I. DIRECTORS CORRESPONDENCE

FINANCE DEPARTMENT
1. January, 2018 Sales Tax Reports

PUBLIC WORKS & UTILITIES

PLANNING DEPARTMENT
1. Weekly Administrative Approvals from January 16, 2018 through January 22, 2018

II. CONSTITUENT CORRESPONDENCE

1. Proposed Change of Zone TX17001 - Jen Davidson
2. Dominion at Stevens Creek - Michael and Deanne Wohlers
   Staff response provided by Stephen Henrichsen, Development Review Manager, Planning Department
3. Proposed Change of Zone TX17001 - Doris and Mike Pleskac
4. Proposed sales tax increase, opposition - Gary Powell
5. Proposed sales tax increase, opposition - Elizabeth Sorenson
   Staff response provided by Miki Esposito, Director, Public Works & Utilities
   Staff response provided by Councilman Camp and Chief Despain, Lincoln Fire & Rescue
6. Proposed Change of Zone TX17001 - Lori Ashmore
7. Proposed Change of Zone TX17001 - Alison and Simeon York
8. City Centre Project - Terry Uland, President Downtown Lincoln Association
9. Proposed Change of Zone TX17001 - Keith Dubas
10. Proposed sales tax increase, opposition - Clarence Colfack
11. Proposed change of Zone TX17001 - Nancy Falter
12. Proposed change of Zone TX17001 - Jerry Cornett, President, Sunday Farmer’s Market at College View
13. City Centre Project, request for combined readings and action to be taken 1.29.18 - Thomas Huston
   Response provided by Councilman Eskridge
14. Request to reconsider snow removal/plow procedures - Lorraine Walsh
15. Proposed change of Zone TX17001 - Troy Kash-Brown
16. Proposed zoning change - Don Hamill, President and Owner Lincoln Lumber
17. Proposed change of Zone TX17001 - Lori Allison
18. Proposed change of Zone TX17001, opposition - Keith Roland
19. Proposed change of Zone TX17001 - Stephanie Bondi
20. Proposed change of Zone TX17001 - Paul Johnson, President, East Campus Community Organization
21. Proposed change of Zone TX17001 - Charley Friedman
22. Traffic Light at 24th & Pine Lake Road - Jerry Lutz
   Response provided by Councilwoman Raybould
23. Proposed change of Zone TX17001 - Patte Newman
24. Proposed change of Zone TX17001 - Barbara DiBernard
25. Proposed change of Zone TX17001 - Skylar Falter
26. Proposed change of Zone TX17001 - Jeremie Memming, President, Indian Village Neighborhood Association

III. MEETINGS/INVITATIONS
See invitation list.

IV. ADJOURNMENT
Net Sales Tax

- FY 17-18 Budget
- FY16-17 Actual
- FY17-18 Actual
## Actual Compared to Projected Sales Tax Collections

<table>
<thead>
<tr>
<th>Month</th>
<th>Projected 2017-18</th>
<th>Actual 2017-18</th>
<th>Variance From Projected</th>
<th>$ Change</th>
<th>% Change</th>
</tr>
</thead>
<tbody>
<tr>
<td>SEPTEMBER</td>
<td>$6,241,848</td>
<td>$6,288,498</td>
<td>$46,650</td>
<td>$239,946</td>
<td>3.97%</td>
</tr>
<tr>
<td>OCTOBER</td>
<td>$6,515,645</td>
<td>$6,780,531</td>
<td>$264,886</td>
<td>$213,486</td>
<td>3.25%</td>
</tr>
<tr>
<td>NOVEMBER</td>
<td>$6,482,909</td>
<td>$6,536,831</td>
<td>$53,922</td>
<td>$146,570</td>
<td>2.29%</td>
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<tr>
<td>DECEMBER</td>
<td>$6,202,974</td>
<td>$6,324,661</td>
<td>$121,687</td>
<td>$275,454</td>
<td>4.55%</td>
</tr>
<tr>
<td>JANUARY</td>
<td>$6,197,601</td>
<td>$6,052,437</td>
<td>($145,164)</td>
<td>$61,424</td>
<td>1.03%</td>
</tr>
<tr>
<td>FEBRUARY</td>
<td>$7,579,660</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>MARCH</td>
<td>$5,939,416</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>APRIL</td>
<td>$5,770,028</td>
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</tr>
<tr>
<td>MAY</td>
<td>$6,890,278</td>
<td></td>
<td></td>
<td></td>
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</tr>
<tr>
<td>JUNE</td>
<td>$6,451,042</td>
<td></td>
<td></td>
<td></td>
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</tr>
<tr>
<td>JULY</td>
<td>$6,419,310</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>AUGUST</td>
<td>$6,836,893</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>$77,527,604</strong></td>
<td><strong>$31,982,958</strong></td>
<td><strong>$341,981</strong></td>
<td><strong>$936,880</strong></td>
<td><strong>3.02%</strong></td>
</tr>
</tbody>
</table>

Actual collections for the fiscal year to date are 1.1% over projections for the year.
## CITY OF LINCOLN

### GROSS SALES TAX COLLECTIONS (WITH REFUNDS ADDED BACK IN)

#### 2013-2014 THROUGH 2017-2018

<table>
<thead>
<tr>
<th></th>
<th>ACTUAL 2013-14</th>
<th>ACTUAL 2014-15</th>
<th>ACTUAL 2015-16</th>
<th>% CHG. FR. PRIOR</th>
<th>ACTUAL 2016-17</th>
<th>% CHG. FR. PRIOR</th>
<th>ACTUAL 2017-18</th>
<th>% CHG. FR. PRIOR</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>SEPTEMBER</strong></td>
<td>$5,431,071</td>
<td>$5,741,404</td>
<td>$6,041,963</td>
<td>5.23%</td>
<td>$6,265,764</td>
<td>3.70%</td>
<td>$6,386,734</td>
<td>1.93%</td>
</tr>
<tr>
<td><strong>OCTOBER</strong></td>
<td>$5,740,406</td>
<td>$5,848,947</td>
<td>$6,089,519</td>
<td>4.11%</td>
<td>$6,598,756</td>
<td>8.36%</td>
<td>$6,811,452</td>
<td>3.22%</td>
</tr>
<tr>
<td><strong>NOVEMBER</strong></td>
<td>$5,729,609</td>
<td>$5,873,441</td>
<td>$6,266,119</td>
<td>6.69%</td>
<td>$6,471,721</td>
<td>3.28%</td>
<td>$6,537,754</td>
<td>1.02%</td>
</tr>
<tr>
<td><strong>DECEMBER</strong></td>
<td>$5,401,140</td>
<td>$5,737,783</td>
<td>$5,876,792</td>
<td>2.42%</td>
<td>$6,128,386</td>
<td>4.28%</td>
<td>$6,371,026</td>
<td>3.96%</td>
</tr>
<tr>
<td><strong>JANUARY</strong></td>
<td>$5,562,529</td>
<td>$5,525,231</td>
<td>$5,651,337</td>
<td>2.28%</td>
<td>$6,285,444</td>
<td>11.22%</td>
<td>$6,432,363</td>
<td>2.34%</td>
</tr>
<tr>
<td><strong>FEBRUARY</strong></td>
<td>$6,570,418</td>
<td>$6,802,647</td>
<td>$7,137,154</td>
<td>4.92%</td>
<td>$7,293,928</td>
<td>2.20%</td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>MARCH</strong></td>
<td>$5,304,048</td>
<td>$5,396,268</td>
<td>$5,392,157</td>
<td>-0.08%</td>
<td>$5,521,761</td>
<td>2.40%</td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>APRIL</strong></td>
<td>$5,214,537</td>
<td>$5,188,877</td>
<td>$5,426,539</td>
<td>4.58%</td>
<td>$5,639,028</td>
<td>3.92%</td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>MAY</strong></td>
<td>$5,642,139</td>
<td>$6,348,190</td>
<td>$6,494,521</td>
<td>2.31%</td>
<td>$6,708,815</td>
<td>3.30%</td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>JUNE</strong></td>
<td>$5,635,827</td>
<td>$5,728,421</td>
<td>$6,030,654</td>
<td>5.28%</td>
<td>$6,255,952</td>
<td>3.74%</td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>JULY</strong></td>
<td>$5,654,660</td>
<td>$5,841,882</td>
<td>$6,000,464</td>
<td>2.71%</td>
<td>$6,440,709</td>
<td>7.34%</td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>AUGUST</strong></td>
<td>$5,921,577</td>
<td>$6,196,574</td>
<td>$6,657,168</td>
<td>7.43%</td>
<td>$6,736,493</td>
<td>1.19%</td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td>$67,807,961</td>
<td>$70,229,665</td>
<td>$73,064,387</td>
<td>4.04%</td>
<td>$76,346,757</td>
<td>4.49%</td>
<td>$32,539,329</td>
<td>2.49%</td>
</tr>
</tbody>
</table>
### CITY OF LINCOLN
### SALES TAX REFUNDS
### 2013-2014 THROUGH 2017-2018

<table>
<thead>
<tr>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>SEPTEMBER</strong></td>
<td>($80,176)</td>
<td>($44,232)</td>
<td>($105,779)</td>
<td>139.15%</td>
<td>($217,212)</td>
<td>($98,235)</td>
<td>-54.77%</td>
</tr>
<tr>
<td><strong>OCTOBER</strong></td>
<td>($96,046)</td>
<td>($191,059)</td>
<td>($94,343)</td>
<td>-50.62%</td>
<td>($31,712)</td>
<td>($30,920)</td>
<td>-2.50%</td>
</tr>
<tr>
<td><strong>NOVEMBER</strong></td>
<td>($15,001)</td>
<td>($151,968)</td>
<td>($83,553)</td>
<td>-45.02%</td>
<td>($81,460)</td>
<td>($923)</td>
<td>-98.87%</td>
</tr>
<tr>
<td><strong>DECEMBER</strong></td>
<td>($18,536)</td>
<td>($23,916)</td>
<td>($43,624)</td>
<td>82.41%</td>
<td>($79,179)</td>
<td>($46,365)</td>
<td>-41.44%</td>
</tr>
<tr>
<td><strong>JANUARY</strong></td>
<td>($603,295)</td>
<td>($277,201)</td>
<td>($98,310)</td>
<td>-64.53%</td>
<td>($294,431)</td>
<td>($379,926)</td>
<td>29.04%</td>
</tr>
<tr>
<td><strong>FEBRUARY</strong></td>
<td>($58,173)</td>
<td>($381,405)</td>
<td>($276,479)</td>
<td>-27.51%</td>
<td>($90,752)</td>
<td>($719)</td>
<td>-99.21%</td>
</tr>
<tr>
<td><strong>MARCH</strong></td>
<td>($169,963)</td>
<td>($69,314)</td>
<td>($39,620)</td>
<td>-42.84%</td>
<td>($92,105)</td>
<td>132.47%</td>
<td></td>
</tr>
<tr>
<td><strong>APRIL</strong></td>
<td>($81,416)</td>
<td>($79,747)</td>
<td>($75,796)</td>
<td>-4.95%</td>
<td>($29,707)</td>
<td>-60.81%</td>
<td></td>
</tr>
<tr>
<td><strong>MAY</strong></td>
<td>($43,775)</td>
<td>($72,554)</td>
<td>($105,297)</td>
<td>45.13%</td>
<td>($67,726)</td>
<td>-35.68%</td>
<td></td>
</tr>
<tr>
<td><strong>JUNE</strong></td>
<td>($81,809)</td>
<td>($26,219)</td>
<td>($152,053)</td>
<td>479.93%</td>
<td>($83,394)</td>
<td>-45.15%</td>
<td></td>
</tr>
<tr>
<td><strong>JULY</strong></td>
<td>($116,801)</td>
<td>($40,332)</td>
<td>($55,289)</td>
<td>37.08%</td>
<td>($1,932)</td>
<td>-96.51%</td>
<td></td>
</tr>
<tr>
<td><strong>AUGUST</strong></td>
<td>($49,577)</td>
<td>($10,119)</td>
<td>($312,528)</td>
<td>2988.53%</td>
<td>($17,202)</td>
<td>-94.50%</td>
<td></td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td>($1,414,568)</td>
<td>($1,368,066)</td>
<td>($1,442,671)</td>
<td>5.45%</td>
<td>($1,086,812)</td>
<td>($557,088)</td>
<td>-29.90%</td>
</tr>
</tbody>
</table>

Year to date vs. previous year

Page 3
<table>
<thead>
<tr>
<th>Month</th>
<th>ACTUAL 2013-14</th>
<th>ACTUAL 2014-15</th>
<th>ACTUAL 2015-16</th>
<th>% CHG. FROM PR. YEAR</th>
<th>ACTUAL 2016-17</th>
<th>% CHG. FROM PR. YEAR</th>
<th>ACTUAL 2017-18</th>
<th>% CHG. FROM PRIOR YEAR</th>
</tr>
</thead>
<tbody>
<tr>
<td>SEPTEMBER</td>
<td>$5,350,895</td>
<td>$5,697,172</td>
<td>$5,936,184</td>
<td>4.20%</td>
<td>$6,048,552</td>
<td>1.89%</td>
<td>$6,288,498</td>
<td>3.97%</td>
</tr>
<tr>
<td>OCTOBER</td>
<td>$5,644,359</td>
<td>$5,657,888</td>
<td>$5,995,177</td>
<td>5.96%</td>
<td>$6,567,045</td>
<td>9.54%</td>
<td>$6,780,531</td>
<td>3.25%</td>
</tr>
<tr>
<td>NOVEMBER</td>
<td>$5,714,609</td>
<td>$5,721,474</td>
<td>$6,182,565</td>
<td>8.06%</td>
<td>$6,390,261</td>
<td>3.36%</td>
<td>$6,536,831</td>
<td>2.29%</td>
</tr>
<tr>
<td>DECEMBER</td>
<td>$5,382,604</td>
<td>$5,713,868</td>
<td>$5,833,168</td>
<td>2.09%</td>
<td>$6,049,207</td>
<td>3.70%</td>
<td>$6,324,661</td>
<td>4.55%</td>
</tr>
<tr>
<td>JANUARY</td>
<td>$4,959,233</td>
<td>$5,248,031</td>
<td>$5,553,027</td>
<td>5.81%</td>
<td>$5,991,013</td>
<td>7.89%</td>
<td>$6,052,437</td>
<td>1.03%</td>
</tr>
<tr>
<td>FEBRUARY</td>
<td>$6,512,245</td>
<td>$6,421,242</td>
<td>$6,860,675</td>
<td>6.84%</td>
<td>$7,203,175</td>
<td>4.99%</td>
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</tr>
<tr>
<td>MARCH</td>
<td>$5,134,084</td>
<td>$5,326,954</td>
<td>$5,352,537</td>
<td>0.48%</td>
<td>$5,429,656</td>
<td>1.44%</td>
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</tr>
<tr>
<td>APRIL</td>
<td>$5,133,122</td>
<td>$5,109,130</td>
<td>$5,350,744</td>
<td>4.73%</td>
<td>$5,609,320</td>
<td>4.83%</td>
<td></td>
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</tr>
<tr>
<td>MAY</td>
<td>$5,598,363</td>
<td>$6,275,635</td>
<td>$6,389,224</td>
<td>1.81%</td>
<td>$6,641,089</td>
<td>3.94%</td>
<td></td>
<td></td>
</tr>
<tr>
<td>JUNE</td>
<td>$5,554,017</td>
<td>$5,702,202</td>
<td>$5,878,601</td>
<td>3.09%</td>
<td>$6,172,558</td>
<td>5.00%</td>
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<td></td>
</tr>
<tr>
<td>JULY</td>
<td>$5,537,859</td>
<td>$5,801,550</td>
<td>$5,945,175</td>
<td>2.48%</td>
<td>$6,438,777</td>
<td>8.30%</td>
<td></td>
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</tr>
<tr>
<td>AUGUST</td>
<td>$5,872,000</td>
<td>$6,186,455</td>
<td>$6,344,640</td>
<td>2.56%</td>
<td>$6,719,292</td>
<td>5.91%</td>
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</tr>
<tr>
<td>TOTAL</td>
<td>$66,393,390</td>
<td>$68,861,601</td>
<td>$71,621,717</td>
<td>4.01%</td>
<td>$75,259,945</td>
<td>5.08%</td>
<td>$31,982,958</td>
<td>3.02%</td>
</tr>
</tbody>
</table>
FISCAL IMPACT STATEMENT

DEPARTMENT/DIVISION: Public Works and Utilities

DATE: 12/12/2017

NEED: This request is for reorganization of two positions in the Water Division. The intent is reclassify two existing positions to better address Division priorities with minimal fiscal impact. Additional efforts are required to strengthen water quality monitoring, data evaluation, and customer interaction and follow-up. This additional attention is a result of various issues including addressing distribution water quality, national attention on lead and copper, increasing customer inquiries, and increasing customer expectations related to water quality in general. This request will provide the following:

- Reduce a vacant 1.0 FTE Facility Maintenance Supervisor position to a lower level, line staff position of Utility Plant Mechanic I, and
- Increase an existing 0.75 FTE Environmental Laboratory Specialist II to a 1.0 FTE Utilities Laboratory Supervisor.

The classification reduction will require the remaining Facility Maintenance Supervisor to assume supervisory duties of all existing maintenance staff at the Ashland facilities as the two maintenance sections will be now be combined. The new Utilities Laboratory Specialist will be responsible for conducting and supervising water quality collection, testing and data evaluation within the Lincoln service area. This includes the ongoing oversight of water quality trends, recommendations for corrective actions and managing all water quality complaints and follow-up.

FUTURE IMPACT:
- ☑ Ongoing
- ☐ Limited
- Projected Completion Date

<table>
<thead>
<tr>
<th>REVENUES GENERATED</th>
<th>LEGISLATIVE CHANGES</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>City Yes □ No ✓</td>
</tr>
<tr>
<td></td>
<td>County Yes □ No ✓</td>
</tr>
<tr>
<td></td>
<td>State Yes □ No ✓</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>IMPACT</th>
<th>Current Fiscal Year</th>
<th>Next Fiscal Year Annualized</th>
</tr>
</thead>
<tbody>
<tr>
<td>PERSONNEL (full time equivalents) Current FY Impact based on Approval January 10th 0.13 0.25</td>
<td></td>
<td></td>
</tr>
<tr>
<td>PERSONNEL (cost) business unit: 70200 Reduce 1.0 FTE Facility Maintenance Supervisor to 1.0 FTE Utility Plant Mechanic I. The current year cost savings is based on filling the vacant position on 2/8/2017 and includes the cost savings for position currently unfilled this FY. ($48,600) ($18,400)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Increase 0.75 FTE Environmental Laboratory Specialist II to 1.0 FTE Utilities Laboratory Supervisor. $13,300 $26,600</td>
<td></td>
<td></td>
</tr>
<tr>
<td>This fiscal impact results in a net increase of 0.25 FTEs Net Annual Impact ($35,300) $8,200</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>SUPPLIES business unit: object code</th>
<th>description</th>
</tr>
</thead>
<tbody>
<tr>
<td>OTHER SERVICES &amp; CHARGES business unit: object code</td>
<td>description</td>
</tr>
<tr>
<td>EQUIPMENT business unit: object code</td>
<td>description</td>
</tr>
</tbody>
</table>

| TOTAL EXPENDITURES | $(35,300) $8,200 |

SOURCE OF REVENUES Lincoln Water System Revenue Funds

DIRECTOR □ Date 1-12-18
WHEN TO USE FISCAL IMPACT STATEMENT

1. Requesting transfer of operating appropriations.
2. Requesting increase in personnel (full time equivalents) appropriations.
3. Requesting transfer of capital improvement appropriations.
4. Requesting operational change not authorized during the budget process.
5. Requesting appropriations based on receipt of additional funds from outside sources.
6. Requesting use of Contingency funds.

HOW TO USE FISCAL IMPACT STATEMENT

NEED: There should be a detailed explanation of why a change to the previously approved budget is necessary. If the change will have any impact beyond the current fiscal year, it should also be noted.

FUTURE IMPACT: One of the boxes should be checked. An example of an item with ongoing impact would be a request for additional fte authorization that will also be requested in upcoming budgets. This would necessitate filling out the "Next Fiscal Year Annualized" column. An example of an item with limited impact would be asking for authorization to use salary savings for the one time purchase of equipment. If "Projected Completion Date" applies, please fill in.

REVENUES GENERATED: Please note if the request will affect current and future revenues.

LEGISLATIVE CHANGES: These boxes should be marked yes or no. Some of the actions this form is used for (transfer of capital improvement appropriations, Contingency Funds) require a City Council ordinance.

PERSONNEL (full time equivalents): Please note the number of fte’s the request involves, if applicable.

PERSONNEL (cost), SUPPLIES, OTHER SERVICES AND CHARGES, EQUIPMENT: All entries in these boxes must have the business unit, object code, and object code description along with the dollar amount. Negative amounts must be indicated by brackets.

TOTAL EXPENDITURES: This box should contain the sum of the dollar amounts in the various expenditure categories.

SOURCE OF REVENUES: This box should contain the name of the fund the action is required for.
### Fiscal Impact for Reorganization Request 2017

<table>
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<tr>
<th>Date</th>
<th>Description</th>
<th>Fringe Benefits Multiplier</th>
<th>assumed cola %</th>
<th>Position Classifications</th>
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<th>Next Fiscal Year</th>
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</table>
Memorandum

Date: ♦ January 23, 2018
To: ♦ City Clerk
From: ♦ Amy Huffman, Planning Dept.
Re: ♦ Administrative Approvals
cc: ♦ Mayor Chris Belutler
    ♦ Planning Commission
    ♦ Geri Rorabaugh, Planning Dept.

This is a list of the administrative approvals by the Planning Director from January 16, 2018 through January 22, 2018:

**Administrative Amendment No. 17074**, to Special Permit No. 06030, Charleston Heights CUP, approved by the Planning Director on January 16, 2018, to revise the roadway alignment on Hickory Hill Lane, and remove reference to Airport Zoning and height permits, generally located at N. 7th Street and Humphrey Avenue.

**Administrative Amendment No. 17078**, to Special Permit No. 788E, LMEP Enhanced, approved by the Planning Director on January 17, 2018, to add Adult Day Service Facility as an accessory use and to amend the parking table, generally located at 4600 Valley Road and 4525 F Street.

**Administrative Amendment No. 17072**, to Use Permit No. 141A, Thompson Creek Office Park, approved by the Planning Director on January 18, 2018, to revise the layout for Lots 15-32, to reduce setbacks for certain lots, and to revise the land use table, generally located at S. 56th Street and Thompson Creek Boulevard.
Angela M. Birkett

From: WebForm <none@lincoln.ne.gov>
Sent: Friday, January 19, 2018 9:26 AM
To: Cyndi Lamm; Jon Camp; Jane Raybould; Carl B. Eskridge; Leirion Gaylor Baird; Roy A. Christensen; Bennie R. Shobe
Subject: InterLinc - Contact

City Council - Contact
Date : 1/19/2018 9:25:55 AM

name  Jen Davidson
address  2118 Sewell Street
city  Lincoln
state  NE
zip  68502
email  Jendavidson54@gmail.com
comments  Please approve the Open Harvest request for a liquor license. I live less than a mile from our much loved neighborhood market. I believe this license is critical for the survival of our coop in the ever expanding grocery market in Lincoln.

IP: 97.98.231.127
Form: http://lincoln.ne.gov/city/council/contact.htm
User Agent: Mozilla/5.0 (iPhone; CPU iPhone OS 11_2_2 like Mac OS X) AppleWebKit/604.4.7 (KHTML, like Gecko) Version/11.0 Mobile/15C202 Safari/604.1
Angela M. Birkett

From: Geri K. Rorabaugh
Sent: Friday, January 19, 2018 2:26 PM
To: Council Packet
Cc: Steve S. Henrichsen; David R. Cary
Subject: Staff Reply to questions RE: Streets in Sky Ranch Acres

Please see attached staff response to Mr. and Mrs. Wohlers relating to the above-referenced development.

Thank you!

Geri Rorabaugh, Administrative Officer
Lincoln-Lancaster County Planning Department
(402) 441-6365

From: Steve S. Henrichsen
Sent: Friday, January 19, 2018 1:36 PM
To: 'wohlerslincoln@gmail.com' <wohlerslincoln@gmail.com>; Cyndi Lamm <CLamm@lincoln.ne.gov>
Cc: Robert K. Simmering <RSimmering@lincoln.ne.gov>; David R. Cary <dcary@lincoln.ne.gov>; Geri K. Rorabaugh <grorabaugh@lincoln.ne.gov>
Subject: Streets in Sky Ranch Acres

Mr. and Ms. Wohlers,

Your inquiry regarding the streets in Sky Ranch Acres was sent to us by City Council member Cyndi Lamm. I can give you the general answer based on information provided at the Sky Ranch Acres neighborhood meeting on the proposed Dominion at Stevens Creek development held on January 11th. The proposed Dominion at Stevens Creek development does not require any improvement to the streets within Sky Ranch Acres, either by the developer or any of the residents within Sky Ranch Acres. There are several streets planned to lead into the development, thus by dispersing the traffic among multiple points, it limits any negative impact on the adjacent properties.

The streets within Sky Ranch Acres are public, thus the City Public Works & Utilities Department (PWU) has the responsibility for maintaining them. Bob Simmering with PWU attended the meeting and explained the street improvement process. He said the most likely scenario for improvement in the future was for the City to resurface the street when it becomes necessary. This would be done without cost to the adjacent owners.

The current street is approximately 22 feet wide. A typical City street is 27 feet wide. If the Sky Ranch Acres residents ever desired to have the street widened with curb and gutter added, this could be done by an assessment district. If that were the case the residents could be assessed for the cost of the additional width, which would be less than 20% of the total cost.

In the City, there are many local streets that are gravel or do not otherwise meet City standards, and have been within the City for numerous decades. In my experience in working for the City for over 28 years, it is rare for adjacent neighbors to request a widening of their street to 27 feet. So it is more likely that the street would be resurfaced, at City cost, in the future rather than widened.
Bob noted that PWU intended to post a weight limit on the Sky Ranch Acres streets to help preserve the life of the street. If you have further questions about the street condition and possible improvements, you should contact Bob Simmering at 402-441-7595. I am also copying him on this email as well.

Stephen Henrichsen, Development Review Manager
Lincoln/ Lancaster County Planning Department
555 S. 10th Street, Suite 213
Lincoln, NE 68508 402-441-6374

From: Cyndi Lamm CLamm@lincoln.ne.gov
Date: January 19, 2018 at 11:45:02 AM CST
To: "wohlerslincoln@gmail.com" wohlerslincoln@gmail.com
Cc: "David R. Cary" dcary@lincoln.ne.gov
Subject: FW: InterLinc - Contact

Mr. and Ms. Wohlers,
Thank you for your inquiry into further information about the impact the new development may or may not have on the roads within your development. In responding to your email, I am also forwarding it on to our planning department so that you and I can have answers before Monday's hearing. By emailing you and the department, I expect we will both be in the "loop".

Thanks again for participating in the process by alerting us to your questions.

Sincerely,

Cyndi Lamm
Lincoln City Council
District 1/NE Lincoln

clamm@lincoln.ne.gov
402.432.9770
follow me on facebook at cyndiformthecity

From: WebForm [none@lincoln.ne.gov]
Sent: Friday, January 19, 2018 9:48 AM
To: Cyndi Lamm; Jon Camp; Jane Raybould; Carl B. Eskridge; Leirion Gaylor Baird; Roy A. Christensen; Bennie R. Shobe
Subject: InterLinc - Contact

City Council - Contact

Date : 1/19/2018 9:48:09 AM
name  Michael Wohlers
address 1300 Cessna Lane
  city Lincoln
state NE
Dear Ms. Lamm:

Please accept this letter in regard to proposed development of the area directly abutting Sky Ranch Acres Neighborhood on its South boundary.

We are residents of Sky Ranch Acres (SRA), and would like to make sure you are aware of some of our concerns regarding the proposed development. It has not been made clear to us whether the city will, at some point, require upgrade of our existing SRA roads. These roads do not meet the existing city standards for residential collector streets. It’s not clear if any traffic engineering has been put forth to estimate the volume of traffic our streets will assume. Lacking that information, we’re not sure how prudent it is to allow connection to our streets.

If an abutting development necessitates upgrades to SRA roads, who would bear the costs? The Developer, the city, or SRA residents? Some combination of the aforementioned?

I’ve heard concern from many neighbors that bearing the cost of upgrades would be a hardship, and the assignment of these expenses meritless.

Thank you for your consideration,

Michael and Deanne Wohlers
Dear Councilman Camp,

We have been members of the Open Harvest Coop Grocery store since its inception over 40 years ago. We depend on it for our healthy organic and local produce, meat and other items. However, it has never been a one-stop shopping experience for us because we must go elsewhere to purchase beer or wine. Please help us save time and gas money while helping Open Harvest be competitive with other grocery stores. Vote FOR a liquor license for Open Harvest. Thank you.

Your district 2 constituents,

Doris and Mike Pleskac
6446 Westshore Dr.
City Council - Contact

Date: 1/20/2018 6:47:16 PM

name  Gary L Powell
address  1910 N 76 ST
city  Lincoln
state  NE
zip  68505
email  garylpowell@yahoo.com
comments  I keep reading about increasing sales tax for our streets. First of all I agree our streets need attention. However, Lincoln has an incredibly high wheel tax and by increasing taxes it makes it more and more difficult for a lot of us (including retirees) to afford to live in our city. It is my understanding that an excess of 25% of our police force does not live in the City of Lincoln. They are using our streets more than a lot of Lincoln residents and are not contributing to the wheel tax which is to go for street repair and construction. There is an old saying that if you want to swim in the pool, you have to pay the dues. How many more City employees do not live in Lincoln??? Why would there not be a requirement that City employees reside within the city limits. They are being paid by the City of Lincoln and not paying taxes to Lincoln. Thank you for your time.

Gary L Powell
Greetings Ms. Sorenson,

Thank you for emailing the City for information about the Transportation Coalition Recommendations and Report. All of the documents related to the Coalition’s research and findings are available at: https://lincolnonthemove.com/

Once you’ve had an opportunity to read the report and information, I would be happy to answer any additional questions you have.

Thanks again for your interest.

Miki

Miki Esposito, Director
Public Works & Utilities
402.441.6173
problem.
I am requesting two pieces of information from the Council:
1. The amount of revenue the Fire Department receives from taxes and the amount of revenue it garners from rendered ambulance services.
2. Please send me a copy of the report relating to Lincoln roads. (Yes, the streets are abysmal and the Council should be ashamed of itself for allowing such abdication of their fiduciary duties to the citizens of Lincoln.)
Thank you, in advance, for seeing to these requests.
Elizabeth Sorenson
Angela M. Birkett

From: Micheal D. Despain
Sent: Thursday, January 25, 2018 3:17 PM
To: 'Jon Camp'; bethsorenson78@hotmail.com
Cc: Angela M. Birkett
Subject: RE: Citizen Request for information

Follow Up Flag: Follow up
Flag Status: Flagged

Councilmember Camp and Ms. Sorenson.

Here is the budget information you requested. Let me know if you need any additional information.

“1. The amount of revenue the Fire Department receives from taxes and the amount of revenue it garners from rendered ambulance services.”

_The Fire Department received $37,252,526 for FY 16/17. The ambulance fund is separate from the Fire Department and it received $7,187,716 for FY 16/17._

Respectfully,

Micheal Despain
Fire Chief
Lincoln Fire & Rescue Department
1801 Q street
Lincoln, NE 68508
(402) 441-8350 office
(402) 480-5225 cell
Mdespain@lincoln.ne.gov

---

From: Jon Camp [mailto:joncamp@lincolnhaymarket.com]
Sent: Monday, January 22, 2018 10:16 AM
To: Micheal D. Despain <MDespain@lincoln.ne.gov>
Cc: Angela M. Birkett <ABirkett@lincoln.ne.gov>; bethsorenson78@hotmail.com
Subject: Citizen Request for information

Chief Despain

Please provide Beth Sorenson with the information she requested on LFR revenues from ambulance responses.

I previously responded to Beth and noted that ambulance service is challenging due to the reimbursement limits from Medicare and Medicaid as well as the inability to collect from some citizens who cannot financially afford the service.

Thanks,

Jon
City Council - Contact

Date: 1/22/2018 6:12:59 AM

name: Lori Ashmore
address: 2420 SW 17th St
city: Lincoln
state: NE
zip: 68522
e-mail: lashmore09@gmail.com
comments: I am writing in support of the proposed Text Amendment (TX 17001) amending section 27.63.685 of the Lincoln Municipal Code to allow a special permit for grocery stores to sell alcoholic beverages for consumption off the premises. This Text Amendment will come before the City Council for public hearing on Monday, January 29, 2018.

Not only do I support Open Harvest Co-op Grocery in this effort, but I feel very strongly that this change provides incentives for grocery stores to consider locations in older core neighborhoods and those neighborhoods lacking walkable and bikeable access to services. This Text Amendment allows grocery stores to be a competitive one-stop shopping experience and increases the likelihood they will remain viable in an extremely competitive grocery environment.

The proposed Text Amendment retains many of the existing neighborhood protections found in the current city code, such as those dealing with lighting, parking, entry and exit points, and sound and noise, and it changes the separation for grocery stores ONLY. In addition, it adds protection requirements for grocery stores using this special permit, such as the separation requirement for the public entrance.

Finally, I feel strongly about making sure everyone has access to food. Adding an incentive for grocery stores to consider locations in the core of Lincoln and neighborhoods currently under served by access to food is, in my opinion, strictly a good thing.

Thank you for taking this into consideration.

Sincerely,
Lori & Matt Ashmore

IP: 76.84.248.78
Form: http://lincoln.ne.gov/city/council/contact.htm
User Agent: Mozilla/5.0 (Windows NT 10.0; Win64; x64) AppleWebKit/537.36 (KHTML, like Gecko) Chrome/63.0.3239.84 Safari/537.36
Dear Council members,

In consideration of granting permission to Open Harvest to sell beer and wine, I would like to extend my support for this action. Both my husband and myself are co-op members, and we have always been pleased at the selection of locally grown produce, meats and other items that are available. I'm confident that with the sale of beer and wine, locally made products would continue to be supported. This would be a great addition to the growth of our co-op.

Thank you for your time in this matter.

Sincerely,

Alison and Simeon York

Sent from my Verizon, Samsung Galaxy smartphone
January 22, 2018

Ms. Leirion Gaylor Baird
Mr. Jon Camp
Mr. Roy Christensen, Chair
Mr. Carl Eskridge
Ms. Cyndi Lamm
Ms. Jane Raybould, Vice Chair
Mr. Bennie Shobe

Lincoln City Council
555 South 10th Street
Lincoln, NE 68508

RE: City Centre Project

Dear City Council Members,

The Downtown Lincoln Association (DLA) wishes to respectfully submit its support for the redevelopment agreement between the City of Lincoln and City Centre Lincoln, LLC for the proposed multi-story City Centre Project located in downtown Lincoln. As another prime example of a public/private partnership, the City Centre Project will significantly contribute to the ever-increasing demand for quality downtown housing and will support growing downtown services, businesses and retail activity as well as provide additional opportunities for on-street, active-front retail development.

Market rate housing is the one sector that has lagged in the redevelopment of downtown. City Centre is the first project both at this scale and with a high amenity package. The project makes downtown Lincoln one step closer to being a 24 hour environment.

Rarely does an opportunity present itself to achieve so many of the primary objectives outlined in the Downtown Master Plan while also significantly enhancing the visual esthetics of the downtown Lincoln skyline. The DLA firmly believes the public/private investment in the City Centre Project will have far reaching economic benefits for downtown Lincoln and will significantly contribute to the area’s growing momentum.

Sincerely,

Terry Uland, President
Downtown Lincoln Association
Members of the City Council
555 South 10th Street
Lincoln, Nebraska 68508

Re: Liquor License Text Amendment #17001

Dear City Council members:

The present law regarding the sale of liquor has been a “red line” with regards to the sale of alcohol. The proposal to make a change to that law addresses the major concerns that the law was created to control. I support the amendment #17001 to modify the current zoning. The 100’ restriction on liquor sales is an antiquated restriction which has no more effect on the use, sale of liquor, disposition of empty containers or the where about of alcohol abusers than Prohibition had in the previous century. In a mobile society you cannot legislate all bad behavior away.

I was on the Near South Neighborhood Board for more than 15 years. Living in this residential neighborhood I’m many blocks from the nearest liquor store or alcohol serving business. Yet, weekly I am engaged in retrieving discarded alcohol containers. Distance does not prevent alcohol littering, noise from loud alcohol serving parties or drunken drivers.

The current zoning restricts neighborhood stores from being able to be full service businesses. At a time when the City is encouraging downtown living there exists residences above alcohol establishments and there will be liquor stores to serve the downtown residents. Those residents will have to handle all that it brings.

Creating laws and restrictions that circumvent personal responsibility in the handling of alcohol simply do not work as responsible actions are indeed personal. So, then one asks, what is the purpose of the law? What is the distance that solves the perceived problems? Is it 300 feet or 100 feet or 0 feet?

Recently the Planning Commission voted to reduce the setback for restaurants to 25’ which has allowed for dining experiences previously prohibited. This proposed #17001 change would allow local businesses to be competitive while not compromising the intent of the existing ordinance.

January 22, 2018
As a member of Open Harvest, a local business cooperative, for over 20 years I believe this is a much needed change to keep this business competitive and to serve its shoppers. Allowing this Text Amendment is specific to grocery stores. Please support this amendment.

Thank you for your consideration.
Keith Dubas
1712 E Street
Lincoln, Nebraska 68508
Taxes continue to rise in Lincoln, please vote no on any sales tax increase.
Hello,

My name is Nancy Falter and I am writing in support of the text amendment to allow Open Harvest and other neighborhood grocery stores to apply for liquor licenses with 25 ft setback from residential properties. I support this amendment because I think local businesses and local grocery stores are vital to our community and should be able to offer customers a one-stop shopping experience. As a Lincoln native and community member that lives within 4 miles of the Open Harvest Grocery Store, it is important to me because this is the only grocery store I shop at because of their dedication to local products. Open Harvest has invested tremendously in local foods and our community, which can include local wines and beers, if this amendment passes. Money spent at a local grocery store stays in our community and helps our neighborhoods thrive.

It is unfair that we allow Brewsky's and the CVS to sell alcohol all within one block of Open Harvest.

I hope the City of Lincoln continues to support existing local businesses by passing this text amendment to change the setback distance to 25 feet for grocery stores only.

Sincerely,
Nancy Falter
Lincoln City Council

Dear Sir or Madam:

The Board of Directors for the Sunday Farmers’ Market at College View, formerly the Old Cheney Road Farmers’ Market, is writing in support of Open Harvest’s requested Liquor License Text Amendment #17001 that would change the required setback distance to 25 feet for grocery stores only.

Sunday Farmers’ Market at College View is a non-profit, vendor-owned farmers’ market that is governed by an elected, volunteer board. We consider Open Harvest a partner in building a local agricultural economy and increasing access to underserved communities. For example, our recent partnership with Open Harvest and the Nebraska Department of Agriculture involved the successful development of the Holiday Harvest Farmers’ Market; significantly expanding local food production and sales in the months of November and December.

Open Harvest supports small, independent farms and producers and is an important link between local agriculture and local consumers. In 2015, Open Harvest purchased $677,478 worth of local products, which accounted for nearly 30% of sales. Many of our vendors also sell local produce, meat, eggs, cheese and prepared foods through Open Harvest and have a strong interest in their success.

In addition, we support the mission of small, independent, neighborhood grocery stores, of which there are increasingly few in Lincoln. Much like a farmers’ market, Open Harvest’s presence in the neighborhood helps build community and maintain access to healthy, nourishing foods.

As a Board, we believe a grocery store’s ability to responsibly sell alcohol is critical to maintaining profitability in a very competitive business environment. We strongly support this minor change in zoning and urge you to support it as well.

On behalf of the Board of Directors,

Jerry Cornett
President, Sunday Farmer’s Market at College View
January 22, 2018

VIA EMAIL: tmeier@lincoln.ne.gov

Teresa J. Meier
City Clerk
City of Lincoln
555 South 10th Street
Lincoln, NE 68508

Re: City Centre Lincoln Redevelopment Project – Request for Combined Second and Third Readings on January 29, 2018
Our File No.: 21640.001

Dear Teresa:

I represent City Centre Lincoln, LLC in connection with its redevelopment project in the City of Lincoln. The City Council’s agenda for Monday, January 22nd contained 3 agenda items which included the Redevelopment Agreement, the Amendment to the Fiscal Year 2017-2018 CIP to appropriate $15,000,000.00 in tax increment financing funds, and the authorization of the issuance of tax allocation bonds for the City Centre Lincoln redevelopment project. Since the City Council meeting on January 22nd was cancelled due to adverse weather conditions, I ask that the public hearing/second reading along with the third reading/action be held on Monday, January 29th.

If there are any questions, please do not hesitate to contact me.

Sincerely,

Thomas C. Huston
For the Firm

cc: Roy Christensen (via email)
    Carl Eskridge (via email)
    Dave Landis (via email)
    Hallie Salem (via email)
    Jeff Smetana (via email)
Colleagues,

For your information, I spoke to Mr. Huston this morning concerning our cancelling of today's meeting. I wanted to make sure that he did not have people here from out of town for the hearing on the City Centre project. Fortunately they were not in town. However, when I let Tom know that we had canceled he said that he may need to ask for a combined second and third reading. I made no promises other than to say that we would consider such a request in light of the cancellation, if necessary. We have all received the letter with his request. The project is an $85 million investment ($70 million private and $15 million TIF) that will serve to bridge old downtown and the Haymarket. If the way is clear demolition would take place in the fall and construction in the Spring of 2019. If anyone has questions, Tom is eager to hear them.

Carl

*Carl B. Eskridge*

Lincoln City Council  
District 4 (Central and NW Lincoln)
Subject: City Centre Lincoln Redevelopment Project – Request for Combined Second and Third Readings on January 29, 2018

Please find attached a letter from Tom Huston regarding the above-referenced matter. If you have any questions or wish to discuss, please do not hesitate to contact our office.

Thank you,

CARLA L. HARRIS | Legal Assistant
CLINE WILLIAMS WRIGHT JOHNSON & OLDFAHER, L.L.P.
233 South 13th Street | 1900 US Bank Bldg. | Lincoln, NE 68508
Lincoln | Omaha | Aurora | Scottsbluff | Fort Collins | Holyoke
City Council - Contact

Date: 1/22/2018 5:21:48 PM

name  Lorraine Walsh
address  2810 Cable Ave
        Lincoln
state  NE
        68502
email  lwalsh@inebraska.com

comments  I think you need to reconsider the 4 inch limit for plowing residential streets after it snows. I am more likely to vote for a tax increase for street repair if I need you did a better job of snow removal in residential areas.
I support Open Harvest Coops actions to obtain a liquor license for their grocery store.

Sincerely,

Troy Kash-Brown
8350 W. Van Dorn
Lincoln, NE
Lincoln-Lancaster County Planning Dept.
555 S. 10th St. Suite 213
Lincoln, Ne. 68508

The planning dept. initiated the zoning changes related to the property located between 22nd St. and 24th St. along the railroad track. Lincoln Lumber is entirely opposed to these changes.

I am the president and owner of Lincoln Lumber Co. I manage Lincoln Lumber Co. When I first learned of this change it was by way of a zoning change map, a copy of which is enclosed. I wrote a letter the same day referencing the opposition of this change on behalf of Lincoln Lumber Co. and myself.

There is a railroad right of way the full length of this railroad east to west. This is an active railroad operation property and Lincoln Lumber facilities is the middle ground with vacated portions on the east and west end. The city poured concrete on these vacated portions for a bike trail. On that portion that belongs to Lincoln Lumber there is railroad loading and unloading and storage facilities to support the rail operation. This is an active, currently used railroad operation that is has been active continuously for approximately 125 years. I, personally, have had hands on every day presence and knowledge of this railroad for 60 years or more.

CITY PLANNING REFERENCES CHEMICAL AND MANUFACTURING CONCERN. THERE HAS NEVER, EVER BEEN ANY CHEMICAL CONCERNS ON THIS RIGHT-OF-WAY AND THERE WILL BE NONE IN THE FUTURE. LINCOLN LUMBER FILES REPRESENT NO CHEMICALS EVER TO OSHA – NO CHEMICAL CITATIONS EVER.

Approximately 15 years ago the city/planning dept. did an illegal zoning change. They attempted a partial I/2 zone change. This incomplete zone change was on the north I/2 of RR ROW for approx. 6-7 years before they honored Lincoln Lumbers demand to remove this illegal zone change. This was reported to the Federal Surface Transportation Board. The City needed prior permission consent from F.S.T.B.
FEDERAL SURFACE TRANSPORTATION BOARD HAS FULL AND COMPLETE, EXCLUSIVE JURISDICTION OVER THIS ACTIVE LINCOLN LUMBER COMPANY RAILROAD OPERATION. CITY OF LINCOLN DOES NOT HAVE JURISDICTION. CITY OF LINCOLN HAS UNDENIABLE EVIDENCE OF THIS.

A brief account of the history regarding this same property is (1) City of Lincoln sued Lincoln Lumber Company approximately 14-15 years ago for bicycle trail rights. City lost in District Court and City lost in 8th Circuit Court of Appeals. Lincoln Lumber won the right to use this railroad. Lot of money was spent.

Lincoln Lumber litigated with the city regarding the storm sewer construction. The storm sewer construction was not opposed by Lincoln Lumber Co. but there were safety issues. One of these issues was over running the storm sewer under the railroad track which almost resulted to upsetting a railroad engine and several loaded railcars. The city tore out and removed railroad track and spur track and refused to replace said track. This was expensive to replace and costly to Lincoln Lumber. This was intentional and unnecessary safety interference.

I have had several friendly telephone talks and several face to face visits. I have talked before the planning hearing. I have put a lot of thought and work time into this matter.

This property has been grandfathered in for 60 years or more that I personally know of, and perhaps grandfathered in for approx. 125 years total. Per an appraiser, it is my understanding that zone change will decrease the property value from $500,000 to $1,000,000 or more. I am concerned.

ANY CONSIDERATION YOU CAN GIVE TO LINCOLN LUMBER AND MY OWNERSHIP WILL BE APPRECIATED. PLEASE DELETE THIS ZONING CHANGE ON THESE ENTIRE LINCOLN LUMBER COMPANY PROPERTY 22 to 24th St. THANK YOU.

Planning has received lots of evidence. Some of this evidence is from Alice Sailors, Attorney for the Federal Surface Transportation Board. Thank you.

Respectfully,

Don Hamill
President and owner
1/23/2018

Copies to Lincoln-Lancaster County Planning Dept. for each of City Council members as follows:

  Jon Camp @LINCOLN HAY MARKET.COM
  Roy Christensen
  Carl Eskridge
  Bennie Shobe
  Leirion Gaylor Baird
  Cindy Lamm
  Jane Raybould

CC Alice Sailor, Attorney  Federal Surface Transportation Board
  Lincoln-Lancaster County Planning Dept.
  Lincoln Lumber Co. Federal OSHA files.

\[\text{Handwritten:}\]
\[\text{Jim Hall}^{\prime}\text{3/3/18}\]
1/23/18

To Whom It May Concern:

Regarding Open Harvest selling local beer and wine, an important point should not be overlooked: Open Harvest is a 43 year old local business made from and for community. Making choices to harm a community is not what we do. I am an Open Harvest member owner since 1989, and I am lucky enough to be the Front End Manager of the store. We build and nurture community in our neighborhood, our town and our state. The GM and the Board of Open Harvest have researched and worked hard to create and submit a possible change to the existing regulations that would allow Open Harvest to sell local beer and wine, which would help small businesses compete with the competition in a healthy and fair way. I am certain Open Harvest would not make such efforts if the result would harm other communities or neighborhoods. We are not short thinkers out to change the rules for our own benefit… We have a community, a town and state we want to represent in the best light, and that means looking at all the angles and seeing what we can do to help.

Thanks for listening. Please consider our request without prejudice or assumption.

Lori Allison
Members of the City Council,

I am a resident of University Place. In order to protect Lincoln's historic neighborhoods that have commercial and residential properties interspersed with one another, I urge you to vote AGAINST the alcohol sales set back proposal. If this proposal were to pass, our neighborhoods would see an increase in crime, noise, traffic and litter.

Thank you for protecting our neighborhoods.
City Council - Contact

Date: 1/24/2018 11:11:15 AM

name: Stephanie Bondi
address: 2718 S 12TH ST
city: LINCOLN
state: NE
zip: 68502
email: bondist@yahoo.com

comments: I'd like you to approve the amendment that would allow Open Harvest Co-op to sell alcohol. I understand that there is a concern about increasing availability of alcohol, but the co-op is going to sell much more food than alcohol and it seems that the change would require future businesses to document their sales as well. It's important to support local businesses and help consumers have more options than the large chain alcohol providers and the chain groceries. This seems like a reasonable proposal.

IP: 129.93.122.95
Form: http://lincoln.ne.gov/city/council/contact.htm
User Agent: Mozilla/5.0 (Windows NT 10.0; Win64; x64) AppleWebKit/537.36 (KHTML, like Gecko) Chrome/63.0.3239.84 Safari/537.36
Dear City Council Members,

The Board of Directors of the East Campus Community Organization (ECCO), the East Campus neighborhood association, has voted to remain neutral and NOT OPPOSE the proposed TEXT AMENDMENT NO. 17001 to be publicly heard at the Lincoln City Council meeting on January 29, 2018.

Any weakening of neighborhood protections in City statutes are of great concern to our neighborhood. After review of the amendment changes and additional information, Board members feel that the proposed amendment is written narrowly enough to promote neighborhood grocery stores and minimize negative impacts on the nearby neighborhoods. Neighborhood grocery stores benefit older neighborhoods and this amendment will allow them to be more competitive while also allowing zoning flexibility in the unique store locations found within the neighborhoods.

Some of the key factors in the Board’s decision to not oppose the amendment include:

- Strict and active enforcement by the City of Lincoln of all points of the definition of a grocery store as stated in the amendment
- Maintaining at least 100 feet from the public entrance of the grocery store to residential neighborhoods

Respectfully Submitted for the Board,

Paul Johnson,
President

Paul Johnson
President
East Campus Community Organization (ECCO)
ECCOPres@EastCampus.org
www.EastCampus.org
402 429-3710
Click HERE to securely send(upload) files to me.
Members of the City Council,

My name is Charley Friedman.

I own a home in the Near south neighborhood, walking distance from Open Harvest. I frequent many of the businesses in my neighborhood including Leon’s, CVS, B & R, and Walgreens. My family love our neighborhood and our community. We are also a tight knit family.

Open Harvest is more than a grocery store to my family. I see friends and learn about what’s happening around Lincoln. I know the products that I purchase are nutritious for my daughter and so does she. In fact, she’s learned about the cycles of food going through the aisles. I also like that Open Harvest is owned locally and goes out of it’s way to support local farmers and wholesalers. Other stores brand themselves “local,” “wholesome” and “community based”.

Open Harvest is the real McCoy. That, in fact, is part of its mission. It is dedicated to our community because it’s owned and operated by us.

I say this because under the "Trojan Horse" of protecting our children and neighborhoods from "undesirable" influences, a community based locally owned grocery store like Open Harvest is unable to compete in Lincoln’s market place because of a rule of selling liquor less than 100 Ft from houses. This rule is random and arbitrary at best. Look around. Most of the grocery stores and even some pharmacies in the vicinity are able to sell different varieties of liquor either because of being grandfathered in or they were able to wiggle around the rules. This is not fair and puts Open Harvest at a competitive disadvantage that threatens it’s lively hood.

One of the aspects I adore about Lincoln is that we really are community based. This starts at home. I don’t believe for a moment that Open Harvest’s ability to sell beer or wine would undermine the safety of my child, her friends or my neighborhood. We have bigger fish to fry. My worry is that locally owned stores like Open Harvest that are invested in the fiber of Lincoln will not be able to compete with other business that are only concerned about dividends for their share holders.
I am a father, husband and house owner in the Near south. My child has attended Prescott, Irving and now Lincoln High School. Open Harvest is as much a part of the fabric of our town as these fine public institutions.

Because of this, we need to allow them to sell a product that it’s competitors already enjoy. My daughter learned about how the Greeks made a Trojan Horse that allowed them to get into Troy and win the war. The argument that if grocers like Open Harvest are able to sell liquor will be the inevitable breakdown of our social fabric is our local Trojan Horse.

I look forward to the day when I can go into Open Harvest and by my local radishes, local milk and a 6-pack of my favorite local brew from Lori, my cashier and buddy.

Now THATS community.

Thank you for your time.

CF
Good morning Lonnie. Can you please review the request from Mr. Lutz on the signal concerns he raises at 24th and Pine Lake?

Thank you.

Jane

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From: Jerry Lutz [jlutz@neb.rr.com]
Sent: Sunday, January 21, 2018 1:39 PM
To: Jane Raybould
Subject: Traffic Light at 24th & Pine Lake Road

Hi,

I’m not sure if you are the right person to address my concerns to, but I’m a supporter of yours so I thought I’d start with you. Please redirect my email to the appropriate officer or agency if you aren’t in a position to help.

The traffic light at 24th & Pine Lake Rd. has a 3-way signal, 1 of which is dedicated for left turns in either direction from Pine Lake. These left turn lights do not have sensors to alert them to the fact that 90+% of the time there are zero cars wanting to turn left. As a result, east and west bound traffic on Pine Lake Rd. as well as traffic approaching Pine Lake Rd. from 24th street are forced to sit through unnecessary delays. The left turn signals are surprisingly lengthy as well, so the delays for other drivers are not insignificant.

The left turn signals at this location are needed only for the periods just before and after school starts and ends. In other words, for a total of a little over 1 hour per day on school days only. Since school is only held on about 50% of days in a calendar year, that means that these traffic signals are simply a complete nuisance to drivers for the vast majority of the time.

I would suggest and ask that if sensors aren’t possible at this location, then at least change the 3 way signal using green arrows for left turns to a 2 way signal with flashing yellow left turn signals except for peak school traffic hours. I know this may seem insignificant, but as a driver who travels Pine Lake Rd. almost daily I can assure you that it is important to a lot of people.

Thank you!

Sincerely,
Jerry Lutz
7230 S. 16th St.
Lincoln
Dear City Council members,

Regarding text amendment 27.63685 re alcohol sales

Zoning regulations for the alcohol industry in Lincoln have evolved continuously in the past couple decades. Sales went from allowing sales only at limited venues at limited times and dramatic changes have occurred since the 1960s. The Lincoln City Council changed their rules as community norms changed, most recently to allow Sunday sales, to adjust regulations for restaurants they felt offered value to neighborhoods and even consumption in one open area in the Haymarket.

As these zoning regulations changed, not all businesses were grandfathered in or realized the need to adjust their own policies to remain competitive in the future. In particular, grocery stores have found challenges of their own to stay profitable and in business.

Some of us from small towns in Nebraska can remember small mom & pop shops, some run by retired couples out of the front half of their personal residence. Kids bought penny candy or bread or milk on the way home from school and the folks who ran the stores got a bit of extra income. Other neighborhood grocery stores were a larger, with more products offered, but also located in the midst of residential areas to serve a very limited population without a way to drive to a larger supermarket. Zoning laws or the inability to make enough profit to serve their neighborhoods eventually helped close many of them.

You are currently being asked to approve a text amendment to allow a very minor change for alcohol sales at grocery stores. This was approved at the Planning Commission with conditions of 65% of income coming from groceries and a 100 foot distance from the entrance door to residential. Currently, it would apply only to a couple small neighborhood stores which could at least consider alcohol sales to remain competitive with larger grocers.

Many residents of Lincoln were devastated to see the closings of Klein’s Grocery at 11th & G, University Place HyVee, Woods Park Ideal Grocery and other small bakeries and businesses offering much needed goods and services in core neighborhoods. Grocers like Wagners and Open Harvest support local farmers and local bakeries and help reinvest in sustainable agriculture and the local food movement. They serve a very loyal clientele, some of whom cannot (or should not) drive to larger supermarkets or big box types of stores miles away.

Your vote should consider how you balance the value of neighborhood convenience to the protection any zoning ordinance offers. Does allowing a grocery store to sell alcohol increase vehicle traffic, lighting intrusions or other disruption of neighborhood residents? At least in the instances before you today, the answer is no and your vote should be yes.

The Lincoln City Council found value in tweaking the regulations for restaurants close to residential zoning, allowing the percentage of sales rule. Accessible grocery stores are an even more crucial asset for core Lincoln
neighborhoods. Since this is a special permit process future requests or sites that may create more problems for neighborhoods can be denied on a case-by-case basis.

Please approve the language of this text amendment to consider special permits for small grocers to apply for permits to sell alcohol. Thank you.

Patte Newman, 1110 Lamplighter Lane, Lincoln 68510
January 25, 2018

To Members of the Lincoln City Council:

I am writing to ask you to support the Liquor License Text Amendment that is before you. I believe that amending the ordinance will benefit the city and is in line with the goals stated in the Lincoln/ Lancaster County 2040 Comprehensive Plan. I understand that the Planning Commission has already approved it.

As you know, Open Harvest Co-op Grocery is one of the entities that have requested this change. Open Harvest serves as a neighborhood grocery store with a focus on fresh, organic, and local food while running on a co-op model. It is a small business that cannot afford to move to a location where the original 100’ setback can be attained. As a local business and a Co-op, Open Harvest is part of and serves a wider community in Lincoln, NE. The store works with other organizations to provide education on healthy eating, cooking classes, donations of food, and other resources. It also helps stimulate the local economy: "a dollar spent locally on locally produced food will result in up to $3.30 of increased local spending as the effect spreads through the local economy" (Center for Rural Affairs, 2015).

While I have focused on Open Harvest, I believe that Lincoln needs and should support many small businesses, which make for a more vibrant and diverse city. Frankly, every time the city “celebrates” the opening of a new national or international chain business or restaurant, my heart sinks. I know we can't do without them, but I would like to see us equally celebrate and support the opening and continuation of small locally owned business, including those that don't have multi-million dollar sales. This Text Amendment can help us toward this goal.

It seems to me that this Text Amendment does no harm but can potentially do some good. It does not change other requirements relating to grocery stores concerning parking, lighting, sound, access doors, etc. Also, by requiring that 65% of sales must be in retail food, it will not allow more liquor stores or liquor sold at convenience stores. Instead, it will allow neighborhood grocery stores to be more competitive and, we hope, survive. Neighborhood grocery stores can keep areas of Lincoln from being food deserts. In addition, Open Harvest, and probably other neighborhood grocery stores, plans to sell organic and local beer and wine, contributing to the local economy even more than they do now.

Thank you for your time and consideration,

Barbara DiBernard
1045 N. 41st St.
Lincoln, NE 68503
Hello,

My name is Skylar Falter. I was born in Lincoln and am a proud resident of this city. I am writing in support of the text amendment to allow Open Harvest and other neighborhood grocery stores to apply for liquor licenses with 25 ft setback from residential properties. I support this amendment because I think local businesses and local grocery stores are vital to our community and should be able to offer customers a one-stop shopping experience. I purchase all of my groceries at Open Harvest and live within 1 mile of the store. I want to see more neighborhood grocery stores open up so that others can experience convenience. I shop specifically at Open Harvest because of their dedication to local. I know when I spend money there that it stays in this community and not shareholders in another state.

Open Harvest has invested tremendously in local foods and our community, which can include local wines and beers, if this amendment passes. Money spent at a local grocery store stays in our community and helps our neighborhoods thrive.

It is unfair that we allow Brewsky's and the CVS to sell alcohol all within one block of Open Harvest.

I hope the City of Lincoln continues to support existing local businesses by passing this text amendment to change the setback distance to 25 feet for grocery stores only.

Sincerely,
Skylar Falter
Dear City Council, Mayor of Lincoln,

After new meetings in January discussing both sides of the issue to amend the Zoning Ordinance to allow the sale of alcohol for consumption off the premises in certain zoning districts, the Indian Village Neighborhood Association, by way of majority vote, supports the revised proposal that will be going in front of the City Council.

We as an association have voted to “maintain or strengthen spacing requirements for alcohol sales” in the past through our 2015 “Plan of Action” support and don’t take this issue lightly. We are hopeful that the proposed definition of “grocery store” prohibits other types of establishments from using this special permit to obtain a liquor license, specifically that 65% of gross income from the retail sale of food restriction will keep this as an opportunity for grocery stores to stay or return to older neighborhoods, while limiting this to grocery stores and restricting convenience stores.

**PROPOSED GROCERY STORE DEFINITION**

Grocery store is clearly and narrowly defined in the proposed Text Amendment as “a licensed food establishment that:

- Displays and sells fresh and packaged foods and may include a bakery, delicatessen or prescription pharmacy;
- Maintains at all time a complete assortment of saleable food products for off-site consumption;
- Derives at least 65% of its gross income from the retail sale of food items; AND
- Maintains at all times that it is open to the public.”

Respectfully,
Jeremie Memming
President
Indian Village Neighborhood Association