IN LIEU OF
DIRECTORS’ MEETING
MONDAY, OCTOBER 25, 2010

I. CITY CLERK

II. MAYOR
1. NEWS ADVISORY. Mayor Beutler and Black Hills Energy news conference, Tuesday, October 19, 2010, at the County-City Building, 555 S. 10th, Room 303, to announce a partnership to promote green building practices.
2. NEWS RELEASE. The public is invited to comment on growth of Lincoln as part of the update to the Comprehensive Plan, LP2040.
3. NEWS RELEASE. City of Lincoln - Black Hills Energy partnership promotes green building practices.
4. NEWS RELEASE. Mayor says City is achieving goals, but can do more. Mayor Beutler announced in his State of the City address that Lincoln is becoming a “premier American city”.

DIRECTORS:

FINANCE/BUDGET
1. Steve Hubka, Budget Director, memo on October sales tax reports reflecting August activity. A positive month.
   a) Actual Compared to Projected Sales Tax Collections;
   b) Gross Sales Tax Collection (With Refunds Added Back In) 2005-2006 through 2010-2011;
   c) Sales Tax Refunds 2005-2006 through 2010-2011; and

HEALTH DEPARTMENT
1. WorkWell Banquet features internationally acclaimed speaker, Michael Samuelson.

PLANNING COMMISSION

PUBLIC WORKS & UTILITIES/ENGINEERING/DESIGN AND CONSTRUCTION
1. Letter to Mr. Russell, Nebraska Mattress Company, regarding concerns with the alley north of O Street between 16th and 17th Streets, from Thomas Shafer, Design/Construction Manager.

III. COUNCIL RFI’S/CITIZEN CORRESPONDENCE TO INDIVIDUAL COUNCIL MEMBERS

JON SPATZ
1. Letter from Kim Ringo-Bright, Lincoln Haymarket Development Corporation President, requesting Council to approve the applications of plan amendment and zoning change for the Telesis Meadowgold Project.

IV. MISCELLANEOUS
V. CORRESPONDENCE FROM CITIZENS
   1. Thank you from Phil and Betty Bottom to City Council Members on helping to keep the Belmont
      Senior Center open. (Each Council Person received an individual thank you card)
   2. Memo from Cob Mach, LIBA.
      a) Letter from the LIBA Board of Directors opposing the purchase of the Experian building.

VI. ADJOURNMENT
DATE: October 19, 2010
FOR MORE INFORMATION: Diane Gonzolas, Citizen Information Center, 441-7831

Mayor Chris Beutler and Black Hills Energy will announce a partnership to promote green building practices at a news conference at 1:30 p.m. TODAY, Tuesday, October 19 in Room 303, third floor of the County-City Building, 555 S. 10th.
PUBLIC INVITED TO COMMENT ON GROWTH OF LINCOLN

The public is invited to comment on three growth scenarios for the future of Lincoln and Lancaster County as part of the update to the Comprehensive Plan, LPlan 2040. The three alternatives will be available online at lplan2040.lincoln.ne.gov beginning Wednesday, and a series of open houses begins next week.

The City-County Planning Department developed the three scenarios to assess the impacts of different land use patterns on land consumption, infrastructure costs, services and the environment. After agencies evaluated the scenarios, Planning staff prepared a report analyzing the options, which also will be posted online. Public comments and guidance from the LPlan Advisory Committee will be used to develop a single growth scenario, which will form the basis for developing a draft future land use plan in December.

Five open houses are planned:
• Tuesday, Oct. 26, 5 to 6:30 p.m. (presentations 5:15 and 6 p.m.) - Walt Library, 6701 S. 14th
• Thursday, Oct. 28, 6:30 to 7:30 p.m. (presentation 6:45 p.m.) - Hickman Community Center
• Tuesday, Nov. 2, 11 a.m. to 12:30 p.m. (presentations 11:15 a.m. and noon) - Room 106, Energy Square, 1111 “O” St.
• Wednesday, Nov. 3, 5 to 6:30 p.m. (presentations 5:15 and 6 p.m.) - Eiseley Library, 1530 Superior
• Thursday, Nov. 4, 6:30 to 7:30 p.m. (presentation 6:45 p.m.) - Davey Community Hall

Members of the public can comment on the growth scenarios through October 29 and vote on their preferred option through November 5. Other ways to offer comments:
• Post comments at lplan2040.lincoln.ne.gov.
• Visit the Virtual Town Hall at lplan2040.org.
• Text or call 402-519-4195.
• E-mail plan@lincoln.ne.gov
• Mail the Planning Dept., Suite 213, 555 S. 10th St., Lincoln, NE, 68508.
• Fill in a comment sheet at local libraries, community centers and senior centers.

For more information, contact the Planning Department at 441-7491.
CITY-BLACK HILLS ENERGY PARTNERSHIP PROMOTES GREEN BUILDING PRACTICES

A partnership between the City of Lincoln and Black Hills Energy, provider of natural gas service in the City of Lincoln, has resulted in the creation of a position in the City’s Development Services Center (DSC) to promote the use of green building practices in development projects. The position is funded through the City’s Cleaner Greener Lincoln initiative, which received $2.4 million in federal energy stimulus funds to improve energy efficiency and boost the use of renewable and clean energy technologies across the community.

Greg Shinaut began working as the Green Building Practices Consultant in the DSC this summer. As a “loaned executive” for one year, he will split his time between the new position and his long time job as customer relations representative with Black Hills in which he promotes use of natural gas with builders and developers. Shinaut was a local home builder for more than 20 years and is the former president of the Home Builders Association of Lincoln and the Nebraska State Home Builders Association. As a Certified Green Professional, he has won numerous honors for building cost-effective, energy efficient homes that also feature green building components.

“This is a great opportunity for me to help the City, whose residents also are Black Hills Energy customers, take the lead in helping developers and builders better understand the strong market demand and cost-effective reasons to build green,” Shinaut said.

“With the generous support of Black Hills Energy and Greg’s proven leadership in the construction and natural gas industries, Lincoln is on its way toward becoming a leader in cost-effective green building standards,” said Mayor Beutler. “This unique partnership provides the DSC with the additional expertise we need to better advise developers on energy efficiency. This is exactly the kind of innovative project we envisioned when we created the Cleaner Greener Lincoln initiative – private industry and the City working together for a sustainable future. Building green is both good for the environment and puts money right back in the pockets of utility ratepayers.”
Dan Mechtenberg, Black Hills Energy vice president of gas operations for Nebraska, said, “Using energy wisely always makes sense. Conservation and energy efficiency are important to Black Hills Energy and our customers. We welcome opportunities to partner with the cities that we serve and in this case, are glad to be able to partner with the City of Lincoln by providing natural gas energy expertise and support for the Cleaner Greener Lincoln initiative. We extend our thanks to Mayor Beutler for his leadership on this initiative that will benefit the citizens of Lincoln who are also our customers.”

At the DSC, Shinaut is involved in outreach with home builders, developers and Realtors as well as the banking, and neighborhood advocacy communities. He also is working with City’s numerous building and safety task forces to look at incorporating green building requirements, practices and incentives into the codes. Shinaut said the goal of the partnership is to develop a comprehensive set of local building requirements that lowers barriers to the use of sustainable design and green building, and encourages developers and builders to utilize green building practices in their day-to-day operations and plans.

Cleaner Greener Lincoln
The City’s Cleaner Greener Lincoln initiative was launched in partnership with the Nebraska Attorney General’s office, which provided $50,000 from a lawsuit settlement. The stimulus funds to support the effort are available through the Energy Efficiency and Conservation Block Grant program and the American Recovery and Reinvestment Act of 2009.

Black Hills/Nebraska Gas Utility Company, LLC d/b/a Black Hills Energy
Black Hills Energy serves 196,000 natural gas customers in 106 eastern Nebraska communities. Black Hills Energy is a subsidiary of Black Hills Corp. — a diversified energy company with a tradition of exemplary service and a vision to be the energy partner of choice — based in Rapid City, S.D., with corporate offices in Denver and Omaha, Neb. Black Hills Corp. serves 763,300 natural gas and electric utility customers in Colorado, Iowa, Kansas, Montana, Nebraska, South Dakota and Wyoming, and its non-regulated businesses generate wholesale electricity, produce natural gas, oil and coal, and market energy. Black Hills’ 2,200 employees partner to produce results that improve life with energy. More information is available at www.blackhillscorp.com.
MAYOR SAYS CITY IS ACHIEVING GOALS, BUT CAN DO MORE

Beutler said Lincoln is on “back on top and here to stay”

In his State of the City address today, Mayor Chris Beutler said Lincoln is achieving its goals and becoming a “premier American city.” He thanked City Council members and many others in the community for working with his administration as partners for the common good.

“Lincoln, Nebraska’s success is not about the Mayor,” Beutler said. “It is about all of us and what we can achieve when we lay down the word of political partisanship and knock down the barriers of personality conflicts and personal ambitions. It is about meeting our City’s challenges with the consensus born of diplomacy and thoughtful compromise.”

The Mayor cited the City’s numerous national rankings for its high quality of life and outstanding business climate; the local companies that are continuing to invest in Lincoln; and the low unemployment rate. He said the City’s new Development Services Center is cutting bureaucratic red tape, and the development of UNL’s Innovation Campus and the construction of a new arena will spur even more development.

“The new home of Husker basketball and other entertainment opportunities will be the foundation for a great building boom,” Beutler said. “The new arena will serve as a catalyst for a second wave of investment in the Lincoln Haymarket area with new businesses increasing our valuation base and creating new jobs.”

The City continues to make progress on infrastructure as well, Beutler said, with more than 15 miles of resurfaced arterial streets and construction of the Stevens Creek trunk sewer project. “In July, we reached a significant milestone when over 700 homes and businesses in the core of our city were removed from the federal floodplain maps as a result of the Antelope Valley Project,” he said. “The designation created even greater investment opportunities and saves the cost of flood insurance for many Lincoln residents and businesses.”

The Mayor said the City’s outcome-based budgeting process is setting the standard for other cities across the nation. And he said City Hall is now smaller and more efficient, with the elimination of nearly 120 jobs since he took office.
“We’ve pioneered consolidations and used technology to offer City services at less cost,” Beutler said. “We worked with the City labor unions, and for the first time in over 30 years, reduced the City retirement match to employees. Three of the four unions voted to end the two-to-one match for new employees, recognizing that we all must sacrifice to help during tough economic times.”

Beutler said public safety is the top priority of his administration, and thanked the Police and Fire departments for their work. Crime is down, the crime clearance rate is up and fire and ambulance response times are improving. The Stronger Safer Neighborhoods initiative is working to clean up problem properties, and the graffiti program has “allowed us to re-claim our neighborhoods from taggers.”

Beutler said the City cannot rest on its laurels, but must continue to come together to work on projects like this summer’s Special Olympics USA National Games. “If we can just continue to capture the collaboration and energy that made Lincoln’s Games such a rousing success, then our ongoing challenges will simply become more opportunities for achievement,” he said. “We must continue to strive for greatness and improve on all fronts. The hallmark of greatness is the continuing quest for progress.”

The entire State of the City address is available on the home page of the City website at lincoln.ne.gov.

- 30 -
Attached are the October sales tax reports reflecting August activity. A positive month.
## Actual Compared to Projected Sales Tax Collections

<table>
<thead>
<tr>
<th>Month</th>
<th>2010-11 Projected</th>
<th>2010-11 Actual</th>
<th>Variance From Projected</th>
<th>$ Change</th>
<th>% Change</th>
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<tbody>
<tr>
<td>SEPTEMBER</td>
<td>$4,549,255</td>
<td>$4,767,314</td>
<td>$218,059</td>
<td>$163,898</td>
<td>3.56%</td>
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<td>OCTOBER</td>
<td>$4,721,659</td>
<td>$4,865,846</td>
<td>$144,187</td>
<td>$273,777</td>
<td>5.96%</td>
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<tr>
<td>NOVEMBER</td>
<td>$4,716,098</td>
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<tr>
<td>DECEMBER</td>
<td>$4,449,149</td>
<td>$4,554,816</td>
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<tr>
<td>JANUARY</td>
<td>$5,672,665</td>
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<tr>
<td>FEBRUARY</td>
<td>$4,248,937</td>
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<tr>
<td>MARCH</td>
<td>$4,059,848</td>
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<tr>
<td>APRIL</td>
<td>$4,666,045</td>
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<tr>
<td>MAY</td>
<td>$4,532,571</td>
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<tr>
<td>JUNE</td>
<td>$4,593,746</td>
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<tr>
<td>JULY</td>
<td>$4,849,573</td>
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<tr>
<td>TOTAL</td>
<td>$55,614,362</td>
<td>$9,633,161</td>
<td>$362,247</td>
<td>$437,675</td>
<td>4.76%</td>
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</table>

Actual collections through October are 3.91% above projections for the year.
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<tbody>
<tr>
<td>SEPTEMBER</td>
<td>$4,630,210</td>
<td>$4,573,597</td>
<td>$4,612,020</td>
<td>$4,812,555</td>
<td>4.35%</td>
<td>$4,703,478</td>
<td>-2.27%</td>
<td>$4,822,814</td>
<td>2.54%</td>
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<tr>
<td>OCTOBER</td>
<td>$4,823,369</td>
<td>$4,712,519</td>
<td>$5,052,950</td>
<td>$4,845,000</td>
<td>-4.12%</td>
<td>$4,687,315</td>
<td>-3.25%</td>
<td>$4,987,584</td>
<td>6.41%</td>
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<td>NOVEMBER</td>
<td>$4,799,275</td>
<td>$4,658,480</td>
<td>$4,818,715</td>
<td>$4,937,998</td>
<td>2.48%</td>
<td>$4,922,939</td>
<td>-0.30%</td>
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<td>DECEMBER</td>
<td>$4,511,403</td>
<td>$4,445,761</td>
<td>$4,753,456</td>
<td>$4,545,947</td>
<td>-4.37%</td>
<td>$4,502,684</td>
<td>-0.95%</td>
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<td>JANUARY</td>
<td>$4,342,902</td>
<td>$4,554,634</td>
<td>$4,617,097</td>
<td>$4,465,270</td>
<td>-3.29%</td>
<td>$4,354,458</td>
<td>-2.48%</td>
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<td>FEBRUARY</td>
<td>$5,797,893</td>
<td>$5,993,653</td>
<td>$5,596,617</td>
<td>$5,775,594</td>
<td>3.20%</td>
<td>$5,426,478</td>
<td>-6.04%</td>
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<tr>
<td>MARCH</td>
<td>$4,247,908</td>
<td>$4,125,074</td>
<td>$4,421,405</td>
<td>$4,258,773</td>
<td>-3.68%</td>
<td>$4,226,466</td>
<td>-0.76%</td>
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<tr>
<td>APRIL</td>
<td>$3,991,159</td>
<td>$4,018,709</td>
<td>$4,227,476</td>
<td>$4,119,617</td>
<td>-2.55%</td>
<td>$4,294,043</td>
<td>4.23%</td>
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<tr>
<td>MAY</td>
<td>$4,543,369</td>
<td>$4,895,921</td>
<td>$4,753,366</td>
<td>$4,744,089</td>
<td>-0.20%</td>
<td>$5,186,573</td>
<td>9.33%</td>
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<tr>
<td>JUNE</td>
<td>$4,539,614</td>
<td>$4,664,470</td>
<td>$4,859,251</td>
<td>$4,624,054</td>
<td>-4.84%</td>
<td>$4,662,293</td>
<td>0.83%</td>
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<td>JULY</td>
<td>$4,655,061</td>
<td>$4,772,617</td>
<td>$4,983,976</td>
<td>$4,501,197</td>
<td>-9.69%</td>
<td>$4,567,893</td>
<td>1.48%</td>
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<tr>
<td>AUGUST</td>
<td>$4,991,723</td>
<td>$4,887,329</td>
<td>$5,026,702</td>
<td>$4,856,331</td>
<td>-3.39%</td>
<td>$5,105,968</td>
<td>5.14%</td>
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<td>TOTAL</td>
<td>$55,873,886</td>
<td>$56,302,764</td>
<td>$57,723,030</td>
<td>$56,486,425</td>
<td>-2.14%</td>
<td>$56,640,589</td>
<td>0.27%</td>
<td>$9,810,398</td>
<td>4.47%</td>
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CITY OF LINCOLN
GROSS SALES TAX COLLECTIONS
(WITH REFUNDS ADDED BACK IN)
2005-2006 THROUGH 2010-2011
## CITY OF LINCOLN
### SALES TAX REFUNDS
#### 2005-2006 THROUGH 2010-2011

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<tr>
<td>SEPTEMBER</td>
<td>($80,882)</td>
<td>($27,350)</td>
<td>($90,282)</td>
<td>($435,079)</td>
<td>381.91%</td>
<td>($100,061)</td>
<td>-77.00%</td>
<td>($55,500)</td>
<td>-44.53%</td>
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<tr>
<td>OCTOBER</td>
<td>($358,866)</td>
<td>($166,695)</td>
<td>($79,688)</td>
<td>($108,925)</td>
<td>36.69%</td>
<td>($95,246)</td>
<td>-12.56%</td>
<td>($121,738)</td>
<td>27.81%</td>
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<td>NOVEMBER</td>
<td>($173,972)</td>
<td>($3,881)</td>
<td>($158,855)</td>
<td>($86,760)</td>
<td>-45.38%</td>
<td>($149,347)</td>
<td>72.14%</td>
<td>($48,320)</td>
<td>-67.65%</td>
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<tr>
<td>DECEMBER</td>
<td>($6,319)</td>
<td>($175,440)</td>
<td>($29,848)</td>
<td>($209,674)</td>
<td>602.47%</td>
<td>($202,950)</td>
<td>-3.21%</td>
<td>($48,320)</td>
<td>-67.65%</td>
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<tr>
<td>JANUARY</td>
<td>($269,713)</td>
<td>($84,287)</td>
<td>($26,308)</td>
<td>($256,270)</td>
<td>874.13%</td>
<td>($257,206)</td>
<td>0.37%</td>
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<td>FEBRUARY</td>
<td>($73,395)</td>
<td>($327,119)</td>
<td>($489,939)</td>
<td>($83,713)</td>
<td>-82.91%</td>
<td>($104,235)</td>
<td>24.51%</td>
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<tr>
<td>MARCH</td>
<td>($165,869)</td>
<td>($133,574)</td>
<td>($325,269)</td>
<td>($73,785)</td>
<td>-77.32%</td>
<td>($14,233)</td>
<td>-80.71%</td>
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<tr>
<td>APRIL</td>
<td>($196,682)</td>
<td>($130,611)</td>
<td>($108,764)</td>
<td>($70,988)</td>
<td>-34.73%</td>
<td>($75,738)</td>
<td>6.69%</td>
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<tr>
<td>MAY</td>
<td>($166,567)</td>
<td>($381,653)</td>
<td>($22,529)</td>
<td>($117,201)</td>
<td>420.23%</td>
<td>($68,551)</td>
<td>-41.51%</td>
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<td>JUNE</td>
<td>($14,085)</td>
<td>($186,252)</td>
<td>($136,308)</td>
<td>($444,973)</td>
<td>226.45%</td>
<td>($110,343)</td>
<td>-75.20%</td>
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<td>JULY</td>
<td>($39,492)</td>
<td>($155,825)</td>
<td>($478,184)</td>
<td>($331,804)</td>
<td>-30.61%</td>
<td>($251,505)</td>
<td>-24.20%</td>
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<td>AUGUST</td>
<td>($57,700)</td>
<td>($569,595)</td>
<td>($43,759)</td>
<td>($11,878)</td>
<td>-72.86%</td>
<td>($286,162)</td>
<td>2309.23%</td>
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<td>TOTAL</td>
<td>($1,603,541)</td>
<td>($2,342,280)</td>
<td>($1,989,734)</td>
<td>($2,231,050)</td>
<td>12.13%</td>
<td>($1,715,576)</td>
<td>-23.10%</td>
<td>($225,557)</td>
<td>-34.56%</td>
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Year to date vs. previous year
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<tr>
<td>2005-2006</td>
<td>$4,549,328</td>
<td>$4,546,247</td>
<td>$4,521,738</td>
<td>$4,377,476</td>
<td>-3.19%</td>
<td>$4,603,417</td>
<td>$4,767,314</td>
<td>3.56%</td>
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<td>2006-2007</td>
<td>$4,464,503</td>
<td>$4,545,825</td>
<td>$4,973,261</td>
<td>$4,736,074</td>
<td>-4.77%</td>
<td>$4,592,069</td>
<td>$4,865,846</td>
<td>5.96%</td>
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<td>2007-2008</td>
<td>$4,625,303</td>
<td>$4,654,599</td>
<td>$4,659,859</td>
<td>$4,851,237</td>
<td>4.11%</td>
<td>$4,773,592</td>
<td>-1.60%</td>
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<td>2008-2009</td>
<td>$4,505,085</td>
<td>$4,270,321</td>
<td>$4,723,609</td>
<td>$4,336,273</td>
<td>-8.20%</td>
<td>$4,299,735</td>
<td>-0.84%</td>
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<td>2009-2010</td>
<td>$4,073,189</td>
<td>$4,470,347</td>
<td>$4,590,789</td>
<td>$4,209,000</td>
<td>-8.32%</td>
<td>$4,097,252</td>
<td>-2.65%</td>
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<td>2010-2011</td>
<td>$5,724,498</td>
<td>$5,666,534</td>
<td>$5,106,677</td>
<td>$5,691,881</td>
<td>11.46%</td>
<td>$5,322,243</td>
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</tr>
<tr>
<td>2011-2012</td>
<td>$4,082,038</td>
<td>$3,991,501</td>
<td>$4,096,136</td>
<td>$4,184,988</td>
<td>2.17%</td>
<td>$4,212,324</td>
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<td>2012-2013</td>
<td>$3,794,477</td>
<td>$3,888,098</td>
<td>$4,118,712</td>
<td>$4,048,629</td>
<td>-1.70%</td>
<td>$4,218,305</td>
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<td>2013-2014</td>
<td>$4,376,803</td>
<td>$4,514,268</td>
<td>$4,730,837</td>
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<td>-2.20%</td>
<td>$5,118,022</td>
<td>10.61%</td>
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<td>2014-2015</td>
<td>$4,525,529</td>
<td>$4,478,219</td>
<td>$4,722,943</td>
<td>$4,179,081</td>
<td>-11.52%</td>
<td>$4,551,950</td>
<td>8.92%</td>
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<td>2015-2016</td>
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<td>$4,616,793</td>
<td>$4,505,792</td>
<td>$4,169,394</td>
<td>-7.47%</td>
<td>$4,316,388</td>
<td>3.53%</td>
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<td>2016-2017</td>
<td>$4,934,023</td>
<td>$4,317,734</td>
<td>$4,982,944</td>
<td>$4,844,454</td>
<td>-2.78%</td>
<td>$4,819,806</td>
<td>-0.51%</td>
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<td>2017-2018</td>
<td>$54,270,346</td>
<td>$53,960,485</td>
<td>$55,733,297</td>
<td>$54,255,376</td>
<td>-2.65%</td>
<td>$54,925,013</td>
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<td>2018-2019</td>
<td>$54,925,013</td>
<td>$9,633,161</td>
<td>$9,633,161</td>
<td>$4,819,806</td>
<td>-0.51%</td>
<td>$4,819,806</td>
<td>4.76%</td>
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Year to date vs. previous year
FOR IMMEDIATE RELEASE: October 18, 2010
FOR MORE INFORMATION: Lisa Henning, 441-8049

WorkWell Banquet Features Internationally Acclaimed Speaker

WorkWell and the Lincoln-Lancaster County Health Department and Governor Heineman will be recognizing businesses and individuals for exceptional progress in health behaviors. The program will feature Michael Samuelson, internationally recognized expert and CEO of the Health and Wellness Institute. Mr. Samuelson will be addressing the business leaders to commend and encourage creating environments for healthy lifestyles because “employee health and wellness is the right thing to do. In addition to our moral obligations to take care of our fellow man, employee health and wellness programs yield positive health and financial outcomes.”

Governor Dave Heineman and Dr. Joann Schaefer, Chief Medical Officer, will present twenty-seven businesses with the Governor’s Excellence in Wellness Award. Businesses receiving this award have successful worksite wellness programs with measurable health behavior change.

In addition, two individuals will receive Wellness Champion Awards. One individual will receive the leadership award for inspiring others to live a healthy lifestyle. Another person will be recognized for making significant personal health changes. Five deserving individuals were nominated for this award.

The award ceremony will be held on October 21, 2010 from 11:30 – 1:00 p.m. at the Rococo Theatre. For more information about the WorkWell banquet and awards presentation, please contact Lisa Henning, 441-8049 or 770-4675.
NOTICE: The Lincoln/Lancaster County Planning Commission will hold a public hearing on Wednesday, October 20, 2010, 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 LPlan Advisory Committee will meet on Wednesday, October 20, 2010, from 11:00 a.m. to 12:45 p.m., in Room 113 of the County-City Building, 555 S. 10th Street, Lincoln, Nebraska.

**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, OCTOBER 20, 2010

[Commissioner Cornelius absent]

Approval of minutes of the regular meeting held October 6, 2010. **APPROVED, 8-0 (Cornelius absent)**

1. **REQUESTS FOR DEFERRAL:**

1.1 Change of Zone No. 10021, from AG Agricultural District to AGR Agricultural Residential District, on property generally located at SW 56th Street and W. Van Dorn Street.

   Staff recommendation: Continue Public Hearing until November 3, 2010 at the request of the applicant

   Staff Planner: Mike DeKalb, 441-6370, mdekalb@lincoln.ne.gov

   Applicant’s request for two-week deferral granted, with CONTINUED PUBLIC HEARING AND ACTION scheduled for Wednesday, November 3, 2010, 1:00 p.m.
2. **PUBLIC HEARING AND ADMINISTRATIVE ACTION:**

**COMPREHENSIVE PLAN:**

2.1 County Comprehensive Plan Conformance No. 10007, to review the proposed *Lancaster County Road and Bridge Construction Program, Fiscal Year 2011 and 2012-2016*, as to conformity with the 2030 Lincoln City/Lancaster County Comprehensive Plan.

Staff recommendation: Conformance with the Comprehensive Plan

Staff Planner: Mike Brienzo, 441-6369, mbrienzo@lincoln.ne.gov

Had public hearing.

Planning Commission recommendation: A FINDING OF CONFORMANCE WITH THE COMPREHENSIVE PLAN, 8-0 (Cornelius absent).

Public Hearing before the Lancaster County Board of Commissioners is tentatively scheduled for Monday, December 6, 2010, at 7:00 p.m.

**COMPREHENSIVE PLAN WITH RELATED ITEMS:**

2.2a Comprehensive Plan Conformance No. 10008, to review as to conformance with the 2030 Lincoln-Lancaster County Comprehensive Plan, a proposed amendment to the Lincoln Center Redevelopment Plan to add the "Telesis Meadowgold Redevelopment Project" to redevelop the former Meadowgold manufacturing complex into a complex of mixed-use industrial buildings and a residential/commercial building. The Project Area includes the entirety of Block 84, Original Lincoln, and the surrounding rights-of-way in the South Haymarket area of Downtown Lincoln, including M Street north to the property line, 7th Street west to the property line, L Street south to the property line, and 8th Street east to the property line. The Lincoln Center Redevelopment Plan Area is generally bounded by Salt Creek, Interstate 180 and "R" Street on the north, 17th Street on the east, "G" Street on the south, and Salt Creek, 2nd Street and Sun Valley Boulevard on the west.

Staff recommendation: Conformance with the Comprehensive Plan

Staff Planner: Christy Eichorn, 441-7603, ceichorn@lincoln.ne.gov

Had public hearing.

Planning Commission recommendation: A FINDING OF CONFORMANCE WITH THE COMPREHENSIVE PLAN, 8-0 (Cornelius absent).

Public Hearing before City Council tentatively scheduled for Monday, November 15, 2010, 3:00 p.m.
2.2b  Change of Zone No. 10020, from I-1 Industrial District to B-4 Lincoln Center Business District, on property generally located at S. 8th Street and M Street.

Staff recommendation: Approval
Staff Planner: Christy Eichorn, 441-7603, ceichorn@lincoln.ne.gov

Had public hearing.
Planning Commission recommendation: APPROVAL, 8-0 (Cornelius absent).
Public Hearing before City Council tentatively scheduled for Monday, November 15, 2010, 3:00 p.m.

* * * * * * * * * *

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

PENDING LIST: None

Planning Dept. staff contacts:

Steve Henrichsen, Development Review Manager . . 441-6473 . . shenrichsen@lincoln.ne.gov
Nicole Fleck-Tooze, Long Range Planning Manager . 441-6373 . . ntooze@lincoln.ne.gov
Mike Brienzo, Transportation Planner ............... 441-6369 . . mbrienzo@lincoln.ne.gov
Tom Cajka, Planner ................................. 441-5662 . . tcajka@lincoln.ne.gov
David Cary, 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 ................................. 441-6371 . . shartzell@lincoln.ne.gov
Rashi Jain, Planner ................................. 441-6372 . . rjain@lincoln.ne.gov
Brian Will, Planner .................................... 441-6362 . . bwill@lincoln.ne.gov
Ed Zimmer, Historic Preservation Planner .......... 441-6370 . . ezimmer@lincoln.ne.gov

* * * *

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.

* * * *

The Planning Commission agenda may be accessed on the Internet at http://www.lincoln.ne.gov/city/plan/pcagenda/index.htm
October 14, 2010

Nebraska Mattress Company
Attn: John Russell
1614 “O” Street
Lincoln, NE 68508

Dear Mr. Russell:

I am writing in response to your concerns with the alley north of “O” Street between 16th and 17th Streets. These concerns were mentioned during contact with Engineering Services regarding the water main replacement project along “O” Street. I hope the City’s changing of the construction schedule and accommodating the busy time for your business has worked out well.

You have asked the City to look into a way to fix the drainage in this alley. The Engineering Service Sections of Design/Construction and Street Maintenance have both visited with you and evaluated the condition of the alley. Alleys are intended to provide access to the rear or side of lots or buildings and not intended for the purpose of through vehicular traffic. As such, they are considered the responsibility of the adjoining property owners for more than the minimum maintenance activities. If you would like to pursue a repaving district for this alley, more information can be found in the enclosed information. The information can also be found at the City’s website at http://lincoln.ne.gov/city/pworks/engine/devserv/spadbr/index.htm.

You have repeatedly expressed that the alley to the east of 17th Street was paved by the City. I have researched the issue and under Mayor’s Executive Order Number 81370, The League of Human Dignity, a non-profit organization, paved the alley using their own funding sources. While they were the major property owner, they probably did benefit many of the other adjoining property owners. This paving was inspected by the city, and the city costs were reimbursed by The League of Human Dignity.

Additionally I would encourage you to consider sealing the cracks on the private property portion of the alley as well as changing the downspout configuration (see attached photos) to help with drainage issues in the immediate area of your building. In my opinion they are contributing to the difficulties.

If you have further comments or concerns, please contact me at 441-7837 or tshafer@lincoln.ne.gov.

Sincerely,

Thomas Shafer P.E.
Design/Construction Manager

cc: Mayor Beutler, City Council, Greg MacLean, Roger Figard, Craig Aldridge, Street Maintenance

O; 16th - 17th Alley Ltr TSS tdq.wpd
October 20, 2010

Councilman John Spatz  
555 S. 10th Street, Suite 111  
Lincoln NE 68508

Dear Councilman Spatz:

We respectfully request the City Council to approve the applications of plan amendment and zoning change for the Telesis Meadowgold project.

The applications will support the redevelopment of the previous Meadowgold industrial complex, now a blighting influence in Downtown, into an asset of the Haymarket. Telesis has already helped transform the Historic Haymarket with the redevelopment of its current Lazlo’s and Data Securities buildings. LHDC expects that the proposed project will be a catalyst in the redevelopment of South Haymarket.

LHDC envisions a South Haymarket that is as much of a destination as our current Historic Haymarket area. Your approval of this project will signal the City’s support for a vibrant South Haymarket and Downtown.

Sincerely,

Kim Ringo-Bright, President  
Lincoln Haymarket Development Corporation
Thank you for helping keep the Belmont Senior Center open.

Phil & Betty Bottom

RECEIVED
OCT 20 2010
CITY COUNCIL OFFICE

Thank You

PHILIP & BETTY BOTTOM
4140 N. 10TH ST
LINCOLN NE 68521-2641

John Spatz
CITY COUNCIL
OCT 20 2010
Lincoln City Council Member,

The LIBA Board of Directors is no longer in a neutral position on the purchase of the Experian Building. LIBA is now opposed to this purchase and is asking that you stop the process. Please see the attached position statement. Thank you for your consideration.

Coby Mach
For the Board
The Board of Directors for the Lincoln Independent Business Association (LIBA) opposes the purchase of the Experian building. Purchasing a building that exceeds 350,000 square feet (when only 100,000 square feet is needed) is an overextension of city resources and must be stopped.

The City is planning to move the 911 Call Center and the 901 Public Works Center into the Experian building. The moving costs for these two city agencies alone, is approximately $10 million. However, the City has not determined how to fund those moves. Further, the City is assuming an unrealistic rent pro forma that includes a 2.5% rent revenue increase per year for 15 years.

The City indicates that the purchase of the Experian building will save jobs; however, the contract guarantees that Experian will rent office space for only five of those fifteen years, which leaves 10 years of uncertainty and potential financial hardship on the city of Lincoln. If the Experian lease is not renewed, the risk to the taxpayer is over $2 million.

LIBA takes the position that a long-range “facility” vision, in writing, must be provided before asking taxpayers to undertake such an additional expense. Therefore, LIBA asks for a 10-year facility study, similar to Lincoln Public Schools’, before any further consideration of purchasing the Experian building.

Finally, you must ask yourselves: “Is it ethical to request bids for 23,500 square feet of space and then purchase a building that is 355,000 square feet?” The Request for Proposals is very specific about needing 23,500 sq. ft for 74 employees. Perhaps the RFP is written in a way that allows you to make this purchase, but it appears improper and approaches poor governance.
I. CITY CLERK

II. CORRESPONDENCE FROM THE MAYOR & DIRECTORS

A. MAYOR

COMMISSION ON HUMAN RIGHTS

B. DIRECTORS

CITY LIBRARIES
1. Library sponsors Native American read-in, Tuesday, October 26th, Noon until 1:00 p.m.,
   1701 E Street.

PLANNING DEPARTMENT
1. Administrative Amendment No. 10057 to Special Permit No. 1121 approved by the
   Planning Director.
2. The Nebraska Capitol Environ Commission meeting scheduled for October 28, 2010 has
   been canceled. Next meeting November 4, 2010.

III. COUNCIL RFI'S & CITIZENS CORRESPONDENCE TO COUNCIL MEMBERS

JON CAMP
1. Response to Coby Mach at LIBA on their position regarding the purchase of the Experian
   building.

JOHN SPATZ
1. Thank you note for keeping the Senior Centers open from Josephine Foytz.
2. Telephone message from Max Osborn listing reasons not to purchase the Experian
   Building.

IV. CORRESPONDENCE FROM CITIZENS TO COUNCIL
1. Correspondence from Lou Suda encouraging the City Council to approve the purchase of
   the Experian building.
2. Question from, and reply to, Coby Mach, LIBA President & CEO, regarding public
   hearing on the Experian Building.
3. Correspondence from Patti Raider regarding a claim against the City of Lincoln resulting
   in car damage due to potholes.
4. Thank you note from Seniors at the Belmont Senior Center on listening to them and
   keeping the centers open. (Each Council Member received individual thank you)
V. INVITATIONS
See invitation list.
Mayor Beutler’s Public Schedule
Week of October 23 through 29, 2010
Schedule subject to change

Monday, October 25 and Tuesday, October 26
• Tour arenas in Columbus, Ohio; Louisville, Kentucky; Tulsa and Oklahoma City, Oklahoma; and Wichita, Kansas

Wednesday, October 27
• Lincoln Chamber of Commerce legislative breakfast - 8 a.m., Nebraska Club, U.S. Bank Building, 233 S. 13th St.
• HTI Plastics ribbon-cutting for new expansion, remarks - 2 p.m., 5120 N.W. 38th St.

Thursday, October 28
• Nebraska Sports Council reception, remarks - 6:30 p.m., Holiday Inn Downtown, 141 N. 9th St.

Friday, October 29
• KZUM Radio’s “Afterthafire” show - 5:30 a.m.
CITY OF LINCOLN
COMMISSION ON HUMAN RIGHTS
Thursday, October 28, 2010, 4 p.m.
City Council Chambers, 555 South 10th Street

AGENDA

I. Roll Call

II. Approval of Minutes of September 16, 2010 Commission Meeting

III. Approval of Agenda for October 28, 2010 Commission Meeting

IV. Case Dispositions
   A. Reasonable Cause/No Reasonable Cause
      1. LCHR No.: 10-0209-004-E-R
      2. LCHR No.: 10-0217-005-E-R
      3. LCHR No.: 10-0222-006-E-R
      4. LCHR No.: 10-0326-010-E-R
      5. LCHR No.: 10-0326-013-E-R
      6. LCHR No.: 10-0408-016-E-R
      7. LCHR No.: 10-0505-003-PA
   B. Pre-Determination Settlements
      8. LCHR No.: 10-0830-015-H
   C. Administrative Closure/Failure to Cooperate
      9. LCHR No.: 10-0629-027-E-R

V. Old Business
   A. Update on Human Rights Office Space

VI. New Business
   A. Nomination of Officers
   B. NAACP Banquet
   C. Conference Planning Committee
   D. Human Rights Award Nominations
   E. History Project

VII. Public Comments**

VIII. Adjournment

**Public comments are limited to 5 minutes per person. Members of the public may address any item of interest to the LCHR during this open session with the exception of LCHR cases. Also, no member of the public who wishes to address the commission will be allowed to examine any individual commissioner or staff member on any item/question before the commission unless invited to do so by the chairperson.
FOR IMMEDIATE RELEASE: October 22, 2010

CONTACT:  Kathryn Kelly, Lincoln City Libraries
EMAIL:  k.kelley@lincolnlibraries.org
PHONE:  402-441-8529

LIBRARY SPONSORS NATIVE AMERICAN READ-IN

One Book - One Lincoln Event

Tuesday, October 26
12:00 noon - 1:00 p.m.
Ponca Tribe of Nebraska, Lincoln Office
1701 E Street, Lincoln, NE 68508
Native American Read-In 2010

Judi M. giashkibos, Executive Director Nebraska Commission of Indian Affairs; Christine Lesiak, Executive Producer at NET Television; Mary Kathryn Nagle, attorney and playwright; and Larry Wright, Jr., Chairman of the Ponca Tribe of Nebraska, will read selections from and discuss the impact of the 2010 One Book - One Lincoln title I Am a Man: Chief Standing Bear's Journey to Justice. Author Joe Starita will also be in attendance. The Read-In will be filmed for broadcast on 5City TV, Time Warner Cable channel 5, in celebration of November's Native American Heritage Month.

This event is open to public, no reservations required.  ###

Barbara Hansen
Administrative Aide
Lincoln City Libraries
402-441-8512
Memorandum

Date: October 19, 2010
To: City Clerk
From: Teresa McKinstry, Planning Dept.
Re: Administrative Amendment approvals
cc: Jean Preister

This is a list of the Administrative Amendments that were approved by the Planning Director from October 12, 2010 thru October 18, 2010:

Administrative Amendment No. 10057 to Special Permit No. 1121, Malone Manor, approved by the Planning Director on October 14, 2010, requested by John Newcomer, to add parking stalls and revise the parking lot layout for Malone Manor, on property generally located at N. 22nd St. and Vine St.
The October 28, 2010 Nebraska Capitol Environ Commission meeting has been cancelled. Please note that the Commission will meet on November 4, 2010 in the State Capitol Building.

If you have any questions, please feel free to call the Planning Department at 441-7491.

Michele Abendroth
Lincoln/Lancaster County Planning Department
555 South 10th Street, Suite 213
Lincoln, NE 68508
402-441-6164
The latest edition of the LPlan 2040 Newsletter has been posted to the LPlan 2040 website. This issue updates you on the workshops conducted over the past several months, Advisory Committee meetings, and Comprehensive Plan proposals received. But the main part of the newsletter discusses the Future Growth Scenarios.

Major work is currently being done to analyze three possible visions of Lincoln and Lancaster County’s future growth through the year 2040. Comments are being requested from the public, private groups, and various government agencies. There are many ways to register comments on the scenarios discussed below. Comments are requested no later than November 5th, 2010. Public input, agency analysis, and the work of the LPlan2040 Advisory Committee (LPAC) will be used to formulate a single Draft Future Growth Scenario by the end of November. This draft will then be used in the development of the Future Landuse Plan for LPlan 2040.

We need your input! There are many ways to share your thoughts on the future growth of Lincoln and Lancaster County.

- Virtual Town Hall is an interactive website located at lplan2040.org. Participants are asked to review three possible visions of the future growth of Lincoln and Lancaster County and share their comments on each. On October 29th, the three futures will be opened for voting through November 5th.

- Text or Call in your comments to 401-519-4195 and they will appear on Virtual Town Hall.

- Comment Board at lplan2040.lincoln.ne.gov. Under The Plan tab you can review the three scenario maps, explanations of each scenario’s assumptions, and review the Analysis Report prepared by Planning staff from comments made by many agency reviewers.

- Displays are currently featured in several Libraries and Community Centers. Next week they will be moved to area Senior Centers, community centers and the People’s City Mission. Comment sheets and newsletters are available at each site.

- Email comments to plan@lincoln.ne.gov.

- Mail written comments to Planning Dept., Suite 213, 555 S. 10th Street, Lincoln, NE 68508.

- Attend one of the Open Houses and deliver your comments in person (follow the link or see attached newsletter for dates, times and places).

Remember, comments must be received by November 5th in order to be considered in the process. Please participate in whatever way you are able!

Thank you,

Sara S. Hartzell
Planning Dept.
City of Lincoln and Lancaster County
555 S. 10th St
Lincoln, Nebraska 68510
Thank you for understanding the complexities of this matter.

At a time of economic challenges, Lincoln government should not be considering such a huge expansion. Also many costs were not quantified nor was a proper RFP issued.

Sent from my Windows Mobile® phone.

Lincoln City Council Member,

The LIBA Board of Directors is no longer in a neutral position on the purchase of the Experian Building. LIBA is now opposed to this purchase and is asking that you stop the process. Please see the attached position statement. Thank you for your consideration.

Coby Mach
For the Board

No virus found in this incoming message. Checked by AVG - [www.avg.com](http://www.avg.com) Version: 8.5.448 / Virus Database: 271.1.1/3183 - Release Date: 10/20/10 18:34:00
to: John

Max Astor called
me - fishy on Esperian Bldg.

1) No pressing need to buy Esperian Bldg.
2) Would take off tax roll.
3) Not in favor of buying the Esperian Bldg.

10.25.10
9:45 a.m.
I encourage the City Council to approve the purchase of the Experian building. Lincoln being a growing city will easily use the extra space over time and the city will never find a bargain like this again.

I do not like my tax dollars paying rent for ANY city department. I'd like to see, again over time, any of those departments moved to the Experian building.

Thank You.

lj suda
Coby:
Please refer to the Agenda for the City Council Meeting to be held on Monday, October 25, 2010 at 5:30 p.m. On Lincoln’s web site: lincoln.ne.gov

The item you refer to is under: Public Hearing Ordinances - 3rd Reading and Related Resolutions, #’s 14, 15 and 16.

Thank you for your inquiry.

Mary Meyer
City Council Staff
555 S. 10th Street
Lincoln, NE 68508

Phone: 402.441.7515
Fax: 402.441.6533

I would like to receive confirmation that there will be public hearing on the Experian Building at the Oct. 25th City Council meeting. Thank you, Coby

Coby Mach
President & CEO
Lincoln Independent Business Association
620 No. 48th St., Suite 205
Lincoln, NE 68504
402-466-3419

October 28, 2010
Biz Net – Heidelberg’s – 5:00 PM
October 28, 2010
Poker Tournament – Heidelberg’s – 6:30 PM
March 3, 2011
LIBA Convention & Auction
City of Lincoln City Council
John Spatz, Chair of City Council

RE: Claim Against the City of Lincoln

On July 29th, 2010 the City of Lincoln received a claim that I mailed in regards to damage to my car due to the potholes on Holdrege St. and N. 70th St. I will be out of town on Nov 1st, 2010, or I would otherwise be attending The Lincoln City Council meeting.

I have submitted my claim due to the fact that because of so many potholes on these streets and several others in the area around and about my home, I ended up with 2 bent rims (wheels) that threw my whole car out of alignment and caused the fan to chop the fan shroud. It also caused 2 tires to need replacement. There were so many potholes that unless a person could drive down the middle of the road it was impossible not to hit them. There were times that the snow hid the potholes from clear view and it appeared to be more of them on a weekly basis. I swerved to miss one to find myself hitting another.

I am a responsible citizen of this city, keeping my car in good running condition as required by law. I cannot go out and repair the Streets of this city in order to drive from my home to where I need to go. We pay our taxes to cover the cost of road repairs and should there be more repairs needed in our city than the city can keep up with from time to time, still remains your responsibility. The city by no means was keeping up on these repairs as they were occurring and it was utterly impossible for the city to not know about them as the roads were being cleared on a weekly basis, sometimes daily.

Thank you for your time concerning this matter. Sincerely, Patti Raider
7721 Holdrege St.
Lincoln, Ne. 68505
Belmont Senior Center

Dear Mr. Spatz,

Our sincere thanks for your listening ear.
And help in keeping our centre open.

Our lives are rich in friends...

Carole Young
Judy Aspin
Pat Bickell
Barbara
Meryl Lewis
Janet Riddle
M季
Nancy Riddle
Daisy-rin

Our Christmas wish...

Alice Thain Brown
Price + Betty Bottom

Kemp
Lauder
Renee & Erroll

Angela Kellaugh

RECEIVED

City Council 04 8 2010
Sincee Thanks

Thanks A LOT

Thank You Very Much

Warmest Thanks

To Thank You

Many Thanks

Thanks