I. MINUTES
   1. Approval of Directors’ minutes from April 15, 2019

II. ADJUSTMENTS TO AGENDA

III. CITY CLERK

IV. MAYOR’S OFFICE
   1. Fiscal Impact Statement dated March 26, 2019

V. DIRECTORS CORRESPONDENCE
   PLANNING
   1. Action dated Wednesday, April 17, 2019
   2. Final Action dated Wednesday, April 17, 2019
   3. Weekly Administrative Approvals from April 9, 2019 through April 15, 2019

VI. BOARDS/COMMITTEES/COMMISSION REPORTS
   1. Safe & Successful Kids Inter-local - Lamm, Shobe (04.18.19)

VII. CONSTITUENT CORRESPONDENCE
   1. Concerns about Swim Meeting on July 26 - 26, 2018 - Jayne Sebby
      Response provided by Lynn Johnson, Director, Parks & Recreation
   2. Proposed name change of Discovery Drive to Cattle Drive - Brad Harse
      Staff response provided by Councilman Camp
   3. Capital Towing and public/private parking lots - Nik Loladze
      Staff response provided by Councilman Camp
   4. Ballot issues with more explanation - Kathy Holkeboer
      Staff response provided by Councilman Camp
   5. Wheel Tax - Caden Beck

VIII. MEETINGS/INVITATIONS
      See invitation list.

IX. ADJOURNMENT
FISCAL IMPACT STATEMENT

DEPARTMENT/DIVISION: Health / CHS
DATE: March 26, 2019

NEED:
The Community Health Services Division has experienced an increased need in the consultative and education service we provide to the customers and community we serve. The division would like to increase the hours of our Public Health Educator II (A3683) from .75 FTE to 1.0. The position is currently vacant. We believe the position will be more attractive to qualified candidates as a 1.0 FTE and have initiatives that will require a full time individual. The salary and benefit savings for the vacancy is $40,170 through seven months FY ’19. The cost (salary and FICA) for an additional .25 FTE for entry level staff in FY ’20 is $13,885. We have 1.0 FTE Community Outreach Specialist (C3680) position budgeted in Health Fund that will be reduced to .75 FTE.

FUTURE IMPACT:  
- Ongoing
- Limited

Projected Completion Date: Upon advertising and hiring a qualify candidate.

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<th>LEGISLATIVE CHANGES</th>
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<td>.75 FTE PH Ed II increased to 1.0 FTE</td>
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<td>1.0 FTE Community Outreach Specialist reduced to .75 FTE</td>
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<td>Cost of adding .25 FTE (Salary/FICA) Step A for 5 months in FY 2019</td>
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<td>FY ’20 - .25 FTE of budgeted C3680 reduction</td>
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<td>Additional Cost of .25 FTE (salary/FICA) 1-Mo Step A and 11-Mo Step B</td>
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| TOTAL EXPENDITURES | - $34,860 | - $427 savings |

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DIRECTOR: [Signature]
DATE: 3/28/19
WHEN TO USE FISCAL IMPACT STATEMENT

1. Requesting transfer of operating appropriations.
2. Requesting increase in personnel (full time equivalents) appropriations.
3. Requesting transfer of capital improvement appropriations.
4. Requesting operational change not authorized during the budget process.
5. Requesting appropriations based on receipt of additional funds from outside sources.
6. Requesting use of Contingency funds.

HOW TO USE FISCAL IMPACT STATEMENT

NEED: There should be a detailed explanation of why a change to the previously approved budget is necessary. If the change will have any impact beyond the current fiscal year, it should also be noted.

FUTURE IMPACT: One of the boxes should be checked. An example of an item with ongoing impact would be a request for additional fte authorization that will also be requested in upcoming budgets. This would necessitate filling out the "Next Fiscal Year Annualized" column. An example of an item with limited impact would be asking for authorization to use salary savings for the one time purchase of equipment. If "Projected Completion Date" applies, please fill in.

REVENUES GENERATED: Please note if the request will affect current and future revenues.

LEGISLATIVE CHANGES: These boxes should be marked yes or no. Some of the actions this form is used for (transfer of capital improvement appropriations, Contingency Funds) require a City Council ordinance.

PERSONNEL (full time equivalents): Please note the number of fte's the request involves, if applicable.

PERSONNEL (cost), SUPPLIES, OTHER SERVICES AND CHARGES, EQUIPMENT: All entries in these boxes must have the business unit, object code, and object code description along with the dollar amount. Negative amounts must be indicated by brackets.

TOTAL EXPENDITURES: This box should contain the sum of the dollar amounts in the various expenditure categories.

SOURCE OF REVENUES: This box should contain the name of the fund the action is required for.
**ACTION BY PLANNING COMMISSION**

NOTICE: The Lincoln/Lancaster County Planning Commission will hold a public hearing on Wednesday, April 17, 2019, 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.

**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, APRIL 17, 2019

[Commissioner Scheer absent]

Approval of minutes of the regular meeting held April 3, 2019. **APPROVED: 7-0; (Washington abstained; Scheer absent)**

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

   SPECIAL PERMITS:

1.1 Special Permit 11022C, to allow for soil excavation, on property generally located at NW 48th Street and Highway 34. **FINAL ACTION**
   Staff recommendation: Conditional Approval
   Staff Planner: Tom Cajka, 402-441-5662, tcajka@lincoln.ne.gov

1.2 County Special Permit 14002A, to amend an existing Agricultural CUP (Community Unit Plan) by adding one lot, on property generally located at North 40th Street and Raymond Road. **FINAL ACTION**
   Staff recommendation: Conditional Approval
   Staff Planner: Tom Cajka, 402-441-5662, tcajka@lincoln.ne.gov
   Planning Commission ‘final action’: CONDITIONAL APPROVAL, as set forth in the staff report dated April 2, 2019: 7-0 (Joy and Scheer absent). Resolution No. PC-01643.
1.3 Special Permit 19015, to allow for the construction of a retaining wall and wall with walkway, with waiver to side-yard setback, on property generally located at 1637 D Street. **FINAL ACTION**

Staff recommendation: Conditional Approval
Staff Planner: George Wesselhoft, 402-441-6366, gwesselhoft@lincoln.ne.gov

1.4 Special Permit 19016, to allow for a waiver to height restrictions from 75 feet to 85 feet, on property generally located at 660 N Street. **FINAL ACTION**

Staff recommendation: Conditional Approval
Staff Planner: Stacey Hageman, 402-441-6361, slhageman@lincoln.ne.gov
Planning Commission ‘final action’: CONDITIONAL APPROVAL, as set forth in the staff report dated April 9, 2019: 7-0 (Commissioners Scheer and Joy declared a conflict of interest; Scheer absent). Resolution No. PC-01645.

2. REQUESTS FOR DEFERRAL: None.

3. ITEMS REMOVED FROM CONSENT AGENDA: None.

4. PUBLIC HEARING AND ADMINISTRATIVE ACTION:

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

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

Adjournment: 1:05 p.m.

PENDING LIST:

Special Permit 18045, to allow for a County AG (Agricultural District) CUP (Community Unit Plan), consisting of 148.49 acres, more or less, for 9 single family acreage lots on property generally located at North 14th Street and Rock Creek Road.

Annexation No. 18003, to annex approximately 24.1 acres, more or less, on property generally located at 7420 Yankee Hill Road.

Change of Zone No. 18015, from AGR (Agricultural Residential District) to R-3 (Residential District), on property generally located at 7420 Yankee Hill Road.

Special Permit No. 18022, for a 55 lot CUP (Community Unit Plan), with waivers to allow sanitary sewer to flow opposite street grades, block length, pedestrian easements, lot lines radial to streets, 2 to 1 side slope for detention embankments, and sidewalks along one side of a street, on property generally located at 7420 Yankee Hill Road. **FINAL ACTION**
TO: Mayor Chris Beutler
   Lincoln City Council

FROM: Geri Rorabaugh, Planning

DATE: April 17, 2019

RE: Notice of final action by Planning Commission: April 17, 2019

Please be advised that on April 17, 2019, the Lincoln City-Lancaster County Planning Commission adopted the following resolutions:

Resolution No. PC-01642, approving SPECIAL PERMIT 11022C, to allow for soil excavation, on property legally described as a portion of Lot 1, Woodlawn West, and part of Lot 60, I.T., located in the NW 1/4 of Section 31-11-6, Lincoln, Lancaster County, Nebraska, generally located at NW 48th Street and Highway 34;

Resolution No. PC-01644, approving SPECIAL PERMIT 19015, to allow for the construction of a retaining wall and wall with walkway, with waiver to side-yard setback, on property legally described as Lot 2, Block 213, Original Lincoln, located in the SW 1/4 of Section 25-10-6, Lincoln, Lancaster County, Nebraska, generally located at 1637 D Street; and

Resolution No. PC-01645, approving SPECIAL PERMIT 190165, to allow for a waiver to height restrictions from 75 feet to 85 feet, on property legally described as Lot 4, Block 7, West Haymarket Addition, located in the NW 1/4 of Section 26-10-6, Lincoln, Lancaster County, Nebraska, generally located at 660 N Street.

The Planning Commission action on these applications is final, unless appealed to the City Council by filing a notice of appeal with the Planning Department 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. SP11022C, SP19015, SP19016). The Resolution and Planning Department staff report are in the “Related Documents” under the application number.
Memorandum

Date: ✦ April 3, 2019
To: ✦ City Clerk
From: ✦ Amy Huffman, Planning Dept.
Re: ✦ Administrative Approvals
cc: ✦ Geri Rorabaugh, Planning Dept.

This is a list of City administrative approvals by the Planning Director from April 9, 2019 through April 15, 2019:

Administrative Amendment 19024, to Final Plat 18075, The Woodlands at Yankee Hill 28th Addition, approved by the Planning Director on April 11, 2019, to accept the Affidavit of Surveyor to correct typographical errors on the final plat, generally located at S. 84th Street and Yankee Hill Road.
Please find attached a letter in response to concerns expressed by Jayne Sebby about the impacts of a large swim meet last summer on Woods Park and the surrounding neighborhood. Please note that an action plan is included in the latter portion of the letter. We plan to work with the swim meet organizers prior to the event this summer to develop a management plan to pro-actively address concerns expressed by Ms. Sebby. Please let me know if you have questions. Thanks, Lynn
April 15, 2019

Jayne Sebby
320 South 29th Street
Lincoln, NE 68510

RE: Swim meeting at Woods Pool on July 26 – 29, 2018

Dear Ms. Sebby;

Thank you for sharing your concerns about the swim meet sponsored by Midwest Swimming and Lincoln Select Swimming that occurred at Woods Pool on July 26 through 29 of this year. The purpose for this letter is to outline findings from my investigation into the concerns and complaints outlined in your letter dated August 18, 2018, and to establish an action plan for future swim meets at Woods Pool. I apologize for the delay in responding. Some elements of the Findings took an extended period of time to verify. We plan to implement that Action Plan outlined in the latter portion of this letter for the upcoming swimming pool season.

Background
Woods Pool is a unique facility in the region that provides water recreation opportunities to neighborhood and community residents, and that also serves as a training and competition venue because of the length of the swim lanes and diving tower and deep well. Woods Pool was constructed in 1963 and has a lengthy history of serving as a competition venue, including being the location of the National Amateur Athletics Union (AAU) swim meets in 1966 and 1968 in preparation for Summer Olympics competition.

A facility use fee is charged for swim meets occurring at Woods Pool. Use fee revenue is part of the overall revenue utilized to achieve cost recovery goals for the Parks and Recreation Aquatics Program. In addition to the facility use fees, the event organizers fund all costs above normal pool operating expenses including added trash removal.

Findings
Event
The Midwestern Swimming Long Course Championship held at Woods Pool on July 26 through 29 involved 654 swimmers from 15 communities in Nebraska and eastern Iowa.

Event Parking
Areas outside of parking lots were not demarked for vehicular parking consistent with prior parking management plans occurring at Woods Park. In addition, it does not appear that efforts were made to encourage parking in parking lots in the western and northwestern areas of the park. Anecdotally, parking occurred in areas that would not be approved, including landscape islands within the located parking lot east of the pool.
Parking for large events occurring in parks is commonly allowed to occur on lawn areas provided that appropriate conditions exist to minimize damage to the turf. Temporary parking areas on the lawn in Woods Park were not previously approved or demarked. The lawn areas in the southern portion of Woods Park were inspected after the swim meet and no significant damage requiring repair or reseeding was identified.

It is recognized that large events at Woods Pool can result in parking pressure on neighborhood streets around Woods Park, particularly along residential streets south of the pool. At the request of the event organizer temporary parking restriction signs were placed by the Public Works and Utilities Department on three residential streets south of J Street as follows: Elmwood Avenue, South 32nd Street and South 31st Street. The temporary parking restriction signs state that on-street parking is not allowed between 8 am and 6 pm so that neighborhood residents can park on the streets during the evening. The time period for the swim meet was adjusted to reduce parking demand on residential streets during evening hours.

The Lincoln Police Department received two calls for service related to parking during the swim meeting. No citations were issued.

**Noise**

A public address (PA) system is used in operation of the swim meets announcing events and information of general interest. The event organizers were advised to monitor the volume of the PA system and direction that speakers are facing in an attempt to reduce sound impacts on neighborhood residents. No noise complaints were received by the Lincoln Lancaster County Health Department or by the City of Lincoln Ombudsman’s Office associated with the swim meet.

**Post Event Condition of the Facility**

Parks and Recreation Department staff inspected the condition of the grounds in and around Woods Pool and the bathhouse after the swim and found them to be in acceptable condition.

**Action Plan**

Parks and Recreation Department staff will work with Midwest Swimming and Lincoln Select Swimming to develop a written parking management plan before future meets at Woods Pool. It is anticipated that elements of this plan will include:

- Designating and demarking lawn areas within Woods Park that may be used for temporary event vehicular parking with satisfactory site conditions,
- directing parking to other public parking lots within and adjacent to Woods Park
- providing information to swim meet registrants about parking locations and guidelines in advance of the meet,
- continue to schedule swim meet events so as to minimize parking demand on residential street during evening hours, and
- possibly having volunteer and/or paid parking coordinators to oversee implementation of the parking management plan.

Parks and Recreation Department staff will visit the site daily to review compliance with the parking management plan, and advise the event organizers of any modifications that need to be made.
The parking management plan will be available for review by members of the Woods Park Neighborhood Association and the Witherbee Neighborhood Association.

Parks and Recreation Department staff will continue to advise event organizers to manage the sound level and placement of speakers to minimize noise disturbance of neighborhood residents.

Parks and Recreation Department staff will continue to inspect the condition of grounds in and around Woods Pool and the bathhouse immediately after the event to identify any conditions that need to be addressed.

This investigation has been conducted in cooperation with City of Lincoln Ombudsman Lin Quenzer, and the Ombudsman concurs with the findings and the action plan.

We recognize the proximity of sports facilities in Woods Park to neighboring residents and wish to manage and operate the facilities in a manner that minimizes disruption.

Sincerely,

Lynn Johnson
Parks and Recreation Director

CC: Mayor Chris Beutler
    Lincoln City Council
    Woods Park Neighborhood Association Board of Directors
    Carol Olson, Midwest Swimming Board of Directors
    Louis Balogh, Lincoln Select Swimming
    Lin Quenzer, City of Lincoln Ombudsman
Brad

Thanks for your explanatory email on the requested street name change. I am supportive.

Thank you, too, for your kind words on my City Council service. Like you and many others, I will maintain my interest in the successful growth of Lincoln and meeting core priorities including police and medical response, and infrastructure including our streets. On the later, I have been disappointed at the lack of attention for over a decade to proper maintenance, especially sealing cracks and joints, in our City’s streets. This has compounded deterioration and leaves us in a challenging position today.

Best regards,

Jon

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

Office:  402.474.1838/402.474.1812
Cell:  402.560.1001

Email:  joncamp@lincolnhaymarket.com
Website:  www.lincolnhaymarket.com

Check our reception and event venues at:

http://www.facebook.com/pages/Apothecary-Lofts-Ridnour-Rooms/173175799380032

-----Original Message-----
From: Angela M. Birkett <ABirkett@lincoln.ne.gov>
Sent: Tuesday, April 16, 2019 10:28 AM
To: Jon Camp <joncamp@lincolnhaymarket.com>
Subject: FW: item heading to the Council (again)

FYI

Angie Birkett
Office Coordinator
Lincoln City Council
-----Original Message-----
From: Brad Harse [mailto:rbh@conceptmarket.com]
Sent: Monday, April 15, 2019 6:49 PM
To: Jon Camp <jcamp@lincoln.ne.gov>
Subject: item heading to the Council (again)

Hi Jon... still real sorry you’ve decided to depart the council... but totally understand. And thanks for your service these many years.

My reason for contacting you now is to make you aware of a Street Name Change item that is coming before the council and to ask your support for it. I’ll try to keep this short.

Back in February the Council approved a name change of Discovery Drive to Cattle Drive. The Nebraska Center for Excellence in Electronics is on Discovery Drive in the Technology Park and has been for 19 years... yet NCEE was never made aware of the suggested name change and it was done without knowledge or support of this important testing facility. NCEE tests all manner of elaborate and sophisticated products for compliance with the many national and international electrical standards for safety and emissions. NCEE brings well over a million dollars per year into the Lincoln economy, most of which originates outside of our city and state. And NCEE has long and important relationships with a large number clients and Federal and International electronics regulating agencies... the physical address on Discovery Drive is a very important detail. Simply put, it is a Big Deal!

The proposal coming to the Council requests that the street name be reverted to Discovery Drive only for the portion of the street that runs east from Highland Blvd. to Research Drive, and at that intersection, the street become Cattle Drive. This simple fix will retain the NCEE address that is both important and necessary, and allow for the street beyond Research Drive to be Cattle Drive. There is ample precedent for street name changes throughout our city and this will correct a error that could have been avoided if only NCEE had been informed of the suggestion to change Discovery to Cattle.

Please vote to reinstate the original name of Discover Drive.

Thanks for your attention.
Brad Harse

R. Brad Harse

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.
Nik:

Thank you for your email. I am glad you are witnessing good interaction with the police department.

Parking: first let me say this is a very important matter with the public. While most people who park on parking lots are honest and pay the parking fees, a few take advantage and park without paying. Because of these few, the necessity arises to tow those vehicles on occasion. Perhaps they do not realize the expenses parking lot owners bear to operate and maintain the parking lot. Parking without paying is like going into a store and taking merchandise without paying, it is theft.

Regarding towing and the impound lot storage, Capital Towing has the current contract with the City of Lincoln, which was obtained through a bidding process. It is not a monopoly. I will forward your comments to Capital Towing for their information and comments.

Please note that the tow truck drivers have a difficult job in working on a “standby” basis and in the actual towing, which can be complicated depending on the vehicle and manner in which that vehicle is parked. On a personal note, I have several parking lots in the Haymarket and when we have an unauthorized parker, usually after warnings on our part, we call Capital Towing. Their drivers have been consistently courteous to me as has been the office staff, which all work round the clock year-round.

Some private parking lots engage towing companies to monitor their lots, including a few City parking garages. My understanding is that the towing company, which has been retained, has provided pre-authorization to remove unauthorized vehicles.

Finally, regarding your comments on possible collusion with parking lot owners, please note that this is “against the law”. On my parking lots, I have NEVER taken any funds nor have I asked for a portion of the towing fees. To the best of my knowledge, there is no existence of a “parking mafia”.

Nik, again I thank you for your email and hope you understand the nature of my response. Parking is a delicate matter and I am sure everyone who experiences being towed is not very happy. It would be wonderful if all would follow parking directions and towing could be eliminated for unauthorized parking and merely focus on vehicle mechanical emergencies or accidents.

I will have Angie Birkett, the City Council Office Manager, share our email correspondence with my Council Colleagues.

Best regards,

Jon

JON A. CAMP
Dear Council Women and Council Men,

I have contacted the council regarding police aggression and have seen a noticeable improvement in traffic stop behavior towards the citizenry. Thank you for bringing these issues up and in helping to create a better civil society.

I have however, another issue. The impound lot (Capital Towing) is the only tow company that is legally pliable to have a lot and impound vehicles. That's understandable, people can't just park anywhere. However, due to the private/public sphere it is in, it acts a monopoly but also as a business. Due to this gray area, their employees act however they wish, as with Spectrum our internet companies.

The difference here is that Spectrum actually trains it's employees to be courteous, capital towing does not care. Fine. Another issue is the $25 PER DAY, fee for having a car impounded.

This rounds up to more than a dollar per hour. What if the owner is not notified or out of town, as was such my case? Then the fees are astronomical. There should be a LEGAL LAW, to notify owners via TEXT or PHONE CALL of an impounded vehicle.

Since they make money (Capital Towing) per day for impounded vehicles, it's in their interest to keep vehicles on their lot a secret. I further believe that this little "mafia" has a collusion with parking lots to
tow vehicles on any instinct and split the money with parking lot owners.

Do not let this corruption, however petty, seep further into our town. Please do something about this. Thank you for your time and understanding council men and council women.

Sincerely,

Nik Loladze
Kathy:

Could you be more specific. Are you seeking information about the candidates who will be on the general election ballot on May 7th?

Since I will be retiring after 20 years of service, I am sure you are not interested in me!

I have copied Angie Birkett on this email. Angie is our City Council Office Manager. She may be able to assist you best.

Best regards,

Jon

JON A. CAMP
Lincoln City Council
200 Haymarket Square
808 P Street
P.O. Box 82307
Lincoln, NE 68501-2307

Office: 402.474.1838/402.474.1812
Cell: 402.560.1001
Email: joncamp@lincolnhaymarket.com
Since you are not in the midst of a campaign, I decided to try connecting with you first about the ballot issues. Each election we attempt to provide background and explanation (in English, not "legalese") to help voters better understand what they're voting for. The we is www.voterinformation.org - Voter Information Project. Would you please contact me to share your view/information and/or who else could provide background information? It's certainly a short time between primary and general!
Dear City Council,

Hello. I am writing to you today about the wheel tax in Nebraska. People are paying large sums of money to get a license just for their car. The money from the tax for the roads or other construction doesn't really seem to be paying off. Most of roads in Omaha are still full of potholes and are very rough. It is also a hassle to renew the license and figure out how much to pay when you go and visit a Department of Motor Vehicles office.

Some other issues with the wheel tax include that are who are only people driving only around 2,000 miles per year are paying the same for someone driving 45,000 to 60,000. People with multiple vehicles might rarely drive all there vehicles but still have to pay all that money even if they barely drive on the roads. Some over-the-road truckers don't have to pay yet they do the most damage to roads and bridges.

Some possible solutions to this whole problem are to use the gas tax to pay for roads and bridges. That way people from out of state driving on the roads would technically be paying too, along with the people already living in our state. Another idea would be to use the money from other taxes to pay for the roads.

The main point of all this is just to try and show the advantages and disadvantages but mainly how it needs to be changed or fixed. I would like to hear back from you.

Sincerely,

Caden Beck