IN LIEU OF
DIRECTORS’ MEETING
MONDAY, MARCH 31, 2008

I. MAYOR
1. NEWS RELEASE. Mayor Presents 2007 Award of Excellence to Houston Doan and Bradley Kastl with the LIFE Office of the Lincoln Area Agency on Aging.
2. NEWS RELEASE. Candidate Debates Set for March 31, 2008.
3. NEWS ADVISORY. Mayor Beutler News Conference on Proposed Innovation Park Scheduled for Thursday, March 27, 2008 at 10:00 am in the Mayor’s Conference Room at 555 South 10th Street.
4. NEWS ADVISORY. Mayor Beutler’s News Conference Cancelled as the Legislature Took No Action on the State Fair Issue.

II. DIRECTORS

PLANNING DEPARTMENT

PLANNING COMMISSION

PUBLIC WORKS AND UTILITIES

III. CITY CLERK

IV. COUNCIL REQUESTS/CORRESPONDENCE

ROBIN ESCHLIMAN
1. Request to Rick Peo, City Attorney’s Office - RE: City employees who have contracts with the City (RFI#15-03/17/08) SEE REPLY FROM RICK PEO, CHIEF ASSISTANCE CITY ATTORNEY (03/26/08)
2. Reply to R. Sutton Regarding Surplus Park Property.

DAN MARVIN
1. Letter from Rebecca Hasty Regarding Neighborhood Meeting Held March 18, 2008.

V. MISCELLANEOUS
1. Correspondence from Steve Seidel Questioning Ordinance That Vehicles Be Moved Every 24 Hours.
2a. Email from Peter W. Katt. Soil Mining Permit, Bill No. 08R-82, NW 56th and West “O” Streets.
2b. Requirements and Established City Policy for Soil Mining Permits.
3. Email from Wilbur Dasenbrock. Surplus Park Land.
4. Letter and Memo from a Bus Rider Using the Ride for Five Program.
5. Email from Scott Sandquist. Costs, Comments on Keeping the State Fair.
6. Letter to Council Members from Alan Fosler, Union Bank, Senior Vice President. Support Proposal of Mike and Mark Olderbak to Rebuild Kabredlo’s Convenience Store at 4135 So. 48th Street. (Individual Letters Distributed to Council Members on 03/27/08)

VI. ADJOURNMENT
MAYOR PRESENTS 2007 AWARD OF EXCELLENCE

Mayor Chris Beutler today presented the Mayor’s Award of Excellence for 2007 to Houston Doan and Bradley Kastl with the LIFE Office of the Lincoln Area Agency on Aging. The award recognizes City employees who consistently provide exemplary service and work that demonstrates personal commitment to the City. It was presented at the beginning of today’s City Council meeting.

All monthly award winners are eligible to receive the annual award. Doan and Kastl were the monthly award winners in May 2007. They were nominated by supervisors in the categories of productivity and customer service for their work to enroll local seniors in Medicare D Prescription Drug Benefits.

When Congress passed the Medicare Modernization Act of 2004, it allocated little money to start the program at the local level. Many older adults and their families were confused. Doan and Kastl felt a great responsibility to help low-income seniors with no family enroll in the prescription drug benefit program. Tens of thousands of local seniors signed up for a drug plan, and the savings is estimated at several million dollars. Nominators said Doan and Kastl “have been our leaders, teachers, and our inspiration providing compassionate, humane, face-to-face customer service to our elderly clients and their families.”

As monthly winners, Doan and Kastl each received a $100 U.S. savings bond, a day off with pay and a plaque. The annual award comes with a $500 U.S. savings bond, two days off with pay and a plaque.

Police Officer Cindy Koenig-Warnke received the 2007 Honorable Mention Award for her efforts to solve a multi-state identity theft case. She was the monthly winner in June 2007.

The other categories in which employees can be nominated are safety, valor and loss prevention. Consideration also may be given to nominations that demonstrate self-initiated accomplishments or those completed outside of the nominee’s job description.

All City employees are eligible for the Mayor’s Award of Excellence except for elected and appointed officials. Individuals or teams can be nominated by supervisors, peers, subordinates and the general public. Nomination forms are available on the City Web site at lincoln.ne.gov (keyword: personnel) or from department heads, employee bulletin boards or the Personnel Department, which oversees the awards program. All nominations are reviewed by the Mayor’s Award of Excellence Committee, which includes a representative with each union and a non-union representative appointed by the Mayor.
CANDIDATE DEBATES SET FOR MARCH 31

Debates to be aired on 5 CITY-TV

The League of Women Voters of Lincoln-Lancaster County invites the public to a series of five debates Monday, March 31 featuring candidates on the ballot for the spring primary election. The primary is Tuesday, May 13, and the general election is November 4.

The debates will run from 11:30 a.m. to 6:30 p.m. in the Bevins Family Life Center on the main floor of Saint Paul United Methodist Church, 1144 “M” Street. 5 CITY-TV also will tape these debates for rebroadcast. In the schedule below, the candidates are listed in the order of their opening statements.

- 11:30 a.m. to 1 p.m. - Unicameral District #21, nonpartisan: Justin Larsen, Tami Soper, Ken Haar, Vern Barrett, James Arthur Jeffers, Curtis Schell
- 1:15 to 2:15 p.m. - Unicameral District #25, nonpartisan: Brent Smoyer, Kathy Campbell, Travis Wagner
- 2:30 to 3:30 p.m. - Unicameral District #27, nonpartisan: Dan Marvin, Chuck Stepanek, Colby Coash
- 4 to 5 p.m. - NU Board of Regents District 1, nonpartisan: Tim Clare, Don Costello, Earl Scudder
- 5:30 to 6:30 p.m. U.S. Senate, Republican - Pat Flynn, Mike Johanns

A debate among the Democratic candidates for the U.S. Senate was cancelled because only one of the candidates, Larry Marvin, was able to attend. The other candidates are Scott Kleeb, Tony Raimondo and James Bryan Wilson.

To reach the Bevins Family Life Center from the west doors, use the elevator (“M” button). If entering the church through the south door, go up the interior stairs and walk away from the sanctuary. Parking is available across 11th Street or in the parking garage one block south of the church. Free space may be available on the street or in the garage under the church (enter from 11th Street).
Debate co-sponsors include the Mayor’s Commission on Women; the Lincoln Area Agency on Aging; the National Council of Negro Women (Lincoln Section); the North 27th Street Business and Civic Association; the NAACP; and Saint Paul United Methodist Church. Funding for Lincoln-area debates is provided by the League of Women Voters of Lincoln-Lancaster Education Fund, a 501(c)(3) organization. The League of Women Voters of Nebraska Education Fund is providing funding for the Senate debate.

Audience members are asked to not wear or otherwise display items indicating support of specific candidates while in the debate area.

For a schedule of air times, see the City Web site at lincoln.ne.gov and click on the 5 CITY-TV logo. The debates also will be available through video-on-demand on the Web site.
Mayor Chris Beutler will discuss the proposed Innovation Park and the future of the State Fair at a news conference at **10 a.m. Thursday, March 27** in the **Mayor’s Conference Room, 555 South 10th Street.**
Because the Legislature took no action today on the State Fair issue, Mayor Chris Beutler’s news conference scheduled for 10 a.m. Thursday, March 27 has been cancelled.
Annexation by Ordinance
Ordinance No. 19052
Effective: March 25, 2008
9.16 Acres
NOTICE: The Lincoln/Lancaster County Planning Commission will hold a public hearing on Wednesday, March 26, 2008, at 1:00 p.m. in the City-Council Hearing Room, County-City Building, 555 S. 10th St., Lincoln, Nebraska, on the following items. For more information, call the Planning Department, 441-7491.

The Lincoln/Lancaster County Planning Commission will meet on Wednesday, March 26, 2008, 11:45 a.m. - 12:45 p.m. in the Conference Room 113 of the County/City Building, 555 S. 10th St., Lincoln, Nebraska, for a staff briefing on “Rural Development Trends and Policies”.

** The Lincoln/Lancaster County Planning Commission meeting on April 9, 2008 will begin at 1:30 p.m. **

** PLEASE NOTE: The Planning Commission action is final action on any item with a notation of “FINAL ACTION”. Any aggrieved person may appeal Final Action of the Planning Commission to the City Council by filing a Notice of Appeal with the City Clerk within 14 days following the action of the Planning Commission.

The Planning Commission action on all other items is a recommendation to the City Council or County Board.

AGENDA

WEDNESDAY, MARCH 26, 2008

[Commissioners Cornelius and Gaylor Baird absent]

Approval of minutes of the regular meeting held March 12, 2008. **APPROVED, 6-0 (Cornelius and Gaylor Baird absent)**
1. **CONSENT AGENDA**
   (Public Hearing and Action):

**PERMITS:**

1.1 **Use Permit No. 137A**, an amendment to waive the front yard setback and to adjust the site layout, on property located at 1600 Normandy Court.

   **Staff recommendation:** Conditional Approval
   **Staff Planner:** Christy Eichorn, 441-7603, ceichorn@lincoln.ne.gov
   **Planning Commission recommendation:** CONDITIONAL APPROVAL, as set forth in the staff report dated March 13, 2008, 6-0 (Cornelius and Gaylor Baird absent).
   **Public Hearing before City Council tentatively scheduled for Monday, April 14, 2008, 1:30 p.m.**

**MISCELLANEOUS:**

1.2 **Annexation No. 08002**, to annex approximately 64 acres, generally located at Highway 6 and Fletcher Avenue.

   **Staff recommendation:** Approval
   **Staff Planner:** Brandon Garrett, 441-6373, bgarrett@lincoln.ne.gov
   **Planning Commission recommendation:** APPROVAL, 6-0 (Cornelius and Gaylor Baird absent).
   **Public Hearing before City Council tentatively scheduled for Monday, April 14, 2008, 1:30 p.m.**

1.3a **City Miscellaneous No. 08004**, amending Title 26 of the Lincoln Municipal Code relating to subdivisions by amending Section 26.11.060 to modify when an application for a final plat shall automatically expire and become null and void; amending Section 26.15.020 to delete the requirement that an aerial photograph from the Lancaster County soil survey maps designating soil types and an explanation on how (1) the engineering properties, and (2) the physical chemical and water properties of the soil will affect the proposed development to be included with the preliminary plat and further deleting the requirement for a certification from a geotechnical engineer that the soil data supplied is still appropriate if the grading plan shows more than a five-foot cut on a significant part of the area or a large number of basements are anticipated; and repealing Sections 26.11.060 and 26.15.020 of the Lincoln Municipal Code as hitherto existing.

   **Staff recommendation:** Approval
   **Staff Planner:** Brandon Garrett, 441-6373, bgarrett@lincoln.ne.gov
   **Planning Commission recommendation:** APPROVAL, 6-0 (Cornelius and Gaylor Baird absent).
   **Public Hearing before City Council tentatively scheduled for Monday, April 14, 2008, 1:30 p.m.**
1.3b County Miscellaneous No. 08005, amending Section 3.21 of the Lancaster County Land Subdivision Regulations to cause:
   a) applications for final plat or administrative subdivision permits to automatically expire, and become null and void, after the passage of a certain amount of time if the applicant has failed to satisfy all the conditions of approval set forth in the Planning Director’s letter; b) application appeals, that have been placed on pending at the request of the applicant, to automatically expire and become null and void, after the passage of a certain amount of time; and c) the Planning Director’s notices to advise the applicant that the matter shall automatically terminate, unless prior to the expiration date, the applicant has satisfied all the conditions of approval set forth in the Planning Director’s letter, or the Planning Director receives a request from the applicant to remove an application appeal of any action of the Planning Director or Planning Commission pending before the Planning Commission or County Board and reschedule the matter on the agenda.

Staff recommendation: Approval
Staff Planner: Brandon Garrett, 441-6373, bgarrett@lincoln.ne.gov
Planning Commission recommendation: APPROVAL, 6-0 (Cornelius and Gaylor Baird absent).
Public Hearing before the Lancaster County Board being requested.

2. REQUESTS FOR DEFERRAL: *NONE*

4. PUBLIC HEARING AND ACTION:

CHANGE OF ZONE:

4.1 Change of Zone No. 08010, Hub Hall Commercial Center Planned Unit Development, for a change of zone from R-3 Residential District to B-2 Planned Neighborhood Business District PUD, on property generally located at NW 48th Street and W. Holdrege Street; for a Planned Unit Development District designation of said property; and for approval of a development plan which proposes a waiver of the required preliminary plat process, to develop a commercial center in the underlying R-3 zoned area.

Staff recommendation: Denial
Staff Planner: Tom Cajka, 441-5662, tcajka@lincoln.ne.gov
Had public hearing.
Motion for conditional approval, with amendments requested by the applicant, failed 3-3: Larson, Francis and Taylor voting ‘yes’; Sunderman, Esseks and Carroll voting ‘no’; Cornelius and Gaylor Baird absent.
Motion to deny failed 3-3: Sunderman, Esseks and Carroll voting ‘yes’; Francis, Larson and Taylor voting ‘no’; Cornelius and Gaylor Baird absent.
Application held over, with CONTINUED PUBLIC HEARING AND ACTION scheduled for Wednesday, April 9, 2008, 1:30 p.m.
PERMITS:

4.2 Special Permit No. 08017, for extraction of soil, on property generally located at N. 56th Street (Highway 77) and Bluff Road. *** FINAL ACTION ***

Staff recommendation: Conditional Approval
Staff Planner: Mike DeKalb, 441-6370, mdekalb@lincoln.ne.gov
Had public hearing.
Motion for conditional approval failed 4-2: Francis, Sunderman, Taylor and Carroll voting ‘yes’; Larson and Esseks voting ‘no’; Cornelius and Gaylor Baird absent.
Motion to deny failed 2-4: Larson and Esseks voting ‘yes’; Francis, Sunderman, Taylor and Carroll voting ‘no’; Cornelius and Gaylor Baird absent.
Application held over, with CONTINUED PUBLIC HEARING AND ACTION scheduled for Wednesday, April 9, 2008, 1:30 p.m.

5. CONTINUED PUBLIC HEARING AND ACTION:

MISCELLANEOUS:

5.1 Waiver No. 08001, to waive the pedestrian easements, on property generally located at NW 56th Street and West Adams Street.

Staff recommendation: Approval
Staff Planner: Tom Cajka, 441-5662, tcajka@lincoln.ne.gov
Had continued public hearing.
Motion for approval failed 4-2: Francis, Sunderman, Taylor and Carroll voting ‘yes’; Larson and Esseks voting ‘no’; Cornelius and Gaylor Baird absent.
Application held over, with CONTINUED PUBLIC HEARING AND ACTION scheduled for Wednesday, April 9, 2008, 1:30 p.m.

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

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PENDING LIST:

1. Change of Zone No. 3321, requested by Michael T. Johnson, on behalf of West Gate, inc., from R-7 Residential District to B-4 Lincoln Center Business District, on property generally located at 1729 “M” Street.
   *(6-13-01: Planning Commission voted 6-0 to place on pending at the request of the applicant.)*

2. Street and Alley Vacation No. 04013, to vacate all of the east-west alley in Block 65, Original Lincoln, bounded by 13th, 14th, "M" and "N" Streets, generally located at S. 13th Street & "M" Street.
   *(3-16-05: Planning Commission voted 9-0 to place on pending until completion of the Downtown Master Plan at the request of the applicant.)*

3a. Change of Zone No. 06082, from AGR Agricultural Residential District to R-3 Residential District, on property generally located at SW 40th Street and West A Street.
   *(8-15-07: Planning Commission voted 8-0 to place on pending at the request of the applicant.)*

3b. Preliminary Plat No. 06011, Woodland View 1st Addition, for 25 single family lots and 4 outlots, on property generally located at SW 40th Street and West A Street. The Planning Commission action on the plat is final, unless appealed to the City Council. The following waivers are also being requested: a) to allow sanitary sewer to run against the street grade and b) to allow sanitary sewer to be deeper than 15 feet. Any waiver requests that are recommended for denial by the Planning Department will be forwarded to the City Council for public hearing. If all waiver requests are recommended for approval, the Planning Commission action is final, unless appealed to the City Council. **FINAL ACTION**
   *(8-15-07: Planning Commission voted 8-0 to place on pending at the request of the applicant.)*
Planning Dept. staff contacts:

Ray Hill, Development Review Manager 441-6371 rhill@lincoln.ne.gov
Steve Henrichsen, Special Projects Manager 441-6374 shenrichsen@lincoln.ne.gov
Mike Brienzo, Transportation Planner 441-6369 mbrienzo@lincoln.ne.gov
Tom Cajka, Planner 441-5662 tcajka@lincoln.ne.gov
David Cary, Transportation Planner 441-6364 dcary@lincoln.ne.gov
Mike DeKalb, Planner 441-6370 mdekalb@lincoln.ne.gov
Christy Eichorn, Planner 441-7603 ceichorn@lincoln.ne.gov
Brandon Garrett, Planner 441-6373 bgarrett@lincoln.ne.gov
Sara Hartzell, Planner 441-6372 shartzell@lincoln.ne.gov
Brian Will, Planner 441-6362 bwill@lincoln.ne.gov
Ed Zimmer, Historic Preservation Planner 441-6360 ezimmer@lincoln.ne.gov

** The Lincoln/Lancaster County Planning Commission meeting on April 9, 2008 will begin at 1:30 p.m. **

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The Planning Commission meeting which is broadcast live at 1:00 p.m. every other Wednesday will be rebroadcast on Sundays at 1:00 p.m. on 5 City-TV, Cable Channel 5.

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The Planning Commission agenda may be accessed on the Internet at http://www.lincoln.ne.gov/city/plan/pcagenda/index.htm
March 24, 2008

WATER REPLACEMENT PROJECT #700305
Y Street; 22nd - 27th Street

In April 2008, K2 Construction of Lincoln will be starting construction (weather permitting) of a water main and water service reconstruction for the Engineering Services Division of the Public Works and Utilities Department.

The scope of the work involves replacing an existing water main and connecting services to a new water main in Y Street from 22nd to 27th Street. The construction will be complete in August 2008 barring weather or unforeseen conditions.

The City of Lincoln realizes this project may temporarily inconvenience you. Notifications of closure or access to your property will be given to you in a timely order as the contractor progresses through the project.

If you have any problems or questions during the construction period, please contact K2 Construction Superintendent, Tom Rogge at (402) 770-5728 or the City of Lincoln Project Manager, Warren Wondercheck.

Warren Wondercheck, Senior Engineering Specialist
Engineering Services, Public Works and Utilities
Phone: (402) 441-7014
Cell: (402) 540-2750
Email: wwonndercheck@lincoln.ne.gov

K2 Construction Office
Office Hours: 8:00 - 5:00
(402) 467-2355
Thank you, Tammy

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

From: Robin Eschliman
To: rsutton1@unl.edu
Sent: Friday, March 21, 2008 2:06 PM
Subject: E-mail of 3-20 regarding parks

This is to follow up on our phone conversation of 3-21 in which you confirmed that Council Member Jonathan Cook asked you to write an e-mail stating, "It seems like every council meeting I attend or catch on Channel 5 that Robin Eschliman (a Realtor by trade) is asking about surplus park property." You then presented your concerns about doing so.

We have had two times when we discussed surplussing. Once was at the budget hearings last summer, at which 7 council members unanimously passed a resolution to explore surplussing a particular piece (which was not park land but perhaps you were under the impression that it was). Then a few weeks ago and the actual piece came before us for disposition. I had attempted, with Jonathan's assistance, to put these funds into the renovation of Centennial Mall Park. To our disappointment, we found that we couldn't use it for capital improvements for a park, but we could use it to purchase some land for a monument at the base of the new Harris overpass.

I just want to reiterate that the City Council has been unanimous in these votes, including Councilman Cook.

Robin Eschliman
INTER-DEPARTMENT COMMUNICATION

TO       Robin Eschliman
DATE     March 25, 2008
DEPARTMENT City Council
FROM     Rick Peo
ATTENTION City Law
COPIES TO
SUBJECT  R. Eschliman RFI #15

Question: I believe our current Charter requires that City employees who have contracts with the City be approved by the City Council. Is that correct?

Answer: No, the City Charter does not require contracts with City employees to be approved by the City Council. The Charter only requires City employees who have a significant financial interest in a contract with the City to declare that interest and refrain from participating in the making of the contract. The manner and method for a City employee to declare his or her significant financial interest is set forth in Chapter 2.54 of the Lincoln Municipal Code.
Hello,

The core neighborhood meeting at the First Plymouth Church basement on Tuesday, March 18, 2008 was a missed opportunity to connect with the neighborhood and the community. I left early, after the “three pillars” were unveiled by the mayor.

The familiar faces were not the audience for that meeting. The audience was large, and white, middle class, homeowners, as were the staff and people the mayor introduced. While the neighborhood is very diverse and looks like the students at McPhee, Lincoln High, Park, Everett, and Elliott schools in the neighborhood, there wasn’t that diversity at the meeting. The audience didn’t represent immigrants and minorities, few people with disabilities, English Language Learners, single parents, pregnant teens, the homeless, people economically disadvantaged, young people, and their absence was astounding. There weren’t inspirational speakers who were former meth addicts, former gang members or former prostitutes and their absence was profound. It should have been a show stopper. When will politicians and government realize they cannot speak for these underserved and underrepresented populations? The experiences of the underserved are invaluable, and their representation is vital to solving the core problems, as well as offering a different perspective at all meetings. Such resources need to be valued, they need to be invited, elected, appointed and paid, and when they are not valued or represented, the meeting cannot meet the needs of the community and its core.

Someone asked me today, what we can do to get representation at the meetings. There are great things happening in the core area, but they are not happening in the established, traditional ways. People don’t meet like they have for the past 30 years, they meet differently. As only one example, core people attend (in numbers much larger than those at the March 18 meeting) the diverse River Tree Community Church held in The State Theatre at 1415 O Street on Sunday mornings.

Now it is hard work and it means working outside the security of established boundaries and the comfort zones of those people who attended the Mayor’s meeting. Yes, it takes money and people with power to make some changes, but their changes are limited when they don’t represent the community — all of it, especially the least served.

Rebecca Hasty
2440 Jameson Court
Lincoln, NE 68512
421-3948
Rebecca Shade
1640 So. 21st St.
Lincoln, NE 68502
25 MAR 2006 PM 2 L

Dan Marvin
Lincoln City Council
355 So. 10th St.
Lincoln, NE 68502
Subject: InterLinc: Council Feedback

Name: Steve Seidel
Address: 2619 N 123rd Circle
City: Omaha, NE 68164
Phone: 402-493-5660
Fax: 
Email: sseidel@cox.net

Comment or Question:
My son is a second year student at UNL - not living on campus. He was just on a spring break, a trip to Pittsburgh and Chicago to visit friends instead of going to a party down south! As I drove him back to Lincoln, his roommate told him my old van he has been driving had been towed away. He called the lot to find it was because he had violated an ordinance that a vehicle must be moved at least every 24 hours. I think this is quite unrealistic, especially at this time of the year when so many students are on Spring break. At this rate, he would risk getting towed if he even caught a ride with a friend to come home to Omaha for a weekend.

Since the weather has warmed a little, and with gas over $3 a gallon, he has been riding his bike more and more. I have a hard time trying to explain why he is being punished for driving less!!

Can someone give me a little history on this ordinance? It almost sounds to me that the author may have been the owner of a tow truck! Can you help me understand this?

Thanks!!
Steve Seidel
Dear Council Members:

On your agenda for next week will be the second soil mining permit my office has appealed to you on behalf of Roger Schwisow or his company. Once again Planning Commission has limited the hours of operation to daylight hours, Monday through Friday.

For your ease of reference I attach the requirements and established City policy for soil mining permits. No requirements exist for hours of operation and they are being established on an ad hoc basis with each permit. Dirt hauling/soil mining is an activity that does not occur 24/7; rather, it depends first upon having a project to do that requires dirt. Second, absent circumstances beyond the control of the operator (i.e. project requirements or weather related delays) hauling will normally occur during business hours, Monday through Friday. Permit imposed limitations eliminate operational flexibility with no evidence or facts to suggest that night time or weekend operations impose any significantly greater burden upon the public or area residents. If they are in fact so burdensome, then perhaps the City should lead by example and all City contracts eliminate any night time or weekend operations.

These operating hour restrictions on soil mining originated with the kill the race track effort and have continued to be applied to subsequent permits. If operating hour limitations are in fact to be new mandatory community standards, then they should be formally adopted and included within the special permit requirements.

I look forward to answering your questions at the hearing next week.

Peter W. Katt

Baylor, Evnen, Curtiss, Grimit & Witt, LLP
Wells Fargo Center
1248 "O" St., Suite 600
Lincoln, NE 68508
Telephone: 402.475.1075
Fax: 402.475.9515

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27.63.360  Permitted Special Use: Mining.

Mining or extraction of minerals from any portion of the AG and AGR zoning districts, and the storage and processing thereof, may be allowed by special permit in conformance with the standards of Section 27.63.160, as applicable. (Ord. 12571 §339; May 8, 1979).

27.63.160  Permitted Special Use: Extraction of Sand, Gravel, and Soil.

Extraction of sand, gravel, and soil may be allowed by special permit in the R-3, B-2, H-2, H-3, H-4, and I-1 zoning districts under the following conditions:

(a) The application shall include a grading map showing existing contours, proposed excavation contours, and proposed final grade contours;

(b) The application shall identify the effect of the extraction on the groundwater table of the adjoining properties;

(c) The application shall identify proposed vehicle and equipment storage areas;

(d) Erosion controls, including retention and sediment basins, shall be provided during extraction in conformance with standards adopted by resolution of City Council to prevent a change in the character of runoff onto adjacent land;

(e) The surface shall be maintained in such a manner that surface waters do not collect and pond, unless specifically approved by the city. Underground drainage may be supplied if it connects to an existing drainage facility and is satisfactory to the City of Lincoln;

(f) Topsoil shall be collected and stored for redistribution on the site at the termination of the operation;

(g) Excavation shall be conducted in such a way as not to constitute a hazard to any persons, nor to the adjoining property. All cuts shall be returned to a slope of less than three to one as soon as possible. Safety screening shall be required at the outer boundary of the site; visual screening will also be required where said boundary is adjacent to residential or park land;

(h) Within nine months after the completion of extraction on any portion of the site, the topography and soils shall be restored and stabilized, and the land shall be graded, seeded, and sodded so as to prevent erosion and siltation, and to protect the health, safety, and general welfare of the public. (Ord. 12571 §319; May 8, 1979).
I sure hope you consider all possible forms of public use before selling. How about public gardens for those needing food? Think this through.

Wilbur Dasenbrock
1449 Meadow Dale Dr.
Lincoln, NE., 68505
Hello, I wanted to say thank you for ride for five, keep it if possible, it made it possible for me to get to work with a smile on my face.

I used it and so did my roommate, and we were able to ride the busses like all the time, it was nice to have a monthly bus pass and as I remember I loved being able to afford it.

Five dollars is perfect, it is an amount that inspires me to ride

p.s. I used it to afford to get to work each morning, thank you at least for that. I know (by who I was surrounded with at the time) that there are a lot of people you appreciate the ride for five program. Thank you
Dear bus rider / handivan rider:

Your Letter Will Make a Difference!!

The City Council must decide to keep the Ride for Five program or drop it. If Ride for Five has helped you in any way—getting to doctors appointments, a job, school—please write the City Council and tell them so, WITHIN THE NEXT TWO WEEKS!!

Mail your letter to:

City Council Members
555 S. 10th St.
Lincoln, NE 68508
Mayor Beutler & Council Members,

I do hope that we can keep the State Fair here in Lincoln. Or at least, I’m pretty sure I hope we can, I think. Because I think it’s in our best interests; because it brings money into our local economy, I think. Doesn’t it? What do we get back for our $110 million?

My point is, at a $110 million cost, what is the real return of keeping the State Fair in Lincoln? The answer seems yet to be accurately quantified for Lincolnites and Lincoln voters.

So, with regard to the costs of keeping the State Fair in Lincoln, my current perception of the voter consensus in Lincoln is this:

1. We seem to have two vengeful groups of quibblers – representatives of the State Fair Board and representatives of the Lancaster County Event Center. Voters will not support efforts that support this quarrelsome attitude.

1. Because of these two quibbling groups’ adversarial past and apparently continued vengeance toward each other, the State Fair unfortunately cannot and/or will not relocate to what seems to clearly be the best and most cost-effective re-location – the Lancaster Event Center on N. 84th. I find it almost unbelievable that the State Fair Board has never really given reasons why the Lancaster Event Center would not work. I do not consider the flood-plain argument to be more than a very weak excuse to conceal the re-continued quibbling. So if a significant reason exists, it’s truly being kept a remarkable secret!

1. Because of the perception of this continued unwillingness to resolve those differences, the taxpayers and the University (perceived to be more tax-funded than it actually is!) and other University components are expected to unnecessarily have to pick up the $110 million tab to re-locate the State Fair elsewhere in Lincoln. And the voters don’t even know what they’re supposedly getting in return for this $110 million - in quantified dollar terms! What is the return??? Senator Avery actually argues that the return is probably non-existent or very minimal, while largely unsubstantiated reports to the contrary also reportedly exist.

1. Sell-ability to the voters? Right now - not a chance!

The current approach seems to bear strong resemblance to many failed bond efforts that the Lincoln voters would not approve, simply because the merits vs. costs were never clearly defined, quantified or promoted. As Roger Larson would say, “That’s the way I see it!”

Scott Sandquist, Lincolnite
March 25, 2008

Mr. Dan Marvin
Lincoln City Council
555 S 10th Street, Room 111
Lincoln, NE 68508

RE: 4135 S 48th Street

Mr. Marvin:

As a Lincoln Resident and a Senior Vice President of Union Bank and Trust Company I have reviewed the proposal of Mike and Mark Olderbak to re-build the Kabredlo’s convenience store facility located at 4135 S 48th Street. I feel that the Olderbak’s have made several changes to the original site plan which will accommodate the neighborhood concerns expressed at the three recent neighborhood meetings held at the Calvert Recreation Center. By adding a retaining wall on the North side of the property they have addressed the concerns of several neighbors regarding access to the adjacent alley from the property. They have negotiated the purchase of the duplex on the West side of the property to accommodate the owner and their concern about the close proximity to the proposed building. They have also agreed to move the building two feet to the South giving extra clearance in the alleyway to the delivery trucks that use that space.

This is a good project and I’m concerned that if we, the community, don’t come out and voice our support for the project it could be lost. We have a neighbor willing to put a very large investment into a project that will greatly benefit the community. If we don’t support the project, the Olderbak’s may be forced to reevaluate their plan and pursue other investment options in Kansas. I urge the Lincoln City Council and the people of the College View Neighborhood Association to support the reconstruction of the Kabredlo’s convenience store, a project that would be of tremendous benefit to the city and it’s residents; one that will significantly improve the College View area. We need to support our neighbors who have built their business here in Lincoln.

Thank you for your time and attention to this very important project.

Sincerely,

[Signature]

Alan Fosler
Senior Vice President
ADDITIONAL AGENDA
TO
DIRECTORS’ AGENDA
MONDAY, MARCH 31, 2008

I. MAYOR -

1. NEWS ADVISORY - RE: Mayor Beutler’s Public Schedule Week of March 29 through April 4, 2008 - Schedule subject to change.

2. NEWS RELEASE - RE: Separation Of Grass and Leaves Begins April 1.

3. NEWS ADVISORY - RE: Mayor Beutler will comment on today’s decision on the State Fair by the Legislature’s Agriculture Committee at 3:30 p.m. TODAY, 03/31/08 in the Mayor’s Conference Room.

II. CITY CLERK - NONE

III. CORRESPONDENCE -

A. COUNCIL REQUESTS/CORRESPONDENCE - NONE

B. DIRECTORS AND DEPARTMENT HEADS - NONE

C. MISCELLANEOUS -

1. E-Mail from Dr. Daniel Lynn - RE: Concern with the propose renovation of Kabredlo’s Convenience Store.
Date: March 28, 2008  
Contact: Diane Gonzolas, Citizen Information Center, 441-7831

Mayor Beutler’s Public Schedule  
Week of March 29 through April 4, 2008  
Schedule subject to change

Saturday, March 29
- Lincoln Central Labor Union COPE (Committee on Political Education) convention, remarks - 1 p.m., Holiday Inn Downtown, 141 N. 9th St.
- Peoples Choice Federal Credit Union 2008 Annual Membership meeting - 5:30 p.m., Rococo Theatre, 140 N. 13th St.

Monday, March 31
- International visitor from Chile - 9 a.m., Mayor’s Conference Room, County-City Building, 555 S. 10th St.
- Lincoln Lodging Association, remarks - noon, New Victorian Suites, 216 N. 48th St.
- Visit with Boy Scout Troop 8 - 4:30 p.m., Mayor’s Conference Room

Tuesday, April 1
- News conference and media briefing on budget process - 9:30 a.m., Mayor’s Conference Room.
- Proclamation signing for Parkinson Disease Awareness Month and Fair Housing Month - 2 p.m., Mayor’s Conference Room

Thursday, April 3
- KFOR Morning Show - 7:45 a.m.
Beginning Tuesday, April 1, waste haulers will collect grass and leaves separately from household trash. State law requires that residents separate grass and leaves from household trash from April 1 through November 30 each year. Individuals can subscribe to a separate collection of grass and leaves provided by local waste haulers. There is a separate fee for this collection service.

If individuals don’t wish to have their grass clippings and leaves collected separately by their hauler, they have three options:

- Haul grass and leaves to the 48th Street Transfer Station.
- Hire a lawn service.
- Mulch and compost grass clippings and leaves. The University of Nebraska Lancaster County Extension Office will provide a series of backyard composting workshops in April and May.

This is the 15th year of the composting program in Lincoln. Since 1992, City officials estimate that Lincoln has diverted more than 210,364 tons of grass and leaves and 97,962 tons of tree trimmings from the landfill. To date, the composting program and annual wood-grinding operation has added two years to the life of the landfill. If the City stopped its composting and wood waste diversion program today, the landfill would close in the year 2026 instead of the current projection of 2029.

Steve Hatten, President of the Lincoln Solid Waste Management Association, said people who subscribe to the special collection of grass and leaves must separate the material after the last waste collection in March. “Grass and leaves must be in approved containers,” Hatten said. “This includes paper lawn bags that are available at area retailers, a 32-gallon waste container with a tight-fitting lid, or a 90-gallon container provided by the waste hauler. People who use plastic trash bags for their yard waste will run the risk of having the material left at the curb.”
The City does not allow grass and leaves to be placed in plastic bags because they do not decompose and cause litter problems at the City’s compost operation.

City Recycling Coordinator Gene Hanlon said that the City conducts inspections of loads coming to the Bluff Road Landfill and composting site. If household trash is found mixed with grass and leaves, the City can assess the haulers a $50 clean-up fee. Hatten said this cost may be passed on to the property owner who mixed grass and leaves with the household trash.

Hanlon also said that with the start of spring, people can obtain wood chips and LinGro compost from the City. If self-loaded, the LinGro compost is available at no cost at the 48th Street Transfer Station, 5101 N. 48th Street. To obtain more information on the City’s composting program or the availability of compost and wood chips, contact the City of Lincoln Recycling Office at 441-8215 or see the City Web site at lincoln.ne.gov (keyword: compost).
OFFICE OF THE MAYOR
555 South 10th Street, Lincoln, NE 68508, 441-7511, fax 441-7120

DATE: March 31, 2008
FOR MORE INFORMATION: Diane Gonzolas, Citizen Information Center, 441-7831

Mayor Chris Beutler will comment on today’s decision on the State Fair by the Legislature’s Agriculture Committee at 3:30 p.m. TODAY, Monday, March 31 in the Mayor’s Conference Room, 555 South 10th Street.
Dear Lincoln City Council,

This purpose of this letter is to express a deep concern about the proposed renovation of the Kabredlo's Convenience Store on 48th and Meredeth, located in the College View neighborhood, SE Lincoln.

I have been to three meetings between the Kabredlo owners and concerned College View citizens this past month and have concluded that although this renovation is needed and welcome for the economic development of the community, the current proposed plan is much too large and does not provide a quality fit for the neighborhood area. The designers have not been sensitive to the suggestions of the College View citizens and have not planned any changes. Please consider a redesign to a smaller update of the current facilities to better fit into the College View area. Thank you!

Respectfully,

Dr. Daniel Lynn
Union College professor and property owner in the College View Area