DIRECTORS’ MEETING
AUGUST 13, 2012
555 S. 10th STREET, ROOM 113
2:00 P.M.

I. CITY CLERK

II. MAYOR
1. NEWS ADVISORY. Mayor Beutler will brief media on proposed budget at 1:45 p.m. Monday, August 6, 2012 at 555 S. 10th Street. (Delivered to Council on 08.06.12)
2. NEWS RELEASE. Mayor says user fees increases help prevent property tax hike.
3. NEWS ADVISORY. Mayor Beutler will provide an update on the City’s water conservation measures at a news conference Thursday, August 9th, 10:00 a.m., at 555 S. 10th Street, Room 303.
4. NEWS RELEASE. Mayor Beutler’s statement on Council passage of City’s first biennial budget.
5. NEWS RELEASE. Mandatory water restrictions now in effect.
   a) Factsheet on mandatory water restrictions.

III. DIRECTORS

PLANNING DEPARTMENT
1. Administrative approvals by the Planning Director from July 31, 2012 through August 6, 2012.
2. Memo from Bud and Carol Dunklau, and copy of their letter to David Landis, Urban Development, regarding the purchase of Spencer’s Addition Block 2, Lot 4.

IV. COUNCIL MEMBERS

JON CAMP
1. Local View: The real facts on pension plan, by Jon Camp. (Distributed to Council Members on 08.06.12)

V. MISCELLANEOUS

VI. CORRESPONDENCE FROM CITIZENS
1. Correspondence left at front desk on August 7, 2012 regarding SP12015 and SP12016.
2. InterLinc correspondence from Cindy Elder thanking Council for passing the StarTran new rates.

VII. ADJOURNMENT
Mayor Chris Beutler will brief the media on his proposed budget at 1:45 p.m. TODAY (Monday, August 6) in room 303, County-City Building, 555 S. 10th Street.

The City Council budget hearing is scheduled for 2:30 p.m. today. Council will vote on the budget at 3 p.m. Wednesday, August 8.
FOR IMMEDIATE RELEASE: August 6, 2012
FOR MORE INFORMATION: Diane Gonzolas, Citizen Information Center, 402-525-1520

MAYOR SAYS USER FEES INCREASES HELP PREVENT PROPERTY TAX HIKE

Mayor Chris Beutler today said user fee increases helped his administration meet its main objectives for the City’s first biennial budget – no property tax increase, no major program cuts and no use of one-time money for ongoing programs. The City Council today holds its public hearing on the proposed 2012-2014 City budget.

“The substitution of user fees for property taxes in this budget helped us meet our objectives and properly assess the cost of government services to those who benefit directly,” Mayor Beutler said. “It doesn’t always make sense to ask all taxpayers to fund services they may never use when costs can be recovered from those who do.”

The Mayor said creating a structurally sound budget has required sacrifice – since he took office in 2007, about 140 jobs and $7.6 million have been cut from the budget. The cuts have reduced the City’s workforce by more than 6 percent total and nearly 10 percent for non-public safety employees. At the same time, the City grew 12 percent in population and 7 percent in area. All civilian labor unions also have agreed to reduce the two-to-one retirement match for new employees, the first change since the match was implemented 40 years ago.

Personnel costs make up about 70 percent of the City budget, and State law mandates that City salaries and benefits be comparable to other cities its size. The cost per FTE (full-time equivalent) has increased 15.72 percent over the past four years, outpacing the Consumer Price Index (8.95 percent) and sales and property tax revenue (6.47 percent).

“We have made hard choices on revenues, putting in place the increases that prevented the closure of parks and libraries across the City and prevented devastating cuts in police and fire services,” Beutler said. “At the same time, we have made several bold choices to invest in Lincoln’s future. We have put more funding into roads which are opening Lincoln to new economic opportunities. The Pinnacle Bank Arena, the Innovation Campus, and numerous private sector investments across the City are helping to generate sales tax at a rate that is 6 percent higher than last year and creating good jobs for our citizens.”

Beutler said public involvement has been very important in creating the City budgets. Through the Taking Charge public engagement process, 3,900 people have taken the budget surveys in the last two years.

- more -
“In the past only a handful of people were able to make their voices heard because of the challenge of missing work or family time to come testify at a public hearing,” Beutler said. “As a result, those paid to offer opinions on behalf of interest groups dominated the conversation. Now thousands are relaying their budget priorities, and it is making a difference in creating a broad consensus for success.”

Out of every property tax dollar, the City receives about 15.6 cents, and Lincoln’s property tax rate ranks 12th when compared to the State’s 15 largest cities. The proposed tax-funded budget for 2012-2013 is $153.6 million, a 4.98 percent increase over the current fiscal year. The proposed tax-funded budget for 2013-2014 is $158.8 million, a 3.43 percent increase over 2012-2013. Over seven budgets, the increase averages 2.89 percent a year.

The City Council will vote on final budget changes at its meeting beginning at 3 p.m. Wednesday, August 8. The City Council will vote on adopting the budget at its meeting beginning at 3 p.m. Monday, August 20. These meetings will be in the City Council Chambers at the County-City Building. They will be carried live on 5 CITY-TV (government access cable channel 5) and will be available through video-on-demand at lincoln.ne.gov.

Budget information is available online at lincoln.ne.gov (keyword: budget).
Mayor Chris Beutler will provide an update on the City’s water conservation measures at a news conference at 10 a.m. Thursday, August 9 in room 303, third floor of the County-City Building, 555 S. 10th.
FOR IMMEDIATE RELEASE: August 8, 2012
FOR MORE INFORMATION: Diane Gonzolas, Citizen Information Center, 402-441-7831

MAYOR BEUTLER’S STATEMENT ON COUNCIL PASSAGE
OF CITY’S FIRST BIENNIAL BUDGET

“I want to thank and congratulate the City Council on completing the City’s first biennial budget. It is a great achievement to pass a budget that has no tax increase, no major program cuts, and no use of one-time money. I am proud of the fact that we continued to work together after the budget’s introduction to find compromise. The spirit of cooperation has allowed us to fix the budget’s structural imbalance while continuing to provide the services that has helped make Lincoln a nationally recognized community for business climate and quality of life.”

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MANDATORY WATER RESTRICTIONS NOW IN EFFECT

Mayor Chris Beutler today announced that mandatory water restrictions are now in effect for the City of Lincoln due to historically low flows in the Platte River basin. Residents are now REQUIRED to follow the designated day schedule for all outdoor watering, including the washing of vehicles:

• Properties with street addresses ending in even numbers (0, 2, 4, 6 and 8) must limit outdoor water use to Wednesdays, Fridays and Sundays.
• Properties with street addresses ending in odd numbers (1, 3, 5, 7 and 9) must limit outdoor water use to Tuesdays, Thursdays and Saturdays.
• No residential watering is allowed on Mondays.
• Property owners with more than one street address at the same location can choose either schedule and must notify the Lincoln Water System (LWS) today of their decision.

The City has not issued mandatory water restrictions since 2002. Mayor Beutler said the City reached the decision to implement mandatory restrictions after reviewing the results of new computer modeling on the impact of the reduced river flows. He said City officials also have met with State officials about the City’s water rights under its existing permit. That permit designates the amount of water the City is legally entitled to draw from the Platte River basin.

“We do have the legal authority to decrease the amount of crop irrigation upstream to increase the river flows at our wells near Ashland,” Beutler said. “But we also realize that agriculture is the economic backbone of this City and of this region, and this is a crucial time for our ag producers. We should not require them to make potentially devastating sacrifices before making further efforts ourselves.”

Under the mandatory water restrictions, washing sidewalks, driveways and other paved areas is prohibited. Re-filling or adding water to private swimming pools and wading pools may occur only between midnight and 6 a.m.
The Mayor thanked residents who have responded to the City’s our call for voluntary water conservation. On August 3, he lowered the goal for water usage to no more than 60 million gallons a day. Since then, daily water use has averaged about 64 million gallons.

The Lincoln Police Department will enforce mandatory water restrictions. Violators who are convicted may be punished by a fine of up to $500 dollars or up to six months in jail or both. Each day that a violation continues is a separate offense. Violations should be reported to the Lincoln Police Department non-emergency number - 402-441-6000.

“We are encouraging residents to be good neighbors,” Beutler said. “If you see someone watering on the wrong day, please consider the possibility that they may not know about the mandatory restrictions or be confused as to the proper days. A friendly reminder may correct the problem and prevent a visit from the police.”

City departments and facilities have already implemented water conservation measures. The City is contacting other large government and education partners in Lincoln to encourage cooperation with the mandatory reductions. A flyer summarizing the steps to follow under mandatory water restrictions is available online at lincoln.ne.gov. The Mayor encouraged employers to forward the flyer to their employees. He also encouraged retailers to print and copy the flyer to distribute to their customers.

“This is one of those times when we must work together as a community to achieve an extremely important goal – the protection of our water supply,” Beutler said. “We can have the biggest impact by reducing our outdoor water use. Our Water Management Plan includes additional and more restrictive steps we can take if needed. But I believe the public will respond and help us prevent any more serious restrictions, and bring closer the day when restrictions end.”

Those with questions on the water restrictions can contact the Lincoln Water System at 402-441-5918. The City website also includes the daily usage totals, the City’s Water Management Plan and tips on water conservation.
MANDATORY WATER RESTRICTIONS

The City of Lincoln has implemented mandatory water restrictions in order to maintain adequate water supplies for drinking, fire protection and other essential uses.

WHAT IT MEANS FOR YOU

Residents are now required to follow the designated day schedule for all outdoor watering, including the washing of vehicles:

- Properties with street addresses ending in even numbers (0, 2, 4, 6 and 8) must limit outdoor water use to Wednesdays, Fridays and Sundays.
- Properties with street addresses ending in odd numbers (1, 3, 5, 7 and 9) must limit outdoor water use to Tuesdays, Thursdays and Saturdays.
- No residential watering is allowed on Mondays.
- Property owners with more than one street address at the same location can choose either schedule and must notify the Lincoln Water System (LWS) of their decision.

Washing sidewalks, driveways and other paved areas is prohibited. Re-filling or adding water to private swimming pools and wading pools may occur only between midnight and 6 a.m.

EXEMPTIONS

- Businesses that rely on water for operation such as commercial nurseries and car washing facilities may continue to operate.
- Those with new sod (less than 30 days) and those with water-cooled air conditioners may obtain a free watering permit from the City Building and Safety Department. For new sod, receipts and proof of purchase date will be required. Permits must be posted in a window facing the street. Building and Safety is on the second floor of the County-City Building, 555 S. 10th Street, and the phone number is 402-441-7521.
- Property owners with private water supplies such as wells are exempt from restrictions. They should post the permits they receive from the Health Department to avoid questions from neighbors and the Police Department.

PARKS AND RECREATION DEPARTMENT

City pools close August 12, and after the chlorine dissipates, the water will be used to irrigate street trees, parks and golf courses. Golf course fairways will be maintained as dormant with weekly watering on Mondays. Greens and tees will be watered on the regular schedule to prevent the high cost of replacement. City fountains were turned off last week except for Sunken Gardens, which has its own well. Signs will be posted at other park facilities with their own wells. Watering at ballfields and on landscape medians is being reduced.

VIOLATIONS AND PENALTIES

To report violations, call the Lincoln Police non-emergency number - 402-441-6000. If your neighbor is watering on the wrong day, please make sure they are aware of the water restrictions before reporting the violation.

The Lincoln Police Department will enforce mandatory water restrictions, and violators are subject to a citation. Those convicted of a violation can be punished by a fine of up to $500 or up to six months in jail or both. Each day a violation continues constitutes a separate offense.

FOR MORE INFORMATION

VISIT LINCOLN.NE.GOV OR CALL LWS AT 402-441-5918.

The Mayor’s Water Conservation Task Force urges you to “Make Every Drop Count!”
Memorandum

Date: ♦ August 7, 2012
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 July 31, 2012 thru August 6, 2012:

Administrative Amendment No. 12028 to Special Permit No. 06001A, Grand Terrace Community Unit Plan, approved by the Planning Director on August 6, 2012, requested by Civil Design Group, increasing the maximum allowed height of the apartment buildings on Lot 30, Block 1, to 38 feet, delineating the building envelope for the apartment buildings using the required 38' setback, delineating the required 20' setback for all other improvements including parking and accessory buildings, and a parking plan where up to a maximum of 15% of the required spaces can be provided as tandem parking stalls, on property generally located near South 84th Street and Highway 2.

Administrative Amendment No. 12035 to Special Permit No. 04054, Hartland Homes Southwest 1st Addition Community Unit Plan, approved by the Planning Director on July 31, 2012, requested by Kathryn Sousek, to allow a reduction in the rear yard to 10 feet for accessory buildings, on property located at 1660 SW Lacey Lane.

Waiver No. 12012, approved by the Planning Director on August 6, 2012, requested by Jeff Koch, to adjust the Design Standard for Outdoor Lighting to allow outdoor lighting to exceed 2.0 vertical foot-candles at the property line along R Street, generally located at the southeast corner of North 8th Street and R Street.

Q:\shared\wp\teresa\AA weekly approvals.wpd
Enclosed is a copy of the letter we sent to Mr. Landis on September 14, 2009. Jerry Williamson asked us to send this letter after it was determined that he was not going to be able to keep our agreement regarding purchasing this lot.

You will note that I referred to the lot as Lot 7, instead of Lot 4. We were under the impression that the lot numbers ran the same direction as the street numbers. It should be Lot 4.

Sincerely,

Bud and Carol Dunklau

Tel: 402-435-0686
Mr. David Landis  
Urban Development Dept.  
808 "P" Street  
Suite 400  
Lincoln, Ne. 68508

RE: Spencer's Add. Block 2, Lot 4

Dear Mr. Landis:

We are the owners of Road & Track Motors, located at 2045 "O" Street, as well as the adjacent building at 2047 "O" Street, currently leased to Saigon Tour. We leased the building at 2045 "O" Street in 1972, and purchased both properties in 1991. (Spencer’s Add. Block 2, Lots 5-6). We restored the 2047 "O" building in 2004. The empty lot next to this building is the above mentioned 25 foot Lot 4, which we would like to acquire for additional parking for our property. We have operated an import auto repair shop at this location since 1972.

We understand that the City of Lincoln now owns this lot, but is not interested in selling it at this time. We would like to go on record as wanting to have first right of refusal if this property ever goes up for sale.

Please advise us re your plans for this piece of property.

Sincerely,

Bud and Carol Dunklaue
Local View: The real facts on pension plan

Jon Camp
By JON CAMP

"A half-truth is the most cowardly of lies."

-- Mark Twain

In his Local View column (LJS, Aug. 2), David Engler, president of the Lincoln Firefighters' Union, criticized 401(k) retirement plans (a type of defined "contribution" plan) and concerns I have voiced about the Police and Firefighters defined "benefit" Pension Plan.

Engler's column quotes the biased National Institute on Retirement Security (NIRS) and contains half-truths.

NIRS' Andrew G. Biggs, formerly the principal deputy commissioner of the Social Security Administration, has noted the NIRS "membership consists principally of public employee unions, the pension plans in which they participate, and the actuarial and investment firms that serve them."

Engler's editorial incorporated NIRS bias.

Facts or half-truths? Engler wrote, "By every independent measure the (Pension) fund is fiscally healthy."

Fact: The Aug. 31, 2011, Actuarial Valuation Report stated: "If asset returns are not significantly higher than 7.50 percent (the assumed annual investment return) over the next few years ... the employer contribution rate can be expected to increase significantly." In 1999, the city's contribution was $908,234; it is now $6.7 million and increasing.

Engler: "As recently as 2008, the Lincoln Police and Fire Pension was 100 percent funded. ... Today it is 81 percent funded, and the reduction is due to the devastating recession. As the market recovers, so will the pension fund."

Fact: The "market" value of the Pension fell from $181 million in 2007 to $135 million in 2010.
Engler’s “81 percent funded” figure uses “actuarial language.” There are three values of importance (8-31-2011 figures): (1) the Actuarial Accrued Value ($205 million), (2) Funding Value ($165 million) and (3) Market Value of assets ($148 million). Engler’s “81 percent” refers to the Funding Value ($40 million deficit), not the Market Value ($57 million deficit). Funding Value is an “actuarial” creation — not the same as the “market value” of the assets. The Pension Plan was 72 percent funded using “Market Value.”

Without Mayor Chris Beutler’s 2009 modifications of two key Pension Plan “actuarial assumptions,” the “81 percent of Funding Value” would be closer to “72 percent of Market Value.”

Since 1999, I have suggested the 7.5 percent earnings assumption is too high -- during those 13 years, the investment return exceeded 7.5 percent only three times. Current U.S. Treasury Bond rates for 30 years are 2.6 percent. If Engler is so sure the “market will recover,” will he and his fellow pension participants guarantee the investment return instead of Lincoln taxpayers?

Engler: The amount of taxpayer dollars that go into the firefighter and police fund is limited, with nearly 80 percent ... coming from our own paychecks and investment earnings.

Fact: The plan participants contribute an average of 6.69 percent of their compensation. The remaining costs of the Pension Plan are paid from Lincoln taxpayers’ real estate taxes, less investment earnings. The city’s contribution for 2011 was 18.02 percent of compensation, nearly three times as much as plan participants, and a one-year increase from 15.62 percent in 2010. Engler’s 80 percent figure has no relevance to employee contributions.

Engler: “(F)irefighters and police officers don’t receive Social Security, and our pensions are our only source of retirement income.”

Fact: Lincoln’s firefighters and police officers do not contribute the 6.2 percent to Social Security that other workers do. But the 6.69 percent they contribute to the Pension Plan provides, in Engler’s words, a “modest” 64 percent of regular pay at retirement.

How many Lincolnnites would gladly decline contributing 6.2 percent to Social Security and instead contribute 6.69 percent to the Police/Firefighters Pension Plan and receive “64 percent of their highest year’s pay” for life? At a retirement age as young as 48-50?

Engler is disingenuous saying the Pension Plan is their “only source of retirement income.” How many firefighters have second or third jobs because they work Kelly days providing considerable free time -- and draw Social Security or retirement from those other jobs? How many firefighters have second careers after retirement that provide additional retirement benefits and Social Security?

The City of Lincoln has three alternatives to improve the police and firefighters retirement benefits: (1) require more contributions by the Pension participants, (2) reduce Pension benefit levels, and/or (3) convert to a defined contribution plan.

Council Member Jon A. Camp formerly owned an actuarial consulting firm.
Talking Points:

Meetings with County Commissioners and City Council Members regarding SP12015 and SP12016

1) Victory Quest, not Radix
   a. Radix, a non-profit, is requesting a special permit for for-profit usage (Victory Quest). This never came up at Planning/Zoning.
   b. Grand Opening April 10th – exhibit 1 - Chamber of Commerce Ribbon Cutting for VictoryQuest

2) Violation of Existing Permit – exhibit 1A – copy of current permit
   a. Mr. Barry, his council and Planning/Zoning Staff are on record stating Radix violated the permit for two years by having groups of 150 or more with no repercussion
      i. Example – all according to applicant
         1. 150+ Pius X boys held their senior day there
         2. Company picnic planned for Lincoln Industries
      ii. Exhibit 2 Events advertised - exhibit 3 BYOB - exhibit 4 Charging for Victory Quest practice
      iii. Activities committed to before permit issued - exhibit 5 – Cornhusker State Games Biathlon.
   b. Previous violation of the permit necessitates tangible plans for policing adherence and Planning Staff said there is little-to-no way to do that (other than registrations). How can they be policed in their current state or in the future?

3) Intent to Expand
   a. Initial 2,500 participant request. Mr. Barry's testimony to the Planning Commission said he'd like to 'show they can do this with 500 and prove they can grow to 1,000'.
   b. "1,000 sq.ft." building plan originally shown to neighbors, then after permits were granted for up to 20,000 sq.ft., he informed small group of neighbors of the changes.
   c. Expand to 76 acres in the new permit request.
      i. Why, since he claims structures on those acres are allowed with his current permit?
      ii. Is this precedence for a CUP?
      iii. Temporary structures? – one is 10‘ wide 20‘ tall and Mr. Barry testified at the Planning Commission hearing that they were on poles only a 'couple of feet' in the ground. If his testimony is factual it seems like this should be checked for safety. Wall is also inside proposed 50 ft setback for the western boundary of the permit. Exhibit 6 - Picture of wall
   d. Mr. Pfeiffer is quoted in the Journal Star article of April 8 that they were modeling their business after Warrior Dash, a $60M per year company with races that have had up to 20,000 participants at an event
   e. They are using a promoter from AZ (involved with Warrior Dash – Brett Stewart) to set up and expand operation of VictoryQuest's challenge course

4) Foot-in-the-Door
   a. Doug Barry's trustworthiness is in question
      i. Own website said Wittstruck would be closed the day of Quest for the Vets race and was not closed. exhibit 7 Quest for the Vets
      ii. Gargano sign was changed to Victory quest for weeks until the May 22 tax exempt status meeting with Board of Equalization, and then changed back to the Gargano sign when staff came for public forum at the camp May 22 neighborhood meeting. Exhibit 8 Gargano sign – exhibit 9 - VictoryQuest sign
iii. “Maximum occupancy of 500 persons per day” was the verbiage chosen by Mr. Barry and his council, they never gave explanation or corrected our math when during the neighborhood meeting on May 22, we discussed number of cars coming to the facility. 500 participants could mean 1,000-1,500 people on site. Since the neighbors misunderstood the implications of 500 participants, were the other agencies such as the county engineer under the same false impression?

iv. Original letters to neighbors in CUP came after permit was filed, no letters were ever sent to those neighbors outside the CUP — exhibit 10 – Permit Application · exhibit 11 Neighbor letter

v. Seems to operate on the principle of “ask for forgiveness rather than permission”

vi. Blames lawyer and engineer for multiple mistakes, but continues to use them since 2007

vii. Exhibit 12 – Camp St. Michael – appears like applicant is unable to provide the camp activity his current permit allows.

b. Tax exempt status is questionable at best because property is not being used, per state statutes, “exclusively” for religious/charitable purposes.

5) Infrastructure deficiencies

a. Dirt road - one exit one entrance for participants and emergency vehicles in rainy weather exhibit 13 – 2 pictures West Wittstruck Road, SW14 to facility entrance

b. SW29 – no shoulder

c. Hwy 33 – dangerous – entrance – exit – State of Nebraska is concerned enough that they have agreed to do an impact study

d. Dangerous road Hwy 77 to facility – narrow, hilly, farm traffic exhibit 13 – west facing – east facing – 75 feet apart, note lack of visibility of on-coming traffic (cars, tractors, semis, combines)

6) Opposition

a. Little-to-no local support, large amount of opposition (see petition) continues to grow – exhibit 14 - updated map and signatures

b. Mr. Barry testified at the Planning Commission Hearing that he told the neighbors at the May 22 neighborhood meeting that if he didn’t make a go of it, the facility could become ‘anything from a Alzheimer to a facility for sex offenders’. Five or more neighbors can testify that he only referred to a facility for sex offenders and did not mention the Alzheimer facility. We took this as a threat.

c. Opposition did not agree to a compromise. Compromise was initiated by the permit applicant and in no way addressed the many concerns of the neighbors, nor did the neighbors truly have a format to address these concerns (short time frames, etc.).

d. Need to expand brought about by – exhibit 15 – Financial plea (Christmas miracle)

i. Overbuilding – no business plan

ii. $1.8 million in debt - $15k per month to service the debt plus operating expenses.

iii. Goals for making the place sustainable are at expense of promises previously made and done at the expense of the neighborhood’s quality of life

e. Neighbors don’t want a commercial business in a country setting with all the noise, traffic, etc it brings.

f. The neighbors shouldn’t be put in the place where we have to police the activities at this site to make sure the conditions are adhered to.

7) In closing

a. Is there anything else the neighbors can do that would help you understand our opposition?
5. Building and Safety has noted that the limits of use of the club should be refined, especially in regard to the use or rental to others.

6. The sign, as shown, is out of the special permit boundary and would be defined as an off-premise sign and thus not permitted. It must be located on the premise.

7. It would be preferable for the lagoons and the drive to be located on the site. Placing the waste lagoons on the outlet reserved for agriculture is in fact removing several acres from ag use.

**CONDITIONS:**

1. This approval permits a club under the following conditions:
   
   1.1 The main building shall be limited to 20,000 square feet.

   1.2 Occupancy of the club shall not exceed 50 persons at any one time.

   1.3 Activity shall not exceed five consecutive days nor five days in any calendar week.

   1.4 All lighting, except security lighting, shall be turned off by 10PM.

   1.5 The "club" shall be limited to activity by the church youth athletic club and shall not be available for use by non club individuals.

2. 2.1 Remove or relocate the sign to meet code.

2.2 Show the drive and lagoons inside the special permit and lot boundary.

2.3 The revisions requested by the County Engineer in his memo of July 25, 2007.

2.4 Provide documentation from the Register of Deeds that the letter of acceptance has been recorded.

3. The construction plans and use shall comply with the approved plans.

**STANDARD CONDITIONS:**

4. The following conditions are applicable to all requests:
4.1 This resolution's terms, conditions, and requirements bind and obligate
the permittee, its successors and assigns.

4.2 The applicant shall sign and return the letter of acceptance to the County
Clerk within 60 days following the approval of the special permit, provided,
however, said 60-day period may be extended up to six months by
administrative amendment. The applicant shall file a copy of the resolution
approving the special permit and the letter of acceptance with the Register
of Deeds.

Prepared by:

Mike DeKalb
441-6370, mdekalb@lincoln.ne.gov
DATE: August 3, 2007

APPLICANT: Radix, Inc, C/O Doug Barry
14401 SW 15th Street
Roca, NE 68430
(402) 794-2100

OWNER: James Blake and Cheryl Winter
1530 W. Manor Dr.
Lincoln, NE 68506

Patricia & Darrel Schrader
13330 S. 25th Street
Roca, NE 68430

CONTACT: Mike Eckert
Civil Design Group
3801 Normal Blvd. Suite 203
Lincoln, NE 68506
(402) 434-8494
EVENTS

**Saturdays in April and May - WE ARE OPEN FOR TRAINING!!** VictoryQuest is open every Saturday through May from 12:00 – 5:00 p.m. for obstacle course training and conditioning. For a cost of $20.00 you can take full advantage of both our indoor and outdoor courses as well as training and tips on obstacle course running and general conditioning. Come on out as a part of a group of 10 or more and receive a 10% discount! Embrace the challenge and QUEST TO BE THE BEST!

Get together with other adventure, fitness minded conQUESTants from your school, work and family or just round up those brave enough from your social circles and get on out here for an experience that will test your mettle, build character and develop teamwork.

**PERSONAL OR GROUP TRAINING** is available weekdays by appointment.

**Memorial Day, Monday, May 28th - 2012 at 12 noon - "Quest for the Vets" 5k Obstacle Course Run.** Click the “Sign Me Up” button above for more details or to register!

**Upcoming Summer 2012 Summer Sports Camps** - contact us to book your team or sports club for our day and overnight camps.

**Team Building Events** - Company’s, Organizations, Groups, Charities-contact us to learn about customized team building events.

**WHAT IS YOUR QUEST?**

Everyone is on a quest. Everyone seeks a victory. Sometimes the quest lasts a day. Sometimes it lasts a lifetime. But every quest involves challenges and obstacles that require courage and determination to overcome. Some quests demand a whole new level of tough! WHAT IS YOUR QUEST?
Shooting = BB Gun, Air Rifle, Pistol & Blackpowder

DATES & TIMES:
- Saturday, June 21st: 8AM - 6PM; 9AM - 6PM
- Sunday, June 22nd: 9AM - 6PM
- Monday, June 23rd: 9AM - 6PM

SITES:
- Broadfield, Excelsior Springs, MO
- Lonaconing, MD
- Yukon, OK

EVENTS:
- Straightline
- 25 Yard
- 50 Yard
- 100 Yard

ENTRY FORMS AVAILABLE ON-SITE OR ONLINE:
- Complete Athlete Packets
- On-Site Registration

For more information or to register online, visit: [Link]

Note: All events are open to qualified BB Gun, Air Rifle, and Blackpowder shooters.

Venue: Broadfield, Excelsior Springs, MO

Contact: [Contact Information]

Welcome to the 2nd Annual...
VictoryQuest is calling you!

Join us at noon on Memorial Day, May 28th, 2012 for a 5k Ultimate Obstacle Run. Come out and join VictoryQuest as we celebrate and honor our military, past and present. These men and women and their families have sacrificed of themselves in heroic ways so that we can enjoy our freedom.

Put a team of 2-6 together and battle it out for top honors!

- 5k-24 obstacle run - ages 14 and up. Men's, women's and team divisions. Top three finishers from each division will receive prizes.$45.00 - 5k (includes a very cool t-shirt)

- 1/2 mile KidsQuest Obstacle Run, 12 obstacles - ages 8-13.
- $15.00 - KidsQuest course.
- A Free min-obstacle course will be available from 12 to 5 for children 7 and under.
- May 19th the fee increases to $55.00 for 5k. No t-shirt will be available starting May 19th.
- Raising of the Flag and National Anthem begins at 12:00 noon. KidsQuest 1/2 mile Obstacle Run at 12:15. First wave of adults/teams begins at 12:30.
- YOU MUST BRING PHOTO ID. AT CHECK IN ON DAY OF RACE. YOU WILL NEED TO SIGN WAIVER IN PERSON ON DAY OF RACE.
- No refunds in the event of cancellation due to severe weather.
- Bag check available on site. Check in at the camp clubhouse begins at 11:00. Vendors may begin booth set up at 10:30.
- Parking is limited so please carpool. All participants must park within the grounds. Cars will be towed if parked on any public roads. Wittstruck Road East of the entrance to SW 14th Street will be closed the day of the event. Approach from SW 29th Street and please use Hwy 77 and Hwy 33. See map at www.victoryquest.com.

http://www.raceregister.net/RaceRegister/event?action=view&id=71

5/4/2012
A WHOLE NEW LEVEL OF TOUGH!

VICTORYQUEST
LANCASTER COUNTY ZONING APPLICATION
(A separate application is required for each request.)

Date Apr 3, 2012

Note: This application will be returned as insufficient if all required information is not provided.

Application No.

Under the provisions of Resolution 3404 of the Lancaster County Zoning Regulations, the undersigned hereby applies for as:

☐ County Change of Zone From ________ To ________ ☐ County Change of Zone (text) Article ________

☒ County Special Permit, 13.001 - 21 List Special Permit Type Recreational Facility

☐ County Administrative Special Permit (Wireless Facilities) ☐ Miscellaneous ☐ Waiver of Design Standards

☐ Administrative Amendment to: SP# ________ ☒ Pre-Existing County Special Permit # 07032

Is the purpose statement (Include Article number) for this application attached? ☒ Yes ☐ No (REQUIRED for application to be considered complete)

Have the neighbors been informed of your request? ☒ Yes ☐ No

Is this application in lieu of a Preliminary Plat? ☒ Yes ☐ No

Has the U.S. Army Corps of Engineers been contacted? ☒ Yes ☐ No

Has the Lower Platte South NRD been contacted? ☒ Yes ☐ No

Project Legal Description:

☐ Hard Copy Legal Description Attached ☐ Digital File Legal Description Attached

Lot(s) 1 & Outlot ‘A’ Block(s) __________

Bentzinger’s Pleasant Acres First Addition NE 1/4 Section 3 T 8 N, R 6 E

Project Address/Location S.W. 14th & W. Wittstruck Road

Property Owner Name Radix, Inc.
Address PO Box 22483 Lincoln, NE 68542

Applicant/Permittee Name Radix, Inc.
Address PO Box 22483 Lincoln, NE 68542

Contact Name Civil Design Group, Inc.
Address 8535 Executive Woods Drive, Suite 200, Lincoln, NE 68512

Applicant’s (Permittee’s) Signature

Property Owner’s Signature

* NOTE: If applicant is not owner of the premises, the owner’s signature (or written permission of the owner authorizing the applicant to sign on behalf of the owner) must be affixed to this application. The applicant and owner’s signatures (or owner’s written permission) certifies that permission is granted by the owner to all authorized city/county personnel to enter the premises for the purpose of review of this application.

Access this form on the web: http://www.dlbrc.org.ne.us/lobbyplan/planpvecdocpermformstcoocomapp.pdf
Updated: September 11, 2007
April 16, 2012

Dear Don & Patsy,

My name is Doug Barry. I am the director of Camp Gargano located at 2260 West Wittstruck RD. I wanted to touch base with all the neighbors of Camp Gargano and keep you informed as to the developments of the camp.

Almost three years ago we opened our doors and have offered a variety of events for youth and families. Recently we applied for a special permit to allow us to provide for some new activities at the camp. Our goal has been and is still to encourage and offer family friendly events that will benefit the community as a whole.

As we move forward I extend to you the invitation to contact me with any questions you may have or to set up a time if you like, when I can meet you at the camp and give you a tour the facility.

Please call me if you would like to at:
402-794-2100 office
or e-mail me at:
dougbarry.radix@gmail.com

Thank you very much.

Sincerely,

Doug Barry
Camp St. Michael

Please feel free to contact the Camp Director with any questions you may have.

There are a few important updates for any difficulties this has caused. If you have any further questions, please feel free to contact the Camp Director.

UPDATE 17 March 2014

Camp St. Michael
Two years ago, the unique ability to do running on obstacles -- 600,000 people have run these courses in the past -- gives us an opportunity to do things no one has done before.

Specifically, these obstacles challenges everywhere are arranged at temporary sites. Most are like the canned goods....

Game events are scheduled there, too. They're scheduled ceremonial tosses and open houses on Tuesday and a question for the Vets. 

An application to change the special permit there from a club to a recreational facility is pending at the regulatory agency. 

Two years ago for about two years, there were no objections. It can happen with no more than a gathering here for about two years.

The plan is to open the place to groups for sports camps, fitness camps, corporate team building and corporate teams. It's a large place outside of Lincoln County. The public at Lincoln's 100 acres at 2260 W. Willard Road, with indoor and outdoor obstacles, can be reached by 2 miles southwest of Lincoln. The project aimed to open the park to Barry in January. They talked it out together a plan, and now they're ready to make.

Two years ago, the unique ability to do running on obstacles -- 600,000 people have run these courses in the past -- gives us an opportunity to do things no one has done before.

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<table>
<thead>
<tr>
<th>Date Filed</th>
<th>Name of Business</th>
<th>Entity Type</th>
<th>Registered Agent and Office Address</th>
<th>Principal or Designated Office Address</th>
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<tr>
<td>1/10/2012</td>
<td>ROCA, NE 69430</td>
<td>ROCA, NE 69430</td>
<td>14301 SW 115TH STREET</td>
<td>VICTORINOX LLC</td>
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<td>1015419</td>
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**Account Status**

- Not Available

**Date Filed**

- 1/10/2012

**Name of Business**

- ROCA, NE 69430

**Entity Type**

- ROCA, NE 69430

**Registered Agent and Office Address**

- 14301 SW 115TH STREET

**Principal or Designated Office Address**

- VICTORINOX LLC

- 1015419

**SOS Account Number**

- A015419

**Entity Name**

- ROCA
Page Owners

History by Year

Website

Email

Phone

Contact Info

Parking Lot

Hours

Location

Basic Info

Opened on April 10, 2012

Victory Quest is the Midwest's premier company producing obstacle course and adventure events. Premium sports camps, fitness camps, Team Building and

Description

Everyone is on a quest. Everyone seeks a victory. Sometimes the quest leads to a
disclosure of personal courage and determination to overcome. Some quests demand a whole new level of
teaching. That requires courage and determination to overcome. Some quests
day. Sometimes it lasts a lifetime. But every quest involves challenges and

About

victoryquest info

Search for people, places and things
facebook
Petition

We the undersigned are in opposition to Permit 12015 & 12016.

The number of the undersigned corresponds with the land location on the attached map.

<table>
<thead>
<tr>
<th>Land owner</th>
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<tbody>
<tr>
<td>1. Eunice Zimmerman</td>
<td>5-11-12</td>
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<td>2. John &amp; Mary Jo Winter</td>
<td>5-11-12</td>
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<tr>
<td>3. Ron &amp; Jackie Ellef</td>
<td>5-11-12</td>
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<tr>
<td>4. Bill &amp; Candy Adkins</td>
<td>5-11-12</td>
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<td>5. Jessica Hultsma</td>
<td>5-12-12</td>
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<td>6. David Drusen</td>
<td>5-12-12</td>
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<td>7. Jim &amp; Kety Velez</td>
<td>5-12-12</td>
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<tr>
<td>8. Stanley Wash</td>
<td>5-12-12</td>
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<td>9. Mark &amp; Michelle Brandt</td>
<td>5-13-12</td>
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<td>10. Allen Brandt</td>
<td>5-13-12</td>
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<td>11. Charles &amp; June Dinan</td>
<td>5-14-12</td>
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<td>12. John &amp; Linda Harms</td>
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<td>13. Eun and Runier Caudill</td>
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<td>14. Jason &amp; Melissa Marks</td>
<td>5/17/12</td>
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<td>15. Jamie &amp; Melissa Grinmann</td>
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<td>16. Matt &amp; Karla Egger</td>
<td>5/17/12</td>
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<td>17. Brandh &amp; Michelle McChire</td>
<td>5-18-12</td>
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<tr>
<td>18. Lee &amp; Raylee Scherry</td>
<td>5-20-12</td>
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<tr>
<td>20. Steven &amp; Brian Nott</td>
<td>5-23-12</td>
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<tr>
<td>21. Walter &amp; Karen Rutherford</td>
<td>5-24-12</td>
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Petition

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<table>
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<tr>
<td>Randall &amp; Connie Schmitt</td>
<td>5-21-12</td>
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<td>Eldon &amp; Ruth Bohman (per email, collection)</td>
<td>5-23-12</td>
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<tr>
<td>Christie Gainer</td>
<td>5-24-12</td>
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<tr>
<td>Maria L.</td>
<td>6-7-12</td>
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<td>Monica Sand</td>
<td>6-7-12</td>
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<td>Samuel J. Bartik</td>
<td>6-30-12</td>
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</tr>
</thead>
<tbody>
<tr>
<td>Joyce &amp; John Hohleltt</td>
<td>5-30-12</td>
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<tr>
<td>Mary &amp; Floyd Wilcox</td>
<td>5-30-12</td>
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<tr>
<td>Kenneth &amp; Judith Branch*</td>
<td>5-31-12</td>
</tr>
<tr>
<td>Kay &amp; George Stone</td>
<td>6-4-12</td>
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<tr>
<td>Michael &amp; Mary Furman</td>
<td>6-4-12</td>
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<tr>
<td>Melissa Frey &amp; Ryan Mattiah</td>
<td>6-4-12</td>
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<tr>
<td>Don Kouns</td>
<td>6-4-12</td>
</tr>
<tr>
<td>Don Kouns</td>
<td>6-4-12</td>
</tr>
<tr>
<td>Jim Jones &amp; Laura Behrens</td>
<td>5-12</td>
</tr>
<tr>
<td>Jim Jones &amp; Jan Jones</td>
<td>6-6-12</td>
</tr>
<tr>
<td>Sanitafemale</td>
<td>6-10-12</td>
</tr>
<tr>
<td>Tim Bill</td>
<td>10/23/12</td>
</tr>
<tr>
<td>Debbie Richman</td>
<td>6/23/12</td>
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</tbody>
</table>
Dear City Council,

I see that you passed a proposal that includes a very steep decline in the StarTran passes. Thank you! I think StarTran has a great idea there, so I'm glad to see that you all embraced it as part of the budget.

Sincerely,

Cindy
Mary M. Meyer

From: Bob Boyce [rboyce@inetnebr.com]
Sent: Wednesday, August 08, 2012 9:42 PM
To: Council Packet
Subject: So-called "protected" bikeways

Ms. Schimek and Gentlemen of the City Council—

I have written the following letter to the editor of the Lincoln Journal Star. I hope you will seriously consider whether these bikeways are a good idea or not. Certainly the small number of collisions per year between cars and bicycles ridden on the street in downtown Lincoln (4/year) do not justify these expenditures. Misleading the public about the safety of these bikeways is irresponsible.

The way to fight fear is not to provide a false sense of security, but to educate motorists and cyclists in the truth about safe cycling practices, which will provide a valid sense of security. You need not be a superman to ride in downtown Lincoln, or ride at 20 mph—I never did. Simply obey the rules of the road, and control the lane. Motorists will not then brush by you, but will treat you with respect, as they have done with me for 39 years.

Thank you for your consideration.

Robert Boyce

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

To the Editor:
Bikeway a glorified sidewalk

The city is proposing so-called “protected” bikeways on N Street, and 11th and 14th Streets. These bikeways are simply expensive, glorified sidewalks for bicycles. Although they call these bikeways “protected,” cyclists riding on them are not, in fact, protected from collisions with cars at intersections, which is where collisions occur. Cyclists riding on sidewalks are hit by cars at intersections, too.

Most everyone thinks that it is safer to ride on the sidewalk than on the street. In fact, cyclists on the sidewalk are four (4) times more likely to have a collision with a car than those who ride on the street! Lincoln Police Department reports show that 80% of all car/bicycle collisions happen to cyclists riding on the sidewalk, although equal numbers of cyclists ride on the street and on sidewalks.

So why should the City spend money on glorified sidewalks downtown, luring innocent children and inexperienced cyclists into danger? Because, we are told, if we want to have more cyclists riding downtown, we have to provide a “safe place” for them to ride. And a sidewalk, just for cyclists, would supposedly be safe. Not so!

It is, in fact, safe to ride a bicycle downtown on the street. There are only an average of four (4) collisions per year between cars and bicycles ridden in the street downtown. There are many more collisions than four between cars and bicycles ridden on the sidewalks downtown already. The proposed bikeways may well make the situation worse, rather than better.

Robert Boyce
735 S 37th
Lincoln, NE 68510
402-770-6865
bobboyce66@gmail.com
I. CITY CLERK

II. MAYOR & DIRECTORS CORRESPONDENCE

MAYOR
1. NEWS ADVISORY. Mayor Beutler’s public schedule for the week of August 11th through August 17, 2012.
2. NEWS RELEASE. Roundabouts, roadways to open Monday.
3. NEWS RELEASE. West Nile virus case reported in Lancaster County.
4. NEWS RELEASE. Mandatory water restrictions.
   a) Mandatory water restriction fact sheet clarifications now posted on line.
5. NEWS RELEASE. Public invited to Rain Garden Workshop.

WEST HAYMARKET JOINT PUBLIC AGENCY
1. The West Haymarket Joint Public Agency will meet Friday, August 17th, 3:00 p.m. at 555 S. 10th Street, in Council Chambers. Agenda and documents posted on line.

III. DIRECTORS

HEALTH DEPARTMENT
1. NEWS RELEASE. Household hazardous waste collection planned.

IV. COUNCIL MEMBERS

JON CAMP
1. Memo to Safety Director Casady and Fire Chief Huff regarding an article concerning firefighter personnel and equipment responses.
   a) Wall Street Journal article on firefighter personnel and equipment responses.
   b) Reply from Fire Chief Huff thanking Councilman Camp for the information.

V. CORRESPONDENCE FROM CITIZENS
1. LES Administrative Board meeting agenda for Friday, August 17, 2012, 9:30 a.m. at 1040 O Street.
2. Note to each Council Member from Rosina Paolini stating the restoration of Parks and Recreation is greatly appreciated.
Date: August 10, 2012  
Contact: Diane Gonzolas, Citizen Information Center, 402-441-7831

Mayor Beutler’s Public Schedule  
Week of August 11 through 17, 2012  
*Schedule subject to change*

Monday, August 13  
• Mayor’s Award of Excellence - 3 p.m., City Council Chambers, County-City Building, 555 S. 10th St.  
• Mayor’s Neighborhood Roundtable meeting - 5:30 p.m., Mayor’s Conference Room, County-City Building

Thursday, August 16  
• KFOR - 7:45 a.m.  
• Federal Legislative Summit - 11 a.m. to 4 p.m., Strategic Air and Space Museum, 28210 W. Park Highway, Ashland

Friday, August 17  
• West Haymarket Joint Public Agency (JPA) public meeting - 3 p.m., Council Chambers  
• BNSF Veterans joint Chicago-Denver convention, remarks - 6 p.m., Country Inn and suites, 5353 N. 27th St.
ROUNDABOUTS, ROADWAYS TO OPEN MONDAY

Lincoln motorists will have more traffic options available for their Monday evening commute with three road improvement projects nearing completion:

• The multi-lane roundabout at 14th and Superior will be open to all traffic.
• The roundabout intersection at 14th and Alvo Road will be open with access through the intersection available from the east, west and north. 14th Street south from Alvo Road to Julesburgh will remain closed for about three weeks. Motorists and pedestrians will have access to Kooser Elementary School off of 14th Street at Julesburgh. Additional temporary lane closures will be needed periodically to complete tasks outside of the roadway.
• Fletcher Street and the new interstate bridge will be open allowing motorists to travel the roadway from 27th Street to 1st Street.

The roundabouts and roadways are expected to be open to traffic following the morning rush hour Monday.

More information on City street construction projects and roundabouts is available at lincoln.ne.gov (keyword: projects).

- 30 -
WEST NILE VIRUS CASE REPORTED IN LANCASTER COUNTY

The Lincoln-Lancaster County Health Department (LLCHD) has received a report of a human case of West Nile Virus in rural Lancaster County, the first in 2012. Recent surveillance activities conducted by LLCHD staff have also found several positive mosquito pools for the West Nile Virus.

“Although it is not unusual to have mosquitoes infected with the West Nile Virus this time of year, the extremely hot weather over the last several months may significantly increase the risk,” said John Chess, Water Quality Program Supervisor. “Even though there are fewer mosquitoes than normal, they are more likely to have West Nile, so protecting yourself is very important.”

Humans can be infected with the West Nile Virus after being bitten by a mosquito carrying the virus. LLCHD encourages the public to take the following steps to prevent bites:
• Limit time outdoors during dawn or dusk.
• If you are outside during these times, wear lightweight long-sleeved shirts and pants.
• Use insect repellant containing DEET, Picaridin or oil of lemon eucalyptus, and follow label directions.

The Health Department is asking for the public to help reduce the breeding areas for mosquitoes by eliminating standing pools of water in your yard. That includes clearing debris, weeds and litter from drainage ways; removing vegetation from sewage lagoons; storing containers where they cannot collect water; and filling low spots in your yard.

More information can be found at health.lincoln.ne.gov.
MANDATORY WATER RESTRICTIONS
The City of Lincoln has implemented mandatory water restrictions in order to maintain adequate water supplies for drinking, fire protection and other essential uses.

WHAT IT MEANS FOR YOU
All water customers are required to follow the designated day schedule for all outdoor watering, including the washing of vehicles:

- **Properties with street addresses ending in even numbers (0, 2, 4, 6 and 8) must limit outdoor water use to Wednesdays, Fridays and Sundays.**
- **Properties with street addresses ending in odd numbers (1, 3, 5, 7 and 9) must limit outdoor water use to Tuesdays, Thursdays and Saturdays.**
- **No watering is allowed on Mondays except for designated uses.**
- **Property owners with more than one street address at the same location can choose either schedule and must notify the Lincoln Water System (LWS) of their decision.**

Washing sidewalks, driveways and other paved areas is prohibited. Re-filling or adding water to private swimming pools and wading pools may occur only between midnight and 6 a.m.

EXEMPTIONS

- **Businesses that rely on water for operation** such as commercial nurseries and car washing facilities may continue to operate.
- **Those with new sod** (less than 30 days) and those with **water-cooled air conditioners** may obtain a free watering permit from the City Building and Safety Department. For new sod, receipts and proof of purchase date will be required. Permits must be posted in a window facing the street. Building and Safety is on the second floor of the County-City Building, 555 S. 10th Street, and the phone number is 402-441-7521.
- **Property owners with private water supplies** such as wells are exempt from restrictions. They should post the permits they receive from the Health Department to avoid questions from neighbors and the Police Department.

PARKS AND RECREATION DEPARTMENT
City pools close August 12, and after the chlorine dissipates, the water will be used to irrigate street trees, parks and golf courses. Golf course fairways will be maintained as dormant with weekly watering on Mondays. Greens and tees will be watered on the regular schedule to prevent the high cost of replacement. City fountains were turned off last week except for Sunken Gardens, which has its own well. Signs will be posted at other park facilities with their own wells. Watering at ballfields and on landscape medians is being reduced.

VIOLATIONS AND PENALTIES
To report violations, call the **Police non-emergency number - 402-441-6000.** If your neighbor is watering on the wrong day, make sure they are aware of the water restrictions before reporting the violation. The Police Department will enforce mandatory water restrictions, and violators are subject to a citation. Those convicted of a violation can be punished by a fine of up to $500 or up to six months in jail or both. Each day a violation continues constitutes a separate offense.

FOR MORE INFORMATION
VISIT LINCOLN.NE.GOV OR CALL LWS AT 402-441-5918.

The Mayor's Water Conservation Task Force urges you to “Make Every Drop Count!”
We have made a couple clarifications to the mandatory water restriction fact sheet posted online. The changes are in the blue highlighted section:


It now starts "All water customers..." instead of "All residents...."

We added some language to the third bullet about Monday watering.

THANK YOU for helping us spread this important information!

Diane Gonzolas  
Manager, Citizen Information Center  
Office of the Mayor  
555 S. 10th Street  
Lincoln, NE  68508  
402-441-7831  
cell 402-525-1520  
fax 402-441-8653  
dgonzolas@lincoln.ne.gov
FOR IMMEDIATE RELEASE: August 13, 2012
FOR MORE INFORMATION: Ellen Wright, Watershed Management, 402-441-7075

PUBLIC INVITED TO RAIN GARDEN WORKSHOP

The public is invited to a hands-on rain garden workshop from 9 to 11 a.m. Saturday, September 8 in the Prairie Building at the Pioneers Park Nature Center, 3201 S. Coddington.

Participants will learn how rain gardens are designed, installed and maintained to capture and conserve runoff water. With the current drought and heat conditions, workshop attendees will be shown the advantages and importance of using predominantly native, well-adapted plants.

There is no charge for the workshop, but pre-registration is required by contacting Ellen Wright at 402-441-7075 or ewright@lincoln.ne.gov. The registration deadline is Wednesday, September 5.

The Pioneers Park Rain Garden Workshop is a collaboration of the City’s Parks and Recreation and Public Works and Utilities Departments, the Nebraska Statewide Arboretum (NSA) and Finke Gardens & Nursery. Funding is provided by the Nebraska Environmental Trust through the Waterwise Initiative, which is coordinated by the NSA.

More information is available at finkegardens.com.

- 30 -
The West Haymarket Joint Public Agency will meet on Friday, August 17, 2012 at 3:00 P.M. in the City Council Chambers Room 112.

The agenda and documents are now posted at http://lincoln.ne.gov/city/finance/account/jpa-mtgs.htm
FOR IMMEDIATE RELEASE: August 13, 2012

FOR MORE INFORMATION: Dan King, Environmental Health Specialist, 402-441-8084
Laurel Erickson, Environmental Educator, 402-441-8035

HOUSEHOLD HAZARDOUS WASTE COLLECTION PLANNED

Residents of Lincoln and Lancaster encouraged to bring their household hazardous waste to Veyance Technologies, 4021 N. 56th St. (formerly Goodyear), from 9 a.m. to 1 p.m. Saturday, August 25. The following is a list of some common products being collected:

- CFL (compact fluorescent light) bulbs and tubes
- pesticides
- paint thinners
- stains
- polishes and waxes
- turpentine
- pool cleaning chemicals
- flea and tick powders
- rodent poison
- charcoal starter fluids
- mixed or old gasoline
- oil-based paint
- nail polish and other nail products
- items containing mercury, including thermometers, upholstery cleaners, grease removers and brake and power steering fluids

Items that can be recycled or safely disposed of and will not be accepted include latex paint, motor oil, gas grill cylinders, pharmaceutical waste, electronics and batteries.
Residents are reminded to take the steps necessary to safely transport products to the collection event. Products should be in their original containers, protected from potential spills during transport, and placed away from the passenger area of the vehicle. Those planning to attend are urged to ask elderly neighbors or relatives if they have materials needing proper disposal.

No business waste is accepted at these collections. Small businesses including churches, non-profits should contact the Health Department at 402-441-8021 for information on hazardous waste disposal options. For more information, visit lincoln.ne.gov (keyword: recycling).
Tom and John:

Will be interested in your thoughts on the attached article from this week's Wall Street Journal concerning firefighter personnel and equipment responses. The ARV is definitely a step in the right direction.

Jon

“"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)
Our Big Fat Greek Habits

If you don't think we face interest groups and scams that block progress, read on.

By HOLMAN W. JENKINS, JR.

The U.S. isn't Greece but . . .

It takes twice as many firefighters to put out half as many fires as it did 30 years ago. Fewer fires because of better fire safety is one reason, but another is the dispatch of overqualified firefighters and their vehicles to things that aren't fires.

In Orange County, Calif., only 2% of responses involve fires. In Massachusetts the figure is 5%—only because Massachusetts doesn't count emergencies that don't result in injury or property damage.

The Orange County Grand Jury, an official watchdog agency, is the latest to plumb this phenomenon: "This transition from fire emergencies to medical emergencies has not generated major changes in the operation model. . . . Each emergency call generally results in both fire trucks and ambulances being dispatched to the site of the emergency regardless of the type of emergency."

Many towns and cities try to get by with two or three firefighters per truck, which makes sense when a truck is responding to a fender bender or bicyclist who fell down. The firefighter-dominated National Fire Protection Association insists on five firefighters per truck—which makes sense when a truck is responding to a fire.

What would really make sense, of course, is properly manned fire trucks responding only to fires, leaving other emergencies to one- or two-person police
or ambulance crews. But firefighter unions are among the most politically potent in the country.

The U.S isn't Greece but . . .


In the University of California system, the number of senior administrators has grown four times faster than the number of teachers since 1993—to the point where the ratio is now one-to-one. Remember the Ross Perot joke about the USDA employee weeping at his desk because "his farmer died"?

The U.S. isn't Greece but . . .

What information revolution? In 1980, it took one Medicaid administrator to oversee five Medicaid cases. Today the same administrator oversees only half as many.

The U.S isn't Greece but . . .

Federal prosecutors just extended their deadline for immunity to Long Island Rail Road retirees who use phony disability claims to boost their pensions.

In 2008, a New York Times investigation found that 98% of retiring LIRR workers (many of them at age 50, after 20 years of service) immediately applied for and received disability benefits from the federal Railroad Retirement Board. (The retirement board, which was supposed to review these claims, apparently only reviewed whether its rubber stamp was well inked.)

Two dozen have been indicted in the scam, including two doctors. But the office of U.S. Attorney Preet Bharara estimates 1,500 LIRR retirees continue to receive fraudulent benefits. Under an amnesty deal that was originally supposed to expire in July, those who fess up won't be prosecuted, won't have to repay their ill-gotten benefits, won't have their names published, and won't—despite having
defrauded the federal railroad pension agency—lose their eligibility for a federal railroad pension (in addition to their LIRR pensions) when they turn 65.

Their only cost would be the loss of any future fraudulent payments, in some cases tens of thousands of dollars a year.

Mr. Bharara won't say how many have come forward, but his office has extended the deadline to Sept. 14, and one lawyer who has represented LIRR workers told Newsday he expected none to take the deal because federal rules make it difficult to prove benefit fraud. Another told the paper: "It's all part of a prosecution strategy to get witnesses they don't have."

The two main LIRR unions have remained mum on whether members should take the deal. Watch this case: An ignominious collapse of the government's effort to prosecute benefit fraud would be a worrisome precedent.

We're not Greece but . . .

The number of employed Americans grew by 316,000 during the first 41 months of the Obama presidency. The number receiving Social Security disability benefits grew by 1,291,000.

One factor, says MIT's David Autor, was Congress's extension of coverage in the 1980s to hard-to-verify mental illness and back pain. As in Europe, the U.S. disability program has quietly morphed into a way to disguise the extent of long-term unemployment. The program especially has become a place for older unemployed workers to keep body and soul together while waiting for Social Security eligibility. Though funded by a dedicated payroll tax, the program now runs a deficit of $26 billion a year.

The U.S. isn't Greece. Its economy is growing. Its debt is willingly held by investors. It can print its own money. But if you don't think we face Greek-like problems with interest groups standing in the way of change, return to the top and read again.

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Councilman Camp,

thanks for the information.

John Huff
Fire Chief
Lincoln Fire & Rescue
Office 402-441-8350
Cellular 402-430-6018

Tom and John:

Will be interested in your thoughts on the attached article from this week's Wall Street Journal concerning firefighter personnel and equipment responses. The ARV is definitely a step in the right direction.

Jon

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“The American Republic will endure until the day Congress discovers that it can bribe the public with the public's money”
AGENDA
LES ADMINISTRATIVE BOARD
Friday, August 17, 2012 – 9:30 A.M.
LES Board Room
1040 “O” Street

9:30 A.M.
1. Call to Order

2. Approval of Minutes of the July 20, 2012 Regular Meeting of the LES Administrative Board

3. Comments from Customers

4. Appointment of Assistant Secretary

5. Administrator & CEO Reports
   A. 2013 Budget Process
      Laura Kapustka
   B. District Energy Corporation Report
      W. Don Nelson
   C. 2012 National Rate Survey Results
      Rich Andrysik

6. Chief Operating Officer’s Reports
   A. Miscellaneous Operations Update
      Doug Bantam
   B. Sustainability Program and “Load Profiler” Project
      Marc Shkolnick
   C. Nebraska Resource Planning
      Jason Fortik
   D. LES Integrated Resource Planning Update
      Scott Benson

7. Other Business
   A. Monthly Financial and Power Supply Reports
   B. Miscellaneous Information

8. Adjournment

* Denotes Action Items

Next Administrative Board meeting Friday, September 21, 2012.
Adam

The gradual restoration of
Parks & Rec is greatly appreciated.
Having $1 in go towards defered
maintenance now will save the
city money in the future.

Gratefully
Fiona Park
Present:  Adam Hornung, Chair; Gene Carroll; Jon Camp; Jonathan Cook; Doug Emery; and DiAnna Schimek

Absent: Carl Eskridge, Vice Chair

Others: Teresa Meier, Deputy City Clerk; Rick Hoppe, Chief of Staff; Tom Casady, Public Safety Director; Miki Esposito, Public Works & Utilities Director; Lynn Johnson, Parks & Recreation Director

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

I. CITY CLERK
Meier reviewed the formal agenda with Council announcing the items to be called together. Meier added do have three items for purchasing, #17, #18, and #19. Hornung asked about the Motion to Amend to which Meier replied the Motion to Amend on Item #16.

II. MAYOR
1. NEWS ADVISORY. Mayor Beutler will brief media on proposed budget at 1:45 p.m. Monday, August 6, 2012 at 555 S. 10th Street. (Delivered to Council on 08.06.12)
2. NEWS RELEASE. Mayor says user fees increases help prevent property tax hike.
3. NEWS ADVISORY. Mayor Beutler will provide an update on the City’s water conservation measures at a news conference Thursday, August 9th, 10:00 a.m., at 555 S. 10th Street, Room 303.
4. NEWS RELEASE. Mayor Beutler’s statement on Council passage of City’s first biennial budget.
5. NEWS RELEASE. Mandatory water restrictions now in effect.
   a) Factsheet on mandatory water restrictions.
No comments.

III. DIRECTORS

PLANNING DEPARTMENT
1. Administrative approvals by the Planning Director from July 31, 2012 through August 6, 2012.
2. Memo from Bud and Carol Dunklau, and copy of their letter to David Landis, Urban Development, regarding the purchase of Spencer’s Addition Block 2, Lot 4.
No comments.

IV. COUNCIL MEMBERS

JON CAMP
1. Local View: The real facts on pension plan, by Jon Camp. (Distributed to Council Members on 08.06.12)
No comments.

Camp showed building design received from a constituent for the Plaza. He stated this building could keep it covered and could build over, making it an all weather type facility. Hoppe stated he would take the design to the Mayor.
ADAM HORNUNG
Hornung asked how the mandatory water restrictions were accepted throughout the city? Hoppe replied today’s report showed the last two days water use each of approximately 58 million gallons. Esposito commented the river levels show a slight rise. Hornung added also the 80 degree temperature. Hoppe stated today should be interesting as it is the one day per week no one can water.

Hornung asked if any actual citations have been issued? Casady replied have responded to about 200 complaints, 117 today. We dispatch police officers. Emery added today high as it is not a water day. Casady stated they issued one citation, to a person not amendable to the warning. Do have problems with those not understanding the concept of an automatic sprinkler system off switch, or even and odd numbers. There has been a problem with businesses, churches, clinics, where no one took responsibility for checking the automatic sprinkler systems. Calls may come in early morning, with no one to talk to. He stated people comply, but numerous people don’t know of the mandatory water restriction.

Hornung asked how much time are police spending on this? Casady replied the police are not spending much time, and they don’t write reports. We left notes, talked to residents when we can. Do feel today’s problem caused by the fact it’s Monday and no one can water. Expecting the number reported will be fewer. Tens of thousands of residents, businesses, in Lincoln are not having an issue with the regulation.

Hoppe added he spoke to the Property Management Director, Don Killeen, and facilities governed by the Public Building Commission going to twice a week watering. He will discuss with PBC members the possibility of going to once a week watering.

Hornung commented he received reports on parks. Are some parks outside of the regulation? Hoppe responded a couple parks have their own well systems. Do not have to comply with mandatory watering, if a private well is on your property.

Johnson stated five different park sites have their own well sites: Sunken Gardens; Rose Garden; the triangle of A Street, Capital Parkway, all on their own well. Even sites with wells trying to reduce. He listed City parks with their own well.

Hornung inquired if we have a future plan if the drought continues? Hoppe stated some talk on horizontal drilling. Esposito added there are a couple short term, and long term, plans after this levels out and we’re off mandatory restrictions. Will have a debriefing and how we’ll apply to next year, and constantly conserving water in the event we experience again next year. To help would be to begin design on a horizontal well, which would help capture water in the near future. Design is about $1 million, and building, constructing, which would be developed in the CIP, about $7 to $8 million. A huge investment. Would help capture more water but conservation efforts obviously help. The education process will continue and discussion with different entities on development of a plan.

Hornung stated consumption of water does drop off during certain times of the year. Now, when do people expect? Esposito answered in the fall timeframe. Should see some precipitation in October and the irrigation drop off should happen in September. The upstream water users now irrigating should begin to scale back, allowing more flow in the Platte, and should occur in the September timeframe. In October should see some precipitation, like we normally have in the fall. Hopefully enough to get us to next spring. Usage drops, approximately average out between 30 and 40 million gallons a day during winter. Hornung added well below the 60 million. Hoppe thought water consumption during winter between 25 and 30 million gallons per day.

Hornung stated another question is regarding temporary apartments on game day weekends. Who makes
these decisions? Hoppe replied the Law Department examined. Hornung asked what’s the interpretation based on? Looked at other communities? Hoppe stated they looked at every Big 10 city and the interpretation is based on our ordinances. Hoppe added the first determination was our existing statutes. If saying you’d like information on whether communities do, and if wanting to make permissible in Lincoln it is another conversation. Hornung curious about other cities. Hoppe stated a couple cities permit, but we don’t know if dependent on statutes, changed ordinances, or allowed at the time of the activity. Hornung asked for someone to check into other cities and inform Council.

V. MISCELLANEOUS
None

VI. CORRESPONDENCE FROM CITIZENS
1. Correspondence left at front desk on August 7, 2012 regarding SP12015 and SP12016.
2. InterLinc correspondence from Cindy Elder thanking Council for passing the StarTran new rates.
   No comments.

VII. ADJOURNMENT
Chair Hornung adjourned the meeting at 2:15 p.m.