\*\* FINAL ACTION \*\*\***  
**Staff recommendation: Conditional Approval**  
**Staff Planner: Christy Eichorn, 441-7603, [ceichorn@lincoln.ne.gov](mailto:ceichorn@lincoln.ne.gov)**  
**Had continued public hearing.**  
**Planning Commission ‘final action’: CONDITIONAL APPROVAL, as set forth in the staff report dated February 25, 2010, 5-2 (Taylor and Gaylor Baird dissenting; Partington and Lust absent).**  
**Resolution No. PC-01204.**

Page 5.2c Street and Alley Vacation No. 10002, to vacate the north/south alley  
71 generally located at S. 16<sup>th</sup> Street and South Street.  
**Staff recommendation: Conformance with the Comprehensive Plan**  
**Staff Planner: Christy Eichorn, 441-7603, [ceichorn@lincoln.ne.gov](mailto:ceichorn@lincoln.ne.gov)**  
**Had continued public hearing.**  
**Planning Commission recommendation: A FINDING OF**  
**CONFORMANCE WITH THE COMPREHENSIVE PLAN, 5-2 (Taylor and**  
**Gaylor Baird dissenting; Partington and Lust absent).**  
**Public Hearing before City Council will be scheduled when the**  
**provisions of Chapter 14.20 have been satisfied.**

\* \* \* \* \*

**AT THIS TIME, ANYONE WISHING TO SPEAK ON AN ITEM  
NOT ON THE AGENDA, MAY DO SO**

\* \* \* \* \*

***PENDING LIST: None***

**Planning Dept. staff contacts:**

Steve Henrichsen, Development Review Manager . . .	441-6374	..	<a href="mailto:shenrichsen@lincoln.ne.gov">shenrichsen@lincoln.ne.gov</a>
Nicole Fleck-Tooze, Long Range Planning Manager .	441-6363	..	<a href="mailto:ntooze@lincoln.ne.gov">ntooze@lincoln.ne.gov</a>
Mike Brienzo, Transportation Planner . . . . .	441-6369	..	<a href="mailto:mbrienzo@lincoln.ne.gov">mbrienzo@lincoln.ne.gov</a>
Tom Cajka, Planner . . . . .	441-5662	..	<a href="mailto:tcajka@lincoln.ne.gov">tcajka@lincoln.ne.gov</a>
David Cary, Long Range Planner . . . . .	441-6364	..	<a href="mailto:dcary@lincoln.ne.gov">dcary@lincoln.ne.gov</a>
Mike DeKalb, Planner . . . . .	441-6370	..	<a href="mailto:mdekalb@lincoln.ne.gov">mdekalb@lincoln.ne.gov</a>
Christy Eichorn, Planner . . . . .	441-7603	..	<a href="mailto:ceichorn@lincoln.ne.gov">ceichorn@lincoln.ne.gov</a>
Brandon Garrett, Planner . . . . .	441-6373	..	<a href="mailto:bgarrett@lincoln.ne.gov">bgarrett@lincoln.ne.gov</a>
Rashi Jain, Planner . . . . .	441-6372	..	<a href="mailto:rjain@lincoln.ne.gov">rjain@lincoln.ne.gov</a>
Brian Will, Planner . . . . .	441-6362	..	<a href="mailto:bwill@lincoln.ne.gov">bwill@lincoln.ne.gov</a>
Ed Zimmer, Historic Preservation Planner . . . . .	441-6360	..	<a href="mailto:ezimmer@lincoln.ne.gov">ezimmer@lincoln.ne.gov</a>

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**The Planning Commission meeting  
which is broadcast live at 1:00 p.m. every other Wednesday  
will be rebroadcast on Sundays at 1:00 p.m. on 5 City-TV, Cable Channel 5.**

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**The Planning Commission agenda may be accessed on the Internet at  
<http://www.lincoln.ne.gov/city/plan/pcagenda/index.htm>**

## Mary M. Meyer

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**From:** Enterprise Email  
**Sent:** Tuesday, April 06, 2010 12:50 PM  
**Subject:** Facebook Access

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**From:** Enterprise Email  
**Sent:** Tuesday, April 06, 2010 8:50 AM  
**Subject:** Facebook Access

City Employees:

Since the Mayor's recent announcement that the City of Lincoln has joined the Facebook community, the Personnel Department has received questions about the extent of appropriate use of Internet access by employees while at work. This email will serve as a reminder to our employees that:

- Access to the City's Facebook page is temporary and was granted to help support the City's Google application in hopes of landing one of the ultra-fast broadband networks that the company plans to build in a handful of spots around the country. You will be notified when temporary access is terminated.
- The current Internet and e-mail usage policy (99-2) does apply to the use of Facebook and other social media sites. Access to an employee's personal Facebook page/account during work time and on city equipment is not acceptable and will be grounds for disciplinary action.
- Those needing to access Facebook, Twitter and other social media sites on a permanent basis for public information or other purposes must get permission from the department director.

Please conduct your work related internet use accordingly.

Thanks to all that asked the questions about internet access, and thanks to all who became Fans of the City.

Mark A. Koller  
Lincoln/Lancaster County Personnel Director

## Mary M. Meyer

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**From:** Kristi K. Nydahl  
**Sent:** Thursday, April 08, 2010 1:41 PM  
**To:** Council Packet  
**Subject:** Surplus Property at 41st & Greenwood

On April 7<sup>th</sup> at 12pm, the Urban Development Department conducted an auction of the surplus property at 41<sup>st</sup> and Greenwood. Five individuals were in attendance representing three interested parties. All questions were answered by Real Estate staff before the start of the auction. The minimum starting bid was \$17,000. Only one party offered a bid which was the minimum of \$17,000. After allowing adequate time for an additional bid, the bidding was closed and the property awarded to the successful bidder; B & J Partnership LTD.

David Landis, Director  
Urban Development Department  
555 South 10th Street, Suite 205  
Lincoln, NE 68508  
(402) 441-7126

## Mary M. Meyer

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**From:** Mikki [ddobberstine@neb.rr.com]  
**Sent:** Tuesday, April 06, 2010 12:09 PM  
**To:** John Spatz  
**Cc:** Mary M. Meyer  
**Subject:** proposed fireworks ordinance amendment

April 6, 2010

Dear Councilman Spatz:

I'm emailing to let you know that I'm adamantly opposed to your idea of expanding the number of days when fireworks can be sold and used in Lincoln.

Fireworks in neighborhoods are annoying and irritating on many levels. Our lovely city sounds and smells like a war zone for days on either side of July 3 and July 4 because citizens don't abide by the current restrictions. Expanding the allowable use days would also expand the days on either side of those dates that people don't abide by the restrictions. Rather than a week of stink and dangerous activities, we would have two. The disruption would be longer, louder and result in more injuries and police calls. In addition, fireworks terrorize thousands of dogs and cats across the city every July so Animal Control and the Capital Humane Society would have increased costs due to strays during the extended time period.

The City Council's wish to capture sales tax currently being paid on fireworks purchased outside the city limits is completely understandable, particularly in these tough economic times. However, expanding the days when fireworks can be sold and used in the city is not understandable.

I also have a technical question about Council procedure. Since you propose to amend an ordinance that has already appeared on the Council's public agenda, are you required to have a separate public discussion of your amendment or can the Council simply vote on it next week in addition to the vote to amend Section 9.44.10 of the Lincoln Municipal Code?

It would seem fair that the public have an opportunity to voice their concerns about your amendment at a Council meeting before the Council votes to adopt the amendment.

Mikki J. McCann  
2418 South 14th  
Lincoln, NE 68502

April 7, 2010

1920 J St. Apt. 7  
Lincoln, NE 68510

Councilman John Spatz  
City Council Office  
County-City Building  
555 S 10th St., Room 111  
Lincoln, NE 68508

RECEIVED

APR 08 2010

CITY COUNCIL  
OFFICE

Dear Mr. Spatz:

I am writing in regard to two matters the facing the City Council at the moment. First, it was interesting to read in the newspaper that Lincoln will be "mayorless" for a short time as the mayor, Councilman Emery and you will all be out of town at the same time.

The decision by the Council – to vote for a successor only if the need arises – is a good one. I also realize this kind of situation occurs very infrequently. But do you think it would maybe be worthwhile for the Council to amend the ordinance to add more people to the line-of-succession list, just to avoid any future complications?

My second point has to do with your proposal to make certain changes to the fireworks ordinance. I am not normally one to say that something that is illegal should be legalized just because "everybody" is doing it. But your argument about capturing additional tax revenue from something people are already doing is a good one.

And so while I would be accepting of your proposal in general, I have reservations about the amendment referenced in the paper, which would extend the time frame fireworks can be used by a couple of days. In my neighborhood I routinely see instances of police coming out to remind a handful of people throughout the summer that fireworks season is over.

I don't want to go so far as to say that I'm opposed to an amendment such as this, but I think it would be good to simultaneously send the message to the public that once the time for fireworks is over, it's over, and it will be enforced.

Thank you for your time.

Sincerely,



Eric Foster

## Mary M. Meyer

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**From:** Dave & Connie Hilligoss [hilligi@msn.com]  
**Sent:** Tuesday, April 06, 2010 12:29 PM  
**To:** Mary M. Meyer  
**Subject:** Fireworks ord.

Hello! This is a copy of a letter that I submitted to each of our council members on 4/6/10;

I am following the City Council's discussion of the proposed change in Lincoln's firework ordinance. This is, to me, a very serious topic, and am glad Mr. Spatz is bringing this up for debate.

I have recently expressed, out loud, my views on this subject and have been called a "stick in the mud" and an "old fuddy duddy". And, I am OK with that. If being an "old fuddy duddy" means firework fanatics keep more of their fingers, their eyesight and hearing, then that's alright. And if there is less damage, and even complete loss of property from fireworks, I am OK with being the "stick in the mud". The fireworks that were deemed legal back in the 80's is a good, safe list. They were selected after much careful thought and discernment.

It's unfortunate that too many Lincoln citizens choose to disobey our current fireworks law. It's why many of us choose to exceed the speed limit, or smoke in public places. We don't believe in the law and thus choose to break it. I actually fear for my family's and neighbor's safety every July. I stay up late monitoring the lawless individuals and families near me to make sure a fire doesn't start on or near my home. And, I suffer health issues from the smoke (I am an asthmatic) and loss of sleep as they choose to light their fireworks beyond midnight on the 4th of July. And even after asking for their help the next day and not getting it, I spend hours picking up firework debris from my yard and off the top of my home. Often an entire garbage can full. An effort to call on Lincoln Police for help several years ago when significant underage drinking was thrown into the mix was futile. This old fuddy duddy actually dreads Independence day. I'd leave town for a night if I thought my home would be safe!

I feel that, making this an issue about lost sales tax revenue, makes us seem desperate (which we may be during these times). The issue is about enforcement. I've listened to Lincoln Police say, and have been told by a dispatcher, that they can't respond to all the calls. The argument that "everyone's doing it" is true due to lack of enforcement. Increased use of illegal fireworks grows in Lincoln every summer because more people know they can get away with it. I don't buy the "it's not enforceable" argument. You have to start somewhere!

I would prefer to see Lincoln step up and be the city that pushes for a consistent statewide ban on fireworks. The list Lincoln uses now is still a fun, safe list. And if firework fanatics need the deafening explosions to celebrate our nation's independence they can select from many licensed, supervised shows offered within our community.

Please do not make this an issue of lost sales tax revenue. Please vote to keep our fireworks ordinance as it is now. Please ask our Police to step up enforcement and increase their presence on July 4th (as we do on big red Saturdays!). Please keep in mind the safety of Lincolnites' life and property.

I appreciate your time and thank you for serving!

Dave Hilligoss,  
Lifetime Lincoln Citizen  
Youngest member of the Stick in the Mud Club  
2341 S. 79th St  
483-7046

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The New Busy is not the too busy. Combine all your e-mail accounts with Hotmail. [Get busy.](#)

**IMPORTANT MESSAGE**

FOR Council Members

DATE 04.18.10 TIME 11:10 AM P.M.

M. Alan Moore

OF lives near South + 16

PHONE Streets

Q FAX AREA CODE NUMBER EXTENSION

Q MOBILE AREA CODE NUMBER TIME TO CALL

TELEPHONED	<input checked="" type="checkbox"/>	PLEASE CALL	
CAME TO SEE YOU		WILL CALL AGAIN	
WANTS TO SEE YOU		RUSH	
RETURNED YOUR CALL		WILL FAX TO YOU	

MESSAGE Against special  
favors for zoning for CVS  
to build at 16<sup>th</sup> + South Sts

Already have numerous  
places near by selling alcohol

SIGNED

Judy Hinz

against expanded  
fireworks sales in Lincoln.

Should tax fireworks  
like Omaha.

Property in danger during  
the 4<sup>th</sup> of July activities.

Do not increase to New  
Year's Eve!

04.08.10

11:33  
a.m.

## Mary M. Meyer

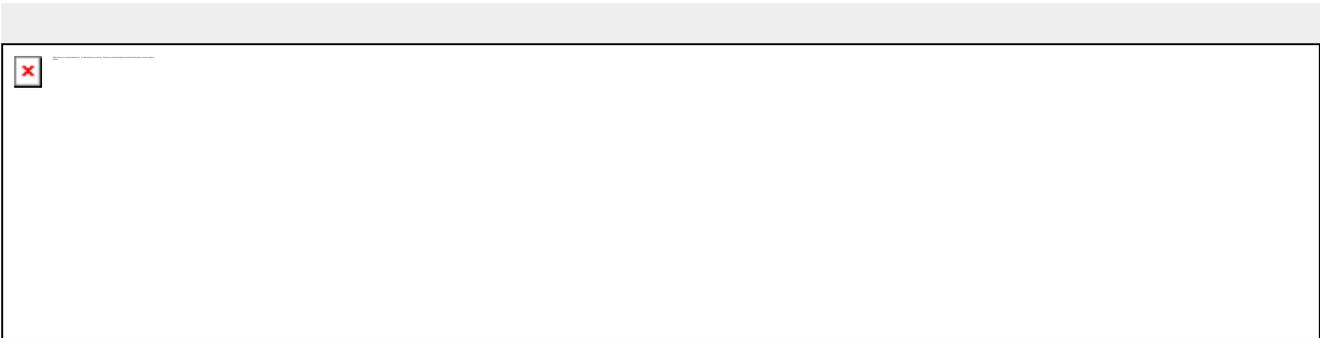
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**From:** Don [dlosh@bigplanet.net]  
**Sent:** Sunday, April 04, 2010 12:01 PM  
**To:** Mary M. Meyer  
**Subject:** Fw: Lincoln Taxpayers Get Raw Deal

This was an interesting piece of information, which of course, I was already aware of. But then, it doesn't surprise me, given the history of poor money management by representatives for the "City of Lincoln". Between the terrible handling of the use of Ambulances in Lincoln for city emergency calls and the use of expensive fire trucks, to replace private ambulance use, and then the financial debacle which occurred later when new firetrucks were purchased for the city, it makes one wonder what would/or will happen next. Oh, I know...the mismanagement of relations with city unions and caving in to what they want as mentioned below. Or, it could have been much earlier, when the city ended up having to pay for sidewalk repair because citizens got tired of paying for sidewalks all citizens of Lincoln could use. Funny then, how the rules changed and the rules for repair of those sidewalks weren't quite so stringent. Or maybe we could talk about how "The City" hasn't deemed it fit to allocate funds for road repair since 2004 and the multitude of potholes that still exist around Lincoln after our latest Winter. You can't drive down a street, without having to dodge around one. One would think this would be the time of year to start doing something about it, but now there is another agenda taking main stage. Ta da....the arena. Another joke, which will cost the taxpayer in the end, if people are foolish enough to approve it. Kind of like the "Bridge to Nowhere" outside of Kearney Nebraska. They can't even make the bond payments on that one. Just another grand idea, thought up by politicians, with the help of those who will profit the most from it...we won't mention them, but we know who they are. Guess you know how I'm going to vote on the arena! Oh....should I mention the Police Department and how they spend taxpayer money!!!!!!!!!!!!!! I could go on, but if you haven't gotten the message by now, you never will. Put simply, the tax payers are tired of politicians wasting their tax money and then expecting to get more of it down the road, so they can do it over and over again, like it never happened the last time.

----- Original Message -----

**From:** [Brad Stevens, Americans for Prosperity](#)  
**To:**  
**Sent:** Thursday, April 01, 2010 8:06 AM  
**Subject:** Lincoln Taxpayers Get Raw Deal



Dear Friends:

Last summer Lincoln city leaders held a press conference where Mayor Beutler promised to lower the cost of city government. Currently Lincoln taxpayers match the retirement benefits of government employees 2-to-1. Meaning for every \$1 a city employee puts into their retirement, taxpayers put in an extra \$2.

Does anyone know of a private sector job with these types of generous benefits?  
Anyone else getting 2-to-1 retirement matches? **The City of Lincoln and**

**in the cost of government.**

During the July 2009 press conference Mayor Beutler promised to lower the generous 2-to-1 match to 1-to-1, which would save Lincoln taxpayers millions of dollars. However, that commitment looks to be another empty political promise.

The City is now in contract negotiations with public employee unions and now seems willing to sacrifice the 1-to-1 match to appease the unions.

*"It seems to me that the press conference was all for show,"* said Lincoln City Council member Adam Hornung, as reported in the [Lincoln Journal Star](#) saying, "We stood up and said we were going to get to 1-to-1. This is not a 1-to-1; this is much more than that. We stood up in front of the city of Lincoln and made a promise and now we are not willing to back it up."

Will you please take a moment to stand up again egregious government spending? **Will you contact Lincoln City Council members and tell them you expect their promises to be kept?** You can email the Council members by [clicking here](#).

The Council will vote on the contract next week, so your comments by [email](#) or by phone (402) 441-7515 will be very important.

Thank you for everything you do for limited, responsible government!

Sincerely,

**Brad Stevens**  
**State Director**  
**Americans for Prosperity-Nebraska**  
**[www.afpnebraska.com](http://www.afpnebraska.com)**

Americans for Prosperity® (AFP) is a nationwide organization of citizen leaders committed to advancing every individual's right to economic freedom and opportunity. AFP believes reducing the size and scope of government is the best safeguard to ensuring individual productivity and prosperity for all Americans. AFP educates and engages citizens in support of restraining state and federal government growth, and returning government to its constitutional limits. AFP has more than 960,000 members, including members in all 50 states, and 30 state chapters and affiliates. More than 55,000 Americans in all 50 states have made a financial investment in AFP or AFP Foundation. For more information, visit [www.americansforprosperity.org](http://www.americansforprosperity.org)

If you no longer wish to receive e-mail from us, please click [here](#).



**DIRECTORS' AGENDA  
ADDENDUM  
MONDAY, APRIL 12, 2010**

**I. CITY CLERK**

**II. CORRESPONDENCE FROM THE MAYOR & DIRECTORS**

**MAYOR**

1. NEWS RELEASE. "Nature's Market" set for April 17<sup>th</sup> at Pioneers Park nature Center.
2. NEWS ADVISORY. Mayor Beutler's public schedule for week of April 10<sup>th</sup> through April 16, 2010. (Forwarded to Council Members)
3. NEWS RELEASE. Report tracks discrimination complaints.

**DIRECTORS**

**HEALTH DEPARTMENT**

1. NEWS RELEASE. Health Advisory - Air Pollution. People with heart and lung disease warned to stay inside.

**PLANNING DEPARTMENT**

1. Historic Preservation Commission meeting agenda for Thursday, April 15, 2010.

**PLANNING COMMISSION**

1. Final Action. Special Permit No. 10008. Off-sale alcohol, CVS Pharmacy, 16<sup>th</sup> and South Streets. Resolution No. PC-01204.
2. Final Action. Special permit No. 872G. Amendment to Firethorn Community Unit Plan, 84<sup>th</sup> and Van Dorn Streets. Resolution No. PC-01203.

**III. COUNCIL RFI'S & CITIZENS CORRESPONDENCE TO INDIVIDUAL COUNCIL MEMBERS**

**IV. CORRESPONDENCE FROM CITIZENS TO COUNCIL**

1. Letter received from Terri Lynn Wilkens, with attachment, on low sodium diets and recipes.

**V. INVITATIONS**

- |   |  |
|---|--|
| <b>1. Lincoln Police Department's Invitation to the "Nebraska Law Enforcement Officer Memorial Ceremony" Justice &amp; Law Enforcement Center's East Steps, 575 S. 10<sup>th</sup> Street</b> | <b>May 21, 2010<br/>Wednesday<br/>12:00 Noon</b> |
| <b>Reception at Police Department Classrooms A and B</b>  |  |



# NEWS RELEASE

MAYOR CHRIS BEUTLER

[lincoln.ne.gov](http://lincoln.ne.gov)

**CITY OF LINCOLN**  
NEBRASKA

## **PARKS AND RECREATION DEPARTMENT**

2740 "A" Street, Lincoln, NE 68502, 441-7847, fax 441-8706

**FOR IMMEDIATE RELEASE:** April 9, 2010

**FOR MORE INFORMATION:** Nancy Furman, Pioneers Park Nature Center, 441-8709

### **"NATURE'S MARKET" SET FOR APRIL 17 AT PIONEERS PARK NATURE CENTER**

The public is invited to enjoy nature, spring and artistic rain barrels at the third annual "Nature's Market" from 9 a.m. to 1 p.m. Saturday, April 17 at the Pioneers Park Nature Center. The free family event will include art, music, food and fun activities.

At 9:30 a.m., Tom Bassett will auction off 25 rain barrels painted by local artists, who range in experience level from elementary students to professionals. Rain barrels are above-ground containers modified to receive, store and distribute rooftop runoff for non-drinking uses. The rain barrel project is sponsored by the Watershed Management Division of the City Public Works and Utilities Department. The barrels have been on display throughout the community and can be viewed at [lincoln.ne.gov](http://lincoln.ne.gov) (keyword: rain barrels).

The Friends of Pioneers Park Nature Center are hosting the event, which will feature booths in a farmer's market environment. Children's activities include making paper pots and critter rocks and planting seed balls. Special events include a chain saw wood carving demonstration by Rex Art at 10:30 a.m. and a performance by steel drum band PANgea at 11:30 a.m. About 40 items are included in the silent auction at the Prairie Building.

All Nature's Market proceeds will go to Pioneers Park Nature Center's scholarship program for summer camp and preschool classes. The Nature Center is located at 3201 S. Coddington Ave, at the west end of Pioneers Park. The event will be held rain or shine.

The Friends Group also will have a garage sale from 9 a.m. to 5 p.m. Thursday, April 29 through Saturday, May 1 at 3400 S. 31st Street.

More information on Pioneers Park Nature Center and the Lincoln Parks and Recreation Department is available at [parks.lincoln.ne.gov](http://parks.lincoln.ne.gov).



# NEWS ADVISORY

MAYOR CHRIS BEUTLER

lincoln.ne.gov

Date: April 9, 2010

Contact: Diane Gonzolas, Citizen Information Center, 441-7831

## **Mayor Beutler's Public Schedule** **Week of April 10 through 16, 2010** *Schedule subject to change*

Monday, April 12

- Mayor's Annual Award of Excellence - 3 p.m., Council Chambers, County-City Building, 555 S. 10th St.
- Mayor's Neighborhood Roundtable meeting - 5:30 p.m., Mayor's Conference Room, County-City Building, Suite 301

Tuesday, April 13

- Mayor's Multicultural Advisory Committee - 4 p.m., Mayor's Conference Room

Wednesday, April 14

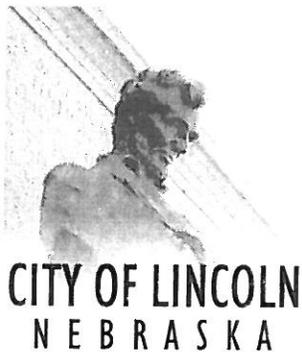
- Northeast Kiwanis Club, remarks - 11:45 a.m., Golden Corral Restaurant, 3940 N. 26th St.

Thursday, April 15

- KFOR Morning Show - 7:45 a.m.
- Board of Health awards luncheon, remarks and awards presentations - noon, Lincoln Station Great Hall, 201 N. 7th St.
- Volunteer Partners, proclamation signing - 1:30 p.m., Mayor's Conference Room

Friday, April 16

- Parkinson's Disease Awareness Month, proclamation signing - 10:30 a.m., Mayor's Conference Room
- Nebraska State Medical Assistants Conference, remarks - 12:30 p.m., Country Inn and Suites, 5353 N. 27th St.
- "Lincoln Green By Design" Leadership in Energy and Environmental Design (LEED) tour of Meridian Park office building, remarks - 6 p.m., 70th and "O" streets (northwest corner)



# NEWS RELEASE

MAYOR CHRIS BEUTLER

[lincoln.ne.gov](http://lincoln.ne.gov)

## OFFICE OF THE MAYOR

Lincoln Comm. on Human Rights, 440 S. 8th St., Lincoln, NE 68508, 441-7624, fax 441-6937

**FOR IMMEDIATE RELEASE:** April 9, 2010

**FOR MORE INFORMATION:** Larry Williams, Human Rights, 441-8691

### REPORT TRACKS DISCRIMINATION COMPLAINTS

The number of employment discrimination complaints received by the Lincoln Commission on Human Rights (LCHR) decreased slightly from 2008 to 2009. But Director Larry Williams said the number of complaints is only one part of the picture. The 2009 LCHR annual report shows a total of 86 cases filed – 71 for employment discrimination, 13 for housing discrimination and two for public accommodation discrimination. That compares to 98 cases filed in the previous year.

“It’s difficult to tell whether discrimination is increasing or decreasing based solely on the number of complaints filed,” Williams said. “Some people simply do not file complaints because they fear retaliation or are unaware of the resources available to help them. That is why education and outreach are so important to us.”

LCHR conducted more than 50 educational outreach and training sessions in 2009, reaching more than 3,000 people. The efforts included programs to career education classes at Lincoln Public Schools and the annual Fair Housing Conference. This year, the Civil Rights Conference April 20 and 21 will expand on the topic of fair housing and also cover employment discrimination.

“To end discrimination, we must do more than enforce the law,” said Williams. “We also must provide the opportunity for all people in the community to reflect on their own attitudes, perceptions and beliefs through education and communication.”

More than 57 percent of LCHR’s annual budget comes from grant sources. In fiscal year 2008-2009, LCHR received \$112, 474 in City general fund dollars, less than 1 percent of the City’s total general fund budget.

Other findings from the 2009 annual report include the following:

- More than \$54,000 in monetary settlements were obtained for clients.
- 80 percent felt that the process of handling the discrimination complaint was fair.
- All but one of the 86 cases filed in 2009 were closed.

To learn more about LCHR and the 2010 Civil Rights Conference, call 441-7624 or visit [lincoln.ne.gov](http://lincoln.ne.gov) (keyword: rights).



# NEWS RELEASE

MAYOR CHRIS BEUTLER



LINCOLN-LANCASTER COUNTY HEALTH DEPARTMENT  
3140 N Street, Lincoln NE 68510 • Phone: 441-8000  
Fax: 441-6229

**FOR IMMEDIATE RELEASE:** April 12, 2010  
**FOR MORE INFORMATION:** Scott E. Holmes: 402-441-8634

## **Health Advisory – Air Pollution People with Heart and Lung Disease Warned to Stay Inside**

“People with heart or lung disease, such as chronic bronchitis, emphysema, and asthma, the elderly, children and pregnant women should avoid prolonged or heavy exertion and limit time spent outdoors due to high levels of air pollution from fires,” said Scott E. Holmes, Environmental Public Health Manager, with the Lincoln-Lancaster County Health Department. “Smoke from fires is being carried into the Lincoln area by southerly winds. Smoke is made up of tiny particles and gases which, when breathed into the lungs, can cause asthma attacks, make chronic bronchitis and emphysema worse, and cause angina in some people with heart disease.”

The air in Lincoln has been classified as UNHEALTHY FOR SENSITIVE INDIVIDUALS according to the Environmental Protection Agency’s Air Quality Index due to the levels of particle air pollution from smoke. Keeping windows and doors closed in your home can give some protection from smoke. If you must drive somewhere, turn the car air conditioner to the “re-circulate” setting.

If people with lung or heart disease have symptoms worsened by smoke exposure, they should consult their health care provider immediately. These symptoms include repeated coughing, shortness of breath or difficulty breathing, wheezing, tightness or pain in the chest, palpitations, nausea, unusual fatigue or feeling light headed.

Other tips to protect your health and reduce your exposure to smoke :

- avoid using exhaust fans (kitchen, bathroom, clothes dryer, etc.)
- do not use whole house fans that draw outside air into your home
- if cooling is needed, turn air conditioning to re-circulate mode in home and car, or use ceiling fans or portable fans
- avoid indoor sources of air pollution, including tobacco smoke, frying or broiling foods, burning candles, vacuuming, and using paints, solvents, cleaning products and adhesives

- keep a several days supply of medication available

The Health Department monitors air quality 24 hours a day for Carbon Monoxide, Ozone, and PM2.5 (fine particles). The Air Quality Index for Lincoln is updated daily and can be found by going to the City of Lincoln's web site: [lincoln.ne.gov](http://lincoln.ne.gov) and using the keyword "air".

###

## Historic Preservation Commission

The City of Lincoln Historic Preservation Commission will hold a public meeting on Thursday, **April 15, 2010**. The meeting will convene at **1:30 p.m.** in **Room 203, 2<sup>nd</sup> floor, County-City Building**, 555 S. 10th Street, Lincoln, Nebraska, to consider the following agenda. For more information, contact the Planning Department at 441-7491.

### April 15, 2010

1. Approval of meeting record of March 18, 2010.
2. Opportunity for persons with limited time or with an item not appearing on the agenda to address the Commission.

### PUBLIC HEARING AND ACTION

3. Application by Scott Sullivan and Urban Development Department on behalf of “Cosmic Cow” for a Certificate of Appropriateness for a sign at 6136 Havelock Avenue in the Havelock Avenue Landmark District.

*See note on Item 7.*

4. Application by Urban Development Department for a Certificate of “exception on the ground of insufficient return or hardship” for demolition of the house at 1114 C Street in the Everett Landmark District.
5. Endorsement of nomination to the National Register of Historic Places of “Park Hill,” the Young-Faulkner House at 1913 S. 41<sup>st</sup> Street.

### DISCUSSION

6. Misc.: Update on Havelock Avenue streetscape improvements (may be requested for discussion between items 3 and 4), etc.
7. Staff Report.

The Historic Preservation Commission agenda may be accessed on the Internet at <http://www.lincoln.ne.gov/city/plan/bdscom/hpc/index.htm>

For further information on Historic Preservation in Lincoln, visit <http://www.lincoln.ne.gov/city/plan/hist/index.htm>

**PLANNING COMMISSION FINAL ACTION**  
NOTIFICATION

**TO :** Mayor Chris Beutler  
Lincoln City Council

**FROM :** Jean Preister, Planning 

**DATE :** April 8, 2010

**RE :** **Special Permit No. 10008**  
(Off-sale alcohol - CVS Pharmacy - 16<sup>th</sup> & South Streets)  
**Resolution No. PC-01204**

The Lincoln City-Lancaster County Planning Commission took the following action at their regular meeting on Wednesday, April 7, 2010:

Motion made by Cornelius, seconded by Francis, to approve **Special Permit No. 10008**, with conditions, requested by B&J Partnership and Growth Management Corp., for authority to sell alcoholic beverages for consumption off the premises, on property generally located northwest of the intersection of South 16<sup>th</sup> Street and South Street.

Motion for conditional approval carried 5-2: Cornelius, Larson, Esseks, Francis and Sunderman voting 'yes'; Taylor and Gaylor Baird voting 'no'; Lust and Partington absent.

The Planning Commission's action is final, unless appealed to the City Council by filing a Letter of Appeal with the City Clerk within 14 days of the date of the action by the Planning Commission.

The Letter of Acceptance will be mailed to the permittee by the City Clerk at the end of the 14-day appeal period.

Please note: On April 7, 2010, the associated Change of Zone No. 10003 from R-5 to B-3 and O-2, and from R-2 to B-3 and O-2, was recommended for approval, and the associated request to vacate the north/south alley generally located at S. 16<sup>th</sup> Street and South Street was found to be in conformance with the Comprehensive Plan. The change of zone and street vacation requests will be scheduled on a future Council agenda. Those who testified or sent correspondence to the Planning Commission will be advised of the City Council hearing date.

Attachment

cc: Building & Safety  
Rick Peo, City Attorney  
Public Works  
Mark Hunzeker, 1248 O Street, Suite 600, 68508  
B&J Partnership, 340 Victory Lane, 68528  
Scott Chapin, 2020 S. 15<sup>th</sup> Street, 68502  
Phillip Voigt, 2030 S. 15<sup>th</sup> Street, 68502  
Brian Mellick, 2036 S. 15<sup>th</sup> Street, 68502  
Growth Management Corp., 4200 S. 14<sup>th</sup> Street, 68502  
Near South Neighborhood Assn., P.O. Box 80143, 68501  
James Garver, Near South Neighborhood, 815 Elmwood Avenue, 68510  
Scott Baird, Near South Neighborhood, 1932 S. 24<sup>th</sup> Street, 68502  
Sarah Disbrow, Irvingdale Neighborhood, 1903 Sewell Street, 68503  
Kitty Fynbu, Irvingdale Neighborhood <[misskitty@neb.rr.com](mailto:misskitty@neb.rr.com)>  
Alene Swinehart, Irvingdale Neighborhood, 1834 Ryons, 68502  
Lynn Fisher <[greatplace@neb.rr.com](mailto:greatplace@neb.rr.com)>  
Pat Bracken <[pbracken@neb.rr.com](mailto:pbracken@neb.rr.com)>  
Wil & Sarah Hass <[wilhass@hotmail.com](mailto:wilhass@hotmail.com)>  
Russell Miller, Lincoln Neighborhood Alliance, 341 S. 52<sup>nd</sup> Street, 68510  
Paul Koester, 1501 Rose Street, 68502  
William Carver, Near South Neighborhood Assn. <[williamc@myapplemail.com](mailto:williamc@myapplemail.com)>  
Brad Nelson <[brnelson@binary.net](mailto:brnelson@binary.net)>  
Vonda Kapke, 1517 Rose Street, 68502  
Sandy Wacker <[swgd@earthlink.net](mailto:swgd@earthlink.net)>  
Susan Melcher <[melcherj5-2@inebraska.com](mailto:melcherj5-2@inebraska.com)>  
Denise Connolly <[dconnell@vt.edu](mailto:dconnell@vt.edu)>  
Rebecca Hasty <[rhasty1@hotmail.com](mailto:rhasty1@hotmail.com)>  
Holly R. Smith <[hollyrsmith@gmail.com](mailto:hollyrsmith@gmail.com)>  
Lynne Ireland <[lmi@neb.rr.com](mailto:lmi@neb.rr.com)>  
Dr. Julia McQuillan <[jmcquillan2@unlnotes.unl.edu](mailto:jmcquillan2@unlnotes.unl.edu)>  
Sister Mary Schroer <[biknun@inebraska.com](mailto:biknun@inebraska.com)>  
Dennis Walls <[dwalls@neb.rr.com](mailto:dwalls@neb.rr.com)>  
Jon Carlson <[jcarlson@lincoln.ne.gov](mailto:jcarlson@lincoln.ne.gov)>  
Denise Kjar <[dkjar@inebraska.com](mailto:dkjar@inebraska.com)>  
Christy Aggens <[christyaggens@hotmail.com](mailto:christyaggens@hotmail.com)>  
Pastor Dennis Banks, 2015 S. 16<sup>th</sup> Street, 68502  
Steve Schwab <[Ohair42@aol.com](mailto:Ohair42@aol.com)>

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RESOLUTION NO. PC- 01204

SPECIAL PERMIT NO. 10008

1           WHEREAS, B&J Partnership and Growth Management Corp. have  
2 submitted an application designated as Special Permit No. 10008 for authority to sell  
3 alcoholic beverages for consumption off the premises on property generally located  
4 northwest of the intersection of S. 16th Street and South Street, legally described as:

5           Lots 1-6, Block 3, Electric Park Addition, and Lots 14-18,  
6           Maxwells Addition, Lincoln, Lancaster County, Nebraska;

7           WHEREAS, the real property adjacent to the area included within the site  
8 plan for this permit to sell alcoholic beverages off the premises will not be adversely  
9 affected; and

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

13           NOW, THEREFORE, BE IT RESOLVED by the Lincoln City-Lancaster  
14 County Planning Commission of Lincoln, Nebraska:

15           That the application of B&J Partnership and Growth Management Corp.,  
16 hereinafter referred to as "Permittee", to sell alcoholic beverages for consumption off the

1 premises on property legally described above be and the same is hereby granted under  
2 the provisions of Section 27.63.685 of the Lincoln Municipal Code upon condition that  
3 operation of said licensed premises be in substantial compliance with said application, the  
4 site plan, and the following additional express terms, conditions, and requirements:

5 1. This permit approves the sale of alcohol for consumption off the  
6 premises as designated on the attached site plan.

7 2. Before commencing the sale of alcohol, the Permittee shall cause to  
8 be prepared and submitted to the Planning Department, a revised and reproducible final  
9 plot plan shading or otherwise identifying the building footprint and labeling the same as  
10 the "Licensed Premises."

11 3. The City Council must approved Change of Zone 10003.

12 4. Before commencing the sale of alcohol for consumption off the  
13 premises, all development and construction must substantially conform to the approved  
14 plans.

15 5. The physical location of all setbacks and yards, buildings, parking  
16 and circulation elements, and similar matters must be in substantial compliance with the  
17 location of said items as shown on the approved site plan.

18 6. The terms, conditions, and requirements of this resolution shall run  
19 with the land and be binding and obligatory upon the Permittee, its successors, and  
20 assigns.

21 7. The Permittee shall sign and return the City's letter of acceptance to  
22 the City Clerk within 60 days following approval of the special permit, provided, however,

1 said 60-day period may be extended up to six months by administrative amendment. The  
2 City Clerk shall file a copy of the resolution approving the special permit and the letter of  
3 acceptance with the Register of Deeds, filing fees therefor to be paid in advance by the  
4 Permittee.

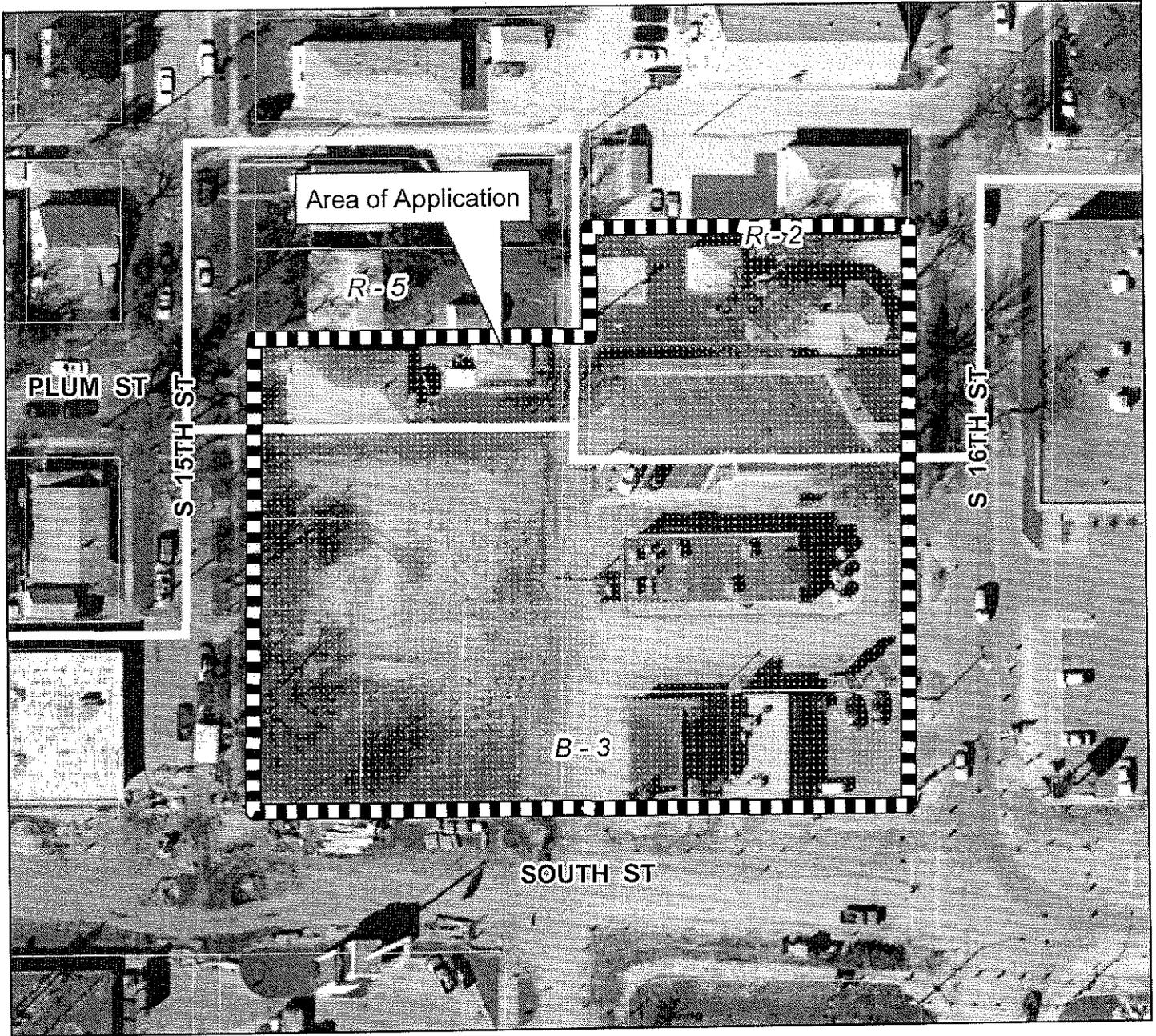
5 The foregoing Resolution was approved by the Lincoln City-Lancaster  
6 County Planning Commission on this 7<sup>th</sup> day of April, 2010.

ATTEST:

  
Chair

Approved as to Form & Legality:

  
Chief Assistant City Attorney



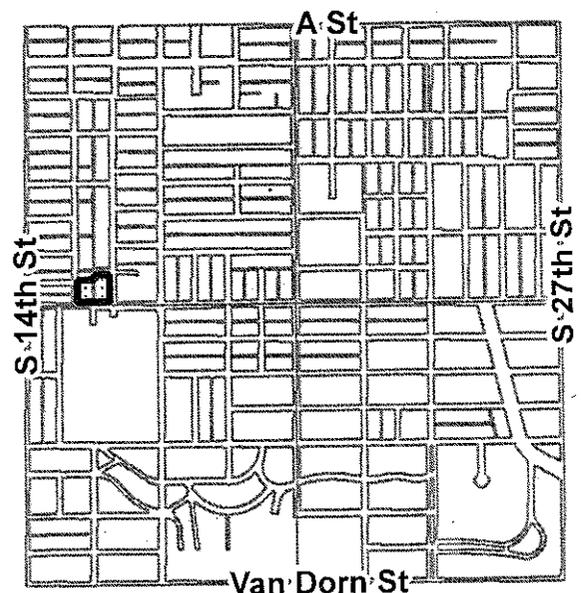
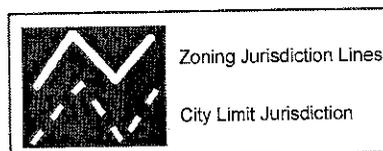
2007 aerial

## Special Permit # 10008 S 16th St & South St

### Zoning:

- R-1 to R-8 Residential District
- AG Agricultural District
- AGR Agricultural Residential District
- O-1 Office District
- O-2 Suburban Office District
- O-3 Office Park District
- R-T Residential Transition District
- B-1 Local Business District
- B-2 Planned Neighborhood Business District
- B-3 Commercial District
- B-4 Lincoln Center Business District
- B-5 Planned Regional Business District
- H-1 Interstate Commercial District
- H-2 Highway Business District
- H-3 Highway Commercial District
- H-4 General Commercial District
- I-1 Industrial District
- I-2 Industrial Park District
- I-3 Employment Center District
- P Public Use District

One Square Mile  
Sec. 36 T10N R06E



**PLANNING COMMISSION FINAL ACTION  
NOTIFICATION**

**TO :** Mayor Chris Beutler  
Lincoln City Council

**FROM :** Jean Preister, Planning 

**DATE :** April 9, 2010

**RE :** **Special Permit No. 872G**  
(Amendment to Firethorn Community Unit Plan - 84<sup>th</sup> & Van Dorn Streets)  
**Resolution No. PC-01203**

The Lincoln City-Lancaster County Planning Commission took the following action at their regular meeting on Wednesday, April 7, 2010:

Motion made by Larson, seconded by Francis, to approve **Special Permit No. 872G**, with conditions, requested by Firethorn Golf Company, for authority to amend the Firethorn Community Unit Plan to allow an additional golf clubhouse, together with a waiver of the Parking Lot Design Standards, on property generally located at South 84<sup>th</sup> Street and Van Dorn Street.

Motion for conditional approval carried 8-0: Cornelius, Larson, Lust, Taylor, Esseks, Gaylor Baird, Francis and Sunderman voting 'yes'; Partington absent.

The Planning Commission's action is final, unless appealed to the City Council by filing a Letter of Appeal with the City Clerk within 14 days of the date of the action by the Planning Commission.

The Letter of Acceptance will be mailed to the permittee by the City Clerk at the end of the 14-day appeal period.

**Attachment**

**cc:** Building & Safety  
Rick Peo, City Attorney  
Public Works  
Brad Marshall, Olsson Associates, 1111 Lincoln Mall, 68508  
Mark Wible, Firethorn Golf Company, 9301 Firethorn Lane, 68520  
Tom Tracy, Crown Pointe Neighborhood, 2910 Crown Pointe Road, 68506

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RESOLUTION NO. PC- 01203

SPECIAL PERMIT NO. 872G

1           WHEREAS, Firethorn Golf Company has submitted an application designated as Special  
2 Permit No. 872G for authority to amend Firethorn Community Unit Plan to allow an additional golf  
3 clubhouse, together with a request to waive Parking Lot Design Standards, on property generally  
4 located at South 84th Street and Van Dorn Street and legally described as:

5                     The remaining portion of Outlot A, Firethorn 17th Addition, Lincoln,  
6                     Lancaster County, Nebraska;

7           WHEREAS, the Lincoln City-Lancaster County Planning Commission has held a public  
8 hearing on said application; and

9           WHEREAS, the community as a whole, the surrounding neighborhood, and the real  
10 property adjacent to the area included within the site plan for this amendment to the community unit  
11 plan, will not be adversely affected by granting such a permit; and

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

15           NOW, THEREFORE, BE IT RESOLVED by the Lincoln City-Lancaster County Planning  
16 Commission of Lincoln, Nebraska:

1           That the application of Firethorn Golf Company, hereinafter referred to as "Permittee", to  
2 amend the Firethorn Community Unit Plan to allow an additional golf clubhouse, on the property  
3 described above, be and the same is hereby granted under the provisions of Section 27.63.320 and  
4 Chapter 27.65 of the Lincoln Municipal Code upon condition that construction of said community  
5 unit plan be in substantial compliance with said application, the site plan, and the following  
6 additional express terms, conditions, and requirements:

7           1. This permit approves a second clubhouse and an adjustment to the Parking Lot  
8 Design Standards to allow a gravel non-permanent parking lot for up to five years.

9           2. Before receiving building permits:

10           a. The Permittee shall cause to be prepared and submitted to the Planning  
11 Department a revised and reproducible final site plan including five copies with  
12 all required revisions as listed below:

13           i. Revise the site plan to delineate both the area previously annexed for  
14 the maintenance building and the area of the West 9 Clubhouse, and  
15 within the area of annexation for the West 9 Clubhouse add the label  
16 "APPROXIMATE AREA OF CLUBHOUSE."

17           ii. Revise General Note #17 to include the sentence "THIS INCLUDES  
18 THE SIGNS ALLOWED IN THE AGR DISTRICT FOR FRONTAGES  
19 ALONG S. 84TH, VAN DORN, S. 91ST, AND FIRETHORN LANE FOR  
20 THE SECOND GOLF CLUBHOUSE TO BE LOCATED ON OUTLOT A,  
21 FIRETHORN 17TH ADDITION."

22           iii. Add a general note that states "THE GRAVEL SURFACING OF THE  
23 PARKING LOT ASSOCIATED WITH THE SECOND CLUBHOUSE  
24 LOCATED ON OUTLOT A, FIRETHORN 17TH ADDITION IS  
25 EXTENDED FROM TWO TO FIVE YEARS, WITH ANNUAL  
26 EXTENSION THEREAFTER BY ADMINISTRATIVE AMENDMENT."

27           iv. Remove the bubble around Note #12 from prior amendment.

28           3. The Permittee shall provide documentation from the Register of Deeds that the letter  
29 of acceptance as required by the approval of the special permit has been recorded.  
30

1           4. Before occupying the new clubhouse all development and construction must  
2 substantially comply with the approved plans.

3           5. All privately-owned improvements must be permanently maintained by the Permittee  
4 or an appropriately established owners association approved by the City.

5           6. The physical location of all setbacks and yards, buildings, parking and circulation  
6 elements, and similar matters must be in substantial compliance with the location of said items as  
7 shown on the approved site plan.

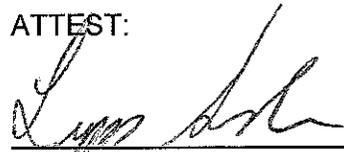
8           7. The terms, conditions, and requirements of this resolution shall run with the land and  
9 be binding upon the Permittee, its successors and assigns.

10          8. The Permittee shall sign and return the letter of acceptance to the City Clerk within  
11 60 days following the approval of the special permit, provided, however, said 60-day period may  
12 be extended up to six months by administrative amendment. The City Clerk shall file a copy of the  
13 resolution approving the special permit and the letter of acceptance with the Register of Deeds,  
14 filling fees to be paid in advance by the Permittee.

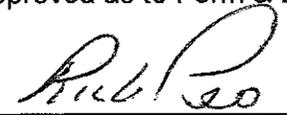
15          9. The site plan as approved with this resolution voids and supersedes all previously  
16 approved site plans, however the provisions in all resolutions approving previous permits shall  
17 remain in full force and effect except as specifically amended by this resolution.

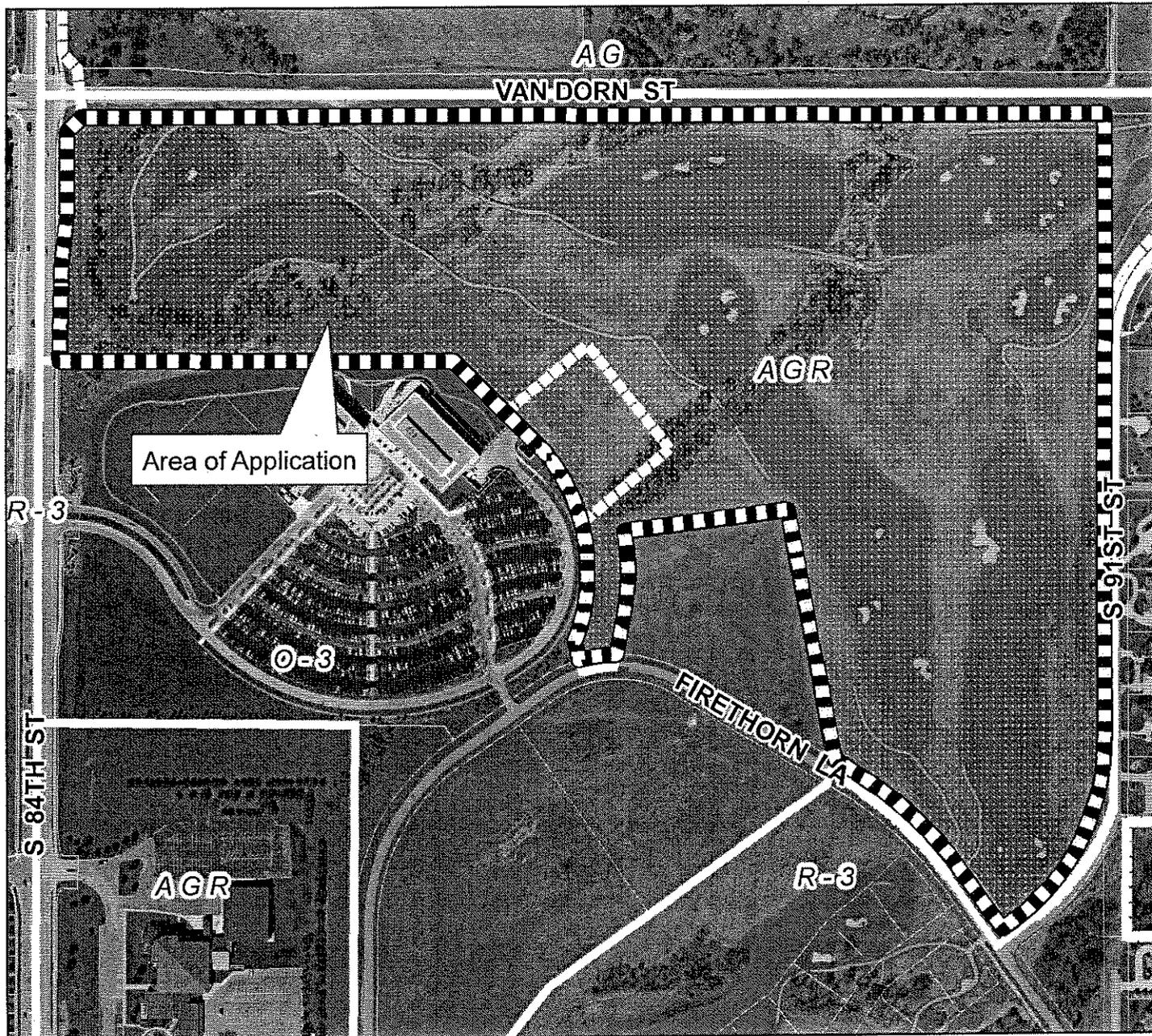
18           The foregoing Resolution was approved by the Lincoln City-Lancaster County Planning  
19 Commission on this 7th day of April, 2010.

ATTEST:

  
\_\_\_\_\_  
Chair

Approved as to Form & Legality:

  
\_\_\_\_\_  
Chief Assistant City Attorney



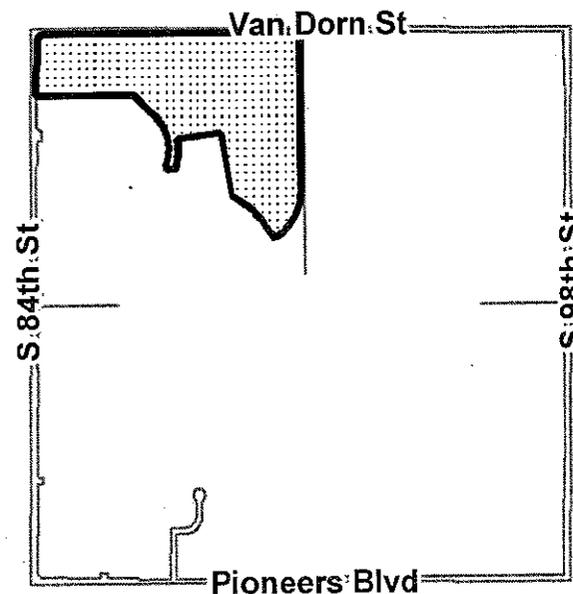
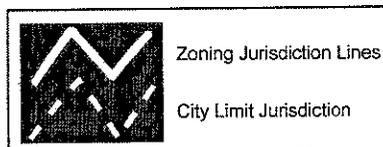
**Special Permit #872G  
S 84th & Van Dorn St**

2007 aerial

**Zoning:**

- R-1 to R-8 Residential District
- AG Agricultural District
- AGR Agricultural Residential District
- O-1 Office District
- O-2 Suburban Office District
- O-3 Office Park District
- R-T Residential Transition District
- B-1 Local Business District
- B-2 Planned Neighborhood Business District
- B-3 Commercial District
- B-4 Lincoln Center Business District
- B-5 Planned Regional Business District
- H-1 Interstate Commercial District
- H-2 Highway Business District
- H-3 Highway Commercial District
- H-4 General Commercial District
- I-1 Industrial District
- I-2 Industrial Park District
- I-3 Employment Center District
- P Public Use District

One Square Mile  
Sec. 2 T09N R07E





Dear Honorable Mayor and City Council,

March 29, 2010

I am writing to you today to ask your help in an issue of national importance. On February 9, 2010 our First Lady Michelle Obama officially kicked off her campaign "Let's Move" in her mission to fight the epidemic of childhood obesity. She said in order to achieve this, for our children and ourselves, we need more exercise along with a better diet. Dr. Mehmet Oz states that everyone should be eating and could benefit from a low sodium diet. In this time of health crisis we need to come together. 2010 is a time of new beginnings. It is a chance for us to share and help one another. To set an example and help others achieve a healthier lifestyle. It is in this spirit that I am writing to you today.

I am asking you, your family, or your staff to take time out of your busy day to share and donate a favorite low sodium or a low sodium "no salt added" recipe, or two, or more, along with any tips that you use in your own home, to benefit and encourage a healthy low sodium lifestyle. I am compiling a collection of low sodium or low sodium "no salt added" recipes and tips to share with the citizens of America as well as use in my own home. Also tell us about yourself and include any information, symbols or fun and interesting facts about your hometown and state (that we may or may not know). So that we can have fun learning about your home while enjoying a favorite low sodium or low sodium "no salt added" food, snack, condiment or beverage from your home to ours. This would be a great way to support and encourage a better diet and healthy choices that we have in America as well as advertise and introduce your hometown and state to the citizens of America.

This issue is very close to my heart and I am passionate about it - let me share with you why. Three years ago my then 13 year old daughter, Karen, was struck by a car as a pedestrian resulting in multiple injuries including brain damage. As the head of my household I had to quit my job to care for her. The last three years have been filled with countless doctor appointments, endless testing, and eight surgical procedures (so far), followed by endless hours of physical therapy and rehab. She is three years behind in school and currently has a tutor and attends school one class a day. It is a struggle. She still deals with balance issues complicated by her brain injury as well as multiple problems still present as a result of the injuries sustained in the accident.

After her fifth surgery Karen was placed a life-long low sodium diet restriction. The low sodium restriction took away the joy and comfort of her favorite foods. Eating out or eating away from home is nearly impossible. Eating her traditional favorite home cooked foods are a thing of the past. The simple act of eating has become extremely complicated for Karen now 17. New low sodium versions of old family favorites just leave Karen longing for the originals. So it is time to find some new favorites!

Karen thought it would be fun to make and eat a favorite low sodium or low sodium "no salt added" recipe as we learned about yourself and your hometown and state. I agreed. Karen has always been interested and wanted to visit other parts of the United States but we just hadn't gotten to it yet. Unfortunately, one of the consequences from the injuries sustained and the surgeries that followed is that Karen cannot travel by flying or going over passes or anything that could fluctuate the pressure in her head. Doing so may compromise the glued and sutured repairs that she has there. For this reason Karen may never have the opportunity to travel and learn about other parts of the United States.

I have compiled a collection of low sodium or low sodium "no salt added" recipes from the states of America to benefit all American families and everyone on a low sodium diet as well as my own family. We are so looking forward to sharing the "Low Sodium Lifestyle" with the citizens of America.

We are asking for "a hand up - not a hand out" which will end up resulting in a chain of one hand helping another. With this chain we can help so many other citizens and families of America better their lives through their diet and connecting them to other individuals and communities across our great nation.

RECEIVED

APR 08 2010

MAYORS OFFICE

Our family has a long history of community service highlighted with a National "Make a Difference Day" Award. We have worked with various national programs including "Meals on Wheels", "One Warm Coat", and Girl Scouts of America, to list a few. In our own community we have initiated, volunteered and headed programs, activities and projects to benefit, ease and brighten the situation and the faces of our local young mothers, families, youths, and the general public, as well as the homeless and disadvantaged. Also we have worked extensively with hospitals, senior assisted living facilities, and public schools. We have spearheaded national and local projects rallying our community to take part and give of themselves. We have organized food and clothing collection, repair and distribution. In addition we have enriched the lives of local seniors and youths and hospital patients through activities, entertainment and support programs. We personally have started programs to support military personnel fighting abroad and those of all ages who find themselves in a hospital setting.

This is our opportunity to lead by example and as my father always said "if you give a man a fish he will eat for a day but if you teach a man to fish he will eat forever" please help me teach American families how to better their health and their lives starting at the family dinner table. So many individuals want to better their lives but they just don't know how to get started and it seems too hard to embrace something new. You have the unique opportunity to help the citizens of America, as well our nations families, including my own.

I hope to make this reference book available as a fundraiser for my family. I have been unable to return to work since the accident and I have exhausted all my financial resources, my savings, my investments, my credit all gone - and next my retirement. Karen currently is in need of physical therapy, not covered by insurance, which I cannot afford costing \$870.00 each 6 week session and there are more surgeries ahead. I am behind in my taxes on my house for the first time ever. Medical and monthly bills are building and unending. My home is in need of a complete roof replacement, has major foundation issues, as well as other problems and lots of maintenance long overdue. I am hoping this fundraising low sodium cookbook will allow me to get my feet back under me so I can fix my house and provide for my family while making it easy for America to embrace a "Low Sodium Lifestyle" and assist other families struggling with low sodium diet restrictions. A heartfelt "Thank You" in advance for taking the time to help me help myself and my family.

Please join your fellow states in answering the call to action in this healthcare crisis we face in America today by donating a favorite low sodium or low sodium "no salt added" food, snack, condiment or beverage recipe. This would be a great way to educate individuals and encourage a better diet and healthy choices that we have in America as well as promote and publicize your state to the citizens of America. Also to be proactive in the fight of childhood obesity and the healthcare issues we have before us. In addition it would mean the world to my family and especially my daughter, Karen, for you to share and donate a low sodium recipe or two.

A heartfelt "Thank You" in advance for taking the time to help me help myself and my family as well as the citizens of America to embrace a better tomorrow.

I am enclosing a self addressed stamped envelope and an easy to fill out recipe sheet for you to fill out and mail back to us. We hope to hear from you soon and thank you in advance for your generosity.

Thank you again for your time and consideration,



Terrí Lynn "Aunt Terrí" Wilkens  
3288 Hidden Valley Drive N.W  
Salem, Oregon 97304-2321  
(503) 371-8032 (503) 585-1253  
CookingwithAuntTerri@yahoo.com









CITY OF LINCOLN  
NEBRASKA

Lincoln Police Department  
Thomas K. Casady, Chief of Police  
575 South 10th Street  
Lincoln, Nebraska 68508

402-441-7204  
fax: 402-441-8492



LINCOLN  
The Community of Opportunity

MAYOR CHRIS BEUTLER

lincoln.ne.gov

RECEIVED

APR 08 2010

CITY COUNCIL  
OFFICE

April 6, 2010

Dear Lincoln City Council Member:

The Lincoln Police Department cordially invites you to the Nebraska Law Enforcement Officer Memorial Ceremony observance on Wednesday, May 12<sup>th</sup>, 2010, at 12:00 noon on the east steps of the Justice and Law Enforcement Center located at 575 South 10<sup>th</sup> Street. A reception will follow immediately after the ceremony in classrooms A and B at the Police Department.

Sincerely,



THOMAS K. CASADY  
Chief of Police



A nationally accredited law enforcement agency

