

Addendum
DIRECTORS'/ORGANIZATIONAL AGENDA
ADDENDUM

Monday, October 7, 2019

I. MAYOR'S OFFICE

1. Fiscal Impact Statement, City Law/Human Rights, dated September 25, 2019

II. CONSTITUENT CORRESPONDENCE

1. Street Repair Funds - Bob Reeves
2. 14th and Warlick Blvd - Robin Konigsmark
3. 14th and Warlick Blvd - Paula Randall
4. 14th and Warlick Blvd - Lonnie Huebert
5. 14th and Warlick Blvd - T. Newell Decker
6. 14th and Warlick Blvd - Elaine Boswell
7. 14th and Warlick Blvd - Sue Coller
8. 14th and Warlick Blvd - Doug McDermott
9. 14th and Warlick Blvd - Richard Clark
10. 14th and Warlick Blvd - Jim Determan
11. Classical Conversations, Inc. Issues of Concern - Leyna Reynolds
12. 14th and Warlick Blvd - James Heller
13. 14th and Warlick Blvd - Matt Ashmore
14. 14th and Warlick Blvd - Kathleen Wiens

III. COUNCIL MEMBERS

1. Discuss Proposed Ordinance 19-103

FISCAL IMPACT STATEMENT

DEPARTMENT/DIVISION: City Law / Human Rights

DATE: 09/25/2019

NEED This is a request to increase appropriations in HUD Grants-in-Aid to accurately represent the actual grant award received and reconcile the grant project balances.			
FUTURE IMPACT:	<input checked="" type="checkbox"/> Ongoing <input checked="" type="checkbox"/> Limited	Projected Completion Date <u>08/31/2020</u>	
REVENUES GENERATED		LEGISLATIVE CHANGES	
FY 19/20 HUD Grant Awards higher than estimates available during the budget creation in February of 2018.		City	Yes <input type="checkbox"/> No <input type="checkbox"/>
		County	Yes <input type="checkbox"/> No <input type="checkbox"/>
		State	Yes <input type="checkbox"/> No <input type="checkbox"/>
IMPACT	Current Fiscal Year	Next Fiscal Year Annualized	
PERSONNEL (full time equivalents)			
PERSONNEL (cost) business unit: 217001			
object code description			
02014.5020 Human Rights – Salaries	- \$15,000		
217001.5020 HUD Grant - Salaries	+ \$15,000		
217001.5080 HUD Grant - Fringe Benefits	+ \$ 5,000		
SUPPLIES business unit:			
object code description			
OTHER SERVICES & CHARGES business unit:			
Object Code: Description:			
EQUIPMENT business unit:			
object code description			
TOTAL EXPENDITURES	+ \$ 5,000		
SOURCE OF REVENUES FY 2019/2020 HUD Grant Awards			

DIRECTOR Jeffery R. Horgan

DATE 9/25/19

FINANCE DEPARTMENT COMMENTS	Availability of Appropriations: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
	BUDGET OFFICER <u>Sherry Wolf Orbal</u>
	PURCHASING AGENT _____
FINANCE DIRECTOR <u>[Signature]</u>	DATE <u>9/24/19</u>

APPROVED: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	MAYOR <u>[Signature]</u>
	DATE <u>Sept. 30, 2019</u>

WHEN TO USE FISCAL IMPACT STATEMENT

1. Requesting transfer of operating appropriations.
2. Requesting increase in personnel (full time equivalents) appropriations.
3. Requesting transfer of capital improvement appropriations.
4. Requesting operational change not authorized during the budget process.
5. Requesting appropriations based on receipt of additional funds from outside sources.
6. Requesting use of Contingency funds.

HOW TO USE FISCAL IMPACT STATEMENT

NEED: There should be a detailed explanation of why a change to the previously approved budget is necessary. If the change will have any impact beyond the current fiscal year, it should also be noted.

FUTURE IMPACT: One of the boxes should be checked. An example of an item with ongoing impact would be a request for additional fte authorization that will also be requested in upcoming budgets. This would necessitate filling out the "Next Fiscal Year Annualized" column. An example of an item with limited impact would be asking for authorization to use salary savings for the one time purchase of equipment. If "Projected Completion Date" applies, please fill in.

REVENUES GENERATED: Please note if the request will affect current and future revenues.

LEGISLATIVE CHANGES: These boxes should be marked yes or no. Some of the actions this form is used for (transfer of capital improvement appropriations, Contingency Funds) require a City Council ordinance.

PERSONNEL (full time equivalents): Please note the number of fte's the request involves, if applicable.

PERSONNEL (cost), SUPPLIES, OTHER SERVICES AND CHARGES, EQUIPMENT: All entries in these boxes must have the business unit, object code, and object code description along with the dollar amount. Negative amounts must be indicated by brackets.

TOTAL EXPENDITURES: This box should contain the sum of the dollar amounts in the various expenditure categories.

SOURCE OF REVENUES: This box should contain the name of the fund the action is required for.

Angela M. Birkett

From: Bob Reeves <bobreeves63@gmail.com>
Sent: Friday, October 04, 2019 6:58 AM
To: Council Packet; Council Packet
Subject: street repair funds

Dear City Council members:

When the 1/4 cent sales tax increase was presented to voters, we thought it was going to be used primarily to fix residential streets. Now it appears that the main focus is going to be on arterials. I thought we already had funds earmarked for arterials. Why take money away from this new fund, do do arterial projects, when ordinary residential streets all over the city continue to deteriorate?

I also support City Council Richard Meginnis' proposal to delay construction of the elevated roundabout at 14th and Old Cheney, and redirect those funds to fix existing streets. We don't need costly new projects when we can't keep up the streets we already have.

Sincerely,

Bob Reeves
3236 Dudley St.
Lincoln, NE 68503
402-464-1803
bobreeves63@gmail.com

Angela M. Birkett

From: Robin Konigsmark <accentwife@aol.com>
Sent: Friday, October 04, 2019 1:18 PM
To: Council Packet

Please go forward with the 14th/Old Cheney/Warlick intersection!!

There is way too many cars at this intersection every day and the area can't handle that many cars. Prolonging this project as with anything prices increase and it will cost more in the end. At some point you have to do something about this area and the traffic please do it now!

Sent from my iPhone

Angela M. Birkett

From: Paula Randall <prandall86@icloud.com>
Sent: Friday, October 04, 2019 3:27 PM
To: Council Packet
Subject: 14th & Old Cheney intersection

If we delay the project it will cost us more in the future. This intersection needs addressing sooner than later.
Please move forward.
Thanks

Paula Randall

Paula Randall, REALTOR®
Nebraska Home Sales
402-853-1810
"Client Focused. Results Driven."

Angela M. Birkett

From: Kris Huebert <krishuebert@gmail.com>
Sent: Friday, October 04, 2019 3:41 PM
To: Council Packet
Subject: 14th & Old Cheney roundabout

Delaying the roundabout would only see an Increase in the price and more than likely at a cost of more human lives being taken as this intersection is extremely dangerous! The city will always find other projects to spend the money on and this is already past the planning stage.

Lonnie Huebert
Retired Civil Engineer

From: Newell Decker <tndecker1@gmail.com>
Sent: Friday, October 04, 2019 4:11 PM
To: Council Packet
Subject: 14th and Old Cheney Roundabout

Delaying the roundabout will have two outcomes....

1. more lives lost to traffic accidents
2. the inevitability of increased costs to build.

Delaying the building of the roundabout is not a reasonable thing to do.....please vote to start construction as soon as possible.

T. Newell Decker, Ph.D.
Emeritus Professor of Audiology
University of Nebraska-Lincoln
Radio Call Sign = W0TND

Angela M. Birkett

From: Elaine Boswell <layneeboz@gmail.com>
Sent: Friday, October 04, 2019 4:24 PM
To: Council Packet
Subject: 14th and Old Cheney

I hope that you are not seriously considering delaying this project for another 10 years! We have had meeting after meeting about this planned improvement. I am sure that in 2028 there will be more problems needing attention.. What then, another delay? Let's GET IT DONE before this very dangerous intersection claims more lives.

Elaine Boswell

Sent from [Mail](#) for Wind

Angela M. Birkett

From: Sue Collier <scoller@fpclincoln.org>
Sent: Friday, October 04, 2019 5:01 PM
To: Council Packet
Subject: 40th & Old Cheney Update

I live in the Porter Ridge area, and regularly use the intersection at 40th and Old Cheney. I understand there is an ordinance being considered Monday to delay the improvements scheduled for that intersection. I request that you proceed with the original time line, and do not delay. I understand there are other road projects in need of attention - there will ALWAYS be other road projects that need to be done. This particular project was designed to address a safety issue and a traffic issue - and that will not go away until it is addressed. There is regularly a bottleneck in that area, and a fairly high frequency of accident, and especially near accidents. With the increasing traffic going through that area, those problems will increase as well.

Furthermore, any delay will most likely result in a significant increase in cost for the project, as I have yet to see road project costs go down when delayed.

So from both a safety and a fiscal standpoint, please do not delay this project. Finally, those of us who have been paying the wheel and fuel tax understood for a while that a significant portion of those funds saved would go toward this project. The reallocation of funds make me have a little less trust in the council and it's promises.

--

Grace and Peace,

Sue

~ Rooted in God ~ Open to Grace ~ Filled with Joy

*Sue Collier - Pastor, First Presbyterian Church
840 South 17th St, Lincoln, NE 68508
Office: 402-477-6037 -- Cell: 402-450-3384
Twitter: @SueCollier Facebook: sue.collier*

www.fpclincoln.org

www.facebook.com/fpclincoln

www.facebook.com/Arts-for-the-Soul-Music-Fine-Arts-Series-143794949677

Don't ask what the world needs. Ask what makes you come alive, and go do it. Because what the world needs is people who have come alive. -- Howard Thurman

Angela M. Birkett

From: Douglas McDermott <dlimcdermott@windstream.net>
Sent: Friday, October 04, 2019 5:25 PM
To: Council Packet
Subject: 14th & Old Cheney Intersection

It is a very unsafe intersection (especially at the yield sign crossing), and something needs to be done to improve safety and increase capacity. The city has already spent millions and received the federal permits for this project (which can take many years), and the cost is only going to increase. If the project bids come in at the budgeted cost, I'd like to see this pushed through. However, if the bids come in at an outrageously high amount (let's say \$40M+), then I'd like some money to be remain earmarked for this project (let's say \$10M of the current \$19M saved), and the remaining \$9M to go towards other road maintenance needs.

Angela M. Birkett

From: rtclk <rtclk@windstream.net>
Sent: Friday, October 04, 2019 5:34 PM
To: Council Packet
Subject: 14th street roundabout

It is time to do this project and move on. Cheyenne, Wyoming has at least two of these types of roundabouts (not as large) but they work quite well. It won't get any cheaper!
Richard Clark

Sent from my Samsung Galaxy smartphone.

Angela M. Birkett

From: Jmdeterman <jmdeterman@gmail.com>
Sent: Friday, October 04, 2019 7:37 PM
To: Council Packet
Subject: 14th & Old Cheney intersection

Dear Lincoln City Council,

I want to pass along my request to scrap the 14th & Old Cheney intersection plan as it stands today. This project is simply too expensive for the city, when the city has greater needs throughout the city. I ask and encourage you look into alternative plans to correct the safety issues to this intersection.

Thank you for your consideration.

Jim Determan
4500 Birch Creek Drive
Lincoln, Ne. 68616

Sent from my iPhone

Angela M. Birkett

From: Leyna Reynolds <leynajreynolds@gmail.com>
Sent: Sunday, October 06, 2019 10:22 AM
To: Undisclosed Recipients
Subject: Classical Conversations, Inc. - Issues of Concern
Attachments: CC Great Lakes -Nebraska .xlsx

To Whom it May Concern:

I am writing you to let you know that there is a **for-profit business** operating within several churches in Nebraska. I am concerned this may jeopardize the churches' property tax exemption. The name of the for-profit business is Classical Conversations, Inc. Their home office is based in North Carolina. The address is:

Classical Conversations

255 Air Tool Drive

Southern Pines, NC 28387

Classical Conversations, Inc. is a for-profit tutoring service that plants for-profit businesses, which they call communities that meet mostly in churches for one full day a week for up to 30 weeks of the year. They contract licensed directors and then encourage them to seek a church facility to host their business. Many times, the churches are intentionally not informed they are hosting a for-profit business, and instead, they are led to believe they are hosting a homeschooling co-op or ministry.

The way Classical Conversations structures their "communities" is as follows:

Directors: This is typically a homeschooling parent who wants to start a community for their children. They are supposed to set themselves up as their own business and then purchase a license from Classical Conversations, Inc. Directors are responsible for recruiting other homeschooling parents to join the community and for contracting "Tutors" to teach classes for their programs. Directors generate income by receiving a portion of the tuition charged to the homeschooling families that is set by Classical Conversations, Inc. Directors often collect a facility fee from each family and write one check to the church. More recently, Directors have been encouraged to have each family write a check and submit it directly to the church. A typical facility fee ranges from \$50-\$100 per student and a full campus can have up to 150 students.

Tutors: These are homeschooling parents, usually contracted and paid by Directors. They agree to instruct children during weekly meetings at the church. These tutors are also supposed to set themselves up as their own business. Tutors generate income by receiving a portion of the tuition that is set by Classical Conversations, Inc.

Support Representatives: These are homeschooling parents who oversee different communities within a predetermined territory. Support Representatives are hired by Classical Conversations, Inc. as independent contractors. Their primary responsibility is to sell licenses to Directors to use Classical Conversations Inc. name and to make sure communities are adhering to Classical Conversation's corporate guidelines. Support Reps generate income by receiving a portion of the licensing fees paid by Directors to Classical Conversations, Inc.

Homeschooling Parents: This is the majority of people who are completely unaware of the potential dangers of how Classical Conversations, Inc. structures their business. These parents are the ones financing the whole operation through tuition and fees. Most of them believe they are part of a homeschooling co-op, not a business. Many times, directors, tutors, and parents are unaware of the potential liabilities that host churches may be taking on in order to host Classical

Conversations businesses. My concern is that this company is placing homeschooling parents and churches in danger of potential property tax liability.

It has been brought to the attention of the corporation's highest leaders many times that this could be detrimental for churches, but the corporation continues to encourage the business owners to seek out churches to house their business activities. Again, many times, the churches are not even informed that the Classical Conversations community is a for-profit business. All of the churches listed on Classical Conversations website have been contacted through letters and emails, informing them of the potential liabilities of hosting for-profit businesses. After receiving this information, many churches decided to no longer host these businesses in their facilities, while others decided to continue hosting. It is important to note that Classical Conversations, Inc. removed the churches from their website after learning that a letter went out to churches hosting their businesses.

In some tax-exempt churches, inurement is a real concern as board members, donors, pastors, leaders, elders, deacons, trustees, staff, or their family members may be working in a Classical Conversations business. As I understand it, this could mean the use of the church facilities is directly funding the private interests of the individuals associated with that church.

I have attached documents for you to review. The first is a list of the churches that have been listed on the Classical Conversations website as hosting a Classical Conversations business in Nebraska. The second document is a copy of the program tuition and fee information for 2019-2020. Each Classical Conversations business that meets in a church could be collecting between 8-150 individual student tuitions.

Please let me know if you have any questions, and I will do my best to answer them.

Thank you for your consideration of these issues.

Classical Conversations Program Tuition Costs

Please contact your local Classical Conversations Director for 2019-2020 Program Application forms.

The tuition and fees for Classical Conversations® programs for 2019-2020 are as follows:

Foundations and Essentials Program costs:

Classical Conversations® FOUNDATIONS Program (Any children four years old and older by June 1 must be enrolled in the Foundations program in order to remain on campus.)

Tuition (\$13.96/week per student for 24 weeks)..... \$335/year (\$365/year)***

Application fee* per student per year..... \$145 (\$215)**

Supply fee per student per year..... \$60

Facility fee**.....please see your Director

Classical Conversations® ESSENTIALS

Program Tuition (\$13.96/week per student for 24 weeks)\$335/year (\$365/year)***

Application fee* per student per year.....\$145 (\$215)**

Supplies fee per student per year.....\$30

Facility fee**.....please see your Director

* Application fee applies to the first student in each family. Additional students enrolling from the same family pay only \$55 application fee each or \$125 dollars if they attend a community in California. ** Facility fee is determined by community meeting location. *** Special California Pricing

Challenge Programs costs:

Classical Conversations® CHALLENGE Program CHALLENGE A, B, I, II, III & IV

(Students must be at least twelve years old by September 30 to enroll in Challenge A.)

Tuition (30 weeks per student)..... \$1,375/year (\$1445/year)***

All Challenge programs include these six strands in various fields of study: Debate,

Reasoning, Exposition, Research, Grammar, and Logic.

Supplies fee per student per year.....\$30

Facility fee**.....please see your Director

* Application fee applies to the first student in each family. Additional students enrolling from the same family pay only \$55 application fee each or \$125 dollars if they attend a community in California. ** Facility fee is determined by community meeting location. *** Special California Pricing

Challenge Programs costs:

Classical Conversations® CHALLENGE Program CHALLENGE A, B, I, II, III & IV

(Students must be at least twelve years old by September 30 to enroll in Challenge A.)

Tuition (30 weeks per student)..... \$1,375/year (\$1445/year)***

All Challenge programs include these six strands in various fields of study: Debate,

Reasoning, Exposition, Research, Grammar, and Logic.

Application fee per student per year \$125

Lab fee* per year.....up to \$60

Facility fee**.....please see your Director

* Please consult your tutor for specific lab fees.

** Facility fee is determined by community meeting location.

*** Special California Pricing

✉ [Still need help? Contact Us](#)

Last updated on June 28, 2019

Angela M. Birkett

From: James Heller <heller7020@aol.com>
Sent: Sunday, October 06, 2019 11:07 AM
To: Council Packet
Subject: 14th and Old Cheney Roundabout Project

Dear City Engineers and City Council members:

For the record, I am a 78 year-old citizen of southeast Lincoln. As such, I may, or may not, live long enough to see the 14th and Old Cheney Roundabout Project completed, regardless of when that is. In fact, the construction would probably cause us more driving issues if the project continues as planned.

However, as a former businessman, I think it would be a horrible mistake to postpone the project and divert the street funds, which are currently allocated for this project, to street repairs across the city. Not only will future costs to complete the 14th and Old Cheney project soar during the delay, but We would never have voted for the road repair sales tax increase if we'd known this delay was a possibility.

I think it would be a horrible mistake to delay this much-needed project, and I implore you to vote "No" on the proposed plan to delay construction and continue on course with the current plan.

Sincerely,

James Heller
5011 Sugar Creek Road
Lincoln, NE 68516
402-432-4919

Sent from my iPhone

Angela M. Birkett

From: Matt Ashmore <mattashmore@yahoo.com>
Sent: Sunday, October 06, 2019 11:18 AM
To: Council Packet
Subject: I'm in favor of proceeding with the roundabout as planned and discussed and agreed on for 14th and Old Cheney.

I'm in favor of proceeding with the roundabout as planned and discussed and agreed on for 14th and Old Cheney.

Thank you

Angela M. Birkett

From: Jane Raybould
Sent: Sunday, October 06, 2019 8:43 PM
To: Richard W. Meginnis; Tammy J. Ward
Cc: Angela M. Birkett
Subject: Fw: SOUTH 14TH/OLD CHENEY RD/WARLICK BLVD PROJECT

Richard and Tammy,

I'm forwarding this email on to you. I know Angie will send out to the rest of the council.

See you tomorrow.

Jane

From: Kathy Wiens <kwuens68512@yahoo.com>
Sent: Sunday, October 6, 2019 6:19 PM
To: Jane Raybould
Subject: SOUTH 14TH/OLD CHENEY RD/WARLICK BLVD PROJECT

Dear Ms Raybould,

As our City Council Representative for SW District 3, I am writing to you on behalf of myself and for Salt Valley View Neighborhood, to implore you to Deny any attempts to defund the South 14th/Old Cheney/Warlick Blvd project. This project has been in the works since 2002, four project studies have been done and tabled at a considerable expense of tax payer money. Then in 2012 a project design "contest" was done and the project designs were awarded to FHU. The City of Lincoln, The Mayors Office, The Department of Public Works and the Lincoln City Council approved this project SEVERAL TIMES, And the proposed Funding has been allocated. To defund this project would be an abuse of power and Fraud!

Council member Richard Meginnis proposed a presentation at his LIBA meeting that had an ounce of truth spread among a ton of innuendos and complete falsehoods. Their tactic is known as "death by a thousand cuts"

They tried saying no one has been hurt in any accidents there, which is incorrect, and there have been several deaths (I believe four) the last one two months ago. They talked about trying to do a petition and have a public veto power of City decisions.

They were reminded this project has already been approved, how can they stop something already approved? They did not go into detail.

There was so much misinformation but thankfully Mr Steven Wolf, the projects Community Engagement Director was able to speak and correct most of the egregious errors and omissions of facts.

The traffic situation here gets worse daily. During peak travel time in the morning or evening, you may have to wait around ten minutes or more just to get off the side street onto Old Cheney Road. It is dangerous for residents along Old Cheney Road, as cars will turn around in their front yard when there is a train. Children are Not safe in their front yard! Please Please do the right thing for your district and uphold the project approval.

Thank you for your support,

Kathleen Wiens
Salt Valley View Neighborhood Association President
1107 Clearview Blvd.

Sent from my iPad