DIRECTORS’ MEETING
MONDAY, APRIL 23, 2007
11:00 A.M.
COUNTY/CITY BUILDING
CONFERENCE ROOM 113

I. MAYOR -
1. NEWS ADVISORY - RE: Mayor Seng’s Public Schedule Week of April 14 through April 20, 2007 (Delivered to Council Members on 04/16/07).

2. NEWS RELEASE - RE: Mayor’s Arts Awards Winners Announced.

II. DIRECTORS -

FINANCE
1. Memo from Don Herz, Finance Director - RE: Reduce Duplicate Payments.

FINANCE/BUDGET
1. April Sales Tax Reports: -
   a) Actual Compared to Projected Sales Tax Collections;
   c) Sales Tax Refunds 2001-2002 Through 2006-2007; and

FINANCE/CITY TREASURER

PLANNING

2. Response from Jean Walker to Joel Ludwig - RE: Refers to Special Permit #07009, Kadavy Estates Community Unit Plan.

PLANNING COMMISSION FINAL ACTION ..... 

2. Special Permit #07007 - Expansion of nonstandard use - Zion Church (Northwest corner of S. 9th & D Streets) Resolution No. PC-01046.
PUBLIC WORKS & UTILITIES
1. ADVISORY - RE: Water main project #700285 - 2nd Street; M - J; J Street; 1st - 2nd.

III. CITY CLERK

IV. COUNCIL REQUESTS/CORRESPONDENCE -

ANNETTE McROY

1. Catalyst One Selection Process Letters: -
   a) To Mayor Seng from Kim Sturzenegger; and
   b) To Kim Sturzenegger from Mayor Seng.

V. MISCELLANEOUS -

1. Email from Joel Ludwig - RE: Protect the commercial future of Lincoln/Lancaster County.

2. Email from Shannon McGovern - RE: NDOR information.


4. Letter from Beth Thacker, Chairman, Mayor’s Pedestrian/Bicycle Advisory Committee to Mayor Seng - RE: The downtown bike lanes that were installed in August of 2006.

5. Letter from Substance Abuse Action Coalition Prevention Leadership Team - RE: Building prevention system to change level of underage drinking and substance abuse throughout Lincoln and Lancaster County.

6. Letter & Proclamation of Appreciation presented to the City Council from the Hattie Harris Good Spirits Club International.

VI. ADJOURNMENT
Date: April 13, 2007
Contact: Diane Gonzolas, Citizen Information Center, 441-7831

Mayor Seng’s Public Schedule
Week of April 14 through 20, 2007
Schedule subject to change

Sunday, April 15
* Holocaust memorial unveiling, remarks - 2 p.m., Wynka Cemetery, 3600 "O" Street
* Library volunteer recognition, remarks - 3:15 p.m., Auld Recreation Center, 3140 Sumner
* Holocaust Remembrance Day, remarks - 4 p.m., State Capitol Rotunda

Monday, April 16
* Citizen Police Academy graduation, remarks and award presentations - 7 p.m., Embassy Suites, 1040 "P" Street

Tuesday, April 17
* City Service Award breakfast - 8 a.m., Windsor Stables, 1024 "L" Street
* Live simulcast interview on KFOR and 5 CITY-TV - 12:30 p.m., Room 113, County-City Building, 555 South 10th
* Volunteer Partners proclamation signing - 4:15 p.m., Mayor’s Office, 555 South 10th

Wednesday, April 18
* Health Department annual meeting, remarks - noon, BryanLGH East Medical Plaza Conference Center, 1500 South 48th Street
* Groundbreaking for National Rural Electric Cooperative Association (NRECA), remarks - 5 p.m., site of Cooperative Benefits Administrators Inc. expansion, 8701 Montello Road
* NRECA reception, remarks - 5 p.m., Firethorn Golf Club, 9301 Firethorn Lane

Thursday, April 19
* Grand Lodge dinner, remarks - 5 p.m., 4400 South 80th Street

Friday, April 20
* Nebraska Postal Workers Union, AFL-CIO state convention, remarks - 10 a.m., Howard Johnson’s, 5250 Cornhusker Highway
* Irving Middle School’s 80th birthday celebration, proclamation - 2:30 p.m., 2745 South 22nd Street
MAYOR’S ARTS AWARDS WINNERS ANNOUNCED

Mayor Coleen J. Seng has announced the winners of the 29th annual Mayor’s Arts Awards to be presented the evening of Wednesday, June 6, 2007 at the Lied Center for Performing Arts. The event is sponsored by the Lincoln Arts Council (LAC), and this year’s presenting sponsor is Union Bank. The awards program formally recognizes artistic contributions and achievements in the Lincoln area. This year’s awards are being created by bead artist Marcia Laging Cummings, a 2006 Mayor’s Arts Award recipient.

The event begins with a reception at 5:30 p.m. Dinner will be served at 6:30 p.m., and the awards presentation will begin at 7:15 p.m. Tickets for the event are $50, and reservations are required. Checks can be sent to LAC at 920 “O” Street, Lincoln, NE 68508. More information is available by calling 434-ARTS (2787) or on the LAC Web site at www.artscene.org.

The honorees:

- **Rose Ann Dowty and Peter Heckman**, who led the LAC’s Stories of Home public art project, will receive the Mayor’s Choice Award (sponsored by Cline, Williams, Wright, Johnson & Oldfather, L.L.P.).

- **Frameworks and owner Lynn Boyer** will receive the Oliva Family “Arts for Kids” Award (sponsored by Jack and Dottie Oliva), which honors an individual or organization from outside of the arts professions whose leadership has enhanced arts activities and experiences for children.

- **The Nebraska Jazz Orchestra** will receive the Artistic Achievement Award for Performing Arts (sponsored by Farmers Mutual Insurance Company).

- **Sydney Lynch**, a studio jeweler with work in 70 galleries and shops in the U.S. will receive the Artistic Achievement Award for Visual Arts (sponsored by A to Z Printing).

- **The Lincoln High School Theatre and its production, “This Unsafe Star: The Emmitt Till Story,”** will receive the Artistic Achievement Award for Youth (sponsored by Lincoln Benefit Life).

- The **YWCA of Lincoln and its Star Art Project** will receive the Event of the Year Award (sponsored by Union Bank).

- **Walker and Diane Kennedy** will receive the Halcyon Allsman Benefactor of the Arts Award (sponsored by TierOne Bank) for their significant financial contributions to the arts in Lincoln.
The Nebraska Art Association, the support organization for the Sheldon Memorial Art Gallery, will receive the Arts Organization Award (sponsored by the Lincoln Arts Council).

TierOne Bank will receive the Leadership Award (sponsored by Talent Plus).

Gerry Cox, a retired teacher who has co-produced a map and books on Nebraska authors and literary figures, will receive the Literary Heritage Award (sponsored by the Nebraska Literary Heritage Association).

Government Square Park at 9th and “O” streets, which includes the Acklie Fountain, will receive the Larry Enersen Urban Design Award (sponsored by The Clark Enersen Partners).

David Buntain, an attorney and immediate past president of the Lincoln Symphony Orchestra Board, will receive the Heart of the Arts Award (sponsored by Runza Restaurants) for outstanding volunteer service.

Lincoln’s Symphony Orchestra and its Young People’s Concerts will receive the Gladys Lux Education Award (endowed by the Gladys Lux Foundation).

This year’s award judges were Ruth Davidson Hahn, Bob Hall, Michael James, Dale Johnson, Lillie Larsen, Terry Nygren and Becky Van de Bogart. The judging was facilitated by David Landis. The judges selected the award winners in every category except Mayor’s Choice, Literary Heritage and Urban Design.

The Mayor’s Arts Awards ceremony also will include a tribute to those members of the Lincoln arts community who have died since the last awards ceremony in June 2006. Names may be submitted to LAC.

(Photographs of all award winners are available on request by contacting Diane Gonzolas at 441-7831)
Due to the duplicate payment issues that have been detected during the past month, I have developed an action plan to address this issue. The results of the plan will determine if there are any other instances of duplicate payments and lead to upgrades in our internal control procedures to reduce these occurrences to the maximum extent possible.

While I believe that these two occurrences do not reflect a widespread problem, a thorough analysis needs to be made to prove this assumption.

Double postings of payments have always been a concern within organizations that have high transaction volumes. This is an issue that affects both government and private companies. The City of Lincoln made approximately 108,000 payments, totaling more than $309 million during the fiscal year ending August 31, 2006.

In 1997, the City of Lincoln installed an enterprise-wide financial system from JD Edwards. This software included among many functional improvements, controls to reduce duplicate payments. These controls, in fact, significantly reduced these occurrences to very low levels. However, there have been several payment processing changes within the banking system since 1997 that have perhaps created more possibilities for duplicate payments.

The introduction of electronic payments such as ACH check conversions have heightened the risk of duplicate payments, increasing the need to examine the strengthening of internal controls in a cost effective manner.

The City payment structure is designed in a manner in which each individual department enters their own invoices into the JD Edwards financial management system. They submit the invoices and voucher journal reports to the Finance Department, Controller Division. The Controller Division centrally reviews the invoices, voucher journal reports and online data. The processing is completed and the payments are made by the Controller Division.

Some of the steps that are being considered are as follows:

1. Utilize a forensic software program to analyze payments made during the past several years. This program should utilize intelligent algorithms to analyze these past payments and provide a listing of payments for further manual research.
2. Review written payment procedures to determine if any updates need to be made.

3. Update the training classes for other Department’s accounts payable processors. Training should be geared to provide refresher updates for long-term staff with more focus on ensuring that new employees receive adequate training.

4. Utilize a software tool that interfaces with the JD Edwards payment software that will use the same or similar intelligent algorithms to analyze future payments. This program will compare the payments being issued against the database of prior payments to detect duplicate payments or other potential payment problems.

5. Recommend that our independent auditor review these procedures and determine if additional changes in internal controls are necessary.

6. Analyze the level of accounts payable staff at the various departments and in the Finance Department to ensure that adequate staffing exists.

Most of these steps can be accomplished without significantly adding costs to the accounts payable function. If the analysis in step 1 does not indicate a significant problem with existing controls, and there are few if any additional duplicate payments, step 6 will probably not be recommended. If additional account payable staff is determined to be necessary as the result of the analysis, this staffing need will have to be addressed through the budget process.

I will report back in 60 days with a report card on the progress that has been made.
Actual Compared to Projected Sales Tax Collections

<table>
<thead>
<tr>
<th>Month</th>
<th>2006-07 PROJECTED</th>
<th>2006-07 ACTUAL</th>
<th>VARIANCE FROM PROJECTED</th>
<th>$ CHANGE FR. 05-06</th>
<th>% CHANGE FR. 05-06</th>
</tr>
</thead>
<tbody>
<tr>
<td>SEPTEMBER</td>
<td>$4,424,347</td>
<td>$4,546,247</td>
<td>$121,900 ($3,081)</td>
<td>($3,081)</td>
<td>-0.07%</td>
</tr>
<tr>
<td>OCTOBER</td>
<td>$4,619,540</td>
<td>$4,545,825</td>
<td>($73,715) $81,321</td>
<td>$81,321</td>
<td>1.82%</td>
</tr>
<tr>
<td>NOVEMBER</td>
<td>$4,619,540</td>
<td>$4,654,599</td>
<td>$35,059 $29,295</td>
<td>$29,295</td>
<td>0.63%</td>
</tr>
<tr>
<td>DECEMBER</td>
<td>$4,321,330</td>
<td>$4,270,321</td>
<td>($51,009) ($234,764)</td>
<td>($234,764)</td>
<td>-5.21%</td>
</tr>
<tr>
<td>JANUARY</td>
<td>$4,435,191</td>
<td>$4,470,347</td>
<td>$35,156 $397,158</td>
<td>$397,158</td>
<td>9.75%</td>
</tr>
<tr>
<td>FEBRUARY</td>
<td>$5,628,031</td>
<td>$5,666,534</td>
<td>$38,503 ($57,964)</td>
<td>($57,964)</td>
<td>-1.01%</td>
</tr>
<tr>
<td>MARCH</td>
<td>$4,115,294</td>
<td>$3,991,501</td>
<td>($123,793) ($90,537)</td>
<td>($90,537)</td>
<td>-2.22%</td>
</tr>
<tr>
<td>APRIL</td>
<td>$3,909,258</td>
<td>$3,888,098</td>
<td>($21,160) $93,621</td>
<td>$93,621</td>
<td>2.47%</td>
</tr>
<tr>
<td>MAY</td>
<td>$4,559,898</td>
<td>$4,402,660</td>
<td>($15,238) $5,152</td>
<td>$5,152</td>
<td>0.11%</td>
</tr>
<tr>
<td>JUNE</td>
<td>$4,446,036</td>
<td>$4,446,036</td>
<td>($0)</td>
<td>($0)</td>
<td>0.00%</td>
</tr>
<tr>
<td>JULY</td>
<td>$4,738,824</td>
<td></td>
<td></td>
<td></td>
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</tr>
<tr>
<td>AUGUST</td>
<td>$4,424,347</td>
<td>$4,546,247</td>
<td>$121,900 ($3,081)</td>
<td>($3,081)</td>
<td>-0.07%</td>
</tr>
<tr>
<td>TOTAL</td>
<td>$54,219,949</td>
<td>$36,033,472</td>
<td>($39,059) $215,049</td>
<td>$215,049</td>
<td>0.60%</td>
</tr>
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</table>

Actual collections through April are within -0.11% of projected collections.
## CITY OF LINCOLN
### GROSS SALES TAX COLLECTIONS
**WITH REFUNDS ADDED BACK IN**


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</thead>
<tbody>
<tr>
<td>SEPTEMBER</td>
<td>$3,844,150</td>
<td>$4,239,938</td>
<td>$4,453,875</td>
<td>$4,648,160</td>
<td>4.36%</td>
<td>$4,630,210</td>
<td>-0.39%</td>
<td>$4,573,597</td>
<td>-1.22%</td>
</tr>
<tr>
<td>OCTOBER</td>
<td>$4,116,763</td>
<td>$4,464,191</td>
<td>$4,670,587</td>
<td>$4,706,690</td>
<td>0.77%</td>
<td>$4,823,369</td>
<td>2.48%</td>
<td>$4,712,519</td>
<td>-2.30%</td>
</tr>
<tr>
<td>NOVEMBER</td>
<td>$4,125,824</td>
<td>$4,407,744</td>
<td>$4,526,166</td>
<td>$4,687,792</td>
<td>3.57%</td>
<td>$4,799,275</td>
<td>2.38%</td>
<td>$4,658,480</td>
<td>-2.93%</td>
</tr>
<tr>
<td>DECEMBER</td>
<td>$3,855,906</td>
<td>$4,034,958</td>
<td>$4,314,111</td>
<td>$4,500,338</td>
<td>4.32%</td>
<td>$4,511,403</td>
<td>0.25%</td>
<td>$4,445,761</td>
<td>-1.46%</td>
</tr>
<tr>
<td>JANUARY</td>
<td>$4,140,990</td>
<td>$4,046,633</td>
<td>$4,335,924</td>
<td>$4,264,010</td>
<td>-1.66%</td>
<td>$4,342,902</td>
<td>1.85%</td>
<td>$4,554,634</td>
<td>4.88%</td>
</tr>
<tr>
<td>FEBRUARY</td>
<td>$4,982,568</td>
<td>$5,224,986</td>
<td>$5,531,405</td>
<td>$6,086,841</td>
<td>10.04%</td>
<td>$5,797,893</td>
<td>-4.75%</td>
<td>$5,993,653</td>
<td>3.38%</td>
</tr>
<tr>
<td>MARCH</td>
<td>$3,908,567</td>
<td>$4,076,943</td>
<td>$3,980,041</td>
<td>$4,158,874</td>
<td>4.49%</td>
<td>$4,247,908</td>
<td>2.14%</td>
<td>$4,125,074</td>
<td>-2.89%</td>
</tr>
<tr>
<td>APRIL</td>
<td>$3,641,403</td>
<td>$3,711,803</td>
<td>$3,889,388</td>
<td>$4,097,988</td>
<td>5.36%</td>
<td>$3,991,159</td>
<td>-2.61%</td>
<td>$4,018,709</td>
<td>0.69%</td>
</tr>
<tr>
<td>MAY</td>
<td>$3,949,873</td>
<td>$4,184,028</td>
<td>$4,602,788</td>
<td>$4,730,317</td>
<td>2.77%</td>
<td>$4,543,369</td>
<td>-3.95%</td>
<td>$4,070,065</td>
<td>0.69%</td>
</tr>
<tr>
<td>JUNE</td>
<td>$3,856,119</td>
<td>$4,169,550</td>
<td>$4,599,245</td>
<td>$4,557,735</td>
<td>-0.90%</td>
<td>$4,539,614</td>
<td>-0.40%</td>
<td>$4,550,061</td>
<td>0.69%</td>
</tr>
<tr>
<td>JULY</td>
<td>$4,033,350</td>
<td>$4,105,554</td>
<td>$4,391,257</td>
<td>$4,519,466</td>
<td>2.92%</td>
<td>$4,655,061</td>
<td>3.00%</td>
<td>$4,550,061</td>
<td>0.69%</td>
</tr>
<tr>
<td>AUGUST</td>
<td>$4,231,174</td>
<td>$4,402,156</td>
<td>$4,893,438</td>
<td>$4,803,665</td>
<td>-1.83%</td>
<td>$4,991,723</td>
<td>3.91%</td>
<td>$37,082,427</td>
<td>-0.17%</td>
</tr>
<tr>
<td>TOTAL</td>
<td>$48,686,688</td>
<td>$51,068,484</td>
<td>$54,188,225</td>
<td>$55,761,877</td>
<td>2.90%</td>
<td>$55,873,886</td>
<td>0.20%</td>
<td>$37,082,427</td>
<td>-0.17%</td>
</tr>
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*Year to date vs. previous year*
## CITY OF LINCOLN
### SALES TAX REFUNDS

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<tr>
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</thead>
<tbody>
<tr>
<td>SEPTEMBER</td>
<td>($646,545)</td>
<td>($48,531)</td>
<td>($69,997)</td>
<td>($135,858)</td>
<td>94.09%</td>
<td>($80,882)</td>
<td>-40.47%</td>
<td>($27,350)</td>
<td>-66.19%</td>
</tr>
<tr>
<td>OCTOBER</td>
<td>($379,290)</td>
<td>($64,605)</td>
<td>($110,193)</td>
<td>($165,219)</td>
<td>49.94%</td>
<td>($358,866)</td>
<td>117.21%</td>
<td>($166,695)</td>
<td>-53.55%</td>
</tr>
<tr>
<td>NOVEMBER</td>
<td>($132,336)</td>
<td>($134,088)</td>
<td>($219,454)</td>
<td>($101,531)</td>
<td>-53.73%</td>
<td>($173,972)</td>
<td>71.35%</td>
<td>($3,881)</td>
<td>-97.77%</td>
</tr>
<tr>
<td>DECEMBER</td>
<td>($240,014)</td>
<td>($177,459)</td>
<td>($390,445)</td>
<td>($325,510)</td>
<td>-16.63%</td>
<td>($6,319)</td>
<td>-98.06%</td>
<td>($175,440)</td>
<td>2676.56%</td>
</tr>
<tr>
<td>JANUARY</td>
<td>($74,082)</td>
<td>($306,467)</td>
<td>($59,315)</td>
<td>($220,967)</td>
<td>272.53%</td>
<td>($269,713)</td>
<td>22.06%</td>
<td>($84,287)</td>
<td>-68.75%</td>
</tr>
<tr>
<td>FEBRUARY</td>
<td>($509,277)</td>
<td>($61,404)</td>
<td>($323,218)</td>
<td>($394,324)</td>
<td>22.00%</td>
<td>($73,395)</td>
<td>-81.39%</td>
<td>($327,119)</td>
<td>345.70%</td>
</tr>
<tr>
<td>MARCH</td>
<td>($428,507)</td>
<td>($17,601)</td>
<td>($22,759)</td>
<td>($99,240)</td>
<td>336.05%</td>
<td>($165,869)</td>
<td>67.14%</td>
<td>($133,574)</td>
<td>-19.47%</td>
</tr>
<tr>
<td>APRIL</td>
<td>($333,878)</td>
<td>($281,861)</td>
<td>($199,018)</td>
<td>($69,900)</td>
<td>-64.88%</td>
<td>($196,682)</td>
<td>181.38%</td>
<td>($130,611)</td>
<td>-33.59%</td>
</tr>
<tr>
<td>MAY</td>
<td>($176,292)</td>
<td>($275,081)</td>
<td>($155,787)</td>
<td>($122,283)</td>
<td>-21.51%</td>
<td>($166,567)</td>
<td>36.21%</td>
<td>($381,653)</td>
<td>129.13%</td>
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<td>JUNE</td>
<td>($127,168)</td>
<td>($138,914)</td>
<td>($194,593)</td>
<td>($34,811)</td>
<td>-82.11%</td>
<td>($14,085)</td>
<td>-59.54%</td>
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<tr>
<td>JULY</td>
<td>($181,863)</td>
<td>($563,339)</td>
<td>($42,086)</td>
<td>($162,998)</td>
<td>287.30%</td>
<td>($39,492)</td>
<td>-75.77%</td>
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<td>AUGUST</td>
<td>($63,949)</td>
<td>($341,868)</td>
<td>($531,884)</td>
<td>($148,028)</td>
<td>-72.17%</td>
<td>($57,700)</td>
<td>-61.02%</td>
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<tr>
<td>TOTAL</td>
<td>($3,293,201)</td>
<td>($2,411,218)</td>
<td>($2,318,751)</td>
<td>($1,980,668)</td>
<td>-14.58%</td>
<td>($1,603,541)</td>
<td>-19.04%</td>
<td>($1,430,608)</td>
<td>-4.13%</td>
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</tbody>
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Year to date vs. previous year
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</thead>
<tbody>
<tr>
<td>SEPTEMBER</td>
<td>$3,197,606</td>
<td>$4,191,407</td>
<td>$4,383,878</td>
<td>$4,512,303</td>
<td>2.93%</td>
<td>$4,549,328</td>
<td>0.82%</td>
<td>$4,546,247</td>
<td>-0.07%</td>
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<tr>
<td>OCTOBER</td>
<td>$3,737,474</td>
<td>$4,399,587</td>
<td>$4,560,394</td>
<td>$4,541,471</td>
<td>-0.41%</td>
<td>$4,464,503</td>
<td>-1.69%</td>
<td>$4,545,825</td>
<td>1.82%</td>
</tr>
<tr>
<td>NOVEMBER</td>
<td>$3,993,488</td>
<td>$4,273,655</td>
<td>$4,306,712</td>
<td>$4,586,261</td>
<td>6.49%</td>
<td>$4,625,303</td>
<td>0.85%</td>
<td>$4,654,599</td>
<td>0.63%</td>
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<tr>
<td>DECEMBER</td>
<td>$3,615,893</td>
<td>$3,857,499</td>
<td>$3,923,666</td>
<td>$4,174,828</td>
<td>6.40%</td>
<td>$4,505,085</td>
<td>7.91%</td>
<td>$4,270,321</td>
<td>-5.21%</td>
</tr>
<tr>
<td>JANUARY</td>
<td>$4,066,908</td>
<td>$3,740,166</td>
<td>$4,276,609</td>
<td>$4,043,044</td>
<td>-5.46%</td>
<td>$4,073,189</td>
<td>0.75%</td>
<td>$4,470,347</td>
<td>9.75%</td>
</tr>
<tr>
<td>FEBRUARY</td>
<td>$4,473,291</td>
<td>$5,163,582</td>
<td>$5,208,187</td>
<td>$5,692,517</td>
<td>9.30%</td>
<td>$5,724,498</td>
<td>0.56%</td>
<td>$5,666,534</td>
<td>-1.01%</td>
</tr>
<tr>
<td>MARCH</td>
<td>$3,480,060</td>
<td>$4,059,342</td>
<td>$3,957,283</td>
<td>$4,059,634</td>
<td>2.59%</td>
<td>$4,082,038</td>
<td>0.55%</td>
<td>$3,991,501</td>
<td>-2.22%</td>
</tr>
<tr>
<td>APRIL</td>
<td>$3,307,525</td>
<td>$3,429,942</td>
<td>$3,690,371</td>
<td>$4,028,088</td>
<td>9.15%</td>
<td>$3,794,477</td>
<td>-5.80%</td>
<td>$3,888,098</td>
<td>2.47%</td>
</tr>
<tr>
<td>MAY</td>
<td>$3,773,581</td>
<td>$3,908,947</td>
<td>$4,447,001</td>
<td>$4,608,034</td>
<td>3.62%</td>
<td>$4,376,803</td>
<td>-5.02%</td>
<td>$3,888,098</td>
<td>2.47%</td>
</tr>
<tr>
<td>JUNE</td>
<td>$3,728,951</td>
<td>$4,030,637</td>
<td>$4,404,651</td>
<td>$4,522,924</td>
<td>2.69%</td>
<td>$4,525,529</td>
<td>0.06%</td>
<td>$3,888,098</td>
<td>2.47%</td>
</tr>
<tr>
<td>JULY</td>
<td>$3,851,488</td>
<td>$3,542,215</td>
<td>$4,349,171</td>
<td>$4,356,468</td>
<td>0.17%</td>
<td>$4,615,569</td>
<td>5.95%</td>
<td>$3,888,098</td>
<td>2.47%</td>
</tr>
<tr>
<td>AUGUST</td>
<td>$4,167,224</td>
<td>$4,060,288</td>
<td>$4,361,554</td>
<td>$4,655,637</td>
<td>6.74%</td>
<td>$4,934,023</td>
<td>5.98%</td>
<td>$3,888,098</td>
<td>2.47%</td>
</tr>
<tr>
<td>TOTAL</td>
<td>$45,393,489</td>
<td>$48,657,267</td>
<td>$51,869,477</td>
<td>$53,781,209</td>
<td>3.69%</td>
<td>$54,270,346</td>
<td>0.91%</td>
<td>$36,033,471</td>
<td>0.60%</td>
</tr>
</tbody>
</table>
OFFICE OF TREASURER, CITY OF LINCOLN, NEBRASKA

APRIL 19, 2007

TO:    MAYOR COLEEN SENG & CITY COUNCIL MEMBERS
FROM:  FINANCE DEPARTMENT / CITY TREASURER
SUBJECT:  MONTHLY CITY CASH REPORT

The records of this office show me to be charged with City cash as follows at the close of business March 31, 2007:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Balance Forward</td>
<td>$204,091,195.99</td>
</tr>
<tr>
<td>Plus Total Debits March 1-31, 2007</td>
<td>$23,987,517.41</td>
</tr>
<tr>
<td>Less Total Credits March 1-31, 2007</td>
<td>($35,400,547.49)</td>
</tr>
<tr>
<td><strong>Cash Balance on March 31, 2007</strong></td>
<td>$192,678,165.91</td>
</tr>
</tbody>
</table>

I desire to report that such City cash was held by me as follows which I will deem satisfactory unless advised and further directed in the matter by you.

<table>
<thead>
<tr>
<th>Bank</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>U. S. Bank Nebraska, N.A.</td>
<td>$5,343,418.90</td>
</tr>
<tr>
<td>Wells Fargo Bank</td>
<td>$91,970.63</td>
</tr>
<tr>
<td>Wells Fargo Bank Credit Card Account</td>
<td>$31,858.18</td>
</tr>
<tr>
<td>Cornhusker Bank</td>
<td>$36,047.98</td>
</tr>
<tr>
<td>Pinnacle Bank</td>
<td>$18,257.83</td>
</tr>
<tr>
<td>Union Bank &amp; Trust Company</td>
<td>$158,952.58</td>
</tr>
<tr>
<td>West Gate Bank</td>
<td>$36,368.65</td>
</tr>
<tr>
<td>Idle Funds - Short-Term Pool</td>
<td>$37,116,633.98</td>
</tr>
<tr>
<td>Idle Funds - Medium-Term Pool</td>
<td>$148,935,591.30</td>
</tr>
<tr>
<td>Cash, Checks and Warrants</td>
<td>$909,065.68</td>
</tr>
<tr>
<td><strong>Total Cash on Hand March 31, 2007</strong></td>
<td>$192,678,165.91</td>
</tr>
</tbody>
</table>

The negative bank balances shown above do not represent the City as overdrawn in these bank accounts. In order to maximize interest earned on all City funds, deposits have been invested prior to the Departments' notification to the City Treasurer's office of these deposits; therefore, these deposits are not recorded in the City Treasurer's bank account balances at month end.

I also hold as City Treasurer, securities in the amount of $21,303,765.19 representing authorized investments of the City's funds.

ATTEST:

[Signature]
Melinda Jones, City Treasurer
<table>
<thead>
<tr>
<th>DESCRIPTION</th>
<th>CUSIP</th>
<th>MATURITY DATE</th>
<th>ORIGINAL FACE</th>
<th>CURRENT PAR</th>
<th>MARKET PRICE</th>
<th>MARKET VALUE</th>
</tr>
</thead>
<tbody>
<tr>
<td>FHLMC FGLMC D67795</td>
<td>3128F7U6</td>
<td>12/01/2009</td>
<td>$1,191,991.00</td>
<td>$48,470.14</td>
<td>1.03</td>
<td>$50,070.99</td>
</tr>
<tr>
<td>FHLMC GOLC POOL A61256</td>
<td>3128KRMD3</td>
<td>11/01/2025</td>
<td>$3,168,920.00</td>
<td>$3,148,667.18</td>
<td>1.01</td>
<td>$3,176,253.60</td>
</tr>
<tr>
<td>FNMA FNCL 254725</td>
<td>31371K4J7</td>
<td>05/01/2035</td>
<td>$500,000.00</td>
<td>$293,029.35</td>
<td>0.97</td>
<td>$264,335.05</td>
</tr>
<tr>
<td>FNMA FNCL 254592</td>
<td>31371KXV8</td>
<td>12/01/2032</td>
<td>$3,100,000.00</td>
<td>$1,581,120.37</td>
<td>0.97</td>
<td>$1,534,741.84</td>
</tr>
<tr>
<td>FNMA FNARM 303624</td>
<td>31373UPH4</td>
<td>07/01/2025</td>
<td>$1,600,000.00</td>
<td>$33,187.49</td>
<td>1.02</td>
<td>$33,721.40</td>
</tr>
<tr>
<td>FNMA FNCL E38363</td>
<td>31385AB89</td>
<td>04/01/2030</td>
<td>$550,000.00</td>
<td>$15,175.85</td>
<td>1.06</td>
<td>$16,030.62</td>
</tr>
<tr>
<td>FHLMC 3015 HF</td>
<td>31395XN68</td>
<td>08/15/2035</td>
<td>$6,095,000.00</td>
<td>$7,605,109.22</td>
<td>0.99</td>
<td>$7,553,926.07</td>
</tr>
<tr>
<td>FNMA FNCL 703944</td>
<td>31401CBM4</td>
<td>05/01/2035</td>
<td>$8,365,000.00</td>
<td>$4,615,313.30</td>
<td>0.97</td>
<td>$4,478,375.11</td>
</tr>
<tr>
<td>FNMA FNARM 725674</td>
<td>31402DFP0</td>
<td>07/01/2034</td>
<td>$7,285,000.00</td>
<td>$4,866,737.84</td>
<td>0.98</td>
<td>$4,768,463.32</td>
</tr>
<tr>
<td>FNMA POOL 725772</td>
<td>31402DJR2</td>
<td>09/01/2034</td>
<td>$8,500,000.00</td>
<td>$6,260,488.09</td>
<td>0.97</td>
<td>$6,068,753.75</td>
</tr>
<tr>
<td>FNMA FNCL 805211</td>
<td>31406BR85</td>
<td>01/01/2036</td>
<td>$3,520,000.00</td>
<td>$3,075,168.27</td>
<td>0.94</td>
<td>$2,898,743.72</td>
</tr>
<tr>
<td><strong>USBANK NE</strong></td>
<td><strong>TOTAL PLEDGED</strong></td>
<td></td>
<td><strong>$45,875,911.00</strong></td>
<td><strong>$31,542,467.10</strong></td>
<td></td>
<td><strong>$30,863,415.47</strong></td>
</tr>
<tr>
<td>FNCL 831549 6.00%</td>
<td>31407HZN9</td>
<td>05/01/2036</td>
<td>$1,675,000.00</td>
<td>$1,594,224.08</td>
<td></td>
<td>$1,606,243.09</td>
</tr>
<tr>
<td>G2SF 3274 6.50%</td>
<td>36202DT76</td>
<td>08/20/2032</td>
<td>$30,800,000.00</td>
<td>$2,557,190.64</td>
<td></td>
<td>$2,621,819.54</td>
</tr>
<tr>
<td><strong>WELLS FARGO BANK NE</strong></td>
<td><strong>TOTAL PLEDGED</strong></td>
<td></td>
<td><strong>$32,475,000.00</strong></td>
<td><strong>$4,151,414.72</strong></td>
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<td><strong>$4,228,062.63</strong></td>
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<tr>
<td>FHLB 4.00</td>
<td>3133XAT56</td>
<td>03/10/2006</td>
<td>$250,000.00</td>
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</tr>
<tr>
<td>FHLB 4.30%</td>
<td>3133XBNR2</td>
<td>04/18/2006</td>
<td>$100,000.00</td>
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<td></td>
<td></td>
</tr>
<tr>
<td><strong>UNION BANK</strong></td>
<td><strong>TOTAL PLEDGED</strong></td>
<td></td>
<td><strong>$350,000.00</strong></td>
<td><strong>$350,000.00</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>FHLB 3.06%</td>
<td>3133X4VW8</td>
<td>09/28/2007</td>
<td>$3,000,000.00</td>
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<td></td>
<td></td>
</tr>
<tr>
<td><strong>CORNHUSKER BANK</strong></td>
<td><strong>TOTAL PLEDGED</strong></td>
<td></td>
<td><strong>$3,000,000.00</strong></td>
<td><strong>$3,000,000.00</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>FHLB STEP UP 2.4%</td>
<td>31339XUE2</td>
<td>01/09/2006</td>
<td>$2,000,000.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>FHLB TOPEKA LOC</td>
<td>LOC #9004</td>
<td>04/10/2007</td>
<td>$2,000,000.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>WEST GATE BANK</strong></td>
<td><strong>TOTAL PLEDGED</strong></td>
<td></td>
<td><strong>$4,000,000.00</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>US TREAS NOTE 3.875%</td>
<td>912828eb2</td>
<td>07/31/2007</td>
<td>$1,950,000.00</td>
<td></td>
<td></td>
<td></td>
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<tr>
<td><strong>TIER ONE BANK</strong></td>
<td><strong>TOTAL PLEDGED</strong></td>
<td></td>
<td><strong>$1,950,000.00</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
April 16, 2007

Paula Dicero  
1233 Infinity Ct  
Lincoln, NE 68512

RE: Whispering Meadows Addition, Final Plat #06069  
Generally located at S.W. 25th Street & W. A Street

Dear Paula:

Whispering Meadows Addition generally located S.W. 25th Street & W. A Street was approved by the Planning Director on April 16, 2007. The plat and the subdivision agreement must be recorded in the Register of Deeds. The fee is determined at $.50 per **existing** lot and per **new** lot and $20.00 per plat sheet for the plat, and $.50 per **new** lot and $5.00 per page for associated documents such as the subdivision agreement. If you have a question about the fees, please contact the Register of Deeds. Please make check payable to the Lancaster County Register of Deeds. The Register of Deeds requests a list of all new lots and blocks created by the plat be attached to the subdivision agreement so the agreement can be recorded on each new lot.

Pursuant to § 26.11.060(d) of the Lincoln Municipal Code, this approval may be appealed to the Planning Commission and any decision of the Planning Commission to the City Council by filing a letter of appeal within 14 days of the action being appealed. The plat will be recorded with the Register of Deeds after the appeal period has lapsed (April 30, 2007), and the recording fee and signed subdivision agreement have been received.

Sincerely,

[Signature]

Christy Eichorn  
Planner

CC: City Council  
Dennis Bartels, Public Works & Utilities  
Terry Kathe, Building & Safety  
Sharon Theobald, Lincoln Electric  
File

Q:\Boilerplates\FP Approval.wpd
This refers to County Special Permit No. 07009, the Kadavy Estates Community Unit Plan, at North 56th Street and Branched Oak Road. This application has not yet been scheduled on the Planning Commission agenda.

--Jean Walker, Administrative Officer
City-County Planning Department
441-6365

This letter was sent to the Lincoln Journal Star today.

The development of a row of 8 houses along the frontage of a major 4 lane highway is an irresponsible roadblock to future growth of the area. There is plenty of other ground available to put 8 more acres up. This is simply a ploy to try and block ANY commercial growth north of Hwy 77. The legacy would be even less ground available along a highway that provides the BEST future access for Lincoln to Interstate 80. It is a short sighted
approach that will short-change the future generations of Lincoln metro area residents.

We already live with the legacy of bad decisions and poor planning that was made decades ago. This situation is a very clear example of how, over the years, Lincoln has gotten to the condition it sees now.

-----Original Message-----
From: Joel Ludwig [mailto:jjl1963@alltel.net]
Sent: Saturday, April 14, 2007 12:44 PM
To: 'online@journalstar.com'
Subject: Protect the Commercial Future of Lincoln and Lancaster County

Lincoln and Lancaster County must implement a moratorium on residential construction within 300 yards of highways and major county roads in the areas within 5 miles of the city. The availability of property for future commercial development and major commercial / industrial growth will play a major role in the job growth of the area.

Lancaster County already has a problem with too many acreages that pock mark the landscape outside the city. This is not a problem on county roads such as east or west A street, or 14th street, or 70th street, but it is a problem along Hwy 6 and 34, and along hwy 77.

There is a project coming before the Planning Commission, and eventually the Lancaster County Board, project # 07009, that proposes to build housing along Highway 77 that will place only 8 houses but will take up ¼ mile of highway frontage. This project appears to be getting a push from County Board member Bob Workman with assistance from Mike Dekalb in the planning department. Why are they pushing this project, but limiting others? Who gains? Why is this one trying to fly under the radar?

Frontage access is vital to the commercial success of a community. Federal highway standards recommend buffer distances from highways for residential, and common sense tells us that this property should be set aside for job growth for the future citizens of Lincoln. It is very short sighted to plop a few houses along a major highway in the county.

The houses along north 27th street that are no longer there show the future of the houses sitting close to these highways. You only need to look to Omaha to see that the acreages along West Maple street were torn down to build commercial developments along the prime street. West Dodge is another example. The housing developments in those area were built up in a logical manner rather than a hodge-podge of houses that had hindered the advancement of the city.

The planning commission recently voted down a development east of Lincoln that really was a good example of housing development. It was a future neighborhood. It was planned and organized. I understand why it was voted down. It wouldn’t generate any impact fees for Lincoln, so it had to be stopped, right?

In contrast, the proposal that would go and build a row of 8 houses on 3 acre plots along Highway 77 that would effectively take 160 acres or more out of the potential commercially viable ground near Lincoln’s edge. No one would build commercial space BEHIND a row of houses. Commercial and Industrial growth will need the valuable resource Lincoln has in the easy access to Interstate 80 at the 56th street exit (Highway 77).
It is reasonable to expect that houses be developed some distance off the highway. This is a compromise that is reasonable. It doesn’t take away any persons right to earn income from their property. In fact it would enhance that property owners ability to earn. The commercial value of the property would be much HIGHER. This would ensure that that commercial use of the property were viable.

The Planning Commission will have to answer a lot of questions if it were to approve uncoordinated, poorly planned housing to grow up along a major highway in the county after having denied a reasonable development east of Lincoln. If that were to happen, the charges of hypocrisy would be valid and deserved.

Poor planning of the past has given Lincoln the poor growth of today. Lincoln has limited areas available now for development of real job growth that comes from commercial and industrial development. We are penalized now for the bad decisions of the past. The bad decisions and actions of the current planning department and the County Board are placing limits on our future. We will suffer from their actions when they act for personal reasons instead of acting for the good of the entire Lincoln metro area.

The County Board needs to implement a rule that would keep future acreages off the major highways. A minimum 300 yard buffer from the highway for any new residential or estate construction would be a reasonable method to protect the economic future of the community. The board should encourage that type of development to occur on those county roads where it won’t hinder commercial growth. There is plenty of space available on county roads for home construction. It would also help the homeowners to enjoy a few more years of “rural” life before the city grows up to their doorstep.

Lincoln must protect the Highway 77 Growth Corridor for the future job growth of the city.

Joel Ludwig
219 4th Street
Garland, NE 68360

--
No virus found in this outgoing message.
Checked by AVG Free Edition.
Version: 7.5.446 / Virus Database: 269.4.0/760 - Release Date: 4/13/2007 8:04 PM

--
No virus found in this outgoing message.
Checked by AVG Free Edition.
Version: 7.5.446 / Virus Database: 269.4.0/760 - Release Date: 4/13/2007 8:04 PM
PLANNING COMMISSION FINAL ACTION
NOTIFICATION

TO : Mayor Coleen Seng
     Lincoln City Council

FROM : Jean Walker, Planning

DATE : April 13, 2007

RE : Comprehensive Plan Conformance No. 07002
     (Permanent Conservation Easement - N. 56th Street & Alvo Road)
     Resolution No. PC-01045

The Lincoln City-Lancaster County Planning Commission took the following action at their regular meeting on Wednesday, April 11, 2007:

Motion made by Carroll, seconded by Cornelius, to find the proposed conveyance of a permanent conservation easement by Roger H. Schwisow and Detweiler Properties to the City of Lincoln to preserve the floodplain storage over an area consisting of 15.27 acres, more or less, generally located southwest of North 56th Street and Alvo Road, to be in conformance with the 2030 Lincoln-Lancaster County Comprehensive Plan.

Motion for a finding of conformance with the Comprehensive Plan carried 9-0 (Strand, Taylor, Sunderman, Carroll, Esseks, Krieser, Larson, Cornelius and Carlson voting ‘yes’).

A resolution accepting the proposed permanent conservation easement will be scheduled for public hearing before the City Council in the near future.

Attachment

cc: Building & Safety
    Rick Peo, City Attorney
    Public Works
    Marcia Kinning, ESP, 601 Old Cheney Road, Suite A, 68512
    Roger Schwisow, 1354 Pelican Bay Place, 68528
    Detweiler Properties, LLC, 6210 N. 56th Street, 68504
RESOLUTION NO. PC-01045

Comprehensive Plan Conformity No. 07002

WHEREAS, Roger H. Schwisow and Detweiler Properties have proposed to convey to the City of Lincoln a permanent conservation easement to preserve the floodplain storage over an area consisting of 15.27 acres more or less generally located southwest of N. 56th Street and Alvo Road and legally described on Attachments 1 and 2 attached hereto; and

WHEREAS, the City of Lincoln is authorized to accept and hold conservation easements under the terms of the Conservation and Preservation Easement Act (Neb. Rev. Stat. §§ 76-2,111 to 76,2,118); and

WHEREAS, Neb. Rev. Stat. § 76-2,112 requires that, in order to minimize conflicts with land use planning, the proposed conservation easements must be submitted to the Lincoln City - Lancaster County Planning Commission for comments regarding the conformity of the proposed conservation easement to the Lincoln City Comprehensive Plan prior to acceptance of the easement by the City of Lincoln; and

WHEREAS, the Director of Planning has submitted a request designated as Comprehensive Plan Conformity No. 07002 to find the proposed acquisition of permanent conservation easement by the City of Lincoln to be in conformity with the Comprehensive Plan.

NOW, THEREFORE, BE IT RESOLVED by the Lincoln City-Lancaster County Planning Commission of Lincoln, Nebraska:
That the proposal of the Roger H. Schwisow and Detweiler Properties that
the City of Lincoln accept a permanent conservation easement to preserve the
floodplain storage and to restrict the development on the property described above be
and the same is hereby found to be in conformance with the Lincoln City/Lancaster
County Comprehensive Plan.

The foregoing Resolution was approved by the Lincoln City-Lancaster
County Planning Commission on this 11 day of April, 2007.

ATTEST:

Chair

Approved as to Form & Legality:

Chief Assistant City Attorney
NORTHBANK JUNCTION
COMPREHENSIVE PLAN CONFORMANCE
FOR CONSERVATION EASEMENT

LEGAL DESCRIPTION ‘A’

Outlot ‘A’, and a portion of Lots 1 and 2, Northbank Junction Addition located in the
Northeast Quarter of Section 32, Township 11 North, Range 7 East, of the 6th P.M.,
Lincoln, Lancaster County, Nebraska and more particularly described as follows:

Commencing at the Northeast Corner of said Section 32;
Thence on the North Line of the Northeast Quarter of said Section 32, N
89°36'40"W, (an assumed bearing) a distance of 436.01 feet; Thence S 00°23'20"W, a
distance of 50.00 feet to the Northeast corner of said Lot 2; Thence along the east line
of said Lot 2, S 00°23'20"W, a distance of 287.63 feet; Thence continuing on the East
Line of said Lot 2, S 00°23'17"W, a distance of 71.32 feet to the POINT OF BEGINNING;
Thence continuing on the East Line of said Lot 2 and Outlot 'A', S 00°23'17"W, a
distance of 120.47 feet to the Southeast corner of said Outlot 'A';
Thence on the south line of said Outlot 'A', on a circular curve to the right, having
a radius of 1320.00 feet, a central angle of 33°36'32" and whose long chord (763.24
feet) bears S 84°20'34"W;
Thence on the arc of said circular curve 774.29 feet to the point of tangency;
Thence N 78°51'10"W, a distance of 125.04 feet;
Thence on a circular curve to the left, having a radius of 600.00 feet, a central
angle of 19°24'01" and whose long chord (202.19 feet) bears N 88°33'08"W;
Thence on the arc of said circular curve 203.16 feet to the point of tangency and
the Southwest corner of said Outlot 'A';
Thence on the West Line of said Outlot 'A', N 00°23'20"E, a distance of 546.74
feet;
Thence on the North Line of said Outlot 'A', S 89°36'40"E, a distance of 199.82
feet;
Thence on the North Line of said Lot 1, S 88°20'13"E, a distance of 15.19 feet;
Thence S 00°23'20"W, a distance of 346.72 feet;
Thence S 34°30'16"E, a distance of 128.59 feet;
Thence S 79°11'44"E, a distance of 199.99 feet;
Thence N 88°06'34"E, a distance of 148.15 feet;
Thence N 81°07'12"E, a distance of 161.98 feet;
Thence N 73°45'35"E, a distance of 107.72 feet;
Thence N 74°38'14"E, a distance of 194.94 feet to the POINT OF BEGINNING,
and containing a calculated area of 223,154.50 square feet or 5.12 acres more or less.
NORTHBANK JUNCTION
COMPREHENSIVE PLAN CONFORMANCE
FOR CONSERVATION EASEMENT

LEGAL DESCRIPTION 'B'

A portion of Lot 22 I.T., located in the Northeast Quarter of Section 32, Township 11 North, Range 7 East, of the 6th P.M., Lincoln, Lancaster County, Nebraska and more particularly described as follows:

Commencing at the Northeast Corner of said Section 32;
Thence on the North Line of the Northeast Quarter of said Section 32, N 89°36'40"W, (an assumed bearing) a distance of 436.01 feet; Thence S 00°23'20"W, a distance of 50.00 feet to the Northeast corner of said Lot 2; Thence along the east line of said Lot 2, S 00°23'20"W, a distance of 287.63 feet; Thence continuing on the East Line of said Lot 2 and Outlot 'A', S 00°23'17"W, a distance of 191.79 feet; Thence on the south line of said Outlot 'A', on a circular curve to the right, having a radius of 1320.00 feet, a central angle of 33°36'32" and whose long chord (763.24 feet) bears S 84°20'34"W; Thence on the arc of said circular curve 774.29 feet to the point of tangency; Thence N 78°51'10"W, a distance of 125.04 feet; Thence on a circular curve to the left, having a radius of 600.00 feet, a central angle of 33°27'54" and whose long chord (345.48 feet) bears S 84°24'58"W; Thence on the arc of said circular curve 350.44 feet to the point of tangency and the POINT OF BEGINNING;
Thence on the East Line of said Lot 22 I.T. and continuing along the same circular curve to the left, having a radius of 600.00 feet, a central angle of 64°00'54" and whose long chord (636.04 feet) bears S 35°40'31"W;
Thence on the arc of said circular curve 670.36 feet to the point of tangency;
Thence continuing along the East Line of said Lot 22 I.T. (for the next 5 calls) S 03°40'00"W, a distance of 541.24 feet;
Thence S 07°45'10"W, a distance of 548.87 feet; Thence on a circular curve to the right, having a radius of 735.00 feet, a central angle of 35°54'16" and whose long chord (453.09 feet) bears S 25°42'18"W; Thence on the arc of said circular curve 460.59 feet to the point of tangency;
Thence S 43°39'27"W, a distance of 52.66 feet;
Thence on a circular curve to the right, having a radius of 360.00 feet, a central angle of 46°22'28" and whose long chord (283.49 feet) bears S 56°50'41"W; Thence on the arc of said circular curve 291.38 feet to the point of tangency;
Thence on the West Line of said Lot 22 I.T., N 00°01'01"E, a distance of 1491.70 feet;
Thence S 89°58'59"E, a distance of 203.25 feet; Thence S 02°39'42"W, a distance of 70.61 feet;
Thence S 00°04'26"W, a distance of 63.00 feet;
Thence S 01°12'34"W, a distance of 62.47 feet;
Thence S 02°45'08"W, a distance of 62.47 feet;
Thence S 04°17'42"W, a distance of 62.47 feet;
Thence S 05°50'16"W, a distance of 62.47 feet;
Thence S 07°22'50"W, a distance of 62.47 feet;
Thence S 08°59'24"W, a distance of 62.46 feet;
Thence S 13°05'34"W, a distance of 62.79 feet;
(Legal Description 'B' continued)

Thence S 18°27'52"W, a distance of 62.79 feet;
Thence S 48°04'18"W, a distance of 67.34 feet;
Thence S 22°49'51"W, a distance of 98.07 feet;
Thence S 11°23'35"E, a distance of 148.60 feet;
Thence S 52°50'07"E, a distance of 148.60 feet;
Thence N 78°11'35"E, a distance of 142.76 feet;
Thence N 40°11'37"E, a distance of 131.25 feet;
Thence N 12°43'44"E, a distance of 67.64 feet;
Thence N 11°30'10"E, a distance of 73.07 feet;
Thence N 18°11'42"E, a distance of 70.45 feet;
Thence N 14°09'27"E, a distance of 70.45 feet;
Thence N 10°16'34"E, a distance of 69.15 feet;
Thence N 08°37'02"E, a distance of 30.00 feet;
Thence N 07°29'29"E, a distance of 74.13 feet;
Thence N 05°55'53"E, a distance of 70.18 feet;
Thence N 04°24'50"E, a distance of 70.18 feet;
Thence N 02°53'48"E, a distance of 70.18 feet;
Thence N 01°22'45"E, a distance of 70.18 feet;
Thence N 00°08'25"E, a distance of 68.26 feet;
Thence N 03°49'22"E, a distance of 64.27 feet;
Thence N 08°58'20"E, a distance of 630.39 feet;
Thence S 89°36'40"E, a distance of 5.35 feet;
Thence N 80°26'59"E, a distance of 339.45 feet to the POINT OF BEGINNING

and containing a calculated area of 442,128.18 square feet or 10.15 acres more or less.
TO: Mayor Coleen Seng  
Lincoln City Council  

FROM: Jean Walker, Planning  

DATE: April 13, 2007  

RE: Special Permit No. 07007 - Expansion of nonstandard use - Zion Church  
(Northwest corner of S. 9th & D Streets)  
Resolution No. PC-01046  

The Lincoln City-Lancaster County Planning Commission took the following action at their regular meeting on Wednesday, April 11, 2007:

Motion made by Carroll, seconded by Cornelius, to approve Special Permit No. 07007, with conditions, requested by Zion Church, for authority to expand a nonstandard church into the required front yard to construct an addition to the existing structure located at the northwest corner of S. 9th and D Streets.

Motion for conditional approval carried 9-0: Strand, Taylor, Sunderman, Carroll, Esseks, Krieser, Larson, Cornelius and Carlson voting 'yes'.

The Planning Commission's action is final, unless appealed to the City Council by filing a Letter of Appeal with the City Clerk within 14 days of the date of the action by the Planning Commission.

Attachment

cc: Building & Safety  
Rick Peo, City Attorney  
Public Works  
Jeff Downing, 530 S. 13th Street, Suite 100, 68508  
Zion Church PCA, 610 J Street, Suite 20, 68508  
Danny Walker, South Salt Creek Community Org., 427 E Street, 68508  
Gary Irwin, South Salt Creek Community Org., 645 D Street, 68502  
William J. Wood, 808 D Street, 68502

i:\shared\wpj\ln\2007 ccnotice.sp\SP.07007
RESOLUTION NO. PC-01046

SPECIAL PERMIT NO. 07007

WHEREAS, Zion Church has submitted an application designated as Special Permit No. 07007 for authority to expand a nonstandard church into the required front yard to construct an addition to the existing structure located at the northwest corner of S. 9th and D Streets, and legally described as:

Lots 1, 2, 11 and 12 and the adjacent vacated alley; and Lot 10 and the South Half of the adjacent vacated alley, Block 192, Original Lincoln, Lancaster County, Nebraska; and

WHEREAS, the Lincoln City-Lancaster County Planning Commission has held a public hearing on said application; and

WHEREAS, the community as a whole, the surrounding neighborhood, and the real property adjacent to the area included within the site plan for this expansion of a nonstandard church will not be adversely affected by granting such a permit; and

WHEREAS, said site plan together with the terms and conditions hereinafter set forth are consistent with the comprehensive plan of the City of Lincoln and with the intent and purpose of Title 27 of the Lincoln Municipal Code to promote the public health, safety, and general welfare.

NOW, THEREFORE, BE IT RESOLVED by the Lincoln City-Lancaster County Planning Commission of Lincoln, Nebraska:

That the application of Zion, hereinafter referred to as "Permittee", to expand a nonstandard church into the required front yard to construct an addition to the church on
property described above be and the same is hereby granted under the provisions of Section 27.63.280 of the Lincoln Municipal Code upon condition that construction of said addition be in strict compliance with said application, the site plan, and the following additional express terms, conditions, and requirements:

1. This permit approves the expansion of a nonstandard use to allow an addition onto the building consistent with the site plan. This permit voids and supercedes Special Permit No. 1996 which allowed an increase in lot coverage of the church to 28.9% for the addition of a residence and garage on property located at 9th and D Streets.

2. Before receiving building permits:
   a. The Permittee shall submit five copies of a revised site plan, adding a note stating that this site plan substantially conforms to the elevations submitted to the Historic Preservation Commission.
   b. The Permittee shall add a note to the site plan that says no parking will be allowed along the west side of the church abutting the north-south alley and landscaping will be provided. The landscape screen shall be evenly distributed horizontally, however, it may vary in height so as to screen at least sixty percent (60%) of the surface area of a vertical plane extending along the entire length of the west property line and from the ground elevation to a height of ten feet (10') above the adjacent ground elevation. This landscape screen shall generally be between the north-south alley and the new addition.

3. Before occupying the building, all development and construction must comply with the approved plans.
4. The site plan approved by this permit shall be the basis for all interpretations of setbacks, yards, locations of buildings, location of parking and circulation elements, and similar matters.

5. This resolution's terms, conditions, and requirements bind and obligate the Permittee, its successors and assigns.

6. The Permittee shall sign and return the letter of acceptance to the City Clerk within 60 days following the approval of the special permit, provided, however, said 60-day period may be extended up to six months by administrative amendment. The clerk shall file a copy of the resolution approving the special permit and the letter of acceptance with the Register of Deeds, filing fees therefor to be paid in advance by the applicant.

7. The site plan as approved by this resolution voids and supersedes all previously approved site plan, however, all resolutions approving previous permits remain in force unless specifically amended by this resolution.

The foregoing Resolution was approved by the Lincoln City-Lancaster County Planning Commission on this 11 day of April, 2007.

ATTEST:

Chair

Approved as to Form & Legality:

Chief Assistant City Attorney
Beginning around May 1, 2007, the construction will begin on a new 8" water main in the above mentioned locations. General Excavating of Lincoln, Nebraska will be the contractor on this project. The contractor plans to start the project at 2nd and M Street and proceed to the south. The new main will be constructed on the west side of 2nd Street and the north side of J Street. The work area will be confined to a two block area.

General Excavating plans to bore the new main in place so disruptions to driveways and streets will be minimal. Once the new water main is installed and tested, residential water services will be connected to the new main. Water shut downs for service connections will be approximately one hour and the residents will be notified before the shut down occurs.

Two-way vehicular traffic will be maintained on 2nd Street and down to one lane traffic on J Street during construction activity.

This project should be completed in approximately 35 days.

If you need more information on this project, please contact:

Larry Duensing, Project Manager
City of Lincoln, Engineering Services
531 Westgate Boulevard, Suite 100
Lincoln, NE 68528
Phone: (402) 441-8401
April 6, 2007

Kim Sturzenegger
128 N. 13th St., #909
Lincoln, NE 68508

Dear Ms. Sturzenegger:

Thank you for your letter. I am saddened by your angry and accusatory tone, as neither the selection criteria nor the names of the review committee are a secret.

I assume you are under the impression that these are not available to the public as a result of the recent newspaper article touching on this subject. Unfortunately, the article did not make it clear that the criteria can be found on the City web site at the following link:

http://www.lincoln.ne.gov/city/urban/redevel/index.htm

Then click on the Invitation/Notice for Catalyst One Project.

The volunteer committee I appointed to review the proposals is listed in an attachment to this letter. The names were forwarded to the City Council several weeks ago. One of the committee members, Polly McMullen, is both a downtown resident and a neighbor of yours. Councilwoman McRoy also is a committee member.

Residents of the downtown and the entire community provided extensive input on the proposed Catalyst Project and other ideas for continued downtown redevelopment at the time the Downtown Master Plan was being discussed and approved. I appreciated the hundreds of people who took part in those public meetings. Additional public comment will be welcome at the public hearings that will be held when this project ultimately is sent to the City Council for approval in the form of a redevelopment agreement between the City and the selected developer.

The downtown area is zoned B-4, which is the most flexible zoning in the community and allows for tall buildings. University Towers is a tall building, which is appropriate for a downtown. The residential neighborhoods you list in your letter are zoned entirely differently and have a completely different character. A high rise building would be neither allowable nor appropriate in those locations.

The downtown residents have not been treated as second class citizens, nor have I disregarded them in any way. On the contrary, I have consistently
supported downtown redevelopment both residential and commercial for more than two decades.

For more information about the Catalyst Project, you are welcome to contact Dallas McGee in the Urban Development Department at 441-7857.

Sincerely,

Coleen J. Seng
Mayor of Lincoln

CS/ah

cc: Dallas McGee, Urban Development Department
    Annette McRov, City Council
April 3, 2007

Mayor Colleen Seng
Mayor’s Office
City County Building
555 S. 10th Street
Lincoln, NE 68508

Dear Mayor Seng:

I am taking this opportunity to express my concern about the process you have chosen to pick a design and developer for the high rise project located at 14th and Q Streets.

I am a resident of the University Towers building and my residence faces the site where the structure will be built.

I am astonished that you have decided to keep the criteria, the identity of the selection committee and the selection process shrouded from the public, especially the residents of downtown Lincoln who will be most directly impacted by the project.

Since you have experience as a neighborhood leader and developed the reputation as public official concerned with citizen participation, I was expecting a more democratic and open process. I would have thought you would at least invite the residents most affected by the project to have some input in the project that is literally built in their front yard. But apparently since none of us are big business developers, our concerns and interests don’t count for much in the Seng administration.

You and other city leaders like to promote downtown Lincoln as a desirable residential area. Your actions undermine your words. If you refuse to include downtown Lincoln residents in the development of significant public projects, downtown Lincoln will not be an attractive living location. No one wants to live in a neighborhood when the concerns of neighborhood residents are completely ignored by city officials. Why purchase the opportunity to be disenfranchised by City Hall? I can’t imagine that the City would undertake to develop a twenty five story tower in the Knolls, Country Club, Wilderness Ridge or Firethorn neighborhoods without bothering to ask the residents of those neighborhoods what they thought about the project. Why are downtown Lincoln residents treated as second class citizens in this town?
Your disregard for the residents of downtown Lincoln is a tremendous disappointment.

Sincerely,

Kim K. Sturzenegger
University Towers Board Member and
Downtown Neighborhood Association
Board Member

cc: Ms. Annette McRoy, City Council Representative, District 4
MEMORANDUM

To: Patte Newman, Chair, and City Council Members  
From: Hallie Salem, Community Development Program Specialist  
Date: February 23, 2007  
Subject: Catalyst One Selection Process

The following is an update on the selection process for the Catalyst One project at 14th and Q Streets in Downtown Lincoln.

An Invitation for Redevelopment Proposals was issued on January 12, 2007. The invitation is posted on the City website at http://www.lincoln.ne.gov/city/urban/redevel/index.htm. Proposals are due on March 16 at the Urban Development Department.

Mayor Seng has appointed a selection committee to make recommendations to her on the preferred developer or developers. The selection committee includes both community and city representatives. Community representatives include the following individuals:

- Wendy Birdsall    President, Chamber of Commerce
- Polly McMullen    President, Downtown Lincoln Association
- Will Scott        P Street Investor, Downtown Action Team Member, and DLA Board Member
- Tom Smith         Co-Chair of Vision 2015, P Street Corridor Committee
- Jon Weinberg      Incoming DLA Chairman and Co-Chair of the Downtown Action Team

City representatives include the following individuals:

- Annette McRoy    City Council
- Ann Harrell and Darl Naumann  Mayor’s Office
- Don Herz         Finance Department
- Karl Fredrickson Public Works Department
- Dallas McGee     Urban Development Department

Once the recommendations of the committee are finalized and presented to the Mayor, the Mayor will make the selection of the developer or developers.

Please let me know if you have any questions by phone at 441-7866 or e-mail at hsalem@lincoln.ne.gov. I will be staffing this committee and will keep you informed on the work of the committee.

cc: Ann Harrell, Mayor’s Office
This letter was sent to the Lincoln Journal Star today.

The development of a row of 8 houses along the frontage of a major 4 lane highway is an irresponsible roadblock to future growth of the area. There is plenty of other ground available to put 8 more acreages up. This is simply a ploy to try and block ANY commercial growth north of Hwy 77. The legacy would be even less ground available along a highway that provides the BEST future access for Lincoln to Interstate 80. It is a short sighted approach that will short-change the future generations of Lincoln metro area residents.

We already live with the legacy of bad decisions and poor planning that was made decades ago. This situation is a very clear example of how, over the years, Lincoln has gotten to the condition it sees now.

-----Original Message-----
From: Joel Ludwig [mailto:jl1963@alltel.net]
Sent: Saturday, April 14, 200712:44 PM
To: 'online@journalstar.com'
Subject: Protect the Commercial Future of Lincoln and Lancaster County

Lincoln and Lancaster County must implement a moratorium on residential construction within 300 yards of highways and major county roads in the areas within 5 miles of the city. The availability of property for future commercial development and major commercial / industrial growth will play a major role in the job growth of the area.

Lancaster County already has a problem with too many acreages that pock mark the landscape outside the city. This is not a problem on county roads such as east or west A street, or 14th street, or 70th street, but it is a problem along Hwy 6 and 34, and along hwy 77.

There is a project coming before the Planning Commission, and eventually the Lancaster County Board, project #
07009, that proposes to build housing along Highway 77 that will place only 8 houses but will take up ½ mile of highway frontage. This project appears to be getting a push from County Board member Bob Workman with assistance from Mike Dekalb in the planning department. Why are they pushing this project, but limiting others? Who gains? Why is this one trying to fly under the radar?

Frontage access is vital to the commercial success of a community. Federal highway standards recommend buffer distances from highways for residential, and common sense tells us that this property should be set aside for job growth for the future citizens of Lincoln. It is very short sighted to plop a few houses along a major highway in the county.

The houses along north 27th street that are no longer there show the future of the houses sitting close to these highways. You only need to look to Omaha to see that the acreages along West Maple street were torn down to build commercial developments along the prime street. West Dodge is another example. The housing developments in those areas were built up in a logical manner rather than a hodge-podge of houses that had hindered the advancement of the city.

The planning commission recently voted down a development east of Lincoln that really was a good example of housing development. It was a future neighborhood. It was planned and organized. I understand why it was voted down. It wouldn’t generate any impact fees for Lincoln, so it had to be stopped, right?

In contrast, the proposal that would go and build a row of 8 houses on 3 acre plots along Highway 77 that would effectively take 160 acres or more out of the potential commercially viable ground near Lincoln’s edge. No one would build commercial space BEHIND a row of houses. Commercial and Industrial growth will need the valuable resource Lincoln has in the easy access to Interstate 80 at the 56th street exit (Highway 77).

It is reasonable to expect that houses be developed some distance off the highway. This is a compromise that is reasonable. It doesn’t take away any person’s right to earn income from their property. In fact it would enhance that property owners ability to earn. The commercial value of the property would be much HIGHER. This would ensure that that commercial use of the property were viable.

The Planning Commission will have to answer a lot of questions if it were to approve uncoordinated, poorly planned housing to grow up along a major highway in the county after having denied a reasonable development east of Lincoln. If that were to happen, the charges of hypocrisy would be valid and deserved.

Poor planning of the past has given Lincoln the poor growth of today. Lincoln has limited areas available now for development of real job growth that comes from commercial and industrial development. We are penalized now for the bad decisions of the past. The bad decisions and actions of the current planning department and the County Board are placing limits on our future. We will suffer from their actions when they act for
personal reasons instead of acting for the good of the entire Lincolnmetro area.

The County Board needs to implement a rule that would keep future acreages off the major highways. A minimum 300 yard buffer from the highway for any new residential or estate construction would be a reasonable method to protect the economic future of the community. The board should encourage that type of development to occur on those county roads where it won’t hinder commercial growth. There is plenty of space available on county roads for home construction. It would also help the homeowners to enjoy a few more years of “rural” life before the city grows up to their door step.

Lincoln must protect the Highway 77 Growth Corridor for the future job growth of the city.

Joel Ludwig

219 4th Street

Garland, NE68360
Scott, Thank you for accepting public participation on this issue. Not only is the drag race track proposed to be next to a major 4-lane Hwy. On the East side there is an active farm. Also directly North and East of John Baumgartner's home on 6030 Davey Road. Active farms do surround the entire proposed location. Thank you for pointing out that the sound generated by the Hwy is 24/7 365 days a year even. We also know that proposed drag race schedule would run during planting season. Also irrigation months that run pumps, tractors run sprayers for weeds and fertilizing. Then Harvesting season when combines run from sun up till late into the night for corn. Also the city ordinance 8.24 states AG areas within the cities 3 mile jurisdiction is set at 75 dBA. So knowing these numbers should help when working on text amendments for sound. 50 Leq must not be the standard when irrigation pump motors are running during the night to conserve water applied by the center pivots around the state. When harvest time comes, don't a lot of guys work around the clock to get the crops in? Who's standard uses a 50 Leg? Hope this helps when recommending a text amendment change.

Typical Sound Levels on the Farm

<table>
<thead>
<tr>
<th>Noise Source</th>
<th>Noise Level (in dBA)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Tractor</td>
<td>74-112</td>
</tr>
<tr>
<td>Grain Dryer</td>
<td>81-102</td>
</tr>
<tr>
<td>Combine</td>
<td>80-105</td>
</tr>
<tr>
<td>Chainsaw</td>
<td>77-120</td>
</tr>
<tr>
<td>Grain Grinding</td>
<td>93-97</td>
</tr>
<tr>
<td>Pig Squeals</td>
<td>85-115</td>
</tr>
<tr>
<td>Orchard Sprayer</td>
<td>85-106</td>
</tr>
<tr>
<td>Riding Mower</td>
<td>79-89</td>
</tr>
<tr>
<td>Garden Tractor</td>
<td>88-94</td>
</tr>
<tr>
<td>Crop Dusting Aircraft</td>
<td>83-116</td>
</tr>
</tbody>
</table>

About the Authors of these numbers.
James Lankford is professor emeritus and former dean of the College of Health and Human Sciences at Northern Illinois University, in DeKalb, and president of the National Hearing Conservation Association. Sue Zurales is an industry audiologist and vice president of Mobilear Inc. in Lisle, IL. Barbara Garrett is an audiologist in Longmont, CO. Joseph Delorier is a supervisor at the Speech and Hearing Clinic at Northern Illinois University in DeKalb.

The authors would like to thank E-A-R for providing free hearing protectors for all participants. Portions of this article were presented at the 2000 National Hearing Conservation Association Conference in Denver, CO. This article appeared in the August/September 2002 edition of Injury Insights

A version of this article originally ran on the Web site of ADVANCE for Audiologists magazine, at http://www.advanceforaud.com, on July 29, 2002. ADVANCE for Audiologists is a bimonthly publication offering strategies for growth and profitability to nearly 20,000 hearing health care professionals.
Shannon, I appreciate the effort you are putting into this issue. You are obviously becoming very informed and that is great. Encouraging citizen participation in such processes is one of the hallmarks of our local elected officials.

I think the task force report is clear as to why it is advisable to locate a MS facility by a major highway, both for traffic reasons and that such a location would potentially have some noise masking potential. As was discussed at the Task Force, the noise along 77 is much lower than along I-80 due to a much lower traffic volume, and especially a much lower heavy truck traffic volume, and speed of vehicles (depending where along I-80 you are talking about). FHWA noise information gives some general guidance that equates the noise from one heavy truck to 10 other vehicles.

It appears your discussion with Mark Otteman is providing at least part of the answer to your question posed in your earlier email re: the 90 dB from trucks (EPA reg is actually 87 dB). As you have discovered, FHWA and the State are obligated to take certain actions based on noise measurements. Of importance is that the noise being measured is from traffic, which happens 24/7, and the measurement time period used a one-hour Leq (not a 24 hour Leq). I believe that if the level is 67 dBA or greater in any one-hour Leq, there are requirements that abatement actions be considered.

Another part of this puzzle is that a new or modified highway is considered to have substantial impact on an area if it is projected to increase the noise level 10 dB above the existing situation. This information is all somewhat relevant to a future MS facility, but there are many differences between widening an existing highway that is going to create noise and building an major entertainment venue (MS facility) which is going to create noise.

We are working directly with Dr. Cheenne and the applicant re: the text amendment. I appreciate your interest and information you have provided. However, I am not the one that will make the "decision." The decision on what the text amendment will include will be made by the Board of County Commissioners. My role is to provide the best guidance I can to the Commissioners so they will know what the potential impact of their decision will have re: noise (or other environmental issues).

And yes, I was present for Dr. Cheenne's presentation. In fact, I was the one that encouraged Russ Bayer to ask Dr. Cheenne to present to the MS Task Force. He did a great job of explaining noise to the task force.
> Scott
>
> "SW Mc"
> <midwestminichoppers@hotmail.com>
> 04/11/2007 03:49 PM
> To SHolmes@ci.lincoln.ne.us,
> workbob@msn.com,
> rstevens@lancaster.ne.gov,
> pres@computingextras.com,
> plan@lincoln.ne.gov,
> nemotorplex@neb.rr.com,
> nebeconomicsupport@hotmail.com,
> mahunzeker@pierson-law.com,
> MDeika@ci.lincoln.ne.us,
> mayor@lincoln.ne.gov,
> ksvoboda@svobodaformayor.com,
> JOrtiz@journalstar.com,
> joel_ludwig@tstna.com,
> jmaul@lincoln.org,
> jladavey@yahoo.com,
> jjl1963@alltel.net,
> dschorr@lancaster.ne.gov,
> dnaumann@lincoln.ne.gov,
> council@lincoln.ne.gov,
> commish@lincoln.ne.gov,
> commish@lancaster.ne.gov,
> cm@liba.org,
> mdeika@ci.lincoln.ne.gov,
> carolserv@hotmail.com
>
> cc
>
> Subject
>
> NDOR information
>
> > Scott,
> > I spoke with Mark Ottemann at NDOR Nebraska Department of Roads on 14th and
> > Nst. I was put on speaker phone with him and one of his associates. I
> > explained the situation about a drag race track proposal next to North Hwy
> > 77 location. A drag race track is a 1/4 mile stretch of road. The reason
> > for
> > my research is to prove why motorsports task force would recommended a
> > motorsports facility be placed close to a major Hwy. Also many people have
> > stated that weekly drag races would be the same sound as trucks going down
> > the Hwy. Put sound with sound they say.
> > >
> > > What I have learned is the NDOR follows Federal High Way Administration
FHWA set standards. Hwy 77 was widened from 2-lane to 4-lanes. So when they come to a house along the Hwy they are planning to build or widen. They do noise testing and explained to me how this is done. Testing is done to establish an average over a 24 hr. period. 15-20 minute leg. Sound is recorded and average is taken in 15-20 sessions. So they may record any where from 40 dBA to 110 dBA so that is why they use the average over a 24hr. period.

So for example. If the NDOR stood in Phill Pfeiffer's front yard at 15400 North 56th and recorded over 66 dBA for a 24 hr. period the state and federal Hwy administration would then look at ways to do abatement or sound mitigation to keep Hwy sound at or below 66 dBA Residential and 71 dBA for commercial areas. I do believe that Hwy 77 is not a residential area.

The 90 dBA I was talking about in previous e-mail. Was for trucks over 10,000 GVWR that are over 35 mph at 50ft away from source. They would be in violation and could be ticketed within city limits Lincoln's Ordinance 8.24.

table 4.
http://www.lincoln.ne.gov/city/attorn/1mc/ti08/ch824.pdf

NDOR contact info. Mark Ottemann, Utilities/Noise & Air Studies Engineer
402-479-4684
http://www.nebraskatransportation.org/environment/index.htm#noise

Ever since public hearing with planning commission on Oct. 11th 2006 I have been doing studies on sound issues. So when you say you are working on text amendments for motorsports facilities next to Hwy's. There is a lot of information available out there. Dr. Cheenne has explained everything that is needed to make a desition on this issue. I know this is not the only issue you have in front of you. So I am here to help in order to reach a fair decision for all involved. I do believe you were present at Task force meeting for Dr. Cheenne's presentation to the taskforce. He stated straight line no mitigation under very humid conditions the high end of most NHRA sportsman drag race cars would be 115 dBA and would drop to 56 dBA at one mile. NDOR agrees with these numbers. Here are minutes from meeting.

Anything I can do to help get this drag race track approved let me know.

Thank you for your time,
Shannon Mcgovern 202-1461
Voter Registration #3215420

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>destroy all copies of the 
>original message.
>
The Nebraska Motorplex will go on. Whether it is in Lancaster county or not. Please read the "Benefits" and "About" pages for more info about the drag race track. Website is still under construction and is coming along quite well. A stand alone drag race track would be a "not to big" and "not to small" attraction for our area.
http://www.nemotorplex.com/
April 16, 2007

Mayor Coleen J. Seng
555 S. 10th Street – Suite 208
Lincoln, NE 68508

Dear Mayor Seng:

I am writing on behalf of the Pedestrian/Bicycle Advisory Committee in regards to the downtown bike lanes that were installed in August of 2006.

It is our understanding that these lanes were installed on a year’s trial basis and will come before the City Council for review in August of this year.

For the following reasons, the PBAC is very concerned that the bike lane concept has not been given a fair trial and consequently the Council cannot accurately and fairly determine its “success” or “failure”:

1. In order to be an accurate trial, all the elements of a bike lane system need to be in place as part of the full trial period, i.e., not just striping of lanes, but bike lane signs posted on the signal arms over the lane, bike lane symbols applied directly to the street inside the bike lane, and all the other elements that are part of a permanent bike lane system as identified in the City-County 2030 Comprehensive Plan and the Downtown Master Plan. These elements together delineate a functional bike lane system. Lincoln’s “trial” has allowed the lane striping to wear off with no plan to re-stripe the lanes and markings prior to August of this year, and bike lane signs are posted on only a few signal arms.

2. The material used to stripe the lanes is a temporary material and has already deteriorated to the point that it, in many places, is not readily and easily recognizable as a lane. One wonders if there will be anything left of the striping by the time August rolls around. At the very least, new striping needs to be applied now so that the lanes remain a visible delineation throughout the entire trial period. This is both a practical matter and a safety issue.

3. We have not been made aware of how the City Council will determine whether the
bike lanes have succeeded, nor of the criteria that will be used in this determination. Does such a tool exist?

Bike lanes are an integral piece of any transportation plan, their efficacy of which is demonstrated daily in cities around our country and across world. Bicycles need to be regarded by Lincoln drivers as vehicles and treated as thus, especially when sharing the city streets. A separate lane helps drivers acknowledge and respect this fact while allowing cyclists to proceed at their own speed and not hinder traffic.

It is the PBAC’s belief that Lincoln needs a downtown bike lane system. As it exists currently, this bike lane trial period will not provide an accurate and fair demonstration of bike lanes.

Thank you for your consideration in this matter.
Cordially,

Beth Thacker
Beth Thacker, Chairman
Mayor’s Pedestrian/Bicycle Advisory Committee

Cc: City Council members
   Karl Fredrickson, Director of Public Works and Utilities
Lincoln Parks and Recreation Advisory Board
2740 A Street
Lincoln, NE 68502

Gentlepeople,

This letter is being sent to you on behalf of the Lancaster Prevention Leadership Team and the Lancaster County Community groups. The Community Group initiative is an effort of the last two years to build a prevention system to affect community level change in response to underage drinking and other substance abuse issues throughout Lincoln and Lancaster County. Currently there are ten community groups meeting throughout the county, as well as a community wide Youth Group and an overarching Leadership team made up of members of the Community groups and other interested agencies throughout the county.

We are writing to express our appreciation for the work the board has done in making Lincoln a beautiful place to live and work, and to share with you some information regarding alcohol use, among adults and youth in our city.

There can be no doubt that Lincoln parks are a great place to spend time. There are some lovely examples of artistry, planning and commitment to the community demonstrated in the city’s parks and playgrounds. We thank you for your commitment to making Lincoln parks the best they can be and salute your hard work and effort.

Recently when the Lincoln Journal Star ran a story on the proposed ordinance to allow alcohol on special permits in certain venues the Coalition’s attention was captured. We’d like to take the opportunity to share our concern, with the hope that you will take this information into consideration as you plan for the future. In September of last year the CDC Household Survey data revealed that Lincoln is number four in the NATION for adult binge drinking, a distinction that no city would be proud to have. Additionally there are more that 400 permanent on and off sale liquor licenses in the community, not including anyone holding a special permit. While this number is not necessarily high when contrasted to Lincoln’s sister cities, it is certainly high enough, and given our ranking for high risk drinking there is room to argue that there is no real need to add to that number.

Among our youth the Lancaster County Health Department’s Youth Risk Behavior Survey (YRBS) tells us that 74.5% of high school students have tried alcohol. Our rate of binge drinking among youth is higher than both the state and the national rate (YRBS 2005). The most common place youth report drinking is in a friend’s home. The second most common place is in a car or open space such as a park or a field (Nebraska Risk and
Protective Factor Survey 2005). Lincoln has a problem with underage drinking, and with high risk drinking in general.

While we clearly understand that the board is looking at fundraising and other activities and not at throwing wild drinking parties we wish to point out that in some venues, specifically Pinewood bowl would be very hard to monitor, that “pass overs” where adults buy for underage companions would be all to easy to accomplish and enforcement would be difficult because of the nature of the venue. Also, allowing alcohol in places such as the Children’s Zoo and the Children’s Museum even during events where there are no minors present sends a subtle message to the Community that we have to have alcohol to celebrate, giving alcohol a pride of place at events celebrating our youth, who are not old enough to drink. We feel strongly that Lincoln city parks should be a place for all citizens, regardless of their age.

We would love to see Lincoln Parks and Recreation continue to be a leader in building Lincoln into a wonderful community and that we can be partners in sending a message about how we deal with alcohol, and how important we allow it to become in our celebrations, fundraisers and entertainment. If we can be of any assistance or if you have any questions at all please don’t hesitate to contact us, we would be pleased to visit with you at any time regarding this issue.

Respectfully submitted,

Substance Abuse Action Coalition
Prevention Leadership Team
914 L Street
Lincoln, NE 68508

Copy to: Mayor Coleen J. Seng
Lincoln City Council Members
Joan Ross, City Clerk
Tom Casady, Chief of Police
Deena Winter, Lincoln Journal Star
Charles P. Brown
League of Women Voters
And other interested parties
City Council
City of Lincoln
555 South 10th Street
Lincoln, Nebraska 68508

Re: April 25, 2007 National Thank You Day for Elected Officials in the United States

Dear Lincoln City Council:

Hattie Harris Good Spirits Club International (HHGSCI) sponsors April 25, 2007 National Thank You Day for Elected Officials in the United States. We salute dedication with integrity to serve community and country. In the spirit of national fellowship and world peace we enclose a Proclamation of Appreciation to commemorate National Thank You Day for Elected Officials in the United States.

Any community/state flag we receive will be displayed in a special April 25, 2007 Thank You Day ceremony. To help promote national and international business development, HHGSCI invites you to send a unique community product for display at the April 25 ceremony. We will present the products in a special edition collection available to national and international inquiries.

HHGSCI will be sponsoring November 9, 2007 International Thank You Day for Elected Officials and World Leaders. Twenty-nine (29) Archival flags from participating countries received from international officials are available on loan for multicultural community/state events.

We hope you will help identify a joint project we can embrace that compliments your devotion to serve community and country. We invite you to visit us in Rochester, NY on April 25, 2007 to personally thank you and offer good wishes.

Sincerely,

Christopher P. Noun
International Advisor

585.383.9088 / 585.218.9399
19 Panorama Trail / Rochester, New York 14625-1567 / USA
cpn@rochester.rr.com / www.hattieharris.org / www.artsrochester.org/hattieharris.htm
Hattie Harris Good Spirits Club International

April 25 National Thank You Day

Proclamation of Appreciation

Presented to

City Council

National Thank You Day for Elected Officials is sponsored by Hattie Harris Good Spirits Club International. The conduct of community and national leaders defines the quality of a country’s leadership. The quality of leadership determines the destiny of a nation. International leadership embraces global families. World Citizens contribute to the well being of mankind.

April 25, 2007 National Thank You Day for Elected Officials is an opportunity to thank leadership with integrity for their devotion and service to their community and country.

With every good wish for your success, we remain yours in the interest of good service to your nation.

Thank you,

Hattie Harris Good Spirits Club International

www.hattieharris.org
ADDENDUM TO DIRECTORS’ AGENDA
MONDAY, APRIL 23, 2007

I. MAYOR -

1. NEWS ADVISORY - RE: Mayor Seng’s Public Schedule Week of April 21 through April 27, 2007 - Schedule subject to change.

2. NEWS RELEASE - RE: Mayor Promotes Infant Immunization.

II. CITY CLERK - NONE

III. CORRESPONDENCE

A. COUNCIL REQUESTS/CORRESPONDENCE - NONE

B. DIRECTORS AND DEPARTMENT HEADS - NONE

C. MISCELLANEOUS -

1. E-Mail from Scott Baird, President, Near South Neighborhood Association - RE: Supports the designation of Trinity United Methodist Church as an historic landmark.

2. E-Mail from Virginia Wright - RE: Grand Island Independent-Pete Letheby - The Same Can Be Said For Lincoln.
Date: April 20, 2007
Contact: Diane Gonzolas, Citizen Information Center, 441-7831

Mayor Seng’s Public Schedule
Week of April 21 through 27, 2007

Schedule subject to change

Saturday, April 21
• Volunteer at Food Share - 7:30 a.m., Fourth Presbyterian Church, 5200 Francis
• Foster Grandparent Program recognition brunch, remarks - 10 a.m., Embassy Suites, 1040 “P” Street

Sunday, April 22
• Star City Figure Skating Club’s ninth annual show, remarks - 2 p.m., The Ice Box, State Fair Park
• National Volunteer Week recognition, remarks and proclamation - 3 p.m., Lancaster County Extension Office, 444 Cherry Creek Road

Tuesday, April 24
• KLIN - 8:10 a.m., Broadcast House, 4343 “O” Street
• Infant Immunization Awareness Week, proclamation - 11 a.m., Mayor’s Conference Room, County-City Building, 555 South 10th Street
• Cornhusker State Games preview luncheon, remarks - noon, Holiday Inn Downtown, 141 North 9th Street

Wednesday, April 25
• Victims’ Rights Week awards ceremony, remarks and proclamation - 11:30 a.m., Governor’s Mansion, 1425 “H” Street
• Street and crosswalk repair near St. Teresa’s School - 1:15 p.m., 36th Street and Laura Avenue.
• 21 Educational Access television studio open house - 2 p.m., UNL’s Anderson Hall, 15th and “Q” streets
• Southeast Area City Clerks’ Association dinner, remarks - 7 p.m., Beacon Hills, 5353 North 27th Street

Thursday, April 26
• News conference - 10 a.m., topic and location to be announced
• Voices of Hope news conference - 11 a.m., 2545 “N” Street
MAYOR PROMOTES INFANT IMMUNIZATION

Mayor Coleen J. Seng will sign a proclamation declaring April 21 through 27 as “Infant Immunization Awareness Week” at a ceremony at 11 a.m. Tuesday, April 24, in the Mayor’s Conference Room, 555 South 10th Street. She will be joined by members of the Lincoln Immunization and Vaccination Effort (LIVE) Coalition and children from the early childhood day care program at the University of Nebraska - Lincoln.

“Childhood immunizations have been very successful in disease control, and we must continue to promote them to parents, caregivers and public and private health care providers,” said Mayor Seng. “This awareness event is an opportunity to celebrate the fact that vaccines are one of our most successful and cost-effective public health tools.”

In March of this year, Nebraska received two awards from the National Immunization Program at the Centers for Disease Control (CDC) recognizing outstanding accomplishments in achieving 83.9 percent coverage for the basic immunization series among two-year-old children. Nebraska’s coverage was second best in the nation (behind Massachusetts), according to CDC’s National Immunization Survey. Nebraska also received an award for improving immunization rates by 19.6 percent between 2002 and 2005.

For more information on childhood immunizations, see the City Web site, lincoln.ne.gov (keyword: shots).
On behalf of the Near South Neighborhood Association, I am writing to encourage you to support the designation of Trinity United Methodist Church as an historic landmark at your April 23 meeting.

Trinity United Methodist Church is a beautiful building with a rich history in our neighborhood. The grand architectural features of Trinity contribute greatly to the character of the Near South. The building and congregation have played an integral part in the life of our community since the very beginning of the Near South Neighborhood. It has been a place of worship, a place for community gatherings, a place for childcare, and much more. We recently honored Trinity and showcased it to the city during our bi-annual Tour of Homes. I hope that you will also choose to honor its place in the history of Lincoln with this designation as an historic landmark.

Sincerely,

Scott Baird
President, Near South Neighborhood Association

--
Scott Baird
scottbaird@aya.yale.edu
The same can be said for Lincoln. Development for development is short sighted & costly in terms of shifting costs to the public sector, & requests for amendments that downgrade the standards, codes, etc ultimately harming the quality of life. Lincoln must keep its livability quotient. Hold developers feet to the fire to maintain or improve the quality of life, not just develop & run with the money.

Unhappy developers could have a report from Mayor Seng or Councilman Swoboda about their trip to Iowa. Getting through the planning dept was swift & efficient. And, they allowed no deviations from codes, standards, etc. I expect city employees to keep vigilant on this subject. Waiver requests, etc slow the process down. Just do it right at the beginning instead of planning to play the system & then complain about how long it takes.

In Eastridge we are seeing more steep-pitched roofs going on top of the mid-century designed homes. It changes the design flow, eye appeal, & value of the neighborhood. And, McCastle on Moraine - such a monstrosity should never have occurred. Very tricky how that is only a "remodel". The design standards need to be applied all over the city for new construction & remodeling.

Virginia K. Wright
814 Lyncrest Drive
Lincoln, NE 68510
730-1951

See what's free at AOL.com.
You know all those people who ramble on about the need for long-term vision, those folks who constantly chatter about how our state and country have a propensity to plan only for the short term, about why we need to think more of our children, grandchildren and great-grandchildren?

They're right.

The late Maxwell Maltz, a scientist who dealt with positive thinking, said: "The ability to discipline yourself to delay gratification in the short term in order to enjoy greater rewards in the long term is the indispensable prerequisite for success."

Our much earlier ancestors had the same idea. In Proverbs 29:18, it says: "Where there is no vision, the people perish."

Nebraska, which sometimes suffers from a dearth of long-term judgment, received another dose of sagacious advice last week: Diversify, or else. Thus far, we have chosen the latter course.

Larry Swanson, director of the O'Connor Center for the Rocky Mountain West, was the latest bearer of sobering news. In his Lincoln presentation about rural depopulation trends, Swanson stated the obvious:

Instead of the fruitless quest for old-school economic development, struggling Nebraska communities need to evolve into "interesting places to live," places that offer amenities, recreational opportunities and a desirable quality of life.

"All the old textbooks need to be thrown away," Swanson said. "The new economy encourages growth where people want to live."

Such observations about Nebraska are surfacing with much more frequency.

It is now apparent that new smokestack industries won't save our state. Casinos won't save us. "Livestock Friendly Counties" and confined animal feeding operations (CAFOs) not only won't save us, but they could scar the state's environment forever.

For a look at how quickly a landscape can change, check out the Ogallala area.

Lake McConaughy, Nebraska's biggest recreation money maker and located a few miles north of Ogallala, is a shell of its former, vibrant self. Water levels at Big Mac and other popular Southwest Nebraska lakes have been slowly but steadily declining for decades -- well before the drought, which has been scapegoated by some Nebraskans.

And if you are traveling Interstate 80 just south of Ogallala, prepare for a jolt from one of the nastiest-smelling feedlots imaginable. It has been described on one Chicago traveler's Web site as "eye-watering in its stench, at a distance of several miles." This is the Farm Bureau's vision of positive "economic development" -- seriously.

Ogallala, Keith County and Lake McConaughy are victims of (1) ag concentration's relentless march and (2) water problems that become more pronounced each year.

Nebraska is sailing some of its roughest economic waters ever. In the past six years alone, 42 of our rural counties -- which excludes all those counties with cities of 5,000 or more people -- have suffered population losses. Almost all of Nebraska's counties, rural and urban, are losing creative minds to other states.

We need to begin asking tough but necessary questions about what we want for Nebraska's future and how we get there. Most of us already agree on the goals -- rural development compatible with "the good life," diversity and opportunity.
We will not secure that future by simply staying the course, thinking only in the short term, wishing and hoping. We can't continue hiding under the bedsheets.

It is time for rural Nebraska to consider new ideas, new strategies, a new agriculture and government agencies that support all three. It is time to revitalize the "good life" and fully explore the potential of amenities, a "sense of place," recreation, natural resources, ecotourism, agritourism and, yes, farming.

It won't be without difficulty; nothing worthwhile ever is. Not every rural community will survive or thrive, even with innovation.

But we need to at least try; we owe that to our descendants.

Pete Letheby is associate editor at The Independent. He can be reached by e-mail at pete.letheby@theindependent.com.