IN LIEU OF
DIRECTORS’ MEETING
JULY 30, 2012

I. CITY CLERK

II. MAYOR
1. NEWS RELEASE. New downtown building named for Roger Larson.
2. NEWS RELEASE. Mayor’s statement on alleged assault on Lincoln woman.
3. Air conditioning failure closes Anderson Branch Library.
4. NEWS ADVISORY. Mayor Beutler and Lincoln Water System officials will discuss the City’s water supply and conservation measures needed Thursday, July 26th, 10:00 a.m., 555 S. 10th Street, in the Mayor’s Conference Room.
5. NEWS RELEASE. Mayor urges voluntary water conservation.

III. DIRECTORS

CITY ATTORNEY
1. City Attorney Rod Confer’s reply to Elizabeth Thayer regarding her email on her claim against the City of Lincoln.

PLANNING COMMISSION

IV. COUNCIL MEMBERS

JON CAMP
1. Councilman Camp’s letter to members of the City Council confirming reconsideration of the Sam’s Club liquor license on Monday, July 30, 2012.
   a) Support of the reconsideration of Sam’s Club liquor license from Councilwoman DiAnna Schimek.
   b) Councilman Carl Eskridge’s in support of the motion to reconsider Sam’s Club liquor license.
2. Letter from Walmart Public Affairs & Government Relations, Ryan Irsik, Senior Manager, acknowledging Councilman Camp’s letter of July 10th, and listing considerations given in developing the site at 27th and Grainger.

V. MISCELLANEOUS

VI. CORRESPONDENCE FROM CITIZENS
1. Cable TV Advisory Board meeting agenda for Thursday, July 26, 2012, at 4:00 p.m.
2. InterLinc correspondence from Dana Oehlertz regarding recent Council vote on Sam’s Club liquor license. Thank you to Gene Carroll and Adam Hornung for considering the people of this city.
3. InterLinc correspondence from Anthony Nguy-Robertson regarding City Council behavior when voting on liquor license.

VII. ADJOURNMENT
NEW DOWNTOWN BUILDING NAMED FOR ROGER LARSON

Downtown Lincoln’s newest building has been named the Larson Building to honor business and community leader Roger Larson. Mayor Chris Beutler and Block 38 LLC made the announcement at this morning’s grand opening of the new ten-story building on “Q” Street between 13th and 14th streets.

“Over more than 60 years, Roger Larson’s leadership and love of this city have left an indelible mark on Lincoln,” Mayor Beutler said. “Roger’s life has focused on family, work and civic duty. He doesn’t just talk about what needs to be done. He does the hard work to create positive change in the public, private and nonprofit sectors. We are pleased to salute Roger’s contributions to our community by naming this new downtown landmark in his honor.”

Larson is a native of Wausa, Nebraska and earned a business degree from UNL after serving in the Air Force. After retiring from a 39-year career at KFOR Radio in Lincoln, Larson joined the community relations staff of the National Bank of Commerce, now Wells Fargo, from 1993 through 2007. He now delivers two radio editorials every week and is a fund-raising consultant for SLR Communications. Larson and his wife of 62 years, Shirley, have three children and seven grandchildren.

In addition to serving on the Lincoln-Lancaster County Planning Commission, Larson has served on the boards of more than 40 organizations in Lincoln, including BryanLGH, the Lincoln Public Schools Foundation, the Downtown Lincoln Association, Junior Achievement, the Lincoln Children’s Museum, the Lincoln Food Bank, the YMCA and United Way.

Larson is a member of the Nebraska Broadcasters Hall of Fame and has received many awards for his business and civic work. The Community Builder Award presented annually by the Lincoln Chamber of Commerce also is named in his honor.

The Larson Building includes 17,000 square feet of first-floor retail, six floors of City-operated parking, 52 units in the Parkhaus residential complex on the top three floors, and a green roof. The $31 million project was funded with $14.5 million in private investment and $16.5 million in public funding.
OFFICE OF THE MAYOR  
555 South 10th Street, Lincoln, NE 68508, 402-441-7511

FOR IMMEDIATE RELEASE: July 23, 2012  
FOR MORE INFORMATION: Diane Gonzolas, Citizen Information Center, 402-441-7831

MAYOR’S STATEMENT ON ALLEGED ASSAULT ON LINCOLN WOMAN

“Hate crimes are despicable and appalling to me and to all Lincoln residents,” said Mayor Chris Beutler. “Lincoln strives to be a community that embraces tolerance and equality. We stand united with our gay and lesbian citizens in denouncing violence directed at any group. The City of Lincoln and the Lincoln Police Department will do everything in our power to ensure that justice is done.”

- 30 -
LINCOLN CITY LIBRARIES
136 S. 14th Street, Lincoln, NE 68508, 402-441-8500

FOR IMMEDIATE RELEASE: July 24, 2012
FOR MORE INFORMATION: Barbara Hansen, Lincoln City Libraries, 402-441-8512

AIR CONDITIONING FAILURE CLOSES
ANDERSON BRANCH LIBRARY

Lincoln City Libraries Anderson Branch, 3635 Touzalin Avenue, closed about 4 p.m. today due to the heat and the failure of its air conditioning system. The library will remain closed until the problem is repaired sometime Wednesday.

The Bethany Branch Library, 1810 N. Cotner Blvd., will expand its hours today and tomorrow to accommodate the Anderson Branch users. Bethany Branch will remain open until 8 p.m. this evening and will be open from 10 a.m. to 8 p.m. Wednesday.

For the latest information on the closing, visit lincolnlibraries.org.

- 30 -
DATE: July 25, 2012
FOR MORE INFORMATION: David Norris, Citizen Information Center, 402-441-7547

Mayor Chris Beutler and Lincoln Water System officials will discuss the status of the City’s water supply and conservation measures needed at a news conference at 10 a.m. Thursday, July 26 in the Mayor’s Conference Room, County-City Building, 555 S. 10th Street.
FOR IMMEDIATE RELEASE: July 26, 2012
FOR MORE INFORMATION: Diane Gonzolas, Citizen Information Center, 402-441-7831
Jerry Obrist, Lincoln Water System, 402-441-7571

MAYOR URGES VOLUNTARY WATER CONSERVATION

Mayor Chris Beutler today asked for the public’s help to reduce water consumption in the City by about 20 percent. Water usage Tuesday topped 80 million gallons for the first time this summer, and yesterday’s usage was 76 million gallons. The Mayor said that in order to ensure that the City has adequate water for drinking, fire protection and other essential uses for the rest of the summer, residents need to reduce water usage to no more than 65 million gallons per day.

“We are asking for voluntary compliance at this time,” Beutler said. “No one wants to mandate water restrictions. The City has not issued mandatory water restrictions since 2002. But keep in mind that in July 2002, temperatures were not this high. We had received some rainfall. And the lowest river flow in July 2002 was about 650 cubic feet per second. River flow yesterday was below 300.”

Beutler said the 65 million gallon goal can be reached if everyone observes the voluntary designated day outdoor watering schedule:

- Properties with street addresses ending in even numbers, including zero, are asked to voluntarily limit outdoor water use (watering lawns and washing vehicles) to Wednesdays, Fridays and Sundays.
- Properties with addresses ending in odd numbers are asked to voluntarily limit outdoor watering to Tuesdays, Thursdays and Saturdays.
- Those property owners with more than one street address at the same location can choose either daily schedule and notify the Lincoln Water System (LWS) of their decision.
- Those with automatic lawn irrigation systems are encouraged to set them to follow the designated watering days system.

The Mayor said experts caution against watering every day, and he reminded residents that City water rates are structured to encourage conservation – the more you use, the higher rate you are charged. The price is $1.34 per unit for the first eight units (about 6,000 gallons). The price increases to $1.91 per unit for the next 15 units (11,250 gallons). It increases again to $2.96 per unit for every 750 gallons above 15 units.

-more-
In addition to following the designated day system, the Mayor’s Water Conservation Task Force recommends the following:

- Water during the cool part of the day.
- Install a rain sensor device on automatic sprinklers.
- Do not water when it is windy.
- Adjust sprinklers to water only the lawn, and not the sidewalk or street.
- Use a broom, not a hose and water, for outdoor cleaning.
- Wash your car with a pail of soapy water, using the hose only to rinse the car.

The daily usage information, water rates, the City’s Water Management Plan and more information on water conservation is available at lincoln.ne.gov.
Dear Ms. Thayer:

The administrative assistant to the City Council has provided me with your recent e-mail that appears below. I thought I should inform you that you still are entitled to assert your claim even though you have sold the car. You may therefore appear at the hearing to be held July 30, 2012, to object to our recommendation that the claim be denied if you choose to do so, although you are certainly not required to.

Please give my office a call at (402) 441-7281 if you have any questions.

Sincerely yours,
Rod Confer

Rodney M. Confer
City Attorney

From: Mary M. Meyer On Behalf Of Council Packet
Sent: Wednesday, July 25, 2012 1:04 PM
To: Rodney M. Confer
Subject: email

Rod:
Received this morning.
Thank you,
Mary

From: Elizabeth Thayer [mailto:elizabeth.thayer@yahoo.com]
Sent: Tuesday, July 24, 2012 5:40 PM
To: Council Packet
Subject:

You have a case coming before you on my claim against the city of Lincoln submitted in 2011. I no longer own the vehicle involved in the claim.

Sincerely,
Elizabeth Thayer
NOTICE: The Lincoln/Lancaster County Planning Commission will hold a public hearing on Wednesday, July 25, 2012, at 1:00 p.m., in Hearing Room 112 on the first floor of the County-City Building, 555 S. 10th St., Lincoln, Nebraska, on the following items. For more information, call the Planning Department, (402) 441-7491.

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

The Planning Commission action on all other items is a recommendation to the City Council or County Board.

AGENDA

WEDNESDAY, JULY 25, 2012

[Commissioners Butcher, Gaylor Baird, Lust and Sunderman absent]

Approval of minutes of the regular meeting held July 11, 2012. **APPROVED, 5-0 (Butcher, Gaylor Baird, Lust and Sunderman absent)**

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

   PERMITS:

   1.1 Special Permit No. 12028, 112th Street Homeowners Association Community Unit Plan, for up to six dwelling units on approximately 49.5 acres, with waivers to storm water detention, block length, lot frontage, maximum allowed density, setbacks, and minimum lot area, on property generally located one-half mile south of O Street on the west side of South 112th Street.

   *** FINAL ACTION ***
   Staff recommendation: Conditional Approval
   Staff Planner: Brian Will, 402-441-6362, bwill@lincoln.ne.gov
   Planning Commission ‘final action’: CONDITIONAL APPROVAL, as set forth in the staff report dated July 11, 2012, 5-0 (Butcher, Gaylor Baird, Lust and Sunderman absent).
   Resolution No. PC-01297
MISCELLANEOUS:

1.2 Waiver No. 12010, to reduce the minimum lot depth requirement, on property generally located at N. 78th Street and Willard Avenue.

*** FINAL ACTION ***

Staff recommendation: Approval
Staff Planner: Tom Cajka, 402-441-5662, tcajka@lincoln.ne.gov
Planning Commission ‘final action’: APPROVAL, 5-0 (Butcher, Gaylor Baird, Lust and Sunderman absent).
Resolution No. PC-01298

2. REQUESTS FOR DEFERRAL: None.

3. ITEMS REMOVED FROM CONSENT AGENDA: None.

4. PUBLIC HEARING AND ADMINISTRATIVE ACTION:

COMPREHENSIVE PLAN:

4.1 Comprehensive Plan Conformance No. 12010, to review as to conformance with the 2040 Lincoln-Lancaster County Comprehensive Plan, a proposed amendment to "The 48th & 'O' Street Redevelopment Plan" to expand the area to include the Gateway Senior Living Center retirement campus located north of "O" Street between 52nd Street and 56th Street and to add a redevelopment project for the expansion of skilled nursing and independent living facilities. The 48th and O Street Redevelopment Plan area is generally bounded by “R” Street on the north, 56th Street on the east, “M” Street on the south, and 48th Street on the west.

Staff recommendation: Conformance with the Comprehensive Plan
Staff Planner: Brandon Garrett, 402-441-6373, bgarrett@lincoln.ne.gov
HAD public hearing.
Planning Commission recommendation: A FINDING OF CONFORMANCE WITH THE COMPREHENSIVE PLAN, 5-0 (Butcher, Gaylor Baird, Lust and Sunderman absent).
Public Hearing before City Council tentatively scheduled for Monday, August 20, 2012, 3:00 p.m.
COMPREHENSIVE PLAN WITH RELATED ITEMS:

4.2a Comprehensive Plan Conformance No. 12009, to review as to conformance with the 2040 Lincoln-Lancaster County Comprehensive Plan, the proposed "Holdrege/Idylwild Redevelopment Plan" located south of Holdrege Street between N. 34th Street and N. 37th Street and to add three redevelopment activities including public improvements, a new fraternity, and a mixed use development. The Holdrege/Idylwild Redevelopment Plan area is generally bounded by Holdrege Street on the north, N. 37th Street on the east, Apple Street on the south, and N. 34th Street on the west.

**Staff recommendation:** Conformance with the Comprehensive Plan

**Staff Planner:** Brandon Garrett, 402-441-6373, bgarrett@lincoln.ne.gov

Had public hearing.

**Planning Commission recommendation:** A FINDING OF CONFORMANCE WITH THE COMPREHENSIVE PLAN, 5-0 (Butcher, Gaylor Baird, Lust and Sunderman absent).

Public Hearing before City Council tentatively scheduled for Monday, August 20, 2012, 3:00 p.m.

4.2b Change of Zone No. 12018, Holdrege/Idylwild Redevelopment Planned Unit Development, for a change of zone from B-1 Local Business, R-6 Residential District and R-5 Residential District to B-1 Local Business District PUD; from R-2 Residential District to R-2 Residential District PUD; and from R-6 Residential District to R-6 Residential District PUD, generally located at N. 35th Street and Holdrege Street; for a Planned Unit Development designation of said property; and for approval of a development plan which proposes modifications to the Zoning Ordinance and Land Subdivision Ordinance to allow approximately 66,000 square feet of commercial floor area and approximately 40 residential dwelling units.

**Staff recommendation:** Conditional Approval

**Staff Planner:** Tom Cajka, 402-441-5662, tcajka@lincoln.ne.gov

Had public hearing.

**Planning Commission recommendation:** CONDITIONAL APPROVAL, as set forth in the staff report dated July 12, 2012, 5-0 (Butcher, Gaylor Baird, Lust and Sunderman absent).

Public Hearing before City Council tentatively scheduled for Monday, August 20, 2012, 3:00 p.m.
4.2c Street & Alley Vacation No. 12004, to vacate N. 35<sup>th</sup> Street from Starr Street to Holdrege Street, and the east 200' of the west-east alley in Block 1, Idylwild Place, generally located at N. 35<sup>th</sup> Street and Holdrege Street.

**Staff recommendation:** Conformance with the Comprehensive Plan

**Staff Planner:** Tom Cajka, 402-441-5662, tcajka@lincoln.ne.gov

Had public hearing.

**Planning Commission recommendation:** A FINDING OF CONFORMANCE WITH THE COMPREHENSIVE PLAN, 5-0 (Butcher, Gaylor Baird, Lust and Sunderman absent).

Public Hearing before City Council will not be scheduled until the provisions of Chapter 14.20 have been satisfied.

**CHANGE OF ZONE:**

4.3 County Change of Zone No. 12020, from AG Agricultural District to AGR Agricultural Residential District, on property generally located at 10200 Stagecoach Road.

**Staff recommendation:** Approval

**Staff Planner:** Sara Hartzell, 402-441-6371, shartzell@lincoln.ne.gov

Had public hearing.

**Planning Commission recommendation:** APPROVAL, 5-0 (Butcher, Gaylor Baird, Lust and Sunderman absent).

Public Hearing before the Lancaster County Board of Commissioners is being requested.

4.4 Change of Zone No. 12022, amending Section 27.07.030 of the Lincoln Municipal Code to allow any use approved by the Lancaster County Board of Commissioners by the granting of an amusement license for such use as a permitted conditional use in the AG Agriculture District, provided said conditional use is limited to one event per calendar year; and repealing Section 27.07.030 of the Lincoln Municipal Code as hitherto existing.

**Staff recommendation:** Approval

**Staff Planner:** Sara Hartzell, 402-441-6371, shartzell@lincoln.ne.gov

Had public hearing.

**Planning Commission recommendation:** APPROVAL, 5-0 (Butcher, Gaylor Baird, Lust and Sunderman absent).

Public Hearing before City Council tentatively scheduled for Monday, August 13, 2012, 3:00 p.m.
5. CONTINUED PUBLIC HEARING AND ADMINISTRATIVE ACTION:

CHANGE OF ZONE:

5.1 Change of Zone No. 05012A, Wood Bridge Planned Unit Development, to amend the existing Planned Unit Development District to allow an increase in floor area for mini-storage from approximately 58,200 square feet to 84,000 square feet, on property generally located at Pine Lake Road and Helen Witt Drive.

Staff recommendation: Conditional Approval

Staff Planner: Christy Eichorn, 402-441-7603, ceichorn@lincoln.ne.gov

Had public hearing.

Planning Commission recommendation: CONDITIONAL APPROVAL, as set forth in the staff report dated June 28, 2012, 5-0 (Butcher, Gaylor Baird, Lust and Sunderman absent).

Public Hearing before City Council tentatively scheduled for Monday, August 13, 2012, 3:00 p.m.

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

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THE REGULAR MEETING OF THE PLANNING COMMISSION OF AUGUST 8, 2012, IS CANCELED DUE TO LACK OF AGENDA ITEMS

PENDING LIST: None
Planning Dept. staff contacts:

Stephen Henrichsen, Development Review Manager . 402-441-6374 .... shenrichsen@lincoln.ne.gov
Nicole Fleck-Tooze, Long Range Planning Manager . 402-441-6363 .... ntooze@lincoln.ne.gov
Michael Brienzo, Transportation Planner ........ 402-441-6369 .... mbrienzo@lincoln.ne.gov
Tom Cajka, Planner ......................... 402-441-5662 .... tcajka@lincoln.ne.gov
David Cary, Planner ....................... 402-441-6364 .... dcary@lincoln.ne.gov
Christy Eichorn, Planner ................. 402-441-7603 .... ceichorn@lincoln.ne.gov
Brandon Garrett, Planner ................ 402-441-6373 .... bgarrett@lincoln.ne.gov
Stacey Groshong Hageman, Planner ........ 402-441-6361 .... slhageman@lincoln.ne.gov
Sara Hartzell, Planner ................. 402-441-6371 .... shartzell@lincoln.ne.gov
Rashi Jain, Planner ....................... 402-441-6372 .... rjain@lincoln.ne.gov
Brian Will, Planner ...................... 402-441-6362 .... bwill@lincoln.ne.gov
Ed Zimmer, Historic Preservation Planner .... 402-441-6360 .... ezimmer@lincoln.ne.gov

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The Planning Commission meeting
which is broadcast live at 1:00 p.m. every other Wednesday
will be rebroadcast on Sundays at 1:00 p.m. on 5 City TV, Cable Channel 5.

* * * * *
The Planning Commission agenda may be accessed on the Internet at
http://www.lincoln.ne.gov/city/plan/pcagenda/index.htm
PLANNING COMMISSION FINAL ACTION
NOTIFICATION

TO : Mayor Chris Beutler
     Lincoln City Council

FROM : Jean Preister, Planning

DATE : July 26, 2012

RE : Notice of final action by Planning Commission: July 25, 2012

Please be advised that on July 25, 2012, the Lincoln City-Lancaster County Planning Commission adopted the following resolutions:

Resolution No. PC-01297, approving Special Permit No. 12028, with conditions, requested by the 112th Street Homeowners Association, for authority to develop the 112th Street Homeowners Association Community Unit Plan with 6 dwelling units, including waivers and modifications to the requirements for storm water detention, block length, frontage to a street or private roadway, maximum allowed density, setbacks and minimum lot area, on property generally located approximately one-half mile south of “O” Street on the west side of South 112th Street.

Resolution No. PC-01298, approving Waiver No. 12010, requested by Stonybrook Homes, Inc., to modify the requirements of the Land Subdivision Ordinance to reduce the required minimum lot depth from 90 feet to 83 feet to facilitate subdividing the lot into two lots, on property generally located at N. 78th Street and Willard Avenue (7720 Willard Avenue).

This is final action unless appealed to the City Council by filing a notice of appeal with the City Clerk within 14 days of the action by the Planning Commission.

The Planning Commission Resolution may be accessed on the internet at [www.lincoln.ne.gov](http://www.lincoln.ne.gov) (Keyword = PATS). Use the “Search Selection” screen and search by application number (i.e. SP12028, WVR12010). The Resolution and Planning Department staff report are in the “Related Documents” under the application number.
Greetings:

I have visited with several of you and left messages for others. Please accept this email to everyone as a confirmation that I have asked Joan Ross to list a motion for reconsideration of the Sam’s Club liquor license on our agenda for Monday, July 30, 2012.

This was a difficult vote and many statements were made for both sides. I appreciate the support of my goal of “sending a message” to Wal-Mart regarding its new project in southwest Lincoln. In reflection, I understand that this is a separate issue and should be addressed accordingly.

Our public hearing did allow a message to go to Wal-Mart—I remain steadfast in asking Wal-Mart to re-evaluate the size of its proposed store for the 27th & Grainger location and downsize to the 40-80,000 square foot range. Such a compromise would go a long way to alleviating concerns of the neighborhoods and result in a retail center more complementary to the three sides of residences surrounding the land.

Please help by unanimously voting to reconsider and then unanimously supporting the issuance of a liquor license for Sam’s Club at 86th and Andermatt.

Thank you,

Jon

JON A. CAMP
Haymarket Square/CH, Ltd.
200 Haymarket Square
808 P Street
P.O. Box 82307
Lincoln, NE 68501-2307

Office: 402.474.1838/402.474.1812
Fax: 402.474.1838
Cell: 402.560.1001

Email: joncamp@lincolnhaymarket.com
Website: www.lincolnhaymarket.com

“The American Republic will endure until the day Congress discovers that it can bribe the public with the public's money”

~ Alexis de Tocqueville (French Historian and Political scientist, 1805-1859)
Subject: FW: Sam's Club Reconsideration

Jon: It didn't dawn on me while we were talking that I am going to miss the city council meeting on Monday. Perhaps you can mention that I support the reconsideration motion. Thank you. DiAnna

On Wed, Jul 25, 2012 at 9:08 AM, Jon Camp <joncamp@lincolnhaymarket.com> wrote:

Greetings:

I have visited with several of you and left messages for others. Please accept this email to everyone as a confirmation that I have asked Joan Ross to list a motion for reconsideration of the Sam’s Club liquor license on our agenda for Monday, July 30, 2012.

This was a difficult vote and many statements were made for both sides. I appreciate the support of my goal of “sending a message” to Wal-Mart regarding its new project in southwest Lincoln. In reflection, I understand that this is a separate issue and should be addressed accordingly.

Our public hearing did allow a message to go to Wal-Mart—I remain steadfast in asking Wal-Mart to re-evaluate the size of its proposed store for the 27th & Grainger location and downsize to the 40-80,000 square foot range. Such a compromise would go a long way to alleviating concerns of the neighborhoods and result in a retail center more complementary to the three sides of residences surrounding the land.

Please help by unanimously voting to reconsider and then unanimously supporting the issuance of a liquor license for Sam’s Club at 86th and Andermatt.

Thank you,

Jon

JON A. CAMP

Haymarket Square/CH, Ltd.

200 Haymarket Square

808 P Street, P.O. Box 82307

Lincoln, NE  68501-2307

Office:  402.474.1838/402.474.1812

Fax:  402.474.1838

Cell:  402.560.1001

Email:  joncamp@lincolnhaymarket.com
Mary M. Meyer

Subject: FW: Sam’s Club Reconsideration

Jon,
Thank you for your call and email on the Sam’s Club matter. I will support the motion to reconsider.
Carl

From: Jon Camp [joncamp@lincolnhaymarket.com]
Sent: Wednesday, July 25, 2012 9:08 AM
To: Adam Hornung (ahornung@scudderlaw.com); Carl B. Eskridge; Dougerypm@aol.com; DiAnna Schimek (dschimek7@gmail.com); jcookcc@aol.com; Eugene W. Carroll; Mary M. Meyer
Cc: Mary M. Meyer
Subject: Sam’s Club Reconsideration

Greetings:

I have visited with several of you and left messages for others. Please accept this email to everyone as a confirmation that I have asked Joan Ross to list a motion for reconsideration of the Sam’s Club liquor license on our agenda for Monday, July 30, 2012.

This was a difficult vote and many statements were made for both sides. I appreciate the support of my goal of “sending a message” to Wal-Mart regarding its new project in southwest Lincoln. In reflection, I understand that this is a separate issue and should be addressed accordingly.

Our public hearing did allow a message to go to Wal-Mart—I remain steadfast in asking Wal-Mart to re-evaluate the size of its proposed store for the 27th & Grainger location and downsize to the 40-80,000 square foot range. Such a compromise would go a long way to alleviating concerns of the neighborhoods and result in a retail center more complementary to the three sides of residences surrounding the land.

Please help by unanimously voting to reconsider and then unanimously supporting the issuance of a liquor license for Sam’s Club at 86th and Andermatt.

Thank you,

Jon

JON A. CAMP
Haymarket Square/CH, Ltd.
200 Haymarket Square
808 P Street
P.O. Box 82307
Lincoln, NE 68501-2307

Office: 402.474.1838/402.474.1812
Fax: 402.474.1838
Cell: 402.560.1001

Email: joncamp@lincolnhaymarket.com
Website: www.lincolnhaymarket.com
July 19, 2012

Councilman Jon Camp
City Council of Lincoln, Nebraska
555 South 10th St.
Lincoln, NE 68508

Dear Councilman Camp,

Thank you for your letter of July 10. As you know, the site at 27th & Grainger has been designated in Lincoln’s Comprehensive Plan for commercial development since July, 2003, and actually zoned B-2 with an approved Use Permit for over 160,000 sq. ft. of retail/fast food/drive thru bank uses since October, 2003. As described at the neighborhood meeting, our store will be a 133,000 sq. ft. Walmart Supercenter. The store will be part of the total 153,000 sq. ft. development plan. The remaining approximately 20,000 sq. ft. includes the existing bank (approximately 8,000 sq. ft.) and two additional 6,000 sq. ft. retail pad sites near the bank, which eliminates high traffic-generating fast food pad sites. The net result of the project, as confirmed by the city's traffic engineer, is a 45% reduction in site generated trips.

At the request of the Stone Ridge Homeowners Association and yourself, our team reviewed both the Highway 77/West Denton Rd site and the request for a Neighborhood Market store. Also, at the request of the Mayor, we met with him, Councilman Carroll and the City Planning and Public Works departments. They presented three additional sites for consideration. Each site had both positive and negative attributes, but after careful consideration, each of the alternatives was found to be deficient in one or more critical areas, including proximity to customer base, infrastructure, and/or land use regulatory issues. After thorough review of the alternatives, our experts concluded that the 27th & Grainger site is the best location from which to serve our customers in southwest Lincoln.
As mentioned above, we also considered the request for reduction of the size of the store to a "Neighborhood Market" concept. The Walmart Neighborhood Market and the Walmart Supercenter are distinct formats intended to serve customers in different ways. The former provides mostly groceries while the latter includes a broad assortment of general merchandise departments, providing customers a more comprehensive shopping experience. We have considered the Neighborhood Market suggestion, as well as your suggestion of a store size which really fits neither format. Our conclusion is that our customers will be better served by a Supercenter format and this particular Supercenter footprint and size which, as you know, will be the smallest Walmart in Lincoln.

Thanks for working with us to ensure that this site and other sites were reviewed thoroughly. I believe that through this kind of dialogue, we have a much better mutual understanding of each other's goals and opportunities. We look forward to continued exchange to make our store at 27th and Grainger the best it can be.

Sincerely,

[Signature]

Ryan Irsik
Senior Manager, Public Affairs & Government Relations
Walmart
MEETING NOTICE
Cable TV Advisory Board
4 p.m., Thursday, July 26, 2012
County-City Building
Room 303, 3rd Floor Meeting Room
Lincoln, NE 68508

AGENDA
Call to Order
1. Introduction of board members and guests
2. Approval of Minutes (January 26, 2012 meeting)
3. Elect Chairperson
4. Proposed Changes to Access Channel Rules *
5. Time Warner Cable Report
6. City Report (PEG status)
7. Public Comments
Adjournment

* Proposed rule changes can be reviewed at lincoln.ne.gov keyword: cable
Documents posted under ‘Access Channels’

BOARD MEMBERS:
If you cannot attend this meeting
Please RSVP to Dr. Art Zygielbaum, Chairman
aiz@ctwsoft.com
402-472-3424 (wk)

Schedule of Regular Meeting Dates:
(Quarterly on 4th Thursdays)

UPCOMING MEETINGS
October 25, 2012
January 24, 2013 (annual meeting)
InterLinc: City Council Feedback for General Council

Name: Dana Oehlertz
Address: 6140 L. St.
City: Lincoln, NE 68510

Comment or Question:
My thanks to members Gene Carroll and Adam Hornung on their recent vote concerning the liquor license for the new Sam's Club. I recently joined Sam's club as a new member. Your vote has affected what should have been a choice on my part to shop where I want. I do not buy alcohol but I must say, I am embarrassed by the majority vote of the council. Because you didn't agree with WalMart's decision, you chose to "punish" them. Your decisions affect ALL of the residents of this city, not just those in your appointed district. That is the problem with government these days- everyone has their own agenda. Shame on you! I have some suggestions for the future actions of your council- treat others as you would like to be treated, be proactive on issues rather than reactive, consider the needs of the people of this city as a whole, and, humble yourselves when appropriate rather than opting for immature tactics to "get what you want".
InterLinc: City Council Feedback for
General Council

Name: Anthony Nguy-Robertson
Address: 5907 S. 81st St
City: Lincoln, NE, 68516

Phone: 317-331-9462
Fax:
Email: aroberts@warpmail.net

Comment or Question:
I am rather embarrassed for our city by the behavior of my city council. Voting to restrict a liquor license is rather a petty attack on a business for a very small demographic. Most Lincolnites feel that Wal-mart and any other business have the right to operate within the law without harassment that is singular in nature. A simple letter addressed to Wal-mart would have been just as effective and would minimize unnecessary hearings which cost us tax payers money. Being that Jon Camp owns competing businesses, he should not have initiated this motion, nor voted on it due to a conflict of interest.
I. CITY CLERK

II. MAYOR & DIRECTORS CORRESPONDENCE

MAYOR
2. NEWS RELEASE. Public encouraged to take Energy Survey. Lincoln’s first Community Conversation on energy set for August 18.

WEST HAYMARKET JOINT PUBLIC AGENCY
1. West Haymarket Joint Public Agency will meeting Friday, August 3rd, 3:00 p.m. in Council Chambers. Meeting agenda and documents posted on line.

III. DIRECTORS

FINANCE/TREASURER

PLANNING DEPARTMENT
1. Urban Design Committee meeting agenda for August 1, 2012 at 555 S. 10th Street, Room 214, at 3:00 p.m.

IV. COUNCIL MEMBERS

V. CORRESPONDENCE FROM CITIZENS
1. InterLinc correspondence from Ron Rife, with response from Rick Hoppe, Chief of Staff, regarding Public Safety Director Casady.
2. InterLinc correspondence from Randy Jones. Recommending a traffic signal at Jane Lane due to anticipated increased traffic on South 27th Street.
3. Correspondence from David Oseka. Hope the vote on the liquor license last week for Sam’s Club did not do irreparable harm to the Lincoln community.
Mayor Beutler’s Public Schedule
Week of July 28 through August 3, 2012
Schedule subject to change

Tuesday, July 31
• Corrections Joint Public Agency (JPA) public meeting - 9 a.m., Council Chambers, County-City Building, 555 S. 10th St.

Thursday, August 2
• KFOR - 7:45 a.m.
• News conference, new Lincoln City Libraries Bookmobile - 10 a.m. (Reception starts at 9 a.m.), Eiseley Branch Library, 1530 Superior Street

Friday, August 3
• West Haymarket JPA public meeting - 3 p.m., Council Chambers
Lincoln residents are encouraged to take an online survey on sustainable energy available on the City website, lincoln.ne.gov. The survey is part of Mayor Chris Beutler’s Cleaner Greener Lincoln initiative. Those who take the survey will have an opportunity to sign up for a Community Conversation from 9 a.m. to 1:30 p.m. Saturday, August 18 at the County-City Building, 555 S. 10th Street.

The City partnered with the University of Nebraska Public Policy Center (ppc.unl.edu) to create the survey, which simulates the decisions local policy-makers face when it comes to energy programs. The Lincoln Electrical System (LES) also provided input to the survey. The survey takes 10 to 15 minutes to complete, and participants are asked to rank policy priorities, the importance of current sustainability programs, the current goals of energy programs, and funding resources.

About 1,400 residents responded to a similar survey and discussion on the City budget earlier this year. Those attending the Community Conversation on energy sustainability will discuss the issues with energy experts and City department directors and managers. Milo Mumgaard, Senior Policy Aide for Sustainability in the Mayor’s Office, said information gathered from the survey and discussion will help inform policy and program decisions in the future.

“It’s important for residents to understand the issues the City faces when making energy program decisions, especially with funding for some programs ending in 2013,” Mumgaard said. “Cleaner Greener Lincoln and the LES Sustainable Energy Program are two of the local efforts that have focused on energy and sustainability. We look forward to hearing residents’ ideas as we make decisions for future energy and sustainability programs in Lincoln.”

More information on Cleaner Greener Lincoln is available at green.lincoln.ne.gov. More information on the LES Sustainable Energy Program is available at les.com.
The West Haymarket Joint Public Agency will meet on Friday, August 3, 2012 at 3:00 P.M. in the City Council Chambers Room 112.

The agenda and documents are now posted at http://lincoln.ne.gov/city/finance/account/jpa-mtgs.htm
OFFICE OF TREASURER, CITY OF LINCOLN, NEBRASKA

July 30, 2012

TO: MAYOR CHRIS BEUTLER & CITY COUNCIL MEMBERS

FROM: FINANCE DEPARTMENT / CITY TREASURER

SUBJECT: MONTHLY CITY CASH REPORT

The records of this office show me to be charged with City cash as follows at the close of business June 30, 2012:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Balance Forward</td>
<td>$216,291,724.93</td>
</tr>
<tr>
<td>Plus Total Debits June 1-30, 2012</td>
<td>$43,066,489.34</td>
</tr>
<tr>
<td>Less Total Credits June 1-30, 2012</td>
<td>($51,126,445.89)</td>
</tr>
<tr>
<td><strong>Cash Balance on June 30, 2012</strong></td>
<td><strong>$208,231,768.38</strong></td>
</tr>
</tbody>
</table>

I desire to report that such City cash was held by me as follows which I will deem satisfactory unless advised and further directed in the matter by you:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>U. S. Bank Nebraska, N.A.</td>
<td>$15,960,170.14</td>
</tr>
<tr>
<td>Wells Fargo Bank</td>
<td>($53,367.87)</td>
</tr>
<tr>
<td>Wells Fargo Bank Credit Card Account</td>
<td>($31,103.04)</td>
</tr>
<tr>
<td>Cornhusker Bank</td>
<td>$242,157.98</td>
</tr>
<tr>
<td>Heartland Community Bank - Bennet</td>
<td>$4,759.29</td>
</tr>
<tr>
<td>Pinnacle Bank</td>
<td>$268,636.06</td>
</tr>
<tr>
<td>Union Bank &amp; Trust Company</td>
<td>$93,625.80</td>
</tr>
<tr>
<td>West Gate Bank</td>
<td>$13,277.28</td>
</tr>
<tr>
<td>Idle Funds - Short-Term Pool</td>
<td>$83,264,246.85</td>
</tr>
<tr>
<td>Idle Funds - Medium-Term Pool</td>
<td>$107,781,531.62</td>
</tr>
<tr>
<td>Cash, Checks and Warrants</td>
<td>$687,834.27</td>
</tr>
<tr>
<td><strong>Total Cash on Hand June 30, 2012</strong></td>
<td><strong>$208,231,768.38</strong></td>
</tr>
</tbody>
</table>

The negative bank balances shown above do not represent the City as overdrawn in these bank accounts. In order to maximize interest earned on all City funds, deposits have been invested prior to the Departments’ notification to the City Treasurer’s office of these deposits; therefore, these deposits are not recorded in the City Treasurer’s bank account balances at month end.

I also hold as City Treasurer, securities in the amount of $226,395,674.55 representing authorized investments of the City’s funds.

**ATTEST:**

[Signatures]

Joan E. Ross, City Clerk

Melinda J. Jones, City Treasurer
**CITY OF LINCOLN - PLEDGED COLLATERAL STATEMENT**  
**AS OF JUNE 30, 2012**

<table>
<thead>
<tr>
<th>DESCRIPTION</th>
<th>CUSIP</th>
<th>MATURITY DATE</th>
<th>ORIGINAL FACE</th>
<th>CURRENT PAR</th>
<th>MARKET PRICE</th>
<th>MARKET VALUE</th>
</tr>
</thead>
<tbody>
<tr>
<td>FFCB 5.0%</td>
<td>31331YUH1</td>
<td>02/13/2023</td>
<td>$500,000.00</td>
<td>$500,000.00</td>
<td></td>
<td></td>
</tr>
<tr>
<td>FHLB STEP-UP 3.0%</td>
<td>3133XUWQ2</td>
<td>09/25/2019</td>
<td>$1,000,000.00</td>
<td>$1,000,000.00</td>
<td></td>
<td></td>
</tr>
<tr>
<td>FFCB BONDS</td>
<td>31331YRY8</td>
<td>02/01/2023</td>
<td>$1,000,000.00</td>
<td>$1,000,000.00</td>
<td></td>
<td></td>
</tr>
<tr>
<td>CORNHUSKER BANK</td>
<td></td>
<td></td>
<td>TOTAL PLEDGED</td>
<td>$2,500,000.00</td>
<td>$2,500,000.00</td>
<td></td>
</tr>
</tbody>
</table>
Notice is hereby given that the URBAN DESIGN COMMITTEE will hold a meeting on Wednesday, August 1, 2012 at 3:00 p.m., County-City Building, 555 S. 10th Street, Lincoln, Nebraska, in Room 214 on the 2nd Floor. For more information, please contact the Lincoln City/Lancaster County Planning Department, (402) 441-7491.

AGENDA
August 1, 2012

1. Approval of meeting record from the UDC meeting of June 6, 2012 and July 11, 2012.
2. Entryway Master Plan, I-180 and Cornhusker (Airport to I-180): Update (Nicole Fleck-Tooze, Planning Department; The Clark Enersen Partners)
3. Staff Report: Misc.
InterLinc: City Council Feedback for General Council
Name: Ron Rife
Address: 8022 South 57th
City: Lincoln, NE 68516
Phone: 402-416-9281
Fax:
Email: nsp349@aol.com

Comment or Question:
Attached are e-mails from me to Mr. Hoppe regarding my concerns about Tom Casady's status with LPD. He is not retired from LPD but holds the office of Public Safety Director. As you can see it was like pulling teeth to get the answers to my questions.
It appears that he is still a member of the Lincoln Police Department, a Public Safety Director with no staff or budget. How can that be?
Ron Rife
402-416-9281

Casady is not retired. He has no staff. He is not doing the same job as the Police Chief.
R.

From: NSP349@aol.com [mailto:NSP349@aol.com]
Sent: Tuesday, July 24, 2012 8:15 PM
To: Rick D. Hoppe
Subject: Re: Question

Mr. Hoppe,
Thank you for your quick response. I am not questioning Tom Casidy's ability to do the job, he is very qualified.
You did not answer the questions regarding Casidy being retired from the Police Department. Is he retired from the Police Department? What is the budget for the Public Safety Director's Office. I am sure he has to have some staff.........or is he using the Police Departments staff.
I do recall the Mayor stating that after a year he would evaluate the Public Safety Directors position. Casidy has to "justify" his job to keep his job.
I think it is a waste of tax payers money to have someone with "oversight responsibilities", doing the same job the Police and Fire Chief are doing. It is a duplication of service.......no matter how you look at it.
It doesn't look to me that he has given up Police Chief responsibilities at all......in fact he has gained Fire Chief responsibilities.
Thanks again for your response.
R. Rife
402-416-9281
In a message dated 7/24/2012 12:41:58 P.M. Central Daylight Time, RHoppe@lincoln.ne.gov writes:

Hello.
I am Rick Hoppe, the Mayor's Chief of Staff. Thank you for writing.

Jim Peschong, the current acting Police Chief, will become permanent Chief effective February 2, 2013 and will be a retiree from the Police Department. He will draw a pension and that's why his salary will be reduced from about $134,200 to about $68,400, so his total compensation/pension will be approximately the same amount as his current salary.

Tom Casady, the Public Safety Director, earns $150,000 per year. His position is not a duplication of duties. He has oversight responsibilities for Lincoln Fire & Rescue, 911 Communications, and LPD.

None of the items you mention are a "justification" for Director Casady. He did work with LFR on a fire station re-location that will help reduce response time without adding new firefighters. The proposed change to LPD's non-injury accident reporting was a question of budget and the appropriate role of LPD in providing services to the community. It was not related to Mr. Casady's appointment as Public Safety Director.

The Administration feels strongly that Tom's leadership combined with better coordination between public safety departments is producing results. For instance, one of Tom's first acts as Public Safety Director was to combine the Police and Fire garages, saving taxpayer dollars. He continues to drive new ideas and high standards.
Thanks for writing.
R.

From: NSP349@aol.com [mailto:NSP349@aol.com]
Sent: Sunday, July 22, 2012 12:55 PM
To: Mayor
Subject: Question

I have questions regarding the old Police Chiefs status. Is he retired from the Police Department and drawing a pension?

What is his departments budget, (Public Safety Director).

What is his salary?

With two Police Chiefs, a Sheriff and Superintendent of the State Patrol along with a Fire Chief, why the need for a Safety Director. What a waste of money to duplicate the powers of all the other department heads....over and over again.

Attempting to justify Cassidy by closing a Fire Station, cutting Police services, which failed, and then charging for accident reports.

What a waste.

R. Rife
8022 South 57th
Lincoln, NE
402-416-9281
InterLinc: City Council Feedback

Name: randy jones
Address: 6133 south 28th street
City: Lincoln, NE 68516

Comment or Question:
South 27th street Wal-Mart.
My family and I moved to the Seven Oaks Neighborhood in late 1989. As you all are aware many commercial changes have taken place since that. Some good some bad. Starting soon after moving to Seven Oaks traffic on south 27th has been issue for all that live in Seven Oaks. Unless one drives through the neighborhood to reach a controlled intersection at certain time of day, it is virtually impossible to turn south on 27th from the Seven Oaks neighborhood.
The reason I am mentioning this point is because years ago some residents inquired about traffic signals at Jane Lane or another intersection to help traffic flow. At the time I remember being told there would NEVER be a traffic signal for the Seven Oaks neighborhood.

Now with the addition of Wal-Mart on south 27th, I can only imagine what the traffic will be like. But, we do have a traffic signal at a dead street for South Point, a 1/4 south of Jane Lane, which of course is not Seven Oaks.

I am not opposed to the new Wal-Mart, frankly I welcome it. The neighbors in that area of south 27th new this was commercial land, as we did when South Pointe was built.

Traffic on south 27th is heavy at times and traffic will only increase due to the new Wal-Mart, so maybe NEVER come and gone and consideration for a traffic signal at Jane Lane would be a good idea, but then again, just because it is a good idea, does not mean it will happen.

Randy Jones
Dear city council

I was certainly disgusted with the voting in regards to the walmart liquor license and the ploy using it to send a message.
Although a better location was an objective of many I find this type of leadership appalling. I’m assuming that there had been many discussions with them in that they had the ability to chose that location but all efforts must have been exhausted. Why not use walmart and their large charitable resources to help the Lincoln community and improve the image of walmart as yourselves to at least realize some benefits to the community. I would have thought walmart would have been very engaging in that type of conversation vrs the way you attempted to send a message.
I’m hoping your type of leadership in this area has not done irreparable harm and your decisions and response in the future will show leadership that all of us in Lincoln can be proud of.

David Oseka

Sent from my iPad