I. CITY CLERK

II. CORRESPONDENCE FROM THE MAYOR & DIRECTORS TO COUNCIL

MAYOR
1. NEWS RELEASE. Mayor says Council passed good budget.
2. NEWS RELEASE. Intersection of 27th and Capital Parkway to be closed two nights this week.
3. NEWS ADVISORY. Mayor Beutler and Nebraska Department of Environmental Quality will hold a news conference to discuss City wastewater projects to be funded by the American Recovery and Reinvestment Act. Thursday, August 27th, 555 So. 10th Street, in the Mayor’s conference room. (Forwarded to Council Members on 08/26/09)
4. NEWS RELEASE. Twenty-one (21) sports announce high school football telecast schedule.
5. NEWS RELEASE. City receives funds for wastewater projects.

DIRECTORS

FINANCE/TREASURER

HEALTH DEPARTMENT
1. NEWS RELEASE. Grant provides more trees for Lincoln.

HEALTH DEPARTMENT/ANIMAL CONTROL
1. Reply to inquiry on allowing pit bulls in neighborhoods and the fear of the animals being around children from Robert Westfall, Animal Control Division Manager.
   a) Email from Martin Coria requesting action to prevent pit bull attacks.

PUBLIC WORKS AND UTILITIES
1. Reply to Jim Easom on the deteriorating metal building next to the end of the Harris Overpass. (August 24, 2009, IV. Correspondence from Citizens, No. 4)

URBAN DEVELOPMENT
1. Clinton Thomas,’ Housing Rehab & Real Estate Division, memo on the Street and Alley Vacation No. 09005. East/west alley between North 41st and North 42nd Streets, north of Y Street.
III. COUNCIL RFI’S AND CITIZEN CORRESPONDENCE TO INDIVIDUAL COUNCIL MEMBERS

JAYNE SNYDER
1. Correspondence from Parks Coble regarding the water foundation at 33rd Street, north of Leighton Street, on the Dietrich bike path not in working order. Also, the water fountain at Fleming Fields is locked up. (Forwarded to Lynn Johnson, Director of Parks & Recreation)

IV. CORRESPONDENCE FROM CITIZENS TO COUNCIL
1. Lincoln Chamber of Commerce comments, and thanks, on the 2009 Federal Fly-Back event attracting over 750 local business leaders.
2. Lisa Franklin email message on planning permit to be considered on Monday, August 31, 2009.
   a) Letter from Lisa Franklin with concerns of the plan for a mental health facility on South 14th Street in a residential neighborhood.

V. ADJOURNMENT

W:\FILES\CITYCOUN\WP\DA083109.wpd
Mayor Chris Beutler said the City Council today passed a good budget for the 2009-2010 fiscal year, and he was pleased that the vast majority of his proposals were included in that budget.

“The budget includes funding for important services, such as libraries, pools and recreation center hours,” Beutler said. “It includes economic development initiatives, such as the Fast Forward Fund and the Development Services Center. It makes wise use of stimulus funds for police officers to keep our City safe. We were able to accomplish all this while spending less dollars than last year and rejecting budget gimmicks. It's a budget that provides taxpayers the services they need and the efficiencies they demand.”

Mayor Beutler thanked City Council members for their hard work and careful deliberation on the budget. He also thanked the public for sharing their comments and ideas throughout the budget process.

The City's new fiscal year begins September 1.
INTERSECTION OF 27TH AND CAPITAL PARKWAY
TO BE CLOSED TWO NIGHTS THIS WEEK

The nighttime closure of the 27th and Capital Parkway intersection has been moved up one day and is expected to be completed in only two nights. The intersection is now scheduled to be closed from 8 p.m. to 6 a.m. on Wednesday, August 26 and Thursday August 27. The detour for these closures is Capital Parkway, Randolph St., 33rd St. and Capital Parkway. The intersection had been scheduled to close the nights of August 27th, 28th and 29th.

The southbound lanes of S. 27th St. from Capital Parkway are now closed for resurfacing. Once those lanes are completed, they will be reopened, and the northbound lanes closed. The closure of the northbound lanes is now expected to take place at 6 a.m. Wednesday, August 26.

The detour route is Capital Parkway to “A” Street to 27th Street.

- 30 -
FOR MORE INFORMATION: Diane Gonzolas, Citizen Information Center, 441-7831

Mayor Chris Beutler and officials with the Nebraska Department of Environmental Quality will discuss City wastewater projects to be funded by the American Recovery and Reinvestment Act at a news conference at 10 a.m. Thursday, August 27 in the Mayor's Conference Room, 555 S. 10th St.
21 SPORTS ANNOUNCES HIGH SCHOOL FOOTBALL TELECAST SCHEDULE

21 SPORTS, part of the educational access channel on Time Warner Cable in Lincoln (channel 21), has announced its Lincoln high school telecast schedule for the 2009 football season. This is the eighth consecutive year that 21 SPORTS has carried Lincoln high school football games on a tape-delayed basis.

Games involving Lincoln Public Schools teams will air on 21 SPORTS Saturdays at 4 p.m. and at various times throughout the following week. All games involving parochial schools will air Friday nights at 10:30 p.m. and at various times throughout the week. Games can be viewed at any time on “Nebraska On Demand” (Time Warner Cable channel 101) and through video demand on the City Web site, lincoln.ne.gov.

High school football games scheduled for 21 SPORTS coverage are:

- Friday, August 28 - Lincoln High vs. Lincoln Southeast
- Friday, September 11 - Lincoln North Star vs. Lincoln East
- Friday, September 11 - Lincoln Northeast vs. Lincoln Southwest
- Friday, September 18 - Lincoln Lutheran vs. Lincoln Christian
- Friday, October 2 - Lincoln Pius X vs. Omaha Gross Catholic

FOR IMMEDIATE RELEASE: August 26, 2009
FOR MORE INFORMATION: Bill Luxford, 5 CITY-TV, 441-6688
City Receives Funds for Wastewater Projects

Mayor Chris Beutler and the Nebraska Department of Environmental Quality (NDEQ) today signed two loan documents for a total of $10 million that will assist in funding City wastewater improvement projects. The funding consists of a combination of American Recovery and Reinvestment Act (ARRA) funds and Clean Water State Revolving Loan funds (CWSRF) from NDEQ. The two $5 million loans will help fund two City wastewater projects:

- Phase II of the Stevens Creek Trunk Sewer will connect to the Phase I sewer near Fletcher Avenue and extend to just south of Havelock Avenue near the Murdock Trail. The trunk sewer will eventually provide wastewater services to more than 17,000 acres on the west side of the Stevens Creek Watershed. The $5 million loan includes a $1.25 million loan which does not need to be repaid, a $1.25 million no-interest loan, and a $2.5 million low-interest (2 percent) loan.

- A $5 million low-interest (2 percent) loan will help to fund upgrades and infrastructure improvements at both the Theresa Street and Northeast treatment plants.

In addition to the two major projects, selected infrastructure repair projects also will be funded with the ARRA/CWSRF loans. City funds will be used to supplement the loan funds to complete the projects.

Gary Brandt, Utilities Coordinator for the City Public Works and Utilities Department, said the fact that the projects were designed and ready for construction was a key factor in having them selected for stimulus funds.

City Finance Director Don Herz said the lower interest rates will save the City about $281,000 per year for 20 years.
“The continuing effort to provide wastewater service to the Stevens Creek Watershed is important to support future growth and economic development in this area of the City,” said Mayor Beutler. “The funds will help us stay on schedule with the Stevens Creek Trunk Sewer and make important upgrades at our treatment plans while minimizing future rate increases.”

Mayor Beutler thanked NDEQ Director Mike Linder and his staff as well as the staff at the Wastewater Division of the City Public Works and Utilities Department for their hard work to fund these projects.

For more information on the City's wastewater system and the City's stimulus package, visit the City Web site at lincoln.ne.gov.
OFFICE OF TREASURER, CITY OF LINCOLN, NEBRASKA

AUGUST 25, 2009

TO: MAYOR CHRIS BEUTLER & CITY COUNCIL MEMBERS

FROM: FINANCE DEPARTMENT / CITY TREASURER

SUBJECT: MONTHLY CITY CASH REPORT

The records of this office show me to be charged with City cash as follows at the close of business July 31, 2009:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Balance Forward</td>
<td>$169,944,966.48</td>
</tr>
<tr>
<td>Plus Total Debits July 1-31, 2009</td>
<td>$29,249,260.23</td>
</tr>
<tr>
<td>Less Total Credits July 1-31, 2009</td>
<td>($34,655,333.93)</td>
</tr>
<tr>
<td><strong>Cash Balance on July 31, 2009</strong></td>
<td><strong>$164,538,892.78</strong></td>
</tr>
</tbody>
</table>

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

- U. S. Bank Nebraska, N.A. $($701,655.47)
- Wells Fargo Bank $($4,516.16)
- Wells Fargo Bank Credit Card Account $($57,703.24)
- Cornhusker Bank $64,729.51
- Pinnacle Bank $52,114.90
- Union Bank & Trust Company $221,292.96
- West Gate Bank $($21,902.93)
- Idle Funds - Short-Term Pool $49,226,847.68
- Idle Funds - Medium-Term Pool $114,814,884.78
- Cash, Checks and Warrants $944,800.75

**Total Cash on Hand July 31, 2009** $164,538,892.78

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

I also hold as City Treasurer, securities in the amount of $22,660,710.09 representing authorized investments of the City's funds.

ATTEST:

[Signature]

Molinda J. Jones, City Treasurer
<table>
<thead>
<tr>
<th>DESCRIPTION</th>
<th>CUSIP</th>
<th>MATURITY DATE</th>
<th>ORIGINAL FACE</th>
<th>CURRENT PAR</th>
<th>MARKET PRICE</th>
<th>MARKET VALUE</th>
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<td>3128F7U6</td>
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<td>FHLMC GOLD POOL A61256</td>
<td>3128KRM3</td>
<td>11/01/2036</td>
<td>$3,718,920.00</td>
<td>$3,056,257.66</td>
<td>1.05</td>
<td>$3,205,096.18</td>
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<tr>
<td>FNMA FNCL 254725</td>
<td>31371K4J7</td>
<td>05/01/2033</td>
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<td>$212,151.51</td>
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<td>$217,121.66</td>
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<td>FNMA FNARM 303824</td>
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<td>$18,509.87</td>
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<td>$6,406,227.90</td>
<td>1.02</td>
<td>$6,551,013.78</td>
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<td>US BANK NE</td>
<td>TOTAL PLEDGED</td>
<td>$23,113,487.00</td>
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<td></td>
<td>$9,994,973.37</td>
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<td>3133XMEH0</td>
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<tr>
<td>FHLB 4.5%</td>
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<td>12/10/2013</td>
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<td>$1,000,000.00</td>
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<tr>
<td>FFCB 5.45%</td>
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<td>$1,000,000.00</td>
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<td>$2,500,000.00</td>
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<td>$2,000,000.00</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>WEST GATE BANK</td>
<td>TOTAL PLEDGED</td>
<td>$2,000,000.00</td>
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</tr>
</tbody>
</table>
Grant Provides More Trees for Lincoln

A $10,000 grant received by Keep Lincoln & Lancaster County Beautiful (KLLCB) will provide for 78 new street trees to be planted in the Havelock neighborhood near BNSF Railway’s Havelock shop. KLLCB is collaborating with the Lincoln Parks & Recreation Department, who will select the trees, dig holes, provide mulch and stakes, and supervise BNSF employee volunteers in the planting. The KLLCB grant is especially exciting for Lincoln, since it doubles the entire funding allocated for street trees in Lincoln for the up-coming budget year.

The award was one of four provided by the BNSF railroad to Keep America Beautiful affiliates in the country; Chicago, Phoenix, and Kansas City affiliates were the other recipients.

On October 3, 2009, volunteers from BNSF will work with KLLCB and Parks and Recreation staff to plant the trees along North 70th Street and Burlington Ave. A diverse group of hardy street trees will add shade, beauty, and fall color to the neighborhood.

Any Havelock neighbors or businesses who would like to participate in the tree planting are urged to contact Deby Beck at the BNSF Havelock Shops, 325-3352 or debra.beck@bnsf.com.

###
We are currently looking at ordinance changes that will directly address the issue of aggressive dogs as well as irresponsible owners that allow their dogs to violate the laws. We have already submitted several ideas to the council and have received recommendations on some of those ideas from our local Animal Control Advisory Committee. Our next step is going to be public listening sessions on the topic, to be held in September and October. We will then take the feedback we receive from the public, along with the other recommendations, to the Board of Health to obtain their recommendations. Throughout this time we will be continuously researching and monitoring the situation in our city as, ultimately, we want to do the right thing and we want to base our decision on the best information possible. We will make several public announcements regarding the dates and locations of the public listening sessions once we schedule them, and we encourage everyone with an interest to attend and provide valuable input. As I mentioned, our ultimate goal is to do what's right for Lincoln, it's people and it's pets.
Dr. Dart:

Please see attachment. Could you please respond to this email. This email will be listed on the Directors Agenda for 08/31/09. If you have any questions, please let me know. Thanks.

Tammy Grammer  
City Council Secretary  
441-6867
Hello,

I don't know all the facts about these dogs, but what I do know is that I have two precious little children and neighbors with pit bulls, which is really scary. In our case they look really aggressive, and are only a fence away.

Statistics don't really matter if one of these dogs ruin the life of one children in our city.

Please take action to prevent more attacks.

Best Regards,

Martin Coria
We received your message regarding the deteriorating metal building sitting right next to the end of the beautiful overpass. The City of Lincoln, Urban Development Department, has just purchased the building in question and it is part of their West O Streetscape Project. The building will be demolished and the area is currently being designed as a landscaped area. They are waiting for Nebraska Dept of Roads review of their environmental documents that need to be submitted for this project. The demo is being scheduled for late fall or early spring next year.

If you have any further questions regarding this building, please contact Ernie Castillo, Urban Development, at 441-7855.

Thank you,

Karen Sieckmeyer
Executive Secretary
Public Works and Utilities
555 South 10th, Room 203
Lincoln, NE 68508
sieckmeyer@lincoln.ne.gov
402-441-7566
402-441-8609 (fax)
A request has been made to vacate the alley in Block 14, Park Place Addition, which lies between North 41st and North 42nd Streets, Y to Orchard Streets. The area was viewed and appeared on the west end as a previously unopened alley. The west half of the alley was simply a grass strip lying between the abutting properties. The east half of the alley appeared as a dirt, or gravel, access. There were indications that at some point some gravel, or rock, surfacing had been placed on that portion of the alley, but most of it had disappeared. Overhead electrical lines were observed within the alley. Public Works has indicated there are no other public utility lines within the alley, but easements have been requested for the electrical distribution lines.

Long, narrow strips such as this rarely have any value, in and of themselves, and are only good for assemblage into the abutting property. As such, they are considered to have only a minimal value. This is especially true in a case such as this where the owners are required to construct a curb cut and alley entrance which would cost nearly as much as the value of the land being acquired. As such, a minimal value of $0.15 per square foot is considered appropriate on the area to be vacated. Staff has indicated an area of 3,794 square feet; however, the plat appears to show an area of only 3,780 square feet which is used in these calculations. The calculations are as follows:

\[ 3,780 \text{ sq. ft.} \times \$0.15/\text{sq. ft.} = \$567 \]

Therefore, it is recommended if the area be vacated, it be sold to the abutting property owners for $567.

It is also indicated in the staff report that only three owners intend to acquire the portions of the alley adjacent to their property. The breakdown on those shares is as follows:

- Kordik – east half of the alley: $283.50
- Pecka – portion adjacent to the north half of Lots 7 and 8: $94.50
- Pro – remaining portion: $189.00

Respectfully submitted,

[Signature]

Clinton W. Thomas
Certified General Appraiser #990023
Tammy - Could you put this on the list of emails for next weeks Council Meeting.

Thanks,
Jayne

Dear Council Member Jayne Snyder, I was running this morning with some friends on the Dietrich Bikepath and we planned to stop for water at the small park on the east side of 33rd street just north of Leighton St. This is one of the parks build some years ago as part of the Northeast Radial reuse project. Unfortunately the water fountain was not working and the park had clearly deteriorated. I am disappointed that this facility is not maintained. One of the nice features of the Dietrich trail for runners is the availability of water. But this morning we found the water fountain at Fleming Fields locked up and the one at 33rd not working. I hope the city can fix this problem. Best wishes, Parks Coble, 3420 Glenhaven Place, Lincoln.
Dear Chamber Member,

It was a truly remarkable day.

There are great moments when I feel extremely fortunate to be part of the Lincoln Chamber of Commerce. One of those days happened Aug. 20 when 750 of the top business leaders in the State of Nebraska met at the Strategic Air and Space Museum in Ashland for the first ever Federal Fly Back.

The event was a joint effort between the Lincoln Chamber, the Greater Omaha Chamber of Commerce, the Nebraska State Chamber of Commerce and the Bellevue Chamber of Commerce. We were extremely fortunate to have all five members of the Nebraska delegation to the U.S. Congress for a full morning of focus on key business issues facing the federal government.

The top discussion items of the day focused on health care, stimulus spending and card check and featured a "Nebraska Breakfast" style discussion for breakfast and individual briefings with the elected officials during the late morning. The Nebraska Breakfast is a regular event held in Washington D.C. where members of the delegation address visitors from Nebraska.

The event concluded with a rousing pro-business keynote address from Tom Donohue, President and CEO of the U.S. Chamber of Commerce. Nebraska is fortunate this year to have great leadership on the U.S. Chamber Board with Lincoln businessman Robert Milligan serving as Chairman of the Board.

From a local perspective, Lincoln was well represented with over 250 participants.

First, I would like to extend a big Thank You to our elected officials for giving their time for our event. Sen. Ben Nelson, Sen. Mike Johanns, Rep. Jeff Fortenberry, Rep. Lee Terry and Rep. Adrian Smith were gracious in working with our respective staffs in coordinating a first class event.

Second, I would like to recognize the members of our staff for pulling off an extraordinary event in an efficient manner.

Finally, I would like to thank our members. Without the active work and interest of our membership, events like this would be impossible. But more importantly, when we work with our elected officials on key business legislation, it is important for them to know that our membership is keenly interested and watchful of activities in Washington D.C.

This year's fly back was a first for the Lincoln Chamber of Commerce. We have annually taken a group of members to Washington D.C. for a federal fly-in where we talk to our elected officials about issues that effect Lincoln and the surrounding areas. However, recognizing that budgets were tight this year, the respective leading chambers in the state opted to plan a joint effort here.

We began the process with the goal of attracting 200-300 people between all of the participating organizations and would consider 500 a smashing success. It was beyond our biggest expectations that well over 700 registered for the event.

View videos of the Nebraska Breakfast or the lunch with keynote speaker Tom Donohue.

It is our mission to promote the principles of business and growth at all levels of government. You can count on the Lincoln Chamber continuing to lead in efforts at this critical point with our federal leadership.
Sincerely,

Wendy Birdsall, IOM, CCE
President
Lincoln Chamber of Commerce

Thank you to our sponsors:

The Lincoln Chamber of Commerce
1135 M Street, Suite 200 | Lincoln, Nebraska 68508 | 402-436-2350
Please find attached a letter to the City Council regarding a planning permit which will be considered at a hearing this coming Monday, August 31st.

I would very much appreciate it if this letter could be sent to all city council members.

Respectfully,

Lisa Franklin
August 25, 2009

Dear City Council Members:

I am writing regarding planning permit #09016, for a mental health facility on south 14th street, in a residential neighborhood. My husband (Brad Franklin) and I believe the Keya House project, based on the Rose House model, meets a great need for mental wellness in the community. However, we have concerns about the plan to place the Keya House across the street from our residence at 2828 S. 14th St.

First off, we agree with the member of the Planning Commission who asked several times during the hearing whether it would not be best to have oversight of the project by a licensed mental health professional. We understand that there is to be a rigorous screening process in place to determine who is able to stay as a guest. However, it seems reasonable to have a licensed professional oversee this process.

We also have three small children who right now have a lot of freedom to play in front of our house (directly across 14th street, to the east of the proposed Keya House) and ride their bikes and trikes there. With a continually mobile population whom we will not have a chance to get to know, we will feel considerably less freedom to let them play there, which will significantly impact our lifestyle.

We are concerned about the reducing of stability on our small block, where neighbors know one another well and watch out for each other. With residents only staying at the Keya House a few days, they will not have an opportunity to become part of the community that we cherish on our street.

What are the plans to provide privacy for the residents of Keya House, and to protect the neighborhood children from any emotional or physical disturbances that may arise? There is a front porch on the proposed property which is easily within earshot of our front sidewalk as well as the neighbors on both sides of the property, one of whom is a child who experiences post-traumatic stress disorder.

In summary, the situation of the Keya house on a property with such narrow margins from neighboring houses, and on a block with a number of young
children, demands careful consideration. We wonder whether this type of placement represents the greatest likelihood of a successful outcome for this project. In fact, one of the outspoken supporters of the project shared with Brad her own sense of surprise when she first visited the proposed location.

While our neighborhood is welcoming and friendly and I'm sure would work supportively with any residents at this location, we would not describe the proposed location as "tranquil."

Brad and I are enthusiastic about having this resource available to Lincoln residents. However, we appreciate your attention to the above concerns as you consider whether to grant this permit.

Sincerely,

Lisa Franklin
2828 S. 14th Street
Lincoln NE 68502
ADDENDUM
TO
DIRECTORS’ AGENDA
MONDAY, AUGUST 31, 2009

I. CITY CLERK - None

II. CORRESPONDENCE FROM THE MAYOR & DIRECTORS TO COUNCIL -

MAYOR -
1. NEWS RELEASE - RE: Mayor Welcomes Visitors For Fair and Football.
2. NEWS ADVISORY - RE: Mayor Beutler’s Public Schedule Week of August 29 through September 4, 2009 - Schedule subject to change.
3. NEWS RELEASE - RE: City Receives Proposal For Downtown Development.
4. NEWS RELEASE - RE: September Is “National Preparedness Month”.

OMBUDSMAN -
1. Report by Lin Quenzer to Mayor & City Council - RE: Correspondence from Laurie Stoehr-Tallman about building permits for N Street Drive In Liquors.

DIRECTORS - None

III. COUNCIL RFI’S & CITIZENS CORRESPONDENCE TO INDIVIDUAL COUNCIL MEMBERS -

JON CAMP -
1. E-Mail sent to Greg MacLean, Public Works Director - RE: Ben Soucek concerns on 84th Street.

IV. CORRESPONDENCE FROM CITIZENS TO COUNCIL -
1. E-Mail from Lisa Rehwaldt Alexander - RE: In support of the Keya House Zoning change at 2817 14th Street.
2. Letter from Barbara Arendt, Resident, BOD Indian Village Neighborhood Association - RE: Resolution #09R-141 - 2817 S. 14th Street, Keya House.
MAYOR WELCOMES VISITORS FOR FAIR AND FOOTBALL

Mayor Chris Beutler said the City is ready to welcome visitors headed to the Nebraska State Fair and Husker football games. The State Fair runs from August 28 through September 7, and the Huskers' first home game is September 5. Motorists will continue to see changes in the Antelope Valley Project area.

“As this important project moves forward, traffic conditions around the UNL campus and State Fair Park will continue to improve,” Mayor Beutler said. “Motorists who are unfamiliar with the new roadways may want to plan ahead and allow a little extra time to reach their destinations.”

Antelope Valley updates include the following:

- Construction on “P” and “Q” streets at 19th Street is scheduled to be substantially completed and open to traffic prior to the first football game.
- The east leg of the elevated roadway is under construction. Vehicles using the east entrance to State Fair Park will be routed into the fairgrounds, and City and State Fair officials have worked out plans to minimize traffic disruptions. The roadway and bridge are expected to open late in the football season.
- Antelope Valley Roadway between “P” and Vine streets is scheduled to open after football season.

More information on the Antelope Valley Project is available at lincoln.ne.gov (keyword: antelope).

On football game days, Interstate 80 exits can be very congested, so visitors are encouraged to use Highways 6 (Cornhusker Highway) and 34 (“O” Street) and the West Bypass as alternate routes. Contractors will not work on highway or Interstate projects on game days, so I-80 will have two lanes open in each direction, and all lanes will be open on highways entering Lincoln. If traveling from the Omaha area on I-80, motorists are encouraged to be especially alert as they prepare to exit the Interstate into Lincoln. Due to construction, off-ramps have been modified and may see more congestion.

Because of the usual traffic congestion after football games, Beutler encouraged Husker fans to “linger in Lincoln” and enjoy the dining, shopping and entertainment in the downtown and Haymarket areas. The Mayor also encourages visitors to plan ahead for traffic and parking and to try one of the options offered by the City including pre-paid, reserved event parking and StarTran's Big Red Express (details below).

- more -
Free parking is available on the east end of the State Fair Park for those attending the Fair. The State Fair parking lots will not be available for football fans to use for the September 5 game.

The State Fair also is offering a free shuttle service. Two buses will run in a loop between Bed, Bath and Beyond (5040 N. 27th), North 27th Street Plaza (3901 N. 27th) and State Fair Park from 9 a.m. to 11 p.m. August 29 and 30 and September 5, 6 and 7. More information is available at www.statefair.org.

Those traveling downtown should be aware of the bike lanes on 14th Street from “L” to “R” streets and on 11th Street from “Q” to “K” streets.

(STARTTRAN, PARKING AND GAME-DAY INFORMATION FOLLOWS)

STARTTRAN OFFERS BIG RED EXPRESS

In addition to its regular routes, StarTran will provide its Big Red Express service on Husker game days starting two hours before kickoff from five locations:

• Westfield Gateway, 61st and “O” streets. Buses load in the area north of Penney’s, south of Circuit City.
• North Star High School, 5801 N. 33rd St. (six blocks east of N. 27th Street and Folkways Blvd.)
• Holmes Lake, 70th and Normal, north end of the lake.
• Southeast Community College, 8800 “O” St., parking lot on south side.
• SouthPointe Pavilions, 27th and Pine Lake Road, south side of Von Maur

Buses will drop-off and depart from the east side of the stadium. The cost is $4 each way for adults and $1 each way for children age 12 and under, and passengers will need exact change. Electronic roadside signs will help direct fans to the Big Red Express locations. Big Red Express season ticket packets, good for round-trip travel for all seven home games, are available for $50. They are available at StarTran, 710 “J” Street; the SouthPointe Pavilions office; Scheel's All Sports at SouthPointe Pavilions; or at the lots on game day. For more information, call 476-1234 or visit startran.lincoln.ne.gov.

- more -
RESERVED PARKING AVAILABLE

The City recommends reserving pre-paid, event parking through the City Web site, lincoln.ne.gov, and through parkitdowntown.org. Football parking locations and fees are:

- **City-County**, 10th and “K” streets - $8 on site, $7 online
- **Carriage Park**, 1120 “L” St. and **Cornhusker Square**, 1220 “L” St. - $11 on site, $10 online
- **Center Park**, 1100 “N” St.; **Lincoln Station South**, 7th and “P” streets; and **University Square**, 101 North 14th - $13 on site, $12 online
- **Haymarket**, 9th and “Q” streets; **Iron Horse**, 7th and “Q” streets; **Market Place**, 10th and “Q” streets; **Que Place**, 1111 “Q” St.; and **Lumberworks**, 711 “O” St.; - $14 on site, $13 online
- **Sun Valley and Charleston St.** (near Oak Lake Park) vehicle parking - $5 on site and online

**NOTE:** For the first time, RV parking is now available at Sun Valley and Charleston for $10. Grills also will be allowed at this location.

Maps and other parking information are available at lincoln.ne.gov and by calling the parking office at 402-441-6472.

University of Nebraska game day parking information and maps are available at [http://parking.unl.edu/](http://parking.unl.edu/) (keyword: football). Parking also is available at the following University areas for $15:

- 17th and “R” garage
- 14th and New Hampshire streets
- 14th and “R” streets
- 1410 “Q” St.
- Harper Schramm Smith Food Service, 14th and “Y” streets
- 17th and “R” streets (southwest corner)
- Anderson Hall, 16th St. between “P” and “Q” streets
- 18th and “R” streets
- Beadle Center, 19th St. north of “S” St.
- 1820 “R” St.
- 900 North 22nd St.
- Business Services Complex, 17th St. north of “Y” St.

Wheelchair accessible parking is available at UNL Lot 5, Stadium Drive and Holdrege, for $15 per vehicle. Handicapped parking is available at:

- Mabel Lee Hall (vans only) - $15
- 14th and Avery garage - $15, with free cart shuttle
- 14th and “U” streets, east of Morrill Hall - $15
- 14th St. between Vine and “W” streets, free on-street parking where available
- 17th and “R” garage - $15 with bus service

- more -
UNL parking lots will be available for use six hours prior to kick off.

Those using Interstate 80 who plan to park in the Haymarket Park lots should use the airport exit (399). Those parking in downtown should use the 9th Street/Downtown exit (401).

A number of private lots also are available. Rates vary, and some offer season passes.

Downtown parking meters are enforced from 8 a.m. until 6 p.m. Monday through Saturday.

Vehicles blocking drives, parked too close to the intersection, parked on public right of way or interfering with vehicle and pedestrian traffic will be towed.

OTHER GAME DAY INFORMATION

STREET CLOSURES AND CHANGES

Stadium Drive west of the stadium will be closed to all vehicular traffic. Passenger drop-off and pick-up will not be allowed in front of the stadium before or after the game. Fans can be dropped off and picked up at 10th and Charleston streets and 12th and “R” streets.

Only StarTran buses and those using UNL Lot 12 or handicapped parking will be allowed west of 16th St. on Vine.

Charter buses will park on “W” St. between 14th and 16th streets.

The following traffic patterns are in effect after the football games:

- 10th Street is one-way northbound from Military Avenue to Sun Valley Boulevard.
- 8th Street is one-way southbound from “S” to “N” streets.

The taxi stand is at 14th and Vine streets.

REMINDERS

- Alcohol is prohibited on City streets, parking lots, garages and sidewalks including the trail between Haymarket Park and 8th Street.
- The sale of tickets, souvenirs or other items is not allowed on City streets or sidewalks. Officers will issue citations for violations that inhibit the use of the street or sidewalk.
- Lock your vehicle and put valuable items out of sight to prevent theft.
- Grills are not allowed in City parking garages.
- Backpacks and umbrellas are not allowed in Memorial Stadium.
DATE: August 28, 2009
FOR MORE INFORMATION: Diane Gonzolas, Citizen Information Center, 441-7831

Mayor Beutler's Public Schedule
Week of August 29 through September 4, 2009
Schedule subject to change

Monday, August 31
• Fallbrook YMCA ribbon-cutting, remarks - 1 p.m., 700 Penrose Drive

Wednesday, September 2
• Lincoln Chamber of Commerce's “Celebrate Business” lunch, remarks, present awards - 11:30 a.m., Cornhusker Marriott Hotel, 333 S. 13th St.

Thursday, September 3
• KFOR Morning Show - 7:45 a.m.
Mayor Chris Beutler announced today that the City has received a proposal for the development of City-owned land on the south side of “Q” Street between 13th and 14th streets. The proposal includes retail and residential space as well as public parking.

The City is now accepting additional proposals from other developers interested in the site, known as the Catalyst One site, in the Downtown Master Plan. The deadline for submission is noon Friday, October 30. Further details of the initial proposal will not be released until after the deadline.

“This site is adjacent to the proposed Civic Plaza at 13th and “P” streets, and we are looking for a high-quality proposal that will strengthen our downtown core,” Mayor Beutler said. “We are excited about moving forward on the Catalyst One site, and are pleased to have an exciting option to consider.”

Rather than issue a Request For Proposals (RFP) for a specific site, the City issued an Invitation for Redevelopment Proposals (IFRP) in February for the entire downtown area. City Urban Development Director Dave Landis said this new approach allows developers to submit proposals for any site in downtown. He said the process adds more flexibility and timeliness to project consideration and encourages the private sector to initiate creative proposals.

Those wanting more information can contact Dallas McGee in Urban Development at 441-7857.
LANCASTER COUNTY EMERGENCY MANAGEMENT  
575 S. 10th Street, Lincoln, NE 68508, 441-7441, fax 441-7407

FOR IMMEDIATE RELEASE: August 28, 2009  
FOR MORE INFORMATION: Doug Ahlberg, Emergency Management, 441-7441  
Dave Norris, Citizen Information Center, 441-7547

SEPTEMBER IS “NATIONAL PREPAREDNESS MONTH”

Lancaster County Emergency Management Director Doug Ahlberg today urged all residents to observe September as “National Preparedness Month” by assembling an emergency supply kit and developing a family emergency plan. National Preparedness Month is sponsored by the U.S. Department of Homeland Security's “Ready” Campaign to encourage Americans to take simple steps to prepare for emergencies in their homes, businesses and communities.

“Every individual and family needs a plan to deal with natural or man-made emergencies,” Ahlberg said. “That plan should include a family meeting place in case of severe weather. Those who don't have plans should establish them immediately, and those who do have plans should review them at least every year.”

Ahlberg gave these tips:

- A family preparedness kit should include a family-sized supply of water and food as well as essential medicines and first aid supplies.
- A family emergency response plan should be specific and emphasize communication among family members as well as external sources of information such as media.

Ahlberg said more information on emergency kits and plans is available online from many resources, including Lancaster.ne.gov (keyword: emergency). He said a NOAA all-hazards radio is a great tool to alert families of potential emergencies so they can take steps to protect themselves.

Ahlberg thanked the local media for their commitment to keep residents informed in emergency situations. He also thanked the Citizen Corps Council, NECO Security and Alarm Systems and Runza Restaurants for their financial support of National Preparedness Month.

Ahlberg said local agencies have been working with Community Organizations Active in Disaster, which is making preparedness information available through business newsletters, organizational flyers and other outlets.
OMBUDSMAN REPORT TO MAYOR & CITY COUNCIL

8-28-2009

Submitted by Lin Quenzer, Ombudsman, Office of the Mayor

RE: Correspondence from Laurie Stoehr-Tallman:

Please read the information below regarding Scott and Laurie Tallman’s experiences in obtaining the proper building permits for N Street Drive In Liquors. The two pieces of correspondence you received from Ms. Tallman are in conflict with my findings of fact in this matter.

Please feel free to contact me if you have additional questions or concerns regarding the permitting process in general or the Tallman’s concerns with regard to the Building & Safety Department or the City of Lincoln’s responsiveness to their business needs.

CASE NARRATIVE:
N Street Drive In owners, Scott and Laurie Tallman, contacted the Ombudsman the afternoon of Tuesday, August 18, for assistance in getting a building permit. Their building is in the Antelope Valley path and they have a deadline of December 1, 2009 to vacate the property. They are moving to 1801 O Street, the former Kirk Motors building. They have torn off the service half of the building and are keeping the showroom area for their business. Tallman’s architect has been working with Ed Zimmer in the Planning Department to meet Downtown Design Standards and make sure the showroom windows are retained.

Scott Tallman related that they were told the state requires a energy efficiency standard be met and he felt they would be unable to do so given the window requirements to meet the design standards. Ombudsman was told that Gary Spier is the person at Building & Safety (B&S) that they were working with and they were informed by Spier that B&S must work with the NEO’s primary technical contact, Lynn Chamberlin, to see what B&S must have in order to issue the permit. Further, Scott Tallman said that Lynn Chamberlin was out of town on Tuesday, August 18, as was Tallman's architect, Dave Erickson, when the City Ombudsman was brought into the matter.

BACKGROUND:
The U.S. Department of Energy (DOE) is mandated to improve the energy efficiency of the Nation's buildings through new technologies and better building practices to improve the lives of Americans by saving consumers money, lessening our demand for fossil fuels, decreasing the need for new power generation, and reducing environmental emissions. Direct financial and technical assistance is provided by DOE to states to promote the adoption, implementation, and enforcement of state and local building energy codes. DOE helps states modify National Model Energy Codes to meet state needs and develop state-specific code compliance software and training materials. DOE also provides code compliance training within states.
DOE's 30% Commercial Codes Initiative is focused on helping the American Society of Heating, Refrigerating and Air-Conditioning Engineers (ASHRAE) achieve 30% energy savings as compared to ANSI/ASHRAE/IESNA¹ Standard 90.1-2004 by 2010. DOE's Building Energy Codes Program (BECP) works closely with the American Institute of Architects (AIA), and other code user groups to develop more stringent building energy codes and to assess potential code barriers to new energy-efficient technologies (U.S. Department of Energy, Building Energy Codes Program; http://www.energycodes.gov/codedevelop/).

In 2003, the State of Nebraska adopted the National Model Energy Code as the state’s standard to comply with the DOE’s mandate. Due to the technical complexity of the code and the need for ongoing, specific training for compliance officers, the DOE gives states the option to be the enforcement entity, so Nebraska allows counties and municipalities to keep this function at the state level via the Nebraska Energy Office (NEO). The City of Lincoln, to remain in compliance with DOE requirements and to avoid the necessity and expense to the local taxpayers of redundant training and staffing, opted to keep the enforcement agency with the State NEO. As a result, the City of Lincoln is unable to approve a commercial building permit until the NEO has verified the plans are in compliance with the DOE’s National Model Energy Code.

**OMBUDSMAN ACTIONS:**
Upon the constituent’s call, Ombudsman immediately contacted Downtown Design Standards Planner, Ed Zimmer, who had assisted the constituents with meeting those requirements of the Planning codes. Zimmer said that he would be available to assist with any emergency appeals that might need to be made on the applicant’s behalf due to the NOE requirements.

B&S Administrative Officer, Lana Tolbert, supplied the Ombudsman with information regarding the status of Tallman’s permit applications. The *Storefront Display Windows, North & West Facades Only, Permit #B0901783* were submitted by Tallman on 7-27-2009, approved by B&S on 7-28-2009 and the permit was issued on 7-29-09 for that portion of the work, a turn-around of two working days.

Tolbert indicated that the applicant’s architect must meet with NEO to get the requirements right before B&S could issue the permit for the *Retail-New Rear South Wall Construction & Interior Remodeling, Permit #B0901892*.

B&S had not received the NEO approval to issue *Permit #B0901892* as of the Ombudsman’s inquiry on 8-18-2009. This permit was applied for by Tallman on 8-5-2009, eight business days before their call to the Ombudsman.

Through B&S, the Ombudsman was able to relay the following additional NEO contacts to the constituents: Bonnie Ziemann, Deputy Director, and Bruce Hauschild, NEO Engineer, (402) 471-3351.

On calling the constituents back with this NEO contact information before end of business on August 18, the Ombudsman also again explained that the NEO must approve the energy plan.
before B&S is allowed to issue the permit. The City of Lincoln does not have expertise on NEO requirements, but can offer various appeals processes to change the window opening requirements, if the constituent’s architect deems it necessary in order to meet NEO's energy efficiency requirements.

Scott Tallman was very upset and asked that Ombudsman talk to his wife. Laurie Tallman came on the phone and said that she wrote the City Council about how unfriendly the City is to business.

Laurie Tallman alleged that the City is arbitrary in not giving them a permit and didn't assist them properly between Planning and B&S with regards to the State's requirements.

Ombudsman again explained that the delay did not lay with the City because the approval lies with the State. Were the City to inappropriately approve a building permit, the business would be immediately shut down by the NEO for failure to comply with their energy efficiency requirements, compounding the business’s building costs and further delaying the start of business operations. This is not an outcome that is acceptable to the City as it puts businesses in jeopardy.

Ombudsman promised to investigate and attempt to get the matter resolved with all haste by trying to put them in touch with the NEO and work with them with Planning and B&S to expedite an appeal of the downtown design standards should that become their only option to meet the NEO requirements.

On the morning of Wednesday, August 19, the Ombudsman met with B&S Director, Fred Hoke and Planning Director, Marvin Krout. Ombudsman laid out the particulars of the case and ensured the directors would make themselves available, along with key staff, to try to assist the constituents if they or their architect are unable to comply with the NEO requirements and the downtown design standards. Ombudsman asked Krout and Hoke to have staff notify Ombudsman immediately of any developments with regard to the issuance of the permit.

At 10:45 a.m., August 19, the Ombudsman received word from B&S that the Tallman’s architect had met with NEO officials on August 18 to work out the needed energy requirements and was bringing in the amended plans that had been approved by the NEO on August 18.

Ombudsman then met with B&S Inspector, Gary Spier, on his contact with the constituents. His report was consistent with case information gathered from the departmental level. Spier met with Tallman’s architect, Dave Erickson, at 1:30 p.m. on August 19, and approved and issued Retail-New Rear South Wall Construction & Interior Remodeling, Permit #B0901892. Spier then notified Ombudsman of his actions and Ombudsman contacted Scott and Laurie Tallman to let them know the permit had been issued.

OMBUDSMAN FINDINGS:
As demonstrated in the Case Narrative, the City was consistent in referring the matter through the chain of command and stated repeatedly to the constituents that they must have the NOE requirements met before issuance of the City’s building permit.
It is unknown what communications occurred between the constituents and their architect through this process relative to the NOE requirements.

Permitting for the portions of the work not subject to NOE approval were completed by the City in two working days (Permit #B0901783), from July 27 to July 29.

The permit for work that required NOE approval (Permit #B0901892) was approved by B&S the same day the NOE-approved plans were submitted to B&S by the constituents’ architect, on August 19. The complete turn-around by the City for this permit was nine business days, from August 5 to August 19.

It is unknown what steps the architect took or difficulties he may have encountered with NOE prior to his meeting with them and NOE’s subsequent approval of the plans on August 18, 2009.

**CONCLUSIONS/RECOMMENDATIONS:**
The Ombudsman concludes that Laurie Tallman’s allegations that the City is arbitrary in not giving them a permit and didn't assist them properly between Planning and B&S with regards to the State's requirements are unfounded.

The City did due diligence in assisting the constituents, Scott and Laurie Tallman, to obtain the proper permits in accordance with all statutory requirements and finds that the time spent on the City’s permit process occurred within an acceptable turn-around time frame. The City likewise made clear in a professional and courteous manner on multiple occasions that NOE approval must be obtained prior to the City’s issuance of the building permit, that NOE approval is neither a waiverable requirement and nor does the City have the requisite expertise to advise them on NOE compliance measures. The Ombudsman was able to promptly resolve the matter within less than 24 hours of the constituents’ contact to the Mayor’s office, also an acceptable time frame.

It is outside the purview of the Ombudsman to assist constituents with their communications or relationships between them and their contracted architect, builder or other professionals hired by them. The Ombudsman is, however, available to directly assist any architect or building professional to address issues they may have with City departments at any time. Nobody contacting the Ombudsman for assistance should fear retaliation by City departments against their business or their person as any actions on the part of the City that are perceived by the Ombudsman to be retaliatory in nature will be reported to the Mayor (in his/her capacity as Chief Executive Officer) for immediate action as such actions are intolerable to the operation of good government.

The Ombudsman recommends that communication between the City of Lincoln and the NOE be strengthened and that meetings be facilitated with Lincoln Planning, B&S Departments and the NOE to address commercial applicants’ issues with the NOE requirements to mitigate future concerns and ensure speedy processing of applications.
From: Jon Camp [joncamp@lincolnhaymarket.com]
Sent: Friday, August 28, 2009 10:11 AM
To: Greg S. MacLean
Cc: Tammy J. Grammer; bensouchek@gmail.com; Mayor
Subject: Ben Souchek Concerns on 84th Street

Greg:

Please see the email below from Mr. Souchek. His concerns will hopefully be helpful as we plan Lincoln’s future roadways and driving ordinances.

Please let me know how I can be helpful in your review process.

Best regards,

Jon

c: Ben Souchek

JON A. CAMP
Haymarket Square/CH, Ltd.
200 Haymarket Square
808 P Street
P.O. Box 82307
Lincoln, NE  68501-2307

Office:  402.474.1838
Fax:  402.474.1838
Cell:  402.560.1001

Email:  joncamp@lincolnhaymarket.com

If opportunity doesn't knock, build a door.

~Milton Berle

From: Ben Souchek [mailtobensouchek@gmail.com]
Sent: Friday, August 28, 2009 10:03 AM
To: Jon Camp
Subject: Fm Ben Souchek RE: lincoln roads

Mr. Camp,

Thank you for taking the time last week to discuss my displeasure with the streets of Lincoln and drivers last week.

To re-state my complaints:

1) Most streets, but particularly 84th street. What was once a good traffic artery to go from the south to the north ends of town, has now been reduced to just another Lincoln street with lots of stop lights. I think no less than 6 lights have been added in the last year or so, most of them being on the north end of town. Making
matters worse is the lack of right hand turn lanes at most of them. This just seems like very poor planning even though it may meet federal guidelines.

2) Drivers. I think an ordinance/law/etc. should be passed stating that the left lane on 4+ lane roads in town are for turning left or passing only. It's amazing to me how many drivers sit in the left lane mirroring the right lane drivers and have no regard for traffic coming up behind them. There has to be something that can be done to remedy this and educate drivers to proper driving etiquette.

Again, thank you for your time. And any attention to these matters would be greatly appreciated. I have called the mayors office a number of times and have received no satisfaction from that office.

Sincerely,
Ben Souchek
(402)-450-0199
4800 Country Hill Rd.
InterLinc: City Council Feedback for General Council

Name: Lisa Rehwaldt Alexander
Address: 2929 S. 14th Street
City: Lincoln, NE 68502
Phone: 402-217-0694
Fax: 
Email: lrehwaldt@gmail.com

Comment or Question:
I spoke to you two weeks ago regarding my support of the Keya House Zoning change at 2817 14th Street. I attended a neighborhood meeting where MHA answered questions that the neighborhood association had. I have also attended advisory committee meetings where MHA solicited advice from the community. I feel confident that what MHA is bringing to the neighborhood is positive and forward thinking.

I think the main question before you was parking. Right now the duplex is zoned for six slots. The absolute maximum number of cars at the Keya House would be 5, and that would be rare.

I can only imagine that since the issue before you is one of zoning and it has already passed the zoning and planning commission, that the real questions lie behind the stigma and discrimination of mental illness. What are we truly afraid of?

People with mental illness are not the violent as portrayed on TV. We are your neighbors, family and friends. What I did not tell you at the public comment forum at the last meeting is that I am a person with the lived experience of a mental illness. We are already in the neighborhood. I own a home. Go to work. Play. Etc.

Please be honest about where your concerns lie, and if they are truly a zoning issue or that of discrimination and fear.

Thank you
August 25, 2009

Resolution # 09R – 141 (8/17/09)
2817 S. 14th Street, “Keya House”

To whom it may concern,

After meeting with representatives from Mental Health of this proposed home, I have come away with a better understanding of this project. I am a resident of the affected neighborhood, Indian Village, and I reside approximately two blocks east of this house. My concern is mainly for those living next to and near this proposed project. My major concern, if I lived next door, would be car and human traffic. The home has just one driveway and I understand up to five persons (including peer support) would be living in the house. There were some other small issues that may or may not arise; only time will tell. Our neighborhood association requested and received an invitation to have representation on the Keya House advisory board. We hope to be included in the progress reports of this experiment as well as voice any concerns we may have as neighbors along the way.

Being that there is nothing really like this in Lincoln in which to investigate, I can only hope the MHA and the various partners (UNL, Lincoln Police) will stand behind what they have presented to us by way of print media and public meetings. I personally appreciate their willingness and transparency in answering our questions and presenting their case to us. We don’t often get to choose our neighbors, but in this particular case, I hereby give them my blessing. It sounds very interesting in what they hope to accomplish with the use of little or no public resources (money!).

Sincerely,

Barbara Arendt
Resident
BOD Indian Village Neighborhood Association
1601 Woodsvie Street