

**DIRECTORS' AGENDA**  
**MONDAY, OCTOBER 3, 2016**  
**555 SOUTH 10<sup>TH</sup> STREET**  
**BILL LUXFORD STUDIO**  
**2:00 P.M.**

**I. CITY CLERK**

**II. MAYOR CORRESPONDENCE**

1. NEWS RELEASE. New pavement sealer to be used on Old Cheney.
2. NEWS RELEASE. Open House set for 56<sup>th</sup> and Morton drainage improvement project.
3. Memo from Rick Hoppe, Chief of Staff, on planning for Court Decision and Special Meetings.
  - a) Special Council Meetings memo from Mayor Beutler.
4. NEWS RELEASE. Reserve Park areas online.
5. NEWS RELEASE. Section of Normal to close Thursday.
6. NEWS RELEASE. Correction: Section of Normal to close beginning Thursday.

**III. DIRECTORS**

**PLANNING COMMISSION**

1. Action by the Planning Commission, Wednesday, September 28, 2016.
2. Planning Commission Final Action, September 28, 2016.

**PLANNING DEPARTMENT**

1. Administrative approvals by the Planning Department from September 20, 2016 through September 26, 2016.
2. The Urban Design Committee for October 4, 2016 has been canceled due to lack of agenda items.

**PUBLIC WORKS & UTILITIES/ADMINISTRATION**

1. Miki Esposito, Public Works & Utilities Director, reporting on pothole claim of Ms. Roberts.
  - a) Councilwoman Jane Raybould expressing thanks for the quick follow up.
  - b) Memo explaining MTZ has visited with Ms. Roberts regarding her claim. Thomas Shafer also shared information on contractor liability.
2. Miki Esposito, Public Works & Utilities Director, giving update on erosion problem reported by Gary Aldridge. (Listed on Directors' agenda for September 26, under Jon Camp, No. 3)

**IV. BOARDS/COMMITTEES/COMMISSION REPORTS**

1. Lincoln Partnership for Economic Development - Camp, Christensen, Eskridge
2. West Haymarket Joint Public Agency - Eskridge
3. Problem Resolution Team - Lamm

**V. MISCELLANEOUS**

**VI. COUNCIL MEMBERS**

**JON CAMP**

1. Email from constituent thanking Councilman Camp for his consideration of the Resolution for Indigenous Peoples Day.
  - a) Councilman Camp expressing thanks for the email and resolution support.

2. Bill Boernke stating his views on the budget veto.
3. Rick and Gail Mach thanking Councilman Camp for being one of the City Council Members trying to hold back increases in rising taxes.

**JANE RAYBOULD**

1. Jesse Franklin expressing safety concerns regarding a cross walk on her street with Councilwoman Raybould requesting Thomas Shafer, Public Works & Utilities, to look into.
  - a) Councilwoman Raybould's memo from Thomas Shafer stating the Engineering Traffic Manager will review and look into.

**VII. CORRESPONDENCE FROM CITIZENS**

**VIII. ADJOURNMENT**

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**PUBLIC WORKS AND UTILITIES DEPARTMENT**

Engineering Services Division, 949 West Bond Street, Lincoln, NE 68521, 402-441-7711

**FOR IMMEDIATE RELEASE:** September 26, 2016

**FOR MORE INFORMATION:** Tim Byrne, Public Works, 402-416-5342

**NEW PAVEMENT SEALER TO BE USED ON OLD CHENEY**

*Section to close tomorrow for repair work*

Beginning at 8:30 a.m. Tuesday, September 27, Old Cheney Road from Hunts Drive to Salt Valley View (just west of S. 14th Street) will close for pavement sealing work. Traffic will be detoured to Warlick Blvd. and U.S. Hwy 77. Temporary access will be maintained for Hunts Drive from the west during the project. The road will reopen in the afternoon.

This project will be the first time the Public Works and Utilities Department will use the Gilsonite Sealer Binder (GSB-88<sup>®</sup>). “The seal coat penetrates the pavement and becomes part of the asphalt surface to reduce weathering,” said Miki Esposito, Public Works and Utilities Director. “This innovative pavement preservation strategy will help us keep our roads in good shape for a longer period of time.”

The application is performed with a tanker truck in a process similar to the distribution of beet brine during the winter. The sealer dries in a few hours.

For more information on City projects, visit [lincoln.ne.gov](http://lincoln.ne.gov) (keyword: projects).

-30-

***Media note: If you would like to cover the pavement sealing work,  
contact Tim Byrne at 402-416-5342 or [tbyrne@lincoln.ne.gov](mailto:tbyrne@lincoln.ne.gov).***

**PUBLIC WORKS AND UTILITIES DEPARTMENT**

Watershed Management, 555 S. 10th Street, Lincoln, NE 68508, 402-441-7548

**FOR IMMEDIATE RELEASE:** September 27, 2016

**FOR MORE INFORMATION:** Ben Higgins, Watershed Management, 402-441-7589

**OPEN HOUSE SET FOR 56TH AND MORTON  
DRAINAGE IMPROVEMENT PROJECT**

The public is invited to an open house Thursday, October 6, on a stormwater drainage improvement project in the area east of 56th Street and north of Cornhusker Hwy. The meeting is from 5 to 7 p.m. at Vital Services, 6400 Cornhusker Hwy, Suite 250. The public may park in the south lot and enter through the east door of the main entrance. No formal presentations are planned.

The 56th and Morton area experiences frequent flooding even during regular storm events. The drainage improvements, one of the City's 2016 stormwater bond projects, seek to reduce future flood risk and property damage for the area. Planned improvements include widening the channel, replacing the box culvert at Fletcher Avenue and rehabilitating the banks to prevent future erosion.

"This project is very important for area property owners and clearly demonstrated the need for the bond measure that passed last spring," said Ben Higgins, City Project Manager. "We are very happy to finally be working on a flood risk relief project for this part of our community." Higgins said the project was included in the 2012 stormwater bond issue, but was not completed due to federal funds being unavailable.

The project is 75 percent funded through a Federal Emergency Management Agency hazard mitigation grant. The City and Lower Platte South Natural Resources District are sharing the cost of the remaining 25 percent, with the City's funds coming from the 2016 stormwater bond. Construction is tentatively scheduled to start fall 2017.

Those attending the open house will have the opportunity to learn more about the project, review the draft improvement design and provide comments to help refine the next stage of design. City representatives and project consultants will be available to discuss the public's ideas and answer questions.

For more information, visit [www.56thMorton.com](http://www.56thMorton.com), or contact Higgins at 402-441-7589 or [bhiggins@lincoln.ne.gov](mailto:bhiggins@lincoln.ne.gov).

## Mary M. Meyer

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**Subject:** FW: Planning for Court Decision & Special Meetings  
**Attachments:** Special Council Meetings Memo 9-27-16.pdf

**From:** Rick D. Hoppe  
**Sent:** Tuesday, September 27, 2016 2:34 PM  
**To:** Cyndi Lamm; Leirion Gaylor Baird; [royforlincoln@gmail.com](mailto:royforlincoln@gmail.com); [joncamp@lincolnhaymarket.com](mailto:joncamp@lincolnhaymarket.com); 'Carl Eskridge'; [jane@brstores.com](mailto:jane@brstores.com); [trent.fellers@gmail.com](mailto:trent.fellers@gmail.com)  
**Subject:** Planning for Court Decision & Special Meetings

Council

Attached is the notice of special meetings necessary to prepare for the District Court's decision on the City's property tax rate.

Our goal is to prepare for the Court's decision regardless of the outcome of the case.

Actions necessary to prepare:

- ▶ The Mayor will veto the current City Council property tax resolution (on advice of Counsel). This item will then appear on the Council's agenda for a potential veto override vote on Monday, October 3<sup>rd</sup>. City Council action is dependent upon whether the Court has issued a decision by that date.
- ▶ The Administration's property tax levy is on the City Council's agenda for public hearing and vote on October 3<sup>rd</sup>. City Council action is dependent upon whether the Court has issued a decision by that date.
- ▶ Four pieces of legislation will be on the October 3<sup>rd</sup> agenda for first reading:
  - The City Council's property tax levy for public hearing at a special meeting on October 5<sup>th</sup> at 9 AM
  - The Administration's property tax levy for public hearing at a special meeting on October 5<sup>th</sup> at 9 AM
  - The City Council's property tax levy for public hearing at a special meeting on October 11<sup>th</sup> at 7:30 AM
  - The Administration's property tax levy for public hearing at a special meeting on October 11<sup>th</sup> at 7:30 AM
  - The determination of which levy to adopt and when is dependent on the timing and result of the Court's decision.

If you have questions or concerns, please contact City Attorney Jeff Kirkpatrick.

We appreciate your patience and cooperation as we navigate a difficult issue. Thank you.

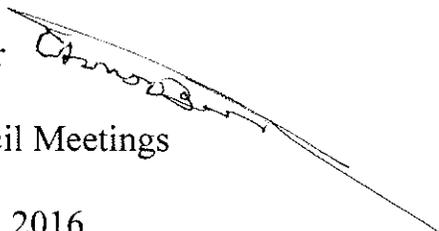
Sincerely,

Rick Hoppe  
Chief of Staff  
Mayor Chris Beutler  
[rhoppe@lincoln.ne.gov](mailto:rhoppe@lincoln.ne.gov); Off: 402-441-7511; Cell: 402-430-2505



MAYOR CHRIS BEUTLER  
555 South 10th Street Suite 301 Lincoln, NE 68508  
402-441-7511 [lincoln.ne.gov](http://lincoln.ne.gov)

Memo

To: City Council  
From: Mayor Beutler   
Re: Special Council Meetings  
Date: September 27, 2016

I understand my staff has contacted each of you regarding your availability for special meetings, pending the court's decision in the budget litigation.

Pursuant to Article IV, Section 11 of the Charter for the City of Lincoln, I hereby call two special meetings on the following dates:

- October 5 at 9am in the Council Chambers
- October 11 at 7:30am in the Council Chambers

Per your discussions with my staff, the purpose of the meetings is to conduct special hearings for setting the property tax request for the 2016-17 year.

I have asked my staff to work with you regarding the time for these two meetings.

Thank you.

**PARKS AND RECREATION DEPARTMENT**  
2740 “A” Street, Lincoln, NE 68502, 402-441-8261

**FOR IMMEDIATE RELEASE:** September 27, 2016

**FOR MORE INFORMATION:** Jerry Shorney, Parks and Recreation, 402-441-7847

### **RESERVE PARK AREAS ONLINE**

The Parks and Recreation Department now offers online scheduling and payment for wedding and shelter locations in Lincoln parks. To view and reserve available space, visit [parks.lincoln.ne.gov](http://parks.lincoln.ne.gov) and select “Reserve a Park Area.” Online reservations must be made at least one week in advance.

The department still accepts in-person and mail-in registration forms at the department office (2740 “A” Street, Lincoln, NE 68502). All reservation requests are processed on a first- come, first-served basis, and payment must be made to confirm a reservation.

“We are excited about our new online reservation system,” said Jerry Shorney, Assistant Director of Parks and Recreation. “This offers another option for people to help assist with event schedules and allow access to our wonderful parks system.”

Online reservations are not available for Pioneers Park due to the large number of community events, such as the Pinewood Bowl summer concerts. Once summer events are announced in spring 2017, the public may call 402-441-7847 (option “0”) to determine the availability of sites within the park for the remainder of the year.

For more information about Parks and Recreation, visit [parks.lincoln.ne.gov](http://parks.lincoln.ne.gov).

**PUBLIC WORKS AND UTILITIES DEPARTMENT**

Engineering Services Division, 949 West Bond Street, Lincoln, NE 68521, 402-441-7711

**FOR IMMEDIATE RELEASE:** September 28, 2016

**FOR MORE INFORMATION:** Erin Sokolik, Public Works, 402-416-9460

**SECTION OF NORMAL TO CLOSE THURSDAY**

As part of the ongoing improvement project on Normal Boulevard, the street will be closed to traffic between S. 48th and S. 56th streets from 9 a.m. to 3 p.m. Thursday, Sept. 29th. During the closure, local access to residential and business properties will be maintained. Drivers are encouraged to use either South Street or Van Dorn Street, and signal timing adjustments have been made to better handle the detour traffic. Motorists should expect delays and are asked to drive with additional caution.

The project will continue to restrict traffic to single eastbound and westbound lanes from S. 48<sup>th</sup> to S. 56th streets for about four weeks. Once this segment is complete, construction will move to segments west of S. 48th Street. The entire project on Normal from South to S. 56th streets is expected to be complete by the end of November. The project includes repairing or replacing deteriorated concrete panels, joints and curbs; sealing cracks; replacing damaged storm drainage inlet tops; replacing pedestrian curb ramps; utility adjustments; and restoration of traffic signal elements impacted by the work.

The Public Works and Utilities Department appreciates the public's patience during this project. For more information, visit [lincoln.ne.gov](http://lincoln.ne.gov) (keyword: normal) or contact Erin Sokolik at [esokolik@lincoln.ne.gov](mailto:esokolik@lincoln.ne.gov) or 402-416-9460.

**PUBLIC WORKS AND UTILITIES DEPARTMENT**

Engineering Services Division, 949 West Bond Street, Lincoln, NE 68521, 402-441-7711

**FOR IMMEDIATE RELEASE:** September 28, 2016

**FOR MORE INFORMATION:** Erin Sokolik, Public Works, 402-416-9460

**CORRECTION: SECTION OF NORMAL TO CLOSE**  
**BEGINNING THURSDAY**  
*Closure to last four weeks*

As part of the ongoing improvement project on Normal Boulevard, the street will be closed to traffic between S. 48th and S. 56th streets from 9 a.m. to 3 p.m. for four weeks, beginning Thursday, Sept. 29th. During the closure, local access to residential and business properties will be maintained. Drivers are encouraged to use either South Street or Van Dorn Street, and signal timing adjustments have been made to better handle the detour traffic. Motorists should expect delays and are asked to drive with additional caution.

During other hours, the project will continue to restrict traffic to single eastbound and westbound lanes from S. 48th to S. 56th streets. Once this segment is complete, construction will move to segments west of S. 48th Street. The entire project on Normal from South to S. 56th streets is expected to be complete by the end of November. The project includes repairing or replacing deteriorated concrete panels, joints and curbs; sealing cracks; replacing damaged storm drainage inlet tops; replacing pedestrian curb ramps; utility adjustments; and restoration of traffic signal elements impacted by the work.

The Public Works and Utilities Department appreciates the public's patience during this project. For more information, visit [lincoln.ne.gov](http://lincoln.ne.gov) (keyword: normal) or contact Erin Sokolik at [esokolik@lincoln.ne.gov](mailto:esokolik@lincoln.ne.gov) or 402-416-9460.

**\*\*REVISED ACTION BY PLANNING COMMISSION\*\***

**NOTICE:** The Lincoln/Lancaster County Planning Commission will hold a public hearing on Wednesday, September 28, 2016, at 1:00 p.m. in Hearing Room 112 on the first floor of the County-City Building, 555 S. 10<sup>th</sup> 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, SEPTEMBER 28, 2016**

**[Commissioners Hove and Lust absent]**

Approval of minutes of the regular meeting held September 14, 2016, as revised.  
**\*\*APPROVED: 6-0; (Hove and Lust absent)\*\***

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

**COMPREHENSIVE PLAN CONFORMANCE:**

- Page 01
- 1.1 Comprehensive Plan Conformance No. 16007, to review as to conformance with the 2040 Lincoln-Lancaster County Comprehensive Plan, the acquisition of a permanent conservation easement by the Lower Platte South Natural Resources District, of approximately 20 acres, more or less, generally located at SW 98th Street and Kolbrook Road. **\*\*FINAL ACTION\*\***  
**Staff recommendation: Conformance with the Comprehensive Plan**  
**Staff Planner: Brandon Garrett, 402-441-6373, [bgarrett@lincoln.ne.gov](mailto:bgarrett@lincoln.ne.gov)**  
**Planning Commission 'final action': CONFORMS TO THE COMPREHENSIVE PLAN: 6-0 (Hove and Lust absent). Resolution No. PC-01519.**

## **CHANGES OF ZONE AND RELATED PRELIMINARY PLAT:**

- Page 13
- 1.2a Change of Zone No. 16025, from AG (Agricultural District) to AGR (Agricultural Residential District), on 2.85 acres, more or less, on property generally located at South 60th Street and Wittstruck Road.  
**Staff recommendation: Approval**  
**Staff Planner: Tom Cajka, 402-441-5662, [tcajka@lincoln.ne.gov](mailto:tcajka@lincoln.ne.gov)**  
**This application was removed from the Consent Agenda and had separate public hearing. Planning Commission recommendation: APPROVAL; 6-0 (Hove and Lust absent). Public hearing before the Council Council is tentatively scheduled for Monday, October 24, 2016, 3:00 p.m.**
- Page 21
- 1.2b County Change of Zone No. 16026, from AG (Agricultural District) to AGR (Agricultural Residential District), on 11.48 acres, more or less, on a portion of property generally located at South 60th Street and Wittstruck Road.  
**Staff recommendation: Approval**  
**Staff Planner: Tom Cajka, 402-441-5662, [tcajka@lincoln.ne.gov](mailto:tcajka@lincoln.ne.gov)**  
**This application was removed from the Consent Agenda and had separate public hearing. Planning Commission recommendation: APPROVAL; 6-0 (Hove and Lust absent). Public hearing before the County Board is pending at this time.**
- Page 29
- 1.2c County Preliminary Plat No. 16004, Silverhawk Estates, for 23 lots on approximately 80 acres, more or less, including cross-jurisdictional property with 66 acres, more or less, in the Roca ETJ; 11 acres, more or less, in the County ETJ; and 3 acres, more or less, in the City of Lincoln ETJ, on property generally located at South 60th Street and Wittstruck Road. **\*\*FINAL ACTION\*\***  
**Staff recommendation: Conditional Approval**  
**Staff Planner: Tom Cajka, 402-441-5662, [tcajka@lincoln.ne.gov](mailto:tcajka@lincoln.ne.gov)**  
**This application was removed from the Consent Agenda and had separate public hearing. Planning Commission 'final action': CONDITIONAL APPROVAL, as set forth in the staff report dated September 12, 2016: 6-0; Hove and Lust absent: Resolution No. [PC-01520](#).**

## PERMITS:

- Page 41
- 1.3 Combined Special Permit Use Permit No. 111, to add a special permitted use for a Culinary Academy, on property generally located at 6800 South 32<sup>nd</sup> Street. **\*\*FINAL ACTION\*\***  
**Staff recommendation: Conditional Approval**  
**Staff Planner: Rachel Jones, 402-441-7603, [rjones@lincoln.ne.gov](mailto:rjones@lincoln.ne.gov)**  
**Planning Commission 'final action': CONDITIONAL APPROVAL, as set forth in the staff report dated September 20, 2016: 6-0; Hove and Lust absent: Resolution No. PC-15021.**
- Page 51
- 1.4 Special Permit No.1013K, to allow for the operation of a kennel facility with an outdoor area, on property generally located at 5930 South 57th Street. **\*\*FINAL ACTION\*\***  
**Staff recommendation: Conditional Approval**  
**Staff Planner: Brian Will, 402-441-6368, [bwill@lincoln.ne.gov](mailto:bwill@lincoln.ne.gov)**  
**This application was removed from the Consent Agenda and had separate public hearing. Planning Commission 'final action': CONDITIONAL APPROVAL, as set forth in the staff report dated September 14, 2016: 6-0; Hove and Lust absent: Resolution No. PC-01522.**
- Page 59
- 1.5 County Special Permit No. 16044, to allow for a riding stable and private stable on property generally located at 6450 South 148th Street. **\*\*FINAL ACTION\*\***  
**Staff recommendation: Conditional Approval**  
**Staff Planner: Tom Cajka, 402-441-5662, [tcajka@lincoln.ne.gov](mailto:tcajka@lincoln.ne.gov)**  
**This application was removed from the Consent Agenda and had separate public hearing. Planning Commission 'final action': CONDITIONAL APPROVAL, as set forth in the staff report dated September 20, 2016: 6-0; Hove and Lust absent: Resolution No. PC-01523.**
2. **REQUESTS FOR DEFERRAL:**
- 2.1 Comprehensive Plan Conformance No. 16005, to review as to conformance with the 2040 Lincoln-Lancaster County Comprehensive Plan, a request to declare a City-owned parking lot as surplus property for the zoo expansion, on property generally located at approximately 2847 A Street.  
**Staff recommendation: Conformance with the Comprehensive Plan**  
**Staff Planner: George Wesselhoft, 402-441-6366, [gwesselhoft@lincoln.ne.gov](mailto:gwesselhoft@lincoln.ne.gov)**  
**The applicant's request for a 2-week deferral was granted, with PUBLIC HEARING AND ACTION scheduled for Wednesday, October 26, 2016.**

2.2 Special Permit No. 16009, for the construction of a carport, on property generally located at 1801 Kings Highway. **\*\*FINAL ACTION\*\***  
**Staff recommendation: Conditional Approval**  
**Staff Planner: Rachel Jones, 402-441-7603, [rjones@lincoln.ne.gov](mailto:rjones@lincoln.ne.gov)**  
**The applicant's request for an additional 6-week deferral was granted, with PUBLIC HEARING AND ACTION scheduled for Wednesday, November 9, 2016.**

3. **ITEMS REMOVED FROM CONSENT AGENDA: See Items 1.2a, 1.2b, 1.2c, 1.4, and 1.5 above.**

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

**SPECIAL PERMIT:**

Page 67 4.1 Special Permit No. 300C, to amend an existing Special Permit to allow for reconstruction of a non-conforming facility and to increase the allowable square footage from 22,300 square feet to 32,000 square feet; an increase in allowable parking from 57 stalls to 88 stalls; and an increase in allowable members residing on the premises from 80 members to 88 members plus a housemother, on property generally located at 3601 Apple Street. **\*\*FINAL ACTION\*\***  
**Staff recommendation: Conditional Approval**  
**Staff Planner: George Wesselhoft, 402-441-6366, [gwesselhoft@lincoln.ne.gov](mailto:gwesselhoft@lincoln.ne.gov)**  
**Planning Commission 'final action': CONDITIONAL APPROVAL, as set forth in the staff report dated September 15, 2016: 6-0; Hove and Lust absent: Resolution No. PC-01524.**

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

Page 93 5.1 Special Permit No. 16041, for the sale of alcohol for consumption both on and off the premises, on property generally located at 252 North 134<sup>th</sup> Street. **\*\*FINAL ACTION\*\***  
**Staff recommendation: Conditional Approval**  
**Staff Planner: Brian Will, 402-441-6362, [bwill@lincoln.ne.gov](mailto:bwill@lincoln.ne.gov)**  
**Planning Commission 'final action': CONDITIONAL APPROVAL, as set forth in the revised staff report dated September 28, 2016: 6-0; Hove and Lust absent: Resolution No. PC-01525.**

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

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Adjournment 3:56 p.m.

## PLANNING COMMISSION FINAL ACTION NOTIFICATION

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

**FROM :** Geri Rorabaugh, Planning

**DATE :** September 29, 2016

**RE:** Notice of final action by Planning Commission: September 28, 2016

Please be advised that on September 28, 2016, the Lincoln City-Lancaster County Planning Commission adopted the following resolutions:

**Resolution No. PC-01521**, approving COMBINED SPECIAL PERMIT USE PERMIT NO. 111, to add a special permitted use for a Culinary Academy, on property legally described as Lots 2 and 3, SouthPointe Pavilions 4th Addition, located in the SW 1/4 of Section 18-9-7, Lincoln, Lancaster County, Nebraska, generally located at 6800 South 32nd Street.

**Resolution No. PC-01522**, approving SPECIAL PERMIT NO. 1013K, to allow for the operation of a kennel facility with an outdoor area, on property legally described as Lots 4-6, Block 1, Country Place 4th Addition, located in the NW 1/4 of Section 16-9-7, Lincoln, Lancaster County, Nebraska, generally located at 5930 South 57th Street.

**Resolution No. PC-01524**, approving SPECIAL PERMIT NO. 300C, to amend an existing Special Permit to allow for reconstruction of a non-conforming facility and to increase the allowable square footage from 22,300 square feet to 32,000 square feet; an increase in allowable parking from 57 stalls to 88 stalls; and an increase in allowable members residing on the premises from 80 members to 88 members plus a housemother, on property legally described as Lots 1-5, Block 9, Woods Brothers University Addition; vacated Fontenelle Street between the south right-of-way line of Apple Street and the north line of right-of-way of the vacated MOPAC Railroad Co.; and the north 50 feet of the vacated MOPAC railroad right-of-way abutting Lots 1-5, Block 9; and Lot 10 Meadow Lark Addition and the 35-foot adjacent strip to the south, all in the Northeast 1/4 of Section 19, Township 10 North, Range 7 East of the 6th P.M., Lincoln, Lancaster County, Nebraska, generally located at 3601 Apple Street.

**Resolution No. PC-01525**, approving SPECIAL PERMIT NO. 16041, for the sale of alcohol for consumption both on and off the premises, as set forth in the revised staff report dated September 28, 2016, on property legally described as Lot 50, located in the SW 1/4 of Section 21-10-8, Lincoln, Lancaster County, Nebraska, generally located at 252 North 134th Street.

The Planning Commission action on this application 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](http://www.lincoln.ne.gov) (Keyword = PATS). Use the "Search Selection" screen and search by application number (i.e. SPUP111, SP1013K, SP300C, and SP16041). The Resolution and Planning Department staff report are in the "Related Documents" under the application number.



# Memorandum

**Date:** ♦ September 27, 2016  
**To:** ♦ City Clerk  
**From:** ♦ Amy 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 Planning Director from September 20, 2016 through September 26, 2016:

**Administrative Amendment No. 16060** to Pre-existing Use Permit #16006, Walgreens, approved by the Planning Director on September 20, 2016, for approval of the site plan which includes a note stating that the sale of alcohol for consumption off the premises is allowed, generally located at N. 14<sup>th</sup> and Superior Streets.

**Administrative Amendment No. 16062** to Park Place Estates 5<sup>th</sup> Addition Final Plat, approved by the Planning Director on September 22, 2016, to accept the Affidavit of Surveyor to correct typographical errors on the Final Plat, generally located at Normal Boulevard and Van Dorn Street.

*C:\Users\ncsgkr\AppData\Local\Microsoft\Windows\Temporary Internet Files\Content.Outlook\G7E4R6GI\AA weekly approvals City (003).wpd*

**Mary M. Meyer**

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**From:** Council Packet  
**Subject:** Urban Design Committee Meeting Cancelled

**Subject:** Urban Design Committee

The Urban Design Committee meeting regularly scheduled for Tuesday, October 4, 2016 has been canceled due to a lack of agenda items.

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**Teresa McKinstry**  
Lincoln-Lancaster Co. Planning Dept.  
555 S. 10<sup>th</sup> St., Ste. 213 \* Lincoln NE 68508  
402-441-6164

## Mary M. Meyer

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**From:** Miki M. Esposito  
**Sent:** Monday, September 26, 2016 4:45 PM  
**To:** Carl B. Eskridge; Cyndi Lamm; Jane Raybould; Jon Camp; Leirion Gaylor Baird; Mary M. Meyer; Roy Christensen; Trent Fellers  
**Cc:** Elizabeth D. Elliott; Thomas S. Shafer  
**Subject:** Pothole Claim

**Importance:** High

Good Afternoon City Council Members -

As you recall, Ms. Sandra Roberts testified before you at public hearing last week regarding denial of her pothole claim. Since that time, PWU was able to follow up with Liz Elliot, Assistant City Attorney who handled the claim for the City.

We confirmed that road rehabilitation work was underway at the time of the alleged damage. Thomas offered to be in touch with the contractor, MTZ to get a sense of the conditions of the site at the time of construction. He will also check into the legal/contractual requirements (Jane and Carl's question) regarding keeping a tidy work site.

Following our discussion with Liz, she followed up with Ms. Roberts to provide her with the contact information for MTZ. Liz suggested she talk to them about assistance with the repair costs. Liz also put Ms. Robert's claim back on the denial list and a letter will go out to her with her next council date.

Should we receive any additional information regarding liability of the contractor between now and the next council date, we will be sure to let you know.

Thank you,  
Miki

Miki Esposito, Director  
Public Works & Utilities  
O: 402.441.6173  
C: 402.525.0065

## Mary M. Meyer

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**From:** Jane Raybould  
**Sent:** Tuesday, September 27, 2016 11:55 AM  
**To:** Miki M. Esposito; Carl B. Eskridge; Cyndi Lamm; Jon Camp; Leirion Gaylor Baird; Mary M. Meyer; Roy Christensen; Trent Fellers  
**Cc:** Elizabeth D. Elliott; Thomas S. Shafer  
**Subject:** RE: Pothole Claim

Thank you Miki for this follow-up.

Jane

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**From:** Miki M. Esposito  
**Sent:** Monday, September 26, 2016 4:45 PM  
**To:** Carl B. Eskridge; Cyndi Lamm; Jane Raybould; Jon Camp; Leirion Gaylor Baird; Mary M. Meyer; Roy Christensen; Trent Fellers  
**Cc:** Elizabeth D. Elliott; Thomas S. Shafer  
**Subject:** Pothole Claim

Good Afternoon City Council Members -

As you recall, Ms. Sandra Roberts testified before you at public hearing last week regarding denial of her pothole claim. Since that time, PWU was able to follow up with Liz Elliot, Assistant City Attorney who handled the claim for the City.

We confirmed that road rehabilitation work was underway at the time of the alleged damage. Thomas offered to be in touch with the contractor, MTZ to get a sense of the conditions of the site at the time of construction. He will also check into the legal/contractual requirements (Jane and Carl's question) regarding keeping a tidy work site.

Following our discussion with Liz, she followed up with Ms. Roberts to provide her with the contact information for MTZ. Liz suggested she talk to them about assistance with the repair costs. Liz also put Ms. Robert's claim back on the denial list and a letter will go out to her with her next council date.

Should we receive any additional information regarding liability of the contractor between now and the next council date, we will be sure to let you know.

Thank you,  
Miki

Miki Esposito, Director  
Public Works & Utilities  
O: 402.441.6173  
C: 402.525.0065

## Mary M. Meyer

---

**Subject:** FW: Pothole Claim

**Importance:** High

**From:** Miki M. Esposito  
**Sent:** Tuesday, September 27, 2016 2:12 PM  
**Subject:** RE: Pothole Claim  
**Importance:** High

Thomas was able to reach Mike McCullough of MTZ who visited with Ms. Roberts already and is awaiting some additional information from her. We are quite impressed with the level of customer service and responsiveness this company provides!

Thomas also shared the information ([below](#)) regarding the outstanding questions of contractor liability.

Please let us know if you have any additional questions.  
Miki

The standard contract language can be found  
here: <http://lincoln.ne.gov/city/pworks/engine/dconst/standard/stndspec/pdf/2011-spec-book.pdf?2016>

Specific provisions in the contract relating to compliance and liability of the contractor:

### B. ASSUMPTION OF LIABILITY AND INDEMNIFICATION

The Contractor shall indemnify, defend and save harmless the City of Lincoln, Nebraska from and against all losses, claims, damages, and expenses, including attorney's fees, arising out of or resulting from the performance of the Contract that results in bodily injury, sickness, disease, death, or injury to or destruction of tangible property, including the loss of use resulting there from and is caused in whole or in part by the Contractor, any Subcontractor, any directly or indirectly employed by any of them or anyone for whose acts any of them may be liable. This section will not require the Contractor to indemnify or hold harmless the City of Lincoln for any losses, claims, damages, and expenses arising out of or resulting from the sole negligence of the City of Lincoln, Nebraska.

### F. PROTECTION OF WORK, PROPERTY, AND PERSONS

The Contractor shall protect and support all water, sewer, gas and other pipes and structures; telephones, cable, fiber optic or electric power lines; all railroad tracks, pavement, building walls, fences, utilities, or other properties, public or private, which may be damaged during the execution of this Work. During all operations under the Contract, the Contractor shall carefully protect all trees, shrubbery, sod, plantings, etc., not designated to be removed as part of the Work of the Contract, and he shall assume full responsibility for their damage or destruction.

In the event of any damage or injury to any property as a result of the Work under this Contract, the Contractor shall promptly have the same repaired at his expense to the satisfaction of the City's Project Manager. If there are unremedied damages to public property caused by the Contractor, the City may offset the remaining Contract Sums to cover those damages and/or take any measures allowed by law to

remedy the damages. He shall take all reasonable and proper precautions to protect persons, and property from injury, and any damage. The Contractor must keep fire hydrants and inlets free from unnecessary encumbrance.

Existing sub-surface structures in the vicinity of the Work to be done are shown on the plans in accordance with the best information available to the City. The City does not, however, guarantee the completeness or accuracy of this information. Any delay or extra cost to the Contractor due to encountering structures differing from those shown on the plans shall not constitute a claim for extra payment. The location of house sewer connections, water services, underground sprinklers and gas services are not definitely known and no attempt is made, therefore, to indicate such connections and services on the plans.

#### G. COMPLIANCE WITH LAWS

The Contractor and his employees shall comply with all Federal, State and local laws and regulations, and shall require all Subcontractors and all their employees likewise to comply.

Page 32

### **VII. PROSECUTION AND PROGRESS OF WORK (Continued)**

#### D. SUPERVISION AND DISCIPLINE BY CONTRACTOR

The Contractor shall supervise and direct the Work under the supervision of a Site Supervisor, using the Contractor's best skill and attention. The Contractor shall be solely responsible for and shall have control over construction means, methods, techniques, sequences, coordination, and procedures for all portions of the Work. The Contractor shall be responsible to the City for acts and omissions of the Contractor's employees, Subcontractors and their agents and employees, and other persons performing portions of the Work under a Contract with the Contractor.

#### F. CLEAN UP

The Contractor shall at all times keep the site of the Work free from accumulations of waste materials or rubbish caused by his employees or Work, and at the completion of the Work he shall remove all rubbish from and about the Work and all tools, equipment, scaffolding and surplus materials and shall leave the site clean and ready for use.

All sewers, conduits, pipes and appurtenances, and all tanks, pump wells, chambers, buildings and other structures shall be kept clean during construction; and as the Work or any part thereof approaches completion, the Contractor shall systematically and thoroughly clean and make any needed repairs to them. He shall furnish, at his own expense, suitable tools and labor for removing all water and cleaning out all dirt, mortar and foreign substances. The City's Project Manager will not approve the final estimate of any portion of the Work until after Final Completion is achieved and the Work found satisfactory. The City may remove or cause the removal of the rubbish and surplus materials and deduct the cost from the final estimate or charge the cost to the Contractor if the cleanup is not properly performed by the Contractor within three (3) days of written notice from the City's Project Manager.

**Mary M. Meyer**

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**Subject:** Williamsburg Sidewalk--Constituent Gary Aldridge inquiry

Council Members – I'm sharing the update on this service request with everyone since Mr. Aldridge addressed all of the Council at open mic.

Watershed Management and Street Maintenance finished a joint tour of the trouble areas last week. They have identified the cause of the erosion problem and are able to correct it using our City forces. They identified that the bad spot is actually closer to Faulkner, where the channel runs under 40<sup>th</sup> Street.

Ty Barger (Street Maintenance Manager) and Ben Higgins (Watershed Manager) will provide updates on when the work has commenced and is complete. I'll be sure to follow up with you as I learn more about the repair.

Sincerely,  
Miki

Miki Esposito, Director  
Public Works & Utilities  
O: 402.441.6173  
C: 402.525.0065

---

**From:** Jon Camp [<mailto:joncamp@lincolnhaymarket.com>]  
**To:** Miki M. Esposito <[MEsposito@lincoln.ne.gov](mailto:MEsposito@lincoln.ne.gov)>  
**Subject:** Williamsburg Sidewalk--Constituent Gary Aldridge inquiry  
**Importance:** High

Miki

Please see the attached letter that reviews previous contacts by Mr. Aldridge concerning the foundation erosion of a sidewalk in Williamsburg.

Please let me know the timetable and remedy for this situation.

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](mailto:joncamp@lincolnhaymarket.com)

**Mary M. Meyer**

---

**From:** cziboh@aol.com  
**Sent:** Monday, September 26, 2016 7:22 PM  
**To:** Jon Camp  
**Subject:** indigenous peoples day

Mr. Camp,

I am watching the hearing currently discussing the Resolution. Although I am not informed of the exact wording of the Resolution, not do not have a specific opinion on what day you may choose to have this recognition, I do support moving forward with determining such a celebratory day of recognition and formalizing this via a Resolution. Thank you for your thoughtful consideration.

## Mary M. Meyer

---

**From:** Jon Camp <joncamp@lincolnhaymarket.com>  
**Sent:** Tuesday, September 27, 2016 12:09 PM  
**To:** cziboh@aol.com  
**Cc:** Mary M. Meyer  
**Subject:** RE: indigenous peoples day

Job done! Thanks for emailing.

**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](mailto:joncamp@lincolnhaymarket.com)

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## Mary M. Meyer

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**From:** Jon Camp  
**Subject:** The Veto

From: William Boernke [<mailto:boernke@icloud.com>]  
Sent: Wednesday, September 28, 2016 4:04 PM  
Subject: The Veto

Dear Councilperson Camp:

"In addition the authors of the language in the City Charter did not say specifically that the biennial budget shall be subject to a veto or that the biennial budget resolution shall be subject to a veto, according to the brief." (Lincoln Journal Star)

Why do you conservatives think that government can only do what is specifically stated in Constitutions and Charters? I never have understood the logic of strict-constructionists who think the Constitution only means what white, property-holding males (and that property included other human beings) who lived in the 18th century thought. Surely, you don't think physics today is what physicists in the 18th century thought, do you? The conservative notion that limited government is best makes as much sense as thinking science should be limited to what great scientists in the past thought. The problem with this is best exemplified by Lord Kelvin (an eminent 19th century scientist), who said about 10 years before the Wright brothers' historic flight that heavier-than-air flying machines are impossible.

By that logic, people born in Nebraska should be speaking French because the Constitution does not give the president the power to buy foreign land. Jefferson used a utilitarian argument to justify the purchase of the Louisiana Territory from France. Buying all that land will benefit the young country (the purchase will produce the greatest good for the greatest number).

By that logic, since the Emancipation Proclamation violated both the Constitution (Article IV states that runaway slaves must be returned to their lawful owners) and the Dred Scott decision of the Supreme Court that slaves are property and have no rights, Lincoln was a tyrant for using an executive action to issue the Emancipation Proclamation. Fortunately, Lincoln ignored the letter of the law and freed the slaves in the Confederate States. This destroyed half the wealth in those states and violated the unalienable property rights of slave holders, but it was the right thing to do because it established justice.

I am especially puzzled by your notion that mayors do not have veto power in the case of budgets. You do understand, don't you, that our founders made override votes require a super-majority to prevent the tyranny of the majority? When the 4 anti-tax Republicans think that they can ignore a veto of the mayor, the result is the tyranny of the four.

The problem with legal absolutism (rigidly applying the letter of the law) is that sometimes it produces bad consequences. My favorite passage in the Bible is: "Let he who is without sin among you cast the first stone." Christ said this when the Pharisees (legal absolutists concerning the Mosaic Law) brought an adulterous woman to Christ (but not the man) and told him the Law demanded that she be stoned to death.

At the Nuremberg Trials, the Nazi defense was that they were simply obeying the letter of the law (the Nuremberg Laws that mandated Jews be persecuted). The Tribunal found them guilty of disobeying natural law (crimes against humanity). The Nazis actually had a moral duty to disobey the laws of the Third Reich.

Best,  
Bill Boernke  
1004 Galloway Circle, Lincoln, NE 68512

## Mary M. Meyer

---

**From:** Rick/Gail Mach <rgmach@bbwi.net>  
**Sent:** Thursday, September 29, 2016 1:44 PM  
**To:** Jon Camp  
**Subject:** Budget

I understand you are one of the city council members trying to hold back some of the increases in rising taxes and wish to thank you. The budget you propose will not cause any undue hardship for the city and at least makes it known that we do not need to keep rising on the list of states with the highest overall tax rate burdens.....One increase may not appear to be very great but when you look at what SCC is trying to do as well as the increase in other fees and such we really need people to look very closely at these budgets...You are appreciated for your efforts. Rick

Sent from [Mail](#) for Windows 10

## Mary M. Meyer

---

**From:** Jane Raybould  
**Sent:** Tuesday, September 27, 2016 11:48 AM  
**To:** Thomas S. Shafer  
**Cc:** Mary M. Meyer  
**Subject:** FW: Crosswalk Concern

Thomas,

Can you kindly look into this request?

Thank you.

Jane

---

**From:** Jesse Franklin [jessefranklin@outlook.com]  
**Sent:** Monday, September 26, 2016 12:50 PM  
**To:** Jane Raybould  
**Subject:** Crosswalk Concern

Hello Councilwoman Raybould,

My name is Jesse Franklin and I live in your district. I am writing to express my concern over the safety of a crosswalk on my street. I live at 4102 Calvert St. Just to the east of my home, on Calvert Street before it meets the terminus of Sheridan, there are two ramps from the sidewalk on either side of the street that denote an otherwise unmarked crosswalk prior to reaching the stop sign. My concern is that this crosswalk is not properly marked and is a safety hazard for pedestrians. My request is that the crosswalk have white bars painted across the street from side to side and that yellow crosswalk signs be placed facing both directions of traffic.

My wife, my three children, and I have had many occasions where a car speeds by as we are about to cross the street there. The problem is that eastbound traffic, for example, is looking ahead to the stop sign and does not seem to notice people standing at the street side, ready to cross. Drivers frequently drive over the speed limit on our street as it is, and the unmarked crosswalk, then, becomes a considerable safety hazard for pedestrians and bicyclists wanting to cross Calvert Street. I know that signs and lines only do so much, but a better marked crosswalk at this location would certainly help enhance safety on the street.

Thank you for taking the time to read my email.

Jesse Franklin

4102 Calvert St 68506

(402)613-8525

**Mary M. Meyer**

---

**Subject:** Crosswalk Concern

Councilperson Raybould,

I will forward this to Lonnie Burklund, Engineering Service's Traffic Engineering Manager, for assignment and review.

Thomas Shafer  
Design/Construction Manager  
402-525-5644

---

**From:** Jane Raybould  
**Subject:** FW: Crosswalk Concern

Thomas,

Can you kindly look into this request?

Thank you.

Jane

---

**From:** Jesse Franklin [jessefranklin@outlook.com]  
**Sent:** Monday, September 26, 2016 12:50 PM  
**To:** Jane Raybould  
**Subject:** Crosswalk Concern

Hello Councilwoman Raybould,

My name is Jesse Franklin and I live in your district. I am writing to express my concern over the safety of a crosswalk on my street. I live at 4102 Calvert St. Just to the east of my home, on Calvert Street before it meets the terminus of Sheridan, there are two ramps from the sidewalk on either side of the street that denote an otherwise unmarked crosswalk prior to reaching the stop sign. My concern is that this crosswalk is not properly marked and is a safety hazard for pedestrians. My request is that the crosswalk have white bars painted across the street from side to side and that yellow crosswalk signs be placed facing both directions of traffic.

My wife, my three children, and I have had many occasions where a car speeds by as we are about to cross the street there. The problem is that eastbound traffic, for example, is looking ahead to the stop sign and does not seem to notice people standing at the street side, ready to cross. Drivers frequently drive over the speed limit on our street as it is, and the unmarked crosswalk, then, becomes a considerable safety hazard for pedestrians and bicyclists wanting to cross Calvert Street. I know that signs and lines only do so much, but a better marked crosswalk at this location would certainly help enhance safety on the street.

Thank you for taking the time to read my email.

Jesse Franklin  
4102 Calvert St, 68506 (402)613-8525

**DIRECTORS' AGENDA  
ADDENDUM  
MONDAY, OCTOBER 3, 2016**

**I. CITY CLERK**

**II. MAYOR CORRESPONDENCE**

1. NEWS RELEASE. Libraries launch challenge to Read Aloud 15 minutes a day.
2. NEWS ADVISORY. Mayor Beutler's public schedule for the week of October 1, 2016 through October 7, 2016.
3. NEWS RELEASE. Wilderness Park bridge closed beginning October 3, 2016.

**III. DIRECTORS**

**HEALTH DEPARTMENT**

1. Tentative agenda for the Board of Health October 11<sup>th</sup> meeting available on the Health Department's website.

**IV. MISCELLANEOUS**

**V. COUNCIL MEMBERS**

**JON CAMP**

1. Councilman Camp thanking Rick and Gail Mach on their email regarding holding back increases in rising taxes and explaining how the budget process works.

**VI. CORRESPONDENCE FROM CITIZENS**

**VII. ADJOURNMENT**

**LINCOLN CITY LIBRARIES**

136 S. 14th Street, Lincoln, NE 68508, 402-441-8500

**FOR IMMEDIATE RELEASE:** September 30, 2016

**FOR MORE INFORMATION:** Vicki Wood, 402-441-8565

**LIBRARIES LAUNCH CHALLENGE TO  
READ ALOUD 15 MINUTES A DAY**

Lincoln City Libraries (LCL) invites families to win prizes this fall by reading aloud to their children for 15 minutes a day. Every child who completes the “Read Aloud 15 Minutes a Day Fall Challenge” with their parent or caregiver will receive a drawing pad and crayons, and all participating families will be treated to a free party at Lincoln Children’s Museum in January.

To participate, pick up a booklet at any Lincoln City Libraries location, or sign up online using the Beanstack software at [lincolnlibraries.beanstack.org](http://lincolnlibraries.beanstack.org). Families are asked to read aloud for at least 15 minutes a day, at least five days a week, for eight weeks. They can record their progress in the paper booklet or online. Parents and caregivers who record reading time online will be entered into a drawing for one of two Kindle Paperwhite eReaders, and one lucky family will win a free party for 20 at Lincoln Children’s Museum.

“Research has shown that reading aloud to your child is the single most important activity parents can do to prepare their child for reading and learning,” said Vicki Wood, LCL Youth Services Supervisor. The challenge runs today through December 31.

For more information about developing early literacy skills, visit a Lincoln City Libraries branch or [lincolnlibraries.org](http://lincolnlibraries.org).

Date: September 30, 2016

Contact: Diane Gonzolas, Citizen Information Center, 402-441-7831

**Mayor Beutler's Public Schedule**  
**Week of October 1 through 7, 2016**  
*(Schedule subject to change)*

Sunday, October 2

- Near South Neighborhood Association annual meeting – 5:30 p.m., First Plymouth Church, 2000 “D” Street.

Tuesday, October 4

- Mayor's Committee for International Friendship and the Lincoln Council for International Visitors annual meeting – 6 p.m., MoMo's, 7701 Pioneers Blvd.

Wednesday, October 5

- Monolith groundbreaking announcement, remarks – 10:30 a.m., FUSE Co-Working, 151 N. 8th Street, fifth floor.

**PARKS AND RECREATION DEPARTMENT**  
2740 "A" Street, Lincoln, NE 68502, 402-441-8261

**FOR IMMEDIATE RELEASE:** September 30, 2016

**FOR MORE INFORMATION:** Sara Hartzell, Parks and Recreation, 402-441-8261

**WILDERNESS PARK BRIDGE CLOSED BEGINNING OCTOBER 3**

The pedestrian and bicycle bridge in Wilderness Park, south of the Pioneers Blvd trailhead, will be closed for nearly two weeks, beginning Monday, October 3. Large rock, called "rip-rap," will be installed to stabilize the stream bank that was damaged during the 2015 flooding in the park.

"While the bridge was not threatened by the flooding, the stabilization of the stream is necessary to protect that significant investment in the park trail system," said Sara Hartzell, Park Planner for Lincoln Parks and Recreation. She said the pedestrian and bicycle bridge will be closed during this construction due to the presence of large equipment. The pedestrian and bicycle trail will remain open during construction.

For more information about Parks and Recreation, visit [parks.lincoln.ne.gov](http://parks.lincoln.ne.gov).

**Mary M. Meyer**

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**From:** Council Packet  
**Subject:** Board of Health Tentative Agenda - October 11, 2016

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**Subject:** Board of Health Tentative Agenda - October 11, 2016

The tentative agenda for the October 11, 2016 Board of Health meeting is available on the Health Department's website: [www.lincoln.ne.gov/health](http://www.lincoln.ne.gov/health)

## Mary M. Meyer

---

**From:** Jon Camp <joncamp@lincolnhaymarket.com>  
**Sent:** Thursday, September 29, 2016 2:38 PM  
**To:** rgmach@bbwi.net  
**Cc:** Mary M. Meyer  
**Subject:** RE: Budget

Rick (and Gail)

Thank you for your supportive comments. I agree that our present efforts to maintain the mil levy for property taxes are not as large as I would prefer, but I am proud that 3 of my Council colleagues and I were able to concur with nearly all of the Mayor's requested items, still allow some \$6.5 million in "increased" tax revenue for City programs, and still cut about \$2 million of what would have been additional increased spending under the Mayor's proposed budget.

It is important to keep in mind exactly how the "budget process" works. . .the Council/legislative body approves a budget of "anticipated revenues and expenditures". That budget then is administered by the Mayor/executive, who has tremendous oversight power, especially in the City of Lincoln. For example, the Council could approve a budget with a \$350,000 estimate for a new fire engine but the Mayor, in his "sole" discretion could later decide to spend that \$350,000 on a vast array of other services/materials that he chooses within the Fire Department. Further, he can move that \$350,000 to another Department as long as he receives City Council approval.

With the aforementioned paragraph in mind, I find the Mayor's accusations that the City Council is "kicking the can down the road" and "being fiscally irresponsible" to be rhetoric. Instead, the City Council has offered the Mayor the "opportunity" to demonstrate just how efficient and how well he can prioritize since he can subsequently adjust the items identified in his original proposed budget to fit with \$2 million less in revenues. Of course, as the biennium continues, the Mayor will have other opportunities to adjust to actual receipts of revenues, which can exceed or fall below projections. The budget is not "static".

Again, thanks for your kind comments and support.

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](mailto:joncamp@lincolnhaymarket.com)

---

**From:** Rick/Gail Mach [<mailto:rgmach@bbwi.net>]  
**Sent:** Thursday, September 29, 2016 1:44 PM

**To:** Jon Camp  
**Subject:** Budget

I understand you are one of the city council members trying to hold back some of the increases in rising taxes and wish to thank you. The budget you propose will not cause any undue hardship for the city and at least makes it known that we do not need to keep rising on the list of states with the highest overall tax rate burdens.....One increase may not appear to be very great but when you look at what SCC is trying to do as well as the increase in other fees and such we really need people to look very closely at these budgets...You are appreciated for your efforts. Rick

Sent from [Mail](#) for Windows 10

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**MINUTES**  
**DIRECTORS' MEETING**  
**MONDAY, OCTOBER 3, 2016**

**Present:** Leirion Gaylor Baird, Chair; Roy Christensen, Vice Chair; Jon Camp; Carl Eskridge; Trent Fellers; Jane Raybould; and Cyndi Lamm

**Others Present:** Teresa Meier, City Clerk; Rick Hoppe, Chief of Staff; Dave Landis, Urban Development Director; Jeff Kirkpatrick, City Attorney; Tim Sieh, Assistant City Attorney; Kyle Fisher, Chamber of Commerce; and Mary Meyer, Council Secretary

Chair Gaylor Baird opened the meeting at 2:06 p.m. and announced the location of the Open Meetings Act.

**I. ADJUSTMENTS**

Gaylor Baird asked if any adjustments to either the Directors' or formal agenda. Raybould asked if appropriate to discuss procedures for tomorrow morning? Gaylor Baird replied we could go through this agenda, with officers present, and then have the Organizational Meeting and discuss.

**II. CITY CLERK**

Meier stated Public Hearing Liquor Items 15 & 16 will be called together. Item 20, Public Hearing Resolutions, has a Motion to Amend, No. 1. We have a request to continue public hearing until October 17<sup>th</sup> on Item 21.

Landis stated Item 21 has two language iterations on the Veterans Administration area. One is scheduled for hearing today. The other delivered in the Thursday packet. Need to harmonize the two. The intended objective from both developers is to take the language in the Thursday packets. Today is a hearing but for a previous language iteration both parties declined to pass. Hoping for is a continuation of today's hearing until the 17<sup>th</sup>. Then, the hearing and vote. Since a resolution can occur on the 17<sup>th</sup>. That's our objective timeline with the developer. Up to both parties. On today's schedule, which is a bit preliminary since we've only had the language since Thursday or Friday. That is the language both parties want. We'd like to delay, continue, and close on the 17<sup>th</sup>.

Christensen stated considering there's not a lot of money, what are they replacing with? Gaylor Baird asked when will the corrected, up to date, version be online? Eskridge thought now, asking Landis if it's the one sent Thursday? Landis replied to his knowledge but would check for any variation. Gaylor Baird added, want to be sure we have the right version. Sieh stated it should be online, the original agreement approved last September. One new agreement going out, sent last Thursday and should be online. Gaylor Baird noted Council will take testimony if people come today. Landis agreed, adding the developer won't be here as we're operating on the 17<sup>th</sup>.

Meier continued, Item 22 has a Motion to Amend.

**II. MAYOR CORRESPONDENCE**

1. NEWS RELEASE. New pavement sealer to be used on Old Cheney.
2. NEWS RELEASE. Open House set for 56<sup>th</sup> and Morton drainage improvement project.
3. Memo from Rick Hoppe, Chief of Staff, on planning for Court Decision and Special Meetings.
  - a) Special Council Meetings memo from Mayor Beutler.
4. NEWS RELEASE. Reserve Park areas online.
5. NEWS RELEASE. Section of Normal to close Thursday.
6. NEWS RELEASE. Correction: Section of Normal to close beginning Thursday.

**Rick Hoppe, Chief of Staff**

Hoppe stated he wants to discuss having a pre-council in regards to union negotiations.

He noted union negotiations are starting to happen and are quickly moving along. Think it's time we have Council in the discussion. Would like Doug McDaniel to come next week, October 17<sup>th</sup>. Or, would you rather be later? Earlier is better and since people will be gone with the holiday thought would make more sense to do on the 17<sup>th</sup>. Short discussion, agreement. Hoppe thanked Council.

### **III. DIRECTORS**

#### **PLANNING COMMISSION**

1. Action by the Planning Commission, Wednesday, September 28, 2016.
2. Planning Commission Final Action, September 28, 2016.

#### **PLANNING DEPARTMENT**

1. Administrative approvals by the Planning Department for Sept.20 through Sept. 26, 2016.
2. The Urban Design Committee for October 4, 2016 has been canceled due to lack of agenda items.

#### **PUBLIC WORKS & UTILITIES/ADMINISTRATION**

1. Miki Esposito, Public Works & Utilities Director, reporting on pothole claim of Ms. Roberts.
  - a) Councilwoman Jane Raybould expressing thanks for the quick follow up.
  - b) Memo explaining MTZ has visited with Ms. Roberts regarding her claim. Thomas Shafer also shared information on contractor liability.
2. Miki Esposito, Public Works & Utilities Director, giving update on erosion problem reported by Gary Aldridge. (Listed on Directors' agenda for September 26, under Jon Camp, No. 3)

### **IV. BOARDS/COMMITTEES/COMMISSION REPORTS**

#### **1. Lincoln Partnership for Economic Development - Camp, Christensen, Eskridge**

Eskridge stated they received updates, an airport report, and the Fire Chief spoke. Gaylor Baird asked if they discussed the days' activities with a reply of yes. Fisher stated if there are questions, contact him.

Camp stated he flies out of Lincoln frequently and David, the Director, brought up the CRJ's, Canadian Regional Jets, 50 passengers, and always full. Airlines are getting rid of these especially with commuter airlines. The 700 model is substantially larger, and will put challenges on Lincoln keeping their amount of service, because of the almost double amount of flying needed. They're trying to keep the service we have. Spoke again, and the Atlanta flight is nice but some days they cancel. It's critical to keep. Respect that they're monitoring well because it would be nice to get more frequent flights. Another item is the one bankruptcy at Air Park, a \$10 million loss. Think they're moving ahead with add on fees which a lot of the other airports, nationally, do per ticket.

Raybould asked if they discussed the pilot shortage? Camp replied, yes. In the next few years the lack of pilots is incredible. The military isn't generating pilots like before, and it's 1500 or 2500 hours of flight time, where it use to be 500 hours to be in the pilot's seat. Makes much more difficult. Another element of going to larger planes. Most factors in the aviation industry will be challenging.

#### **2. West Haymarket Joint Public Agency - Eskridge**

Eskridge stated quite a few items. One is the operating budget. The fiscal year ended in the black, very encouraging. An audit agreed to, an annual regular audit, nothing alarming. Established is a Joint Public Agency Capital Improvement Program, which had not been in place previously. We realize with a building this size and other items in the West Haymarket area they don't last forever. Will need to replace items when necessary, i.e. basketball floors, parking garages, etc. A schedule over 25 years shows how we'll take care of area.

Fellers asked who's task was implementing? Eskridge replied probably different people. Within the arena would be the arena operations people. The parking garages would be under Wayne Mixdorf, and other street issues would be part of Public Works. Different people.

Eskridge noted the largest piece of the Environmental Re-mediation work is being completed. Probably completed for intents and purposes. At the Alter Scrap Metal site they hauled out dirt, with some placed locally and the worst dirt shipped to Oklahoma. The site cleaned and essentially ready for building. There was action relative to the Lumber Works property, giving authority for people to work on the project. An item of interest related to the Hubl Building. They have a courtyard which would be mirrored on the south half of the block. The to be built building needs the same kind of footprint on this side so the courtyard would actually be twice the size and serve both buildings. An understanding that whatever goes in the property will have the same kind of courtyard.

**3. Problem Resolution Team - Lamm**

Lamm stated they went over the usual reports, houses/homes reported on, and now receiving critter reports. The largest item is a commercial property. Previously mentioned police calls, and if a unit is uninhabitable they move the person(s) to a habitable unit but not necessarily fix the first. Without commercial standards we're searching for a solution. One suggestion is possibly a habitability percentage standard, or something linked directly with hospitality, dealing with housing units where people come and stay.

Lamm added she was disturbed as when she went online understood she could book reservations at this hotel. It looked gorgeous but absolutely is not. You can imagine someone from out of town. Don't know if you could book online, but didn't actually try. Concerned and will be sharing photos with Council of area as we continue with our discussions.

**4. Downtown Lincoln Association - Gaylor Baird, Eskridge**

Gaylor Baird stated they have some new Board Members. Received updates on Downtown 101, the program for freshman college students, many unfamiliar with Lincoln. Something like a scavenger hunt took them to downtown businesses. Quite successful. They also had assignments like running a lap at the track inside the Lincoln Running Company. Michelle Waite and others at UNL were very happy with the DLA program.

Gaylor Baird noted the DLA would like the opportunity to give feedback on the Downtown Circulator. Once up and running they want an opportunity to talk to the City making sure it's possible.

She added the main presentation was on the theater policy proposal which Christensen is bringing forward. They presented consultants to study our existing market analysis in Lincoln. Addressing Hoppe asked if it will be made available to Council Members? Will Planning make available to everyone or do a briefing? Hoppe asked if Council would like a briefing? Yes replies. Hoppe commented he's not aware of their plans.

Christensen stated the proposal on the Planning Commission's agenda this Wednesday so we can consider before year's end. Raybould asked if consultants study the available online as part of the hearing? Christensen didn't know, adding it should be. Raybould stated she would like to read or review their report.

Gaylor Baird noted they were seeking DLA input no actual input given from the DLA at that point. The presentation was made so that they could have the opportunity to give feedback.

## V. MISCELLANEOUS

Christensen stated at this point there is no ruling by the Judge on the pending lawsuit, and so we will not be addressing the first item on the today's agenda. Unless there is a contingent by the time we leave today we won't meet tomorrow morning.

Lamm commented she'll offer an amendment by substitution. May provide a solution where we could amend to the previous levy the Council has, if passed today, corresponding to the Council's budget. The Mayor would have 7 days from tomorrow or so, to veto. If a decision came back for the Mayor, need on the 11<sup>th</sup>, but if a decision comes in our favor we would have our levy in place and wouldn't need another meeting. Don't know how everyone feels about this, but the motion is exactly like the Law Departments.

Gaylor Baird asked if for today? Lamm responded yes, at today's meeting if we don't have a decision. If I presented the Motion to Amend by Substitution for the levy we passed, the .32194, would have in place if the decision came in our favor without a special meeting. But the Mayor has until a week till Tuesday, the 11<sup>th</sup>, to veto if the decision comes the other way. Meier stated, the Mayor has 7 days from Wednesday to sign off but we've advertized a public hearing on this item and anyone could come. Council agreement.

Lamm added, believes we've met the notice requirement for the number we published. There's been a hearing on the numbers so don't anticipate any problem. If not acting on anything at least we've put forward. A 50 - 50 chance.

Raybould stated a bit confusing. Aren't we scheduled to meet on the property tax rate this Wednesday? Members commented Tuesday and Wednesday. Raybould asked why postpone Item 1 and do a substitute when we have it Wednesday? Lamm stated instead of postponing my proposition, I would introduce an amendment by substitution for the Council's number. There's two tax levy numbers, the Mayor's and the Council's. When the decision comes out, with Christensen already saying if we don't have a decision tonight we would cancel tomorrow's meeting. Raybould commented let's take it up on Wednesday.

Christensen commented Lamm is saying if it comes down in Council's favor, and we've passed the substitute, there's no reason to meet again. Could cancel all the meetings. Raybould asked if Council didn't already vote with Christensen stating it was vetoed. Raybould asked if it would be a reconsideration motion? Lamm said no, not suggesting a reconsideration. Christensen commented we talked about reconsidering but under the advisement of Kirkpatrick the Mayor suggested we bring it back to the agenda. My understanding, is that right?

Kirkpatrick asked, for? Lamm said the Mayor's number. Kirkpatrick stated not sure of the advice you're relying on, but I think you can do. When we first discussed the two different levies, I said from the beginning I wasn't sure we had to continue to publish and have public appearance. Hubka felt this would prevent any possibility of a State Auditor, or State Department of Revenue, giving a challenge, or a taxpayer lawsuit. If you did a substitute amendment today think the chances of being challenged are low to very low.

Lamm noted the Mayor has time within the time of veto, taking us to the 11<sup>th</sup>, which is the date we needed in the event the Court came down. Raybould said, still, Item 6 is the Mayor's veto of what was voted on before. Aren't you asking us to reconsider, or don't we have to vote to try to override that veto?

Lamm stated she's not asking for a veto. Item 6 is the veto override, which we don't expect unless someone changed their vote, don't expect it would be overridden, but we have to consider today. Raybould asked,

we have to consider the veto override today? Reply of correct, from the last time we passed. Raybould added, then you put it back on, again today? Lamm answered yes, just like the Mayor's, but in place of the Mayor's.

Raybould stated she wants to go back to what Lamm said, the last time we did this she wanted both of them on at the same time. Christensen said they've both been considered, at the same time now. Done. Raybould inquired, we're going to consider at the same time, again? Christensen replied no, we're trying to make life easier on everyone instead of having another meeting. If the Judge rules in the Mayor's favor we have to meet. If the Judge rules in Council's favor, and we do what Lamm said, we don't meet again.

Eskridge commented he doesn't have a huge problem with this except his vote may change based upon what the Court says. Raybould added, might be obligated. Eskridge replied, not only that but there might be persuasive arguments the Court makes that could impact how he would vote. Don't know.

Gaylor Baird stated to Eskridge's point and what she believes you first suggested when you brought to our attention was the idea of not having multiple meetings but to have one meeting responsive to the direction of the Court. Seems like the cleanest, most professional way to proceed, if we wait like suggested. Delay taking action on this item since it was here as a placeholder assuming we had a decision tomorrow, a placeholder, assuming would be kind of early today. Then we have Wednesday, another backup, and our ultimate backstop of October 11<sup>th</sup>. We all want to respond quickly to the decision but to pre-empt the decision seems...

Lamm believes all Council Members should be allowed to vote and Camp is going out of town. If we don't have a decision tonight, and don't have a meeting tomorrow morning, then would Camp be available for Wednesday morning, with the reply of yes.

Christensen stated, FYI, received an email from David Borgen saying no decision. Council discussion about email. Christensen added, on what Eskridge said he, depending on the decision, may change his vote. Think that is a sort of decision to take, and maybe we just wait.

Lamm asked, are we going to delay a vote on the Mayor's proposal today? Christensen said we won't vote.

Hoppe thought to go ahead and delay until the next regular scheduled meeting, on the 17<sup>th</sup>. Obviously should be settled before then, and that way it's off your agenda.

Christensen asked Camp when will he be gone? Camp replied from 5 p.m. Wednesday and back the night of the 13<sup>th</sup>. Eskridge commented he leaves about the same time Wednesday. Fellers addressed Camp saying, you wouldn't be here for? Camp stated he's gone the end of the 5<sup>th</sup> through the 13<sup>th</sup>.

Raybould said, could delay Item 1. Meier said Item 1 could be withdrawn. Christensen reiterated, withdraw and not consider. Meier added, have two others listed. Raybould stated we delay Item 1 until Oct. 17<sup>th</sup>. Meier stated withdraw. Members discussion. Christensen said can meet Wednesday if we have a decision on Tuesday. Raybould added, or if we get the decision too late tonight. Christensen interjected, to do anything tomorrow morning. If the decision comes before tomorrow evening we'll meet Wednesday morning.

Kirkpatrick asked Lamm if she is withdrawing her request for a special meeting, or waiting until the end of the Council meeting today? Christensen replied wait till the end today. Lamm stated she would wait until the end today because that agenda doesn't have bullets. Kirkpatrick commented his only thought was because Camp and she, Lamm, called the withdrawal it has to come from you and Camp on the record.

Fellers asked if a meeting could be canceled for lack of quorum? Member discussion. Gaylor Baird asked, on the agenda for tomorrow's meeting, because of the two items that seem to need response, if we take action today does that agenda need to be modified if we meet tomorrow? Or, is the levy advertised? Christensen addressed Kirkpatrick saying, could we consider whatever levy issue we have tomorrow morning if we needed to? Lamm didn't think so. Kirkpatrick agreed saying, no, don't think so. Think you'd have to go to Wednesday. Lamm stated if a decision came in favor of Council tonight, we could have tomorrow's meeting and reconsider the vote.

Raybould stated she would wish we had time to consult with our counsel about what the minority of Council Members might need to do, if a decision came tonight. To know the ramifications. I would like time, would like Tuesday to be postponed until we have time to raise issues, questions, on whatever decision so we know how to vote on Wednesday. Gaylor Baird added we could agree. Council discussion.

Lamm said you could vote either way, the same as now, or vote whatever the Court's decision is. Gaylor Baird stated the question needs to be what is a reasonable timeframe to react to a decision. What is the Council's majority thought on how much time you would like before tomorrow and if there is a difference at all for the minority? Or, do we all want a certain timeframe to review, consult, and then proceed to a voting session?

Christensen stated the way he sees it happening is whatever decision comes down, Council majority has a meeting and advice from David Bargaen. I communicate with all Council Members. Gaylor Baird and I sit down with Kirkpatrick, figure out what has to be done, asking how late would you be available? If something came out by 5:00 o'clock? Kirkpatrick replied he would be available.

Raybould said for tomorrow's agenda we agree we are not going to take the veto override of the text? Christensen stated, yes we will. Kirkpatrick added, so Council knows, had a conversation with Bargaen this morning. Did ask what questions may be asked depending upon the decision of the Court, what happens to the appeals rights if the levy is passed? Bargaen had responded he thought about it, but hadn't reached a conclusion. Told him to keep thinking because it might be a question Council will ask and they would want an answer before voting.

Gaylor Baird asked if other people had thoughts on the timeframe? Is 5:00 p.m. the latest it would come today? Fellers thought a question of presence as 2 members are traveling, and if they can be present. Think we can figure out the direction we need to go beyond how we're going to vote, and what happens next. Think it's a box of unknowns which may become known once a Court decision comes. Until then it's good we have 3 different options, 3 different meetings. If uncomfortable with voting tomorrow we still have a meeting Wednesday at 9:00 a.m., and voting can happen or not, based on how comfortable we are. If we get into next week with the 11<sup>th</sup> coming we're somewhat at a drop dead date and probably at a point where people need to make a decision. Think the maximum amount of options are available, and we're at a place where we can make a decision and ask questions in a timely manner. If the decision comes Wednesday after 9 o'clock we'll have days to make phone calls and figure out the options.

Christensen stated as soon as he receives the notification from David Bargaen will email Council.

Lamm thinks a meeting is needed on Wednesday morning. Either way. With or without a Court decision as Camp will still be here. Trent agreed, adding if we do, or not, have a decision we should meet on Wednesday because presence is an issue. He added there may be a short turnaround but we have to respect the votes will be out, we'll ask questions and come to a conclusion. Also, once we gavel the meeting if we have extra questions needing answers we can figure out how to get. Like where we're at, as there's a lot of options for how we make a decision moving forward and whether on the 11<sup>th</sup> or Wednesday.

Raybould asked how are we leaving the meeting tomorrow? Lamm replied, if decision today before we leave ----Christensen commented, we'd cancel. Discussion.

Fellers noted the worst which happens showing up tomorrow at 8:00 a.m. is we're here for a cup of coffee, and we're gone.

#### Other Items

Raybould stated as an update, there was another neighborhood owners association meeting dealing with the Costco application on Pine Lake Road. Very interesting dialogue and at times it was very contentious but a lot fewer neighbors present. Would say by 30. Substantially less. Costco presented some modifications to the plan going forward. The Planning Commissioners meet next Wednesday and anticipate neighbors attending.

Christensen added one modification came out of the previous meeting and won't fly. Putting a stop light at an 16<sup>th</sup> Street exit because it violates our access policy. Costco informed. Fellers asked if there wasn't already a stop light there? On 17<sup>th</sup>? Raybould replied one at 14<sup>th</sup> and not Hazel Scott but the next one up. Christensen stated they talked about putting one too close to 14<sup>th</sup> Street. It would be the west entrance to Costco where they wanted a stop light, with the answer of no.

Fellers asked which way is the back of the store? Christensen said the back is towards the cemetery, north. Raybould stated the back is to the west. The loading docks on the west. Fellers asked if the back would be closer to 14<sup>th</sup>? Raybould replied yes. Christensen noted the loading docks would be closer to 14<sup>th</sup>. Fellers commented their access point, coming off Scott, would be where the road bends around the soccer field. Correct. Asked if there isn't a stop light there? Raybould replied no, they sort of discussed putting a stop light there. There's one at Helen Wood Road and one at 27<sup>th</sup>.

Christensen added the biggest problem with Hazel Scott are the parents who park there for their kids. Raybould added and again for soccer on Saturdays. Creates a problem.

Gaylor Baird stated one related item the Planning Department brought to my attention is that logistically the way they've got scheduled is it would move through Planning, assuming no delays. They would then end up with public hearing on this item on Halloween Monday night meeting, October 31<sup>st</sup> with neighbors asking not to have that night. The Planning Department will likely schedule their Public Hearing the following week. The emails are stating they're in disagreement with the meeting at 5:30 p.m. on Halloween. Wanted to share to see if any interest in potentially changing the time? I'm not saying we should but wanted to bring forward.

Fellers stated if the meeting is at 5:30 p.m. cannot attend. Only have young children once.

Raybould commented we should change the meeting, in agreement with Fellers, Halloween is huge. Discussion. Gaylor Baird stated could change to the following week, but probably depends on requirements. Camp thought to do on the 24<sup>th</sup>. Gaylor Baird asked if there is time? Kirkpatrick replied yes, if you want to make the decision. Discussion. Gaylor Baird noted could have the meeting on October 31<sup>st</sup> at 3:00 p.m. and the 24<sup>th</sup> at 5:30 p.m. Any formal process to make this change? Camp thought to announce at today's meeting. Pearce added we might have committee people being appointed, scheduled for those dates, will check and work with them. Shift them to a time that works. Gaylor Baird stated she would make the announcement.

## **VI. COUNCIL MEMBERS**

### **JON CAMP**

1. Email from constituent thanking Councilman Camp for his consideration of the Resolution for

Indigenous Peoples Day.

- a) Councilman Camp expressing thanks for the email and resolution support.
2. Bill Boernke stating his views on the budget veto.
3. Rick and Gail Mach thanking Councilman Camp for being one of the City Council Members trying to hold back increases in rising taxes.

#### **JANE RAYBOULD**

1. Jesse Franklin expressing safety concerns regarding a cross walk on her street with Councilwoman Raybould requesting Thomas Shafer, Public Works & Utilities, to look into.
  - a) Councilwoman Raybould's memo from Thomas Shafer stating the Engineering Traffic Manager will review and look into.

#### **VII. CORRESPONDENCE FROM CITIZENS**

#### **VIII. ADJOURNMENT**

Chair Gaylor Baird adjourned the meeting at 2:52 p.m.