

DIRECTORS' ORGANIZATIONAL MEETING
Monday, August 9, 2021
555 S. 10th Street
COUNCIL CHAMBERS

I. MINUTES

1. Approval of Directors' Minutes from August 2, 2021

II. ADJUSTMENTS TO AGENDA

III. CITY CLERK

IV. MAYOR'S OFFICE

V. DIRECTORS CORRESPONDENCE

PLANNING DEPARTMENT

1. Administrative Approvals from July 27, 2021 through August 2, 2021
2. Action dated August 4, 2021
3. Final Action dated August 4, 2021

VI. BOARDS/COMMITTEE/COMMISSION REPORTS

1. Justice Council – Shobe (08.06.21)

VII. CONSTITUENT CORRESPONDENCE

1. Supporting City Budget – Moni Usasz
2. Proposed City Budget – Christopher Soike Eickholt
3. Proposed Sidewalk Cafes – Janelle Stevenson
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15. Proposed Sidewalk Cafes – LaRae Glynn
16. Proposed Sidewalk Cafes – Greg Tunink
17. City Honey Locust Tree – Jo Crandell
 - Staff response provided by Councilwoman Ward
 - Staff response provided by Lynn Johnson, Director, Parks and Recreation
18. Proposed Sidewalk Cafes – Anthony Messineo
19. Spectrum Cable TV Rate Increase – Dennis Hansen
 - Staff response provided by Councilman Shobe



Memorandum

Date: ♦ August 3, 2021
To: ♦ City Clerk
From: ♦ Teresa McKinstry, Planning Dept.
Re: ♦ Administrative Approvals
cc: ♦ Geri Rorabaugh, Planning Dept.

This is a list of City administrative approvals by the Planning Director from July 27, 2021 through August 2, 2021:

Waiver of Design Standards 21005, DuTeau Subaru, approved by the Planning Director on July 29, 2021, to adjust the horizontal foot candle trespass adjacent to public right-of-way across from residential property from 0.5 to 1.8 footcandles on the north and east property lines, on property generally located at 8225 S. 30th Street.

****ACTION BY PLANNING COMMISSION****

NOTICE: The Lincoln/Lancaster County Planning Commission will hold a public hearing on Wednesday, August 4, 2021, at 1:00 p.m. in Hearing Room 112 on the first floor of the County-City Building, 555 S. 10th St., Lincoln, Nebraska. For more information, call the Planning Department, (402) 441-7491.

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

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

The Planning Commission will be allowing testimony on agenda items by videoconferencing. For those who wish to testify by video, you must register with the Planning Department Office to participate by calling 402-441-7491 or emailing Plan@lincoln.ne.gov by 10:00 a.m. the day of the meeting. You will be asked to provide your name, address, phone number and the agenda item(s) you wish to speak on, and your position on this item. On the day of the hearing, you will receive a link via email, which will be needed to join the hearing to provide your testimony.

AGENDA

WEDNESDAY, AUGUST 4, 2021

Election of Chair and Vice Chair for a 2-year term. ****Tracy Edgerton elected to serve as Chair and Cindy Ryman Yost elected to serve as Vice Chair****

[All Commissioners present; 2 vacant seats]

Approval of minutes of the regular meeting held July 7, 2021. ****APPROVED: 7-0; (2 vacant seats)****

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

CHANGE OF ZONE:

- 1.1 CHANGE OF ZONE 08041C, to amend the existing Pine Woods PUD (Planned Unit Development), to revise the layout and mix of uses, on property generally located at South 70th Street and Pine Lake Road.
Staff recommendation: Conditional Approval

Staff Planner: Brian Will, 402-441-6362, bwill@lincoln.ne.gov

Planning Commission recommendation: CONDITIONAL APPROVAL: 6-0 (Scheer declared a conflict of interest - abstained; 2 vacant seats), as set forth in the staff report dated July 20, 2021. Public hearing before the City Council is tentatively scheduled for Monday, August 23, 2021, 3:00 p.m.

COMPREHENSIVE PLAN CONFORMANCE:

- 1.2 COMPREHENSIVE PLAN CONFORMANCE 21013, to review as to conformance with the 2040 Lincoln-Lancaster Comprehensive Plan, two proposed amendments--the first to the Antelope Valley Redevelopment Plan, and the second to the N. 27th Street Corridor and Environs Redevelopment Plan, to identify the "23rd & Y Street Redevelopment Project" generally located between N. 23rd and N. 24th Streets on the north side of Y Street.

Staff recommendation: In Conformance with the Comprehensive Plan

Staff Planner: George Wesselhoft, 402-441-6362, gwesselhoft@lincoln.ne.gov

Planning Commission recommendation: FINDING OF CONFORMANCE: 6-0 (Scheer abstained; 2 vacant seats). Public hearing before the City Council is tentatively scheduled for Monday, August 30, 2021, at 5:30 p.m.

- 1.3 COMPREHENSIVE PLAN CONFORMANCE 21015, to review as to conformance with the 2040 Lincoln-Lancaster Comprehensive Plan, an amendment to the Lied Place Residences Redevelopment Project, which is included as part of the Lincoln Center Redevelopment Plan, to adjust the project boundary and TIF amount, on property generally located at 1125 Q Street.

Staff recommendation: In Conformance with the Comprehensive Plan

Staff Planner: Andrew Thierolf, 402-441-6371, athierolf@lincoln.ne.gov

Planning Commission recommendation: FINDING OF CONFORMANCE: 6-0 (Scheer declared a conflict of interest - abstained; 2 vacant seats). Public hearing before the City Council is tentatively scheduled for Monday, August 30, 2021, at 5:30 p.m.

- 1.4 COMPREHENSIVE PLAN CONFORMANCE 21016, to review as to conformance with the 2040 Lincoln-Lancaster County Comprehensive Plan, a proposed amendment to the South Street Redevelopment Plan, that identifies the "CenterPointe South Street Redevelopment Project", including the redevelopment of the existing Trabert Hall Building to create a medical clinic, community services facility, and affordable housing, on property generally located at 2202 South 11th Street.

Staff recommendation: In Conformance with the Comprehensive Plan

Staff Planner: Andrew Thierolf, 402-441-6371, athierolf@lincoln.ne.gov

Planning Commission recommendation: FINDING OF CONFORMANCE: 6-0 (Scheer declared a conflict of interest - abstained; 2 vacant seats). Public hearing before the City Council is tentatively scheduled for Monday, August 30, 2021, at 5:30 p.m.

2. **REQUESTS FOR DEFERRAL:** See Items 4.2 and 5.1.

3. **ITEMS REMOVED FROM CONSENT AGENDA:** None.

4. PUBLIC HEARING AND ADMINISTRATIVE ACTION:

SPECIAL PERMIT:

- 4.1 SPECIAL PERMIT 21025, to allow for a residential health care facility with up to five residents, on property generally located at 3929 Lewis Avenue. *** FINAL ACTION ***
Staff recommendation: Conditional Approval
Staff Planner: Rachel Christopher, 402-441-7603, rchristopher@lincoln.ne.gov
Planning Commission 'final action': CONDITIONAL APPROVAL, as set forth in the staff report dated July 26, 2021: 7-0 (2 vacant seats). Resolution No. PC-01768.

PRELIMINARY PLAT:

- 4.2 PRELIMINARY PLAT 21002, for seven commercial lots, on property generally located at 4731 West O Street. *** FINAL ACTION ***
Staff recommendation: Conditional Approval
Staff Planner: Tom Cajka, 402-441-5662, tcajka@lincoln.ne.gov
Planning Commission granted the request for a 2-week with continued public hearing and action on August 18, 2021.

TEXT AMENDMENT:

- 4.3 TEXT AMENDMENT 21006, amending the Lincoln Municipal Code Section 27.02.260 to adjust the front yard and required yard definitions and add a corner front yard definition; amending Section 27.60.020 and 27.65.020 to modify requirements for PUDs and CUPs and permit an increase in height for multi-family structures; amending Section 27.60.060 and Section 27.64.010 to permit conversion of approved floor area to dwelling units administratively; amending Section 27.61.50 allowing residential uses to rebuild using original setbacks; amending Section 27.61.100 to remove reconstruction; amending Section 27.62.040 and 27.62.070 to allow dwellings in the B-2 as a permitted use; amending Section 27.63.030 to allow a 15% increase in approved dwelling units administratively; amending Section 27.67.020 to reduced parking requirements in various districts; amending Section 27.72.020 and 27.72.030 to modify the lot requirements and height in various districts; amending Section 27.72.060 to address porch projections into corner front yards; amending Section 27.72.070 defining the corner lot front yard requirements; amending Section 27.72.080 amending exceptions to front yard requirements; and repealing same sections of the Lincoln Municipal Code as hitherto existing.
Staff recommendation: Approval
Staff Planner: Stephanie Rouse, 402-441-6373, srouse@lincoln.ne.gov
Planning Commission recommendation: APPROVAL as revised by staff memo dated August 4, 2021; 7-0 (2 vacant seats). Public hearing before the City Council is tentatively scheduled for Monday, August 23, 2021, 3:00 p.m.

5. CONTINUED PUBLIC HEARING AND ADMINISTRATIVE ACTION:

CHANGE OF ZONE:

5.1 CHANGE OF ZONE 21024, from B-1 (Local Business District) to H-2 (Highway Business District), on property generally located at 4615 Vine Street.

Staff recommendation: Approval

Staff Planner: George Wesselhoft, 402-441-6362, gwesselhoft@lincoln.ne.gov

Planning Commission granted the request for a 2-week with continued public hearing and action on August 18, 2021.

6. ADMINISTRATIVE ACTION ONLY:

TEXT AMENDMENT:

6.1 TEXT AMENDMENT 21005, to amend Article 14 Community Unit Plan and Article 15 Additional Use Regulations of the Lancaster County Zoning Regulations and amend Chapter 2 Definitions of the Lancaster County Subdivision Resolution to allow for Solar Energy Conversion Systems and all necessary appurtenances within an outlot.

Staff recommendation: Approval

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

Planning Commission recommendation: APPROVAL, as amended by referenced language included in staff memo dated August 3, 2021; 7-0 (2 vacant seats). Staff briefing to the County Board of Commissioners is scheduled for August 5, 2021, at 8:30 a.m. Public hearing before the County Board of Commissioners is tentatively scheduled for Tuesday, August 17, 2021, 9:00 a.m.

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

Adjournment 1:55 p.m.

PLANNING COMMISSION FINAL ACTION NOTIFICATION

TO: Mayor Leirion Gaylor Baird
Lincoln City Council

FROM: Geri Rorabaugh, Planning

DATE: August 4, 2021

RE: Notice of final action by Planning Commission: August 4, 2021

Please be advised that on August 4, 2021, the Lincoln City-Lancaster County Planning Commission adopted the following resolution:

Resolution PC-01768, approving SPECIAL PERMIT 21025, to allow for a residential health care facility with up to five residents, on property legally described as Lot 13, Block 6, Lincoln View, located in the NE 1/4 of Section 11-10-6, Lincoln, Lancaster County, Nebraska, generally located at 3929 Lewis Avenue.

The Planning Commission action on this application is final, unless appealed to the City Council by filing a notice of appeal with the Planning Department within 14 days of the action by the Planning Commission

The Planning Commission Resolution may be accessed on the internet at www.lincoln.ne.gov (search for "PATS"). Click on "Planning Application Tracking Service (PATS)" at the top of the page, click "Selection Screen" under "PATS Tools" on the right side of the screen, type in the application number (i.e. SP21025), click on "Search", then "Select", and go to "Related Documents".

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Angela M. Birkett

From: Moni Usasz <musasz@neb.rr.com>
Sent: Monday, August 02, 2021 11:30 AM
To: Council Packet
Subject: Supporting City Budget

Council Members,

As a Co-Leader of the Lincoln Chapter of Citizens' Climate Lobby I **support** the climate infrastructure investments proposed in the city budget.

Citizens' Climate Lobby is an international **nonpartisan** volunteer organization with approximately 700 supporters in the Lincoln area. Our primary focus is to build political will for federal legislation that effectively reduces carbon emissions, while protecting the most vulnerable in our population. Even though CCL efforts are concentrated at the national level, we recognize the importance of action at state, city, and community levels; so we support "Lincoln's Vision for a Climate Smart Future" and the "2021-2027 Climate Action Plan."

We appreciate this City Council's strong support for this Climate Plan. Lincoln leads the way in showing how a city can address climate change and build a stronger, resilient future for all of us.

The budget will include money will be used to protect Lincoln from flooding. Money will provide more EV charging stations and three new electric buses that will reduce carbon emissions. Using geothermal systems when the Air Park Recreation Center and Library are built also will reduce carbon emissions. Reducing the amount of solid waste ending up in the landfill prolongs the life of the landfill and provides opportunities for re-use and recycling. Investing in sidewalks gives Lincolnites safe ways to get around on foot or by bike. While eliminating lead service lines and pipes may not be climate change related, making sure everyone has access to clean drinking water is a moral imperative and builds resiliency. We look forward to seeing Lincoln build a stronger and more resilient city with approval of this budget plan.

This work is important. Climate change is real. It is getting worse. Wild fires, long-term drought, heat, water shortages and extreme weather are everyday occurrences in many parts of the U.S. The Climate Plan can make a difference.

Moni Usasz

3340 S. 31

Lincoln, NE 68502

Angela M. Birkett

From: Spike Eickholt <spike@eickholtlaw.com>
Sent: Monday, August 02, 2021 4:28 PM
To: Council Packet
Attachments: 2021.08.02 Letter to Lincoln City Council.pdf

Council: Attached please find letter testimony from the ACLU of Nebraska regarding the proposed Lincoln City Budget for 2021-2022.

We thank you for your service.

Spike Eickholt
ACLU of Nebraska

--

Christopher Spike Eickholt

Eickholt Law LLC

Federal Trust Building

134 South 13th Street

Suite #505

Lincoln, Nebraska 68508

spike@eickholtlaw.com

402-310-5663

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August 2, 2021

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

RE: Proposed City of Lincoln Budget for 2021-2022

Dear Honorable Members of the Lincoln City Council,

For over 50 years in Nebraska, the ACLU has worked in courts, legislatures, and communities to protect the constitutional and individual rights of all people. With a nationwide network of offices and millions of members and supporters, we take up the toughest civil liberties fights. Beyond one person, party, or side — we the people dare to create a more perfect union.

We write regarding the Mayor’s Proposed Budget for Lincoln for 2021-2022. We appreciate and support the investments in community services, advancing equity, and improved access to mental health services and urge your support of those budgetary matters.

However, we urge Council Members to pause on the Mayor’s request to expand the local police department and School Resource Officer (SRO) program. Just weeks ago, the Council unanimously approved the Mayor’s selection for a new police chief. New leadership brings new opportunities. Mayor Gaylor Baird explained her reasoning for the choice was based on Chief Ewin’s’ “commitment to community policing, support for our officers and the department, a focus on diversity and equity both within the force and in the community, and an unwavering dedication to transparency and accountability”.¹ This city would be better served to allow Chief Ewin to begin in her job and assess Department size and community needs.

In the meantime, we suggest the Council look to support additional investments in mental health and community support programs² that are less expensive and more effective to advancing our shared public health and public safety goals with strong support across the political spectrum.³

The fact remains that people of color are overrepresented at every stage of the criminal justice system: from traffic stop to prison including in Lincoln, Nebraska. Racism, systemic and otherwise, harms people of color every day. We see its impact in overt acts of hate and violence against people of color, but we also see its influence as subtle and underlying in the policies and practices that exist in our state and local governments and communities.

¹ <https://www.lincoln.ne.gov/News/2021/6/28>

² <https://m.youtube.com/watch?v=zeW0DQ5NFHM&feature=youtu.be>

³ <https://www.aclunebraska.org/en/press-releases/poll-shows-pushback-new-prison-plan>



AMERICAN CIVIL LIBERTIES UNION
FOUNDATION

Nebraska

134 S. 13th St. #1010
Lincoln, NE 68508
(402) 476-8091
aclunebraska.org



As in years past, the 2020 Crime Commission Report on Racial Profiling in traffic stops shows disparity in traffic stops statewide against people of color. This disparity exists in the city of Lincoln: in Lincoln, Black drivers made up 13.1% of all drivers stopped, even though only 4.3% of Lincoln residents are Black.⁴ This disparity continues beyond the traffic stop. In the Lancaster County Jail, people of color are overrepresented. Representative statistics from May 7, 2021 show that 31% of the people in the local jail are Black and 10% are Hispanic⁵. It is unclear what metrics the Council and the Mayor are utilizing to address and reduce these disparities and how this budget proposal will address those concerns and reduce those disparities.

It's important to note that just a year ago in the summer of 2020, thousands of people in Lincoln and across Nebraska protested and appealed to their elected representatives to demand systemic police reform. At the public hearing on the police budget in June 2021, a representative of the police department acknowledged that the budget proposal for the police department does not significantly increase police training for such subjects as de-escalation tactics; more robust anti-bias and implicit bias efforts; and a comprehensive understanding of best practices regarding mental and behavioral health crises.

We do want to acknowledge and publicly thank the Mayor, and the Council, for implementing modest initial reforms to the Lincoln Police internal orders regarding Use of Force, some improved training, and modest changes to the Citizens Police Advisory Board. However, more can and should be done in Lincoln to advance racial justice and economic prosperity for all, such as expanded public health opportunities, educational equity, youth development and family support programs.

We urge your consideration of these issues and pledge our assistance and cooperation in assisting the Mayor and the Council in your efforts to advance our shared public safety goals. In closing, thank you for your time and your commitment to public service.

Respectfully,
Spike Eickholt
Government Relations Liaison

⁴[https://ncc.nebraska.gov/sites/ncc.nebraska.gov/files/doc/Traffic Stops in Nebraska 2020 FIN AL.pdf](https://ncc.nebraska.gov/sites/ncc.nebraska.gov/files/doc/Traffic%20Stops%20in%20Nebraska%202020%20FIN%20AL.pdf)

⁵<https://ne-lancastercounty.civicplus.com/AgendaCenter/ViewFile/Item/3684?fileID=5931>

Angela M. Birkett

From: Janelle Stevenson <janellestevenson15@gmail.com>
Sent: Monday, August 02, 2021 5:16 PM
To: Council Packet
Subject: Patios/Sidewalk cafes for bars

Dear City Council Members,

I am emailing SUPPORT for bars who are responsible businesses (they adhere to proper alcohol handling and keep customers and staff safe) to ALLOW them to have outdoor patios/sidewalk cafes. The reasons I think this benefits the community:

- Health reasons: With our experience with covid-19, access to outdoor seating would give more airflow for customers. Plus, some people do not like to feel trapped indoors anymore with strangers. Let's give them an option!
- Nice weather seating areas. Winters are tough here, let's be outside together while we can.
- Increasing seating options for guests increases volume of guests which increases sales for the business.
- More eyes on the streets keeps people safe.
- When we see people outside of a business, having fun, conversing with one another, we see joy in our community and more people want to join in on the fun, again increasing the sales of the business.

How many times this spring, summer, or early fall have you thought, "where can we go sit outside and have a drink that's a unique location?" Well, I have. Many times I've wanted to go to the Hot Mess to sit outside and have a drink. Not just this bar, but others too. It can still be beautiful, safe, and help our local businesses.

Please vote to allow this privilege to responsible bars. Thank you!

--

Janelle M. Stevenson
545 C Street
68502

Angela M. Birkett

From: robert stewart <robertstewart525@hotmail.com>
Sent: Monday, August 02, 2021 5:27 PM
To: Council Packet
Subject: please allow bars patios

hello,

i writing as a citizen of Lincoln to request that you move forward to approve the ordinance allowing bars to create patio spaces on sidewalks which have the room to accommodate them.

as the next round of covid is already starting to make itself known, an ordinance allowing for these spaces would allow for gatherings outside of the shared air in rooms & would provide a boost to businesses which have been suffering under reduced patronage due to the pandemic.

i know many bar owners have been pushing for this for some time, i would ask that you hear them & allow them every opportunity to succeed & meet the needs of their patrons & community in these trying times.

thank you

robert stewart
1029 Sumner

Angela M. Birkett

From: Simone Droge <sdroge98@gmail.com>
Sent: Monday, August 02, 2021 6:14 PM
To: Council Packet
Subject: Regarding Downtown Sidewalk Cafes

Good evening, council members,

My name is Simone Droge and I have been a resident of Lincoln for 5 years. I am writing today regarding the proposed change in city ordinance allowing downtown bars to have sidewalk cafes.

Our downtown is a special place and the heart of our community for many— placed next to the University, it has always been important to me as a student to have a flourishing entertainment district where I can exist in community with my Lincoln neighbors and community members. Keeping the culture alive downtown and central is important to a lot of us.

Allowing downtown bars to have sidewalk cafes will be showing support for small, local businesses— giving them a chance to grow. Many young people like myself appreciate a variety of entertainment options and outdoor seating is essential to attract consumers given the demand, not to mention that it grants some comfort in the time of Covid because of the lower transmission rate outdoors. And long term, even when transmission is not as much of a concern, people will still desire that outdoor option.

I very much hope you all consider that this is something your community would be grateful for— allowing downtown to expand and thrive will be a net positive, and I'm excited to hopefully see it happen.

Sincerely,
Simone Droge

Graduate Student in English
University of Nebraska-Lincoln
she/her

Angela M. Birkett

From: Cale Yates <caleyates@gmail.com>
Sent: Monday, August 02, 2021 8:41 PM
To: Council Packet
Subject: Proposed Change to City Alcohol Ordinance

Hello,

I am writing to you in regards to the upcoming vote on the city's alcohol ordinance. I would like to express my support for this change. I believe it would be a much needed boost in revenue for these businesses, especially after enduring the financial struggles of the pandemic. I have been to other cities where this is allowed, even prior to the pandemic, and it is often met with success and enjoyed by the community. In my opinion, it adds to the 'walkability' of the neighborhoods as well and can help to encourage local patronage of businesses. Some cities implemented programs where certain streets were closed in different neighborhoods for a few blocks, and restaurants and bars were allowed to set up larger outdoor patio areas to encourage dining during the pandemic. Many of these were a great success, and some continue to exist even after vaccine rollouts.

I hope the council approves this change.

Sincerely,

Cale Yates
139 N 11th St
Lincoln, NE 68508

Angela M. Birkett

From: Mel Plaut <melplaut@gmail.com>
Sent: Tuesday, August 03, 2021 9:06 AM
To: Council Packet
Subject: bar outdoor seating proposal

Dear Councilmembers,

I am writing today to express my support for permanently allowing Lincoln's bars to sell alcohol on their adjoining sidewalks and outdoor patios.

As a relatively newer member of the Lincoln community, I would love nothing more than to be able to get out of the house and enjoy Lincoln's bars without the threat of Covid-19 hanging over my head. The existing ordinance limiting bars' outdoor space are outdated and senseless, and have no positive impact on the community.

As we've seen in other cities during the pandemic, allowing bars to expand to outdoor patios or sidewalks goes a long way in helping these small businesses stay alive, while at the same time promoting community and conviviality among residents. Community benefits and economic development -- who could say no to that!

I strongly urge you all to vote in favor of this proposal when it comes up.

I appreciate you taking the time to read my email and consider my comments.

Thank you.

All best,
Mel Plaut

Angela M. Birkett

From: C Egenberger <cegenberger@gmail.com>
Sent: Tuesday, August 03, 2021 9:25 AM
To: Council Packet

Dear Lincoln Councilmembers,

I'm writing to you in support of expanding patio/sidewalk cafe access to businesses of Lincoln. This is an important move to allow businesses to operate in ways that are safer for employees and patrons. Please support this measure to allow small businesses to expand service while staying safe.

In addition, I personally support the return of a mask mandate in Lincoln in order to protect residents in our community as the delta variant spreads across the country.

Thank you,
Chelsea Egenberger
1716 B St, #1
402-990-4650

Angela M. Birkett

From: Brent Bober <brent.bober@gmail.com>
Sent: Tuesday, August 03, 2021 12:47 PM
To: Council Packet
Subject: SIDEWALK CAFE ORDINACE

Dear Council People,

I am writing this email in support of the upcoming Sidewalk Cafe Ordinance. This ordinance would be a breakthrough for small bars and cafes that are looking to expand their capacity for serving people while also maintaining social distancing recommendations during the pandemic. The Sidewalk Cafe Ordinance would be a help to so many while not drastically changing the landscape of dining/service establishments. Please support this ordinance and help keep Lincoln an attractive city for business growth and retention.

Thank you,

Brent Bober

Angela M. Birkett

From: Heidi Thompson <heideoedieh@gmail.com>
Sent: Tuesday, August 03, 2021 3:54 PM
To: Council Packet
Subject: For Public Comment: supporting change to alcohol ordinance - 9 Aug 2021

Dear Council,

I support the change to allow bars to sell alcohol on a sidewalk, café-style patio. I overwhelmingly choose businesses where I can sit outside, and would love to see more locally owned bars and breweries have this opportunity.

Prohibiting bars from operating in this way forces them to choose increased overheads (of a year-round outdoor space), or be less competitive. I believe this change offers a needed rebalancing in the best interests of local bar owners, their customers and the city overall.

Sincerely,

Heidi Thompson

Angela M. Birkett

From: Lee & Jenny Jo Johnson <j-j-s@juno.com>
Sent: Tuesday, August 03, 2021 9:55 PM
To: Council Packet
Subject: Mask Mandate in Lincoln

Dear Council Members:

I implore you not to allow the mayor to reinstate a mask mandate for our beloved city. There are fewer hospitalizations/deaths now than there were when she let the mandate expire several months ago. In other countries where the Delta variant has been around longer, they are already past the peak infection and on the downward slope. We do not need to do anything. There is nothing really to be done; the virus is going to virus. People can't stop a virus. The virus particles are smaller than the holes in the masks; they don't stop it from spreading. Please do not do this. Our children have been hurt enough already. Continuing to cover their faces and those of the people around them will continue to result in adverse effects to their health and well-being. There are studies about the detrimental effects of masks for children. Please read them. And remember, the virus goes through masks like a marble through a chain-link fence.

Thank you,
J. Johnson

Angela M. Birkett

From: Melissa <melnel35@gmail.com>
Sent: Tuesday, August 03, 2021 10:22 PM
To: Council Packet
Subject: Downtown Patios

To Whom It May Concern:

I like to go to only a couple downtown establishments; The Hot Mess being one of them. I work in a skilled nursing facility and am very apprehensive of the risk COVID-19 creates. Please allow patio seating for these bars because it will create further revenue for local bars while preventing continued risk of COVID-19. Please let me know if you would like me to elaborate further.

Sincerely,

Melissa Nelson

Angela M. Birkett

From: Tamana Ayubzai <tayubzai93@icloud.com>
Sent: Wednesday, August 04, 2021 9:20 AM
To: Council Packet
Subject: YES to patio Cafes

Greetings,

Lincoln, Nebraska need patio cafe's to expand to match with our living that is expanding as well. People will also have more options.

Thank you,

Tamana Ayubzai

Angela M. Birkett

From: Cassey Lottman <calottman@gmail.com>
Sent: Wednesday, August 04, 2021 1:38 PM
To: Council Packet
Cc: James M. Bowers; Bennie R. Shobe; Richard W. Meginnis; Tammy J. Ward; Jane Raybould; Sandra J. Washington; Tom J. Beckius
Subject: Support for more outdoor seating at bars & restaurants

Hello,

I am writing to encourage you to support the city ordinance change to allow sidewalk cafes/patio seating at bars, introduced as 21-90. One thing that I've really wished for during this pandemic and even before is more places to sit outside, enjoying whatever weather Nebraska brings, and spending time with friends.

While I think allowing more outdoor seating at local businesses would be a good thing for Lincoln in general, as the pandemic drags on, the need is even more pressing. Many people, myself included, are becoming more and more hesitant again about indoor dining. I still really want to be able to meet with loved ones, and support local businesses that desperately need that support while we're at it.

Recently I took a trip to Austin, Texas, and was really impressed at the vibrant selection of outdoor seating options at restaurants and bars there. It seems outdoor seating has really helped Austin's restaurant and bar scene to thrive throughout the pandemic, and helped to establish Austin's image over the years as a fun and thriving city. Austin, you may notice, is not particularly known for its mild weather, yet outdoor dining seems to be a way of life there. It was remarkable to need reservations for a table outdoors at 2 or 3 in the afternoon.

I'd love to see this kind of energy around supporting local businesses while gathering with loved ones, enjoying the weather and staying relatively safer from disease, here in Lincoln.

Please consider supporting ordinance 21-90.

Thank you,
Cassey Lottman

Angela M. Birkett

From: larae.glynn <larae.glynn@yahoo.com>
Sent: Wednesday, August 04, 2021 6:56 PM
To: Council Packet
Subject: Bar patios/Sidewalk cafes

To Whom It May Concern:

I am excited to hear that the ordinance to allow bars to have patios (sidewalk cafes) is in the works!
I love coming to Lincoln to visit family and friends. The past year+ have made it somewhat difficult! I seek out bars/pubs that have sidewalk-patio settings! It's great being able to see and visit with people in open, safe, and relaxing areas! This ordinance will allow that, and I am grateful! What a positive change!
Thank you in advance for supporting this incredible change in the ordinance! It will be a wonderful opportunity for the community, other visitors, and me!

Respectfully,
LaRae Glynn

Sent from my iPad

Angela M. Birkett

From: Greg Tunink <sonink@gmail.com>
Sent: Wednesday, August 04, 2021 7:31 PM
To: Council Packet
Subject: Downtown Bar Sidewalk Cafes

Hello City Council members,

I'm writing to encourage you to support giving downtown Lincoln bars the option to have patios / sidewalk cafes on a more permanent basis beyond the temporary relaxation of rules related to the pandemic. As the pandemic continues on with the delta variant spreading, I suspect businesses may be hurting again soon as precautions are taken by citizens once again. The outdoor options could save our local businesses. And even beyond the pandemic, this seems like a no-brainer as most sidewalks downtown have plenty of space to accommodate this while still allowing for foot traffic and ADA compliance. I hope the rules will be updated to allow for maximum flexibility and not treating downtown businesses differently based on the amount of food served.

Thank you,
Greg Tunink
2036 Harrison Ave

Angela M. Birkett

From: Lynn Johnson
Sent: Thursday, August 05, 2021 12:22 PM
To: Tammy J. Ward; jocrandell@yahoo.com
Cc: Angela M. Birkett
Subject: RE: InterLinc - Contact

Hi Tammy. Thanks for sharing your message to Ms. Crandell. Sandra Washington also sent a message to her and shared her message. Please find following a copy of the message that I sent to Ms. Crandell. I am checking on where removal of street tree in front of Ms. Crandell's home is in the queue and will be getting this information to her in a follow-up email. Please let me know if you have questions or would like additional information. Thanks! Lynn

Good morning Ms. Crandell. My name is Lynn Johnson and I serve as the Director of the Parks and Recreation Department. Our Community Forestry section is responsible to management of public street trees. Councilmember Washington shared your message about the street tree in front of your home that has been marked for removal since. I will check where this tree is in the queue for removals and will get back in contact with you with this information. As Councilmember Washington shared, we have significant backlog of street tree removals resulting from the six storm events last summer that resulted in significant damage to trees. Community Forestry staff spent much of last summer involved cleanup work after the storms resulting in a significant backlog of work.

When a street tree is marked for removal, it is given a rating by the inspector based on assessment risk of potential damage. Each of our inspectors are licensed arborists with additional training and certification in tree risk assessment. Removal of street trees is accomplished in chronological order based on the risk assessment rating. Trees have been determined to present the highest risk and have been marked for removal the longest are addressed first.

I am sorry of the delay in removal of street tree in front of your home. I will get back to you to let you know where this tree is in the queue for removal and the approximate time frame for completing work.

Thank you. Lynn

From: Tammy J. Ward <TJWard@lincoln.ne.gov>
Sent: Thursday, August 5, 2021 9:12 AM
To: jocrandell@yahoo.com
Cc: Angela M. Birkett <ABirkett@lincoln.ne.gov>; Lynn Johnson <ljohnson@lincoln.ne.gov>
Subject: Re: InterLinc - Contact

Dear Jo,

Thank you very much for your email regarding the removal status of the honey locust tree on North 14th Street. I appreciate hearing from you, and I am sorry it has taken a long time for the tree to be removed.

I am including Mr. Lynn Johnson, Director of Parks and Recreations, who also oversees the City's Forestry services, so he may have the opportunity to respond to your concerns.

Thank you again for bringing this to our attention so we may respond and correct the situation as soon as is possible.

Tammy

Tammy J. Ward

Lincoln City Council

Northwest District

o: 402.441.7515

c: 402.580.6611

From: WebForm <none@lincoln.ne.gov>

Sent: Wednesday, August 4, 2021 3:51 PM

To: James M. Bowers <JBowers@lincoln.ne.gov>; Richard W. Meginnis <RMeginnis@lincoln.ne.gov>; Jane Raybould <JRaybould@lincoln.ne.gov>; Tammy J. Ward <TJWard@lincoln.ne.gov>; Sandra J. Washington <SWashington@lincoln.ne.gov>; rchristensen@lincoln.ne.gov <rchristensen@lincoln.ne.gov>; Bennie R. Shobe <BShobe@lincoln.ne.gov>

Subject: InterLinc - Contact

City Council - Contact

Date : 8/4/2021 3:51:07 PM

name Jo Crandell

address 3901 North 14 St

city Lincoln

state NE

zip 68521

phone 4024501899

email jocrandell@yahoo.com

comments The City's honey locust tree is dying and has been on list to remove since Jan, 2020. We have been second on forestry list since April, 21. It is dangerous for cars, us & pedestrians We have foot traffic between Belmont Elementary and Goodrich Middle Schools. Large pieces of the tree break off with every rain storm and explode into pieces when they hit the ground. No wonder our neighborhood is designated blighted. We live right on 14th street, where football team passes every game day. Would we get faster attention if we lived on the south side of town? Our next door neighbor's locust tree broke at ground level 3 years ago and fell right across their driveway. Hopefully, we or our cars are not on ours , if that happens to us. We have lived here since 1982 and would like to continue to be proud of our property. Sincerely, Jo Crandell

I would pay to cut it out myself, if the city would let me.

IP: 174.198.68.238

Form: <https://app.lincoln.ne.gov/city/council/contact.htm>

User Agent: Mozilla/5.0 (iPhone; CPU iPhone OS 14_6 like Mac OS X) AppleWebKit/605.1.15 (KHTML, like Gecko) Version/14.1.1 Mobile/15E148 Safari/604.1

Angela M. Birkett

From: ajmessineo <ajmessineo@valscorp.com>
Sent: Thursday, August 05, 2021 9:18 AM
To: Council Packet
Subject: Sidewalk Cafe

I am writing this email to express my hope that the city council approves the Sidewalk Café ordinance that is on the docket for all of you. I believe this will benefit all business and enhance the experiences of patrons across the city of Lincoln. I appreciate the time and consideration on this matter. Well wishes to all of you and gratitude for your service to the city.

Sincerely
Anthony J. Messineo
Valentino's Corporate-
402-434-9327
ajmessineo@valscorp.com

Angela M. Birkett

From: Bennie R. Shobe
Sent: Thursday, August 05, 2021 11:35 AM
To: City Communications; dchansen208ret@aol.com
Cc: Tammy J. Ward; 'Richard Meginnis'; Angela M. Birkett; Richard W. Meginnis; James M. Bowers; Tom J. Beckius; Sandra J. Washington; Jane Raybould
Subject: Re: Spectrum Cable TV Rate Increases

Good morning Mr. Hansen,

Thank you for taking the time to email the council
and for sharing your concerns about cable television rates.

I will forward your message to the city's

[Telecommunications / Cable Television Advisory Board](#)

This committee (formerly the Cable Television Advisory Board), advises the Mayor **and City Council**

on general telecommunication policy issues, including those related to cable television,
as well as specific questions as determined by the Mayor or Council.

I am sure they would like to have this information available when the time comes to negotiate the next franchise agreement.

Thanks again for taking the time to email us.

bennie

Bennie Shobe
Lincoln City Council
At Large Representative.
bshobe@lincoln.ne.gov
531-207-2926

From: Angela M. Birkett <ABirkett@lincoln.ne.gov>
Sent: Thursday, August 5, 2021 11:26 AM
To: Richard W. Meginnis <RMeginnis@lincoln.ne.gov>; Bennie R. Shobe <BShobe@lincoln.ne.gov>; Tammy J. Ward <TJWard@lincoln.ne.gov>; James M. Bowers <JBowers@lincoln.ne.gov>; Jane Raybould <JRaybould@lincoln.ne.gov>; Sandra J. Washington <SWashington@lincoln.ne.gov>; Tom J. Beckius <TBeckius@lincoln.ne.gov>; 'Richard Meginnis' <RMeginnis@NAIFMA.com>
Subject: FW: Spectrum Cable TV Rate Increases

Please see the email below received through Council email. Thanks.

Angie Birkett
Administrative Secretary
Lincoln City Council
555 South 10th St., Ste 111

Lincoln, NE 68508
Phone 402-441-6867
Fax 402-441-6533
abirkett@lincoln.ne.gov

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

From: dennis hansen <dchansen208ret@aol.com>
Sent: Thursday, August 05, 2021 11:23 AM
To: Council Packet <CouncilPacket@lincoln.ne.gov>
Subject: Spectrum Cable TV Rate Increases

The public needs some help with this if you can. In July of 2019 my cable bill was \$159.38. In July of 2020 it increased 25% to \$200.58.

In July it increased another 13% to \$227.32. That figures out to a 42% increase in 3 years with no upgrades in services. It appears that we might be getting taken advantage of.