IN LIEU OF
DIRECTORS’ MEETING
MONDAY, JULY 29, 2013

I. CITY CLERK

II. MAYOR
1. News advisory. Mayor Beutler will hold a news conference Tuesday, July 23, 2013, 10:00 a.m., at 555 S. 10th, Room 303 to discuss water conservation and give update on plans for the intersection of S. 14th, Warlick and Old Cheney.
2. NEWS RELEASE. Changes coming to 14th, Warlick and Old Cheney.
3. NEWS RELEASE. Mayor urges water conservation. Watering restrictions not in effect at this time.
4. NEWS ADVISORY. Mayor Beutler will kick off Taking Charge citizen participation effort on strategic planning the budget at a news conference, Thursday, July 25, 10:00 a.m, 555 S. 10th Street, Mayor’s Conference Room.
5. Mayor urges residents to take new online survey to share ideas on City programs and spending.

III. DIRECTORS CORRESPONDENCE

CABLE ADVISORY BOARD
1. Notice of Cable Advisory Board meeting on Thursday, July 25, 2013, 4:00 p.m., 555 S. 10th Street, Room 303.
2. Resignation from the Cable TV Advisory Board by Thomas D. Higley.
3. Cable TV Advisory Board meeting minutes of April 25, 2013.

FINANCE/TREASURER

PLANNING COMMISSION

PLANNING DEPARTMENT
1. Administrative approvals by the Planning Director from July 16, 2013 through July 22, 2013.

IV. COUNCIL MEMBERS

JON CAMP
1. Correspondence from Rich and Sue Tatum regarding Shadow Pines subdivision access to 56th Street.

V. CORRESPONDENCE FROM CITIZENS
1. InterLinc correspondence from Sandra Anderson giving numerous reasons why the trees on Goodhue Boulevard should not be removed.
2. InterLinc correspondence from Pamela Grieser questioning why improvements can’t be done on A Street.
3. InterLinc correspondence from Sarah Fairchild urging the proposed work on Goodhue Boulevard be denied and the neighborhood be involved in future decisions regarding the area.
DATE: July 22, 2013
FOR MORE INFORMATION: Diane Gonzolas, Citizen Information Center, 402-441-7831

Mayor Beutler will have a news conference at **10 a.m. Tuesday, July 23 in Room 303, County-City Building, 555 S. 10th Street.**

The Mayor will discuss water conservation and give an update on plans for the intersection of S. 14th, Warlick and Old Cheney.
FOR IMMEDIATE RELEASE: July 23, 2013
FOR MORE INFORMATION: Thomas Shafer, Design/ Construction Manager, 402-525-5644
Randy Hoskins, Asst. City Engineer, 402-450-1216

CHANGES COMING TO 14TH, WARLICK AND OLD CHENEY

Long-term solution to wait for roundabout review

Mayor Chris Beutler today announced that the City will make inexpensive, short-term changes to improve traffic flow at the intersecting roadways at 14th Street, Warlick Boulevard and Old Cheney Road. But he said more permanent changes will be delayed until the City completes a review of roundabout safety and performance.

The City worked closely with the Nebraska Department of roads on the changes to be implemented over the next few months. The changes include the following:

• Replacing the existing stop signs on southbound 14th with yield signs
• Narrowing northbound Warlick Boulevard to a single lane
• Remove the yield sign on northbound 14th
• Enhancing the signal timing along the Old Cheney intersections at 16th Street, 14th Street and Warlick Boulevard
• Adding a second left-turn lane on southbound 16th at Old Cheney.

“The long-range traffic analysis shows that improvements to this area are vitally important, even with the completion of the South Beltway,” Beutler said. “But our short-term fix gives us additional time to develop additional information and ensure the wisest long-term solution for the community.”

In June 2012, the City initiated its first intersection design competition among three firms – Schemmer Associates, FHU and HDR. The goal was to encourage creativity and a wide range of options for the area. The Mayor said the firms presented three excellent alternatives, and the short-term solutions to be implemented are based Schemmer Associates’ proposal. But, he said, cost was a factor. The City Council has approved a budget of $10 million for the project, and the proposals ranged in price from $16 million to $21 million.

Two of the submissions recommended multiple-lane roundabouts. “While Lincoln’s roundabouts have proven cost effective and more efficient in moving traffic, crashes at the multiple-lane 14th and Superior roundabout have increased,” Beutler said. “We decided to wait and see whether drivers would adapt to the 14th and Superior roundabout before we determined which design to select for 14th and Warlick.”

-more -
Since the opening of the roundabout in August 2012, injury crashes are down 87 percent and overall damages have been reduced 43 percent, but the number of crashes continues to be up. In May, Mayor ordered the Public Works and Utilities Department to conduct an independent review of the 14th and Superior roundabout to determine if improvements are needed. MTJ Engineering expects to have its work completed by September but will need additional time for analysis.

“As Mayor, the community counts on me to make sensible and fiscally responsible decisions,” Beutler said. “They want me to make the right choice over the quick choice. At this point, the quick choice is to pick a design before we have all the facts. The right choice is to apply what we have learned from the study of 14th and Superior. The information could be the difference between money well spent and money spent on a solution that does not solve all of our problem. In the meantime, we will do our best to make the situation a little bit better for the people who travel the 14th and Warlick intersection every day.”

More information is available at lincoln.ne.gov (keyword: warlick).

- 30 -
FOR IMMEDIATE RELEASE: July 23, 2013
FOR MORE INFORMATION: Diane Gonzolas, Citizen Information Center, 402-441-7831
Jerry Obrist, Lincoln Water System, 402-441-7571

MAYOR URGES WATER CONSERVATION
Watering restrictions NOT in effect at this time

Mayor Chris Beutler today encouraged Lincoln residents to conserve outdoor water for the remainder of the summer by following the designated day schedule for outdoor watering. He said keeping daily water usage to 70 million gallons per day (mgd) or less could prevent water rate increases that would take effect only if voluntary or mandatory water restrictions were implemented. Sunday’s water use was 72.5 mgd, the highest use so far this month.

“Despite the wet spring, we are still about eight inches below the normal rainfall amount for the past 12 months,” said Mayor Beutler. “Conditions in other parts of the State are impacting our water supply, and many parts of Nebraska remain in severe drought. With no measurable rain here since June 24th and only scattered rain in the rest of the State, flows at the City wellfields on the Platte River are down to about one-third of normal.”

The City Council has approved the use of higher water rates during voluntary and mandatory water restrictions as well as the decriminalization of water violations. A revised water management plan also includes new designated watering days for apartment complexes and commercial properties as well as changes for those using private wells. A summary of the changes follows this release.

The designated day watering schedule has remained the same for single-family and duplex properties:

- Properties with street addresses ending in even numbers, including zero, are asked to limit outdoor water use to Wednesdays, Fridays and Sundays.
- Properties with addresses ending in odd numbers are asked to limit outdoor watering to Tuesdays, Thursdays and Saturdays.

Jerry Obrist, Utilities Coordinator for the Lincoln Water System (LWS), said the designated day schedule helps to level the daily usage of water throughout the week. He suggested those with automatic sprinkler systems adjust them to the designated day schedule now before restrictions take effect. While customers have three designated days to water, lawn professionals say one or two days a week is adequate, and over-watering can lead to shallow roots and lawn diseases.

- more -
The City is again using portable message signs to report the City’s progress on meeting the 70 mgd goal and to urge conservation. All LWS customers also are receiving flyers with their bills reminding them of the designated day schedule and urging them to “Plant Smart, Water Smart, Grow Smart!”

The Mayor also has proclaimed July as Smart Irrigation Month to promote irrigation practices that conserve water. The Irrigation Association has produced coloring books that LWS will distribute throughout the community. More information is available at smartirrigationmonth.org.

Other ways to decrease outdoor watering include the following:
• Do not water in windy conditions or during the heat of the day.
• Raise your mower height to 3.5 inches, and leave mulch on the lawn to retain moisture.
• Keep automatic sprinklers maintained, install a rain sensor and reduce watering times.
• Adjust sprinklers to water only the lawn, not the sidewalk, driveway or street.

More information is available by visiting water.lincoln.ne.gov or calling the Water Management Hotline at 402-441-1212.

SUMMARY OF CHANGES IN CITY WATER PLAN

The City Council approved the following changes May 13, 2013:

• **City water rates will increase when the Mayor declares voluntary or mandatory water restrictions.** City water is billed by the unit, equal to 100 cubic feet (748 gallons), and the residential structure has three price blocks:
  • The rate for block one (first eight units per month) will remain at $1.344 per unit for voluntary restrictions and increase to $1.559 per unit for mandatory restrictions.
  • The rate for block two (nine to 23 units) will increase from $1.911 to $2.624 per unit for voluntary restrictions and to $2.771 per unit for mandatory restrictions.
  • The rate for block three (all additional units) will increase from $2.961 to $4.587 per unit for voluntary restrictions and to $5.635 per unit for mandatory restrictions.

Rates increase again if the water shortage is deemed to be “critical” or “catastrophic.” Bills are sent out bi-monthly and based on two months of water use. Bill amounts are determined by the amount of water used in each block. Rates for non-residential and industrial customers also will increase slightly under voluntary or mandatory watering restrictions. The rate increase is smaller because these customers provide jobs, and the water use for large customers is more stable throughout the year.

• Violating the mandatory water restrictions will no longer be a misdemeanor
criminal offense. Egregious or multiple violations may be filed criminally by the City Attorney’s Office. The penalty is $50 for the first offense, $250 for the second offense and $350 for third and subsequent offenses. The Police Department will continue to enforce watering restrictions, but officers will not be required to present the citation to the tenant or property owner in person and could leave it on the door of the property.

The Mayor has approved the following revisions to the Water Management Plan:

• If mandatory restrictions are implemented, apartment complexes, commercial properties and other similar properties will be required to limit outdoor watering to Sundays, Tuesdays and Fridays regardless of address. The designated-day watering schedule will remain the same for single-family and duplex properties:
  • Properties with street addresses ending in even numbers, including zero, will be required to limit outdoor water use (watering lawns and washing vehicles) to Wednesdays, Fridays and Sundays.
  • Properties with addresses ending in odd numbers will be required to limit outdoor watering to Tuesdays, Thursdays and Saturdays.

• Owners of private wells are encouraged but not required to follow the designated day watering schedule and other restrictions. If the Mayor implements mandatory water use restrictions, private well owners will be required to post a sign on each property served by the well. The City will supply the signs at no charge. For homes and businesses, owners must post the signs in a window so they are visible from the street. For areas not directly associated with a structure, yard signs will be available to pick up at the LWS Operations Center, 2021 N. 27th Street, from 7:30 a.m. to 4 p.m. weekdays.
DATE: July 24, 2013
FOR MORE INFORMATION: Diane Gonzolas, Citizen Information Center, 402-441-7831

Mayor Beutler will kick off a new Taking Charge citizen participation effort on strategic planning and the budget at a news conference at 10 a.m. Thursday, July 25 in the Mayor’s Conference Room, County-City Building, 555 S. 10th Street.
MAYOR URGES RESIDENTS TO TAKE NEW ONLINE SURVEY

Mayor Chris Beutler today encouraged all residents to take a new online survey at lincoln.ne.gov to share their ideas on City programs and spending. The survey is part of the Taking Charge initiative, which Beutler credits with helping the City develop the consensus needed to move forward.

“We set goals, developed performance standards and prioritized programs so our citizens would have a clear sense of what we wanted to accomplish and how we hoped to get there,” Beutler said. “The survey asks you to examine facts, weigh them against your priorities for City service, and tell us if our service level should increase, decrease or remain the same. The results are important in establishing our community’s strategic direction.”

The City has continued to partner with the University of Nebraska Public Policy Center on the Taking Charge process, which began in 2008. The survey will be available online for about a month. Residents also are invited to complete a set of survey exercises to be included in the Neighborhood Extra found in the Lincoln Journal Star Saturday, July 28. Those interested in being part of a Community Conversation on the issues can provide contact information through the survey, the exercises or by contacting the Mayor’s Office at 402-441-7511.

The online survey includes three sections:

• Participants are first asked to rank the City’s eight outcome areas — safety and security, efficient transportation, healthy and productive people, livable neighborhoods, accountable government, economic opportunity, Identity Lincoln and environmental quality. The Mayor said ranking the outcomes and goals is the first step in converting a strategic plan into a budget plan.

• In the second section, participants are asked to evaluate the City’s success in achieving the goals in each outcome area. The City has about 130 performance indicators used to measure the City’s progress. Those who take the survey will have access to the indicators, which were recently updated with more information.

• The third part of the survey gives the City and the Public Policy Center valuable feedback on a variety of topics, including overall City performance and the City’s energy programs.

- more -
The Mayor said participants will be asked more complicated questions than in past surveys, but the primary portion of the survey can be completed in 10 to 15 minutes. Participants will have the opportunity to take more time to complete additional sections and provide more information depending on their interests.

“Successful businesses and organizations set standards and goals because they drive employee behavior and boost performance,” Mayor Beutler said. “The 2013 Taking Charge survey is about setting those standards and goals so citizens can drive City Hall’s policies and boost our performance. I urge you to be part of the solution and make your voice heard by taking this year’s survey.”

More information on the Taking Charge process is available at lincoln.ne.gov (keyword: taking charge). More information on the University of Nebraska Public Policy Center is available at ppc.nebraska.edu.
Hello, all.

The City Council yesterday unanimously approved the rule changes. Thank you to everyone who helped with this process!

The Cable Advisory Board is scheduled to meet at 4 p.m. this Thursday, July 25 in room 303 at City Hall. We will welcome three new members: Paul Barnett, Steve Eggland and Matt Hansen. That brings the current membership to 9, with two vacancies to fill.

Please let me know as soon as possible if you will be able to attend so we can determine if we have a quorum.

The agenda and minutes will be sent tomorrow.

Diane

Diane Gonzolas
Manager, Citizen Information Center
Office of the Mayor
555 S. 10th Street
Lincoln, NE  68508
402-441-7831
cell 402-525-1520
dgonzolas@lincoln.ne.gov
July 23, 2013

Dear Diane:

Please accept my resignation from the Cable TV Advisory Board. I have missed meetings since April due to medical issues. I now find that the regular Thursday meetings conflict with another volunteer position I have taken on. Unfortunately I need to choose between the two, and have decided to resign the Cable Advisory position. Would you please forward this to the other Board members.

It has been an honor to serve on the Board.

Sincerely,

Thomas D. Higley

On Tue, Jul 23, 2013 at 12:57 PM, Diane K. Gonzolas <dgonzolas@lincoln.ne.gov> wrote:

Hello, all.

The City Council yesterday unanimously approved the rule changes. Thank you to everyone who helped with this process!

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Please let me know as soon as possible if you will be able to attend so we can determine if we have a quorum.

The agenda and minutes will be sent tomorrow.
Diane Gonzolas
Manager, Citizen Information Center
Office of the Mayor
555 S. 10th Street
Lincoln, NE  68508

402-441-7831

cell 402-525-1520

dgonzolas@lincoln.ne.gov
Meeting was called to order at 4:10 p.m. by chair Ed Hoffman. Hoffman stated that our bylaws define a quorum as one half of the currently appointed members; due to board vacancies, there are only seven currently appointed members of the board, so a quorum is four people. Hoffman declared a quorum. Hoffman said that we have reminded the Mayor’s office that our board is short due to vacancies; they are looking into possible appointments.

Meet & Greet with Melissa Fuller, 10 Health

We started with a meet & greet of Melissa Fuller, the coordinator of 10 Health (the new incarnation of Channel 10). Fuller said that the dynamics have changed; in the beginning the channel had to do a lot of reaching out into the health community to try to establish a health channel; now the health community is reaching out to them. The City is also working on creating its own programming on the channel. Among other things there is a show called “Bike Lincs” which promotes bicycle awareness and “Lincoln Walks” sponsored by the Partnership for a Healthy Lincoln. Michelle Welch from LPS is partnering with them on some programming as well. They are trying to get some diversity on 10Health; they filmed a show with Larry Williams at the Malone Centere; they are filming a show with the String Beans to try and get children involved.

Troutman asked if there are any needs assessments that can be used to indicate what the channel’s needs are. Gonzolas said yes; 10 Health was started with a grant from the Community Health Endowment, and part of the grant included a needs assessment.

Troutman asked if organizations know that there is a TV channel that they can use. Fuller said yes, the word is getting out.

Hoffman said that as part of our meeting today he wants to talk about the City website; he would appreciate any advice that Fuller or Gonzolas has about getting out the information about Channel 10. Gonzolas said that we can link to the City’s site for 10 Health and the Youtube section for 10HealthLincoln. Fuller said that she will get us something for the board’s website.

Minutes from February meeting

Minutes from the meeting of February 28, 2013 were read. Troutman moved approval, Jewson seconded, minutes approved as read.

New Business

Review of Bylaws
Staff will consider possible changes needed in bylaws; they will bring recommendations to the board for possible action. Troutman asked if there are Standing Rules; Gonzolas said no.

Website Update
The City’s website is currently undergoing changes; Hoffman said that there are a lot of changes needed on our Board website as well. Troutman asked if it’s within the Board’s purview to dictate what is on the site or if that should be done staff. Hoffman said that there is some outdated information, including lists of Board members who are no longer on the board. Gonzolas said that the staff is not necessarily asking for design, just input on content. Gonzolas said that by the next board meeting we will have a design to review.

Old Business

New Board Members
Hoffman stated that if we have ideas of potential board members, we should suggest to them that they should apply; there is a City Advisory Board application on the Mayor’s website.
**Rules for Access Channels**

Troutman asked if we should place a motion on the floor; Hoffman indicated that he wants to start with a discussion of the proposed changes, followed possibly by a motion.

Gonzolas asked Huggenberger to indicate what the process would be if the rules changes are adopted by the Board. Huggenberger said that proposed changes would be forwarded to the Lincoln City Council. Council will either vote them up or down; if they vote them down then they’ll be sent back to the Cable Board. Chapters One and Three are subject to City approval; Chapter Two is governed by the Public Access Coordinator and Time Warner Cable (TWC) so is not subject to City approval.

Board first discussed the changes in Chapter One.

Gonzolas distributed a draft copy of the rules that had been discussed by the Rules Subcommittee.

With regard to section 1.2 (i), Lee asked if that meant that the City would not allow organizations to air shows if they weren’t a 501(c)3 organization; Huggenberger said yes.

Teget asked if the Rules Committee had discussed removing the word “primary” from 1.2(h); Hoffman indicated that the committee had discussed it and left it in there for this draft; the feeling is that a program broadcast on one of the government channels should not promote an activity but could be used to make people aware of it. Teget asked whether if a group like Pink comes to the Pinnacle Bank Arena that would be considered a commercial activity. She thinks that advertising this event on a government channel would be promotion of a commercial enterprise, and that TWC didn’t envision this kind of activity when they set up the channels. She asks who decides what is “primary.” Huggenberger said that this is a hard question; for instance, consider Lincoln Electric System. They aren’t trying to make money but they need to not lose money or the City’s electric system would fail. Teget asked if sale of event tickets would be commercial; Huggenberger and Troutman agreed that it would be, and that we therefore can’t do that.

Other changes in Chapter One were minor; heading change for Section 5, and minor changes in Section 7.

Board next discussed the changes in Chapter Three.

In section 1.2(f) the Rules Committee had added “attractions and activities.”

In section 2.2 the Rules Committee had changed the text to read “... any nonprofit, parochial or home school or any college or university ...” Teget said that TWC would like the verbiage changed to “public or private”; they don’t feel that home schools should be able to use the educational access channel. Gonzolas said that there are restrictions on religious programming. Huggenberger said that there are a lot of schools that work together in a cooperative effort; there is no requirement that they be accredited. There was a question of whether a home school roundtable would be allowed; Huggenberger said that it would not under the current rules but under the proposed rules it would be allowed. Hoffman asked how Board members feel about allowing home schools on the channel. Troutman asked Teget what problem TWC has with allowing home schools on the channel. Teget said that this might open it up to individuals instead of just schools. Lee wanted to change “made available to ...” to “made available for use by ...” Teget wanted the text to be replaced with “public, private, and parochial ...” After discussion the Board changed the phrase to “The educational access channel shall be made available for use by any school, college or university located within the City franchise area of Lincoln.”

Teget said that TWC thinks section 3.2(b) should be removed because it’s commercial. Hoffman said that information is different from promotion; he doesn’t think it’s proven to be a negative – look what’s going on in the Haymarket. Hoffman asked if any Board member had a problem with 3.2 as worded in the document. Teget asked if we remove (b) what would be the problem; Hoffman says it’s a clarification that this type of program would be allowed. Troutman didn’t think we should itemize the locations at which we would allow this type of information. She suggested replacing the itemized list with “connected with a government owned event facility” instead. Hoffman said that he wants to provide information about government facilities; Teget said that TWC is not trying to stifle the growth of Lincoln but wants to make sure that the channel doesn’t get used for commercial sales. Troutman thinks that the Board needs to say that this is a permissible use. After discussion, we kept 3.2 but modified the wording to “… connected with the Lincoln Convention & Visitors’ Bureau, Pershing Center, Pinnacle Bank Arena, and any other government-owned facilities ...”

Hoffman asked for a motion. We considered the two chapters separately.

Troutman moved approval of Chapter One as amended, Jewson seconded. Motion passed 5-0.
Johnson moved approval of Chapter Three as amended, Lee seconded. Motion passed 5-0.

Reports from Time Warner Cable
Wenz submitted a written report. They have put in a new server, and there are some server incompatibilities at the present time. He hopes it won’t be noticeable.

Teget says that a “must-carry” channel is coming to Lincoln so they will have to do some shuffling of channels. TWC is at capacity on the lower tier. Hoffman asked if the PEG channels need to be on the lower tier; Huggenberger said yes.

Reports from the City
Gonzolas will email the City’s report.

Adjournment
Meeting was adjourned; next meeting scheduled for July 25, 2013, at the City County Building.

Respectfully submitted,
Jim Johnson, secretary
Meeting Notice
City of Lincoln, Nebraska
Cable Advisory Board
4 p.m. Thursday, July 25, 2013
Room 303, County-City Building, 555 S. 10th Street, Lincoln, NE 68508

Agenda:

Call to Order

1. Introduction of board members and guests

2. Approval of minutes from the April 25, 2013 meeting

3. Election of Vice Chair

4. New Business
   • Time Warner moving Public, Education and Government access channels to digital format
   • Time Warner placing Education access on second public access channel

5. Old Business
   • Review of bylaws
   • Website update
   • Board vacancies
   • New member orientation
   • Board duties

6. Time Warner Cable Report

7. City Report (PEG status)

8. Public Comments

Adjournment

Board members: If you cannot attend this meeting, please contact Diane Gonzolas at 402-441-7831 or dgonzolas@lincoln.ne.gov.

Regular meeting dates are the fourth Thursdays of January, April, July and October. The next meeting is scheduled for October 24.
OFFICE OF TREASURER, CITY OF LINCOLN, NEBRASKA

July 22, 2013

TO: MAYOR CHRIS BEUTLER & CITY COUNCIL MEMBERS

FROM: FINANCE DEPARTMENT / CITY TREASURER

SUBJECT: MONTHLY CITY CASH REPORT

The records of this office show me to be charged with City cash as follows at the close of business June 30, 2013

<table>
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<th>Description</th>
<th>Amount</th>
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<td>Balance Forward</td>
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<td>Plus Total Debits June 1-30, 2013</td>
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<td>Less Total Credits June 1-30, 2013</td>
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<tr>
<td><strong>Cash Balance on June 30, 2013</strong></td>
<td><strong>$267,266,567.65</strong></td>
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I desire to report that such City cash was held by me as follows which I will deem satisfactory unless advised and further directed in the matter by you.

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<td>Wells Fargo Bank</td>
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<td>Wells Fargo Bank Credit Card Account</td>
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<td>Union Bank &amp; Trust Company</td>
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<td><strong>Total Cash on Hand June 30, 2013</strong></td>
<td><strong>$267,266,567.65</strong></td>
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The negative bank balances shown above do not represent the City as overdrawn in these bank accounts. In order to maximize interest earned on all City funds, deposits have been invested prior to the Departments' notification to the City Treasurer's office of these deposits; therefore, these deposits are not recorded in the City Treasurer's bank account balances at month end.

I also hold as City Treasurer, securities in the amount of $89,226,754.80 representing authorized investments of the City's funds.

ATTEST:

Teresa J. Meyer, City Clerk

Melinda J. Jones, City Treasurer
### CITY OF LINCOLN -PLEDGED COLLATERAL STATEMENT
### AS OF JUNE 30, 2013

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** ACTION BY PLANNING COMMISSION **

July 24, 2013

NOTICE: The Lincoln/Lancaster County Planning Commission will hold a public hearing on Wednesday, July 24, 2013, at 1:00 p.m., in Hearing Room 112 on the first floor of the County-City Building, 555 S. 10th St., Lincoln, Nebraska, on the following items. For more information, call the Planning Department, (402) 441-7491.

**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 or County Board by filing a Notice of Appeal with the City Clerk or County 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, JULY 24, 2013

[Commissioners Lust, Hove and Sunderman absent]

Approval of minutes of the regular meeting held July 10, 2013. **APPROVED, 5-0 (Lust, Hove and Sunderman absent)**

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

PERMITS:

1.1 Special Permit No. 08017B, for extension of time for excavation of soil, on property generally located ½ mile north of the intersection of Bluff Road and U.S. Highway 77. *** FINAL ACTION ****
   Staff recommendation: Conditional Approval
   Staff Planner: Sara Hartzell, 402-441-6371, shartzell@lincoln.ne.gov
   Planning Commission ‘final action’: CONDITIONAL APPROVAL, as set forth in the staff report dated July 11, 2013, 5-0 (Lust, Hove and Sunderman absent).
   Resolution No. PC-01349.
1.2 Special Permit No. 12027A, to expand the licensed premises to include an outdoor seating area for the consumption of alcoholic beverages on the premises, on property generally located at S. Coddington Avenue and Magnum Circle (2100 Magnum Circle, Suite 1). *** FINAL ACTION ****

Staff recommendation: Conditional Approval

Staff Planner: Brian Will, 402-441-6362, bwill@lincoln.ne.gov

Planning Commission ‘final action’: CONDITIONAL APPROVAL, as set forth in the staff report dated July 11, 2013, 5-0 (Lust, Hove and Sunderman absent).
Resolution No. PC-01350.

2. REQUESTS FOR DEFERRAL:

PERMITS:

2.1 County Special Permit No. 13033, The Preserve at Cross Creek 1st Addition Community Unit Plan, for a total of 31 single family dwelling units, with 16 being shown in the Lancaster County jurisdiction and 15 in the Village of Roca jurisdiction, on property generally located at S. 64th Street and Roca Road. *** FINAL ACTION ****

Staff recommendation: The applicant has requested to continue public hearing for two weeks until August 7, 2013.

Staff Planner: Sara Hartzell, 402-441-6371, shartzell@lincoln.ne.gov

Applicant’s request for deferral granted, with CONTINUED PUBLIC HEARING AND ACTION scheduled for Wednesday, August 7, 2013, at 1:00 p.m.

3. ITEMS REMOVED FROM CONSENT AGENDA: None.

4. PUBLIC HEARING AND ADMINISTRATIVE ACTION:

PERMITS:

4.1 Special Permit No. 13017, Stone Creek Community Unit Plan, for approximately 38 dwelling units, with waiver requests to modify setbacks, reduce lot width and lot area requirements, waive sidewalks and reduce cul-de-sac pavement radius, on property generally located at S. 82nd Street and Old Cheney Road. *** FINAL ACTION ****

Staff recommendation: Conditional Approval

Staff Planner: Brian Will, 402-441-6362, bwill@lincoln.ne.gov

Had public hearing.

Planning Commission ‘final action’: CONDITIONAL APPROVAL, as set forth in the staff report dated July 10, 2013, 5-0 (Lust, Hove and Sunderman absent).
Resolution No. PC-01351.
Adjournment

** Briefing by Planning staff on “Decks and other zoning modifications”.

PENDING LIST: None

Planning Dept. staff contacts:

- Stephen Henrichsen, Development Review Manager, 402-441-6374, shenrichsen@lincoln.ne.gov
- David Cary, Long Range Planning Manager, 402-441-6364, dcary@lincoln.ne.gov
- Paul Barnes, Planner, 402-441-6372, pbarnes@lincoln.ne.gov
- Michael Brienzo, Transportation Planner, 402-441-6369, mbrienzo@lincoln.ne.gov
- Tom Cajka, Planner, 402-441-6362, tcajka@lincoln.ne.gov
- Christy Eichorn, Planner, 402-441-7603, ceichorn@lincoln.ne.gov
- Brandon Garrett, Planner, 402-441-6373, bgarrett@lincoln.ne.gov
- Stacey Groshong Hageman, Planner, 402-441-6361, slhageman@lincoln.ne.gov
- Sara Hartzell, Planner, 402-441-6371, shartzell@lincoln.ne.gov
- David Pesnichak, Transportation Planner, 402-441-6363, dpesnichak@lincoln.ne.gov
- Brian Will, Planner, 402-441-6362, bwill@lincoln.ne.gov
- Ed Zimmer, Historic Preservation Planner, 402-441-6360, ezimmer@lincoln.ne.gov

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

The Planning Commission agenda may be accessed on the Internet at http://www.lincoln.ne.gov/city/plan/pcagenda/index.htm
TO       : Mayor Chris Beutler
          Lincoln City Council
FROM     : Jean Preister, Planning
DATE     : July 24, 2013
RE       : Notice of final action by Planning Commission: July 24, 2013

Please be advised that on July 24, 2013, the Lincoln City-Lancaster County Planning
Commission adopted the following resolutions:

Resolution No. PC-01349, approving Special Permit No. 08017B, requested by Russell
F. Anderson, for authority to allow excavation (removal of soil) for up to three years on
Agricultural zoned property located one quarter mile north of Hwy. 77 and Bluff Road,

Resolution No. PC-01350, approving Special Permit No. 12027A, requested by
Magnum Properties, to expand the area for the sale of alcoholic beverages for
consumption on and off the premises to include an outdoor seating area, on property
generally located at 2100 Magnum Circle.

Resolution No. PC-01351, approving Special Permit No. 13017, requested by Sanford
Nelson, for authority to develop the Stone Creek Community Unit Plan for 38 lots for
single-family dwelling units, together with waivers and modifications to the Land
Subdivision and Zoning Code requirements to (1) adjust the rear yard setback; (2) adjust
minimum lot area; (3) adjust minimum lot width; (4) waive sidewalk on one side of a
private roadway; and (5) adjust minimum cul-de-sac radius, on property generally
located at South 82nd Street and Old Cheney Road.

This is final action unless appealed to the City Council by filing a notice of appeal with the City
Clerk 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
(Keyword = PATS). Use the “Search Selection” screen and search by application number (i.e.
SP08017B, SP12027A, SP13017). The Resolution and Planning Department staff report are in
the “Related Documents” under the application number.

Q:\shared\wp\jlu\2013 ccnotice\072413
Memorandum

Date:  ♦  July 23, 2013
To:  ♦  City Clerk
From:  ♦  Teresa McKinstry, Planning Dept.
Re:  ♦  Administrative Approvals
cc:  ♦  Jean Preister

This is a list of the administrative approvals by the Planning Director from July 16, 2013 through July 22, 2013:

**Administrative Amendment No. 13049** to Change of Zone No. 13004, The Railyard Special Sign District, approved by the Director on July 16, 2013, requested by TDP Phase One, LLC, to clarify the language to allow translucent covers with internal light sources to be used with dimensional channel letters, and to allow a 4 foot by 4 foot logo to accompany the channel letters, on property generally located at N. 7th St. and Q St.

**Administrative Amendment No. 13041** to Special Permit No. 1813A, The Preserve on Antelope Creek Community Unit Plan, approved by the Planning Director on July 17, 2013, requested by Stephen and Debra Hennings, to adjust the rear setback for Lot 6, Block 2 (4625 Firebrush Lane) from 25 feet to 21 feet, on property generally located near S. 80th St. and Pioneers Blvd.

**Administrative Amendment No. 13050** to Pre-Existing Use Permit No. 13D, Briarhurst Center, approved by the Planning Director on July 19, 2013, requested by Jeff Luthy, to reduce the front yard setback from 50 feet to 20 feet and to revise the parking layout, on property generally located at S. 48th St. and Briarpark Dr.
From: Rich Tatum [mailto:rtatum@neb.rr.com]
Sent: Tuesday, July 23, 2013 9:40 PM
To: Jon Camp
Subject: Shadow Pines Subdivision Access to 56th St.

Dear Councilman Camp,

Yesterday, July 22nd, I had the privilege to attend the Lincoln City Council meeting with several of my fellow neighbors. As you heard testimony from many in our area, we’re very concerned about future access in and out of our subdivision on Shadow Pines Dr. There are no other roads leading into our neighborhood and with the future expansion of Cameron townhomes to our north, the traffic on Shadow Pines Dr. will triple. Everyone in our area welcome the new townhomes being built, however we’re very concerned about the City Planning Committee’s denying another road access to 56th St. within one quarter of a mile north of Shadow Pines Dr.

If the only access owners of new homes have in the Cameron Townhomes subdivision is Shadow Pines Dr., cars will be stacked at 56th St. east to 57th St. and beyond, tripling the current usage. I’m not sure that a light at 56th and Shadow Pines Dr. would help nearly as much as a second road access to 56th St. would within the Cameron Townhome subdivision. I request your consideration and support to allow an additional road access to 56th St.

I might suggest that you and other Councilperson’s visit the streets in our neighborhood and view how future expansion to our north will greatly increase traffic on both 57th St. and Shadow Lane. Thank you for your time and consideration.

Thank You,

Rich & Sue Tatum
5625 Shadow Pines CT.
Lincoln, NE
(402) 7330-5541
InterLinc: City Council Feedback for General Council

Name: Sandra Anderson
Address: 1509 E Street
City: Lincoln, NE 68508

Phone: 402-476-4414
Fax: 402-476-4414
Email: casanderson27@neb.rr.com

Comment or Question:
I live one house from the corner of Goodhue Blvd and E Street. I have lived here for 18 years and planned on living here for the rest of my life. Prior to moving here I lived on a beautiful acreage in a gated community. Why, you ask, would I move to one of the most blighted areas of the city with one of the highest crime rates and population density after living in a quasi utopia? One reason--the magnificent monuments lining the streets that reflect our forefather’s vision of a different kind of utopia.

But my everyday reality is that on one side, I live surrounded by houses full of immigrants living on the dole that don't work and would rather party all day-- and night. Even though I don't smoke my constant companion is air thick with it. If it weren't for the huge pin oaks offsetting the filthy air my guess is it would be even less tolerable. In the other direction are mentally unstable, ex-cons who make every day feel like it might be my last day on earth. Why do I stay? Because of the Oaks. Is there any other reason you ask? I can reply with a resounding NO! My love of huge trees drew me to this neighborhood and has become the only reason I continue to put up with all the negative aspects.

Now, apparently, someone feels there is a compelling necessity to remove these gorgeous trees that provide life-giving oxygen so abundantly because of their size, give refuge from the strangulating mid-city heat, and beauty one can hardly find any longer in this barren, prairie-dominated state. The uniqueness of this neighborhood lent by these towering pin oaks provide not only mental and emotional enjoyment but much-needed physical attributes by providing an exquisite filtering system and abundant oxygen to all. This is why we love our neighborhood. Just the feeling one gets when walking beneath these behemoth monuments is unparalleled. I personally spend a good part of my day just walking my dogs along Goodhue so that we can all enjoy the immense beauty above.

In this day of environmental awareness and economic frailty, it is not the time to go yanking out trees that have taken decades to grow just to "straighten a sidewalk." This would be a travesty and a motivation to leave this neighborhood once and for all. If the city enjoys having property owners living down here then, at the very least, they should accommodate us by leaving our trees alone.

Apparently the plan is to remove two significant pin oaks right off the bat, then remove the others down the boulevard as they die off. I think many of us realize that when the city tree people want to be able to remove trees they do everything they can to hasten their demise. I have kept a journal of sorts on the tree-cutting activity following two different storms in the past couple of decades. Following those storms the tree cutters not only
removed damaged trees but since they already had the FEMA money in their pocket, set about removing healthy trees. One can only assume to keep their men working. Close observation made me realize that many trees were either over-cut or poisoned at the base to weaken them so they could ultimately be removed without having to provide a reason. One can only assume this activity will be repeated in order to remove these trees sooner than later.

They say the sidewalks must be in a "straight line" all the way up the boulevard. Who thinks these trivial things up? Why, in this time of economic strife and hardship would any amount of money be allotted to replacing sidewalks that are perfectly fine the way they are, and cutting down majestic trees and replacing them with gumdrop-size trees? These beautiful, healthy trees are in their prime. They have no where near reached the end of their natural life. If this atrocity is allowed to go through, the person who came up with this insane idea needs to move to Goodhue Blvd and live there permanently so he can truly appreciate the devastation he is perpetrating upon the lives of people who have to swallow hard each morning to endure another day of the continuous sound of screaming sirens, drunks and drug addicts lying in your yard, liquor bottles and cigarette butts and wrappers so numerous at times it seems they are an actual component of your soil, feces and urine constantly being smeared and sprayed on your fence line, people screaming and fighting until the wee hours of the morning; street vandals constantly trying to gain access to your property and possessions, graffiti sprayed on every surface, and having to tread lightly when leaving your home for fear of stepping on a hypodermic needle. Not only does it have all this going against it, it is also home to the highest concentration of sex offenders. Drug trafficking is rampant. Houses all around me abuzz with comings and goings twenty-four hours a day, brawls, cops constantly searching for someone while helicopters zip around looking from the sky.

Despite all this we have money to spend on aligning sidewalks and cutting down majestic trees? What is wrong with this picture? How do you think the people who live in this neighborhood will feel to know money is being spent on something so trivial, so non-essential, so pointless when that money could be so much better spent cleaning up the neighborhood? If there is so much money floating around, why not allocate it to cleaning up all the filthy litter in this area?

It is interesting how these pin-headed ideas always seem to come from someone who doesn't have to endure the consequences, someone who has placed profit before people. There are so many other projects screaming to be done-- such as alleys riddled with potholes and blighted pockets that attract all sorts of indigents that would make the area safer for it's residents but no, they want to waste our hard-earned money removing our only source of enjoyment in this entire area. This is not only morally wrong but it is fiscally irresponsible to remove beautiful, healthy trees in their prime lending not only pride and enjoyment to the residents but homes and food to the wildlife and health and beauty to the neighborhood. Someone said the soil lacked iron that the pin oak trees needed. *NEWS FLASH* you can buy iron in a bag and add it to the soil, you do not remove healthy, mature trees instead! This person not only needs to be educated but a good swift kick to the butt would also be appropriate.

I am one of the few homeowners in this area who takes immense pride in maintaining my property in pristine condition. I add stability and solidarity to the neighborhood. Tenants from all over the area come to me when they need something. They often have no where else to go except to another tenant. If these trees are removed, I will no longer live here. This would be a devastating move on so many levels I couldn't even count the ways. If these trees are removed and my neighborhood is turned into sterile concrete and gumdrop trees, I will be gone like a shot in the dark. If the city wants to lose the few homeowners that can stomach this area, go ahead and blight the area more by removing these majestic trees and take away any reason for staying around. Prospective buyers looking for uniqueness and history will surely not be as interested in an area that can be found all day long on the fringes of the city. This plan should not even make it to first base much less given another thought. At this time when our economy is barely limping along and so many people having to scrape the
bottom of the barrel just to eat, our brain cells would be better spent looking for ways to save the city and it's citizen's money, not look for ways to WASTE it! This whole idea isn't just absolutely ridiculous, it's unconscionable!
InterLinc: City Council Feedback for General Council

Name: Pamela Grieser
Address: 925 South 6th Street
City: Lincoln, Ne 68508
Phone: 402-474-5958
Fax:
Email: radwbba@neb.rr.com

Comment or Question:
I am really curious about something...There are all these so-called improvements going on...WHAT ABOUT "A" STREET? Like from 9th St to maybe 27th St on "A" St... This has got to be one of the most disgusting places to be during 5:00 traffic...I work with a lady who use to live on A Street, and she said almost every single morning there was an accident...This could be widened at least one lane and make the center lane a turn lane...Don't you think that would maybe alleviate some of the pressure? Unless this street is one of Lincoln's money makers....(from all the accidents)
July 25, 2013

Dear Lincoln City Council Members:

I have heard of the plan to cut down the beautiful oaks on Goodhue leading up to the capitol. Those oaks were planted in order to provide just the sort of canopy frame that they provide today. The trees do not obstruct the view of the capitol; they beautify it.

Lincoln has been named a Tree City for the 35th time partly because it provides vistas such as this. You’d think that a city with this designation would think twice before cutting down so many healthy trees, especially considering the value they provide to the city.

Oak trees are resistant to most pests and disease, and these oaks are neither sick nor so old that they need to be culled. It makes no sense to spend $96,578.15 to cut them down, move the sidewalks, and then plant young trees that will never match the majesty of these established oaks.

Cutting down the established oaks will also cause environmental problems. First, the oaks provide lots of shade, which helps control the temperature on hot sunny days. With global warming, or even with just our normally hot summers, it would not be wise to replace these shade trees with pavement and young lindens that will never be able to provide as much shade. I don’t know for sure how much so much pavement will increase the temperature on the street, but I know it will be significant.

The second environmental problem I see is lack of habitat for the wildlife that uses the oaks for habitat, including a variety of birds, mammals and over 400 species of moths and butterflies. This wildlife contributes to the pleasant experience of walking down the avenue toward the state capitol.

Finally, I bet the landowners in the neighborhood are hopping mad at the idea of reducing the size of their yards. Most of the residents who rent in the area don’t know about this plan yet. If this plan goes forward, they will be shocked to see the damage done to their neighborhood by removing these trees, but it will be too late to do anything then but complain.

I urge that the proposed work on Goodhue be denied and that the City Council and neighborhood be involved in any future decisions regarding this area. The current tree line with its majestic canopy should remain and only trees that are dead or dying should be removed.

Sincerely yours, Sarah Fairchild
I. CITY CLERK

II. MAYOR & DIRECTORS' CORRESPONDENCE

MAYOR
1. NEWS RELEASE. Library story times will take August vacation.
3. NEWS RELEASE. Open house to celebrate neighborhood redevelopment.

III. DIRECTORS

PUBLIC WORKS & UTILITIES/ENGINEERING
1. Memo from Roger Figard, City Engineer, answering questions and providing input regarding the Joshua Glen Community Unit Plan (CUP). (Related to #1 and #1a under Correspondence from Citizens)
2. ADVISORY. City of Lincoln water main replacement. Projects #702753, 702754, and 702755, Hollywood, Santa Monica, La Brea, and Wilshire Avenues.
3. ADVISORY. Prescott Avenue CIP project. Project #540616, Prescott Avenue; South 47th - South 48th Street.
   3a. Map.
4. ADVISORY. Almira Lane Sanitary Sewer District 1187. Project #556187.
5. ADVISORY. Almira Lane Sanitary Sewer District 1187. Project #556187.

IV. COUNCIL MEMBERS

V. CORRESPONDENCE FROM CITIZENS

1. Memo from Scott A. Tool on the denied access to 56th Street for the Joshua Glen development.
   1a. Shadow Pines resident statement.
   (Related to #1 under Public Works & Utilities/Engineering)
2. Action request regarding a tree at 6345 Hartley Street. (Requested Forestry to check into problem)
FOR IMMEDIATE RELEASE: July 25, 2013
FOR MORE INFORMATION: Vicki Wood, Youth Services Supervisor, 402-441-8565

STORYTIMES TAKE AUGUST VACATION

Lincoln City Libraries will take a break from its weekly Preschool Storytime, Toddler Time and Baby Storytime schedule during August.

Two libraries will have storytime on August 1 only:
• Eiseley Branch Library, 1530 Superior Street - 10:30 a.m. Preschool Storytime and 10:35 a.m. Toddler Time
• Gere Branch Library, 2400 S. 56th Street - 10:30 a.m. Preschool Storytime; 10 and 10:35 a.m. Toddler Time

The regular Storytime schedule will resume the week of September 3.

Information about storytime and other library programs is available at lincolnlibraries.org.

- 30 -
Date: July 26, 2013
Contact: Diane Gonzolas, Citizen Information Center, 402-441-7831

Mayor Beutler’s Public Schedule
Week of July 27 - August 2, 2013
Schedule subject to change

Tuesday, July 30
• Corrections Joint Public Agency - 9 a.m., Room 113, County-City Building, 555 S. 10th St.
• KFOR - 12:30 p.m. (recorded earlier)

Wednesday, July 31
• Lincoln Public Schools New Teacher Breakfast, remarks - 7:30 a.m., Embassy Suites, 1040 “P” Street
• Daughters of Union Veterans of the Civil War national convention, remarks - Holiday Inn Downtown, 141 N. 9th St.

Thursday, August 1
• KFOR - 7:45 a.m.
FOR IMMEDIATE RELEASE: July 26, 2013
FOR MORE INFORMATION: Steve Werthmann, Urban Development, 402-441-8621

OPEN HOUSE TO CELEBRATE NEIGHBORHOOD REDEVELOPMENT

The public is invited to an open house Wednesday, July 31 at 1520 Van Dorn to celebrate the redevelopment of the property at that location. The event is from 4 to 6 p.m., and City Urban Development Director Dave Landis will speak at 5:30 p.m.

The project began when Irvingdale neighborhood residents contacted the City about the abandoned house at that address. The Building and Safety Department cited the property, and the City Attorney’s Office resolved ownership issues. Once the City was able to foreclose, Urban Development bought the property for $13,000. The existing house was demolished and the City partnered with Prairie Gold Homes to build a new house at the site. Prairie Gold Homes helps inmates gain job skills while building affordable, energy-efficient housing for our community. The nonprofit operates in collaboration with the Nebraska Department of Correctional Services and Cornhusker State Industries.

Landis said the project site on Van Dorn was one of 26 blighted properties the City has rehabilitated or redeveloped so far using federal stimulus funds from the Neighborhood Stabilization Program (NSP). The NSP helps neighborhoods suffering from housing foreclosures or vacant, blighted properties. Working with Affordable Housing Initiative, Habitat for Humanity and NeighborWorks-Lincoln, the City focused on properties in the Malone, Clinton, Near South and Everett neighborhoods.

The improved properties were then sold to buyers who completed home-buyer training through NeighborWorks-Lincoln. The buyers obtained a first mortgage through the bank of their choice and receive down payment assistance through the City’s First Home Program. Upon closing, the City received most of the NSP funds invested in the project to be used again to assist on more projects.

“The new house at 1520 Van Dorn is just one example of how the City is using these federal funds to make a real difference in our neighborhoods,” Landis said. “Urban Development and our housing partners are now working on additional projects using the NSP funds we received back from the sale of our first round of houses.”

For more information on Urban Development’s housing programs, visit lincoln.ne.gov (keyword: housing).
Memorandum

To: City Council
From: Roger A. Figard, City Engineer
Subject: Community Unit Plan for Joshua Glen Development
Date: July 25, 2013
cc: Rick Hoppe, Miki Esposito, Marvin Krout, Randy Hoskins, Dennis Bartels, Mike Eckert (Civil Design Group)

This memo is intended to answer questions and provide input to aid in your decision making as the Joshua Glen Community Unit Plan (CUP) moves forward. The two main issues are: (1) Traffic issues created by the addition of 90 new units to an area with 60 existing units. (2) How to deal with construction traffic during infrastructure construction in the development and the reconstruction of South 56th Street.

As Lincoln grows, each new addition creates a certain amount of conflict between the people already living in an area, the people who are going to live in the expanded area and those driving on the arterial streets to which these subdivisions are connected. As more homes are built, more trips are added to the access points of the arterial streets. Today, Shadow Pines has 60 duplex units which generate approximately 36 trips during the peak hour. By adding 90 new duplexes to the area, an additional 54 peak hour trips will be generated for a total of 90 trips. While that is certainly an increase, it needs to be compared to the capacity for which subdivision connections are designed and operate.

For comparative purposes, in a typical square mile of residences, with 3 units per acre, there are over 1900 living units. An average square mile has three connecting roads to the arterial per mile, so there would be 12 access points for those 1900 units. Applying trip rates, that would generate approximately 160 peak hour trips for each of those 12 access points. So while there are more access points in other locations, the actual proposed number of trips coming out of Shadow Pines Drive after the addition of Joshua Glen is just above half of the average peak hour trips elsewhere. The system is clearly capable of handling that number of trips even though it is an increase from what is there today.

Shadow Pines Drive is three lanes wide with one lane into the subdivision and two lanes out. As the number of trips coming out of Shadow Pines increases with the Joshua Glen addition, people making a right turn onto S. 56th Street can make that movement without being held up by people wanting to make a left turn. That will reduce the congestion and stacking concern. The left turn lane is an added component that was put in this intersection to deal with those issues as a single point access. The City also has conduit and fiber in the area so that it would be relatively easy to design and install a traffic signal system should 56th and Shadow Pines Drive meet warrants. Additionally, Public Works will do a traffic signal evaluation at this intersection annually.
The second area of concern raised by the residents was in relation to congestion and safety during construction of Joshua Glen. The developer has stated that they are willing to provide and maintain a temporary construction access north of Shadow Pines Drive. At the City Council meeting I indicated that Public Works would support the temporary access. The proposed temporary access is located where South 56th Street is only two lanes wide. That means that every right and left turn into the subdivision will be made out of a through driving lane on 56th Street, adding to the congestion of people driving on a major two lane roadway. This does not mean Public Works will not support the temporary access, it is just additional information that you should have as you make this determination. If the temporary access is not provided, all of the construction traffic will enter into the development through devoted right and separate left turn lanes, which would not cause as much congestion on S. 56th street but will cause more traffic through the Shadow Pines development.

Public Works concurs in using a temporary construction access north of Shadow Pines and recommends that it be removed after the construction of the public infrastructure (water mains, sanitary sewer, storm sewer and paving) of Joshua Glen is complete. The home construction traffic will produce less peak hour conflict with the residents as home builders are generally coming in as residents are going out and will be going out when the residents are returning home.

An additional point that should be considered with the developer is related to emergency vehicle access. After 56th Street is constructed, it would be optimal if the developer would leave an open graded area that emergency vehicles could utilize by driving over the curb in the unlikely event that Shadow Pines Drive is closed.

In closing, Public Works continues to support the Access Management Policy which indicates that the ultimate access to Joshua Glen should be through Shadow Pines Drive. We will monitor the intersection for meeting traffic signal warrants and work with the developer on a temporary construction access. As this development is built, there will be more traffic in and out; however, it does not rise to an unacceptable level. It will be more traffic than the residents are currently experiencing, but is no different than many other growing and expanding subdivisions in Lincoln.
City of Lincoln Water Main Replacement
Projects #702753, 702754, & 702755
Hollywood, Santa Monica, La Brea, & Wilshire Avenues

Maintenance of Your Property and the Adjacent City Right-of-Way

The contractor has completed this project adjacent to your property and restored the vegetation in the disturbed areas during construction. The sodding was completed according to the specifications and was maintained by the contractor for the past two weeks.

This notice will serve as your notification that you will now be responsible to water and maintain the sodded areas of the public right-of-way as per Lincoln Municipal Code 12.20.035. The sod was inspected on July 25, 2013 and is considered alive and growing. The high temperatures and wind have caused some browning after the initial placement, but the grass is re-growing in these areas. We will return on August 8, 2013 and perform a final walk-thru of the projects to determine what sod has not survived.

Please contact my office with any questions or concerns.

Tim Byrne
Project Manager
402-441-7711
tbyrne@lincoln.ne.gov
The City of Lincoln has awarded a contract for utility, paving and sidewalk reconstruction on Prescott Avenue from South 47th to South 48th Street. The contract for this work has been awarded to Constructors Inc. of Lincoln, Nebraska. This project is a Capital Improvement Project which will reconstruct the street paving, water main, storm sewer, lighting and sidewalk in the one block of Prescott Avenue.

The contractor is expected to start work in association with this contract the week beginning August 5, 2013. The contract work will include removal of the existing paving and sidewalk within the entire block. The street will be closed to all vehicle traffic and parking for the duration of the project. Pedestrian access on existing and temporary sidewalks will be maintained along both sides of the street for access to the local businesses.

PUBLIC MEETING NOTICE
The City has scheduled a public meeting/open house to review the project and answer questions regarding this project. Representative from Public Works and Utilities and the Urban Development Departments will be available. The meeting is scheduled on **Thursday, August 1, 2013 from 4:00 P.M. to 5:00 P.M.** The meeting will be held on the [Campus of Union College, in the Shawnee Porter Room located in the Ortner Center](#). A map has been included on the back of this advisory for the location of the Ortner Center.

We request the patience and cooperation of motorists and pedestrians in this area as the contractor progresses with this work. This project is funded with Capital Improvement funds administered through the Lincoln Public Works and Urban Development Departments. The Public Works and Utilities Department will administer this contract. Contacts for the project are listed below. The contract completion date for this project is October 15, 2013.

**Contact Information**

**Project Manager**
Public Works/Utilities
Harry Kroos
402-429-4872

**Contractor**
Constructors Inc.
Steve Samuelson
402-434-1764

**Urban Development**
Ernie Castillo
402-441-7855
July 29, 2013

Almira Lane Sanitary Sewer District 1187
Project #556187

RE: U.S. Mail Delivery Service for Residences Located Within the Closed Roadway

Due to the increased construction activity in Almira Lane, the Postal Carrier is unable to access your mail box safely. A cluster box has been installed on the east end of Almira Lane off South 70th Street. Your undelivered mail and a box key may be picked up at the Cheney Ridge Annex located at 5301 Red Rock Lane. Once you have a key, they will begin delivering to the new box until construction work is complete. You will be notified when service will be switched back to your normal boxes. If you have already picked up your key, please disregard this notice.

I apologize for the inconvenience and late notice. Please contact my office if you have any questions or concerns about the sanitary sewer construction. Thank you.

Tim Byrne
City of Lincoln – Project Manager
402-416-5342
tbyrne@lincoln.ne.gov
July 29, 2013

Almira Lane Sanitary Sewer District 1187
Project #556187

RE: U.S. Mail Delivery Service for Residences Located Within the Closed Roadway

Due to the increased construction activity in Almira Lane, the Postal Carrier is unable to access your mail box safely. A cluster box has been installed on the west end of Almira Lane. Your undelivered mail and a box key may be picked up at the Cheney Ridge Annex located at 5301 Red Rock Lane. Once you have a key, they will begin delivering to the new box until construction work is complete. You will be notified when service will be switched back to your normal boxes. If you have already picked up your key, please disregard this notice.

I apologize for the inconvenience and late notice. Please contact my office if you have any questions or concerns about the sanitary sewer construction. Thank you.

Tim Byrne
City of Lincoln – Project Manager
402-416-5342
tbyrne@lincoln.ne.gov
I appreciate the opportunity to speak in front of the council in opposition to the denied access to 56th Street for the Joshua Glen development. Before you vote on the subject at the upcoming City Council meeting on Monday I wanted to bring up some points for you to consider. I am also attaching a copy of the statement signed by 66 of the 67 residents of the Shadow Pines neighborhood that I was able to personally visit last week.

1. I take issue with several comments made by Mike Ekhart at the last meeting.
   a. He compared us to Elkcrest Drive, and that neighborhood has 14 access points to arterial streets while we have one.
   b. He made the comment like "I am surprised to be here when we are following the rules". If the development were truly following the rules then there wouldn't be a half of dozen waivers to allow them greater density. If it wasn't for this density, this may not be the issue that it currently is.
   c. He stated a fact regarding the number of building permits issued to Cameron, and that they shouldn't be penalized. If in fact they do have the percentage of permits he states, then they can afford to give up a few lots to allow access to 56th Street. But his concern was that they might lose lots.

2. Mr Figard stated that if access was permitted it would be on a private road and have issues associated with upkeep and usage. But if the developers were allowed access the street could be designed as a public street and avoid these issues.

3. When Mr Krout was asked about possible resolutions if traffic issues arise, he side stepped the question and gave no definitive answer.
   It is our assertion that the only possible resolution for additional access will require the use of eminent domain to acquire the necessary property to provide additional access. The city has clearly shown that eminent domain is a last ditch rarely used option, that is avoided at all cost.

4. The Comprehensive Plan is a guideline for development and not a set of hard fast rules, and should be treated as such. If it is to be treated as the definitive unbreakable rule then there would be no need for Planning Commission or Engineering Departments.

5. The Planning Commission and Engineering Departments are not infallible and I believe their decision in this matter is flawed and has not truly taken in to account the uniqueness of the area and this infill development in their desire to follow the Access Management policy.

6. It was brought up that the future intersection at Cumberland Drive would be a "Right In, Right Out" access from both the east and west. If this is not a full intersection then why can't the access for those east of 56th Street be moved south to the Joshua Glen area. This would increase the spacing between this access and the London Road intersection.

7. The developer originally requested the access to 56th Street and was denied by the Planning Commission, if they have had multiple iterations of their plan it is not the fault of those in the Shadow Pines neighborhood and shouldn't be a point of consideration of this issue.

8. I am not against this development but the denied access to 56th Street, but if this issue of additional access to 56th Street cannot be resolved then I have to be against the entire project.

9. I ask that you all personally drive the neighborhood to get a true feeling of the street width and design that is not meant as a major feeder to an arterial. It will only take 4 cars stacked on Shadow Pines Drive to limit access to myself and the 16 units of Shadow Pines Place, Which points out that the street was not designed to hold the traffic we are expecting.
I would like to see the city propose a resolution that isn't based on promises and assumptions based on additional development that may never occur. We have been told that the property to the north does not want to develop, but the other fact is the lot is not prime for development. The dimensions of the lot would make development difficult, and I have been told by Mr Ekhart that the estimated cost to "clean up" the lot at over $200,000.

If development occurred to allow connection to Pine Lake Road it would be of little use as it was indicated that most traffic flows north and not south. Also due to the connection points to the current streets, it would be a very out of the way traffic flow.

I truly do feel that we are in a unique situation with this infill project and that additional access to 56th Street is needed for the foreseeable future. I ask that you consider all possibilities and think "out of the box" for a resolution that meets everyone's needs.

Overall I task you with thoughtful consideration of this issue and to overturn the Planning Commission approval of this development as it is currently permitted and platted. Allowing additional access to 56th Street until such time that Cumberland Drive connections can be made would be the logical conclusion, but if that cannot be resolved amongst all parties, then the development should be rejected.

I hope that the City Council can make the right vote on Monday and put this issue behind us.

Thank you, and feel free to contact me if you have additional questions.
Scott Tool
5615 Shadow Pines Drive
Lincoln, NE  68516
402-421-1969
402-499-9691
We the undersigned do make the following statements regarding the Joshua Glen development, Resolution PC-01343, Special Permit 13022:

1. As currently platted and permitted this development would have a negative impact on the Shadow Pines neighborhood and decrease the quality of life for those residing/owning in the neighborhood and potentially have a negative impact on property values.

2. The area east of 56th Street that includes the proposed developed in physically constrained by City of Lincoln parkland to the north and the east and Pine Lake Road to the south. Along with Beal Slough and the railroad tracks that also restrict potential access to the area.

3. The City of Lincoln does have an Access Management Policy that recommends allowing access every quarter mile to arterial roads.
   a. This Access Management Policy was developed after the Shadow Pines development occurred.
   b. That a full access intersection is planned at 56th and Cumberland Drive to occur at such time that addition properties develop that would allow the necessary connections.
   c. Access might be available to Pine Lake Road upon development of additional properties
   d. There is no timetable or indication of any interest to develop the above mentioned properties and that there are multiple properties and owners involved for it to occur.
      i. In an email to the city it appears the owners of the property directly north of the development are against any thought of developing their property or allowing street connections to occur to connect Joshua Pines with Cumberland Drive

4. The portion of South 57th Street north of Shadow Pines Drive currently services 39 properties, as planned it would also have to service all of Joshua Glen (90-155 lots) which results in 330-497% of current traffic volume. While the intersection of Shadow Pines Drive and 56th Street would see 200-260% of current traffic volume.

We believe that this area of land requires special consideration due to the physical constraints and request the permit be denied unless one of these conditions can be met:

1. Permanent direct full access to 56th Street from Joshua Glen
2. Permanent direct access to northbound 56th from Joshua Glen
3. Temporary direct full access to 56th Street from Joshua Glen until such time that the 56th and Cumberland Drive intersection is connected to the Joshua Glen roadways.
4. Temporary direct access to northbound 56th Street from Joshua Glen until such time that the 56th and Cumberland Drive intersection is connected to the Joshua Glen roadways.

If this is permitted to be developed as planned and traffic becomes an issue there will be no available resolution until such time enough neighboring properties develop to allow additional access points to be created.

We urge the Lincoln City Council to overturn the decision of the planning committee and reject Joshua Glen unless additional access to 56th Street is guaranteed.
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An action has been filed for City Council - General

Tracking Number: 34297

Problem: 6345 Hartley St., Tree between sidewalk and street. First tree on north side of alley between Hartley and Gladstone. Tree has a large hole in the trunk

Comments:

Go to your list of actions: https://intralinc.lincoln.ne.gov/aspx/City/action/default.aspx?action_num=34297

Please do NOT reply to this message.