I. CITY CLERK

II. MAYOR
1. NEWS RELEASE. Mayor presents May Award of Excellence to bus operator Jose Regueira.
2. NEWS RELEASE. Section of Billy Wolff Trail to remain closed.
3. NEWS ADVISORY. Mayor Beutler will announce a personnel change at a news conference at 10:00 a.m., Wednesday, June 15th, in the Mayor’s Conference Room, 555 S. 10th Street.
4. NEWS RELEASE. Hubka to head Finance Department as Herz retires.
5. NEWS RELEASE. New feature added to online budget discussion. Community conversation set for Saturday.

III. DIRECTORS

HEALTH DEPARTMENT
1. NEWS RELEASE. Food that’s in when school is out.
3. Board of Health meeting minutes of May 10, 2011.

PLANNING DEPARTMENT
1. Administrative Amendment No. 11023 to Special Permit No. 1999A approved by the Planning Director on June 10, 2011.

PLANNING COMMISSION
1. Acton by the Planning Commission, June 15, 2011.

IV. COUNCIL MEMBERS

JON CAMP
1. Correspondence to David Landis, Urban Development Director, regarding the UNL Credit Union redevelopment agreement and related measures.
2. Correspondence from Councilman Camp on federal grant, with article on Grand Island rejecting the grant.
   a) Newspaper article. Grand Island Rejects Federal Grant to Pay for Six New Firefighters.
3. Question to City Attorney Confer on the Viper liquor application.
   a) Response from City Attorney Confer on reconsidering the Viper liquor application.
4. Correspondence from Councilman Eskridge on the Viper liquor application.
   a) Reply from Councilman Camp with thoughts on a future pre-council to discuss ordinance and acceptable legislated standards.
   b) Reply to City Attorney Confer from Councilman Camp with questions on the timeframe and implications with the Nebraska Liquor Control Commission.
5. Correspondence from City Clerk Ross on subject of the Viper liquor application reconsideration.
6. Email from Police Chief Peschong with information on the Viper liquor application.
7. Communication from City Attorney Confer regarding a motion to reconsider.
8. Email from City Attorney Confer with information requiring the Viper room to submit a new application.
   a) Statement from Clerk Ross.
   b) Statement from Councilman Carroll.

V. MISCELLANEOUS - None

VI. CORRESPONDENCE FROM CITIZENS
1. Letter from LIBA Board of Director. A request for the City of Lincoln to drop International Council for Local Environmental Initiatives (ICLEI) membership.
2. Questions from Robert Adams on approving one liquor license as opposed to denying another.

VII. ADJOURNMENT
MAYOR PRESENTS MAY AWARD OF EXCELLENCE

Mayor Chris Beutler today presented the Mayor’s Award of Excellence for May to Bus Operator Jose Regueira. The monthly award recognizes City employees who consistently provide exemplary service and work that demonstrates personal commitment to the City. The award was presented at today’s City Council meeting.

Regueira, who has worked for the StarTran Division of Public Works and Utilities since 2004, was nominated in the categories of loss prevention and valor for his quick response to a recent fire on a StarTran HandiVan. He was nominated by Bus Operations Superintendent Mike Weston.

At about 4 p.m. April 13, Regueira was notified by a passing motorist of a fire coming from the rear of the HandiVan he was operating. Regueira stopped immediately and unloaded his wheelchair bound passenger, then returned to the burning vehicle to use the radio to notify StarTran dispatch.

Regueira then retrieved the fire extinguisher from the vehicle and put out the fire before Lincoln Fire and Rescue arrived. The fire was under the rear of the vehicle, dangerously close to the fuel lines and fuel tank. Weston says Regueira’s quick actions stopped the fire from spreading and prevented a potential deadly situation from occurring.

The other categories in which employees can be nominated are customer relations, productivity and safety. Consideration also may be given to nominations that demonstrate self-initiated accomplishments or those completed outside of the nominee’s job description. All City employees are eligible for the Mayor’s Award of Excellence except for elected and appointed officials. Individuals or teams can be nominated by supervisors, peers, subordinates and the general public. Nomination forms are available at lincoln.ne.gov (keyword: personnel) or from department heads, employee bulletin boards or the Personnel Department, which oversees the awards program.

All nominations are reviewed by the Mayor’s Award of Excellence Committee, which includes a representative with each union and a non-union representative appointed by the Mayor. Award winners receive a $100 U.S. savings bond, a day off with pay and a plaque. Monthly winners are eligible to receive the annual award, which comes with a $500 U.S. savings bond, two days off with pay and a plaque.
SECTION OF BILLY WOLFF TRAIL TO REMAIN CLOSED

Lincoln Parks and Recreation officials today announced that the Billy Wolff Trail from 27th Street and Capitol Parkway to Randolph Street will remain closed until June 25th, about two weeks longer than originally planned.

The City and the Lower Platte South Natural Resources District are relocating the trail to the east side of Antelope Creek, allowing it to connect with the Antelope Valley Trail near “J” Street. The trail is closed for construction of an abutment for a new bridge that will cross Antelope Creek east of Randolph.

Terry Genrich, Natural Resources and Greenways Manager, said the abutment is so close to the trail it is impossible to shore up and work on it without creating safety concerns for the workers and trail users. He said the existing trail in the area of the abutment will need to be removed during the closure.

During the construction, trail users are encouraged use the sidewalk on the west side of Capitol Parkway. For more information on the City trail system, visit lincoln.ne.gov (keyword: trails).
DATE: June 14, 2011
FOR MORE INFORMATION: Diane Gonzolas, Citizen Information Center, 441-7831

Mayor Chris Beutler will announce a personnel change at a news conference at 10 a.m. Wednesday, June 15 in the Mayor’s Conference Room, third floor of the County-City Building, 555 South 10th Street.
FOR IMMEDIATE RELEASE: June 15, 2011  
FOR MORE INFORMATION: Diane Gonzolas, Citizen Information Center, 441-7831

HUBKA TO HEAD FINANCE DEPARTMENT AS HERZ RETIRES

Mayor Chris Beutler today announced the retirement of City Finance Director Don Herz effective August 31, 2011. The Mayor has appointed Steve Hubka to the position of Interim Director, and Hubka will continue to serve as the City Budget Officer. Herz has been Finance Director since June 1999. Hubka has been with the City for 29 years, including 21 years as Budget Officer.

Mayor Beutler said the City’s financial position is among the nation’s strongest because of the leadership of Herz and Hubka. He said the City’s budget management has kept Lincoln’s property tax rate among the lowest of Nebraska’s 15 largest cities. And he cited the City’s triple-A bond rating from the two major bond rating agencies – ratings that allow Lincoln to borrow at the lowest possible interest rate, saving tens of millions of dollars for City taxpayers.

The Mayor praised Herz for his distinguished career in public service. Before serving as Finance Director, Herz spent 15 years as the Financial Reporting and Systems Manager for the Accounting Division of the State’s Administrative Services Department and seven years as Budget and Fiscal Officer for the Nebraska Commission on Law Enforcement and Criminal Justice. The UNL graduate also worked as a Supervisor/Senior Accountant for a private CPA firm.

“Whenever I have a difficult fiscal challenge on behalf of the citizens of our community, I have turned to Don Herz to solve them,” Beutler said. “He has truly been a champion for a dynamic and growing community, while at the same time a problem solver who has kept his eye on the bottom line.”

Hubka has balanced 22 budgets working for four Finance Directors and six Mayors. “Never in the history of our City has someone come to the job of Finance Director with more experience and ability than Steve,” Beutler said. Hubka is a lifelong Lincoln resident and UNL graduate. He worked in the State Auditor’s office before joining the City in 1981 as Assistant City Auditor. He became Budget Officer in 1990 and served as Interim Finance Director from December 1998 to May 1999.

“Steve has been the voice of reason and fiscal responsibility, always preaching caution and prudence in meeting our financial challenges,” Beutler said. “Steve has the combination of talent and experience we need to continue the record of financial excellence Lincoln has built under Don Herz’s leadership. He will help us build an even stronger financial position for our future, a key to providing service to our citizens during these challenging economic times.”

- more -
The Mayor said Hubka made the decision to take on the extra responsibility as both Interim Finance Director and Budget Officer instead of hiring someone to fill his current position. He also declined a salary increase. “It is another example of the selflessness and dedication Steve has exhibited throughout his career,” Beutler said. “The Finance Department has a very talented and experienced staff who have agreed to help Steve by assuming more responsibility as he accepts the new challenge of leading the Department.”

The Finance Department has 66 employees and is responsible for the appropriation, collection, investment and disbursement of City funds. The Department also prepares all City bond issues and assists the Mayor in the development of the annual budget. The Divisions in the Department include City Treasurer, Budget, Purchasing, Accounting, City Clerk and Information Services.

- 30 -
OFFICE OF THE MAYOR
555 South 10th Street, Lincoln, NE 68508, 402-441-7511, fax 402-441-7120

FOR IMMEDIATE RELEASE: June 15, 2011
FOR MORE INFORMATION: Diane Gonzolas, Citizen Information Center, 402-441-7831
Lisa Pytlik-Zillig, Public Policy Center, 402-472-5678

NEW FEATURE ADDED TO ONLINE BUDGET DISCUSSION
Community Conversation set for Saturday

A new option has been added to the City’s online budget discussion at lincoln.ne.gov. Over the last month, more than 2,000 people have taken the online budget survey, which asks them to make funding decisions on nine current city programs. The new feature allows participants to make other suggestions on what could be cut from the budget.

“We originally limited the list to nine programs to keep it simple enough that we can show participants the impact their decisions would have on property taxes,” Mayor Beutler said. “The survey does include opportunities for discussion on the nine programs. But we’ve heard from many people that they wanted more choices. The new feature also allows participants to vote on the original nine programs as well as the new suggestions that are coming in. Again, the goal of this entire effort is to encourage public participation and to build consensus on how we move forward.”

The new suggestion feature, the discussion area and the survey are all available through the end of June at lincoln.ne.gov by clicking on “Taking Charge Program Prioritization.”

Those who take the survey have the opportunity to sign up for the Community Conversation from 9 a.m. to 4:30 p.m. Saturday, June 18 at the County-City Building, 555 S. 10th. Those who can’t attend in person can watch session on 5 CITY-TV (government access cable channel 5) and participate in an online discussion through the City website.

The City has worked with the University of Nebraska Public Policy Center on the Taking Charge public budget process. More information on the Center is available at ppc.unl.edu.

- 30 -
FOR IMMEDIATE RELEASE: June 14, 2011
FOR MORE INFORMATION: Mike Heyl, 402-441-3889
Janette Johnson, 402-441-8045

FOOD THAT’S IN WHEN SCHOOL IS OUT

For 31 years, the Lincoln-Lancaster County Health Department has been the sponsoring agency to provide summer meals to Lincoln’s low income children. The 2011 Summer Food Service Program (SFSP) began on June 1st with an expected 30 sites throughout the summer in Lincoln’s highest need areas. Health Director, Judy Halstead, and representatives from the Mayor’s Office, USDA, the Nebraska Department of Education and its Nutrition Division, and other local agencies will officially launch Lincoln’s program at Belmont Community Center, 3335 North 12th Street at 11:30 a.m. on Tuesday, June 14th.

“Providing thousands of breakfasts and lunches for ten weeks in the summer to children from 2 to 18 years requires a great deal of collaboration among many agencies,” says Ms. Halstead. The USDA funds the program through the Nebraska Department of Education. The Lincoln-Lancaster County Health Department (LLCHD) coordinates the program in Lincoln and is sponsoring the second largest number of sites of any Nebraska sponsor. The Nutrition Services Department of Lincoln Public Schools prepares the meals for delivery to the sites by Health Department staff. The LLCHD provides training to agencies for the food distribution and offers health education on a variety of topics to the children. SFSP community partners include the United Way of Lincoln-Lancaster County, the Food Bank of Lincoln, and Anderson Ford.

This year’s slogan for the SFSP is “Food that’s in when school is out!” With summer meals, children that participate in the program are assured that they are getting the nutrition they need to learn, play, and grow during vacation when they do not eat at school. In 2010, nearly 94,000 meals were served to Lincoln children through the SFSP. More than 100,000 meals are anticipated to be served this summer with a significant increase in breakfast service.

Everyday, more than 70 children are eating lunch at the Belmont Community Center site. Food service sites are typically located in schools or at service agencies that provide summer programs for children. These partners donate the use of their facilities, as well as staff and volunteer hours, to help ensure the program’s continued success in providing meals to needy children.

For more information about food service sites and hours of operation, contact the Health Department at 441-8045.
HEALTH DIRECTOR

- The Mayor’s proposed FY11-12 budget will be released in June and will be reviewed by the City-County Common in July. Staff provided the final budget indicators to the Mayor’s Office. The Department anticipates receiving reduced funding from the State of Nebraska for the minority health and tobacco program grants as well as for the LB692 funds.

- Continue to work with the City Budget Office on budget modifications.

- The Health Director attended an orientation session for new City Councilman Carl Eskridge.

- June 1, 2011, Mayoral Aide Trish Owen, will be assigned to the Health Department. The Health Director will provide orientation to the Department for Ms. Owen.

- The proposed mandatory garbage ordinance was introduced to the City Council on May 9, 2011. A public hearing was held on May 16th. The Council is scheduled to vote on the proposed ordinance on June 6, 2011.

- The Department will provide assistance for Lincoln Public Schools staff following the fire at their District Office on May 31, 2011. Our Early Childhood Development Program shares families with Lincoln Public Schools staff. We will provide LPS staff access to a copier, telephone, internet access and a meeting area in one of our Conference Rooms. We will provide assistance until they are able to find temporary office space.

- Working with Lincoln Fire & Rescue as lead, to collaborate on a possible city-wide citizen CPR Initiative to increase citizen CPR now that CPR is compressions only.

- Assisting the Lancaster County Medical Society with securing funds for language interpretation for low income patients in private practitioner offices.

- Employee of the Month - Deborah Byrne - Health Data & Evaluation Division

ANIMAL CONTROL

Animal Control May Stats

<table>
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<tr>
<th>Pet Licenses Sold</th>
<th>Sep 08-Sep 09-Apr</th>
<th>Sep 10-Apr 09</th>
<th>Sep 10-Apr 11</th>
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<tbody>
<tr>
<td></td>
<td>39,954</td>
<td>39,343</td>
<td>42,465</td>
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DEPARTMENT REPORT
MAY, 2011
### Cases Dispatched
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<tr>
<th></th>
<th>11,691</th>
<th>9516</th>
<th>14,260</th>
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<tbody>
<tr>
<td>Investigation</td>
<td>13,737</td>
<td>11,253</td>
<td>15,531</td>
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### Animals Impounded

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<tbody>
<tr>
<td>Dogs</td>
<td>1229</td>
<td>1241</td>
<td>1,165</td>
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<tr>
<td>Cats</td>
<td>1008</td>
<td>1012</td>
<td>981</td>
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### Court Citations Issued
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<td>151</td>
<td>176</td>
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<td></td>
<td>3,983</td>
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### Bite Cases Reported
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<td></td>
<td>253</td>
<td>261</td>
<td>308</td>
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<tr>
<td>Attack Cases Reported</td>
<td>46</td>
<td>67</td>
<td>48</td>
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### Dogs Declared (PPD, DD, V)
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<td>80</td>
<td>98</td>
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### Animal Neglect Investigations
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<td>437</td>
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<td>385</td>
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<td>387</td>
<td>363</td>
<td>370</td>
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### Injured Animal Rescue
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<td></td>
<td>216</td>
<td>201</td>
<td>218</td>
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### Wildlife Removal
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<tr>
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<td>900</td>
<td>876</td>
<td>1097</td>
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### Dead Animal Pickup
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<td>1279</td>
<td>1470</td>
<td>1390</td>
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### Lost and Found Reports
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<td></td>
<td>26,914</td>
<td>23,524</td>
<td>28,232</td>
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### Phone Calls
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<td>Average Response Time (in mins)</td>
<td>26</td>
<td>37</td>
<td>18</td>
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- Animal Control calls and dispatches are on the increase with nicer weather and more people and pets getting outside. This is expected and our officers are doing a good job responding to the calls.

- We have responded to 3 or 4 deer incidents that have occurred in the past couple of weeks. We monitor the deer’s movements and try and protect the safety of the public and the safety of the animals. If necessary we will call upon the NE Game and Parks officers to assist in some situations.

- A service agreement with between the Health Department and The Cat House has been finalized and should be implemented in early June. The agreement should provide for a better means of managing the feral cat population in Lincoln.

- The City Attorney’s Office continues to be very helpful on a number of animal control issues and have worked closely with the Division on neglect cases and other ordinance violations.

- License sales continue to increase and we have over 2300 license defects cleared up whereby the pet owners are now current on license and rabies requirements.

- Twenty-seven owners of dangerous dogs have received a letter from the Health Director
asking them to come into compliance with the dangerous dog ordinance requirements. These 27 owners are the higher priority cases of the total 89 dangerous dog owners in Lincoln.

- Officer Bomberger and the Division Manager attended the May 15th Tails and Trails event sponsored by the Capital Humane Society. Over 200 pet owners and their dogs attended the half mile and one mile pet walk.

COMMUNITY HEALTH SERVICES

CHS QUALITY IMPROVEMENT

- Quality Improvement efforts have been centered around two projects; the Appointment Types Expedition led by Geri Rorabaugh and the General Assistance (GA) Process led by Barb Martinez. The goal of the Appointment Types Expedition was to accurately and consistently categorize 70 types of appointments in our electronic health record among various users of the system. The new appointment types will be loaded into EHS at the end of June with implementation set for July 1.

- The GA Process Expedition has called on the expertise of the GA staff to explore alternatives for streamlining and reducing costs in the clinic. A document with the proposed changes was presented to the Health Director in May. Follow-up continues in two major areas; implementing an acuity system to focus nurse case management services on the “sickest/most ill” GA clients and refining four major goals for the upcoming year relating to management of diabetes, hypertension and chronic pain and reduction of emergency department visits.

- Other work involving the QI Guidance Team is to prioritize the items brought forward by staff at the feedback session held in March. Some will be quick wins, such as making sure that cell phones have the appropriate applications. Others may require that teams be appointed and the quality process applied. The QI Coordinator will be visiting with the IFM staff to identify on-line methodology to track efforts and allow for additional feedback to staff.

HEALTHY FAMILIES AMERICA

- CHS was notified by the Nebraska Health and Human Services System that the Parenting Support Project (PSP) will be refunded with a minor budget reduction. PSP is a joint project with CEDARS Youth Services utilizing the Healthy Families America (HFA) model of home visitation. The goal is to prevent child abuse and neglect while promoting healthy pregnancies and healthy children. PSP was also awarded a Community Health
Endowment grant to continue HFA training in the upcoming year. Training topics include; HFA curriculum, advanced goal setting, HFA Assessment Worker Training, and Ages & Stages Questionnaire (ASQ). Funding will also be used to purchase curriculum manuals and handouts to utilize with families. The following community partners will be invited to attend the trainings; CEDARS Youth Services, Public Health Solutions, and Community Action Partnership of Lancaster and Saunders Counties/Early Head Start.

**DENTAL HEALTH & NUTRITION**

**WIC**
- WIC staff attended the annual WIC and CSFP meeting in April. The conference provided information on patient-centered counseling, breastpump support programs, and updates on program policies. One of the more interesting sessions was entitled “Real Colors” which included information on personality typing based on 4 colors. Although a number staff had previously participated in a similar seminar, they found a new awareness of themselves and their colleagues. Discussions following the session really seemed to lead the team toward an even stronger bond. Several team members mentioned of each other, “So that’s why you do that!” What a great team bonding experience, promoting similarities as well. The LLCHD WIC team has historically been a cohesive group and the information gained solidified that feeling.

**Dental**
- During the month of April, community outreach activities included dental staff targeting 146 kids enrolled in Community Learning Center activities (Everett, Arnold, Clinton) with oral health education. Dental staff visited the Early Head Start Development Center providing 42 children with free oral health assessments, education and fluoride varnish applications. The free Dental Health/Fluoride Varnish Program is funded through DHHS grant dollars.

- Transportation and urgent treatment services were provided for 13 elementary aged children from Elliott and Clinton schools. These children were identified, through the school based screening program, in need of urgent dental care and unable to access a dental home. Of the 13 children treated with preventive and restorative treatment services, 5 children were enrolled in Medicaid and 8 children were uninsured.

- Dental staff provided 733 patient visits for 475 patients (unduplicated count). Of the 475 patients receiving services: 234 patients (49%) were children; 42% of the patients were Medicaid enrolled; 3% of the patients were enrolled in General Assistance; 43% of the patients were uninsured, falling at or below 100% of poverty, receiving services at the minimum fee for service; and 12% were uninsured, falling in the range of 100%-200% of
ENVIRONMENTAL PUBLIC HEALTH

Lincoln Farmers’ Markets - Local Food

- In 2010, 7 Farmers’ Markets were permitted in Lincoln where vendors were allowed to sell homemade, non-potentially hazardous foods such as baked goods. The number and size of markets has increased the past few years. Over 150 vendors attended our mandatory Farmers’ Market food safety workshop in March. The workshop included presentations from: Nebraska Department of Agriculture’s Weights and Measures, Senior Nutrition, and Plant Industry Programs; UNL’s Horticulture Department on food safety in the field; and the Nebraska Buy Fresh Buy Local Program, an outreach and marketing effort to promote locally grown foods. Many markets also sell prepackaged cheese and raw meat, food produced in licensed food establishments, or have licensed temporary food vendors that prepare food on site for immediate consumption.

Temporary Establishments

- Temporary Food Establishments include Event Markets (such as Celebrate Lincoln, Ribfest, and the Guardians of Freedom Air Show), temporary trailers, mobile units that move from place to place, push carts, such as those seen downtown selling hotdogs, and Farmers’ Markets. Temporary Food Establishments must meet the same basic food safety requirements as a restaurant, and must have a Food Manager and Food Handler permits. Food Enforcement Notices are issued if unsafe practices are identified. Each year several unlicensed food vendors start operating without a permit. Such illegal operations are closed down immediately, then staff work with the operator to obtain a permit and food handler training.
May Means Swimming Pool Inspection

- The primary purpose of our public swimming pool inspection and pool operator training program is to prevent waterborne illnesses and injury. Our goal is that at least 80% of pools do not have significant health and safety violations at the time of inspection. In FY10, the goal was exceeded, with 84% meeting this criteria. Prior to Memorial Day, LLCHD staff will conduct opening inspections on over 150 seasonal pools to assure that each pool: has a Licensed Pool Operator; a person trained in CPR; meets water quality standards; has water test kits; and has safety equipment. Throughout the swimming season Environmental Health Specialists will inspect each pool at least twice and pools with high patron loads will be inspected three times. Regular inspections serve as an opportunity to interact with the pool operator, and help assure that water chemistry (i.e. chlorine, cyanuric acid, etc.) is at required levels to reduce the threat of recreational water illnesses (RWIs). Based on CDC data, as the swimming season progresses, the risk of RWIs, such as Cryptosporidium and Giardia, increases. The largest Cryptosporidium outbreak in Lincoln was a result of swimmers being exposed to a diarrhea accident in a public pool in late August. In addition to inspecting swimming pools, the Health Department staff will train and licensed approximately 450 pool operators prior to the start of the swimming season. A competent, well trained pool operator knows the importance of ensuring correct water chemistry, and appropriate responses to fecal accidents to protect public health. LLCHD has issued 219 pool and spa permits so far this year. The pool program is 100% fee funded.
Air Quality - Ozone Levels Dropping!

- LLCHD’s Air Quality Program monitors ozone during warmer months. Ozone forms when the sun interacts with VOCs (hydrocarbons) and Nitrogen Oxides (NOx), which are emitted from vehicles and industry. NOx is also emitted from agricultural field burning. Ozone irritates mucous membranes and impairs lung function, especially impacting people with asthma and COPD. The Federal ozone standard is currently 0.075 parts per million (ppm), but is expected to be lowered this year, perhaps as low as 0.065 ppm. Our most recent data is very encouraging as the level of Ozone is decreasing. Factors that may explain this include newer, cleaner burning vehicles, reduced miles driven due to higher fuel prices, and more people commuting by bicycle, bus and walking. Most growing communities see increasing levels of ozone primarily due more vehicles and sprawl, which increases vehicle miles driven. VOCs and NOx emissions from industry have decreased the past ten years.

Where there’s smoke there’s Particulate Matter

- Our Air Quality goal is to have at least 90% of our days in the “Good” range of the EPA Air Quality Index, which means they are not exceeding the health based standard set in the Clean Air Act. In FY10, we had 84% “Good” days, and the main reason for days with poorer air quality was higher levels of very small particles (PM 2.5). High levels of PM 2.5 can trigger heart attacks, asthma attacks and breathing problems for people with COPD. PM 2.5 is extremely small particles (<= 2.5 ug) that embed deep in the lungs. PM 2.5 is produced by burning and combusting fuel, not from blowing dust. Agricultural burning of grasses in the Flint Hills of Kansas in April, combined with southerly winds, resulted in smoke coming into Lincoln and PM 2.5 levels that exceeded the Federal Clean Air Act standard. This level is unhealthy for sensitive people. We are using internet resources to watch and predict smoke impacts from Kansas and will issues alerts or Health Advisories if necessary.
On the Horizon

Household Hazardous Waste Collection

- June 10, 2011 - 9:00 a.m. to 1:00 p.m. - Location to be announced

Environmental Awards

- These prestigious awards recognize outstanding businesses, organizations, and individuals who have demonstrated environmental stewardship and dedication to sustaining and improving our environment and public health. The awards program is an excellent way to recognize their accomplishments, increase awareness of environmental issues, and encourage others to take action to better our environment and health. Nominees must demonstrate exemplary environmental practices in: pollution prevention; waste reduction and recycling; water, soil, or energy conservation; beautification; residential and commercial development; or other environmental practices. The awards breakfast will be at 7:30 a.m. on Friday, June 3, at the Nebraska Alumni Champions Club. All Board of Health members are encouraged to attend. This unique event is supported by business contributions.

HEALTH DATA & EVALUATION

- The 2010 Vital Statistics birth data have been added to the Department’s dashboards. A composite table for all BRFSS results has also been added to the BRFSS dashboard and other composite tables are being developed for other datasets. The development of additional panels is under discussion with both the CHS and Animal Control divisions.

- The online form for the “Walkability” project has been created and has been out for testing with parents who send their kids to Eastridge Elementary. This has been a joint effort by the HPO, HDE, IFM divisions as well as staff from the City Information Services and Public Works and Utilities Departments.

- Work continues on MAPP. A number of reports are being completed on the four assessments and the results will be shared with the MAPP Steering Committee. There is more to be done on the national performance standards assessment and community health status assessment. The Nebraska Department of Health and Human Services (NDHHS) has recently decided to complete the MAPP process statewide, which may complement the local process in some ways.

- The increase in tornado and severe storm activity and the potential for many more weather events likely means that our plans need to be ready in the event of a natural disaster. The recent experience in Joplin, Missouri, where a major hospital was destroyed and needed to be
evacuated only heightens the need for our local hospitals to be prepared. The HDE division manages a couple of preparedness contracts (the Lincoln Metropolitan Medical Response System and Southeast Nebraska Medical Response System) that have helped purchase evacuation equipment (evacuation chairs and evacuation slides) for the Lincoln hospitals as well as the hospitals in the 16-county southeast Nebraska region. In addition, the region has purchased a 20-bed portable hospital, which is ready to be deployed if needed. All local hospitals have been training and exercising to be prepared should they need to evacuate patients although we hope the plans are never needed to be put into action.

- The HDE Division and the Health Director are preparing for a September exercise where the Health Department will receive an allotment of pharmaceuticals and supplies included in the Strategic National Stockpile (SNS) from the Nebraska Department of Health and Human Services. In addition to our department’s allotment we will also receive and redistribute SNS allotments for the Four Corners and Public Health Solutions public health departments. HDE staff members are in the process of preparing for the exercise by using the Nebraska State Immunization Information System (NESIIS) to keep track of the drugs and supplies that we receive and pass through to the other local public health departments.

HEALTH PROMOTION & OUTREACH

Chronic Disease and Minority Health

- Staff helped coordinate and participated in the Crusade Against Cancer event at Center for People in Need, ‘Protect Your Health Heritage: Changing the Outlook for African American Men and Women’. Serese Cole, News Anchor for Channel10/11, emcees the event that featured a Healthy Living presentation, a survivor’s story, and an interactive discussion by Kevin Yiee, M.D. on ‘Cancer: Early Detection and Prevention.

- The request for proposal for the next round of funding through the Office of Health Disparities and Health Equity (formerly, the Office of Minority Health) was made available in April. In response to this RFP and to prepare for writing the grant, staff met with each Minority Health Initiative grant partner individually and then with all as a group. Partners include: Peoples Health Center (Medical & Dental), Lancaster County Medical Society, Clinic With A Heart, UNMC College of Dentistry, Asian Center, Malone Community Center, El Centro de Las Ameritas, and LLCHD including LLCHD Dental and MCH Nursing for Adult Screening. The grant application has been submitted with the primary purpose continuing to be helping uninsured or under-insured people of a racial or ethnic minority to establish a medical and dental home and to promote positive lifestyle changes to decrease chronic diseases. We will learn of the success of this two-year application in June.

Injury Prevention
- Staff coordinated a car seat check event at AAA Nebraska. Of the 30 seats checked, 16 were found to be improperly installed or used. Staff attended the Midwest Regional Child Passenger Safety Conference in Hutchinson, Kansas, to receive the latest technical instruction on car seats and car seat installation and resources for State and local Child Passenger Safety programs.

- Staff coordinated the Safe Kids Blast on May 3, at Pentzer Park. Thirty-nine vendors were present and over 500 people, primarily parents with children, attended the three hour event. The vendor participation in this event is to be commended. All have injury prevention as part of their mission and are willing each year to help children and adults learn how to prevent injury to children. Vendors include such agencies as LPD, LFR, State Patrol, Coast Guard Auxiliary, LES, LLCHD (many programs), Coventry, Red Cross, Budget Blinds, Community CROPS, Great Plains Bicycling Club, Heartland Optical, Joshua Collingsworth Memorial Foundation, Kiwanis Clubs of Lincoln, Lincoln Emergency Communications/911, Madonna Rehabilitation Hospital, LLCHD Children’s Environmental Health, Mayor’s Pedestrian and Bicycle Advisory Committee, St. Elizabeth Regional Burn Center, Teach a Kid to Fish, Nebraska Safety Council, Salvation Army, and many more.

- Staff assisted with the Safe Kids Youth Sports Safety Clinic at the YMCA Youth Sports Office held on May 14th. An athletic trainer from the Nebraska Orthopedic and Sport Medicine, PC presented information on the importance of hydration; overuse injury prevention, pre-participation exams and concussion awareness, prevention and screening methods. To date, 40 volunteer youth soccer, baseball, softball, Tee ball and volleyball coaches have attended the Safe Kids Sports Safety clinics offered at the YMCA.

INFORMATION & FISCAL MANAGEMENT

- Information Management staff are developing an application that will replace two legacy applications, a number of spreadsheets and several manual processes. The new application will allow staff to submit their time biweekly to supervisors for approval (replacing the current Time Sheets); create a leave request and approval process (replacing the current manual system); track time to programs as needed for grant reporting and track time to activities as needed for reporting (replacing the current Time Activity and EH time activity systems). The initial fact-finding interviews with Division Managers and Supervisors have been completed. Staff are in the process of developing a design. Anticipated completion is end of August 2011.

- Information Management and Community Health Services staff hosted the first meeting of the MidAmerica EHS User Group. Representatives from seven organizations in Nebraska and Iowa attended. The first meeting was face to face so that members could meet each other. This group will meet remotely via teleconference on a monthly basis. The purpose is to share experience and knowledge about the most effective ways to use the electronic medical record software.
The meeting of the Board of Health was called to order at 5:05 PM by Karla Lester at the Lincoln-Lancaster County Health Department. Members present: Tony Messineo, Ed Schneider, Deb Schorr, Jayne Snyder, Brittany Behrens (ex-officio), Rick Hoppe (ex-officio), Tim Sieh (ex-officio) and Karla Lester.

Members Absent: Rodrigo Cantarero, Lisa Peterson, David Smith and Heidi Stark.

Staff Present: Judy Halstead, Tim Timmons, Steve Beal, Andrea Mason, Charlotte Burke, Scott Holmes, Kathy Cook, Gwendy Meginnis, Rick Thorson, John Chess, Garrett Serd and Elaine Severe.

Others Present: Dennis Grams.

II. APPROVAL OF AGENDA

Dr. Lester asked if there were any other additions or corrections to the Agenda.

Motion: Moved by Dr. Schneider that the Agenda be approved as mailed. Second by Mr. Messineo. Motion carried by acclamation.

APPROVAL OF MINUTES

Dr. Lester asked if there were any additions or corrections to the Minutes.

Motion: Moved by Ms. Schorr that the April 12, 2011 Minutes be approved as mailed. Second by Mr. Messineo. Motion carried by acclamation.

PUBLIC SESSION

DEPARTMENT REPORTS

A. Health Director Update

Ms. Halstead reported Dr. Lester received the Golden Apple Award from the Nebraska Dietetic Association for her work with childhood obesity. She expressed her thanks to the Board of Health members for attending the Annual Luncheon and Awards Ceremony and to Ms. Severe for organizing the event. Approximately 175 individuals attended the luncheon and many good compliments were received.

The proposed mandatory garbage service ordinance will be introduced at the May 16, 2011 City Council meeting. The public hearing will be held on May 23, 2011.
A pipeline safety meeting will be held on May 24, 2011 from 6:00-8:00 pm at Lincoln Christian School to discuss pipeline safety in the Vintage Heights neighborhood. The meeting will include Health Department, Planning Department, Northern Natural Gas, Black Hills Energy staff members and Vintage Heights area residents.

The Department’s FY11-12 budget request was reviewed by the Mayor’s Office on April 19, 2011. The Mayor will release his proposed budget early this summer. Staff continue to finalize the budget indicators. Ms. Halstead stated the Department will receive a reduction in funding from the State of Nebraska for the LB692 funds, and the minority health and tobacco program grants.

Ms. Halstead stated the City received the order regarding the PAGE labor union through the Court of Industrial Relations for their 2010-2011 labor contract. City Personnel will be making payroll adjustments. This affects approximately 40 Health Department employees.

Staff met with Lt. Governor Sheehy and Office of Emergency Management staff regarding Lincoln’s Metropolitan Medical Response Program.

Mr. Hoppe & Ms. Halstead reported on the Mayor’s Taking Charge/Making Your Priorities Count Budget Survey. The community is encouraged to take the survey as it will provide feedback to the Mayor’s Office regarding what the community wants to see regarding budget priorities. The survey is available on the City’s website: lincoln.ne.gov. Mr. Hoppe also discussed the City’s new marketing endeavor - Marketing options for Lincoln. The City signed an agreement with Active Network to assist the City with marketing options to generate additional revenue for the City.

Mr. Messineo asked for Division presentations at future meetings. Ms. Halstead responded Animal Control will provide at this meeting and other division presentations will be scheduled in the upcoming months. Mr. Messineo asked for an update on the Department’s efforts to explore social media for marketing and outreach. Ms. Mason stated the most commonly discussed methods include Facebook and the Department’s website.

Congratulations to Lisa Truax - Employee of the Month.

VI. CURRENT BUSINESS (Action Items)

A. Policy 223.31 - Swimming Pool and Spa Inspections

Mr. Chess stated staff are proposing changes to the Swimming Pool and Spa Inspections Policy to reflect changes in pool inspections reports, State Regulations and internal procedures.

Motion: Moved by Dr. Schneider that the Board of Health approve the revisions to
Policy 223.31 - Swimming Pool and Spa Inspections. Second by Dr. Snyder. Motion carried by a 5-0 roll call vote.

VII. CURRENT BUSINESS (Information Items)

A. Air Pollution Emission Fees Update

Mr. Thorson provided an update on the Title V Program and the air pollution emission fees that are collected. The Program is 100% fee funded. Staff review permit applications, write permits and conduct on-site inspections to assure air emission regulations and limits are followed. Businesses/industries in Lancaster County that emit pollutants are currently charged $53.50 per ton. Staff would like to raise the fee to $55.00 per ton to cover program costs. Mr. Messineo asked whether a $2.00 per ton increase was enough and asked staff to assure all program costs are covered. Mr. Thorson and Mr. Holmes stated the increase will cover program costs.

B. Animal Control Division Update

Mr. Beal provided an update on the Animal Control Division. He explained what the Program does and reviewed the performance indicators. He reviewed license sales, license defects and how staff are following up on license defects. Over the past six months staff have worked on license defect follow-ups and 1,964 defects have been corrected, generating $109,194 in revenue. He also provided information on the partnerships/collaborations the Department/Division has with the University of Nebraska School of Veterinary Medicine, the Capital Humane Society, special animal advocacy groups such as the Cat House and Animal Ambassadors, the Animal Control Advisory Committee, and the City’s Problem Resolution Team. Current Issues and Trends include dangerous dog and potentially dangerous dog owners compliance with State Statute and Lincoln Municipal Code, management of feral cat colonies, and the public health risks associated with animals such as rabies and other zoonotic diseases, continued attention to certain dog breeds, animal hoarders and cruelty and neglect cases.

C. Legislative Update

Ms. Halstead provided an update on several legislative bills the Department is following. They include LB465 - the Medicaid Bill that eliminates provisions relating to eligibility of non-United States citizens for public assistance. The bill was signed by the Governor. LB456 - regarding communicable disease reporting. LB204 - lead testing of children. The bill was passed, vetoed by the Governor and failed on an override. LB374 - the State’s budget bill. She will provide a final legislative update at the June 14, 2011 meeting.

VIII. FUTURE BUSINESS
IX. ANNOUNCEMENTS

Mr. Hoppe stated the Mayor’s Office has reassigned the Mayoral Aides to various Departments. Trish Owen has been assigned to the Health Department and will attend the Board of Health Meetings. Mr. Hoppe expressed his appreciation for all the good work the Health Department does and for their leadership, high standards and commitment to the community. The Health Department sets the standard for others to follow. The Mayor’s Office truly appreciates the Department and its employees.

The next meeting is June 14, 2011 - 5:00 PM.

X. ADJOURNMENT

The meeting was adjourned at 6:20 PM.

Elaine Severe
Recording Secretary

Heidi Stark
Vice-President
Memorandum

Date: ♦ June 14, 2011
To: ♦ City Clerk
From: ♦ Jean Preister, Planning Dept.
Re: ♦ Administrative Approvals
cc: ♦ Teresa McKinstry

This is a list of the Administrative Approvals by the Planning Director from June 7, 2011 thru June 13, 2011:

**Administrative Amendment No. 11023** to Special Permit No. 1999A, Wilderness Hills Community Unit Plan, approved by the Planning Director on June 10, 2011, requested by Engineering Design Consultants, to add a note 28 stating “When a conditional or special permitted use is approved, it need not be shown on this site plan”. The property is generally located at South 27th Street and Wilderness Hills Boulevard.
NOTICE: The Lincoln/Lancaster County Planning Commission will hold a public hearing on Wednesday, June 15, 2011, 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, (402) 441-7491.

The LPlan Advisory Committee will meet on Wednesday, June 15, 2011, 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, JUNE 15, 2011

[All members present]

Approval of minutes of the special public hearing on CIP and TIP held May 25, 2011, as amended. **APPROVED, 9-0**

Approval of minutes of the regular meeting held June 1, 2011, as amended. **APPROVED, 9-0**
1. **CONSENT AGENDA**

   *(Public Hearing and Administrative Action):*

   **CHANGE OF ZONE:**

   **PERMITS:**

   1.1 Special Permit No. 1507B, an amendment to a special permit for expansion of a non-conforming use to reduce required parking, on property generally located at S. 48th Street and Old Cheney Road.

      *** 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 June 2, 2011, 9-0.
      Resolution No. PC-01233.

   1.2 Special Permit No. 11011, for the authority to sell alcoholic beverages for consumption on the premises of a restaurant, on property generally located at N. 53rd Street and “O” Street.

      *** FINAL ACTION ***

      Staff recommendation: Conditional Approval
      Staff Planner: Brian Will, 441-6362, bwill@lincoln.ne.gov
      Planning Commission ‘final action’: CONDITIONAL APPROVAL, as set forth in the staff report dated May 31, 2011, 9-0.
      Resolution No. PC-01234.

   1.3 Special Permit No. 11012, for the expansion of a nonconforming use, on property generally located at S. 6th Street and Washington Street (501-525 Washington Street).

      *** 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 June 2, 2011, 9-0.
      Resolution No. PC-01235.

2. **REQUESTS FOR DEFERRAL:** (See Items 5.1a&b below)

3. **ITEMS REMOVED FROM CONSENT AGENDA:** None.
4. **PUBLIC HEARING AND ADMINISTRATIVE ACTION:**

**CHANGE OF ZONE:**

4.1 Change of Zone No. 11020, amending Section 27.31.040 of the Lincoln Municipal Code relating to permitted conditional uses in the B-2 Planned Neighborhood Business District to modify conditional use requirements for the sale of alcoholic beverages for consumption on the premises by deleting required yards and parking prohibitions in a required yard when the building containing the licensed premises abuts a residential district and adding new language requiring an exterior door opening of the licensed premises to be located more than 100 feet away from any parking spaces located in a side or rear yard; and repealing Section 27.31.040 of the Lincoln Municipal Code as hitherto existing.

**Staff recommendation:** Approval

**Staff Planner:** Brian Will, 441-6362, bwill@lincoln.ne.gov

Had public hearing.

**Planning Commission recommendation:** APPROVAL, as amended, 9-0.

Public Hearing before City Council tentatively scheduled for Monday, July 11, 2011, 3:00 p.m.

**PERMITS:**

4.2 Special Permit No. 2029A, amendment to the SW 1st Street Apartments Community Unit Plan (now known as the Vadora Community Unit Plan), for 18 townhome dwelling units and a single family dwelling, with requests to waive the side yard setback, rear yard setback, front yard setback, average lot width, lot area, lot depth, and setback from adjacent single family lot, on property generally located at SW 1st Street and West A Street.

*** FINAL ACTION ***

**Staff recommendation:** Conditional Approval

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

Had public hearing.

**Planning Commission ‘final action’: CONDITIONAL APPROVAL, as set forth in the staff report dated June 3, 2011, 9-0.**

Resolution No. PC-01236.
4.3 Special Permit No. 11013, for soil excavation, on property generally located at NW 56th Street and West O Street. *** FINAL ACTION ***

Staff recommendation: Conditional Approval
Staff Planner: Mike DeKalb, 441-6370, mdekalb@lincoln.ne.gov
Had public hearing.
Planning Commission ‘final action’: CONDITIONAL APPROVAL, as set forth in the staff report dated June 1, 2011, as amended, 9-0.
Resolution No. PC-01237.

5. CONTINUED PUBLIC HEARING AND ADMINISTRATIVE ACTION:

(See 6-1-11 agenda for staff reports on the following items.)

CHANGE OF ZONE WITH RELATED ITEMS:

5.1a Change of Zone No. 11009, amending Section 27.63.500 of the Lincoln Municipal Code relating to Zoning Code Special Permits for Scrap Processing Operations, Salvage Yards, and Enclosed Disassembly Operations, to allow outdoor salvage material to be located closer than 500 feet from certain entrance corridors if land forms or screening completely obstructs the view by the traveling public of the salvage material, and to authorize the City Council to decrease the 500-foot setback under limited circumstances; and repealing Section 27.63.500 of the Lincoln Municipal Code as hitherto existing.
Staff recommendation: Approval
Staff Planner: Christy Eichorn, 441-7603, ceichorn@lincoln.ne.gov
Applicant’s request to place on pending, no date certain, granted 8-0 (Lust declared a conflict of interest).

5.1b Special Permit No. 11006, for a scrap processing operation and to allow salvage material kept outside a building to be located closer than the 500 feet to the West “O” Street entrance corridor, on property generally located at West O Street and Sun Valley Boulevard (545 West “O” Street).
Staff recommendation: Conditional Approval
Staff Planner: Christy Eichorn, 441-7603, ceichorn@lincoln.ne.gov
Applicant’s request to place on pending, no date certain, granted 8-0 (Lust declared a conflict of interest).

************

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

************
PENDING LIST:

1. Change of Zone No. 11019, amending Title 27 of the Lincoln Municipal Code, the Zoning Code, by amending Chapter 27.03 to add the definition of “Entertainment Restaurant” as Section 27.03.218 and to renumber existing Section 27.03.218 (Existing Urban Area) as Section 27.03.219; amending Sections 27.31.040, 27.33.030, and 27.37.025 to allow entertainment restaurants as a conditional use in the B-2, B-3, and B-5 zoning districts, respectively; amending Section 27.47.020 to prohibit an entertainment restaurant as a permitted use in the I-1 Industrial District; and repealing Sections 27.03.218, 27.31.040, 27.33.030, 27.37.025, and 27.47.020 of the Lincoln Municipal Code as hitherto existing.

*(6-1-11: Planning Commission voted 9-0 to continue public hearing on June 29, 2011 at the request of the applicant.)*

Planning Dept. staff contacts:

Steve Henrichsen, Development Review Manager . . . 441-6473 . . shenrichsen@lincoln.ne.gov
Nicole Fleck-Tooze, Long Range Planning Manager . 441-6363 . ntooze@lincoln.ne.gov
Mike Brienz, 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

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

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The Planning Commission agenda may be accessed on the Internet at http://www.lincoln.ne.gov/city/plan/pcagenda/index.htm
TO: Mayor Chris Beutler
   Lincoln City Council

FROM: Jean Preister, Planning

DATE: June 15, 2011

RE: Notice of final action by Planning Commission: June 15, 2011

Please be advised that on June 15, 2011, the Lincoln City-Lancaster County Planning Commission adopted the following resolutions:

**Resolution No. PC-01233**, approving Special Permit No. 1507B, for authority to partially convert a nonconforming retail use to a permitted medical office use and to reduce the required parking for medical office, on property generally located at South 48th Street and Old Cheney Road.

**Resolution No. PC-01234**, approving Special Permit No. 11011, for authority to sell alcoholic beverages for consumption on the premises of Cheddar’s Casual Café, on property generally located at North 53rd Street and O Street.

**Resolution No. PC-01235**, approving Special Permit No. 11012, for authority to expand a nonconforming use in the required front yard setback for the purpose of the removal of an existing building and expansion of another existing building, on property generally located at South 6th Street and Washington Street.

**Resolution No. PC-01236**, approving Special Permit No. 2029A, for authority to amend the S.W. 1st Street Community Unit Plan to add 19 lots and an outlot for 33 dwelling units, including waivers of the Land Subdivision Ordinance to reduce the required side, rear and front yard setbacks, to reduce the required average lot width, to reduce the required lot area, and to reduce the required minimum lot depth, on property generally located at S.W. 1st Street and West A Street.

**Resolution No. PC-01237**, approving Special Permit No. 11013, as amended, for authority to conduct excavation on AG Agriculture District zoned property located northwest of N.W. 56th Street and West O Street.

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. SP1507B, etc.). The Resolution and Planning Department staff report are in the “Related Documents” under the application number.
Dave:

The City Council had first reading on the materials related to the UNL Credit Union project. A quick reading revealed the project is now estimated at $5,000,000 with a concurrent TIF amount of $712,786, $439,786 of which will be used by the Credit Union to acquire the new property.

Please verify the transactions occurring here:

1. UNL Credit Union buys 17th & P land (what is the total price which includes the acquisition amount of $439,786?)
2. Phi Kappa Theta Fraternity buys from the UNL Credit Union the drive-through facility (what is that sales price?)
3. Newman Center/Catholic Church purchases UNL Credit Union main building (purchase price is how much?)

What will the following values be for tax purposes?

1. New UNL Credit Union at 17th & P
2. Phi Kappa Theta Fraternity
3. Newman Center expansion

What are the present property taxes received on these properties:

1. UNL Credit Union at 17th & Q
2. 17th & P Street property

What are the future property taxes to be received on these properties:

1. UNL Credit Union at 17th & P
2. Phi Kappa Theta Fraternity
3. Newman Center expansion (former UNL Credit Union main building)

Please describe considerations given to other real estate in the vicinity including Antelope Valley.

Explain how TIF is appropriate in this project? Describe the “but for test” application.

Thank you,

Jon

ec: Lincoln City Council

JON A. CAMP
Haymarket Square/CH, Ltd.
200 Haymarket Square
808 P Street
“The American Republic will endure until the day Congress discovers that it can bribe the public with the public's money”

~ Alexis de Tocqueville (French Historian and Political scientist. 1805-1859)

Check our reception and event venues at:

http://www.facebook.com/pages/Apothecary-Lofts-Ridnour-Room/173175799380032
Mary M. Meyer

Subject: Grand Island Rejects Federal Grant

Mayor Beutler:

Please see the attached article. In view of your proposal to close the Airpark Fire Station and the extreme City budget constraints, should Lincoln also reject its federal grant?

Jon

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Lincoln, NE  68501-2307

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Email:    joncamp@lincolnhaymarket.com

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Grand Island rejects a federal grant that would have paid the full salary and benefits for six new Grand Island firefighters for two years.

**Reporter:** Associated Press

Hughes says the grant would have required the city department to maintain the same staffing levels for two years, which posed financial risks for the city.

Hughes says the grant would have required the city department to maintain the same staffing levels for two years, which posed financial risks for the city.

Administrator Mary Lou Brown says staff additions eventually require additional space to do their work. She says the city needs to make its staffing decisions "within a strategic framework."
Subject: FW: Viper Liquor App

From: Jon Camp [mailto:J onCamp@lincolnhaymarket.com]
Sent: Thursday, June 16, 2011 11:19 AM
To: Mary M. Meyer; Rodney M. Confer; Eugene W. Carroll; ahornung@scudderlaw.com; Jayne L. Snyder; Carl B. Eskridge; 'jcookcc@aol.com' (jcookcc@aol.com); Doug Emery (Dougemerypm@aol.com) (Dougemerypm@aol.com)
Cc: Nancy Hicks; Coby Mach - LIBA; lisafroehlich@mac.com
Subject: Viper Liquor App

Rod and Fellow City Council Members:

Based upon information that has come forth since our Monday vote, I think we need to reconsider this approval.

Question of Rod: can a liquor license application’s approval be “reconsidered the next meeting”? If so, would Carl be the individual to so move since he opposed the measure. . .or does one of the other CC members who voted in favor “move for reconsideration”?

Thanks for your prompt assistance, Rod.

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Yes, it can be reconsidered. The motion will need to be made by someone who voted with the majority (i.e., anyone except Carl). If a member of the majority intends to move to reconsider and puts it on the agenda for June 20, action may be taken at that meeting. (I don't know if that's possible and am including Joan on this e-mail so she can tell us if it is or isn't). If it isn't on the agenda for that meeting, action can't be taken before the July 11 meeting.

I've attached a copy of Rule 3-12 which controls in this instance.

Rodney M. Confer
City Attorney

Based upon information that has come forth since our Monday vote, I think we need to reconsider this approval.

Question of Rod: can a liquor license application’s approval be “reconsidered the next meeting”? If so, would Carl be the individual to so move since he opposed the measure. . .or does one of the other CC members who voted in favor “move for reconsideration”?

Thanks for your prompt assistance, Rod.

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Rule 3-12. Motion to Reconsider; Procedure. When a motion has once been made and carried in the affirmative or negative, it shall be in order for any member of the majority to move for the reconsideration thereof on the same or next succeeding regular meeting of the Council, and such motion shall take precedence over all other matters, except a motion to adjourn.

If a motion to reconsider is made at the next succeeding regular meeting and notice of the intention to move for reconsideration has not been included on the agenda for such meeting, final action on the reconsidered item shall be delayed until the next regular meeting or until such other time as may be determined by majority vote of the Council.
The motion to reconsider would need to come from one of the members who voted in the majority. Certainly there has been more come to light since Monday's meeting and I think there are grounds for reconsidering, but that is not my call. I am NOT pleased about the lack of information that we received! Why wasn't this information discovered and presented? We should have had it as it is highly relevant to our decision-making. I have also heard that the owner of the property was cited for growing marijuana in his basement. If we and/or the Commission have grounds to stop the Viper that would be great!

In the bigger picture, I would like to look at the ordinance. The current downtown ordinance prohibits strip clubs (and a lot of other stuff) from locating in the downtown area East of 150 ft east of 17th and O Streets. Think Foxy Lady. I understand that this was done to clean up Antelope Valley. I would contend that the rest of downtown is no less important and probably a whole lot more so. As things stand, presumably we could have strip clubs on every corner of downtown Lincoln, west of 17th Street, including next door to the Arena. For me this is not a morality thing, it is about development and what will attract businesses, customers, visitors, and residents downtown.

I heard from a Lincoln attorney and downtown resident who proposed an ordinance and will send that along.

Carl

---

From: Jon Camp [JonCamp@lincolnhaymarket.com]
Sent: Thursday, June 16, 2011 11:18 AM
To: Mary M. Meyer; Rodney M. Confer; Eugene W. Carroll; ahornung@scudderlaw.com; Jayne L. Snyder; jcookcc@aol.com; Doug Emery (Dougemerypm@aol.com) (Dougemerypm@aol.com)
Cc: Nancy Hicks; Coby Mach - LIBA; lisafroehlich@mac.com
Subject: Viper Liquor App

Rod and Fellow City Council Members:

Based upon information that has come forth since our Monday vote, I think we need to reconsider this approval.

Question of Rod: can a liquor license application’s approval be “reconsidered the next meeting”? If so, would Carl be the individual to so move since he opposed the measure. . .or does one of the other CC members who voted in favor “move for reconsideration”?

Thanks for your prompt assistance, Rod.

JON A. CAMP
Haymarket Square/CH, Ltd.
200 Haymarket Square
808 P Street
P.O. Box 82307
Lincoln, NE 68501-2307
I think Carl has written some good observations. Wonder if we can discuss at our Organization Meeting. . . or better yet, have a televised Pre Council to discuss ordinance and possible legal implications on businesses and just what is acceptable for legislated standards.

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

Office: 402.474.1838
Fax: 402.474.1838
Cell: 402.560.1001
Email: joncamp@lincolnhaymarket.com

“The American Republic will endure until the day Congress discovers that it can bribe the public with the public's money”

~ Alexis de Tocqueville (French Historian and Political scientist. 1805-1859)

Check our reception and event venues at: http://www.facebook.com/pages/Apothecary-Lofts-Ridnour-Room/173175799380032

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I heard from a Lincoln attorney and downtown resident who proposed an ordinance and will send that along.

Carl
Thanks, Rod. We also need to make sure we understand the timeframe which Joan Ross follows to forward written confirmation of our action this past Monday and implications with the Nebraska Liquor Control Commission.

**JON A. CAMP**
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From: Rodney M. Confer [mailto:rconfer@lincoln.ne.gov]
Sent: Thursday, June 16, 2011 11:35 AM
To: Jon Camp; Mary M. Meyer; Eugene W. Carroll; ahornung@scudderlaw.com; Jayne L. Snyder; Carl B. Eskridge; 'jcookcc@aol.com' (jcookcc@aol.com); Doug Emery (Dougemerypm@aol.com) (Dougemerypm@aol.com)
Cc: Joan E. Ross
Subject: RE: Viper Liquor App
Importance: High

Yes, it can be reconsidered. The motion will need to be made by someone who voted with the majority (i.e., anyone except Carl). If a member of the majority intends to move to reconsider and puts it on the agenda for June 20, action may be taken at that meeting. (I don't know if that's possible and am including Joan on this e-mail so she can tell us if it is or isn't). If it isn't on the agenda for that meeting, action can't be taken before the July 11 meeting.
I've attached a copy of Rule 3-12 which controls in this instance.

Rodney M. Confer
City Attorney
I agree with Rod, any Council member on the prevailing side of the vote can move for reconsideration. Should the reconsideration vote be in the majority, the reconsideration of this application could be 7/11 or a date certain set by Council. The only advertising required is that the application be listed on the Council’s agenda as reconsideration.

Thanks, Rod. We also need to make sure we understand the timeframe which Joan Ross follows to forward written confirmation of our action this past Monday and implications with the Nebraska Liquor Control Commission.

“\textit{The American Republic will endure until the day Congress discovers that it can bribe the public with the public's money}”

\textit{\textemdash} \textit{Alexis de Tocqueville} (French Historian and Political scientist, 1805-1859)

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Mary M. Meyer

Subject: Viper--from Chief Peschong

From: Jon Camp [mailto:JonCamp@lincolnhaymarket.com]
Sent: Thursday, June 16, 2011 2:11 PM
To: Doug Emery (Dougemerypm@aol.com) (Dougemerypm@aol.com)
Subject: FW: Viper--from Chief Peschong

Doug:
Here is the email exchange with Chief Peschong—also to Mary to share with our CC colleagues
Thanks for your call.
Jon

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

Office: 402.474.1838
Fax: 402.474.1838
Cell: 402.560.1001

Email: joncamp@lincolnhaymarket.com
“The American Republic will endure until the day Congress discovers that it can bribe the public with the public's money”
~ Alexis de Tocqueville (French Historian and Political scientist. 1805-1859)
Check our reception and event venues at:
http://www.facebook.com/pages/Apothecary-Lofts-Ridnour-Room/173175799380032

From: Jim Peschong [mailto:lpd332@CJIS.LINCOLN.NE.GOV]
Sent: Thursday, June 16, 2011 12:14 PM
To: Jon Camp
Subject: RE: Viper

Jon,
Absolutely. I’ll get something together for everyone on what the violations were in the past, what we the police and the council had for any authority to do or consider when the transfer came to them and where we go from here. Actually, you are now going to get to look at this again because of what the Liquor Commission did on this today. They are going to require a “Long Form” for the Viper. This opens the door for more scrutiny of this move now. Something that none of us had before. However, I’ll include some information on this as well.
Jim

From: Jon Camp [mailto:JonCamp@lincolnhaymarket.com]
Sent: Thursday, June 16, 2011 9:44 AM
To: jpeschong@lincoln.ne.gov
Subject: Viper

Chief Peschong:
Since this past Monday’s vote on the relocation of the liquor license on the Viper entity, there have been some revelations of possible violations in 2009. Can you enlighten the City Council on these, if true? Many citizens are concerned.

Jon

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

Office: 402.474.1838  
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~ *Alexis de Tocqueville*  
(French Historian and Political scientist, 1805-1859)

Check our reception and event venues at:  

From: Rodney M. Confer  
Sent: Thursday, June 16, 2011 2:13 PM  
Subject: RE: Viper Liquor App

In re-reading the rule I think I made an error; action could be taken on 6-27 if it's not on the 6-20 agenda but a motion is made to reconsider on 6-20. As I read the rule, a motion to reconsider may be made and voted on on 6-20, but action could not be taken until 6-27.  
My question for Joan is, is it too late to put it on the 6-20 agenda? If it is on the 6-20 agenda, Council could vote to reconsider and take action on 6-20.  
As Jon points out, a second question is, does the Liquor Commission require Council to make a recommendation within 45 days? If so it looks as though the Council will not be able to reconsider and vote within that period, as it appears we may have received the file around May 1. Russ and Tonya, do you know or could you check with the Commission on this?

Rodney M. Confer  
City Attorney

From: Joan E. Ross  
Sent: Thursday, June 16, 2011 1:55 PM  
To: 'Jon Camp'; Rodney M. Confer; Mary M. Meyer; Eugene W. Carroll; ahornung@scudderlaw.com; Jayne L. Snyder; Carl B. Eskridge; 'jcookcc@aol.com' (jcookcc@aol.com); Doug Emery (Dougemerypm@aol.com)  
Cc: Mary M. Meyer  
Subject: RE: Viper Liquor App

I agree with Rod, any Council member on the prevailing side of the vote can move for reconsideration. Should the reconsideration vote be in the majority, the reconsideration of this application could be 7/11 or a date certain set by Council. The only advertising required is that the application be listed on the Council’s agenda as reconsideration.

From: Jon Camp [mailto:JonCamp@lincolnhaymarket.com]  
Sent: Thursday, June 16, 2011 11:51 AM  
To: Rodney M. Confer; Mary M. Meyer; Eugene W. Carroll; ahornung@scudderlaw.com; Jayne L. Snyder; Carl B. Eskridge; 'jcookcc@aol.com' (jcookcc@aol.com); Doug Emery (Dougemerypm@aol.com) (Dougemerypm@aol.com)  
Cc: Joan E. Ross; Mary M. Meyer  
Subject: RE: Viper Liquor App

Thanks, Rod. We also need to make sure we understand the timeframe which Joan Ross follows to forward written confirmation of our action this past Monday and implications with the Nebraska Liquor Control Commission.

JON A. CAMP  
Haymarket Square/CH, Ltd.  
200 Haymarket Square  
808 P Street  
P.O. Box 82307  
Lincoln, NE  68501-2307
Russ tells me that the Commission voted today to require the Viper room to submit a new application for a liquor license because of citizen opposition to their move. Therefore the Viper room application will be coming before the Council again regardless of whether the Council votes to reconsider. It therefore appears that the Council's past recommendation is moot at this point and there is no reason to vote on reconsideration.

Rodney M. Confer
City Attorney
Wonderful.

Russ tells me that the Commission voted today to require the Viper room to submit a new application for a liquor license because of citizen opposition to their move. Therefore the Viper room application will be coming before the Council again regardless of whether the Council votes to reconsider. It therefore appears that the Council's past recommendation is moot at this point and there is no reason to vote on reconsideration.

Rodney M. Confer
City Attorney
Amen,

Eugene Carroll - Chair
Council Member - At Large
Lincoln City Council
555 South 10th Street
Lincoln, NE 68508
402-441-7573 Off.
402-441-6533 Fax
ecarroll@lincoln.ne.gov

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Rodney M. Confer
City Attorney
To: Mayor Beutler & Lincoln City Council  
From: LIBA Board of Directors  
Date: June 14, 2011  
Re: A request for the City of Lincoln to drop ICLEI membership

Should concern over global warming require every new commercial building in Lincoln to have a grass roof?

As Kermit the Frog once noted, “It’s not easy being green.”

As Nebraskans, we care about our environment and want to protect the quality of our air, drinking water, and living space from harmful contaminants. Necessary regulations include controlling pollution, banning the use of hazardous chemicals in production, and protection from toxic dumping.

Unfortunately, under the guise of being green, some special interest groups attempt to use the environment as a weapon to defeat private property rights, curb individual choice, and promote “social justice.”

In contrast to necessary regulations, the regulations they seek would impose unnecessary controls and costs on businesses and property owners. These costs are ultimately passed to the consumers and have the greatest impact on those who are least able to afford the cost increases, such as the poor and seniors on fixed incomes.

On November 30, 2010, Mayor Beutler joined the International Council for Local Environmental Initiatives (ICLEI), an international association formed in 1990 to promote “sustainable development.” The Mayor’s office announced ICLEI USA as a resource in developing an energy efficiency and conservation strategy to reduce city government’s energy use by 20 percent and citywide energy use by 10 percent over the next two years.

While the goals are laudable, recently, on May 26, 2011, Kevin Nelson from the Environmental Protection Agency (EPA), said “walkability is the issue, non vehicle travel.” He said the “keys” were more trees, fewer vehicles and strong air quality agencies.

Christopher Duerksen of Clarion Associates said, “Lincoln’s development codes have to change to deal with sustainability.” He said Lincoln should make the following code changes:

• require developers to put a community garden into a subdivision.

• require “green” roofs on all new commercial buildings, including rooftop gardens or grass planted on the roof.

• give special rights to solar power users so neighbors cannot plant a tree that would block a solar panel.
• a clothesline bill of rights, “The Right to Dry”. (Some homeowners associations don’t allow clotheslines. A law would override homeowner’s covenants to block clotheslines.)
• require bicycle parking and bike lockers in all apartment buildings.
• adopt outdoor lighting regulations that give each project a “lumen budget”. Once you have reached your “lumen budget”, you are not allowed to have any more lighting.
• require showers in office buildings to encourage people to bike to work.
• require separating our household waste prior to putting it into the trash.
• allow gardens in homeowners front yards.

Greg Shinaut, of Black Hills Energy, has been loaned to the city on a half-time basis to help promote a green city. Greg said when he met with Mayor Beutler, “The Mayor told me to inject green into all the codes.”

Environmental activism must be balanced with respect for private property rights and freedom of choice. Changes in consumption should be based on consumer choice. The Lincoln Independent Business Association does not support regulatory changes that are not voluntary or absolutely necessary to support public health and safety. There must be balance between necessary regulations and freedom from onerous regulations supported by special interests.

Lincoln’s membership in ICLEI is up for renewal in July. Some places that have not renewed their ICLEI memberships are Albemarle County, Charlottesville, VA; Carroll County, Westminster, MD; Edmond, OK; Spartanburg County, Spartanburg, SC; Garland, TX; and Montgomery County, Norristown, PA.

LIBA requests withdrawal from ICLEI. We feel that the citizens of Lincoln are best suited to manage our city's needs rather than having to take direction from ICLEI, an organization connected internationally with entities like the United Nations and the EPA that seek to implement an agenda that is counterproductive to Lincoln’s business climate.
Dear Council Persons and the Mayor, and Mr Governor,

I was wondering if the each of you can clarify, the difference between denying club smooth for a liquor license because of association with nudity and legal online entertainment.

Yet the approval for the vipor room to move to the heart of downtown lincoln, which obviously is a nudity and sexual genre business...

also? is the same owner of the vipor room, that within the last 3-4 years has had over 10 liquor violations??? or are there a new owner????

wouldnt both business's bring work, jobs and much needed income tax for our city?????

Would you say its fair to say its a small part of discrimination?? to allow one nude or sex driven business into or near a community, yet deny another???

I was told to my understanding, and reading the LJS.com, the main and primary reason club smooth was denied was because of the affiliation to the website, in fact former cheif cassidy said to the applicant, if he sold the site, he could get a recommendation for the liquor license???

is this true???

otherwise, im pretty sure its not about his past legal issues, over 10 years old, I mean sidewinders was approved with the owner having 3 dui's and 4 drunk violent assult charges, and If im correct the owner of uncle rons has 5 or 6 dui's????? if im told correct???

Im not a college graduate yet, but please help me understand the difference,

thanks

Resident of lincoln for 32 years,
Robert.
I. CITY CLERK

II. CORRESPONDENCE FROM THE MAYOR & DIRECTORS

MAYOR
1. NEWS RELEASE. Mayor Beutler’s public schedule for the week of June 18th through June 24, 2011.
2. NEWS RELEASE. Media invited to cover the “Taking Charge’ Community Conversation on the City budget Saturday, June 18, 2011 at the County-City Building, 555 S. 10th Street.

WEST HAYMARKET JOINT PUBLIC AGENCY
1. The West Haymarket Joint Public Agency will meet on Friday, June 24, 2011 at 3:30 p.m. in the City Council Chambers at 555 S. 10th Street.

III. DIRECTORS

CITY LIBRARIES
1. Library Board meeting agenda for Tuesday, June 21, 2011.
2. Library Director’s report for May, 2011.

IV. COUNCIL MEMBERS

JON CAMP
1. Response from David Landis, Urban Development Director, on questions related to the UNL Credit Union project submitted by Councilman Camp.
2. Additional comments and information from Jennifer Strand, attorney for Littlemore Properties, related to the 17th and Q Credit Union redevelopment agreement.
3. Correspondence from Councilman Camp to Marvin Krout, Planning Director, on zoning changes in the Lincoln downtown area.

V. CORRESPONDENCE FROM CITIZENS TO COUNCIL
1. InterLinc message from Waylon Lippold stating the Viper club should not be allowed to have a liquor license.
2. InterLinc correspondence from Pat Hamer-Kitchen writing in opposition of the Viper/Drunken Monkey strip club being located in the heart of our downtown.
3. InterLinc correspondence from John P. Russell, Futopia, listing reasons why allowing another sex oriented business move into downtown is a mistake.
4. InterLinc message from Laura Houdesheldt asking Council to consider the wishes of the community on deciding whether to allow the Viper club to open downtown.
5. Correspondence from Alan Fosler, Senior Vice President and Cashier, Union Bank and Trust Company, writing in opposition of the Viper room bar’s application for relocation to O Street.
6. InterLinc correspondence from Jane Branscombe. Please do not allow the strip club to bring unsavory clientele downtown to mix with the college students.
7. InterLinc correspondence from Rebecca Barker opposing the move of the strip club to the 12th and O Street location.
8. InterLinc message from Denise Farley stating her concerns with the possible move of the Viper/Drunken Monkey strip club and bar moving to the O Street location.
9. Correspondence from Jeanette Fanmeyer, with Lincoln Journal Star article, questioning why N. W. 48th Street improvement have been shoved back.
10. Letter from Kim K. Sturzenegger asking Council to oppose the Viper Room/Drunken Monkey’s application to move their liquor license to a downtown location, listing reasons to deny.
11. Letter from Terry Heimes, Nelnet Chief Financial Officer, requesting Council deny the relocation of the liquor license for the Viper/Drunken Monkey strip club which would be next to Nelnet’s corporate headquarters, listing numerous reasons to deny.
12. Message from Lynn Darling. Do not close the Nature Center. Save enough money by cutting some Mayoral aides.

VI. INVITATIONS

See invitation list.
Mayor Beutler’s Public Schedule
Week of June 18 through 24, 2011
Schedule subject to change

Saturday, June 18
• “Taking Charge” Community Conversation - welcome at 9:20 a.m., closing remarks 3:30 p.m., City Council Chambers, County-City Building, 555 S. 10th St.

Tuesday, June 21
• KLIN - 8:10 a.m., Broadcast House/NRG Media, 4343 “O” St.
• Junior Achievement’s “Spirit of Achievement” 40-year celebration luncheon, remarks - 11:45 a.m., Cornhusker Hotel, 333 S. 13th St.
• Lincoln Thespian Festival, medallion presentation to Michael Peitz, Educational Theatre Association, prior to performances - 3:30 and 8 p.m., Lied Center, 12th and “R” streets
• Mayor’s Multicultural Advisory Committee - 4 p.m., Mayor’s Conference Room, County-City Building

Wednesday, June 22
• Lincoln Police Department Spring 2011 Recruit Graduation, remarks - 7 p.m., North Star High School, 5801 N. 33rd St.

Thursday, June 23
• Lincoln Partnership for Economic Development (LPED) investor meeting and LPED annual breakfast meeting, remarks - 7:30 a.m., Cornhusker Hotel
• Frontier Bank ribbon-cutting, remarks - 5:30 p.m., 84th and Glynoaks

Friday, June 24
• City Service Award Ceremony - 8 a.m., Windsor Stables, 1024 “L” St.
• West Haymarket Joint Public Agency (JPA) public meeting - 3:30 p.m., City Council Chambers
The media are invited to cover the “Taking Charge” Community Conversation on the City budget Saturday, June 18 at the County-City Building, 555 S. 10th St. Those taking the online budget survey had the opportunity to sign up for the discussion, and about 70 people are expected to take part. Mayor Beutler and City Directors also will attend.

Schedule:
• 8:30 a.m. - registration
• 9 a.m. - pre-event survey
• 9:20 - large group session with Mayor’s remarks
• 10:15 a.m. - break into small groups for discussion
• 11:15 a.m. - lunch
• 11:45 a.m. - “Tax Rates, Tax Revenue and Local Economic Growth” - presentation by Eric Thompson, UNL College of Business Administration, Bureau of Business Research
• noon - large group session with City Department heads
• 1:30 p.m. - break into small groups for discussion
• 2:45 p.m. - large group session with reports from small groups
• 3:30 p.m. - voting session, remarks from Mayor, post-event survey

I will be there all day, so can help you coordinate interviews. I will have my cell phone - 402-525-1520.
Subject: West Haymarket JPA Meeting June 24, 2011

The West Haymarket Joint Public Agency will meet on Friday, June 24, 2011 at 3:30 P.M. in the City Council Chambers (Room 112).

The agenda and attachments are now posted at: http://lincoln.ne.gov/city/finance/account/jpa-mtgs.htm

Pam Gadeken
Administrative Aide II
Public Works & Utilities Department
555 South 10th, Suite 203
Lincoln, NE 68508-3994
pgadeken@lincoln.ne.gov
402-441-7558 (voice)
MEETING NOTICE

DATE: June 15, 2011
TO: Library Board, Mayor, City Clerk, City Attorney, Media
FROM: Pat Leach, Library Director
SUBJECT: Library Board Meeting

DATE AND PLACE OF MEETING: Tuesday, June 21, 2011
Bennett Martin Public Library
136 So. 14th Street
Lincoln, Nebraska

STARTING TIME OF MEETING: 8:00 a.m.
CHAIRMAN OF MEETING: April Stevenson
PURPOSE OF MEETING: Monthly Board Meeting

AGENDA

1. Approval of Agenda*
2. Public Comment on Agenda Items
3. Approval of May 24, 2011, Meeting Minutes*
4. Standing Committee Reports
   A. Committee on Administration
      i. Internet Policy from a Legal Perspective – Law Department
   B. Committee on Buildings & Grounds
      i. Approval of Renewal of Security Guard Contract*
      ii. Approval of Renewal of Building Maintenance Contract*
   C. Committee on Finance
      i. Approval of Monthly Recap of Expenditures for May 2011*
5. Special Committee Reports
   A. Downtown Library Development
   B. Foundation Liaison & Executive Director Reports
   C. Technology
   D. Trustee Development
      i. Nebraska Library Commission Initiatives – Mary Jo Ryan
6. President's Report
7. Unfinished Business
8. New Business
   i. Library Board Recruitment Process
9. Director’s Report
   i. Report on Use of State Aid Funds
   ii. Report on Use of Foundation Funds
10. Assistant Library Director’s Report
11. Public Comment - Anyone wishing to address the board on a matter not on this agenda, may do so at this time.

*Action Item

Open Meetings Law of the State of Nebraska available in Board Room.

Proposed agenda kept continually current and available for inspection at the Administrative Office of the Bennett Martin Public Library, but the Board shall have the right to modify the agenda at said public meeting when convened. Requests for sign language interpreters will require a minimum of 48 hours advance notice to Library Director - 441-8510.
DIRECTOR’S REPORT

May 2011

Lincoln City Libraries went live with a new Integrated Library System on May 4, with its move to using Koha. Lincoln was the first of four libraries in the Pioneer Consortium to make this move. The transition has not been as smooth as intended, and I wish to acknowledge the remarkable work of our staff in providing excellent service even as they were engaged in intense learning and problem-solving.

As ever, May is the month when the library gears up for the Summer Reading Program. Library staff visited over 16,000 children in their schools to tell all about the splendid opportunities available at the library.

On May 30, the three finalists for the 2011 One Book - One Lincoln program were announced during a Foundation for Lincoln City Libraries event on the dock of the Haymarket Mill. The finalists are Zeitoun by Dave Eggers, Cutting for Stone by Abraham Verghese, and The History of Love by Nicole Krauss. We invite people to vote for this year’s winner, with voting open until July 31.

Six interns will begin work at Lincoln City Libraries this summer, the result of a successful grant application to the Nebraska Library Commission. We received approximately 150 applications for these positions.

The following is a selection of activities that support our Strategic Plan goals:

Goal 1: Young children (age five and under) will have programs and services designed to ensure early literacy development and a love of books and literature.

- Gere Branch Supervisor Carol Swanson noted, “Sue reports that she hears a lot about the word of mouth marketing that gets done for our storytimes—places like the Y, church, neighbor, grocery. She has also observed that many families that are not regulars for our daytime storytimes, attend our evening family storytimes. Many of them say that they work during the day and really appreciate the evening storytime opportunity.”

Goal 2: Children will have the resources they need to satisfy their curiosity and explore topics of personal interest.

Goal 3: Elementary-age children will have materials and programs that engage their imaginations and provide pleasurable reading, viewing, and listening.

- Library presence at a variety of community events allows us to promote fun reading in the summer. Outreach Librarian Sheila Jacobs reported, “While working the library table at the Biketacular event, it was evident that the word on summer reading had gotten out. When offered a yellow summer reading booklet, one child noted he had received a copy from “the guy” who was at our school a couple of nights ago (Corey) AND
another said she had received it from “the guy” who was at our school (Greg W)....so, THANKS GUYS!

- Eiseley and Williams Branch Library Supervisor Julee Hector reported, “Tami Bonnema, Peggy Loos, and Lisa Voss gave tours of Eiseley to all of the Campbell kindergartners and second graders.”

Goal 4: Teens (middle school and high school) will have the resources they need to satisfy their curiosity and explore topics of personal interest.

Goal 5: Teens (middle school and high school) will have materials and programs that respond to their current interests and provide pleasurable reading, viewing, and listening.
- Walt Library Supervisor Jodene Glaesemann noted, “Everyone, including adults, has commented positively on the new shelving in the teen lounge. Comments include: it is much easier to find young adult fiction, and 'I had no idea you had so much stuff for teens!'

Goal 6: Adults will have the resources they need to explore topics of personal interest and continue to learn throughout their lives.
- Bennett Martin Public Library Supervisor Julie Beno noted the following regarding the reach of our libraries, "A Lincolnite serving in Afghanistan e-mailed me asking for e-book instructions. I hope he is enjoying our books."

Goal 7: Adults will have convenient, timely access to materials that provide pleasurable reading, viewing, and listening.
- Anderson and Bethany Branch Supervisor Kim Shelley noted, “The Bethany BooksTalk program celebrated its 10th anniversary on May 27. Karen was the guest speaker, and Erin provided snacks and balloon "bouquets." This session marks the final BooksTalk of spring 2011. We intend to start back up with BooksTalk Season 11 in the fall.”

Goal 8: Adults will have the resources they need to fully participate in the democratic process.
- Three libraries served as polling places in the May general election.

Goal 9: Everyone will have welcoming physical and virtual places to meet and interact with others or work independently on personal projects.
- South Branch Library Supervisor Julie Beno reported, “Community Learning Center Volunteer, Doris, brought art work from the Community Learning Centers Friday night art walk to hang in South. We will have the art work all summer created by the children from neighboring schools.” Many of our libraries have art on display. Doris Leikham was recognized this year for her contributions over the years to this annual display of work by young artists.

- Heritage Room Curator Meredith McGowan wrote, “We are excited to be a part of the Lincoln Visitor and Convention Bureau’s “Be a Tourist” program. Both the Heritage Room and Polley are listed on the passport; I would include Bennett Martin Public Library in the equation since we’re all in the same building.”
Goal 10: Residents will have access to information technology and the assistance they need to use it effectively in their daily lives.

- Regarding Koha, Assistant Library Director Greg Mickells reported, "After going live on Koha we faced a number of challenges. Major among those was the response time for circulation of items. PTFS has been able to improve the response time but we continue to work on that issue and several more. Also major is to resolve issues with our Holds. PTFS is well aware that these are top priorities for us and working with us to resolve them. We are looking at help desk software to help us better track the Koha events and create staff updates."

- Library Webmaster Peter Jorgensen noted, "We surpassed 2000 fans on FaceBook; comments responding to our announcement of this included:"It is easy to like you—you rock!" and "how could anyone not like LCL? they are the best!!"

Core Value: Connection to our diverse community was an important value expressed in our Strategic Planning Process. Youth Services Supervisor Vicki Wood reported, "I attended the Everett School English Language Learners Community Recognition breakfast on May 19. They were recognizing individuals and groups in the community that contributed their time and/or talents to help these families and their children. Lincoln City Libraries was recognized for its contribution through the Prime Time Family Reading Time program that many of these families participated in this spring."

Patricia Leach, Library Director
June 17, 2011
# LINCOLN CITY LIBRARIES - MAY 2011 USE REPORT

<table>
<thead>
<tr>
<th>Branch</th>
<th>Adult</th>
<th>Youth</th>
<th>Adult</th>
<th>Youth</th>
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<th>2010</th>
<th>% In-House</th>
<th>Gate</th>
<th>Computer</th>
<th>Reference</th>
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<td>Print</td>
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<td>NonPrint</td>
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**GRAND TOTAL**

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**Interlibrary Loan**: 805, 1,075; **Downloadable Audio**: 2,461, 2,030; **Downloadable Ebook**: 2,783, 0.

**Total Unique IPs**: 42,877, 33,769; **Web Site Visits**: 229,042, 185,366.


**Registrations**

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**Library Holdings**

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**Non Printed Copies**

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**Total**

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**Temporary not available due to transition to new integrated library system.**
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<th>Expended Year-to-Date</th>
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<th>Current Month Expended</th>
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## LINCOLN CITY LIBRARIES - FUND BALANCES
### May 2011

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<th>Receipts</th>
<th>Expended</th>
<th>Ending Balance</th>
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### APPROPRIATED FUNDS

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<tr>
<td>Bookmobile</td>
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<td>250,000.00</td>
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</tbody>
</table>
Council Members:

Please find the responses to Councilman Camp’s questions below. Please let us know if we can answer any other questions.

Sincerely,

Dave

Dave:

The City Council had first reading on the materials related to the UNL Credit Union project. A quick reading revealed the project is now estimated at $5,000,000 with a concurrent TIF amount of $712,786, $439,786 of which will be used by the Credit Union to acquire the new property.

Please verify the transactions occurring here:

1. UNL Credit Union buys 17th & P land (what is the total price which includes the acquisition amount of $439,786?)

The City has not been involved with the negotiation of the land price on the credit union or Miracle Mile properties. Based upon what others have paid for land in this area with the redevelopment of Antelope Valley, the Urban Development Department was comfortable granting acquisition funds at just over 108 percent of the assessed value. We have seen prices for land in the area at two to three times the assessed value and, in fact, the City and JAVA have paid over two times the assessed value for land in the area for the Antelope Valley roadway and creek projects. For example, in 2009 JAVA paid $782,200 for property assessed at $359,700 at 19th and N Streets (217% of the assessed value). Additionally, assessed values are traditionally lower than market values in Lincoln, particularly in areas, like Antelope Valley, with renewed development interest.

The developer may choose to provide you with additional information about their acquisition costs and site selection.

2. Phi Kappa Theta Fraternity buys from the UNL Credit Union the drive-through facility (what is that sales price?) See above.

3. Newman Center/Catholic Church purchases UNL Credit Union main building (purchase price is how much?) See above.

What will the following values be for tax purposes?

The Urban Development Department does not determine the valuation of the property after construction. The Assessor’s office will value the properties fully only after construction is complete. However, we have come to an agreement on a “not to protest” value with Littlemore Properties (the fraternity) and the credit union.

1. New UNL Credit Union at 17th & P Based upon the expected private investment of $2.2 million, we have reached an agreement on a not to protest value of $2 million.

2. Phi Kappa Theta Fraternity Based upon the expected private investment of $2.8 million, we have reached an agreement on a not to protest value of $2.5 million.

3. Newman Center expansion The investment made in the expansion of the Newman Center is not part of this project.
We often work with the financing agent to set a not to protest value that creates an acceptable level of risk to the developer, lender, or purchaser of the debt instrument on privately placed TIF bonds. While the financing agent indicated that they were will to accept a risk of 100 percent of the construction value of the projects, the developers felt that they needed to be more conservative after City Council expressed concerns. Ultimately, the developer (and not the City) is responsible for covering any deficiencies in reimbursement on privately placed projects. The developer, in this case, feels that the value of the two buildings will increase over time to sufficiently cover the repayment of the loan.

What are the present property taxes received on these properties:
1. UNL Credit Union at 17th & Q – The 2010 taxes were $16,477.06.
2. 17th & P Street property – The 2010 taxes were $7,785.18.

What are the future property taxes to be received on these properties:
The future property taxes to be received are based upon the 2010 property tax rates on the not to protest value, and does not include any tax credits.
1. UNL Credit Union at 17th & P – The new credit union average annual property tax revenue estimate over the 15 year period is approximately $40,000. This revenue would allow for the full repayment of the TIF note.
2. Phi Kappa Theta Fraternity - The fraternity average annual property tax revenue estimate over the 15 year period is approximately $50,000. This revenue would allow for the full repayment of the TIF note.
3. Newman Center expansion (former UNL Credit Union main building) This lot is not part of the existing project or redevelopment agreement. The City expects the Credit Union to sell this parcel to the Newman Center for purposes that will not be considered taxable.

If the either building does produce sufficient increment to repay the note, it will be the responsibility of the developer, not the City, to pay the difference.

Please describe considerations given to other real estate in the vicinity including Antelope Valley. The city has not been involved in the selection of the land for this project. The developers can provide additional information about their selection process. However, we understand the parameters of their search, and that the credit union needed to be relocated in a commercial district near the main campus.

Explain how TIF is appropriate in this project? Describe the “but for test” application. The project meets the “but for” test in two ways. First, the developer has expressed to us that they would be unable to complete the project as planned without assistance with acquisition. The developer has provided us with a letter that states the same. Second, the City would not be able make improvements to the streetscape or relocate the electrical utility without the TIF generated by the project.

From: Jon Camp [mailto:JonCamp@lincolnhaymarket.com]
Sent: Tuesday, June 14, 2011 3:08 PM
To: David Landis
Cc: Mary M. Meyer
Subject: UNL Credit Union Redevelopment Agreement and Related measures

Dave:

The City Council had first reading on the materials related to the UNL Credit Union project. A quick reading revealed the project is now estimated at $5,000,000 with a concurrent TIF amount of $712,786, $439,786 of which will be used by the Credit Union to acquire the new property.

Please verify the transactions occurring here:
1. UNL Credit Union buys 17th & P land (what is the total price which includes the acquisition amount of $439,786?)
2. Phi Kappa Theta Fraternity buys from the UNL Credit Union the drive-through facility (what is that sales price?)
3. Newman Center/Catholic Church purchases UNL Credit Union main building (purchase price is how much?)

What will the following values be for tax purposes?

1. New UNL Credit Union at 17th & P
2. Phi Kappa Theta Fraternity
3. Newman Center expansion

What are the present property taxes received on these properties:

1. UNL Credit Union at 17th & Q
2. 17th & P Street property

What are the future property taxes to be received on these properties:

1. UNL Credit Union at 17th & P
2. Phi Kappa Theta Fraternity
3. Newman Center expansion (former UNL Credit Union main building)

Please describe considerations given to other real estate in the vicinity including Antelope Valley.

Explain how TIF is appropriate in this project? Describe the “but for test” application.

Thank you,

Jon

c: Lincoln City Council

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

Office: 402.474.1838
Fax: 402.474.1838
Cell: 402.560.1001

Email: joncamp@lincolnhaymarket.com

“The American Republic will endure until the day Congress discovers that it can bribe the public with the public's money”

~ Alexis de Tocqueville (French Historian and Political scientist. 1805-1859)

Check our reception and event venues at:
Mary M. Meyer

Subject: 17th and Q Credit Union Forward

Council Members:

Jennifer Strand, attorney for Littlemore Properties, has made some additional comments and provided additional information related to the 17th and Q Credit Union redevelopment agreement. Please find those comments in bright blue in the text below.

Thank you,
Hallie

Hallie Salem, AICP
Community Development Specialist/Downtown Redevelopment
Urban Development Department
555 S 10th Street, Suite 205
Lincoln, NE 68508
402.441.7866
402.441.8711 FAX
hsalem@lincoln.ne.gov

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From: Jennifer J. Strand [mailto:JSTRAND@woodsaitken.com]
Sent: Friday, June 17, 2011 3:29 PM
To: Hallie E. Salem
Cc: 'Jude Werner'; 'Kevin Clark'; William Austin; 'Bob Torell'
Subject: RE: UNL Credit Union Redevelopment Agreement and Related measures

Hallie -

I apologize for not providing this information earlier, this is the first time I have sat down at my desk since leaving your office yesterday. Please forward the additional information below to the City Council members.

-- Jennifer

---

From: David Landis
Sent: Friday, June 17, 2011 2:23 PM
To: 'Jon Camp'
Cc: Mary M. Meyer; Dallas A. McGee; Hallie E. Salem
Subject: RE: UNL Credit Union Redevelopment Agreement and Related measures

Council Members:

Please find the responses to Councilman Camp’s questions below. Please let us know if we can answer any other questions.
Sincerely,

Dave

Dave:

The City Council had first reading on the materials related to the UNL Credit Union project. A quick reading revealed the project is now estimated at $5,000,000 with a concurrent TIF amount of $712,786, $439,786 of which will be used by the Credit Union to acquire the new property.

Please verify the transactions occurring here:

1. **UNL Credit Union buys 17th & P land (what is the total price which includes the acquisition amount of $439,786?)**
   The City has not been involved with the negotiation of the land price on the credit union or Miracle Mile properties. Based upon what others have paid for land in this area with the redevelopment of Antelope Valley, the Urban Development Department was comfortable granting acquisition funds at just over 108 percent of the assessed value. We have seen prices for land in the area at two to three times the assessed value and, in fact, the City and JAVA have paid over two times the assessed value for land in the area for the Antelope Valley roadway and creek projects. For example, in 2009 JAVA paid $782,200 for property assessed at $359,700 at 19th and N Streets (217% of the assessed value). Additionally, assessed values are traditionally lower than market values in Lincoln, particularly in areas, like Antelope Valley, with renewed development interest.

   The developer may choose to provide you with additional information about their acquisition costs and site selection.

2. **Phi Kappa Theta Fraternity buys from the UNL Credit Union the drive-through facility (what is that sales price?)** See above.
3. **Newman Center/Catholic Church purchases UNL Credit Union main building (purchase price is how much?)** See above.

   [Jennifer J. Strand] The total purchase price for the project sites is approximately $3,000,000.

What will the following values be for tax purposes?

The Urban Development Department does not determine the valuation of the property after construction. The Assessor’s office will value the properties fully only after construction is complete. However, we have come to an agreement on a “not to protest” value with Littlemore Properties (the fraternity) and the credit union.

1. **New UNL Credit Union at 17th & P** Based upon the expected private investment of $2.2 million, we have reached an agreement on a not to protest value of $2 million.
2. **Phi Kappa Theta Fraternity** Based upon the expected private investment of $2.8 million, we have reached an agreement on a not to protest value of $2.5 million.
3. **Newman Center expansion** The investment made in the expansion of the Newman Center is not part of this project.

   [Jennifer J. Strand] While reconstruction of the Newman Center is not a part of this project, the investment will be approximately $17 million.

We often work with the financing agent to set a not to protest value that creates an acceptable level of risk to the developer, lender, or purchaser of the debt instrument on privately placed TIF bonds. While the financing agent indicated that they were will to accept a risk of 100 percent of the construction value of the projects, the developers felt that they needed to be more conservative after City Council expressed concerns. Ultimately, the developer (and not the City) is responsible for covering any deficiencies in reimbursement on privately placed projects. The developer, in this case, feels that the value of the two buildings will increase over time to sufficiently cover the repayment of the loan.

What are the present property taxes received on these properties:
1. **UNL Credit Union at 17th & Q** – The 2010 taxes were $16,477.06.
2. **17th & P Street property** – The 2010 taxes were $7,785.18.

What are the future property taxes to be received on these properties:
The future property taxes to be received are based upon the 2010 property tax rates on the lot to protest value, and does not include any tax credits.

1. **UNL Credit Union at 17th & P** – The new credit union average annual property tax revenue estimate over the 15 year period is approximately $40,000. This revenue would allow for the full repayment of the TIF note.
2. **Phi Kappa Theta Fraternity** – The fraternity average annual property tax revenue estimate over the 15 year period is approximately $50,000. This revenue would allow for the full repayment of the TIF note.
3. **Newman Center expansion (former UNL Credit Union main building)** This lot is not part of the existing project or redevelopment agreement. The City expects the Credit Union to sell this parcel to the Newman Center for purposes that will not be considered taxable.

[Jennifer J. Strand] While not a part of this project, the Newman Center has acquired the former Cornerstone property at 640 N. 16th for a temporary facility. Upon completion of construction of the Newman Center, the Phi Alpha sorority will be constructed on the former Cornerstone property which will be taxable. The approximate investment for the sorority will be $3 million.

If the either building does produce sufficient increment to repay the note, it will be the responsibility of the developer, not the City, to pay the difference.

Please describe considerations given to other real estate in the vicinity including Antelope Valley.
The city has not been involved in the selection of the land for this project. The developers can provide additional information about their selection process. However, we understand the parameters of their search, and that the credit union needed to be relocated in a commercial district near the main campus.

[Jennifer J. Strand] The Credit Union's site requirements included close proximity to the existing location, sufficient land to accommodate drive-thru facilities and 32 parking stalls with good access and site flow. 7 sites were studied within a 3 block radius of the existing Credit Union site.

Explain how TIF is appropriate in this project? Describe the “but for test” application.
The project meets the “but for” test in two ways. First, the developer has expressed to us that they would be unable to complete the project as planned without assistance with acquisition. The developer has provided us with a letter that states the same. Second, the City would not be able make improvements to the streetscape or relocate the electrical utility without the TIF generated by the project.
Marvin:

Please think about zoning changes in the Downtown area, especially from Antelope Valley to West Haymarket and the University south to the Nebraska Capitol/state offices, that would prohibit certain types of businesses.

With the pending matter on the relocation of a liquor license and attendant type of business, I sense a need for zoning changes that address types of business the community prefers in this geographical area.

Thank you in advance for your assistance.

Jon

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

Office:  402.474.1838
Fax:     402.474.1838
Cell:    402.560.1001

Email: joncamp@lincolnhaymarket.com

“The American Republic will endure until the day Congress discovers that it can bribe the public with the public's money”

~ Alexis de Tocqueville  (French Historian and Political scientist, 1805-1859)

Check our reception and event venues at:

http://www.facebook.com/pages/Apothecary-Lofts-Ridnour-Room/173175799380032
InterLinc: City Council Feedback for General Council

Name: Waylon M. Lippold
Address: 5028 Martin Street
City: Lincoln, NE 68504

Phone: 4027075298
Fax:
Email: rigger1985@yahoo.com

Comment or Question: The Viper strip club should not be allowed to have a liquor license. The Viper club has demonstrated a pattern of disregard for laws or rules by having four violations since the club received its license, including refusing entry to law enforcement. Now think about that, why would an establishment refuse entry to law enforcement? Perhaps it was better to receive that citation than to allow the law to see what really goes on in The Viper?

Not only should The Viper strip club not receive its liquor license, but a zoning regulation needs to be put in place restricting these types of establishments from being in the City limits at all. Strip clubs are dirty, nasty establishments that attract clientele Lincolniters find undesirable. These establishments are breeding grounds for crime, drugs, and prostitution. The women of Lincoln deserve more than to be degraded by these establishments. These clubs have no control over the city council, and can be banned from the city all together. Lets push these cesspools out of our city and pursue family friendly business that attract desirable clientele.
InterLinc: City Council Feedback for General Council

Name: Pat Hamer-Kitchen
Address: 6449 Cascade Drive
City: Lincoln, NE 68504

Phone: Fax: Email: bucksie@neb.rr.com

Comment or Question:
Dear Council Members.. I am writing in OPPOSITION of The Viper/Drunken Monkey strip club and bar being located in the heart of our beautiful city downtown. Why do we have to stoop to such a lowlife business being placed right in the middle of what we are trying to build up into a wholesome place.. where we are trying to encourage visitors to come? PLEASE GET THIS STOPPED NOW!!! LET'S GET A BACKBONE and STAND UP FOR WHAT IS BEST FOR LINCOLN!! WHY ON EARTH WOULD YOU VOTE FOR THIS???
InterLinc: City Council Feedback for General Council

Name: John P. Russell
Address: 1620 O Street
City: Lincoln, NE 68508

Phone: 402 474 0100
Fax: 
Email: john@futopiaonline.com

Comment or Question:
As a business owner who lives and works Downtown I tend to have pretty strong views on things that effect the Downtown area, it's businesses, and, perhaps most importantly, it's residents. It is my opinion that allowing yet another sex oriented business to move into Downtown is a mistake.

The reasons for my opinion are numerous but let me just touch on a few quick points:

1. Appearance. People from all over the country visit Downtown Lincoln. We have an opportunity here to show the rest of the country that Downtown Lincoln isn't a seedy, dirty area, but a vibrant, growing, family friendly one.

2. Why do we want to hurt surrounding businesses? Do you think that Pearle Vision isn't going to be adversely effected if a topless bar moves in next door? Right or wrong there will be people who will avoid the area if a sex oriented business moves in. That hurts local businesses, the business owners, their employees, and Downtown Lincoln.

3. Don't the RESIDENTS of Downtown have any rights anymore? Ask yourself if YOU would like to live across the street from a topless bar. If you want your children exposed to that kind of business on a daily basis.

I would be happy to discuss this issue at length if you wish, but I think I've made my opinion clear. Downtown Lincoln needs to project a fun, exciting, and family friendly face. Half-Price lap dances during football games isn't the kind of excitement we need to be promoting.

John P. Russell
Futopia
1620 O Street
Lincoln, NE 68508
InterLinc: City Council Feedback for
  General Council

Name: Laura Houdesheldt
Address: 3641 W. Plum
City: Lincoln, NE, 68522

Phone: 402-416-3860
Fax:
Email: lhoudesheldt@eyecarespecialties.com

Comment or Question:
Please consider the wishes of the community as you decide whether to allow the Viper club to open downtown. I was part of the group that protested the first club opening at the West Prospector site. This establishment has had numerous run ins with the law since. It is obvious that these people feel they are above the law, which is exactly why they should not be allowed to exist anywhere in Lincoln.
Lincoln City Council Members;

I apologize for not contacting you earlier, but I wanted to be sure that you are aware of our bank's position on an important issue prior to your next City Council meeting. The issue I am referring to is the application of The Viper Room bar, which is seeking to move their business to 1211 O Street. Union Bank & Trust Company stands in opposition of this business application for relocation.

The business location requested is adjacent to one of our bank locations inside the Miller & Paine Building at 121 South 13th Street. We have occupied this location in downtown Lincoln since 1996. The bank has recently received comments from both individual customers and business owners who utilize this branch; they are also in opposition of this new business application. We do not feel that it would be in the best interest of downtown Lincoln to allow this type of business operation, particularly considering the type of entertainment they are proposing.

Union Bank & Trust Company has always tried to be a good corporate citizen in Lincoln and we take great pride in the various branches and office buildings maintained by the bank. Our company serves thousands of individuals, families, and business members of this community by providing sound financial services, and we strive to maintain a positive and welcoming image. I believe we have a common goal of helping the city to strengthen and grow the downtown business community, but the pending application does not fit what many of us envision for the community. I ask that you reconsider the applicant's request, and if possible, deny the requested move. Thank you for your consideration of this matter.

Respectfully,

Alan L. Fosler, Senior Vice President & Cashier Union Bank and Trust Company
4732 Calvert Street, P.O. Box 82535
Lincoln, NE 68501-2535
Bank: (402) 323-1828  Direct: (402) 323-1272
Fax: (402) 323-1790  Cellular: (402) 499-5148
WWW.UBT.COM

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InterLinc: City Council Feedback for
General Council

Name: Jane Branscombe
Address: 3220 Weaver Lane
City: Lincoln, NE 68506

Phone: 770-9962
Fax:
Email: jhbscpa@aol.com

Comment or Question:
No strip clubs anywhere in Lincoln!

What are you thinking? Just because we have not received notice that this element is coming before the council does not mean we want you to lose sight of your high morals. Please do NOT allow this strip club to bring its unsavory clientele downtown to mix with the college students!

Also, if they have had 4 citations why not close them down completely?

Please keep Lincoln the wonderful family oriented town that it is!
Jane Branscombe and Carson Smith
Mary M. Meyer

From: WebForm [none@lincoln.ne.gov]
Sent: Sunday, June 19, 2011 10:22 AM
To: Council Packet
Subject: InterLinc: Council Feedback

InterLinc: City Council Feedback for General Council

Name: Rebecca Barker
Address: 5131 S Bennington Pl
City: Lincoln, NE 68516

Phone: 402-420-0409
Fax: 
Email: karaoke@binary.net

Comment or Question:
I oppose the move of the strip club to the 12th and O Street location. The main downtown area, especially O and P Streets is not a good place for this type of entertainment. Please DO NOT allow this to happen.

Thank you.
InterLinc: City Council Feedback for General Council

Name: Denise Farley
Address: 1320 Sycamore Drive
City: Lincoln, NE 68510
Phone: 402-488-7457
Fax:
Email: dqfarley@yahoo.com

Comment or Question:
I am writing in regards to the possible move of the Viper/Drunken Monkey strip club and bar to the O Street location. My concern is that O Street is a main corridor to many visitors to our city. Is this the image we want to portray with many of the high school events such as sporting events, FFA, prospective UNL students visiting our downtown? Also, when my children were young, my husband worked downtown and how the one way streets were, we drove past the flashing girl sign of The Night Before - try to explain that when a child asks! It isn’t the image I want our city to portray on our main street to visitors or my family. Thank you for reconsidering the vote.
Again NW 48 improvements have been shoved back. Now we have three families, two who have members that may not survive or will have devastating disabilities and a 16 year old who will think of this often. When Kabredlos was being built the city would not allow an entrance onto NW 48 while 6 driveways and a later built street are allowed opposite the property on the west side of NW 48. The traffic from the convience store strip mall and a trucking company are routed onto Adams. Sidewalks along the east side were paid for but the city did not install. On the west side sidewalks were ordered and while the residential properties sidewalks were installed by the city and billed to the owners, the sidewalks in the business properties have not been installed on property owned by Duane Hartmann. Why? Children need these sidewalks to get to school and for those north of Adams to access the shopping center.

When improvements on NW 48 are talked about, the priority goes to the property south of Holdrege owned by a speculator from Omaha and on the opposite side owned by Peter Katt and Mark Hunzaker. NONE of these properties has paid city property taxes. NW 48 has been at traffic capacity for 2 lane without curbs for 6 years and has steadily increased including the locating of Arnold school at Cummings. NW 48 needs to be 4 lanes with turning lanes from ‘O’ street to highway 34.

Each night as you each retire may you think of these three families who have been devastated by this wreck and wonder what the city of Lincoln could have done to see that the street improvements were finished before it occurred.

Motorcycle passengers in critical condition after car-motorcycle collision Saturday

Two people were in critical condition Sunday after a car-motorcycle collision that occurred at about 2 p.m. Saturday at NW 48th and West Adams streets, police said.

Jared Miller Jr., 48, of Penrose, Colo., was driving a motorcycle northbound on NW 48th Street when it struck a Ford Crown Victoria crossing NW 48th Street on West Adams, Lincoln Police Capt. Michon Morrow said.

Miller and his passenger Grace Martin, 50, of Lincoln were injured and remained at a hospital Sunday afternoon.

Austin Schrodt, 16, of Lincoln, the driver of the car, was uninjured. Both motorcycle riders were wearing helmets, according to the accident report.

No citations have been filed, Capt. David Beggs said Sunday.
Lincoln police closed NW 48th Street between West Huntington Avenue and West Mathis Street until about 6:30 p.m. Saturday.

Jeanette Fangmeyer
5401 Wilkins Cr
Lincoln NE 68524
KIM K. STURZENEGGER  
128 N. 13th Street, Apt # 909  
Lincoln, NE 68508  
Phone: (402) 474-1590  
Email: kimgetsmall@windstream.net

Sent via email

June 17, 2011

The Lincoln City Council
555 S. 10th Street, Rm 111
Lincoln, NE 68508
email council@lincoln.ne.gov

RE: Application of Viper Room/Drunken Monkey to transfer Liquor License to 1211 "O" Street

Dear City Council Members:

I am writing asking you to oppose the Viper Room/Drunken Monkey's application to move it's Liquor License to a Downtown location. I cannot appear at Monday's 3:00 p.m. City Council meeting because I have work obligations.

When the Viper Room's application appeared on the June 13, 2011 Agenda, I did not see any mention of any past Liquor License violations. It now appears the applicant does not have a clean record. The Lincoln Journal Star reported on June 17, 2011 that the bar had four liquor violations in the past three years, including a disturbance, a minor in possession, a refusal to permit law enforcement officers to enter the establishment and open containers. I am concerned about the applicant's history and believe allowing the license move would create problems in Downtown Lincoln.

I want to emphasize, I have no problem with responsible bar owners, nightclub owners or restaurant owners serving alcohol in Downtown Lincoln. My concern is that the City should not permit an irresponsible bar owner to have a liquor license Downtown. We have a large number of Downtown bars and a large number of college students who patronize those businesses. The Lincoln Police Department tirelessly works the Downtown district to make sure bars are complying with the applicable liquor laws and to ensure intoxicated individuals do not harm themselves or others. Downtown residents are grateful for their efforts. We also understand the Lincoln Police Department has a finite amount of time to devote to Downtown liquor enforcement. The City is growing and the budget will likely have to trimmed again. The Lincoln Police Department cannot continually babysit irresponsible Downtown bar owners. Downtown residents expect the City Council to help LPD and Downtown residents improve public safety by making sure irresponsible bar owners do not obtain liquor licenses for Downtown bars.
I also oppose the move because the bar will operate as an adult entertainment establishment. There is a residential condominium development across the street, and Downtown residents should not have to tolerate that type of activity literally outside of their front door. Neither you nor your neighbors would tolerate such a situation across from your homes, and it is unreasonable to expect Downtown residents to tolerate it.

The City has invested considerable sums of money in Downtown with the goal of eliminating blight. Allowing another adult entertainment business to open Downtown would completely undermine the city’s efforts to revitalize Downtown. Adult entertainment businesses do not eliminate blight. They create blight. If they made a positive contribution to Lincoln’s neighborhoods, you would permit them to operate throughout the city.

I have either worked or lived in Lincoln’s Downtown B-4 zoning district for the past 26 consecutive years. I care a great deal about the neighborhood and have served with the Downtown Neighborhood Association and the Downtown Lincoln Association. I appreciate everything the City of Lincoln has done to create a vibrant Downtown community. Downtown Lincoln has the potential to make a substantial contribution to the city’s future growth. You must ensure those development objectives are not undermined by permitting Downtown to become the dumping ground for the City’s least desirable and most trashy businesses. The citizens of Lincoln expect a significant return on their investment in Downtown Lincoln. They do not deserve more blight in exchange for their investment.

I would also suggest to the Council that when a Liquor License application comes up for consideration, you publish whether the applicant has previous violations. As citizens, we have a right to know whether a business in our neighborhood is operating lawfully, especially if the business is requesting a license to serve alcohol. A citizen cannot determine whether or not to be concerned a liquor license application if there is no readily available information about the applicant’s background. Given modern technology, it should be a fairly easy task.

I appreciate your attention to this matter and hope you will continue support a vibrant downtown Lincoln by voting against the liquor license application of Viper Room/Drunken Monkey.

Sincerely,

Kim K. Sturzenegger

cc:  The Honorable Mayor Chris Beutler  
Mr. Terry Ueland, DLA President
June 17, 2011

The Honorable Doug Emery
The Honorable Jon Camp
The Honorable Jonathan Cook
The Honorable Carl Eskridge
The Honorable Eugene Carroll
The Honorable Jayne Synder
555 South 10th Street, Room 111
Lincoln, NE 68508

Dear Members of the Lincoln City Council:

We respectfully request that you deny the relocation of the liquor license for the Viper/Drunken Monkey strip club and bar from 640 West Prospector Court to 1211 O Street, next to Nelnet’s corporate headquarters at 121 South 13th Street (Lincoln Square). It is our mistake that we were initially caught off guard by the swiftness of this application moving through the approval process; however, please do not consider our tardiness as a measure of support for the relocation of the strip club, and we appreciate this opportunity to share our concerns now.

First and foremost the applicant’s prior history of liquor related violations, as reported in the Lincoln Journal Star, calls into question the appropriateness of the application and the applicant to hold a liquor license at this location. We encourage the Council to consider the details of these reported violations when considering the wisdom of approving the relocation application.

Furthermore, we are adamantly opposed to the relocation of a strip club to this location for several reasons including the:

1. Image and future of our downtown community
2. Impact on our associates and our plans for continued growth
3. Impact on our business operations

We do not believe that a strip club at this location is consistent with the bright and vibrant future of downtown Lincoln that this Council has been fostering and supporting. With the development of the arena, focus on good job growth, economic development, and a consistent family friendly approach, we believe a strip club will strongly inhibit the inviting culture that is important to Nelnet and other employers that are committed to recruiting talented associates and attracting new business to the heart of our downtown community.

The addition of a strip club also makes it more difficult for property owners to find tenants and depresses property values. In 2006, we purchased the five Lincoln Square buildings. While Nelnet utilizes most areas within these buildings for our own growth, we do have tenants, and we believe that many business owners will be deterred from moving into a location so close to a strip bar when space is available.

Recruiting and retaining talented associates is essential to our success. Since the end of 2009, Nelnet has added more than 500 jobs in downtown Lincoln, increasing our total associate base to more than 1,300 in the Lincoln Square Buildings and in the Gold’s Building at 11th and O streets. A strip club on O Street between our two locations will vastly reduce the professionalism and attractiveness of our locations for our current associates, as well as the brightest talent from Nebraska and across the country. Negative changes in the environment downtown will influence our desire and ability to continue to grow our present here, specifically in our current locations.

Thank you for your time and consideration of our concerns.

Sincerely,

The Honorable Doug Emery
The Honorable Jon Camp
The Honorable Jonathan Cook
The Honorable Carl Eskridge
The Honorable Eugene Carroll
The Honorable Jayne Synder
In addition, the environment of a strip club could harm our client relationships. Nelnet helps students and families plan and pay for their education, and also assists schools and financial institutions with the administrative burden of delivering education. We are fortunate to have relationships with colleges and universities and K-12 schools nationally, including thousands of faith-based institutions. Leaders from these schools frequently visit our offices, giving us an opportunity to showcase our associates and offices, as well as our community. A strip club next door will create an uncomfortable image of Nelnet and the Lincoln community as we interact with these school partners.

Please know we continue to be very supportive of economic development and additional entertainment opportunities downtown through the expansion of existing businesses and new ventures. To help make a positive difference, Nelnet and its leaders have offered support and resources for many of these initiatives that promote a vibrant, sustainable culture and environment we can be proud of.

Thank you in advance for your consideration of our request. We believe denying the relocation of the strip club to 12th and O streets is in the best interest of our downtown community.

If you have any questions about our concerns, please give us a call.

Sincerely,

Terry Heimes
Chief Financial Officer
Nelnet

EC: The Honorable Chris Beutler, Mayor
     Ms. Wendy Birdsall, President of the Lincoln Chamber of Commerce
     Mr. Terry Uland, President of the Downtown Lincoln Association
"DON'T FORGET!"

Dear Mayor & City Council,

No! closing of the Nature Center. You can save enough money by cutting so many Aids -- you have way too many aide for this & aide for that. Get recipes & stop this picking away at the needed dept.

Lynn Darling
Dear City Council:

During my tour in Denver, Colo., there was a stretch of town we called "Harlem West." Criminal entertainment flourished. This section became a "skid row." The city fathers invested lots of time and money to recreate "Harlem" the fashionable replacement. They found a way to do this. You can find a way to prevent a future crisis.

(Start with four liquor violations.) Consider community standards. Can we vote? Consider zoning standards. You are responsible for the morals of our youth in a college town if you do not choose to fight the good fight.

Best wishes,

[Signature]

3710 F

Lincoln, Ne.

48510
MINUTES
DIRECTORS’ MEETING
MONDAY, JUNE 20, 2011

Present: Gene Carroll, Chair; Adam Hornung, Vice Chair; Jon Camp 2:02 p.m.; Jonathan Cook; Doug Emery; and Carl Eskridge

Absent: Jayne Snyder

Others: Joan Ross, City Clerk; Rick Hoppe, Chief of Staff; David Landis, Urban Development Director; and Mary Meyer, Council Staff

Chair Carroll opened the meeting at 2:01 p.m. and announced the location of the Open Meetings Act.

I. CITY CLERK
Ross announced the items to be called together for liquor licenses, and under Public Ordinances. She distributed a Motion to Amend, No. 1, Substitute Ordinance on Item 15, and announced Motions to Amend, No. 1, on Item 21, Item 22, and Item 27. Under Ordinances, 3rd Reading, Item 29 has a Motion to Amend, No. 1, delivered last week.

II. MAYOR
1. NEWS RELEASE. Mayor presents May Award of Excellence to bus operator Jose Regueira.
2. NEWS RELEASE. Section of Billy Wolff Trail to remain closed.
3. NEWS ADVISORY. Mayor Beutler will announce a personnel change at a news conference at 10:00 a.m., Wednesday, June 15th, in the Mayor’s Conference Room, 555 S. 10th Street.
4. NEWS RELEASE. Hubka to head Finance Department as Herz retires.
5. NEWS RELEASE. New feature added to online budget discussion. Community conversation set for Saturday.

No comments

III. DIRECTORS

HEALTH DEPARTMENT
1. NEWS RELEASE. Food that’s in when school is out.
3. Board of Health meeting minutes of May 10, 2011.

No comments

PLANNING DEPARTMENT
1. Administrative Amendment No. 11023 to Special Permit No. 1999A approved by the Planning Director on June 10, 2011.

No comments

PLANNING COMMISSION
1. Acton by the Planning Commission, June 15, 2011.

No comments
URBAN DEVELOPMENT - David Landis, Director
Landis first spoke on Workforce, which is located in the Gold’s building. Urban Development is the pass through agency for federal Department of Labor money. The manager at Workforce has reported a recent upswing resulting in higher end jobs/salaries. Landis then gave examples of employment and salaries, adding these types of jobs and salaries have not been seen in a while.

Landis stated second is parking. We’ve had 6 to 7 months of first hour free parking and have changed our pricing structure at the far end. He displayed graphs illustrating 2 years ago, last year, and this year, comparing length of stay. Before charged a dollar for the first hour, and now we lose this money. But, as illustrated, the subsequent hours are greater, and revenue is up. The first hour free program resulted in more people downtown and more utilization.

Camp asked if the rate was modified? Landis replied the rates modified approximately 6 months ago. Always had free parking, after 6 hours of usage. Now added the 7th, 8th and 9th hours as chargeable, and between the longer stays and hours charged, the city makes more money. Did not raise the rate per hour, but lengthened the hours people pay. Camp asked if before was it a $8.00 day and now $9.00? Landis answered was $6.00 a day and now $9.00. Camp asked for revenue estimate over last year. Landis stated some totals may be $40,000 to $50,000 over this time.

Eskridge asked if the closing of the surface parking lots, where the Catalyst project will be, factor into the numbers? Landis replied no, strictly garage numbers, the same as before. Eskridge added the people who used the surface parking lots are probably now using the garages. Landis commented now they would have covered parking, and we’ll get a higher monthly rate.

IV. COUNCIL MEMBERS

JON CAMP
1. Correspondence to David Landis, Urban Development Director, regarding the UNL Credit Union redevelopment agreement and related measures.
2. Correspondence from Councilman Camp on federal grant, with article on Grand Island rejecting the grant.
   a) Newspaper article. Grand Island Rejects Federal Grant to Pay for Six New Firefighters.
3. Question to City Attorney Confer on the Viper liquor application.
   a) Response from City Attorney Confer on reconsidering the Viper liquor application.
4. Correspondence from Councilman Eskridge on the Viper liquor application.
   a) Reply from Councilman Camp with thoughts on a future pre-council to discuss ordinance and acceptable legislated standards.
   b) Reply to City Attorney Confer from Councilman Camp with questions on the timeframe and implications with the Nebraska Liquor Control Commission.
5. Correspondence from City Clerk Ross on subject of the Viper liquor application reconsideration.
6. Email from Police Chief Peschong with information on the Viper liquor application.
7. Communication from City Attorney Confer regarding a motion to reconsider.
8. Email from City Attorney Confer with information requiring the Viper room to submit a new application.
   a) Statement from Clerk Ross.
b) Statement from Councilman Carroll.
No comments

V. MISCELLANEOUS - None

VI. CORRESPONDENCE FROM CITIZENS
1. Letter from LIBA Board of Director. A request for the City of Lincoln to drop International Council for Local Environmental Initiatives (ICLEI) membership.
2. Questions from Robert Adams on approving one liquor license as opposed to denying another.
   No comments

V. COUNCIL MEMBERS

Cook No comments
Emery No comments
Camp Today with the public hearing on the dangerous ordinance, will we have staff available to give definitions? Hoppe replied Connolly will attend.
Hornung No comments
Eskridge No comments
Carroll No comments

VII. ADJOURNMENT
Chair Carroll adjourned the meeting at 2:11 p.m.