



Directors Meeting Agenda

Monday, October 16th, 2023, 2:00 p.m.

555 S 10th Street Luxford Studio

- I. Approval of Directors Meeting Minutes from October 2nd, 2023
- II. City Clerk Advisories
- III. Mayor's Advisories
- IV. Director's Advisories
- V. City Council: Commissions, Committees, and Event Updates
- VI. Post-Meeting Council Members Calls to City Directors
- VII. Adjournment – Next Directors Meeting – October 23rd, 2023, 2:00 p.m.

Correspondence – Online for Review

- I. Directorial Correspondence
 - i. BPC231005 – 1 PC Action – Shelli Reid
 - ii. BPC231005 – 2 PC Action – REVISED – Shelli Reid
 - iii. BPC231005 – 3 PC Final Action Notice – Shelli Reid
 - iv. BP231010-1 AA Weekly Approvals – Jennifer McDonald
- II. Constituent Correspondence
 - i. Question for council – Jessica Wersky
 - ii. Woods Park–Keep It Green – Patti Nielsen
 - iii. FW: Lincoln Walking Bridge Defects – Landy Dauber
 - iv. Woods Park – Keep it Green – Susie Howard, Sally DeLair, Kevin Clark, G.B., Christine Nesmith, Kevin & Larrie Clark, Mary Pictlamale, Erica Karas, R.F., Nancy Kennedy, Erica Karas, and Judy Gordman (Wittherbee)
 - v. Zoning Code Update – Council – John Dow

The Directors Meeting Agendas and Minutes may be accessed online at:

<https://www.lincoln.ne.gov/City/City-Council/Directors-Minutes-Agendas>

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

NOTICE: The Lincoln/Lancaster County Planning Commission will hold a public hearing on Wednesday, October 4, 2023, 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.

AGENDA

WEDNESDAY, October 4, 2023

[All Commissioners present]

Approval of minutes of the regular meeting held September 20, 2023. ****APPROVED: 9-0****

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

TEXT AMENDMENT:

1.1 TEXT AMENDMENT 23013, amending the Lincoln Municipal Code Chapter 4.36.030, Duties and Powers, to add Accessory Dwelling Design Standards; Chapter 4.36.040, Advisory Review Process, to rename the reference for the objectives of the Urban Design Committee; Chapter 4.36.050, Meetings, Rules, and Notice of Public Hearings, to add Accessory Dwelling Design Standards; Chapter 4.36.070, Appeals, to add Accessory Dwelling Design Standards; to add Chapter 4.36.080, Jurisdiction of the Committee Relative to Other Boards; Chapter 27.56.040, Nebraska Capitol Environs Commission Created, to increase the ex officio, nonvoting members from three to four; Chapter 27.57.110, Powers and Duties, to add text to make recommendations to the Mayor, City Council, Planning Commission, City Boards, and City Departments in matters relating to historic preservation; Chapter 27.57.180 to decrease the period of appeal to City Council from thirty days to fourteen days; and to add Chapter 27.57.190, Jurisdiction of the Commission Relative to Other Boards.

Staff recommendation: Approval

Staff Planner: Arvind Gopalakrishnan, 402-441-7603,

agopalakrishnan@lincoln.ne.gov

This application was removed from the Consent Agenda and had a separate public hearing. Planning Commission recommendation: APPROVAL: 9-0.

Public hearing before the City Council is tentatively scheduled for Monday, October 23, 2023, 3:00 p.m.

CHANGE OF ZONE:

- 1.2 CHANGE OF ZONE 19031C, to amend an existing Chateau at Yankee Hill PUD (Planned Unit Development), to modify the O-3 (Office District) district within the PUD to allow “restaurant” as a permitted use, on property generally located at South 40th Street and Yankee Hill Road.

Staff recommendation: Conditional Approval

Staff Planner: Ben Callahan, 402-441-6360, bcallahan@lincoln.ne.gov

Planning Commission recommendation: CONDITIONAL APPROVAL: 9-0, as set forth in the conditions of the staff report dated September 21, 2023. Public hearing before the City Council is tentatively scheduled for Monday, October 23, 2023, 3:00 p.m.

- 1.3 CHANGE OF ZONE 23064, from AGR (Agricultural District) to R-3 (Residential District), on a property generally located at 7005 and 7155 S. 75th Street.

Staff recommendation: Conditional Approval

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

Planning Commission recommendation: CONDITIONAL APPROVAL: 9-0, as set forth in the conditions of the staff report dated September 20, 2023. Public hearing before the City Council is tentatively scheduled for Monday, October 23, 2023, 3:00 p.m.

PERMITS

- 1.4 SPECIAL PERMIT 13048B, amending an existing special permit to increase the maximum number of residents at the residential healthcare facility from 18 to 21 people, on property generally located at 740 S. 17th Street. ***FINAL ACTION***

Staff recommendation: Approval with Conditions

Staff Planner: Stephanie Rouse, 402-441-6373, srouse@lincoln.ne.gov

Planning Commission granted the request on behalf of staff for a 2-week deferral, with continued public hearing and action scheduled on on October 18, 2023.

- 1.5 SPECIAL PERMIT 22045A, to allow for an expansion of the Hawley Corners CUP (Community Unit Plan) by .32 acres, more or less, to add 8 additional dwelling units with associated waivers, on property generally located at 2537 Vine Street.

FINAL ACTION

Staff recommendation: Conditional Approval

Staff Planner: Ben Callahan, 402-441-6360, bcallahan@lincoln.ne.gov

This application was removed from the Consent Agenda and had a separate public hearing. Planning Commission “final action”: DENIAL: 7-2 (Ball and Joy dissenting), as set forth in the conditions of the staff report dated September 21, 2023.

- 1.6 SPECIAL PERMIT 23032, to allow for a cupola exceeding the 35-foot height limit in the AG district by 10 feet, on property generally located at 3770 W Vine Street.

FINAL ACTION

Staff recommendation: Conditional Approval
Staff Planner: Emma Martin, 402-441-6369, emartin@lincoln.ne.gov
Planning Commission “final action”: CONDITIONAL APPROVAL: 9-0, as set forth in the conditions of the staff report dated September 20, 2023. Resolution No. PC-01877.

MISCELLANEOUS

1.7 STREET AND ALLEY VACATION 23007, to vacate the street right-of-way stub in South 70th Street, lying adjacent to property generally located adjacent to 6601 South 70th Street.

Staff recommendation: Conforms to the Comprehensive Plan

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

Planning Commission recommendation: FINDING OF CONFORMANCE: 9-0, Public hearing before the City Council will be scheduled when the provisions 14.20 of the Lincoln Municipal Code have been satisfied.

2. **REQUESTS FOR DEFERRAL: Item 1.4**

3. **ITEMS REMOVED FROM CONSENT AGENDA: Items 1.1 and 1.5**

4. **PUBLIC HEARING AND ADMINISTRATIVE ACTION**

CHANGE OF ZONE:

4.1 CHANGE OF ZONE 21020A, to amend the South of Downtown Planned Unit Development (PUD) with the addition of "Subarea 1" within the PUD to allow for a redevelopment project including up to 9,200 square feet of commercial space and 125 multifamily dwelling units on property zoned B-3 (Business District) and R-7 (Residential District) PUD with associated waivers, on property generally located at 1000 South 13th Street.

Staff recommendation: Conditional Approval

Staff Planner: Ben Callahan, 402-441-6360, bcallahan@lincoln.ne.gov

(absent), as set forth in the revised conditions as offered by staff and agreed upon by the applicant, of the staff report dated September 20, 2023. Public hearing before the City Council is tentatively scheduled for Monday, October 23, 2023, 3:00 p.m.

5. **CONTINUED PUBLIC HEARING AND ADMINISTRATIVE ACTION**

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

Adjournment: 3:23 p.m.

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

NOTICE: The Lincoln/Lancaster County Planning Commission will hold a public hearing on Wednesday, October 4, 2023, 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.

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Adjournment: **3:23 p.m.**

PLANNING COMMISSION FINAL ACTION NOTIFICATION

TO: Mayor Leirion Gaylor Baird
Lincoln City Council

FROM: Shelli Reid, Planning

DATE: October 5, 2023

RE: Notice of final action by Planning Commission: October 4, 2023

Please be advised that on October 4, 2023, the Lincoln City-Lancaster County Planning Commission adopted the following resolution:

Resolution PC-01877, approving SPECIAL PERMIT 23032, to allow for a cupola exceeding the 35-foot height limit in the AG district by 10 feet, on property legally described as Lot 83, located in the Southwest Quarter of the Northwest Quarter of Section 20-10-6, Lancaster County, Nebraska, generally located at 3770 W Vine 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 Resolutions 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. SP23032) click on "Search", then "Select", and go to "Related Documents".

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Memorandum

Date: October 10, 2023
To: City Clerk
From: Clara McCully, Planning Dept.
Re: Administrative Approvals
cc: Shelli Reid, Planning Dept.

This is a list of City administrative approvals by the Planning Director from October 4, 2023, through October 9, 2023:

Administrative Amendment 23060 to Change of Zone 22012 for the Bishop Heights Planned Unit Development was approved by the Planning Director on September 29, 2023, to allow light trespass across internal lot lines on Lots 1-7 up to 4.2 footcandles vertically and 3.7 footcandles horizontally, generally located at the northeast corner of S. 27th Street and Nebraska Parkway.

Administrative Amendment 23059 to Use Permit 84B, for Elizabeth Park South, was approved by the Planning Director on October 4, 2023, to revise the land use table to show commercial land uses allowed for all lots and other minor revisions, generally located at S. 70th Street and Pioneers Boulevard.

Administrative Amendment 23053 to Use Permit 19008, for I-80 and US-77 Development, was approved by the Planning Director on October 4, 2023, to include a phase two building by updating the site plan, grading and drainage plans, generally located at Highway 77 and Interstate 80.

From: [Jessica Wersky](#)
To: [Council Packet](#)
Subject: Question for council
Date: Wednesday, October 4, 2023 5:57:41 PM

Hello,

I am interested in bringing an issue to the council pertaining to sexually explicit library books in the YA section. I have attended library board meetings for about 6 months with no headway made. I feel strongly that this is a serious public concern. Should I just come to a meeting on the 2nd or last Monday and speak in the open comments time or would you like more information so that I could be on the agenda?

Thank you,
Jessica Wersky

From: [Patti Nielsen](#)
To: [Mayor](#); [Council Packet](#)
Subject: Woods Park—Keep It Green
Date: Friday, October 6, 2023 6:09:42 PM

Dear Mayor Baird and Lincoln City Council

This email is based on my comments at the Parks and Recreation Advisory Board Meeting on Thursday, October 14, 2023

Todd Peterson, President of FOWT, stated that Woods Tennis provides “racquets & free court time to residents of the surrounding neighborhoods.”

I think of this as our own urban myth. We hear about this now and then by word of mouth. We haven’t actually seen it in print, along with directions of when/how this can be done. I don’t know of any neighbors that have played at Woods for free.

We did try it years ago when our sons were young. The first time we tried it the staff at that time didn’t know about “free to the neighborhoods.” So we left and went to play at the courts in the park just SE of Lefler.

A few years later we heard about it and tried again. This time there were open courts but it was dusk and they wouldn’t turn on the lights for us.

At one time we looked into a membership. Two of our sons had lessons and you get a discount on classes if you have a membership. The prices were way out of our reach, especially for a family of 5.

Todd Peterson also said that in Taking the Game to the Community, that they have been motivated to make tennis a public sport in Lincoln—“completely available to players of all income and abilities on a year-round basis.”

Here are the prices and fees for playing tennis at Woods:

Memberships:

Adult: \$310 + tax/year

Senior & Junior: \$250 + tax/year

Wheelchair: \$50 + tax/year

Family memberships cost depended on how many in your family.

Family-2 members: \$460 + tax/year

Family-3 members: \$485 + tax/year

Family-4 members: \$510 + tax/year

Seasonal Pass Pricing:

Adult: Summer \$165 + tax. Winter \$200 + tax

Senior & Junior: Summer \$145 + tax. Winter \$180 + tax.

Family-2 members: Summer \$255 + tax. Winter \$310 + tax.

Court Time

**60 min. indoor court:

\$30 for non-members/\$22 for members

**60 min. outdoor court:

\$12 for non-members/Free for members

Woods Tennis courts are within walking distance of 3 neighborhoods but these prices are not for players of all incomes.

Patti Nielsen

3348 Woods Ave.
Lincoln, NE 68510

Sent from my iPad

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Sent from my iPad

From: [Lindy Dauber](#)
To: [Council Packet](#)
Subject: Lincoln Walking Bridge Defects
Date: Monday, October 9, 2023 10:07:16 AM
Attachments: [image460494.png](#)
[image753394.png](#)
[image583102.png](#)
Importance: High

Dear Lincoln City Council,

While crossing the “Lincoln” walking bridge this last weekend for the Pumpkin run, dozens of parents allowed their children to walk on the edge of the bridge and lean against the metal mesh barrier. We noticed several of the attachments were broken and there are gaps in the barrier where a child or adult could fall to their death. Please have this inspected, and possibly redesign the safety barrier along the bridge. Residents of Lincoln obviously trust the design and integrity of the net with their lives and the lives of their children, believing it was designed to be fool-proof and maintained regularly that it will hold their weight.

Thank you,
Lindy Dauber



Lindy Dauber
Procurement Manager
402-486-7451
Lindy.Dauber@gonines.com

[Get Support](#)

5617 Thompson Creek Blvd
Lincoln, NE 68516
fivenines.com



Dear Mayor Gaylor Baird,

Last year, the Lincoln City Council passed a Climate Action Plan, pledging to reduce the city's carbon emissions. With this in mind, I'm writing to urge you to protect Woods Park by opposing current conceptual plans that would expand the tennis and parking-lot footprint, remove trees and reduce precious green space.

Woods Park serves as a beautiful and welcoming centerpiece to the city of Lincoln. It is a landscape that provides priceless urban green space for neighbors and visitors alike. Located in one of Lincoln's densest and most culturally-diverse areas, keeping Woods Park green and open is good for the health of the citizens as well as the health of the city.

Signed, Erica Karas
Erica Karas



Dear City Council,

Last year, the City Council passed the Climate Action Plan, pledging to reduce the city's carbon emissions. Maintaining green space and trees at the city's parks is a smart way to meet the goals of that plan, while taking away green space and trees would work against it.

I'm writing to you to urge you to protect Woods Park—and honor the Climate Action Plan—by opposing the conceptual plans that would expand the tennis center north and add a new parking area. Such a plan would require the removal of dozens of mature trees as well as lead to the loss of precious green space.

Please Say No to expansion

Signed,

Judy Goldman (Hickman)

This iconic Park needs to remain in memories

my memories
my children
my grand-children
PLZ
Say no to
this
change!



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Signed,

Rich Ehlman



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Signed,

Nancy J. Kennedy



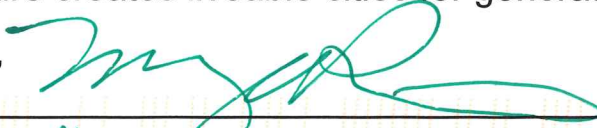
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Please join me in recognizing that increased access to nature creates liveable cities for generations to come.

Signed,



Mary Pichnamak

**WOODS
PARK** 
**KEEP IT
GREEN**
FIND US ON FACEBOOK

Dear City Council members,

I'm writing to urge you to protect Woods Park by opposing current conceptual plans that would expand the tennis and parking-lot footprint, remove trees and reduce precious green space.

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Signed,



Erica Karas

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* Please

Signed, Kevin & Carrie Clark
3330 Woods Ave.

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PARK**
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Signed, Christine Nesmith

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3330 WOODS AVE.

**WOODS
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Lincoln City Council

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Signed,

Sally DeLair

**WOODS
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Dear City Council,

I've lived in Lincoln my whole life. Woods Park has always been a staple for green space over the years. Now, with the passing of the Climate Action Plan, why would we as a community allow the removal of approximately 50 trees to make room for a multi-story tennis building, concrete parking and more tennis courts. I oppose any plans that continue subsidizing the tennis courts being in

Signed,

Woods Park. Thank You! Susie Howard

**WOODS
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KEEP IT
GREEN
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From: [John Dow](#)
To: [Council Packet](#)
Subject: Zoning Code Update - Council
Date: Tuesday, October 10, 2023 2:58:37 PM

Hi,

Wanted to inquire with your team if the City of Lincoln was going to update their sign / zoning codes to align with those that are content neutral as determined by the Supreme Court in recent years. Your off-premise sign codes are still restricting speech and also limit any competition in the market by only allowing new signs to those with credits. Also impacts from the Reed v. Town of Gilbert has been filtering through zoning departments across the Country and even in parts of Nebraska that are updating their sign codes to conform.

Thanks,

John Dow
Lincoln Area Resident