IN LIEU OF
DIRECTORS’ MEETING
MONDAY, MARCH 10, 2008

I. MAYOR
1. NEWS RELEASE. Mayor Encourages Participation in Budget Survey.
2. NEWS ADVISORY. Mayor Beutler and the Public Works and Utilities Department News Conference, Tuesday, Mary 4, 2008 at 1:00 pm at the Lincoln Water System (LWS), 2021 North 27th Street on LWS and Watershed Management Accomplishments, Projects and Initiatives.
3. NEWS RELEASE. Construction to Begin on Water Line Project.
4. NEWS RELEASE. Automated Water Meter Reading Improves Efficiency, Accuracy and Safety.
5. NEWS RELEASE. Mayor Says Continued Water Conservation Needed.
6. NEWS RELEASE. Grant Awarded to City Rain Garden Project.
7. NEWS ADVISORY. Mayor Beutler News Conference on “Stronger, Safer Neighborhoods Initiative”. Thursday, March 6, 2008 at 10:00 am at the County-City Building, 555 South 10th Street in the City Council Chambers.
8. NEWS ADVISORY. Mayor Beutler Kicks Off “Stronger Safer Neighborhoods”.

II. DIRECTORS

HEALTH DEPARTMENT

PLANNING DEPARTMENT
1. Memorandum from Marvin Krout, Planning Director. Withdrawal of Change of Zone #07045, 84th and Old Cheney Road.

PLANNING COMMISSION FINAL ACTION
PUBLIC WORKS & UTILITIES/STARTRAN
1. StarTran Advisory Board Actions Regarding StarTran Routes/Schedules.

WEED CONTROL AUTHORITY

III. CITY CLERK
2. Change of Zone #07045, 84th and Old Cheney Road Withdrawn. Bill No. 07-139.

IV. COUNCIL REQUESTS/CORRESPONDENCE

JONATHAN COOK
1. Request to Greg MacLean, Public Works & Utilities Director - RE: Snow Removal -
   (RFI#133 - 02/26/08)

ROBIN ESCHLIMAN
1. Request to Greg MacLean, Public Works & Utilities Director; and Roger Figard, Public
   Works & Utilities Dept. - RE: SW 40th Bridge Project - (RFI#12 - 02/15/08) SEE
   RESPONSE FROM ROGER FIGARD, PUBLIC WORKS & UTILITIES (02/21/08)
2. Request to Lin Quenzer, Mayor's Office - RE: Graffiti Problem - (RFI#13 - 02/15/08)
3. Request to Greg MacLean, Public Works & Utilities Director - RE: Dangerous
   Intersections Update - (RFI#14 - 02/15/08) SEE RESPONSE FROM GREG
   MACLEAN, PUBLIC WORKS & UTILITIES DIRECTOR (02/29/08)
4. Correspondence from Mary Quintero. Vote on Proposed Charter Amendment. Would
   Hinder Small Business and Restrict Future City Council Candidates. (Copy of Email
   Delivered to Council Members Before Meeting on 03/03/08)

V. MISCELLANEOUS
1. Email from Wilfred F. Marks with Web Address of Article on Cost of Municipal Bonds.
   1b. Web Article, “States and Cities Start Rebelling on Bond Ratings”.
2. Email from Deb Kuwamoto. Conflict of Interest Amendment, Let Voters Decide. (Email
3. Correspondence from Michael Kovar. On Conflict of Interest Issue Camp and Svoboda
   should not vote. Put on Ballot for Citizens to Vote.
4. Letter from Randall Harre, Schwisow Construction, Inc. Oppose the Charter Amendment.
   Oppose the Action to Limit Business People from the Right to Serve.
5. Correspondence from Diana McGinnis Regarding Enactment of a Legal Tender Bill.
6. Fax from Joe Hampton on Decorum of City Council. Attachment of Rules of Council
   Procedure.
7. Letter from Lynn Fisher of The Car Connection, Inc., dba Great Place Properties, in
   Support of Paving the Alley Behind Property at 2201 South 10th and 2150 South 9th
   Streets.
8. Correspondence from Jeff Atkinson. Opportunity Exists to Keep State Fair in Lincoln, and
   Thinking of Entertainment Venues Lincoln Should Consider.

VI. ADJOURNMENT
MAYOR ENCOURAGES PARTICIPATION IN BUDGET SURVEY

Phone survey to begin this week

Mayor Chris Beutler today encouraged those selected for a phone survey on the City budget to take the time to participate. A scientific phone survey of 600 randomly selected residents will begin this week. The survey is part of an effort to solicit public opinion on how the City should spend tax dollars.

“We are taking a different look at the budget process, and finding out what citizens want is a crucial step,” said Mayor Beutler. “If those originally chosen through the random selection process respond, it increases the validity of the survey and decreases the amount of time it takes to complete the calls.”

Those with caller ID will see a University of Nebraska number on the display. The City is working with the University of Nebraska Public Policy Center and the University of Nebraska - Lincoln Bureau of Sociological Research. Alan Tomkins, Director of the Public Policy Center said the phone survey will take about 15 to 20 minutes.

Beutler said the project is a necessary first step toward implementing outcome-based budgeting, a process that ties programs to the goals that citizens want local government to accomplish. The process have proven to be effective in other communities faced with escalating costs and declining revenues.

Those not included in the phone survey will be able to provide input in writing, online and at public meetings. The process for gathering those comments will be announced soon.

The Mayor is scheduled to make his decisions on the 2008-2009 City budget in May, and the budget is released to the public in June. The City Council votes on tentative changes to the Mayor’s budget in July. The public hearing is scheduled for August 11, and the Council is scheduled to adopt the budget August 25.
Mayor Chris Beutler and representatives of the Public Works and Utilities Department will have a news conference at 1 p.m. Tuesday, March 4 at the Lincoln Water System (LWS), 2021 North 27th St. They will discuss LWS and Watershed Management accomplishments, projects and initiatives, including water conservation efforts.

If the weather is nice, we will have the news conference outside in the Waterwise Garden. If not, we will be in a conference room inside the building.

The topics will include the automated water meter reading system. After the news conference, members of the media are invited to ride in the meter reading van to see how the automated system operates.
CONSTRUCTION TO BEGIN ON WATER LINE PROJECT

Mayor Chris Beutler announced today that construction will begin this spring on major water transmission line project from Greenwood to Lincoln. The project will increase water capacity from 100 million gallons per day to 160 million gallons per day to meet the future growth needs of the City.

The project will install 10 miles of 60-inch pipe and is expected to be completed in the fall of 2009. The $22-million project is being funded through user fees, revenue bonds and impact fees.

“The new transmission main will allow us to match the ultimate capacity of the City well fields near Ashland,” said Project Manager Nick McElvain, Operations Support Manager for the Lincoln Water System. “The project also will provide us with a second line separated from the existing main for security and emergency purposes.”

McElvain said an easement was purchased for the project about 20 years ago, but the route had to be re-analyzed due to the growth of Waverly, the widening of Interstate 80 and the plans for the East Beltway. He said the new alignment was chosen based on many factors, including public input, environmental issues and cost.

Information on this and other Public Works and Utilities projects is available on the City Web site at lincoln.ne.gov (keyword: projects).
AUTOMATED WATER METER READING IMPROVES EFFICIENCY, ACCURACY AND SAFETY

Mayor Chris Beutler today commended the Public Works and Utilities Department on the completion of a 10-year project to replace 80,000 water meters in the City. The new meters have radio transmitters, which allow them to be read from the street.

“This is another great example of using technology to improve the way the City is doing business,” said Mayor Beutler. “Today, the City does the job with one meter reader in a van equipped with a scanner and computer. Ten years ago, we had four meter readers going door to door, and we would have needed two more by now to cover the entire City.”

Beutler said the automated system leads to fewer mistakes – the error rate has dropped from 4 percent to 1 percent. To test the accuracy of the readings, the department asks customers to read their meters and mail in a card every three years. Because the meter reader does not need to enter private property, the new system also increases security for home and business owners and safety for the City employee.

Margaret Remmenga, Business Manager for the Public Works and Utilities Department, said the City began a $12 million upgrade in 1997 as aging water meters needed replacement. The project was funded by water system user fees.

For more information on the Lincoln Water System, visit the City Web site at lincoln.ne.gov (keyword: water).

- 30 -
Mayor Chris Beutler today thanked Lincoln residents for helping to keep water usage down last summer. But he said voluntary water conservation measures will need to be continued next spring because of ongoing drought conditions in the State impacting the City water supply.

“The help of citizens, along with moderate temperatures and timely rains, led to a 1.2 billion gallon drop in water usage in summer 2007 compared to the previous year,” said Beutler. “Because of good rainfall upstream, we also had excellent flows in the Platte River, the main source of our City water supply. But that river system is only about 30 percent full. To maintain an ongoing adequate supply of water, conservation measures are still important.”

(A chart showing water usage statistics for the past six summers follow this release.)

Under the voluntary conservation measures, residents with addresses ending in even numbers are asked to limit outdoor watering to Wednesdays, Fridays and Sundays. Those with addresses ending in odd numbers are asked to water on Tuesdays, Thursdays and Saturdays.

Jerry Obrist of the Lincoln Water System (LWS) said the per capita consumption of water last summer was 144 gallons a day, compared to a ten-year average of 162 gallons per day. He said several factors are monitored to determine the need for water restrictions.

“Adequate river flows throughout the winter and early spring are essential to fill the aquifer at the beginning of each summer season,” said Obrist. “A determination for conservation measures for each summer season is set by reviewing river flows, rainfall, temperatures and summer weather forecasts.”

The Mayor’s Office established a Water Conservation Task Force in 1988, and long-term water conservation is an important element of LWS’s Water Management Plan. Information on water usage, rates and conservation is available on City Web site at lincoln.ne.gov and at local nurseries.
## Water Usage May 1 through August 1

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<tbody>
<tr>
<td>Annual usage in billion gallons</td>
<td>12.8</td>
<td>14.0</td>
<td>13.8</td>
<td>12.8</td>
<td>13.7</td>
<td>14.6</td>
</tr>
<tr>
<td>Maximum daily usage in million gallons</td>
<td>85</td>
<td>76</td>
<td>88</td>
<td>66</td>
<td>78</td>
<td>90</td>
</tr>
<tr>
<td>Number of days over 90 degrees</td>
<td>41</td>
<td>44</td>
<td>41</td>
<td>19</td>
<td>39</td>
<td>56</td>
</tr>
<tr>
<td>Rainfall in inches (normal is 15.9)</td>
<td>17.4</td>
<td>8.9</td>
<td>12.9</td>
<td>11.0</td>
<td>12.9</td>
<td>15.2*</td>
</tr>
<tr>
<td>Median river flow, cubic feet per second</td>
<td>7,000</td>
<td>1,830</td>
<td>4,090</td>
<td>3,420</td>
<td>3,520</td>
<td>2,470</td>
</tr>
<tr>
<td>Percentage of flow’s historical median (4,585 cfs)</td>
<td>153</td>
<td>40</td>
<td>89</td>
<td>75</td>
<td>77</td>
<td>54</td>
</tr>
</tbody>
</table>

* One-half of the summer rainfall in 2002 occurred in late August.
Mayor Chris Beutler announced today that the Nebraska Environmental Trust (NET) Grants Committee has recommended Lincoln receive $145,000 over two years to fund up to 90 rain gardens. Rain gardens are designed to filter pollutants from driveways, patios, roofs and lawns to help keep streams and lakes clean and healthy.

“Rain gardens have proven to have a significant impact on the amount of chemicals and sediment that enter our water,” said Mayor Beutler. “With this grant, many Lincoln families will be able to create these gardens at a very low cost to them. I want to thank the Trust for funding another project that protects our environment and adds to the quality of life in Lincoln.”

The NET Board will make final decisions on the recommendations following an April 3 public hearing. Once the recommendation is accepted, Lincoln residents will be invited to apply for a rain garden on their property. Under the program, the grant would cover 80 percent of the property owner’s cost. The project will include a public education program on the impact of stormwater runoff on lakes and streams. A number of rain gardens will be made available to Lincoln schools to educate students on stormwater quality issues.

Nicole Fleck-Tooze, Special Projects Administrator for the Public Works and Utilities Department, said rain gardens are depressed areas with native vegetation designed to temporarily hold and soak in stormwater runoff. She said rain gardens can remove up to 90 percent of nutrients and chemicals and 80 percent of sediments from stormwater runoff on a property.

The City is now completing a pilot project in the Holmes Lake Watershed in which 20 rain gardens and 20 rain barrels were installed. The project was intended to help address water quality issues in the lake, where $5.5 million in improvements were completed in the last few years. Rain barrels conserve water by capturing stormwater from rooftop downspouts for later use in watering gardens and flowerbeds.
The Holmes Lake pilot project received funding from the Nebraska Department of Environmental Quality (NDEQ) and the Lower Platte South Natural Resources District (LPSNRD).

The City is planning a workshop in May to help property owners design and build rain gardens. Information on rain gardens and rain barrels is available on the City Web site at lincoln.ne.gov (keywords: rain garden, rain barrel).

The NET Grants Committee recommended the City receive $45,000 in 2008 and $100,000 in 2009. Matching funds will be contributed by the City of Lincoln, LPSNRD and NDEQ.
OFFICE OF THE MAYOR
555 South 10th Street, Lincoln, NE 68508, 441-7511, fax 441-7120

DATE: March 5, 2008
FOR MORE INFORMATION: Diane Gonzolas, Citizen Information Center, 441-7831

Mayor Chris Beutler will announce the creation of the *Stronger, Safer Neighborhoods Initiative* at a news conference at **10 a.m. Thursday, March 6 in the City Council Chambers, 555 South 10th Street.**

The Mayor also will be joined by representatives of the U.S. Department of Housing and Urban Development to present grants for homeless assistance to local non-profit organizations.
NEWS RELEASE

CITY OF LINCOLN
NEBRASKA

OFFICE OF THE MAYOR
555 S. 10th Street, Lincoln, NE 68508, 441-7511, fax 441-7120

FOR IMMEDIATE RELEASE: March 6, 2008
FOR MORE INFORMATION: Diane Gonzolas, Citizen Information Center, 441-7831

MAYOR KICKS OFF “STRONGER SAFER NEIGHBORHOODS”

Mayoral Aide hired to oversee initiative

“There will be no slums on my watch,” Mayor Chris Beutler said today as he announced a new effort to improve neighborhoods. The “Stronger Safer Neighborhoods” initiative is a partnership among City governments, non-profits and eventually the development community to focus on revitalizing problem areas. Beutler said the initiative will build on Lincoln’s tradition of strong neighborhoods.

“Neighborhoods are the heart and soul of our community,” said Beutler. “We have great neighborhood associations who organize and help their members look out for one another. The Mayor’s Neighborhood Roundtable meets to discuss common policy issues and make sure the neighborhood needs are being met by my administration. The people of our neighborhoods are energized, motivated and ready to make a difference. Now, it’s time for City government and our new partnership to join them.”

Beutler said the initiative will initially target core neighborhoods facing the challenges of aging housing, falling home ownership rates, increased crime and drug abuse. “When one neighborhood falls, we are all in jeopardy, and some are at the tipping point,” said Beutler. “If we do not act now, we risk witnessing the kind of urban decay and hopelessness which plagues too many cities in the U.S. These areas still remain proud neighborhoods and filled with people and resources that can help us meet those challenges.”

The Stronger Safer Neighborhoods initiative will focus on three priorities:

- Bricks and mortar – restoring housing and reviving commercial vitality.
- Good neighbors – re-building neighborhood organizations and getting residents to take charge.
- Clean and safe streets - focusing law enforcement and code enforcement to reduce crime and blight and establishing standards to measure progress.

A new Mayoral Aide, Jon Carlson, will work in the Police Department to develop goals, devise strategy and oversee the effort. Carlson is a property owner, Former Near South neighborhood leader and former member of the City-County Planning Commission.

“I have business experience improving and managing properties, hands-on experience with neighborhood boards and public service experience of eight years on the Planning Commission,” said Carlson. “These give me a strong understanding and a somewhat unique insight into the building blocks that we will join together to create Stronger Safer Neighborhoods.”

- more -
Neighborhood Initiative
March 6, 2008
Page Two

“Toward that end, Mayor I am excited that the Mayor is grabbing the bull by the horns on this,” said Police Chief Tom Casady. “Jon and I have discussed neighborhood issues on many occasions over the past decade, and I believe he and I share a common vision about what needs to be done. Having him work as part of the Police Department team will be a tremendous advantage.”

“Efforts like this protect investments in the core of the City and encourage more private sector involvement, which is critical in revitalizing neighborhoods,” said Lynn Fischer, President of the Real Estate Owners and Managers Association. “The Stronger Safer Neighborhoods Initiative makes good business sense and is important to the entire community.”

Mayor Beutler thanked City Council member Dan Marvin for his hard work and persistence on the issue and his leadership in developing the partnership. The City’s partners in the effort include NeighborWorks Lincoln, the Human Services Federation, the Lincoln Community Learning Centers (CLCs) and neighborhoods associations.

Michael Snodgrass, Executive Director of NeighborWorks, thanked the Mayor for his leadership on neighborhood issues. He announced three actions the organization is taking:
- NeighborWorks has applied for state funding to convert older houses from apartments back to their original uses as single-family homes.
- NeighborWorks is partnering with the national Rebuilding Together organization to help with minor repairs on owner-occupied homes.
- The Neighborhood Service Exchange (NSE) in the Everett neighborhood has become a program of NeighborWorks, and NSE organizer Pat Anderson-Sifuentes will be the Community Safety Initiative Coordinator.

“The challenges our community faces cannot be met, nor our opportunities fully realized, by any one organization or sector alone,” said Rick Carter, Executive Director of the Human Services Federation. “Effective collaboration between non-profits, government agencies, faith-based organizations and the business sector is imperative. The issues facing these neighborhoods know no geographic boundaries. Substance abuse, poverty, crime, housing insecurity and education are community issues that we must work on solving together.”

“Lincoln Community Learning Centers have three goals: stronger students, stronger families and stronger neighborhoods.” said Cathie Petsch, Co-Coordinator of the CLCs initiative. “The 23 CLC schools and their families, particularly those in core neighborhoods, can be catalysts in this renaissance effort.”

“We are very pleased with Mayor Beutler’s Stronger Safer Neighborhoods plan,” said Scott Baird, President of the Near South Neighborhood Association. “Lincoln must grow as one community. Strengthening one neighborhood ultimately strengthens the entire community.”
OFICE OF THE MAYOR
555 S. 10th Street, Lincoln, NE 68508, 441-7511, fax 441-7120

FOR IMMEDIATE RELEASE: March 6, 2008
FOR MORE INFORMATION: Diane Gonzolas, Citizen Information Center, 441-7831
Bradd Schmeichel, Urban Development, 441-7856
Reginald Robinson, HUD, Omaha, 492-3138

LINCOLN AWARDED $1.63 MILLION IN HOMELESS GRANTS

Mayor Chris Beutler today announced that local agencies serving the homeless have been awarded a record $1,630,861 million in federal grants. The U.S. Department of Housing and Urban Development (HUD) awards “Continuum of Care” grants through a competitive process. The grants provide permanent and transitional housing as well as job training, health care, mental health counseling, substance abuse treatment and child care.

Mayor Beutler said the latest efforts to count the homeless in Lincoln shows that 1,500 to 2,000 people are identified as homeless in the community.

“You can judge the strength of a community by how it takes care of those in need,” said Beutler. “We can take pride in how our City is responding to those families experiencing homelessness. Because of the excellent planning by the two dozen members of Lincoln’s Homeless Coalition, our community has continued to receive HUD funding for its key programs. The City also has been successful in obtaining HUD funding for new programs to meet the needs of our homeless population.”

A partnership between CenterPointe Inc. and the City of Lincoln for the Shelter Plus Care project will begin this spring and represents continuing efforts to meet the needs of the chronically homeless. The program received funding for four units of permanent housing. CenterPointe also will administer a grant of $185,591 to provide 30 units of permanent housing for chronically homeless individuals with serious mental illness or substance abuse disorders.

All other grants received by Lincoln agencies are renewals:

- CenterPointe, Inc. - $187,612 for its GlidePATH Transitional Housing Project (22 beds); and $443,273 for its Adult and Youth Residential Program (25 beds).
- Lincoln Action Program (LAP) - $449,539 for LAP’s Supportive Housing Project, which provides leasing assistance for 55 housing units across the City.
- Saint Monica’s - $140,456 for the Women in Transition program, which provides transitional housing and services for 13 women and their children.

- more -
Homeless Grants
March 6, 2008
Page Two

- CEDARS Youth Services - $130,707 for the New Futures project which provides transitional housing for four homeless pregnant and parenting teen-agers and their children.
- Catholic Social Services - $93,683 for the Transitions project, which serves seven families

The local agencies that provide services to those in need are members of the Lincoln Lancaster County Homeless Coalition, founded in the mid-1980s. The Coalition formed a Continuum of Care Planning and Evaluation Committee in 1996 to submit the application for federal funds, to identify service gaps, to coordinate the “Point in Time Count” of the homeless and to conduct peer review of service providers.

The total in grants awarded to Nebraska agencies is $4.678 million. Details on the HUD grants can be found at www.hud.gov/offices/cpd/homeless/budget.

- 30 -
**BUDGET**

Senate budget resolution may set aside funds for another stimulus package in 2008. The Senate Budget Committee is likely to begin consideration of its FY 2009 budget resolution next week, and panel Chairman Kent Conrad (D-ND) told his colleagues that it may include $35 billion for a second economic stimulus package.

A number of Senate Democrats were disappointed that the stimulus plan recently signed into law did not contain items such as an extension of unemployment insurance, funds for the Low Income Home Energy Assistance Program (LIHEAP); increased spending on food stamps, and additional infrastructure investment. Enactment of stimulus language in the budget resolution would not guarantee that a second stimulus would occur, nor would it necessarily prescribe what would go into a new plan. It would set-aside potential funds for it within the boundaries of the budget, should Democratic leaders choose to go ahead with the plan later this year. Chairman Conrad also maintained that he did not believe that the stimulus package should have to be offset.

Conrad is also discussing with his colleagues the possibility of using the budget reconciliation process to forward priorities such as renewable energy tax credits (see story below), addressing the expanding reach of the Alternative Minimum Tax (AMT), and renewing a series of popular tax breaks (such as the research and development tax credit) that expired at the end of last year. The reconciliation process protects measures from filibusters in the Senate, but all of the spending would have to be offset.

The annual budget resolution provides broad outlines for spending and tax initiatives under which the congressional appropriations and tax-writing committees must operate. It does not require Presidential approval.

**ENERGY**

House approves measure to roll back tax breaks for oil companies; create credits for renewable energy. The House of Representatives approved legislation (HR 5351) this week that is designed to boost production of renewable energy and would be paid for by eliminating a tax break enjoyed by domestic oil companies since 2004.

To spur renewable energy, the bill would extend the 2 cent-per-kilowatt wind production tax credit for three years. After 2009, tax credits would not be able to exceed 35 percent of the value of a wind project. The 30 percent investment tax credit for solar projects would be extended eight years for commercial customers and six years for residential customers and the current maximum credit for homeowners would be doubled to $4,000.

The measure would also provide $2 billion to the clean renewable energy bond (CREB) program, which is designed to assist with the financing of renewable energy investments by utilities. The bill would also expand tax credits for the installation of pumps for motor fuel with 85 percent ethanol, and for purchases of plug-in hybrid vehicles.

Over $13 billion of the $18.1 billion legislation would be offset by rolling back a tax break given to domestic oil producers in 2004. The break effectively lowered the corporate tax rate for those companies from 35 percent to 32 percent over a number of years. The bill would also raise about $3 billion by altering the treatment of foreign tax credits for oil companies and would close the so-called “Hummer loophole” that gives tax breaks on sport-utility vehicles bought for
business purposes.

The White House has threatened to veto the measure on the grounds that the increased costs to oil manufacturers would simply be passed on to consumers. Proponents of the offset – which should cost each of the five biggest domestic oil companies about $1.8 billion over 10 years – maintain that figure represents a small percentage of their annual profits.

The outlook for the legislation in the Senate is not clear. Since it is unlikely to survive a filibuster by opponents, Democratic leaders are considering using a process known as budget reconciliation to accelerate consideration of the bill and protect it from a filibuster (see story above for additional information).

HOUSING

Mortgage crisis takes center stage on Capitol Hill. Efforts to address the mortgage crisis shared center stage with the war this week. The Senate spent much of the week debating a foreclosure prevention bill (S 2636) while House and Senate negotiators reached an agreement on legislation to overhaul the Federal Housing Administration (FHA).

Sponsored by Senate Majority Leader Harry Reid (D-NV), the foreclosure prevention measure sparked a spirited floor debate and an aggressive lobbying campaign by the banking industry. At issue is a provision in the bill that would allow bankruptcy judges to modify the terms of a mortgage held by a homeowner facing bankruptcy. The bankruptcy provision also drew the ire of the Administration and a direct veto threat from the President.

In addition to the bankruptcy provision, the Reid bill includes:

- A supplemental appropriation of $4 billion for the Community Development Block Grant Program (CDBG) to help state and local governments purchase and rehabilitate foreclosed homes in areas of high foreclosure;
- A temporary $10 billion increase in the cap on mortgage revenue bonds to allow state housing finance agencies to refinance sub-prime loans, provide mortgages for first-time homebuyers and finance the construction of multi-family rental housing,
- A $200 million supplemental appropriation for homeowner counseling, and
- Increased disclosure requirements for mortgage lenders and increased penalties for violations of the Truth-in-Lending Act.

Although a procedural vote stopped Senate consideration of the bill, Reid says that the issue remains a priority and he will bring his foreclosure prevention bill back to the floor in the coming weeks.

While the drama on the Senate floor dominated the headlines, negotiators from the House Financial Services Committee and the Senate Banking Committee spent much of the week finalizing legislation (HR 1852/S 2338) to overhaul FHA. In a blow to low-income housing advocates, the compromise does not include funding for a National Affordable Housing Trust Fund. However, the Trust Fund’s congressional advocates says that the legislation will be written in a way that will reserve a source of funding for the Trust Fund should Congress authorize it in the future.

Frank and Dodd cited the pressing need to pass an FHA overhaul bill and the impossibility of overcoming White House and Republican opposition to the Trust Fund to explain the absence of the Trust Fund from the final bill. Both Frank and Dodd say that they remain committed to the Trust Fund and will work to authorize it.

GRANT OPPORTUNITIES

Environmental Protection Agency
The EPA has announced guidance for the National Community-Based Lead Outreach and Training Grant Program for FY 2008. The program aims to reduce incidences of low-income children residing in older homes from exposure to lead-poisoning. Funding will provide for outreach, training, ordinance development and other activities that would result in the reduction of childhood lead poisoning. A total of $2 million is available and the EPA estimates 8 projects will be awarded. The maximum a project can receive is $250,000. The deadline for all applications is March 31, 2008. For more information, go to: http://www.epa.gov/oppt/lead/rfp_2-8-08.pdf.

Department of Commerce
The Economic Development Administration (EDA) will now be accepting applications for the Economic Development Assistance Grants for FY 2008. EDA’s announced objective is to promote innovation and competitiveness, to prepare American regions for growth and success in the worldwide economy. Proposals will be accepted for the following programs: Public Works, Planning, Local Technical Assistance and Economic Adjustment Assistance. An estimated $250 million is available for four programs and EDA will be accepting applications on a continual basis. For more information, go to: http://www.eda.gov/ImageCache/EDAPublic/documents/pdf/docs2008/fy08edaoriginalfinal_2epdf/v1/fy08edaoriginalfinal.pdf

Department of Homeland Security
The Department of Homeland Security (DHS) has announced it will be accepting applications for the FY 2008 Assistance to Firefighter Grants (AFG). AFG is seeking fire departments and nonaffiliated EMS organizations that lack the resources and tools necessary to effectively protect the health and safety of citizens and emergency personnel. All eligible applicants may submit forms under each of the three programs: operations and safety, vehicle acquisition, and regional projects. Unlike previous years, AFG is emphasizing the importance of training in the FY 2008 program. There is approximately $500 million available for award. The application period will begin Monday, March 3, and the deadline for all applications is Friday, April 4. To see the AFG guidance, go to: http://www.firegrantsupport.com/docs/2008AFGguidance.pdf
February 28, 2008

To: All Physicians, Administrators and Laboratory Personnel

From: Bruce Dart, PhD, Health Director

Subject: Physician Advisory

**INFLUENZA UPDATE**

Flu activity continues to increase in Lancaster County. Locally Flu activity appears to be widespread.

The total influenza lab positivity weekly rate increased to 29 percent for the week ending February 23rd. There have been 407 positive Influenza lab reports in Lancaster County through February 23, 2008 (292 type A, 115 type B). In Lancaster County, 72 percent of positive influenza lab tests have been type A, Type B specimens made up 28 percent of positive influenza lab tests. Our current 2007-2008 season influenza lab positivity rate for type A is 9.7 percent and type B is 3.8 percent.
Local hospital flu surveillance continues to show increasing weekly admissions over the past several weeks from 70 admissions in the prior week to 108 admissions for influenza-like illness (ILI) in the latest week. Overall, persons over 64 years of age, account for 59 percent of admissions for ILI. Persons 25 to 64 years of age made up 30 percent of ILI admissions. Children under 5 years accounted for 7 percent of ILI admissions.

Centers for Disease Control and Prevention (CDC) laboratory surveillance has indicated continued high resistance among influenza virus isolates to the adamantanes (amantadine and rimantadine) in the United States. As of February 16, 2008, 98.6 percent of influenza A (H3N2) viruses and 7.2 percent of influenza A (H1N1) viruses were resistant to the adamantanes. Because of high levels of resistance, CDC recommends that adamantanes not be used to treat or prevent influenza infections at this time.

In addition, as of February 16, 2008, CDC has detected 8.7 percent of H1N1 viruses were resistant to the antiviral drug oseltamivir (brand name Tamiflu®). No oseltamivir resistant influenza A (H3N2) or B viruses have been found in the United States this season and resistance to zanamivir has not been detected. Because resistance to oseltamivir remains low
and only has been detected among H1N1 viruses, CDC continues to recommend that oseltamivir and zanamivir be used to treat and prevent influenza.

New ACIP influenza vaccine recommendation

The Advisory Committee on Immunization Practices (ACIP) voted on February 27, 2008, to expand the recommended ages for annual influenza vaccination of children to include all children from 6 months through 18 years of age. The previous recommendation was for vaccination of children from 6 months to 59 months of age. The expanded recommendation is to take effect as soon as feasible, but no later than the 2009 – 2010 influenza season.

The ACIP advises the CDC on vaccine issues. The new recommendation increases the number of children recommended for vaccination by approximately 30 million.

Physician Advisory Available By E-Mail
Physicians, Advance Nurse Practitioners, Physician Assistants, Health-Care and Laboratory Administrators can receive periodic physician advisories by e-mail. Send an e-mail to ttimmons@ci.lincoln.ne.us with your name, type of practitioner (MD, ARNP, PA-C, Administrator, etc.) and location of practice.

PC Mayor Chris Beutler
Board of Health
Steven Rademacher, MD, Medical Consultant
Thomas Stalder, MD, Medical Consultant
James Nora, MD, Medical Consultant
Shelley Jones, M.D., Medical Consultant
Richard Morin, M.D, Medical Consultant
Joan Anderson, Executive Director, Lancaster County Medical Society
MEMORANDUM

TO: City Council
    Joan Ross, City Clerk

FROM: Marvin Krout, Planning Department

SUBJECT: Change of Zone #07045; 84th & Old Cheney Road – Withdrawn

DATE: March 4, 2008

COPIES: Mayor Beutler
        Trish Owen, Mayor's Office
        Mike Marsh, Realty Trust Group
        Marcia Kinning, E. S. P.

The attached letter from Marcia Kinning on behalf of Realty Trust Group withdraws Change of Zone #07045 at 84th and Old Cheney Road. This item (07-139) is currently on the City Council pending list since September 24, 2007. At that time, staff and the applicant discussed an administrative amendment as an alternative to the change of zone to B-2 Planned Neighborhood Business District. The item was placed on pending to allow an administrative amendment to be considered.

Administrative Amendment #08003 was submitted by Realty Trust Group on January 4th, 2008 and was approved today. The administrative amendment addressed many of the concerns about impact on adjacent properties and the road network, while allowing for a minor increase in the maximum commercial floor area, from 22,000 square feet to 25,300 square feet. In order to provide parking for the increased commercial use, the number of dwelling units shown was reduced from 20 to 8.

However, the original requirement to retain existing trees and residential land uses along the north property line has been preserved. In addition, the setback to the residential to the west was preserved, and office use only was in the place of a few of the former residential units as a transition.

The mix of land uses was also amended to allow for the possibility of a higher traffic generating use, but subject to the consideration that any combination of land uses will not exceed 75 peak hour trips in the east-bound to north-bound left turn lane at Wendell Way and S. 84th Street. If a high traffic generator consumes most of the allowable trip generation, there will be less floor area that can be developed with other commercial uses. This provides more flexibility but still meets the spirit and intent of the original restriction on land uses, which was to limit the traffic impact on the adjacent neighborhood and turning movements at 84th and Wendell Way.

The amendment was satisfactory both staff and the applicant. Thus, the attached letter withdraws Change of Zone #07045.
February 29, 2008

Mr. Marvin Krout
Director of Planning
City of Lincoln/ Lancaster County
555 South 10th Street
Lincoln, NE 68508

RE: PINE GARDEN – SOUTH 84TH STREET & OLD CHENEY ROAD
ADMINISTRATIVE AMENDMENT #08003
PLANNED UNIT DEVELOPMENT/CHANGE OF ZONE #05004

Dear Marvin,

On behalf of Realty Trust Group, Inc., we resubmit the above mentioned application. A note has been added to the General Notes on the Site Plan as well as a Note on the Grading Plan to address a grading concern from the Public Works Department. The note reads as follows: "The driveway connection form South 83rd Court cul-de-sac shall be graded as per the City of Lincoln Design Standards".

We are also requesting, upon approval of this application, Change of Zone #07045 be withdrawn. Please feel free to contact me if you have any further questions or comments.

Sincerely,

Marcia L. Kinning

Cc: Mike Marsh- Realty Trust Group, Inc.
Enclosures: 6 copies of sheets 1 through 4 of 4
PLANNING COMMISSION FINAL ACTION
NOTIFICATION

TO : Mayor Chris Beutler
Lincoln City Council

FROM : Jean Preister, Planning

DATE : February 29, 2008

RE : Special Permit No. 08010
(Propane cylinder refilling station - S. 48th Street & Highway 2)
Resolution No. PC-01104

The Lincoln City-Lancaster County Planning Commission took the following action at their regular meeting on Wednesday, February 27, 2008:

Motion made by Sunderman, seconded by Esseks, to approve Special Permit No. 08010, with conditions, requested by OL&B Railway, for authority to operate a propane cylinder refilling station, on property generally located at South 48th Street and Highway 2.

Motion for conditional approval carried 6-0: Esseks, Cornelius, Sunderman, Francis, Gaylor-Baird and Carroll voting 'yes' (Taylor, Larson and Moline absent).

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
Aaron Fizkenscher, 6115 N.W. 11th Street, 68521
Keith Fizkenscher, 5400 Carlisle Court, 68516
OL&B Railway, P.O. Box 80268, 68501

\shared\wp\ju\2008 ccnotice.sp\SP.08010
RESOLUTION NO. PC-01104

SPECIAL PERMIT NO. 08010

WHEREAS, OL&B Railway has submitted an application designated as Special Permit No. 08010 for authority to operate a propane cylinder refilling station on property generally located at S. 48th Street and Highway 2, and legally described as:

Lot 180 I.T., located in the Southeast Quarter of Section 8, Township 9 North, Range 7 East of the 6th P.M., Lancaster County, Nebraska;

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 propane cylinder refilling station 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 OL&B Railway, hereinafter referred to as "Permittee," to operate a propane cylinder refilling station be and the same is hereby granted under the provisions of Section 27.63.290 of the Lincoln Municipal Code upon condition that the operation...
of said propane refilling station be in substantial compliance with said application, the site plan, and the following additional express terms, conditions, and requirements:

1. This permit approves a propane refilling station.

2. Before receiving building permits:
   a. The Permittee shall cause to be prepared and submitted to the Planning Department a revised and reproducible final site plan including five copies showing that the vehicle path of the propane delivery vehicle and parking stall locations of the customers do not interfere with the existing car wash operations on this site.
   b. A licensed engineer or surveyor must certify that the tank is elevated one foot above the base flood elevation or certify the tank is flood proofed and will withstand hydrodynamic or hydrostatic forces.
   c. Provide documentation from the Register of Deeds that the letter of acceptance as required by the approval of the special permit has been recorded.
   d. The construction plans must substantially comply with the approved plans.

3. The physical location of all setbacks, yards, locations of propane cylinders, location of parking and circulation elements and similar matters must be in substantial conformance with the location of said items as shown on the approved site plan.

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

5. 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 City 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 Permittee.

The foregoing Resolution was approved by the Lincoln City-Lancaster County Planning Commission on this ___ day of ___ February ___, 2008.

ATTEST:

[Signature]
Chair

Approved as to Form & Legality:

[Signature]
Chief Assistant City Attorney
Special Permit #08010
S 48th St & Hwy 2

Zoning:

One Square Mile
Sec. 8 T09N R07E

R-1 to R-8 Residential District
AG Agricultural District
AGR Agricultural Residential District
O-1 Office District
O-2 Suburban Office District
O-3 Office Park District
R-T Residential Transition District
B-1 Local Business District
B-2 Planned Neighborhood Business District
B-3 Commercial District
B-4 Lincoln Center Business District
B-6 Planned Regional Business District
H-1 Interstate Commercial District
H-2 Highway Business District
H-3 Highway Commercial District
H-4 General Commercial District
I-1 Industrial District
I-2 Industrial Park District
I-3 Employment Center District
P Public Use District

Area of Application

2007 aerial

Pioneers Blvd
Old Cheney Rd
PLANNING COMMISSION FINAL ACTION
NOTIFICATION

TO : Mayor Chris Beutler
     Lincoln City Council

FROM : Jean Preister, Planning

DATE : February 29, 2008

RE : Special Permit No. 08014
(Private dance school - S. 61st Street & Pine Lake Road)
Resolution No. PC-01106

The Lincoln City-Lancaster County Planning Commission took the following action at their regular meeting on Wednesday, February 27, 2008:

Motion made by Esseks, seconded by Cornelius, to approve Special Permit No. 08014, with conditions, as revised, requested by Krein Real Estate, for authority to operate a private school for dance instruction for up to 36 students and 4 employees, on property generally located north of the intersection of S. 61st Street and Pine Lake Road.

Motion for conditional approval carried 7-0: Esseks, Cornelius, Taylor, Sunderman, Francis, Gaylor-Baird and Carroll voting ‘yes’ (Larson and Moline absent).

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
    Lyle Loth, ESP, 601 Old Cheney Road, Suite A, 68512
    Krein Real Estate, 5925 S. 56th Street, Suite 2, 68516
    Denene Collura, Country Meadows Homeowners Assn., 6500 S. 66th, 68516
    Christine Kiewra, Country Meadows Homeowners Assn., 6400 S. 66th, 68516
    Dr. Royce Mueller, Country Meadows Homeowners Assn., 1500 S. 48th, Suite 200, 68506
    Stephen Nickel, Family Acres Assn., 7941 Portscbe Lane, 68516
RESOLUTION NO. PC-01106

SPECIAL PERMIT NO. 08014

WHEREAS, Krein Real Estate has submitted an application designated as Special Permit No. 08014 for authority to operate a private school for dance instruction for up to 36 students and four employees on property generally located north of the intersection of S. 61st Street and Pine Lake Road and legally described as:

Lot 176 I.T., located in the Southwest Quarter of Section 16, Township 9 North, Range 7 East of the 6th P.M., Lancaster County, Nebraska;

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 private dance school 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 Krein Real Estate, hereinafter referred to as "Permittee", to operate a private school for dance instruction, be and the same is hereby granted under the provisions of Section 27.63.075 of the Lincoln Municipal Code upon condition that operation of said school be in substantial compliance with said application, the site plan, and the following additional express terms, conditions, and requirements:

1. This approval permits a private school for up to 36 students and four employees.

2. Before receiving building permits, the Permittee shall:
   a. Cause to be prepared and submitted to the Planning Department a revised and reproducible final plot plan including 5 copies showing the following revisions:
      i. Show all signs on the site plan and revise General Note #5 to state "The actual size, type and location of signs can vary at the time of sign permit, provided the size, type and location is in compliance with the applicable requirements of the Zoning Ordinance and must be approved by Building & Safety Department prior to installation".
      ii. Revise the list of waivers shown on Sheet 1 of 5 to include the following three waivers:
          (1) Building elevations for child care facility to be approved by administrative amendment.
          (2) Access to a collector street for the childcare facility is waived.
          (3) Conversion plan to a community building rather than a residence is allowed.
      iii. Add a General Note that states "Screening to be shown at the time of building permit in compliance with the applicable Design Standards, except that additional screening shall be provided per Design Standards Chapter 3.50 Section 7.5."
iv. Add a General Note that states “All parking lot lights shall be limited to cutoff fixtures. Lighting otherwise to comply with applicable Design Standards.”

v. Add a General Note that states “Parking lot and drive aisles will be reviewed at the time of building permit and will comply with City of Lincoln Design Standards.”

vi. Revise General Note #3 to state “The owner/developer reserves the right to build anywhere within the setbacks per the R-3 zoning district.

b. Provide documentation from the Register of Deeds that the letter of acceptance as required by the approval of the special permit has been recorded.

3. Before occupying buildings or starting the operation all development and construction is to substantially comply with the approved plans.

4. All privately-owned improvements, including landscaping and screening, are to be permanently maintained by the Permittee.

6. The physical location of all setbacks and yards, buildings, parking and circulation elements, and similar matters must be in substantial compliance with the location of said items as shown on the approved site plan.

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

7. 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 City Clerk shall file a copy of the resolution approving the special permit and the letter of acceptance with the Register of Deeds, filling fees therefor to be paid in advance by the Permittee.
The foregoing Resolution was approved by the Lincoln City-Lancaster County Planning Commission on this 27 day of February, 2008.

ATTEST:

[Signature]
Chair

Approved as to Form & Legality:

[Signature]
Chief Assistant City Attorney
Preliminary Plat #08003, Special Permit #08013
and Special Permit #08014 - Tara Hill
S 61st St & Pine Lake Rd

Zoning:

R-1 to R-8  Residential District
A  Agricultural District
AGT  Agricultural Residential District
O-1  Office District
O-2  Suburban Office District
O-3  Office Park District
R-T  Residential Transition District
B-1  Local Business District
B-2  Planned Neighborhood Business District
B-3  Commercial District
B-4  Lincoln Center Business District
B-5  Planned Regional Business District
H-1  Interstate Commercial District
H-2  Highway Business District
H-3  Highway Commercial District
H-4  General Commercial District
I-1  Industrial District
I-2  Industrial Park District
I-3  Employment Center District
P  Public Use District

One Square Miles
Sec. 16 T9N R7E

Area of Application

2007 aerial
PLANNING COMMISSION FINAL ACTION
NOTIFICATION

TO : Mayor Chris Beutler
     Lincoln City Council

FROM : Jean Preister, Planning

DATE : February 29, 2008

RE : Special Permit No. 08013
     (Early Childhood Care Facility - S. 61st Street & Pine Lake Road)
     Resolution No. PC-01105

The Lincoln City-Lancaster County Planning Commission took the following action at their regular meeting on Wednesday, February 27, 2008:

Motion made by Esseks, seconded by Cornelius, to approve Special Permit No. 08013, with conditions, as revised, requested by Krein Real Estate, for authority to operate an early childhood care facility for up to 120 children and 24 staff members, together with a request to waive the requirement that the facility have direct access to a collector street, to modify the required conversion plan, and to waive the requirement that building elevations for the facility be shown on the application, on property generally located north of the intersection of S. 61st Street and Pine Lake Road.

Motion for conditional approval carried 7-0: Esseks, Cornelius, Taylor, Sunderman, Francis, Gaylor-Baird and Carroll voting ‘yes’ (Larson and Moline absent).

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
    Lyle Loth, ESP, 601 Old Cheney Road, Suite A, 68512
    Krein Real Estate, 5925 S. 56th Street, Suite 2, 68516
    Denene Collura, Country Meadows Homeowners Assn., 6500 S. 66th, 68516
    Christine Kiewra, Country Meadows Homeowners Assn., 6400 S. 66th, 68516
    Dr. Royce Mueller, Country Meadows Homeowners Assn., 1500 S. 48th, Suite 200, 68506
    Stephen Nickel, Family Acres Assn., 7941 Porsche Lane, 68516

i:\shared\wp\jl\2008\council\sp.08013
RESOLUTION NO. PC-02105

SPECIAL PERMIT NO. 08013

WHEREAS, Krein Real Estate has submitted an application designated as Special Permit No. 08013 for an early childhood care facility for up to 120 children and 24 staff members together with a request to waive the requirement that the facility have direct access to a collector street, to modify the required conversion plan, and to waive the requirement that building elevations for the facility be shown on the application on property located north of the intersection of S. 61st Street and Pine Lake Road, and legally described to wit:

Lot 176 I.T., located in the Southwest Quarter of Section 16, Township 9 North, Range 7 East of the 6th P.M., 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 early childhood care facility 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 Krein Real Estate, hereinafter referred to as "Permittee", to permit an early childhood care facility for up to 120 children and 24 staff, be and the same is hereby granted under the provisions of Section 27.63.070 the Lincoln Municipal Code upon condition that development of said early childhood care facility be in substantial compliance with said application, the site plan, and the following additional express terms, conditions, and requirements:

1. This approval permits an early childhood care facility for up to 120 children and 24 staff members.

2. The request to waive Section 3.1.3 of the Design Standards for Early Childhood Care Facilities to allow building elevations for the child care facility to be approved by administrative amendment is hereby approved.

3. The request to waive Section 1.3 of the Design Standards for Early Childhood Care Facilities to waive direct access to a collector street for the childcare facility is hereby approved.

4. The request to waive Section 3.1.2 of the Design Standards for Early Childhood Care Facilities to allow a conversion plan to a community building rather than a residence is hereby approved.

5. Before receiving building permits, the Permittee shall cause:
   a. Cause to be prepared and submitted to the Planning Department a revised and reproducible final site plan including five copies showing the following:
      i. Show all signs on the site plan and revise General Note #5 to state "The actual size, type and location of signs can vary at the time of sign permit, provided the size, type and
location is in compliance with the applicable requirements of the Zoning Ordinance and must be approved by Building & Safety Department prior to installation”.

ii. Add a General Note that states “Screening to be shown at the time of building permit in compliance with the applicable Design Standards, except that additionally screening shall be provided per Design Standards Chapter 3.50 Section 7.5.

iii. Add a General Note that states “All parking lot lights shall be limited to cutoff fixtures. Lighting otherwise to comply with applicable Design Standards.”

iv. Add a General Note that states “Parking lot and drive aisles will be reviewed at the time of building permit and will comply with City of Lincoln Design Standards.”

v. Revise General Note #3 to state “The owner/developer reserves the right to build anywhere within the setbacks per the R-3 zoning district.

b. Provide documentation from the Register of Deeds that the letter of acceptance as required by the approval of the special permit has been recorded.

6. Before occupying buildings or starting the operation all development and construction is to substantially comply with the approved plans.

7. All privately-owned improvements, including landscaping and screening, are to be permanently maintained by the Permittee.

8. The physical location of all setbacks and yards, buildings, parking and circulation elements, and similar matters must be in substantial compliance with the location of said items as shown on the approved site plan.

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

10. 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 City Clerk
shall file a copy of the resolution approving the special permit and the letter of acceptance with
the Register of Deeds, filling fees therefor to be paid in advance by the Permittee.

The foregoing Resolution was approved by the Lincoln City-Lancaster County
Planning Commission on this 27 day of February, 2008.

ATTEST:

[Signature]
Chair

Approved as to Form & Legality:

[Signature]
Chief Assistant City Attorney
Preliminary Plat #08003, Special Permit #08013
and Special Permit #08014 - Tara Hill
S 61st St & Pine Lake Rd

Zoning:

R-1 to R-8 Residential District
A-1 Agricultural District
A-GR Agricultural-Rural District
O-1 Office District
O-2 Suburban Office District
O-3 Office Park District
R-T Residential Transition District
B-1 Local Business District
B-2 Planned Neighborhood Business District
B-3 Commercial District
B-4 Lincoln Center Business District
B-5 Planned Regional Business District
H-1 Interstate Commercial District
H-2 Highway Business District
H-3 Highway Commercial District
H-4 General Commercial District
I-1 Industrial District
I-2 Industrial Park District
I-3 Employment Center District
P Public Use District

One Square Miles
Sec. 16 T9N R7E

2007 aerial
PLANNING COMMISSION FINAL ACTION
NOTIFICATION

TO : Mayor Chris Beutler
Lincoln City Council

FROM : Jean Preister, Planning

DATE : February 29, 2008

RE : Preliminary Plat No. 08003 - Tara Hill Addition
(S. 61st Street and Pine Lake Road)
Resolution No. PC-01107

The Lincoln City-Lancaster County Planning Commission took the following action at their regular meeting on Wednesday, February 27, 2008:

Motion made by Esseks, seconded by Cornelius, to approve Preliminary Plat No. 08003, Tara Hill Addition, with conditions, requested by Krein Real Estate, for six lots and one outlot, together with a request to waive the requirements of the Land Subdivision Ordinance and Design Standards for Land Subdivision Regulations in order to allow sanitary sewer mains to flow opposite to street grade and to waive the on-site detention for Block 2, on property generally located north of the intersection of S. 61st Street and Pine Lake Road.

Motion for approval, with conditions, carried 7-0: Esseks, Cornelius, Taylor, Carroll, Francis, Sunderman and Gaylor-Baird voting 'yes'; Larson and Moline absent.

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
Lyle Loth, ESP, 601 Old Cheney Road, Suite A, 68512
Krein Real Estate, 5925 S. 56th Street, Suite 2, 68516
Denene Collura, Country Meadows Homeowners Assn., 6500 S. 66th, 68516
Christine Kiewra, Country Meadows Homeowners Assn., 6400 S. 66th, 68516
Dr. Royce Mueller, Country Meadows Homeowners Assn., 1500 S. 48th, Suite 200, 68506
Stephen Nickel, Family Acres Assn., 7941 Portscie Lane, 68516
RESOLUTION NO. PC-01107

WHEREAS, Krein Real Estate has submitted the preliminary plat of Tara Hill Addition for acceptance and approval together with a request to waive the requirements of the Land Subdivision Ordinance and Design Standards for Land Subdivision Regulations in order to allow sanitary sewer mains to flow opposite to street grade and to waive the on-site detention for Block 2 on property generally located north of the intersection of S. 61st Street and Pine Lake Road; and

WHEREAS, the Planning Director has recommended conditional approval of said preliminary plat.

NOW, THEREFORE, BE IT RESOLVED by the Lincoln City-Lancaster County Planning Commission that the preliminary plat of Tara Hill Addition, generally located north of the intersection of S. 61st Street and Pine Lake Road, as submitted by Krein Real Estate is hereby accepted and approved, subject to the following terms and conditions:

1. After the subdivider completes the following instructions and submits the documents and plans and 6 copies to the Planning Department office, the preliminary plat will be signed by the Chair of the Planning Commission certifying approval: (NOTE: These documents and plans are required by ordinance or design standards). Revise the preliminary plat as follows:
   a. Re-label Sheet 1 of 5 as 'Preliminary Plat'.
   b. Delete the building envelopes from all lots on Sheet 1.
   c. Delete the site plan detail (building footprints, parking lot detail) from the lots on Sheet 1.
   d. Provide Street names for all streets shown on the preliminary plat.
   e. Indicate the subdivider's interest in any other lands in the area.
f. Indicate the pavement width of South 61st Street on Sheet 4.

g. Relocate Outlot A north to the vicinity of between Lots 3 and 4 or a location approved by Public Works.

h. Change the label 'Not Part of This Permit' to 'Not Part of This Plat' on Sheet 1.

i. Correct the floor area for Lot 1, Block 1, on the Lot Area Table on Sheet 2 of 5 to state “11,000” square feet consistent with the special permit application.

j. Make other revisions noted in the February 13, 2008 memorandum from Dennis Bartels to the satisfaction of the Department of Public Works.

k. Rename the title of the plat in the title block to state 'Tara Hill Addition'.

l. Add easements per L.E.S. review.

m. Add a note to the grading plan that states “Written permission will be acquired by subdivider from abutting property owner before grading off this site.”

2. Final Plats will be approved by the Planning Director after:

a. The required improvements are completed or a surety is posted to guarantee the completion of the public streets, private roadway improvements, sidewalks, sanitary sewer system, water system, drainage facilities, land preparation and grading, sediment and erosion control measures, storm water detention/retention facilities, drainageway improvements, street lights, landscaping screens, street trees, temporary turnaround and barricades, and street name signs. A cash contribution to the City in lieu of a bond, escrow, or security agreement may be furnished for sidewalks and street trees along major streets that have not been improved to an urban cross section. A cash contribution to the City in lieu of a bond, escrow, or security agreement may be furnished for street trees on a final plat with 10 or fewer lots.

b. Add a note on the grading plan that written permission will be acquired by subdivider from abutting property owner before grading off this site.

c. An easement has been granted to allow for the extension of sanitary sewer to serve this site.

d. The subdivider has signed an agreement that binds the subdivider, its successors and assigns:

i. To complete the street paving of public streets, and temporary turnarounds and barricades located at the temporary dead-end of
the streets shown on the final plat within two (2) years following the approval of this final plat.

ii. To complete the installation of sidewalks along both sides of South 61st Street as shown on the final plat within four (4) years following the approval of this final plat.

iii. To complete the installation of sidewalks along Pine Lake Road as shown on the final plat within two (2) years following the approval of this final plat.

iv. To complete the public water distribution system to serve this plat within two (2) years following the approval of this final plat.

v. To complete the public wastewater collection system to serve this plat within two (2) years following the approval of this final plat.

vi. To complete the enclosed public drainage facilities shown on the approved drainage study to serve this plat within two (2) years following the approval of this final plat.

vii. To complete the installation of public street lights along streets within this plat within two (2) years following the approval of this final plat.

viii. To complete the planting of the street trees along South 61st Street within four (4) years following the approval of this final plat.

ix. To complete the planting of the street trees along Pine Lake Road (an improved major street) as shown on the final plat within two (2) years following the approval of this final plat.

x. To complete the planting of the landscape screen within this plat within two (2) years following the approval of this final plat.

xi. To complete the installation of the street name signs within two (2) years following the approval of this final plat.

xii. To complete the installation of the permanent markers prior to construction on or conveyance of any lot in the plat.

xiii. To timely complete any other public or private improvement or facility required by Chapter 26.23 (Development Standards) of the Land Subdivision Ordinance which have not been waived but which inadvertently may have been omitted from the above list of required improvements.

xiv. To submit to the Director of Public Works a plan showing proposed measures to control sedimentation and erosion and the proposed method to temporarily stabilize all graded land for approval.
To comply with the provisions of the Land Preparation and Grading requirements of the Land Subdivision Ordinance.

To complete the public and private improvements shown on the preliminary plat.

To keep taxes and special assessments on the outlots from becoming delinquent.

To maintain the outlot and private improvements in a condition as near as practical to the original construction on a permanent and continuous basis.

To maintain the landscape screen on a permanent and continuous basis.

To maintain and supervise the private facilities which have common use or benefit in a condition as near as practical to the original construction on a permanent and continuous basis, and to recognize that there may be additional maintenance issues or costs associated with providing for the proper functioning of storm water detention/retention facilities as they were designed and constructed within the development and that these are the responsibility of the land owner.

To retain ownership of and the right of entry to the outlot in order to perform the above-described maintenance of the outlot and private improvements on a permanent and continuous basis. However, Permittee may be relieved and discharged of such maintenance obligations upon creating in writing a permanent and continuous association of property owners who would be responsible for said permanent and continuous maintenance subject to the following conditions:

(1) Permittee shall not be relieved of Permittee's maintenance obligation for each specific private improvement until a register professional engineer or nurseryman who supervised the installation of said private improvement has certified to the City that the improvement has been installed in accordance with approved plans.

(2) The maintenance agreements are incorporated into covenants and restrictions in deeds to the subdivided property and the documents creating the association and the restrictive covenants have been reviewed and approved by the City Attorney and filed of record with the Register of Deeds.
xxii. To submit to the lot buyers and builders a copy of the soil analysis.

xxiii. To pay all design, engineering, labor, material, inspection, and other improvement costs.

xxiv. To protect the trees that are indicated to remain during construction and development (use this only when the plans show trees to remain).

xxv. To relinquish the right of direct vehicular access to Pine Lake Road.

3. The requested waiver to Section 3.6 of the Sanitary Sewer Design Standards to permit the sanitary sewer to flow opposite the street grades is hereby approved.

4. The requested waiver to Section 8 of the Storm Water Drainage Design Standards to waive on-site detention for Block 2 is hereby approved.

DATED: February 27, 2008.

ATTEST:

Chair

Approved as to Form & Legality:

Chief Assistant City Attorney
Preliminary Plat #08003, Special Permit #08013 and Special Permit #08014 - Tara Hill S 61st St & Pine Lake Rd

Zoning:

R-1 to R-8 Residential District
AG Agriculture District
AGR Agricultural Residential District
O-1 Office District
O-2 Suburban Office District
O-3 Office Park District
R-T Residential/Transition District
B-1 Local Business District
B-2 Planned Neighborhood Business District
B-3 Commercial District
B-4 Local Center Business District
B-5 Planned Regional Business District
K-1 Interstate Commercial District
H-1 Highway Business District
H-2 Highway Commercial District
H-4 General Commercial District
I-1 Industrial District
I-2 Industrial Park District
I-3 Employment Center District
P Public Use District

One Square Miles
Sec. 16 T9N R7E
PLANNING COMMISSION FINAL ACTION
NOTIFICATION

TO : Mayor Chris Beutler  
Lincoln City Council

FROM : Jean Preister, Planning

DATE : February 29, 2008

RE : Preliminary Plat No. 08002 - Horizons View Addition  
(O'Malley Drive and Brummond Drive)  
Resolution No. PC-01109

The Lincoln City-Lancaster County Planning Commission took the following action at their  
regular meeting on Wednesday, February 27, 2008:

Motion made by Essek, seconded by Sunderman, to approve Preliminary Plat No.  
08002, Horizons View Addition, with conditions, requested by Horizons Community  
Church, for 29 lots (28 for single family residential and one for the existing Horizons  
Community Church), on property generally located at O'Malley Drive and Brummond  
Drive.

Motion for approval, with conditions, carried 6-0: Essek, Cornelius, Carroll, Francis,  
Sunderman and Gaylord-Baird voting 'yes'; Taylor, Larson and Moline absent.

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  
Don Day, Olsson Associates, 1111 Lincoln Mall, 68508  
Horizons Community Church, 3200 Grainger Parkway, 68516  
Corey Frey, Porter Ridge Neighborhood Assn., 7530 Brummond Drive, 68516  
Bob Ludwig, Porter Ridge Neighborhood Assn., 7120 S. 31st Place, 68516  
Paul Berggren, Porter Ridge Neighborhood Assn., 7420 Lambert Place, 68516

I:\shared\wpjhu\2008 cnotice.plpp.08002
RESOLUTION NO. PC-02109

WHEREAS, Horizons Community Church has submitted the preliminary plat of Horizons View Addition for acceptance and approval; and

WHEREAS, the Planning Director has reviewed said preliminary plat and made recommendations including conditions of approval as contained in pages 3 through 6 of the staff report prepared by Christy Eichorn, Planner, dated February 13, 2008, which pages are attached hereto as Exhibit "A".

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the preliminary plat of Horizons View Addition, generally located at O'Malley Drive and Brummond Drive as submitted by Horizons Community Church is hereby accepted and approved, subject to the terms and conditions of approval set forth in Exhibit "A", which is attached hereto and made a part of this resolution as though fully set forth verbatim.

DATED: 2/27/08

ATTEST:

[Signature]
Chair

Approved as to Form & Legality:

[Signature]
Chief Assistant City Attorney
TRAFFIC ANALYSIS: All streets surrounding the property are local streets. This project proposes to extend a cul-de-sac off of the roundabout at the intersection of O'Malley Drive and Brummond Drive.

PUBLIC SERVICE: The nearest fire station is located at S. 27th Street and Old Cheney Road.

ALTERNATIVE USES: Remain as a church lot.

ANALYSIS:

1. This request is for a preliminary plat for 29 lots, 28 for single family residential and one lot for the existing Horizons Community church.

2. The lots will be on average 70 feet wide by 115 feet deep. This is larger than most of the surrounding platted lots.

3. All of the area surrounding this parcel is already developed with single family residential, town homes and a domiciliary care facility.

4. The street pattern reflects a logical extension of O'Malley Circle from the roundabout at O'Malley Drive and Brummond Drive.

5. The church will retain its existing access off of Brummond Drive and off of Grainger Parkway.

6. Both Public Works and Watershed Management have concerns about the drainage as it is shown on the submitted grading and drainage plan. The grading and drainage plan will have to be revised to show that the drainage will not be a problem when houses are built on the proposed lots.

7. Lots 2 and 3 do not have abutting sanitary sewer service; this will have to be addressed to the satisfaction of Public Works.

8. A splitter island is required by design standards at the new intersection of O'Malley Circle with the existing roundabout.

CONDITIONS OF APPROVAL:

Site Specific:

1. After the subdivider completes the following instructions and submits the documents and plans and 6 copies to the Planning Department office, the
preliminary plat will be signed by the Chair of the Planning Commission certifying approval: (NOTE: These documents and plans are required by ordinance or design standards.)

1.1 Revise the preliminary plat to show:

1.1.1 Easements requested by the February 5, 2008 LES memo.
1.1.2 Reshape lots 22 and 23 by moving the dividing lot line to the east to create a more conventional lot shape.
1.1.3 Address all concerns listed in the February 12, 2008 Watershed email. (See attached comments)
1.1.4 Address all the concerns in the February 14, 2008 memo from Public Works, to the satisfaction of Public Works. (See attached comments)

2. Final Plats will be approved by the Planning Director after:

2.1 The required improvements are completed or a surety is posted to guarantee the completion of the public streets, sidewalks, sanitary sewer system, water system, drainage facilities, land preparation and grading, sediment and erosions control measures, storm water detention/retention facilities, drainageway improvements, street lights, landscaping screens, street trees, temporary turnaround and barricades, and street name signs.

2.2 The subdivider has signed an agreement that binds the subdivider, its successors and assigns:

- to complete the street paving of public streets, and temporary turnarounds and barricades located at the temporary dead-end of the streets shown on the final plat within two (2) years following the approval of this final plat.

- to complete the installation of sidewalks along both sides of O'Malley Circle as shown on the final plat within four (4) years following the approval of this final plat.

- to complete the public water distribution system to serve this plat within two (2) years following the approval of this final plat.
to complete the public wastewater collection system to serve this plat within two (2) years following the approval of this final plat.

to complete the enclosed public drainage facilities shown on the approved drainage study to serve this plat within two (2) years following the approval of this final plat.

to complete land preparation including storm water detention/retention facilities and open drainageway improvements to serve this plat prior to the installation of utilities and improvements but not more than two (2) years following the approval of this final plat.

to complete the installation of public street lights along O'Malley Circle within this plat within two (2) years following the approval of this final plat.

to complete the planting of the street trees along both sides of O'Malley Circle within this plat within four (4) years following the approval of this final plat.

to complete the installation of the street name signs within two (2) years following the approval of this final plat.

to complete the installation of the permanent markers prior to construction on or conveyance of any lot in the plat.

to timely complete any other public or private improvement or facility required by Chapter 26.23 (Development Standards) of the Land Subdivision Ordinance which have not been waived but which inadvertently may have been omitted from the above list of required improvements.

to submit to the Director of Public Works a plan showing proposed measures to control sedimentation and erosion and the proposed method to temporarily stabilize all graded land for approval.

to comply with the provisions of the Land Preparation and Grading requirements of the Land Subdivision Ordinance.

to submit to the lot buyers and builders a copy of the soil analysis.
Prepared by:

Christy Eichorn
Planner

DATE: February 13, 2008

APPLICANT / OWNER: Horizons Community Church
3200 Grainger Parkway
Lincoln, NE 68516

CONTACT: Don Day
Olsson Associates
1111 Lincoln Mall
Lincoln, NE 68508
Preliminary Plat # 08002
Horizons View Addition
O'Malley & Brummond Dr

Zoning:

R-1 to R-8 Residential District
A  Agricultural District
A  Agricultural Residential District
O-1 Office District
O-2 Suburban Office District
O-3 Office Park District
R-1 Residential Transition District
R-2 Local Business District
S-1 Planned Neighborhood Business District
B-1 Commercial District
B-2 Lincoln Center Business District
B-3 Planned Regional Business District
H-1 Interim Commercial District
H-2 Highway Business District
H-3 Highway Commercial District
H-4 General Commercial District
I-1 Industrial District
I-2 Industrial Park District
I-3 Employment Center District
P  Public Use District

One Square Miles
Sec. 19 T9N R7E

Zoning Jurisdiction Lines
City Limit Jurisdiction

2007 aerial
PLANNING COMMISSION FINAL ACTION
NOTIFICATION

TO: Mayor Chris Beutler
   Lincoln City Council

FROM: Jean Preister, Planning

DATE: March 3, 2008

RE: Preliminary Plat No. 07005 - Kooser Addition
    (N. 14th Street and Alvo Road)
    Resolution No. PC-01110

The Lincoln City-Lancaster County Planning Commission took the following action at their regular meeting on Wednesday, February 27, 2008:

Motion made by Taylor, seconded by Sunderman, to approve Preliminary Plat No. 07005, Kooser Addition, with conditions, as amended, requested by Lincoln Public Schools, for one lot for the proposed Kooser Elementary School and nine outlots for future development, on property generally located at North 14th Street and Alvo Road. Motion for approval, with conditions, as amended, carried 7-0: Esseks, Cornelius, Taylor, Carroll, Francis, Sunderman and Gaylor-Baird voting 'yes'; Larson and Moline absent.

The Planning Commission's action on the preliminary plat 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.

On February 27, 2008, the Planning Commission also voted 7-0 to recommend approval of the associated Annexation No. 07004, subject to an Annexation Agreement, and approval of Change of Zone No. 07062 from AG Agricultural District to R-3 Residential District, both of which are scheduled for public hearing before the City Council on Monday, March 17, 2008, at 1:30 p.m.

Attachment
cc: Building & Safety
   Rick Peo, City Attorney
   Public Works
   Scott Weiskamp, LPS, 800 S. 24th Street, 68510
   Don Day, Olsson Associates, 1111 Lincoln Mall, 68508
   Erin Bright, Olsson Associates, 1111 Lincoln Mall, 68508
   Peter Katt, 600 Wells Fargo Center, 1248 O Street, 68508
   Mark Hunzeker, 600 Wells Fargo Center, 1248 O Street, 68508
RESOLUTION NO. PC-01730

WHEREAS, Lincoln Public Schools has submitted the preliminary plat of Kooser Addition for acceptance and approval; and

WHEREAS, the Planning Director has reviewed said preliminary plat and made recommendations including conditions of approval as contained in pages 3 through 7 of the staff report prepared by Tom Cajka, Planner, dated February 13, 2008, which pages are attached hereto as Exhibit "A".

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the preliminary plat of Kooser Addition, generally located at North 14th Street and Alvo Road as submitted by Lincoln Public Schools is hereby accepted and approved, subject to the terms and conditions of approval set forth in Exhibit "A", which is attached hereto and made a part of this resolution as though fully set forth verbatim.

DATED: 2/27/08

ATTEST:

Chair

Approved as to Form & Legality:

Chief Assistant City Attorney
applicant will need to show that adequate fire protection is provided. The water main in N. 14\textsuperscript{th} St. may need to be extended north from Humphrey Ave. to Julesburg Dr.

**TOPOGRAPHY:**
The land slopes to the north and south from the high point located approximately in the center.

**TRAFFIC ANALYSIS:**
Alvo Rd. and N. 14\textsuperscript{th} St. are unimproved arterial roads. All roads within the development will be local. Alvo Rd. and N. 14\textsuperscript{th} St. are shown as proposed projects for 4 lanes plus turn lanes in the 2030 Comprehensive Plan. Asphalt paved right and left turn lanes in Alvo Rd. at N. 11\textsuperscript{th} St and an asphalt paved northbound to westbound left turn lane in N. 14\textsuperscript{th} St. at Julesburg Dr. will be required with this development. These improvements are addressed in the annexation agreement.

The City of Lincoln and Lancaster County have been working on a design for Alvo Rd. The final street alignment has not yet been determined in the area of this development.

**PUBLIC SERVICE:**
The nearest fire station is Station 10 located at N. 14\textsuperscript{th} St. and Adams St.

**ANALYSIS:**

1. This request is for a preliminary plat for one lot for the proposed Kooser elementary school and 9 outlots for future development on approximately 40 acres.

2. There are existing residential developments to the south and east of this proposed plat. Charleston Heights is to the south and Stone Bridge Creek is to the east.

3. The proposed development is in conformance with the 2030 Comprehensive Plan.

4. The primary purpose of this preliminary plat is to create one lot, streets and utilities for the school.

**CONDITIONS OF APPROVAL:**

Site Specific:

1. After the subdivider completes the following instructions and submits the documents and plans and 6 copies to the Planning Department office, the preliminary plat will be signed by the Chair of the Planning Commission certifying approval: (NOTE: These documents and plans are required by ordinance or design standards.)
1.1 Revise the preliminary plat to show:

1.1.1 Delete Notes 12, 13 & 14, They are not necessary.

1.1.2 In Note 21 and 22 of the General Site Notes add "Bridge" between Stone and Creek.

1.1.3 In General Site Note #11, add "E" and "I" to outlots reserved for future development and delete Outlot "J".

1.1.4 Identify the purpose of Outlot "F" on Sheet 2.

1.1.5 Show the location of the bike trail along Alvo Rd.

1.1.6 Place the pedestrian easement from Kooser Dr. to Alvo Rd. as close to the intersection of N. 14th St and Alvo Rd. as slopes and traffic safety allow, as determined by Public Works.

1.1.7 Show a second street extending from N. 14th St. to the west boundary of the subdivision. Shift the location of the Kooser Drive west street stub to the south near the detention cell, in order to reduce block length between Kooser Dr. and Middleton Ave. (**Per Planning Commission, at the request of the applicant, 2-27-08**)

1.1.8 Label the amount of future right-of-way on N. 14th St.

1.1.9 Label the square feet of Lot 1.

1.1.10 Make corrections per the Lancaster County Engineering Department memo of February 4, 2008.

1.1.11 Make corrections per Public works & Utilities Department memo of February 13, 2008.

1.1.12 Add utility easements per LES memo of February 6, 2008.

1.1.13 Make corrections per Watershed Management memo of February 6, 2008.

2. The City Council approves associated request:

2.1 Annexation #07004
2.2 Change of Zone #07062

3. Final Plats will be approved by the Planning Director after:

3.1 The required improvements are completed or a surety is posted to guarantee the completion of the public streets, sidewalks, sanitary sewer system, water system, drainage facilities, land preparation and grading, sediment and erosion control measures, storm water detention/retention facilities, drainageway improvements, street lights, street trees, temporary turnaround and barricades, and street name signs. A cash contribution to the City in lieu of a bond, escrow, or security agreement may be furnished for sidewalks and street trees along major streets that have not been improved to an urban cross section. A cash contribution to the City in lieu of a bond, escrow, or security agreement may be furnished for street trees on a final plat with 10 or fewer lots.

3.2 The subdivider has signed an agreement that binds the subdivider, its successors and assigns:

- to complete the street paving, including turn lanes, of public streets, and temporary turnarounds and barricades located at the temporary dead-end of the streets shown on the final plat within two (2) years following the approval of this final plat.

- to complete the installation of sidewalks along both sides of streets as shown on the final plat within four (4) years following the approval of this final plat.

- to complete the public water distribution system to serve this plat within two (2) years following the approval of this final plat.

- to complete the public wastewater collection system to serve this plat within two (2) years following the approval of this final plat.

- to complete the enclosed public drainage facilities shown on the approved drainage study to serve this plat within two (2) years following the approval of this final plat.

- to complete land preparation including storm water detention/retention facilities and open drainageway improvements to serve this plat prior to the installation of utilities and improvements but not more than two (2) years following the approval of this final plat.
to complete the installation of public street lights along streets, except Alvo Rd., within this plat within two (2) years following the approval of this final plat.

to complete the planting of the street trees along streets, except Alvo Rd., within this plat within four (4) years following the approval of this final plat.

to complete the installation of the street name signs within two (2) years following the approval of this final plat.

to complete the installation of the permanent markers prior to construction on or conveyance of any lot in the plat.

to timely complete any other public or private improvement or facility required by Chapter 26.23 (Development Standards) of the Land Subdivision Ordinance which have not been waived but which inadvertently may have been omitted from the above list of required improvements.

to submit to the Director of Public Works a plan showing proposed measures to control sedimentation and erosion and the proposed method to temporarily stabilize all graded land for approval.

to comply with the provisions of the Land Preparation and Grading requirements of the Land Subdivision Ordinance.

to complete the public and private improvements shown on the preliminary plat.

to keep taxes and special assessments on the outlots from becoming delinquent.

to maintain the outlots and private improvements in a condition as near as practical to the original construction on a permanent and continuous basis.

to maintain the sidewalks in the bikeway easement on Lot 1 and Outlot “C” and all of its elements in a condition as near as practical to the original or as constructed condition in order to provide the user with a safe and convenient facility on a permanent and continuous basis.

to retain ownership of and the right of entry to the outlots in order to perform the above-described maintenance of the outlots and private improvements on a permanent and continuous basis. However, Owner(s) may be relieved and discharged of such maintenance obligations upon creating in writing a
permanent and continuous association of property owners who would be responsible for said permanent and continuous maintenance subject to the following conditions:

(1) Owner shall not be relieved of Owner’s maintenance obligation for each specific private improvement until a register professional engineer or nurseryman who supervised the installation of said private improvement has certified to the City that the improvement has been installed in accordance with approved plans.

(2) The maintenance agreements are incorporated into covenants and restrictions in deeds to the subdivided property and the documents creating the association and the restrictive covenants have been reviewed and approved by the City Attorney and filed of record with the Register of Deeds.

to submit to the lot buyers and builders a copy of the soil analysis.

to relinquish the right of direct vehicular access from Outlot “A” & “I” to Alvo Rd. and relinquish the right of direct vehicular access from Outlot “A” & “B” to N. 14th St.

Prepared by:

Tom Cajka
Planner

DATE: February 13, 2008

APPLICANT: Olsson Associates
1111 Lincoln Mall
Lincoln, NE 68508
(402) 474-6311

OWNER: Lincoln Public Schools and Douglas Parrot

CONTACT: Erin Bright
Olsson Associates
1111 Lincoln Mall
Lincoln, NE 68508
(402) 474-6311
Change of Zone #07062, Annexation #07004
& Preliminary Plat #07005
N 14th St & Alvo Rd

Zoning:

R-1 to R-8 Residential District
AG Agricultural District
AGR Agricultural Residential District
O-1 Office District
O-2 Suburban Office District
O-3 Office Park District
R-T Residential Transition District
B-1 Local Business District
B-2 Planned Neighborhood Business District
B-3 Commercial District
B-4 Lincoln Center Business District
B-5 Planned Regional Business District
H-1 Interstate Commercial District
H-2 Highway Business District
H-3 Highway Commercial District
H-4 General Commercial District
I-1 Industrial District
I-2 Industrial Park District
I-3 Employment Center District
P Public Use District

One Square Mile
Sec. 35 T11N R06E

Area of Application AG to R-3
PLANNING COMMISSION FINAL ACTION
NOTIFICATION

TO : Mayor Chris Beutler
     Lincoln City Council

FROM : Jean Preister, Planning

DATE : March 3, 2008

RE : Special Permit No. 08012
     (Domiciliary Care Facility - South 84th Street and Pine Lake Road)
     Resolution No. PC-01103

The Lincoln City-Lancaster County Planning Commission took the following action at their regular meeting on Wednesday, February 27, 2008:

    Motion made by Sunderman, seconded by Esseks, to approve Special Permit
    No. 08012, with conditions, requested by Murray and Laurie Dunn, for authority
    to construct a domiciliary care facility for up to 57 residents and 12 employees,
    on property generally located 1/4 mile north of the intersection of South 84th
    Street and Pine Lake Road.

    Motion for conditional approval carried 6-0: Esseks, Cornelius, Sunderman, Francis,
    Gaylor-Baird and Carroll voting 'yes' (Taylor, Larson and Moline absent).

The Planning Commission's action on this special permit 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.

On February 27, 2008, the Planning Commission also voted 6-0 to recommend approval of the associated Change of Zone No. 08007, from AGR Agricultural Residential District to R-3 Residential District, which is scheduled for public hearing before the City Council on Monday, March 17, 2008, at 1:30 p.m.

Attachment
cc: Building & Safety
    Rick Peo, City Attorney
    Public Works
    Scott Osterhaus, Olsson Associates, 1111 Lincoln Mall, 68508
    Murray and Laurie Dunn, 6610 S. 84th Street, 68516
    Stephen Nickel, Family Acres Assn., 7941 Portshe Lane, 68516
    Jennifer Cusick-Rawlinson, Pine Lake Assn., 6441 Westshore Drive, 68516
    Pine Lake Association, P.O. Box 6563, 68506

i:\shared\wpjfu\2008 cnotice.sp\SP.08012
RESOLUTION NO. PC-01103

SPECIAL PERMIT NO. 08012

WHEREAS, Murray and Laurie Dunn have submitted an application designated as Special Permit No. 08012 for authority to construct a domiciliary care facility for up to 57 residents and 12 employees on property generally located 1/4 mile north of the intersection of South 84th Street and Pine Lake Road, and legally described to wit:

Lot 74 I.T., located in the Southwest Quarter of Section 14, Township 9 North, Range 7 East of the 6th P.M., Lancaster County, Nebraska;

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 domiciliary care facility 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 Murray and Laurie Dunn, hereinafter referred to as "Permittee", to develop a domiciliary care facility for up to 57 residents and 12 employees be and the same is hereby granted under the provisions of Section 27.63.530 the Lincoln Municipal Code upon condition that construction of said domiciliary care facility be in substantial compliance with said application, the site plan, and the following additional express terms, conditions, and requirements:

1. This permit approves a domiciliary care facility for a maximum of 57 residents including the density bonus as allowed by the City Design Standards.

2. The City Council must approved Change of Zone 08007.

3. Before receiving building permits the Permittee shall:
   a. Cause to be prepared and submitted to the Planning Department a revised and reproducible final site plan including five copies showing the following revisions:
   i. Add a General Note that states, "The domiciliary care facility shall comply with the standards for a barrier-free facility as required by Design Standards Chapter 3.40."
   ii. Revise General Note #9 to state, "Signs need not be shown on this site plan, details of all signs including type, location, height and size will be submitted separately at the time of sign permit, all signs to comply with the requirements of the Zoning Ordinance."
   iii. Revise General Note #10 to state, "All required screening, including earthen berms, will be located outside of public right-of-way and applicable right triangles, and will comply with applicable design standards at the time of building permits.
   iv. Revise General Note #15 to state, "The Permittee agrees to provide lighting calculations for the parking lot in accordance with the Design Standards if lighted. All parking lot lighting to be limited to the use of cutoff fixtures only."
   v. Add a General Note to state, "Domiciliary care facility is limited to 52 residents until the existing residence is removed. At such time as the residence is removed the
expansion to 57 residents is authorized and no administrative amendment is required provided the building is located inside the building envelope shown on the site plan."

vi. Revise the site plan to show 25 off-street parking spaces.

vii. Add a General Note that states, "All off-street parking facilities to comply with the Design Standards at the time of building permits."

viii. Show a high-pressure gas line in South 84th Street, with a label that states, "Approximate location of High-Pressure Gas Line."

ix. Show utility easements per the L.E.S. review.

b. The construction plans must substantially comply with the approved plans.

4. Before occupying the building or starting the operation of all development and construction must substantially comply with the approved plans.

5. All privately-owned improvements, including screening, must be permanently maintained by the Permittee.

6. The physical location of all setbacks and yards, buildings, parking and circulation elements, and similar matters must be in substantial compliance with the location of said items as shown on the approved site plan.

7. The terms, conditions, and requirements of this resolution shall be binding and obligatory upon the Permittee and the Permittee's successors and assigns. The building official shall report violations to the City Council which may revoke the special permit or take such other action as may be necessary to gain compliance.

8. The Permittee shall sign and return the City's letter of acceptance to the City Clerk within 60 days following approval of the special permit, provided, however, said 60-day period may be extended up to six months by administrative amendment. The City 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 Permittee.

The foregoing Resolution was approved by the Lincoln City-Lancaster County
Planning Commission on this 27th day of February, 2008.

ATTEST:

Chair

Approved as to Form & Legality:

Chief Assistant City Attorney
Special Permit #08012 & Change of Zone #08007
S 84th St & Pine Lake Rd

Zoning:

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<th>Zoning</th>
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<tr>
<td>I-2</td>
<td>Industrial Park District</td>
</tr>
<tr>
<td>I-3</td>
<td>Employment Center District</td>
</tr>
<tr>
<td>P</td>
<td>Public Use District</td>
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</tbody>
</table>

One Square Mile
Sec. 14 T09N R07E

2007 aerial
PLANNING COMMISSION FINAL ACTION
NOTIFICATION

TO : Mayor Chris Beutler
     Lincoln City Council

FROM : Jean Preister, Planning

DATE : March 4, 2008

RE : Special Permit No. 08011
     (Reconstruct nonstandard building into required front and rear yards
     at South 19th & Washington Streets)
     Resolution No. PC-01108

The Lincoln City-Lancaster County Planning Commission took the following action at their
regular meeting on Wednesday, February 27, 2008:

Motion made by Francis, seconded by Gaylor-Baird, to approve Special Permit
No. 08011, with conditions, as amended, requested by Katie Halperin, for
authority to reconstruct a nonstandard building into the required front and rear
yards, on property generally located at South 19th Street and Washington Street.

Motion for conditional approval, as amended, carried 7-0: Esseks, Cornelius, Taylor,
Sunderman, Francis, Gaylor-Baird and Carroll voting 'yes' (Larson and Moline absent).

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
    Dave Landis, Urban Development
    Katie Halperin, 9025 Turnberry Circle, 68526
    HP Properties, LLC, 7951 Cheney Ridge Road, 68516
    Near South Neighborhood Assn., P.O. Box 80143, 68501
    James Garver, Near South N.A., 815 Elmwood Avenue, 68510
    Scott Baird, Near South N.A., 1932 S. 24th Street, 68502
    Kent Seacrest, 1111 Lincoln Mall, Suite 350, 68508
    Don Day, Olsson Associates, 1111 Lincoln Mall, 68508
    John Badami, DLR Group, 1111 Lincoln Mall, 2 Landmark Centre, Suite 201, 68508
    Robert and Mary Helen Peters, 1745 S. 25th Street, 68502
    Keith Dubas, 1712 E Street, 68508
    Denise Kjar, 2121 F Street, 68510
    Jane Anderson, 1809 Washington Street, 68502
    Jennifer Buxton, NeighborWorks, Inc., 2121 N. 27th Street, 68503
    Mike Ruth, 1545 S. 19th Street, 68502
RESOLUTION NO. PC-01108

SPECIAL PERMIT NO. 08011

WHEREAS, Katie Halperin has submitted an application designated as Special Permit No. 08011 for authority to reconstruct a nonstandard building into the required front and rear yards on property generally located at S. 19th Street and Washington Street, and legally described as:

Lots A and B and the south half of vacated alley abutting Lot A on the north, McClay and Hall's Subdivision; and Lot A, Noble's Subdivision and the east half of vacated alley abutting on the west, 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 reconstruction of a nonstandard building into the required yard 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 Katie Halperin, hereinafter referred to as "Permittee", to reconstruct a nonstandard building into the required front and rear yards on property described above is hereby granted under the provisions of Section 27.63.280 of the Lincoln Municipal Code upon condition that construction of said construction be in substantial compliance with said application, the site plan, and the following additional express terms, conditions, and requirements:

1. This permit approves the expansion and reconstruction of a nonstandard use with minimum set back requirements of 2 feet for the required front yard and 5 feet for the rear yard.

2. Before receiving building permits, the Permittee shall:
   
   a. Cause to be prepared and submitted to the Planning Department a revised and reproducible final site plan including 5 copies with the following revisions:

   i. Add to General Notes: "Existing street trees are to remain or be replaced."

   ii. Add to General Notes "This project will meet all Building and Safety codes and regulations."

   iii. Add to General Notes: "Elevations should generally conform to the elevations submitted to the Planning Department as part of this application."

   iv. Show the distance of the driveway from the garage door of unit 9 to the sidewalk along S. 19th Street as at least 20 feet.

   v. Parking lot and drive aisles will be reviewed at the time of building permit and will comply with design standards except the driveway from the garage of unit 9 to the sidewalk on S. 19th Street shall be a minimum of 20 feet and the one way driving aisle width shall be reduced to 23 feet.
vi. List on the site plan all of the design standards that are being waived with the approval of this special permit. The following waivers are included provided that the Permittee provides information to the Public Works & Utilities Department showing that all vehicle movements for a standard vehicle can be made:

(1) Minimum driveway length from sidewalk to garage door is reduced from 22 to 20 feet;

(2) Minimum drive aisle width is reduced from 24 feet to 23 feet on the east-west drives, and 30 feet to 12 feet on the north-south drive;

(3) The northernmost curb return radius on northernmost lot line is reduced from 15 feet to 5 feet.

b. Provide documentation from the Register of Deeds that the letter of acceptance as required by the approval of the special permit has been recorded.

3. Before occupying building, all development and construction is to substantially comply with the approved plans.

4. All privately-owned improvements, including landscaping, are to be permanently maintained by the Permittee or home owners association.

5. The physical location of all setbacks and yards, buildings, parking and circulation elements, and similar matters must be in substantial compliance with the location of said items as shown on the approved site plan.

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

7. 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 City Clerk
shall file a copy of the resolution approving the special permit and the letter of acceptance with
the Register of Deeds, filling fees therefor to be paid in advance by the applicant.

The foregoing Resolution was approved by the Lincoln City-Lancaster County
Planning Commission on this 27 day of February, 2008.

ATTEST:

/S/ ORIGINAL SIGNED BY

EUGENE CARROLL

Chair

Approved as to Form & Legality:

Chief Assistant City Attorney

COPY
Special Permit #08011
19th & Garfield St

Zoning:

One Square Mile
Sec. 36 T10N R06E

2007 aerial
MEMO

To: Members of the Lincoln City Council
From: Greg MacLean, Director - Public Works & Utilities Department
Date: March 3, 2009
Subject: StarTran Advisory Board Actions
cc: Mayor Chris Beutler, Transit Manager Larry Worth

In conformance with 2.38.100 of the Lincoln Municipal Code (LMC) this memo is to advise of actions taken by the StarTran Advisory Board on February 28, 2008 regarding StarTran routes/schedules, as follows:

- Approved to designate as “permanent” the “temporary” extension/deviation of Route #11 to serve Kawasaki,

- Approved to designate as “permanent” the “temporary” Route #14, West Van Dorn to serve the Lincoln Community Correctional Center,

- Approved nine minor operational route revisions of the approved Transit Development Plan (TDP) routes (see attached).

Public hearing concerning the above was conducted on February 28, 2008, with 5 emails and 8 letters also received. One expression of support of the above was voiced at the public hearing. One other attendee's testimony, and all of the emails and letters were not pertinent to the above subjects, and are being addressed by staff directly to the submittals.

Also per 2.38.00 of the LMC, the above-approved “permanent” designations and minor operational route revisions will be effective on April 13, 2008.
MEMORANDUM

To: StarTran Advisory Board Members
From: StarTran Advisory Board Operations Sub-Committee
Date: February 21, 2008
Subject: TDP Operational Route Changes
cc: Greg MacLean - PW/U

As you know, over a period of several months, the Transit Development Program (TDP) Study took place, resulting in proposed revisions to StarTran's routes/schedules. Such revisions resulted in a reduction in service within areas of little or no patronage, with those resources redirected to currently unserved or under served areas where ridership is expected. All such revisions were proposed with no increase in the total current operational cost. The proposed route/schedule revisions were approved by the StarTran Advisory Board, following public hearing, on June 21, 2007, and by the Lincoln City Council, following appeal, on October 29, 2007. The revised routes/schedules are scheduled to be implemented in June, 2008.

For the past three months, StarTran staff, including management and bus operators, have been reviewing the approved revised routes/schedules in detail, working toward the development of the more detailed schedules/run coordination to be utilized in June. During this review, several locations were identified that would be operationally difficult to negotiate -- i.e., roadway too narrow, turns too tight, etc. -- that minor route revisions would address. The following are those locations the operational issues of each, and proposed minor adjustments...

1) Downtown Shuttle Route - change from Q St - 7th - P St to Q St - 8th - R St - 9th.

   Reason for change - Brick surface on 7th Street and inability to turn south on 7th Street due to traffic.

2) West A/Gasligh (Pink) Route - Add service to Kawasaki on the Gaslight portion. Remove Regional Center service on the West A portion.

   Reason for change - (Gaslight) This is a highly successful new service that was not in service when TDP routes were developed.

   (West A) Through communication with Regional center staff, they indicated they did not want a city bus on there campus due to concerns involving patients.

3) Arapahoe (Green weekdays) - change from proposed modified route within Southwood neighborhood to current Southwood loop.

   Reason for change - Requests/concerns from current passengers within the Southwood neighborhood about not having bus service.
Nebraska W C A

Conference Awards
The Nebraska Weed Control Association presented awards at their conference banquet February 20, 2008, Larry Hudkins was recognized for serving on the Lancaster County Weed Control Authority for 20 years. Russell Shultz was presented a presidential award for his efforts in promoting invasive plant concerns in the United States, Nebraska, the Lower Platte Weed Management Area and Lancaster County by his work with the North American Weed Management Association, Nebraska Weed Control Association, Lower Platte Weed Management Area and the Lancaster County Weed Control Authority.

Weed Awareness
The annual Weed Awareness insert was published in the UNL Cooperative Extension Service in Lancaster County NEBline. It included the 2007 annual report, Riparian Vegetation Management Task Force, Concerns about Sericea lespedeza and phragmites and a report on the Lower Platte Weed Management Area. Copies of the inserts are available at the Weed Control Authority office. The insert is also available on the web at http://lancaster.unl.edu/nebline/2008/mar08/weed08.pdf

Weed Abatement
Ordinance Changes
Changes have been drafted to the City of Lincoln’s Weed Abatement Ordinance. These proposed changes would change the violation height from six inches to twelve inches and provide for posting the violation site and personal delivery as additional options for for methods of service.

Phragmites Designation
Consideration is being given to designating phragmites a noxious weed in Nebraska. Phragmites is becoming a serious problem in wetlands and river basins across the state. There are stands of phragmites along streams and wetlands in Lancaster County. So far, 32 stands on 63 acres have been found. The County Board voted in favor of designating phragmites a noxious weed.

February Activities
5   City/County Commons Meeting
7-8.1  Nebraska Invasive Species Conference
19-20  NWCA Conference
25   Streambed Ownership Work Group
27   Lower Platte WMA meeting
28   Staff Meeting

March Planned Activities
6-7   Vacation
20   Lower Platte WMA meeting
26   Riparian Vegetation Management Task Force
John Doona and Catherine Lohmeier

March 2, 2008

City Council
c/o Joan E. Ross
City Clerk
555 South 10th St
Lincoln, NE 68508

Dear Madam:

My husband and I cannot attend the Public Hearing for Special Assessment District regarding the proposed ordinance to create an Alley Paving Special Assessment District in 33rd street to 34th Street, D Street to F Street.

Our property is Fair Hill Second, Block 4, Lot 11 and we oppose the creation of an Alley Paving Special Assessment District in the alley behind our house. It just needs fresh gravel on a regular basis. We are saving for other improvements to our house to make it more energy efficient.

Please let me know if there is anything else I need to do to stop the alley from being paved.

Sincerely,

Catherine Lohmeier
MEMORANDUM

TO: City Council
    Joan Ross, City Clerk

FROM: Marvin Krout, Planning Department

SUBJECT: Change of Zone #07045; 84th & Old Cheney Road – Withdrawn

DATE: March 4, 2008

COPIES: Mayor Beutler
        Trish Owen, Mayor’s Office
        Mike Marsh, Realty Trust Group
        Marcia Kinning, E. S. P.

The attached letter from Marcia Kinning on behalf of Realty Trust Group withdraws Change of Zone #07045 at 84th and Old Cheney Road. This item (07-139) is currently on the City Council pending list since September 24, 2007. At that time, staff and the applicant discussed an administrative amendment as an alternative to the change of zone to B-2 Planned Neighborhood Business District. The item was placed on pending to allow an administrative amendment to be considered.

Administrative Amendment #08003 was submitted by Realty Trust Group on January 4th, 2008 and was approved today. The administrative amendment addressed many of the concerns about impact on adjacent properties and the road network, while allowing for a minor increase in the maximum commercial floor area, from 22,000 square feet to 25,300 square feet. In order to provide parking for the increased commercial use, the number of dwelling units shown was reduced from 20 to 8.

However, the original requirement to retain existing trees and residential land uses along the north property line has been preserved. In addition, the setback to the residential to the west was preserved, and office use only was in the place of a few of the former residential units as a transition.

The mix of land uses was also amended to allow for the possibility of a higher traffic generating use, but subject to the consideration that any combination of land uses will not exceed 75 peak hour trips in the east-bound to north-bound left turn lane at Wendell Way and S. 84th Street. If a high traffic generator consumes most of the allowable trip generation, there will be less floor area that can be developed with other commercial uses. This provides more flexibility but still meets the spirit and intent of the original restriction on land uses, which was to limit the traffic impact on the adjacent neighborhood and turning movements at 84th and Wendell Way.

The amendment was satisfactory both staff and the applicant. Thus, the attached letter withdraws Change of Zone #07045.
Dear Councilman Eschliman,

Just a quick note to express my concern over the proposed charter amendment that would hinder small business in Lincoln and restrict future candidates for city council. It is never a good idea to set policy based on one incident (I am assuming it is the landscaping issue with Ray’s Lawn Service that is driving this proposal.) I would encourage you not to eliminate a whole section of people from serving on the council. The city would also lose out in that bids would be less diverse and you would reduce competition. That usually results in higher costs and less higher standards for quality. Tighter scrutiny would be a better option. I don’t think anyone would object to a higher standard for office holders doing business with the city but a total ban is overkill. Thanks for the time you took to read my comments.

~Mary Quintero
We are expecting to receive the final version of the 2006 Crash Report in the next month or so. Our plan is to provide this information to the Mayor and City Council sometime around the first of April.

Greg MacLean  
Director of Public Works/Utilities  
441-7566

----- Forwarded by Karen K Sieckmeyer/Notes on 02/29/2008 10:48 AM -----  
Tammy J Grammer/Notes  
02/15/2008 12:36 PM  
To Greg S MacLean/Notes@Notes  
cc Karen K Sieckmeyer/Notes@Notes, campjon@aol.com, jcookcc@aol.com, robine@neb.rr.com, ksvoboda@alltel.net, dmarvin@neb.rr.com, dougemerypm@aol.com, jspatz@johnspatz.com, jspatz@nasbonline.org, Mayor/Notes@Notes, Rick Hoppe/Notes@Notes, Trish A Owen/Notes@Notes, Denise K Pearce/Notes@Notes, Linda K Quenzer/Notes@Notes  
Subject REschlimanRFI#14

From: Robin Eschliman - RFI#14

To: Greg MacLean, Public Works & Utilities Director

RE: Dangerous intersections update

It has been a couple of years since I have seen the list of most dangerous intersections. Some have had improvements to them. Can you provide an update?

If you will send your response to the Council Office at Councilpacket@lincoln.ne.gov, in a pdf format, I will distribute your response in the usual manner on the Directors' Agenda. The Subject line need only read REschlimanRFI#14. Thank-you.

Tammy Grammer  
City Council Office  
441-6867
Please read this story from the New York times about the cost of municipal bond. Perhaps we should think about how we invest our money too?

http://www.nytimes.com/2008/03/03/business/03bond.html?_r=1&th&emc=th&oref=slogin

Wilfred F. Marks
6701 Vine Street
Lincoln, NE  68505
402-261-5346
States and Cities Start Rebelling on Bond Ratings

BY JULIE CRESWELL and VIKAS BAJAJ
Published: March 3, 2008

Does Wall Street underrate Main Street?

A growing number of states and cities say yes. If they are right, billions of taxpayers’ dollars — money that could be used to build schools, pave roads and repair bridges — are being siphoned off in the financial markets, where the recent tumult has driven up borrowing costs for many communities.

A complex system of credit ratings and insurance policies that Wall Street uses to set prices for municipal bonds makes borrowing needlessly expensive for many localities, some officials say. States and cities have begun to fight back, saying they can no longer afford the status quo given the slackening economy and recent market turmoil.

Municipal bonds, often considered among the safest investments, sank along with stocks last week, darkening the already grim mood in the markets. Several big hedge funds unloaded bonds as banks further tightened credit to contain the damage from mounting losses on home mortgages and other loans.

http://www.nytimes.com/2008/03/03/business/03bond.html?_r=1&th&emc=th&oref=slogin

3/3/2008
States and cities rarely dishonor their debts. The bonds they sell to investors are generally tax-free and much safer than those issued by corporations. But some officials complain that ratings firms assign municipal borrowers low credit scores compared with corporations. Taxpayers ultimately pay the price, the officials say, in the form of higher fees and interest costs on public debt.

"Taxpayers are paying billions of dollars in increased costs because of the dual standard used by the rating bureaus," said Bill Lockyer, treasurer of California, who is leading a nationwide campaign to change the way the bonds are rated. California, one of the largest issuers of municipal bonds, is rated A; Mr. Lockyer said the state should be triple A.

The state is soliciting support from other municipalities for a letter it intends to send to the ratings agencies, arguing that municipal bonds should be rated on the same scale as the one used for corporate bonds.

Because of their relatively weak credit scores, more than half of all municipal borrowers buy insurance policies that safeguard their bonds in the unlikely event that they fail to pay the debt. California, for instance, paid $102 million to insure more than $9 billion in general obligation debt between 2003 and 2007.

Ratings agencies like Standard & Poor's, Moody's Investors Service and Fitch Ratings are paid a second time to evaluate the insured bonds.

Officials at ratings firms and bond insurance companies defend the system, saying it gives investors the information they need to buy bonds with confidence. The recent turmoil, they say, highlights the need for insurance. They further add that rating municipal bonds like corporate debt would not save taxpayers much money, if any.

The outcry in the municipal market comes at a difficult time for the ratings firms and bond insurers. S&P, Moody's and Fitch Ratings have drawn criticism for assigning their highest grades to securities tied to subprime mortgages, only to downgrade them later as defaults surged and the investments tumbled in value.

The plunging fortunes of bond guarantors, meantime, have cast doubt over the value of the insurance policies municipalities buy.

"We are learning essentially that the emperor may have no clothes, that there is no real reason to require these towns to have insurance in many instances," said Richard Blumenthal, the attorney general of Connecticut, who is investigating the ratings firms on
antitrust grounds. “And it simply serves the bottom lines of the ratings agencies, the insurers or both.”

The House Financial Services Committee plans to examine how municipal bonds are rated at a hearing on March 12.

At every rating, municipal bonds default less often than similarly rated corporate bonds, according to Moody's. In fact, since 1970, A-rated municipal bonds have defaulted far less frequently than corporate bonds with top triple-A ratings. Furthermore, when municipalities do default, investors usually receive some — or even all — of their money back, unlike in most corporate bankruptcies.

But critics like Mr. Lockyer and Mr. Blumenthal face an uphill battle to change the Wall Street system. Upgrading municipal ratings would dramatically alter the landscape of the $2.6 trillion market; Moody's estimates that more than half of the market would be rated triple A or double A using the corporate scale. Triple-A securities are considered nearly as safe as Treasury bonds issued by the federal government.

Moreover, some bond specialists caution that this is the wrong time to rerate municipal bonds. The slowing economy and faltering housing market are squeezing state and city tax revenue. At the same time, public pension liabilities keep rising. Facing budget shortfalls, states like California, New Jersey and Arizona are cutting services.
new window will open with a dictionary definition or encyclopedia entry.

Past Coverage
MBIA Sells Stock to Aid Rating and Raises $1 Billion (February 8, 2008)
Bond Raters Make Effort To Repair Credibility (February 8, 2008)
In the Depths of a Credit Crisis, Its Creators Revel in Las Vegas (February 8, 2008)
MBIA to Sell Stock in Effort To Ensure AAA Bond Rating (February 7, 2008)

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- Ratings and Rating Systems
- Government Bonds
- Banks and Banking

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- Worlds Outfoxed by a Wily Inner Child

OPINION »
Editorial: The Senate Shills for Big Oil

PLAY MAGAZINE »
What a Difference Kevin Garnett Makes

WEEK IN REVIEW »
Declaring Something a Lot Like Dependence

WORLD »
Sunlight Is Alarm Clock

http://www.nytimes.com/2008/03/03/business/03bond.html?_r=1&th&emc=th&oref=slogin
Council Members,

Put it on the ballot, let voters decide. I think Lincoln business owners and citizens are INTELLIGENT enough to decide for themselves, unlike some of the testimony given today from opponents to this amendment.

Deb Kuwamoto
339 So. 29th
Lincoln, NE
InterLinc: City Council Feedback for  
General Council

Name:     Michael J. Kovar
Address:  3911 Washington St.
City:     Lincoln, NE, 68506
Phone:    
Fax:       
Email:    jammin@inebraska.com

Comment or Question:
In reference to the question of, City Council members being able to do business with the city. I would like to point out, it would be a conflict of interest for Ken Svoboda and John Camp to vote on if this should go to a public vote.

They are going to vote in their own best interest, not what is best for the city of Lincoln. I hope one or several of the council members will ask, John Camp and Ken Svoboda to recuse themselves from the vote. A majority of the council will still be able to vote.

In the best interest of the citizens of Lincoln, I urge you to vote to put this to the citizens of Lincoln, not just the individuals whom it will effect (Camp & Svoboda). Let the people of Lincoln decide if this is a wise practice.

Thank You,
Michael Kovar
March 4, 2008  
Randy Harre  
Co-Owner  
Schwisow Construction, Inc.

Dear City Council

As a business owner I was unable to attend yesterday’s meeting. I spent my day making sure that the 25 families that count on payroll at the end of the week were taken care of. I have served twice at the pleasure of the City/County on special task force to help in the Communities decision process. I am active at the State, County and City levels of government and believe in the representative style of governing.

I strongly oppose this action to limit my right to serve, if I so desire. If there is an issue with contracts then I firmly believe we should review the process of receiving and awarding bids. I do not understand how removing quality people from the limited list of people able to serve as elected officials helps our community in any way.

I wonder how many of the founders of this great nation, that signed the Declaration of Independence or Constitution, were business people? I know none of them had a job with the current government.

Please oppose this Charter Amendment!

Randall J Harre
ATTENTION:

ANYONE RECEIVING WAGES, SALARIES, AND OTHER COMPENSATION FROM THE STATE OF NEBRASKA (or subdivisions of the State of Nebraska),

Are you tired of seeing "prices" of goods and services rise, or, conversely, the purchasing power of the depreciating fiat funny "money" you receive go down month after month? – as, for example, in regard to a barrel of oil for the past half year?

<table>
<thead>
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<th>Price of Barrel of Oil:</th>
<th>In Federal Reserve Note nominal or pseudo-&quot;dollars&quot; (fiat currency widely mistakenly referred to as &quot;dollars&quot;)</th>
<th>In U.S. Dollars (i.e., constitutional dollars containing 77.34[375]% of an oz. of pure silver ea.)</th>
<th>In Gold Ounces (i.e., constitutional &quot;Money&quot; of an ounce, rather than a dollar, denomination)</th>
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<td>FRN 78.21</td>
<td>$ 7.82</td>
<td>$ 0.11(75206)</td>
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<td>Aug. 31</td>
<td>FRN 74.04</td>
<td>$ 8.01</td>
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<td>FRN 81.66</td>
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<td>FRN 91.75</td>
<td>$ 7.08</td>
<td>$ 0.09(93772)</td>
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<td>Febr. 29</td>
<td>FRN 101.84</td>
<td>$ 6.71</td>
<td>$ 0.10(48275)</td>
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FRN 78.21 to FRN 101.84, or UP FRN 23.63 $ 7.82 to $ 6.71, or DOWN $ 1.11, or DOWN $ 0.11(8) to $ 0.10(5), or DOWN $ 0.01(3)

Accept no inferior central bank substitute that depreciates in value! Insist upon receiving real (relatively-)stable, sound, and constitutional money of gold and silver coin! For your unit of account, medium of exchange, and store of value, insist upon the very best: gold and silver coin! The real American money!

Contact your Nebraska state legislator today to demand enactment of a legal tender bill (similar to the Model State Act shown on pages 1664-6 of Dr. Edwin Vieira, Jr.'s, Pieces of Eight: The Monetary Powers and Disabilities of the United States Constitution, 2nd Rev. Ed.*) to monetize gold and silver coin within the State of Nebraska for transactions involving the State of Nebraska, in observance of Art. I, sec. 10, cl. 1 (U.S. Const.), which reads in pertinent part, "No State shall ... make any Thing but gold and silver Coin a Tender in Payment of Debts." Also, urge your Nebraska state legislator to memorialize the U.S. Congress to disestablish the central bank that has been debasing its own currency to the detriment of the American people.

*copies of which are located at the Nebraska State Library in the State Capitol Building and at Love Library on the University of Nebraska Lincoln campus.

********** This notice provided by Diana McGinnis, 1300 G Street, #102E, Lincoln, Nebr. 68508. **********
Date: 3-4-08

Fax Number: 441-6533

Deliver To: All Members Of The City Council

(Name & Company)

Sender: Joe Hampton

(Name)

Total Number of Pages: 2 (including this sheet)

Comments/Delivery Instructions: I have had a concern for some time, as I observed the decorum of the City Council continue to deteriorate. The March 3rd meeting seemed to reach a new low.

A good place to start to repair the damage may be in following rules 2-3 and 3-1 of the Rules of Council procedure. If these rules were followed I believe it would be a big step forward in improving the image of the City Council.

A copy of the rules is attached.

This was sent in 03. 3-3 seems to have some continuity. Will it ever change?

REMARKS:  □ Urgent  □ For your review  □ Reply ASAP  □ Please Comment
shall another member entertain private mover.

Rule 3-2. Vote of a Member Mandatory; Exception. Every member of the council who shall be present when a question is put, shall give his or her vote, unless the council, for special reasons, shall excuse him or her. All motions to excuse a member from voting shall be made before the call of year and if not notifined, anyz member excused to be excused from voting may make a brief verbal statement of the reasons for making such request and such question shall then be taken without further debate.

Rule 3-3. Written Motions. When a motion is made and seconded, it shall be read aloud by the clerk before debate.

Rule 3-4. Written Motions. Every motion shall be read aloud by the clerk before debate.

Rule 3-5. Withdrawal of a Motion. After a motion is made and seconded, it shall be deemed to be in possession of the council, but may be withdrawn by the member at any time before a decision or amendment.

Rule 3-6. Precedence of Motions During Debate. When a question is under debate, no motion shall be received except a motion to adjourn, motion to lay on the table, motion to call the question to a vote, motion to postpone a day certain, motion to postpone indefinitely, motion to commit, or motion to amend, which shall have precedence in the order in which they are named in this rule.

Rule 3-7. Motion to Adjourn and Motion to Lay on the Table Not Debatable. A motion to adjourn and a motion to lay on the table shall always be in order, and these motions and a motion to lay on the table shall be decided without debate.

Rule 3-8. Motion to Call the Question; Procedure. Upon a motion to call the question to a vote and a second thereof, the clerk shall state: "Shall the main question be put now?" There shall be no debate upon such motion and the clerk shall immediately call the roll of the council. If the motion be adopted, it shall have the effect of putting an end to all debate on the main question and bring the council to a direct vote upon any pending amendments, and then upon the main question.

Rule 3-9. Division of a Question. Any member may call for a division of a question, which shall be divided if it contains prepositions in substance so distinct that one being taken away, a substantial proposition shall remain for decision by the council.

Rule 3-10. Amendment Must Be germane to Subject Under Consideration; Annexation of Other Matter Prohibited. No motion or proposition on a subject different from that under consideration shall be admitted under color of amendment. No bill or resolution shall be considered or incorporated therein at any time by any other means than by the enacting the same as a bill or resolution and then voting in favor of the same.
March 3, 2008

From: The Car Connection, Inc. dba: Great Place Properties

To: Lincoln City Council
555 S. 10th St.
Lincoln, NE 68508

RE: Alley paving

Dear Council,

Please approve the steps needed to have our alley paved behind our property at 2201 S. 10th and 2150 S. 9th Streets. I will be contacting the other property owners on the block to try for a majority of frontage to have the paving done.

Thanks for your help.

Sincerely,

Lynn Fisher - President
City Council Members

All the of the City Council's efforts and resources should be used to keep the State Fair Lincoln. This move is very important for the State of Nebraska, as it should be. It is definitely important to Lincoln. The tradition, appeal and heritage of the fair should continue in a place that is best suited for Nebraska. But on the same token, new attractions and venues should be explored to benefit the youth, provide education and create entertainment throughout the year.

Please consider an opportunity on a venue to help promote the Fairgrounds if it was to be located next to the Lancaster Events Center. This is a venue that will benefit the people of Nebraska and more importantly will help the city of Lincoln. Especially adding to the coffers of sales tax collection from visitors attending this attraction throughout the year.

An opportunity exists to keep the Fair in Lincoln.

State Fair Mission

“The vision of the State Fair Board is to provide a facility thru its design, operation and management that showcases and celebrates Nebraska’s heritage and future during the annual fair and on a year-round basis. Stewardship, relevance, education, sustainability, conservation, service, flexibility and outstanding value are stated objectives and underlining principals”.

The above mission statement is the new mission statement as proposed by HOK Smith Forkner from a phase I report for a model of the new State Fair. In reviewing the proposed Lancaster Events Center plan as well as the Grand Island Plan, there is nothing new that stands out that would help bring new and exciting events to the fairgrounds. It consists largely of the same type buildings and events that the fair had promoted for years. Basically it is just “moving” the fair to a new location.

The event of moving the fair should offer grand new entertainment venues. What is so grand about moving the fair from point A to point B without adding new and exciting entertainment possibilities? Yes, the fair does offer many activities, venues and events throughout the year and the new fair director has implemented fresh new ideas to make the fair experience more enjoyable. But what if steps where taken in the planning and construction phases to build a better fairgrounds? What if we created a facility to attract events all year around to offer more entertainment venues to the people of Nebraska? What if we created fairgrounds that would
attract out of state visitors to Nebraska? One might ask, isn’t the fairgrounds made available to the taxpayers of Nebraska so that people have a place to enjoy the many different venues and attractions it provides?

Lots of questions for sure, but now is the time to look at all entertainment venues available if the fair is to be moved. Lets make the fair move an exciting move for Nebraska. Read again the above state fair mission statement. While the proposed features and amenities certainly will keep the flavor and appeal of the fair experience as indicated by Nebraska’s long term heritage with the fair, I would like you to think “outside the box” on this question.

What is a family entertainment venue that is nationally known, part of a sporting event that is the most spectator and participant sport in America, involves the youth and people of all ages, and would add a broad range of new exciting attractions to showcase Lincoln and the State of Nebraska?

Answer: NHRA Championship Drag Racing

Now one may ask, how in the world can a Drag Racing Facility benefit Nebraskans at a State Fairground? Thinking “inside the box” now, take a look why various officials and governing bodies should support building a Drag Racing themed Motorsports Park at or coexist with the new Nebraska State Fairgrounds location in Lincoln:

- **Tourism.** According to Michael Collins with the Nebraska Travel and Tourism division, “Tourism is Nebraska’s 3rd largest revenue earner after agriculture and manufacturing. Creating a motorsports facility in Lancaster County will greatly add to the county’s tourism coffers, providing even more funds with which to promote and develop the county’s tourism industry.” It has been demonstrated across the country especially by our neighboring state Kansas on what a Motorsports Facility could bring to a region. Heartland Park Topeka has spent millions developing their drag racing facility. According to Topeka Chamber of Commerce president Doug Kinsinger, “It simply boils down to economics, as automotive racing is the fastest growing sports in the world. With each race come drivers, crews, vendors, volunteers, sponsors and spectators. The millions of dollars expended in our community for hotels, restaurants, retailers, and automotive vendors is surpassing any of our expectations.” The Kansas Speedway while not a Drag Racing Facility is a hard surface oval track facility that was purposely built with an adjacent shopping mall. In its short time of being in operation, it has become the 3rd ranked tourist destination in Kansas.

- **Lincoln Chamber Support.** Lincoln Chamber president Wendy Birdsall issued this statement in March 2007 on the behalf of the Lincoln Chamber of Commerce and the Lincoln Convention and Visitors Bureau in support of the construction of a Drag Racing facility in the Lincoln metropolitan area. “The Lincoln Chamber of Commerce is supportive of proposals that assist the Convention and Visitors Bureau in their mission of bringing more visitors and events to the Lincoln area. The Chamber will continue to advocate for attractions and events, such as the addition of an NHRA Drag Racing Facility, which will have a positive regional economic
impact.”

- **Lancaster County Board of Commissioners Motorsports Support.** The Lancaster County Board upon completion and recommendations of a two-month study by a County Commissioners created Motorsports Task Force formally stated a resolution for its support of motor sports activities within Lancaster County. On Tuesday April 3rd 2007 with a 4-0 vote, commissioners approved a resolution that supports such development and pledges its aid. The resolution proclaimed; “The board will offer “appropriate government resources” in locating and developing a motor sports facility somewhere that maximizes economic benefits and minimizes negative impacts for nearby landowners and users.”

- **Lancaster County Motorsports Task Force Study.** The Lancaster County Board of Commissioners formed a Motorsports Task Force to help the County address community issues involved with motorsports facilities. This Task force was asked to look at some of these issues including demand for motorsports in Lancaster County, economic, fiscal, social, environmental, and costs to the community. The Task Force would evaluate and make recommendations on the most appropriate business model for providing new facilities for participants and spectators including public, private, public/private partnerships. Their findings were reported to the Lancaster County Board in March 2007 and they issued this final recommendation; “The Motorsports Task Force believes motorsports presents a unique economic development opportunity for Lancaster County and the city of Lincoln, and strongly recommends the Lancaster County Board to work with Lincoln to maximize the development of motorsports, declare a resolution in support for locating and supporting motorsports and to create zoning to allow motorsports by special permit.”

- **UNL Economic Impact Analysis on a Lincoln Drag Racing Facility.** Dr. Eric Thompson director of the University of Nebraska Bureau of Business Research for the college of Business Administration conducted a study in January 2007 that showed a drag racing center like the one proposed for Lincoln could bring nearly $10 million a year in additional local spending and create an equivalent of 200 jobs paying a total of $3.5 million a year. The study also said $6 million of that spending would benefit the state as a whole, as would 120 of the jobs paying $2.1 million. According to Eric Thompson these are conservative estimates. Using more liberal figures, the study concluded the local economic impact could be as high as $23.2 million a year, with higher figures for employment and earnings as well. With the added potential of having a facility located on a campus with other attractions available, what kind of possibilities of economic impact could be expected? A similar Drag Racing Facility Heartland Park in Topeka Kansas generates more than $65 million a year each racing season.

- **NHRA (National Hot Rod Association).** The NHRA, now in its fifth decade, is the world's largest motorsports sanctioning body with 80,000 members, 140 member tracks, more than 35,000 licensed competitors, more than 5,000 member-track events and millions of fans who enjoy the most fan-friendly motorsports venue in America. NHRA's key business partners include the Coca-Cola Co., whose POWERade brand sponsors the top touring series, and Lucas Oil Co. and Summit Racing Equipment, which both sponsor key developmental touring series. All of NHRA's major series receive television coverage from NHRA's exclusive multimedia
partner, ESPN Inc. A sample of the active official sponsors involved in the sport include Budweiser, Fram, Pontiac, Checker Schuck's Kragen, and GMC. In an independent survey conducted by SportsBusiness Journal in 2003, NHRA was ranked high in a variety of categories reflecting sponsor satisfaction, including Best Value for the Money, where NHRA was ranked first among 16 major sports, including the NFL, NBA, MLB, and NASCAR.

- **NHRA Sanctioning Support.** Division 5 Director Rob Park who represents a 10 state region in the Midwest has pledged full support from the NHRA with the development and sanctioning for building a race facility in Lincoln. He spoke before the Lincoln/Lancaster planning commission public meeting in October 2006 hinting that a Lincoln based facility could land big events. This is what Rob Park had to say about the proposed Lincoln facility, “The NHRA is very excited with the Motorplex’s efforts to build a facility in the Lincoln area. The Division V region represents thousands of sportsman racers throughout the Midwest and adding Lincoln as a membership track will not only benefit these racers and fans, but will provide the opportunity to bring NHRA Championship Drag racing to a new and exciting market in the Lincoln and Omaha area.”

- **Youth Participation.** The NHRA is unique from most all motorsports with the opportunities to promote family participation. The NHRA O'Reilly Auto Parts Jr. Drag Racing League offers kids ages 8-17 a chance to race half-scale dragsters in a controlled environment at many of the NHRA's 140 member tracks throughout the United States and in Canada long before they can obtain a state driver's license. The western finals a weeklong event that was held last year in Denver attracted over 658 participants. This is an event that could possibly happen here if a facility was to be available. The Nebraska Motorplex, a NHRA member track promoted and successfully participated in the Jr. Dragster racing program. This was part of the Motorplex’s mission in providing fun and family orientated entertainment.

- **Youth Education.** The NHRA is very involved with various organizations to encourage education, career planning, preventing substance abuse and creating programs to get kids involved with racing. The YES (Youth Educational Services) sponsored by the US Army, Beat the Heat Programs and the Jr. Dragster series all provide programs, career opportunities and activities to keep kids involved with the community. These programs could all be available to our local youth with the presence of a Drag Racing Facility. John Reid a professor with the University of Nebraska Engineering Department has expressed support for a having access to a racing facility. Mr. Reid stated, “As a professor in the mechanical engineering department I can foresee the usefulness of a proposed facility in such close proximity to Lincoln. Specifically, the use of the drag strip for my Vehicle Dynamics class would be very beneficial to the students. Such a facility would allow students to test their vehicle for acceleration and braking performance in a safe and controlled environment.”

- **Community Charities.** Local area car clubs helps promote community charities for various organizations. The Western Nebraska, Eastern Iowa Car Council represents over 60 automobile clubs in Nebraska and Iowa and one of their biggest events the annual spring swap meet in March is at the Nebraska State Fair grounds attended by over 10,000 people. Free public admission to this event is allowed with a can of food or cash donation with all proceeds going to the Lincoln Food Bank. NHRA is also committed to various charities including the DRAW
(Drag Racing for Women), Racing for Cancer Research by the JEG’S foundation and the Darrell Gwynn foundation. Racing facilities across the nation have demonstrated how charitable racers and race fans can be to local and national charities. A racing facility in Lincoln can open the door to benefit many local charitable organizations. Racing facilities also promotes volunteerism and ways for local youth groups to raise money for various causes.

- **Public/Media Support.** Lincolnites were excited with the prospect of the Nebraska Motorplex proposing to build a Drag Racing Motorsports Park north of Lincoln. Not only from the just the racers and fans, but from area businesses including, restaurants, hotels/motels, multi-media sources, and many other diverse businesses that would reap the benefit from a local racing facility. The community support was evident with news coverage from the Lincoln Journal Star who sent reporters to a Drag Racing Facility in Topeka KS, wrote several feature stories and presented newspaper articles on the drag strip application process. The over capacity crowd of public support at the planning commission to the thousands of letters, emails and mailed in postcards of support to the Lancaster County Commissioners showed how much the public was interested in building a Drag Racing facility in Lincoln.

- **State Fair Interest.** The idea of building a drag strip at the state fairgrounds is not a new idea. Officials of the fair had discussions with the Nebraska Motorplex two years ago and looked at possibilities of building a drag strip on the present fairgrounds. The fairgrounds have a rich tradition of hosting automotive related events including national car shows such as the popular Americruise Show, Hot Rod Power Tour, local and national auto racing, tractor pulls and automotive swap meets. While racing has highlighted many state fair activities during the fair, it is easy to see that non-fair use for other auto related events have proven to be quite popular for entertainment and boosting local economies. These events could continue with a multi-purpose fairgrounds site.

- **Multi-use/multipurpose field.** As an arena could host many different types of events, so is the case with a drag racing surface and the surrounding paved parking that would accompany it. For example: Regional and national car shows such as Americruise. Tractor pulls. Monster truck shows. SCCA street car events. Area high school electric car races. Research area for local university engineering departments for testing alternative fuel vehicles. Automotive testing for technical schools such as SCC. Local and state training area for law enforcement agencies.

- **Lancaster Events Center Location.** The site plan proposed for the Events Center location presents and ideal plan for a drag strip facility. The proposed fair plan shows the animal arena, horse racing track and equine barns to the south adjacent to the Events Center. Moving to the north of these areas finds the surface parking, RV parking and outdoor arena which would be at the northern most boundary. Constructing the drag strip to the north of the parking would allow shared use of the parking area and add a buffer to the rest of the fair ground facilities. Since the area is light industrial, low-density housing and some agricultural use, this could be an ideal location for race activities. Racetracks also make good use of flood plain type ground. Many steps can be taken including earthen berms, starting line location, grandstands, tower and walls can be utilized to provide noise abatement to the rest of the grounds. The Events Center location already has motorsports activities including demolition derbies, figure 8 racing, go cart racing and tractors pulls. The motorsports events during the Lancaster County Fair have attracted
large attendance figures and have proven to be quite popular attraction with little disruption to area residents. Adding a drag racing facility would invite a new host of events to add greater success for entertainment attractions at the Lancaster Events Center fair site.

- **Racetrack Noise Abatement.** Sound or noise as some may call it is of great concern for all race facility locations. The NHRA as a sanctioning body has been very pro-active on this noise abatement issue. Part of the mission of the NHRA is to preserve the right to race. Racetrack design and mufflers installed on race cars help insure proper noise abatement is achieved. In many communities, the right to race is contingent upon reducing noise and complying with local noise and muffler laws, ordinances, regulations, or agreements. In pursuance of this noise reduction of racing activities, most all sportsman cars must have NHRA or DOT approved mufflers and to pass a specific sound level test before they are allowed to race. It would be no different at a NHRA sanctioned track if it were to be built in Lincoln, as race cars would require the use of mufflers to pass tech inspection at NHRA events. Only special events with the cars that race at these events would be exempt from this rule. As you can see, the NHRA is very strict and clearly enforces these rules and recently issued this statement. “The threat of further legislation from government agencies to control noise pollution is real. Our very right to enjoy the sport we love without infringing on the rights of others will be contingent on our actions or our in-actions to act in a pro-active manner to legislate ourselves.” No other sanctioning body has been as pro-active as the NHRA on this noise abatement issue and racing muffler manufactures continue to improve performance while decreasing noise levels. This approach has allowed racetracks to remain in highly populated and urban areas. New facilities are being built in Detroit MI, Charlotte NC and other locations across the country. The NHRA utilizes the services of highly acclaimed acoustical engineer Gordon Bricken with Gordon Bricken and Associates. Gordon worked with the NHRA on using computer sound modeling to help design a drag strip to be completed in September 2008 next to Lowe’s Motor Speedway in Charlotte NC. This new drag strip facility will be next to Concord Mills shopping mall, one of the largest malls in the Carolina area.

**IN SUMMARY**

In order to maintain the rich tradition and heritage of the Nebraska State Fair in the capital city, it should remain in Lincoln. Keeping the fair in Lincoln also makes economic sense because of the existing infrastructures, public assemblies are primarily located in the Lincoln/Omaha areas and the main population of Nebraska is within a 60-mile radius of Lincoln.

Sporting events should dominate non-fair use of the new fairgrounds. Motorsports especially a drag racing facility with as many as 60 events a year could maximize the impact from revenue generated and provide an entertainment venue for all Nebraskans.

Both public and the private sector should be considered for operation of a Drag Racing facility at the possible State Fair site at the Events Center. Consideration should be given to the Nebraska Motorplex of Lincoln NE. The owner of the Motorplex Greg Sanford had successfully promoted, maintained and improved the Nebraska Motorplex facility over the five years he operated it at Scribner. In fact, the Nebraska Business Development Center honored the
Nebraska Motorplex with its “Champion of Small business Regional Award”. The Nebraska Motorplex proved to be very beneficial to the city of Scribner and Dodge County with the many special race and NHRA Divisional races. But in order to provide the maximum benefit to the racers and fans, a facility within a metropolitan area was needed to attract bigger and better events. The remote location in Scribner, combined with poor road infrastructure, lack of nearby restaurants, hotels/motels and other support businesses hurt the chances of attracting the large events such as the national car shows and the larger racing special events. It did not make economic sense to continue to put thousands of dollars into a marginal location facility and not being able to attract the larger and better events. In pursuit of a better location for these events, Greg Sanford has been actively trying to locate such a facility in the Lincoln/Omaha area. To see what the Nebraska Motorplex has been planning, feel free to visit the Nebraska Motorplex website at www.nemotorplex.com. Be sure to take a virtual tour on the design and type of facility the Nebraska Motorplex is proposing to build. Many different options for having a racing facility could be explored to coexist at this Events Center site. The Nebraska Motorplex could bring a lot to the table including monetary type value in the construction phases of the entire fair site.

If the fairgrounds have to move, let’s take the approach of creating a win-win for Nebraska without taking advantage of Nebraskans. Instead, take advantage of all opportunities including working with the private sector to create more entertainment venues, more revenue and more jobs for people of Lincoln and Nebraska. Lets make Nebraska a more exciting place to live.

Thank you for your time and consideration. I look forward to hearing from you on exploring this exciting family orientated sport of drag racing and the entertainment opportunity it would provide to the people of Nebraska.

Jeff Atkinson
1800 Branched Oak Rd
Davey, NE 68336
402-785-2029

Contact
Nebraska Motorplex
Greg Sanford
Lincoln NE
402-466-1759

References
www.nemotorplex.com
www.nhra.com
www.beattheheatinc.org
www.ci.lincoln.ne.us
www.nhra.com/yes
www.jrdragster.nhra.com
www.journalstar.com
AD D E N D U M  
T O  
D I R E C T O R S’  A G E N D A  
M O N D A Y, M A R C H 1 0, 2008

I.  
M A Y O R -  

1. NEWS ADVISORY - RE: Mayor Beutler’s Public Schedule Week of March 8 through March 14, 2008 - Schedule subject to change.

2. City of Lincoln Snow/Traffic Conditions Report-Friday, March 7, 2008-5:00 am.

3. City of Lincoln Snow/Traffic Conditions Report-Friday, March 7, 2008-11:00 am.

II.  
C I T Y  C L E R K -  
N O N E

III.  
C O R R E S P O N D E N C E -  

A.  
C O U N C I L  R E Q U E S T S / C O R R E S P O N D E N C E -  

ROBIN ESCHLIMAN -  

1. E-Mail from Fred Matulka - RE: Charter Amendment.


B.  
D I R E C T O R S  A N D  D E P A R T M E N T  H E A D S -  
N O N E

C.  
M I S C E L L A N E O U S -  
N O N E
Date: March 7, 2008
Contact: Diane Gonzolas, Citizen Information Center, 441-7831

Mayor Beutler’s Public Schedule
Week of March 8 through March 14, 2008
Schedule subject to change

Saturday, March 8
• College View Seventh Day Adventist Church’s 30th Anniversary, remarks - 10:30 a.m., 4801 Prescott Ave.

Tuesday, March 11
• County Commissioners meeting, introduction of Mike Lang, Mayoral Aide for Economic Development - 9:30 a.m., Council Chambers, County-City Building, 555 S. 10th St.
• KFOR “Lincoln Live” show - 12:30 p.m., Three Eagles Communications, 3800 Cornhusker Hwy.
• Mayor’s Multicultural Advisory Committee - 3:30 p.m., Mayor’s Conference Room, County-City Building
• Lincoln Fire and Rescue awards ceremony, remarks - 6:30 p.m., Firefighters Reception Hall, 241 Victory Lane

Wednesday, March 12
• Face the Chamber with Police Chief Tom Casady - noon, Country Club of Lincoln, 3200 S. 24th St.
• UNL Ambassador Leadership Series, remarks - 5:30 p.m., UNL Visitors Center, 333 N. 13th St.

Thursday, March 13
• News conference - 9:30 a.m., site of future East Downtown Community Park, parking information will be sent
• Mayor’s Neighborhood Roundtable - 5:30 p.m., Mayor’s Conference Room
• Matt Talbot Kitchen’s “Feeding the Soul of the City” fund-raiser, remarks - 7 p.m., Embassy Suites, 1140 “P” St.
CITY OF LINCOLN SNOW/TRAFFIC CONDITIONS REPORT

A complete voice report is available at 441-7783. This number is for news media use only.

For more information:

Public Works Snow Center - 441-7644
Diane Gonzolas ? 421-1247, 525-1520

Date:  Friday, March 7, 2008
Time:  5 a.m.

Lincoln is waking up to about an inch of snow, below-zero wind chills and some slick streets this morning. Snow began falling about 11:30 last night, and city crews have been out material spreading since midnight. About 19 crews are working on major arterials and bus routes and they plan to continue that operation for the next several hours.

The Police Department reports there have been only a couple of accidents overnight, but drivers are advised to reduce their speeds and increase their following distance.

Please stay informed on the status of snow operations in Lincoln. Additional information is available on the City Web site at lincoln.ne.gov and in the Windstream phone directory. If you have questions, you may call the Public Works Snow Center at 441-7644.
CITY OF LINCOLN
SNOW/TRAFFIC CONDITION REPORT

A COMPLETE VOICE REPORT IS AVAILABLE AT 441-7783. THIS NUMBER IS FOR NEWS MEDIA USE ONLY.

For more information:
Public Works Snow Center -- 441-7644
Citizen Information Center -- 441-7547

Date: Friday, March 7, 2008
Time: 11 a.m.

City street crews continue with material spreading efforts and plowing in specific areas where light drifting has occurred. Lincoln woke up to about an inch of snow, below-zero wind chills and some slick streets this morning. The snow began falling about 11:30 last night, and city crews began material spreading at midnight. About 19 crews are working on snow emergency routes, major arterials and bus routes.

Lincoln Police Department reports there have been over 50 reported accidents since early this morning. Drivers are advised to reduce their speeds and increase their following distance.

StarTran reports that buses are running no more than five minutes behind schedule.

Please stay informed on the status of snow operations in Lincoln. Additional information is available on the City Web site at lincoln.ne.gov and in the Windstream phone directory. If you have questions, you may call the Public Works Snow Center at 441-7644.

-30-
Tammy, you can pass this on to the Council
Robin Eschliman

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

From: Fred Matulka
To: John Henry Zohner ; Robin Eschliman
Sent: Thursday, March 06, 2008 12:53 PM

One has to be a citizen of Lincoln to run for city office. One does not have to be a citizen to bid on city contracts. All citizens of Lincoln have the right to bid however, because that right is granted by their citizenship. How can there be a conflict if they abstain from voting on related issues? Assuming they obtained the bid because they were low bidder, it would most certainly raise the cost as the low bid would be eliminated. Also, they are already held to higher standards than the other bidders because of their public position. If it did pass, I would assume that Jon and Ken’s contracts would be grandfathered. It clearly is a democratic vengeance because it hasn’t been thought through and has no merit.
This can also go to the council, Tammy. Thanks
Robin
----- Original Message ----- 
From: John Henry Zohner
To: Robin Eschliman
Sent: Thursday, March 06, 2008 9:26 AM

Robin,

I was unable to attend the meeting. This is really bad policy for many reasons. It definitely discriminates against business owners. It is a blatant attack on Ken Svoboda and Jon Camp. It is wrong for many reasons; however my biggest concern is it attacks my basic rights.

Currently my company has 2 service contracts with the City. Although I have no plans to run for an elected office at this time, the mere fact my firm does business with the City negates my right to do so.

In addition I am on 3 appointed Boards with the City. One would have to consider if anyone on a City Board has a conflict of interest too, but so far that discrimination has not been addressed yet.

The current policies in place for the bidding process set up by the City Purchasing Department are very effective and they should be commended for a job well done. The bidding process has resulted in a very competitive market for those that win the contracts. The new proposed policy will inevitably remove some elected officials from this process and the net result will be less competition with higher costs to the taxpayers.

Lastly, I am embarrassed for those that have to discuss either side of this policy change. I am embarrassed this has become a Republican and Democrat issue, because no matter how much denial there is that it is about politics, it purely is political. Politics have no place in policy making in our community once an election is over or there will be inevitable decay to all people involved.

Thank you for your stand against this embarrassing proposed policy change.

Sincerely,
John Henry (Jack) Zohner