



In Lieu of Directors Meeting

Monday, December 26th, 2022

I. City Council Agenda & City Clerk Advisories

- i. There is no City Council meeting on December 26th Honoring Christmas
- ii. There is no City Council meeting on January 2nd Honoring New Year's

II. Directorial Advisories

- i. BP221220 - 1 AA Weekly Approval - Jennifer McDonald

III. Constituent Correspondence

- i. Drainage Criteria Manual - Jill Johnson
- ii. Flood mitigation - Thomas Smith
- iii. Stormwater regulations - Mark Hunzeker
- iv. Stormwater Coalition Policy - Heather Ferguson
- v. Adopt the amendments to the regulations proposed by the Coalition to minimize the impact on the cost of housing in Lincoln. - Blake Collingsworth
- vi. Stormwater Coalition Amendments - Scott Jelinek
- vii. Storm Water Statement - Stacy Fernandez
- viii. Stormwater Coalition - Ana Perez
- ix. Storm water Coalition amendments - Connie Burleigh
- x. Stormwater Coalition amendments - Kim Zwiener
- xi. Regarding Flood Standard Revisions/Updates - Donna Danielson
- xii. Storm water coalition - Becky Stewart
- xiii. flood elevation change - Steve Fulton
- xiv. West Virginia - George Wolf
- xv. New flood plain proposal - Kent Thompson
- xvi. Table the LES appointments - Alan & Donna Hersch
- xvii. Drainage criteria - Jon Rademacher
- xviii. FW: LED Streetlights Are Unfit For Purpose - Mark Baker
- xix. Stormwater Coalition - Todd Furasek
- xx. Title 11 Revisions - Carolyn Nolte
- xxi. LES - Deanna McClintick
- xxii. Drainage Criteria Manual - Policy Change - Christina Melgoza
- xxiii. Please Adopt Amendments - Matt & Jennifer Kirkland
- xxiv. Drainage Criteria Manual - Policy Change - Kevin Creevan
- xxv. BNSF Railway Supports Amendments Offered by Stormwater Coalition... - Jeff Davis
- xxvi. Drainage Criteria Manual - Robert Bryant
- xxvii. drainage criteria - Lea Barker
- xxviii. Drainage Proposal - Perry Pirsch
- xxix. Stormwater Coalition - Steven Bowen
- xxx. Drainage Criteria Manual - Troy Bird
- xxxi. Proposed Drainage Criteria Manual Changes - Colten Zamrzla
- xxxii. Flood Plane - Matt Schulte
- xxxiii. Agenda Item 5.d. 22R-590 Dec 19th Meeting - Diane Walkowiak



In Lieu of Directors Meeting

Monday, December 26th, 2022

- xxxiv. LES Board – D McIntosh
- xxxv. Stormwater changes – Dennis Mehrhoff
- xxxvi. Intersection of 63rd and Leighton – Bri Sorensen
- xxxvii. Flood – Deanna McClintick
- xxxviii. Fwd: Knolls development – Logan Otto
- xxxix. FOIA/Open Records Request – Walter Chen

Memorandum

Date: December 20, 2022
To: City Clerk
From: Alexis Longstreet, Planning Dept.
Re: Administrative Approvals
cc: Shelli Reid, Planning Dept.

This is a list of City administrative approvals by the Planning Director from December 13, 2022, through December 19, 2022:

Administrative Amendment 22071 to Change of Zone #19031A Chateau Yankee Hill PUD was approved on December 14th, 2022, to allow light trespass across internal lot lines between Lots 1, 2, & 6 of Block 4 up to a maximum of 4.7 foot-candles vertically and 4 foot-candles horizontally at the northeast corner of South 40th Street and Yankee Hill Road.

Administrative Amendment 22070 to Change of Zone #15028 Shadow Creek PUD was approved on December 15th, 2022, to revise the lot layout for Lot 2 in the commercial area of the PUD located at the South 90th Street and O Street.

From: [Jill Johnson](#)
To: [Council Packet](#)
Subject: Drainage Criteria Manual
Date: Thursday, December 15, 2022 3:51:43 PM

Hello,

I'm emailing to express support for the Lincoln Chamber of Commerce and their advocacy efforts to adopt the modified and more comprehensive regulations proposed by the Stormwater Coalition. My hope is that these regulations address the Chamber's challenges while also avoiding economic harm to citizens and disadvantaged communities. Thank you.

Jill Johnson LIMHP, LADC, LPC

[Bryan Independence Center](#)

1640 Lake Street, Lincoln, NE 68502

Office: 402-481-5392

Fax: 402-481-5494

The logo for Bryan Health features the word "Bryan" in a serif font, followed by a stylized blue graphic consisting of two overlapping, curved shapes that resemble a double arrow or a chevron pointing to the right. To the right of this graphic is the word "Health" in a sans-serif font.

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From: [Thomas C Smith](#)
To: [Council Packet](#)
Subject: Flood mitigation
Date: Friday, December 16, 2022 9:17:02 AM

Dear council, please consider taking a pause and make sure that the current proposals make sense for all facets of our city. This could be harmful to existing developments and future developments, let's get it right the first time . Thank you for your concern Tom Smith

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From: [Mark A. Hunzeker](#)
To: [Council Packet](#)
Cc: michaela@hbal.org
Subject: Stormwater regulations
Date: Friday, December 16, 2022 4:02:15 PM

Council Members:

City staff is pressing forward with expensive new regulations without the benefit of accurate floodplain studies or even serious estimates of the costs the new regulations will impose. The reason seems to be that if “we” don’t “do something” people might make investments in homes or businesses and later find themselves within newly drawn floodplain boundaries and need to buy flood insurance.

But please consider the mirror image of that “what if” scenario. What if you do enact the proposed regulations and find out later that you have unnecessarily priced hundreds or thousands of people out of their dream starter home? Where do they go to have that opportunity restored to them?

Those of us who object to the cost of regulations like these are often shrugged off as self-serving capitalists who only care about making money. But the cost of regulations like these is never borne by developers or builders. It is borne by homebuyers. We are advocates for young first-time homebuyers who don’t even know their interests are about to be adversely affected.

We know there will be lots of people who will be priced out of their first home by these regulations. Many will persevere and continue to save for another several years to realize their dream. But in the meantime, they will continue to occupy affordable rental properties, making it harder for those not yet on the brink of homeownership to find good rental housing. Others will leave Lincoln to find their attainable home in Hickman or Waverly, and we may never get them back.

Regulations like these are always written and passed by well meaning people who are already able to afford and enjoy comfortable housing. They don’t do so maliciously, but by making new housing more expensive, they also increase the value of what they already own. It’s a vicious spiral that always dumps cost on those who can least afford it and benefits those who have already achieved the dream of home ownership.

If you care about the availability of attainable starter homes, you should vote to defer action until a study is completed which puts a price tag on this overreaching, speculative measure.

Mark A. Hunzeker • ATTORNEY
mhunzeker@remboltlawfirm.com

Rembolt | Ludtke

Rembolt Ludtke LLP
3 Landmark Centre
1128 Lincoln Mall, Suite 300
Lincoln, NE 68508
P 402.475.5100 | C 402.432.2987
www.remboltlawfirm.com

From: [Tuscany Townhomes](#)
To: [Council Packet](#)
Cc: info@hbal.org
Subject: Adopt the amendments to the regulations proposed by the Coalition to minimize the impact on the cost of housing in Lincoln.
Date: Friday, December 16, 2022 4:40:47 PM

City Council members,

Tuscany Townhomes has been a consistent provider of affordable housing in Lincoln for over 20 years. As we battle the costs of inflation and its impact on the cost of housing it is important to understand that government regulations have a very large negative impact on the total cost of housing. Please keep this in mind when considering the future costs of regulations on land development and the past on cost to the lots to those homes are built on.

Please adopt the amendments to the regulations proposed by the Coalition to minimize the impact on the cost of housing in Lincoln.

Thank you,

Blake Collingsworth
Tuscany Town Homes
8410 Executive Woods Drive
Suite F
Lincoln, NE 68512
O: 402.904.7800
blake@tuscany-townhomes.com

From: [Scott Jelinek](#)
To: [Council Packet](#)
Subject: Stormwater Coalition Amendments
Date: Friday, December 16, 2022 4:42:35 PM

I support the REALTORS Association Stormwater Coalition amendments.

Thank you,

Scott Jelinek, Auctioneer/Realtor
Shawn Ilg Team -Nebraska Realty Broker
402.429.9814
Scottj@NebraskaRealty.com
www.NebAuction.com

From: [Scott Jelinek](#)
To: [Council Packet](#)
Subject: Stormwater Coalition Amendments
Date: Friday, December 16, 2022 4:42:35 PM

I support the REALTORS Association Stormwater Coalition amendments.

Thank you,

Scott Jelinek, Auctioneer/Realtor
Shawn Ilg Team -Nebraska Realty Broker
402.429.9814
Scottj@NebraskaRealty.com
www.NebAuction.com

From: [Stacy Fernandez](#)
To: [Council Packet](#)
Subject: Storm Water Statement
Date: Friday, December 16, 2022 4:53:23 PM

City Council,

As a REALTOR I support the coalition's position of a balanced, comprehensive approach that provides greater flexibility for builders, property owners, and most importantly, the homeowners who may see unnecessary cost increases if their home or business were to be affected by a natural disaster.

I support the REALTORS Association Stormwater Coalition amendments.

I hope that you will find the amendments reasonable and not put an undue burden on homeowners in the community that need the most help. Our community already struggles with affordable housing and the changes would adversely affect many of our affordable housing options currently built. Adding red tape for builders in turn leads to higher prices being passed to consumers furthering the divide of affordability. There are ways to work together to ensure the safety of our citizens and continue to build our city into a prosperous place of opportunity. It is my hope we can come together and do what is reasonable and efficient for the community we all call home.

Regards,
Stacy Fernandez

From: [Ana Perez](#)
To: [Council Packet](#)
Subject: Stormwater Coalition
Date: Saturday, December 17, 2022 4:54:34 AM

Dear Council,

I support the REALTORS Association Stormwater Coalition amendments.

Ana Perez, REALTOR®
Lifestyles Realty Group
Realty ONE Group Sterling
402-506-1725

www.anaperez.myrealtyonegroup.com
www.lifestylesrealtygroup.com

From: [Connie Burleigh](#)
To: [Council Packet](#)
Subject: Storm water Coalition amendments
Date: Saturday, December 17, 2022 4:54:46 AM

I support the REALTORS Association Stormwater Coalition amendments.

Connie Burleigh
Broker
CJ Burleigh Real Estate
2022 President of Nebraska Realtors Association
4027708960

From: [Kim Zwiener](#)
To: [Council Packet](#)
Subject: Stormwater Coalition amendments
Date: Saturday, December 17, 2022 7:05:30 AM

I support the REALTORS Association Stormwater Coalition amendments.

Kim Zwiener
Broker Owner REALTOR®
Sellstate Empire Realty
402-416-1889

From: [Donna Danielson](#)
To: [Council Packet](#)
Subject: Regarding Flood Standard Revisions/Updates
Date: Saturday, December 17, 2022 1:19:02 PM

I support the REALTORS Association Stormwater Coalition amendments.

Donna Danielson, GRI
402-217-2182
Home Real Estate
5322 O Street
Lincoln, NE 68510
donna.danielson@homerealestate.com
www.homerealestate.com/donnadanielson

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From: [Becky Stewart](#)
To: [Council Packet](#)
Subject: Storm water coalition
Date: Saturday, December 17, 2022 7:25:50 PM

I support the REALTORS Association Stormwater Coalition amendments

From: [Steve Fulton](#)
To: [Council Packet](#)
Subject: flood elevation change
Date: Sunday, December 18, 2022 2:48:10 PM

I am opposed to the city changing the current FEMA flood elevation base flood plain requirement from 1' above base flood plain to 2' above. I am currently in the process of adding on to my existing office building that is currently located in a flood plain within city limits. My building is approx 25 years old and was built to the current Fema elevation standards. The additional requirement from 1' to 2' will make the addition and the prospect of improving my surrounding property unfeasible.

There is much discussion about the negative effect on development and new construction but I urge you to consider the problems that will be created to existing property and property improvements within the flood plain if this regulation is passed.

Respectfully

Steve Fulton

From: [George Wolf](#)
To: [Council Packet](#)
Subject: West Virginia
Date: Sunday, December 18, 2022 3:40:54 PM

Dear Councilmembers:

FYI:

<https://www.wvpublic.org/government/2022-12-15/fairmont-becomes-the-18th-city-in-w-va-to-pass-a-fairness-law>

George Wolf

Sent from [Mail](#) for Windows

From: [Kent Thompson](#)
To: [Council Packet](#)
Subject: New flood plain proposal
Date: Monday, December 19, 2022 7:29:02 AM

23 years ago we mapped a plan, that was staff driven also. 7 of us were from the business community and 21 from neighborhood groups. A moderator pushed the discussion to the way staff wanted to see results.

Outcome was based on a 100 year flood across the city at the same time. In the history of weather keeping Lincoln's watershed has never had such an event. When the foundation of making decisions are false so then is the outcome.

Finally it was agreed that all future developments would capture - detain 20% more water than run off from development would produce.....to remove the risk to then current flood plain areas.

Then, as now, the benefits are to the engineers who have been meeting all summer to devise technical notes. The same engineers that fund your election campaign, that increase the cost of low- and middle-income housing.

Why do you parade in public as wanting to find solutions for housing, while continuing to increase the costs with absolutely no benefit to our watershed with these new regulations?

Thank you
Kent Thompson

From: [Alan Hersch](#)
To: [Council Packet](#)
Cc: [Mayor](#)
Subject: Table the LES appointments
Date: Monday, December 19, 2022 8:01:39 AM
Importance: High

I urge the Council to table the approval of the Mayor's LES Board appointments. The LES board should consist of people with diverse viewpoints regarding the provision of electric power for our City. The Mayor's nominees are obvious climate change activists who will push their personal positions instead of a balanced viewpoint best for ratepayers. Lincoln should not reflect the climate activism of places like California where electric ratepayers are suffering the consequences.

Alan & Donna Hersch
5940 Dobsons Ct.
Lincoln

From: jon@jonrademacher.com
To: [Council Packet](#)
Subject: Drainage criteria
Date: Monday, December 19, 2022 8:47:39 AM

I support the REALTORS Association Stormwater Coalition amendments.

Jon Rademacher, CRS

Performance Property Management

6201 S 58th St, Suite C

Lincoln NE 68516

402.416.8582

www.PPMLincoln.com

Jon@JonRademacher.com

Realtor * Property Management

From: [City Clerk](#)
To: [Council Packet](#)
Subject: FW: LED Streetlights Are Unfit For Purpose
Date: Monday, December 19, 2022 9:25:39 AM

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

From: Mark Baker <mbaker@softlights.org>
Sent: Thursday, December 15, 2022 10:15 AM
To: JCA Attorney <JCAAttorney@lincoln.ne.gov>; City Clerk <CityClerk@lincoln.ne.gov>
Cc: Transportation and Utilities <LTU@lincoln.ne.gov>; Transportation <transportation@lincoln.ne.gov>; Mayor <mayor@lincoln.ne.gov>; Tammy J. Ward <TJWard@lincoln.ne.gov>; Tom J. Beckius <TBeckius@lincoln.ne.gov>; James M. Bowers <JBowers@lincoln.ne.gov>; Richard W. Meginnis <RMeginnis@lincoln.ne.gov>; Jane Raybould <JRaybould@lincoln.ne.gov>; Sandra J. Washington <SWashington@lincoln.ne.gov>; Bennie R. Shobe <BShobe@lincoln.ne.gov>; Lin Quenzer <LQuenzer@lincoln.ne.gov>; awegley@journalstar.com; Richard Cherry <richard.c.cherry@gmail.com>
Subject: LED Streetlights Are Unfit For Purpose

Dear City Clerk and City Attorney, Lincoln, Nebraska,

This is a public comment for the city council.

Dear City Council, Lincoln, NE,

The Soft Lights Foundation has been alerting the city of Lincoln, NE about the dangers of LED streetlights for several years, and yet the city has continued to ignore the information we have provided. I am writing to you again today because the city has a duty of care and legal obligation to investigate and take seriously the information we are providing about the toxicity and discriminatory effects of flat surface LED visible radiation.

1. LED light has very little dispersion. An LED streetlight emits a dense beam of light that does not disperse following an inverse square law. This type of directed energy beam is unacceptable for the purpose of providing safe, uniform illumination.
2. The density of LED light far exceeds the capacity of our biological cells to absorb the energy. Since there is little dispersion, most of the density of the emitted light lands on our eyes and skin. This pressure can be too much for many individuals. Human comfort level is around 300 nits of peak luminance. LED streetlights may put pressure on the eye at 100,000 nits or more.
3. The excessive density and spatial non-uniformity within an LED beam has been shown to trigger photosensitive grand mal seizures, debilitating migraines, nausea, and other adverse medical effects. LED streetlights create a barrier to access to public services. Imagine that the LED streetlights were a 100+dB siren of sound instead of light, and that this sound was left on all night. This would be debilitating torture for most. This is the same effect for the dense pressure of LED light beams.
4. The Food and Drug Administration is still reviewing our petition to regulate LED products. Our petition was submitted on June 13, 2022 and there is still no outcome, but we do know that the FDA is actively investigating. Whether the FDA decides to make a political decision versus a health decision remains to be seen, but this significant action is under way. <https://www.regulations.gov/document/FDA-2022-P-1151-0001> <<https://protect-us.mimecast.com/s/OgwfCERpZPFIm6QxhNIW4c?domain=regulations.gov>>

With no FDA approval, no photometric standards, proven adverse health effects due to the light density and spatial shape, no protections for comfort, health, or safety, hundreds of studies showing the severe health impacts of blue/indigo wavelength light at night, and the poor quality construction of LED streetlights, the city of Lincoln will

be grossly negligent and liable if it continues to install or replace street lights with LEDs.

The purpose of this letter is to ensure that the city has this information on record for any future liability lawsuits for misspent public tax dollars, class actions for harm to public health, ADA lawsuits, etc. There is no legal justification for the continued operation of LED streetlights that would allow the city to survive legal challenges.

Sincerely,

Mark Baker

President

Soft Lights Foundation

www.softlights.org <<https://protect-us.mimecast.com/s/H7ADCJ6xYPhBRQ7wczAwSS?domain=softlights.org>>

mbaker@softlights.org <<mailto:mbaker@softlights.org>>

From: [Todd Furasek](#)
To: [Council Packet](#)
Subject: Stormwater Coalition
Date: Monday, December 19, 2022 9:30:39 AM
Attachments: [image001.png](#)

Lincoln City Council Members,

Many Lincoln businesses and nonprofits have come together to form the Stormwater Coalition. The purpose of the Coalition is to provide a unified voice and actionable comments regarding the proposed changes to the City of Lincoln's Drainage Criteria Manual, now known as the Flood and Water Quality Protection Manual. The Coalition continuously communicated with the City, but the final regulations proposed significantly increase infrastructure costs to development, leading to higher lot costs, and higher home prices. The Coalition has made every effort to compromise and suggest several amendments to the regulations, to minimize their impact on the cost of housing in Lincoln, but the City's cooperation is not certain.

On Monday, December 19, the Lincoln City Council is supposed to vote on the proposed updates. I encourage the Lincoln City Council members to adopt the amendments to the regulations proposed by the Coalition to minimize the impact on the cost of housing in Lincoln.

Thank you for your time!

Todd Furasek

Vice-President — Commercial Lending

402-323-1795 Direct

402-440-1417 Cell

www.ubt.com

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Lincoln, NE 68506

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From: [Carolyn Nolte](#)
To: [Council Packet](#)
Subject: Title 11 Revisions
Date: Monday, December 19, 2022 9:59:03 AM

City Council Members,

With the honorable Councilmember Jane Raybould leaving office, I had expected Title 11 revisions to be finalized.

How do you intend to move forward? How will you respond to the citizens who signed the Title 11 Revisions petition? How will you legislate protections for LGBTQ+ and other citizens identified in the Title 11 revisions? What are your next steps?

I look forward to your earnest response,

Carolyn Nolte
940 South 20th Street

From: [Jim & Deanna McClintick](#)
To: [Council Packet](#)
Cc: [Richard W. Meginnis](#); [Jane Raybould](#); ["Ed.wyatt@edwardjones.com"](mailto:Ed.wyatt@edwardjones.com); [Tom J. Beckius](#); [Sandra J. Washington](#); [Bennie R. Shobe](#); [James M. Bowers](#)
Subject: LES
Date: Monday, December 19, 2022 10:28:09 AM

Hello,

I am very disappointed in the Mayor's LES board appointments. DeNay Kalkowski should be reappointed. I totally agree with Richard Meginnis, Jane Raybould, and Tammy Ward. Please reconsider these appointments and do not just be a rubber stamp. That is not your job.

Thank you for your service and time.
Best regards,
Deanna McClintick

From: Christina Melgoza
To: [Council Packet](#)
Subject: Drainage Criteria Manual - Policy Change
Date: Monday, December 19, 2022 2:12:54 PM

Last year, HBAL joined 26 other Lincoln business and nonprofits to form the Stormwater Coalition. The purpose of the Coalition is to provide a unified voice and actionable comments on proposed changes to the City of Lincoln's Drainage Criteria Manual, now known as the Flood and Water Quality Protection Manual. The coalition feels strongly that the final regulations proposed significantly increase infrastructure costs to development, leading to higher lot costs, and higher home prices.

As a member of HBAL, Krueger Development asks that you adopt the amendments proposed by the Coalition to minimize the impact on the cost of housing in Lincoln.

Thank you for your consideration.

Christina Melgoza

Director of Residential Development

Krueger Development

8200 Cody Drive, Suite F

Lincoln, NE 68512

www.kruegerdevelopment.com <<https://protect-us.mimecast.com/s/WCRVCR6JMLhGJ2x1tNL-nR?domain=kruegerdevelopment.com/>>

From: matt realtyworksne.com
To: [Council Packet](#)
Subject: Please Adopt Amendments
Date: Monday, December 19, 2022 1:08:57 PM

Dear City Council Members:

As members of at least three organizations that are a part of the Stormwater Coalition:

1. The Realtors Association of Lincoln.
2. The Home Builders Association of Lincoln.
3. Lincoln Chamber of Commerce.

We ask that you adopt the amendments recommended to you by the coalition.

Matt Kirkland
402-802-7018
Realty Works Group/Giving Realty
www.matt.giving-realty.com <<https://protect-us.mimecast.com/s/D8pICERpZPFImrMWsp9H7T?domain=matt.giving-realty.com>>

Jennifer Kirkland
402-483-1214
Realty Works
www.realtyworksne.com <<https://protect-us.mimecast.com/s/CDyQCG6rY9hBmxGJsQ-LSO?domain=realtyworksne.com>>

From: [Kevin C](#)
To: [Council Packet](#)
Subject: Drainage Criteria Manual - Policy Change
Date: Monday, December 19, 2022 10:31:00 AM

Council members,

I ask that you please adopt the amendments to the regulations proposed by the Coalition to minimize the impact on the cost of housing in Lincoln

Thank you,

Kevin Creevan

Project Manager

VerMaas Construction

1900 SW 6th Lincoln NE 68522

Office 402.423.3860

Fax 402.421.2426

Cell 402.450.4958

From: [Davis, Jeffrey N \(Govt Affairs\)](#)
To: [Council Packet](#)
Subject: BNSF Railway Supports Amendments Offered by Stormwater Coalition...
Date: Monday, December 19, 2022 11:49:55 AM

To Whom It May Concern:

BNSF Railway supports the amendments proposed by the Stormwater Coalition.

Sincerely,

Jeff Davis, Esq.

Executive Director

BNSF Railway Public Affairs

913-626-2545

From: [Robert Bryant](#)
To: [Council Packet](#)
Subject: Drainage Criteria Manual
Date: Monday, December 19, 2022 11:51:14 AM

As a businessperson and resident of Lincoln Nebraska, I would like to strongly encourage you to adopt the amendments offered by the Stormwater Coalition to the bill updating the Drainage Criteria Manual soon to be in front of you. Thank you.

Robert Bryant
5401 S. 31st Street Court
Lincoln, NE 68516

From: [Lea Barker](#)
To: [Council Packet](#)
Subject: drainage criteria
Date: Monday, December 19, 2022 12:05:31 PM

Dear city council members,

I am writing to ask you to adopt the amendments to the regulations proposed by the Coalition to minimize the impact on the cost of housing in Lincoln. As you know, workforce housing is in great demand but few builders can build in that price range. Our company constantly strives to keep costs down to make building a new home more affordable, especially for first time home buyers and workforce housing. As you know, that has been very difficult these past few years with supply and labor shortages. By adopting the amendments to the regulations, you would be taking a step in the right direction to help keep homes more affordable for Lincolniters. Thank you for your consideration!



From: [Perry A Pirsch](#)
To: [Council Packet](#)
Subject: Drainage Proposal
Date: Monday, December 19, 2022 12:22:42 PM

Dear City Council,

I remember the Antelope Valley Project that cost taxpayers \$246 million and lifted a large section of downtown Lincoln out of the flood plain. Seems to me there was also the Deadmans Run Flood Reduction Project and other additional projects, at millions of dollars of taxpayer expense, that were created to lift Lincoln out of the floodplain and mitigate the risks of flooding. Since that time, I recall flooding has been minimal, even with the swelling of Salt Creek I witnessed a few years back.

I confess I do not have sufficient information to have a firm opinion whether the proposed additional flood mitigation is warranted in the city's Drainage Criteria Manual, but I think before requiring developers to "invest" in any addition flood protection, more data should be assessed. For example, a cost-benefit analysis of the proposed regulations in consideration of the increased cost on development, the likelihood of a protracted rain encompassing all of Lincoln, and less expensive or onerous alternatives, such as the creation of reservoirs that would have a beneficial impact on not only flood mitigation, but tourism and quality of life. (As my part-time Ashland neighbor Mayor Baird would certainly agree, living near bodies of water is quite therapeutic.)

In summation, prior to adopting additional regulations that can have a profound impact of the costs of development, please consider viable, lower cost alternatives. As property values have already escalated and raised property taxes, let's try to keep life in Lincoln, Nebraska affordable by avoiding any additional burdens on citizens and businesses that are not absolutely critical to infrastructure and public safety.

Thank you for your consideration.

Sincerely,

Perry A. Pirsch, Esq.

Perry A. Pirsch, Esq.*
PIRSCH LEGAL SERVICES, PC, LLO
Perry@NebraskaBusiness.Legal
402-521-0930
Offices in Omaha, Lincoln, and Ashland

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From: [Steven Bowen](#)
To: [Council Packet](#)
Subject: Stormwater Coalition
Date: Monday, December 19, 2022 12:27:58 PM

Please, consider the options developed by the “Stormwater Coalition”. This is the way to go.

Thanks,

Steven P. Bowen
Citizen of Lincoln, NE

Sent from [Mail](#) for Windows

From: [Troy Bird](#)
To: [Council Packet](#)
Subject: Drainage Criteria Manual
Date: Monday, December 19, 2022 1:16:31 PM

Dear City Council,

I am concerned about the impacts the updates to the Drainage Criteria Manual will have on growth and development in Lincoln. Please, at the very least, adopt the amendments offered by the Stormwater Coalition.

Additional research and reporting of efficacy of possible alternative solutions should be completed prior to any modifications or alterations being made to the Drainage Criteria Manual.

Best,

Troy - A concerned Lincoln citizen who deals with real estate and housing in our town every day.

Sent from [Mail](#) for Windows

From: [Colten Zamrzla](#)
To: [Council Packet](#)
Subject: Proposed Drainage Criteria Manual Changes
Date: Monday, December 19, 2022 1:40:31 PM

Dear Lincoln City Council Members,

I understand the difficult place you're in with the proposed changes, however, in trying to mitigate current and future flooding risk with the current proposed changes, you'll be severely negatively impacting the affordability of housing in Lincoln—another key legislative priority of the Council and an important issue to me and the other citizens of Lincoln.

My request is to table the proposed changes to provide time to work with Kent Seacrest and the coalition he's put together. While future flooding risk needs to be addressed, I'm certain there is a more nuanced approach that can be taken that will both protect Lincoln from flooding while also keeping development costs, and thus housing costs, affordable.

Thank you,

Colten Zamrzla
5318 S 39th St – 68516
402-413-2475

From: [Matt Schulte](#)
To: [Council Packet](#)
Subject: Flood Plane
Date: Monday, December 19, 2022 1:48:04 PM

Please reject the drainage manual as proposed. I would encourage you to adopt the new flood plane models, but drop the expansion of the flood plane requirements to 2 foot above those new maps.

If we want to develop more affordable housing adopting the manual as proposed is counter intuitive.

Matt Schulte
Husband | Father | Real Estate Agent @ Launch Realty

From: [Diane Walkowiak](#)
To: [Council Packet](#)
Subject: Agenda Item 5.d. 22R-590 Dec 19th Meeting
Date: Monday, December 19, 2022 2:18:52 PM
Attachments: [December 19 LettertoCouncil_BlightedDesignation.pdf](#)

See attached

December 19, 2022

RE: Council agenda item 5.d. 22R-590

Dear Council members:

I am writing to express my support for declaring the Van Dorn Redevelopment Area #2 as substandard and blighted.

As an Indian Village neighborhood resident living a short distance from the area in question, I can personally attest to a definite lack of sidewalks, aged and shoddy buildings, and the difficulty and danger for pedestrians and cyclists along that corridor, especially when trying to cross 9th and 10th. I've often taken my life into my own hands when trying to get across Nebraska Parkway to Subway or Van Dorn Park, and as I age I find I don't run as fast as I used to. The blight determination study also found problems such as ancient sewer and water mains, improper platting, and other factors which only underscore the need for redevelopment in the area.

A blight designation will make redevelopment possible in the area, and allow the use of TIF to create a safe passage for pedestrians and cyclists from the neighborhood to businesses along the west side of the corridor and to Van Dorn Park. If that passage is a signal light at 10th and High, it will also improve conditions for motorists, especially for those experiencing a lengthy wait to make a left turn.

I've been active in the Indian Village Neighborhood Association for years, and a safe crossing to the park was one of our first goals....back in 1994. We were continually told to wait for the South Beltway to be open. That day arrived last week (yay!), so perhaps it's time to commit to some needed changes along this corridor. A safe crossing at that intersection is also included in the city's current Bike Plan, to connect the Boosalis and Bison trails.

Your support for this blight declaration would be appreciated.

Thank you.

Diane Walkowiak

1600 Sioux St, Lincoln NE 68502 402-613-9132

PS: I'd be there in person to testify today, but I have shingles on my face and am in great pain.

From: [D McIntosh](#)
To: [Council Packet](#)
Subject: LES Board
Date: Monday, December 19, 2022 2:19:15 PM

Good Day,

I read with interest the Mayor's LES board selections. It appears to me you have a mayor that operates unchecked and is doing what ever she fancy's. Worse than that is someone is pulling her strings and I doubt they live anywhere near Nebraska.

It's past time to establish a better system of checks and balances on the mayor position. The City Council should have a say in the direction the city is going to include anything the mayor is doing.

In this case whether you believe in climate change or not we cannot have people that will move toward 100% green schemes and take away or increase the cost of energy tax payers are paying to survive. It has to be a well proven system of reliability before you take away old established methods. Remember that BS where we were shutting down power to pull Texas through the cold due to their lack of preparedness? In Europe you are setting in a restaurant or your room and it goes dark and cold due to no power. That's not a way to live especially in the winter.

We have to have a mix of thinkers with common sense on this board and that's not the way it is headed. I'd be looking at Electrical Engineers that are not pressured to go in a direction that they know will not work.

Thank you,
D McIntosh

Sent from [Mail](#) for Windows

From: [Dennis Mehrhoff](#)
To: [Council Packet](#)
Subject: Stormwater changes
Date: Monday, December 19, 2022 9:32:42 PM

I am sending this to express my support for the Realtors Association Stormwater Coalition amendments.

Dennis

Dennis Mehrhoff
(402)440-8585
Woods Bros Realty
2900 So 70th St Suite 300
Lincoln, NE 68506
dennis.mehrhoff@woodsbro.com

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From: [Bri Sorensen](#)
To: [Council Packet](#)
Subject: Intersection of 63rd and Leighton
Date: Tuesday, December 20, 2022 7:05:41 AM

Good morning,

I have recently learned of the city council's consideration to construct a round-a-bout at the intersection of 63rd and Leighton. I am the owner of 2245 N. 63rd St.

I have some serious concerns about the plan to change the intersection.

- 1) Space available for a round-a-bout. It doesn't seem that there is sufficient width in the existing roads, either 63rd or Leighton, to construct a round-a-bout.
- 2) My driveway and the driveway of Connie Hulinski's property across from me on 63rd would be severely impacted by the unpredictable transit of vehicles through a round-a-bout. I understand the cause of the consideration of the proposed project was an analysis of wrecks at the intersection. I wonder if the council has given any consideration to the danger presented to the property owners who will have to enter onto the roadway from their respective driveways with little to no restriction on stopping oncoming traffic. Common sense suggests that each of the properties at that intersection (I count 7) would have tremendous difficulty safely navigating their way onto the roadway. Further, has the council done a study of the demographic that travels this intersection during peak travel time? Or a study of the ages of those drivers involved in the wrecks indicated in the study? It would seem to me that the council proposes a solution which will require young drivers to navigate a tight round-a-bout (that no one in the United States really understands how to navigate anyway) during high traffic hours, while also attempting to avoid vehicles entering onto the road from driveways located very near the proposed round-a-bout. That doesn't seem like a solution---
- 3) This seems to be an expensive and drastic approach to dealing with the traffic at the intersection. Having lived at 2245 N. 63rd for many years, I understand the pattern of traffic. There is, of course, an increase during the school year. Particularly when school begins and ends each day (hence the probable young demographic of drivers). I believe that is one of the reasons the gigantic electric poll that was placed at the corner in summer of 2013 was removed-- it impeded line of sight. There is now a smaller poll and MANY support lines for that electric infrastructure. What does the council propose to do with all of those lines? Certainly-- that would present a safety issue for traffic. If the council proposes to move those lines further onto adjacent property owner's land--- what is the compensation to the property owners? Common sense also suggests that there are other alternatives that are less expensive and safer for the --probably-- young demographic that travels that intersection during peak traffic times. The first thing that comes to my mind is a traffic signal timed and set during peak travel times. It would seem to me that there would be very little infrastructure required to place a traffic signal at the intersection.

I would like to formally request advanced notice of any proposed action the city proposes to take on this plan-- I would like the opportunity to address the council with my concerns. Having received no notice, I presume there has been no formal action taken.

I trust that you will share this email with the council. And I will look forward to hearing from

my council representative for an explanation of the concerns I have presented.

Sincerely,

--

Bri Sorensen

Attorney at Law

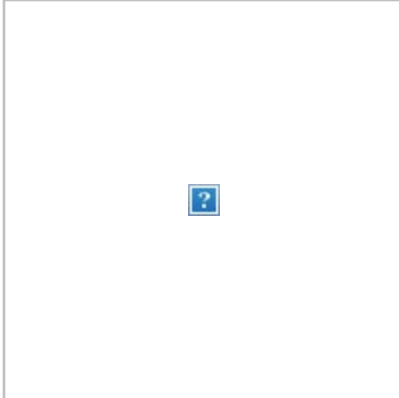
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PO Box 287

Shenandoah, IA 51601

(712) 246-1924

Fax: (712) 246-1925



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From: [Jim & Deanna McClintick](#)
To: [Tom J. Beckius](#)
Cc: [Council Packet](#); [Richard W. Meginnis](#)
Subject: Flood
Date: Tuesday, December 20, 2022 8:45:38 AM

Hello, Mr. Beckius,

Thank you for working on flood compromise and please listen to the builders. We do not need to be extreme.

Best regards,
Deanna McClintick

From: [Logan Otto](#)
To: [Council Packet](#)
Subject: Fwd: Knolls development
Date: Tuesday, December 20, 2022 9:26:23 AM

All concerned

I am an 11 year resident that has had the privilege of raising my children in this special quiet neighborhood. We are directly impacted as the proposed development abuts our backyard. It will create safety concerns for our families and countless others.

I apologize for not cooperating sooner in voicing concern for this high density and non conforming proposal. The current residents that are being impacted by this development have had less than 30 days of being aware of the situation. I personally feel overwhelmed and blind sided by the untimely holiday season disclosure of these highly impactful zoning, density, and multiple setback variance requests.

All of which are detrimental to the character and safety of our community.

My 4 teenage children are currently driving or will be.

It is with great concern that I see the unfolding of this projected high density development. The congestion problems for all families, especially school aged will be dangerously overwhelming. There is currently not sufficient safe traffic flow at the Cheney/Knolls intersection. To compound this dangerous situation with high density, 4x current density, non-conforming tract housing with multiple proposed zoning variances would be a reckless threat to all residents and families transporting children to the nearby schools. Dangerously interrupting traffic flow at critical travel times.

The fact that commercial non-living development would happen in this special long time residential neighborhood is perplexing at a minimum. There are currently underdeveloped commercial areas within distances deemed appropriate and beneficial within Commission desired distances to this residential area.

There is no beneficial need and certainly no desire, especially in light of the impending safety issues at this location.

Safety and conformity to the community should be of utmost consideration before allowing changes that have the potential for undesirable irreversible future outcomes.

Please consider allowing residents in light of the holiday timing to have more time to digest this situation.

Time to think about their futures in our neighborhood.

The city, our neighborhood and the community would be better served with more time to mutually cooperate with city planners and safety professionals. Allowing careful consideration for all to create an inclusive development proposal that best serves all impacted citizens.

Please consider the requests by the current residents of this special neighborhood in providing

more time and ability to provide mutually beneficial inputs and co-operative participation in this addition to our neighborhood.

Sincerely,

Logan Otto Family
6000 Norman Road

402-430-7144

Loganottoi@gmail.com

From: [Walter Chen](#)
To: [Council Packet](#)
Subject: FOIA/Open Records Request
Date: Tuesday, December 20, 2022 4:01:28 PM

Hello there,

I would like to submit an Open Records/FOIA request for all documents (presentations, budgets, proposals, projections, estimates, plans, designs, etc.) associated with the Lincoln Youth Complex project. These documents may have been presented to the Lincoln City Council and Mayor's Office, Lincoln Economic Development Corporation, Lincoln Convention & Visitors Bureau, etc.

Would appreciate information on how to go about submitting this request and getting PDF copies of said documents.

Thank you,
Walter