

**IN LIEU OF
DIRECTORS' MEETING
JUNE 29, 2015**

I. CITY CLERK

II. MAYOR

1. NEWS RELEASE. Work on Highway 2 and Warlick/South 14th to close lanes.
2. NEWS RELEASE. Mayor cautions Council to avoid D.C.-style politics in appointment process.
3. NEWS RELEASE. Public invited to Nature Center Garden Friends Party.
4. NEWS RELEASE. Chet Ager building, most trails reopen at Nature Center.
5. NEWS RELEASE. Mayor withdraws support for Paine appointment.
6. NEWS ADVISORY. Mayor Beutler and Public Works and Utilities representatives will discuss the opening of 27th and O streets at a news conference Wednesday, June 24th, 4:00 p.m., on the southeast corner of the intersection.
7. NEWS RELEASE. 27th and "O" intersection open.

III. DIRECTORS CORRESPONDENCE

PLANNING COMMISSION

1. Action by the Planning Commission, Wednesday, June 24, 2015.
2. Notice of Planning Commission Final Action on June 25, 2015.

PLANNING DEPARTMENT

1. Administrative Amendment No. 15049 approved by the Acting Planning Director on June 18, 2015.

WEST HAYMARKET JOINT PUBLIC AGENCY

1. Revised West Haymarket Joint Public Agency meeting agenda for June 25, 2015.

IV. COUNCIL MEMBERS

JON CAMP

1. Correspondence from Austin Mackrill with concerns on the Birkett property flooding lines.
 - a) Message from Darin and Natalie Erickson looking forward to further review and dialogue.
2. Sam Shutts expressing his concerns with water problems on the Birkett Property proposal.
3. Note of thanks to Councilman Camp from Rick Waldrop on response to sidewalk issue.

V. CORRESPONDENCE FROM CITIZENS

1. Letter from Richard Schmeling with observations and thoughts to improve StarTran service.
2. S. Wayne Smith thanking Council Members who voted no on making the Vet Medical Center a TIF project.

3. Correspondence from Todd Benson writing on behalf of Todd and Thanh Benson on their flood denial letter.
 - a) Letter to the City of Lincoln Law Department from Todd Benson and Ngoc-Thanh on their claim against the City of Lincoln.

PUBLIC WORKS AND UTILITIES DEPARTMENT

Street Maintenance Division, 949 West Bond St., Lincoln, NE 68521, 402-441-7701

FOR IMMEDIATE RELEASE: June 22, 2015

FOR MORE INFORMATION: Ty Barger, City of Lincoln, 402-441-8422

**WORK ON HIGHWAY 2 AND WARLICK/ SOUTH 14TH
TO CLOSE LANES**

Repairs to Highway 2 from Van Dorn Street to Old Cheney Road will require daytime lane closures until the beginning of September. Today, the outside westbound lane of Highway 2 will be closed from 13th to 27th streets from 3 to 6 p.m. Updates will be posted each day at lincoln.ne.gov (keyword: projects).

Repair work is also resulting in lane closures on Warlick/South 14th Street from Highway 77 to Highway 2 through the beginning of September.

The work is part of ongoing repairs by the City and the Nebraska Department of Roads.

More information on City construction projects is available at lincoln.ne.gov (keyword: projects).

OFFICE OF THE MAYOR

555 South 10th Street, Lincoln, NE 68508, 402-441-7511

FOR IMMEDIATE RELEASE: June 22, 2015

FOR MORE INFORMATION: Diane Gonzolas, Citizen Information Center, 402-525-1520

**MAYOR CAUTIONS COUNCIL TO AVOID
D.C.-STYLE POLITICS IN APPOINTMENT PROCESS**

Mayor Chris Beutler today expressed concern that some members of the City Council may be tempted to “play politics” and set an unfortunate precedent by opposing the nomination of an applicant to the Air Pollution Advisory Board for partisan reasons. Mayor Beutler has nominated Mitch Paine for board membership, but the Council voted today to remove his nomination from the consent agenda. His nomination will be up for a public hearing at the next Council meeting June 29. The board advises the Lincoln-Lancaster County Health Department, and the County Board has already unanimously approved Paine’s appointment.

Coby Mach, President and CEO of the Lincoln Independent Business Association (LIBA), and Republican Council members have told the Beutler Administration they will oppose Paine’s nomination.

“In Washington D.C., dysfunction is the norm for appointments, as Democrats oppose Republican nominees and vice versa,” said Beutler. “Special interest groups exert undue influence. The result is that talented people who could help our country are relegated to the sidelines while the public waits and waits and waits. It is a failed system of governing. We don’t do that here in Lincoln. City government is non-partisan. And it is very important to me that our boards and commissions have a spectrum of viewpoints represented because that’s how the best ideas emerge.

“I would hate to think that Council members would oppose Mitch based on partisanship and the influence of a special interest group,” Beutler said. “The Air Pollution Advisory Board has four industry representatives, including two LIBA members. Now LIBA is saying that one person’s ideas are so dangerous, he is unfit to serve on a board. For Council members to reject a highly qualified and open-minded nominee because of the influence of one special interest group threatens the integrity of our appointment process.”

Beutler said Paine is highly qualified for the board. Paine, who works for the Nebraska Department of Natural Resources, ran unsuccessfully for the Council seat now held by Cyndi Lamm. He has a master’s degree in planning from Cornell University and a bachelor’s degree in environmental economics from the University of Nebraska. He previously worked for the World Bank as well as the City’s Cleaner Greener Lincoln Initiative. The Mayor urged Council members with concerns to meet with Paine instead of “relying on old campaign rhetoric and partisanship” for their assessment of his qualifications.

- more -

Appointment

June 22, 2015
Page Two

Mayor Beutler said he does not remove people from consideration for an appointment over a single issue or an ideological viewpoint, because it isn't good policy. He said one example is his appointment of Republican Chris Hove to the City-County Planning Commission after he ran unsuccessfully for reelection to the Airport Authority. "His ideas on planning are different from mine, but I know him to be a thoughtful person and believed the Commission could benefit from a different point of view," he said.

Beutler said a strong system of checks and balances prevents advisory board members from creating new policy based on extreme positions. Recommendations from the Air Pollution Advisory Board would need to be approved by the City-County Board of Health and then the City Council, the Mayor and the County Board.

PARKS AND RECREATION DEPARTMENT

Pioneers Park Nature Center, 3201 S. Coddington Ave., Lincoln, NE 68522, 402-441-7895

FOR IMMEDIATE RELEASE: June 23, 2015

FOR MORE INFORMATION: Jamie Kelley, Pioneers Park Nature Center, 402-441-8708

PUBLIC INVITED TO NATURE CENTER GARDEN FRIENDS PARTY

The public is invited to a Garden Friends Party, an afternoon tea party for children, Thursday, June 25 at the Pioneers Park Nature Center's Prairie Building, 3201 S. Coddington Ave. The party from 2 to 3 p.m. costs \$5 per person, and pre-registration is required by calling 402-441-7895.

Participants will build fairy gardens, play hide-and-seek with the garden gnomes and have a snack with other garden friends. Children are encouraged to dress up in fairy wings and gnomes hats or as their favorite woodland animal.

More information on the Pioneers Park Nature Center is available at lincoln.ne.gov (keyword: nature center).

PARKS AND RECREATION DEPARTMENT

Pioneers Park Nature Center, 3201 S. Coddington, Lincoln, NE 68522, 402-441-7895

FOR IMMEDIATE RELEASE: June 23, 2015

FOR MORE INFORMATION: Andrea Faas, Pioneers Park Nature Center, 402-441-7895

CHET AGER BUILDING, MOST TRAILS REOPEN AT NATURE CENTER

The Chet Ager Building and most of the trails have reopened at the Pioneers Park Nature Center. The facilities were closed last week after flooding. Some trail segments will remain closed until further notice.

Work began this week on improvements to the path leading to the Nature Center's Prairie Building from the parking lot and on the east end of the parking lot at the Nature Center. Visitors are asked to follow signs directing them to alternate parking and trail areas.

The Nature Center is open from 8:30 a.m. to 5 p.m. Monday through Saturday and from noon to 5 p.m. Sundays. More information on the Pioneers Park Nature Center is available at lincoln.ne.gov (keyword: nature center).

OFFICE OF THE MAYOR

555 South 10th Street, Lincoln, NE 68508, 402-441-7511

FOR IMMEDIATE RELEASE: June 23, 2015

FOR MORE INFORMATION: Diane Gonzolas, Citizen Information Center, 402-525-1520

MAYOR WITHDRAWS SUPPORT FOR PAINE APPOINTMENT

“Our concern about D.C.-style politics being used in Lincoln has not changed. We have not allowed partisan bickering and the undue influence of special interest groups to keep our community from moving forward, and we should never adopt that way of doing the City’s business.

“What has changed is the situation concerning my nomination of Mitch Paine to the Air Pollution Advisory Board. My office found out for the first time today that a member of Mitch’s campaign staff used a negative and highly offensive campaign tactic against Cyndi Lamm during the City Council campaign. This is another aspect of D.C.-style politics that I abhor, and I have reached out to Cyndi to express my disappointment with respect to this campaign tactic.

“I have also withdrawn my support for Mitch’s appointment, and I will ask the Council to remove his name from consideration for this advisory board.”

OFFICE OF THE MAYOR

555 South 10th Street, Lincoln, NE 68508, 402-441-7511

DATE: June 24, 2015

FOR MORE INFORMATION: Diane Gonzolas, Citizen Information Center, 402-441-7831

The intersection of 27th and “O” streets will be open for the afternoon rush. Mayor Chris Beutler and Public Works and Utilities representatives will discuss the project and the progress of City street construction at a news conference at **4 p.m. TODAY, Wednesday June 24, at Lincoln Dance Center, 2701 “O” Street on the southeast corner of the intersection. Enter from the south side, and take the stairs to the second floor.**

OFFICE OF THE MAYOR

555 South 10th Street, Lincoln, NE 68508, 402-441-7511

FOR IMMEDIATE RELEASE: June 24, 2015

FOR MORE INFORMATION: Diane Gonzolas, Citizen Information Center, 402-525-1520
Gaylon Masek, City Project Manager, 402-416-7486

27TH AND “O” INTERSECTION OPEN

Mayor Chris Beutler today announced the intersection of 27th and “O” Street/Highway 34 has been resurfaced and is back open for traffic on time and on budget. The intersection closed June 7 and was scheduled to reopen Thursday, June 25.

“Safe and smooth streets are a top community priority, and this is one of the largest investments in street improvements in Lincoln’s history,” Mayor Beutler said. “This is another great example of the significant progress we are making. I want to commend Public Works staff in charge of the project, the contractor, Caspers/MTZ, for their hard work, and the public for following detours and watching out for construction workers.”

Crews will continue to work on moving equipment, street cleaning and the reconstruction of sidewalk ramps to meet current ADA standards. No further lane closures are expected, but drivers are urged to use caution in areas where crews continue to work. The entire project is expected to be completed about June 30.

The City is working with the Nebraska Department of Roads to improve State highways running through the City limits using State highway maintenance funds. The full closure option cut the construction time in half and reduced the cost by about \$200,000 when compared to lane-closure options. The “O” Street project is one on a large list of street improvements under way across the community.

“I am excited that our crews are hard at work on one of our biggest street construction seasons ever,” said Public Works and Utilities Director Miki Esposito. “We really appreciate the positive feedback and cooperation from business owners and motorists. Together, we will complete an historic number of street improvements over the next six months.”

More information on the City street projects is available at lincoln.ne.gov (keyword: projects).

****ACTION BY PLANNING COMMISSION****

NOTICE: The Lincoln/Lancaster County Planning Commission will hold a public hearing on Wednesday, June 24, 2015, at 1:00 p.m., in Hearing Room 112 on the first floor of the County-City Building, 555 S. 10th St., Lincoln, Nebraska. For more information, call the Planning Department, (402) 441-7491.

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

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

AGENDA

WEDNESDAY, JUNE 24, 2015

[Commissioners Weber and Cornelius absent]

Approval of minutes of the regular meeting held June 10, 2015, as revised.

****APPROVED: 6-0; Beecham abstained; (Cornelius and Weber absent)****

1. CONSENT AGENDA
(Public Hearing and Administrative Action):

TEXT AMENDMENT:

- Page 01
- 1.1 Text Amendment No. 15008, WHEREAS, the City of Lincoln has previously adopted Resolution No. A-85012 amending the City of Lincoln Design Standards to add Chapter 3.100, Design Standards for Outdoor Lighting, providing design standards for the installation of outdoor luminaires; and WHEREAS, the Planning Director has proposed amendments to Sections 3, 4.1, and 9.A. of the Design Standards for Outdoor Lighting, by amending Section 3 to revise the Definition of “Cutoff and Full-Cutoff”; amending Section 4.1 to add a new subsection C. to provide the maximum average maintained illuminance for outdoor areas under lighted marquees; and

amending subsection 9.A to add a new subsection 2 to provide acceptable glare measurements for setback properties, and repealing Sections 3, 4.1, and 9.A as hitherto existing.

Staff recommendation: Approval

Staff Planner: Tom Cajka, 402-441-5662, tcajka@lincoln.ne.gov

Removed from the Consent Agenda and had separate public hearing.

Planning Commission recommendation: APPROVAL, as set forth in the staff report dated June 10, 2015: 6-1 (Scheer dissenting; Cornelius and Weber absent). The scheduling of the public hearing before the City Council is pending.

SPECIAL PERMITS:

Page 09 1.2 Special Permit No. 1020H, for authority to amend Special Permit No. 1020G for a non-residential health care facility by adding 2.4 acres of property to the Special Permit, making it part of Bryan Medical Center West. The additional property would be used for parking and green space. The expansion is proposed on property generally located at 2145 South 17th Street. ****FINAL ACTION****

Staff recommendation: Conditional Approval

Staff Planner: Paul Barnes, 402-441-6372, pbarnes@lincoln.ne.gov

Planning Commission 'final action': CONDITIONAL APPROVAL, as set for in the staff report dated June 12, 2015: 7-0 (Cornelius and Weber absent). Resolution No. PC-01460.

2. **REQUESTS FOR DEFERRAL: (See Items 4.1a and 4.1b below)**

3. **ITEMS REMOVED FROM CONSENT AGENDA (See Items 1.1 above)**

4. **PUBLIC HEARING AND ADMINISTRATIVE ACTION**

CHANGES OF ZONE AND RELATED SPECIAL PERMITS:

Page 21 4.1a Change of Zone No. 15015, a change of zone from AG Agriculture District to R-3 Residential District, on property generally located at 5000 South 84th Street.

Staff recommendation: Approval

Staff Planner: Brian Will, 402-441-6362, bwill@lincoln.ne.gov

The applicant's request for an additional two-week deferral granted, with PLANNING COMMISSION PUBLIC HEARING AND ACTION scheduled for Wednesday, July 8, 2015, 1:00 p.m.

Page 27 4.1b Special Permit No. 15028, a request for a Community Unit Plan to allow for the development of a 34-lot subdivision, with waivers to setbacks, lot width, lot area, and private roadway design standards, on property generally located at 5000 South 84th Street. ****FINAL ACTION****

Staff recommendation: Conditional Approval
Staff Planner: Brian Will, 402-441-6362, bwill@lincoln.ne.gov
The applicant's request for an additional two-week deferral granted, with PLANNING COMMISSION PUBLIC HEARING AND ACTION scheduled for Wednesday, July 8, 2015, 1:00 p.m.

Page 41 4.2a Change of Zone No. 15014, from R-1 Residential to R-2 Residential, on property generally located southwest of the intersection of Old Cheney Road and Norman Road.

Staff recommendation: Conditional Approval
Staff Planner: Christy Eichorn, 402-441-7603, ceichorn@lincoln.ne.gov
The Planning Commission voted 5-2 (Harris and Sunderman dissenting; Weber and Sunderman absent) to delay action on this item for two weeks, with PUBLIC HEARING LIMITED TO NEW TESTIMONY ONLY on July 8, 2015, 1:00 P.M.

Page 41 4.2b Special Permit No. 15035, to allow the construction of a residential healthcare facility for up to 285 residents and to allow waivers to the Zoning Ordinance and Subdivision Ordinance to adjust the height requirement, and eliminate block length and pedestrian easement requirements, on property generally located on the west portion of the Knolls Country Club, Norman Road and Old Cheney Road.

Staff recommendation: Conditional Approval
Staff Planner: Christy Eichorn, 402-441-7603, ceichorn@lincoln.ne.gov
The Planning Commission voted 5-2 (Harris and Sunderman dissenting; Weber and Cornelius absent) to delay action on this item for two weeks, with PUBLIC HEARING LIMITED TO NEW TESTIMONY ONLY on July 8, 2015, 1:00 P.M.

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

* * * * *

Adjournment

PENDING LIST: *None*

Planning Dept. staff contacts:

Stephen Henrichsen, *Development Review Manager* . 402-441-6374 shenrichsen@lincoln.ne.gov
David Cary, *Acting Director and Long Range Manager* 402-441-6364 dcary@lincoln.ne.gov
Paul Barnes, *Planner* 402-441-6372 pbarnes@lincoln.ne.gov
Michael Brienzo, *Transportation Planner* 402-441-6369 mbrienzo@lincoln.ne.gov
Tom Cajka, *Planner* 402-441-5662 tcajka@lincoln.ne.gov
Christy Eichorn, *Planner* 402-441-7603 ceichorn@lincoln.ne.gov
Brandon Garrett, *Planner* 402-441-6373 bgarrett@lincoln.ne.gov
Stacey Groshong Hageman, *Planner* 402-441-6361 shageman@lincoln.ne.gov
Brian Will, *Planner* 402-441-6362 bwill@lincoln.ne.gov
Kellee Van Bruggen, *Transportation Planner* 402-441-6363 kvanbruggen@lincoln.ne.gov
Ed Zimmer, *Historic Preservation Planner* 402-441-6360 ezimmer@lincoln.ne.gov

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

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

ACCOMMODATION NOTICE

The City of Lincoln complies with Title VI of the Civil Rights Act of 1964 and Section 504 of the Rehabilitation Act of 1973 guidelines. Ensuring the public's access to and participating in public meetings is a priority for the City of Lincoln. In the event you are in need of a reasonable accommodation in order to attend or participate in a public meeting conducted by the City of Lincoln, please contact the Director of Equity and Diversity, Lincoln Commission on Human Rights, at 402 441-7624 as soon as possible before the scheduled meeting date in order to make your request.

PLANNING COMMISSION FINAL ACTION NOTIFICATION

TO: Mayor Chris Beutler
Lincoln City Council

FROM : Geri Rorabaugh, Planning

DATE : June 25, 2015

RE: Notice of final action by Planning Commission: June 24, 2015

Please be advised that on June 24, 2015, the Lincoln City-Lancaster County Planning Commission adopted the following resolutions:

Resolution No. PC-01460, approving SPECIAL PERMIT NO. 1020H, for authority to amend Special Permit No. 1020G for a non-residential health care facility by adding 2.4 acres of property to the Special Permit, making it part of Bryan Medical Center West. The additional property would be used for parking and green space. The expansion is proposed on property legally described as the remaining portions of Lots 1 & 2, Lots 3-7, Lots 20-25, the remaining portions of Lots 26-28, the east 74.8 feet of Lots 29 & 30, including the vacated north/south alley adjacent to Lots 1-7 and vacated St. Mary's Avenue adjacent to Lots 23-26, all within Davis's Subdivision of Lot 3, located in the SW 1/4 of Section 36-10-6, Lincoln, Lancaster County, Nebraska, generally located at 2145 South 17th Street.

The Planning Commission action is final, unless appealed to the City Council by filing a notice of appeal with the City Clerk within 14 days of the action by the Planning Commission.

The Planning Commission Resolution may be accessed on the internet at www.lincoln.ne.gov (Keyword = PATS). Use the "Search Selection" screen and search by application number (i.e. SP15023, SP15031, WVR15010, WVR15011, WVR15012). The Resolution and Planning Department staff report are in the "Related Documents" under the application number.

F:\devreview\final action notices\cc\2015\061015



Memorandum

Date: ♦ June 23, 2015
To: ♦ City Clerk
From: ♦ Amy Hana Huffman, Planning Dept.
Re: ♦ Administrative Approvals
cc: ♦ Mayor Chris Beutler
Planning Commission
Geri Rorabaugh, Planning Dept.

This is a list of the administrative approvals by the Acting Planning Director from June 16, 2015 through June 22, 2015:

Administrative Amendment No. 15049 to Change of Zone #05085B, Fallbrook PUD, approved by the Acting Planning Director on June 18, 2015, to remove the alley in Blocks 5 and 13 and revise the lot layout, and to change the residential type from Type 2 to Type 1 in portions of Blocks 2 and 3 and all of Blocks 5 and 13, generally located at N. 1st Street and Highway 34.

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weekly approvals City (00000002).wpd*

REVISED

AGENDA FOR THE WEST HAYMARKET

JOINT PUBLIC AGENCY (JPA)

TO BE HELD THURSDAY, JUNE 25, 2015 AT 3:30 P.M.

**CITY-COUNTY BUILDING
BILL LUXFORD STUDIO, 1ST FLOOR
555 S. 10TH STREET
LINCOLN, NE 68508**

1. Introductions and Notice of Open Meetings Law Posted by Door (Chair Beutler)
2. Public Comment and Time Limit Notification Announcement (Chair Beutler)

Individuals from the audience will be given a total of 5 minutes to speak on specific items listed on today's agenda. Those testifying should identify themselves for the official record.

3. Approval of the minutes from the JPA meeting held May 7, 2015 (Chair Beutler)
 - (Staff recommendation: Approval of the minutes as presented)
4. Election of JPA Secretary (Chair Beutler)
5. Approval of April and May 2015 Payment Registers (Steve Hubka)
 - Public Comment
 - (Staff recommendation: Approval)
6. Review of April and May 2015 Expenditure Reports (Steve Hubka)
 - Public Comment
7. WH 15-8 Resolution to approve the Contract for Appraisal Services with Great Plains Appraisal, Inc. to perform an appraisal regarding the fair market value of the South 1/2 of Lot 3, Block 6, West Haymarket Addition. (Rick Peo)
 - Public Comment
 - (Staff recommendation: Approval)
8. WH 15-9 Resolution of the JPA's Intent to enter into a Redevelopment Agreement upon acceptable terms and conditions between the JPA, City of Lincoln, and TDP Phase Three which will include (1) the sale of the South 1/2 of Lot 3, Block 6, West Haymarket Addition with prepaid parking rights in the JPA Green 2 Parking Garage for five years to TDP Phase Three LC for fair market value, and (2) the JPA's purchase of TIF Bond A to be issued by the City in the amount of \$5,000,000. (Rick Peo)
 - Public Comment
 - (Staff recommendation: Approval)

9. WH 15-10 Resolution to approve Amendment No. 12 to the Agreement for Environmental Remediating Consulting Services between Alfred Benesch & Company and the JPA to include project management under existing Task 1, preparing plans and specifications for the cleanup of contamination at the Alter South Site under new Task 31; and conducting remediation oversight and documentation of the Alter South cleanup under new Task 32. (Adam Hoebelheinrich).
 - Public Comment
 - (Staff recommendation: Approval)
10. WH 15-11 Resolution to amend the Project Budget for the West Haymarket Joint Public Agency. (Steve Hubka)
 - Public Comment
 - (Staff recommendation: Approval)
11. WH 15-12 Resolution to approve the Independent Consultant Contractor Agreement with Venue Solutions Group to conduct a Financial Performance Review and Operational Review of the Pinnacle Bank Arena. (Steve Hubka)
 - Public Comment
 - (Staff recommendation: Approval)
12. Set Next Meeting Date: The next meeting date will be Thursday, July 30, 2015 at 3:30 p.m. in the County-City Building, Bill Luxford Studio, 1st Floor.
13. Motion to Adjourn

*If the conflicting meeting ends early, this meeting will be held in the City Council Chambers Room 112.

Pinnacle Bank Arena Event and West Haymarket JPA information may be found at:

www.pinnaclebankarena.com

www.lincoln.ne.gov

Mary M. Meyer

From: Jon Camp
Subject: Birkett Property flooding lines
Attachments: 5000 RentfroDr elevations 1341 flood zone.pdf; Birkett elevations 1341 flood zone.pdf; MEETING.pdf

From: Austin Mackrill [<mailto:austinmackrill@yahoo.com>]
Sent: Monday, June 22, 2015 11:33 PM
Subject: Birkett Property flooding lines

Darin and Natalie,

Thanks for organizing the neighborhood informational meeting tonight. I do not have everyone's email address so please forward this on if you don't mind to those I missed. I wanted to get this email out tonight as it sounds like you are meeting with Watershed tomorrow morning. You mentioned this evening that "if" the proposed detention cell on the NE corner of the property hits capacity that it will then flood the overground path down Rentfro Dr South towards Augusta. I have attached two PDF documents that show the topo elevations of the Birkett property and surrounding properties as well as my property and then just North of mine. As you can see from the attached PDFs, the North Rentfro connection is at a elevation of 1341 (give or take a foot) and the South Rentfro connection is at an elevation of 1329. So, when the detention cell hits capacity and then goes overground over Rentfro Dr. anything at the elevation of at least 1341 and lower will flood in that area correct? This is currently not the case as the water now pools down at the 1329 elevation mark and then flows out the 24" drain very slowly. If you build any of the townhomes on that East portion you will then effectively build up the ground above the new Rentfro street level creating a dam which will move that natural low area flooding to the NE detention cell bordering my property.

Here is where my concern comes into play. The two PDF attachments show a red line drawn at the 1341 elevation. I assume anything inside those red lines (apart from West of the new Rentfro connection) would be under water. As you can see, that elevation would then flood my shop under 2-3 feet of water, it would then back up North to my home and flood my basement as well as Tim and Donna Janssen's garage, etc. This to me looks to create more possible risk of flooding onto neighboring properties contrary to what was mentioned tonight.

Am I missing something? I realize I am not the expert in this whatsoever and the drainage study should show this. I am just passing on the things I see to be a major concern for any development on the East side of the Rentfro Dr. connection. We realize you need to make a certain ROI on this project and getting rid of those 4 townhomes would be a profit-crush. However, there are some major red-flags on this that I think need to be visited as we all discussed this evening. We realize you can't please everyone on this project so thanks for listening to our concerns and taking into account the existing homes in the area.

Austin Mackrill
5000 Rentfro Dr.
402-326-8369

Sent: Monday, June 15, 2015 3:24 PM
Subject: Birkett Property

There have been several inquiries into the proposed development on the Birkett Property. Please see the attached letter addressing some of the reoccurring questions and the notice of our upcoming public meeting.

Please feel free to contact me if you have any questions.

Matt Langston | Land Development | Olsson Associates
601 P Street | Suite 200 | Lincoln, NE 68508 | mlangston@olssonassociates.com
Tel 402.474.6311
Cell 402.525.9963



Mary M. Meyer

From: Jon Camp
Subject: Birkett Property flooding lines

From: Darin Erickson [<mailto:ericksonhomes@icloud.com>]
Sent: Tuesday, June 23, 2015 8:06 AM
To: Austin Mackrill
Subject: Re: Birkett Property flooding lines

Good Morning Austin,

Thank you for taking the time to put this email together and share. We will review in depth and we look forward to another opportunity to get together with everyone for further review and dialogue.

Matt Langston, Mark Palmer, and myself will be in touch.

Thank You again,
Darin & Natalie

Mary M. Meyer

From: Jon Camp
Subject: Birkett Property water problems

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

From: Judith Shutts [<mailto:sshutts@neb.rr.com>]
Sent: Tuesday, June 23, 2015 5:34 PM
Subject: Birkett Property water problems

Thank you for organizing a neighborhood meeting on Monday.

Here are some of the problems with the Birkett development as I see them. I have 45 years of experience in residential and commercial construction and have experience with these issues.

— We moved to Villa del Rey in 1995 and we saw the area south of us as a wetland being inundated with water and the water standing behind the properties on east side of Rentfro Drive. But, the wetlands absorbed the water. When the area was disturbed by the Himark addition, there were planning errors made and the homeowners along August pay a big price with water in their basements. This is not, as was suggested in the meeting, a “once every 10 years” problem. It is a continuing issue.

— Rain water is not the only water flowing into this area; there are also springs and other underground water sources caused by undulating deadpan.

— Trees were removed and the wetland area was “moved” at the time of the Himark developed to a retention pond on 84th Street. But, the wetland is still there and the underground water is still flowing. The 24-inch storm sewer pipe does not prevent standing water and flooding. With even more run-off, this will become an extreme problem for the surrounding homes.

— Bob Birkett said in Monday’s meeting that his sump pump ran all day Monday. That should raise a red flag in evaluating the water problems. Bob’s home sits at the high point of his property and has a walk-out basement, and it has not rained lately. This problem will carry over into the proposed development.

— There is a hard pan under this area. The percolation tests for this area are insufficient and septic tanks permits were denied to people who wanted to build there. The hard pan causes water to build up pressure until it finds a place to rise through the ground, often at unexpected places. This should be taken into consideration when doing a “big picture” evaluation of the water issues.

— All these water problems will be a major issue for the homes in the proposed development. The new roadway extending Rentfro Drive and the proposed homes east of Rentfro Drive will be sitting on the wetland and the underground water. I would not develop, build or sell properties under these circumstances. It would also cause serious problems for the homes to the north, east and south.

— All of these water issues will exacerbate the problems for both for existing homes and the proposed town homes. We realize that you are following codes, but that doesn’t make it the right thing to do. It would be prudent to avoid the errors that cause the problems to become critical.

— These are the problems as I view them. Thank you for your consideration.

Sam Shutts

Mary M. Meyer

Subject: Irongate Sidewalk

From: Rick Waldrop [<mailto:rickwaldrop@gmail.com>]
Sent: Wednesday, June 24, 2015 10:35 AM
To: Jon Camp
Subject: Re: Irongate Sidewalk

Jon,

Just a quick note of thanks for your time and getting back to me on the sidewalk issue. Also kudos to Bob Simmerling, he was very helpful, informative and professional. (running out of words) He called me immediately and even offered to come out and explain to our neighborhood the whys and the why nots.

Thanks again,
Rick Waldrop

From: [Jon Camp](#)
Sent: Monday, June 22, 2015 12:49 PM
To: <mailto:mesposito@lincoln.ne.gov>
Cc: rickwaldrop@gmail.com
Subject: Irongate Sidewalk

Miki

Rick Waldrop call several times after no one has responded to his and his neighbors' concerns on the sidewalk on the south side of Old Cheney in the 98th Street area. Would you please respond to Rick and address the sidewalk issue, the bonds/reserves developers made, and the specific situation with Irongate's area.

Rick's cell is 402-540-8440. Perhaps you can give me more information at the Directors' meeting at 2:00 pm today.

Thank you.

Jon

JON A. CAMP
Lincoln City Council
200 Haymarket Square
808 P Street
P.O. Box 82307
Lincoln, NE 68501-2307

Office: 402.474.1838/402.474.1812
Fax: 402.474.1838
Cell: 402.560.1001

Email: joncamp@lincolnhaymarket.com

1612 Van Dorn St.
Lincoln, NE 68506
June 19, 2015

RECEIVED

JUN 24 REC'D

CITY COUNCIL
OFFICE

Members
Lincoln City Council
555 So. 10th Street
Lincoln, NE 68508

Re: StarTran

I read the recent article in the Lincoln Journal about the proposal to build a new transfer depot in downtown Lincoln with mixed feelings.

Providing safe, comfortable boarding areas for StarTran riders is important. However, I am concerned that if the proposed terminal is built without the restructuring of bus routes, we will be locked into the current inefficient "hub and spoke" system with the hub in down town. Once built, there will be an argument that we can not change routes and provide the much-needed cross town routes because of the investment in the new hub terminal.

Lincoln needs to move out of the 1920s as far as public transportation is concerned. StarTran needs more money and a complete revamp. Of critical importance is to change from a "hub and spoke" system to at least a combination of "hub and spoke" and a "grid system". Currently if I wish to ride StarTran from 48th & Van Dorn to 70th & Vine I have to go downtown to 11th & O to transfer to another route. This is a long trip involving a substantial time penalty to riders. It is one of the reasons bus ridership is not what it should be.

If you wanted to go from Lincoln to Omaha, would you want to be forced to go by way of Milford? Certainly not. By providing cross town buses on 27th Street, 48th Street, perhaps 56th Street, and certainly 70th Street and 84th Street and coordinating the schedules with the remaining hub and spoke routes, transit time will be improved and ridership will climb. The bus then becomes a realistic alternative to driving one's car.

An added benefit will be fewer buses at the 11th & O transfer point or the new terminal, if built, so that the congestion there will be minimized.

Consider this a "no" opinion about the new terminal unless it is coupled with a revamp

Lincoln City Council
June 19, 2015
Page 2

of the route system for StarTran.

Traffic patterns have changed as the city has changed. You can't perpetuate a vibrant downtown by forcing StarTran riders to 11th & O Street. Rather than being the focus of the community, downtown is now only one possible destination. If I lived in the south part of town, as many people do, and worked along 70th Street or 84th Street or somewhere in North Lincoln, I would not opt for using the bus system as it is currently structured and so, apparently, would many others not use StarTran.

Night service should also be considered. People can't take 2nd shift jobs because the buses no longer run when they get off work. The trip home involves an expensive taxi ride which negates the benefit of the job.

The scaling back of service on Saturday also discourages ridership and has resulted in long, convoluted journeys on the buses on Saturday because the routes are different that day.

I support good public transit for Lincoln and we don't have it now. Please consider this in making your decisions about budget and the direction you give to StarTran management.

Very truly yours,

RICHARD L. SCHMELING

P.S. I had a long discussion with Mike Davis the new StarTran manager today. He is very capable and I think he will implement the necessary changes in the system if you give him the financial resources to do so.

Mary M. Meyer

From: Wayne Smith <swaynes1@windstream.net>
Sent: Wednesday, June 24, 2015 8:25 PM
To: Carl B. Eskridge; Cyndi Lamm; Jon Camp; Jane Raybould; Leirion Gaylor Baird; Roy A. Christensen; Trenton J. Fellers
Subject: Veterans Medical Center

Thank you to those who voted no on making the Vet Medical Center a TIF project. I'm a volunteer at the Medical Center, and the property is anything but blighted. If it can be called blighted, then any property can be determined to be blighted.

For those of you who voted yes, did you tour the cite before the vote? I doubt it.

S. Wayne Smith
6345 S. 35th Ct.
Lincoln, NE 68516

Mary M. Meyer

From: Thanh T <thanht@live.com>
Sent: Thursday, June 25, 2015 7:24 AM
To: Council Packet
Cc: todd benson
Subject: Flood Denial for May 7, 2015
Attachments: Flood Denial Letter 06-24-2015.pdf

The attached document is from Todd & Thanh Benson of 1801 N. 50th St. Lincoln, NE 68504. It is in response to the letter mailed June 22, 2015 from the City of Lincoln Law Department. Due to the City of Lincoln's Law Department's recommendation in denying of my claim, it is inevitable that this will be settled through litigation. Unless the City Council chooses to not follow the advice of the Law Department and we are able to negotiate a better outcome.

-Todd Benson
Disabled Army Veteran

Ngoc-Thanh & Todd Benson
1801 N. 50th Street
Lincoln, NE 68504
402-540-8660 or 402-309-4839

June 24, 2015

To: City of Lincoln Law Department
555 South 10th Street, Suite 300
Lincoln, NE 68508
C/O: Marcee A. Brownlee, Assistant City Attorney

Re: Claim Against the City of Lincoln

I'm glad to see that your office has received my claim for damages that occurred on or about May 7, 2015, due to a sewage backup into my property.

I'm also glad to see in the letter sent to me dated June 22, 2015 with a signature of Marcee A. Brownlee acting on behalf of the city of Lincoln Law Department that on May 7, 2015 that the City of Lincoln admits that Lincoln experienced a very heavy rainfall, which has been classified as a flood event in many areas of the city. (It was not deemed a flood event in my neighborhood by FEMA or The National Flood Insurance Program.) The letter also stated that the heavy rains affected the City's wastewater system and the systems did have extremely high flows as a result. (As it did in October of 2014) The city's letter also stated that due to these high water levels, sewage will **often** be diverted into private service lines which in turn infiltrates into private property.

I take offense to the city's argument that there was no negligence on the City of Lincoln's behalf. The fact that in your letter you stated, "*These high levels will **often** result in sewage being diverted into private service lines and that can result in sewage infiltration into private property.*" This is an admission that the City of Lincoln was and is aware that this happens and **failed to exercise the care a reasonably prudent person would exercise in like circumstances to prevent this from happening**. The City of Lincoln chose to move along with its status quo of replacing 1% of the sewer lines annually and not warning the population of this known issue. This shows negligence.

Merriam Webster definition of **NEGLIGENCE** <http://www.merriam-webster.com/dictionary/negligence>

Failure to exercise the care that a reasonably prudent person would exercise in like circumstances.

As to the City of Lincoln claiming that this was an "**ACT of GOD**"

Could this have been prevented by the exercise of foresight or caution on the City of Lincoln's behalf? **Yes**

Legal definition of **ACT of GOD** <http://legal-dictionary.thefreedictionary.com/act+of+God>

An event that directly and exclusively results from the occurrence of natural causes that could not have been prevented by the exercise of foresight or caution; an inevitable accident.

I'm glad you acknowledge that my family suffered loss as the result of the event on May 7, 2015, but as you stated it was YOUR office's responsibility to analyze the legal liability of the City of Lincoln and YOU recommended the City Council deny my claim. I'm not sure how you came to that decision but I hold YOU responsible for that decision nonetheless. **Proverbs 31:9** *Open your mouth, judge righteously, defend the rights of the poor and needy.* Perhaps the City Council will show better judgment than the City of Lincoln Law Department has to offer.

Todd Benson,
Todd Benson

**DIRECTORS' AGENDA
ADDENDUM
MONDAY, JUNE 29, 2015**

I. CITY CLERK

II. MAYOR & DIRECTORS' CORRESPONDENCE

MAYOR

1. NEWS RELEASE. Haymarket Pedestrian Bridge honored for design.
2. NEWS ADVISORY. Mayor Beutler's public schedule for the week of June 27, 2015 through July 3, 2015.

III. DIRECTORS

FINANCE/TREASURER

1. Monthly City cash report at the close of business May 31, 2015.

HEALTH DEPARTMENT

1. NEWS RELEASE. Public asked to help clean up fireworks debris.

IV. COUNCIL MEMBERS

JON CAMP

1. Mark Sunderman requesting support of the Eastmont development at Yankee Hill.
 - a) Reply to Mark Sunderman from Councilman Camp and distribution of original email to City Council members.
2. Question from Dirk Brom regarding the Cornhusker and West Adams beautification project.
 - b) Councilman Camp responding to Dirk Brom.
3. Message from Roger and Nancy Bruner on the sewage intrusion of September 30, 2014.
 - a) Reply to Roger and Nancy Bruner.
4. Correspondence from Harley Charlson with suggestions for using the Pershing building.
5. Kathryn Campbell asking Councilman Camp to support the Eastmont Towers project.
 - a) Councilman Camp replying to Kathryn Campbell.
6. Jill Jensen writing in support of the Eastmont Development Project on Yankee Hill Road.

V. CORRESPONDENCE FROM CITIZENS

1. Robert Van Valkenburg writing in regards to Resolution No. PC-01454.
 - a) Memorandum for Record from Robert Van Valkenburg on Resolution No. PC-01454; Special Permit No. 15025.
2. Correspondence from Adam Goodman on the neglected property in his neighborhood, including photos.
 - a) Councilman Camp responding to Adam Goodman.
3. Toby Casper's email on the sewer backup and the denial of his claim.
4. Phil Boehr, on behalf of Wedgewood Neighbors and other concerned parties, writing with assessment of the City Council meeting on June 22nd regarding the VA development.
 - a) Notes from the June 22, 2015 City Council meeting on the blight designation for the Veterans Administration Campus.
 - b) Letter from the Wedgewood Neighbors looking for a resolution to their concerns on the

- redevelopment of the VA Campus.
- c) Message from Stacey Stricker on the proposed 3-story apartment building suggested for the VA Campus.
 - 1. Councilman Camp relaying to Stacey Stricker that he will meet with Olsson Associates and discuss the design progress.
 - d) Doyle and Judy giving input on their concerns regarding the proposed building.
 - e) Wynn Hjermstad, Community Development Manager, with new information regarding the VASH housing.
- 5. Mike Hillis writing in regards to the opposition of Mitch Paine being appointed to the Air Pollution Advisory Board.
 - a) Councilwoman Lamm's response to Mike Hillis.
 - 6. Darrin Salazar writing regarding a response received denying his flood claim of May 7, 2015.
 - 7. Harley Charlson writing with suggestion on using Pershing.

OFFICE OF THE MAYOR

555 South 10th Street, Lincoln, NE 68508, 402-441-7511

FOR IMMEDIATE RELEASE: June 25, 2015

FOR MORE INFORMATION: Diane Gonzolas, Citizen Information Center, 402-441-7831
Paula Portz, PC Sports, 402-477-0487

HAYMARKET PEDESTRIAN BRIDGE HONORED FOR DESIGN

Mayor Chris Beutler today announced that the City’s pedestrian bridge linking Pinnacle Bank Arena to the festival parking lot has been recognized by the Society for Experiential Graphic Design (SEGD). Dimensional Innovations received the SEGD 2015 Honor Award for its work on the design and fabrication of the bridge.

“Our goal was to create an iconic impression of the City for pedestrians and cyclists, for those driving on the highways and for those watching Husker games who see the aerial view on television,” said Mayor Beutler. “Our partners from Dimensional Innovations were key members of the team that successfully took on this design and construction challenge.” Challenges include installing the bridge over active rail lines.

The 611-foot span features LED-lighted steel letters spelling out the City name, and each letter corresponds to an important value or principal. Quotes from Nebraskans are used to celebrate the City’s cultural heritage. An estimated 5,000 people use the bridge to reach the arena from the parking area for a sell-out concert.

“This project successfully transforms a mundane pedestrian bridge into an actual landmark that effectively communicates on various scales: from the aerial view to ground transportation to the pedestrian level,” wrote the SEGD Jury. “At nighttime, the illuminated arches and integrated benches create a sense of virtual space that is at the same time open to the elements and visually enclosed – a highly successful example of public placemaking.”

More information Dimensional Innovations is available at dimin.com.

Date: June 26, 2015

Contact: David Norris, Citizen Information Center, 402-441-7547

Mayor Beutler's Public Schedule
Week of June 27 through July 3, 2015
Schedule subject to change

Sunday, June 28

- *Lincoln Journal Star* Trail Trek, bike give-away - 11 a.m., Haymarket Park (southwest area), 403 Line Drive Circle

Tuesday, June 30

- Lincoln Partnership for Economic Development (LPED) breakfast, remarks - 7:30 a.m., Cornhusker Marriott Hotel, 333 S. 13th St.

Thursday, July 2

- KFOR - 7:45 a.m.

Friday, July 3

CITY OFFICES CLOSED FOR INDEPENDENCE DAY HOLIDAY

OFFICE OF TREASURER, CITY OF LINCOLN, NEBRASKA

June 25, 2015

TO: MAYOR CHRIS BEUTLER & CITY COUNCIL MEMBERS
FROM: FINANCE DEPARTMENT / CITY TREASURER
SUBJECT: MONTHLY CITY CASH REPORT

The records of this office show me to be charged with City cash as follows at the close of business May 31, 2015

Balance Forward	\$	282,395,064.44
Plus Total Debits May 1-31, 2015	\$	40,192,761.29
Less Total Credits May 1-31, 2015	\$	(35,011,842.87)
Cash Balance on May 31, 2015	\$	287,575,982.86

I desire to report that such City cash was held by me as follows which I will deem satisfactory unless advised and further directed in the matter by you.

U. S. Bank Nebraska, N.A.	\$	2,112,948.87
Wells Fargo Bank	\$	(63,872.22)
Wells Fargo Bank Credit Card Account	\$	(214,072.99)
Cornhusker Bank	\$	88,065.99
First Nebraska Bank	\$	4,211.81
Pinnacle Bank	\$	78,930.10
Union Bank & Trust Company	\$	85,019.87
West Gate Bank	\$	44,170.52
Idle Funds - Short-Term Pool	\$	61,029,055.83
Idle Funds - Medium-Term Pool	\$	223,725,969.48
Cash, Checks and Warrants	\$	685,555.60
Total Cash on Hand May 31, 2015	\$	287,575,982.86

The negative bank balances shown above do not represent the City as overdrawn in these bank accounts. In order to maximize interest earned on all City funds, deposits have been invested prior to the Departments' notification to the City Treasurer's office of these deposits; therefore, these deposits are not recorded in the City Treasurer's bank account balances at month end.

I also hold as City Treasurer, securities in the amount of \$23,019,748.92 representing authorized investments of the City's funds.

ATTEST:


Sandy Dubas, Deputy City Clerk




Melinda J. Jones, City Treasurer

**CITY OF LINCOLN - PLEDGED COLLATERAL STATEMENT
AS OF MAY 31, 2015**

DESCRIPTION	CUSIP	MATURITY DATE	ORIGINAL FACE	CURRENT PAR	MARKET PRICE	MARKET VALUE
FHLMC REMIC 2776 CG 15DD	31394WJJC3	04/15/2019	\$1,000,000.00	\$1,000,000.00		
FNMA POOL #254548 5.5%	31371KWH0	12/01/2032	\$641,255.72	\$641,255.72		
FHLB STEP-UP .8	313382EA7	03/20/2018	\$1,050,000.00	\$1,050,000.00		
CORNHUSKER BANK		TOTAL PLEDGED	\$2,691,255.72	\$2,691,255.72		
FNMAU	3136FTS83	02/28/2017	\$500,000.00	\$500,000.00		
FNMA GTD PASS THRU POOL #AU5145	3138X4WV3	08/01/2028	\$515,000.00	\$515,000.00		
FNMA GTD PASS THRU POOL #AU5145	3138X4WV3	08/01/2028	\$640,000.00	\$640,000.00		
UNION BANK AND TRUST		TOTAL PLEDGED	\$1,655,000.00	\$1,655,000.00		
LOC 517792		11/02/2015	\$7,000,000.00	\$7,000,000.00		
USBANK		TOTAL PLEDGED	\$7,000,000.00	\$7,000,000.00		\$7,000,000.00
FN AP3821 3.000%	3138M7G74	09/01/2042	\$344,391.00	\$288,020.12	293686.72	\$293,686.72
WELLS FARGO		TOTAL PLEDGED	\$344,391.00	\$288,020.12		\$293,686.72
FHLMC REMIC SER K-707 A2 2.22%	3137ANMN2	12/25/2018	\$5,000,000.00	\$5,000,000.00		
LINCLN CNTY NEB SCH DIST 56-0 S 2010	533293BH8	12/15/2018	\$140,000.00	\$140,000.00		
MORRILL NEB ELEC UTIL REV 1.40%	617785AU4	02/15/2018	\$130,000.00	\$130,000.00		
PIERCE CNTY WAS SCH DIST NO 3 2%	720544KM6	12/01/2016	\$180,000.00	\$180,000.00		
PINNACLE BANK		TOTAL PLEDGED	\$5,450,000.00	\$5,450,000.00		



NEWS RELEASE

MAYOR CHRIS BEUTLER lincoln.ne.gov

LINCOLN-LANCASTER COUNTY HEALTH DEPARTMENT

3140 "N" St., Lincoln, NE 68510, 402-441-8000

FOR IMMEDIATE RELEASE: June 29, 2015

FOR MORE INFORMATION: Adam Rhoads, Health Department, 402-441-8035

PUBLIC ASKED TO HELP CLEAN UP FIREWORKS DEBRIS

Keep Lincoln and Lancaster County Beautiful (KLLCB) asks residents to properly dispose of fireworks debris following private and public Independence Day celebrations. Officials recommend allowing used fireworks to sit for several minutes and using water to make sure they are completely extinguished. A metal bucket or a bucket with sand or water can be used as a temporary trash can. Cooled fireworks can be placed in regular trash for disposal.

"If you blow it up, clean it up," said KLLCB Coordinator Adam Rhoads. "Preventing litter is essential to a clean, healthy and safe community." Rhoads said litter accumulates in places that are already littered, and in littered communities property values go down, crime rates go up and businesses stay away. Litter that is washed down storm drains eventually flows into streams, rivers and lakes, and the potentially harmful substances in fireworks can pollute the water, soil and air.

KLLCB is a program of the Lincoln-Lancaster County Health Department. The fireworks debris prevention effort is funded in part by the Nebraska Department of Environmental Quality.

In addition to cleaning up after private celebrations, volunteers are needed for the annual Oak Lake Cleanup on Sunday, July 5 following the City's Uncle Sam Jam celebration on July 3. To volunteer, contact KLLCB at 402-441-8035.

More information on KLLCB is available at lincoln.ne.gov (keyword: kllcb).

Mary M. Meyer

From: Mark Sunderman <marks@eastmonttowers.com>
Sent: Friday, June 26, 2015 4:32 PM
To: Jon Camp
Subject: Eastmont at Yankee Hill

Dear Mr. Camp,

My name is Mark Sunderman.

My wife Sandy and I live in your district #2. We have raised 3 boys near 84th and Pioneer in Southeast Lincoln. Church, school, groceries, neighborhoods, sports, etc. – we have been blessed to be in Lincoln.

I want to thank you for your service to Lincoln. We have lived here since 1990 and seen the growth and continuous quality improvement.

I have met you a couple of times.

One time you shared w me your memories of delivering newspapers, as my boys did in the neighborhood.

...

I am writing to seek support for the Eastmont at Yankee Hill project.

I am the Director of Rehabilitation for Eastmont Towers for the last 15 years+.

We have been part of Lincoln for nearly 50 years.

We are looking forward to growing and serving Lincoln and southeast Nebraska for 50 more years!

Thank you for your service to Lincoln and thank you for your support of this Eastmont development.

Sincerely,

Mark Sunderman, PT, GCS

This message has been scanned for malware by SurfControl plc. www.surfcontrol.com

Mary M. Meyer

Subject: FW: Eastmont at Yankee Hill

From: Jon Camp [<mailto:joncamp@lincolnhaymarket.com>]
Sent: Monday, June 29, 2015 9:45 AM
To: marks@eastmonttowers.com
Subject: RE: Eastmont at Yankee Hill

Mark:

Thank you for your email, kind words, and support for Eastmont's proposed development. Your email is being shared with my Council colleagues.

Best regards,

Jon

JON A. CAMP
Lincoln City Council
200 Haymarket Square
808 P Street
P.O. Box 82307
Lincoln, NE 68501-2307

Office: 402.474.1838/402.474.1812
Fax: 402.474.1838; **Cell:** 402.560.1001; **Email:** joncamp@lincolnhaymarket.com

From: Mark Sunderman [<mailto:marks@eastmonttowers.com>]
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I am the Director of Rehabilitation for Eastmont Towers for the last 15 years+.

We have been part of Lincoln for nearly 50 years.

We are looking forward to growing and serving Lincoln and southeast Nebraska for 50 more years!

Thank you for your service to Lincoln and thank you for your support of this Eastmont development.

Sincerely,

Mark Sunderman, PT, GCS

Mary M. Meyer

From: Dirk Brom <dirkbrom@icloud.com>
Sent: Monday, June 29, 2015 9:45 AM
To: Jon Camp
Cc: Mayor
Subject: Cornhusker and West Adams

Jon,
Driving to and from the airport as I do frequently, I have been wondering why the beautification project hasn't been completed yet. The irrigation hoses and bare ground are quite ugly. For the average citizen, it's another road project that has run overtime. It makes city government look incompetent. What's your take on this?
Dirk Brom
4031 Thorn CT

Mary M. Meyer

From: Jon Camp <joncamp@lincolnhaymarket.com>
Sent: Monday, June 29, 2015 10:08 AM
To: dirkbrom@icloud.com
Cc: Mary M. Meyer; Miki Esposito
Subject: FW: Cornhusker and West Adams

Dirk:

Thanks . . . I will check with Public Works to determine the timetable for completion. Don't have an immediate answer but do appreciate your watchfulness!

Our Public Works Director, Miki Esposito, has been copied on this email and I anticipate she will respond.

Best regards,

Jon

JON A. CAMP
Lincoln City Council
200 Haymarket Square
808 P Street
P.O. Box 82307
Lincoln, NE 68501-2307

Office: 402.474.1838/402.474.1812
Fax: 402.474.1838
Cell: 402.560.1001

Email: joncamp@lincolnhaymarket.com

From: Dirk Brom [<mailto:dirkbrom@icloud.com>]
Sent: Monday, June 29, 2015 9:45 AM
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Cc: Mayor
Subject: Cornhusker and West Adams

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Dirk Brom
4031 Thorn CT

CONFIDENTIALITY NOTICE: This e-mail message, including any attachments, is for the sole use of the intended recipient(s) and may contain confidential and privileged information. Any unauthorized review, use, disclosure or distribution is prohibited. If you are not the intended recipient, please contact the sender by reply e-mail and destroy all copies of the original message.

Mary M. Meyer

From: Jack <jbruner711@gmail.com>
Sent: Monday, June 29, 2015 9:58 AM
To: Jon Camp
Subject: Sewage intrusion 9/30/2014

Hello,

I have filed a damage claim with the city for the sewage intrusion at our home at 511 Hazelwood drive on 9/30-10/01 2014. Our neighbor to the south originally contacted the city to file a complaint whereupon photos were taken by the city of her property and our property. Once we realized the debris water and odor were from the sewer our cleanup switched to pull out and sanitize. Due to the lengthy wait time for a cleanup service and the extended exposure to the unhealthy sewage we did cleanup and sanitation ourselves. We demoed replaced and sanitized on our own due to necessity of a timely cleanup. We asked only for the most basic replacement necessities.

We would not have had damage had it not been for the sewage intrusion to our home.

Nancy and Roger Bruner

Sent from my iPad

Mary M. Meyer

Subject: FW: Sewage intrusion 9/30/2014

From: Jon Camp [<mailto:joncamp@lincolnhaymarket.com>]
Sent: Monday, June 29, 2015 11:45 AM
To: Jeff R. Kirkpatrick
Cc: jbruner711@gmail.com Subject: FW: Sewage intrusion 9/30/2014

Jeff:

Please see the email below from Jack Bruner and handle accordingly.

Jon

JON A. CAMP
Lincoln City Council
200 Haymarket Square
808 P Street
P.O. Box 82307
Lincoln, NE 68501-2307

Office: 402.474.1838/402.474.1812
Fax: 402.474.1838
Cell: 402.560.1001; Email: joncamp@lincolnhaymarket.com
Website: www.lincolnhaymarket.com

Check our reception and event venues at: <http://www.facebook.com/pages/Apothecary-Lofts-Ridnour-Rooms/173175799380032>

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

From: Jack [<mailto:jbruner711@gmail.com>]
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We would not have had damage had it not been for the sewage intrusion to our home.

Nancy and Roger Bruner
Sent from my iPad

Mary M. Meyer

From: Kathryn Campbell <kjc7410@yahoo.com>
Sent: Monday, June 29, 2015 12:42 PM
To: Jon Camp
Subject: Eastmont Towers project

Hi Jon -

As one of your constituents, who is also on the Board of Directors of Christian Retirement Homes, d.b.a. Eastmont Towers, I am asking you to support Eastmont's plan for a second campus, at 48th & Yankee Hill Rd., when it comes before the City Council.

You may be familiar with Eastmont, a not-for-profit continuing care retirement center (CCRC) on 'O' St, which has served the Lincoln community for almost 50 years. In addition to being a retirement center, it also provides excellent nursing and rehab care to community members as they transition from hospital to home, and hospice beds at the Monarch on Pioneers Blvd.

I hope you will support Eastmont as it plans to extend its care to more seniors.

Thank you for your thoughtful service on the Council.

Kathryn Campbell
7410 Old Post Rd #3

Mary M. Meyer

Subject: FW: Eastmont Towers project

From: Jon Camp [<mailto:joncamp@lincolnhaymarket.com>]
Sent: Monday, June 29, 2015 2:05 PM
To: kjc7410@yahoo.com
Subject: Eastmont Towers project

Kathryn

Thanks for your email. . . I am sharing it with my Council colleagues. Eastmont has a fine reputation.

Best regards,

Jon

JON A. CAMP
Lincoln City Council
200 Haymarket Square
808 P Street
P.O. Box 82307
Lincoln, NE 68501-2307

Office: 402.474.1838/402.474.1812
Fax: 402.474.1838
Cell: 402.560.1001; **Email:** joncamp@lincolnhaymarket.com

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Hi Jon -

As one of your constituents, who is also on the Board of Directors of Christian Retirement Homes, d.b.a. Eastmont Towers, I am asking you to support Eastmont's plan for a second campus, at 48th & Yankee Hill Rd., when it comes before the City Council.

You may be familiar with Eastmont, a not-for-profit continuing care retirement center (CCRC) on 'O' St, which has served the Lincoln community for almost 50 years. In addition to being a retirement center, it also provides excellent nursing and rehab care to community members as they transition from hospital to home, and hospice beds at the Monarch on Pioneers Blvd.

I hope you will support Eastmont as it plans to extend its care to more seniors.

Thank you for your thoughtful service on the Council.

Kathryn Campbell
7410 Old Post Rd #3



Mary M. Meyer

From: Jill Jensen <jillmjensen@gmail.com>
Sent: Monday, June 29, 2015 2:06 PM
To: Jon Camp
Subject: Eastmont Development Project on Yankee Hill Road

Dear Jon,

I am pleased to write to you in support of Eastmont Towers Community's proposed development on Yankee Hill Road, which is on the Council's agenda at its meeting this evening.

I am a member and Vice Chair of the Christian Retirement Homes Board (Eastmont's governing body) as well as a member and Vice Chair of the Eastmont Towers Foundation Board. Eastmont is a 501c3 Nebraska nonprofit organization and now home to my parents as of June 2014. The organization was founded by a group of local ministers approximately 50 years ago to provide a dignified residence and care for seniors as they age. Its O Street property across from Gateway is a Lincoln landmark and provides independent living, assisted living, rehabilitation services, memory care and long term care.

Eastmont intends to expand its reach in the community through another location on Yankee Hill Road. I am confident that this development will be a beautiful addition to Lincoln and an extension of the "Eastmont way" of providing a safe and caring environment for its new residents.

Thank you for your consideration and support of this new development.

Sincerely,

Jill Jensen
jillmjensen@gmail.com

Mary M. Meyer

Subject: MEMORANDUM
Attachments: MEMORANDUM.pdf

From: Robert Van Valkenburg [<mailto:rjvv@inebraska.com>]
Sent: Friday, June 26, 2015 9:36 AM
To: Trent Fellers; Roy Christensen; Leirion Gaylor Baird; John Camp; Jayne Raybould; Cyndi Lamm; Carl Eskridge
Cc: Sanday Dubas
Subject: MEMORANDUM

Ladies and Gentlemen; In the interest of preserving your time and since I might be called out of the city on or before the next meeting of the Lincoln City Council I am forwarding each of you a pdf copy of my MEMORANDUM FOR RECORD which I would appreciate having made a part of the record when Resolution No PC-01454 is considered for passage.

If you have any questions or need any supporting documents for statement made in the document, please feel free to contact me.

Thank you.

Robert J. Van Valkenburg
4023486.0000
402.489.8000 mobile
rjvv@inebraska.com

MEMORANDUM FOR RECORD

DATE: 26P June 2015

SUBJECT: Resolution No. PC-01454 (Special Permit No. 15025)

TO: Mr. Trent Fellers
Mr. Roy Christensen
Ms. Leirion Gaylor Baird
Mr. Jon Camp
Ms. Jayne Raybould
Ms. Cyndi Lamm
Mr. Carl Eskridge

Chairman Fellers and Members of the City Council of Lincoln, Nebraska:

It is with some degree of regret that I feel compelled to report to you some serious flaws in the subject resolution and all that has gone on in getting the matter before you for consideration. A careful review of the "FACTSHEET" and associated documents will reveal, in my professional opinion, so called "facts" which are absolutely untrue, either through a lack of attention to clearly spelled out legal matters or, in the worse case, wilful acts and actions designed to confuse if not also deceive persons in the Planning Commission, the Office of the City Attorney and now, all of you as Members of the Lincoln City Council.

For over four decades I have engaged in business and litigation consulting activities which in part included reviewing countless rules, regulations and laws at local and federal levels. While I am not an attorney, I have worked with scores of legal practitioners in several states and providing background and research information to a variety of elected and appointed public officials. Additionally, I have been "qualified" as an expert witness in a variety of cases over the years. I have a Master of Business Administration degree from the University of Nebraska earned through the Executive Program. I mention these things only to point out to you the fact my education and life experiences are sufficient for you to deem the comments and observations made in this memorandum to be both credible and factual.

Please note, Good Shepherd Lutheran Church of Lincoln, was incorporated on 7 November 1977, and is the church located at 3825 Wildbriar Land, 38516 (hereinafter, "GSLC") is not now nor has it

ever been one and the same as Good Shepherd Community Radio (hereinafter, "GSCR" which was incorporated by Nik Sandman on 15 October 2013. The address of GSCR is shown in its Articles of Incorporation to be 6125 S. 34th Street, Apt. #315, Lincoln, Nebraska 68516.

A review of the tax returns available in the Office of the Secretary of State of Nebraska, Corporation Division which were properly and timely filed by GSLC and GSCR clearly reveal the following:

Officers and Directors of GSLC to be Marc Huff, President; Joseph Burke, Secretary and Brent L. Stehlik, Treasurer. All of the forgoing as listed as Directors. Officers and Directors of GSCR are shown to be Nik Sandman (the only officer), with Sandman, Clint Poppe and Curtis Christiansen the only Directors. Clint Poppe is a Pastor of GSLC, Curtis Christiansen is currently an Elder and Nik Sandman is a member of the church.

The By-laws of GSLC at Article 9 E. entitled "Legal Officers" state, "The President, Vice President, Secretary and Treasurer are the designated legal officers and shall serve as the Directors of the Corporation." Further, "Documents containing costs greater than ten thousand dollars (\$10,000.00) would require the signatures of two (2) Legal Officers." Sandman et al have stated it will require an estimated \$50,000.00, more or less, to "get the proposed radio station "on the air." In any case, certainly more than the \$10,000.00 expenditure limit a single officer of GSLC can endorse.

The Articles of Incorporation of GSCR at ARTICLE V clearly state in part, "This corporation shall seek to own a radio broadcast station..." [emphasis added] The point being made here is that GSCR and NOT GSLC will be the owner of the "radio station" and hence the 100 foot pole antenna. Yet, documents attempt to show that it is GSLC and not GSCR has and is seeking approval from the Lincoln City Council.

At no time has there ever been produced any lease or rental agreement between GSLC and GSCR or any other document(s) indicating the Lutheran Church Extension Fund, the holder of a Deed of Trust on the GSLC property has approved of the installation of the 100 foot tower on the premises. Further GSCR has not produced any evidence of liability insurance coverage or any reserve fund or escrow account containing sufficient funds to remove or repair the tower in case of wind, weather or lightning damage(s) to it or surrounding property including that of GSLC a SEPARATE CORPORATION! The one officer three directors of GSCR have not shown any evidence of sufficient financial resources which

may in the future be associated directly or indirectly with the radio station or its 100 foot pole antenna. In short, GSCR has not established realistic evidence of sufficient financial credibility to be a viable business separate and a part from GSLC.

Nik Sandman, when questioned as to why the radio station was not made a formal part or division of GSLC stated that Dana V. Baker, his attorney advised him against doing such since it would "require a modification of the Constitution and By-Laws of GSLC." For the record, that would have only involved a called meeting of the Voters' Assemble of GSLC to make such an amendment. Of course, if hat had been done, Mr. Baker would not have been able to charge Sandman hundreds of dollars to incorporate GSCR. I inquired of Mr. Baker if that had been his advice and he denied such. In fact, Mr Baker stated it was Sandman and one other who directed him to form the separate corporation. The only possible justification for such to have taken place lies in the fact the license granted by the Federal Communications Commission which Sandman had sought and received WAS NOT TRANSFERRABLE to GSLC.

The FACTSHEET which is before the council contains a significant glaring error. Note that on the top thereof the following "TITLE SPECIAL PERMIT NO. 15025 requested by Curt Christiansen on behalf of Good Shepherd Lutheran Church for authority to construct a 100-foot broadcast tower on property generally located at 3825 Wildbriar Lane." [emphasis added] From the information provided herein above CURT CHRISTIANSEN was not and is not an authorized person to represent GSLC in the request made AT ANY LEVEL OF GOVERNMENT! It therefore is the professional opinion of the undersigned that a director of GSCR, not and officer or director of GSLC has committed a previous error, if not an illegal act. I know Christiansen to be a decent Christian man and do not believe he actually knows the consequences of making untrue representations on official documents, however, he is believed to be a registered professional engineer who works for the State of Nebraska, and thus, should be held to a higher standard than Nik Sandman.

When I inquired of Sandman where he got the idea of having a separate corporation for the radio station, he informed me he had consulted with North Platte attorney Glen Van Velson. Upon discussing the matter with Van Velson, I was told he NEVER ADVISED SANDMAN to put the venture in a separate non-profit corporation. In fact, Van Velson indicated he believed the station should be a function of the church rather than of a SEPARATE NON-PROFIT CORPORATION! He did not recall

ever having talked to Sandman about forming a church radio station.

It was suggested to Sandman that he contact Mr. Richard Alloway, Assistant Professor of Broadcasting at the University of Nebraska - Lincoln to cover any matters of importance in establishing a broadcasting station. Alloway stated those involved in cranking up a radio broadcast station should most definitely involve an attorney knowledgeable in the laws, rules and regulations associated with starting up, operating and maintaining a radio station. Sandman never ever contacted Alloway who incidentally is a member of Christ Lutheran Church here in Lincoln.

Sandman has represented to the undersigned and members of the neighborhood association wherein GSLC is located that the station had to be "on the air" by the first day of August next. It was later discovered that such is not a true statement, but rather an arbitrary deadline set by Sandman and not by the Federal Communications Commission!

I have always believed and have stated to those involved in cranking up the broadcast station my sincere belief... 'IF IT IS WORTH DOING, IT IS WORTH DOING CORRECTLY.' It is grossly inappropriate for GSLC leaders to allow the abuse and misuse of the church's name for questionable purposes. Engaging in conduct designed to confuse if not mislead regulators, commissioners and council members is, in my opinion, not only unlawful but a serious breach of Christian ethics.

Since I have been accused of interfering in "God's work" by "attempting to block the spreading the Gospel" to among others inmates at the State Penitentiary, please allow me to factually address that issue. First, there is at least one if not two Lutheran Pastors who regularly minister to the inmates in addition to representatives of other religious denominations doing the same. GSLC regularly broadcasts Sunday services on Lincoln radio station KFOR which inmates having access to AM radios can listen to at will. Further, GSLC has the capability of making CD recording of services which can be delivered to the penitentiary for inmate listening at their leisure. CD players are not forbidden "behind the walls." Thus, if in the wisdom of the Lincoln City Council a decision is made to hold up approval of the project until all legal matters are attended to and sufficient evidence thereof is presented to the Lincoln City Attorney for review, the WORD OF GOD will not be withheld from those incarcerated.

The broadcast range of the proposed station via the 100 foot tower is at best three and a half miles. Within that radius a substantial portion of the "unchurched" have internet capabilities, hence, they can avail themselves of the opportunity whenever their time or desire permits to listen to all of the

sermons which are podcast by GSLC. It is therefore clear, that delaying approval of the tower will make little to no difference to the greatest number of people in the limited range of the proposed radio station. What is absolutely important in this instance is that those who want to become media ministers should first focus on obeying the relevant laws and thereafter consider the consequences of their acts and actions with regard to the fiscal and physical safety of the members of GSLC, the church itself and the children who attend classes in the day school of the church.

Finally, if Sandman and others had done their homework and had involved persons with technical and legal knowledge as well as experience in radio station development and broadcasting, it could have been and indeed might still be a successful venture.

Here are some suggestions. First, make the radio a legal part of GSLC and not a private corporation. Second, yield to the will of the neighborhood association and place the tower in the current location of the flagpole on the property. For your information, there are radio antennas made which can also suffice as a flag pole without interfering with the broadcast signal. A properly placed 100 foot pole rather than one only 30 feet in height could be a pleasing sight to those of us who are service veterans and certainly be more acceptable to the neighborhood association. Third, get the requisite financial base established BEFORE the building of the station. It might be possible to create a station that would have a broadcast range of 50 miles rather than just three and a half miles. The cost and the business operation of such a station would not be insurmountable and the benefits to the Lord's Kingdom would be substantially greater.

At the beginning I stated that I submit this memorandum with some degree of regret. Please let me explain. My wife and I together with our son who is currently on active duty in the military are members of GSLC. Thus, we are "stakeholders" of sorts in the project. Pastor Clint Poppe, is perhaps the best pastor I have ever had in my 60+ years as a Lutheran Christian. Although he is younger than my oldest daughter he has both worldly wisdom and spiritual knowledge well beyond most of his peers. I want to make it perfectly clear, I do not oppose putting Pastor Clint Poppe "on the air" because I firmly believe HE WAS BORN TO PREACH! If this matter had been handled properly, I would have been one of its strongest supporters. Rev. Poppe is a down to earth guy with whom I am proud to associate and a trusted confidant. At the same time, he is a man who puts his pants on one leg at a time just like the rest of us and I know he has feelings which I regret hurting. It is because I sincerely want to protect

the long term viability of my church and the safety of my fellow Christian brothers and sisters, including my Pastor, from potential fiscal harm that I have stepped forward and am asking in a proper and civil way for you to delay the approval of the broadcast tower until each of you are satisfied that all of the relevant documents are in proper legal order and that the safety of GSLC members INCLUDING THE CHILDREN in our Christian day school is given proper and necessary attention.

Respectfully submitted for the record.

A handwritten signature in black ink, appearing to read "Robert J. Van Valkenburg". The signature is written in a cursive style with a large, looping initial "R".

Robert J. Van Valkenburg

Appellant

Mary M. Meyer

To: Adam Goodman
Cc: City Council 2015; Joy Citta
Subject: RE: Inadequate Housing

Mr. Goodman,
Thank you for your correspondence. I have forward to City Council Members and also to the Problem Resolution Team. The Problem Resolution Team looks at problem properties within the City and take action if it is determined there are violations against City codes.

Again, thank you,
Mary

Mary M. Meyer
Lincoln City Council Office
555 S. 10th Street
Lincoln, NE 68508

402.441.7515 Office
402.441.6533 Fax



From: Adam Goodman [<mailto:amgood1302@yahoo.com>]
Sent: Sunday, June 28, 2015 11:39 AM
To: Keep Lincoln & Lancaster County Beautiful; Cyndi Lamm
Cc: Mayor; Mary M. Meyer
Subject: Inadequate Housing

My name is Adam Goodman. I live at 2309 South 59th Street in Lincoln, NE 68506. I am writing this in regards to a property that is directly across the street from my home. The property is at 2310 South 59th Street. This property has been vacant for over 3 years that we have lived in this home and it is very poorly kept. About once a year someone shows up to mow the lawn and about once a year someone shows up to pick up leaves. Otherwise, this property is left unkept and is an eyesore. Every other house on this block is well maintained and we take pride in our neighborhood.

This property is listed to be owned by MILLER & WILLEFORD CONTRACTING INC. I know that several of our neighbors have contacted this company with interest in purchasing this property. They have refused every offer and yet still do nothing with this property. I find this to be an injustice to the other property owners on this block. My personal assessed value went up \$14,500 this year to \$105,000 and I find this ridiculous. My house would never sell for that amount and if it did I would be very lucky. I will have to pay now for that assessment of course. I have no problem being held to a higher standard because we keep our property at a higher standard. However, I find this to be a little unfair that the city has done nothing after numerous complaints by people on our block about this property.

We live in a beautiful neighborhood and a wonderful location in town. When I walk out of my home everyday and see this disgusting property it makes me sad that it would be allowed to go almost 7

years in its current condition and have zero consequences. The garage looks as if it is ready to fall down with the next strong breeze. The driveway is cracking and falling apart as bushes the size of trees are growing through it. It is very sad indeed. Please let us know if there are any options for this other than complaining with no results, that method has been exhausted and is getting old. The city of Lincoln is a very prideful place and the people who get on board pay for that pride. The people who don't get on board should pay more as they are making it harder for everyone else.

By the way, the assessor website said that the property is assessed at \$95,400 for the 2015 year. Has anyone actually driven by this house or looked at it? That is a higher value than we bought our home for 3 years ago. How does a property like that gain \$20,000 in the 7 years it has been rotting? This seems to be a property that has been forgotten about by everyone, including the city officials.

I have attached some pictures of this property so that someone may finally see what it looks like. I apologize for the stern tone of this email because I am not mad at anyone specifically except for the owners of this property. I am just hoping that someone with actually look in to this.

Thank you for your time,

Adam Goodman
2309 South 59th Street
Lincoln, NE 68506
307-286-9396











Mary M. Meyer

Subject: Inadequate Housing

Importance: High

From: Jon Camp [mailto:joncamp@lincolnhaymarket.com]
Sent: Monday, June 29, 2015 8:38 AM
To: amgood1302@yahoo.com
Subject: FW: Inadequate Housing
Importance: High

Adam:

Thank you for your explanatory email and photos. As Mary Meyer indicated in her email, this matter will be forwarded to our Problem Resolution Team.

Best regards,

Jon

JON A. CAMP
Lincoln City Council
200 Haymarket Square
808 P Street
P.O. Box 82307
Lincoln, NE 68501-2307

Office: 402.474.1838/402.474.1812

Fax: 402.474.1838

Cell: 402.560.1001

Email: joncamp@lincolnhaymarket.com

From: Mary M. Meyer [mailto:mmmeyer@lincoln.ne.gov]

Sent: Monday, June 29, 2015 8:12 AM

To: Adam Goodman

Cc: Joy Citta; Carl Eskridge; Cyndi Lamm; Jane Raybould (jane@brstores.com); Jon Camp; Leirion Gaylor Baird; Roy Christensen (roy@neb.rr.com); Trent Fellers (tfellerscc@gmail.com)

Subject: RE: Inadequate Housing

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Mary

Mary M. Meyer

*Lincoln City Council Office
555 S. 10th Street
Lincoln, NE 68508*

*402.441.7515 Office
402.441.6533 Fax*



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Sent: Sunday, June 28, 2015 11:39 AM
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Cc: Mayor; Mary M. Meyer
Subject: Inadequate Housing

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Thank you for your time,

Adam Goodman
2309 South 59th Street
Lincoln, NE 68506
307-286-9396



Mary M. Meyer

From: Council Packet
Subject: FW: Sewer Backup

From: Toby Casper [<mailto:yobia@outlook.com>]
Sent: Sunday, June 28, 2015 6:30 PM
Subject: Sewer Backup

To the City Council of Lincoln

I am in receipt of a letter from Marcee Brownlee, Assistant City Attorney, and I have been advised to write to you if I am in disagreement with her recommendation. I am totally in disagreement with her recommendation. She has stated that the City of Lincoln is not responsible for the recent damages to Lincoln homes because of the torrential rains that occurred on May 7th. She states that this was an Act of God. I think this is an easy out that a lot of responsible parties such as the City of Lincoln take. It is also very difficult for a person such as I to argue with a high-powered attorney. But I am going to try.

First of all, yes, God was responsible for the torrential rain that came on May 7th. However He was not responsible for building the water and sewer system for the City of Lincoln. The City of Lincoln was; and I, as a resident of Lincoln, assumed that the City of Lincoln would provide an adequate, safe, and working sewer system for all its residents.

Secondly, I have had torrential rains come to my residence before (7 to 8 inches), and never has any of those backed up into my basement. This time, it came out of my basement toilet, until the level reached up to my knees. This wasn't God's fault; this was the fault of the City of Lincoln's sewer system.

Third...I had to borrow money in order to get a new furnace and water heater put back into my basement. There wasn't any money to take care of the other things. In addition, I lost a number of things I had stored down there; some of which can never be replaced.

You are doing a disservice to the residents of Lincoln. You are responsible for providing decent utility systems for residents, and it is apparent that has not been done for the citizens in those areas hit by this disaster. I would recommend that you go out and personally look at some of the damage that has been done.

I look forward to hearing from you.

Sincerely,

Toby Casper

1828 North 28th Street

Lincoln, NE 68503

phone: 402-742-7917; email: yobia@outlook.com

Mary M. Meyer

From: Jon Camp
Subject: FW: Update on VA development - City Council meeting report and letter given to Council Members
Attachments: Notes from Lincoln City Council Meeting.docx; VA Concerns Letter (Recovered).docx

From: pboehr@juno.com [<mailto:pboehr@juno.com>]

Subject: Update on VA development - City Council meeting report and letter given to Council Members

Wedgewood Neighbors and other concerned parties (including the Lincoln City Council Members)

Attached you will find excellent notes from the Lincoln City Council meeting on June 22 taken by Larry Henning's daughter, Pam. Also attending the meeting were Ed Schnabel, Linda Stephen and Phil Boehr who each addressed concerns to the City Council.

This meeting only addressed the blighting of the VA property.

After hearing the arguments, each member commented as to why they would vote the way they would. **Jon Camp, Roy Christensen, and Cyndi Lamm voted against the blighting designation.**

Carl Eskridge, Leirion Baird, Jane Raybould, and Trent Fellers voted for the blighting of the area, saying **it technically met the designation, though the bar was very low.**

The dissenting vote should make it obvious to all involved that the developers need to take into consideration very strongly both the wishes of the neighborhood and the veterans.

Interesting to me were the very **impassioned pleas of the veterans** to leave their land and clinic alone. The present clinic is stat of the art and meets their needs and the open spaces provide a parklike area of relaxation. **And how did the Seniors organization get to say so much about a property designated for veterans!**

Of course, the biggest issue was the 4 story building in the southeast corner.

Also attached is the letter I gave to the City Council members, most which were aware of the issues before coming to the meeting.

I felt the City Council members showed themselves to be thoughtful people, truly concerned for the city of Lincoln. I commend them for listening to us. They all voiced concern that the developers interact closely with the neighbors and veterans. **Many contacts have been initiated, and project managers are meeting to address our concerns.**

Though the blighting designation has passed, we as Wedgewood neighbors still want to be vitally involved with the details of the plans.

The next formal meeting that involves the Victory Park development will be with the City Planning Commission on Wednesday, July 8 at 1:00 P.M. in the City Council chamber of the County City Building. I will not be able to attend this meeting. Ed Schnabel said he would be there. **Please let us know if you are able to attend.**

Thank you all for your involvement. Who knows, we may actually become an official neighborhood association through our common concerns.

Phil Boehr for the Wedgewood Neighborhood.

(Feel free to send your information to me AND Duane Dohmen @ duanedohmen@gmail.com)

Notes from Lincoln City Council Meeting – June 22, 2015

Topic: Blight designation for the Veterans Administration Campus

A number of veterans addressed the Council and expressed their disagreement with the blight designation. They indicated:

- The Federal Government had neglected the campus and this Council was letting them get away with it. They felt it was the Federal government's responsibility to take ownership of the property and any maintenance/rehab needs, not the city's.
- The buildings shown in the blight study were buildings not currently in use. The areas in use are beautiful
- The location of the new clinic hasn't been designated at this time. The current hospital is the clinic.
- In 2011 the Department of Veterans Affairs wanted \$25 million for a new clinic
- In their opinion the Veterans Department in Omaha would like to see the new clinic built out on I80 and chances of the VA site being selected for the new clinic are slim to none.
- If a new structure is built for the homeless veterans at this location and then the clinic is built elsewhere, the veterans will have to be transported out to the new site.
- There was no talk of the Veterans in any of the discussions leading up to this meeting and they are concerned that the campus is being turned over to non-veterans for use.
- The current facility functions effectively and efficiently. They don't want a new and "sterile" atmosphere. A new clinic would not breed the comradery they want. They don't care about "beautification" they just want it to work.
- The claim of blight should be refuted based on the definition provided:
 - An area with enough deficiencies that private investment is not occurring – indicated no one was aware it was available for other investment
 - An area of overcrowding – it is not
 - An area of public health and safety concerns – it is not
- This process wasn't about the identification of blight but rather about money
- A desire to slow down the process and involve the veterans and the neighbors
- The council was encouraged to go out and view the property personally before they voted

Several neighbors spoke and shared the following:

- Lincoln has received many national designations in the past few years related to clean air and open spaces (Tree city, Happy city, Clean air city, etc.) and the current development plan for this project does not support these designations
- The current plan doesn't meet the 2040 Lincoln and Lancaster County Comprehensive Plan which indicates "Any hospital expansion will need to take into consideration the impact on adjacent neighborhoods ..." and "Avoid encroachment into existing neighborhoods during expansion of existing commercial and industrial uses and take steps to ensure expansions are in scale with adjacent neighborhood, are properly screened, ..." .

- The designation of “undeveloped” land in the blight study as what is actually “park” area within the campus.
- Questioned if the council would consider Pioneers Park blighted.
- Referenced the large number of mature trees that would be removed as a part of the development.
- The value of trees in utilities dollars savings and property values and the “happiness value”

David Landis shared there is an opportunity for private investment on the VA campus as a result of the Extended Use Lease Awarded to the Senior Foundation. Requests for Proposals were issued in order to raise private funds for development and a development team was created. That team has changed over time and the nature and scope of the project has changed.

He also shared the history of the campus, indicating the pipes, roads, were all laid privately (85 year old pipes) and are deteriorating.

- Building don't meet today's codes
- Many of the buildings were chained closed by 1998.
- The enhanced use agreement provides a 75 year lease with the ownership of the property remaining in trust for veterans.
- The blighting designation is “simply a tool to move forward” and felt the statutory definitions had been met.
- The Historic Preservation Committee was encouraged that the “Doctor's row” buildings would be part of the rehab.
- The designation can include an inspection by members of the commission before a determination is given, in this case it didn't.
- Extra steps are on occasion taken to make interested parties (neighbors) aware of zoning /use changes, but that does not happen in all cases and was not in this case. However “legal” obligations were met.
- The timeline laid out will allow the developer to meet the October 1 deadline for the acquisition of the HUD vouchers, but if there are any delays it would not.

Problems cited by Senior Foundation and Aging Partners with regard to their current locations:

- Difficulty with parking at 10th and O street location
- Transportation units have to be housed a separate location

The council was questioned as to who commissioned the study: Answer was the developer and it was stated that this is not usual.

George Achola from America First Real Estate Group shared that he has been involved with the development team for about 1 year. They did not want to bring anything in front of the neighbors until

plans were “somewhat crystalized”. He indicated they weren’t going to “bully” the neighbors and veterans in the development process.

Their goal with the HUD funds is to offer “Transitional Housing” to homeless or near homeless vets. He also indicated he is working to see if an extension can be given beyond the October 1 deadline

Mr. Achola asked to meet with Councilman Kamp following the meeting to discuss some strategic considerations that he did not want to bring up in an open forum.

The Council thanked and acknowledged the veterans and neighbors for their comments. The term “hopefully” was used frequently by members of the Council with regard to the development team working with the veterans and neighbors in light of the concerns raised. Trent Fullers indicated if the neighbors did not feel they were being heard, he wanted to be contacted.

June 20th, 2015

Dear City Council,

On Thursday, June 11th, our Wedgewood neighborhood received a letter from the Seniors Foundation informing us of their plans to re-develop the VA Campus. The Victory Park Redevelopment Project Committee and Seniors Foundation stated there would be a public meeting on the following Tuesday, June 16th at the VA Auditorium to discuss the new project. Sunday, June 14, several Wedgewood neighbors met and shared concerns with the new development. We decided our next steps should be to attend the meeting, listen to the project developers and then review our concerns and decide a further course of action.

At the Tuesday public meeting, the developers delivered a 30-minute presentation explaining their plans for the Victory Park Redevelopment Project. They disclosed a date for breaking ground on the first building(October 2015) as well as dates for the seven phases of the project. Each of these phases had start and completion dates. After their presentation, they asked for questions and possible concerns from the neighborhood. There were several questions and concerns that were discussed, and throughout the forum, the developers continually stated they were interested in the input and feedback from the Wedgewood neighborhood. There were several next steps the developing committee committed to. They stated they would look into the concerns that were brought up and they would answer any questions we submitted. They stated they would hold a series of meetings with the neighborhood to further discuss plans. They stated they would visit the Wedgewood neighborhood backyards and listen to the concerns of altering a very peaceful, unique, natural campus that the Wedgewood neighborhood shares with the VA. After an hour of discussion, the meeting was adjourned.

After the meeting, the Wedgewood neighborhood decided to attend City Council Meetings pertinent to the VA redevelopment and write a letter to committees such as the Lincoln City Council, the City Project Planning Board, the VA and the Victory Park Redevelopment Project Committee to express our concerns. The following is a summary of the concerns the Wedgewood neighborhood has with regards to the current plan presented by the Victory Park Redevelopment Committee.

List of Concerns

1. Much of the current Victory Park Redevelopment Project Plans are based on the assumption that the new VA Clinic would be located on the current VA Campus. The redevelopment committee plans to break ground in early October, prior to the decision in Nov/Dec 2015 from the VA on the location of its new clinic. It seems logical to wait until the decision has been made as

to where the new clinic will be located before we move forward to redevelop the area. We understand there are Veteran's HUD Vouchers available to help finance the project that will expire prior to the VA's decision on the location of the new clinic. However, if plans are created and ground is broken and the VA campus is not chosen as the new clinic site, many of these plans may be obsolete. For instance, there would be a Veteran's apartment complex at the current VA campus, but the new VA clinic would be miles away. Another example is Phase 7 of the plan which regards the portion of land on the Northwest corner of the current VA campus, currently reserved for the new clinic. If the VA decides to locate the clinic at a different location, this land could be used for several of the buildings in question if we would wait for the VA decision about its new facility. If ground is broken for the buildings and then the VA discloses their decision, we won't be able to alter the plan. It appears to be more logical to wait until the VA discloses their decision and then proceed with the redevelopment.

****Once again, we fully understand there is a deadline on the Vouchers they would be receiving for the Veterans****

2. Our second concern is the location and size of the buildings and parking lots on the current plans for redevelopment. The buildings that are planned for the South and Southeast areas of the campus are 2-4 story buildings positioned relatively close to the property line of the Wedgewood neighborhood. The two (2) two-story office buildings and parking lots on the Southwest corner of the campus will alter a large green space that is currently present. This plan seems disproportionately close to the property line. Where we currently have several hundred feet of beautiful grass, trees and natural wildlife, the redevelopment would alter this and there would be office buildings and a parking lot. In the Southeast corner of the campus, the current plans are to build a 4-story apartment complex diagonally. The corners of this 4-story building also seem to be disproportionately close to the property line (40-50 feet). This is a 4-story building next to a neighborhood with 1-story houses. And even worse, we are concerned that many mature trees would have to be destroyed in order to accommodate this building. So, once again, we would replace beautiful mature trees with a building and parking lots. The plan also has a 3-story apartment building to the east side of the campus. This also does not fit the scale of the neighborhood.

****Quotes from literature provided by the redevelopment committee & City Council****

"The new vision seeks to repurpose the VA campus with new senior and veteran services, *while properly protecting and facilitating neighborhood and community interests.*" (Page 1 of the letter sent to the neighborhood)

“Avoid encroachment into existing neighborhoods during expansion of existing commercial and industrial uses, **and take steps to ensure the expansions are in scale with the adjacent neighborhood**, and are properly screened, fulfill a demonstrated need and are beneficial to health and safety.” (Page 3, City Council Factsheet)

3. Our third concern is a proper buffer zone or barrier between the redevelopment and the Wedgewood neighborhood. As stated earlier, we now have several hundred feet of grass and mature trees. We do not want a tall fence; we want trees and specifically the mature trees that are already there. We would like to keep the beautiful natural barrier we now enjoy. Added to this concern is the noise and light pollution the new development would bring. We now enjoy a peaceful, serene atmosphere. How much noise and light pollution will be added with the new development? (Several hundred inhabitants, cars, street lights, AC and heater units and other traffic that would occur) We understand the desire to redevelop, and do not oppose it, however, we would like ensure a proper buffer zone or barrier between the new development and our neighborhood. We would prefer to keep the mature trees and an adequate distance between our property line and the buildings and parking lots that are proposed.

Southwest 2-story office buildings, Southeast 4-story apartment building and East 3-story building with parking lots on the current plan seem to be in conflict with this concern

4. Our fourth concern is drainage and run-off. We are concerned that the new construction will increase the volume and speed of sheet drainage and storm water run-off. We understand that the new development cannot alter or add to potential run-off, however, the new development may need to raise the elevation of some of the proposed buildings because of the current lay of the land. There will also be buildings and parking lots that are impermeable. This may increase the amount and speed of the run-off. We understand engineers will look into this, however, as a neighborhood, we are concerned as we have heard of other projects that have not fully addressed this issue. There are several Wedgewood neighbors who have concerns with the current run-off situation. We are obviously anxious about the possible new development, which could impact this even more. Will there be a surety bond or other funds to pay for any flooding of area homes and businesses if this issue is not addressed fully?
5. Our final concern is with the lack of communication the Victory Park Redevelopment Committee has demonstrated with the Wedgewood neighborhood. They stated in the Tuesday evening meeting that our input and feedback is important to them and they would meet and discuss possible adjustments. However, their process has not instilled a working trust with the neighborhood. This project has been discussed since 2011, and in a 2011

Lincoln Journal Star interview, it was stated that the redevelopment committee would now look forward to bringing their plans to the neighborhood. In the opening presentation in the Tuesday meeting, the committee discussed an extensive plan of the project, which included months and dates for completion that extended for several years. So, it is difficult for the Wedgewood neighbors to believe our input is valuable when the plans have been drawn, dates are set and the project will break ground in October of this year. Our fear is that the Wedgewood neighborhood will not be seen as vital partners who must have input. We hope to foster an atmosphere of trust that dispels those fears.

In summary, the Wedgewood neighborhood looks for a resolution for these concerns. We do not oppose the redevelopment of the VA, but we would like to see a plan that is more compatible to the unique, natural environment that the present VA campus offers. We would like to see buildings that are built to scale and compliment the neighborhood. We would like to keep a green buffer with mature trees. We would like to resolve any potential run-off issues, and we would like our concerns to be addressed with a spirit of collaboration. In short, we would like to partner with the redevelopment process. Our goal is to be satisfied with the project when it is completed. We hope that this is the goal of the Victory Park Redevelopment Committee as well.

Thank you for your consideration of these concerns,

The Wedgewood Neighborhood

(This letter was composed by several neighbors in the Wedgewood area and sent by e-mail for any discussion. Revisions were made and this is the result. To interact with the Wedgewood Neighborhood, you can e-mail us at pboehr@juno.com or call Duane Dohmen at 402-416-8478)

ONE PROPOSAL THAT COULD MEET MANY OF OUR SHARED CONCERNS:

- Break ground by early October to build the 70 unit 4-story VA Voucher housing behind current historical buildings 4, 5, and 6, and then wait until VA decides where to put the clinic before proceeding. (November/December 2015)
- One could also start building the 60 unit seniors apartment building in the same area behind historic buildings 4, 5, and 6, possibly in an L shape.
- If the VA decides to build the clinic elsewhere, then one could put the two medical office building in Northwest corner of the property currently being held for the clinic.

Mary M. Meyer

From: Jon Camp
Subject: FW: Update on VA development - City Council meeting report and letter given to Council Members

From: S Stricker [<mailto:strickersa@hotmail.com>]
Subject: RE: Update on VA development - City Council meeting report and letter given to Council Members

I just wanted to let people know that I spoke with a member of Olsson Associates about a week ago and he indicated that the 3-story apartment building going next to our one story homes was pretty much a sure thing because nobody was making a big deal about that building.

Stacey Stricker

Subject: Update on VA development - City Council meeting report and letter given to Council Members
From: pboehr@juno.com

Wedgewood Neighbors and other concerned parties (including the Lincoln City Council Members) **Attached you will find excellent notes from the Lincoln City Council meeting on June 22** taken by Larry Henning's daughter, Pam. Also attending the meeting were Ed Schnabel, Linda Stephen and Phil Boehr who each addressed concerns to the City Council.

This meeting only addressed the blighting of the VA property.

After hearing the arguments, each member commented as to why they would vote the way they would. **Jon Camp, Roy Christensen, and Cyndi Lamm voted against the blighting designation.**

Carl Eskridge, Leirion Baird, Jane Raybould, and Trent Fellers voted for the blighting of the area, saying **it technically met the designation, though the bar was very low.**

The dissenting vote should make it obvious to all involved that the developers need to take into consideration very strongly both the wishes of the neighborhood and the veterans.

Interesting to me were the very **impassioned pleas of the veterans** to leave their land and clinic alone. The present clinic is stat of the art and meets their needs and the open spaces provide a parklike area of relaxation. **And how did the Seniors organization get to say so much about a property designated for veterans!**

Of course, the biggest issue was the 4 story building in the southeast corner.

Also attached is the letter I gave to the City Council members, most which were aware of the issues before coming to the meeting.

I felt the City Council members showed themselves to be thoughtful people, truly concerned for the city of Lincoln. I commend them for listening to us. They all voiced concern that the developers interact closely with the neighbors and veterans. **Many contacts have been initiated, and project managers are meeting to address our concerns.**

Though the blighting designation has passed, we as Wedgewood neighbors still want to be vitally involved with the details of the plans.

The next formal meeting that involves the Victory Park development will be with the City Planning Commission on Wednesday, July 8 at 1:00 P.M. in the City Council chamber of the County City Building. I will not be able to attend this meeting. Ed Schnabel said he would be there. **Please let us know if you are able to attend. Thank you all for your involvement. Who knows, we may actually become an official neighborhood association through our common concerns.**

Phil Boehr for the Wedgewood Neighborhood. (Feel free to send your information to me AND Duane Dohmen @ duanedohmen@gmail.com)

Mary M. Meyer

Subject: FW: Update on VA development - City Council meeting report and letter given to Council Members

From: Jon Camp [<mailto:joncamp@lincolnhaymarket.com>]

Sent: Monday, June 29, 2015 11:36 AM

To: busdrivercouple@aol.com

Cc: duanedohmen@gmail.com; pboehr@juno.com

Subject: FW: Update on VA development - City Council meeting report and letter given to Council Members

Stacey:

Thank you for your email. I will be meeting with Olsson Associates later today to discuss progress on the design.

Best regards,

Jon

JON A. CAMP
Lincoln City Council
200 Haymarket Square
808 P Street
P.O. Box 82307
Lincoln, NE 68501-2307

Office: 402.474.1838/402.474.1812; **Fax:** 402.474.1838; **Cell:** 402.560.1001

Email: joncamp@lincolnhaymarket.com

From: busdrivercouple@aol.com [<mailto:busdrivercouple@aol.com>]

Sent: Monday, June 29, 2015 9:05 AM

To: S Stricker

Subject: Re: Update on VA development - City Council meeting report and letter given to Council Members

Well something is really wrong with that. Seems no one is not listening or our concerns are not getting forwarded. Doyle and Judy. 311 Wedgewood

On Jun 29, 2015, at 8:39 AM, S Stricker <strickersa@hotmail.com> wrote:

I just wanted to let people know that I spoke with a member of Olsson Associates about a week ago and he indicated that the 3-story apartment building going next to our one story homes was pretty much a sure thing because nobody was making a big deal about that building.

Stacey Stricker

Mary M. Meyer

From: Jon Camp
Subject: FW: Update on VA development - City Council meeting report and letter given to Council Members

From: busdrivercouple@aol.com [<mailto:busdrivercouple@aol.com>]
Sent: Monday, June 29, 2015 9:05 AM
To: S Stricker
Subject: Re: Update on VA development - City Council meeting report and letter given to Council Members

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Sent from my iPhone

On Jun 29, 2015, at 8:39 AM, S Stricker <strickersa@hotmail.com> wrote:

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Stacey Stricker

Mary M. Meyer

From: Jon Camp
Subject: FW: Update on VA development - City Council meeting report and letter given to Council Members

From: Wynn S. Hjermstad
Sent: Monday, June 29, 2015 2:15 PM
Subject: RE: Update on VA development - City Council meeting report and letter given to Council Members

Phil,
Thank you for including me in your e-mail. I have some new information for you: regarding the VASH housing, the developers have listened to neighbors and will **not** be constructing the building as originally shown at the southeast corner of the site, adjacent to the homes along Wedgewood. Also, they have delayed the July 8th Planning Commission public hearing on the Redevelopment Plan to look at other options and then bring them back to the neighborhood for input. They are now looking at a Planning Commission public hearing on July 22nd to allow time for neighborhood review and additional input after they have developed an alternative plan or plans. Thanks again to you and all neighbors for your input, you have all very clearly been heard!

wynn

Wynn S. Hjermstad, AICP
Community Development Manager
City of Lincoln | Urban Development Department
555 S 10th St | Suite 205 | Lincoln, Nebraska 68508
Office: 402.441.7606 | Direct: 402.441.8211 | Fax: 402.441.8711



Mary M. Meyer

From: Mike Hillis <mdhillis@earthlink.net>
Sent: Saturday, June 27, 2015 3:18 PM
To: Jon Camp; Roy A. Christensen; Jane Raybould; Cyndi Lamm; Carl B. Eskridge; Trenton J. Fellers; Leirion Gaylor Baird
Cc: Mitch Paine; hillisandco@earthlink.net
Subject: Mitch Paine

I have been very troubled by the press and the Republican city council members that opposed Mitch Piane's appointment to the Air Pollution Advisory Board. Their comment that he is a "radical environmentalist" and that we need to be supporting business especially concerns me. I do not know how one, this day and age, with all of the environmental tragedies, global warming and urgency for change necessary to preserve our world for future generations, can truly be "radical" in their concern for the environment. When will someone speak up and support that which is simply right for the world even if it is not for the immediate benefit to business. I was concerned that you or other council members did not speak up in support of Mr. Paine. I simply don't understand when the environment and the concern for our world became political. We should be supporting an environmentalist able to see into the future and brave enough to voice forward thinking ideas. The sheer disregard for the environment that the "republican" members voiced is a true embarrassment for Lincoln's leaders.

Mike Hillis AIFD
Hillis and Company
Event and Space Planning and Design
Lincoln, Nebraska
402.304.2986

Mary M. Meyer

From: Jon Camp
Subject: FW: Mitch Paine

From: Cyndi Lamm
Sent: Sunday, June 28, 2015 9:46 PM
To: Mike Hillis; Jon Camp; Roy A. Christensen; Jane Raybould; Carl B. Eskridge; Trenton J. Fellers; Leirion Gaylor Baird
Cc: Mitch Paine; hillisandco@earthlink.net
Subject: RE: Mitch Paine

Mr. Hillis,

Thank you for communicating your thoughts. As you may or may not be aware, the mayor withdrew Mr. Paine's nomination last Tuesday. Nevertheless, I do wish to respond to your concerns.

At last Monday's meeting, Mr. Paine's nomination was moved from the consent agenda to the public hearing agenda for this next Monday. Of course, with the mayor's withdrawal, that hearing will not take place. I found it unfortunate that the matter was dealt with in the press so negatively. I and other members of the council share a concern for Lincoln, as do the other members of the Air Pollution Advisory Board.

That said, ours is, by design, a government of checks and balances and sometimes that means that some nominees may have to face a hearing to have a proposed appointment confirmed by the council. At that hearing, the nominee and citizens like you and others can testify and produce helpful information. While the mayor's proposed nominees have generally passed without hearing, such blanket approval is by no means guaranteed. A hearing enables the council members and public to learn more about nominees and issues through testimony. The citizens have a right to know if there are concerns about nominees and issues, whether the concerns are brought forth by the public or by city council members. I invite you to become part of the process whenever you see or hear something that concerns you.

Thank you again for sharing your views.

Sincerely,
Cyndi Lamm
Lincoln City Council
District 1
402.432.9770

From: Mike Hillis [mdhillis@earthlink.net]
Sent: Saturday, June 27, 2015 3:17 PM
To: Jon Camp; Roy A. Christensen; Jane Raybould; Cyndi Lamm; Carl B. Eskridge; Trenton J. Fellers; Leirion Gaylor Baird
Cc: Mitch Paine; hillisandco@earthlink.net
Subject: Mitch Paine

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Mike Hillis AIFD
Hillis and Company
Event and Space Planning and Design
Lincoln, Nebraska
402.304.2986

Mary M. Meyer

From: darrin salazar <mrdsalazar@hotmail.com>
Sent: Monday, June 29, 2015 1:24 PM
To: Mary M. Meyer
Subject: FW: Claim against the city of Lincoln

From: mrdsalazar@hotmail.com
To: council@lincoln.ne.gov
Subject: Claim against the city of Lincoln
Date: Mon, 29 Jun 2015 12:53:18 -0500

Hello. My name is Darrin P. Salazar. I am writing in response to a letter that I received in regards to the recommendation to the city council that they deny my claim for the flood that happened on May 7, 2015.

I believe that the city of Lincoln did fail in its efforts to prevent 26 inches of sewer water to back up into my basement and cause \$12,000 in damages (not including labor to get it drained and tore out). On or around May 13, 2015, a city vehicle was parked on the corner of 29th and Fair. A few neighbors visited with the crew who was "deep snaking" the sewer. That tells me and all of my neighbors that maybe something was clogged? Maybe this is why all of our basements flooded?

To me, an act of God would have been a tornado...hail storm...flooding coming from the basement windows. This flooding came from the sewer pipes.

I pray that you will reevaluate my claim and give me a better answer rather than to blame it on God.

Regards,

Darrin P. Salazar

Mary M. Meyer

From: Jon Camp
Subject: How about using Pershing for these possibilities

From: Harley Charlson [<mailto:hcharlson@hotmail.com>]

Sent: Monday, June 29, 2015 10:39 AM

To: Mayor; UrbanDev; StarTranInfo; Jon Camp; Carl B. Eskridge; Cyndi Lamm; Jane Raybould; Roy A. Christensen; Trenton J. Fellers; Leirion Gaylor Baird

Subject: How about using Pershing for these possibilities

Per the Lincoln Journal Star recent article relative to a transportation center: "City officials want to build a \$28 million transportation center on the block once occupied by Karma, a nightclub that burned down Jan. 31.

The city is asking for \$19 million from the U.S. Department of Transportation to complete the transportation center, which would feature a three-story bus transfer center, heated and air-conditioned indoor waiting areas, StarTran administrative offices, bicycle storage and vendor space for a coffee shop or cafe. StarTran has applied to the transportation department's TIGER grant program.

"If we are able to get it, it'll be a great benefit to the community of Lincoln," said Mike Davis, city transit manager. "It's an exciting project."

As part of its grant application, StarTran identified the block bounded by Ninth and 10th streets, and M and N streets as a possible site for the transportation center."

There are at least two things wrong with this:

1. First the outrageous cost for an operation that does not even break even!
2. Locating this where there already heavy of traffic on 9th and 10th streets and then adding all the additional bus traffic will further congest those streets!

How about using the Pershing Auditorium building for the transportation center!

1. The building is already there and owned by the city.
2. There is some extra land on several sides that could be modified along with taking out the parking to possibly accommodate double wide bus traffic. Additionally, perhaps one side of the building could be modified to allow more space for buses by a cut back on that side of the building.
3. This would not further congest the very busy 9th and 10th streets as the other plan would.
4. Likely this would cost less than the \$28 million for the other proposal, although modifications would be required and also include asbestos removal.
5. Possibly the lower level could still be used for community events such as pancake feeds or other events or for parking if properly vented.
6. If the transportation center does need all the space, perhaps part of the building could be used for a new library or other city uses.
7. Likely state government workers are one of the higher use bus riders so this would be convenient for them.

Therefore, this is one possible alternative for the proposed transportation center a possibly a lower cost, and using Pershing Auditorium for a beneficial use versus paying to tear it down.

Harley A Charlson