

DIRECTORS' ORGANIZATIONAL MEETING

MONDAY, October 2, 2017

555 S. 10TH STREET

BILL LUXFORD STUDIO

I. MINUTES

1. No Minutes due to September 25, 2017 was a night meeting

II. ADJUSTMENTS TO AGENDA

III. CITY CLERK

IV. MAYOR'S CORRESPONDENCE

1. Mayor's Statement on Recent Hate Graffiti

V. DIRECTORS CORRESPONDENCE

PLANNING DEPARTMENT

1. Action dated Wednesday, September 27, 2017
2. Final Action Notification dated September 27, 2017

VI. BOARDS/COMMITTEES/COMMISSION REPORTS

1. MPO Officials Committee - Christensen, Raybould (09.22.17)
2. Downtown Lincoln Association (DLA) - Gaylor Baird (9.26.17)
3. Problem Resolution Team (PRT) - Lamm (9.28.17)

VII. CONSTITUENT CORRESPONDENCE

1. Glenn's Car Star Body Shop - Egon W. Fagerberg Jr.
2. Glenn's Car Star Body Shop - Sondra (Soni) Stone
3. Glenn's Car Star Body Shop - Mary Petersen
4. Glenn's Car Star Body Shop - Wendy and Darin Rich
5. Annexation of 8 areas - Gary Schneider
6. Matadol, LLC Development Project at 91st and Van Dorn Street - Craig Hundt Sr. - opposition
7. Glenn's Car Star Body Shop - Harvey Schwartz
8. Glenn's Car Star Body Shop - Duane Baack
9. Glenn's Car Star Body Shop - Brad Harse

VIII. MEETINGS/INVITATIONS

See invitation list.

IX. ADJOURNMENT

OFFICE OF THE MAYOR

555 S. 10th Street, Lincoln, NE 68508, 402-441-7511

FOR IMMEDIATE RELEASE: September 26, 2017

MEDIA CONTACT: Diane Gonzolas, City Communications, 402-441-7831

MAYOR'S STATEMENT ON RECENT HATE GRAFFITI

“I am proud to be Lincoln’s Mayor. In our community, we respect each other. We welcome all people. We stand up for one another.

“That’s why I condemn the recent incidents of hate graffiti including swastikas, lewd language, racial slurs and anti-LGBT messages. I thank all those who came out this weekend to help clean up the properties of those targeted in the East Campus neighborhood. And I know my fellow residents join me in declaring that this community has no tolerance for any form of hate speech.

“It is particularly troubling that some of the neo-Nazi graffiti was found at the Veterans Memorial Garden in Antelope Park on the day before we dedicated a monument honoring Gold Star Families who lost loved ones defending our country in the Armed Forces.

“These neo-Nazi symbols were found on the monument to those who fought in World War II against the racial and ethnic terror represented by the Nazis. It is as if the perpetrators didn’t understand that the Nazis exterminated six million Jewish people, or that 40 million others died during World War II as a result of their twisted dreams of a master race dominating the world.

“It is unacceptable that some would use these symbols today to send messages of hate to our fellow residents. They tell our immigrant families that they aren’t welcome. They intimidate our gay, lesbian, and transgendered neighbors. They say to our people of color that they aren’t equal.

“Our fellow citizens need to know that we stand with them, and that the America we believe in values justice, brotherhood and unity, not hate, racism and division.

“The Veterans Memorial Garden is a stirring tribute to our sense of American unity. Two benches at the World War II monument speak to our steadfast belief in our fellow Americans and our willingness to sacrifice for the American way. The inscriptions read, ‘All gave some . . . Some gave all.’

“In signing the Mayors Compact to Combat Hate, Extremism and Bigotry, I pledged to do all I can to rebuke hate and promote peace in our City. The City Council recently passed a resolution rejecting racism, bigotry, hate toward any group in our community. Please join us in standing up for the very values for which many valiant men and women fought and died by condemning these expressions of hate and bigotry.”

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****ACTION BY PLANNING COMMISSION****

NOTICE: The Lincoln/Lancaster County Planning Commission will hold a public hearing on Wednesday, September 27, 2017, at 1:00 p.m. in Hearing Room 112 on the first floor of the County-City Building, 555 S. 10th St., Lincoln, Nebraska. For more information, call the Planning Department, (402) 441-7491.

The Lincoln/Lancaster County Planning Commission will meet on Wednesday, September 27, 2017, immediately following the regular Planning Commission hearing, in Hearing Room 112, on the first floor of the County-City Building, 555 S. 10th St., Lincoln, Nebraska, to discuss Accessory Dwelling Units.

****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, SEPTEMBER 27, 2017

[Commissioners Finnegan and Joy absent]

Approval of minutes of the regular meeting held September 13, 2017. ****APPROVED: 7-0; (Finnegan and Joy absent)****

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

TEXT AMENDMENT AND RELATED SPECIAL PERMIT:

Page 01 1.1a Text Amendment No. 17016, to amend Section 27.63.470(d) of the Lincoln Municipal Code to allow the City Council to modify minimum parking requirements for the Special Permit for Planned Service Commercial, and repealing Section 27.63.470(d) of the Lincoln Municipal Code as hitherto existing.

Staff recommendation: Approval

Staff Planner: Rachel Jones, 402-441-7603, rjones@lincoln.ne.gov

Planning Commission recommendation: APPROVAL; 6-0 (Hove, Finnegan, and Joy absent). Public hearing before the City Council tentatively scheduled for Monday, October 23, 2016, 3:00 p.m.

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1.1b Special Permit No. 2004A, to reduce the required parking ratio for assembly facilities on Lot 2, Block 20 of the special permit from 1 stall per 300 square feet to 1 stall per 1,000 square feet, on property generally located at North 56th Street and Alvo Road.

Staff recommendation: Conditional Approval
Staff Planner: Rachel Jones, 402-441-7603, rjones@lincoln.ne.gov
Planning Commission recommendation: CONDITIONAL APPROVAL; 6-0 (Hove, Finnegan, and Joy absent), as set forth in the staff report dated September 19, 2017. Public hearing before the City Council tentatively scheduled for Monday, October 23, 2017, 3:00 p.m.

ANNEXATIONS:

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1.2 Annexation No. 17010, for a City-initiated annexation of approximately 211 acres, more or less, on property generally located at North 56th Street and Fletcher Avenue.

Staff recommendation: Approval
Staff Planner: Andrew Thierolf, 402-441-6371, athierolf@lincoln.ne.gov
This application was removed from the Consent Agenda and had separate public hearing. Planning Commission recommendation: APPROVAL; 7-0 (Finnegan, and Joy absent). Public hearing before the City Council tentatively scheduled for Monday, October 23, 2017, 3:00 p.m.

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1.3 Annexation No. 17012, for a City-initiated annexation of approximately 32 acres, more or less, on property generally located at SW 1st Street and West Denton Road.

Staff recommendation: Approval
Staff Planner: Andrew Thierolf, 402-441-6371, athierolf@lincoln.ne.gov
This application was removed from the Consent Agenda and had separate public hearing. Planning Commission recommendation: APPROVAL; 5-2 (Washington and Scheer dissenting; Finnegan and Joy absent). Public hearing before the City Council tentatively scheduled for Monday, October 23, 2017, 3:00 p.m.

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1.4 Annexation No. 17013, for a City-initiated annexation of approximately 4 acres, more or less, on property generally located at 84th Street and Pioneers Boulevard.

Staff recommendation: Approval
Staff Planner: Andrew Thierolf, 402-441-6371, athierolf@lincoln.ne.gov
Planning Commission recommendation: APPROVAL; 6-0 (Hove, Finnegan, and Joy absent). Public hearing before the City Council tentatively scheduled for Monday, October 23, 2017, 3:00 p.m.

CHANGES OF ZONE:

Page 49 1.5 Change of Zone No. 17026, from H-3 (Highway Commercial District) to I-1 (Industrial District), on property generally located at 235 South Coddington Avenue.

Staff recommendation: Approval

Staff Planner: Rachel Jones, 402-441-7603, rjones@lincoln.ne.gov

Planning Commission recommendation: APPROVAL; 6-0 (Hove declared a conflict of interest; Finnegan and Joy absent). Public hearing before the City Council tentatively scheduled for Monday, October 23, 2017, 3:00 p.m.

Page 55 1.6 Change of Zone No. 17027, from P (Public Use District) to H-3 (Highway Commercial District), on property generally located at 200 NW 84th Street.

Staff recommendation: Approval

Staff Planner: Tom Cajka, 402-441-5662, tcajka@lincoln.ne.gov

Planning Commission recommendation: APPROVAL; 6-0 (Hove, Finnegan, and Joy absent). Public hearing before the City Council tentatively scheduled for Monday, October 23, 2017, 3:00 p.m.

2. **REQUESTS FOR DEFERRAL:** None.

3. **ITEMS REMOVED FROM CONSENT AGENDA - See Items 1.2 and 1.3**

4. **PUBLIC HEARING AND ADMINISTRATIVE ACTION:**

ANNEXATION:

Page 61 4.1 Annexation No. 17011, for a City-initiated annexation of approximately 161 acres, more or less, on property generally located at South 40th Street and Yankee Hill Road.

Staff recommendation: Approval

Staff Planner: Andrew Thierolf, 402-441-6371, athierolf@lincoln.ne.gov

Planning Commission recommendation: APPROVAL; 7-0 (Finnegan and Joy absent). Public hearing before the City Council tentatively scheduled for Monday, October 23, 2017, 3:00 p.m.

CHANGE OF ZONE AND RELATED SPECIAL PERMIT:

4.2 Change of Zone No. 17022, from B-3 Commercial District to B-3 Commercial
Page District with historic landmark overlay, on property generally located at
71 2601
North 48th Street.
Staff recommendation: Approval
Staff Planner: Ed Zimmer, 402-441-6360, ezimmer@lincoln.ne.gov
Planning Commission recommendation: APPROVAL; 6-0 (Harris declared a conflict of interest; Finnegan and Joy absent). Public hearing before the City Council tentatively scheduled for Monday, October 23, 2017, 3:00 p.m.

4.3a Change of Zone No. 17024, from AG (Agricultural District) to AG
Page District) with Landmark Designation, on property generally located at 6501
101 SW 40th Street.
Staff recommendation: Approval
Staff Planner: Ed Zimmer, 402-441-6360, ezimmer@lincoln.ne.gov
Planning Commission recommendation: APPROVAL; 7-0 (Finnegan and Joy absent). Public hearing before the City Council tentatively scheduled for Monday, October 23, 2017, 3:00 p.m.

4.3b Special Permit No. 17031, to request a Landmark Designation, for a Bed
Page and Breakfast in their home, on generally located at 6501 SW 40th Street.
125 ****FINAL ACTION****
Staff recommendation: Conditional Approval
Staff Planner: Ed Zimmer, 402-441-6360, ezimmer@lincoln.ne.gov
Planning Commission 'final action': CONDITIONAL APPROVAL, as set forth in the staff report dated September 13, 2017: 7-0 (Finnegan and Joy absent). Resolution No. PC-01573.

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

Adjournment: 2:50 p.m.

PLANNING COMMISSION FINAL ACTION NOTIFICATION

TO: Mayor Chris Beutler
Lincoln City Council

FROM: Geri Rorabaugh, Planning

DATE: September 27, 2017

RE: Notice of final action by Planning Commission: September 27, 2017

Please be advised that on September 27, 2017, the Lincoln City-Lancaster County Planning Commission adopted the following resolution:

Resolution No. PC-01573, approving **SPECIAL PERMIT NO. 17031**, to request a Landmark Designation, for a Bed and Breakfast in their home, on property legally described as Lot 21, located in the SE 1/4 of Section 18-9-6, Lincoln, Lancaster County, Nebraska, generally located at 6501 SW 40th Street.

The Planning Commission action on this application is final, 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 Resolution 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. SP17031). The Resolution and Planning Department staff report are in the "Related Documents" under the application number.

F:\devreview\final action notices\cc\2017\092717

Angela M. Birkett

From: Bill Fagerberg <efagerberg@neb.rr.com>
Sent: Monday, September 25, 2017 8:53 PM
To: Angela M. Birkett
Subject: Glens Car Star.

Follow Up Flag: Follow up
Flag Status: Completed

From: Egon W. Fagerberg Jr.
Sent: Sept. 25,2017
Subject: Glenn's Car Star Body Shop

Ref: CZ17021, SP17033

24 Sept. 2017
Lincoln City Council

Glenn's Car Star has served Lincoln for more than 50 Years and has proven to be a top notch business and proven to be an asset to the citizens of Lincoln. He has a clean and efficient business and he and his staff are skilled and talented.

His "drive in" where damages to our vehicles are evaluated, is easily acceptable. Estimates of repairs to our vehicles are efficiently made and explained.

I've used his business for many years exclusively.

I support his request to expand the building to the west to increase the capacity of service that can be provided.

Bill Fagerberg

Angela M. Birkett

From: Soni Stone <sstone2@neb.rr.com>
Sent: Monday, September 25, 2017 6:41 PM
To: Angela M. Birkett
Subject: Glenn's Car Star Body Shop

Follow Up Flag: Follow up
Flag Status: Completed

Ref: CZ17021, SP17033

25 Sep 2017
Lincoln City Council

Glenn's Car Star has a 50-plus year history in Lincoln and has provided top notch auto repair, direct honest communication, and a clean professional environment.

I support his request to expand the parking lot to the west end of the property. Glenn, his family and staff are people that the city of Lincoln can trust to run this local business in a way that serves the community with honesty and integrity.

Sondra (Soni) Stone
Lincoln, NE

Angela M. Birkett

From: Mary Petersen <mary.petersen@licor.com>
Sent: Tuesday, September 26, 2017 1:32 PM
To: Angela M. Birkett
Subject: CZ17021 & S P 17033 Permits

Follow Up Flag: Follow up
Flag Status: Completed

Dear Lincoln City Council

I am writing this e-mail in regard to the zoning changes that need to take place to secure the expansion of Glenn's Carstar Body Shop, owned by Glenn Hillhouse, located at 2051 K Street in Lincoln, Nebraska. I know that there are many factors to consider so I will just relate my personal relationship with both the neighborhood and the Hillhouse family.

I am a life-long resident of Lincoln and I graduated from Lincoln High School with two of my siblings. In fact I have lived within just a few miles of Lincoln High School my whole life and still do. I have known and have done business with the Hillhouse family for over 10 years now and can tell you first hand that they are honest, hard-working people who do a great deal to give back to both their customers and the community of Lincoln. I believe that having businesses owners in Lincoln that operate out of a sense of integrity is import for all of us. I am writing you to tell you that I support a change in the zoning laws that would help this business and others like it to expand. This how we can make our city stronger and a better place to live for all concerned.

Please do what you can to make the expansion of Glenn's Carstar Body Shop a reality for the Hillhouse family.

Kind regards

Mary Petersen

Angela M. Birkett

From: Wendy Rich <wendyofwalton@gmail.com>
Sent: Tuesday, September 26, 2017 11:40 AM
To: Angela M. Birkett
Subject: Glenn's Carstar zoning and permit

Follow Up Flag: Follow up
Flag Status: Completed

Angela Birkett and fellow City Council Members,

I am writing to show my enthusiastic support of the request for zoning and permit changes for the business of Glenn's Carstar Body Shop. They are a business that is an asset to the community of Lincoln in how they conduct their business, treat their customers and employees and as neighbors. The professionalism and integrity of the owners is what makes this place such a respected business. No longer a business that was once shunned to the less desirable commercial zoning areas, this car repair business can best serve its customers near their work, in the heart of the city, as a clean, professional, high tech, innovative and ever advancing industry. Encouraging the vitality and growth of a family owned business such as this is good for the people of the city of Lincoln.

Please vote yes on the zoning change and special permit use requests for Glenn's Carstar Body Shop.
CZ17021 and SP17033

Wendy and Darin Rich
Glenn's and Carstar Star customer for for over 30 years.

Angela M. Birkett

From: Gary Schneider <garylee1944@icloud.com>
Sent: Tuesday, September 26, 2017 7:52 PM
To: Jon Camp
Subject: Annexation of 8 areas

Follow Up Flag: Follow up
Flag Status: Completed

Mr. Camp, it appears the mayor again seems the need to be greedy again. The eight areas he wants to take in now, how is he going to cover them with police and fire services. When he took in Sky Ranch acres a few yrs ago, he said fire hydrants would be put in, I do not know how often LPD makes rounds. Since that happened, about a yr. or so in the middle of winter there was a house fire out there and LFD went and tried to put it out, since there were no hydrants, and they do not carry water to put out a house fire, they called Southeast Rural Fire Dept. and they went and put out the fire. And do you know who those people thanked? They sent a donation to the Southeast Rural Fire Dept. These new areas do not have fire hydrants either. Somehow you all need to stop the spending and finish the messes the mayor and Cassidy have made. I cannot wait for the fire dept to be built on Pine Lake road and have them try to get out of that hole when there is an emergency during the five o'clock traffic jam is backed up to 56th St. the council members need to look at more than the need for money, but the welfare of all the people who live in those areas. Marlene King

Sent from my iPad

Angela M. Birkett

From: WebForm <none@lincoln.ne.gov>
Sent: Wednesday, September 27, 2017 10:22 AM
To: Jon Camp
Subject: InterLinc - Feedback

Follow Up Flag: Follow up
Flag Status: Completed

Council Office - Feedback

Date : 9/27/2017 10:22:00 AM

Full Name Craig Hundt Sr

Address 10120 Van Dorn

City LINCOLN

Phone 4025608200

Email craighundt@gmail.com

Comments I am opposed to the city of Lincoln approving the application for Matodol,LLC development project at 91st and Van Dorn. It seems there is a lot of planning work that has NOT been done regarding water drainage and traffic on Van Dorn street that should be looked into before any approvals are given. Thank you for your attention to this matter.

IP: 75.91.60.32

Form: <https://lincoln.ne.gov/city/council/feedback.htm>

User Agent: Mozilla/5.0 (Windows NT 10.0; Win64; x64) AppleWebKit/537.36 (KHTML, like Gecko) Chrome/61.0.3163.100 Safari/537.36

Angela M. Birkett

From: Harvey Schwartz <hschwartz@neb.rr.com>
Sent: Wednesday, September 27, 2017 12:20 PM
To: Angela M. Birkett
Subject: CZ17021 and SP17033

Follow Up Flag: Follow up
Flag Status: Completed

Honorable Members of the Lincoln City Council:

I am writing in support items CZ17021 and SP17033 for Glenn's Carstar Body Shop at 21st and "K" Streets.

Glenn's is a 50+ year home-grown Lincoln business with a stellar reputation for professionalism, high quality workmanship and outstanding customer service. It continually operates with the highest ethical standards, demonstrated by their having been awarded the Better Business Bureau's Integrity Award.

Since moving to their new location, their growth has been phenomenal necessitating the need for expansion. The essence of Lincoln's future economic development lies in two distinct but closely linked areas: attracting new businesses and the growth of successful Lincoln businesses. Glenn's certainly meets the latter category.

I urge the Council to approve CZ17021 and SP17033. Thank you for your consideration.

Harvey Schwartz

Angela M. Birkett

From: Duane Baack <dbaack@lps.org>
Sent: Thursday, September 28, 2017 7:58 AM
To: Angela M. Birkett
Subject: CZ17021 and S P 17033

Follow Up Flag: Follow up
Flag Status: Completed

City Council,

I am writing to you in support of Glenn's Carstar Body Shop and there ambition to expand their business. Glenn does all the body work on my vehicles and it is top notch quality. It is very difficult get into Glenn's as he is so busy. Expanding will assist him growing his business! Please support Glenn's Carstar Body Shop expansion and zoning changes. He runs a top notch business and will not disappoint!

Thank you for time!

Duane Baack

Angela M. Birkett

From: R. Brad Harse <rbharse@gmail.com>
Sent: Thursday, September 28, 2017 11:23 AM
To: Angela M. Birkett
Subject: zoning change and special permit

Follow Up Flag: Follow up
Flag Status: Completed

To the Lincoln City Council,

This note is in support of the zoning change and special permit application required so that Glenn's Carstar Body Shop at 21st & K Street may proceed with their plans to expand their growing business to better serve their present and future customers.

The specific ID numbers of the two necessary requirements are **CZ17021** and **SP17033**.

This business does all of our auto body work and we don't even discuss such work with any other shop in Lincoln... that's the extent of our confidence in Glenn's shop. On our last occasion to use their services, lead time for an opening in their shop was 8 weeks! They are clearly doing something right and need to expand. Please vote in favor of both articles, the zone change and the special permit.

Thank you.

R. Brad Harse
Lincoln NE

DIRECTORS'/ORGANIZATIONAL AGENDA
ADDENDUM
MONDAY, October 2, 2017

I. CITY CLERK

II. MAYOR'S CORRESPONDENCE

III. DIRECTORS CORRESPONDENCE

IV. CONSTITUENT CORRESPONDENCE

1. Request, Release of Second Biennial Budget Memo - Jim Frohman
2. Proposed Lyft/Uber exemptions - William P. Eddy

Angela M. Birkett

From: Jim Frohman <jimfrohman@outlook.com>
Sent: Saturday, September 30, 2017 11:10 AM
To: Roy A. Christensen; Mayor
Cc: raybould@lincoln.ne.gov; Jon Camp; Carl B. Eskridge; Leirion Gaylor Baird; Cyndi Lamm; Bennie R. Shobe; Jeff R. Kirkpatrick
Subject: Release of Second Biennial Budget Memo

This is my request that the Council release the second legal memorandum that was present to the Council with the second year biennial budget about the legal foundation in the charter for changing the second year of a biennial budget.

I believe that this memo is an important part of the budget discussion and the citizens of Lincoln cannot fully participate in the discussion without this information.

Further I believe that attorney-client privilege does not attach. The budget process is a public process performed by a public body and the memo was presented to this public body in the absence of any pending legal action. Also the previous legal memorandum on the same subject was release to the public by the Council. This memo can only be referencing the public budget process and that effectively makes the memo a public document.

Please release this memo to the public.

Thank you.

Jim Frohman
7335 Pioneers Blvd
Apt. 212
Lincoln, NE 68506
402.617.2484
jimfrohman@outlook.com

Angela M. Birkett

From: Eddy <bandaeddy@windstream.net>
Sent: Thursday, September 28, 2017 10:18 PM
To: Cyndi Lamm; Jon Camp; Jane Raybould; Carl B. Eskridge; Leirion Gaylor Baird; Roy A. Christensen; Bennie R. Shobe
Cc: nhicks@journalstar.com
Subject: Proposed Lyft/Uber exemptions
Attachments: taxi driver comparisons.xlsx

Dear City Council Members,

It piqued my interest when I read that you would be considering an ordinance revision that would exempt the Lyft and Uber companies and their drivers from rules related to taxicabs. It seems curious to me that two groups of drivers, who do exactly the same thing, would be treated completely differently under the rules enacted by our City Council. I decided to do some research.

I found that Lincoln ordinances governing taxicabs were enacted as early as 1936 and have frequently been updated. Apparently, it has seemed wise to our city leaders, beginning at a time when Lincoln was much smaller than it is now, to strictly regulate the taxicab business, especially the drivers. The rules governing taxicab drivers require the Lincoln Police Department to fingerprint taxi driver applicants, conduct a criminal background check on such applicants, and administer a test to them covering traffic rules. Applicants must have favorable outcomes on the background check and test to receive a taxi driver's license from the City Clerk. The applicant must also undergo a medical examination and be certified to meet a long list of physical requirements to pass this exam, signed by a licensed physician and certified to the City Clerk. T

he attached spreadsheet details the many conditions an applicant must meet to become a taxi driver.

The ordinance revision you are considering exempts drivers for "transportation network companies," such as Lyft and Uber, from ALL of these requirements. If this ordinance is adopted, the government of the City of Lincoln will provide NO oversight of these companies and their drivers.

State law, as codified in Title 291 of the Nebraska Administrative Code, also largely exempts transportation network companies from the 39 pages of rules governing motor carriers in the State of Nebraska. Under the rules for "Transportation Network Companies," drivers are not required to obtain any kind of permit or certification from the state or city government, other than a driver's license and vehicle registration required of any citizen. Beyond providing a list of driver names, the VIN numbers of their personal vehicles, and certification that the vehicles have passed an annual inspection by the company, there are virtually no other obligations of these companies to the city or state

government and virtually no oversight required. A driver is allowed to have up to FOUR moving violations and ONE major traffic violation within the past three years and still qualify to be a driver. Only persons with a DUI in the past 7 years, those who are registered sex offenders and those who have been convicted of certain felonies are excluded from being a driver.

Please see attached spreadsheet for a detailed comparison of the rules applied to two sets of drivers doing exactly the same thing.

How does this make sense? Why is it in the public interest to strictly regulate one group of drivers while another group of drivers doing exactly the same thing is almost completely unregulated? How is that responsible governing? It not only isn't fair to the taxicab drivers and to their locally-owned companies, it doesn't protect the public. This concern is especially valid in light of highly publicized controversies in cities from Austin, Texas, to London, England, which have found that regulating transportation network company drivers in the same or similar manner as taxi drivers is necessary for public safety. Why, when cities with longer experience with these companies have decided to tighten their regulation of such companies, is Lincoln even considering largely removing these companies from governmental oversight?

The largely hands-off approach to the "transportation network companies" made me wonder if even the minimal regulations relating to such companies are actually being enforced. One example provides a clue. Section 012.05(f) of Title 291 of the Nebraska Administrative Code requires transportation network companies to "maintain a website that provides a customer service telephone number or email address of the transportation network company and that provides the telephone number and email address of the (Public Service) Commission." When I searched the websites of Lyft and Uber in Lincoln, neither listed a phone number or email address for the company or the PSC. (Incidentally, when I searched the websites of the local taxi companies, their phone numbers were very prominently displayed).

In the interest of public safety and in the interest of maintaining a level playing field that does not favor these out-of-state companies over local taxicab and limousine companies, I urge you to disapprove the proposed amendment to Chapter 5.50 of the Lincoln Municipal Code relating to Taxicabs that would add a new section 5.50.015 which exempts transportation network companies from regulation as taxicabs under the Lincoln Municipal Code.

Sincerely,
William P. Eddy
7256 Shirl Drive
Lincoln NE 68516

Driver must be licensed as a taxicab driver by submitting an application with the City Clerk including age, weight, height, color of eyes, hair and complexion; state driver's license number and date of issuance; license number of taxicab to be operated; and a 2x2 inch current picture.

Taxicab driver applicant shall undergo a medical examination by a licensed physician upon hiring and every 3 years thereafter and obtain written report of such exam on prescribed forms, signed by examining physician. Applicant shall be considered physically fit if:

(1) Applicant has no loss of foot, leg, hand or arm which is likely to interfere with his ability to control and safely drive a motor vehicle;

(2) Applicant has no impairment of the use of a foot, a leg, a hand, fingers, or an arm, and no other structural defect or limitation which is likely to interfere with the ability to control and safely drive a motor vehicle;

(3) Applicant has no established medical history or clinical diagnosis of diabetes mellitus currently requiring insulin for control which is likely to interfere with the ability to control and safely drive a motor vehicle;

(4) Applicant has no current clinical diagnosis of myocardial infarction, angina pectoris, coronary insufficiency, thrombosis, or any other cardiovascular disease of a variety known to be accompanied by a syncope, dyspnea, collapse, or congestive cardiac failure which is likely to interfere with the ability to control and safely drive a motor vehicle;

(5) Has no established medical history of clinical diagnosis of a respiratory dysfunction likely to interfere with the ability to control and drive a motor vehicle safely.

(6) Applicant has no current clinical diagnosis of high blood pressure likely to interfere with the ability to operate a motor vehicle safely.

(7) Applicant has no established medical history or clinical diagnosis of rheumatic, arthritic, orthopedic, muscular, neuromuscular, or vascular disease which interferes with the ability to control and operate a motor vehicle safely.

(8) Applicant has no established medical history or clinical diagnosis of epilepsy or any other condition which is likely to cause loss of consciousness or any loss of ability to control a motor vehicle.

(9) Applicant has no mental, nervous, organic, or functional disease or psychiatric disorder likely to interfere with the ability to drive a motor vehicle safely.

(10) Applicant has distance visual acuity of at least 20/40 (Snellen) in each eye without corrective lenses, distance binocular acuity of at least 20/40 (Snellen) in both eyes with or without corrective lenses, field of vision of at least seventy degrees in the horizontal meridian of each eye, and the ability to recognize the colors of traffic signals and devices showing standard red, green, and amber;

(11) Applicant first perceives a forced whisper voice at not less than five feet in the better ear without use of a hearing aid, or, if tested by use of an audiometric device, does not have a loss greater than forty decibels at 50 Hz, and 2,000 Hz with or without a hearing aid when the audiometric device is calibrated to American National Standard (formerly ASA Standard) Z25.5 -- 1951;

(12) Applicant does not use any amphetamine, narcotic, or any habit-forming drug; and

(13) Applicant has no current clinical diagnosis of alcoholism.

Taxicab driver applicant shall also give his or her consent to a background investigation to be performed by the Lincoln Police Department. An applicant shall be considered unqualified for a taxicab driver's license if the applicant:

no requirement

Company will adopt a zero-tolerance drug/alcohol policy for drives; no reporting to government required.

no requirement

no requirement