I. CITY CLERK

II. MAYOR
1. NEWS ADVISORY. Mayor Beutler and other Lincoln officials welcome the State High School Basketball Championship to Lincoln. Thursday, March 6, 2014, 10:00 a.m., in the Pinnacle Bank arena lobby.
2. NEWS RELEASE. Mayor welcomes Basketball Tournaments to Lincoln and new arena.
3. NEWS RELEASE. Open house set for 66th and Fremont safety improvements.

III. DIRECTORS CORRESPONDENCE

WEST HAYMARKET JOINT PUBLIC AGENCY
1. The West Haymarket Joint Public Agency will meet on Wednesday, March 12, 2014, 3:00 p.m., in the City Council Chambers, Room 112. Agenda and attachments online.

PLANNING COMMISSION
1. Action by the Planning Commission, March 5, 2014.

PLANNING DEPARTMENT
1. Administrative Amendment No. 14005 approved by the Planning Director on February 27, 2014.

PUBLIC WORKS & UTILITIES
1. Public Works & Utilities February/March 2014 newsletter available for viewing online.

PUBLIC WORKS & UTILITIES/ENGINEERING

WEED CONTROL AUTHORITY
1. Lancaster County Weed Control - City of Lincoln Weed Abatement, March 2014.

IV. COUNCIL MEMBERS

JON CAMP
1. Email regarding the Marcus Theaters and allowing drinking in the theaters.
2. Charles Chamberlin’s correspondence on Pyrtle Elementary School being closed and announcement. (Sent to Richard Meginnis, Lincoln Public School Board Member)
   a) Richard Meginnis’, Lincoln Public School Board Member, reply.
3. Correspondence from Bob Moodie, with replies from Jon Camp, regarding the Broadmoor proposal for apartments.

V. CORRESPONDENCE FROM CITIZENS
1. Wendy Horacek. InterLinc correspondence stating with alcohol the Theater will become a place of conflict, abuse, etc. People have a problem if they can’t wait until after the movie.
2. Lloyd Lewis phone message. Passing law allowing liquor to be served in the theater is the worst move Council has made.

3. InterLinc correspondence from Jonathan Thomas inquiring about high speed fiber optic network.
DATE: March 5, 2014
FOR MORE INFORMATION: Diane Gonzolas, Citizen Information Center, 402-441-7831

Mayor Chris Beutler and other Lincoln officials will welcome the State High School Basketball Championships to Lincoln and Pinnacle Bank Arena at a news conference at **10 a.m. Thursday, March 6 in the Arena Lobby.**

First-round girls games begin at 9 a.m. tomorrow at the Arena. The NSAA has arranged for media parking for tournament coverage. However, if you would like to park in the premium garage attached to the Arena for the news conference only, you must contact Dave Norris in CIC at 402-441-7547 by 9 a.m. tomorrow.
OFFICE OF THE MAYOR
555 S. 10th Street, Lincoln, NE 68508, 402-441-7511

FOR IMMEDIATE RELEASE: March 6, 2014
FOR MORE INFORMATION: Diane Gonzolas, Citizen Information Center, 402-441-7831

MAYOR WELCOMES BASKETBALL TOURNAMENTS TO LINCOLN AND NEW ARENA

At a news conference today at Pinnacle Bank Arena, Mayor Chris Beutler welcomed the athletes, coaches and fans coming to Lincoln for the State High School Basketball Championships over the next two weekends. For the first time, all championship games as well as some preliminary rounds will be played at the Arena. The girls tournament is today through Saturday, and the boys tournament is March 13 through 15.

Also participating in today’s news conference were Rhonda Blanford-Green, Executive Director of the Nebraska School Activities Association (NSAA); NSAA Assistant Director Jon Dolliver; and representatives of SMG, the Lincoln Convention and Visitors Bureau (CVB) and the Downtown Lincoln Association (DLA).

“It’s been a year of historic firsts for the Capital City, and we are excited to show high school basketball fans from across the state the new face of downtown, the Haymarket and the West Haymarket,” Beutler said. “In addition to the new Arena, our guests will be staying at new hotels, eating in new restaurants, parking in new spaces and enjoying new amenities like the Railyard and its ice rink. It has always been our goal to make this area a destination where all Nebraskans can gather, celebrate and make new memories.”

Attendance last year was almost 50,000 for the girls tournament and more than 86,000 for the boys tournament. The UNL Bureau of Business Research has estimated that the tournament has an average economic impact of about $5.3 million to the City.

Visitors also will see new streets as well as continuing construction in the West Haymarket. Other downtown projects include the renovation of Centennial Mall and streetscaping work on “P” Street from 11th Street to Centennial Mall. The “P” Street project also includes improvements on the east side of 14th Street between “O” and “P” streets and the creation of Civic Plaza at 13th and “P.” Businesses are open during construction. Pedestrians should use the approved walking paths through the construction sites.

“Lincoln is honored to host the tournament for four more years, and tournament visitors will continue to see changes each year,” Beutler said. “Next year, they will enjoy a more pedestrian- and bike-friendly ‘P’ Street retail corridor as well as the iconic Jun Kaneko public art in Civic Plaza. They will witness the re-birth of Nebraska’s Centennial Mall and the continuing transformation of the West Haymarket.”

- more -
The boys tournament next weekend will include the debut of a new campaign to encourage recycling at the Arena. Mayor Beutler said the Arena is one of the most sustainable, energy-efficient arenas in the country, and crowds will be encouraged to “Experience a Green Arena.” The initiative is the result of a collaboration among the Nebraska Environmental Trust, the UNL Athletic Department, SMG and UNL’s Jacht Ad Lab.

For more information:
NSAA: nsaaehome.org
Arena: pinnaclebankarena.com
CVB: lincoln.org
DLA: downtownlincoln.org
City: lincoln.ne.gov

SMG/CITY TOURNAMENT PARKING INFORMATION:

About 1,400 new “smart” parking meters were installed downtown a year ago, and the meter rate is now $1 an hour, making parking garages the cheapest downtown parking option. The new meters also accept credit, debit and pre-paid parking cards and dollar coins in addition to dimes and quarters. Parking meters are enforced Monday through Saturday from 8 a.m. to 6 p.m.

SMG is offering $3 all-day event parking at the large festival space north of Pinnacle Bank Arena off Sun Valley Boulevard. The lot is a short distance from the arena and is connected by a pedestrian bridge. SMG also is offering $5 all-day event parking at the “premium” garage attached to the arena. The SMG parking is available on a first-come, first-served basis.

The City is offering $5 all-day event parking for the tournaments at the Red 1 Garage at 555 “R” St., just south of the Arena. The all-day rate at this location is only $4 online at parkandgo.org. In all other City garages and lots with the “Park and Go” signage, the first hour is free. The rate is then $1 per hour with a maximum of $9 for all-day parking. The facilities are:

- Lumberworks Garage, 700 “N” Street
- Market Place Garage, 925 “Q” Street
- Carriage Park Garage, 1128 “L” Street
- Cornhusker Garage, 1220 “L” Street
- West Depot Lot, 7th and “O” streets
- Haymarket Garage, 848 “Q” Street
- Que Place Garage, 1111 “Q” Street
- Center Park Garage, 1120 “N” Street
- University Square Garage, 101 N. 14th Street

All public parking with the exception of that purchased online is on a first-come, first-served basis. Parking for oversized vehicles can be arranged by calling Pinnacle Bank Arena at 402-904-4444 or PolygonCorp at 402-770-7659. More information is available at 402-441-PARK (7275) and at parkandgo.org.
FOR IMMEDIATE RELEASE: March 6, 2014
FOR MORE INFORMATION: Craig Aldridge, City of Lincoln, 402-416-5349
Stephanie Rittershaus, Alfred Benesch & Company, 402-479-2200

OPEN HOUSE SET FOR 66TH AND FREMONT
SAFETY IMPROVEMENTS

The public is invited to an open house Thursday, March 13 on safety improvements planned for the intersection of 66th and Fremont streets. The meeting will be held from 5:30 to 7:30 p.m. in the cafeteria area at Pershing Elementary School, 6402 Judson Street.

Participants will learn about the need for the improvements and have the opportunity to view maps and photos of the current conditions. The public will be able to ask questions and discuss their concerns with the project team. Following the open house, the design team will begin developing and evaluating concepts to improve the intersection.

The 66th and Fremont intersection will be designed in 2014 with construction beginning as early as 2015, subject to the approval of the environmental document and the acquisition of right-of-way, if necessary.

The project is being funded through the Federal Highway Safety Improvement Program, which requires a 10-percent local match. These City’s match will come from funds designated for safety projects.

For more information, visit the project website at 66thandfremont.com.

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ACCOMMODATION NOTICE

The City of Lincoln complies with Title VI of the Civil Rights Act of 1964 and Section 504 of the Rehabilitation Act of 1973 guidelines. Ensuring the public’s access to and participating in public meetings is a priority for the City of Lincoln. In the event you are in need of a reasonable accommodation in order to attend or participate in a public meeting conducted by the City of Lincoln, please contact the Director of Equity and Diversity, Lincoln Commission on Human Rights, at 402 441-7624 as soon as possible before the scheduled meeting date in order to make your request.
** ACTION BY PLANNING COMMISSION **
March 5, 2014

NOTICE: The Lincoln/Lancaster County Planning Commission will hold a public
hearing on Wednesday, March 5, 2014, 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, MARCH 5, 2014

[Commissioners Harris and Weber absent]

Approval of minutes of the regular meeting held February 19, 2014. **APPROVED, 5-0
(Harris, Weber, and Cornelius absent; Scheer abstained)**

1. REQUESTS FOR DEFERRAL: None.

2. PUBLIC HEARING AND ADMINISTRATIVE ACTION:

COMPREHENSIVE PLAN:

2.1 Comprehensive Plan Conformance No. 14003, to review a proposed
amendment to the Northwest Corridors Redevelopment Plan as to
conformance with the 2040 Lincoln-Lancaster County Comprehensive Plan,
to identify the "Airport Entryway Corridor" as a new streetscape project,
including landscaping, district markers and banners along Cornhusker
Highway from near the Lincoln Airport to I-180 interchange and south along
I-180 to S Street. The Northwest Corridors Redevelopment Plan area is
generally along Sun Valley Boulevard from West O Street to Cornhusker
Highway, along Cornhusker Highway from I-180 to N.W. 12th Street, along
N.W. 12th Street from Cornhusker Highway to Highlands Boulevard, Highlands Boulevard from N.W. 12th Street to N.W. 1st Street, West Superior Street from N.W. 1st Street to I-180 and I-180 from Cornhusker Highway to S Street.

Staff recommendation: Conformance with the Comprehensive Plan
Staff Planner: Tom Cajka, 402-441-5662, tcajka@lincoln.ne.gov
Had public hearing.

Planning Commission recommendation: A FINDING OF CONFORMANCE WITH THE COMPREHENSIVE PLAN, 7-0 (Harris and Weber absent).
Public Hearing before the City Council tentatively scheduled for Monday, March 31, 2014, 5:30 p.m.

CHANGE OF ZONE WITH RELATED ITEMS:
2.2a County Change of Zone No. 14001, from AG Agricultural District to AGR Agricultural Residential District, on property generally located south of Roca Road on 72nd Street.
Staff recommendation: Approval
Staff Planner: Sara Hartzell, 402-441-6371, shartzell@lincoln.ne.gov
Had public hearing.
Planning Commission recommendation: APPROVAL, 7-0 (Harris and Weber absent).
Setting of Public Hearing before the Lancaster County Board of Commissioners pending.

2.2b County Preliminary Plat No. 14001, Mueller Addition, for 16 single-family acreage lots and 1 outlot, on property generally located south of Roca Road on 72nd Street. *** FINAL ACTION ***
Staff recommendation: Conditional Approval
Staff Planner: Sara Hartzell, 402-441-6371, shartzell@lincoln.ne.gov
Had public hearing.
Resolution No. PC-01383.
PERMITS:
2.3 County Special Permit No. 08021A, an amendment to the existing Historic Preservation special permit to expand the assembly area, to allow a bed and breakfast as an Expanded Home Occupation, and to show recreational uses on Outlot A and Outlot B, on property generally located at South 148th Street and Van Dorn Street (2380 South 148th Street). *** FINAL ACTION ***
Staff recommendation: Conditional Approval
Staff Planner: Sara Hartzell, 402-441-6371, shartzell@lincoln.ne.gov
Had public hearing.
Planning Commission ‘final action’: CONDITIONAL APPROVAL, as set forth in the staff report dated February 18, 2014, as revised on March 3, 2014, as further revised on March 5, 2014, 7-0 (Harris and Weber absent).
Resolution No. PC-01384

3. CONTINUED PUBLIC HEARING AND ADMINISTRATIVE ACTION:
(See Feb. 19, 2014 agenda for staff report on the following item.)

PERMITS:
3.1 Special Permit No. 985A, an amendment to the Kess Kove Community Unit Plan, to add one lot for one additional residential dwelling unit, with a waiver to grading and paving in South 60th Street on property generally located at South 60th Street and Kess Drive. *** FINAL ACTION ***
Staff recommendation: Conditional Approval, including Approval of the waiver of grading and paving south of Kess Drive, but Denial north of Kess Drive
Staff Planner: Brian Will, 402-441-6362, bwill@lincoln.ne.gov
Had continued public hearing.
Applicant’s request for additional two-week deferral granted, with CONTINUED PUBLIC HEARING AND ACTION scheduled for Wednesday, March 19, 2014, 1:00 p.m.

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

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Adjournment
PENDING LIST:

1. **Change of Zone No. 13015, from AGR Agricultural District to R-1 Residential District, on property generally located at Frontier Road and Highway 2 (6061 and 6101 Frontier Road).**
   *(10-16-13: Planning Commission voted 8-0 to continue public hearing on April 16, 2014, at the applicant’s request.)*

2. **Street & Alley Vacation No. 06007, to vacate Pine Ridge Lane west of the west line of Westshore Drive, at approximately Highway 2 and Ashbrook Drive.**
   *(2-19-14: Planning Commission voted 8-0 to continue public hearing on March 19, 2014, at the applicant’s request.)*

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* . . . . . . . . . . . . . . 402-441-5662 . . . . 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 . . . shageman@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

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Memorandum

Date: ♦ March 4, 2014
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 February 25, 2014 through March 3, 2014:

**Administrative Amendment No. 14005** to Change of Zone No. 2751B, Van Dorn Acres Planned Unit Development, approved by the Planning Director on February 27, 2014, requested by Bruce Rauscher, to adjust the front yard setback from 20 feet to 17 feet adjacent to East Point Road for Lot 1, Block 12 (3200 S. 83rd Street), on property generally located at S. 83rd Street and East Pointe Road.
To: All PW/U Employees, Mayor Beutler, & City Council Members;

The Public Works & Utilities February/March 2014 Newsletter is now available for viewing.
http://lincoln.ne.gov/city/pworks/docs/newsletter/2014-02-03.htm

The newsletter features the following articles:

- Technology Roadmap 2014
- A Day in the Life of...
- Strong Linc Awards
- Blahak Accepts New Position
- Engineering Services Has Moved!
- StarTran Big Red Express, Stuff the Bus and Evening Service
- Humphrey Presented Mayor’s Award of Excellence
- 2013 Tank of the Year
- Sidewalk Funding 2014

We hope that you enjoy reading the PWU newsletter and look forward to your comments and any suggestions you may have. Also, please forward to anyone you think would benefit from reading the newsletter.

As special THANK YOU to Michelle Zuhlke for the new format for this and future editions of the on-line newsletter, which should be much easier to read and navigate on mobile devices.

Sincerely,
The PW/U Marketing Team

Thanks,

Nick McElvain, PE
Operations Support Manager
Lincoln Water System
2021 N 27th St
Lincoln, NE 68507
nmcelvain@lincoln.ne.gov
402.441.7571 receptionist
402.441.5931 desk
402.441.8493 fax
March 5, 2014

16th Annual Spring Meeting

Spring will be here before you know it and as such, we have scheduled time again this year to discuss the upcoming year and new developments within the City of Lincoln at our Spring Kick-Off Meeting. There are always changes in Public Works, and the Spring Meeting is the best way for us to get all of this information to you. This year’s meeting will be held on Thursday, March 20, 2014 @ the Lincoln Firefighter’s Reception Hall, 241 Victory Lane from 9:00 a.m. until 11:30 a.m.

The meeting will have a similar format to last year. Again we will be offering a modified Site Supervisor Test during the morning presentations. Questions will be asked throughout the morning pertaining to construction topics that we think deserve attention. Questionnaires will be handed out at the beginning of the meeting. Anyone accurately completing the questionnaire will be given their City of Lincoln Site Supervisor Certification. The proposed schedule for the Spring Meeting is as follows:

<table>
<thead>
<tr>
<th>Time</th>
<th>Topic</th>
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<tbody>
<tr>
<td>8:30 - 9:00</td>
<td>Coffee and Rolls</td>
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<tr>
<td>9:00 - 9:10</td>
<td>Welcome</td>
</tr>
<tr>
<td>9:30 - 9:45</td>
<td>City’s Fiber System Update</td>
</tr>
<tr>
<td>9:50 - 10:05</td>
<td>Wastewater</td>
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<tr>
<td>10:10 - 10:35</td>
<td>The Importance of Compaction Requirements</td>
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<tr>
<td>10:40 - 10:55</td>
<td>Break</td>
</tr>
<tr>
<td>11:00 - 11:15</td>
<td>Water</td>
</tr>
<tr>
<td>11:20 - 11:35</td>
<td>Traffic</td>
</tr>
<tr>
<td>11:40 - 11:50</td>
<td>Closing Remarks</td>
</tr>
</tbody>
</table>

Please feel free to ask questions at any time. If the answer is not immediately available at the meeting, we will post the questions and answers on the City’s web site at lincoln.ne.gov (keyword: spring meeting). If you have any questions about this year’s meeting, the format or the topics, please feel free to contact Devin Biesecker at 402-937-5515 or dbiesecker@lincoln.ne.gov.

Thank you and we hope to see you there!
**Lancaster County Weed Control – City of Lincoln Weed Abatement**

**New Invaders – Cutleaf & Common Teasel**

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**Cutleaf Teasel**

*Dipsacus laciniatus* L.

**Appearance**

Teasels are monocarpic perennials (*produce seed only once in a lifetime*) that form basal rosettes for at least one year until enough resources are acquired to send up flower stalks. Cutleaf teasel can reach 6 - 8 ft. in height. The plant dies after flowering.

**Foliage**

Opposite leaves are joined at the base and form cups surrounding the prickly stem.

**Flowers**

The small, white flowers densely cover oval flower heads and are present from July to September. Spiny bracts are located on the ends of flower stems.

**Fruit**

A single plant can produce up to 2,000 seeds and can remain viable in the soil for at least two years.

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**Common Teasel**

*Dipsacus fullonum* L.

There are two species of teasel found in Nebraska. Common teasel has pale purple flowers while cutleaf teasel has white flowers. Common teasel is typically smaller, 3 – 4 ft. in height and the leaves are smoother around the edges. Both cutleaf and common teasel can spread rapidly and control is recommended.
Lancaster County Weed Program

Nebraska’s Noxious Weeds

It is the duty of each person who owns or controls land to effectively control noxious weeds on such land.

Noxious weed is a legal term used to denote a destructive or harmful weed for the purpose of regulation. The Director of Agriculture establishes which plants are noxious. These non-native plants compete aggressively with desirable plants and vegetation. Failure to control noxious weeds in this state is a serious problem which is detrimental to the production of crops and livestock, and to the welfare of residents of this state. Noxious weeds may also devalue land and reduce tax revenue.

Musk Thistle
- Height 1.5–2.5 ft
- Pink to purple flowers

Canada Thistle
- Height 1–3.5 ft
- Pink to purple flowers

Plumeless Thistle
- Height 1.5–4.5 ft
- Purple flowers

Phragmites
- Height 3.2–20 ft
- Young seedhead

Leafy Spurge
- Height 3–28 ft
- Large yellow leaves (bracts)

Sericea Lespedeza
- Height 1.5–3.5 ft
- White or cream to yellowish white flowers

Japanese Knotweed
- Height 3–10 ft
- Crenated white to greenish white flowers

Giant Knotweed
- Height 6–13 ft
- Crenated white to greenish white flowers

Purple Loosestrife
- Height 1–3 ft
- Purple to magenta flowers

Saltcedar
- Height 3.3–20 ft
- Pink to white flowers

Spotted Knapweed
- Height 1–1.9 ft
- Lavender to purple flowers

Diffuse Knapweed
- Height 1–3.3 ft
- White/purple flowers

Good Neighbors Control Their Weeds!

Good Neighbors Control Noxious Weeds

If you have questions or concerns about noxious weeds, please contact your local county noxious weed control authority, Nebraska Weed Control Association (www.neweed.org), or Nebraska Department of Agriculture (www.agr.ne.gov/noxious_weeds)

Download to print from our website: weeds.lancaster.ne.gov
A place that has a dinner and a show that serves alcohol is different than a movie theater because there is a different manner of people and expectation, and usually costs a significant amount more to attend.

If college kids, non-partying mixed with heavy drinkers, are enjoying a movie in the dark, I don't think it takes much imagination to see the opportunities for increased conflicts and crossing of lines. The nation just saw a trusted police officer, retired, shoot a father who was checking up on his son.

In my opinion, reasons for NOT allowing Marcus Theater to have an alcohol license are so blatantly obvious, AND PROVABLE.

Take some college kids out drinking, include one heavy drinker. Say 10 kids, and that one drinker will cause enough problems for the 10.

Now, take those same kids out with a down on his luck laborer that just wants to go out and enjoy a movie, but money doesn't come easy for this laborer and his wife, and it's a treat to just go out and see a movie. Think there will be an argument between the guy trying to earn a living and feed his family, and a drunk college kid who just bought another round and spilled it all over the laborers wife? BAM!

Drunks go to bars to drink. Non drunks go to movies to have fun without drunks/attitudes/problems.

Hope you get a chance to read this. Nebraska needs to get its common sense back. When we make the right decision, we don't regret it. Don't be swayed.

~Darin Byrnes
Richard:
Please see the email below. I will appreciate your forwarding this to the appropriate LPS individual for a response to Mr. Chamberlain.

Best regards,
Jon

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From: Jon Camp [mailto:joncamp@lincolnhaymarket.com]
Sent: Thursday, March 06, 2014 11:54 AM
To: 'rmeginnis@naifma.com'
Subject: FW: Pyrtle Important Information

Richard:
Please see the email below. I will appreciate your forwarding this to the appropriate LPS individual for a response to Mr. Chamberlain.

Best regards,
Jon

---

From: Charles Chamberlin [mailto:thecthdox@gmail.com]
Sent: Wednesday, March 05, 2014 3:02 PM
To: Roy A. Christensen; Leirion Gaylor Baird; Trenton J. Fellers; Jon Camp
Subject: Fwd: Pyrtle Important Information

Dear Council Members:

I am emailing because I am very upset concerning the circumstances surrounding the attached email I received today from Lincoln Public Schools (LPS) regarding the safety of my daughter, Sydney Chamberlin, currently attending Pyrtle Elementary School. Apparently, earlier today there was a robbery at a nearby computer store that resulted in LPS instructing Pyrtle Elementary School to initiate security protocols. Only after LPS concluded that the threat had subsided and the security protocols were desisted, did LPS determine it was necessary to inform me concerning the situation. A similar situation occurred last fall following the stabbing of a student at Pius X. Again, Pyrtle Elementary School was placed in lock down, but parents were not informed until after LPS determined that there was no longer an issue.

Parents, not LPS, are the guardians of their children. As a parent I have an inherent right to be informed of issues which affect the health and safety of my child while attending a public elementary school. In order for
this right to be of any efficacy, I need to be aware when the problem occurs and not after LPS feels the situation is resolved. I understand that in these specific cases there did not appear to be a known specific threat to the welfare of my child. However, the potential threat was sufficient to trigger LPS safety protocols. I support LPS having such protocols and I am satisfied that the protocols were implemented in the face of these potential threats. I am additionally aware that if my child were subject to the most extreme or severe direct threats, such as an intruder into the school, or ongoing violent activities at the school, that it may only increase the danger of the situation to have parents attempting to remove their children from the school at that time, and that such emergency situations may necessitate restrictions on parental activities. However, I demand that my right to be informed of my child's safety be preserved and respected. LPS is apparently capable of distributing form emails to parents after an incident has occurred, and they ought to be doing so at the time that the protocols are employed. I have a right to know, at the time of the event, that LPS has initiated safety protocols at my child's school.

I respectfully request that the current policy at LPS be changed to acknowledge and support my parental rights. You may contact me at this email address, by phone at 402-250-4237, or at my home address, 8205 Chestnut Lane, Lincoln, Nebraska concerning this issue. You may additionally share the body of my email with any LPS administrators. Please inform me of what actions are necessary to implement these changes.

--
Sincerely,
Charles E. Chamberlin, Esq.

thecthdox@gmail.com

CONFIDENTIALITY NOTICE: This e-mail message, including any attachments, is for the sole use of the intended recipient(s) and may contain confidential and privileged information. Any unauthorized review, use, disclosure or distribution is prohibited. If you are not the intended recipient, please contact the sender by reply e-mail and destroy all copies of the original message.

---------- Forwarded message ----------
From: Pyrtle Elementary School <no-reply@lps.org>
Date: Wed, Mar 5, 2014 at 2:00 PM
Subject: Pyrtle Important Information
To: THECTHDOX@gmail.com

This morning an incident in east Lincoln occurred causing Lincoln Public Schools district office to instruct us to take precautionary measures. We secured the perimeter of the building by locking the front entrance, but otherwise, we were able to conduct business as usual. We were given the all clear and students are
safe and continuing to learn.

Thank you.
Thanks for the heads up. I will get right on it. Should I contact Mr. Chamberlain directly? I would like to let him know you forwarded it and I will get him either in contact or have someone call him directly.

Richard Meginnis  
NAI FMA Realty  
402.429.5800 (cell)
Bob:
Thank you for your analysis in which you make many good observations. I am forwarding this to my City Council colleagues.

Best regards,
Jon

JON A. CAMP
Haymarket Square/CH, Ltd.
200 Haymarket Square
808 P Street
P.O. Box 82307
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Councilman: I understand and felt the shift as well. Of course the reason for that shift has nothing to do with the cooperation or lack thereof from my neighbors on the west and north sides of this development. We are the ones (along with the Berean Church) who will experience the most effects of adding 147 units and their drivers to this neighborhood. We feel a little like we have been neglected in this analysis behind the concerns of the Pine Lake neighborhood.

I can understand the Council feeling like they don’t need to be as concerned with objections of the Pine Lake neighborhood if that group is not willing to consider the possible compromise of granting an easement for the driveway to Eiger Drive. But that still leaves only one way in and out of this development, and without a light at Highway 2 this means a significant number of those new residents will be traveling north on Ashbrook through my neighborhood, past the Edenton South Park and though the Edenton South neighborhood as well. I don’t really blame the Pine Lake Neighborhood Association for their position. The horse barn and riding area is very important to them and it would hurt
to lose even a portion of that. And I think the very fact that we were considering this as a possible solution to the problem points out how unsuitable this project is for the land in question. If the only way we have to solve a traffic problem is to have the developer convince an unwilling adjacent land owner to grant an easement for an additional exit, then perhaps this should lead us to the conclusion that the project is just not right for that lot! I submit that the lack of possible solutions should lead us to the conclusion that the project in its current form should be denied rather than the conclusion that the neighbors have to accept it and learn to deal with the problems until the State decides that traffic is bad enough to justify the installation of a traffic light.

The only other course of action that I have come up with is for the Council to withhold approval of the project until the developer can produce traffic study evidence which demonstrates that the new apartment complex along with increased activity at the Church will produce enough traffic to meet the “warrants” requirement for the traffic light at that intersection. This would seem to be a reasonable requirement and alternative to the attitude that a traffic light is “inevitable” without any real data to justify that conclusion.

I would also like to address what has so far been an unspoken issue regarding sympathy for the people who own this 15 acres and whether or not opposition to this project is fair to them. I understand that they made an investment in this land and should be able to profit according to what the market would bear. However we all know that we do not operate in an exclusively market driven system. We recognize the need for community planning which will benefit the larger good. This is why we have master plans and a planning department under the supervision of elected representatives.

I am sure that when the Livingston Trust acquired this property it looked like a desirable lot with a great deal of potential for increased value as the city grew. However it also came with some limitations that would have been obvious at the time. It was bordered on one side by an existing “country” neighborhood and bordered on two other sides by the wetlands created by the spillway for the Pine Lake Dam. For these reasons it should have been obvious that entrance to and exit from the land would have limitations that would not exist on other parcels. I submit that because of these limitations the owners perhaps had an increased obligation to participate in neighborhood and land use planning if they wanted to guarantee that they would have the maximum opportunity to profit from their investment in the future. However, rather than making plans on how their parcel would fit and coordinate with the surrounding area, as far as I can tell, they did nothing. The Edenton South neighborhood grew. The Berean Church grew in size and outreach. The Porter Ridge Neighborhood was created. Ashbrook drive was platted on an irregular course and the Edenton Woods neighborhood was planned and started. All these things happened without any public planning for the 15 acres we are dealing with now. That land stayed outside the City limits and remained zoned for agriculture purposes. Only now, after the surrounding neighborhoods have been planned and high end home built, has there been any public effort to figure out how these 15 acres will be used. If the owners had hoped to profit from high density housing it would have made sense to employ sound community planning strategies and plan from the inside out rather than let all the surrounding development occur and then slip this in at the end. Any such public planning would have provided notice to the people like my neighbors who invested in our own property in the area that there was high density housing planned down the street. At that, decisions and property values could have been adjusted accordingly.

I can understand why Broadmoor Development wants to build in this neighborhood. They are the same reasons why I bought and built there but I don’t think that the interests of the Livingston Trust and Broadmoor Development should now take priority over the interests of those who invested in my neighborhood based on design and planning in which they did not participate.

I would request that you consider all these issues before casting your vote on Monday.

Bob Moodie
Bob:

First, thanks for your testimony and efforts regarding the Broadmoor proposals.

Second, when Pine Lake representatives indicated Pine Lake would not assist in developing an access road or even a “driveway”, I, too, sensed a change in the City Council. In fact, one individual mentioned to me earlier today that two of them sensed exactly that.

Momentum has shifted.

As always, you are welcome to visit with any of us. Since Pine Lake has its board meeting next Monday evening (after the Council will vote), perhaps it will reconsider its position. Further, since construction by Broadmoor (assuming approval) will take many months, the actual traffic situation might be encourage further review by Pine Lake.

These are my thoughts at the moment.

Best regards,
Jon

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Councilman:  Please let me know your thoughts on the vote that will take place at the next meeting on the Ashbrook/Highway 2 apartment project by Broadmoor Development. I guess I was not encouraged by the discussion that I heard at the last meeting. I know that it makes sense to have the issue in the proper form before a vote takes place and that was the reason for delay but I don’t know how to predict the vote. Is there anything else that I could do to persuade you or any of the other Council members to vote “no” on this application? Thank you.

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InterLinc: City Council Feedback for
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Comment or Question:
Marcus theatre liquor license:
Alcohol is a problem for many Lincoln families. The theatre will become a place of conflict, abuse, etc. If people can't wait until after the movie to have a drink, they have a problem. Don't start a trend of alcohol at family events.
InterLinc: City Council Feedback for  
    General Council

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Comment or Question:
Hi, former Lincoln resident here (soon to be current Lincoln resident again this spring).

Are there any plans in the works to bring a high speed fiber optic network to Lincoln?  
Google Fiber is not currently expanding and several other cities around the country are 
taking it upon themselves to build the networks since Time Warner/Comcast refuse.  If the 
city of Lincoln took it upon themselves to build the network, Time Warner may not need to 
supply us with sub-standard internet service anymore.  The ultra high speed internet would surely be a boon to the University of Nebraska and think of the countless tech companies that would re-locate to Lincoln to take advantage of the internet speeds.

Thanks for your time,
Jonathan Thomas
I. CITY CLERk

II. MAYOR & DIRECTORS’ CORRESPONDENCE

MAYOR
2. NEWS ADVISORY. Mayor Beutler’s public schedule for the week of March 8, 2014 through March 14, 2014.
3. NEWS RELEASE. StarTran offering “Safe Ride Home” March 15.

III. DIRECTORS

HEALTH DEPARTMENT
1. NEWS RELEASE. Household hazardous waste collection set for March 22.

PLANNING DEPARTMENT
1. Urban Design Committee meeting agenda for March 12, 2014.

IV. COUNCIL MEMBERS

JON CAMP
1. Jerry and Margaret Puls requesting a no vote on the Broadmoor request for zoning change at Ashbrook and Highway 2 with concerns on traffic through the neighborhood.
2. Jennifer Rawlinson confirming surrounding neighbors of lot 89 willing to discuss an alternative proposal is the Broadmoor proposal is turned down.
3. Randy and Linda York very concerned about the development of apartments off of Highway 2 and Ashbrook Drive, listing reasons.
4. Don and Nancy Wobig concerned about traffic, safety, land values and nature regarding the Broadmoor development application.
5. Southeast Fire District, Rick Whiting, Board President, stating concerns with traffic congestion which may result from increased traffic with the Broadmoor Development at Ashbrook.

V. CORRESPONDENCE FROM CITIZENS
1. Nancy Lu Clarke correspondence requesting Council to vote against special permit 13043, the development at Ashbrook and Highway 2.
2. Actions take on Charles Chamberlin’s correspondence (Listed on Directors’ Meeting Agenda: Council Member Correspondence - Jon Camp: 03.10.14)
   a) Joseph Wright, LPS Director of Security, stated action with thank you from Councilwoman Leirion Gaylor Baird.
   b) Thanks from Councilman Jon Camp, forwarding correspondence to LPS Board Member.
   c) Councilman Roy Christensen’s thanks for everyone’s attention in solving.
3. Jay and Patrice Niebur noting all Broadmoor’s changes were not compromises. Requesting height limit to R-3 zoning, with abutting property in AGR neighborhood.

4. Mary Eisenhart writing on behalf of the East Campus Community Organization in support of the Valentino’s application for a Class I liquor license; and Manager application of Anthony Messineo for Valentino’s.

5. Southeast Fire District, Rick Whiting, Board President, stating concerns with traffic congestion which may result from increased traffic with the Broadmoor Development at Ashbrook. Do ensure the traffic safety of the residents and our volunteer fire fighters.

6. Pam Gannon letter on the Broadmoor Development proposal summarizing and clarifying points or statements made.

7. Michael Tenney correspondence urging Council to consider the detrimental impact of the Broadmoor apartment development if passed.

8. Marilyn Philippi asking Council to vote no on the Broadmoor Development application listing reasons.

9. Mike and Becky Hauflle correspondence listing their Broadmoor apartment concerns, asking Council to vote no on these many concerns brought forward by many people.

10. Theresa Atwood writing in response to the proposed Broadmoor development. There is already too much traffic in the area due to high traffic from the Berean Church in the vicinity.

11. Jillian Carter withdrawing his manager application for a liquor license for Greenfield’s Café with the Liquor Commission.

12. Raymond Atwood encouraging Council to vote no on the Broadmoor development project listing his concerns with this proposal. Council is free to make wise decisions.
Present: Carl Eskridge, Chair; Doug Emery, Vice Chair; Jon Camp; Roy Christensen; Jonathan Cook; and Trent Fellers

Absent: Leirion Gaylor Baird

Others: Sandy Dubas, Deputy City Clerk; Rick Hoppe, Chief of Staff; Rod Confer, City Attorney

Chair Eskridge opened the meeting at 2:04 p.m. and announced the location of the Open Meetings Act.

I. CITY CLERK
In review of the formal agenda Dubas stated Consent Agenda are Items 1 through 6, with Item 3 introduced by Jonathan Cook.

On Liquor Resolution, Item 7, we received information that the manager applicant is withdrawing. Cook commented we’ll vote to withdraw. Emery did speak with the business owner, who said he’s appreciative of what we did last week in giving them a chance. They ordinarily don’t have liquor licenses in their other business. This is new to them and there were not aware of the situation.

Cook asked if Item 11 has someone to disclose the criminal history? Dubas thought to call Items 8 and 9, and Items 10 and 11 together. Camp asked about Item 11. Cook stated the question on Item 11 was just inquiring if someone was attending the meeting to discuss.

Dubas stated on the Public Hearing Ordinances, would call Items 14, 15 and 16 together. Agreement from Council. Camp commented we would take action on the two resolutions and one ordinance. Confer stated it’s fine, but you may not want to take action on the resolutions today and wait until action on the ordinances. Cook asked if a mistake? Normally when grouped like this it says action date. Did someone mistakenly not put on the agenda? Confer agreed. Cook added he would like to keep them together, our normal practice. Think when we get to Items 15 and 16 technically we couldn’t vote, they are under ordinances for a reason as they’re late. Emery added, as long as we inform whomever submitted we can then amend to what the action date will be. Confer asked if anyone knows if that is the expectation to take together? Cook thought yes, and added once before we acted and then had regrets. Emery commented if someone would check and if fine we’ll amend to say the action date will be next week.

Dubas stated then have Public Hearing Resolutions, Items 18 and 19, with a voting session on each as we proceed. On 3rd Reading-Ordinances there is a Motion to Amend on Item 25. Discussion followed.

II. MAYOR
1. NEWS ADVISORY. Mayor Beutler and other Lincoln officials welcome the State High School Basketball Championship to Lincoln. Thursday, March 6, 2014, 10:00 a.m., in the Pinnacle Bank arena lobby.
2. NEWS RELEASE. Mayor welcomes Basketball Tournaments to Lincoln and new arena.
3. NEWS RELEASE. Open house set for 66th and Fremont safety improvements.
III. DIRECTORS CORRESPONDENCE

WEST HAYMARKET JOINT PUBLIC AGENCY
1. The West Haymarket Joint Public Agency will meet on Wednesday, March 12, 2014, 3:00 p.m., in the City Council Chambers, Room 112. Agenda and attachments online.

PLANNING COMMISSION
1. Action by the Planning Commission, March 5, 2014.

PLANNING DEPARTMENT
1. Administrative Amendment No. 14005 approved by the Planning Director on February 27, 2014.

PUBLIC WORKS & UTILITIES
1. Public Works & Utilities February/March 2014 newsletter available for viewing online.

PUBLIC WORKS & UTILITIES/ENGINEERING

WEED CONTROL AUTHORITY
1. Lancaster County Weed Control - City of Lincoln Weed Abatement, March 2014.

IV. COUNCIL MEMBERS

JON CAMP
1. Email regarding the Marcus Theaters and allowing drinking in the theaters.
2. Charles Chamberlin’s correspondence on Pyrtle Elementary School being closed and announcement. (Sent to Richard Meginnis, Lincoln Public School Board Member)
   a) Richard Meginnis’, Lincoln Public School Board Member, reply.
3. Correspondence from Bob Moodie, with replies from Jon Camp, regarding the Broadmoor proposal for apartments.

CARL ESKRIDGE
Eskridge stated everyone received the new proposed fact sheet from the City Clerk, Teresa Meier. Since Meier is not here today we’ll hold the discussion for a week.

V. CORRESPONDENCE FROM CITIZENS
1. Wendy Horacek. InterLinc correspondence stating with alcohol the Theater will become a place of conflict, abuse, etc. People have a problem if they can’t wait until after the movie.
2. Lloyd Lewis phone message. Passing law allowing liquor to be served in the theater is the worst move Council has made.
3. InterLinc correspondence from Jonathan Thomas inquiring about high speed fiber optic network.

VI. ADJOURNMENT
Chair Eskridge adjourned the meeting at 2:10 p.m.