

DIRECTORS' ORGANIZATIONAL MEETING
Monday, September 20th, 2021
555 S 10th Street
LUXFORD STUDIOS

I. MINUTES

1. Approval of Directors' Minutes from September 13th, 2021

II. ADJUSTMENTS TO AGENDA

III. CITY CLERK

IV. MAYOR'S OFFICE

V. DIRECTORS CORRESPONDENCE

1. BPC210915-1 PC Final Action Memo, Geri Rorabaugh
2. BPC210915-2 PC Action, Geri Rorabaugh

VI. BOARDS/COMMITTEE/COMMISSION REPORTS

1. Parks and Recreation – Washington (9.9.21)

VII. CONSTITUENT CORRESPONDENCE

1. Intellectual Honesty is Desperately Needed, Shawn Trucke
2. Karen, Rita Green
3. No Subject, George Wolf
4. Election results will be back on the table!, Dean Steffensmeier
5. Please, Bridget Potter
6. Request for Action, Judith Gibson
7. #LeaveLincolnOpen, Chris Neemann

VIII. ADJOURNMENT

PLANNING COMMISSION FINAL ACTION NOTIFICATION

TO: Mayor Leirion Gaylor Baird
Lincoln City Council

FROM: Geri Rorabaugh, Planning

DATE: September 15, 2021

RE: Notice of final action by Planning Commission: September 15, 2021

Please be advised that on September 15, 2021, the Lincoln City-Lancaster County Planning Commission adopted the following resolution:

Resolution PC-01775, approving SPECIAL PERMIT 21034, to allow for the sale of alcohol for consumption off the premises, on property legally described as Lot 2, South Street Business Park 2nd Addition, located in the NE 1/4 of Section 34-10-6, Lincoln, Lancaster County, Nebraska, generally located at 2020 SW 5th Street.

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. SP21034), click on "Search", then "Select", and go to "Related Documents".

F:\devreview\final action notices\cc\2021\091521

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

NOTICE: The Lincoln/Lancaster County Planning Commission will hold a public hearing on Wednesday, September 15, 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.

Masks are strongly encouraged for our public meetings in this building.

****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, SEPTEMBER 15, 2021

[Commissioner Ball absent]

Approval of minutes of the regular meeting held September 1, 2021. ****APPROVED: 6-0;**
(Ball absent)**

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

CHANGE OF ZONE:

- 1.1 CHANGE OF ZONE 21032, from R-2 (Residential District) to O-2 (Suburban Office District), on property generally located at 2152 S. 56th Street.
Staff recommendation: **Conditional Approval**
Staff Planner: **George Wesselhoft, 402-441-6366, gwesselhoft@lincoln.ne.gov**
This application was removed from the Consent Agenda for a separate

public hearing. Planning Commission recommendation: **CONDITIONAL APPROVAL**, as set forth in the staff report dated September 2, 2021: 6-0 (Ball absent). Public hearing before the City Council is tentatively scheduled for Monday, October 4, 2021, 3:00 p.m.

SPECIAL PERMITS:

- 1.2 SPECIAL PERMIT 21032, to allow for an ADU (Accessory Dwelling Unit), on property generally located at 15525 South 176th Street. *** **FINAL ACTION** ***
Staff recommendation: **Conditional Approval**
Staff Planner: Tom Cajka, 402-441-5662, tcajka@lincoln.ne.gov
Planning Commission 'final action': **CONDITIONAL APPROVAL**, as set forth in the staff report dated August 16, 2021: 6-0 (Ball absent). Resolution No. PC-01774.
- 1.3 SPECIAL PERMIT 21034, to allow for the sale of alcohol for consumption off the premises, on property generally located at 2020 SW 5th Street. *** **FINAL ACTION** ***
Staff recommendation: **Conditional Approval**
Staff Planner: Brian Will, 402-441-6362, bwill@lincoln.ne.gov
Planning Commission 'final action': **CONDITIONAL APPROVAL**, as set forth in the staff report dated August 31, 2021: 6-0 (Ball absent). Resolution No. PC-01775.

TEXT AMENDMENT:

- 1.4 TEXT AMENDMENT 21007, amending Title 3 Design Standards for Zoning Regulations by amending Chapter 3.85 Capitol Environs Design Standards Section 4 - Design Standards and Guidelines, Design Standard 22: Centennial Mall Landscape, and Design Standard 23: Lincoln Mall Landscape, to provide additional guidance for placement of monuments and memorials along Centennial Mall and Lincoln Mall; and repealing Section 4 of Chapter 3.85 as hitherto existing.
Staff recommendation: **Approval**
Staff Planner: Collin Christopher, 402-441-6370, cchristopher@lincoln.ne.gov
Planning Commission recommendation: **APPROVAL: 6-0 (Ball absent)**.
Public hearing before the City Council is tentatively scheduled for Monday, October 4, 2021, 3:00 p.m.

2. REQUESTS FOR DEFERRAL: None.

3. ITEMS REMOVED FROM CONSENT AGENDA: See Item 1.1.

4. PUBLIC HEARING AND ADMINISTRATIVE ACTION:

COMPREHENSIVE PLAN CONFORMANCE:

- 4.1 COMPREHENSIVE PLAN CONFORMANCE 21018, to review the proposed One- and Six-Year Lancaster County Road and Bridge Construction Program, Fiscal Year 2022 and 2023-2027, as to conformance with the 2040 Lincoln-Lancaster County Comprehensive Plan.

Staff recommendation: In General Conformance with the Comprehensive Plan
Staff Planner: Allan Zafft, 402-441-6369, azafft@lincoln.ne.gov
Planning Commission recommendation: Conforms to the Comprehensive Plan: 6-0 (Ball absent). Public hearing before the County Board of Commissioners is tentatively scheduled for Tuesday, October 12, 2021, 6:30 p.m.

5. **ADMINISTRATIVE ACTION ONLY:**

CHANGE OF ZONE:

- 5.1 CHANGE OF ZONE 21030, from O-2 (Suburban Office District) to B-3 (Business District), on property generally located at 4821 Lowell Avenue.

Staff recommendation: Approval
Staff Planner: Stephanie Rouse, 402-441-6373, srouse@lincoln.ne.gov
Planning Commission recommendation: APPROVAL, as amended to include an associated Conditional Zoning Agreement as agreed upon by the applicant: 6-0 (Ball absent). Public hearing before the City Council is tentatively scheduled for Monday, October 4, 2021, 3:00 p.m.

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

Adjournment 2:05 p.m.

JaMel E. Ways

From: trucks1975 <trucks1975@gmail.com>
Sent: Thursday, September 9, 2021 12:58 PM
To: Council Packet
Cc: Mayor; Health; Pat D. Lopez
Subject: Intellectual Honesty is Desperately Needed

All,

With the recent increase in COVID cases and the reimplementation of the mask mandate, several things have come into sharper focus. There is simply no intellectual honesty being displayed by how we are responding to the situation.

Let's start with the mask mandate. How much evidence do we need to realize they don't work? The studies are piling up everywhere that there is no proof they do anything meaningful whatsoever. Many countries around the world are dropping masking entirely, and certainly are not masking their kids in school. We have sunk to such a new low that we are masking 2 year olds. Anyone that thinks that is OK is not a normal, rational person. We are going to destroy another school year for our children, and it is being done on purpose, which is truly sick and twisted. Businesses in the area are already feeling the impact of the mask mandate. I have talked to restaurant owners and their sales have plummeted since the mask mandate was reinstated. It appears those businesses we didn't kill last time we are going to make an effort to kill this time around.

Recent data showing the complete lack of evidence for mask effectiveness can be found below. Will anyone actually take time to read this data and act on it? Is it too much to ask for leaders to be informed on this issue? If nothing else, scroll through the Twitter feed and look at the charts and data presented. There is no correlation anywhere that would inform us that masks have any material affect on the spread of COVID. The CDC's own data and reports even show this now.

<https://fee.org/articles/cdc-schools-with-mask-mandates-didn-t-see-statistically-significant-different-rates-of-covid-transmission-from-schools-with-optional-policies/>

<https://swprs.org/face-masks-evidence/>

<https://nymag.com/intelligencer/2021/08/the-science-of-masking-kids-at-school-remains-uncertain.html>

<https://www.aier.org/article/masking-a-careful-review-of-the-evidence/>

<https://twitter.com/ianmsc>

<https://academic.oup.com/cid/advance-article/doi/10.1093/cid/ciab691/6343417>

I also will strongly challenge how our medical community has handled this pandemic. The sole focus from day 1 has been vaccines. Because of that, effective treatments have essentially been banned. The treatment protocols from the National Institutes of Health are letting people die. Those in the medical community are afraid to go against those protocols for fear of reprisal. It also appears that they may have been threatened, via the amending of the PREP Act, that they won't have liability protection unless they directly follow what the NIH dictates for COVID treatment, which of course are designed to ONLY push the vaccines. Effective therapeutics negate the need, both medically and legally, for the vaccines. But there is little money in leveraging already existing drugs and treatments.

<https://www.phe.gov/Preparedness/legal/prepact/Pages/4-PREP-Act.aspx>

What we have is a situation where COVID patients are not being treated early and instead are told that if things get bad, go to the hospital. By the time they get to the hospital, often they are in very serious condition and require extreme measures. This is especially true for those that are having respiratory distress.

Since when do doctors not treat patients for an illness, but instead tell them good luck and go to the hospital if you get bad? This is happening all over with devastating consequences. Frankly, if we had a more proactive approach to this situation and treated people before they were in critical condition, we would not have the hospital situation we are now faced with. If you doubt me this practice is wide spread, ask around. I could give you the names of a dozen people that suffered through this and a few that died, arguably from absent or too late of care. COVID is VERY treatable in most people if done so early, but we are NOT doing this in many cases, and people are suffering and dying because of it.

And on the topic of vaccines, they are failing all over the world. Look at the mess Israel is in with the Pfizer vaccine, despite being one of the most vaccinated countries on earth. We are heading down the same path. We seem incapable of learning from mistakes but instead double down on failure.

<https://www.israeltoday.co.il/read/is-pfizer-vaccine-to-blame-for-israels-high-covid-infection-rate/>

We were all lied to about the vaccines. We were told they would produce lasting immunity and we could go back to normal. However, increasing numbers of vaccinated people are getting sick with COVID, even hospitalized. The CDC itself admits that vaccinated people can be infected and be a vector of transmission just like unvaccinated people. The massive focus on vaccination is now being shown to be a serious mistake. The vaccines are also setting up the condition for the variants to thrive. A condition call Antibody Dependent Enhancement (ADE) is now a distinct reality and many prominent virologists and epidemiologists are sounding the alarm that mass vaccination is actually worsening the situation. This is an arms race now between virus mutations and constant booster shots. But does the health department even understand this? I suspect they don't care...but just keep pushing masks and vaccines because they worked so well the last time.

Policies like those at UNL, where ONLY unvaccinated people are required to test weekly are knowingly letting infectious people roam around campus with a green status on their health passport. This is happening because vaccinated people ARE getting sick. I myself know of two vaccinated professors that are home sick with COVID, but they would still show a green status at UNL and be allowed to enter any campus building while sick. This is an indefensible position, but one implemented with the coordination of the LLCHD. The same can be said for the disgraceful vaccine mandate at our area hospitals, during a staffing crisis that will most surely become more acute in the very near future. The cognitive dissonance on display is breathtaking in scope.

And we have done this while completely discounting natural immunity, which is just an egregious position. The studies showing just how effective natural immunity is are also piling up.

<https://www.news-medical.net/news/20210801/Antibody-responses-following-SARS-CoV-2-infection-more-potent-than-vaccine-elicited-ones.aspx>

<https://www.medrxiv.org/content/10.1101/2021.06.01.21258176v3>

https://news.emory.edu/stories/2021/07/covid_survivors_resistance/index.html

<https://www.nature.com/articles/s41586-021-03647-4>

<https://www.nature.com/articles/d41586-021-01442-9>

<https://www.cdc.gov/mmwr/volumes/70/wr/mm7032e1.htm>

And speaking of the vaccines, why are we ignoring their abysmal safety record? The body and injury count continue to pile up. I myself know of many injuries and even a few deaths that were determined to be vaccine related. But we never hear that. We hear the happy talk about how safe they are.

<https://www.openvaers.com/covid-data>

So in closing, given that all the above is demonstrably true, why do we have health leaders and political leaders with their heads stuck in the sand? Is it ignorance of the data and how to apply it, or is this catastrophe being implemented on purpose?

I know this will change nothing, because this has not been about a virus for a long time. Tragically, innocent people are being harmed, and even dying and being injured because of the reckless decisions being made. How many of you are complicit in this or are just content to stand by while those in our community continue to be harmed?

It has been said "For every complex problem there is an answer that is clear, simple, and wrong." H.L. Mencken

We are living this reality out with devastating consequences.

Shawn Trucke

JaMel E. Ways

From: Rita Green <rlgreen1952@gmail.com>
Sent: Friday, September 10, 2021 1:35 PM
To: Council Packet
Subject: Karen

I want to know why that woman has not been arrested that coughed on people. It does not show that you have a very good city if you allow that to happen without consequences I know she lost her job but that was an assault that she was proud of herself. Do something about it

JaMel E. Ways

From: George Wolf <gwolf1226@hotmail.com>
Sent: Saturday, September 11, 2021 12:18 PM
To: Council Packet; gwolf@unlnotes.unl.edu
Cc: Mayor

Dear Councilmembers and Mayor Gaylor Baird:

This should underscore the need for progressive action on the part of all of you:

<https://www.nbcnews.com/nbc-out/out-news/half-lgbtq-workers-faced-job-discrimination-report-finds-rcna1935>

George Wolf, for Fairness Lincoln

JaMel E. Ways

From: Dean Steffensmeier <dsteffensmeier@icloud.com>
Sent: Sunday, September 12, 2021 2:29 PM
To: Council Packet
Subject: Election results will be back on the table!

The big lie has been uploaded on Frank Speech. All 93 County's in NE are shown on the chart. With where and when the votes were flipped. If you do a google earth search with the longitude and latitude you can see where the machine was at, that sent the flips and where it was sent to, and The exact time they were sent. Lancaster County had 12,818 votes flipped at 7:18 PM on Nov 3rd. From a machine at 2115 NW 22nd Street, Miami Florida, Corsite Data Center. I looked the Company up. It is a data center connected South America. Which is directly tied to China. I sent this information to Governor Ricketts and the Lancaster Elections Commissioner. Everyone needs to put the pressure on these people!

This includes down votes!

Sent from my iPad

JaMel E. Ways

From: Bridget Potter <info@innercityautomotiverepair.com>
Sent: Monday, September 13, 2021 9:28 AM
To: Council Packet
Subject: Please

Please Leave Lincoln Open!!! As a small business owner and I have many many friends with small businesses we need to keep them open for our families to survive. Small businesses are hurting and putting more restrictions on us it hurts our business.

Inner City Automotive Repair

JaMel E. Ways

From: jmcgibson@gmail.com
Sent: Tuesday, September 14, 2021 7:44 PM
To: Council Packet
Subject: Request for Action
Attachments: LGBTQ LTR TO COUNCIL MEMBERS AND MAYOR 2021.docx

September 14, 2021

Dear Mayor and City Council Members:

I am writing to encourage you to enact whatever is required to make Lincoln a welcoming place to live, where there is discrimination in housing, public accommodations, and employment.

I am a lesbian, now 81 years old, who with hard work and luck has managed to have a really satisfying life. I retired after working as a mental health counselor (LIMHP); my license is now inactive. At Child Guidance Center (now HopeSpoke) I worked with adolescents, older children, and their families for twenty years, and during that time and until five years ago I also worked in private practice. I was known as a lesbian therapist so sometimes met folks for whom it was important to work with a knowledgeable, skillful and sympathetic therapist.

Through my work, as well as in my private life, I am aware of issues faced by LGBTQ persons and am writing as an advocate for us all, in the hope that you see us as deserving of basic freedoms.

I moved to Lincoln in 1969 and chose to spend most of my life here. I am aware that there are those here who disagree with my thinking on this subject. But it is right, morally and ethically, to respect and care for all.

While you are in your privileged position, please do whatever you can to make Lincoln a better, healthier place to live by according these fundamental rights to us all. Thank you.

Judith M. Gibson
1045 N. 41st St.
Lincoln 68503
402-466-0117

JaMel E. Ways

From: Chris Neemann <cneemann1313@gmail.com>
Sent: Wednesday, September 15, 2021 11:36 AM
To: Mayor; Council Packet
Subject: #LeaveLincolnOpen

I am writing to you to ask you to leave Lincoln open. There is no reason to close businesses or to have a mask mandate. After all you reported No Covid with 90,000 people at the Garth Brooks concert. However, there was Covid at Brantley Gilbert since you didn't like what he said. We have to wear a mask into a restaurant but can sit next to someone without the mask. The CDC said that you would have to be within 6 ft of the person for 15 minutes or longer anyway. We should be doing everything possible to help these struggling businesses NOT making it more difficult for them. This needs to stop! Thank you!

Chris Neemann
Concerned Lincoln Business Owner