



**There is no Directors Meeting or City Council meeting for
July 1, 2024 in observance of 4th of July.
This report is in lieu of an agenda.**

Next Directors Meeting – July 8, 2024, 2:00 p.m.

City Correspondence

Jennifer McDonald BP240621 - 1 Nebraska Capitol Environs Commission
Kellie Cave LES Administrative Board Meeting Minutes 6-21-24
Jennifer McDonald Administrative Approvals
Jennifer McDonald BP240625 - 1 Administrative Approvals
Soulinee Phan City Council Action June 24, 2024
Shelli Reid BPC240626 - 1 PC Final Action Notice
Shelli Reid BPC240626 - 1 PC Action
Shelli Reid REVISED-BPC240626 - 2 PC Action

Constituent Correspondence

Brittany Downey Concerns With Municipal Code (Section 10.32.190)
Gavin Hitchens Technical question regarding public information

The Directors Meeting Agendas and Minutes may be accessed at:
<https://www.lincoln.ne.gov/City/City-Council/Directors-Minutes-Agendas>

BP240621 - 1 Nebraska Capitol Environs Commission

Jennifer T. McDonald <JMcDonald@lincoln.ne.gov>

Fri 6/21/2024 4:11 PM

To: Benjamin A. Sobel <BSobel@lincoln.ne.gov>

Cc: David R. Cary <dcary@lincoln.ne.gov>; Shelli K. Reid <SReid@lincoln.ne.gov>; Jennifer T. McDonald <JMcDonald@lincoln.ne.gov>

 1 attachments (567 KB)

BP240621 - 1 Nebraska Capitol Environs Commission.pdf;

For your information.

Thank you,



LINCOLN
Planning Department



Jennifer McDonald

Administrative Aide II | Administration

Lincoln-Lancaster County Planning Department

Office: 402-441-6365 | Fax: 402-441-6377

555 S 10th St, Ste 213

Lincoln, NE 68508

lincoln.ne.gov/Planning



NEBRASKA CAPITOL ENVIRONS COMMISSION

The Nebraska Capitol Environs Commission will hold a meeting on **Friday, June 28, 2024 at 8:30 a.m.** in the County-City Building, 555 S. 10th Street, Lincoln, Nebraska, in **City Council Chambers** on the 1st Floor. For more information, please contact the Lincoln City/Lancaster County Planning Department at 402-441-7491.

AGENDA

June 28, 2024

1. Approval of meeting record from May 24, 2024

Public Hearing & Action

2. 17th Street Water Main Replacement and Street Rehabilitation (*Lincoln Transportation & Utilities, UDR24086*)
3. *St. Mary Catholic Church Façade Improvements (Clark & Enersen, UDR24085)*
4. *Permanent Supportive Housing Project (Urban Development Department/Sinclair Hille, UDR24087)*

Discuss & Advise

5. Staff report & miscellaneous


ACCOMMODATION NOTICE: *The City of Lincoln complies with Title VI of the Civil Rights Act of 1964 and Section 504 of the Rehabilitation Act of 1973 guidelines. Ensuring the public's access to and participating in public meetings is a priority for the City of Lincoln. In the event you are in need of a reasonable accommodation in order to attend or participate in a public meeting conducted by the City of Lincoln, please contact the Lincoln Commission on Human Rights at 402-441-7624, or the City Ombudsman at 402-441-7511, as soon as possible before the scheduled meeting date in order to make your request.*

LES Administrative Board Meeting Minutes 6-21-24

Kellie Cave <kcave@les.com>

Tue 6/25/2024 11:05 AM

To: Council Packet <CouncilPacket@lincoln.ne.gov>

 1 attachments (4 MB)

ZLES062524.pdf;

Please see the attached meeting minutes from the June 21st meeting.

Thank you!

Kellie Cave | Senior Executive Assistant



Office: 402-473-3382

LES.com | 9445 Rokeby Rd. | Lincoln, NE 68526



NOTE: This electronic message and attachment(s), if any, contains information which is intended solely for the designated recipient(s). Unauthorized disclosure, copying, distribution, or other use of the contents of this message or attachment(s), in whole or in part, is prohibited without the express authorization of the author of this message.

MINUTES OF LINCOLN ELECTRIC SYSTEM ADMINISTRATIVE BOARD

Minutes of the regular meeting held at 9:30 a.m., Friday, June 21, 2024, at the Kevin Wailes Operations Center, 9445 Rokeby Road, Lincoln, Nebraska. Public notice of today's meeting was published in the Lincoln Journal Star on June 14, 2024.

Board Members Present: Andrew Hunzeker, Kate Bolz, Carl Eskridge, Karen Griffin, Chelsea Johnson, Alyssa Martin, Lucas Sabalka, David Spinar

Board Members Absent: Eric Schafer

LES Staff Present: Emeka Anyanwu, Emily Koenig, David Malcom, Paul Crist, Jason Fortik, Carol Elrod, Lisa Hale, Trish Owen, Kelley Porter, Jim Rigg, Heather Schlautman, Heather Powers, Joel Dagerman, Marc Shkolnick, Keith Snyder, Denise Parrott

Others Present: Ken Winston, Bud Synhorst, Nathan Svatora, Scott Williams, and numerous virtual participants via Microsoft Teams

News Media Present: None

Chair Andrew Hunzeker declared a quorum present and called the meeting to order at approximately 9:30 a.m. A safety briefing was provided. Chair Hunzeker noted that LES conducts its meetings in compliance with the Nebraska Open Meetings Act and noted that a copy of the Act is located on the wall in the back of the room.

Call to Order & Safety Briefing

Chair Andrew Hunzeker asked for approval of the minutes of the May 17, 2024, board meeting. David Spinar Lucas Sabalka seconded the motion. The vote for approval of the minutes was:

Approval of Minutes

Aye: Kate Bolz, Carl Eskridge, Karen Griffin, Andrew Hunzeker, Chelsea Johnson, Alyssa Martin, Lucas Sabalka, David Spinar

Nay: None

Abstain: None

Absent: Eric Schafer

Ken Winston, Sierra Club, addressed the board promoting additional funding for energy efficiency and support for the heat pump program. He also commented on the decommissioning of the two LES wind turbines in north Lincoln. He recommended several ideas for solar energy projects around Lincoln to replace the wind turbines.

Customer Comments

Gene Hanlon, Coalition for Environmental Improvement, addressed the board regarding the heat pump incentive program. The coalition advocate for the reduction of greenhouse gas emissions and preserving the city's natural resources. He asked LES to review

whether additional funding could be found to maintain the heat pump incentives and whether the level of incentive is sufficient. He also suggested targeted marketing campaigns toward households that would best benefit from the incentives.

Scott Williams, Green Tech Renewables, addressed the board to commend LES on its decarbonization goal and note the role that distributed energy solutions will play in meeting that goal. He would like to further discuss with the board or staff improvements he believes could be made to improve the more economic and efficient access to and utilization of solar energy in Lincoln.

Lisa Hale, Vice President, Customer Services, introduced Carol Elrod, Customer Services Representative, who was recognized by the board for 50 years of service to LES. The board commended Elrod on this significant and special milestone.

Recognition of Staff

Lucas Sabalka, Chair of the Operations & Power Supply Committee, reported on Committee discussions held on June 10, 2024, including: 1) a vegetation management update; 2) an overview of the 2025 Long Range Forecast; and 3) an update regarding ongoing coordination with the State of Nebraska and other stakeholders regarding existing and future LES facilities at the new Nebraska State Penitentiary site. (Exhibit I)

Operations & Power Supply Committee Report

Carl Eskridge, Chair of the Finance Committee, reported on Committee discussions held on June 21, 2024. The committee reviewed 1) a draft of a proposed program to facilitate solar participation for multi-tenant residential rental properties; 2) a review of the Five-Year Forecast of projected operating revenues and expenses and capital expenditures; 3) an overview of key dates and assumptions associated with the 2025 budget development; 4) an overview of the 2025 Long Range Forecast; 5) continued discussion regarding proposed changes in internal payment authorization levels; and 6) an update on the proposed renewal of LES's \$150 million revolving credit facility. (Exhibit II)

Finance Committee Report

Joel Dagerman, Manager, System Planning, provided a review and outlook for construction activities for 2024. (Exhibit III) The factors driving projects and programs are customer growth, reliability/asset health, and strategic/regulatory requirements.

2024 Construction Review and Outlook

In addition to planned projects, there is also construction activity related to unplanned events such as the tornado that came through Lincoln in May. The tornado damaged a 115,000 volt transmission line on North 84th St, including destruction of a couple of lattice towers. The line has been temporarily restored, but will require a more permanent repair when materials are available.

Dagerman also reviewed LES activities to inspect infrastructure and complete preventative maintenance to mitigate or eliminate

system outages. These efforts involve both visual and infrared inspection.

Emily Koenig, Vice President & CFO, provided an update on LES' Tax-Exempt Financing Compliance. (Exhibit IV)

Tax-Exempt Financing Compliance Update

The issuance of LES debt is authorized by city ordinance. The diversity of financing mechanisms, short-term and long-term debt, provides a financial benefit to LES. Several factors are considered when issuing debt: projected liquidity (cash) levels; at least 50 percent routine capital funding with cash; debt service coverage in the year prior to debt issuance; reimbursement financing; and compliance with financial metrics. Koenig noted that market timing matters to minimize cost and that LES' existing debt profiles influence the structure of bond maturities.

LES has about \$531.5 million of outstanding long-term bonds, \$360 million of which are subject to tax-exempt compliance.

In 2012, the LES Board adopted financing compliance procedures and updated these procedures in 2019. LES compliance procedures require an annual status update to the Board. Koenig noted that tax-exempt bond compliance is currently in maintenance mode. Compliance procedures and the Internal Revenue Service require that LES make all transcripts, tax forms, bid documents, and related documents available. Bond files will be completed as new financings are completed, and LES will continue to monitor compliance monthly. In 2021, an internal audit was conducted with no significant findings.

The proposed changes to the LES Service Regulations were reviewed with the board at the May board meeting. Marc Shkolnick, Manager, Energy Services, noted that the revisions were also posted for public comment on the LES website over the past month. No comments were received.

Approval of Revised LES Service Regulations – LES Resolution 2024-3

David Spinar moved adoption of LES Resolution 2024-3, approving the revised LES Service Regulations to be effective July 1, 2024. (Exhibit V) Carl Eskridge seconded the motion. The vote to adopt the resolution was:

- Aye: Kate Bolz, Carl Eskridge, Karen Griffin, Andrew Hunzeker, Chelsea Johnson, Alyssa Martin, Lucas Sabalka, David Spinar
- Nay: None
- Abstain: None
- Absent: Eric Schafer

The Revenue and Expense Statements and Financial and Operating Statements for May 2024 are available. The Power Supply Division Monthly Reports for May 2024 are also available. (Exhibit VI) **Monthly Financial and Power Supply Reports**

Following the meeting Josh Johnson, Engineer III, Regulatory Compliance, provided a Federal Energy Regulatory Commission Standards of Conduct training video for board members who did not receive the training following the May board meeting. The training is required of all employees and board members. **FERC Standards of Conduct Training**

The next regular meeting of the LES Administrative Board will be Friday, July 19, 2024, at 9:30 a.m. **Next Meeting**

Without further business before the Board, Chair Hunzeker declared the meeting adjourned at approximately 10:49 a.m. **Adjournment**

Lucas Sabalka, Secretary

BY: Shelley Sahling-Zart
Shelley Sahling-Zart
Acting Assistant Secretary


Exhibit I

Administrative Approvals

Jennifer T. McDonald <JMcDonald@lincoln.ne.gov>

Tue 6/25/2024 12:19 PM

To: Benjamin A. Sobel <BSobel@lincoln.ne.gov>; Brandi R. Lehl <BLEhl@lincoln.ne.gov>; Chris A. Sison <csison@lincoln.ne.gov>;
Kimberly N. Behrens <KBehrens@lincoln.ne.gov>; Soulinnee Phan <SPhan@lincoln.ne.gov>
Cc: Shelli K. Reid <SReid@lincoln.ne.gov>; Jennifer T. McDonald <JMcDonald@lincoln.ne.gov>; Clara E. McCully
<CMcCully@lincoln.ne.gov>

 1 attachments (181 KB)

AA weekly approvals City.docx;

Please see the attached Administrative Approval for June 18, 2024, through June 24, 2024.

Thank you,



LINCOLN
Planning Department



Jennifer McDonald

Administrative Aide II | Administration

Lincoln-Lancaster County Planning Department

Office: 402-441-6365 | Fax: 402-441-6377

555 S 10th St, Ste 213

Lincoln, NE 68508

lincoln.ne.gov/Planning



MEMO

Date: June 25, 2024
To: City Clerk
From: Clara McCully
Subject: Administrative Approvals

This is a list of City administrative approvals by the Planning Director from June 18, 2024, through June 24, 2024:

Administrative Amendment 24036 to Special Permit 20047, Fire Ridge Community Unit Plan, was approved by the Planning Director on June 20, 2024, to allow for a portion of South 102nd Street to be constructed as a temporary private roadway with public access, generally located at 102nd Street and Van Dorn.


BP240625 - 1 Administrative Approvals

Jennifer T. McDonald <JMcDonald@lincoln.ne.gov>

Tue 6/25/2024 12:50 PM

To: Council Packet <CouncilPacket@lincoln.ne.gov>

Cc: David R. Cary <dcary@lincoln.ne.gov>; Clara E. McCully <CMcCully@lincoln.ne.gov>

 1 attachments (212 KB)

BP240625 - 1 Administrative Approvals.pdf;

For your information.

Thank you,



LINCOLN
Planning Department



Jennifer McDonald

Administrative Aide II | Administration

Lincoln-Lancaster County Planning Department

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555 S 10th St, Ste 213

Lincoln, NE 68508

lincoln.ne.gov/Planning



MEMO

Date: June 25, 2024
To: City Clerk
From: Clara McCully
Subject: Administrative Approvals

This is a list of City administrative approvals by the Planning Director from June 18, 2024, through June 24, 2024:

Administrative Amendment 24036 to Special Permit 20047, Fire Ridge Community Unit Plan, was approved by the Planning Director on June 20, 2024, to allow for a portion of South 102nd Street to be constructed as a temporary private roadway with public access, generally located at 102nd Street and Van Dorn.

City Council Action June 24, 2024

Soulinnee Phan <SPhan@lincoln.ne.gov>

Tue 6/25/2024 3:55 PM

To: KOLN/KGIN <desk@kolnkgin.com>; Abby M. Eccher <aeccher@lincoln.ne.gov>; Aishah S. Witte <AWitte@lincoln.ne.gov>; Angela Quinn <AQuinn@lincoln.ne.gov>; Barb D. McIntyre <BMcIntyre@lincoln.ne.gov>; City Clerk All <CityClerkAll@lincoln.ne.gov>; Brenda J. Thomas <BJThomas@lincoln.ne.gov>; Chad E. Blahak <cblahak@lincoln.ne.gov>; Cheri L. Howard <CLHoward@lincoln.ne.gov>; Chris J. Connolly <CConnolly@lincoln.ne.gov>; Chris S. Jones <CJones@lincoln.ne.gov>; Claire Y. Oglesby <COglesby@lincoln.ne.gov>; Cynthia J. Roth <CRoth@lincoln.ne.gov>; Daley C. EIDorado <DEIDorado@lincoln.ne.gov>; David R. Cary <dcary@lincoln.ne.gov>; David T. Engler <DEngler@lincoln.ne.gov>; Donna K. Garden <DGarden@lincoln.ne.gov>; Elizabeth D. Elliott <Elizabeth.Elliott@lincoln.ne.gov>; Geri K. Rorabaugh <grorabaugh@lincoln.ne.gov>; Hallie E. Salem <HSalem@lincoln.ne.gov>

📎 2 attachments (303 KB)

Action062424.pdf; Action062424.docx;

Good afternoon everyone –

Please refer to the attachment for the Action from the City Council meeting held on June 24, 2024.

Thank you & have a great afternoon.



LINCOLN

Soulinnee Phan

City Clerk

City of Lincoln | Office of the City Clerk

Office: 402-441-7437 | Fax: 402-441-8325

555 S 10th St, Rm 103

Lincoln, NE 68508

lincoln.ne.gov/Clerk

**ACTION FROM THE REGULAR CITY COUNCIL MEETING HELD
MONDAY, JUNE 24, 2024 AT 5:30 PM**

ALL MEMBERS PRESENT EXCEPT WASHINGTON

**DUE TO THE INDEPENDENCE DAY HOLIDAY,
CITY COUNCIL WILL NOT MEET ON JULY 1, 2024.**

PUBLIC HEARING - CONSENT AGENDA

Anyone wishing to address an item on the Consent Agenda may do so at this time.

1. REPORTS OF CITY OFFICERS

- 1.a.** 24R-277
Approving the distribution of funds representing interest earnings on short-term investments of IDLE Funds during the month ended April 30, 2024. **(ADOPTED, 6-0; A-94648)**
- 1.b.** Report from City Treasurer of city cash on hand at the close of business on April 30, 2024. **(PLACED ON FILE)**
- 1.c.** Affidavit of Mailing for the assessment of the costs incurred by the City for building demolition on property located at 826 H Street, 3317 N. 51st Street, and assessment of the fees and penalties for neglected buildings on property located at 3801 S. 37th Street, 824 B Street, 2902 N. 41st Street, 7300 Briarhurst Dr., 1934 F Street, 1425 S. 16th Street, 835 N. 30th Street, 5727 Saylor, 2201 N. 56th Street, 3001 Q Street, and assess of fees and penalties for property cleanup and boardings on property located at 3801 S. 37th Street, 5727 Saylor, 835 N. 30th Street, 1511 S. 2nd Street, and 7300 Briarhurst Drive. **(PLACED ON FILE)**
- 1.d.** Clerk's Letter & Mayor's Approval of Resolutions and Ordinances passed by City Council on June 3, 2024. **(PLACED ON FILE)**

2. PETITIONS & COMMUNICATIONS

- 2.a.** 24R-278
Setting the hearing date of Monday, July 15, 2024 at 3:00 p.m. on the Application of Witches' Brew, LLC dba Witches' Brew for a Class C Liquor License located at 200 West P Street. **(ADOPTED, 6-0; A-94649)**
- 2.b.** **PLACED ON FILE IN THE OFFICE OF THE CITY CLERK:**
Administrative Amendment 24035 to Change of Zone 08057F University Place Planned Unit Development, was approved by the Planning Director on June 3, 2024, to reduce the parking requirement for on-premise alcohol sales from three to one stall, generally located at 2719 North 48th Street.

- 2.c. REFERRED TO THE PLANNING DEPARTMENT:**
Change of Zone 24015, from AG (Agricultural) to R-3 (Residential) for 1.31 acres within the Highland View Preliminary Plat, on property generally located at NW 19th Street and W Homer Drive.
Special Permit 17022B, to amend the Dominion at Stevens Creek CUP(Community Unit Plan) to request a waiver to reduce the minimum lot width and lot area for two-family dwellings per the R-3 zoning code, on generally located at N 105th and Wayborough Lane.
Change of Zone 16038A, to amend the Planned Unit Development (PUD), Terrace Gardens, and include into the PUD a parcel zoned H-3 Highway Commercial District, on property generally located at N 35th Street and Superior Street.
Text Amendment 24006, to amend the Lincoln Municipal Code Section 27.57 Historic Preservation and adding a new section to Title 3 Design Standards for the Historic Preservation Design Standards.

3. MISCELLANEOUS REFERRALS - NONE.

- VOTE ON CONSENT ITEMS -

4. PUBLIC HEARING - LIQUOR RESOLUTIONS

- 4.a.** 24R-279
Application of MBC Events, LLC dba Ironhorse Bar & Event Room for a Class C Liquor License located at 728 Q Street, Suite B. **(ADOPTED FOR APPROVAL, 6-0; A-94650)**
- 4.b.** 24R-280
Manager Application of Christina Meza for MBC Events, LLC dba Ironhorse Bar & Event Room located at 728 Q Street, Suite B. **(ADOPTED FOR APPROVAL, 6-0; A-94651)**

- VOTE ON LIQUORS -

5. PUBLIC HEARING - RESOLUTIONS

- 5.a.** 24R-258
Accepting and approving the report of new and pending claims against the City for May 16 through May 31, 2024. **(ADOPTED, 6-0; A-94652)**
- 5.b.** 24R-259
Comprehensive Plan Conformance 24011 - Application of the City of Lincoln to review as to conformance with the 2050 Lincoln-Lancaster County Comprehensive Plan, a proposed amendment to the University Place Redevelopment Plan to revise the N. 48th & Madison Avenue Mixed Use Redevelopment Project by increasing the number of housing units from 54 to 57, adjusting the legal description, updating the cost benefit analysis to reflect an

increased tax increment financing allocation from \$1,925,205 to \$2,292,163 on the property generally located at Southwest corner of N. 48th Street and Madison Avenue. **(ADOPTED, 6-0; A-94653)**

5.c. 24R-260
Comprehensive Plan Conformance 24013 - Application of the City of Lincoln to review as to conformance with the 2050 Lincoln-Lancaster Comprehensive Plan, for an amendment to the Antelope Valley Redevelopment Plan to add the "N. 26th & U Street Redevelopment Project," to include construction of eight townhouse dwelling units, on the property generally located at 2537 Vine Street. **(ADOPTED, 6-0; A-94654)**

5.d. 24R-261
Comprehensive Plan Conformance 24014 - Application of the City of Lincoln to review as to conformance with the 2050 Lincoln-Lancaster County Comprehensive Plan, a proposed amendment to Antelope Valley Redevelopment Plan and the North 27th Redevelopment Plan to add the Historic Hawley Rehabilitation Project to assist in the rehabilitation and repairs of properties in and about the Hawley Landmark District, generally located in the area of 25th and T Streets. **(ADOPTED, 6-0; A-94655)**

- VOTE ON RESOLUTIONS -

6. PUBLIC HEARING - ORDINANCES 2ND READING & RELATED RESOLUTIONS (ITEMS 6.a. THROUGH 6.d. HAD 2ND READING)

6.a. 24-70
Approving the Cornhusker Shopping Center lease agreement between the City of Lincoln on behalf of the Lincoln-Lancaster County Health Department and Enterprise Company, Inc., for the lease of space by Health Department's Women, Infants, and Children (WIC) Program at 2662 Cornhusker Hwy Ste. 7-A from November 1, 2024 through October 31, 2028.

6.b. 24-71
Amending the pay schedule for the employee group whose classifications are assigned to the pay range prefixed by the letter "A" by creating the classifications "Accounting Manager," "Accountant III," and "Accountant II".

6.c. 24-72
Amending the pay schedule for employee group whose classification is assigned to the pay range which is prefixed by the letter "A" by changing the range for Class 1128 " Assistant City Controller" from A14 to A15, and Class 1139 "Assistant City Treasurer" from A12 to A13.

- 6.d. 24-73
Amending the pay schedule for employee group whose classification is assigned to the pay range which is prefixed by the letter "M" by changing the pay range for class 1145 "Transportation/Utilities Business Manager" from M07 to W04.

- END PUBLIC HEARING -

7. **ORDINANCES - 3RD READING & RELATED RESOLUTIONS**

- 7.a. 24-64
Approving the Real Estate Exchange Agreement between the City of Lincoln and the County of Lancaster for the property within the block bounded by 8th and 9th, J and K Streets. **(Related Items: 24-64, 24-69) (PASSED, 6-0; #21614)**
- 7.b. 24-69
Comprehensive Plan Conformance 24008 and FY2023-2024 CIP Amendment - Declaring approximately the City's 50% ownership interest in the property generally located at 555 S. 9th Street, as surplus and amending the FY2023-2024 CIP to authorize and appropriate \$155,000.00 from the Advance Land Acquisition Fund for the "Permanent Supportive Housing for Chronically Homeless Project" at 8th and J Streets. **(Related Items 24-64, 24-69) (PASSED, 6-0; #21615)**
- 7.c. 24-65
Street Name Change 24001 - Application of the City of Lincoln to change the name of W. Monroe Street to W. Monroe Court, due to the proposed cul-de-sac, on the property generally located east of SW 44th Street and W. Monroe Street. **(PASSED, 6-0; #21616)**
- 7.d. 24-66
Text Amendment 24005 - Request of the City of Lincoln Planning Department to amend Lincoln Municipal Code Section 27.06.020 Classification of Use Types to allow more than one main use on a lot or tract in the R-1, R-2, R-3, and R-4 zoning districts for a place of religious assembly; and by amending Section 27.67.040 Parking Requirements; Special Conditions to allow other primary uses located on a lot or tract with a place of religious assembly to base required parking on the largest parking requirement of any single use. **(PASSED, 6-0; #21617)**
- 7.e. 24-67
Annexation 24005 - Application of Planning Department to annex approximately 25.95 acres, more or less, generally located at the southeast corner of W. Old Cheney Road and SW 12th Street. **(Related Items: 24-67, 24-68) (PASSED, 6-0; #21618)**

- 7.f. 24-68
Change of Zone 24012 - Application of SW Folsom Development, LLC., to change the zone from AG Agricultural District to R-3 Residential District on approximately 10.66 acres, more or less, and change of zone from AG Agricultural District to R-4 Residential District on approximately 12.06, generally located at the southeast corner of W. Old Cheney and SW 12th Street. **(Related Items: 24-67, 24-68) (PASSED, 6-0; #21619)**

8. RESOLUTIONS - 1ST READING (ITEMS 8.a. THROUGH 8.m. HAD 1ST READING)

- 8.a. 24R-264
Approving a Professional Services Agreement Supplement No. 1 for preliminary engineering services between the City of Lincoln and Felsburg, Holt, & Ullevig, for Randolph Street, Capital Parkway to 40th Street, Rehabilitation Project, Project No. LCLC5224(1), CN 13434, City Project No. 705290.
- 8.b. 24R-265
Approving a Professional Services Agreement Supplement No. 1 for environmental services between the City of Lincoln and Felsburg, Holt & Ullevig for Randolph Street, Capital Parkway to 40th Street, Rehabilitation Project, Project No. LCLC-52241(1), CN13434, City Project No. 705290.
- 8.c. 24R-266
Approving the 2024-25 Work Plan for the Interlocal Agreement on Stormwater Management between the City of Lincoln and Lower Platte South Natural Resources District to address storm water quality and quantity issues.
- 8.d. 24R-267
Approving an Interlocal Agreement between the City of Lincoln on behalf of the Lincoln-Lancaster County Health Department and the Village of Sprague for health regulation inspection and enforcement within the corporate limits and one-mile jurisdiction of the Village of Sprague.
- 8.e. 24R-268
Approving an Interlocal Agreement between the City of Lincoln on behalf of the Lincoln-Lancaster County Health Department and the Village of Hallam for health regulation inspection and enforcement within the corporate limits and one-mile jurisdiction of the Village of Hallam.
- 8.f. 24R-269
Approving an Interlocal Agreement between the City of Lincoln on behalf of the Lincoln-Lancaster County Health Department and the Village of Roca for health regulation inspection and enforcement within the corporate limits and one-mile jurisdiction of the Village of Roca.


BPC240626 - 1 PC Final Action Notice

Shelli K. Reid <SReid@lincoln.ne.gov>

Wed 6/26/2024 3:47 PM

To: Council Packet <CouncilPacket@lincoln.ne.gov>

Cc: David R. Cary <dcary@lincoln.ne.gov>; Steve S. Henrichsen <shenrichsen@lincoln.ne.gov>

 1 attachments (33 KB)

BPC240626 - 1 PC Final Action Notice.pdf;

Please see attached.

Thank you,



LINCOLN
Planning Department



Shelli Reid

Administrative Officer | Administration

Lincoln-Lancaster County Planning Department

Office: 402-441-6363 | Fax: 402-441-8323

555 S 10th St, Ste 213

Lincoln, NE 68508

lincoln.ne.gov/Planning

PLANNING COMMISSION FINAL ACTION NOTIFICATION

TO: Mayor Leirion Gaylor Baird
Lincoln City Council

FROM: Shelli Reid, Planning

DATE: June 26, 2024

RE: Notice of final action by Planning Commission: June 26, 2024

Please be advised that on June 26, 2024, the Lincoln City-Lancaster County Planning Commission adopted the following resolution:

Resolution PC-01917, approving Use Permit 15F, to amend the existing Southwood Center Use Permit by revising the layout of Lot 2 for up to 6,200 square feet of commercial space with a related Change of Zone to B-2, on property legally described as Lot 2, Southwood Center, located in the SE 1/4 of Section 12-9-6, Lincoln, Lancaster County, Nebraska generally located at 5555 S. 27th Street.

The Planning Commission action on this application is final, unless appealed to the City Council by filing a notice of appeal with the Planning Department 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 (search for "PATS"). Click on "Planning Application Tracking Service (PATS)" at the top of the page, click "Selection Screen" under "PATS Tools" on the right side of the screen, type in the application number (i.e. UP15F) click on "Search", then "Select", and go to "Related Documents".

F:\devreview\final action notices\cc\2024\062624

BPC240626 - 1 PC Action

Shelli K. Reid <SReid@lincoln.ne.gov>

Thu 6/27/2024 9:08 AM

To: Council Packet <CouncilPacket@lincoln.ne.gov>; Commish <Commish@lancaster.ne.gov>; Planning_ALL <Planning_ALL@lincoln.ne.gov>; Chad E. Blahak <cblahak@lincoln.ne.gov>; David A. Derbin <DDerbin@lancaster.ne.gov>; Elizabeth D. Elliott <Elizabeth.Elliott@lincoln.ne.gov>; John M. Ward <JWard@lancaster.ne.gov>; Jon D. Carlson <jcarlson@lincoln.ne.gov>; Michaela A. Sweeney <msweeney@lincoln.ne.gov>; Pamela L. Dingman <PDingman@lancaster.ne.gov>; Robert K. Simmering <RSimmering@lincoln.ne.gov>; Ron E. Rehtus <RRehtus@lincoln.ne.gov>; Shelli K. Reid <SReid@lincoln.ne.gov>; T.J. McDowell, Jr. <TJMcDowell@lincoln.ne.gov>; Terry A. Kathe <tkathe@lincoln.ne.gov>; Tim S. Sieh <TSieh@lincoln.ne.gov>

📎 1 attachments (72 KB)

BPC240626 - 1 PCAction.pdf;

Please see attached.

Thank you,



LINCOLN
Planning Department



Shelli Reid

Administrative Officer | Administration

Lincoln-Lancaster County Planning Department

Office: 402-441-6363 | Fax: 402-441-8323

555 S 10th St, Ste 213

Lincoln, NE 68508

lincoln.ne.gov/Planning

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

NOTICE: The Lincoln/Lancaster County Planning Commission will hold a public hearing on Wednesday, June 26, 2024, at 1:00 p.m. in the City Council Chambers on the first floor of the County-City Building, 555 S. 10th St., Lincoln, Nebraska. For more information, call the Planning Department, (402) 441-7491.

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

AGENDA

WEDNESDAY, June 26, 2024

[Commissioner Rodenburg absent]

Approval of minutes of the regular meeting held June 26, 2024. ****APPROVED: 6-0 (Ball and Ebert abstained; Rodenburg absent) ****

1. CONSENT AGENDA (Public Hearing and Administrative Action)

ANNEXATION AND ASSOCIATED ITEM:

- 1.1a ANNEXATION 24006, to annex approximately 1.3 acres on property generally located at NW 19th Street and W Homer Drive.
Staff recommendation: Approval
Staff Planner: Emma Martin, 402-441-6369, emartin@lincoln.ne.gov
Planning Commission recommendation: APPROVAL: 8-0 (Rodenburg absent) Public hearing before the City Council is tentatively scheduled for Monday, July 15, 2024, 3:00 p.m.
- 1.1b CHANGE OF ZONE 24015 from AG (Agricultural) to R-3 (Residential) for 1.3 acres within the Highland View Preliminary Plat, on property generally located- at NW 19th Street and W Homer Drive.
Staff recommendation: Approval
Staff Planner: Emma Martin, 402-441-6369, emartin@lincoln.ne.gov
Planning Commission recommendation: APPROVAL: 8-0 (Rodenburg absent) Public hearing before the City Council is tentatively scheduled for Monday, July 15, 2024, 3:00 p.m.

ANNEXATION:

- 1.2 ANNEXATION 24007 to annex the right-of-way for W Vine, between NW 48th Street and NW 56th Street, on property generally located at NW 56th and W Vine Street.

Staff recommendation: Approval

Staff Planner: Emma Martin, 402-441-6369, emartin@lincoln.ne.gov

Planning Commission recommendation: APPROVAL: 8-0 (Rodenburg absent) Public hearing before the City Council is tentatively scheduled for Monday, July 15, 2024, 3:00 p.m.

CHANGE OF ZONE:

- 1.3 CHANGE OF ZONE 16038A to amend the Planned Unit Development (PUD), Terrace Gardens, and include into the PUD a parcel zoned H-3 Highway Commercial District, on property generally located at N 35th Street and Superior Street.

Staff recommendation: Conditional Approval

Staff Planner: Steve Dush, 402-441-5662, sdush@lincoln.ne.gov

Planning Commission recommendation: CONDITIONAL APPROVAL: 8-0 (Rodenburg absent), as set forth in the conditions of the staff report dated June 13, 2024. Public hearing before the City Council is tentatively scheduled for Monday, July 15, 2024, 3:00 p.m.

SPECIAL PERMITS:

- 1.4 SPECIAL PERMIT 17022B, to amend the Dominion at Stevens Creek CUP (Community Unit Plan) to request a waiver to reduce the minimum lot width and lot area for two family dwellings on property generally located at N 105th and Wayborough Lane.

Staff recommendation: Conditional Approval

Staff Planner: Steve Dush, 402-441-5662, bcallahan@lincoln.ne.gov

Planning Commission recommendation: CONDITIONAL APPROVAL: 8-0 (Rodenburg absent), as set forth in the conditions of the staff report dated June 12, 2024. Public hearing before the City Council is tentatively scheduled for Monday, July 15, 2024, 3:00 p.m.

- 1.5 COUNTY SPECIAL PERMIT 24014 to allow for the Cedar Hills AG CUP (Community Unit Plan), to allow five single family dwelling units, with associated waivers, on property generally located on W. Old Cheney Road between SW 56th Street and SW 77th Street. ***FINAL ACTION***

Staff recommendation: Conditional Approval

Staff Planner: George Wesselhoft, 402-441-6366, gwesselhoft@lincoln.ne.gov

Planning Commission "final action": CONDITIONAL APPROVAL: 8-0 (Rodenburg absent), as set forth in the conditions of the staff report dated June 13, 2024. An appeal was received in regard to Special Permit 24014 and a public hearing before the City Council is tentatively scheduled for Monday, July 15, 2024, 3:00 p.m.

TEXT AMENDMENT:

- 1.6 TEXT AMENDMENT 24006 to amend the Lincoln Municipal Code Section 27.57 Historic Preservation to clarify that all landmark properties would be under the purview of this new set of design standards, updating and revising text, including demolition of landmarks, and adding provisions for thematic historic districts. Also adding a new section to Title 3 Design Standards for the Historic Preservation Design Standards.

Staff recommendation: Approval

Staff Planner: Stephanie Rouse, 402-441-6373, srouse@lincoln.ne.gov

Planning Commission recommendation: APPROVAL: 8-0 (Rodenburg absent) Public hearing before the City Council is tentatively scheduled for Monday, July 15, 2024, 3:00 p.m.

2. REQUESTS FOR DEFERRAL

3. ITEMS REMOVED FROM CONSENT AGENDA (Public Hearing and Administrative Action)

4. PUBLIC HEARING AND ADMINISTRATIVE ACTION

COMPREHENSIVE PLAN AMENDMENT:

- 4.1 COMPREHENSIVE PLAN AMENDMENT 24005, to amend the Lincoln--Lancaster County 2050 Comprehensive Plan to revise the Future Land Use Map from Urban Residential to Industrial and Commercial on property generally located at NW 27th Street and Purple Heart Highway

Staff recommendation: Approval

Staff Planner: Emma Martin, 402-441-6369, emartin@lincoln.ne.gov

Planning Commission recommendation: APPROVAL: 5-2 (Ebert declared a conflict of interest; Ball and Eddins dissenting; Rodenburg absent) Public hearing before the City Council is currently pending until further notice.

5. CONTINUED PUBLIC HEARING AND ADMINISTRATIVE ACTION

ANNEXATION AND ASSOCIATED ITEMS:

- 5.1a ANNEXATION 24001, to annex approximately 37.43 acres of property generally located on the northeast corner of South 84th and Van Dorn Streets.

Staff recommendation: Conditional Approval

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

Planning Commission granted the request on behalf of applicant and staff for a two-week deferral with continued public hearing and action scheduled on July 10, 2024.

- 5.1b COMPREHENSIVE PLAN AMENDMENT 24001, to amend the Future Land Use Plan of the Lincoln Lancaster County 2050 Comprehensive Plan, to change the future land use designation from Urban-Density Residential to Commercial on property generally located on the northeast corner of South 84th and Van Dorn Streets.

Staff recommendation: Approval

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

Planning Commission granted the request on behalf of applicant and staff for a two-week deferral with continued public hearing and action scheduled on July 10, 2024.

5.1c CHANGE OF ZONE 24001, from AG (Agricultural District) to B-2 (Planned Neighborhood Business) over approximately 37.43 acres on property generally located on the northeast corner of South 84th and Van Dorn Streets.

Staff recommendation: Approval

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

Planning Commission granted the request on behalf of applicant and staff for a two-week deferral with continued public hearing and action scheduled on July 10, 2024.

5.1d USE PERMIT 24001, to allow up to 175,000 square feet of commercial floor area and up to a 100 room hotel with waivers to setbacks, height, block length, and lighting design standards on property generally located on the northeast corner of South 84th and Van Dorn Streets.

Staff recommendation: Conditional Approval

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

Planning Commission granted the request on behalf of applicant and staff for a two-week deferral with continued public hearing and action scheduled on July 10, 2024.

CHANGE OF ZONE AND ASSOCIATED ITEM:

5.2a CHANGE OF ZONE 24002, from AG (Agricultural District) to I (Industrial District) for D.C. Addition, on property generally located at the SW corner of the intersection of Mill Road & N 162nd Street.

Staff recommendation: Conditional Approval

Staff Planner: George Wesselhoft, 402-441-6366, gwesselhoft@lincoln.ne.gov

Planning Commission recommendation: CONDITIONAL APPROVAL: 8-0 (Rodenburg absent), as set forth in the conditions of the staff report dated June 13, 2024. Public hearing before the County Board is currently pending until further notice.

5.2b PRELIMINARY PLAT 24001, to plat ten lots along with outlots as part of D.C. Addition, a proposed industrial subdivision, on property generally located at the SW corner of the intersection of Mill Road and N. 162nd Street. ***FINAL ACTION***

Staff recommendation: Conditional Approval

Staff Planner: George Wesselhoft, 402-441-6366, gwesselhoft@lincoln.ne.gov

Planning Commission "final action": CONDITIONAL APPROVAL: 8-0 (Rodenburg absent), as set forth in the conditions of the staff report dated June 13, 2024, Resolution No. PC-01916.

CHANGE OF ZONE AND ASSOCIATED ITEM:

5.3a CHANGE OF ZONE 24006, from O-3 (Office District) to B-2 (Planned Neighborhood Commercial) within the existing Southwood Center Use Permit, on property generally located at 5555 S. 27th Street.

Staff recommendation: Conditional Approval

Staff Planner: Ben Callahan, 402-441-6360, bcallahan@lincoln.ne.gov

Planning Commission recommendation: CONDITIONAL APPROVAL: 8-0 (Rodenburg absent), as set forth in the revised conditions of the staff report dated June , 2024. Public hearing before the City Council is tentatively scheduled for Monday, July 15, 2024, 3:00 p.m.

- 5.3b USE PERMIT 15F, to amend the existing Southwood Center Use Permit by revising the layout of Lot 2 for up to 6,200 square feet of commercial space with a related Change of Zone to B-2, on property generally located at 5555 S. 27th Street. ***FINAL ACTION***
Staff recommendation: Conditional Approval
Staff Planner: Ben Callahan, 402-441-6366, bcallahan@lincoln.ne.gov
Planning Commission “final action”: CONDITIONAL APPROVAL: 8-0 (Rodenburg absent), as set forth in the revised conditions of the staff report dated June 13, 2024, Resolution No. PC-01917.

CHANGE OF ZONE:

- 5.4 CHANGE OF ZONE 24013, from R-4 (Residential) to H-3 (Highway Commercial), on property generally located at NW 9th and W Saunders Avenue.
Staff recommendation: Denial
Staff Planner: Emma Martin, 402-441-6369, emartin@lincoln.ne.gov
Planning Commission granted the request on behalf of applicant and staff for public hearing and action to be put on hold until further notice.

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

Adjournment: 2:43 p.m.

REVISED-BPC240626 - 2 PC Action

Shelli K. Reid <SReid@lincoln.ne.gov>

Thu 6/27/2024 9:28 AM

To: Council Packet <CouncilPacket@lincoln.ne.gov>; Commish <Commish@lancaster.ne.gov>; Planning_ALL <Planning_ALL@lincoln.ne.gov>; Chad E. Blahak <cblahak@lincoln.ne.gov>; David A. Derbin <DDerbin@lancaster.ne.gov>; Elizabeth D. Elliott <Elizabeth.Elliott@lincoln.ne.gov>; John M. Ward <JWard@lancaster.ne.gov>; Jon D. Carlson <jcarlson@lincoln.ne.gov>; Michaela A. Sweeney <msweeney@lincoln.ne.gov>; Pamela L. Dingman <PDingman@lancaster.ne.gov>; Robert K. Simmering <RSimmering@lincoln.ne.gov>; Ron E. Rehtus <RRehtus@lincoln.ne.gov>; Shelli K. Reid <SReid@lincoln.ne.gov>; T.J. McDowell, Jr. <TJMcDowell@lincoln.ne.gov>; Terry A. Kathe <tkathe@lincoln.ne.gov>; Tim S. Sieh <TSieh@lincoln.ne.gov>

📎 1 attachments (72 KB)

BPC240626 - 2 PCAction - Revised.pdf;

Please see revised Planning Commission Action Agenda.

Thank you,



LINCOLN
Planning Department



Shelli Reid

Administrative Officer | Administration

Lincoln-Lancaster County Planning Department

Office: 402-441-6363 | Fax: 402-441-8323

555 S 10th St, Ste 213

Lincoln, NE 68508

lincoln.ne.gov/Planning

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

NOTICE: The Lincoln/Lancaster County Planning Commission will hold a public hearing on Wednesday, June 26, 2024, at 1:00 p.m. in the City Council Chambers on the first floor of the County-City Building, 555 S. 10th St., Lincoln, Nebraska. For more information, call the Planning Department, (402) 441-7491.

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[Commissioner Rodenburg absent]

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Staff recommendation: Conditional Approval

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Staff Planner: Emma Martin, 402-441-6369, emartin@lincoln.ne.gov

Planning Commission recommendation: APPROVAL: 5-2 (Ebert declared a conflict of interest; Ball and Eddins dissenting; Rodenburg absent) Public hearing before the City Council is currently pending until further notice.

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Staff recommendation: Conditional Approval

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

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CHANGE OF ZONE AND ASSOCIATED ITEM:

5.2a CHANGE OF ZONE 24002, from AG (Agricultural District) to I (Industrial District) for D.C. Addition, on property generally located at the SW corner of the intersection of Mill Road & N 162nd Street.

Staff recommendation: Conditional Approval

Staff Planner: George Wesselhoft, 402-441-6366, gwesselhoft@lincoln.ne.gov

Planning Commission recommendation: CONDITIONAL APPROVAL: 8-0 (Rodenburg absent), as set forth in the conditions of the staff report dated June 13, 2024. Public hearing before the County Board is currently pending until further notice.

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Staff recommendation: Conditional Approval

Staff Planner: George Wesselhoft, 402-441-6366, gwesselhoft@lincoln.ne.gov

Planning Commission "final action": CONDITIONAL APPROVAL: 8-0 (Rodenburg absent), as set forth in the conditions of the staff report dated June 13, 2024, Resolution No. PC-01916.

CHANGE OF ZONE AND ASSOCIATED ITEM:

5.3a CHANGE OF ZONE 24006, from O-3 (Office District) to B-2 (Planned Neighborhood Commercial) within the existing Southwood Center Use Permit, on property generally located at 5555 S. 27th Street.

Staff recommendation: Conditional Approval

Staff Planner: Ben Callahan, 402-441-6360, bcallahan@lincoln.ne.gov

Planning Commission recommendation: CONDITIONAL APPROVAL: 8-0 (Rodenburg absent), as set forth in the revised conditions of the staff report dated June , 2024. Public hearing before the City Council is tentatively scheduled for Monday, July 15, 2024, 3:00 p.m.

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Staff recommendation: Conditional Approval
Staff Planner: Ben Callahan, 402-441-6366, bcallahan@lincoln.ne.gov
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CHANGE OF ZONE:

- 5.4 CHANGE OF ZONE 24013, from R-4 (Residential) to H-3 (Highway Commercial), on property generally located at NW 9th and W Saunders Avenue.
Staff recommendation: Denial
Staff Planner: Emma Martin, 402-441-6369, emartin@lincoln.ne.gov
Planning Commission granted the request on behalf of applicant and staff for public hearing and action to be put on hold until further notice.

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

Adjournment: 2:43 p.m.

Technical question regarding public information

Gavin Hitchins <gavinhitchins@gmail.com>

Mon 6/24/2024 10:45 AM

To: Council Packet <CouncilPacket@lincoln.ne.gov>

My name is Gavin Hitchins; I live in Lincoln, NE. I had a question for the council a few months ago regarding an agenda item which has ended up in public search results with my name and full current address listed (including street name and number).

I contacted Google about it and they replied:

"Thanks for sending in your report.

Your personal information in the following page(s) is publicly available on a government or university website or on a website which republishes this information, hence we cannot remove it from search results according to our policies:

<https://www.lincoln.ne.gov/files/sharedassets/public/v/1/city-council/directors/2023/110623/da110623.pdf>

If there's any more information that we should consider, you can [submit](#) your report again with supporting screenshots.

You can also contact the webmaster of the site and ask them to remove the content. Click [here](#) to learn how to contact a webmaster.

If you wish to request removal for legal reasons, please visit our [legal troubleshooter](#)."

I'm not the type that's really worried about it, but I'd appreciate your perspective. Thank you.

Gavin

Concerns With Municipal Code (Section 10.32.190)

Brittany Downey <brittby1@gmail.com>

Mon 6/24/2024 1:32 PM

To: Council Packet <CouncilPacket@lincoln.ne.gov>

Dear Council Members,

I'm writing to express my concern with a local municipal code, specifically Section 10.32.190, which makes it unlawful to park a vehicle on one side of a street within a block for a period longer than twenty-four hours.

I am a resident of the southwest area of the Irvingdale neighborhood, and I recently received a fine due to a neighbor calling in multiple cars parked on the street this morning. We are fortunate enough to be able to afford the fine, although it still represents a burden for our family.

The ordinance makes it difficult for us to park in front of our own house. We have two young children, and a third on the way, and managing the logistics of car seats and moving our two cars in our one-stall driveway can be a hassle as we manage two full-time jobs and caretaking responsibilities.

I understand and support the need to prevent abandoned vehicles from cluttering our streets.

However, the current 24-hour rule is unreasonable for many families in our community. Not everyone can afford a two-stall garage. Plus, many other families would not be able to afford a fine like this, and it places an undue burden on those with fewer resources. Constantly moving cars to comply with this ordinance is not only a hassle but also an unnecessary strain on families.

I believe a more equitable solution would be to extend the parking limit to one week. This change would provide a fair balance between maintaining street order and supporting the well-being of Lincoln's families.

Thank you for considering my perspective.

Best,
Brittany Downey
2625 S. 11th Street, 68502