I. CITY CLERK

II. MAYOR
   1. NEWS RELEASE. Channel 5 to re-air show featuring Ted Sorensen.

DIRECTORS:

CITY ATTORNEY
   1. Letter to Attorney Gary Nedved in reference to tort claim of Dennis and Benita Cooper.

CITY LIBRARIES
   1. NEWS RELEASE. Public invitation to special One Book - One Lincoln event in the Capitol Rotunda on Sunday, November 7, 2010.
   2. The new Lincoln City Libraries Strategic Plan on line. (Web link provided)

PLANNING DEPARTMENT

PLANNING COMMISSION

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

IV. MISCELLANEOUS

V. CORRESPONDENCE FROM CITIZENS
   1. Email from Bryan Seibel regarding the proposed development at 27th and Old Cheney Road.
   2. Letter from Cheryl Rourke on ParkandGo employee’s actions.

VI. ADJOURNMENT
AGENDA

MONDAY, NOVEMBER 8, 2010, 3:00 P.M.
BOARD OF EQUALIZATION HEARING

1) ELECTION OF CHAIR

2) ANNOUNCE: The Open Meetings Law is posted by the Southwest Door of the Chamber.

3) READING OF OPENING STATEMENT BY CHAIR PERSON

CITY CLERK READS ITEMS 4, 5 AND 6 INTO THE RECORD

4) DOWNTOWN BUSINESS IMPROVEMENT DISTRICT generally bounded by H, 6th, R, and 17th Streets.

5) CORE BUSINESS IMPROVEMENT DISTRICT OVERLAY generally bounded by Centennial Mall, M, 9th and Q Streets.

6) DOWNTOWN MAINTENANCE DISTRICT generally extending from 7th Street on the west to 17th Street on the east and from R Street on the north, to M Street on the south and shall in addition thereto include the properties abutting on the west side of 7th Street from N Street to R Street; the properties abutting on the east side of 17th Street from Q Street to M Street; the properties abutting on the north side of R Street from 7th Street to 10th Street and the properties abutting the south side of M Street from 8th Street to 17th Street. In addition, the district shall include properties abutting both sides of 13th Street from M Street to Lincoln Mall and all of Cornhusker Square.

7) REMARKS BY/QUESTIONS OF URBAN DEVELOPMENT DEPARTMENT STAFF

8) PUBLIC TESTIMONY

9) VOTING SESSION

10) ADJOURNMENT (Sine Die or must set another date and time)
A “Live and Learn” show featuring former presidential aide Ted Sorensen will re-air this week on Time Warner Cable (TWC) channel 5, the City’s government access channel. Sorensen, who died Sunday, was a Lincoln native who became a chief aide, speech writer and adviser to President John F. Kennedy. “Live and Learn” host Ruth Ann Lyness, who attended Lincoln High School with Sorensen, interviewed him for the one-hour show in November 2008.

The show is scheduled to air on 5 CITY-TV at these times:

- Today - 5:30 and 9:03 p.m.
- Wednesday, Nov. 3 - 10:30 a.m.
- Thursday, Nov. 4 - 5:30 p.m.
- Saturday, Nov. 6 - 6:30 p.m.

The show also will re-air on TWC channel 10, another government access channel, various times through Monday, November 8. The show also is available through video-on-demand at lincoln.ne.gov (click on the 5 CITY-TV icon).

“Live and Learn” is produced by 5 CITY-TV for Aging Partners. Anyone with programming questions or viewer comments is encouraged to call the 5 CITY-TV feedback line at 441-6688.
November 1, 2010

Gary Nedved
Keating, O’Gara, Davis & Nedved
530 South 13th Street, Suite 100
Lincoln, NE 68508

RE: Cooper v. City of Lincoln

Dear Gary:

This is in reference to the Political Subdivisions Tort Claim of Dennis and Benita Cooper which you recently submitted and our office received on October 29, 2010. This concerns damage which occurred on January 19, 2010, from a back-up of sewage in the Cooper’s home at 1919 Fairfield Street. The Coopers previously submitted this claim to our office on February 10, 2010, and a public hearing on the claim was held on April 26, 2010. At that time, action was deferred by the City Council and additional information was provided to the Coopers by the City. The Coopers supplemented their claim on June 21, 2010, and on June 28, 2010, additional public hearing was held. After that hearing, the City Council approved denial of the Cooper’s claim and the Mayor of Lincoln approved this resolution on June 30, 2010.

Accordingly, the Cooper’s claim has already been finally denied. There is no provision in the Political Subdivisions Tort Claims Act for re-filing of a claim once it has been denied. Therefore, this claim has already been considered and finally denied and will not be re-processed.

Sincerely yours,

Rodney M. Confer
Assistant City Attorney

RMC/skb

cc: Joan Ross, City Clerk
    Mary Meyer, City Council Office
    Marcee Brownlee, Assistant City Attorney
ONE BOOK - ONE LINCOLN EVENT
Author Starita to Speak in Capitol Rotunda

The community is invited to attend a special One Book - One Lincoln event in the historic Capitol Rotunda on Sunday, November 7
2:00 - 3:00 p.m.
Nebraska State Capitol Rotunda
15th & K Streets

Join fellow readers in the historic Rotunda of the Nebraska State Capitol Building as author Joe Starita speaks about the origins of the idea for his book "I Am a Man: Chief Standing Bear's Journey for Justice," the research process, and what he loves about this story. Starita will read from the book and explain why its key themes still resonate clearly and loudly in the 21st century. Hear about the process of creating this significant book and ask questions of the author.

Make sure to bring your copy of "I Am a Man," or purchase copies in the Capitol's Landmark Store gift shop. Joe Starita will be signing copies following his presentation.

While you are in the Capitol building, do not forget to visit Chief Standing Bear's bust in the Nebraska Hall of Fame.

This program is being co-sponsored by Lincoln City Libraries, Nebraska Library Commission, and Nebraska Center for the Book. It is open to the public, free of charge.

###

Barbara Hansen
Administrative Aide
Lincoln City Libraries
402-441-8512
City Council Members:

The new Lincoln City Libraries Strategic Plan may be read at:  

In the interest of saving paper, I am sending a link to you instead of a paper copy.

A grant from the Woods Charitable Fund helped to support this planning process.

Library staff are now hard at work on the behind-the-scenes tasks that will help us to meet the objectives listed there.

Our goal is to provide the best library service that we can, and this Strategic Plan lights our path.

I'll be happy to address any questions that you have in regard to this.

Best--Pat

Pat Leach  
Library Director  
Lincoln City Libraries  
136 S. 14th St.  
Lincoln, NE 68508  
402-441-8510  
fax 402-441-8586  
p.leach@lincolnlibraries.org  
Lincoln City Libraries
Please remember to get your comments in for the three Growth Scenario Alternatives. The comment period ends on Friday, November 5th. There are many ways to enter comments:

- Email plan@lincoln.ne.gov
- Call or Text 402-519-4195
- Virtual Town Hall at lplan2040.org  ** Note: voting will end November 5 so make sure you vote before midnight Thursday night!!**
- Comment at lplan2040.lincoln.ne.gov
- Displays and Comment sheets currently at senior centers and People’s City Mission
- Open Houses Nov. 3 at Loren Eiseley Library, 14th and Superior, 5:00 to 6:30 pm  Or Nov. 4, Davey Community Center, Davey, 6:30 to 7:30 pm.
- Write to Planning Dept., Suite 213, 555 S. 10th St, Lincoln, NE 68508

Visit lplan2040.lincoln.ne.gov to view the three alternatives and read the Analysis report.

Sara S. Hartzell
Planning Dept.
City of Lincoln and Lancaster County
555 S. 10th St
Lincoln, Nebraska 68510
402-441-6371
NOTICE: The Lincoln/Lancaster County Planning Commission will hold a public hearing on Wednesday, November 3, 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, November 3, 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, NOVEMBER 3, 2010

[All members present]

Approval of minutes of the regular meeting held October 20, 2010. **APPROVED, 8-0 (Cornelius abstaining)**

1. CONSENT AGENDA
   (Public Hearing and Administrative Action):

   PERMITS:
   1.1 Special Permit No. 10032, for authority to expand a nonconforming use to enclose an existing breezeway that encroaches into the required side yard setback, on property generally located at Woodsdale Boulevard and Van Dorn Street, (2220 Woodsdale Boulevard). *** FINAL ACTION ***
   Staff recommendation: Conditional Approval
   Staff Planner: Christy Eichorn, 441-7603, ceichorn@lincoln.ne.gov
   Planning Commission "final action": CONDITIONAL APPROVAL, as set forth in the staff report dated October 21, 2010, 9-0.
   Resolution No. PC-01214.
MISCELLANEOUS:
1.2 Waiver No. 10020, to waive the requirement of the Land Subdivision Ordinance for a pedestrian easement, on property generally located at N. 15th Street and Alvo Road. *** FINAL ACTION ***
Staff recommendation: Approval
Staff Planner: Tom Cajka, 441-5662, tcajka@lincoln.ne.gov
Removed from Consent Agenda and had public hearing.
Planning Commission ‘final action’: APPROVAL, 9-0.
Resolution No. PC-01215.

2. REQUESTS FOR DEFERRAL: None.

4. CONTINUED PUBLIC HEARING AND ADMINISTRATIVE ACTION:
(See 10-20-10 agenda for staff report on the following item.)

CHANGE OF ZONE:

4.1 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: Approval, subject to a zoning agreement
Staff Planner: Mike DeKalb, 441-6370, mdekalb@lincoln.ne.gov
Had continued public hearing.
Planning Commission recommendation: APPROVAL, subject to a zoning agreement, with amendment to Condition #1.b., as requested by the applicant, 9-0.
Public Hearing before City Council will be scheduled when the associated zoning agreement has been completed.

**********

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 Brienzio, Transportation Planner .............. 441-6369 . mbrienzio@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
PLANNING COMMISSION FINAL ACTION
NOTIFICATION

TO : Mayor Chris Beutler
Lincoln City Council

FROM : Jean Preister, Planning

DATE : November 3, 2010

RE : Notice of final action by Planning Commission: November 3, 2010

Please be advised that on November 3, 2010, the Lincoln City-Lancaster County Planning Commission adopted the following resolutions:

1. **Resolution No. PC-01214**, approving **Special Permit No. 10032**, requested by Max and Pat Linder for authority to expand a nonstandard single-family dwelling into the required side yard for the purpose of enclosing an existing breezeway, on property located at 2220 Woodsdale Blvd.

2. **Resolution No. PC-01215**, approving the request by Chad and Keri Becwar, to modify the requirements of the Land Subdivision Ordinance by waiving the required easement for a pedestrian way within Block 3, Stone Bridge Creek 2nd Addition, generally located at North 15th Street and Alvo Road (**Waiver No. 10020**).

This is final action unless appealed to the City Council within 14 days of the action by the Planning Commission.

The Planning Commission Resolutions may be accessed on the internet at [www.lincoln.ne.gov](http://www.lincoln.ne.gov) (Keyword = PATS). Use the “Search Selection” screen and search by application number (i.e. SP10032 or WVR10020). The Resolution and Planning Department staff report are in the “Related Documents” under the application number.
Lincoln City Council Members:

Your previous decision to delay a vote on the CVS development at 27th & Old Cheney is to be applauded. As you are aware, there are several very valid reasons why this development should not be approved. For in the end, there is nothing about this development that will enhance this area of the city, nor will this development addresses a need in our community. Assurity is the only member of our community that stands to gain from this.

But perhaps the most significant concern that is not being addressed is the issue of increased congestion at one of Lincoln's busiest intersections. An intersection that includes a Lincoln Fire & Rescue Station. At peak traffic hours, it is already very difficult for emergency vehicles to pass when all lanes are filled. With the addition of a high traffic retail center, this issue only stands to get worse.

Before voting on this development, I would encourage you to research this concern. It is valid. And it is real. If one of my family members has a medical emergency, or a fire were to breakout in our home, an extra 30-60 seconds waiting for emergency response from that fire station could be the difference in saving a life.

Bryan Seibel
5845 Woodstock Ave
Lincoln, NE 68512
cell. 310-5310

INFORMATION IN THIS MESSAGE, INCLUDING ANY ATTACHMENTS AND REPLIES, IS INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE RECIPIENT(S) NAMED ABOVE. This message is intended for the recipient only and, as such is privileged and confidential. Please do not copy, print, forward or in any way distribute the attached document. LGLV2008
October 31, 2010

ParkandGo
City of Lincoln
Violations Bureau
555 South 10th Street
Lincoln, NE 68508

To Whom It May Concern
And MeterMan in the Tan Pants:

I have enclosed a check for the $10.00 Fine. If you cash this check it will confirm for me your lack of integrity.

On 10/27/10 at 03:17 PM I had just pulled into a parking place outside of Great Western Bank where I had an appointment. I was making sure that I had the papers for my appointment and putting them in my bag. I looked up and the Windstream man was just returning to his vehicle and you spoke to each other and I imagined that he said something like he we just leaving. You looked at me and continued on down the street. I got out and put money in the meter for one hour and went into the bank.

When I got home at 4:15 PM I saw the blue envelop stuck down behind the windshield wiper. I was immediately very sad, because you obviously went on down the street and then came back after I went in the bank so that you could stick this on my car. Maybe this is just what you do or what the City or your company has told you to do. Either way shame on you. Is the $10.00 really worth this sneaky behavior?

Sincerely,

[Signature]

Cheryl Rourke

Cc: Mayor Chris Beutler
    Lincoln City Council
DIRECTORS’ AGENDA
ADDENDUM
MONDAY, NOVEMBER 8, 2010

I. CITY CLERK

II. CORRESPONDENCE FROM THE MAYOR & DIRECTORS

A. MAYOR
   1. NEWS RELEASE. MCIF and LCIV elect officers at annual meeting.
   2. Mayor Beutler’s public schedule for the week of November 6th through November 12, 2010.
   3. NEWS ADVISORY. Mayor Beutler and officials will hold a news conference on Monday, November 8th at the landfill training building, 6001 Bluff Road, at 10:00 a.m., on the City’s landfill gas project.
   4. NEWS RELEASE. Drilling started for landfill gas project.

CITIZEN POLICE ADVISORY BOARD
   1. Complaint #04-10. No corrective action on the part of the Mayor and/or the Police Chief warranted as a result of this complaint.

B. DIRECTORS

LINCOLN CITY LIBRARIES
   1. Annual report of Lincoln City Libraries covering the period of September 1, 2009 through August 31, 2010.

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

JONATHAN COOK
   1. Email from Wavell and Terry Marcsisak stating their concern on rezoning the 27th and Old Cheney area, stating reasons why they do not want another pharmacy, increased traffic, decreased home values. Take in the residential factor.
   2. Email from Wendell Prochaska expressing opposition to the proposed rezoning of the NW corner of South 27th and Old Cheney Road, listing reasons not to rezone.

IV. CORRESPONDENCE FROM CITIZENS TO COUNCIL
   1. Email from Kari Luther. Lived in Southwood neighborhood for 26 years and opposed to a CVS pharmacy at the corner of 27th and Old Cheney Road.
   2. Correspondence from Faith Schell, listing reasons why she is opposed to the proposed rezoning of 27th and Old Cheney Road.
   3. InterLinc correspondence from Beverly Taylor. Will building the CVS store affect property taxes? Do not need unknown traffic to an already congested area.
   4. Steven and Stephanie Groshans correspondence. Council elected to represent the citizens and giving reasons not to rezone.
5. John and Alicia Baillie email. When they moved to Southwood 40 years ago were told the neighborhood would be exclusively residential. If council wishes to amend the plan and zoning they should also discontinue to follow the comprehensive plan and open any area of the city up to development. Opposed to rezoning 27th and Old Cheney Road.

6. Zo Schell. As a Southwood property owner oppose the rezoning of the Northwest corner of 27th and Old Cheney. We need the green space the office park allows.

7. Gregg Stearns. Opposed to rezoning 27th Street and Old Cheney Road, listing reasons why the residents do not want, or need, another strip mall or CVS.

8. Tom Logan. Opposed to rezoning 27th and Old Cheney Road, listing reasons to ponder before Council makes a decision.

9. Telephone messages:
   a) Alan More. Opposed to the Lincoln Electric System hiking their rates.
   b) No name left. Opposed to rezoning at Old Cheney and 27th Street.
   c) Vivian and Wallace Hock. Against rezoning 27th and Old Cheney Road.
   d) Ray and Wini Pierson. Do not rezone 27th Street and Old Cheney.
   e) Jan Jacob. Lived in Southwood 31 years and against the proposed rezoning at 27th and Old Cheney Road. Residents not informed properly, what else could go in?
   f) June Blumgartner. Lives in Southwood and against the proposed rezoning at 27th and Old Cheney Road.

10. InterLinc correspondence from Michael Straatmann expressing displeasure about proposed rezoning of 27th and Old Cheney. Detrimental to the neighborhood.

11. Jack and Amanda Harris. Live in the Southwood neighborhood and against the rezoning of 27th and Old Cheney.

   a) Letter to the Lincoln City Council from Jerrod P. Jaeger, Vice President, Southwood Neighborhood Association, updating Council with requests regarding the proposed Change of Zone No. 10019, Old Cheney and 27th Street.

13. Email from Ferne Clark. Really concerned with the consideration of a CVS store at 27th and Old Cheney. Very congested with traffic. Retired here as it is a low crime area. This is careless planning and will not be forgotten by voters.


15. Robert Baker email. Opposed to the proposed rezoning of 27th and Old Cheney Road. Plenty of retail on 27th and on Old Cheney. Also, CVS has numerous problems and struggles.

16. Email from dwaltke. Southwood does not need a CVS pharmacy, or the crime that goes with it.

17. Rob Jacob email stating his opposition to the rezoning at 27th and Old Cheney Road with several concerns.

18. Marvin and Sheila Hobrock email voting against another CVS/strip mall in Southwood. Traffic is overwhelming at times.

V. INVITATIONS

See invitation list.
MCIF AND LCIV ELECT OFFICERS AT ANNUAL MEETING

The Mayor’s Committee for International Friendship (MCIF) and the Lincoln Council for International Visitors (LCIV) elected officers at the joint annual meeting October 28 at the Country Inn and Suites in Lincoln. Outgoing President Robert Wagner conducted the meeting, and Dolores Mather, First Contact for MCIF, reported that the organization hosted 45 visitors from 32 different countries this year.

Professor Ian Newman, UN-L College of Education and Human Services, presented a program titled, “Being a Foreigner in My Home Town and a Stranger Nowhere.”

Officers elected for 2011 are Shahid Kamal, President; Michael Short, Vice-President; Debbie Engstrom, Secretary; Dolores Mather, First Contact; Robert Wagner, Advisor; Ron Svoboda, Treasurer; Roger Ehlers, Newsletter Editor; and Carmelee Tuma, Public Relations Coordinator. Robert Stoddard was re-elected to the LCIV Board, and Elaine Hammer was appointed as a LCIV Board Member to complete Kamal’s unexpired term.

LCIV provides support for the MCIF, a volunteer organization which hosts visitors from around the world. The committee sets up visits with professional counterparts and plans cultural exchanges and learning experiences to promote international understanding among the visitors and citizens in the Lincoln area. Participants are established or potential foreign leaders in government, politics, media, education, science, labor relations and other key fields. They are selected by American Embassies overseas to visit the United States to experience this country firsthand.

- 30 -
Mayor Beutler’s Public Schedule
Week of November 6 through 12, 2010
Schedule subject to change

Saturday, November 6
• NAACP Freedom Fund Banquet, remarks - 6:30 p.m., Holiday Inn Downtown, 141 N. 9th St.

Monday, November 8
• Media briefing and site tour for landfill gas project - 10 a.m., Bluff Road Landfill, 6001 Bluff Road (advisory will be sent)
• Mayor’s Neighborhood Roundtable meeting - 5:30 p.m., Mayor’s Conference Room, County-City Building, 555 S. 10th St.

Tuesday, November 9
• Mayor’s Multicultural Advisory Committee - 4 p.m., room 303, County-City Building

Thursday, November 11 - VETERANS DAY – CITY OFFICES CLOSED
• Veterans Day program, remarks - 11 a.m., Auld Rec Center, 3140 Sumner in Antelope Park
DATE: November 5, 2010
FOR MORE INFORMATION: Diane Gonzolas, Citizen Information Center, 441-7831

Contractors will begin drilling wells Monday for the City’s landfill gas project at the Bluff Road landfill. Mayor Chris Beutler and project officials will brief the media on the project at 10 a.m. Monday, November 8 at the landfill training building, 6001 Bluff Road. (Gatehouse staff at the entrance will direct you.) Following the briefing, media are invited to tour the drilling site on the covered portion of the landfill as well as the active landfill area.

To reach the site, take the US-77/N. 56th Street exit off Interstate 80. Go north about 1.3 miles and then turn east on Bluff Road. The entrance to the landfill is on the right.
FOR IMMEDIATE RELEASE: November 8, 2010
FOR MORE INFORMATION: Diane Gonzolas, Citizen Information Center, 441-7831
                       Karla Welding, Solid Waste Operations, 441-7867
                       Milo Mumgaard, Cleaner Greener Lincoln, 441-7376

DRILLING STARTED FOR LANDFILL GAS PROJECT

Well-drilling began today at the City’s Bluff Road landfill as part of a project to capture methane
gas produced naturally by the decomposition of waste. The gas collected from the 54 wells will
travel through a system of pipes to a facility where it will be burned off in a “flare” to prevent it
from reaching the atmosphere. Eventually the City hopes the gas can be used for energy.

“Lincoln is joining the ranks of those cities that are proactively working to realize economic
value from their landfill gas to dramatically lower our carbon emissions,” said Mayor Chris
Beutler. “I have long believed that you can have strong economic development and a cleaner
environment, and this project is an excellent example of that reality. It’s also an example of
acting to clean up our environment without waiting for federal or state mandates.”

The Environmental Protection Agency says methane is over 20 times more powerful than carbon
dioxide. Landfill gas is about 40 to 60 percent methane, with the remainder being mostly carbon
dioxide. Currently the gas at the Bluff Road landfill is released through a series of vents.

“Once we are able to collect the gas, we will be able to determine its quality and quantity,” said
Greg MacLean, Director of the City Public Works and Utilities Department. “We will have
enough information by next spring to determine how the gas will best be utilized.”

The Bluff Road landfill opened in 1988. About 40 of its 171 acres are now covered, and waste
depths range from 60 to 130 feet. The wells will be drilled to depths of 40 to 100 feet on about
60 acres. It’s estimated that the 6.1 million tons of buried garbage have the potential to produce
1,520 standard cubic feet of methane per minute.

“Testing shows that enough methane could be collected from the landfill to meet the electrical
energy needs of about 2,250 households,” said Gary Brandt, Utilities Coordinator for the City
Public Works and Utilities Department.

Beutler said the initial step to flare the gas will greatly reduce the City’s greenhouse gas
emissions. It has been estimated the reduction will be equivalent to taking the carbon emissions
of 30,780 passenger vehicles out of Lincoln’s atmosphere.

- more -
Because the City is acting voluntarily to remove greenhouse gas from the environment, the City also can earn carbon credits to market internationally. “The City of Lincoln is poised to join the fast-moving and profitable carbon and energy markets, providing a much-needed new revenue source for the taxpayer,” Beutler said.

The City has been working on the project since April 2008 when it solicited bids for engineering services to evaluate its feasibility. The total cost of the project is $2.2 million, and most of the funding comes from fees paid by landfill users. About $53,000 is coming from federal stimulus funds through the City’s Cleaner Greener Lincoln initiative, which is coordinating the use of $2.4 million in stimulus funds through the Energy Efficiency and Conservation Block Grant program.

More information on the City’s solid waste operations is available at lincoln.ne.gov. (keyword: landfill).
Memo

To: Mayor Beutler
    City Council
    Chief Tom Casady

From: Carl Eskridge
      Chair of the Citizen Police Advisory Board (CPAB)

Date: November 2, 2010

Re: Complaint #04-10

On October 27, 2010, the full CPAB met and, after considering Complaint #04-10 and all relevant reports, determined that no corrective action on the part of the Mayor and/or the Police Chief was warranted as a result of this complaint.

The Complainant was advised accordingly.
Lincoln City Libraries
Annual Report
Fiscal year 2009-2010

Highlights of this fiscal year:

The Dan A Williams Branch Library in the new Arnold Elementary School opened in September 2009. This small library replaces the former Arnold Heights Branch, which had provided service for 30 years in a former Air Force duplex. Use of the library has more than doubled in the new location.

Bethany Branch Library celebrated its fiftieth anniversary with a major refurbishing project. Business there has been up over 25% since the project was completed.

A Strategic Plan was developed to provide guidance through the 2012-2013 fiscal year. The planning process included a 25-member Community Planning Committee and staff participation, led by library consultant June Garcia. The Woods Charitable Trust provided partial financial support for this project.

In May, Lincoln City Libraries began working with Unique Management, a library collection agency, to secure past due items and payments.

Our final registration figures for Summer Reading Programs were Adult (Water Your Mind—Read!): 1,690; Youth (Make a Splash!): 10,153; and Teen (Make Waves @ your library): 2,107. Attendance at Summer Reading Program events and book groups totaled 17,724.

The One Book - One Lincoln selection was “The People of the Book” by Geraldine Brooks.

Below are some field reports from library staff about how people used their libraries this year. These reports provide the “rest of the story” for the statistical information that follows.

“One of our patrons had me check in his books and as I was doing so, he told me that one of the computer books he had checked out helped him get a job! How cool is that?!?!”
"A mom told me they were moving because her husband had found a new job in the Quad Cities. Her sons both have special needs and she was worried about them because they love this library. I've worked especially hard with her younger son, and he has started verbalizing with me when I speak to him. I was very excited about that."

"I received a comment from a very happy mother who lives in a county town. She said she saw the article about Homework HelpNow in the paper and had her daughter try it for help with her high school Geometry homework. Her daughter loved it and got all the help she needed from the online tutors. She said it was a real lifesaver because her daughter had H1N1 and then pneumonia, missed a lot of school, and was trying to catch up with a large amount of homework."

"I had a phone request for information on preparing storytimes. The caller was looking for information for her daughter, a Peace Corps volunteer in Ecuador. I was able to e-mail her the list "Websites to visit" as well as another handout I use for SECC since her daughter has Internet access. I felt this would fit her needs best since a list of books might not be available to her while a selection of finger plays, songs & flannel boards that are downloadable would be."

"I had a conversation today with a customer who last night discovered our e-books, and streaming music on the Polley Music Library site, and said he was continually fascinated by what we have to offer. He then wanted to suggest something -- that we try to find a database of all the art in the world. I said, "Well, it may not be all the art in the world, but let me show you this...." and showed him CAMIO and honest to God, his face lit up."

Submitted by Pat Leach, Library Director
November 8, 2010
Annual Report
Lincoln City Libraries
September 1, 2009 – August 31, 2010

Lincoln City Libraries
136 So. 14th Street
Lincoln, NE 68508
www.lincolnlibraries.org
402-441-8500

Population of Legal Service Area: 278,728
Public Service Hours Per Week: 470
Number of Facilities: 8
Number of bookmobiles: 1

HEADQUARTERS:
Bennett Martin Public Library
136 So. 14th Street
Circulation: 600,017
Public Service Hours Per Week: 54
Monday – Saturday 10 a.m. – 6 p.m.
Sunday 12 p.m. – 6 p.m.

Dan A Williams Branch
5000 Mike Scholl Street
Circulation: 35,500
Public Service Hours Per Week: 28
Monday – Thursday 4 p.m. – 8 p.m.
Friday 4 p.m. – 6 p.m.
Saturday – Sunday 1 p.m. – 6 p.m.

BRANCH LIBRARIES:
Bess Dodson Walt Branch
6701 So. 14th Street
Circulation: 651,410
Public Service Hours Per Week: 64
Monday – Thursday 10 a.m. – 8 p.m.
Friday – Saturday 10 a.m. – 6 p.m.
Sunday 12 p.m. – 6 p.m.

Loren Corey Eiseley Branch
1530 Superior Street
Circulation: 538,333
Public Service Hours Per Week: 64
Monday – Thursday 10 a.m. – 8 p.m.
Friday – Saturday 10 a.m. – 6 p.m.
Sunday 12 p.m. – 8 p.m.

Bethany Branch
1810 No. Cotner Blvd.
Circulation: 112,114
Public Service Hours Per Week: 48
Monday – Saturday 10 a.m. – 6 p.m.
Sunday Closed

South Branch
2675 South Street
Circulation: 142,538
Public Service Hours Per Week: 64
Monday – Thursday 10 a.m. – 8 p.m.
Friday - Saturday 10 a.m. – 6 p.m.
Sunday 12 p.m. – 8 p.m.

Charles H. Gere Branch
2400 So. 56th Street
Circulation: 1,041,334
Public Service Hours Per Week: 64
Monday – Thursday 10 a.m. – 8 p.m.
Friday – Saturday 10 a.m. – 6 p.m.
Sunday 12 p.m. – 8 p.m.

Victor E. Anderson Branch
3635 Touzalin Avenue
Circulation: 238,664
Public Service Hours Per Week: 64
Monday – Thursday 10 a.m. – 8 p.m.
Friday – Saturday 10 a.m. – 6 p.m.
Sunday 12 p.m. – 8 p.m.

Bookmobile
Circulation: 23,103
Public Service Hours Per Week: 20
REVENUES:

Local Government Revenue: This includes all local government funds designated by the community and available for expenditure by the public library. Does not include the value of any contributed or in-kind services or the value of any gifts and donations, library fines, fees, or grants.

City of Lincoln: $ 6,108,276.06
Lancaster County: $ 617,163.00
Keno & Interest Earned: $ 543,435.12
Total Local Revenue: $ 7,268,874.18

State Revenue: These are funds distributed to public libraries by Nebraska state government for expenditure by the public libraries. This does not include federal money distributed by the state.

State Aid: $ 54,000.00
Continuing Ed/Training Grant: $ 5,985.00
Children's Youth Grant: $ 770.00
Other State Government Revenue: $ 5,600.00
Total State Government Revenue: $ 76,355.00

Federal Government Revenue: This includes all federal government funds including federal money distributed by the Nebraska Library Commission as Library Improvement grants.

Library Improvement Grant: $ 5,500.00
Total Federal Government Revenue: $ 5,500.00

Other Revenue: This is all operating revenue other than that reported under local, state, and federal operating revenue including monetary gifts and donations received, interest, library fines, fees for library services, and grants. Does not include the value of any contributed or in-kind services or the value of any non-monetary gifts and donations.

Other Revenue: $ 879,813.80
TOTAL OPERATING REVENUE: $ 8,230,542.98

EXPENDITURES:
Operating Expenditures are current and recurrent costs necessary to support library services.

Salaries and Benefits: $ 5,213,155.24
Collection Materials: $ 1,340,744.86
Facility: $ 231,372.86
Utilities: $ 290,272.61
Office Supplies: $ 85,210.66
Postage: $ 39,791.07
Telephone: $ 19,854.07
Insurance: $ 58,474.00
Contracts for Services: $ 527,153.85
Electronic Access: $ 329,434.67
Continuing Education: $ 12,418.66
Miscellaneous: $ 186,661.09
TOTAL OPERATING EXPENDITURES: $ 8,334,543.64

Capital Expenditures
Williams Branch Library: $ 117,888.24
Gere Branch Parking Lot: $ 191,519.96
TOTAL CAPITAL EXPENDITURES: $ 309,408.20
**LIBRARY MATERIAL HOLDINGS (volumes)**

<table>
<thead>
<tr>
<th>Category</th>
<th>Quantity</th>
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</thead>
<tbody>
<tr>
<td>Adult Print</td>
<td>456,565</td>
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<tr>
<td>Adult NonPrint</td>
<td>69,197</td>
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<tr>
<td>Youth Print</td>
<td>296,048</td>
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<tr>
<td>Youth NonPrint</td>
<td>39,343</td>
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<tr>
<td>Total Materials Owned</td>
<td>861,129</td>
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**LIBRARY SERVICES**

<table>
<thead>
<tr>
<th>Service</th>
<th>Quantity</th>
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</thead>
<tbody>
<tr>
<td>Number of registered borrowers</td>
<td>197,796</td>
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<tr>
<td>Annual library visits</td>
<td>1,529,774</td>
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<tr>
<td>Annual reference transactions</td>
<td>332,121</td>
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<tr>
<td>Number of Public Internet computers</td>
<td>110</td>
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<tr>
<td>Annual Public Internet Computer Reservations</td>
<td>225,874</td>
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<tr>
<td>Number of children’s programs</td>
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<td>Children's program attendance</td>
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<tr>
<td>Number of adult programs</td>
<td>168</td>
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<tr>
<td>Adult program attendance</td>
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<tr>
<td>Circulation of adult materials</td>
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<tr>
<td>Circulation of children's materials</td>
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<td>Total lost materials</td>
<td>12,623</td>
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<tr>
<td>Total library materials loaned to other libraries</td>
<td>2,781</td>
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<tr>
<td>Total library materials borrowed from other libraries</td>
<td>10,616</td>
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<tr>
<td>Number of online public access computers</td>
<td>69</td>
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<tr>
<td>Total employees (FTEs)</td>
<td>107</td>
</tr>
<tr>
<td>Total number of volunteers</td>
<td>1,061</td>
</tr>
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Mr. Camp,

My wife and I purchased our Townhome located at 7114 Culwells, CT. in October of 2007; our property backs the proposed right-hand turn lane on northbound 70th St. at Old Cheney.

When we purchased our property we understood that a strip of land behind our home on the east side of 70th was commons area upon which a fence had been constructed and trees had been planted, both in an effort to screen us from 70th St.

As per page 5, Paragraph 16 of our first amended restrictive covenants the developer/ owner agreed to convey the Commons area to the corporation free from encumbrances on or before January 1, 2003, this was complied with but sometime between the writing of these restrictive covenants and the conveyance the developer/ owner had sold a portion of said commons area to the city of Lincoln for the purpose of construction of a right-hand turn lane.

The sale of this strip of commons area was not made known to our association and was a complete surprise.

The construction of this turn lane would bring traffic approximately 14 foot closer to the back of our home but of more importance it could, as presently planned lower the elevation of the fence to a point where traffic could look into the back of our home and would also require the removal of trees that now provide screening.

City planners have told us that the reason for constructing the right-hand turn lane is for safety.

I don't believe that a right-hand turn lane would serve that many vehicles.

I observed this intersection on an average Monday morning from 6:50 a.m. to 7:45 a.m., the light at the intersection went through 24 cycles an average of 24 cars through each cycle for a total of approx. 576 vehicles.

Of those 576 vehicles, 44 turned right off of northbound 70th on to East bound Old Cheney.

17 of these 44 right turners had to wait in a line-up until the light turned green.

I don't see an increase in future right hand turning vehicles because of any future development to the east.

Under present plans there will be an additional eastbound lane on Old Cheney at the intersection with 70th, this alone would give right-hand turn vehicles and additional lane to enter old Cheney and should improve the vehicle flow in itself.

I believe that advanced warning lights could be constructed on northbound 70th, just south of Stevens Ridge Road and that this very much improve safety conditions that planners are concerned about.

There is presently a suggested speed sign of 35 mph at Stevens Ridge Road and 70th St; the posted speed limit is 45 mph.

Traffic exiting Edenton South on Stevens Ridge Road have a difficult time safely turning left, right or crossing into the Sheraton Lutheran Church property (of which we are members.)

Because of this difficulty to enter 45 mph traffic and because the suggested speed is 35 mph I feel that reducing the posted speed limit to 35 mph from Highway 2 to Old Cheney would be logical and would greatly improve safety.
Besides being a owner of one of the affected properties I am on the board of the Edenton South Townhome Association.

I am self-employed as a Real Estate Salesperson and am fully aware of the negative impact to our property values as we would become closer to the traffic and lose our screening.

We would at the very least like to have our screening maintained and are property values affected in the least possible manner.

We feel that nothing really need be done on 70th St other than reducing the speed limit to 35 mph but also offer the advanced stop warning lights as an added safety feature.

I would be very happy to discuss this with you at any time.

Thank You.

Bob Kittelson

Home Real Estate
402-440-8344
Subject: Re-zoning 27th & Old Cheney

I am writing you with my concern about re-zoning the 27th & Old Cheney area. Our neighborhood does not need a CVS Pharmacy in this area. There are a number of pharmacy’s; Walgreens, Shopko, and Stockwell, plus a CVS located at 56th & Hiway 2, which can accommodate our needs. This re-zoning will increase crime in the area, increase traffic to the residential area, decrease home values, yet will not decrease our property taxes, plus the fact that any type store can go into the proposed strip mall; liquor stores or firearm stores, etc.

I strongly urge all parties to consider the fact that we moved into this area because of the “residential factor”, and would like to keep it that way. There are already several businesses located in the 27th & Old Cheney, NW corner area, we do not need any more.

I am urging all the residents of Surrey Court to contact you with their concerns. I thank you for taking these factors into consideration when you vote to re-zone.

Wavell & Terry Marcsisak
2500 Surrey Ct
Lincoln, NE 68512

Neighborhood resident since 1966.
Subject: 27th & Old Cheney Road Re-zoning proposal

This message is to express my opposition to the proposed re-zoning of the NW corner of South 27th and Old Cheney Road, in order that a CVS pharmacy and as yet unknown retail spaces may be built there.
We have lived in our house on Jameson North for 29 years, and have enjoyed the minimal traffic and resultant safety factor for the now second generation of kids in the neighborhood. We fear that this will all change if the CVS project goes forward.
We have been assured that Assurity and CVS will do absolutely nothing to disturb our way of life, but I am a 74 year old cynic who has been around the block a time or two, and I would not trust them or their legal representative as far as I could throw them. Now that I have that off my chest, I would like to point out a few things that will undoubtedly take place if this proceeds.
1. Traffic will increase in the neighborhood. Users of the services at the site will soon learn that in order to make a left turn on 27th street, they will have to drop down to Canterbury Lane, then to Jameson North up to the traffic light where they can turn left.
2. Alcohol sales are a given at this site. I almost had to chuckle when Mr. Hunzeker conceded to the demand that alcohol sales would not be permitted in the western 2/3 of the building. That made me feel a lot better.
3. Criminal activity will undoubtedly increase in the area, as will late night loitering, trash disposal, and all the other ills that come with 24/7 businesses.
4. Our property values will decrease, despite assurances (again) that our homes will become more attractive to prospective buyers because they will be able to walk to the complex. That notion should be reserved for those who also believe in the Tooth Fairy and the Easter Bunny.
5. Lastly, it seems to me that any change that will impact the neighborhood to this extent should be carefully examined before action is taken. Will this CVS be welcomed to the neighborhood? Do we need this business in the area? Absolutely not. Within a five minute drive, I can visit 8 other pharmacies, have access to at least 6 Off Sale liquor sources, and can visit more restaurants that serve liquor by the drink than I can count. In my 29 years here, I have never felt that I did not have access to these services, and I do not feel deprived now. I like it here....I like it the way it is. I would ask that you strongly consider denying this application. We’re depending on your sense of decency and your devotion to preserving a beautiful neighborhood to guide your vote on this very important matter.

Thank you for your consideration,

Wendell Prochaska
2420 Jameson North
Lincoln, NE  68512-1539
My name is Kari Luther and I am just writing to let you know that I think the CVS going in at 27th & Old Cheney is a bad idea. I have lived in the Southwood neighborhood for 26 years. I am concerned about the increased traffic and congestion at that intersection. I am also very surprised that anyone could possibly think we need another pharmacy in that area. 4 minutes south of 27th & Old Cheney is a Walgreens and a Super Saver pharmacy. 10 minutes East, there is already a CVS pharmacy on 56th & Hwy 2. Seems very redundant to build another CVS pharmacy. Plus, won’t building parking lots & box stores decrease the surrounding home values?  
I am hoping that the City Council will put a stop to rezoning Southwood. 
Thank You!
To whom it may concern:

My name is Faith Schell, and I am a Southwood resident opposed to the proposed rezoning of 27th and Old Cheney. I am a member of the third generation of my family to live in Southwood, and its main appeal for me is how quiet and peaceful it is. We have everything we need within a few minutes of our home, including a shopping mall, several grocery stores, department stores, and 8 pharmacies which makes the proposed CVS and strip mall extremely redundant. The increased traffic caused by the rezoning would doubtless damage our streets, delay 911 responses from the fire department across the street, and increase the crime rate. The proposed additions are also particularly dangerous due to the proximity to Ruth Hill Elementary School, where the increased traffic will disrupt traffic flow around the school and place our children in greater danger of being struck by cars on their way to and from school.

I urge you to vote no on the proposed rezoning of 27th and Old Cheney because it will damage the peace and community value that has drawn three generations of my family to live in Southwood.

Sincerely,

Faith Schell
InterLinc: City Council Feedback for General Council

Name: Beverly Taylor
Address: 2218 Heather Lane
City: Lincoln, NE 68512

Phone: 402-423-3029
Fax: 
Email: huskers631@aol.com

Comment or Question:
This is in addition to my first email. I am a widow. I live on a fixed income. I want to know if building the CVS store on 27th & Old Cheney will affect the property taxes I now pay on my home on Heather Lane. I plead with the General Council to consider the impact this CVS deal will have on a wonderful area. Do we need "another drugstore in this neighborhood"? Do we need to destroy the streets and cause unknown traffic to an already congested area? The simple answer is NO. Is CVS a respectable, honest, Company. No they are not and we do not need them, nor do we want them. Sincerely, Bev Taylor
Mary M. Meyer

From: sgroshans [sgroshans@neb.rr.com]
Sent: Sunday, November 07, 2010 1:44 PM
To: Jonathan A. Cook; Doug Emery; Eugene W. Carroll; Jayne L. Snyder
Cc: Council Packet; promotelincoln@gmail.com
Subject: Zoning change - 27th & Old Cheney

As you have been elected to represent the citizens of Lincoln we are writing you to plead with you to hear our concerns regarding the zoning change requested by Assurity Insurance to change the zoning on property located at 27th and Old Cheney road. This zoning change if approved by you would change from a quiet office park into a maximum-volume retail space. This is bad for the Southwood neighborhood and the entire city. Below is a listing of major concerns we have that we feel needs to be taken in consideration by you before you can make your final decision. Assurity Insurance has basically told us this is a done deal but at least you, as our representatives, did allow us a little more time to address this issue. Only having a few weeks notification before this moved to the planning commission certainly didn't allow people enough time to respond. As most households have both spouses working and trying to make a living it is very difficult to organize as a group and respond. We do "thank you" for at least giving us a few more weeks.

1. A zoning change if approved is final. ANY high-volume/high risk retail store can move in without neighborhood approval or notice. And no matter what the developers tell you, having lived at our location for over twenty years we can assure you that a good majority of people shopping at the retail space will exit into the Southwood neighborhood because it is very difficult to enter either 27th Street or Old Cheney from this location. Currently the few people working in the office space all exit onto So Canterbury Lane because they are unable to enter either 27th or Old Cheney easily. Normally this is not a problem for the neighborhood because it is zoned as Office Space and the people working usually only enter in the morning or when leaving work. As retail this would be going on all day long and will be very dangerous for children walking to school.

2. Increased crime - police reports show an average of 30 crimes within 1/4 mile of each current CVS Pharmacy in Lincoln (over 3 months). Only 9 crimes were reported prior to the opening of the CVS Pharmacy.

3. Increased traffic - Heavy traffic on the corner of 27th and Old Cheney is already a concern. This corner will become even more dangerous. When driving west on Old Cheney it will be very difficult to see someone slowing down to turn into the entrance to the CVS Pharmacy as you are driving up a hill until you reach the intersection and if a driver is at all distracted by something there will not be enough reaction time to allow the motorist to slow down enough to avoid hitting a car turning into the shopping area.

4. Decreased home values - replacing landscaped lawns and destroying a wonderful "green space" and tearing down a unique building and replacing it with parking lots, box stores, and rain run-off will damage surrounding home values.

5. Other unsafe conditions - No dedicated pedestrian approaches; loitering encouraged from alcohol/drug sales from a 24/7 store is simply not something needed for this area of Lincoln.

6. Redundancy - we have 8 pharmacies only minutes away plus another CVS just two miles away. CVS can use other available spaces already zoned for its use. Adding more retail space devalues business and residential values. Simply stated when there is absolutely no need to change the zoning it shouldn't be approved. Big business needs to be shown that family values are still more important in this city than a totally unneeded CVS Pharmacy store.

7. Careless planning - this development conflicts with Lincoln's approved plan for future building. Hundreds of families moved to this neighborhood under current zoning laws. Reversing directions now is wrong.

8. CVS Pharmacy is not the type of business that should be located this closely to neighborhood homes, especially since there would be exit from the space directly into the neighborhood!!! There have been many recent news articles involving CVS/Caremark and they have not been favorable. A few examples are violating Meth Laws in at least 25 states, deceptive business practices filed in 28 states, Medicaid Prescription Drug Fraud, hiring pharmacists with expired licenses to dispense drugs. We don't know about you but this does not seem like the type of business we want located in a nice neighborhood.

1
If you haven't already visited this site we ask you to please take time to visit the site and we feel you will agree with our concerns as to why a zoning change is not something that should be approved. If Assurity wants to build a new office space no one would object to that. PLEASE put yourselves in our shoes and vote against a zoning change..... Respectfully submitted ---- Steven and Stephanie Groshans.
Dear Council Member:

Well over forty years ago my wife and I purchased our first home in Southwood. At that time, there were only 40 homes built and the promise was that a new elementary school would be built right down the street from where we lived. We were told by the developer, who was also a city council member at that time, which the neighborhood would be exclusively residential, except for the corner of 27th and Old Cheney which had very restricted commercial development approved.

We liked the neighborhood so much that after five years, we built a new home farther south, and closer to where the proposed school would be. After living in the neighborhood for eight years, the school was finally built and ready for occupancy. About the same time commercial development on the corner of 27th and Old Cheney began, with a landscaped office building being erected. This building complemented the neighborhood and added to its appeal.

Now, it appears that the building owner has other plans for that corner and wishes to tear down an attractive building which is beautifully landscaped and erect a strip mall. The city of Lincoln has a comprehensive plan, which the council approves, and modifies every few years as the city continues to grow and develop. This plan should not be abandoned simply because a corporate property owner wishes to unload a facility that they no longer have use for. Any changes to the existing plan and zoning would have dire effects on the property owners in the subdivision.

If the council wishes to amend the plan and zoning and disregard the intent of the original developer, then they should discontinue to follow the comprehensive plan and open any area of the city up to development. It is time that the council listens to residents instead of corporate and government entities when they decide they want the citizens of Lincoln to pay for their ambitions.

Please do not change the zoning of the land at 27th and Old Cheney Road, unless you are willing to change zoning every place in the city in the future. My wife and I want to go on record in opposition to changing this zoning – not just for ourselves but for the entire neighborhood. Thank you for considering our position in this matter.

Sincerely,
John and Alicia Baillie
2215 Hanover Court
Lincoln, NE 68512
402-423-9212
Dear City Council,

As a property owner and registered voter living in Southwood, I oppose the rezoning of the Northwest corner of 27th and Old Cheney.

We do not need the increased traffic at an already congested and dangerous intersection. In November of 2004, a young driver ran the light at 27th and Old Cheney totaled the car I was driving and caused me serious back injury. Accidents like this will surely increase if the rezoning occurs. It is already a dangerous intersection which doesn't need more traffic entering and exiting which rezoning will surely cause.

The city planners were right with the original zoning. We need the green space the office park allows. 40 years ago, I flew kites there. 13 years ago, I flew kites with my children there. Now, my two adult children live in Southwood and we want the community to continue as it has for years to be a good place to raise children. Rezoning this property is not be what is best for families in the area.

With so many pharmacies already available within minutes we don't need a another one. There is a CVS pharmacy 2 miles away at 56th street. There is a 24 hour Walgreens at Southpoint should you need medication at night. Surely there are sites already zoned appropriately for CVS to chose from.

Please do not rezone the property. It is best for our community to keep it zoned as it is.

Sincerely,
Zoe Schell
LHS Math Teacher
Mary M. Meyer

From: Malkore [malkore@gmail.com]
Sent: Monday, November 08, 2010 8:01 AM
To: Council Packet
Subject: Rezoning 27th and Old Cheney

Dear council members,

I am writing today simply to express my thoughts on the plan to re-zone 27th and Old Cheney.

South Lincoln has a lot of existing spaces, better spaces, already available for adding another pharmacy. 27th and Old Cheney is already a fairly congested intersection, with a somewhat dangerous left turn from 27th (heading south) onto Old Cheney (heading east) due to the hill from the south making oncoming traffic impossible to see. The only safe way to remedy this is build up the south side of 27th so the oncoming traffic from the south is level with the traffic coming from the north.

In addition, this is a residential area, not a commercial district, so the lack of right turn lanes also needs to be addressed, and will result in property owners losing some of the land they have purchased.

The only thing Lincoln has more of than churches, is pharmacies. You already have a vacant office building for years at that corner. CVS may be booming at the moment, but as healthcare providers shift to the next chain pharmacy, you will leave another abandoned building, after wasting a lot of time and money developing the area. Barely a half mile down Old Cheney is a Walgreens, a HyVee pharmacy, and PLENTY of open real estate for a CVS pharmacy. Head a mile south on 27th and there's a commercial hotspot, again with plenty of space for another pharmacy. North...you have the Shopko pharmacy. We don't need ANY additional competition for prescription drug filling here, as its already saturated.

Plus, I can't even imagine how you would shoe horn a CVS plus a strip mall and all the parking into that tiny corner lot, unless you plan to gut all the nice grass, trees, shrubs, and level the whole thing off into a field of concrete. How tacky will that look, juxtaposed against the 40+ year old trees in the Southwood neighborhood immediately behind the area? Really tacky.

In short, the people in this area do not want, or need, another strip mall or CVS. It won't revitalize the area, and its a poor fit for the area. I suggest you stand up to CVS's lawyers and point them to an area already properly zoned for the businesses you wish to add to the community.

Regards,
--
Gregg Stearns
2320 Camelot Ct
Lincoln, NE 68512
Council member,

I have to ask, is it that cost effective to tear down this beautiful building and build anew? Is this building in that dire need of renovation?

Can we save what little "green space" we have left? The congestion alone is an eye sore by itself. directly decreasing our home values in this area.

This building and it's beautiful green space compliments the whole neighborhood, along with the other businesses just to the north of it. We really do not need another pharmacy in this area, with two other Walgreen pharmacies very close by.

Re-zoning this area can only open the door for any and many other stores that can add congestion, less green area, late night loitering, safety...These are just some thoughts to ponder before making a decision like this in this area.

Thank you for your time reading this.

Tom Logan
Telephone Messages:

1. Alan More. Opposed to Lincoln Electric System rate hike. Stand up for Lincoln citizens, as LES has been raising rates for years. LES should streamline their system, office, to get into line.

2. Recorded message. No name given. Against the rezoning at Old Cheney and 27 Street.

3. Vivian and Wallace Hock. Against the rezoning at 27th and Old Cheney. Too much traffic now and do not need more traffic in the neighborhood with all the children living there.

4. Ray and Wini Pierson. Please no rezoning at 27 Street and Old Cheney, We do not want the store, the increase in traffic and crime, and decreased home values. We do not need another pharmacy here.

5. Jan Jacob. Opposed to the 27th and Old Cheney proposed rezoning. Lived in Southwood 31 years, A quiet, safe neighborhood. The residents have not been informed properly of this proposal. It would be horrendous to have 24 hour liquor store on this corner, what else could go in. Also, safety aspect of the fire station across the street in response times.

6. June Blumgartner opposed to the proposed rezoning at 27th and Old Cheney Road. Lives in Southwood.
I am writing to express my displeasure about the proposed rezoning at the corner of 27th and Old Cheney. I do not believe this change is necessary and, in fact, believe it to be detrimental to the neighborhood.

Why the city would even consider approving tearing down an architecturally interesting building to replace it with more neon laden retail space is beyond me. There are numerous drugstores available within a mile of site; making the notion of "need" somewhat superfluous.

Please preserve this neighborhood and stop this sort of obnoxious retail seep into residential neighborhoods. Keeping retail grouped together helps preserve those areas, while providing convenient area-based shopping. This notion goes not only for my neighborhood, but for what appears to be a trend across the city. I implore you to not approve this sort of rezoning.

Thank you for taking the time to read this message.

-Michael Straatmann
City Council:

I live in the southwood neighborhood and am speaking against the re-zoning. It does not add to our community but takes from it and is bad for our safe little neighborhood. There is plenty of traffic already, home values are already decreasing and adding a CVS will only add to that. Besides, there is a Walgreens 2 miles away and Shopko within 1/2 a mile of the neighborhood.

Please reconsider-

Thank you,

Jack & Amanda Harris
Mary M. Meyer

From: Jerrod P. Jaeger [jerrod@jaegerlawoffice.com]
Sent: Monday, November 08, 2010 9:24 AM
To: Council Packet
Cc: 'Mark A. Hunzeker'; 'W Don Nelson'; 'Ron Suing'; Jonathan A. Cook; Doug Emery; R. Adam Hornung; Mayor; scott.zager@nebraska.gov; Brendan McDaniel
Subject: Letter to Council re proposed zoning change

I have attached my letter drafted on behalf of the Southwood Neighborhood Association related to the proposed zoning change of the northwest corner of 27th and Old Cheney. I can be reached for comment at the contact information on the letter, the signature line below, or my cell #304-7962.
Best regards,

Jerrod P. Jaeger
140 N 8th Street, Suite 250
The Apothecary Building
Lincoln, NE 68508
📞(402)476-6585
📞(402)476-7499
jerrod@jaegerlawoffice.com
www.jaegerlawoffice.com

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TO: Lincoln City Council

Dear Councilpersons:

I am writing on behalf of the Southwood Neighborhood Association. We would like to update the Council with our requests regarding the proposed "Change of Zone No. 10019."

The development team from Assurity Life Insurance Company visited with several members of our association on October 27. The meeting was informational in scope. Since then, we had another opportunity to have a community meeting. At this subsequent meeting, concerned citizens within the Southwood neighborhood, as well as a couple from surrounding neighborhoods met to voice concerns and attempted to condense our apprehensions into a position.

Primarily, if the neighborhood association was the final word on the subject, there would be no zone change to the property. The current status of the area has afforded the neighborhood with economic activity, without an appreciable increase in traffic and crime.

Notwithstanding, it has become apparent to the residents that there lies against us the process, including the procedure for petitioning the planning department, the attitude of the members of the planning commission, the reduced building standards compared to other comparable communities in the U.S., and with all due respect a City Council fearful of being portrayed as anti-business.

Therefore, we have come up with a list of requests and/or confirmations that we ask you to enforce against the developer of this project. Whether it be expressed through the zoning requirements or through building permit, we would like to see the following requirements for this development:

- Restrict hours of operation to 8 a.m. to 10 p.m.; restrict delivery times to 9 a.m. to 11 a.m.
- Close Neighborhood streets to construction traffic.
- Ban electronic signs from the development and restrict sign height to 6'.
- Save existing trees.
• Canterbury should be resurfaced, stop signs should be added at all intersections, 25 mph should be posted, and trucks should be banned from access.

• Reduce size of planned parking lots

• Ban liquor and beer sales on the premises, or restrict it to only full service restaurants.

• Due to the speculative nature of the development beyond Phase 1, restrict it to Phase 1 only.

• In addition to banning access for trucks on Canterbury, make approaches to neighborhood exits from the development truck unfriendly.

• Increase setbacks to 20'.

• Ban Drive Thru aspect of CVS Pharmacy

• CVS's practice is to set up a liability shield with local franchises. Require CVS's parent corporation to sign on as guarantor to CVS's lease.

• Request a study regarding the impact of this development on the Fire/Emergency response time impact of this project.

• Preserve Existing Artwork/Tie in existing architectural styles with exterior building materials.

• Block all light pollution from the neighborhood.

• Force the development to meet or exceed Building/Lot Ratio standards.

We acknowledge that the developer may require additional time to accommodate these requests. We would stipulate to another delay in considering the proposal by the City Council. The developer has criticized our requests for more time. We seek adequate time for all interested parties to consider the issue. The developer has threatened that any delay in consideration by the City Council could delay the project by 6 months. We beg his pardon, for we are asking to carefully consider this project that will have effects on the neighborhood for decades.

We appreciate your consideration in this matter.
Sincerely,

[Signature]

Jerrod P. Jaeger
Vice President - Southwood Neighborhood Association

cc:
Mark Hunzeker - Assurity Development Team
Mayor Chris Beutler
I am really concerned that you are even considering a CVS store at 27 and Old Cheney. This is so congested as it is that you drive there with great fear for your life and a CVS store of all things, We do not need another pharmacy in this area.

This is a lovely, quiet neighborhood and relatively crime free but you bring in a store like that and a strip mall and we will be in real trouble.

Many of us have retired in this area because it is free from the traffic and is a low crime area and you will be taking this away from us.

Please consider that this is careless planning and will not be appreciated or forgotten by voters in this area

Ferne Clark
I am against rezoning 27th and Old Cheney to put in a CVS pharmacy. There are all sorts of reasons, but CVS' legal track record, the existence of many drug stores in the area, and the loss of a block so tranquil it's like a neighborhood park are high on my list. Please do what you can to block this from happening. I appreciate your help.

Sincerely,

Jeanne Kern
2600 Cheshire North Court
I would like to add my name to the list of those against re-zoning 27th and Old Cheney for CVS. There is more than enough retail in the surrounding area. 14th and Old Cheney has been turned into an eyesore with plans for revising the roads there no where to be seen. There is plenty of retail further north on 27th with SouthPointe. Moving east on Old Cheney you come to the retail around 40th street. Enough is enough.

Added to all this is the struggles and problems that CVS themselves are involved in, and continuing to have. Throw in the added congestion of increased traffic and the 27th and Old Cheney area will become a place to avoid. As it is now, the only way to exit the Southwood neighborhood if going south or east is onto 27th street.

Robert Baker
5415 Tipperary Trail
Lincoln, NE 68512
Southwood does not need a CVC pharmacy. We do not need the crime that goes with it or anything else. There are plenty of drug stores close. Thank You
Subject: rezoning corner of 27th and old cheney

I attended a meeting last week and was told that the rezoning was a done deal and that we were wasting our time voicing our opposition. I'm in hopes the speaker has the wrong info.

My opposition covers several areas:
1. In the over 30 years we've lived in this area we have seen the traffic on 27th and on Old Cheney increase dramatically. Adding turn off and turn into to a high traffic business such as CVS can't do anything but make this more dangerous for both vehicles and pedestrian traffic. Along with this people will soon discover that unless they're in the turning lane they will have to turn around OR go through our neighborhood to enter or exit the area. We do not need more traffic in our residential streets.
2. Because of the added traffic and turning confusion is the delays we could see from the fire and rescue department which is on 27th right across from this development.
3. Another major concern is what type of business can go into the 2 buildings indicated on the site map? Could it be the type that would be considered high traffic, undesireable for a residential area, or dangerouse for the children of the neighborhood? This type of zoning, I've been told could open up the flood gates.

Other concerns have been expressed by some of our neighbors. In any case changing the zoneing, in my homble opinon could be devestating to our community.

Thanks for your service, Ron Jacob 2500 Cheshire So.
Subject: no cvs

HERE IS OUR VOTE AGAINST ANOTHER CVS/STRIP MALL IN SOUTHWOOD. LEAVE THE AREA OF 27TH/OLD CHENEY ALONG. THE TRAFFIC ALREADY THERE IS OVER WHELMING AT TIMES. MARVIN AND SHEILA HOBRACK 5207 TIPPERARY TRL. THANKS SH.
MINUTES
DIRECTORS’ MEETING
MONDAY, NOVEMBER 8, 2010

Present: John Spatz, Chair; Gene Carroll, Vice Chair; Jayne Snyder; Jon Camp; Adam Hornung; Jonathan Cook; and Doug Emery

Others Present: Joan Ross, City Clerk; Trish Owen, Deputy Chief of Staff; Chuck Zimmerman, Interim Director Building and Safety; and Greg MacLean, Public Works & Utilities Director

Chair Spatz called the meeting to order at 2:00 p.m. and announced the location of the Open Meetings Act.

I. CITY CLERK
   Ross pointed out the annual Board of Equalization hearing is today at 3:00 p.m. On Item 3 Terry Culwell, being reappointed to the Building Code Board of Appeals, has asked his name be withdrawn. Council could make a motion to eliminate his name but move forward with the other reappointments. Zimmerman stated Culwell has retired and wishes to do other things, but hopefully we can move forward with the other two names. Short discussion on taking off agenda. Ross then named the items to be called together.

   Ross stated on page 5, First Reading, Items 28 and 29, have requests for second and third readings on the 15th. Cook commented now with Council meeting on the 22nd if we could eliminate this request but also add to Item 27 and 30 the action date will be the 22nd, everything will be together. Ross stated on page 6, Motion to Amend, Item 37, #10-135.

II. MAYOR
1. NEWS RELEASE. Channel 5 to re-air show featuring Ted Sorensen.
   No comments

DIRECTORS:

CITY ATTORNEY
1. Letter to Attorney Gary Nedved in reference to tort claim of Dennis and Benita Cooper.
   No comments

CITY LIBRARIES
1. NEWS RELEASE. Public invitation to special One Book - One Lincoln event in the Capitol Rotunda on Sunday, November 7, 2010.
2. The new Lincoln City Libraries Strategic Plan on line. (Web link provided)
   No comments

PLANNING DEPARTMENT
   No comments

PLANNING COMMISSION
No comments

PUBLIC WORKS AND UTILITIES - Greg MacLean, Director
MacLean stated today had a press conference on a major landfill gas project with Mayor Beutler explaining the program. Essentially we are drilling wells, 54, at the landfill, then will collect the gas and bring to a central point. The flare will be lit in the spring. He added after lighting we are eligible to market carbon credits on the national/international market, and depending on the quality and quantity, can look for particular uses as a public commodity. Will have the carbon credits initially and hopefully future energy benefits.

Camp asked if they have a potential value of the carbon credits? MacLean replied when they started the carbon credit market was approximately $7.00 metric ton, per year. Now, with the market somewhat depressed, it is approximately $2.00 per metric ton. Initially our landfill will generate somewhere in the area of $300,000.00 revenue a year. As quantity increases, and if the market comes back, this will continue to rise. Will be five to six years for a payback on initial costs, which does not take into account the sale of the commodity for other uses. Camp asked if there is anything, even at the start when we flare the methane gas off which would have value versus wasting? MacLean answered it is not wasting because as we flare off will have an environmental benefit of not releasing methane gas into the atmosphere. Methane is about twenty times more volatile, or noxious, in terms of air quality. We cannot go to a final end user until we have a better feel for the quality of gas we collect, to determine who will take advantage. Owen added they will meter, and will have a good number to take to market. MacLean added they will have a ceremony for the lighting.

III. COUNCIL RFIS/CITIZEN CORRESPONDENCE TO INDIVIDUAL COUNCIL MEMBERS
None

IV. MISCELLANEOUS
None

V. CORRESPONDENCE FROM CITIZENS
1. Email from Bryan Seibel regarding the proposed development at 27th and Old Cheney Road.
2. Letter from Cheryl Rourke on ParkandGo employee’s actions.
No comments

VI. COUNCIL MEMBERS
Hornung No comments
Snyder No comments
Carroll No comments
Camp No comments
Cook No comments
Emery No comments
Spatz No comments

VI. ADJOURNMENT
Chair Spatz adjourned the meeting at 2:09 p.m.