

DIRECTORS' ORGANIZATIONAL MEETING

Monday, November 2, 2020

555 S. 10TH STREET

BILL LUXFORD STUDIO

I. MINUTES

1. Approval of Directors' Minutes from October 19, 2020

II. ADJUSTMENTS TO AGENDA

III. CITY CLERK

IV. MAYOR'S OFFICE

V. DIRECTORS CORRESPONDENCE

LINCOLN-LANCASTER COUNTY HEALTH DEPARTMENT

1. Public Health Update provided by Pat Lopez, Interim Director, Lincoln-Lancaster County Health Department

PLANNING DEPARTMENT

1. Weekly Administrative Approvals from October 19, 2020 through October 26, 2020
2. Action dated October 28, 2020
3. Final Action dated October 28, 2020

TRANSPORTATION AND UTILITIES

1. Introduction of LTU's new Assistant Director of Transportation

VI. BOARDS/COMMITTEES/COMMISSION REPORTS

1. DEC - Ward (10.20.20)
2. PRT - Bowers (10.29.20)
3. WHJPA - Ward (10.29.20)
4. ILC - Christensen, Shobe, Washington (10.26.20)
5. DLA - Meginnie, Ward (10.27.20)

VII.. CONSTITUENT CORRESPONDENCE

1. Transitional Living Facilities - Carl Mau
2. Virtual Comments/Transitional Living Facilities - SaRena Freet
3. 1533 South 21st Street #5 - Residency - Charles Patterson
4. Landlord/Tenant Issues - Angela and Charles
5. Transitional Living Facilities - Bill North

VIII. MEETINGS/INVITATIONS

See invitation list.

IX. ADJOURNMENT



Memorandum

Date: ♦ October 27, 2020

To: ♦ City Clerk

From: ♦ Rhonda Haas, Planning Dept.

Re: ♦ Administrative Approvals

cc: ♦ Geri Rorabaugh, Planning Dept.

This is a list of City administrative approvals by the Planning Director from October 19, 2020 through October 26, 2020:

Administrative Amendment 20052, Briarhurst Community Unit Plan, approved by the Planning Director on October 21, 2020 to add 10 dwelling units at Briarpark Drive and Bodie Circle for a total of 518 dwelling units.

Administrative Amendment 20056, Wheatland Community Unit Plan, approved by the Planning Director on October 19, 2020 to reduce the side yard setback from 50 feet to 30 feet on the south side of Lot 2, Block 4, on property generally located at South 120th Street and Van Dorn Street.

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

NOTICE: The Lincoln/Lancaster County Planning Commission will hold a public hearing on Wednesday, October 28, 2020, 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, October 28, 2020 in the City Council Chambers immediately following the Regular Planning Commission meeting, for a briefing on Affordable Housing Coordinated Action Plan. ****Please Note** Planning Commission briefings are for informational purposes only and no public testimony will be taken.**

****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.

For the protection of all those involved, the Planning Commission will be allowing testimony on agenda items by videoconferencing. For those who wish to testify by video, you must register with the Planning Department Office to participate by calling 402-441-7491 or emailing Plan@lincoln.ne.gov by 10:00 a.m. the day of the meeting. You will be asked to provide your name, address, phone number and the agenda item(s) you wish to speak on, and your position on this item. On the day of the hearing, you will receive a link via email, which will be needed to join the hearing to provide your testimony.

AGENDA

WEDNESDAY, OCTOBER 28, 2020

[Commissioner Ryman Yost absent]

Approval of minutes of the regular meeting held October 14, 2020. ****APPROVED: 7-0; (Ryman Yost absent)****

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

COMPREHENSIVE PLAN CONFORMANCE:

- 1.1 COMPREHENSIVE PLAN CONFORMANCE 20014, to review as to conformance with the 2040 Lincoln Lancaster County Comprehensive Plan, a proposed amendment to the Lincoln Center Redevelopment Plan, to add the "Terminal Building Redevelopment Project", on property generally located at 947 O Street and 139 S. 10th Street.
Staff recommendation: In Conformance with the Comprehensive Plan
Staff Planner: Andrew Thierolf, 402-441-6371, athierolf@lincoln.ne.gov
Planning Commission recommendation: FINDING OF CONFORMANCE: 7-0 (Ryman Yost absent). Public hearing before the City Council is tentatively scheduled for Monday, November 23, 2020, at 5:30 p.m.
- 1.2 COMPREHENSIVE PLAN CONFORMANCE 20015, to review as to conformance with the 2040 Lincoln-Lancaster Comprehensive Plan, a proposed amendment to the Lincoln Center Redevelopment Plan, to add the "1040 O Street Redevelopment Project", including renovation and rehabilitation of a 6-story building, on property generally located at 1040 O Street.
Staff recommendation: In Conformance with the Comprehensive Plan
Staff Planner: Andrew Thierolf, 402-441-6371, athierolf@lincoln.ne.gov
Planning Commission recommendation: FINDING OF CONFORMANCE: 7-0 (Ryman Yost absent). Public hearing before the City Council is tentatively scheduled for Monday, November 23, 2020, at 5:30 p.m.

CHANGE OF ZONE WITH RELATED ITEM:

- 1.3 CHANGE OF ZONE 08057B, to allow revisions to the development plan which propose modifications to the Zoning Ordinance regulations for motorized vehicle sales, on property generally located at 2928 North 48th Street.
Staff recommendation: Conditional Approval
Staff Planner: Rachel Jones, 402-441-7603, rjones@lincoln.ne.gov
Planning Commission recommendation: CONDITIONAL APPROVAL, as set forth in the staff report dated October 19, 2020, as revised by staff and agreed upon by the applicant: 7-0 (Ryman Yost absent). Public hearing before the City Council is tentatively scheduled for Monday, November 23, 2020, 5:30 p.m.
- 1.4a CHANGE OF ZONE 20029, from R-3 (Residential District) to H-3 (Highway Commercial District), on property generally located west of North 33rd Street and Schworer Drive.
Staff recommendation: Approval
Staff Planner: Rachel Jones, 402-441-7603, rjones@lincoln.ne.gov
The Planning Commission granted the request of the applicant to place this application on pending until further notice.

1.4b PRELIMINARY PLAT 20004, for a new preliminary plat consisting of two lots, on property generally located West of North 33rd Street and Schworer Drive.

***** FINAL ACTION *****

Staff recommendation: Conditional Approval

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

The Planning Commission granted the request of the applicant to place this application on pending until further notice.

SPECIAL PERMIT:

1.5 SPECIAL PERMIT 961A, to allow for the expansion of a non-conforming use for the sale of alcohol for consumption on the premises, on property generally located at 3340 West A Street. ***** FINAL ACTION *****

Staff recommendation: Conditional Approval

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

Planning Commission 'final action': CONDITIONAL APPROVAL, as set forth in the staff report dated October 14, 2020: 7-0 (Ryman Yost absent). Resolution No. PC-01733.

2. **REQUESTS FOR DEFERRAL:** See Items 1.4a and 1.4b.

3. **ITEMS REMOVED FROM CONSENT AGENDA:** See Items 1.4a and 1.4b.

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

MISCELLANEOUS:

4.1 MISCELLANEOUS 20002, to amend the Long-Range Transportation Plan (LRTP) to expand the scope of the Fletcher Avenue Project (currently shown as 84th to 98th Street), by extending the project limits from the current east terminus of 98th Street east to 148th Street.

Staff recommendation: Approval

Staff Planner: Allan Zafft, 402-441-6369, azafft@lincoln.ne.gov

Planning Commission recommendation: APPROVAL: 7-0 (Ryman Yost absent).

**FOR ANYONE WISHING TO SPEAK ON AN ITEM
NOT ON THE AGENDA, MAY DO SO**

Adjournment 1:13 p.m.

PLANNING COMMISSION FINAL ACTION NOTIFICATION

TO: Mayor Leirion Gaylor Baird
Lincoln City Council

FROM: Geri Rorabaugh, Planning

DATE: October 28, 2020

RE: Notice of final action by Planning Commission: October 28, 2020

Please be advised that on October 28, 2020, the Lincoln City-Lancaster County Planning Commission adopted the following resolution:

Resolution PC-01733, approving **SPECIAL PERMIT 961A**, to allow for the expansion of a non-conforming use for the sale of alcohol for consumption on the premises, on property legally described as Lot 59, located in the SW 1/4 of Section 29-10-6, Lincoln, Lancaster County, Nebraska, generally located at 3340 West A Street.

The Planning Commission action on this application 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. SP961A). The Resolution and Planning Department staff report are in "Related Documents" under the application number.

F:\devreview\final action notices\cc\2020\102820

Angela M. Birkett

From: Carl Mau <carl@lu464.org>
Sent: Monday, October 26, 2020 2:28 PM
To: Council Packet
Subject: A.I.F.

[CAUTION] This email comes from a sender outside your organization.

Good afternoon Lincoln City Council members,

It has been brought to my attention that A.I.F. housing is on the agenda again this evening. Due to a prior commitment, I will not be able to attend. I would however like reiterate my concerns for the importance of these housing units from my previous testimony about this issue. I also would like to remind all involved, the folks that will be living in these residences have served their time. It's my understanding this would not be an issue if only one or two these folks rented any apartment or home within the city limits. While I understand the concerns from both sides, the bottom line is this is a needed service. Prison overcrowding is a huge problem not only in Nebraska but all over the United States. As I stated in my testimony last time I addressed the council, I think with the right amount of thought and research, Lincoln could be a model for these programs. With that being said, my opinion is accept the suggested changes that were made by the City Planning Department but delay any other action until more research can be done into A.I.F. housing in other parts of the United States. I, as a Lincoln NE resident and taxpayer do not want to see something like this simply rushed through with the possibilities of ending up with some type of discrimination lawsuit. If this process becomes too burdensome, who will step up to own and operate these type of affordable housing units? Please keep in mind these folks have paid their debt to society for their criminal activity. They are looking for a fresh start and that is not an easy thing to do at any time let alone now with all of the extra burdens we are all dealing with. If we're going to do this as a city, let's do it right. What would you want if it was one of your family members that needed this service? Thank you for your time and all that you do for the City of Lincoln.

Respectfully,

CARL MAU
1035 SOUTH 32ND STREET
LINCOLN, NEBRASKA 68510
CELLULAR: 402-981-3809

Angela M. Birkett

From: SaRena Freet <sarenafreet@gmail.com>
Sent: Monday, October 26, 2020 3:11 PM
To: Council Packet
Subject: virtual comments/transitional housing/we can do this

[CAUTION] This email comes from a sender outside your organization.

Greetings,

I'm unable to attend the council meeting tonight, so here are a few considerations and suggestions.

I ask you to consider restoring virtual comments, I understand this adds additional labor to an already small support staff at council meetings. However, with the unforeseeable end to this global pandemic coupled with accessibility concerns virtual comments make local civic engagement easier for many.

Transitional housing is extremely important for our community, the local proposed regulations are more intensive than what is required on the state level. Changing the zoning for transitional housing to match group home facilities negates the differences and the purposes of each housing support. It's important to have transitional facilities in our neighborhoods because the people living in transitional housing need opportunities for community engagement. An easy way for this to happen is by getting to know your neighbors, helping them move snow, saying hello when you see them. This is a part of the "re-entry" process. Invite the tenants of the house to neighborhood association meetings. Placing further restrictions on transitional housing, only penalizes the people who are seeking the community support, and those fulfilling their parole requirements. Please don't use these regulations to further criminalize people, for a mistake they've made and time they've served. The people these regulations will hurt the most, are people that need the most support.

The 'We Can Do This' food program at the F Street Rec center, has been providing essential food service to young people in our community along with other incredible programming. I ask you to urge Parks & Rec to continue this community partnership. We are living in a crisis, our community is hurting. We Can Do This offers much needed support. Without it, we will have even more young people food insecure at a time that most families are struggling to have their basic needs met.

Thank you,
SaRena Freet

Angela M. Birkett

From: Charles Patterson <charlespatterson34@gmail.com>
Sent: Monday, October 26, 2020 8:25 PM
To: Info@lincolncasa.com
Cc: Casa Property Management
Subject: 1533 S. 21st Street # 5 - Residency

[CAUTION] This email comes from a sender outside your organization.

Dear Pablo Cervantes,

I am contacting you to ask if we could discuss staying in the apartment at 1533 S. 21st #5 for a few more months. I have lived in this apartment since February 1, 2007. I love living here, but lately finances have been difficult with COVID-19 and the prospect of moving is difficult in many ways.

I know you stated the move out notice you gave was due to you wanting to do some upgrades. I've compared my apartment with a few others and honestly the other units and mine is not that differently dated. After being here for my duration, not things are not so bad. The only item that may need attention would be the carpet, but a carpet cleaning is all it really needs. The vinyl in the kitchen/dining area along with the bathroom is in very good condition. Comparing my place with others, mine still appears to be in really good condition. Many of the other residents have stated to me they as well are on a month to month lease also. I would be more than welcome for you to come and take a look and view the condition of the premises, I could also provide you with a recorded video and or pictures of each room.

It's important to me to be a good and responsible tenant. I have always strived to pay my rent on time and in full in the almost 14 years at this residence. I've maintained the apartment in good condition, and I have been kind and respectful to both you and my neighbors. I don't believe you could ask for a more conscientious resident.

I would like to request to stay until July 31st, giving notice no later than June 30, 2021. I believe staying at the current rent with or without the increase for the the remainder of the time I dwell in the residence is a fair rate and would help me retain residence here, which is very important to me.

The most important reason for me maintaining my residence is my 13 year old daughter, Jayla. To begin, I have no family here in Lincoln, NE. With her current health issues and the COVID -19 pandemic, we have no place to go and would be literally out in the cold streets when it is winter time. My daughter in my care is a latch key kid and the proximity of Lincoln High School and her safety is very important, as well as this building having controlled access is very important as well until I return home . The opportunity to stay the additional months will give us time to go through a lot of things and work with the Lincoln Public School system for solutions as well.

There are also many benefits to you if I stay, including avoiding the expense and hassle of listing the vacancy, readying the apartment for a new tenant, going through the application process and the possibility of loss of rental income while you search for a new tenant.

In exchange for your generosity, I would like to know if there is something I could do for you as well. If you wish, I could begin the increased rate immediately, sign a longer lease commitment or extend the notice time an extra 6 - 9 months. I am open to ideas.

I do enjoy living here. I am hoping that and we can agree on new terms. Please let me know your thoughts at your convenience. If you wish to discuss this further, do not hesitate to reach out.

Please, let me know that you have received this.

Thank you,

Charles Patterson

1533 S. 21st Street APt. #5

4025701246

charlespatterson34@gmail.com

10/13/20

To Whom This May Concern;

~~My~~ My name is Angela Bellow and my fiancé Charles Schlick ~~we~~ we are having some concerns on the following items: (1) Tam Nguyen the owner of Tam Square Realty does not have a landlords license ~~at~~ rents properties (2) Tam Nguyen might be here in this country illegally. (3) Aggressive dogs living at 877 N. 26th St Lincoln, NE 68503 and the buildings as well as the yard is always full of trash. (4) The police department is not protecting the victims and they always protect the crimes. There has been letters sent to ~~the~~ Governor Ricketts, to the state senate and the police department expressing our concerns on the errors of the ways and no response at all from all three departments. Please do something on the above issues and please let us know by letter at the following address of 877 N. 26th Apt 13 Lincoln, NE 68503. Thank you for ~~reading~~ reading this letter.

Sincerely,
Angela Bellow and Charles Schlick

6024 Kenwood Rd.
Lincoln, Nebraska
68514
October 18, 2020

To: Lincoln City Council
Members,

Subject: Halfway Houses

It reminded me of putting the fox in the hen house. If you aren't willing to put one next door to you, you should not put one next door to anyone else.

If you are going to plow ahead anyway, I would suggest you might want to consider:

① Locate it in a very, very low cost neighborhood. Why? Three reasons:

(a) The inmates will want to get the heck out of there. So, they will shape up fast. Otherwise you're asking for lazy progress.

(b) Low cost housing will help whoever is paying for it. It should be paid for by the inmates. Otherwise, you will be insulting their competence to pay their own way. You will be inferring even

over

Several of them don't have what it takes to "make it." Make them pay for everything.

(c) If the house is in real bad shape, maybe it could be a renovation project. Eventually, it could be sold at a profit. The inmates could learn some skills. They could develop some pride in the project. Perhaps a skilled contractor could train them as they do 90% of the work. It might lead to a specialization in construction.

If the inmates improve the neighborhood, maybe they will be more welcome.

Are there renovation projects in the neighborhood? Very low pay is good. So, when they go on their own the higher pay will be appreciated. Wow!

Sincerely,
Bill North