

**DIRECTORS' MEETING
MONDAY, APRIL 13, 2009
COUNTY-CITY BUILDING, ROOM 113
11:00 A.M.**

I. CITY CLERK

II. CORRESPONDENCE FROM THE MAYOR & DIRECTORS TO COUNCIL

PRESENTATIONS

1. Health Department
2. Law Department

MAYOR

1. NEWS RELEASE. Larry the Cable Guy (Dan Whitney) will perform in Memorial Stadium on July 4th as a thank you to Husker Fans.
2. NEWS RELEASE. Winners announced for Mayor's arts awards.
3. Washington Report, April 3, 2009.

DIRECTORS:

HEALTH DEPARTMENT

1. NEWS RELEASE. 2009 household hazardous waste collections begin April 18.
2. NEWS RELEASE. Help keep Lincoln and Lancaster County clean. Cleanup mini-grants available.

PLANNING COMMISSION ACTION

1. Action by the Planning Commission on April 8, 2009.

PLANNING COMMISSION FINAL ACTION

1. Special Permit No. 09004. Off-sale alcohol, 108 O Street. Resolution No. PC-01162.
2. Use Permit No. 09001. North 90th and O Streets. Resolution No. PC-01161.
3. Special Permit No. 08004A. Continuation and expansion of soil excavation. No. 40th Street and Waverly Road. Resolution No. PC-01163.

III. COUNCIL RFP'S & CITIZENS CORRESPONDENCE TO INDIVIDUAL COUNCIL MEMBERS

JON CAMP

1. Robert Younger letter, and Councilman Camp's reply, on graffiti with suggestions to how to reduce damages.

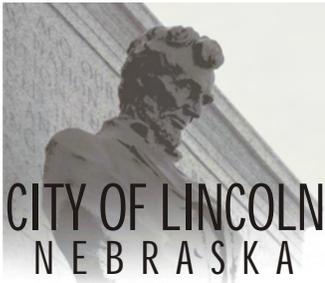
ROBIN ESCHLIMAN

1. Request to Fred Hoke, Building & Safety Director - RE: Assist the neighborhoods with problems such as graffiti, snow removal, etc. (RFI#20 - 04/09/09)

IV. CORRESPONDENCE FROM CITIZENS TO COUNCIL

1. Email from Jennifer French. Grew up close to South Branch Library and used frequently. Closing the Library now would be a giant loss for children in the area.
2. Email from Mike and Ann Schlick, South Central Unified #5. While attending FFA event at Pershing, three vans towed costing \$100 per van. Does Lincoln want to host events? Maybe events should be held in central Nebraska if this is the way Lincoln treats people who attend.
3. Email from Jennifer L. Sommars-Link. The South Branch Library most certainly should not be closed. A library is a necessity for a neighborhood with many children and families in the middle class range.
4. Email from Leslie Tien. Asking that South Branch Library not be closed. We do pay taxes for these kinds of services and there is a real need for small neighborhood libraries.
5. Email from Janee Gagner-Wilcox. Keep the South Street Library open. It is a very important fixture in the neighborhood.
6. Email from Jeanette Fangmeyer. Had planned on attending the Uncle Sam Jam this year but now it will be on July 3rd for a one time event geared to an adult audience. Keep on July 4th and move to Holmes Lake. Lincoln will not know how many families take July 4th spending to smaller surrounding towns because of the event being moved to July 3rd.
7. "NSAA Volleyball Decision Disappointing" statement from Wendy Birdsall, President of Lincoln Chamber of Commerce.
8. Email from Terry Kreifels, Action Plumbing and Heating, Inc. President. Consider approving the proposed plumbing permit fee increase to allow the plumbing inspection department to be properly funded.
9. Email from Julie Brittenham. Keep the South Branch Library open. The library is an integral part of this neighborhood with a mix of people, incomes and services. Very important to the children in the area.
10. Letter from the Lincoln Association of Plumbing-Heating-Cooling contractors, Mr. David E. Reiber, President. Proposed increased fee schedule will provide funds to maintain the level of service to Lincoln plumbing contractors. (Letter delivered to Council Members on 04/06/09 before formal meeting)
11. Letter from Wade Misko. Keep the South Branch Library open. Lincoln seems to have budgets, which will likely balloon, for projects still in the blueprint stage but not for an existing entity with budget needs clearly defined.
12. Resolution of Cotner Center Condominium Association of Co-Owners, Inc. Acting upon the wishes and behalf of all Cotner Center Condominium residents request Lincoln allow of allotment of monies to keep the Bethany Library open now and into the foreseeable future.
13. InterLinc correspondence from Janelle Hotovy. How sad the Mayor has chosen not to celebrate the 4th of July on the 4th. The family fun is at Oak Lake.
14. InterLinc correspondence from Kelsi Gunderson. Appalled the City would change the July 4th day-long celebration for a non-family friendly comedian to use Memorial Stadium.

V. ADJOURNMENT



NEWS RELEASE

MAYOR CHRIS BEUTLER

lincoln.ne.gov

Athletics to Host July 4 Larry the Cable Guy Show as Thank you to Husker Fans! City to Stage "Uncle Sam Jam" July 3 to Create Two-Day Celebration

DATE OF RELEASE: April 6, 2009:

Lincoln, Neb. – Larry the Cable Guy (Dan Whitney) will perform in Memorial Stadium on Independence Day as a thank you to Husker Fans. One of Nebraska's biggest fans, Larry the Cable Guy, Parallel Entertainment and Outback Concerts approached Athletics regarding their desire to put on a concert for Husker fans on the UNL campus.

The University of Nebraska Athletic Department worked with city officials, UNL administrators, Parallel Entertainment, and Outback Concerts to finalize an agreement this week. The City of Lincoln will present its "Uncle Sam Jam" with fireworks set to live music by Lincoln's Symphony Orchestra on Friday, July 3 at Oak Lake Park. Zambelli Internationale will again provide the City fireworks show. Plans are underway to provide a second fireworks show as part of the July 4 Larry the Cable Guy Show in Memorial Stadium.

While the football stadium and field are not generally used for non-athletic events of this kind, the Athletic Department is sponsoring the concert as a way for Larry the Cable Guy and Athletics to thank Husker fans for their support.

"The \$4 ticket price, coupled with a \$2 handling charge per ticket will mean that the event is priced at a break-even level for Larry the Cable Guy and Nebraska Athletics," Athletic Director Tom Osborne said. "Nearly all revenues will be absorbed by the cost of setting up the event and distributing tickets. University administration and Nebraska Athletics rarely allows use of Memorial Stadium for non-athletic events, but we are doing so as a thank you to our fans."

"Larry the Cable Guy's generosity has created the opportunity for Lincoln to host the best Fourth of July celebration in City history," said Mayor Chris Beutler. "Moving our 'Uncle Sam Jam' up to Friday gives residents and visitors two days of safe, high-quality, fun and low-cost entertainment the entire family can enjoy."

"I am looking forward to the Fourth of July show at the stadium," Larry the Cable Guy said. "It's a dream come true for me as I spent every football season since I was a little kid in Pawnee city listening to games coming from that field. I'd much rather be playing linebacker but since I'm a chubby middle aged man that runs the 40 in 37 seconds and pull a muscle every time I put on my socks, I'll have to stick to telling jokes on the field. I'm very honored that the university has given me permission to tape my Comedy Central special there and also excited to give my fans a show for 4 bucks. I love my home state and am very grateful for the opportunity to perform for them on this special night. Thanks to my fans for making this a possibility. Go Huskers!"

NU football season ticket holders have first opportunity at purchasing the \$4 tickets (plus \$2 handling fee per ticket) beginning at 8 a.m. on April 7 and continuing through midnight April 9 (or while quantities last). The cost of the ticket will cover the expenses of production costs, staffing and security. No alcohol will be served but limited concessions will be available. The handling fees and concession profits will be retained by Athletics to pay internal costs. Parking (\$3 per stall) will be provided and cashed by UNL Parking Services.

The Larry the Cable Guy show will take place on Memorial Stadium's field on Saturday, July 4, at 7:30 p.m., with gates opening at 6 p.m. The staging will face the West Stadium Suites, which will be made available to Suite owners. The show will be taped as an hour special to air on Comedy Central at a later date. Approximately 50,000 tickets will be available for sale, with just under 10,000 chair seats set up on the field. All seats are reserved.

After football season ticket holders have first opportunity to purchase tickets from April 7 to April 9, tickets will be open to the general public on April 10. All tickets will be sold by the Nebraska Athletic Ticket Office. If the season ticket holder allotment is depleted prior to public sale, season ticket holders are welcome to purchase tickets on April 10 when they become available to the general public.

July 4 was the best date to fit with Larry the Cable Guy's hectic travel schedule. Athletics and Parallel thank the City for its willingness to move its annual event to July 3 to accommodate the show. Activities at Oak Lake Park on July 3 will begin at 5 p.m. Lincoln's Symphony Orchestra will present its free concert beginning at 9 p.m. and will accompany the fireworks at about 10 p.m. More details on the city celebration will be available on the City's website at Lincoln.ne.gov.

The Lincoln Saltdogs baseball team also will be in action Independence Day weekend at Haymarket Park. Games against the Wichita Wingnuts are scheduled for 7:05 p.m. on Friday, July 3; 6:05 p.m. on Saturday, July 4; and 7:05 p.m. on Sunday, July 5. The Saltdogs fireworks display will follow the July 4 game at about 10 p.m.

The rain date for both the July 3 City fireworks event and the July Fourth Memorial Stadium Larry the Cable Guy show will be Sunday, July 5.

Larry the Cable Guy Ticket Information

- Nebraska football season ticket holders will have first opportunity to purchase tickets from April 7 to April 9
- Season ticket holders will need to sign in to their accounts online at Huskers.com before purchasing
- In order to ensure that tickets remain for the public sale, the season ticket holders will be allotted a number of seats
- Tickets are \$4 each plus a \$2 handling fee per ticket
- All seats are reserved and approximately 10,000 seats will be set up on the field
- All purchasers, including season ticket holders, will be limited to eight (8) tickets per household. This limit will be strictly enforced. Any orders exceeding eight will be subsequently refunded at \$4 per ticket
- On April 10, tickets will be sold to the general public
- Warning: mature content may not be suitable for all ages
- Please be advised, this event is being taped for broadcast by Comedy Central and your attendance will be deemed your consent to be filmed.

GIT R DONE, HUSKER FANS!

Media, for more information, please contact:

Dave Norris, Mayor Beutler's Office, 402-441-7547

Chris Anderson, Athletics, 402-472-7771

Maggie Houlehan, Parallel Entertainment, 310-279-1123



NEWS RELEASE

MAYOR CHRIS BEUTLER

lincoln.ne.gov

OFFICE OF THE MAYOR

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

FOR IMMEDIATE RELEASE: April 8, 2009

FOR MORE INFORMATION: Diane Gonzolas, Citizen Information Center, 441-7831
Deb Weber, Lincoln Arts Council, 434-2787

WINNERS ANNOUNCED FOR MAYOR'S ARTS AWARDS

Mayor Chris Beutler today announced the winners of the 31st annual Mayor's Arts Awards. The awards will June 3 by the Lincoln Arts Council (LAC) June at the Lied Center for Performing Arts. The Mayor's Arts Awards program formally recognizes artistic contributions and achievements in the Lincoln area. Union Bank and Trust Company will again be the presenting sponsor.

The event begins at 5:30 p.m. with a reception, and the awards begin at 7 p.m. Tickets to the event are \$50, and reservations are required. Checks can be sent to LAC at 920 "O" Street, Lincoln, NE 68508. More information is available by calling the LAC at 434-2787 or on the LAC Web site at www.artscene.org. The reservation deadline is May 26.

The honorees:

- The **Arts Organization Award** will be presented to the non-profit **Lux Center for the Arts**, which offers visual arts classes and exhibition space. The award recognizes an arts group that has made significant contributions to Lincoln's arts community over a period of years and is sponsored by Runza.
- The **Artistic Achievement Award - Visual Arts** will be presented to wildlife artist **Cliff Hollestelle**, who is recognized nationally for his wood and bronze waterfowl sculptures. The award recognizes excellence and accomplishment in any of the visual arts and is sponsored by Bob and Marilyn Harris.
- The **Artistic Achievement Award - Performing Arts** will be presented to **Lincoln's Symphony Orchestra**, now in its 82nd season. In addition to its concert schedule, LSO has extensive educational and outreach programs. The award recognizes excellence and accomplishment in any of the performing arts and is sponsored by Farmers Mutual Insurance Company of Nebraska.
- The **Gladys Lux Education Award** will be presented to **Sandra Williams**, an Associate Professor of Art at UNL and a multimedia artist who is actively involved in projects with the Lincoln Public Schools. The award recognizes special initiatives in or dedication to arts education and is sponsored by the Gladys Lux Foundation.

- more -

Mayor's Arts Awards

April 8, 2009

Page Two

- Two **Heart of the Arts Awards** will be presented this year. The recipients are **Anne Pagel** and **Diana Warner**. Pagel, an arts journalist and curatorial assistant for Karen and Robert Duncan, was director of the Haydon and a project director for LAC and has served many arts organizations. Warner is a pianist and volunteer for arts organizations including the Musical Art Club, Friends of the Opera and Lincoln's Symphony Guild. This award recognizes individuals or organizations for outstanding volunteer dedication to the arts or for making a major overall impact on the arts in Lincoln. The awards are being sponsored by Talent Plus and Lucy Buntain Comine in memory of Anne Buntain.
- The **Halcyon Allsman Benefactor of the Arts Award** will be presented to **Steve Wake and Linda Esterling**. They have shared their extensive collection of art glass for exhibitions, fund-raisers and other events, and are active in the Lux Center for the Arts, the Haydon and the Sheldon Art Association. The award honors an individual, family, organization or business making significant financial contributions to the arts in Lincoln and is sponsored by Wells Fargo Bank.
- The **Oliva "Arts for Kids" Award** will be presented to the **Malone Center** for its "My World, My Dreams" Summer Art Academy. The award honors an individual or organization from outside of the arts professions whose leadership has enhanced arts activities and experiences for children. It is sponsored by the Giacomo and Dorothy Oliva Family.
- The **Literary Heritage Award** will be presented to the late **Robert Knoll**, an author and longtime English professor who passed away in January. The award recognizes a writer or individual who promotes excellence in writing and literature in Nebraska and is sponsored by the Nebraska Literary Heritage Association.
- The **Larry Enersen Award**, which recognizes outstanding urban design in Lincoln, will be presented to two projects. The **Harris Overpass** is being honored as a public project, and **Liberty Village** is being honored as a private project. The award is sponsored by Clark Enersen Partners.
- The **Mayor's Choice Award** will be presented to **Kiechel Fine Art**, which has specialized in contemporary and 20th century regionalist art since 1986. The award is sponsored by Cline, Williams, Wright, Johnson and Oldfather, L.L.P.
- The **Kimmel Foundation Award** will be presented to **Jenni Brant** and **Erika Navarrete**. The award recognizes visual artists and includes two-week residencies at the Kimmel Harding Nelson Center for the Arts and a \$1,000 stipend.

Except for the Literary Heritage, Larry Enersen and Mayor's Choice awards, honorees are selected by a panel of arts professionals. This year's award is a metal sculpture created by Adam Loman of Play Creative.

The public is encouraged to submit names of members of the Lincoln arts community who have died since the last awards ceremony in June 2008 for memorial recognition at the awards event.

- 30 -

(WINNERS' PHOTOGRAPHS ARE AVAILABLE BY CONTACTING LAC AT 434-2787.)



INSIDE:

BUDGET1
DISASTER ASSISTANCE1
TRANSPORTATION2
STIMULUS WATCH2
STIMULUS & LOBBYING3
GRANTS & NOTICES3

Washington Report

Archived at:
[www.capitaledge.com/
archive.html](http://www.capitaledge.com/archive.html)

Carolyn C. Chaney
chaney@capitaledge.com

Christopher F. Giglio
giglio@capitaledge.com

Elizabeth Raines
elizabeth@capitaledge.com

Chaney & Associates
1212 New York Ave., NW
Suite 250
Washington, DC 20005

(202) 842-4930
Fax: (202) 842-5051
www.capitaledge.com

HOUSE, SENATE CLEAR FY09 BUDGET PLANS

BUDGET

Congress approves budget resolutions; adjourns for two-week recess. Both the House and Senate approved their respective versions of a FY 2010 budget resolution this week, and immediately celebrated the feat by leaving Washington for a two-week recess (formally known as a District Work Period). Both votes (55-43 in Senate; 233-196 in the House) fell mostly along party lines, with two Democrats in the Senate and 20 Democrats in the House joining all Republicans in voting against the plans.

The approximately \$1.2 trillion budget blueprint sets broad outlines under which the congressional appropriations and tax-writing committees must operate for the year and does not require Presidential approval. While the resolution does not provide recommendations on spending for specific programs, it can include “reconciliation instructions” for consideration of certain matters that would in essence prohibit Senate filibusters.

The House budget resolution does in fact include reconciliation instructions for the consideration of a health care system overhaul and the reauthorization of the No Child Left Behind Act. While not specifically mentioned, most observers believe that the House budget resolution may also allow for reconciliation on energy efficiency legislation as well. The Senate budget resolution contains no reconciliation instructions, but Democratic leadership in that chamber has indicated that the matter is not off the table.

House and Senate negotiators will likely work through the congressional recess on a compromise that can be considered by Members upon their return the week of April 20. In addition to reconciliation, there are

differences in the two resolutions. The Senate would allow for \$1.211 trillion in discretionary spending, \$525 billion of which would be for non-defense related items. The House allows for \$1.229 trillion in overall spending, with \$563 billion dedicated to non-defense spending.

There is a strong sense – particularly among House Democrats – that reconciliation is vital to ensuring passage of White House priorities in areas such as health care, education, and climate change. However, Senators on both sides of the aisles believe that invoking reconciliation was designed only to address matters of deficit reduction and should not be used in the manner suggested by the House.

DISASTER ASSISTANCE

House panel considers Pre-Disaster Mitigation Program. The House Transportation and Infrastructure Committee approved legislation (HR 1746) this week that would reauthorize the Pre-Disaster Mitigation program at the Federal Emergency Management Agency (FEMA).

The bill would authorize \$250 million annually from FY 2010 through FY 2012 for the program, which provides competitive grants to states and local governments for projects that prepare and protect communities against disasters such as hurricanes, flooding and fires. The measure would also increase the minimum grant amount each state can receive to \$575,000, up from \$500,000, and eliminates language in the original authorization that would sunset the program.

Supporters of the legislation claim that mitigation measures save money, pointing to a Congressional Budget Office report that states for every dollar spent on mitigation, future losses are reduced by three to four dollars.

Similar legislation was approved by the House in 2008, but died in the Senate. The program was funded by Congress at \$90 million in FY 2009.

TRANSPORTATION

House Committee issues call for projects.
In a letter sent to every member of the House, the House Transportation and Infrastructure Committee invited members to submit projects for inclusion in legislation to reauthorize federal highway and transit programs.

The Committee will accept projects, which members must submit electronically via a detailed questionnaire form, between April 27 and May 8. The letter includes detailed instructions for submitting projects and outlines a number of criteria that all submitted projects must meet.

Members must provide at least one letter of support from a state or local official for each project, show that each project has been through a public comment period and show that a state or local match is available for each project.

In an effort to ensure that all projects included in the bill can proceed to construction, all projects submitted by members must have at least 80 percent of the total project cost or a complete segment covered by the request or by a combination of the request and other federal, state, local and private funds specifically designated to the project.

The Committee has scheduled a hearing for April 28 to give members an opportunity to testify in support of their project requests. After all projects have been submitted on May 8, the Committee will ask the Department of Transportation to vet all project requests by May 28. Committee Chairman James Oberstar (D-MN) has outlined the ambitious goal of getting the bill through the House before the July 4 recess.

The three Senate committees with jurisdiction over the highway and transit bill continue to take a slower approach to the reauthorization measure and do not plan to take any action until after the July 4 recess at the earliest.

In related news, the Budget Resolutions approved by the House and Senate this week allow room for increases in highway and transit spending over the next five years.

The House version of the Budget Resolution outlines a base of \$324 billion for highway and transit programs over six years, which averages out to \$54 billion a year, \$6.25 billion more than the yearly average outlays under the current highway and transit bill, which expires September 30 at the end of FY 2009.

The Senate Budget Resolution takes a different approach and specifies that any increase in highway and transit funding be deficit-neutral, meaning that all increases must be offset by new taxes or spending cuts elsewhere.

Both Budget Resolutions also make room for an infusion of General Fund cash to keep the Highway Trust Fund (HTF) solvent through the end of FY 2009 and until lawmakers can identify and enact a new source of revenue for the HTF.

The Senate Budget Resolution also includes two deficit-neutral reserve funds, one that would allow for creation of a national infrastructure bank and another that would allow for increased multimodal transportation spending tied to performance measure. The House Budget Resolution sets aside funding to support President Obama's plan to spend \$5 billion on high-speed rail over the next five years.

STIMULUS WATCH

Weekly update on stimulus activities.
Information regarding available funding through the American Reinvestment and Recovery Act (ARRA) of 2009.

Many states have their own recovery websites that help explain how they are spending funds allocated by ARRA. Specific state pages can be accessed by visiting:
<http://www.recovery.gov/?q=content/state-recovery-page>

Department of Agriculture

Applications for the Natural Resources Conservation Service Recovery Act Grant are due April 10, 2009:

<http://www07.grants.gov/search/search.do?oppId=46398&flag2006=false&mode=VIEW>

Department of Education

Availability of \$44 billion for states and schools in an April 1, 2009 press release:

<http://www.ed.gov/news/pressreleases/2009/04/04012009.html>

The application and guidance for the State Stabilization Fund, as well as other education program guidance can be found at:

<http://www.ed.gov/policy/gen/leg/recovery/index.html>.

Department of Health and Human Services

HHS announced the availability of \$5 billion in emergency funding for the Temporary Assistance for Needy Families Program to help states serve a greater number of families during the economic downturn:

<http://www.hhs.gov/news/press/2009press/04/20090403a.html>

On April 2, HHS announced that the Head Start and Early Head Start programs will receive funding and be eligible for \$2.1 billion in grants under ARRA:

<http://www.hhs.gov/news/press/2009press/04/20090402a.html>

Department of Housing and Urban Development

HUD is having a webcast on April 8, 2009 from 2:00-4:00 PM EDT to provide important information on the Homelessness Prevention and Rapid Rehousing Program (HPRP). A HPRP Virtual Help Desk has also been created. Submit questions at:

<http://www.hudhre.info/index.cfm?do=viewHPRP>.

Department of Transportation

Federal Transit Administration staff will conduct a public webinar on programmatic information pertaining to the Transit Investments for Greenhouse Gas and Energy Reduction Grants program on April 8, 2009 from 3:00-4:00 PM EDT:

http://www.fta.dot.gov/index_9440_9457.html

Environmental Protection Agency

Best environmental practices, environmental justice tools and resources, and environment requirement information for ARRA can be viewed at:

<http://www.epa.gov/recovery/>

Internal Revenue Service

The IRS is implementing the tax-related provisions of ARRA as quickly as possible and has highlighted key ARRA information at:

<http://www.irs.gov/newsroom/article/0,,id=204335,00.html>

IRS guidance has been published for the new Build America Bond program and the education-related bond programs created in ARRA:

<http://www.irs.gov/taxexemptbond/article/0,,id=206034,00.html>

Office of Management and Budget

OMB is currently accepting comments through May 1 on the ARRA reporting requirements published in the April 1, 2009 Federal Register Notice:

<http://edocket.access.gpo.gov/2009/pdf/E9-7317.pdf>

STIMULUS AND LOBBYING

Public interest groups express concern with White House ARRA lobbying memorandum. Citizens for Responsibility and Ethics in Washington (CREW), the American Civil Liberties Union (ACLU), and American League of Lobbyists (ALL) sent a letter in response to President Obama's March 20 memorandum that outlined restrictions on contacts between registered lobbyists and federal officials with regard American Recovery and Reinvestment Act (ARRA) funds.

The letter noted that the groups intend to challenge the guidelines on First Amendment grounds if the Obama Administration does not make changes and expressed concern that lobbying and public

interest groups were not consulted before issuing the memo. Ironically, the new White House ethics officer that helped write the memorandum is a founder of CREW. The initial response from the White House to the letter was that the rules were a "good-faith effort to limit the risk of paying for unworthy projects and that the impact of the guidelines will be assessed after 60 days."

Additional information on the memorandum can be seen in the March 27 Washington Report and a copy of the CREW letter can be seen at:

<http://www.capitaleedge.com/lobby.pdf>

GRANTS AND NOTICES**National Endowment for the Humanities**

NEH is currently accepting applications for Preservation and Access Research and Development Grants. This funding supports projects that address major challenges in preserving or providing access to humanities collections and resources. Eligible applicants include state and local governments, public and private institutions of higher learning, and non-profit organizations. The maximum award is \$350,000 for up to three years and cost sharing is not required. Applications are due June 30, 2009. The grant guidance can be found at:

<http://www.neh.gov/grants/guidelines/PARD.html>.

FOR IMMEDIATE RELEASE: April 6, 2009
FOR MORE INFORMATION: Dan N. King, Environmental Health Specialist, 441-8084

2009 Household Hazardous Waste Collections Begin April 18

Clean out those basements and garages and bring unwanted chemicals to Lincoln-Lancaster County Health Department's Household Hazardous Waste (HHW) Collections, the first of which is scheduled for **Saturday, April 18, 2009, from 9 a.m. to 1 p.m. at State Fair Park, 4-H Youth Complex**. The event is for Lincoln and Lancaster County households (not businesses).

Items accepted at the HHW collection include fluorescent bulbs (CFLs) and tubes, pesticides, paint thinners, stains, polishes and waxes, turpentine, oil-based paint, pool cleaning chemicals, flea and tick powders, rodent poison, charcoal starter fluids, mixed or old gasoline, mercury-containing items including thermometers, upholstery cleaners, grease removers and brake and power steering fluids.

Items that can be recycled or safely disposed of locally **will not** be accepted at the HHW collection: latex paint, motor oil, gas grill cylinders, pharmaceutical waste, electronics, and batteries. For more information about local recycling, call 441-8021 or check the website at www.lincoln.ne.gov (keyword: household.) Residents seeking options for local electronic waste recycling companies or upcoming electronic collections will find those on the website as well.

The spring **Usable Latex Paint Exchange** will be hosted Friday, **May 15, 2009, at EcoStores Nebraska, 530 West P Street, from 3 to 7 p.m.** Households and individuals may donate usable latex paint: cans at least $\frac{3}{4}$ full with intact, readable labels, and with paint that has not been frozen and is not lumpy when stirred. Anyone may take free paint from the exchange, including landlords, churches, daycares, and businesses. Exterior and interior latex paint in a variety of colors will be available.

The Lincoln-Lancaster County Health Department encourages you to join your neighbors in safeguarding the wellbeing of our community and environment by buying only those potentially hazardous household chemicals that you need, choosing the least toxic alternative, carefully reading label directions, and recycling or disposing of them safely and appropriately. This will help protect our air, soil, and water, and will lengthen the life of our city landfill.

Additional 2009 Spring HHW Collections are scheduled on these dates, all from 9 a.m. to 1 p.m.: Saturday, May 16 at Pfizer, Inc.; Friday, June 12 at Union College; and Saturday, June 13 at the south Wal-Mart near 87th & Highway 2.

###

LINCOLN-LANCASTER COUNTY HEALTH DEPARTMENT

FOR RELEASE: April 6, 2009
FOR MORE INFORMATION: Laurel Erickson– 441-8035

HELP KEEP LINCOLN & LANCASTER COUNTY CLEAN *Cleanup mini-grants available*

Organizations of all kinds, businesses, families, and rural communities can help clean up Lincoln and Lancaster County and earn some money at the same time. Keep Lincoln & Lancaster County Beautiful (KLLCB) is offering mini-grants as an incentive for cleaning up litter to improve the local environment.

Cleanup mini-grants ranging from \$25 -\$250 are available for the cleanup of litter on public land areas including waterways, shorelines, roadsides, community streets and alleyways in Lincoln and Lancaster County.

Those interested in applying for a cleanup mini-grant may call KLLCB at 441-8035 or email lerickson@lincoln.ne.gov to request a cleanup mini-grant application. Applications are also available online at <http://www.lincoln.ne.gov> (Keyword: KLLCB). Applications must be submitted and approved prior to conducting a cleanup. Mini-grant applications must include litter cleanup and recycling components. Cleanup projects may not be on State or County Adopt-A-Highway miles.

Mini-grants are available on a first-come, first-served basis. Deadline for project completion is November 1, 2009. Mini-grants are awarded based on the size of the area and amount of litter to be cleaned up. Trash bags are provided and safety vests are available for loan.

Cleanups in April and May will be part of Keep America Beautiful's Great American Cleanup, the nation's largest organized annual community improvement program, in which millions of volunteers across the nation work to create healthier, safer and more livable community environments.

Cleanup mini-grants are funded by a grant from the Litter Reduction and Recycling Fund administered by the Nebraska Department of Environmental Quality.

****ACTION BY PLANNING COMMISSION****
April 8, 2009

NOTICE: The Lincoln/Lancaster County Planning Commission will hold a public hearing on Wednesday, April 8, 2009, at 1:00 p.m., in the City-Council Hearing Room, County-City Building, 555 S. 10th St., Lincoln, Nebraska, on the following items. For more information, call the Planning Department, 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 by filing a Notice of Appeal with the City 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, APRIL 8, 2009

[Commissioner Cornelius absent]

Approval of minutes of the regular meeting held March 25, 2009. ****APPROVED, 8-0 (Cornelius absent)****

1. CONSENT AGENDA
Public Hearing and Action:

COMPREHENSIVE PLAN:

- Page 01
- 1.1 Comprehensive Plan Conformance No. 09004, to review as to conformance with the 2030 Lincoln-Lancaster County Comprehensive Plan, proposed amendments to the Lincoln Center Redevelopment Plan amending an existing project known as the Lincoln Mall Redevelopment Project and renaming the project as the "Lincoln Mall Capitol Environs Redevelopment Project", which incorporates portions or all of eight city blocks adjacent to the Lincoln Mall from 10th Street to 14th Street and the public rights-of-way of the Capitol Environs District located within the Redevelopment Plan Area boundaries. The Lincoln Center Redevelopment Plan Area is generally bounded by Salt Creek, Interstate

180 and "R" Street on the north, 17th Street on the east, "G" Street on the south, and Salt Creek, 2nd Street and Sun Valley Boulevard on the west.
Staff recommendation: Conformance with the Comprehensive Plan
Staff Planner: Brandon Garrett, 441-6373, bgarrett@lincoln.ne.gov
Removed from Consent Agenda and had separate public hearing.
Planning Commission recommendation: A FINDING OF CONFORMANCE WITH THE COMPREHENSIVE PLAN, as revised on 4/08/09, 8-0 (Cornelius absent).
Public Hearing before City Council is tentatively scheduled for Monday, May 4, 2009, 1:30 p.m.

ANNEXATION WITH RELATED ITEMS:

- Page 19
- 1.2a Annexation No. 08005, to annex 20.82 acres, more or less, generally located at N. 90th Street and "O" Street.
Staff recommendation: Approval
Staff Planner: Brandon Garrett, 441-6373, bgarrett@lincoln.ne.gov
Planning Commission recommendation: APPROVAL, 8-0 (Cornelius absent).
Public Hearing before City Council tentatively scheduled for Monday, April 27, 2009, 5:30 p.m.
- Page 29
- 1.2b Change of Zone No. 09008, from P Public Use District to O-3 Office Park District, on property generally located at N. 90th Street and "O" Street.
Staff recommendation: Approval
Staff Planner: Brandon Garrett, 441-6373, bgarrett@lincoln.ne.gov
Planning Commission recommendation: APPROVAL, 8-0 (Cornelius absent).
Public Hearing before City Council tentatively scheduled for Monday, April 27, 2009, 5:30 p.m.
- Page 41
- 1.2c Use Permit No. 09001, for approximately 125,000 square feet of medical office space, on property generally located at N. 90th Street and "O" Street. ***** FINAL ACTION *****
Staff recommendation: Conditional Approval
Staff Planner: Brandon Garrett, 441-6373, bgarrett@lincoln.ne.gov
Planning Commission 'final action': CONDITIONAL APPROVAL, as set forth in the staff report dated March 31, 2009, 8-0 (Cornelius absent).
Resolution No. PC-01161.

CHANGE OF ZONE:

- Page 55
- 1.3 Change of Zone No. 09007, to amend the Building Line District map by deleting the building line district in Randolph Street from the centerline of S. 46th Street to the west line of S. 47th Street.
Staff recommendation: Approval
Staff Planner: Brian Will, 441-6362, bwill@lincoln.ne.gov
Planning Commission recommendation: APPROVAL, 8-0 (Cornelius absent).
Public Hearing before City Council tentatively scheduled for Monday, April 27, 2009, 5:30 p.m.

PERMITS:

- Page 61
- 1.4 Special Permit No. 09004, for the authority to sell alcoholic beverages for consumption off the premises, on property generally located northeast of the intersection of N. 1st and "O" Streets. *** **FINAL ACTION** ***
Staff recommendation: Conditional Approval
Staff Planner: Brian Will, 441-6362, bwill@lincoln.ne.gov
Planning Commission 'final action': CONDITIONAL APPROVAL, as set forth in the staff report, 8-0 (Cornelius absent).
Resolution No. PC-01162.
- Page 71
- 1.5 Use Permit No. 140C, an amendment to Appian Way Regional Center to adjust the required parking, on property generally located at S. 91st Street and Heritage Lakes Drive.
Staff recommendation: Conditional Approval
Staff Planner: Brian Will, 441-6362, bwill@lincoln.ne.gov
Planning Commission recommendation: CONDITIONAL APPROVAL, as set forth in the staff report dated March 25, 2009, 8-0 (Cornelius absent).
Public Hearing before City Council tentatively scheduled for Monday, April 27, 2009, 5:30 p.m.

2. **REQUESTS FOR DEFERRAL: None.**

4. PUBLIC HEARING AND ACTION:

COMPREHENSIVE PLAN WITH RELATED ITEMS:

- Page 83
- 4.1a Comprehensive Plan Conformance No. 09003, to review a proposal for declaration of surplus property as to conformance with the 2030 Lincoln/Lancaster County Comprehensive Plan, generally located at N. 27th Street and Center Street.
Staff recommendation: Conformance with the Comprehensive Plan
Staff Planner: Tom Cajka, 441-5662, tcajka@lincoln.ne.gov
Had public hearing.
Planning Commission recommendation: A FINDING OF CONFORMANCE WITH THE COMPREHENSIVE PLAN, 8-0 (Cornelius absent).
Public Hearing before City Council tentatively scheduled for Monday, April 27, 2009, 5:30 p.m.
- Page 89
- 4.1b Change of Zone No. 08074, from I-1 Industrial District to R-2 Residential District, P Public Use District and H-3 Highway Commercial District; from P Public Use District to H-3 Highway Commercial District; and from R-4 Residential District to P Public Use District, on property generally located at N. 27th Street and Center Street.
Staff recommendation: Approval
Staff Planner: Tom Cajka, 441-5662, tcajka@lincoln.ne.gov
Had public hearing.
Planning Commission recommendation: APPROVAL, 8-0 (Cornelius absent).
Public Hearing before City Council tentatively scheduled for Monday, April 27, 2009, 5:30 p.m.
- Page 95
- 4.1c Change of Zone No. 09006, to designate the former North Branch Library as a landmark, on property generally located at N. 27th Street and Center Street.
Staff recommendation: Approval
Staff Planner: Ed Zimmer, 441-6360, ezimmer@lincoln.ne.gov
Had public hearing.
Planning Commission recommendation: APPROVAL, 8-0 (Cornelius absent).
Public Hearing before City Council tentatively scheduled for Monday, April 27, 2009, 5:30 p.m.

Page 109 4.1d Street & Alley Vacation No. 09003, to vacate the remaining portion of the north-south alley between N. 26th Street and N. 27th Street, north of Center Street.

Staff recommendation: Conformance with the Comprehensive Plan
Staff Planner: Tom Cajka, 441-5662, tcajka@lincoln.ne.gov
Had public hearing.

Planning Commission recommendation: A FINDING OF CONFORMANCE WITH THE COMPREHENSIVE PLAN, 8-0 (Cornelius absent).

Public Hearing before City Council tentatively scheduled for Monday, April 27, 2009, 5:30 p.m.

CHANGE OF ZONE:

Page 115 4.2 Change of Zone No. 09004, amending Chapter 27.61 of the Lincoln Municipal Code relating to Nonconforming and Nonstandard Uses by adding a new section numbered 27.61.100 to establish conditions for the expansion of a nonstandard single-family or two-family dwelling into a required yard in residential districts.

Staff recommendation: Approval
Staff Planner: Christy Eichorn, 441-7603, ceichorn@lincoln.ne.gov
Had public hearing.

Planning Commission recommendation: APPROVAL, as revised by staff, 8-0 (Cornelius absent).

Public Hearing before City Council tentatively scheduled for Monday, April 27, 2009, 5:30 p.m.

PERMITS:

Page 121 4.3 Special Permit No. 08004A, an amendment to continue and expand the excavation of sand, gravel and soil, on property generally located at N. 40th Street and Waverly Road. *** FINAL ACTION ***

Staff recommendation: Conditional Approval
Staff Planner: Mike DeKalb, 441-6370, mdekalb@lincoln.ne.gov
Had public hearing.

Planning Commission 'final action': CONDITIONAL APPROVAL, as set forth in the staff report dated March 23, 2009, 7-1 (Esseks dissenting, Cornelius absent).

Resolution No. PC-01163.

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

PENDING LIST:

1. *Change of Zone No. 09002, from AG Agricultural District to AGR Agricultural Residential District, on property generally located at S. 96th Street and Saltillo Road.
(3-25-09: Planning Commission voted 9-0 to continue public hearing on April 22, 2009 at the request of the applicant.)*

Planning Dept. staff contacts:

Steve Henrichsen, Development Review Manager	441-6374	..	shenrichsen@lincoln.ne.gov
Mike Brienzo, Transportation Planner	441-6369	..	mbrienzo@lincoln.ne.gov
Tom Cajka, Planner	441-5662	..	tcajka@lincoln.ne.gov
David Cary, Long Range Planner	441-6364	..	dcary@lincoln.ne.gov
Mike DeKalb, Planner	441-6370	..	mdekalb@lincoln.ne.gov
Christy Eichorn, Planner	441-7603	..	ceichorn@lincoln.ne.gov
Brandon Garrett, Planner	441-6373	..	bgarrett@lincoln.ne.gov
Rashi Jain, Planner	441-6372	..	rjain@lincoln.ne.gov
Brian Will, Planner	441-6362	..	bwill@lincoln.ne.gov
Ed Zimmer, Historic Preservation Planner	441-6360	..	ezimmer@lincoln.ne.gov

* * * * *

**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 : April 8, 2009

RE : **Special Permit No. 09004**
(Off-sale alcohol - 108 "O" Street)
Resolution No. PC-01162

The Lincoln City-Lancaster County Planning Commission took the following action at their regular meeting on Wednesday, April 8, 2009:

Motion made by Larson, seconded by Sunderman, to approve **Special Permit No. 09004**, with conditions, requested by DMK Properties, for authority to sell alcoholic beverages for consumption off the premises in Suite 106 of a multi-tenant commercial building generally located at 108 "O" Street.

Motion for conditional approval, carried 8-0: Gaylor Baird, Taylor, Esseks, Larson, Francis, Partington, Sunderman and Carroll voting 'yes'; Cornelius 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.

The Letter of Acceptance on the special permit will be mailed to the permittee by the City Clerk at the end of the 14-day appeal period.

Attachment

cc: Building & Safety
Rick Peo, City Attorney
Public Works
Jose Luis Meneses, 540 Michelle Dr., Crete, NE 68333
DMK Properties, 140 N. 1st Street, Suite A, 68508
Danny Walker, South Salt Creek Community Organization, 427 E Street, 68508
Gary Irvin, South Salt Creek Neighborhood, 645 D Street, 68502
P.C. Meza, South Salt Creek Neighborhood, 536 C Street, 68502

i:\shared\wp\jlu\2009 cnotice.sp\SP.09004

RESOLUTION NO. PC- 01162

SPECIAL PERMIT NO. 09004

1 WHEREAS, DMK Properties has submitted an application designated as
2 Special Permit No. 09004 for authority to sell alcoholic beverages for consumption off the
3 premises in Suite 106 of a multi-tenant commercial building generally located at 108
4 O Street, on property legally described as:

5 Lots 12, 13, and 14, Block 251, Original Lincoln, Lancaster
6 County, Nebraska, together with the south half of vacated east-
7 west alley abutting thereon;

8 WHEREAS, the real property adjacent to the area included within the site
9 plan for this permit to sell alcoholic beverages off the premises will not be adversely
10 affected; and

11 WHEREAS, said site plan together with the terms and conditions hereinafter
12 set forth are consistent with the intent and purpose of Title 27 of the Lincoln Municipal
13 Code to promote the public health, safety, and general welfare.

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

16 That the application of DMK Properties, hereinafter referred to as
17 "Permittee", to sell alcoholic beverages for consumption off the premises on property

1 legally described above be and the same is hereby granted under the provisions of
2 Section 27.63.685 of the Lincoln Municipal Code upon condition that operation of said
3 licensed premises be in substantial compliance with said application, the site plan, and the
4 following additional express terms, conditions, and requirements:

5 1. This permit approves the sale of alcohol for consumption off the
6 premises as designated on the attached site plan.

7 2. Before commencing the sale of alcohol for consumption off the
8 premises the construction plans must substantially comply with the approved plans.

9 3. The physical location of all setbacks and yards, buildings, parking
10 and circulation elements, and similar matters must be in substantial compliance with the
11 location of said items as shown on the approved site plan.

12 4. The terms, conditions, and requirements of this resolution shall run
13 with the land and be binding and obligatory upon the Permittee, its successors, and
14 assigns. The building official shall report violations to the City Council which may revoke
15 the special permit or take such other action as may be necessary to gain compliance.

16 5. The Permittee shall sign and return the City's letter of acceptance to
17 the City Clerk within 60 days following approval of the special permit, provided, however,
18 said 60-day period may be extended up to six months by administrative amendment. The
19 City Clerk shall file a copy of the resolution approving the special permit and the letter of
20 acceptance with the Register of Deeds, filing fees therefor to be paid in advance by the
21 Permittee.

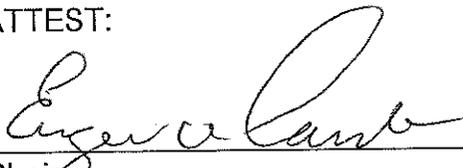
1

The foregoing Resolution was approved by the Lincoln City-Lancaster

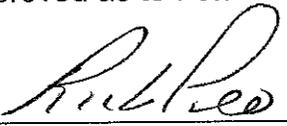
2

County Planning Commission on this 8th day of April, 2009.

ATTEST:


Chair

Approved as to Form & Legality:


Chief Assistant City Attorney



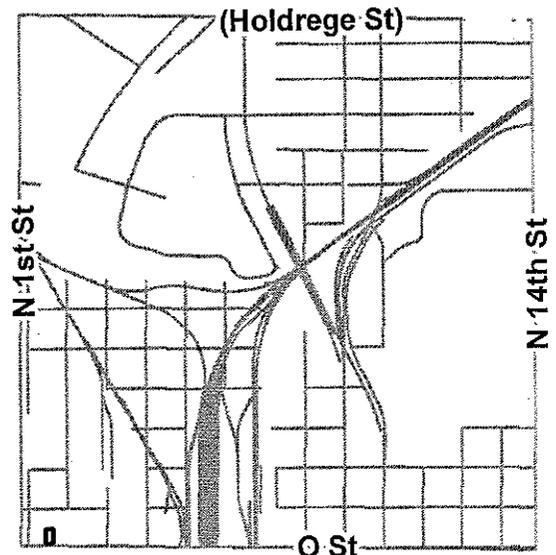
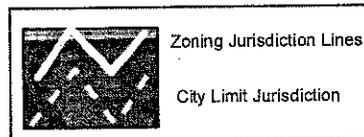
2007 aerial

Special Permit #09004 1st & O St

Zoning:

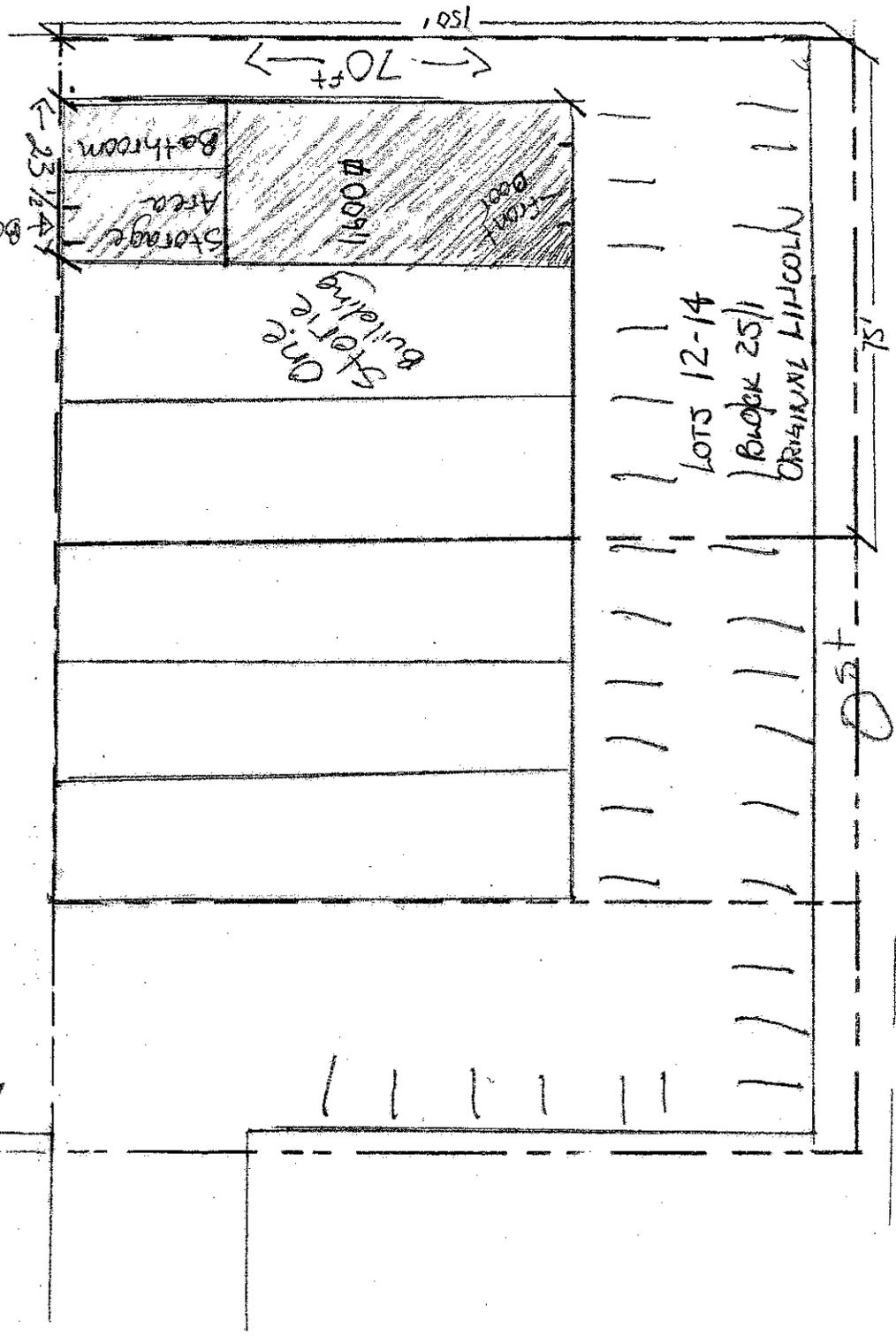
- R-1 to R-8 Residential District
- AG Agricultural District
- AGR Agricultural Residential District
- O-1 Office District
- O-2 Suburban Office District
- O-3 Office Park District
- R-T Residential Transition District
- B-1 Local Business District
- B-2 Planned Neighborhood Business District
- B-3 Commercial District
- B-4 Lincoln Center Business District
- B-5 Planned Regional Business District
- H-1 Interstate Commercial District
- H-2 Highway Business District
- H-3 Highway Commercial District
- H-4 General Commercial District
- I-1 Industrial District
- I-2 Industrial Park District
- I-3 Employment Center District
- P Public Use District

One Square Mile
Sec. 23 T10N R06E



- 108' 0" STREET, STE #106
- PARKING PER I-1 ZONING

 Shaded area will be the license premises.



15th St N

**PLANNING COMMISSION FINAL ACTION
NOTIFICATION**

TO : Mayor Chris Beutler
Lincoln City Council

FROM : Jean Preister, Planning 

DATE : April 8, 2009

RE : **Use Permit No. 09001**
(North 90th and "O" Streets)
Resolution No. PC-01161

The Lincoln City-Lancaster County Planning Commission took the following action at their regular meeting on Wednesday, April 8, 2009:

Motion made by Larson, seconded by Sunderman, to approve **Use Permit No. 09001**, with conditions, requested by Southeast Technical Community College, for authority to develop 125,000 square feet of office space on property generally located at North 90th Street and "O" Street.

Motion for conditional approval, carried 8-0: Gaylor Baird, Taylor, Esseks, Larson, Francis, Partington, Sunderman and Carroll voting 'yes'; Cornelius 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.

The Letter of Acceptance on the special permit will be mailed to the permittee by the City Clerk at the end of the 14-day appeal period.

Note: On April 8, 2009, the Planning Commission also voted 8-0 to recommend approval of the associated Annexation No. 08005 and Change of Zone No. 09008, from P Public Use District to O-3 Office Park District, both of which are a condition of approval of this use permit and are tentatively scheduled for public hearing before the City Council on **Monday, April 27, 2009, at 5:30 p.m.**

Attachment

cc: Building & Safety
Rick Peo, City Attorney
Public Works
Jeffrey Serafin, JEO Consulting, P.O. Box 207, Wahoo, NE 68066
Marcia Kinning, ESP, 601 Old Cheney Road, Suite A, 68512
Jack Huck, Southeast Community College, 301 S. 68th St. Place, 5th Floor, 68510
Jeanette Volker, Southeast Community College, 8800 O Street, 68520
Steve Bussey, Sunrise Estates Community Assn., 1001 N. 88th Street, 68505
Mike Million, Sunrise Estates Area Neighborhood Assn., 451 N. 86th Street, 68505

RESOLUTION NO. PC- 01161

USE PERMIT NO.09001

1 WHEREAS, Southeast Technical Community College has submitted an application in
2 accordance with Section 27.27.080 of the Lincoln Municipal Code designated as Use Permit No.
3 09001 to develop 125,000 square feet of office space on property generally located at N. 90th
4 Street and O Street, and legally described to wit:

5 A portion of Irregular Tract Lots 15, 16 and 19, all located in the Southwest
6 Quarter of Section 23, Township 10 North, Range 7 East of the Sixth Principal
7 Meridian, Lancaster County, Nebraska, and more particularly described as
8 follows:

9 Commencing at the southeast corner of the Southwest Quarter of said Section
10 23; thence along the south section line of said Southwest Quarter north 89
11 degrees 25 minutes 20 seconds west, a distance of 502.62 feet; thence north 00
12 degrees 34 minutes 40 seconds east, a distance of 60.00 feet to the point of
13 beginning; thence 89 degrees 25 minutes 20 seconds west, a distance of 50.00
14 feet; thence north 00 degrees 34 minutes 40 seconds east, a distance of 208.54
15 feet to a point on a circular curve to the left having a radius of 150.00 feet, a
16 central angle of 65 degrees 57 minutes 05 seconds and whose chord (163.29
17 feet) bears north 32 degrees 23 minutes 52 seconds west; thence on the arc of
18 said circular curve 172.66 feet; thence north 00 degrees 34 minutes 40 seconds
19 east, a distance of 192.00 feet; thence north 88 degrees 00 minutes 50 seconds
20 west, a distance of 245.00 feet; thence north 01 degrees 59 minutes 10 seconds
21 east, a distance of 356.12 feet; thence south 88 degrees 00 minutes 50 seconds
22 east, a distance of 542.14 feet; thence south 11 degrees 42 minutes 09 seconds
23 east, a distance of 638.00 feet; thence south 78 degrees 17 minutes 51 seconds
24 west, a distance of 299.48 feet; thence south 00 degrees 34 minutes 40 seconds
25 west, a distance of 53.14 feet; thence north 89 degrees 25 minutes 29 seconds
26 west, a distance of 10.00 feet; thence south 00 degrees 34 minutes 40 seconds
27 west, a distance of 145.99 feet to the point of beginning and containing a
28 calculated area of 339,467.83 square feet or 7.79 acres;

1 WHEREAS, the real property adjacent to the area included within the site plan for this
2 construction of office space will not be adversely affected; and

3 WHEREAS, said site plan together with the terms and conditions hereinafter set forth are
4 consistent with the intent and purpose of Title 27 of the Lincoln Municipal Code to promote the
5 public health, safety, and general welfare.

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

8 That the application of Southeast Technical Community College, hereinafter referred to
9 as "Permittee", to develop 125,000 square feet of office space be and the same is hereby
10 granted under the provisions of Section 27.27.080 of the Lincoln Municipal Code upon condition
11 that construction and operation of said office space be in substantial compliance with said
12 application, the site plan, and the following additional express terms, conditions, and
13 requirements:

- 14 1. This permit approves 125,000 square feet of office space.
- 15 2. The City Council must approve the associated requests for Annexation #08005
16 and Change of Zone #09008.
- 17 3. Before a final plat is approved, the Permittee shall
 - 18 a. Cause to be prepared and submitted to the Planning Department a
19 revised and reproducible final site plan including 5 copies showing the
20 required revisions listed below:
 - 21 i. Revise the site plan to include new legal description and boundary
22 which includes the driveway to O Street and 50 feet of frontage
23 onto O Street.
 - 24 ii. Add the Use Permit number to the title block.
 - 25 iii. Correct the spelling of " building" in General Notes #12.
 - 26 b. Provide documentation from the Register of Deeds that the letter of
27 acceptance as required by the approval of the use permit has been
28 recorded.

1 4. Prior to the issuance of a building permit:

2 a. The construction plans must substantially comply with the approved
3 plans.

4 b. An administrative amendment to show the grading plan must be
5 submitted and approved.
6

7 5. Before occupying the buildings all development and construction is to
8 substantially comply with the approved plans.

9 6. The physical location of all setbacks and yards, buildings, parking and circulation
10 elements, and similar matters must be in substantial compliance with the location of said items
11 as shown on the approved site plan.

12 7. The terms, conditions, and requirements of this resolution shall run with the land
13 and be binding upon the Permittee, its successors and assigns.

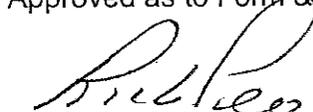
14 8. The Permittee shall sign and return the letter of acceptance to the City Clerk
15 within 60 days following the approval of the use permit, provided, however, said 60-day period
16 may be extended up to six months by administrative amendment. The City Clerk shall file a
17 copy of the resolution approving the use permit and the letter of acceptance against Outlot D,
18 Waterford Estates Addition, Lincoln, Lancaster County, Nebraska, with the Register of Deeds,
19 filling fees therefor to be paid in advance by the Permittee.

DATED this 8th day of April, 2009.

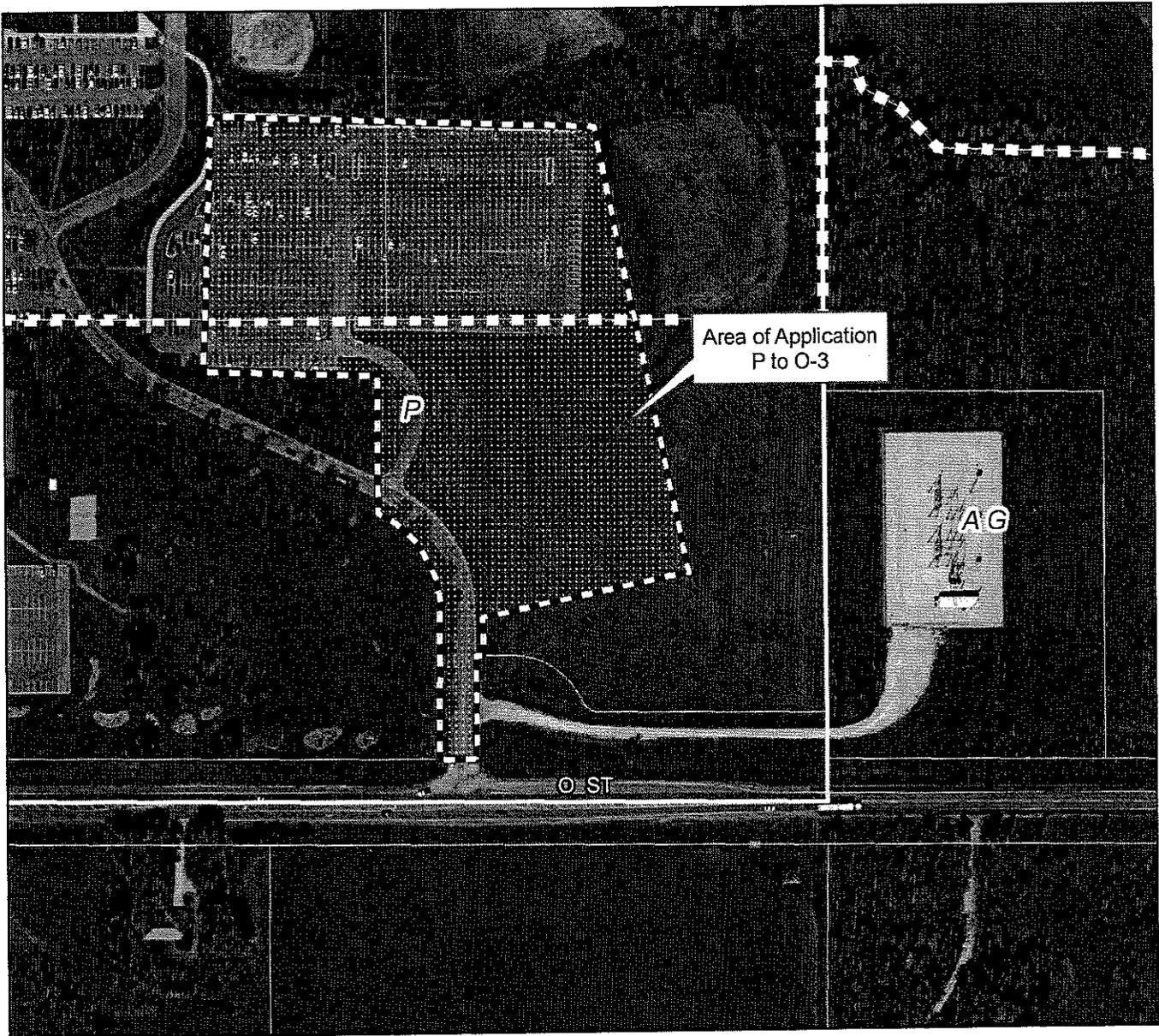
ATTEST:


Chair

Approved as to Form & Legality:



Chief Assistant City Attorney



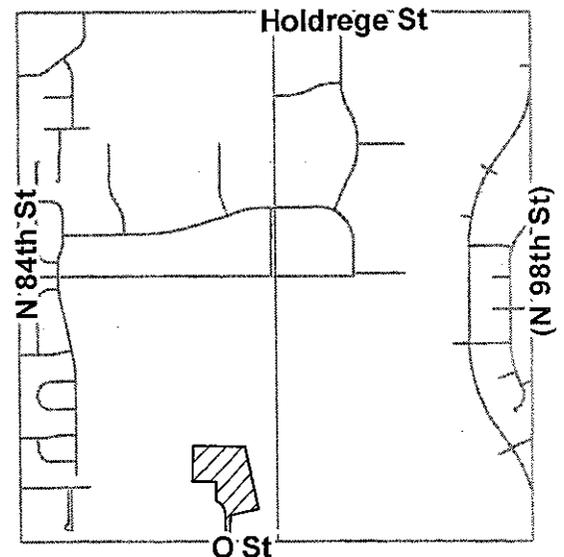
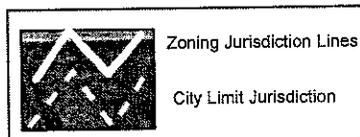
2007 aerial

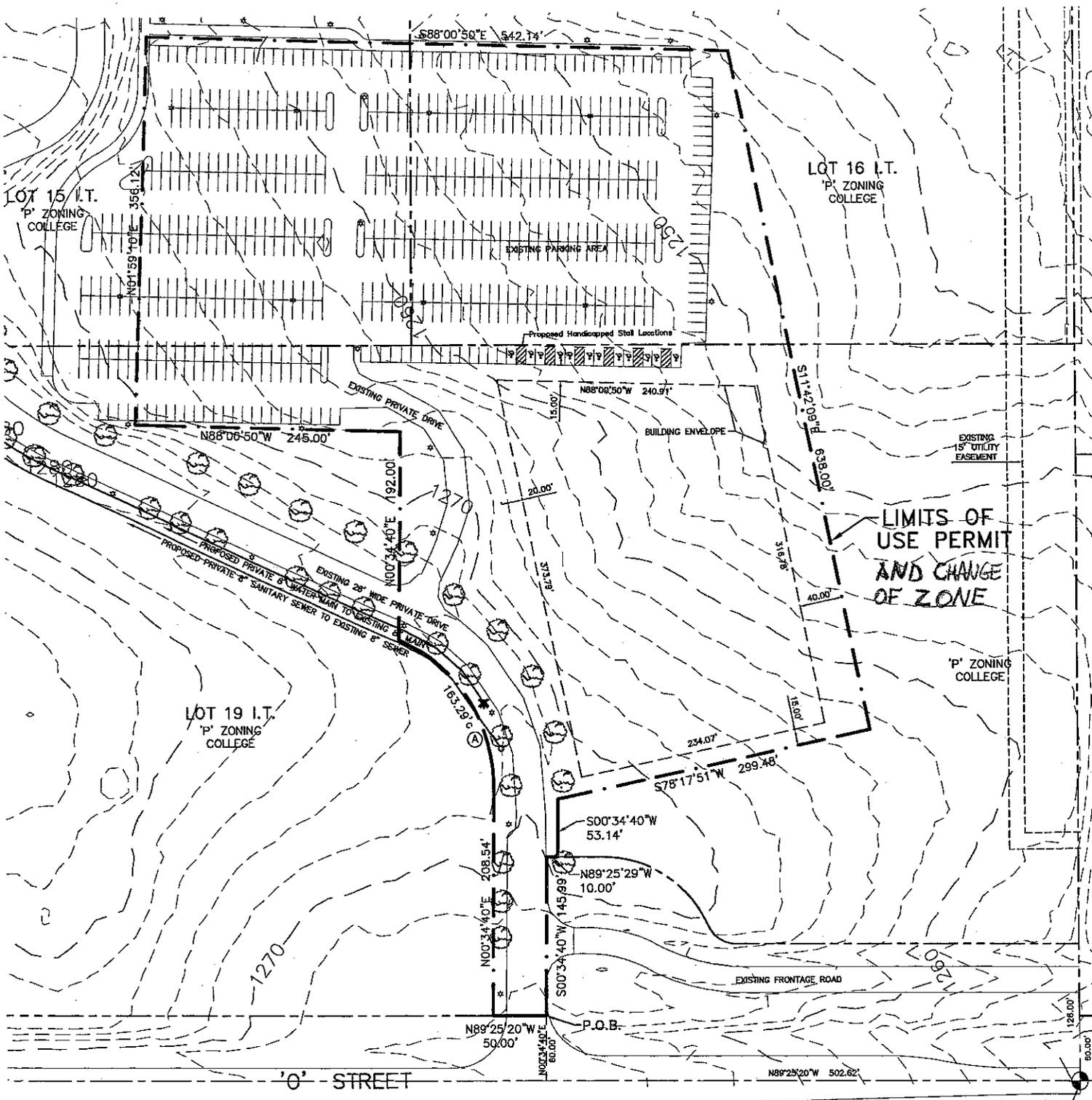
Change of Zone #09008 and Use Permit #09001 N 90th & O St

Zoning:

- R-1 to R-8 Residential District
- AG Agricultural District
- AGR Agricultural Residential District
- O-1 Office District
- O-2 Suburban Office District
- O-3 Office Park District
- R-T Residential Transition District
- B-1 Local Business District
- B-2 Planned Neighborhood Business District
- B-3 Commercial District
- B-4 Lincoln Center Business District
- B-5 Planned Regional Business District
- H-1 Interstate Commercial District
- H-2 Highway Business District
- H-3 Highway Commercial District
- H-4 General Commercial District
- I-1 Industrial District
- I-2 Industrial Park District
- I-3 Employment Center District
- P Public Use District

One Square Mile
Sec. 23 T10N R07E





LOT 16 I.T.
 'P' ZONING
 COLLEGE

LOT 15 I.T.
 'P' ZONING
 COLLEGE

LOT 19 I.T.
 'P' ZONING
 COLLEGE

LIMITS OF
 USE PERMIT
 AND CHANGE
 OF ZONE

'P' ZONING
 COLLEGE

'O' STREET

SW CORNER, SE 1/4
 SEC. 23, T10N, R7E

**PLANNING COMMISSION FINAL ACTION
NOTIFICATION**

TO : Mayor Chris Beutler
Lincoln City Council

FROM : Jean Preister, Planning 

DATE : April 9, 2009

RE : **Special Permit No. 08004A**
(Continuation and expansion of soil excavation - N. 40th Street & Waverly Rd.)
Resolution No. PC-01163

The Lincoln City-Lancaster County Planning Commission took the following action at their regular meeting on Wednesday, April 8, 2009:

Motion made by Taylor, seconded by Carroll, to approve **Special Permit No. 08004A**, with conditions, requested by James D. and Bonnie D. Peterson, for authority to continue and expand their mining/extraction of soil on Agricultural zoned property located southwest of the intersection of North 40th Street and Waverly Road.

Motion for conditional approval carried 7-1: Gaylor Baird, Taylor, Larson, Francis, Partington, Sunderman and Carroll voting 'yes'; Esseks voting 'no'; Cornelius 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.

The Letter of Acceptance on the special permit will be mailed to the permittee by the City Clerk at the end of the 14-day appeal period.

Attachment

cc: Building & Safety
Rick Peo, City Attorney
Public Works
James Peterson, 3601 Waverly Road, Davey, NE 68336
Mark and Leah Umberger, 3535 Waverly Road, Davey, NE 68336
Robin D. Wheatley <rtwheatley@windstream.net>
Todd A. Wheatley <atlbrvsfan76@yahoo.com>
Tom Keep, 8601 Davey Road, 68517
Karen Kurbis, 17500 N. 84th Street, 68517
Robert Pester, 4000 Waverly Road, Davey, NE 68336

RESOLUTION NO. PC- 01163

SPECIAL PERMIT NO. 08004A

1 WHEREAS, James D. and Bonnie D. Peterson have submitted an application
2 designated as Special Permit No. 08004A for authority to continue and expand their
3 mining/extraction of soil on Agricultural zoned property located southwest of the intersection of
4 N. 40th Street and Waverly Road, and legally described as:

5 Lot 8 in the Northeast Quarter of Section 18, Township 11 North,
6 Range 7 East of the 6th P.M., Lancaster County, Nebraska;

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

9 WHEREAS, the community as a whole, the surrounding neighborhood, and the
10 real property adjacent to the area included within the site plan for this mining/extraction of soil will
11 not be adversely affected by granting such a permit; and

12 WHEREAS, said site plan together with the terms and conditions hereinafter set
13 forth are consistent with the comprehensive plan of the City of Lincoln and with the intent and
14 purpose of Title 27 of the Lincoln Municipal Code to promote the public health, safety, and
15 general welfare.

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

18 That the application of James D. and Bonnie D. Peterson, hereinafter referred to
19 as "Permittee," to continue to operate and expand a mining/extraction of soil be and the same is

1 hereby granted under the provisions of Section 27.63.160 of the Lincoln Municipal Code upon
2 condition that the operation of said mining/extraction of soil be in strict compliance with said
3 application, the site plan, and the following additional express terms, conditions, and
4 requirements:

5 1. This permit approves a soil, sand and gravel excavation operation for a
6 period of three years from the date of approval of this special permit.

7 2. Before continuing the excavation operations the Permittee must:

8 a. Cause to be prepared and submitted to the Planning Department a
9 revised and reproducible site plan including five copies showing
10 the revisions listed below:

11 i. Revise the plan to show the access to the site and add a
12 note regarding equipment storage area.

13 ii. Add a note to the site plan indicating that topsoil shall be
14 stripped and kept on site for redistribution at the conclusion
15 of the extraction process. Compacted subsoil shall be
16 broken up prior to reapplying topsoil. Reapplied topsoil
17 shall meet or exceed the depth of that removed.

18 iii. Add a note indicate the entrance, equipment storage and
19 type of equipment to be used, as required in the special
20 permit.

21 iv. Add a note to the site plan that soils and topography shall
22 conform to the grading plan and seeded in the first growing
23 season after extraction ceases.

24 b. Receive review and permits, if required, for the Federal NPDES
25 and 404 Permits.

26 c. Receive required driveway permits for access onto Waverly Road
27 from the Lancaster County Engineer.

28 d. The construction entrance shall be closed when not in operation.

29 e. Operating hours shall be limited to daylight hours Monday through
30 Friday.

31 f. Post and maintain sign at the entrance to the site. The sign shall
32 be:

33 i. Clearly visible from the adjacent road.

1 Director of Building and Safety. The cost of such inspection shall be paid for by the Permittee.
2 Cost shall be based upon the Department of Building and Safety's hourly rate in effect on the
3 date of the application.

4 7. The construction plans shall generally comply with the approved plans.

5 8. The Permittee shall comply with all conditions of Section 27.63.160 except
6 as specifically amended by this permit.

7 9. All privately-owned improvements shall be permanently maintained by the
8 Permittee.

9 10. The terms, conditions, and requirements of this resolution shall run with
10 the land and be binding on the Permittee, their successors and assigns.

11 11. The physical location of all setbacks and yards, buildings, parking and
12 circulation elements, and similar matters must be in substantial compliance with the location of
13 said items as shown on the approved site plan.

14 12. The Permittee shall sign and return the letter of acceptance to the City
15 Clerk within 60 days following the approval of the special permit, provided, however, said 60-day
16 period may be extended up to six months by administrative amendment. The City Clerk shall file
17 a copy of the resolution approving the special permit and the letter of acceptance with the
18 Register of Deeds, filing fees therefor to be paid in advance by the Permittee.

19 The foregoing Resolution was approved by the Lincoln City-Lancaster County
20 Planning Commission on this 8th day of April, 2009.

ATTEST:


Chair

Approved as to Form & Legality:


Chief Assistant City Attorney



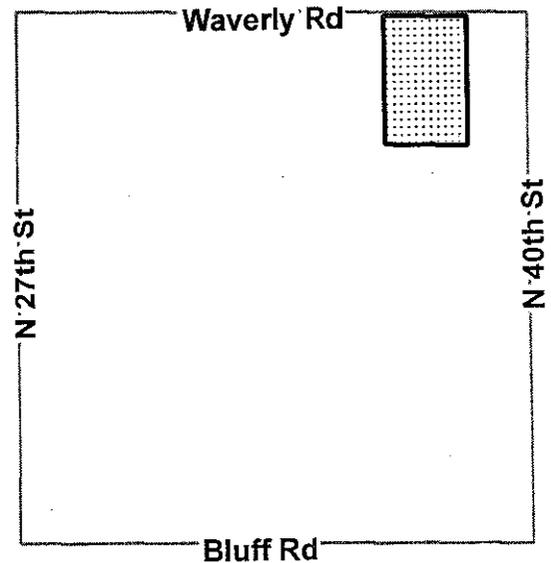
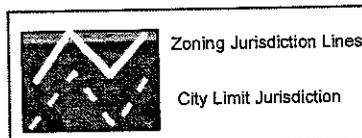
2007 aerial

**Special Permit #08004A
N 40th St & Waverly Rd**

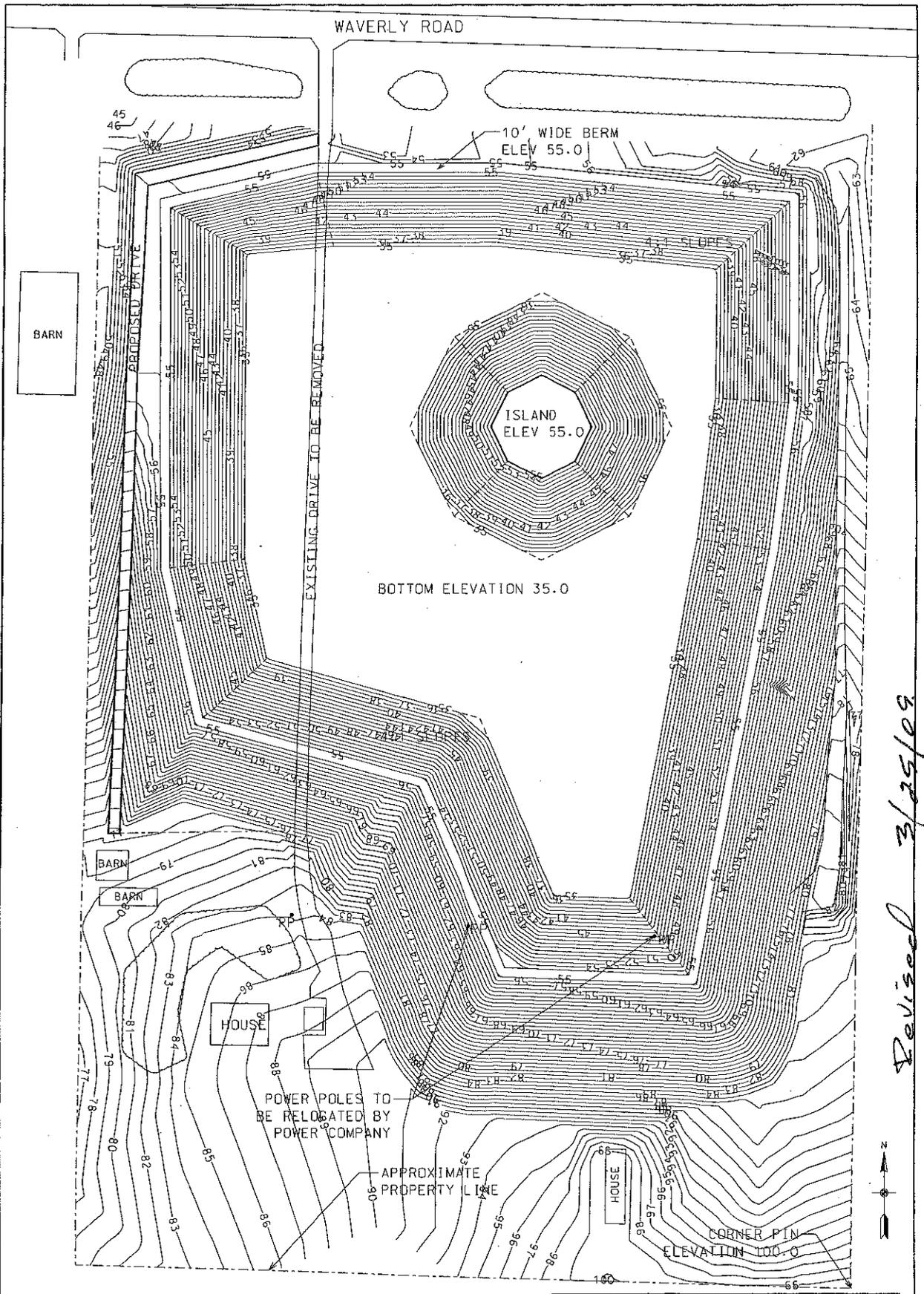
Zoning:

One Square Mile
Sec. 18 T11N R07E

- R-1 to R-8 Residential District
- AG Agricultural District
- AGR Agricultural Residential District
- O-1 Office District
- O-2 Suburban Office District
- O-3 Office Park District
- R-T Residential Transition District
- B-1 Local Business District
- B-2 Planned Neighborhood Business District
- B-3 Commercial District
- B-4 Lincoln Center Business District
- B-5 Planned Regional Business District
- H-1 Interstate Commercial District
- H-2 Highway Business District
- H-3 Highway Commercial District
- H-4 General Commercial District
- I-1 Industrial District
- I-2 Industrial Park District
- I-3 Employment Center District
- P Public Use District



**Special Permit #08004A
N 40th St & Waverly Rd**



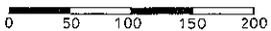
Revised 3/25/09

RECEIVED

MAR 25

Lincoln/Lancaster Co.
Planning Department

APPROXIMATE EXCAVATION TOTAL
377,800 CY



PROPOSED CONTOURS	
DATE PRINTED 3/23/09	JAMES PETERSON SOIL MINING SITE
NE 1/4, NE 1/4, SEC 18 T11N, R7E	SETTJE SURVEYING & ENGINEERING, INC. 4700 W. Rock Creek Rd. Raymond, NE 68428 (402) 783-2100

WAVERLY ROAD

BARN



Special Permit #08004A
N 40th St & Waverly Rd

RECEIVED

MAR 11 2009

Lincoln/Lancaster Co.
Planning Department



EXISTING CONTOURS	
DATE PRINTED 3/11/09	JAMES PETERSON SOIL MINING SITE
NE 1/4, NE 1/4, SEC 18 T11N, R7E	SETTJE SURVEYING & ENGINEERING, INC. 4700 W. Rock Creek Rd. Raymond, NE 68428 (402) 783-2100



<campjon@aol.com>
04/08/2009 12:09 PM

To <BY72838@aol.com>
cc <tgrammer@lincoln.ne.gov>, <tcasady@lincoln.ne.gov>
bcc
Subject Re: Graffiti

Robert:

Thank you for your message. As a building owner, I share your concerns about graffiti. Lincoln has been fortunate, but the trend is not good.

I will share your thoughts with my colleagues and Police Chief Tom Casady. I am open to solutions that are easily administered, if not "self-administered". Sometimes the "fear of God" is helpful, which would partially be the case if parents were held responsible.

Again, thank you.

Jon

-----Original Message-----

From: BY72838@aol.com
To: jcamp@lincoln.ne.gov
Sent: Wed, 8 Apr 2009 10:48 am
Subject: Graffiti
Dear Mr. Camp,

I have been tempted to write several times regarding the graffiti problem that seems to be growing locally every year. It is early in the season but the problem of graffiti sprayed on public and private building seems to surface regularly in the warmer months. I would like to share with you how Maricopa County in AZ drastically reduced the problem there. They passed an ordinance that held the parents of minors equally responsible for the offenders and also required the merchants to place ALL spray paint under lock and key and were not allowed to sell to minors, pretty much the same way cigarette sales are handled. The parents and the offenders were held responsible for removing and/or paying for removal of graffiti plus a possible fine. Believe me there was considerably less graffiti around Phoenix after about a year when the young offenders did not have easy access to the paint. It just would be nice not to see any graffiti but that is just wishful thinking.

A concerned citizen,
Robert Younger
5803 Wood Ridge Ct
Lincoln, NE 68506
402-488-4821

Worried about job security? Check out the 5 safest jobs in a recession.



Jennifer Wayne
<jenniferwaye@yahoo.com>
04/02/2009 07:45 PM

To "mayor@lincoln.ne.gov" <mayor@lincoln.ne.gov>
cc "council@lincoln.ne.gov" <council@lincoln.ne.gov>
bcc
Subject Save South Branch Library

Mayor Chris Butler & City Council,

I am writing this email regarding South Branch Library & the possibility of it's closing. I am a 28 year old female born & raised in Lincoln, NE. I spent the first 19 years of my life living on Stratford Avenue right up the road from South Branch. As a child I have fond memories of going to the library on a weekly basis to check out books & even go Saturday mornings to listen to "story time" when an library employee would read a brilliant book to a group of little kids waiting, excited to find out what happen in the end. I love to read & still read at least one book a week. The neighborhood around South Branch (Stratford, Rathbone, Bradfield, Sheridan) is a wonderful neighborhood to grow up in. I had a wonderful childhood & think it would be a giant loss for those children living there now to lose that library.

I hope you are receiving multiple emails like the one I have written today & that South Branch Library will be able to continue opening the minds of neighboring children with the gift of books and reading.

Sincerely,
Jennifer French



Ann Schlick
<yellolimo@yahoo.com>
04/03/2009 12:14 PM

To <council@lincoln.ne.gov>
cc
bcc
Subject State FFA Convention

City of Lincoln:

Recently a very large number (possibly 5000?) of FFA students and sponsors visited your city of Lincoln. During this time they spent a large sum of money for motel rooms, food, shopping, fuel, etc. We were appalled to find out while attending a FFA session at Pershing, 3 of our vans were towed away at a cost of \$100.00 per van to get them back this gave a total of \$300.00. The kids were left stranded without transportation until they could come up with the money to get the vans back. We were not the only school that this happened to. I have a very difficult time understanding how this could happen. Of course there are never enough parking spaces to cover for the large numbers of people who attend these special events.

We have a large family of 6 and 2 of our kids were attending this event. Our family frequents Lincoln with various other events that are offered: MIT tournament, State Tournaments, shopping, etc. You do the math and figure up how much our family alone deposits in Lincoln. I guess what I am asking does Lincoln not want the rest of the state to come into town and spend large amounts of money to help your economy out? Maybe more events like this should be hosted in central Nebraska if this is the way people are treated when they go to Lincoln.

Sincerely,

Mike & Ann Schlick

South Central Unified #5



Jennifer Sommars-Link
<jsomm@eslaw.com>
04/06/2009 12:12 PM

To <council@lincoln.ne.gov>
cc
bcc

Subject South Branch Library

The South Branch library most certainly should NOT be closed. I have been a single mother for many years, and since my marriage in 2007, my husband is serving in the military overseas. We are not a wealthy family, but have been able to purchase a home in the Near South Neighborhood and continue to strive to give our children the best we can with what we have. With only one parent currently in the home, working full-time but still striving to provide my kids with a proper education and ways to spend their time productively, we rely very heavily on the South Branch library. It is a location that my children can get to on their own when I'm at work. My son is able to volunteer at the library, which not only gives him a sense of responsibility but occupies some of his free-time with a good, wholesome activity. All of my children participate in the summer reading programs, and again, it keeps them reading and out of trouble with a worthwhile activity.

If the South Branch library were to close, my children would no longer have this opportunity. The downtown library location is just suitable for children to travel to without adult supervision and I simply good not, in good conscious, allow them to walk or to ride their bikes to such location. The Near South Neighborhood and Country Club areas are filled with young families. The homes are typically affordable and they are bringing in many homeowners who are looking to have a nice respectable home, in a decent neighborhood so that they can either start their families or raise their existing families with as many opportunities as they can afford. A library is practically a necessity for a neighborhood that has many children, and is filled with families who are in the middle class range. Our library is an important asset to our community and in order for our area of town to continue to thrive and to not revert into a downward spiral of poverty and crime, we need to continue to focus the individuals of such communities to strive to better themselves and to educate themselves - and what better way to provide such opportunities than through books and the programs and events that a public library can offer.

Please consider these thoughts and matters in your search to make the right decision for our neighborhoods and the South Branch library.

Thank you.

Jennifer L. Sommars-Link
Legal Assistant
ERICKSON | SEDERSTROM, P.C.
301 South 13th Street, Suite 400
Lincoln, NE 68508
Phone: 402-476-1000
Fax: 402-476-6167
E-mail: jsommars@eslaw.com



Leslie Tien
<lesliecellostudio@gmail.com>
>

04/06/2009 11:33 AM

To City Council <council@lincoln.ne.gov>

cc

bcc

Subject South Branch Library

Dear City Council Members:

4-6-09

I am writing to ask that South Branch library not be closed. I am aware that the bottom-line issue is funding, and that libraries cannot be operated without money. But there is a real need for the small neighborhood libraries. Many children walk to their neighborhood libraries, and will not be able to visit a library if the closest open location is several miles away. We do pay taxes for these kinds of services, and we see our property taxes rise every year, through valuation increases. If Lincoln cannot offer basic family services such as neighborhood libraries, despite increasing taxes, families will find other communities more attractive places to live.

My daughter has spent many hours reading and volunteering at South Branch library. She likes it because of its size, and because she actually finds what she wants checked in there, unlike the larger libraries with higher traffic rates. Our whole family likes South library because the people who work there are so friendly; they recognize us and make us feel welcome. We don't usually find it so at the larger branches. We do value South Branch library, and ask that the decision to close it be reconsidered, and that funding be found somewhere to keep it open at least on reduced hours.

Thank you,

Leslie Tien

--

Leslie Tien
lesliecellostudio@gmail.com
www.geocities.com/leslietienstudios

There is no feeling, except the extremes of fear and grief, that does not find relief in music.
-George Eliot



<tortuga724@windstream.net
>

04/06/2009 05:54 PM

To <council@lincoln.ne.gov>

cc

bcc

Subject Save The South Street Library!

I am writing to ask you to keep the South Street Library open. This is a very important fixture in our neighborhood. The next closest library may require a bus ride for some kids, which isn't always possible. This library is used regularly and is loved by everyone in the neighborhood. I remember going there as a kid and now enjoy taking my own daughter there. I hope someday she'll be able to do the same. Please consider making room in the budget to save this wonderful place! Thank you for your consideration.

Janee Gagner-Wilcox
2026 Ryons St.



Jeanette Fanmeyer
<jako@inebraska.com>
04/07/2009 06:20 AM

To <council@lincoln.ne.gov>
cc
bcc
Subject UNcle Sam Jam

Many Lincolmites with children have planned to attend the Uncle Sam Jam this year specifically because July 4th was on a Saturday. Now we are told that it will be on July 3 so that the University can have a one time event geared to an adult audience. Just move the Uncle Sam Jam to Holms Lake, Use LPD for traffic control and have UNL police do crowd control and traffic control for the event at the stadium.

The cancelation of the Uncle Sam Jam on July 4 at Oak Lake Park shows the city of Lincoln cannot host more than one event at a time. No wonder Grand Island and Hastings are taking the sporting events, the state fair and who knows how many other events, and the retail revenue they generate from Lincoln.

We will never know how many families will take their July 4 spending to the smaller town surrounding Lincoln because of the moving of the date of the Uncle Sam Jam.

Jeanette Fangmeyer



Wendy Birdsall
<birdsall@lcoc.com>
Sent by: Wendy Birdsall
<judi@lcoc.ccsend.com>

To <tgrammer@lincoln.ne.gov>

cc

bcc

Subject: NSAA Volleyball Decision Disappointing

04/06/2009 04:15 PM

Please respond to
<jyorges@lcoc.com>

Having trouble viewing this email? [Click here](#)

State Tournaments

NSAA Volleyball Decision Disappointing

In the last year alone, through our work with the Lincoln Convention and Visitors Bureau, we have secured national events such as the 2010 Special Olympics, Hot Rod Super Nationals, Sports Car Club of America, Solo Nationals and Senior Softball Championships. These events have brought millions to the community. Our Convention and Visitors Bureau has set records for room nights booked in four consecutive years.

Additionally, we continue to be competitive with state events which includes the announcement by Nebraska School Activities Association last week that we would be the host of State High School Basketball Tournaments from 2010-2012.

We have been competitive for highly sought after events and we will continue to be.

That doesn't take the sting away from NSAA's announcement that State High School Volleyball would be moving in 2010 to central Nebraska. We were very disappointed that the NSAA chose to break from the tradition of playing this event on the University of Nebraska campus and move to another community. However, we made the very best offer available for the event. In fact, from a purely financial standpoint, it was the largest offer Lincoln has ever made for the State Volleyball Tournament.

So why was the decision made?

In our opinion the decision was made based on several factors.

In some ways, we have been victims of our own success. Because NSAA events in Lincoln have been viewed as successes for the student athletes, fans and the community, other Nebraska cities have decided to take the opportunity to bid. NSAA, like many other entities, encourages the bidding process as a way to generate revenue. Lincoln has been the leader in providing financial considerations and services from many of our dedicated staff and volunteers that have made the process very beneficial to the NSAA.

In light of this, communities have not only increased the bids in recent years, but have also expressed to the NSAA Board of Control the fairness aspect of moving some of the state events around other parts of the state in order to share in the financial impact. We have been aware of these sentiments and have continued to be more creative and provide as much financial benefit to NSAA as possible. However, the political winds will occasionally put out the light of tradition.

Finally, there was a quote from a member of the board in the newspaper that alluded to the fact that Lincoln's lack of a modern venue was another reason for the decision. I would first like to say how much we appreciate the University of Nebraska and Lincoln Public Schools for their willingness to work with us on venues. We feel like the venues we offered are the best in the state, primarily because of the attraction of playing on the campus of UNL. However, it is true that other communities are able to use public, city-controlled facilities as a way to entice events. City-controlled facilities provide greater opportunity to offer "no cost" alternatives without a cash transaction. To offer the same in Lincoln requires significant financial contribution.

In closing, I want to assure the membership that we evaluated and reevaluated our proposals numerous times in order to put the best possible plan for NSAA to maintain the State Volleyball Tournament in the same venues the national power Lady Huskers play regularly. We are disappointed, but also appreciate the three-year commitment from NSAA for basketball and the other state events including football and baseball. Our goal is to make the experience one the student-athletes, families and friends remember the rest of their lives. It is a special time for these students and we're glad to play a part.

Sincerely,
Wendy Birdsall
Wendy Birdall
President
Lincoln Chamber of Commerce
1135 M Street, Suite 300 | Lincoln, NE 68508 | 402-436-2350 | www.LCOC.com

[Forward email](#)

[Safe Unsubscribe](#)

This email was sent to tgrammer@lincoln.ne.gov by birdsall@lcoc.com.

[Update Profile/Email Address](#) | Instant removal with [SafeUnsubscribe™](#) | [Privacy Policy](#).

The Lincoln Chamber of Commerce | 1135 M Street, Suite 200 | Lincoln | NE | 68508

[IMAGE]

[Email Marketing](#) by

[IMAGE]



Terry Kreifels
<tkreifels@windstream.net>

04/07/2009 11:44 AM

To <council@lincoln.ne.gov>

cc

bcc

Subject plumbing permit fee increase

Dear council members,

I urge you to give your support to the proposed plumbing permit fee increase. As a local business owner I do not want to see my costs increase in the current business climate. But I also realize that I will suffer more in the long run if my current and future services from my inspection department are not properly funded. I can not profitably run my business if I do not have timely inspections on my work and this requires enough inspectors to adequately cover the area of Lincoln and Lancaster county.

Please consider approving this fee increase or budget monies from other sources to allow the plumbing inspection department to be properly funded.

Thank you for your time and commitment to this community.

Terry Kreifels
President
Action Plumbing and Heating Inc.



"Brittenham, Julie"
<JBrif@allstate.com>
04/07/2009 12:52 PM

To <council@lincoln.ne.gov>
cc
bcc
Subject Save South Branch Library

Dear City Council,

I am a resident of the Lincoln Country Club Neighborhood. We carefully selected our home's location because we wanted our children to be able to walk to their school, parks, swimming pool, grocery store and library. Our kids can visit their library when they want to instead of when mom has time to drive them there. Our kids spend too much time in the car these days instead of being outdoors with their friends, building relationships and exploring their surroundings.

It's the mix of people, incomes and services that make our neighborhood so valuable. The library is an integral part of childhood. South Branch is one of the last small, neighborhood libraries. It doesn't cost much to operate but it's truly valuable to us.

Thank you,

Julie Brittenham
2630 Winthrop Road
Lincoln, NE 68502



LINCOLN ASSOCIATION OF PLUMBING-HEATING-COOLING CONTRACTORS

P.O. Box 30712

Lincoln, Nebraska 68503

April 2, 2009

City of Lincoln
Mayor Chris Beutler & Lincoln City Council
555 South 10th Street
Lincoln, Nebraska 68508

RECEIVED
APR 06 2009
CITY COUNCIL
OFFICE

Dear Sirs:

The Plumbing Task Force met with Ron Peery and Bob Siemsen to discuss the pending short fall of funds obtained from plumbing permit fees that provide the income to operate Codes Administration for inspections and management.

The proposed increased fee schedule will provide additional funds to maintain the past level of service to Lincoln plumbing contractors. It is important that plumbing plan review and inspections be available in a timely manner to prevent delays in a building's construction.

The increase in fees are minor and reasonable to prevent any delays during a house's construction, let alone delays for a large commercial building. The current plumbing permit fees have been in force since January 2004, and due to inflation and waning economy, an increase of permit fees is warranted.

At the March 2009 meeting of the Lincoln Association of Plumbing, Heating and Cooling Contractors (master plumbers), these increased fees were voted on and overwhelmingly approved and supported.

We of the PHCC master plumbers would appreciate your support in implementing this increase in permit fees.

Yours truly,

David E. Reiber, President
Lincoln Plumbing, Heating &
Cooling Contractors Association

cc: Lincoln City Council
Department of Building and Safety
Attention: Fred Hoke, Ron Peery & Bob Siemsen



Apt. 501
1130 H Street
Lincoln, NE. 68508
April 3, 2009

Dear City Council:

What in the heck are you people doing? There is money enough for replacing Pershing Center and God knows the Antelope Valley Project has absorbed a huge chunk of taxpayer dollars. But when it comes to keeping the South Street Branch library open fiscal support and enthusiasm evaporate.

The South Street Branch is centrally located near mid-town Lincoln, easily accessible by walking or bus line. Area or consolidated libraries are generally located on or near the edges of town. Getting to them is much more difficult.

Both Antelope Valley and the Pershing Center replacement projects are still in the blueprint stage with budgets that will likely balloon. The South Street Branch is an existing entity with budget needs that are clearly defined. A branch in the hand trumps projects still under development.

I believe the South Street Branch with its children's' reading program and wealth of information contributes more to Lincoln's future than a rock concert or a lavish flood control project. Please keep the South Street Branch open.

As Ever,

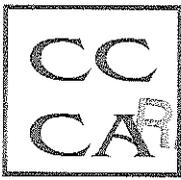


Wade Misko

RECEIVED

APR 06 2009

CITY COUNCIL
OFFICE



Cotner Center Condominium Association

of Co-Owners, Inc.

1540 North Cotner Boulevard
Lincoln, Nebraska 68505
(402) 466-2509

APR 03 2009

CITY COUNCIL
OFFICE

**Resolution of Cotner Center Condominium
Association of Co-Owners, Inc.**

President:
Betty Eacker

Whereas the Bethany Library is proposed to be closed due to reduction in the 2009, City of Lincoln, Library Budget; and

Whereas the Bethany Library is located one block north of Cotner Center Condominiums; and

Vice President:
June Ballance

Whereas Cotner Center Condominiums has been in existence for twenty-eight years; and

Whereas Cotner Center Condominiums, made up of one hundred and one condominiums and is home to one hundred and twenty-five citizens ranging in ages fifty-five to ninety-six; and

Secretary:
Ken Linafelter

Whereas the residents of Cotner Center Condominiums use the services of the Bethany Library on a regular basis and receive great benefits from the library due to its location;

Therefore be it resolved that the Board of Administrators, acting upon the wishes and behalf of all residents of Cotner Center Condominiums, do hereby request that diligence in the budget planning process of Lincoln allow for allotment of monies to keep the Bethany Library open now and into the foreseeable future.

Treasurer:
Dean DeLong

Witness by our signatures and the Corporate Seal of Cotner Center Condominiums on this Thursday of March the 26th in the year 2009.

Betty Eacker
Betty Eacker

June Ballance
June Ballance

Board Members:
Alvin Brhel
Melvin Hesser
Mary Tally

Kenneth Linafelter
Kenneth Linafelter

Dean DeLong
Dean DeLong

Alvin Brhel
Alvin Brhel

Melvin Hesser
Melvin Hesser

Mary Tally
Mary Tally

Administrator:
Roger L. Hill





WebForm
<none@lincoln.ne.gov>
04/07/2009 09:27 PM

To General Council <council@lincoln.ne.gov>
cc
bcc
Subject InterLinc: Council Feedback

InterLinc: City Council Feedback for
General Council

Name: Janelle Hotovy
Address: 4446 Grandview Blvd
City: Lincoln, NE 68521

Phone: 4352309
Fax:
Email: jhotovy@neb.rr.com

Comment or Question:

Dear Council

How sad that our Mayor has chosen not to celebrate the 4th of July on the 4th. We have always enjoyed that day. Not everyone has the 3rd off. So what if Larry wants Memorial stadium..the family fun part is at Oak Lake. Traffic is traffic.. no matter what. We're a small city, we can have two things go on at the same time.



WebForm
<none@lincoln.ne.gov>
04/08/2009 07:44 AM

To General Council <council@lincoln.ne.gov>
cc
bcc
Subject InterLinc: Council Feedback

InterLinc: City Council Feedback for
General Council

Name: Kelsi Gunderson
Address: PO Box 93
City: Roca, NE

Phone:
Fax:
Email: kj52606@yahoo.com

Comment or Question:

I am appauled that the city of Lincoln would change having our day long 4th of July celebration because a non family friendly comedian wants to have a show in Memorial Stadium. Many hard working Lincoln and neighboring community families look forward to this day.

I believe our citizens should have their celebration on the 4th of July. It is a day where quite a few don't have to report to work. UNL has taken over our state fair, must it take over the 4th of July too? Can the city of Lincoln make any decision with out UNL involved?

**ADDENDUM
TO
DIRECTORS' AGENDA
MONDAY, APRIL 13, 2009**

I. CITY CLERK - None

**II. CORRESPONDENCE FROM THE MAYOR & DIRECTORS TO COUNCIL -
MAYOR -**

1. NEWS ADVISORY - RE: Mayor Beutler, Fire Chief Ford and representatives of the Lincoln Firefighters Union News Conference on 04/13/09 at 10:00 a.m. will sign a drug testing agreement (Forward to Council on 04/10/09).
2. NEWS ADVISORY - RE: Mayor Beutler's Public Schedule Week of April 11 through April 17, 2009 - Schedule subject to change (Forward to Council on 04/10/09).
3. NEWS RELEASE - RE: Lincoln Is One Of A Kind Tree City USA - City is only one in nation to hold all Tree City USA designations.

DIRECTORS - None

**III. COUNCIL RFI'S & CITIZENS CORRESPONDENCE TO INDIVIDUAL
COUNCIL MEMBERS - None**

IV. CORRESPONDENCE FROM CITIZENS TO COUNCIL -

1. E-Mail from Dorothy Cychosz, Claims Representative - RE: Claim by Robert Welch due to an accident that occurred on May 12, 2007.



NEWS ADVISORY

MAYOR CHRIS BEUTLER

lincoln.ne.gov

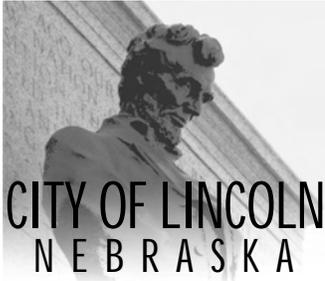
OFFICE OF THE MAYOR

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

DATE: April 10, 2009

FOR MORE INFORMATION: Dave Norris, Citizen Information Center, 441-7547

Mayor Chris Beutler, Fire Chief Niles Ford and representatives of the Lincoln Firefighters Union will sign a drug testing agreement at a news conference at **10 a.m. Monday, April 13** in the **Mayor's Conference Room, 555 S. 10th St.**



NEWS ADVISORY

MAYOR CHRIS BEUTLER

lincoln.ne.gov

DATE: April 10, 2009

FOR MORE INFORMATION: Diane Gonzolas, Citizen Information Center, 441-7831

Mayor Beutler's Public Schedule Week of April 11 through April 17, 2009 *Schedule subject to change*

Monday, April 13

- News conference on drug testing agreement - 10 a.m., Mayor's Conference Room, County-City Building, 555 S. 10th St.
- Mayor's Award of Excellence - 1:30 p.m., City Council Chambers, County-City Building
- Mayor's Neighborhood Roundtable Meeting - 5:30 p.m., Mayor's Conference Room

Tuesday, April 14

- Nebraska Community Forestry Conference and Tree City USA Ceremony, remarks - 9 a.m., Holiday Inn Downtown, 141 N. 9th St.
- Mayor's Multicultural Advisory Committee - 4 p.m., Mayor's Conference Room

Wednesday, April 15

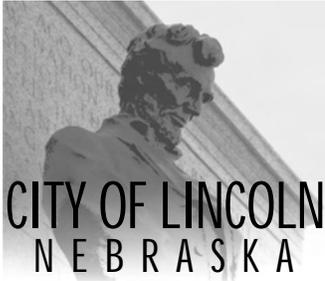
- Parkinson's Disease Awareness Month proclamation signing - 4:15 p.m., Mayor's Conference Room
- Volunteer Week proclamation signing - 4:45 p.m., Mayor's Conference Room

Thursday, April 16

- KFOR Morning Show - 7:45 a.m.
- News conference - topic to be announced - 10 a.m., City Council Chambers
- U.S. Rep. Jeff Fortenberry's Local Economic Roundtable - 11 a.m., Cornhusker Marriott Convention Center, 313 S. 13th St.

Friday, April 17

- Three Eagles Communications' Supermarket Sweep for Friendship Home - 8:30 a.m., Sam's Club, 4900 N. 27th St.
- Lincoln-Lancaster County Board of Health annual meeting and awards luncheon, remarks - 11:30 a.m., Lincoln Station Great Hall, 201 N. 7th St.
- Address by U.S. Senator Ben Nelson as part of University of Nebraska Public Policy Center's ten-year anniversary - 3 p.m. UNL Student Union auditorium, 1400 "R" St.



NEWS RELEASE

MAYOR CHRIS BEUTLER

lincoln.ne.gov

OFFICE OF THE MAYOR

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

FOR IMMEDIATE RELEASE: April 10, 2009

FOR MORE INFORMATION: Diane Gonzolas, Citizen Information Center, 441-7831
Steve Schwab, City Arborist, 441-7035

LINCOLN IS ONE OF A KIND TREE CITY USA

City is only one in nation to hold all Tree City USA designations

Mayor Chris Beutler today announced that Lincoln has been named a “Tree City USA” by the National Arbor Day Foundation for the 32nd consecutive year. Governor Dave Heineman will present the award at the Nebraska Community Forestry Conference and Tree City USA Ceremony at 2:15 p.m. April 14 at the Holiday Inn Downtown in Lincoln. Mayor Beutler will welcome conference participants at 9 a.m. that day.

According to Randy Gordon, Arbor Day Foundation Tree City USA program coordinator, Lincoln is the only community in the nation to hold all 2008 Tree City USA program category designations at the same time.

- For the 18th consecutive year, Lincoln has claimed the “Tree City USA Growth Award” for demonstrating progress in its community forestry program.
- Lincoln has been recognized as a Sterling Tree City USA since 2000.
- Lincoln has been recognized as a Tree City USA/Tree Line USA utility (Lincoln Electric System) since 2005.
- In 2008, the University of Nebraska-Lincoln campus was designated a Tree Campus USA by the Foundation for meeting required standards that demonstrate a commitment to managing their campus trees.

“All Lincoln residents can take pride in these designations, which also provide intangible, but very valuable benefits,” Gordon said. “Being a Tree City USA improves public image and community pride and generates publicity, national recognition and funding.”

“All Nebraskans are proud of being the home of Arbor Day, and Lincoln continues to do a great job in living up to our State's nickname as the 'Tree Planters' State,” Mayor Beutler said. “We understand that the trees in our community are an important part of our infrastructure and must be properly maintained.”

-more-

Tree City USA Recognition

April 10, 2009

Page Two

John Rosenow, Chief Executive of the Arbor Day Foundation, praised Lincoln's commitment and the effort to maintain the standard. "Lincoln should continue to strive for excellence in its community forestry program to further sustain its urban forest," Rosenow said. "Greater public awareness and increased citizen involvement will be an important factor in keeping Lincoln an exemplary Tree City USA."

The Tree City USA program is sponsored by the Arbor Day Foundation in cooperation with the USDA Forest Service and the National Association of State Foresters. It provides direction, technical assistance, public attention and national recognition for urban and community forestry programs. Nationally, there are 3,306 Tree City USA communities, 534 Tree City USA Growth Award communities, 186 Sterling Tree City USA communities, 138 Tree Line USA Utilities and 106 communities that are both a Tree City USA and Tree Line USA utility. More information is available at www.arborday.org.



Cychosz Dorothy
<Dorothy.Cychosz@sentry.com>

04/10/2009 12:31 PM

To <council@lincoln.ne.gov>

cc

bcc

Subject Robert Welch 50A126372 Loss of 5/12/2007

History:

 This message has been forwarded.

Sentry Ins sent Scott Opfer a letter on June 7, 2007 advising of a claim made against Sentry by their insured Robert Welch due to an accident that occurred on May 12, 2007. Mr Opfer acknowledged the claim and stated he forwarded the letter to the city attorney. We believe the City of Nebraska was put on notice of the claim in a timely manner and would like to be reimbursed for damages and medical payments. Sentry has paid \$4810.95 under the Collision coverage, Mr Welch has paid his \$250.00 deductible and Sentry has paid \$5000.00 under the Medical Payment coverage for Debra Welch. Total payments of \$10,060.95.

We ask that the City of Nebraska consider the claim for payment.

Thank you.

Dorothy Cychosz
Claims Representative
800-638-8763 x1699213

This e-mail is confidential. If you are not the intended recipient, you must not disclose or use the information contained in it. If you have received this e-mail in error, please tell us immediately by return e-mail to Email.Control@sentry.com and delete the document.

E-mails containing unprofessional, discourteous or offensive remarks violate Sentry policy. You may report employee violations by forwarding the message to Email.Control@sentry.com.

No recipient may use the information in this e-mail in violation of any civil or criminal statute. Sentry disclaims all liability for any unauthorized uses of this e-mail or its contents.

This e-mail constitutes neither an offer nor an acceptance of any offer. No contract may be entered into by a Sentry employee without express approval from an authorized Sentry manager.

Warning: Computer viruses can be transmitted via e-mail. Sentry accepts no liability or responsibility for any damage caused by any virus transmitted with this e-mail.