

**CORRESPONDENCE  
IN LIEU OF  
DIRECTORS' MEETING  
MONDAY, JANUARY 2, 2006**

**I. MAYOR**

- \*1. VETO MESSAGE from Mayor Coleen Seng - RE: Bill No. 05-161 for a change of zone on property generally located at 2100 K Street and 05R-289 a zoning agreement associated with a change of zone at 21<sup>st</sup> and K Streets - (See Letter)
- \*2. NEWS ADVISORY - RE: Mayor Coleen Seng and representatives of the Lincoln Area Agency on Aging will discuss the federal government's new Medicare prescription drug program (Part D) at a news conference at 9:45 a.m. on 12/22/05 - (See Advisory)
- \*\*3. NEWS RELEASE - RE: Mayor Releases Study On Improving Development Process - Mayor will appoint implementation group-(Council received this Release in their Thursday packets on 12/22/05) (See Release)
- \*\*4. NEWS RELEASE - RE: Assistance Available On Medicare Prescription Drug Program - Family members urged to help older citizens access online information-(Council received this Release in their Thursday packets on 12/22/05) (See Release)
- \*\*5. NEWS ADVISORY - RE: Mayor Seng's Public Schedule Week of December 24-30, 2005-Schedule subject to change -(See Advisory)
- \*\*6. NEWS RELEASE - RE: 21 Educational Access To Air London Parade Featuring Lincoln Southwest Band -(See Release)
- \*\*7. NEWS RELEASE - RE: Work To Restore Bur Oak Trees Continues In Wilderness Park -(See Release)
- \*\*8. NEWS RELEASE - RE: City To Recycle Trees For 19<sup>th</sup> Year -(See Release)
- \*\*9. Washington Report - December 22, 2005.

## **II. DIRECTORS**

### **FINANCE/BUDGET**

- \*\*1. Material from Steve Hubka - RE: December sales tax receipts -(See Material)

### **FINANCE/CITY TREASURER**

- \*1. Monthly City Cash Report & Pledged Collateral Statement for November 2005 -(See Report)

### **PLANNING**

- \*\*1. E-Mail from Marvin Krout - RE: Planning Department goals for 2006-(See E-Mail)
- \*\*2. Response E-Mail from Jean Walker to Sarah Bettens - RE: Council/ Planning Commission Agendas -(Response to Item #14 under Miscellaneous) (See E-Mail)

### **PLANNING COMMISSION FINAL ACTION .....**

- \*\*1. Special Permit #05050, Hunters Pointe Townhomes CUP (N. 20<sup>th</sup> & Superior Streets) Resolution No. PC-00973.

### **PUBLIC WORKS & UTILITIES**

- \*1. Memo & Material from Margaret Remmenga - RE: Lincoln Water & Wastewater Systems Fiscal Year 2004-05 Audits -(Reports on file in the City Council Office)(See Material)
- \*\*2. Response Letter from Bill Nass to Cindy York - RE: Taylor Meadows curb repair -(See Material)

## **III. CITY CLERK**

#### IV. COUNCIL

##### A. COUNCIL REQUESTS/CORRESPONDENCE

###### JON CAMP

- \*1. E-Mail from Lynn Minch sent to Jon Camp - RE: Wal-Mart - (See E-Mail)
- \*2. Response E-Mail from Jon Camp to Coby Mach, LIBA - RE: Performance Auditor - (See E-Mail)

###### ROBIN ESCHLIMAN

- 1. Request to Lynn Johnson, Parks & Recreation Director - RE: Center lanes being painted on bike trails (RFI#2 - 11/09/05)

###### PATTE NEWMAN

- 1. Request to ~~Marc Wullschleger~~ & Wynn Hjermsstad, Urban Development/ Marvin Krout & Ed Zimmer, Planning Department - RE: Triplets-serious concerns over the future of Whittier School (RFI#37 - 11/23/05). —  
**1.) SEE RESPONSE FROM MARC WULLSCHLEGER, URBAN DEVELOPMENT DIRECTOR RECEIVED ON RFI#37 - 12/05/05.**

#### V. MISCELLANEOUS -

- \*1. E-Mail from Susan Schulte - RE: 84<sup>th</sup> & Adams -(See E-Mail)
- \*2. E-Mail from Wayne Simpson - RE: Wal-Mart - (See E-Mail)
- \*3. E-Mail from Roy & Carolyn Wolgamott - RE: Sid Dillon lighting -(See E-Mail)
- \*4. E-Mail from Jim Johnson - RE: Pass the Floodplain standards -(See E-Mail)
- \*5. E-Mail Letter & Material from LIBA - RE: Performance Auditor -(See Material)

- \*6. E-Mail from Lynn Kaufmann, A driver education instructor - RE: Failure to pass driving ordinance-(See E-Mail)
- \*7. E-Mail from Lt. Col. Joseph W. Johnson, Jr., USAF Retired - RE: Ambulance Service - (See E-Mail)
- \*8. E-Mail from Thomas A. Duden, Human Resources Manager, Design Data Corporation - RE: Design Data 14<sup>th</sup> & Old Cheney Road -(See E-Mail)
- \*9. Letter from M.A. Christensen - RE: Council struggling with increasingly complex issues -(See Letter)
- \*\*10. E-Mail from Jerry Follett - RE: New Wal-Mart store -(See E-Mail)
- \*\*11. E-Mail from Linda Cass - RE: Wal-Mart -(See E-Mail)
- \*\*12. E-Mail from Lynn Kaufmann - RE: Correction to previous e-mail -(See E-Mail)
- \*\*13. E-Mail from Larry Jablonski - RE: Time Warner additional cost for ESPN high definition -(See E-Mail)
- \*\*14. E-Mail from Sarah Bettens - RE: Council/Planning Commission Agendas (Forwarded this E-Mail to Jean Walker, Planning Dept. & City Clerk Joan Ross)(See E-Mail)
- \*\*15. Letter from Marcia Kinning, & Jill Schuerman, Brian D. Carstens & Associates - RE: Upcoming changes that will have a significant impact on Carstens & Associates -(See Letter)
- \*\*16. Letter & Material from Sharon Miller - RE: Floodplain standards -(See Material)
- \*\*17. E-Mail from Dave Engler, Vice President, Lincoln Firefighters Association - RE: Budget -(See E-Mail)

- \*\*18. Letter from Bonny Downing, CFAI, Program Coordinator, Commission on Fire Accreditation International, Inc. to Lincoln Fire & Rescue Chief Spadt - RE: Inform you the Commission voted on 12/07/05, to approve the Statement of Findings completed by your team leader on your August 2005, Annual Compliance Report -(See Letter)

## **VI. ADJOURNMENT**

**\*HELD OVER FROM DECEMBER 26, 2005.  
ALL HELD OVER UNTIL JANUARY 9, 2006.**



# NEWS RELEASE

MAYOR COLEEN J. SENG

lincoln.ne.gov

## OFFICE OF THE MAYOR

555 South 10th Street, Lincoln, NE 68508, 441-7511, fax 441-7120

**FOR IMMEDIATE RELEASE:** December 22, 2005

**FOR MORE INFORMATION:** Diane Gonzolas, Citizen Information Center, 441-7831  
Darl Naumann, Economic Development, 441-7514

## MAYOR RELEASES STUDY ON IMPROVING DEVELOPMENT PROCESS

*Mayor will appoint implementation group*

Mayor Coleen J. Seng today accepted and released the Development and Permitting Process Improvement Study and announced she would name a community group to review the recommendations and discuss implementation.

“The development process is key to the economic expansion of our City,” said Mayor Seng. “I ordered this development process audit because I want the City to take a hard look at itself. An outside examination of how Lincoln encourages development can produce good ideas for improvement. Time is money, both for developers and for taxpayers. Additional streamlining can help save taxpayers and developers money while improving the process.”

Seng said she will name a group from the public and private sectors to work with her on implementing those recommendations that the group concurs can further improve the process. The report is available on the City Web site, [lincoln.ne.gov](http://lincoln.ne.gov).

The report released today is the second phase of Mayor Seng’s efforts to improve coordination between the private and public sectors and improve internal communication on development projects.

“With input from the development community, I have been working on ways to improve the development process while preserving neighborhood and family quality of life issues,” said Seng. “It is very important that Lincoln’s economic development and job creation efforts are not hampered by unnecessary process.”

In May 2003, Mayor Seng implemented 17 changes recommended by the Streamlining Task Force. Those changes reduced processing time on projects and eliminated some steps in the development process. To improve project management, the staffs of the Planning and Public Works and Utilities departments now meet weekly to jointly review new development projects. Additions to the City Web site allow developers to do more online. The Mayor also authorized the installation of project management software called “Permits Plus” at key City departments to streamline the process.

- more

**Development Study**  
**December 22, 2005**  
**Page Two**

As part of her phase two efforts, Mayor Seng hired Zucker Systems of San Diego, a nationally recognized consulting firm that specializes in analyzing the development process. The Zucker report complimented the City for implementing “numerous changes over the last three years to improve Lincoln’s development process. We are highly supportive of the changes which have been made.” The report says department managers and City policy makers appear to have a desire to continue to improve the development process. The report also cited the number of dedicated and competent staff implementing the development and permitting process for the City of Lincoln.

The report identifies five key areas and offers 67 recommendations on topics including waivers, decision-making, the management of coordination issues, the handling of executive orders and Comprehensive Plan policy.

Among the recommendations:

- The Mayor should assign overall responsibility to coordinate development process issues and resolve disputes between City departments to her staff aide for economic development.
- Additional training should be provided to employees in the Planning, Urban Development, Building and Safety and Public Works and Utilities departments.
- Department managers should empower staff to make decisions and begin training planners to serve as project managers.
- Individual City departments should be granted new authority to waive standards without City Council approval.
- The Engineering Division of the Public Works and Utilities Department should be centralized with the Development Services Division, and both should report to the City Engineer.
- The number of engineers who review development applications should be reduced.
- The use of the executive order process to make changes should be reduced, and the ability to approve changes should be delegated to the departmental level. Right now, the Mayor must sign an executive order to make changes or release funds.
- Complex City ordinances should be simplified, and the Comprehensive Plan should be re-formatted to make it easier to read and to clarify City policies.

City Attorney Dana Roper cautioned that while some recommendations may be handled administratively, others may require changes to either City ordinances or the City Charter.



CITY OF LINCOLN  
NEBRASKA

# NEWS RELEASE

MAYOR COLEEN J. SENG

lincoln.ne.gov

## OFFICE OF THE MAYOR

555 South 10th Street, Lincoln, NE 68508, 441-7511, fax 441-7120

**FOR IMMEDIATE RELEASE:** December 22, 2005

**FOR MORE INFORMATION:** Diane Gonzolas, Citizen Information Center, 441-7831  
June Pederson, Lincoln Area Agency on Aging, 441-6132

### ASSISTANCE AVAILABLE ON MEDICARE PRESCRIPTION DRUG PROGRAM

*Family members urged to help older citizens access online information*

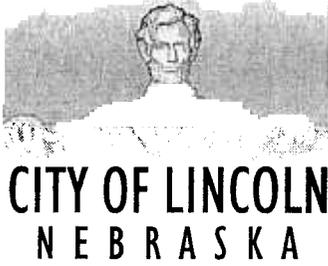
Mayor Coleen J. Seng today urged families to discuss the new Medicare Prescription Drug Program, also called Part D, as they gather over the holidays. Because help is available on the Internet, Mayor Seng and officials with the Lincoln Area Agency on Aging (LAAA) encourage family members and others to help those who are eligible for benefits to access that information

“We know that the program seems confusing and that many of our older citizens are overwhelmed by the number of plans available,” said Mayor Seng. “The good news is that the new program does offer real protection for those facing huge drug costs, and there is help available for those eligible to enroll. It is very important that those age 65 and older who do not have prescription drug insurance get the help they need to make these decisions and enroll.”

June Pederson, LAAA Director, said the agency’s LIFE (Lincoln Information For the Elderly) Office has developed a “Guide to Part D Enrollment.” It is available at senior centers, through the City Web site at [lincoln.ne.gov](http://lincoln.ne.gov) or by calling 441-7070. The LIFE Office also recommends using Medicare’s Web site, [www.medicare.gov](http://www.medicare.gov), which features a “Plan Finder.” It compares an individual’s list of prescriptions with each of the 41 plans available to Nebraskans and then presents those that have the greatest coverage at the least cost.

“The ‘Plan Finder’ is an excellent tool, but it does require Internet access,” said Pederson. “Our older citizens are becoming more computer-savvy, but at this time, only seven percent of Internet users are age 65 or older. That is why we are calling on family members as well as civic, religious and business organizations to volunteer to help.” Pederson said those wanting more information on volunteering should contact the LIFE office at 441-7070.

Pederson said there is plenty of time to enroll, but after May 15, 2006, premiums increase one percent every month. She said the new program offers important savings in 2006 for many seniors who are currently paying more than \$5,100 for prescription drugs annually (\$425 per month). She said the program offers significant savings on many prescription drugs, but not all.



# NEWS ADVISORY

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MAYOR COLEEN J. SENG

[lincoln.ne.gov](http://lincoln.ne.gov)

Date: December 23

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

**Mayor Seng's Public Schedule**  
**Week of December 24 - 30, 2005**  
*Schedule subject to change*

City offices are closed Monday, December 26 for the Christmas holiday and Monday, January 2, 2006 for the New Year's Day holiday. Mayor Seng has no public appearances scheduled between December 27 and December 30.



# NEWS RELEASE

MAYOR COLEEN J. SENG

lincoln.ne.gov

## OFFICE OF THE MAYOR

Citizen Information Center, 555 South 10th Street, Lincoln, NE 68508, 441-7375, fax 441-8653

**FOR IMMEDIATE RELEASE:** December 23, 2005

**FOR MORE INFORMATION:** Bill Luxford, 21 Educational Access, 5 CITY-TV, 441-6688  
Lori Falcone, Southwest High, 436-1306  
Dan Kirkby, +44 207-580-3232, dan@dkpr.co.uk

### **21 EDUCATIONAL ACCESS TO AIR LONDON PARADE FEATURING LINCOLN SOUTHWEST BAND**

When the Lincoln Southwest High School marching band is parading through the streets of London, England New Year's Day, family and friends back home will be able to watch it live on 21 Educational Access (Time Warner Cable channel 21 in Lincoln). The 20th annual parade will be sent via satellite beginning at 6 a.m., Sunday, January 1, 2006. The parade will be re-aired at 7 p.m. Tuesday, January 3 on channel 21.

Bill Luxford, operations manager for 21 Educational Access and 5 CITY-TV, said Southwest Music Department Chair Lori Falcone contacted him about the possibility of airing the parade. Luxford said Nebraska Educational Telecommunications (NET) is helping with the satellite feed.

"I think it's safe to say that this is the first international event being carried live on one of our local cable access channels," said Luxford. "We are very excited about being able to offer it, and I want to thank Lori, NET and the parade organizers for making this possible."

Falcone said 149 students will march in the parade, and 64 others will accompany the band on the trip.

"This is the first large trip for this young band of four years," said Falcone. "It is also our first performance on the international level, and we are all excited and honored to have this opportunity." While in England, the students will visit Stonehenge, the Roman Baths, the British Museum, the Tower of London and other sites.

This is the first year the parade will be sent via satellite to the U.S. The parade's Executive Director Bob Bone said organizers were inundated with e-mails from people in this country asking how they could watch it. The parade features more than 10,000 performers from a dozen nations, and about 480,000 spectators turn out in London to watch it. The parade route includes such landmarks as the Parliament building, Westminster Abbey, 10 Downing Street and the National Gallery.



# NEWS RELEASE

MAYOR COLEEN J. SENG

lincoln.ne.gov

**PARKS AND RECREATION DEPARTMENT**  
2740 "A" Street, Lincoln, NE 68502, 441-7847, fax 441-8706

**FOR IMMEDIATE RELEASE:** December 23, 2005

**FOR MORE INFORMATION:** Terry Genrich, Parks and Recreation, 441-7939

## **WORK TO RESTORE BUR OAK TREES** **CONTINUES IN WILDERNESS PARK**

The Lincoln Parks and Recreation Department is again working to preserve native bur oak trees in Wilderness Park. this winter. Crews will begin working next week in the area of First Street and Pioneers Boulevard to remove scrub trees that are growing in and around stands of bur oaks to open up the area and allow young oak trees to grow..

"The Wilderness Park Subarea Plan developed several years ago identifies the Park's bur oaks as important resources to protect and restore," said Terry Genrich, Natural Resources Manager for Parks and Recreation. "A citizen committee meets several times a year to decide on park management projects, and rejuvenating the bur oaks continues to be a top priority. We understand the public concerns about tree removal, but this is necessary for bur oaks to survive." Genrich said precautions are taken to ensure that habitat remains for the wildlife in the area.

Future Wilderness Park restoration projects include managing areas of prairie, restoring wetlands and removing scrub trees from the former farmland in the park to plant as prairies.

Wilderness Park is a 1,475-acre linear park that is owned by Lancaster County and managed by the City of Lincoln. The park extends for seven miles from near Van Dorn Street on the north to Saltillo Road on the south. The Park's primary purpose is flood protection, but it also provides a natural area for wildlife and public recreation area.

For more information on the management of Wilderness Park, call 441-7847 or send an e-mail to [parks@lincoln.ne.gov](mailto:parks@lincoln.ne.gov).



# NEWS RELEASE

MAYOR COLEEN J. SENG

[lincoln.ne.gov](http://lincoln.ne.gov)

**PUBLIC WORKS AND UTILITIES DEPARTMENT**  
Recycling Office, 2400 Theresa Street, Lincoln, NE 68521, 441-7043

**FOR IMMEDIATE RELEASE:** December 23, 2005

**FOR MORE INFORMATION:** Gene Hanlon, Recycling Coordinator, 441-7043

## **CITY TO RECYCLE TREES FOR 19TH YEAR**

Beginning December 25, eight tree recycling sites located throughout Lincoln will be accepting recyclable holiday trees. Trees will be accepted through Sunday, January 15.

Residents in central Lincoln have a different site this year. Trees will be accepted at Peter Pan Park, 33rd and "X" streets, in the east half of the parking lot. This replaces a site at Pentzer Park, 27th and Fair. The other tree collection sites are:

- Ballard Park, 3901 N. 66th Street
- Oak Lake Park, 1st and Cornhusker Highway, three blocks south of Cornhusker on 1st Street
- University Place Park, 50th and Garland streets
- Holmes Lake Park, parking lot west of the north softball field
- Sawyer-Snell Park, 2nd and South streets, west of the Fire Department Building
- Tierra Park, 29th Street and Tierra Drive
- Woods Park, 31st and "J" streets, southeast corner of the parking lot

The trees will be chipped, and the chipped material will be made available free of charge to Lincoln residents in late January at the sites listed above. The Public Works and Utilities Department will use any remaining wood chips in its composting operation.

The City Recycling Office reminds residents recycling their trees to remove plastic bags used in transporting and put them in nearby trash cans at the recycling sites. All nails, wires and tree stands must be removed.

The City of Lincoln began offering the tree recycling program in 1987 to keep large quantities of trees from going to the landfill. Lincoln's tree recycling program is the oldest of its kind in Nebraska. In the last 18 years, the City recycled over 164,515 trees (about 2,499 tons), with an annual average of 9,140 trees (about 139 tons).

Those with questions regarding the tree recycling program or the City's recycling program in general, are urged to call the City Recycling Information Hotline at 441-8215.



**INSIDE:**

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**Washington Report**

Archived at:  
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**SENATE TAKES SESSION DOWN TO THE WIRE**

**CONGRESS**

First session of the 109<sup>th</sup> Congress ends in partisan gridlock. At the start of each year, congressional leaders always hope for an October adjournment, but in recent years partisan divisions have made it difficult to complete “must-pass” budget items before November. This year was no different, as issues such as hurricane relief, oil drilling in Alaska, and Patriot Act renewal joined the annual battle over appropriations to extend the session right up to the Christmas Holiday.

Confusing matters further was the fact that the House chose to adjourn last week, leaving the Senate to approve matters in the form in which they were approved by the House or wait until Congress reconvenes in January.

The issue providing the most drama this week was a proposal to open the Arctic National Wildlife Reserve (ANWR) to oil and natural gas exploration. Last month, moderate Republicans in the House prevented the plan from being included in the budget reconciliation measure that is designed to slow the rate of entitlement program spending. However, Senator Ted Stevens (R-AK) attempted to attach the provision to the FY 2006 Defense Department appropriations bill, a measure that also included additional funds for a potential flu pandemic and Gulf Coast relief.

The tactic put Senators opposed to drilling in the difficult position of having to vote against Defense Department spending in wartime, but two Republicans eventually joined a majority of Democrats to maintain a filibuster on the measure. Not wanting to adjourn without funding the Defense Department, Republican leaders removed the ANWR provision and quickly approved the spending bill. Also dropped from the Defense bill were some additional funds for the Low Income Home

Energy Assistance Program (LIHEAP), Gulf Coast relief efforts, and border security initiatives that were to be paid for through revenues derived from ANWR exploration leases. Stevens had added those provisions in an effort to secure votes from wavering Members.

However, because the House last week had voted to approve the measure including the ANWR provision and then adjourned, leaders in that chamber today were considering approving it by a voice vote of the few Members that could make it to Washington, rather than calling back the entire body.

The Defense Department measure also includes a one percent across-the-board cut in all FY 2006 programs, with the exception of the Veterans’ Administration. So, for example, the Community Development Block Grant program will be reduced by a total of 10 percent from its FY 2005 level.

**THE NEXT SCHEDULED  
WASHINGTON REPORT WILL  
BE SENT IN LATE JANUARY  
OR EARLY FEBRUARY WHEN  
CONGRESS IS SLATED TO  
RECONVENE  
  
HAPPY HOLIDAYS!**

The other measure in the center of the spotlight in the Senate this week was the budget reconciliation bill. Republicans and the White House were pushing hard for approval of the measure that would slow the growth of mandatory programs such as Medicare, Medicaid, and food stamps over the next five years, but Democrats decried the efforts as being especially hard on children and the poor.

As was the case with the Defense bill, the House approved a negotiated version of reconciliation and adjourned before the Senate could take it up. The Senate then approved it this week 51-50 when Vice President Dick Cheney was called back from a Middle East trip to break a tie. However, Democrats were successful with some procedural tactics that forced the measure to be brought back up for a House vote. House Minority Leader Nancy Pelosi (D-CA) has refused to allow for its consideration by voice vote with most Members absent this week, and now the House must vote on the package again in January.

This move places a particular burden on House moderates who had great concerns with the spending cuts but voted for the plan under pressure from House GOP leaders. They must now cast another recorded vote for the measure in an election year. Pelosi's actions also thwart the efforts of Republican leaders to separate the entitlement reductions from plans to permanently extend some of the President's tax cuts, which have also been delayed until next year.

Barring any last-minute changes to the schedule, the House plans on reconvening on January 31, 2006, the scheduled date of the President's State of the Union address. The Senate may reconvene as early as January 18.

## HUMAN SERVICES

FY 2006 HHS budget is finalized. Congress this week approved the FY 2006 appropriations bill with jurisdiction over the Departments of Labor, Health and Human Services, and Education after making some minor changes to appease House members who had opposed the conference report on the measure last month.

The surprise defeat of the spending bill last month was the result of defections by a number of Republicans who had varying reasons for opposing the measure. House leadership decided to appease half of the 22 GOP members that opposed the original agreement by making some changes to rural health programs and removing language that would have prohibited Medicare coverage of drugs such as Viagra. That proved just enough to get the measure passed 215-213. The Senate then approved the measure this week in one of its last actions prior to adjournment.

As with the previous version of this bill, the final version does not contain any earmarked special projects. This decision was made by the Appropriations Committee leadership in both the House and Senate in order to stay within the very tight budget cap for overall spending in the bill.

If the conference report had not been approved, the likely result would have been a Continuing Resolution (CR) that would have funded programs in the bill at the lowest of three levels: FY 2005, FY 2006 as approved by the House, or FY 2006 as approved by the Senate. This would have led to significant reductions for a number of programs. Final FY 2006 funding levels for selected HHS programs are as follows:

- \$637 million for the Community Services Block Grant (-\$7 million)
- \$6.9 billion for Head Start (no change)
- \$1.8 billion for Community Health Centers (+\$66 million)
- \$2.1 billion for Ryan White AIDS programs (+\$10 million)
- \$2.4 billion for bioterrorism programs (+\$188 million)
- \$2.18 billion for Low Income Home Energy Assistance Program (+\$115 million)
- \$1.376 billion for Aging Administration (-\$17 million)
- \$2.082 for the Child Care Block Grant (no change)
- \$1.7 billion for the Social Services Block Grant (+\$17 million)
- \$1.7 billion for the Substance Abuse Block Grant (no change)
- \$88.7 million for Runaway and

- Homeless Youth (no change)
- \$575 million for Refugee Assistance (+\$91 million)
- \$102.5 million for Healthy Start (no change)
- Community Access Program was eliminated (-\$83 million)
- \$700 million for the Maternal and Child Health Block Grant (-\$24 Million)
- \$2.027 billion for CDC Immunizations (-\$55 million)
- \$411 million for the Mental Health Block Grant (no change)
- \$126 million for Battered Women's Shelters (no change)

## JOB TRAINING

WIA reauthorization remains stalled, but FY 2006 Labor Department spending is approved. Congress approved the FY 2006 Labor, HHS, and Education Departments appropriations bill this week, clearing the measure for the President's signature. The vote marked the second time that the House-Senate conference committee report had been considered, as the House last month defeated the measure on its first attempt (see Human Services story above for additional details).

Employment and Training Administration programs at the Labor Department were reduced by \$580 million overall in FY 2006 for a total of \$10.58 billion. Funding levels for FY 2006 Labor Department programs are as follows:

- \$897 million for Adult Training Programs (-\$31 million)
- \$986 million for Youth Training Programs (-\$36 million)
- \$1.48 billion for Dislocated Worker Assistance (no change)
- \$1.55 billion for Job Corps (+\$21 million)
- \$19.8 million for Prisoner Re-entry Program (no change)
- \$49.6 million for Reintegration of Youthful Offenders (no change)
- \$125 million for the Community College Initiative (-\$125 million)

Meanwhile, Congress was unable to approve a reauthorization of employment and training programs

under the Workforce Investment Act (WIA), delaying consideration of the measure until next year.

## **PUBLIC SAFETY**

Budget bill includes hard date for digital television transition and \$1 billion for interoperable communications. In a victory for local governments, the massive budget reconciliation bill (S 1932) approved by the Senate and awaiting final action by the House would require that all television broadcasters switch from analog to digital broadcasts by February 18, 2009 and would provide \$1 billion in grants for public safety interoperable communications.

The bill would free up a portion of the spectrum in the 700 megahertz band that public safety agencies and cell phone providers have long coveted because of its ability to cover wide areas with few “dead spots” and to travel through walls. Passage of a hard date for the transition to digital television has long been opposed by the powerful National Association of Broadcasters. However, pressure to transfer the spectrum grew in the wake of the finding by the 9-11 Commission that sub-par communications equipment caused the death of many of the firefighter and police officers responding to the attack on the World Trade Center and continues to cripple the efforts of local first responders.

The legislation would reserve 24 megahertz of the freed up spectrum (channels 63, 64, 68 and 69) for use by public safety agencies and would auction off the remainder (channels 52-62, 65 and 67) in January 2008. The Congressional Budget Office estimates that the auction will bring in \$10 billion in revenue.

Under the bill, the National Telecommunications Infrastructure Administration (NTIA) at the Department of Commerce would administer the interoperable communications grants. They would be available beginning in FY 2008 (October, 2007). Public safety agencies would have to submit an application for funding and would have three years to spend awarded funds. Grants would have to be made in accordance with the public safety and interoperable communications guidelines established by the Department of

Homeland Security’s SAFECOM Program and its Office of Grants and Training.

It is not known when the House will clear the measure for the President’s signature, but it may not be until it reconvenes at the end of January.

## **HOMELAND SECURITY**

Homeland Security to award major FY 2006 grant programs based on risk and need rather than population. Late on December 2, the Department of Homeland Security (DHS) published its guidance on the major grant programs for FY 2006. The guidance not only makes a departure from the past methods of allocation but also begins to integrate recent DHS publications that set goals and priorities for planning and preparedness.

The Homeland Security Grant program guidance covers five DHS grant programs: State Homeland Security Grant Program; Urban Area Security Initiative; Citizen Corps Programs; Metropolitan Medical Response System, and Law Enforcement Terrorism Prevention Program.

The State Homeland Security Program and the Law Enforcement Terrorism Prevention Program have traditionally been funded according to population, with states receiving a baseline of 0.75 percent of total funds. Under this new guidance, however, states will continue to receive the same base allocation, but remaining funds will be distributed competitively among the states based on risk and need rather than population. Risk is defined as the consequences of a specific attack on a given asset, the vulnerability of that asset to the threat, and the degree of threat to the asset. The formula is derived from an asset-based risk factor and a geographically-based risk factor. Need, on the other hand, expresses need in relation to capabilities and desired capabilities.

The Urban Areas Security Initiative (UASI) has also traditionally been funded according to population and risk, but now funding will be distributed competitively to states based on the same risk and need definitions as above.

DHS will publish a list of eligible applicant metropolitan statistical areas, and, once released, those areas will compete for funding rather than receive a formula allocation.

There are no changes to the allocation of the Metropolitan Medical Response System (MMRS) and Citizen Corps Programs. MMRS funding will continue to be divided evenly among 124 areas, and Citizen Corps will be divided based on the traditional 0.75 percent baseline and population allocation.

FY 2006 is also the first year in which the grant programs are being brought into alignment with the Interim National Preparedness Goal and its National Priorities. The new guidance includes detailed information on how to integrate these priorities into planning and implementation of initiatives. The guidance also includes an extensive allowable cost guidance for each program as well as target information for each program to help applicants draw connections among the programs and begin to build cohesive plans.

In addition, states and 75 urban areas must complete and submit a catastrophic plan review template to DHS to form a baseline status report, a process begun in November. FY 2006 grant funding is contingent on DHS those templates by January 17, 2006. DHS will then dispatch teams to the states and urban areas to review the plans and provide support.

States have until March 2, 2006 to submit their applications, and DHS will publish its awards no later than May 31, 2006. States, then, must follow the traditional pass-through requirements to local governments within 60 days.

The DHS program guidance can be found at:

[http://www.ojp.usdoj.gov/odp/grants\\_programs.htm#fy2006hsgp](http://www.ojp.usdoj.gov/odp/grants_programs.htm#fy2006hsgp).

## PATRIOT ACT

Senate extends the Patriot Act for six months. After many hours of negotiation, the White House and Senate leadership relented on its drive to permanently reauthorize 16 provisions of the USA Patriot Act that were scheduled to expire on December 31, 2005.

It became clear late this week that there were not 60 votes in the Senate necessary to stop a filibuster on the legislation to permanently extend the provisions, and rather than let them expire, the White House agreed to the extension. Virtually every Democrat in the Senate opposed the extensions, and they were joined by a handful of Republicans concerned that the measure would not adequately protect civil liberties.

A great majority of the 2001 Patriot Act, which was hastily crafted and approved in the days following the September 11 attacks, would not have expired on December 31, but 16 provisions with the sunset date have received a great deal of attention this year. The President maintains that the Act is a necessary tool to protect Americans from further terrorist threats, while civil libertarians fear that it grants the federal government powers so great that they should be reexamined periodically.

Of particular concern was a provision that allows the federal government to use roving wiretaps on suspected terrorists, as well as the section that allows for court-approved searches of "tangible" items, such as business records, in terrorism cases. While the White House had urged a permanent extension of those items, the House earlier this year approved a ten-year extension, while the Senate Judiciary Committee had recommended a four-year extension.

The six-month extension of the entire Patriot Act pushes the debate into an election year, in which issues regarding national security are certain to be magnified.

## BROWNFIELDS

House votes to separate HUD Brownfields program from Section 108 program. The House this week approved legislation (HR 280) that would allow communities to apply for the Brownfields Economic Development Initiative (BEDI) program without having to participate in the HUD Section 108 loan guarantee program. The Senate did not take up the legislation prior to adjournment.

Since its inception, the BEDI program has required eligible applicants to also apply for a loan guarantee to assist with Brownfields redevelopment at the site. Section 108 loan recipients then must pledge a portion of their annual Community Development Block Grant (CDBG) program allocation as collateral for that loan. The legislation would allow communities to apply for a BEDI grant without having to risk future CDBG funds. Sponsors are hoping that the Senate will approve the bill this week in its current form, which would clear it for the President's signature.

However, the legislation may end up being moot, as Congress moved to virtually eliminate funding for the BEDI program in FY 2006. The HUD budget provides \$10 million for the program, but Congress stipulated that the funds must come from unobligated balances from the FY 2005 program, of which HU believes there will be none.

In response to the Congressional action, there are reports that HUD officials are considering canceling the FY 2005 BEDI round and holding an FY 2006 round using the leftover funds from FY 2005. However, with the \$10 million rescission, the program would have approximately \$14 million in FY 2006 under this scenario, instead of \$24 million in FY 2005. In addition, it is believed that HUD has already reviewed and ranked the FY 2005 BEDI applications.

## GRANT OPPORTUNITIES

**Department of Justice:** The Office of Violence Against Women is accepting applications for the *Safe Havens: Supervised Visitation and Safe Exchange Grant Program*. Through the program, governments are provided the opportunity to assist in the safe exchange of children between parents in cases of domestic violence, sexual assault, child abuse, or stalking. Local governments may use the funds in conjunction with public or private nonprofits as well as a state or local court. Applicants may apply for up to \$350,000 over a 24-month budget period. Letters of intent are due by January 5, 2006. For more information, see:

<http://www.ojp.usdoj.gov/docs/fy2006safehavenssolicitation.pdf>.

**Department of Justice:** The Office of Justice Programs also has published the FY 2006 competitive grant guidance for the *Gang Resistance Education and Training Program*. Grants fund school programs incorporating officer instruction against delinquency, violence, and gang participation. Awards are made for up to \$250,000 depending on the level of program implemented, and there is a required match of ten percent. Applications are due by February 2, 2006. For more information, see:

<http://www.ojp.usdoj.gov/BJA/grant/great.html>.

**Department of the Treasury:** Applications for the FY 2006 Financial Assistance component of the Community Development Financial Institutions (CDFI) Program are being accepted. The NOFA covers the FY 2006 and FY 2007 funding years. There is \$25 million available in FY 2006 to make financial and technical assistance awards of up to \$500,000 depending on the applicant category. FY 2007 funding is dependent on appropriations, but is expected to be approximately \$25 million also. Applications for FY 2006 funding must be received by February 13, 2006 or by January 9, 2007 for the FY 2007 round. Additional information and application materials can be found at:

<http://www.cdfifund.gov/programs/programs.asp?programID=7>.

**Actual Compared to  
Projected Sales Tax Collections**

	2005-06 PROJECTED	2005-06 ACTUAL	VARIANCE FROM PROJECTED	\$ CHANGE FR. 04-05	% CHANGE FR. 04-05
<b>SEPTEMBER</b>	\$4,521,210	\$4,549,328	\$28,118	\$37,025	0.82%
<b>OCTOBER</b>	\$4,738,362	\$4,464,503	(\$273,859)	(\$76,968)	-1.69%
<b>NOVEMBER</b>	\$4,743,930	\$4,625,303	(\$118,627)	\$39,042	0.85%
<b>DECEMBER</b>	\$4,420,986	\$4,511,403	\$90,417	\$336,575	8.06%
<b>JANUARY</b>	\$4,632,570				
<b>FEBRUARY</b>	\$5,740,599				
<b>MARCH</b>	\$4,191,410				
<b>APRIL</b>	\$3,957,554				
<b>MAY</b>	\$4,620,145				
<b>JUNE</b>	\$4,464,241				
<b>JULY</b>	\$4,536,625				
<b>AUGUST</b>	\$4,837,297				
<b>TOTAL</b>	\$55,404,929	\$18,150,537	(\$273,951)	\$335,674	1.88%

**CITY OF LINCOLN  
GROSS SALES TAX COLLECTIONS  
(WITH REFUNDS ADDED BACK IN)  
2000-2001 THROUGH 2005-2006**

	<b>ACTUAL 2000-2001</b>	<b>ACTUAL 2001-2002</b>	<b>ACTUAL 2002-2003</b>	<b>ACTUAL 2003-2004</b>	<b>% CHG. FR. PRIOR YEAR</b>	<b>ACTUAL 2004-2005</b>	<b>% CHG. FR. PRIOR YEAR</b>	<b>ACTUAL 2005-2006</b>	<b>% CHG. FR. PRIOR YEAR</b>
<b>SEPTEMBER</b>	\$3,758,935	\$3,844,150	\$4,239,938	\$4,453,875	5.05%	\$4,648,160	4.36%	\$4,630,210	-0.39%
<b>OCTOBER</b>	\$4,273,028	\$4,116,763	\$4,464,191	\$4,670,587	4.62%	\$4,706,690	0.77%	\$4,823,369	2.48%
<b>NOVEMBER</b>	\$4,060,765	\$4,125,824	\$4,407,744	\$4,526,166	2.69%	\$4,687,792	3.57%	\$4,799,275	2.38%
<b>DECEMBER</b>	\$3,824,569	\$3,855,906	\$4,034,958	\$4,314,111	6.92%	\$4,500,338	4.32%	\$4,511,403	0.25%
<b>JANUARY</b>	\$3,968,572	\$4,140,990	\$4,046,633	\$4,335,924	7.15%	\$4,264,010	-1.66%		
<b>FEBRUARY</b>	\$4,895,886	\$4,982,568	\$5,224,986	\$5,531,405	5.86%	\$6,086,841	10.04%		
<b>MARCH</b>	\$3,731,090	\$3,908,567	\$4,076,943	\$3,980,041	-2.38%	\$4,158,874	4.49%		
<b>APRIL</b>	\$3,126,694	\$3,641,403	\$3,711,803	\$3,889,388	4.78%	\$4,097,988	5.36%		
<b>MAY</b>	\$4,061,857	\$3,949,873	\$4,184,028	\$4,602,788	10.01%	\$4,730,317	2.77%		
<b>JUNE</b>	\$3,741,325	\$3,856,119	\$4,169,550	\$4,599,245	10.31%	\$4,557,735	-0.90%		
<b>JULY</b>	\$3,804,895	\$4,033,350	\$4,105,554	\$4,391,257	6.96%	\$4,519,466	2.92%		
<b>AUGUST</b>	\$4,093,476	\$4,231,174	\$4,402,156	\$4,893,438	11.16%	\$4,803,665	-1.83%		
<b>TOTAL</b>	\$47,341,091	\$48,686,688	\$51,068,484	\$54,188,225	6.11%	\$55,761,877	2.90%	\$18,764,258	1.19%

Year to date vs.  
previous year

**CITY OF LINCOLN  
SALES TAX REFUNDS  
2000-2001 THROUGH 2005-2006**

	<b>ACTUAL 2000-2001</b>	<b>ACTUAL 2001-2002</b>	<b>ACTUAL 2002-2003</b>	<b>ACTUAL 2003-2004</b>	<b>% CHG. FR. PRIOR YEAR</b>	<b>ACTUAL 2004-2005</b>	<b>% CHG. FR. PRIOR YEAR</b>	<b>ACTUAL 2005-2006</b>	<b>% CHG. FR. PRIOR YEAR</b>
<b>SEPTEMBER</b>	(\$472,215)	(\$646,545)	(\$48,531)	(\$69,997)	44.23%	(\$135,858)	94.09%	(\$80,882)	-40.47%
<b>OCTOBER</b>	(\$127,363)	(\$379,290)	(\$64,605)	(\$110,193)	70.56%	(\$165,219)	49.94%	(\$358,866)	117.21%
<b>NOVEMBER</b>	(\$448,872)	(\$132,336)	(\$134,088)	(\$219,454)	63.66%	(\$101,531)	-53.73%	(\$173,972)	71.35%
<b>DECEMBER</b>	(\$193,085)	(\$240,014)	(\$177,459)	(\$390,445)	120.02%	(\$325,510)	-16.63%	(\$6,319)	-98.06%
<b>JANUARY</b>	(\$352,999)	(\$74,082)	(\$306,467)	(\$59,315)	-80.65%	(\$220,967)	272.53%	(\$269,713)	22.06%
<b>FEBRUARY</b>	(\$115,206)	(\$509,277)	(\$61,404)	(\$323,218)	426.38%	(\$394,324)	22.00%		
<b>MARCH</b>	(\$303,779)	(\$428,507)	(\$17,601)	(\$22,759)	29.30%	(\$99,240)	336.05%		
<b>APRIL</b>	(\$478,438)	(\$333,878)	(\$281,861)	(\$199,018)	-29.39%	(\$69,900)	-64.88%		
<b>MAY</b>	(\$79,461)	(\$176,292)	(\$275,081)	(\$155,787)	-43.37%	(\$122,283)	-21.51%		
<b>JUNE</b>	(\$47,618)	(\$127,168)	(\$138,914)	(\$194,593)	40.08%	(\$34,811)	-82.11%		
<b>JULY</b>	(\$235,932)	(\$181,863)	(\$563,339)	(\$42,086)	-92.53%	(\$162,998)	287.30%		
<b>AUGUST</b>	\$0	(\$63,949)	(\$341,868)	(\$531,884)	55.58%	(\$148,028)	-72.17%		
<b>TOTAL</b>	(\$2,854,968)	(\$3,293,201)	(\$2,411,218)	(\$2,318,751)	-3.83%	(\$1,980,668)	-14.58%	(\$889,752)	-6.25%

Year to date vs.  
previous year

**CITY OF LINCOLN  
NET SALES TAX COLLECTIONS  
2000-2001 THROUGH 2005-2006**

	<b>ACTUAL 2000-2001</b>	<b>ACTUAL 2001-2002</b>	<b>ACTUAL 2002-2003</b>	<b>ACTUAL 2003-2004</b>	<b>% CHG. FROM PR. YEAR</b>	<b>ACTUAL 2004-2005</b>	<b>% CHG. FROM PR. YEAR</b>	<b>ACTUAL 2005-2006</b>	<b>% CHG. FROM PR. YEAR</b>
<b>SEPTEMBER</b>	\$3,286,720	\$3,197,606	\$4,191,407	\$4,383,878	4.59%	\$4,512,303	2.93%	\$4,549,328	0.82%
<b>OCTOBER</b>	\$4,145,665	\$3,737,474	\$4,399,587	\$4,560,394	3.66%	\$4,541,471	-0.41%	\$4,464,503	-1.69%
<b>NOVEMBER</b>	\$3,611,894	\$3,993,488	\$4,273,655	\$4,306,712	0.77%	\$4,586,261	6.49%	\$4,625,303	0.85%
<b>DECEMBER</b>	\$3,631,485	\$3,615,893	\$3,857,499	\$3,923,666	1.72%	\$4,174,828	6.40%	\$4,505,085	7.91%
<b>JANUARY</b>	\$3,615,574	\$4,066,908	\$3,740,166	\$4,276,609	14.34%	\$4,043,044	-5.46%		
<b>FEBRUARY</b>	\$4,780,680	\$4,473,291	\$5,163,582	\$5,208,187	0.86%	\$5,692,517	9.30%		
<b>MARCH</b>	\$3,427,311	\$3,480,060	\$4,059,342	\$3,957,283	-2.51%	\$4,059,634	2.59%		
<b>APRIL</b>	\$2,648,256	\$3,307,525	\$3,429,942	\$3,690,371	7.59%	\$4,028,088	9.15%		
<b>MAY</b>	\$3,982,395	\$3,773,581	\$3,908,947	\$4,447,001	13.76%	\$4,608,034	3.62%		
<b>JUNE</b>	\$3,693,707	\$3,728,951	\$4,030,637	\$4,404,651	9.28%	\$4,522,924	2.69%		
<b>JULY</b>	\$3,568,964	\$3,851,488	\$3,542,215	\$4,349,171	22.78%	\$4,356,468	0.17%		
<b>AUGUST</b>	\$4,093,476	\$4,167,224	\$4,060,288	\$4,361,554	7.42%	\$4,655,637	6.74%		
<b>TOTAL</b>	\$44,486,126	\$45,393,489	\$48,657,267	\$51,869,477	6.60%	\$53,781,209	3.69%	\$18,144,219	1.85%

Year to date vs.  
previous year

Marvin S Krout/Notes  
12/27/2005 01:25 PM

To City Council Members, Deb E Schorr/Notes@Notes,  
workbob@msn.com@Notes, Bernard E Heier/Notes@Notes,  
cbeattie@netinfo.ci.lincoln.ne.us@Notes, Ray A  
cc mbowen@ci.lincoln.ne.us@Notes, aharrell@ci.lincoln.ne.us,  
dnaumann@ci.lincoln.ne.us, Planning\_Senior\_Staff,  
coby@liba.org, bbohrer@LCOC.com,  
bcc

Subject Planning Department goals for 2006



Goals for 2006.wpd

Each of the past few years at this time, the Planning Department has reviewed its accomplishments for the past calendar year and developed new goals for the coming year. Recognizing that priorities will undoubtedly change over the course of the next year as a result of unexpected directives and other events, attached are the major projects we hope to complete or initiate in 2006. We encourage your questions and comments on these goals, and wish you all a happy new year.

Marvin S. Krout, Director  
Lincoln-Lancaster County Planning Department  
tel 402.441.6366/fax 402.441.6377

**Planning Department goals for calendar year 2006/  
accomplishments in 2005:**

Current projects that will continue into 2006:

- Complete update of Comprehensive Plan/Long Range Transportation Plan
- Complete review of City's lighting standards and process appropriate amendments
- Develop and adopt new standards for collector streets
- Support Mayor's Event Facilities Task Force activities
- Conduct historic survey work in Eastridge and Country Club areas and in county
- Assist Urban Development on various redevelopment plans and policies
- Enable/require submission and review of digital plats and plans
- Assist Planning Commission's downzoning committee develop recommendations for new procedures and standards
- Assist joint Planning Commission/Health Board committee develop recommendations regarding land use relationships to promote active living and protect against environmental hazards

New projects to be initiated in 2006 (some of which were postponed from 2005):

- Assist Startran in comprehensive review of transit system
- Assist Public Works in developing a new MPO Operations Plan
- Initiate review/rewrite of City's sign provisions
- Pursue state enabling legislation and local zoning amendments to allow limited transfer of development rights program outside city limits
- Refine draft design guidelines and incorporate into appropriate ordinances for expanded design review in the downtown
- Provide more flexibility for Board of Zoning Appeals approvals by expanding "exception" provisions
- Assist Public Works in implementing bikelane improvements in downtown
- Provide technical assistance to candidates for new state preservation incentive program
- Develop internet access by applicants to Permits Plus information
- Expand Urban Design Committee responsibilities
- Initiate development of Antelope Valley overlay ordinance
- Develop "interpretations and opinions" and "needed amendments" notebooks on codes
- Implement recommendations from Zuckersystems report: improve customer relations, formalize training for new planners and Planning Commissioners, improve decision-making process, offer online application submission, etc.
- Manage the hiring and work of the new City-County GIS Coordinator

Annual continuing tasks:

- Provide thoughtful, accurate, timely review of development applications
- Provide good information and advice to the general public on planning/development inquiries
- Coordinate preparation of the new 6-year Capital Improvement Program

( no Indicators report in 2006)

Accomplishments in 2005:

- Coordinated development and adoption of new downtown master plan
- Amended Subdivision Ordinance to streamline subdivision review, reduce bonding cost for public improvements, and provide fee option to bonding certain improvements
- Amended County Subdivision Resolution to allow streamlined approval of small cluster subdivisions and delegate final plat approval to the Planning Director
- Obtained Planning Commission approval of code amendments to: improve standards for landscaping/screening and pedestrian circulation, authorize administrative approval of waivers, and reduce front yard setbacks for buildings and signs in newer commercial and industrial zoning districts
- Coordinated GIS master plan and data/technology migration plan with consultants and other city and county departments
- Completed third annual review of Comprehensive Plan, including new Benchmark Indicators report, along with processing of proposed amendments and development of new 6-year Capital Improvement Program
- Updated Future Service Limits and Land Use Forecast for the Comp Plan/LRTP update
- Processed amendments to Zoning Ordinance on group homes as recommended by Mayor's Group Homes Task Force
- Participated in developing smart mortgage program for buyers of homes near public transit
- Launched Workflow application in Permits Plus to improve monitoring of development review process



**Jean L Walker/Notes**  
12/29/2005 09:25 AM

To <betten\_sarah@yahoo.com>  
cc Joan E Ross/Notes@Notes, Tammy J  
Grammer/Notes@Notes  
bcc  
Subject Re: Fw: Council / Planning Commission Agendas - Reg 

Dear Ms. Betten:

The Planning Department maintains the Planning Commission agenda which includes development projects in the City and County. We do advise when the agendas are available on our Web site and we have added you to that e-mail list. If you have any questions, please feel free to contact me.

--Jean Walker, Administrative Officer  
Planning Department (441-6365)

Tammy J Grammer/Notes

**Tammy J Grammer/Notes**  
12/29/2005 08:46 AM

To CouncilPacket/Notes@Notes  
cc Jean L Walker/Notes@Notes, Joan E Ross/Notes@Notes  
Subject Fw: Council / Planning Commission Agendas - Reg

----- Forwarded by Tammy J Grammer/Notes on 12/29/2005 08:48 AM -----



**sarah bettens**  
12/28/2005 10:07 PM

To council@lincoln.ne.gov  
cc  
Subject Council / Planning Commission Agendas - Reg

Dear Sir / Madam,

This is Sarah Bettens . I am looking for some construction work which could take place in your city/county limits. When i visited the city/county site to fetch planning/Council agenda i did not find any link/provision for viewing the same. I was wondering if you do operate any email mailing list by which the subscribers can receive the planning/Council agenda by email. If you have one please subscribe me to that list and send me the agendas by email. In case you do not operate a mailing list and have any other methods of sending the agendas please let me know.

This would help me in finding some construction work

Kindly help me in this.

With Regards  
Sarah Bettens

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<http://mail.yahoo.com>

**PLANNING COMMISSION FINAL ACTION  
NOTIFICATION**

**TO :** Mayor Coleen Seng  
Lincoln City Council

**FROM :** Jean Walker, Planning 

**DATE :** December 29, 2005

**RE :** **Special Permit No. 05050, Hunters Pointe Townhomes CUP**  
(N. 20<sup>th</sup> & Superior Streets)  
**Resolution No. PC-00973**

The Lincoln City-Lancaster County Planning Commission took the following action at their regular meeting on Wednesday, December 21, 2005:

Motion made by Strand, seconded by Larson, to approve **Special Permit No. 05050**, with conditions, as amended, requested by Mark IV Investments, for authority to develop **Hunters Pointe Townhomes Community Unit Plan**, consisting of 116 townhouse units, together with requested waivers of the Zoning Ordinance, Land Subdivision Ordinance and City of Lincoln Design Standards to waive the required minimum lot width and block length, to allow sanitary sewer to run opposite street grade, to waive the required front yard setback and to waive the minimum lot area, on property generally located at North 20<sup>th</sup> Street and Superior Street.

Motion for conditional approval, as amended, carried 6-0 (Esseks, Larson, Sunderman, Strand, Taylor and Carlson voting 'yes'; Carroll declaring a conflict of interest; Pearson and Krieser absent).

The Planning Commission's action is final, unless appealed to the City Council by filing a Letter of Appeal with the City Clerk within 14 days of the date of the action by the Planning Commission.

**Attachment**

cc: Building & Safety  
Rick Peo, City Attorney  
Public Works  
Robert Dean, RD Engineering, 11920 Burt Street, Suite 180, Omaha, NE 68154  
Tom Huston, 233 S. 13<sup>th</sup>, Suite 1900, 68508  
Breck Collingsworth, 8200 Cody Dr., Suite G2, 68512  
Mark IV Investments, Inc., 12864 Bradshaw St., Overland Park, KS 66213  
Rob Hackwith, Landon's Neighborhood Assn., 4210 N. 23<sup>rd</sup>, 68521  
Carol Brown, Landon's Neighborhood Assn., 2201 Elba Circle, 68521  
L.W. Hoffman, 1340 Garber Avenue, 68521  
Larry Geiger, 3924 N. 17<sup>th</sup> Street, 68521  
Howard and Delores Earl, 4332 Bel-Ridge Dr., 68521  
Don and Diane Giebelhaus, 1800 Benton, 68521  
Dale Zeilinger, 3935 N. 20<sup>th</sup>, 68521  
Leo Behne, 4240 Bel-Ridge Dr., 68521  
Katherine Hamersky, 3932 N. 17<sup>th</sup>, 68521  
Steve Flesner, 1710 North Gate Road, 68521

i:\shared\wp\jlu\2005 cnotice.sp\SP.05050

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RESOLUTION NO. PC-00973

SPECIAL PERMIT NO. 05050

1           WHEREAS, Mark IV Investments Inc. has submitted an application designated  
2 as Special Permit No. 05050 for authority to develop Hunters Pointe Townhomes Community  
3 Unit Plan for 116 townhouse units, together with requested waivers of the Zoning Code, Land  
4 Subdivision Ordinance, and City of Lincoln Design Standards to waive the required minimum lot  
5 width for Lots 15-28, Block 4, and block length for N. 18th Street, to allow sanitary sewer  
6 running against street grade, to waive the required front yard setback for Lot 1, Block 4 and Lot  
7 24, Block 5, and to waive the minimum lot area for Lots 11-20, Block 1, on property generally  
8 located at North 20th Street and Superior Street, and legally described as:

9           Lot 125 I.T. and a portion of vacated Benton Street in the  
10 Northwest Quarter of Section 12, Township 10 North, Range 6  
11 East of the 6th P.M., Lincoln, Lancaster County, Nebraska, and  
12 more fully described as follows:

13           Beginning at the southwest corner of Lot 9, Paul VI Heights  
14 Addition or the northwesterly corner of said Lot 125 I.T.; thence  
15 south 88 degrees 42 minutes 23 seconds east, (assumed  
16 bearing), on the northwesterly line of said Lot 125 I.T., a distance  
17 of 211.10 feet; thence south 01 degrees 17 minutes 37 seconds  
18 west, 73.26 feet; thence south 37 degrees 05 minutes 00 seconds  
19 east, 143.43 feet; thence south 07 degrees 21 minutes 26  
20 seconds east, 133.51 feet; thence south 30 degrees 21 minutes  
21 33 seconds west, 47.03 feet; thence south 61 degrees 51 minutes  
22 41 seconds east, 68.58 feet; thence north 82 degrees 21 minutes  
23 58 seconds east, 125.22 feet; thence south 02 degrees 49  
24 minutes 47 seconds west, 53.86 feet; thence south 54 degrees 54  
25 minutes 45 seconds west, 45.14 feet; thence south 75 degrees 09  
26 minutes 08 seconds west, 14.94 feet; thence south 28 degrees 11  
27 minutes 49 seconds west, 41.80 feet; thence south 57 degrees 11

1 minutes 15 seconds east, 10.62 feet; thence south 30 degrees 06  
2 minutes 54 seconds west, 48.74 feet; thence south 59 degrees 18  
3 minutes 59 seconds east, 14.99 feet; thence south 24 degrees 53  
4 minutes 49 seconds west, 39.88 feet; thence south 20 degrees 22  
5 minutes 22 seconds west, 53.63 feet; thence north 71 degrees 37  
6 minutes 23 seconds west, 52.16 feet; thence south 01 degrees 29  
7 minutes 23 seconds east, 49.34 feet; thence south 04 degrees 51  
8 minutes 10 seconds east, 63.32 feet; thence south 08 degrees 44  
9 minutes 54 seconds west, 125.41 feet; thence south 08 degrees  
10 52 minutes 24 seconds east, 75.12 feet; thence south 30 degrees  
11 34 minutes 43 seconds east, 138.46 feet; thence south 36  
12 degrees 03 minutes 24 seconds west, 46.46 feet; thence south 67  
13 degrees 16 minutes 49 seconds east, 113.49 feet; thence north 31  
14 degrees 27 minutes 15 seconds east, 25.91 feet; thence south 61  
15 degrees 06 minutes 01 seconds east, 92.48 feet; thence south 63  
16 degrees 21 minutes 27 seconds east, 250.32 feet; thence south  
17 59 degrees 52 minutes 21 seconds east, 159.42 feet; thence  
18 south 73 degrees 18 minutes 59 seconds east, 118.09 feet;  
19 thence south 02 degrees 16 minutes 11 seconds west, 149.39  
20 feet; thence south 06 degrees 28 minutes 39 seconds west, 18.84  
21 feet; thence south 27 degrees 32 minutes 11 seconds west, 52.98  
22 feet; thence south 51 degrees 51 minutes 59 seconds west, 62.58  
23 feet; thence south 43 degrees 00 minutes 40 seconds west,  
24 232.84 feet; thence south 44 degrees 28 minutes 48 seconds  
25 east, 131.15 feet; thence south 01 degrees 15 minutes 51  
26 seconds west, 126.21 feet to a point on the south line of vacated  
27 Benton Street; thence north 88 degrees 44 minutes 35 seconds  
28 west, on said line, a distance of 877.29 feet; thence north 00  
29 degrees 00 minutes 00 seconds east, on the west line of said  
30 vacated Benton Street and the west line of said Lot 125 I.T., a  
31 distance of 2011.43 feet to the point of beginning and containing a  
32 calculated area of 26.32 acres, more or less;

33 WHEREAS, the Lincoln City-Lancaster County Planning Commission has held a  
34 public hearing on said application; and

35 WHEREAS, the community as a whole, the surrounding neighborhood, and the  
36 real property adjacent to the area included within the site plan for this community unit plan will  
37 not be adversely affected by granting such a permit; and

38 WHEREAS, said site plan together with the terms and conditions hereinafter set  
39 forth are consistent with the comprehensive plan of the City of Lincoln and with the intent and  
40 purpose of Title 27 of the Lincoln Municipal Code to promote the public health, safety, and  
41 general welfare; and

1                   NOW, THEREFORE, BE IT RESOLVED by the Lincoln City-Lancaster County  
2 Planning Commission of Lincoln, Nebraska:

3                   That the application of Mark IV Investments Inc., hereinafter referred to as  
4 "Permittee", to develop Hunters Pointe Townhomes Community Unit Plan for 116 townhouse  
5 units be and the same is hereby granted under the provisions of Section 27.63.320 and Chapter  
6 27.65 of the Lincoln Municipal Code upon condition that construction of said dwelling units be in  
7 strict compliance with said application, the site plan, and the following additional express terms,  
8 conditions, and requirements:

- 9                   1.       This approval permits 116 dwelling units.

10                  If any final plat on all or a portion of the approved Community Unit Plan is submitted five  
11 (5) years or more after the approval of the Community Unit Plan, the city may require that a new  
12 Community Unit Plan be submitted, pursuant to all the provisions of section 26.31.015. A new  
13 Community Unit Plan may be required if the subdivision ordinance, the design standards, or the  
14 required improvements have been amended by the city; and as a result, the Community Unit  
15 Plan as originally approved does not comply with the amended rules and regulations.

16                  Before the approval of a final plat, the public streets, private roadway improvements,  
17 sidewalks, sanitary sewer system, water system, drainage facilities, land preparation and  
18 grading, sediment and erosions control measures, storm water detention/retention facilities,  
19 drainageway improvements, street lights, landscaping screens, street trees, temporary  
20 turnaround and barricades, and street name signs, must be completed or provisions (bond,  
21 escrow or security agreement) to guarantee completion must be approved by the City Law  
22 Department. The improvements must be completed in conformance with adopted design  
23 standards and within the time period specified in the Land Subdivision Ordinance.

24                  Final plats may be approved by the Planning Director after the Permittee, as Subdivider,  
25 enters into an agreement with the City wherein the Permittee agrees:

- 1 a. To complete the street paving of public streets shown on the final plat  
2 within two (2) years following the approval of the final plat.
- 3 b. To complete the paving of private roads shown on the final plat within two  
4 (2) years following the approval of this final plat.
- 5  
6 c. To complete the installation of sidewalks along both sides of N. 20<sup>th</sup> St.,  
7 Atlas Ave., N. Gate Rd., N. 19<sup>th</sup> St., and N. 18<sup>th</sup> St. as shown on the final  
8 plat within four (4) years following the approval of the final plat.
- 9 d. To complete the public water distribution system to serve this plat within  
10 two (2) years following the approval of the final plat.
- 11 e. To complete the public wastewater collection system to serve this plat  
12 within two (2) years following the approval of the final plat.
- 13  
14 f. To complete the enclosed public drainage facilities shown on the  
15 approved drainage study to serve this plat within two (2) years following  
16 the approval of the final plat.
- 17 g. To complete the enclosed private drainage facilities shown on the  
18 approved drainage study to serve this plat within two (2) years following  
19 the approval of the final plat.
- 20 h. To complete land preparation including storm water detention/retention  
21 facilities and open drainageway improvements to serve this plat prior to  
22 the installation of utilities and improvements but not more than two (2)  
23 years following the approval of the final plat
- 24 i. To complete the installation of private street lights along streets within this  
25 plat within two (2) years following the approval of the final plat.
- 26 j. To complete the planting of the street trees along both sides of N. 20<sup>th</sup>  
27 St., Atlas Ave., N. Gate Rd., N. 19<sup>th</sup> St., and N. 18<sup>th</sup> St. within this plat  
28 within four (4) years following the approval of the final plat.
- 29 k. To complete the installation of the street name signs within two (2) years  
30 following the approval of the final plat.
- 31 l. To complete any other public or private improvement or facility required  
32 by Chapter 26.23 (Development Standards) of the Land Subdivision  
33 Ordinance in a timely manner which inadvertently may have been omitted  
34 from the above list of required improvements.
- 35 m. To submit to the Director of Public Works a plan showing proposed  
36 measures to control sedimentation and erosion and the proposed method  
37 to temporarily stabilize all graded land for approval.
- 38 n. To complete the public and private improvements shown on the  
39 Community Unit Plan

- 1 o. To retain ownership of or the right of entry to the outlots in order to  
 2 maintain the outlots and private improvements on a permanent and  
 3 continuous basis and to maintain the plants in the medians and islands on  
 4 a permanent and continuous basis. However, the subdivider may be  
 5 relieved and discharged of this maintenance obligation upon creating, in  
 6 writing, a permanent and continuous association of property owners who  
 7 would be responsible for said permanent and continuous maintenance.  
 8 The subdivider shall not be relieved of such maintenance obligation until  
 9 the private improvements have been satisfactorily installed and the  
 10 documents creating the association have been reviewed and approved by  
 11 the City Attorney and filed of record with the Register of Deeds.
- 12 p. To continuously and regularly maintain the street trees along the private  
 13 roadways and landscape screens.
- 14 q. To submit to the lot buyers and home builders a copy of the soil analysis.
- 15 r. To comply with the provisions of the Land Preparation and Grading  
 16 requirements of the Land Subdivision Ordinance.
- 17 s. To protect the trees that are indicated to remain during construction and  
 18 development.
- 19 t. To properly and continuously maintain and supervise the private facilities  
 20 which have common use or benefit, and to recognize that there may be  
 21 additional maintenance issues or costs associated with providing for the  
 22 proper functioning of storm water detention/retention facilities as they  
 23 were designed and constructed within the development, and that these  
 24 are the responsibility of the land owner.
- 25 2. Before receiving building permits:
- 26 a. The permittee shall submit a revised site plan including five copies  
 27 showing the following revisions to the Planning Department office for  
 28 review and approval.
- 29 i. Show utility easements as requested by LES report of October 10,  
 30 2005.
- 31 ii. Change "side yard" to "front yard" on waiver #4.
- 32 iii. Show the easements that are labeled on the utility plan on the site  
 33 plan.
- 34 iv. State the purpose of all outlots.
- 35 v. Show density calculations as outlined in Chapter 3.35 of the City  
 36 of Lincoln Design Standards.
- 37 vi. Change "use" to "special" in Note 1.



1           4.       All privately-owned improvements, including landscaping and recreational  
2 facilities, are to be permanently maintained by the owner or an appropriately established  
3 homeowners association approved by the City.

4           5.       The site plan accompanying this permit shall be the basis for all interpretations of  
5 setbacks, yards, locations of buildings, location of parking and circulation elements, and similar  
6 matters.

7           6.       This resolution's terms, conditions, and requirements bind and obligate the  
8 permittee, its successors and assigns.

9           7.       The applicant shall sign and return the letter of acceptance to the City Clerk  
10 within 30 days following the approval of the special permit, provided, however, said 30-day  
11 period may be extended up to six months by administrative amendment. The clerk shall file a  
12 copy of the resolution approving the special permit and the letter of acceptance with the  
13 Register of Deeds, filling fees therefor to be paid in advance by the applicant.

14                   BE IT FURTHER RESOLVED by the Lincoln City-Lancaster County Planning  
15 Commission:

16           1.       The 40' average lot width requirement for townhouse units in the R-2 Residential  
17 District is waived for Lots 15 - 28, block 4, as shown on the approved site plan.

18           2.       The requirement of Section 26.23.130 that block length shall not exceed 1320  
19 feet is waived on the west side of North 18th Street.

20           3.       The requirement of Section 3.6 of the Sanitary Sewer Design Standards that the  
21 slope of the sanitary sewer should parallel the slope of the street is waived provided the depth  
22 of the sanitary sewer complies with design standards.

23           4.       The 25' required front yard setback in the R-2 Residential District is reduced to  
24 15' for Lot 1, Block 4, and Lot 24, Block 5, for said front yards abutting N. Gate Road.

25           5.       The required 5,000 square foot lot area per family in the R-2 Residential District  
26 is waived for Lots 11 - 20, Block 1, as shown on the approved site plan.

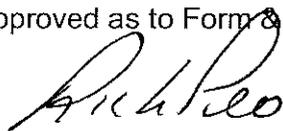
1           The foregoing Resolution was approved by the Lincoln City-Lancaster County Planning  
2 Commission on this 21 day of December, 2005.

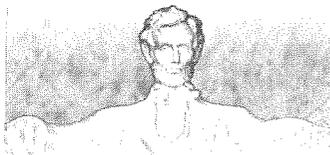
ATTEST:

*/S/ Original signed by  
Jon Carlson*

\_\_\_\_\_  
Chair

Approved as to Form & Legality:

  
\_\_\_\_\_  
Chief Assistant City Attorney



**CITY OF LINCOLN**  
**NEBRASKA**

**MAYOR COLEEN J. SENG**

lincoln.ne.gov

Street Operations  
Public Works and Utilities Department  
Karl Fredrickson, Director  
901 North 6th Street  
Lincoln, Nebraska 68508-2315  
402-441-7701  
fax: 402-441-8194

December 23, 2005

Cindy York  
1038 Rockhurst Drive  
Lincoln, NE 68510

RE: Curb Repair

Dear Ms. York:

The curb repair at 1038 Rockhurst Drive is on the list of "needed repair" at our 3180 South Street facility. Mike Hardekopf, our labor supervisor in charge of the concrete repair crew, remembers picking up the broken curb at this address and visiting with a lady about trying to get the repair work completed when he might have a crew working in this area, such as when they might be working on South 70th Street between "O" and "A" Streets. No promise on his part was made for the repair, as the repair work was more cosmetic in nature as opposed to a hazard or safety concern for the traveling public.

The work would consist of repairing a 2 ½ to 3 foot piece of curb that was pushed and popped from the gutter pan by heat expansion between an adjacent approach walk and the back of the curb. This type of repair work usually is rated as a "low priority", and repaired when time allows or crews may already be working in the area.

The 70th Street repair work that Mr. Hardekopf had mentioned was completed late this fall. However, more work was required to complete the repair than originally anticipated and completion was carried right into our winter season, without the work at 1038 Ruckhurst Drive being completed. It is still on the "needed repair" list and will be completed in the future. Ironically, I don't think Mr. Hardekopf will forget this repair work, as his mother lives in the adjacent unit to this 1038 address. Hopefully the work will be completed in the spring/summer time frame of 2006. A pothole repair crew completed a "temporary asphalt repair" to this curb while working in the area. This repair should help until the permanent repair is completed.

If you should have questions or need additional information, please give me a call at your convenience. My telephone number is 441-7701.

Sincerely,

W. L. Nass  
City of Lincoln  
Street Maintenance Coordinator

cc: Mayor's Office  
Council Member Jon Camp  
Darlene Starman  
Karl Fredrickson  
Marc Rosso  
Andrew Edwards  
Mike Hardekopf



Karen K Sieckmeyer/Notes

12/21/2005 08:43 AM

To Bill L Nass/Notes@Notes

cc Karl A Fredrickson/Notes@Notes, Marc E Rosso/Notes@Notes

bcc

Subject Fw: Taylor Meadows curb problem

Bill,

Can you check out why this hasn't been repaired and let us all know.

Thanks,  
Karen Sieckmeyer  
Executive Secretary  
Public Works/Utilities  
555 South 10th  
402-441-7566

----- Forwarded by Karen K Sieckmeyer/Notes on 12/21/2005 08:45 AM -----



joncampcc@aol.com

12/20/2005 05:39 PM

To kfredrickson@lincoln.ne.gov

cc

Subject Taylor Meadows curb problem

Karl:

Can someone remedy the curb that was broken and removed last February at the following address:

Darlene Starman, President of Taylor Meadows Homeowners Association (8 units)  
Has called 4 times and told it would be done.

Darlene: 488-4225

Townhome owner:

Cindy York  
1038 Rockhurst Drive  
483-1995

Took a chunk of curb out last February 2005 during snow removal with street address. PW promised to replace during 70<sup>th</sup> Street construction. Did come out and picked up piece of concrete but never returned.

Thanks,

Jon

Jon Camp

Office: 402-474-1838

**Tammy J Grammer/Notes**

12/23/2005 04:20 PM

To CouncilPacket/Notes@Notes

cc

bcc

Subject Fw: New Wall-Mart store

----- Forwarded by Tammy J Grammer/Notes on 12/23/2005 04:22 PM -----



**"Jerry Follett"**

<jfollett@neb.rr.com>

12/23/2005 02:10 PM

To <council@lincoln.ne.gov>

cc

Subject New Wall-Mart store

Dear City Council:

Please allow the building of the new Wall-Mart store on north 84<sup>th</sup>. Street. We live @ 1741 Ridgehaven Ct.  
# 1

And would like to see the new store near by where we can get groceries. We have been here over 6 years and are registered voters. Your help in this matter would be appreciated.

Sincerely yours,

Jerry Follett

**Tammy J Grammer/Notes**  
12/29/2005 08:25 AM

To CouncilPacket/Notes@Notes  
cc  
bcc  
Subject Fw: NE Walmart

----- Forwarded by Tammy J Grammer/Notes on 12/29/2005 08:28 AM -----



**"linda cass"**  
<lkass@earthlink.net>

12/14/2005 12:13 PM

Please respond to  
"linda cass"  
<lkass@earthlink.net>

To <council@lincoln.ne.gov>  
cc  
Subject NE Walmart

Dear Sirs,

My name is Linda Cass and I live at 1231 N. 79th street. I am a registered Republican, 65 years old. I have lived in NE Lincoln since 1960. We raised 3 children and now have 2 grandchildren 17 and 18 years old. Please vote to allow the Walmart at 84th and Adams. It is needed in this area. I watch the council meetings on tv and sincerely believe the current council is seriously committed to do what is best for our city (this has not always been the case in the recent past). However it has become more and more obvious to me the mayor has an agenda that is not in the best interest of the city as a WHOLE. Years ago, Mayor Boosalis basically destroyed town town with a similar agenda, but now Mayor Seng is doing it to the entire city. Her strange connection to John Hammons has reached the level of bizarre. The practice of protecting the Grand Theater is bad enough but the idea of tearing down the main post office to build an auditorium that has to compete with the Quest Center and the give away of the K Street building are glaring examples of a mayor's office that is not only incompetent but out of control. I ask you as our representatives to regain control and bring a little common sense to the picture. You can begin by allowing the addition of a Walmart in the growing area of NE Lincoln. I thank you for your service to our community and for listening to my heart-felt concerns

Linda Cass.

**Tammy J Grammer/Notes**

12/29/2005 08:32 AM

To CouncilPacket/Notes@Notes

cc

bcc

Subject Fw: Correction to previous e-mail

----- Forwarded by Tammy J Grammer/Notes on 12/29/2005 08:35 AM -----



**Lynn & Jane Kaufmann**

**<lkauf@huskeraccess.com>**

12/26/2005 08:26 AM

To council@lincoln.ne.gov

cc

Subject Correction to previous e-mail

I noticed an error in the e-mail I sent to you on the 21st. I said in the fourth sentence ". . .understood driving more than 500 feet down this lane . . .". This is typing error and should say 50 feet.

Please correct this and reconsider the passing of such an ordinance o meet the state regulations.

Lynn Kaufmann

lkauf@huskeraccess.com

**Tammy J Grammer/Notes**  
12/29/2005 08:37 AM

To CouncilPacket/Notes@Notes  
cc  
bcc  
Subject Fw: Time Warner is ripping off the public.....

----- Forwarded by Tammy J Grammer/Notes on 12/29/2005 08:40 AM -----



**"Larry Jablonski"**  
<larry.jablonski@nifa.org>  
12/27/2005 01:38 PM

To <campjon@aol.com>, <amcroy@lincoln.ne.gov>  
cc <Council@lincoln.ne.gov>  
Subject Time Warner is ripping off the public.....

Please forward this note to the City Council Members  
and especially those on the Cable Franchise Negotiation  
Committee.

Hello:

I recently purchase a High Definition Television.

I had Time Warner come out and install a high definition card in my set.

After installation I realized that I was only getting 4 local channels in high  
definition

( Etv, NBC, CBS, ABC)

I called Time Warner and said “Hey I pay for ESPN, why am I not getting ESPN in High Definition”?

They told me I have to **pay another \$6.95 per month** to get ESPN high definition.

I told them I am already paying for ESPN.

They said if I want ESPN in high definition it is another price tier up and would cost me more money.

This is a total rip off.....If we pay for a cable channel, then we should get it in high definition. if it is offered.

Bottom line is that I am paying extra to get the ESPN channel, but I cannot get it in high definition unless I pay \$6.95 more per month.

Time Warner has a monopoly and is taking advantage of the consumer.....

It is time to bring in competition and make them treat us fairly.

Please take action.

Larry Jablonski

**Tammy J Grammer/Notes**  
12/29/2005 08:46 AM

To CouncilPacket/Notes@Notes  
cc Jean L Walker/Notes@Notes, Joan E Ross/Notes@Notes  
bcc  
Subject Fw: Council / Planning Commission Agendas - Reg

----- Forwarded by Tammy J Grammer/Notes on 12/29/2005 08:48 AM -----



**sarah bettens**  
<betten\_sarah@yahoo.com>  
12/28/2005 10:07 PM

To council@lincoln.ne.gov  
cc  
Subject Council / Planning Commission Agendas - Reg

Dear Sir / Madam,

This is Sarah Bettens . I am looking for some construction work which could take place in your city/county limits. When i visited the city/county site to fetch planning/Council agenda i did not find any link/provision for viewing the same. I was wondering if you do operate any email mailing list by which the subscribers can receive the planning/Council agenda by email. If you have one please subscribe me to that list and send me the agendas by email. In case you do not operate a mailing list and have any other methods of sending the agendas please let me know.

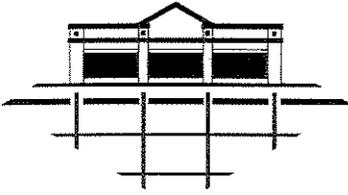
This would help me in finding some construction work

Kindly help me in this.

With Regards  
Sarah Bettens

---

Do You Yahoo!?  
Tired of spam? Yahoo! Mail has the best spam protection around  
<http://mail.yahoo.com>



**BRIAN D. CARSTENS AND ASSOCIATES**  
LAND USE PLANNING RESIDENTIAL & COMMERCIAL DESIGN  
601 Old Cheney Road, Suite C Lincoln, NE 68512 Phone: 402.434.2424

December 27, 2005

City of Lincoln  
City Council  
555 S. 10<sup>th</sup>, Rm. 111  
Lincoln, NE 68508

CL 2 21  
CITY WORKS  
OFFICE

We wanted to share with you an update on Brian. He is continuing to make progress, but his recovery will be a long process. In the near future, he will be moved to a facility in Omaha that is well known for its work with young brain injury patients. We are guardedly optimistic that he will benefit greatly in this environment.

It is important to let you know about upcoming changes that will have a significant impact on Carstens & Associates. Unfortunately, continuing to run the business will no longer be logistically possible. Knowing that Brian's absence will be considerably prolonged and being uncertain in what capacity he will be able to return, we have had to make some difficult decisions. Under the direction of Brian's attorney (power of attorney and acting President of the company), Don Bowman, we are closing the company. January 11<sup>th</sup> will be Jill's last day in the Carstens' office, as she will be leaving to pursue other career opportunities. Marcia's last day with Carstens' will be January 31<sup>st</sup>; however, she will be joining E-S-P and remaining at her current location.

We have enjoyed working with you, and appreciate your continued support. If you have any questions, please feel free to give us a call.

Sincerely,

Marcia Kinning

Jill Schuerman

From: Sharon Miller  
2108 Southwood Pl  
Lincoln, NE 68512

RECEIVED  
DEC 27 2005  
CITY COUNCIL  
OFFICE

To: Members of the City Council

Enclosed please find a copy of the new proposed flood plain boundaries for our area as well as pictures of our two buildings in question. As you can see, they are just barely including our properties in the new 100 year flood plain. As I stated before the City Council at the Dec 12<sup>th</sup> Public Hearing, we feel they are going overboard on this issue. I have requested from Ben Higgins at Public Works the number of feet this boundary encroaches on each of the six properties. I have not received a response yet. I have also asked him if this mapping was done after improvements have been made upstream from us, as well as the culvert replacement down on our end, which we feel should make a difference in the amount of runoff we receive. The banks of Beal Slough have also expanded and stabilization should be done to prevent any more erosion. This should also allow for better flow from runoff. I am presently waiting for his response on that as well.

I am very passionate about this, as many of us cannot afford the flood insurance that will be required by our lenders. And, yes, no matter what the gentleman from the state agency testified to, *ALL* lenders require the flood insurance if the property falls in the 100 year flood plain, not just if it is a government guaranteed loan! I also heard on the news a couple of months ago that FEMA owes property owners from Hurricane Katrina that had the flood insurance millions of dollars and do not have the money to pay them. Now WHY would I want to be required to purchase the flood insurance on the slim chance that BEAL SLOUGH is going to wash away my house when there is no guarantee that I would receive the money to rebuild?! I think I'd rather take my chances, thank you! May I remind you that this flood insurance does not cover anything except if the structure is damaged (i.e. washed off of it's foundation), furnace, sump pump, electrical, washer and dryer. It does not cover my carpet, furniture, drywall, insulation, etc that would be damaged if I just got water in my basement from Beal Slough overflowing its banks.

If this map is adopted, and it sounds like we really don't have any choice that it will be, we will all be asking for thousands of dollars off of our property taxes to account for the decrease in value that this exaggeration has created. I will urge EVERY property owner in EVERY flood prone area to do the same. How many properties are going to be affected by Steven's Creek and Salt Creek re-mapping? I'm sure it will be significantly higher for those areas. If you want our schools to suffer the consequences in lost property tax revenue, then go ahead and allow Public Works to use these maps on EXISTING urban areas. We can fully understand setting standards for new developments to help alleviate any problems that may be created by them.

I was also very concerned with the figures Nichole Fleck-Tooze quoted on how much FEMA estimated damage per property from flooding. I believe she

testified to \$40,000 average damage to a \$100,000 property. I would strongly question this figure as well as her other National stats on properties affected by flooding. My guess is that these figures would err on the extreme side based on the number of coastal properties we have in the United States as well as vacation homes etc that lie along major rivers and lakefront properties. I would like to see the figures for our area based on the *current* flood plain maps. I would almost bet that Nebraska figures and Lincoln in particular are not nearly that high. I was also pretty disgusted the way she sidestepped Dan Marvin's question regarding our area and my concerns. While there may not be anything on the Master Plan for improvements to be done to the west end of Beal Slough now, there have been MANY suggestions over the years for things that could have been done knowing this potential problem existed. I also did not care for the way I was dismissed by her stating that they have had discussions with me on this. Yes, we have had many discussions and the Public Works department does not want to take any responsibility for ignoring the studies that had been done in previous years nor do they want to consider doing anything to help us out of this situation. I understand that at this time only six of our properties are affected, but as an Association, SIX is SIX TOO MANY!!

Robert Peterson, the developer of this area many years ago, was also at the City Council meeting on the 12<sup>th</sup>, but since everything ran so late he had other commitments he had to be at. He told me he would be sending a letter to everyone detailing the history of the area. I believe he also said the development was done in conjunction with the City anticipating full urbanization of the east side of Lincoln. I think this is a very relevant point to make since that is the exact premise of re-mapping existing urban properties. I would appreciate it if you could check into this or at least let me know if you received the information from Mr. Peterson and what your thoughts are.

Again, we are very disappointed in the City Public Works Department for feeling the need to re-map the existing urban areas. As I stated before the City Council, had we known about this, we never would have purchased our property in January of 2005. You can send all the postcards you want, but most people do not know what this means or the impact it has on their property. You *MUST* inform them of the ramifications (i.e. property values will go down, the need to purchase flood insurance which will about double your premiums, full disclosure if you are planning on selling your property, etc). If this had been done, I guarantee had the Public Hearing been an evening meeting you would have seen many more homeowners! Title companies and realtors alike need to also be made aware of this to protect prospective buyers. I urge you to get the word out to *ALL* homeowners in *ALL* the re-mapped areas and hold another Public Hearing in the evening and see what kind of a turnout you get. May I also suggest you put this first on the agenda instead of re-hashing things such as the 84<sup>th</sup> and Adams development, proposed gas station and McDonald's, or the sale of the K Street building. On Dec 12<sup>th</sup> I had to take a ½ vacation day just to attend even though we were very busy with work and I really should not have done it. As it turned out, I could have worked most of the day. Even though this was the second item on the agenda, the K Street building sale discussions took around

four and a half hours! This should not have even been on the agenda with all the questions that had been left unanswered from previous meetings and Public Hearings.

I would appreciate a response from each and every one of you stating your thoughts on this since I never have heard from anyone except Robin. I urge you to please consider how you would feel if your property was affected by this and to use some common sense. We are talking BEAL SLOUGH here, not a major river or body of water! There is a reason I do not live on the coastal United States! There is a 99% chance that this *WILL NOT* over flow its banks in any given year. I am willing to take my chances! It should be up to each property owner whether or not they feel they should purchase flood insurance, not mandated by a *MAP*!!

Thank you for your consideration and feel free to contact me after the Holiday if you would like to discuss this further or have any questions. Please keep me informed of this situation.

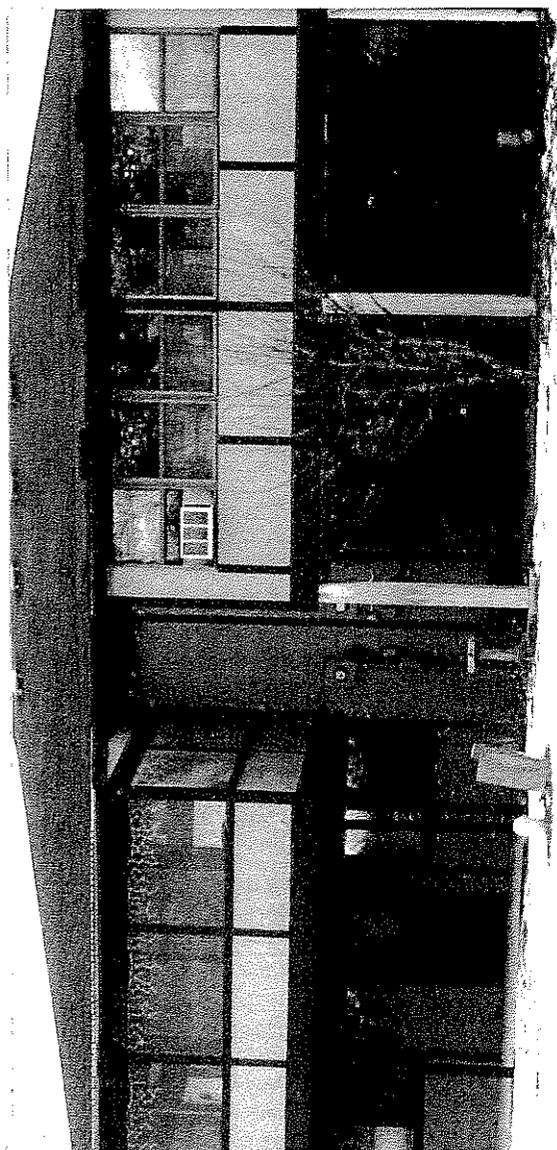
Sincerely,



Sharon Miller  
2108 Southwood Pl  
Lincoln, NE 68512  
420-1170 (hm- after 5:30pm)  
421-3631 (wrk- M-F 8-5)  
smiller@rbauction.com



8212-9112



8212

2112

BACK VIEW

**Tammy J Grammer/Notes**  
12/29/2005 10:09 AM

To CouncilPacket/Notes@Notes  
cc  
bcc  
Subject Fw: Budget

----- Forwarded by Tammy J Grammer/Notes on 12/29/2005 10:12 AM -----



**"Dave Engler"**  
<DENGLER@neb.rr.com>  
12/29/2005 10:01 AM

To <mayor@lincoln.ne.gov>  
cc <council@lincoln.ne.gov>  
Subject Budget

Mayor Seng,

I would like to thank you for your commitment to public safety in your budget presentation. With the various changes in health care it has made it difficult to operate our EMS system in a "break even" capacity. By subsidizing the service, we can guarantee that the citizens of Lincoln will continue to receive the high level of care that they have come to expect since we began providing ambulance service in 2001.

I would also like to applaud you on recognizing the importance of firefighter staffing. As I have discussed with you in the past, we need additional firefighters to ensure that we are an effective fire department. Your funding of 15 firefighters will make a difference in making our fire companies more effective and safer as they perform their duties.

The Lincoln Firefighters appreciate your efforts in the budget process to improve the quality of service that we provide to the citizens of Lincoln.

Sincerely,

Dave Engler, Vice-President  
Lincoln Firefighters Association



COMMISSION ON  
FIRE ACCREDITATION INTERNATIONAL, INC.

4501 SINGER COURT, SUITE 180  
CHANTILLY, VA 20151



December 9, 2005

RECEIVED

DEC 29 2005

CITY COUNCIL  
OFFICE

Lincoln Fire & Rescue  
Chief Michael Spadt  
1801 'Q' Street  
Lincoln, Nebraska 68508

Dear Chief Spadt,

It is my pleasure to inform you that the Commission voted on December 7, 2005, to approve the Statement of Findings completed by your team leader on your August 2005, Annual Compliance Report. Your strong leadership and the sense of direction that you provide contribute to the continued professional development of your organization.

Don't hesitate to contact me at 866-866-CFAI, extension 201, or email [bonny@cfainet.org](mailto:bonny@cfainet.org).

Sincerely,

Bonny Downing  
CFAI, Program Coordinator