I. MINUTES
   1. Approval of Directors’ Minutes from June 10, 2019

II. ADJUSTMENTS TO AGENDA

III. CITY CLERK

IV. MAYOR’S OFFICE

V. DIRECTORS CORRESPONDENCE
   PLANNING
   1. Administrative Approvals from June 4, 2019 through June 10, 2019
   2. Action dated June 12, 2019

HEALTH DEPARTMENT
   1. Department Reports

VI. BOARDS/COMMITTEES/COMMISSION REPORTS
   1. BOH - James Michael (06.11.19)
   2. MAC - Shobe (06.11.19)
   3. PBC - Meginnis, Raybould (06.11.19)
   4. Parks & Rec - Christensen (06.13.19)
   5. ISPC (06.13.19)

VII. CONSTITUENT CORRESPONDENCE
    1. Claim Against the City - Tara Cooley
       Staff response provided by Angie Birkett, City Council Secretary

VIII. MEETINGS/INVITATIONS
      See invitation list.

IX. ADJOURNMENT
Memorandum

Date:  ✦ June 11, 2019
To:  ✦ City Clerk
From:  ✦ Teresa McKinstry, Planning Dept.
Re:  ✦ Administrative Approvals
cc:  ✦ Geri Rorabaugh, Planning Dept.

This is a list of City administrative approvals by the Planning Director from June 4, 2019 through June 10, 2019:

Administrative Amendment 18054 to Preliminary Plat 06009, Grandale, approved by the Planning Director on June 5, 2019, to adjust lot dimensions, update the grading plan and show the bike undercrossing as 2 feet above the flowline of the main culvert barrels, generally located at S. 40th St. and Rokeby Rd.
NOTICE: The Lincoln/Lancaster County Planning Commission will hold a public hearing on Wednesday, June 12, 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, June 12, 2019

[All eight Commissioners were present; Commissioner Sän dra Washington submitted her resignation, as she was recently appointed to fill the at-large City Council seat vacancy.]

Approval of minutes of the regular meeting held May 29, 2019. **APPROVED: 7-0; (Finnegan abstained)**

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

   SPECIAL PERMIT:

   1.1 SPECIAL PERMIT 19028, for Planned Service Commercial, with waivers to reduce the minimum parking for a furniture store and waive the floor area regulations for stores or shops for retail sales, on property generally located at 2240 Fletcher Avenue.

   Staff recommendation: Conditional Approval
   Staff Planner: Rachel Jones, 402-441-7603, rjones@lincoln.ne.gov
   Planning Commission recommendation: CONDITIONAL APPROVAL: 7-0 (Joy declared a conflict of interest), as set forth in the amended staff report dated June 6, 2019 to add an omission to the conditions of approval. Public hearing before the City Council is tentatively scheduled for Monday, July 1, 2019, 3:00 p.m.
1.2 SPECIAL PERMIT 19029, to allow an expanded home occupation for indoor storage, on property generally located at 6531 West Denton Road.

***FINAL ACTION***
Staff recommendation: Conditional Approval
Staff Planner: Tom Cajka, 402-441-5662, tcajka@lincoln.ne.gov

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 1:03 p.m.

PENDING LIST: Preliminary Plat 18002, to add 430 residential lots on approximately 152.1 acres, more or less, on property generally located at the SW corner of West Old Cheney Road and South Folsom Street. *** FINAL ACTION ***

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.

Planning Department Staff Contacts:

David Cary, Director.......... ................. .......................... 402-441-6364 . ........... dcary@lincoln.ne.gov
Stephen Henrichsen, Development Review Manager .......... 402-441-6374 . ........... shenrichsen@lincoln.ne.gov
Paul Barnes, Long Range Planning Manager ................. 402-441-6372 . ........... pbarnes@lincoln.ne.gov
Collin Christopher, Planner ................. ................. 402-441-6372 . ........... cchristopher@lincoln.ne.gov
Tom Cajka, Planner ................. ................. 402-441-5662 . ........... tcajka@lincoln.ne.gov
Stacey Groshong Hageman, Planner ..... ................. 402-441-6361 . ........... slhageman@lincoln.ne.gov
Rachel Jones, Planner ................. ................. 402-441-7603 . ........... rjones@lincoln.ne.gov
Dessie Redmond, Planner ................. ................. 402-441-6373 . ........... dredmond@lincoln.ne.gov
Andrew Thierolf, Planner ................. ................. 402-441-6371 . ........... athierolf@lincoln.ne.gov
George Wesselhoft, Planner ................. ................. 402-441-6366 . ........... gwesselhoft@lincoln.ne.gov
Brian Will, Planner ................. ................. 402-441-6362 . ........... bwill@lincoln.ne.gov
Kellee Van Bruggen, Transportation Planner ................. 402-441-6363 . ........... kvanbruggen@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 Wednesdays at 7:00 p.m., Thursdays at 12:00 a.m. and Sundays at 12:30 p.m. on 5 City TV, Cable Channel 5. ** * * * * * * * * * *
HEALTH DIRECTOR’S OFFICE

Mayor Leirion Gaylor Baird appointed Pat Lopez, as the Interim Health Director effective May 28, 2019. Ms. Lopez had nearly a 30 year career at the Health Department from 1975 to 2004. She will serve in this role while Health Director Lausterer is on medical leave.

The Health Department will again participate in the Campaign Against Hunger Food Drive for the Food Bank of Lincoln from June 6, 2019 – July 31, 2019. The Administrative Aide will coordinate the Drive for the City of Lincoln and the Health Department.

The City is implementing OnBase, a new software system to enter and track all Executive Orders and Directorial Orders. The Administrative Aide is working with OnBase staff for the Health Department’s requirements for the system.

The Management Team continues to work on updating the Department’s Strategic Plan. Strategic Directions include: Community and Governance Engagement; Leveraging Data and Technology to Improve Public Health; Create a Culture of Diverse, Innovative and Responsive Teams; and Effective Communication and Brand Recognition.

Employee of the Month – Kodi Bonesteel – Community Health Services Division – Maternal and Child Health

ANIMAL CONTROL

Dog bites are up from last year for the months of January through May.

Dog bites to humans in 2018, January through May was 199.

Dog bites to humans in 2019, January through May was 244.

All dog bites and attacks (dog bite human, dog bite dog, dog bite other animal) for January through May 2018 was 267. For 2019 January through May was 325.

An increased emphasis will be placed on bite prevention starting in June, through the summer and fall.
Animal Control has seen a slight increase in all animal calls over last year. January through May 2018 was 4,108 and for January through May 2019, 4,265. “All calls” include stray domestic animals, owner incidents, wildlife, dead animals, investigations, Animal Control assists to LPD and/or LFR, animal transports, permit inspections.
There has also been a slight increase in bat calls. January through May 2018 was 220. January through May 2019 was 243.

Animal Control staff are currently working to hire an Animal Control Officer I and a Professional Technical Worker for seasonal help and bite prevention. Animal Control still has one full-time Officer on injury leave. With the increase in the number of bites and other calls for service, current staff are commended for working hard to keep up with the workload.

COMMUNITY HEALTH SERVICES

MIDDLE EASTERN WOMEN’S FOCUS GROUP

As a part of CHS’ Health Equity Team efforts, a focus group of women from the Middle East was conducted in partnership with the Good Neighbor Center. This is an established group that meets weekly. All participants were women who were born outside of the US. Participants were asked the following questions and themes were identified:

1) What does healthy mean to you?
Answers mostly focused on healthy food, exercise, and that the color of the skin and eyes should not be pale. Participants also reported the following themes; food should be cooked in a healthy way not with oil; eat a lot of fruit and vegetables; do some exercise; eat whole grain bread; drink a lot of water; don’t eat meat; eat fish; walking; “have a happy life”; and avoiding depression, stress and anxiety. Socializing with others was considered a healthy habit.

2) If you could change one thing about your health, what would it be?
Themes were; increase exercise, make balanced meals, less relationship stress with a spouse, do not take a lot of medicine, keep a routine sleep schedule, get plenty or rest and avoid sweets.

3) How does your role in the family impact your health and the health of your family?
Buying healthy food and preparing it at home for their family. Participants reported that their family members were not home as often as they were in their countries of origin. In general, participants considered this a major disruption to family meal time which is considered an important time for family members to support one another and, at times, important to their religious practices.

4) How does your culture impact your health and the health of your family?
Nearly all participants described their Muslim faith as having a significant cultural impact on their lives. Participants described Fridays as “holy days” where everyone is at home and when the participants cook up to 6 dishes for guests. Participants recognized that this happens less in the U.S. and that this is distressing to them. Participants described getting more sun in their country of origin, as their homes provided more windows in which people outside of their homes could not see them without their hijabs. Being covered in public is important in their faith. Nearly all participants reported that they prefer to have female doctors and female interpreters for their personal health care. Participants voiced that they trust LLCHD’s dental services.

DENTAL HEALTH & NUTRITION SERVICES

April

Caseload (Participation)
Our April caseload was 3735 participants, which is 4 fewer participants than March 2019. Our ‘enrolled with benefits’ percentage has increased over the past month meaning that more of our families enrolled in our WIC program are participating. LLCHD WIC is participating in 4 different outreach events in April and May in hopes to reach new families. We are also bringing WIC materials to different OB offices to spread the WIC word to newly pregnant mothers. We will continue to strive to meet our caseload goal of 4140 participants in the upcoming months.
Dental Clinic Services:

- Total number of clients served (unduplicated count): 586
- Total number of patient encounters (duplicated client count): 837
- Total number of patient visits (duplicated provider appointments/visits): 1205
- Total number of Racial/Ethnic and White Non-English speaking patients: 493 (84%)
- Total number of children served: 419 (72%)
- Total number of clients enrolled in Medicaid: 470 (80%)
- Total number of all clients with language barriers: 386 (66%) (Arabic, Burmese, Chinese, Farsi, French, Karen, Kurdish, Other, Russian, Spanish, Ukrainian, Vietnamese)

During April 2019 the dental staff provided an additional 99 provider visits when compared to March 2019. When compared to April 2018, dental staff provided an additional 59 provider visits during April 2019.

Community Based Dental Outreach Activities: 484

Fluoride Varnish/Screening Program: 246

- K Street Early Head Start: 115
- Educare: 128
- Malone Center: 3

Fallbrook Healthy Kids Event: 238

Student Rotations:

1 dental student from UNMC College of Dentistry rotated through the clinic during March.
4 dental hygiene students from UNMC College of Dentistry rotated through the clinic.

ENVIRONMENTAL PUBLIC HEALTH

Food Safety Program

Food Safety Goals: Protect human health by reducing the risk of foodborne illness.

Methods/Strategies

- provide food handler training in safe food preparation, hygiene, and sanitization
- conduct uniform inspections of food establishments
- provide consultative assistance to poorly performing food establishments
- investigate complaints and foodborne illness outbreaks
- engage the food service industry, academia, schools, and residents in improving food safety through the work of the Food Advisory Committee and Food Managers for Excellence
- conduct plan reviews for new and remodeled facilities
- issue permits, collect fees
- take enforcement actions (issue NOVs, FENs, and suspend or revoke permits)

**Indicators**

Maintain number of food safety complaints at less than 130 per year per 100,000 population and foodborne illness reports at less than 40 per year per 100,000 population.
Inspect 95% of food establishments within established risk based intervals.
Decrease the average number of critical item violations by 5%.
Decrease the average number of regular violations by 5%.
Obtain compliance with all nine FDA Retail Food Regulatory Program Standards.

**Funding/Source**

In FY18, the direct costs of the Food Safety Program, including program supervision, was 93.4% fee, contract and grant funded. (1)

**Comparison and Status on Indicators**

**Complaints**

See Mayor’s Indicator chart below on complaints. In FY18, 465 complaints on food establishments received included 104 potential foodborne illness complaints, which translates to 148/100,000 and 33/100,000 respectively. (2)

The number of complaints, especially on foodborne illness, is driven not only by local issues, such as Norovirus outbreaks, but by highly publicized national foodborne outbreaks of Listeria, E. coli, Salmonella and Cyclospora.

Percent of Inspections Completed Within Risk Based Intervals: In FY18, staff completed 90% of food inspections within risk-based intervals, just short of our goal of 95%. It is important to note that 99.0% of food inspections were completed before or within 30 days of their risk based interval. Over the
previous five fiscal years, 91% (FY17), 78% (FY16), 83% (FY15), 80% (FY14), and 59% (FY13) of inspections were completed within the risk based interval.

Violations Found During Inspections: The average number of Critical Item Violations found per regular, unannounced inspections of food establishments (restaurants) has ranged, from 1.45 to 1.72 per inspection, with 1.47 in FY18. The average number of non-critical item violations has ranged from 3.93 to 4.33 over the last five years, with 3.82 in FY18.

FDA Program Standards: LLCHD continues to implement FDA’s Voluntary National Retail Food Regulatory Program Standards and meets seven of nine standards. This quality assurance program ensures overall program excellence in inspections, foodborne illness response, training, and community interactions. FDA Standards #6 and #7 were audited in FY18. The program remained in compliance with Standard #7.

Inspections Completed

In FY18, staff completed 3042 inspections. This represents a 10 percent increase in inspections over FY14, but is very similar to the last two years. Permitted establishments have remained fairly steady. Staffing has remained at the same level.

![Graph showing Food Establishments Permits and Total Inspections](source: LLCHD 11/18)

Description

To meet the goal of protecting human health by reducing the risk of foodborne illness, the Food Safety Program issues permits, conducts inspections, educates food handlers works with the Food Advisory Committee, and takes enforcement actions when necessary. In FY18, the Food Safety Program permitted 1,296 food establishments in Lancaster County, including restaurants, grocery stores, temporary booths, events and farmers’ markets and as of November 2018 there were 1,402 food establishments in “active” status. In April, over 1100 annual permit renewals were sent out.
Inspection intervals are risk based and range from one to three times per year. Staff performed 3,042 total inspections. About 13% of inspections (401) resulted in Notices of Violation being issued, with the majority for lack of compliance with Food Handler Permits. Stronger enforcement action, the Food Enforcement Notice (FEN) is taken when violations pose an imminent risk to the public’s health. About 3.9% of inspections (118) resulted in a FEN, which were issued for serious or repeat higher risk food code violations. This is about average for any given year. Each food establishment that receives and FEN is required to complete a plan of action on how to prevent such violations in the future. In addition, more frequent inspections are conducted at these facilities to ensure safe food preparation. Administrative meetings are also held in situations where repeat enforcement actions have not resulted in improved sanitation and food safety. In these cases, consultative assistance is offered or required to address the highest risk violations. Nine (9) food establishment permits were suspended based on significant risk to public health. One permit was revoked.

The inspection findings for all food establishments are available to the public on the Internet. The easiest was to find the website is to search “Lincoln food inspections” with your favorite browser. LLCHD’s unique Inspection Rating dial quickly shows how a food establishment compares to similar facilities in Lincoln.
Food Handler and Food Manager Permits

All food establishment employees must have food handler permits and each establishment must have a Food Manager in charge of the operation. Training food managers and food handlers in safe food handling practices, hygiene, and sanitization is critical to preventing foodborne illnesses in our community. 15,546 Food Handler and Food Manager Permits were issued. (9) Food Managers received continuing education through our Food Manager classes taught by LLCHD staff. Food handler training and permits are available both on-line through an interactive training program developed with UNL and via in-person classes. The vast majority of the food handler permits were obtained on-line. Food Handler classes are offered at least once per week and Spanish classes are offered at least once per month.

<table>
<thead>
<tr>
<th>Food Handler Permits Issued</th>
</tr>
</thead>
<tbody>
<tr>
<td>Lincoln-Lancaster County Health Department</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Year</th>
<th>Permits Issued</th>
</tr>
</thead>
<tbody>
<tr>
<td>FY14</td>
<td>14,276</td>
</tr>
<tr>
<td>FY15</td>
<td>14,009</td>
</tr>
<tr>
<td>FY16</td>
<td>15,472</td>
</tr>
<tr>
<td>FY17</td>
<td>14,663</td>
</tr>
<tr>
<td>FY18</td>
<td>15,546</td>
</tr>
</tbody>
</table>

Source: LLCHD 11/18

Food Safety Consultation

- Enrolled 18 establishments into the hybrid consultation-enforcement process
- Conducted 63 on-site consultation visits
- > 50 Active Managerial Control (AMCs) procedures were adopted
- 14 written AMC Standard Operating Procedures were created
- 47% reduction of AMC violations in among Stage 3 facilities
The LLCHD Food Safety hybrid consultation-enforcement process focuses on the establishments that have a 3-year average rating that falls in the ‘Below Average’ category. An establishment that is in this category clearly demonstrates an ongoing inability or unwillingness to change behaviors to meet regulatory requirements. When an establishment is in the ‘Below Average’ category and has Active Managerial Control (AMC) related priority violations associated with the 5 Key Risk Factors for Foodborne Illness, they are required to participate in the hybrid consultation-enforcement process. The process involves the following steps:

1. An establishment receives a Food Enforcement Notice and then works with the Food Safety Consultant to develop a Plan of Action. This plan is used to implement food safety behavior change and focuses on high-risk Priority Violations.

2. The establishment receives a Food Enforcement Notice and is required to have an administrative meeting with the Disease Prevention Section Supervisor and the Food Safety Consultant. This meeting requires the establishment to work with the Food Safety Consultant and define the specific AMCs that will be covered.

3. The establishment receives a Notice of Suspension to cease food service. The establishment works with the Food Safety Consultant to change key food safety practices. When LLCHD is confident that the establishment has implemented and will maintain these AMCs, they are allowed to reopen.

The hybrid program worked with 15 establishments, which resulted in a total of 48 AMCs adopted as a result. Long term adherence to key AMCs is the primary indicator of success for the hybrid program.
The Food Safety Consultant worked with the central prep location for a local food store chain which has a good record of compliance, but produces large batches of various products that are then distributed to over a dozen stores. LLCHD worked with their director of operations and the central prep manager to improve their cooling process. LLCHD worked with them to have a sauce analyzed through the UNL Food Processing Center to determine if the product would not support bacterial growth. It was verified that it would not. Additionally, their delivery procedure was examined to ensure food was monitored during transport.

Another local food chain was enrolled to address holding, cooling and reheating issues. LLCHD worked with them to improve their logs, which the site managers shared with their corporate management to evaluate adopting at their other sites.

A grocery store chain had cooling violations in their delis at several locations. The Food Safety Consultant worked with the chain’s deli operations manager on their practices and procedures to implement an improved Active Managerial Control approach for all their stores. All deli managers were involved in the improvement of practices and procedures.

These three examples highlight how the consultation process provides the impetus for broader organizational change that can impact food safety policies and procedures beyond the specific facility enrolled in the program.

LLCHD food safety staff investigated a foodborne illness outbreak suspected to be caused by *Clostridium perfringens*. Improper holding and reheating had been identified on recent inspections in the facility and were the risk factors most likely to have caused this outbreak. LLCHD required the facility to enroll the hybrid program to implement AMCs for each of these risk factors.

The hybrid program also worked with a facility that is part of a national chain with a history of poorer performance locally. Despite receiving consultative assistance in the past, they continued to show poor performance and were enrolled again following an administrative meeting. The consultant worked through each risk factor with their management team helping them implement more robust policies and procedures.
Voluntary consultation was provided to a grocery chain. A cooling process issue was identified in their deli during an inspection, and consultation assistance was offered and accepted. The Food Safety Consultant met with all deli managers and deli director, which provided an excellent opportunity for dialogue and learning. The consultation process allowed them to talk freely about challenges they had, whether with processes, equipment or staff in a constructive way. The company's operations management was very receptive and proactive in validating and addressing the needs. The consultation process provided a safe environment to do a needs assessment for their policies and practices, and then provided tailored input on the most critical areas of food safety.

The Food Safety Consultant worked with the UNL Housing Dining Services to review their food safety standard operating procedures (SOPs) and provide recommendations for improvement. The SOPs were comprehensive, providing an excellent base of food safety practices and procedures. The Consultant helped strengthen personal hygiene risk factor SOPs on employee health and no bare hand contact.

**Food Managers Trainings on Special Food Processes**

Staff continued to work with UNL Food Processing Center (FPC) on Special Food Processes training for food managers, focusing on Reduced Oxygen Packaging (ROP), which was held on May 31, 2019. LLCHD was responsible for marketing the training to local operators, and all the area full-service restaurants and groceries were notified of the training. Due to space limitations in the lab demonstration section, the attendance will be capped at 40. However, as with previous trainings, the FPC will record, edit and host the training on their website as an ongoing resource. This includes the videos for each of the training topics, the PowerPoint slides associated with each topic, and the PDF of print resources developed. Products can be seen at [https://fpc.unl.edu/special-processes-food-service](https://fpc.unl.edu/special-processes-food-service).

**HEALTH PROMOTION & OUTREACH**

**Chronic Disease**

**Active Living**

Bike and pedestrian safety information was provided to over 1,200 youth and adults at seven bike rodeo/health fair events in April, including Pyrtle Elementary, Lakeview Elementary, Fredstrom Elementary, West Lincoln Elementary, Kahoa Elementary, Lincoln High School, Belmont Rec Center, and Healthy Kids Day at the Fallbrook YMCA.

**Tobacco**

The Ponca Tribe of Nebraska is a new partner in the 2019-2021 Communities of Excellence (CX) grant. Staff were asked to participate in a conference to learn more about behavioral health in Native American populations. The purpose of the conference was improving our cultural competency and understanding of commercial tobacco use in tribal populations. Staff learned about the impact of behavioral health, intergenerational trauma, and cultural attitudes and beliefs.
Staff is developing a vaping (electronic cigarettes) prevention education media campaign that will run May – July 2019 to include:

- An ad targeting parents in the Lincoln Public School Community News. This ad reached 25,000 families in Lincoln.
- Two PSAs, one promoting the “Play Tobacco Free” and one, produced by Tobacco Free California, will run on both local and cable television.
- Two Tobacco Free California radio PSAs will be aired through both radio station companies.
- The “this is not a flash drive” ad will appear on 15 Star Tran buses.

**Injury Prevention**

**Child Passenger Safety**

Staff coordinated two car seat check events in April at Anderson Ford and DuTeau Chevrolet. A total of 44 seats were checked at these events by 15 certified child passenger safety technicians. 28 seats were provided to families in need. These events are sponsored by Safe Kids Lincoln-Lancaster County.

Staff conducted 3 Child Care Transportation Trainings in April. A total of 51 child care staff attended these trainings and received certificates. State regulations require mandatory child passenger safety training for child care centers who transport children and the Safe Kids Nebraska Child Care Transportation Training is the only approved course to satisfy the regulation requirements.

**PUBLIC HEALTH INFORMATICS & PLANNING**

The Division Manager met with City Information Services new Cybersecurity Officer to discuss cybersecurity issues related to HIPAA.

Division staff took pictures for the new security cards and Information Management staff are working with the vendor to get the new building security system implemented.
Good Afternoon Ms. Cooley,

Thank you for contacting the Lincoln City Council's Office regarding your claim against the City. Your email below, dated June 3, 2019, was received and forwarded to Council members for review. Your claim against the City was part of item 5.a. Bill No. 19R-116 - Accepting a report of new and pending claims against the City for May 1 through May 15, 2019, which was brought before Council during the Monday, June 3, 2019, Council meeting. Your claim was recommended for denial and that denial was passed by the City Council by vote 6-0.

You may contact the Lincoln City Attorney's Office directly with any additional questions, 402.441.7281.

Thank you,

Angie Birkett
Office Coordinator
Lincoln City Council
555 South 10th St., Ste 111
Lincoln, NE 68508
Phone 402-441-6867
Fax 402-441-6533
abirkett@lincoln.ne.gov
Sincerely,

Tara Cooley

From: Tara <tlcool01@comcast.net>
Date: June 3, 2019 at 12:21:31 PM CDT
To: council@lincoln.ne.gov
Subject: Pot Hole Claim - Tara Cooley

Lincoln City Council Members:

I recently received a letter advising that I contact this office to further discuss our claim. We were advised by the Mayor's Office to submit pictures, receipts, and a synopsis of the situation. We did so, and then were advised that the City Attorney's Office was recommending to decline our claim to you. We are very disappointed that the City Attorney's Office came to this conclusion. I hit a very large pothole near 84th and Rockledge Road this early Spring. There was no avoiding this pothole if you were driving in this lane. I blew two tires and bent the rim on my vehicle. I had to be towed to the local dealership and paid over $1,200.00 for the necessary repairs. I was informed that numerous vehicles blew out their tires at this exact location and there were four (4) additional vehicles with flat tires in the same parking lot that I had to pull into.

This is a major safety concern for the residents of Lincoln, Nebraska. One concern is hitting a pothole, like I did, and blowing your tires out. I was very fortunate that I didn't lose control of my vehicle and cause a serious accident in the busy traffic. The second concern is drivers swerving all over the public roadways in an effort to avoid the thousands of potholes within the city limits. I have witnessed two (2) accidents this Spring because of this. We have had the opportunity to live all over the United States and we have never experienced such poor road conditions anywhere else. This is a major problem/concern that we hope gets addressed very soon.

The City Attorney's Office advised that they were aware of the significant pothole at this location, but yet nothing was done to warn drivers of the pothole. I was advised that conditions were not favorable to repair the roadway at that time, so nothing was done. This seems to be a negligent act on behalf of the City. The City was aware of the massive pothole and made no good faith effort to warn the citizens of the public roadway hazard. A simple sign, orange cone, lane blockade, warning device, etc., etc. could have prevented these incidents on the City of Lincoln streets. I respectfully ask that you review my claim.

Thank you for your time and assistance!

Sincerely,

Tara Cooley