

**AGENDA FOR THE REGULAR CITY COUNCIL MEETING HELD  
MONDAY, JULY 22, 2024 AT 3:00 PM**

**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-301  
Appointing Terri Dunlap to the Lincoln City Library Board for a term to expire August 31, 2031.
- 1.b.** 24R-313  
Reappointment of Yohance L. Christie as the City Attorney for a two-year term effective July 21, 2024.

**2. PETITIONS & COMMUNICATIONS**

- 2.a. PLACED ON FILE IN THE OFFICE OF THE CITY CLERK:**  
Administrative Amendment #24042 to the Williamsburg Village Use Permit #58G, was approved by the Planning Director on July 8, 2024, to increase the allowed square footage for Area 20 by 4,200 for a new total of 14,200 square feet. Generally located at Southwest of S 34th Street and Orwell Street.  
Administrative Amendment #24045 to Change of Zone #19002, Stone Bridge Creek Planned Unit Development was approved by the Planning Director on July 8, 2024, to revise the layout of lots 23-27 and Outlot D, and changing Outlot D to a buildable lot, generally located at Flagstone Road and Centurion Drive.
- 2.b. REFERRED TO THE PLANNING DEPARTMENT:**  
Text Amendment 24007, an ordinance amending sections 27.62 and 27.63 of the Lincoln Municipal Code to allow the sale of alcoholic beverages for consumption on and off the premises as a conditional, rather than special permitted, use. The ordinance would further amend Sections 27.62 and 27.63 to clarify the conditions where sale of alcoholic beverages, on or off the premises, are permitted for residential health care and outdoor recreational facilities.  
Text Amendment 24009, to amend Lincoln Municipal Code Chapter 27.72.120 and clarify allowable floor area.  
Text Amendment 24010, to amend the Lincoln Municipal Code, Section 27.06.020 Use Groups, (b) More Than One Main Use (2), to allow more than two-single family dwellings on a lot or tract in the O-1, O-2, O-3, R-T, B-1, B-2, B-3, B-4, B-5, H-1, H-2, H-3, H-4, I-1, I-2, or I-3 districts.

**3. MISCELLANEOUS REFERRALS**

**- VOTE ON CONSENT ITEMS -**

**4. PUBLIC HEARING – LIQUOR RESOLUTIONS**

- 4.a.** 24R-317  
Manager Application of Olivia Longsine for EHPV Operating Group, LLC dba Big Red Restaurant & Sports Bar located at 955 W O Street.
- 4.b.** 24R-318  
Application of Governor Pille Inaugural Committee for special designated licenses to cover an outdoor area measuring approximately 300 feet by 300 feet at 1425 H Street on August 31, September 7, 14, 18 & 20, & October 5, 2024 from 8:00 a.m. to 8:00 p.m.

**- VOTE ON LIQUORS -**

**5. PUBLIC HEARING - RESOLUTIONS**

- 5.a.** 24R-302  
Approving the Service Agreement between the City of Lincoln, on behalf of the Lincoln-Lancaster County Health Department and the Asian Community and Cultural Center for collaborative efforts in planning and completing the goals of the Minority Health Initiative Grant, for a period from January 1, 2024, through June 30, 2025.
- 5.b.** 24R-303  
Approving the Service Agreement between the City of Lincoln, on behalf of the Lincoln-Lancaster County Health Department and El Centro de las Americas for collaborative efforts in planning and completing the goals of the Minority Health Initiative Grant for a period from January 1, 2024, through June 30, 2025.
- 5.c.** 24R-304  
Approving the Service Agreement between the City of Lincoln, on behalf of the Lincoln-Lancaster County Health Department and Good Neighbor Community Center for collaborative efforts in planning and completing the goals of the Minority Health Initiative Grant, for a period from January 1, 2024, through June 30, 2025.
- 5.d.** 24R-305  
Approving the Service Agreement between the City of Lincoln, on behalf of the Lincoln-Lancaster County Health Department and Malone Center for collaborative efforts in planning and completing the goals of the Minority Health Initiative Grant, for a period from January 1, 2024, through June 30, 2025.
- 5.e.** 24R-306  
Approving the Service Agreement between the City of Lincoln, on behalf of the Lincoln-Lancaster County Health Department and Ponca Tribe of Nebraska for collaborative efforts in planning and completing the goals of the Minority Health Initiative Grant, for a period from January 1, 2024, through June 30, 2025.

- 5.f.** 24R-307  
Comprehensive Plan Conformance 24015, Application of Urban Development to review as to conformance with the 2050 Lincoln-Lancaster County Comprehensive Plan, for a proposed amendment to the City of Lincoln's Capital Improvement Program by adding the "Bethany Land Purchase" for FY2022/2023-2027/2028, on the property generally located at 1700 N. Cotner Blvd.

**- VOTE ON RESOLUTIONS -**

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

- 6a.** 24-76  
Amending the pay schedule for employee group whose classifications is assigned to the pay range which is prefixed by the letter "W" by changing the range for Class 0707 "Senior Attorney" from W04 to W05 and 0708 'Chief Assistant City Attorney" from W05 to W06.
- 6b.** 24-77  
Amending the pay schedule for employee group whose classification is assigned to the pay range which is prefixed by the letter "C" by changing the range for Class 5300 "Utility Engineering Specialist" from C30 to C34.
- 6.c.** 24-78  
Amending the pay schedule for a certain employee group by adjusting the schedules of annual, monthly, biweekly and hourly pay range equivalents for employees of the City of Lincoln whose classifications are assigned to pay ranges prefixed by 'X'.
- 6.d.** 24-79  
Amending the pay schedule for a certain employee group by adjusting the schedules of annual, monthly, biweekly and hourly pay range equivalents for employees of the City of Lincoln whose classifications are assigned to pay ranges prefixed by 'E'.
- 6.e.** 24-80  
Amending the pay schedule for a certain employee group by adjusting the schedules of annual, monthly, biweekly and hourly pay range equivalents for employees of the City of Lincoln whose classifications are assigned to pay ranges prefixed by 'W'.
- 6.f.** 24-81  
Amending the pay schedule for a certain employee group by adjusting the schedules of annual, monthly, biweekly and hourly pay range equivalents for employees of the City of Lincoln whose classifications are assigned to pay ranges prefixed by 'DSS'.

- 6.g.** 24-82  
Amending the pay schedule for a certain employee group by adjusting the schedules of annual, monthly, biweekly and hourly pay range equivalents for employees of the City of Lincoln whose classifications are assigned to pay ranges prefixed by ‘M’. This adjustment is in accordance with the terms of the parties current bargaining agreement.
- 6.h.** 24-83  
Amending the pay schedule for a certain employee group by adjusting the schedules of annual, monthly, biweekly and hourly pay range equivalents for employees of the City of Lincoln whose classifications are assigned to pay ranges prefixed by ‘P’. This adjustment is in accordance with the terms of the parties current bargaining agreement.
- 6.i.** 24-84  
Amending the pay schedule for a certain employee group by adjusting the schedules of annual, monthly, biweekly and hourly pay range equivalents for employees of the City of Lincoln whose classifications are assigned to pay ranges prefixed by ‘F’.
- 6.j.** 24-85  
Street & Alley Vacation 23004 - Application of Union Bank and Trust to vacate the east-west alley between O and P Streets, and between N Antelope Valley Pkwy and N 20th Street, adjacent to property legally described as Lot 3, and the remaining portion of Lots 7-8 and Lots 9-14, Block 28, Kinney's O Street Addition, and Lots C-D, County Clerks Subdivision of Lots 4-6, Block 28, Kinney's O Street Addition, and Vacated adjacent alley, located in the SW 1/4 of Section 24-10-6, Lincoln, Lancaster County, Nebraska, generally located between O and P Streets and between North Antelope Valley Pkwy and North 20th Street.
- 6.k.** 24R-295  
Approving the N. 48th & Madison Avenue Mixed Use Redevelopment Agreement between the City of Lincoln, New Generation Properties, LLC., and B & J Partnership, LTD, relating to the redevelopment of the property generally located at N. 48th Street and Madison Ave. **(Related Items: 24R-295, 24R-296, 24-86) (Action Date: 7/22/24)**
- 6.l.** 24R-296  
Amending the FY23/24 CIP to authorize and appropriate \$2,292,163 in Tax Increment Financing (TIF) for the N. 48th & Madison Avenue Mixed Use Redevelopment Project. **(Related Items: 24R-295, 24R-296, 24-86) (Action Date: 7/22/24)**
- 6.m.** 24-86  
Authorizing the issuance of Tax Allocation Bonds for the N. 48th & Madison Avenue Mixed-Use Redevelopment Project in the amount not to exceed \$2,292,163. **(Related Items: 24R-295, 24R-296, 24-86)**

- 6.n.** 24-87  
Approving the Lease Agreement between the City of Lincoln and 1033 Brandeis, LLC., for the lease of space by the City of Lincoln for a temporary transit station at 333 S. 11th Street for a three year term.
- 6.o.** 24-88  
Annexation 24006 - Application of Starostka-Lewis, LLC to annex 1.13 acres on property generally located at NW 19th Street and W Homer Drive. **(Related Items: 24-88, 24-89)**
- 6.p.** 24-89  
Change of Zone 24015 - Application of Starostka-Lewis, LLC to change the zone from AG Agricultural to R-3 Residential on property generally located at NW 19th Street and W Homer Drive. **(Related Items: 24-88, 24-89)**
- 6.q.** 24-90  
Annexation 24007 - Application Planning Department, 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.
- 6.r.** 24-92  
Change of Zone 24006 - Application of West Gate Bank to change the zone from O-3 Office District to B-2 Planned Neighborhood Business District within the existing Southwood Center Use Permit, on property generally located at 5555 S. 27th Street.
- 6.s.** 24-93  
Text Amendment 24006 - Request of the City of Lincoln Planning Department to amend Lincoln Municipal Code Chapter 27.57 relating to the Historic Preservation District by amending Section 27.57.030 Definitions; General Provisions to add definitions for Alternatives Analysis, Discontiguous, Landmark, Landmark District, Mitigation Plan, Structural Analysis, and Thematic District; by repealing Sections 27.57.040 Landmark and 27.57.050 Landmark District as these terms were moved to definitions; by amending Section 27.57.110 Powers and Duties to clarify current workflows for National Register nominations, remove language about soliciting gifts and contributions, and updating the language to allow for one set of design standards for all landmark properties; by amending Section 27.57.120 Designation of Landmarks and Landmark Districts to allow for a discontiguous collection of structures to comprise a district and to create a category of Thematic District; by amending Section 27.57.130 Requirement of Certificate for Certain Work to include restrictions in the Historic Preservation Design Standards; by amending Section 27.57.140 Procedure for Certificate to provide that the applications for certificates will now be filed with the Planning Department instead of the Building and Safety Department and that the application and plans will be reviewed by the Planning Department for compliance with the Historic Preservation Design Standards; by amending Section 27.57.150 Certificate Approval or Denial to state that for demolition applications, the applicant shall submit a Structural Analysis completed by a

licensed professional, an Alternatives Analysis, a proposed Mitigation Plan if approved, and allow for inspection by members of the Historic Preservation Commission and staff prior to the hearing; by amending Section 27.57.160 Procedure Following Certificate Denial to state that any properties existing on the date of this ordinance adoption would have a hold period of one year following denial of a demolition request by HPC before proceeding with demolition and any designations approved after this ordinance adoption seeking demolition approval from the HPC would need to comply with the one year waiting period; by adding a new section numbered 27.57.200 entitled "Violations" to provide that any person who has not obtained a certificate of approval for work on a landmark or in a landmark district shall be deemed guilty of a misdemeanor and a fine up to \$100.00. **(Related Items: 24-93, 24R-292)**

- 6.t. 24R-292  
Text Amendment 24006 - Request of the City of Lincoln Planning Department to amend Title 3 of the City of Lincoln Design Standards to add a new Chapter 3.86 to adopt the Historic Preservation Design Standards. **(Related Items: 24-93, 24R-292) (Action Date: 7/22/24)**

## 7. RESOLUTIONS - 1ST READING

- 7.a. 24R-314  
Reappointing Lachel Bradley-Williams and Jessica Gieseke to the Community Forestry Advisory Board for terms to expire August 14, 2027.
- 7.b. 24R-316  
Directing submittal to the qualified electors of the City of a proposed General Obligation Bond Issue for Stormwater Drainage and Flood Management System Improvements not to exceed \$13,900,000. on the November 5, 2024 General Election Ballot.
- 7.c. 24R-319  
Accepting and approving the report of new and pending claims against the City for July 1 through July 15, 2024.
- 7.d. 24R-320  
Miscellaneous 24004 - Request of the City of Lincoln Planning Department to reclassify NW 27th Street, north of Purple Heart Highway from, "Collector" to "Minor Arterial" in the City of Lincoln Access Management Policy.

## 8. ORDINANCES - 1ST READING & RELATED RESOLUTIONS

- 8.a. 24-94  
Change of Zone 24016 - Application of Diamond Enterprises, LLC to change the zone from H-3 Highway Commercial to I-1 Industrial on property generally located at 3501 W O Street.

- 8b.** 24-96  
Text Amendment 24008 - Application of Youth Actors Academy of Lincoln, to amend Lincoln Municipal Code Section 27.02.020 Definitions, to modify the definition of “Academies” by adding additional clarification for different types of Academies within the definition and additional language related to events and performances associated with Academies.

**9. PENDING LIST**

- 9.a.** 24R-18  
Comprehensive Plan Conformance 23019 - Application of the Urban Development Department to review as to conformance with the 2050 Lincoln-Lancaster County Comprehensive Plan, and to adopt the "NW 48th & W Vine Redevelopment Plan", including the "Falcon Corner Redevelopment Project," for the construction of a large retail building and associated commercial uses, on property generally located at NW 48th Street and Interstate 80. **(1/22/24 – Action delayed to 1/29/24) (1/29/24 - Verbal Motion to move item to Pending List - No Date Certain)**
- 9.b.** 24R-35  
Approving the Falcon Corner Project Redevelopment Agreement between the City and FFF, LLC., relating to the redevelopment of the property generally located in the northeast corner of NW 48th Street and Interstate 80. **(Related Items: 24R-35, 24R-36, 24-10) (1/29/24 - Verbal Motion to move item to Pending List - No Date Certain)**
- 9.c.** 24R-36  
Amending the FY 2023-2024 CIP to authorize and appropriate \$4,290,090.00 in TIF funds for the Falcon Corner Redevelopment Project. **(Related Items: 24R-35, 24R-36, 24-10) (1/29/24 - Verbal Motion to move item to Pending List - No Date Certain)**
- 9.d.** 24-10  
Authorizing the issuance of Tax Allocation Bonds for the Falcon Corner Redevelopment Project in an amount not to exceed \$4,290,090.00. **(Related Items: 24R-35, 24R-36, 24-10) (1/29/24 - Verbal Motion to move item to Pending List - No Date Certain)**
- 9.e.** 23R-638  
Comprehensive Plan Amendment 23005- Application of FFF, LLC to amend the Lincoln-Lancaster County 2050 Comprehensive Plan to revise the Future Land Use Map by changing the designation from Industrial Use to Commercial Use, on property generally located at the northeast corner of NW 48th Street and Interstate 80. **(Related Items: 23R-638, 23-158, 23R-639, 23-159) (Action date: 1/22/24) (1/8/24 – Public hearing continued to 1/22/24) (1/22/24 – Action delayed to**

**1/29/24) (1/29/24 - Verbal Motion to move item to Pending List - No Date Certain)**

- 9.f.** 23-158  
Annexation 23005- Application of FFF, LLC., to annex approximately 52 acres, more or less, on the property generally located at the northeast corner of NW 48th Street and Interstate 80. **(Related Items: 23R-638, 23-158, 23R-639, 23-159) (1/8/24 – Public hearing continued to 1/22/24) (1/22/24 – Action delayed to 1/29/24) (1/29/24 - Verbal Motion to move item to Pending List - No Date Certain)**
- 9.g.** 23R-639  
Approving the Conditional Annexation and Change of Zone Agreement between the City, FFF, LLC., and Helen Belle Kitzel Farms, LLC., for property generally located near NW 48th Street and Interstate 80. **(Related Items: 23R-638, 23-158, 23R-639, 23-159) (Action date: 1/22/24) (1/8/24 – Public hearing continued to 1/22/24) (1/22/24 – Action delayed to 1/29/24) (1/29/24 - Verbal Motion to move item to Pending List - No Date Certain)**
- 9.h.** 23-159  
Change of Zone 23019 - Application of FFF, LLC., to change the zoning designation of 15 acres more or less, from AG Agricultural District to H-4 Highway Commercial District, on property generally located at the northeast corner of NW 48th Street and Interstate 80. **(Related Items: 23R-638, 23-158, 23R-639, 23-159) (1/8/24 – Public hearing continued to 1/22/24) (1/22/24 – Action delayed to 1/29/24) (1/29/24 - Verbal Motion to move item to Pending List - No Date Certain)**

## **PUBLIC COMMENT**

Anyone wishing to address the council on a matter not on this agenda, and not planned to appear on a future agenda, may do so at the open microphone session. Individuals are allowed a total of 5 minutes to speak regardless of the number of topics. For the month of July, open microphone sessions will be held on July 15 & 29, 2024.

## **ADJOURNMENT**

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The Lincoln City Council meets every Monday at 3 p.m. except for the last Monday of the month which begins at 5:30 p.m. All City Council meetings are aired live on LNKTv City and re-aired later. For a schedule, visit [lincoln.ne.gov](http://lincoln.ne.gov) (keyword: LNKTv). LNKTv City can be found on all three cable television systems: ALLO Channel 2; Spectrum Channel 1300; Kinetic Channel 1005. Meetings are also streamed live at [lincoln.ne.gov](http://lincoln.ne.gov)(keyword: LNKTv) and available later at [youtube.com/LNKTvcity](https://www.youtube.com/LNKTvcity).

LNKTv, the City government access group of channels, is now available on Apple TV. The free apps allow people without cable and those living outside of Lincoln to view livestreamed and archived LNKTv



City, Health, and Education programs. Residents with Apple TV devices will find LNKTV in the channel guide or app store.

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**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.*