

**CORRESPONDENCE  
IN LIEU OF  
DIRECTORS' MEETING  
MONDAY, SEPTEMBER 26, 2005**

**I. MAYOR**

- \*1. NEWS RELEASE - RE: City Establishes "Point Of Contact" Network - (See Release)
- \*2. NEWS ADVISORY - RE: Mayor Seng will discuss the Harris Overpass project at a news conference at 10:00 a.m. Thursday, September 22<sup>nd</sup> -(See Advisory)
- \*3. NEWS RELEASE - RE: One-Year Construction Schedule Chosen For Harris Overpass Project -(See Release)
- \*4. Letter from Mayor Coleen Seng to Curt Donaldson, Friends of the Pioneers Park Nature Center - RE: Writing to invite your participation in a citizen committee that I am appointing to consider funding strategies for parks and recreation facilities -(See Letter)

**II. DIRECTORS**

**FINANCE**

- \*1. Material from Don Herz - RE: August EMS Reports - (See Material)

**FINANCE/ACCOUNTING**

- \*1. Letter from Mark Leikam - RE: June 30, 2005 Quarterly Keno Audit -(See Letter)

**PLANNING**

- \*1. E-Mail Response from Jean Walker to Tamara Kuehn-Damme - RE: Wal-Mart Support (Annex. 05013 & CZ#05054, Prairie Village North Planned Unit Development) -(See E-Mail)

- \*2. Memo from Marvin Krout to County Board - RE: City Council Comprehensive Plan Amendments -(See Memo)
- \*3. Letter from Brian Will to Mike Johnson, Olsson Associates - RE: Village Gardens Addition - FPPL#05074-Generally located at Pine Lake Road and South 61<sup>st</sup> Street -(See Letter)

**PLANNING COMMISSION FINAL ACTION .....**

- \*1. Special Permit #05044 (On-sale - South 27<sup>th</sup> Street and Jamie Lane) Resolution # PC-00951.
- \*2. Special Permit #05036 (Off-sale - Tobacco Shack, N. 63<sup>rd</sup> Street and Havelock Avenue) Resolution # PC-00950.
- \*3. Preliminary Plat #04017-Twin Pines Addition (SW 33<sup>rd</sup> Street and West Denton Road) Resolution # PC-00952.

**III. CITY CLERK**

**IV. COUNCIL**

**A. COUNCIL REQUESTS/CORRESPONDENCE**

**JON CAMP**

- \*1. E-Mail from Ross & Liz Wunderlich sent to Jon Camp - RE: Pioneers Blvd. Medians -(See E-Mail)
- \*2. E-Mail Response from Jon Camp to Ross & Liz Wunderlich - RE: Pioneers Blvd. Medians -(See E-Mail)
- \*3. E-Mail from Dave Anderson sent to Jon Camp - RE: Theaters -(See E-Mail)

## **JONATHAN COOK**

1. Request to ~~Public Works & Utilities Department~~ - RE: The speed limit on West "A" Street -(RFI#127 - 8/30/05). — **1.) SEE RESPONSE FROM SCOTT OPFER, PUBLIC WORKS & UTILITIES DEPARTMENT RECEIVED ON RFI#127 - 9/21/05.**

## **PATTE NEWMAN**

- \*1. E-Mail from Michael Goodrich sent to Patte Newman - RE: City Planning - (See E-Mail)

## **V. MISCELLANEOUS**

- \*1. E-Mail from Patrick Henry - RE: Movie Theaters -(See E-Mail)
- \*2. E-Mail from Lt. Col. Joseph W. Johnson, Jr., USAF Retired - RE: Theaters -(See E-Mail)
- \*3. E-Mail from Jeffrey Fields - RE: Theater Policy -(See E-Mail)
- \*4. E-Mail from Roger Yant - RE: Theaters -(See E-Mail)
- \*5. E-Mail from David Oenbring - RE: Theater -(See E-Mail)
- \*6. E-Mail from Thomas Stoddard - RE: Against Northeast Wal-Mart -(See E-Mail)
- \*7. E-Mail from Edwin K. Aasen III - RE: Pioneers Blvd. -(See E-Mail)
- \*8. E-Mail from Teresa Predmore - RE: Yes to a new Wal-Mart -(See E-Mail)

## **VI. ADJOURNMENT**

**\*HELD OVER UNTIL OCTOBER 3, 2005.**



# Lincoln - Lancaster County Emergency Management

575 S. 10th Street  
Lincoln, Nebraska 68508  
Phone: (402) 441-7441  
Fax: (402) 441-7407

## NEWS RELEASE

**LANCASTER COUNTY EMERGENCY MANAGEMENT**  
575 S. 10th Street, Lincoln, NE 68508

**FOR IMMEDIATE RELEASE:** September 19, 2005

**FOR MORE INFORMATION:** Kit Boesch, Human Services Administration, 441-4944

### **CITY ESTABLISHES "POINT OF CONTACT" NETWORK**

Lancaster County Emergency Management, the City of Lincoln and about 40 volunteer health and human service professionals have joined to form a "point of contact" network for Hurricane Katrina evacuees who have made their way to Lincoln. The volunteers – representing local human service agencies, hospitals and health organizations – will be paired with the sponsor (church, relative, etc.) and the family to help them navigate the health and human services system.

To date, 45 families have been matched. Evacuees being brought to Lincoln by the faith communities also are encouraged to use the network.

All evacuees are encouraged to contact the American Red Cross office for immediate assistance (food, clothing and shelter) at 441-7997. Those in need of health and medical services are encouraged to call the Lincoln-Lancaster County Health Department hotline at 441-0358.

To request a "point of contact" volunteer or for any other related questions, call the Red Cross at 441-7997 between 9 a.m. and 5 p.m. Monday through Friday.



CITY OF LINCOLN  
NEBRASKA

# NEWS ADVISORY

MAYOR COLEEN J. SENG

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

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## OFFICE OF THE MAYOR

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

**DATE:** September 21, 2005

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

Mayor Coleen J. Seng will discuss the Harris Overpass project at a news conference at **10 a.m. Thursday, September 22** on the **dock on the west side of the Creamery Building at 7th and "P" streets**. Parking is available in the public lot west of the dock area. If it is raining, the news conference will take place in the City Council Chambers, 555 South 10th Street.



# NEWS RELEASE

MAYOR COLEEN J. SENG

lincoln.ne.gov

## OFFICE OF THE MAYOR

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

**FOR IMMEDIATE RELEASE:** September 22, 2005

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

Kris Humphrey, Public Works, 441-7592

Linda Beacham, The Schemmer Associates, 488-2500

## **ONE-YEAR CONSTRUCTION SCHEDULE CHOSEN FOR HARRIS OVERPASS PROJECT**

Mayor Coleen J. Seng announced today that following an extensive public opinion process, the aging Harris Overpass will close for reconstruction in 2007 for about one year. Total closure of the overpass will save about \$5 million in construction costs and reduce construction time by about half, compared to an alternative option to have limited traffic during a two-year construction period.

Deteriorating steel girders and concrete have created the need to replace the 50-year-old overpass, which carries "O" Street traffic over the rail yards from 3rd to 9th streets. Construction costs for the bridge are estimated at about \$15 million. Construction costs over a two-year period were estimated at about \$20 million.

"There is no ideal solution," said Mayor Seng. "Partial closure would have cost more, taken longer and still resulted in at least 55 days of full closure. This is a vital link between West "O" and downtown Lincoln. Nearly 27,000 vehicles cross the bridge every day. The consensus was that the construction be done as quickly as possible."

Mayor Seng thanked those who participated in the decision-making process for this important project. The City hired The Schemmer Associates to conduct the public outreach program to discuss the options and consequences of the construction options. The firm worked directly with the affected businesses and residents and assembled an advisory group of those most directly affected by the bridge construction to examine the options.

"Many factors went into this decision and many people who will be most inconvenienced by the construction provided advice," said Mayor Seng. "Cost was a major consideration because construction funds are very tight. Other important factors were the provision of police and fire services, the impact on West "O" and Haymarket businesses and public safety during the construction."

- more -

**Harris Overpass**  
**September 22, 2005**  
**Page Two**

Proposed vehicle detour routes are:

- I-180 (9th and 10th streets) to Cornhusker Highway, then to 1st Street, Charleston and Sun Valley Boulevard
- Capitol Parkway to the "K" and "L" Street interchange on the Homestead Expressway. The interchange is scheduled for completion in 2006.

Currently about \$15 million is available from non-City sources, including the Federal Highway Bridge Rehabilitation and Replacement Program, which is administered locally by the Nebraska Department of Roads and the Railroad Transportation Safety District. Cost estimates may vary as final structural and aesthetic features are chosen with public input. The next step is to complete the design and bid the project.

"Funds are tight, we are stretching them to get the most from every dollar," said Karl Fredrickson, Director of the City Public Works and Utilities Department. "Construction is inconvenient, but announcing the decision now will provide time for residents to plan ahead. The one-year construction period will save money. We will provide incentives and penalty clauses in the contract to expedite the construction schedule."

The viaduct was completed in 1955 and is named in honor of John F. Harris, who donated the land for Pioneers Park.

Additional information on the Harris Overpass project is available on the City Web site at [lincoln.ne.gov](http://lincoln.ne.gov) or at [www.harrisoverpass.com](http://www.harrisoverpass.com).



MAYOR COLEEN J. SENG

lincoln.ne.gov

Office of the Mayor  
555 South 10th Street  
Suite 208  
Lincoln, Nebraska 68508  
402-441-7511  
fax: 402-441-7120  
mayor@lincoln.ne.gov

September 21, 2005

Curt Donaldson  
Friends of the Pioneers Park Nature Center  
2860 R Street  
Lincoln, NE 68503

RECEIVED  
SEP 22 2005  
CITY COUNCIL  
OFFICE

Dear Curt:

I am writing to invite your participation in a citizen committee that I am appointing to consider funding strategies for parks and recreation facilities.

The City Council and I agree that a study guided by a diverse group of Lincoln residents who share a commitment to parks and recreation would be an excellent tool in shaping the community's approach to financing this important piece of our local infrastructure. The City Council recently passed a resolution emphasizing our shared support for this approach, which I have enclosed for your information.

The committee will meet every two weeks from late September to early December. Among other things, the committee will:

- Review an inventory of parks and recreation facilities
- Explore schedules and costs for rehabilitating and replacing existing facilities
- Discuss standards and costs for developing new facilities
- Research potential funding sources and recommend strategies.

The Parks and Recreation Facilities Infrastructure Finance Committee will meet for the first time from 7:00 - 9:00 p.m. on Thursday, September 29, 2005, in the second floor meeting room at the F Street Community Center, located at 1225 F Street. As part of that first meeting, committee members also will determine their preferred time of day for future meetings.

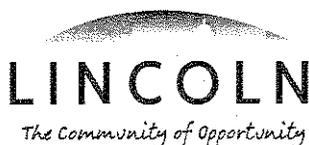
Your perspective and guidance are important in developing a funding strategy for parks and recreation facilities in Lincoln. Please contact Jeanne Bowling by phoning 441-8264 or by e-mailing [jbowlng@lincoln.ne.gov](mailto:jbowlng@lincoln.ne.gov) if you are not able to attend the September 29, 2005, meeting.

If you have any questions about the study, please call Parks and Recreation Director Lynn Johnson at 441-8265.

Sincerely,

Coleen J. Seng  
Mayor of Lincoln

cc: Lincoln City Council  
Lynn Johnson, Parks and Recreation Director





A83516

05R-208

Introduce: 8-22-05

RESOLUTION NO. A- 83516

1 WHEREAS, the investment by citizens and taxpayers in the Lincoln system of Parks,  
2 Recreation, Conservancy Areas, Nature Centers, and Trails exceeds \$130 million in  
3 replacement value; and

4 WHEREAS, as these assets age and deteriorate, annual investment is required for  
5 rehabilitation and renewal; and

6 WHEREAS, additional investment is required as the city grows to maintain the  
7 quality and distribution of park facilities; and

8 WHEREAS, over the past 12 years general fund and keno revenues appropriated for  
9 renewals and new facilities have declined from \$2.163 million (FY94-95) to a proposed \$1.08  
10 million (FY02-06); and

11 WHEREAS, this level of investment represents less than 1% of system replacement  
12 costs, in a community growing at more than 1.5% per year; and

13 WHEREAS, the serious and effective determination of the City of Lincoln to  
14 systematically maintain quality parks, recreation, conservancy areas, nature centers, and trails  
15 must come into question; and

16 WHEREAS, current levels of support show no capacity to accumulate funds for  
17 major improvements such as community parks of 50 acres (\$5 million), new and replacement  
18 neighborhood pools (\$2.3 million), or the Pioneers Park Nature Center (\$0.5 million); and

19 WHEREAS, in the past 12 years the percent of the General Fund Budget allocated  
20 for Parks and Recreation has declined from 9% to 7.2%.

21 NOW, THEREFORE, BE IT RESOLVED that the Lincoln City Council supports the  
22 Mayor in the appointment of a task force involving broad representation of the community to

1 determine: what level of investment is required to maintain the quality of Lincoln's system of  
2 parks and trails; what level of capital funding should be provided in FY06-07 and subsequent  
3 years; and the proper role and capacity of private support for maintaining public assets.  
4 Conclusions of the task force study should be available for consideration during the City Council  
5 Budget Retreat in the fall of 2005.

Introduced by:

Jonathan Cook

AYES: Camp, Cook, Eschliman,  
Marvin, McRoy, Newman,  
Svoboda; NAYS: None.

Approved as to Form and Legality:

Dana W. Royce

City Attorney

Approved this 31<sup>st</sup> day of Aug., 2005:

Calvin J. Seng  
Mayor

**ADOPTED**  
AUG 29 2005  
BY CITY COUNCIL

**City of Lincoln**  
**EMS Cash Receipts/Expenditure Data**  
**FY 2004-05**

08/31/05

**Emergency:**

Month	Total Month Receipts	Total Month Expenditures	Net Receipts (Expenditures)	Cumulative Receipts	Cumulative Expenditures	Cumulative Net
FY 2003-04 Balance Forward				11,333,698	11,862,645	(528,947)
September	257,880	334,429	(76,549)	11,591,578	12,197,074	(605,496)
October	340,384	236,532	103,852	11,931,962	12,433,606	(501,644)
November	285,137	243,108	42,029	12,217,099	12,676,714	(459,615)
December	271,751	333,645	(61,894)	12,488,850	13,010,359	(521,509)
January	306,445	427,617	(121,172)	12,795,295	13,437,976	(642,681)
February	272,071	295,210	(23,139)	13,067,366	13,733,186	(665,820)
March	313,639	520,788	(207,149)	13,381,005	14,253,974	(872,969)
April	350,865	250,632	100,233	13,731,870	14,504,606	(772,736)
May	297,530	241,456	56,074	14,029,400	14,746,062	(716,662)
June	318,318	330,359	(12,041)	14,347,718	15,076,421	(728,703)
July	235,424	263,636	(28,212)	14,583,142	15,340,057	(756,915)
August	170,771	313,236	(142,465)	14,753,913	15,653,293	(899,380)

**Non-Emergency:**

Month	Total Receipts	Total Expenditures	Net Receipts (Expenditures)	Cumulative Receipts	Cumulative Expenditures	Cumulative Net
FY 2003-04 Balance Forward				1,490,522	1,991,639	(501,117)
September	2,366	408	1,958	1,492,888	1,992,047	(499,159)
October	1,059	184	875	1,493,947	1,992,231	(498,284)
November	1,555	114	1,441	1,495,502	1,992,345	(496,843)
December	1,883	137	1,746	1,497,385	1,992,482	(495,097)
January	328	154	174	1,497,713	1,992,636	(494,923)
February	766	11	755	1,498,479	1,992,647	(494,168)
March	105	55	50	1,498,584	1,992,702	(494,118)
April	260	15	245	1,498,844	1,992,717	(493,873)
May	439	8	431	1,499,283	1,992,725	(493,442)
June	(109)	39	(148)	1,499,174	1,992,764	(493,590)
July	602	45	557	1,499,776	1,992,809	(493,033)
August	456	2	454	1,500,232	1,992,811	(492,579)

**Total**

Month	Total Receipts	Total Expenditures	Net Receipts (Expenditures)	Cumulative Receipts	Cumulative Expenditures	Cumulative Net
FY 2003-04 Balance Forward				12,824,220	13,854,284	(1,030,064)
September	260,246	334,837	(74,591)	13,084,466	14,189,121	(1,104,655)
October	341,443	236,716	104,727	13,425,909	14,425,837	(999,928)
November	286,692	243,222	43,470	13,712,601	14,669,059	(956,458)
December	273,634	333,782	(60,148)	13,986,235	15,002,841	(1,016,606)
January	306,773	427,771	(120,998)	14,293,008	15,430,612	(1,137,604)
February	272,837	295,221	(22,384)	14,565,845	15,725,833	(1,159,988)
March	313,744	520,843	(207,099)	14,879,589	16,246,676	(1,367,087)
April	351,125	250,647	100,478	15,230,714	16,497,323	(1,266,609)
May	297,969	241,464	56,505	15,528,683	16,738,787	(1,210,104)
June	318,209	330,398	(12,189)	15,846,892	17,069,185	(1,222,293)
July	236,026	263,681	(27,655)	16,082,918	17,332,866	(1,249,948)
August	171,227	313,238	(142,011)	16,254,145	17,646,104	(1,391,959)

**SOURCE:** Finance Department General Ledger

**NOTE:** Amount Pending in JDE: \$0

**NOTE:** Amount Received in Lock Box not posted: \$0

City of Lincoln  
EMS Call Volume Data  
FY 2000-05

Note: Activity is through August 31, 2005

Emergency:												
Month	Total Bills	Amount Billed	Contractual Reductions	Collectable Amount	Amount Collected	Collection % of Gross	Collection % of Net	Write Offs	Remaining Accounts Rec	Percent Remaining	Collection Agency Accounts	Collection Agency Payments
<b>FY2000-01 Total</b>	6,570	3,475,230	590,113	2,885,117	2,337,731	67.27%	81.03%	547,386	-	0.00%		
<b>FY2001-02 Total</b>	9,858	5,179,834	967,560	4,212,274	3,410,835	65.85%	80.97%	801,439	-	0.00%		
<b>FY 2002-03</b>												
September	838	424,805	83,276	341,529	276,798	65.16%	81.05%	64,731	-	0.00%		
October	844	425,929	79,976	345,953	278,059	65.28%	80.37%	67,894	-	0.00%		
November	822	428,926	86,826	342,100	276,829	64.54%	80.92%	65,271	-	0.00%		
December	830	428,831	85,385	343,446	289,455	67.50%	84.28%	53,991	-	0.00%		
January	789	407,270	92,113	315,157	264,263	64.89%	83.85%	50,894	-	0.00%		
February	797	414,155	88,432	325,723	272,570	65.81%	83.68%	53,153	-	0.00%		
March	848	430,166	92,573	337,593	275,663	64.08%	81.66%	61,930	-	0.00%		
April	851	431,818	85,796	346,022	273,675	63.38%	79.09%	72,347	-	0.00%		
May	882	443,385	87,365	356,020	276,554	62.37%	77.68%	79,466	-	0.00%		
June	781	385,596	78,483	307,113	242,496	62.89%	78.96%	59,759	4,858	1.26%	55,844	
July	822	417,088	89,242	327,846	248,608	59.61%	75.83%	76,793	2,445	0.59%	70,061	
August	910	468,964	99,570	369,394	300,459	64.07%	81.34%	64,507	4,428	0.94%	60,441	
<b>FY2002-03 Total</b>	10,014	5,106,933	1,049,037	4,057,896	3,275,429	64.14%	80.72%	770,736	11,731	0.23%	186,345	0
<b>FY 2003-04</b>												
September	792	399,190	83,641	315,549	257,511	64.51%	81.61%	53,518	4,520	1.13%	48,182	
October	898	452,964	94,762	358,202	294,278	64.97%	82.15%	59,887	4,037	0.89%	56,197	
November	860	436,197	93,889	342,308	276,481	63.38%	80.77%	59,134	6,693	1.53%	53,947	
December	936	473,764	107,610	366,154	298,751	63.06%	81.59%	59,425	7,978	1.68%	54,243	
January	873	455,362	110,490	344,872	276,402	60.70%	80.15%	60,673	7,797	1.71%	52,466	
February	832	439,696	113,879	325,817	265,478	60.38%	81.48%	51,187	9,152	2.08%	44,980	
March	716	386,466	95,154	291,312	235,332	60.89%	80.78%	47,572	8,408	2.18%	42,901	
April	757	398,475	96,045	302,430	241,785	60.68%	79.95%	50,163	10,482	2.63%	47,706	
v	847	442,566	102,320	340,246	263,042	59.44%	77.31%	63,081	14,123	3.19%	61,482	
June	857	455,554	109,423	346,131	270,536	59.39%	78.16%	58,074	17,521	3.85%	54,812	
July	898	477,111	103,595	373,516	283,658	59.45%	75.94%	68,015	21,843	4.58%	58,605	
August	870	466,970	105,940	361,030	267,316	57.24%	74.04%	72,945	20,769	4.45%	67,009	
<b>FY2003-04 Total</b>	10,136	5,284,315	1,216,748	4,067,567	3,230,570	61.14%	79.42%	703,674	133,323	2.52%	642,532	0
<b>FY 2004-05</b>												
September	898	497,486	118,940	378,546	279,176	56.12%	73.75%	67,612	31,758	6.38%	61,954	
October	844	458,176	111,560	346,616	261,048	56.98%	75.31%	55,359	30,209	6.59%	52,971	
November	774	427,452	99,253	328,199	243,261	56.91%	74.12%	51,911	33,027	7.73%	47,503	
December	806	445,325	111,928	333,397	254,380	57.12%	76.30%	42,840	36,177	8.12%	39,289	
January	930	522,483	138,739	383,744	295,493	56.56%	77.00%	40,580	47,671	9.12%	34,916	
February	833	468,198	117,785	350,413	257,390	54.97%	73.45%	39,003	54,020	11.54%	38,540	
March	885	498,837	119,909	378,928	270,619	54.25%	71.42%	34,475	73,834	14.80%	33,755	
April	849	470,938	109,824	361,114	236,491	50.22%	65.49%	12,043	112,580	23.91%	12,043	
May	939	519,045	112,605	406,440	255,530	49.23%	62.87%	5,717	145,193	27.97%	4,999	
June	669	356,932	50,227	306,705	47,195	13.22%	15.39%	-	259,510	72.71%	-	
July	256	135,032	22,298	112,734	10,254	7.59%	9.10%	-	102,480	75.89%	-	
August	5	2,943	307	2,636	-	0.00%	0.00%	-	2,636	89.57%	-	
<b>FY2004-05 Total</b>	8,688	4,802,847	1,113,375	3,689,472	2,410,837	50.20%	65.34%	349,540	929,095	19.34%	325,968	0
Non-Emergency:												
Month	Total Bills	Amount Billed	Contractual Reductions	Collectable Amount	Amount Collected	Collection % of Gross	Collection % of Net	Write Offs	Remaining Accounts Rec	Percent Remaining	Collection Agency Accounts	Collection Agency Payments
<b>FY2000-01 Total</b>	1,633	750,531	279,174	471,357	383,802	51.14%	81.42%	87,555	-	0.00%		
<b>FY2001-02 Total</b>	2,189	1,065,522	402,525	662,997	565,995	53.12%	85.37%	97,002	-	0.00%		
<b>FY 2002-03</b>												
September	140	56,319	16,747	39,572	36,110	64.12%	91.25%	3,462	-	0.00%		
October	199	85,725	28,758	56,967	47,540	55.46%	83.45%	9,427	-	0.00%		
November	171	77,898	22,824	55,074	46,290	59.42%	84.05%	8,784	-	0.00%		
December	200	81,937	24,932	57,005	51,231	62.52%	89.87%	5,774	-	0.00%		
January	209	86,852	28,485	58,367	50,140	57.73%	85.90%	8,227	-	0.00%		
February	167	63,981	20,286	43,695	37,396	58.45%	85.58%	6,299	-	0.00%		
March	198	79,128	26,134	52,994	46,164	58.34%	87.11%	6,830	-	0.00%		
April	145	59,819	13,373	46,446	35,782	59.82%	77.04%	10,664	-	0.00%		
May	129	54,812	14,360	40,452	31,999	58.38%	79.10%	8,453	-	0.00%		
June	131	57,300	17,297	40,003	36,922	64.44%	92.30%	1,657	1,424	2.49%	1,657	
July	145	60,831	17,307	43,524	40,399	66.41%	92.82%	3,016	109	0.18%	1,997	
August	126	50,964	16,709	34,255	30,002	58.87%	87.58%	3,575	678	1.33%	2,943	
<b>FY2002-03 Total</b>	1,960	815,566	247,212	568,354	489,975	60.08%	86.21%	76,168	2,211	0.27%	6,598	0
<b>FY 2003-04</b>												
September	139	58,362	19,983	38,379	36,282	62.17%	94.54%	1,754	343	0.59%	1,754	
October	126	51,694	15,958	35,736	30,825	59.63%	86.26%	3,869	1,042	2.02%	2,652	
November	99	42,922	11,209	31,713	28,473	66.34%	89.78%	1,189	2,051	4.78%	343	
December	118	49,024	12,771	36,253	31,760	64.78%	87.61%	4,331	162	0.33%	2,381	
January	101	41,919	14,974	26,945	22,127	52.79%	82.12%	2,627	2,191	5.23%	2,220	
February	7	3,774	1,069	2,705	2,704	71.65%	99.96%	-	-	0.00%	-	
March	6	2,126	162	1,964	1,615	75.96%	82.23%	349	-	0.00%	349	
April	5	1,761	445	1,316	1,316	74.73%	100.00%	-	-	0.00%	-	
May	5	1,315	108	1,207	1,207	91.79%	100.00%	-	-	0.00%	-	
June	-	-	-	-	-	-	-	-	-	-	-	
July	-	-	-	-	-	-	-	-	-	-	-	
August	-	-	-	-	-	-	-	-	-	-	-	
<b>FY2003-04 Total</b>	606	252,897	76,679	176,218	156,309	61.81%	88.70%	14,119	5,789	2.29%	9,698	0

<b>Total</b>												
Month	Total Bills	Amount Billed	Contractual Reductions	Collectable Amount	Amount Collected	Collection % of Gross	Collection % of Net	Write Offs	Remaining Accounts Rec	Percent Remaining	Collection Agency Accounts	Collection Agency Payments
<b>FY2000-01 Total</b>	8,203	4,225,761	869,287	3,356,474	2,721,533	64.40%	81.08%	634,941	-	0.00%		
<b>FY2001-02 Total</b>	12,047	6,245,356	1,370,085	4,875,271	3,976,830	63.68%	81.57%	898,441	-	0.00%		
<b>FY 2002-03</b>												
September	978	481,124	100,023	381,101	312,908	65.04%	82.11%	68,193	-	0.00%		
October	1,043	511,654	108,734	402,920	325,599	63.64%	80.81%	77,321	-	0.00%		
November	993	506,824	109,650	397,174	323,119	63.75%	81.35%	74,055	-	0.00%		
December	1,030	510,768	110,317	400,451	340,686	66.70%	85.08%	59,765	-	0.00%		
January	998	494,122	120,598	373,524	314,403	63.63%	84.17%	59,121	-	0.00%		
February	964	478,136	108,718	369,418	309,966	64.83%	83.91%	59,452	-	0.00%		
March	1,046	509,294	118,707	390,587	321,827	63.19%	82.40%	68,760	-	0.00%		
April	996	491,637	99,169	392,468	309,457	62.94%	78.85%	83,011	-	0.00%		
May	1,011	498,197	101,725	396,472	308,553	61.93%	77.82%	87,919	-	0.00%		
June	912	442,896	95,780	347,116	279,418	63.09%	80.50%	61,416	6,282	1.42%	57,501	
July	967	477,919	106,549	371,370	289,007	60.47%	77.82%	79,809	2,554	0.53%	72,058	
August	1,036	519,928	116,279	403,649	330,461	63.56%	81.87%	68,082	5,106	0.98%	63,384	
<b>FY2002-03 Total</b>	11,974	5,922,499	1,296,249	4,626,250	3,765,404	63.58%	81.39%	846,904	13,942	0.24%	192,943	0
<b>FY 2003-04</b>												
September	931	457,552	103,624	353,928	293,793	64.21%	83.01%	55,272	4,863	1.06%	49,936	
October	1,024	504,658	110,720	393,938	324,537	64.31%	82.38%	63,756	5,645	1.12%	58,849	
November	959	479,119	105,098	374,021	304,954	63.65%	81.53%	60,323	8,744	1.83%	54,290	
December	1,054	522,788	120,381	402,407	330,511	63.22%	82.13%	63,756	8,140	1.56%	56,625	
January	974	497,281	125,464	371,817	298,529	60.03%	80.29%	63,300	9,988	2.01%	54,686	
February	839	443,470	114,948	328,522	268,182	60.47%	81.63%	51,187	9,153	2.06%	44,980	
March	722	388,592	95,316	293,276	236,947	60.98%	80.79%	47,921	8,408	2.16%	43,250	
April	762	400,236	96,490	303,746	243,101	60.74%	80.03%	50,163	10,482	2.62%	47,706	
May	852	443,881	102,428	341,453	264,249	59.53%	77.39%	63,081	14,123	3.18%	61,482	
June	857	455,554	109,423	346,131	270,536	59.39%	78.16%	58,074	17,521	3.85%	54,812	
July	898	477,111	103,595	373,516	283,658	59.45%	75.94%	68,015	21,843	4.58%	58,605	
August	870	466,970	105,940	361,030	267,316	57.24%	74.04%	72,945	20,769	4.45%	67,009	
<b>FY2003-04 Total</b>	10,742	5,537,212	1,293,427	4,243,785	3,386,313	61.16%	79.79%	717,793	139,679	2.52%	652,230	0
<b>FY 2004-05</b>												
September	898	497,486	118,940	378,546	279,176	56.12%	73.75%	67,612	31,758	6.38%	61,954	
October	844	458,176	111,560	346,616	261,048	56.98%	75.31%	55,359	30,209	6.59%	52,971	
November	774	427,452	99,253	328,199	243,261	56.91%	74.12%	51,911	33,027	7.73%	47,503	
December	806	445,325	111,928	333,397	254,380	57.12%	76.30%	42,840	36,177	8.12%	39,289	
January	930	522,483	138,739	383,744	295,493	56.56%	77.00%	40,580	47,671	9.12%	34,916	
February	833	468,198	117,785	350,413	257,390	54.97%	73.45%	39,003	54,020	11.54%	38,540	
March	885	498,837	119,909	378,928	270,619	54.25%	71.42%	34,475	73,834	14.80%	33,755	
April	849	470,938	109,824	361,114	236,491	50.22%	65.49%	12,043	112,580	23.91%	12,043	
May	939	519,045	112,605	406,440	255,530	49.23%	62.87%	5,717	145,193	27.97%	4,999	
June	669	356,932	50,227	306,705	47,195	13.22%	15.39%	-	259,510	72.71%	-	
July	256	135,032	22,298	112,734	10,254	7.59%	9.10%	-	102,480	75.89%	-	
August	5	2,943	307	2,636	-	0.00%	0.00%	-	2,636	89.57%	-	
<b>FY2004-05 Total</b>	8,688	4,802,847	1,113,375	3,689,472	2,410,837	50.20%	65.34%	349,540	929,095	19.34%	325,968	0

Note: The Amount collected for the first twenty months (1-1-2001 to 8-31-2002) does not reflect a reduction of the \$100,000 refunded to Medicare as result of the compliance audit. If that amount were included, the net collections will approximate 63.5% for the first twenty months.



# CITY OF LINCOLN NEBRASKA

MAYOR COLEEN J. SENG

www.ci.lincoln.ne.us

City Controller's Office  
Finance Department  
Don Herz, Director  
555 South 10th Street  
Suite 103  
Lincoln, Nebraska 68508  
402-441-7421  
fax: 402-441-8325

The Honorable Mayor  
And Members of the City Council  
Lincoln, Nebraska

I have performed the procedures as required by Revenue Ruling 35-96-3 published by the Nebraska Department of Revenue, Charitable Gaming Division, which were agreed to by the City of Lincoln and the Nebraska Department of Revenue, solely to assist the specified users in evaluating the City of Lincoln's compliance with the Nebraska County and City Lottery Act and County and City Lottery Regulations during the quarter ended June 30, 2005. The sufficiency of these procedures is solely the responsibility of the specified users of the report.

Sample sizes exceeded the minimum required and additional procedures were performed as determined necessary by the City of Lincoln's level of keno activity and are summarized as follows:

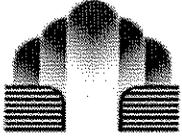
<u>Audit Procedure</u>	<u>Sample</u>	<u>Required</u>
• Review videotapes of ball draws.	150 games	15 games
• Review winning tickets of \$1,500 and over.	100% (40 tickets)	100% (up to 23)
• Review paid tickets	150 tickets	23 tickets
• Review void tickets.	102 tickets	23 tickets
• Trace paid tickets to the transaction log.	50 tickets	23 tickets
• Verify the accuracy of the transaction log.	Each day of the quarter (100%)	1 shift
• Recalculate the prize reserve balance and reconcile to prize bank accounts.	Monthly	Not required
• Verify that lottery worker applications have been filed with the State for all employees performing work directly related to the conduct of the lottery.	100%	Not required

During the performance of the required procedures and additional testing noted above, no findings were noted.

This report is intended solely for the information and use of officials of the City of Lincoln, the management of Lincoln's Big Red Lottery Services Ltd. and the Nebraska Department of Revenue and is not intended to be and should not be used by anyone other than these specified parties.

*Mark Leikam*

Mark Leikam  
City of Lincoln Keno Auditor  
August 31, 2005



Jean L Walker/Notes

09/16/2005 10:46 AM

To <tamik\_d@nmhc-clinics.com>

cc

bcc Jean L Walker/Notes

Subject Re: Walmart Support (Annex.05013 and CZ.05054, Prairie Village North Planned Unit Development) 

Dear Ms. Kuehn-Damme:

Thank you for submitting your comments, which have now become part of the record. A copy is also being distributed to the City Council members for their consideration. The public hearing before the City Council on the Prairie Village North Planned Unit Development at 84th & Adams has not yet been scheduled; however, you will receive notice of the hearing date.

--Jean Walker, Administrative Officer  
City-County Planning Department  
441-6365

"Tami Kuehn-Damme" <tamik\_d@nmhc-clinics.com>



"Tami Kuehn-Damme"  
<tamik\_d@nmhc-clinics.com>

To <plan@lincoln.ne.gov>

cc

09/16/2005 10:12 AM

Please respond to  
<tamik\_d@nmhc-clinics.com>

Subject Walmart Support

I support the building of Walmart at 84th and Adams area.

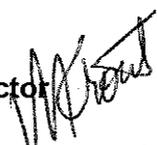
Tamara Kuehn-Damme  
2220 Coldwater Bay  
Lincoln NE 68505

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# MEMORANDUM

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**TO:** County Board

**FROM:** Marvin Krout, Planning Director 

**SUBJECT:** *City Council Comprehensive Plan Amendments*

**DATE:** September 21, 2005

**COPIES:** City Council  
Ann Harrell, Mayor's Office  
Kent Morgan, Planning Department

---

Attached for your information are two Comprehensive Plan amendments that are before the City Council. Comprehensive Plan Amendment #05014 on the Downtown theater policy is scheduled for action by the City Council on September 26<sup>th</sup>. Comprehensive Plan Amendment #05015, the Downtown Master Plan is scheduled for public hearing on the same date. As per our previous memo and agreement at the Common meeting, these two amendments are within the regulatory jurisdiction of the City Council which will hold the public hearing on each. These items are routed to you for your information.

If you have questions on these amendments please feel free to contact me or Kent Morgan.

Q:\PC\CPA\2025 Plan\County Board routing memo.wpd

September 22, 2005

Mike Johnson  
Olsson Associates  
1111 Lincoln Mall  
Lincoln, NE 68508

RE: Village Gardens Addition - FPPL#05074  
Generally located at Pine Lake Road and South 61<sup>st</sup> Street

Dear Mike:

Village Gardens Addition - FPPL#05074, generally located at Pine Lake Road and South 61<sup>st</sup> Street was approved by the Planning Director on September 21, 2005. The plat and the subdivision agreement must be recorded in the Register of Deeds. The fee is determined at \$.50 per **existing** lot and per **new** lot and \$20.00 per plat sheet for the plat, and \$.50 per **new** lot and \$5.00 per page for associated documents such as the subdivision agreement. If you have a question about the fees, please contact the Register of Deeds. Please make the check payable to the Lancaster County Register of Deeds. The Register of Deeds requests a list of all new lots and blocks created by the plat be attached to the subdivision agreement so the agreement can be recorded on each new lot.

Pursuant to § 26.11.060(d) of the Lincoln Municipal Code, this approval may be appealed to the Planning Commission and any decision of the Planning Commission to the City Council by filing a letter of appeal within 14 days of the action being appealed. The plat will be recorded with the Register of Deeds after the appeal period has lapsed (date + 14 days), and the recording fee and signed subdivision agreement have been received.

Sincerely,

  
Brian Will  
Planner

xc: Village Garden Development Company, 7000 South 56<sup>th</sup> Street,  
Lincoln, NE 68516  
Joan Ray, City Council  
Dennis Bartels, Public Works & Utilities  
Terry Kathe, Building & Safety  
Sharon Theobald, Lincoln Electric  
Jean Walker, Planning  
File



MAYOR COLEEN J. SENG

lincoln.ne.gov

Lincoln-Lancaster County  
Planning Department  
Marvin S. Krout, Director

Jon Carlson, Chair  
City-County Planning Commission

555 South 10th Street  
Suite 213

Lincoln, Nebraska 68508

402-441-7491

fax: 402-441-6377

LINCOLN

The Community of Opportunity

**PLANNING COMMISSION FINAL ACTION  
NOTIFICATION**

**TO :** Mayor Coleen Seng  
Lincoln City Council

**FROM :** Jean Walker, Planning 

**DATE :** September 16, 2005

**RE :** **Special Permit No. 05044**  
(On-sale - South 27<sup>th</sup> Street and Jamie Lane)  
**Resolution No. PC-00951**

The Lincoln City-Lancaster County Planning Commission took the following action at their regular meeting on Wednesday, September 14, 2005:

Motion made by Bills-Strand, seconded by Pearson, to approve **Special Permit No. 05044**, with conditions, requested by El Rincon, LLC, for authority to sell alcoholic beverages for consumption on the premises generally located at South 27<sup>th</sup> Street and Jamie Lane.

Motion for approval, with conditions, carried 9-0 (Esseks, Carroll, Taylor, Larson, Sunderman, Pearson, Krieser, Bills-Strand and Carlson voting 'yes').

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.

Attachment

cc: Building & Safety  
Rick Peo, City Attorney  
Public Works  
Randy Ewing, P.O. Box 95109, 68509  
El Rincon, LLC, 211 N. 70<sup>th</sup> Street, 68505  
Christine Jackson, Wilderness Ridge H.O. Assn., 9030 Whispering Wind Road, 68512

---

RESOLUTION NO. PC- 00951

SPECIAL PERMIT NO. 05044

1           WHEREAS, El Rincon, L.L.C. has submitted an application designated as  
2 Special Permit No. 05044 for authority to sell alcoholic beverages for consumption on  
3 the premises generally located at South 27th Street and Jamie Lane, legally described  
4 as:

5           Lot 2, Pine Lake Heights South 13th Addition, Lincoln,  
6 Lancaster County, Nebraska; and

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

10           WHEREAS, said site plan together with the terms and conditions  
11 hereinafter set forth are consistent with the intent and purpose of Title 27 of the Lincoln  
12 Municipal 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 El Rincon, L.L.C., hereinafter referred to as  
16 "Permittee", to sell alcoholic beverages for consumption on the premises on property  
17 legally described above be and the same is hereby granted under the provisions of

1 Section 27.63.680 of the Lincoln Municipal Code upon condition that operation of said  
2 licensed premises be in strict compliance with said application, the site plan, and the  
3 following additional express terms, conditions, and requirements:

4 1. This permit approves the sale of alcohol for consumption on the  
5 premises of the restaurant as designated on the site plan.

6 2. Before receiving building permits:

7 a. The Permittee must submit the six copies of a revised site  
8 plan to the Planning Department for review and approval to  
9 include:

10 i. The legal description.

11 ii. A north arrow.

12 iii. Label South 27th Street.

13 iv. Designate the licensed premises by cross-hatching or  
14 shading.

15 b. The construction plans must comply with the approved  
16 plans.

17 3. Before the sale of alcohol for consumption on the premises, all  
18 development and construction must conform to the approved plans.

19 4. The site plan approved by this permit shall be the basis for all  
20 interpretations of setbacks, yards, locations of buildings, location of parking and  
21 circulation elements, and similar matters.

22 5. The terms, conditions, and requirements of this resolution shall be  
23 binding and obligatory upon the Permittee, its successors, and assigns. The building

1 official shall report violations to the City Council which may revoke the special permit or  
2 take such other action as may be necessary to gain compliance.

3 6. The Permittee shall sign and return the City's letter of acceptance  
4 to the City Clerk within 30 days following approval of the special permit, provided,  
5 however, said 30-day period may be extended up to six months by administrative  
6 amendment. The City Clerk shall file a copy of the resolution approving the special  
7 permit and the letter of acceptance with the Register of Deeds, filing fees therefor to be  
8 paid in advance by the Permittee.

9 The foregoing Resolution was approved by the Lincoln City-Lancaster  
10 County Planning Commission on this 14 day of September, 2005.

ATTEST:

  
Chair

Approved as to Form & Legality:

  
Chief Assistant City Attorney

**PLANNING COMMISSION FINAL ACTION  
NOTIFICATION**

**TO :** Mayor Coleen Seng  
Lincoln City Council

**FROM :** Jean Walker, Planning 

**DATE :** September 16, 2005

**RE :** **Special Permit No. 05036**  
(Off-sale - Tobacco Shack, N. 63<sup>rd</sup> Street and Havelock Avenue)  
**Resolution No. PC-00950**

The Lincoln City-Lancaster County Planning Commission took the following action at their regular meeting on Wednesday, September 14, 2005:

Motion made by Bills-Strand, seconded by Pearson, to approve **Special Permit No. 05036**, with conditions, requested by Amelia Snavelly, for authority to sell alcoholic beverages for consumption off the premises at the Tobacco Shack generally located at North 63<sup>rd</sup> Street and Havelock Avenue.

Motion for approval, with conditions, carried 9-0 (Esseks, Carroll, Taylor, Larson, Sunderman, Pearson, Krieser, Bills-Strand and Carlson voting 'yes').

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.

Attachment

cc: Building & Safety  
Rick Peo, City Attorney  
Public Works  
Angela Coffey, 12205 W. Bluff Rd., Malcolm, NE 68402  
Gas 'N Shop d/b/a Tobacco Shack #67, P.O. Box 81463, 68501  
Amelia Snavelly, 6440 Knox Street, 68507  
Rick Albro, Havelock N.A., 6642 Morrill Avenue, 68507

---

RESOLUTION NO. PC- 00950

SPECIAL PERMIT NO. 05036

1           WHEREAS, Amelia Snavelly has submitted an application designated as  
2 Special Permit No. 05036 for authority to sell alcoholic beverages for consumption off  
3 the premises at the Tobacco Shack generally located at North 63rd Street and Havelock  
4 Avenue, legally described as:

5                       Lots 22, 23, and 24, Block 16, Havelock, Lincoln, Lancaster  
6                       County, Nebraska; and

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  
11 hereinafter set forth are consistent with the intent and purpose of Title 27 of the Lincoln  
12 Municipal 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 Amelia Snavelly, hereinafter referred to as  
16 "Permittee", to sell alcoholic beverages for consumption off the premises on property  
17 legally described above be and the same is hereby granted under the provisions of

1 Section 27.63.685 of the Lincoln Municipal Code upon condition that operation of said  
2 licensed premises be in strict compliance with said application, the site plan, and the  
3 following additional express terms, conditions, and requirements:

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

6 2. Before receiving building permits the construction plans must  
7 comply with the approved plans.

8 3. Before the sale of alcohol for consumption off the premises, all  
9 development and construction must conform to the approved plans.

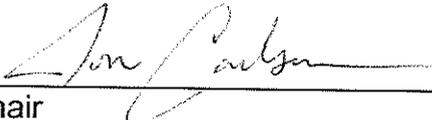
10 4. The site plan approved by this permit shall be the basis for all  
11 interpretations of setbacks, yards, locations of buildings, location of parking and  
12 circulation elements, and similar matters.

13 5. The terms, conditions, and requirements of this resolution shall be  
14 binding and obligatory upon the Permittee, its successors, and assigns. The building  
15 official shall report violations to the City Council which may revoke the special permit or  
16 take such other action as may be necessary to gain compliance.

17 6. The Permittee shall sign and return the City's letter of acceptance  
18 to the City Clerk within 30 days following approval of the special permit, provided,  
19 however, said 30-day period may be extended up to six months by administrative  
20 amendment. The City Clerk shall file a copy of the resolution approving the special  
21 permit and the letter of acceptance with the Register of Deeds, filing fees therefor to be  
22 paid in advance by the Permittee.

1                   The foregoing Resolution was approved by the Lincoln City-Lancaster  
2 County Planning Commission on this 14 day of September, 2005.

ATTEST:

  
\_\_\_\_\_  
Chair

Approved as to Form & Legality:

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

**PLANNING COMMISSION FINAL ACTION  
NOTIFICATION**

**TO :** Mayor Coleen Seng  
Lincoln City Council

**FROM :** Jean Walker, Planning 

**DATE :** September 20, 2005

**RE :** **Preliminary Plat No. 04017 - Twin Pines Addition**  
(S.W. 33<sup>rd</sup> Street and West Denton Road)  
**Resolution No. PC-00952**

The Lincoln City-Lancaster County Planning Commission took the following action at their regular meeting on Wednesday, September 14, 2005:

Motion made by Bills-Strand, seconded by Carroll, to approve **Preliminary Plat No. 04017, Twin Pines Addition**, with conditions, requested by Marvin Hoy, to develop 39 residential acreage lots, including a request to waive the requirements of the design standards for storm water detention and block length, on property generally located at S.W. 33<sup>rd</sup> Street and West Denton Road.

Motion for approval, with conditions, carried 9-0: Esseks, Carroll, Taylor, Larson, Sunderman, Pearson, Krieser, Bills-Strand and Carlson voting 'yes'.

The Planning Commission action on this preliminary plat 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.

Attachment

cc: Building & Safety  
Rick Peo, City Attorney  
Public Works  
Karen Brouwer, 4320 W. Raymond Road, Raymond, NE 68428  
J. Michael Rierden, 645 M Street, Suite 200, 68508  
Marjorie Kniefel, Pester Ridge Neighborhood, 6500 S.W. 25<sup>th</sup> St., 68523  
Amy Chandler, Pester Ridge Neighborhood, 6400 S.W. 25<sup>th</sup> St., 68523  
Lyle Loth, ESP, 601 Old Cheney Road, Suite A, 68512  
Marvin Hoy, 2611 Surrey Court, 68512

RESOLUTION NO. PC- 00952

1                   WHEREAS, Marvin Hoy has submitted the preliminary plat of Twin Pines  
2 Addition for acceptance and approval together with a request to waive the requirements of the  
3 design standards for storm water detention and block length on property generally located at  
4 S.W. 33rd Street and West Denton Road; and

5                   WHEREAS, the Planning Director has recommended conditional approval of said  
6 preliminary plat.

7                   NOW, THEREFORE, BE IT RESOLVED by the Lincoln City-Lancaster County  
8 Planning Commission that the preliminary plat of Twin Pines Addition, generally located at S.W.  
9 33rd Street and West Denton Road as submitted by Marvin Hoy is hereby accepted and  
10 approved, subject to the following terms and conditions:

11                 1.       Revise the preliminary plat as follows:

- 12                   a.       Provide a metes and bounds description for the area of the  
13 preliminary plat.
- 14                   b.       Show the existing 25' LES easement along SW 32<sup>nd</sup> St.
- 15                   c.       Delete ornamental lighting, street trees, sidewalks and landscaping  
16 from the list of waivers in Note 11. These waivers are not  
17 necessary.
- 18                   d.       Delete the City Council approval block.
- 19                   e.       Correct the right-of-way note along SW 33<sup>rd</sup> St. on the site plan.
- 20                   f.       Change "tower" to "non-directional beacon" for the easement on  
21 Lots 2 & 3, Block 5
- 22                   g.       Label the 100 year water surface elevation for Lots 6 & 7, Block 6  
23 on the grading plan.
- 24                   h.       Make corrections to the satisfaction of Lancaster County  
25 Engineering Department.

- 1 i. Provide 175' of frontage for Lots 1 & 2, Block 1 and Lots 6 & 10,  
2 Block 3. The frontage is calculated at the front yard setback line.
- 3 j. Show the dimension at the front yard setback for Lots 1 & 2, Block  
4 1, and Lots 6 & 7, Block 3.
- 5 k. Delete the frontage waiver.
- 6 l. Add "block length" to the list of waivers in Note 11 on Sheet 1.
- 7 2. Final plats will be approved by the Planning Director after the Subdivider  
8 has completed or posted a surety to guarantee the completion of the public streets, land  
9 preparation and grading, sediment and erosions control measures, drainageway  
10 improvements, temporary turnaround and barricades, and street name signs, and the  
11 Subdivider has signed an agreement that binds the Subdivider, and Subdivider's  
12 successors and assigns:
- 13 a. to complete the street paving of public streets shown on the final  
14 plat within two (2) years following the approval of the final plat.
- 15 b. to complete the installation of the street name signs within two (2)  
16 years following the approval of the final plat.
- 17 c. to timely complete any other public or private improvement or  
18 facility required by Chapter 26.23 (Development Standards) of the  
19 Land Subdivision Ordinance which inadvertently may have been  
20 omitted from the above list of required improvements.
- 21 d. to submit to the Director of Public Works a plan showing proposed  
22 measures to control sedimentation and erosion and the proposed  
23 method to temporarily stabilize all graded land for approval.
- 24 e. to complete the public improvements shown on the preliminary plat.
- 25 f. to submit to the lot buyers and home builders a copy of the soil  
26 analysis.
- 27 g. to comply with the provisions of the Land Preparation and Grading  
28 requirements of the Land Subdivision Ordinance.

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11

- h. to relinquish the right of direct vehicular access from those lots that abut West Denton Road, Southwest 33<sup>rd</sup> Street, and Pleasant Hill Road except for Lots 4 & 5, Block 2.
- i. to maintain County roads until the County Board specifically accepts the maintenance.
- j. to submit to all potential purchasers of lots a copy of the ground water report from a test well on each lot.

3. The Land Subdivision Ordinance provisions regarding storm water detention and maximum block length are hereby waived.

*DATED: September 14, 2005.*

ATTEST:

*/S/ Original signed by  
Jon Carlson*

---

Chair

Approved as to Form & Legality:


---

 Chief Assistant City Attorney



campjon@aol.com  
09/20/05 03:33 PM

To tgrammer@lincoln.ne.gov  
cc  
bcc  
Subject Fwd: Pioneers Blvd Medians

Tammy:

Pplease put the following email into our packets. I also included you on my response to the Wunderlichs.

Jon

Jon Camp  
Lincoln City Council  
City Council Office: 441-8793  
Constituent representative: Darrell Podany

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

From: Wunconsult  
To: CAMP JON; council@ci.lincoln.ne.us  
Cc: rfigard@ci.lincoln.ne.us; rhoskins@lincoln.ne.gov  
Sent: Sat, 17 Sep 2005 5:18:10 PM Eastern Daylight Time  
Subject: Pioneers Blvd Medians

Mr Camp,

We wanted to address the current testimony going on for changing the 1998 ordinance to add raised medians along Pioneers Blvd between 70th Street and 84 Street. There is definitely valid reason to change the ordinance given the explosion of residential construction south of Pioneers. There is a lot more traffic to warrant revising the design.

Our main concern is for kids being able to safely cross Pioneers Blvd in order to get to Lux Middle School. The only controlled crossing that exists today is at 84th Street which requires crossing 7 lanes of traffic. There is actually insufficient time for a pedestrian to get across all 7 lanes. A traffic light at Lucille/76th Street would be too far West for kids in our subdivision along with the Nebraska Nurseries subdivision to cross in order to get to Lux Middle School. If there is no raised median, there would be no safe zone for pedestrians to cross Pioneers between 84th Street and Lucille/76th.

We would urge you to vote in favor of the amended ordinance adding raised medians as presented by Mr. Figard and Mr. Hoskins.

Sincerely,

**Ross and Liz Wunderlich**  
4825 Mandarin Circle  
Lincoln, NE 68516  
Phone: (402) 484-6967



campjon@aol.com  
09/20/05 03:32 PM

To: Wunconsult@aol.com  
cc: tgrammer@lincoln.ne.gov  
bcc:  
Subject: Re: Pioneers Blvd Medians

Ross and Liz:

Thank you for your thoughts on the Pioneers Blvd. median issue. I understand your concerns and will consider these as we visit more with Public Works.

Your particular concern for children/pedestrians crossing to go to Lux and north, raise the issue of a pedestrian crossing and lights, which might encompass a "safe roost" in the middle of Pioneers Blvd.

As far as medians the entire length, I have not been persuaded at this time that the 1998 ordinance should be changed.

I will forward your thoughts to Public Works and share them with my colleagues.

Again, thank you for your input.

Best regards,

Jon

Jon Camp  
Lincoln City Council  
City Council Office: 441-8793  
Constituent representative: Darrell Podany

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

From: Wunconsult  
To: CAMP JON; council@ci.lincoln.ne.us  
Cc: rfigard@ci.lincoln.ne.us; rhoskins@lincoln.ne.gov  
Sent: Sat, 17 Sep 2005 5:18:10 PM Eastern Daylight Time  
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We would urge you to vote in favor of the amended ordinance adding raised medians as presented by Mr. Figard and Mr. Hoskins.

Sincerely,

**Ross and Liz Wunderlich**

4825 Mandarin Circle  
Lincoln, NE 68516  
Phone: (402) 484-6967



joncampcc@aol.com  
09/20/05 03:46 PM

To tgrammer@lincoln.ne.gov  
cc  
bcc  
Subject Fwd: Theaters

Tammy:

Share with my colleagues.

Jon

Jon Camp

Office: 402-474-1838  
Home: 402-489-1001  
Cell: 402-560-1001  
Email: JonCampCC@aol.com

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

From: Dave Anderson <dareon@juno.com>  
To: joncampcc@aol.com  
Sent: Tue, 20 Sep 2005 20:33:16 GMT  
Subject: Theaters

Jon:

I know that its axiomatic in a free economy that competition is beneficial cuz it usually results in better products/services at a lesser cost. But there are some exceptions to the rule where extenuating circumstances apply. The Douglas Theatre chain may be one of them. I go to a movie, on average, once per week. I spend a lot of time and money in the Douglas Theatres and have never been treated anything but fairly and courteously. Moreover, the theaters are clean and inviting and the caliber of furnishings and equipment is always first rate. I doubt that competition from another chain will improve the Douglas family operation.

If the City agreed, in fact, or tacitly, to not allow another movie chain into or near the downtown area so that Douglas would invest its capital in what has become the Grand Theatre, then the Council should abide by that agreement. If no such agreement exists, then I would have to ask whether we risk hurting the downtown area AND do we need any more movie screens in Lincoln, especially when there aren't that many good films? When you read the trade publications re movies all you ever see is how the movie going public has diminished over the years due to advances in technology for home entertainment and the increasing cost of a trip to the movies. I think it very likely that the Douglas family will have to close at least one and probably two locations if Eiger has its way. I recommend you tell Eiger "no".

Dave

ECK is the background music of life!  
Visit [www.eckankar.org](http://www.eckankar.org)



**Maggie Kellner/Notes**  
09/21/05 08:20 AM

To dlinke@hotmail.com, CouncilPacket/Notes@Notes, Karl A  
Fredrickson/Notes@Notes, Roger A Figard/Notes@Notes,  
Linda K Quenzer/Notes@Notes, Karen K  
cc  
bcc  
Subject Fw: Jonathan Cook - RFI #127 Response

Maggie Kellner  
Administrative Aide I  
City of Lincoln Engineering Services  
531 Westgate Blvd., Suite 100  
Lincoln, NE 68528  
402-441-7456

----- Forwarded by Maggie Kellner/Notes on 09/21/2005 08:19 AM -----



**Scott A Opfer/Notes**  
09/13/2005 04:11 PM

To Maggie Kellner/Notes@Notes  
cc  
Subject Jonathan Cook - RFI #127 Response

Scott A Opfer/Notes

Mr. Rinke:

Councilperson Jonathan Cook forwarded to Public Works your email regarding your concerns for traffic speeds along W. 'A' Street from Coddington Avenue west. In response to your request and due to the fact that we know this roadway has been experiencing several changes related to new development, our office again conducted a Speed Study for W. 'A' Street at SW 24th Street. Previous Speed Studies were conducted in 1998 and in 2004. This latest study conducted last week continues to indicate that the existing posted speed limit of 45 mph is appropriate. The incident you describe with the truck sideswiping the young boy is something which obviously gives us great concern. However, the relationship to this unsupervised young person and the posted speed limit have very little to do with each other and one point you must remember is that it doesn't matter which part of the City we're talking about or whose kid this might be, we evaluate every situation consistently and we treat every situation as if it were our own children. Countless studies have shown that motorists will drive the speed at which they feel comfortable, regardless of the posted speed limit. Granted, there are some motorists who will drive the speed limit whether it is reasonable or not, but most drivers take into account the surrounding friction along the roadway when selecting their travel speed. There are few driveways or intersecting streets along this section and only an occasional pedestrian. As far as the ability or inability of pedestrians to cross W. 'A' Street, even with the existing 45 mph speed limit, during most of the day, there are more than enough safe gaps in the traffic stream to allow for them to cross. In

addition, children who originate north of W. 'A' Street between SW 24th and Coddington who are destined for Roper Elementary School, should be crossing at the traffic signal located at W. 'A' & Coddington. Sidewalks were added to connect that neighborhood to the sidewalks along Coddington which lead directly to the school. This is also an option for any other pedestrians who wish to cross W. 'A' Street.

We will continue to do follow up studies as conditions change in this portion of southwest Lincoln. As development takes place along W. 'A' Street and as pedestrian activity and vehicular activity from these new developments increase, we will re-evaluate the situation. Please do not hesitate to stay in contact with us, especially if you begin to see a major change in traffic patterns which appears to be consistent. You may contact me directly either by email or by phone at 441-7851. Thank you.

Sincerely,

Scott A. Opfer, Manager  
Traffic & Engineering Services Operations

InterLinc: City Council Feedback for  
Jonathan Cook

Name: Don Rinke  
Address: 1401 SW 24th  
City: Lincoln, NE 68522  
Phone: 402-610-2317  
Fax:  
Email: dlrinke@hotmail.com

Comment or Question:

I talk to you about a year or 2 ago about the speed limit on west A st being too high 45 tonight a young boy got hit he is alright the truck was able to stop the boy got side swiped by the truck the boys parents got a ticket for child endangerment for not watching the kid and the driver of the truck didn't get a ticket, because there are no cross walk markings on the road so the pedestrians don't have the right away. There are only two ways for pedestrians to cross A st to the north housing units, that is on southwest 24th, and west A, and Coddington and A which has cross walks. The safety issue is the speed limit is 45 through a residential neighborhood, which isn't a county road anymore, and the kids are having to wait to cross the street because traffic is moving too fast, and trying to decide when to cross the street. I have noticed an increase in pedestrian traffic walking west on west A to timber ridge. We've talked about this before, and we think safety is more important than federal funding for street improvement. Maybe cross walk markings and pedestrian signs on south west 24th and A street would make it safer for pedestrians to cross at this intersection. Vehicle traffic is increasing because the neighborhood is growing. The neighborhood would appreciate it if you lowered the speed limit on west A street. These aren't your kids or the city engineers kids crossing A street, and if they were, I'm sure

the speed limit would be lowered. Thank you for your time, and I hope we can get something accomplished this time.



"Patte Newman"  
<newman2003@neb.rr.com>  
09/21/05 04:54 PM

To <tgrammer@ci.lincoln.ne.us>  
cc  
bcc  
Subject Fw: City Planning

Tammy: Please share with the rest of the Council if they did not receive this. Thanks.

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

From: "Michael Goodrich" <mgoodri@lps.org>  
To: <pnewman@lincoln.ne.gov>  
Sent: Wednesday, September 21, 2005 10:57 AM  
Subject: City Planning

>I understand that city planning effects many subgroups within the city and  
>we all have our personal interests. However, I'd like you consider the  
>logic of blocking a multiplex theatre in Southeast Lincoln and allowing  
>another Wal-mart in Northeast Lincoln. The business owners in downtown  
>Lincoln are against a theatre for fear it will hurt the downtown economy.  
>I agree it may. I'm afraid surrounding the city of Lincoln with Wal-marts  
>will hurt the economy of every small business owner in the city who has to  
>compete with them, including those that sell hardware downtown. Most  
>effected will be those in the Meadowlane and Havelock communities. I don't  
>understand how it can be both ways. Either both requests should be denied  
>or both should be allowed. If you deny then it's business as usual and big  
>business will need to revise their plans and try again or allow both  
>requests and put others out of business.

>

> Michael Goodrich  
> 2844 N. 78th  
> Lincoln

>

>

>

> --

> No virus found in this incoming message.

> Checked by AVG Anti-Virus.

> Version: 7.0.344 / Virus Database: 267.11.3/107 - Release Date: 9/20/2005

>

>

**Tammy J Grammer/Notes**

09/20/05 09:31 AM

To "pathenry" <phenry@neb.rr.com>

cc council@lincoln.ne.gov, jbaylor@threeeagles.com

bcc

Subject Re: Movie theaters 📺

Dear, Mr. Henry: Your message has been received in the Council Office and will be forwarded to the Council Members. Thank you for your input on this issue.

Tammy J. Grammer  
City Council Office  
555 South 10th Street  
Lincoln, NE 68508  
Phone: 402-441-6867  
Fax: 402-441-6533  
e-mail: tgrammer@lincoln.ne.gov

"pathenry" <phenry@neb.rr.com>



"pathenry"  
<phenry@neb.rr.com>

09/19/05 06:07 PM

To <council@lincoln.ne.gov>

cc <jbaylor@threeeagles.com>

Subject Movie theaters

This may be a little late for your consideration, but I pass it on anyway. First, I do not believe the agreement to protect the large theater was proper, but it is in place and should be honored. That said, it should not be honored forever, and some trigger should be established for it to fade away. I would suggest some level of population for the City-not an SMA or the County, but the actual City Limits-like 225,000 or 250,000. I think a date could be used, but if growth slows down, it may be harmful. Perhaps some combination could be used. I do firmly encourage you to select a threshold that could be reached at some comfortable future date that could largely honor the current agreement, yet give some guidance to developers.

Patrick Henry  
1460 Buckingham Dr.  
Lincoln, NE 68506  
402-488-8098

**Tammy J Grammer/Notes**  
09/20/05 09:46 AM

To [jwjir@concentric.net](mailto:jwjir@concentric.net)  
cc [council@ci.lincoln.ne.us](mailto:council@ci.lincoln.ne.us)  
bcc  
Subject Re: Theatres 📧

Dear, Mr. Johnson Jr.: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Tammy J. Grammer  
City Council Office  
555 South 10th Street  
Lincoln, NE 68508  
Phone: 402-441-6867  
Fax: 402-441-6533  
e-mail: [tgrammer@lincoln.ne.gov](mailto:tgrammer@lincoln.ne.gov)

[jwjir@concentric.net](mailto:jwjir@concentric.net)



**[jwjir@concentric.net](mailto:jwjir@concentric.net)**  
09/19/05 11:41 PM

To [council@ci.lincoln.ne.us](mailto:council@ci.lincoln.ne.us)  
cc  
Subject Theatres

Dear Council Members!

Next week, I depend upon you to demonstrate that you are NOT in the pocket of David Livingston and the Douglas Theatre Corporation. For twenty years, by ordinance, Douglas has monopolized film entertainment in Lincoln. City government has created a monopoly and, with The Grand, used eminent domain and tax increment financing to allow one company to totally dominate the Lincoln market. What's next? A special ordinance to make sure Swoboda's lawn service gets all the right neighborhoods? Or Jon Camp's investments in the Haymarket can not be challenged?

If you turn down the application for a megaplex at 84th and Highway 2, you will affirm that, first, you are all in Livingston's pocket, and, second, you are corrupt to the core!

Some of you may remember the free enterprise system. Supply and demand. The sort of concepts that make America work? That make this nation -- and this city -- committed to Capitalism?

We have an investor willing to take a risk. You have a city out-of-town "expert" who says a megaplex outside of downtown will fail. Who cares? We have an investor willing to take a risk! That's better than Livingston and Douglas Theatres -- they don't take risks because for twenty years they have convinced councils and mayors that they offer the best entertainment options and those options should be concentrated in downtown -- a downtown that really never works and is avoided as much as possible by those who do not live and work in downtown.

I am Bcc'ing this to other Lincoln residents. I am asking them to LET YOU ALL KNOW that a city council created monopoly is unacceptable -- and that you council members WILL be held accountable. I am asking them to create a chain letter to all of their friends and put you on notice that although we may not be able to attend and testify against what you clearly intend to do -- turn down the investor's application -- we will remember and when you attempt reelection, we will remember. Dave Livingston and his bride have had their way with you for too, too long. It's time to get out of their bed (and accept their money) and let free enterprise flourish. YOU council members are the problem. Get out of the way -- and stop sucking up to Douglas Theatres!

Lt Col Joseph W. Johnson, Jr., USAF Retired  
2800 Woods Boulevard, No. 908  
Lincoln, NE 68502-5844

402-423-1447



**DO NOT REPLY to this-  
InterLinc  
<none@lincoln.ne.gov>**  
09/20/05 05:28 AM

To General Council <council@lincoln.ne.gov>  
cc  
bcc  
Subject InterLinc: Council Feedback

InterLinc: City Council Feedback for  
General Council

Name: Jeffrey Fields  
Address: 530 Surfside Drive  
City: Lincoln, NE 68528

Phone:  
Fax:  
Email:

Comment or Question:

Reference Theater Policy:

What planet does the Lincoln City Council come from? What happened to a free market? Why are you protecting one business owner over another? I'm personally tired of the theater monopoly you have allowed to occur. I've been dissatisfied with Douglas Theater Company and more or less the company told me to kiss off. That attitude would never have occurred in a free market! Council Person Annette McRoy, if you want my support in the future I believe I've made my position clear. LET CAPITALISM WORK!

**Tammy J Grammer/Notes**

09/20/05 09:59 AM

To RogerYant@aol.com

cc

bcc

Subject Re: Theatres 

Dear, Mr. Yant: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Tammy J. Grammer  
City Council Office  
555 S. 10th Street  
Lincoln, NE 68508  
Phone: 402-441-6867  
Fax: 402-441-6533  
e-mail: tgrammer@lincoln.ne.gov

RogerYant@aol.com



**RogerYant@aol.com**

09/20/05 08:10 AM

To council@ci.lincoln.ne.us

cc

Subject Theatres

Dear Council Members!

Next week, I depend upon you to demonstrate that you are NOT in the pocket of David Livingston and the Douglas Theatre Corporation. For twenty years, by ordinance, Douglas has monopolized film entertainment in Lincoln. City government has created a monopoly and, with The Grand, used eminent domain and tax increment financing to allow one company to totally dominate the Lincoln market. What's next? A special ordinance to make sure Swoboda's lawn service gets all the right neighborhoods? Or Jon Camp's investments in the Haymarket can not be challenged?

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We have an investor willing to take a risk. You have a city out-of-town "expert" who says a megaplex outside of downtown will fail. Who cares? We

have an investor willing to take a risk! That's better than Livingston and Douglas Theatres -- they don't take risks because for twenty years they have convinced councils and mayors that they offer the best entertainment options and those options should be concentrated in downtown -- a downtown that really never works and is avoided as much as possible by those who do not live and work in downtown.

I am Bcc'ing this to other Lincoln residents. I am asking them to LET YOU ALL KNOW that a city council created monopoly is unacceptable -- and that you council members WILL be held accountable. I am asking them to create a chain letter to all of their friends and put you on notice that although we may not be able to attend and testify against what you clearly intend to do -- turn down the investor's application -- we will remember and when you attempt reelection, we will remember. Dave Livingston and his bride have had their way with you for too, too long. It's time to get out of their bed (and accept their money) and let free enterprise flourish. YOU council members are the problem. Get out of the way -- and stop sucking up to Douglas Theatres!

Lt Col Joseph W. Johnson, Jr., USAF Retired  
2800 Woods Boulevard, No. 908  
Lincoln, NE 68502-5844

402-423-1447  
Roger Yant  
5640 Hunts Dr.  
Lincoln, NE. 68512  
580-1402

**Tammy J Grammer/Notes**

09/20/05 02:48 PM

To Dave O <daoco@yahoo.com>

cc

bcc

Subject Re: Theatre 📧

Dear, Mr. Oenbring: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Tammy J. Grammer  
City Council Office  
555 S. 10th Street  
Lincoln, NE 68508  
Phone: 402-441-6867  
Fax: 402-441-6533  
e-mail: tgrammer@lincoln.ne.gov

Dave O <daoco@yahoo.com>



**Dave O <daoco@yahoo.com>**

09/20/05 11:36 AM

To council@ci.lincoln.ne.us

cc

Subject Theatre

Regarding the proposed theatre.

I resent the way the Grand was built. At least the owner of the Marz bar had the guts to stand up for what was right even if no one else did.

For this reason I have not attended a movie at the Grande. I will withhold my patronage in protest. I know that will have exactly zero influence on city policy but it keeps the people at Blockbuster happy.

The use of eminent domain to build the Grande and enrich its owner at the expense of the taxpayer was wrong and the continued monopoly on multiplex theaters is wrong as well.

Do the right thing and change a bad law. And quite holding tax increases over our heads if the Grande should stumble. You are the ones who lead the city down this path. Stand up and take responsibility for once.

David Oenbring

2630 S 13<sup>th</sup> St

Lincoln, NE 68502

402-474-4300

**Tammy J Grammer/Notes**

09/20/05 03:18 PM

To: Thomas Stoddard <tstoddard2003@yahoo.com>

cc

bcc

Subject: Re: against Northeast Wal-Mart 

Dear, Mr. Stoddard: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Tammy J. Grammer  
555 S. 10th Street  
Lincoln, NE 68508  
Phone: 402-441-6867  
Fax: 402-441-6533  
e-mail: tgrammer@lincoln.ne.gov

Thomas Stoddard <tstoddard2003@yahoo.com>



**Thomas Stoddard**  
<tstoddard2003@yahoo.com>

09/20/05 02:11 PM

To: council@lincoln.ne.gov

cc

Subject: against Northeast Wal-Mart

Dear City Council:

As a resident and tax payer in Northeast Lincoln, I wish to voice my opposition to a third Wal-Mart in Lincoln. I would like to see a smaller more neighborhood friendly development at the 84Th and Adams Street location. **2 is Enough!**

**Sincerely,**

**Thomas M. Stoddard**  
**7945 Dawson Creek Drive**  
**Lincoln, NE 68505**  
**Ph #402-429-3965**

---

Yahoo! for Good

[Click here to donate](#) to the Hurricane Katrina relief effort.

**Tammy J Grammer/Notes**

09/21/05 07:43 AM

To Eaasen3@aol.com

cc

bcc

Subject Re: Pioneers Blvd. 

Dear, Edwin K. Aasen III: Your message has been received in the Council Office and will be forwarded to the Council Members. Thank you for your input on this issue.

Tammy J. Grammer  
City Council Office  
555 S. 10th Street  
Lincoln, NE 68508  
Phone: 402-441-6867  
Fax: 402-441-6533  
e-mail: tgrammer@lincoln.ne.gov

Eaasen3@aol.com



**Eaasen3@aol.com**

09/20/2005 03:50 PM

To council@lincoln.ne.gov

cc

Subject Pioneers Blvd.

Dear Council Members:

I just wanted to take a moment to thank each of you for your desire to listen to the community regarding the change of ordinance to allow raised medians along Pioneers Blvd. I appreciate very much your standing up for not only the business owners but also the residence along Pioneers Blvd. and for your unanimous vote against the raised medians.

Sincerely,

Edwin K. Aasen III  
President: Pioneer Gymnastics Academy

**Tammy J Grammer/Notes**

09/22/05 08:07 AM

To "Teresa Mulkey-Predmore" <tmpredmore@neb.rr.com>

cc

bcc

Subject Re: Yes to a new Wal-Mart 📧

Dear, Ms. Mulkey-Predmore: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Tammy J. Grammer  
City Council Office  
555 S. 10th Street  
Lincoln, NE 68508  
Phone: 402-441-6867  
Fax: 402-441-6533  
e-mail: tgrammer@lincoln.ne.gov

"Teresa Mulkey-Predmore" <tmpredmore@neb.rr.com>



**"Teresa Mulkey-Predmore"**  
<tmpredmore@neb.rr.com>

09/21/05 05:26 PM

To <council@lincoln.ne.gov>

cc

Subject Yes to a new Wal-Mart

I just received a note on the front door of my home on the above subject from someone calling themselves "2 is Enough". The first time I saw this information was at a Russ's store and the Russ's owner was asking customers to sign a petition against adding another Wal-Mart in Lincoln.

I have written to the council on other occasions stating that I am very much in favor of a super Wal-Mart being built in my neighborhood. I find it very interesting that Russ's is trying to get people in my neighborhood to e mail the city council and urge you to vote against adding another Wal-Mart. We have **seven** Russ's and **four** Super Saver's currently in Lincoln!!! Mr. Raybold was not interested in building on 84th Street, AND he does not want Wal-Mart too either. I am guessing he is not an expert in marketing considering the number of homes/apartments from "O" to Adams Streets. The residents in this area would also enjoy convenient shopping.

I think 7/4 IS enough. Lincoln does not need anymore Russ's or Super Savers - we would very much like more super Wal-Marts though.

Please vote to allow Wal-Mart to build a super center in my neighborhood.

Thank-you for your time and consideration.

Teresa Predmore  
7933 Yellow Knife Dr.  
Lincoln, NE 68505

**ADDENDUM  
TO  
DIRECTORS' AGENDA  
MONDAY, SEPTEMBER 26, 2005**

**I. MAYOR**

1. NEWS ADVISORY - RE: Mayor Seng's Public Schedule Week of September 24 through 30, 2005-Schedule subject to change -(See Advisory)

**II. CITY CLERK - NONE**

**III. CORRESPONDENCE**

**A. COUNCIL REQUESTS/CORRESPONDENCE**

**PATTE NEWMAN**

1. E-Mail from Jerrie Michaelson sent to Patte Newman - RE: Opinion-Theater & Wal-Mart -(See E-Mail)
  2. E-Mail from Carol Ann Clark sent to Patte Newman - RE: Lincoln's Theater Policy -(See E-Mail)
  3. E-Mail from Bill Kobza sent to Patte Newman - RE: Theaters -(See E-Mail)
  4. E-Mail from Kathy Wilson sent to Patte Newman - RE: Theaters -(See E-Mail)
  5. E-Mail from Eleanor Brooks sent to Patte Newman - RE: Theater Policy -(See E-Mail)
- 

**B. DIRECTORS AND DEPARTMENT HEADS - NONE**

**C. MISCELLANEOUS**

1. E-Mail from Jorja Brazda-Witters, Near South Board Member - RE: Theater Policy -(See E-Mail)
2. E-Mail from Bob & Sue Semerena and the girls - RE: Access to 56<sup>th</sup> Street-North from the 56<sup>th</sup> & Pine Lake area -(See E-Mail)

3. E-Mail from Cathy Beecham - RE: Theater Policy -(See E-Mail)
4. E-Mail from Arlyn Rawson - RE: Theater Policy -(See E-Mail)
5. E-Mail from Patrick Henry - RE: Theater Policy -(See E-Mail)
6. E-Mail from Coralee Carver - RE: Maintain Existing Theater Policy -(See E-Mail)
7. E-Mail from Dallas Jones - RE: Theater Policy -(See E-Mail)
8. E-Mail from Scott Baird - RE: Theater Policy -(See E-Mail)
9. E-Mail from Keith Dubas - RE: Support the Current Theater Policy -(See E-Mail)
10. E-Mail from Brandon Silverstein - RE: Theater Policy -(See E-Mail)
11. E-Mail from Gary Rikli - RE: Theater Policy -(See E-Mail)



# NEWS ADVISORY

MAYOR COLEEN J. SENG

lincoln.ne.gov

Date: September 23, 2005

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

Dave Norris, Citizen Information Center, 441-7547.

## Mayor Seng's Public Schedule Week of September 24 through 30, 2005

*Schedule subject to change*

### Saturday, September 24

- Volunteer at Food Share - 7:30 a.m., 4th Presbyterian Church, 5200 Francis
- Women and Money Conference, remarks - 9 a.m., UNL City Campus Union, 12th and "R" streets
- Lincoln Arts Festival, choose "Mayor's Choice" award - 10 a.m., SouthPointe Pavilions west parking lot
- Hispanic Community Festival, proclamation - 12:30 p.m., Lancaster Event Center, 4100 North 48th Street

### Sunday, September 25

- Lincoln Neighborhood Alliance "Celebrate Neighborhood Week," remarks and proclamation - 2:30 p.m., Antelope Park near playground
- Citizen Corps CERT (Community Emergency Response Team) potluck picnic, remarks - 4 p.m., Oak Lake Park

### Tuesday, September 27

- KLIN - 8:120 a.m., 4343 "O" Street
- Tajikistan Ambassador to the U.S. - 1:30 p.m., Mayor's Office, 555 South 10th Street

### Wednesday, September 28

- Lincoln-Omaha joint City Council meeting - 2 p.m., County-City Building, Room 113, 555 South 10th Street

### Thursday, September 29

- WasteCap Nebraska Reduction and Recycling meeting, remarks - 8 a.m., Holiday Inn Downtown, 141 North 9th Street
- KFOR - 12:30 p.m., 3800 Cornhusker Highway
- Randolph Elementary School grand reopening and 80th birthday, remarks and proclamation - 6 p.m., 1024 South 37th Street

### Friday, September 30

- Scooter's Coffeehouse grand opening - 10:45 a.m., 206 South 19th Street
- Gay, Lesbian, Bisexual and Transgender History Month, remarks - 11:45 a.m., UNL City Campus Union, 12th and "R" streets

Tammy J Grammer/Notes  
09/23/05 10:15 AM

To CouncilPacket/Notes@Notes  
cc  
bcc  
Subject Fw: Opinion

----- Forwarded by Tammy J Grammer/Notes on 09/23/05 10:17 AM -----



"Patte Newman"  
<newman2003@neb.rr.com>  
09/23/05 07:41 AM

To <tgrammer@ci.lincoln.ne.us>  
cc  
Subject Fw: Opinion

Tammy: To share with the rest of the Council.  
Thanks.

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

**From:** Dan Michaelson  
**To:** [pnewman@lincoln.ne.gov](mailto:pnewman@lincoln.ne.gov)  
**Sent:** Thursday, September 22, 2005 7:02 PM  
**Subject:** Opinion

Please vote no to the request for a huge multiplex film complex. The agreement made with Douglas theatre needs to be honored.

Also, we do not need or want another Walmart (low quality goods, etc.) in north Lincoln. A grocery store would be great!

Jerrie Michaelson  
3630 Doral Lane  
Lincoln 68507  
466-2267

---

No virus found in this incoming message.

Checked by AVG Anti-Virus.

Version: 7.0.344 / Virus Database: 267.11.5/110 - Release Date: 9/22/2005

No virus found in this outgoing message.

Checked by AVG Anti-Virus.

Version: 7.0.344 / Virus Database: 267.11.5/110 - Release Date: 9/22/2005

*Patte*

Tammy J Grammer/Notes  
09/23/05 01:29 PM

To CouncilPacket/Notes@Notes  
cc  
bcc  
Subject Fw: Lincoln's Theater Policy

----- Forwarded by Tammy J Grammer/Notes on 09/23/05 01:30 PM -----



"Patte Newman"  
<newman2003@neb.rr.com>  
09/23/05 12:57 PM

To <tgrammer@ci.lincoln.ne.us>  
cc  
Subject Fw: Lincoln's Theater Policy

Tammy: Please pass this on to the council. Thanks.

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

**From:** Carol Ann Clark  
**To:** pnewman@lincoln.ne.gov  
**Sent:** Thursday, September 22, 2005 3:06 PM  
**Subject:** Lincoln's Theater Policy

Please update Lincoln's Theater Policy to allow theaters with more than six screens to be built outside the downtown area.

Carol Ann Clark  
521 Eldon Drive  
Lincoln, NE 68510  
402/327-0797

---

No virus found in this incoming message.  
Checked by AVG Anti-Virus.  
Version: 7.0.344 / Virus Database: 267.11.4/109 - Release Date: 9/21/2005

Tammy J Grammer/Notes

09/23/05 01:29 PM

To CouncilPacket/Notes@Notes

cc

bcc

Subject Fw: theaters

----- Forwarded by Tammy J Grammer/Notes on 09/23/05 01:31 PM -----



"Patte Newman"

<newman2003@neb.rr.com>

09/23/05 01:13 PM

To <tgrammer@ci.lincoln.ne.us>

cc

Subject Fw: theaters

Tammy: Please forward to the Council if they did not receive this. Thanks.

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

**From:** Bill Kobza

**To:** pnewman@lincoln.ne.gov

**Sent:** Thursday, September 22, 2005 3:39 PM

**Subject:** theaters

I hate downtown Lincoln, I refuse to go to a movie there. If I had kids I wouldn't want them downtown with all the drunks and weirdo's. I know you want to keep it viable for the Universities sake. But enough is enough. Parking is inadequate and Douglas gives you a whole 50 cents off if you park in a parking garage. Plus the parking garages are kind of scary at night.

Maybe there is no such thing as a monopoly in Lincoln but one group owning all the theaters, and Woods and Home Reality owned by the same company. Doesn't leave much room for competition.

If you take your kids to a movie downtown what is there for me to do other than sit in a bar. At Southpoint I at least have a choice to shop or sit in a bar. Let's be fair to everybody in this town not just the people that own buildings downtown.

---

No virus found in this incoming message.

Checked by AVG Anti-Virus.

Version: 7.0.344 / Virus Database: 267.11.4/109 - Release Date: 9/21/2005

*Patte-4*

Tammy J Grammer/Notes  
09/26/05 08:13 AM

To CouncilPacket/Notes@Notes  
cc  
bcc  
Subject Fw: theatres

----- Forwarded by Tammy J Grammer/Notes on 09/26/05 08:15 AM -----



"Patte Newman"  
<newman2003@neb.rr.com>  
09/24/05 12:48 PM

To <tgrammer@ci.lincoln.ne.us>  
cc  
Subject Fw: theatres

Tammy: Please share with the Council.

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

From: <kwilson@lps.org>  
To: <pnewman@lincoln.ne.gov>  
Sent: Friday, September 23, 2005 7:02 AM  
Subject: theatres

> Patte,  
>  
> I don't really see the need to change the policy on theatres. Right now  
> we have too many theatres in the community. So I hope you will vote  
> against a change in the policy.  
>  
> Kathy Wilson  
>  
>  
>  
> --  
> No virus found in this incoming message.  
> Checked by AVG Anti-Virus.  
-----  
> Version: 7.0.344 / Virus Database: 267.11.5/110 - Release Date: 9/22/2005  
>  
>

Tammy J Grammer /Notes  
09/26/05 08:14 AM

To CouncilPacket/Notes@Notes  
cc  
bcc  
Subject Fw: Vote on 9/26/05

----- Forwarded by Tammy J Grammer/Notes on 09/26/05 08:16 AM -----



"Patte Newman"  
<newman2003@neb.rr.com>  
09/25/05 01:26 PM

To <tgrammer@ci.lincoln.ne.us>  
cc  
Subject Fw: Vote on 9/26/05

Tammy: to share with the Council. Thanks.

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

**From:** Robert Brooks  
**To:** [pnewman@lincoln.ne.gov](mailto:pnewman@lincoln.ne.gov)  
**Sent:** Friday, September 23, 2005 1:48 PM  
**Subject:** Vote on 9/26/05

I am against the vote for the new theatre policy. I wish it to stay the same as it is now.  
Thanks.

Eleanor J. Brooks  
6620 Colfax Ave.  
Lincoln, NE 68507

---

No virus found in this incoming message.

Checked by AVG Anti-Virus.

Version: 7.0.344 / Virus Database: 267.11.6/111 - Release Date: 9/23/2005

Tammy J Grammer/Notes  
09/23/05 10:01 AM

To CouncilPacket/Notes@Notes  
cc  
bcc  
Subject Fw: Theatre policy

----- Forwarded by Tammy J Grammer/Notes on 09/23/05 10:03 AM -----

Tammy J Grammer/Notes  
09/23/05 09:59 AM

To Jorja Brazda-Witters <jbrazda@lps.org>  
cc  
Subject Re: Theatre policy 

Dear, Jorja Brazda-Witters: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Tammy J. Grammer  
City Council Office  
555 S. 10th Street  
Lincoln, NE 68508  
Phone: 402-441-6867  
Fax: 402-441-6533  
e-mail: tgrammer@lincoln.ne.gov

Jorja Brazda-Witters <jbrazda@lps.org>



Jorja Brazda-Witters  
<jbrazda@lps.org>  
09/23/05 09:33 AM

To council@lincoln.ne.gov  
cc  
Subject Theatre policy

---

Dear City Council Members:

I encourage you to support the existing theater policy that limits six screen theaters in newer neighborhoods and allows the multi-screen complex in downtown Lincoln. It is important that the city council continue to uphold their relationships with locally owned businesses and honor commitments to those who have invested in this area of our city.

It is remarkable that our city develops quickly in all areas but as you know we have limited public resources and income to maintain staff and infrastructure. As you consider the implications of increasing the business opportunities for large group activities, you must also consider the possible needs to support them. Police and fire response times, traffic control, and street maintenance are issues to explore. As you are aware, the downtown area is a great entertainment district which is close to needed services. As the city grows outward, the travel time for those support units grows and removes manpower from other areas.

I have been a long time member of the Near South Neighborhood - first as a UNL student and now as a resident in Mount Emerald. I love the downtown and remember it as a strong, vital retail area and have watched it grow into a strong restaurant/bar/financial area beautified by sculpture and architecture. Yet, it is surrounded by stressed and challenged neighborhoods that need immediate support staff and economic development.

It saddens me that the perception of our downtown and its sister neighborhoods is filled with stereotypes and ignorance. Investment in the downtown by business and UNL strengthens this core and directly addresses these impressions. It encourages many of us to continue to support downtown and our historic neighborhoods not only for the good of our financial investments but for the good of Lincoln.

Growth is inevitable but our time line for growth can be lengthened to allow us to catch up and financially support our decisions. Thoughtful planning for the future of all of Lincoln can not be understated. Please support the existing theater policy for all of Lincoln.

Jorja Brazda-Witters  
Near South Board Member

Tammy J Grammer/Notes  
09/23/05 10:14 AM

To CouncilPacket/Notes@Notes  
cc  
bcc  
Subject Fw: Access to 56 St. North from the 56 and Pine Lake area

----- Forwarded by Tammy J Grammer/Notes on 09/23/05 10:16 AM -----



"Bob Semerena"  
<rsemserena@neb.rr.com>

09/22/05 09:45 PM

Please respond to  
"Bob Semerena"  
<rsemserena@neb.rr.com>

To <Council@lincoln.ne.gov>  
cc  
Subject Access to 56 St. North from the 56 and Pine Lake area

Thank you for your diligence in your approach to the matter of north bound access to 56 street for those in our area. Because we travel 56 north to our shopping, work and for travel to church, any access to 56 N out of this addition is better than none.

We suggest Shadow Pines access may be beneficial to both the Shadow Pines development and to our addition. But actually, access via Madelyn is closer to our home and has been used to access N 56 from our neighborhood for 15 years. Our hope is for access by any reasonable means.

Thank you in advance. We are impressed by the interest you have taken in this important matter affecting our whole addition. (No reply is requested).

/s/ Bob and Sue Semerena and the girls  
6922 South 56 Court

Tammy J Grammer/Notes  
09/23/05 10:17 AM

To CouncilPacket/Notes@Notes  
cc  
bcc  
Subject Fw: Theater Policy

----- Forwarded by Tammy J Grammer/Notes on 09/23/05 10:19 AM -----

Tammy J Grammer/Notes  
09/23/05 10:04 AM

To Cathy Beecham <cathy\_beecham@yahoo.com>  
cc  
Subject Re: Theater Policy 

Dear, Ms. Beecham: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Tammy J. Grammer  
City Council Office  
555 S. 10th Street  
Lincoln, NE 68508  
Phone: 402-441-6867  
Fax: 402-441-6533  
e-mail: tgrammer@lincoln.ne.gov

Cathy Beecham <cathy\_beecham@yahoo.com>



Cathy Beecham  
<cathy\_beecham@yahoo.com>  
m>  
09/22/05 02:51 PM

To council@lincoln.ne.gov  
cc  
Subject Theater Policy

Dear Council Members,

I am writing to express my support for the current Lincoln Theater policy which prevents huge multiplexes from going in outside of downtown. I think this policy is an important factor in keeping downtown as a destination for Lincolnites. The current policy allows for other theaters to have up to six screens - a number that I believe provides ample opportunity for fair competition. Lincoln has so many screens currently that some of it's existing theaters are having trouble. The last thing we need is an 18-plex going in on the outskirts of town and drawing more people away from Lincoln's core.

Please vote to retain the current theater policy in the city.

Thank you for your time.

Sincerely,

Cathy Beecham  
2540 C Street  
Lincoln, NE 68502

---

Do You Yahoo!?

Tired of spam? Yahoo! Mail has the best spam protection around  
<http://mail.yahoo.com>

Tammy J Grammer/Notes  
09/23/05 10:17 AM

To CouncilPacket/Notes@Notes  
cc  
bcc  
Subject Fw: Theatre policy

----- Forwarded by Tammy J Grammer/Notes on 09/23/05 10:19 AM -----

Tammy J Grammer/Notes  
09/23/05 10:10 AM

To "Arlyn Rawson" <acrawson@hotmail.com>  
cc  
Subject Re: Theatre policy

Dear, Arlyn Rawson: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Tammy J. Grammer  
City Council Office  
555 S. 10th Street  
Lincoln, NE 68508  
Phone: 402-441-6867  
Fax: 402-441-6533  
e-mail: tgrammer@lincoln.ne.gov

"Arlyn Rawson" <acrawson@hotmail.com>



"Arlyn Rawson"  
<acrawson@hotmail.com>  
09/22/05 05:24 PM

To council@lincoln.ne.gov  
cc  
Subject Theatre policy

---

Please record this as my opposition to changing the current theatre policy in Lincoln. We poured a lot of tax dollars into the Grand and it's my prediction if you allow a 20 screen AMC to open on Hwy 2, you'll soon find the Grand, Eastpark and probably Edgewood closing. Please don't let that happen. We do not need more theatres. Please maintain current policy to not allow more than 6 screens outside the downtown area. I'll be watching your vote on 9/26. Arlyn Rawson  
5521 Melrose Ave. Lincoln, Ne. 68506 acrawson@hotmail.com

Tammy J Grammer/Notes  
09/23/05 10:22 AM

To CouncilPacket/Notes@Notes  
cc  
bcc  
Subject Fw: Theaters

----- Forwarded by Tammy J Grammer/Notes on 09/23/05 10:24 AM -----

Tammy J Grammer/Notes  
09/23/05 10:13 AM

To "pathenry" <phenry@neb.rr.com>  
cc  
Subject Re: Theaters

Dear, Patrick Henry: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Tammy J. Grammer  
City Council Office  
555 S. 10th Street  
Lincoln, NE 68508  
Phone: 402-441-6867  
Fax: 402-441-6533  
e-mail: tgrammer@lincoln.ne.gov

"pathenry" <phenry@neb.rr.com>



"pathenry"  
<phenry@neb.rr.com>  
09/22/05 05:52 PM

To <council@lincoln.ne.gov>  
cc  
Subject Theaters

I indicated in an earlier e-mail that I am opposed to the agreement the City apparently has with the Douglas theater people. I believe the City has no right to subsidize any business entity in the City to the exclusion of others. While there are no other theater operators in town, the intent appears to have been to achieve a "viable downtown". I have no interest in any retail business or restaurant, and I do not understand why a "vibrant downtown" is needed over any other area of the City. The people with business interests should create the vitality, not tax dollars. Now it would not be fair to terminate the agreement on a moment's notice, but it is not fair to the people of Lincoln to keep the agreement in place forever. There must be some room for compromise, letting Douglas know the protection must terminate at some time in the future, and letting potential developers know the potential will become a reality at some point in the near future.

My wife and I seldom go to a movie downtown, as we find the parking inconvenient as well as an extra cost relative to those theaters in other parts of the city. We seldom dine out downtown, including the Haymarket area, as there are plenty of good restaurants located elsewhere. Why should our tax dollars be used to boost the business volume of enterprises we seldom use. I believe our neighbors are of the same opinion.

I notice the vitality of the business owners in the West O area is not of as much importance as that of Downtown or the Haymarket. They are not being given the same subsidy while the Harris Overpass is replaced. I do note that the proposed construction schedule, and the decision to close the entire overpass at once rather than building one-half at a time (leaving two way traffic continue) limits the negative parking impact on Haymarket businesses, but gives short shrift to a large number of small business owners. Again, I must state that I have no interest in any economic enterprise in the area, but am interested in seeing all Lincoln businessmen treated fairly and equally.

Patrick J. Henry  
1460 Buckingham Dr.  
Lincoln, NE 68506  
402-488-8098

Tammy J Grammer/Notes  
09/23/05 04:08 PM

To "coralee carver" <coraleec@team-national.com>  
cc  
bcc  
Subject Re: Maintain Existing Theater Policy

Dear, Coralee Carver: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Tammy J. Grammer  
City Council Office  
555 S. 10th Street  
Lincoln, NE 68508  
Phone: 402-441-6867  
Fax: 402-441-6533  
e-mail: tgrammer@lincoln.ne.gov

"coralee carver" <coraleec@team-national.com>



"coralee carver"  
<coraleec@team-national.com>  
m>  
09/23/05 12:12 PM

To <council@lincoln.ne.gov>  
cc  
Subject Maintain Existing Theater Policy

Dear Council Members,

When you vote on Monday, please vote to maintain the existing theater policy.

Thank You!

Coralee Carver

---

Tammy J Grammer/Notes

09/23/05 02:32 PM

To CouncilPacket/Notes@Notes

cc

bcc

Subject Fw: Theater Policy

----- Forwarded by Tammy J Grammer/Notes on 09/23/05 02:34 PM -----

Tammy J Grammer/Notes

09/23/05 02:32 PM

To "Dallas D. Jones" <djones@baylorlaw.com>

cc

Subject Re: Theater Policy

Dear, Dallas Jones: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Tammy J. Grammer  
City Council Office  
555 S. 10th Street  
Lincoln, NE 68508  
Phone: 402-441-6867  
Fax: 402-441-6533  
e-mail: tgrammer@lincoln.ne.gov

"Dallas D. Jones" <djones@baylorlaw.com>



"Dallas D. Jones"  
<djones@baylorlaw.com>

09/23/05 02:24 PM

To <council@lincoln.ne.gov>

cc

Subject Theater Policy

---

Members of the City Council:

My family and I urge you to vote in support of the existing policy. While I am strong advocate of the free market system, there must be limits which encourage intelligent growth and development. Fortunately, Lincoln has had the wisdom and foresight to create policies and incentives that foster a strong downtown. Our downtown area is something that my clients and colleagues who fly in from afar remember about Lincoln. Allowing unchecked development in the fringe areas of Lincoln, which has the obvious affect of diminishing what has become a jewel of this community is unwise and detrimental. Please vote to support the current policy.

Dallas Jones  
1900 S. 25th

To communicate with sender:

Dallas D. Jones  
Baylor, Evnen, Curtiss, Grit & Witt, L.L.P.  
1248 "O" Street, Suite 600  
Lincoln, NE 68508

Telephone: 402/475-1075  
Facsimile: 402-475-9515

e-mail: [djones@baylorlaw.com](mailto:djones@baylorlaw.com)  
webpage: [www.baylorlaw.com](http://www.baylorlaw.com)

\*\*\*\*\*

NOTICE: The information in this e-mail and any files attached are intended only for the addressee and may contain attorney - client confidential or privileged material or work product. If you believe you have received this communication in error, please notify the sender by return e-mail or notify the sender at one of the above telephone numbers. Any interception, review, retransmission, dissemination, or other use of this information by persons or entities other than the intended recipient is expressly prohibited.

---

Tammy J Grammer/Notes  
09/26/05 08:16 AM

To <scottbaird@aya.yale.edu>  
cc  
bcc  
Subject Re: Theater Policy

Dear, Mr. Baird: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Tammy J. Grammer  
City Council Office  
555 S. 10th Street  
Lincoln, NE 68508  
Phone: 402-441-6867  
Fax: 402-441-6533  
e-mail: tgrammer@lincoln.ne.gov

"Scott Baird" <scottbaird@aya.yale.edu>



"Scott Baird"  
<scottbaird@aya.yale.edu>  
09/25/05 02:42 PM

To <council@lincoln.ne.gov>  
cc  
Subject Theater Policy

Please respond to  
<scottbaird@aya.yale.edu>

I am writing to ask that you support the current movie theater policy. The Douglas Theater company made a big investment in the downtown's vitality by building The Grand. The city should continue to be supportive. It is far too soon to change the rules of the game on The Grand.

Scott Baird

scottbaird@aya.yale.edu

Tammy J Grammer/Notes  
09/26/05 08:43 AM

To CouncilPacket/Notes@Notes  
cc  
bcc  
Subject Fw: Support the Current Theater Policy

----- Forwarded by Tammy J Grammer/Notes on 09/26/05 08:45 AM -----

Tammy J Grammer/Notes  
09/26/05 08:43 AM

To "Keith Dubas" <kwubas@alltel.net>  
cc  
Subject Re: Support the Current Theater Policy

Dear, Mr. Dubas: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Tammy J. Grammer  
City Council Office  
555 S. 10th Street  
Lincoln, NE 68508  
Phone: 402-441-6867  
Fax: 402-441-6533  
e-mail: tgrammer@lincoln.ne.gov

"Keith Dubas" <kwubas@alltel.net>



"Keith Dubas"  
<kwubas@alltel.net>  
09/26/05 08:38 AM

To <council@lincoln.ne.gov>  
cc  
Subject Support the Current Theater Policy

Dear Council Members:

I believe that the present theater policy should be kept. It is one of the foundations of keeping the city center the entertainment core and has been one of the most successful components of the downtown plan. Please preserve it to keep a strong downtown, which is one of the characteristics that makes Lincoln attractive to other potential investors in the community.

Thank you,

Keith Dubas

Tammy J Grammer/Notes  
09/26/05 09:14 AM

To CouncilPacket/Notes@Notes

cc

bcc

Subject Fw: InterLinc: Council Feedback

----- Forwarded by Tammy J Grammer/Notes on 09/26/05 09:16 AM -----



**DO NOT REPLY to this-  
InterLinc**  
<none@lincoln.ne.gov>  
09/26/05 09:15 AM

To General Council <council@lincoln.ne.gov>

cc

Subject InterLinc: Council Feedback

InterLinc: City Council Feedback for  
General Council

Name: Brandon Silverstein  
Address: 2121 West Cove Drive  
City: Lincoln, NE 68522  
  
Phone: 402 770 6687  
Fax:  
Email: bsilverstein@neb.rr.com

Comment or Question:  
Two things.

1. The archaic movie theater policy is about as ridiculous as not being allowed to tie up your horse on a Sunday. A free-market economy is what fuels economic growth. Competition usually benefits the consumer. If the City of Lincoln used TIF and annexation to get themselves into this mess, it should not be used as a means to discourage new business just to save face.

Besides, the voters know that this ordinance is a thinly-veiled way to prevent Douglas Theaters from competing. They are a great company, and The Grand is great, but they should not be protected any more than banks, restaurants and other businesses.

I encourage you to vote to rescind this theater rule.

2. Is it possible to get a street light installed at West A and South Folsom? Every weekday A.M. and P.M. there is a two to three block line of cars that slowly move through that intersection. With the new developments on West A, the shopping center, schools and Lincoln Plating (semi-trucks coming through the intersection), there is a need for crosswalk lights and traffic lights for pedestrian and bicyclist safety as well as traffic control.

If someone wanted to do some research, they would just need to sit at the intersection of West A and South Folsom, or place a traffic metering box there to get an idea of how much that intersection is used.

I thank you in advance for your consideration regarding these issues.

Tammy J Grammer/Notes  
09/26/05 10:44 AM

To CouncilPacket/Notes@Notes  
cc  
bcc  
Subject Fw: InterLinc: Council Feedback

----- Forwarded by Tammy J Grammer/Notes on 09/26/05 10:46 AM -----



**DO NOT REPLY to this-  
InterLinc  
<none@lincoln.ne.gov>**  
09/26/05 10:27 AM

To General Council <council@lincoln.ne.gov>  
cc  
Subject InterLinc: Council Feedback

InterLinc: City Council Feedback for  
General Council

Name: Gary Rikli  
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City: Lincoln, NE, 68507  
  
Phone: 402-423-5777  
Fax:  
Email: grikli@neb.rr.com

Comment or Question:

I am writing in reference to your vote on the movie theater monopoly Douglas theater has on Lincoln. No wonder they are screaming that AMC wants to build in Lincoln. It would take away from their hold they now have. Douglas says that they will lose money in downtown if AMC builds southeast. Well thats life. I have not gone downtown to see a movie or shop in years and why should I when I have Gateway and Southpoint to shop at and Omaha's Oakview Mall is only 30 minutes away with free parking. To me its all about free parking and ease of movement from store to store. Douglas has had a strangle hold on Lincoln for too long. Its about time for some competition in this town. I live in NE lincoln and we need that Wal-Mart you have been holding up in sub-committee for some time now. The longer you wait the more costly it becomes for them and us for infrastructure. Lets get going and get this built. If you want Omaha and Lincoln to get that combined designation you are so strongly after, you have to build that way.

Gary Rikli