**AGENDA FOR THE REGULAR CITY COUNCIL MEETING TO BE HELD MONDAY, MARCH 03, 2025 AT 3:00 PM**

**ACTION**

**ALL MEMBERS PRESENT**

**PUBLIC HEARING - CONSENT AGENDA**

Anyone wishing to address an item on the Consent Agenda may do so at this time.

**1. REPORTS OF CITY OFFICERS**

**1.a.** 25R-57
Reappointing Emily Deeker and Michael Harpster to the Urban Design Committee for terms to expire February 1, 2028.
(ADOPTED, 6-0; ABSENT: BOWERS; A-95041)
25R-57 Resolution.pdf

**1.b.** 25R-58
Reappointing Andrea Gebhart and David Quade to the Nebraska Capitol Environs Commission for terms to expire January 9, 2028.
(ADOPTED, 6-0; ABSENT: BOWERS; A-95042)
25R-58 Resolution.pdf
25R-58 Resolution.docx

**1.c.** 25R-59
Reappointing David Johnson to the Board of Zoning Appeals for a term to expire February 1, 2030.
(ADOPTED, 6-0; ABSENT: BOWERS; A-95043)
25R-59 Resolution.pdf

**1.d.** 25R-60
Approving a Professional Services Agreement Supplement No. 1 for preliminary engineering services between City of Lincoln and Schemmer Associates, Inc., for the Waterford Trail, Project No. TAP-55(192), CN 13554.
(ADOPTED, 6-0; ABSENT: BOWERS; A-95044)

25R-60 Resolution.pdf
13554 Waterford Trail PE Supplement 1.pdf

**1.e.** 25R-61
Approving the selection of a contractor pursuant to the bids to be opened on February 27, 2025, and authorizing execution of the construction contract between the City and the State of Nebraska Department of Transportation for the use of Federal Transportation Program Funds for design, construction and construction engineering of

the Adams Street from 36th Street to 49th Street Rehab Project, Project No. LCLC-5250(4), CN 13440, City Project No. 702976.
(ADOPTED, 6-0; ABSENT: BOWERS; COUNCIL MADE A VERBAL MOTION TO RECONSIDER BILL NO. 25R-61, MOTION TO RECONSIDER APPROVED, 7-0; MTA #1 TO ACCEPT A SUBSTITUTE RESOLUTION, ADOPTED, 7-0; ADOPTED AS AMENDED, 7-0; A-95045)
702976 Construction Award City Council Fact Sheet.pdf
25R-xxx INTRO_702976.docx

**2. PETITIONS & COMMUNICATIONS**

**2.a.** 25R-68
Setting the hearing date of Monday, March 17, 2025 at 3:00 p.m. on the Application of Ken's Liquor Inc. dba Ken's Liquor for an addition of an indoor area measuring approximately 10 feet by 40 feet at 1350 North 48th Street.
(ADOPTED, 6-0; ABSENT: BOWERS; A-95046)
SHD 25R-68.pdf

**2.b.** 25R-69
Setting the hearing date of Monday, March 17, 2025 at 3:00 p.m. on the Application of On the Run Quick Shop, LLC dba On the Run Quick Shop for a Class C Liquor License located at 100 North 12th Street, Suite 102.
(ADOPTED, 6-0; ABSENT: BOWERS; A-95047)
SHD 25R-69.pdf

**2.c.** 25R-70
Setting the hearing date of Monday, March 17, 2025 at 3:00 p.m. on the Application of LaughingCrabNE Inc. dba Laughing Crab for a Class I Liquor License located at 6100 O Street, Suite 256.
(ADOPTED, 6-0; ABSENT: BOWERS; A-95048)
SHD 25R-70.pdf

**3. MISCELLANEOUS REFERRALS - NONE.**

**- VOTE ON CONSENT ITEMS -**

**4. PUBLIC HEARING - LIQUOR RESOLUTIONS**

**4.a.** 25R-71A
Application of KEDDS Enterprises Inc. dba DaVinci's for a Class C Liquor License located at 4344 O Street.
(ADOPTED FOR APPROVAL, 7-0; A-95049)
25R-71 DaVinici Class C app.pdf
25R-71 DaVinci for Class C den.pdf
25R-71 Ltr and Application.pdf

**4.b.** 25R-72A

Manager Application of Joe Armstrong for KEDDS Enterprises Inc. dba DaVinci's located at 4344 O Street.
(ADOPTED FOR APPROVAL, 7-0; A-95050)
25R-72 Joe Armstrong for DaVinci's app.pdf
25R-72 Joe Armstrong for DaVinci's den.pdf
25R-71 Ltr and Application.pdf

**4.c.** 25R-73A

Application of McFarland Family Farms, LLC dba Mac's Creek Winery & Brewery for special designated licenses to cover an outdoor area measuring approximately 10 feet by 10 feet at the Haymarket Farmers Market at 246 N 8th St on May 10, 17, & 24, June 14 & 28, and July 12 & 26, 2025 from 8:00 a.m. to 12:00 p.m.
(ADOPTED FOR APPROVAL, 7-0; A-95051)
25R-73 McFarlands Haymarket Farmers Market SDL den.pdf
25R-73 McFarlnd Family Farms SDL Haymarket Farmers Market app.pdf
Haymarket_Location.pdf
SDL App.pdf

**- VOTE ON LIQUORS -**

## 5. PUBLIC HEARING - RESOLUTIONS

**5.a.** 25R-62

Accepting and approving the report of new and pending claims against the City for February 1 through February 15, 2026.
(ADOPTED, 7-0; A-95052)
25R-62 Resolution.pdf
25R-62 Claims Report.pdf

**5.b.** 25R-63

Approving the amended and restated City of Lincoln's employee Flexible Benefit Plan, Health Flexible Spending Account Plan and Dependent Care Flexible Spending Account Plan effective January 1, 2025.
(ADOPTED, 7-0; A-95053)
25R-63 Resolution.pdf
25R-63 Attachment B.pdf
25R-63 Attachment A.pdf
25R-63 Attachment C.pdf
Fact Sheet for Resolution for 2-24-25.pdf

**5.c.** 25R-64

Accepting the Air Quality Program Grant (105 Funds) Workplan for the 2025-2028Federal Fiscal Years.
(ADOPTED, 7-0; A-95054)

25R-64 Resolution.pdf
FY2025-2028 LLCHD 105 Grant 4-year Workplan - Signed by NDEE.pdf

**5.d.** 25R-65
Approving the contract renewal between the City of Lincoln and Oracle America, Inc. for technical support services for two (2) year term.
(ADOPTED, 7-0; A-95055)
25R-65 Resolution.pdf
Oracle - SS Paperwork.pdf
Oracle Support Service Number P-JD-M01197-000--75.pdf
Fact Sheet - Resolutions.pdf
Resolution Request.pdf

**5.e.** 25R-66
Comprehensive Plan Conformance 24020 - Application of Hawley Hamlet, LLC., to review as to conformance with the 2050 Lincoln-Lancaster County, Comprehensive Plan, a proposed amendment to the Hawley Hamlet Property Conservation Easement, modifying the easement width of Outlot A, generally located at N. 26th Street and U Street.
(ADOPTED, 7-0; A-95056)
25R-66 Resolution.pdf
25R-66 Attachment A.pdf
CPC24020 Summary Report.pdf

**5.f.** 25R-67
Use Permit 17007A - Application of 1081 Properties, LLC., Olsson, to amend existing use permit to establish a preliminary site layout for the expansion of the campus and future development, provide calculations for the site drainage, and request a height waiver on property generally located at NW 1st Street and W Harvest Drive.
(ADOPTED, 7-0; A-95057)
25R-67 Resolution.pdf
UP17007A Summary Report.pdf

**- VOTE ON RESOLUTIONS -**

**- END PUBLIC HEARING -**

## 6. RECONSIDERATION

**6.a.** 25R-52
Accepting and approving the report of new and pending claims against the City for January 16 through January 31, 2025. (2/24/25 - Verbal Motion to remove claim of Larry Carder from Denied and Placed on Pending for two weeks to 3/10/24; LOST, 3-4; ADOPTED, 6-1; A-95040)
(COUNCIL MADE A VERBAL MOTION TO RECONSIDER BILL NO. 25R-52;

MOTION TO RECONSIDER APPROVED, 7-0; VEBAL MOTION TO REMOVE THE CLAIM OF LARRY CARDER FROM THE DENIED AND PLACED ON PENDING; 7-0; ADOPTED AS AMENDED, 7-0)
25R-52 Resolution.pdf
25R-52 Claims Report.pdf

**- VOTE ON RECONSIDERATION ITEM -**

**7. RESOLUTIONS - 1ST READING (ITEMS 7.A. THROUGH 7.F. HAD 1ST READING, SEE 7.D.)**

**7.a.** 25R-71
Approving Garage Beers LLC, dba Liquid Assets Sports Bar and Grill, located at 2755 Jamie Lane, Suite 14-16, as a keno Satellite.
25R-71 Resolution.pdf

**7.b.** 25R-72
Approving the selection of a contractor pursuant to the bids to be opened on February 27, 2025, and authorizing execution of the construction contract between the City and the Nebraska Department of Transportation for the use of Federal Transportation Program Funds for design, construction, and construction engineering of the signal replacements at the intersections of S. 9th Street & A Street, S. 9th Street & D Street, S. 10th Street & A Street, and S. 10th Street & D Street Signal Replacement Project, Project No. LCLC-5261 (1), CN 13436, City Project No. 702144.
25R-72 Resolution.pdf
702144 Construction Award City Council Legislation Fact Sheet.pdf

**7.c.** 25R-73
Pre-Existing Special Permit 23K - Application of Nebraska Wesleyan University to Pre-Existing Special Permit 23J to expand the Nebraska Wesleyan University Campus to include the property formerly known as the Alpha Gamma Delta Sorority on property located at 2541 N 50th Street.
25R-73 Resolution.pdf
PESP23K Summary Report.pdf

**7.d.** 25R-74
Appeal by James Emmerich of Planning Commission Approval of Special Permit 632B, to amend the Abbott Estates Community Unit Plan to add 26 additional townhome lots, for a total of 66 dwelling units within the CUP, with associated waivers, on the property generally located at Old Cheney Road and Abbott Road.
(VERBAL MOTION TO WITHDRAW BILL NO. 25R-74, 7-0; #38-4782)
25R-74 Resolution.pdf
SP632B Summary Report Appeal.pdf

**7.e.** 25R-76

Directing submittal to the qualified electors of the City a proposed ballot question for the May 6, 2025 general election to adopt or reject an amendment to Title 11 of the Lincoln Municipal Code to prohibit discrimination in renting or buying housing in the City of Lincoln based on the basis of a person's lawful source of income.
25R-76 Resolution.pdf

**7.f.** 25R-77
Correcting the legal description of the Use Permit Area by repealing and replacing Resolution No. A-94987.
25R-77 Resolution.pdf

## 8. ORDINANCES - 1ST READING & RELATED RESOLUTIONS (ITEMS 8.A. THROUGH 8.K. HAD 1ST READING)

**8.a.** 25-8
Amending the pay schedule for employee group whose classification is assigned to the pay range which is prefixed by the letter "M" by changing the pay range for class 3161 "Emergency Communications Head" from M05 to M07.

25-8 Ordinance.pdf

**8.b.** 25-9
Amending the pay schedule for employee group whose classification is assigned to the pay range which is prefixed by the letter "W" by changing the pay range for class 2255 "Human Rights Manager" from W02 to W04.

25-9 Ordinance.pdf
W Pay Range Change - Factsheet.pdf

**8.c.** 25-10
Text Amendment 25001 - Application of Gana Venue, LLC to amend Lincoln Municipal Code Section 27.62.110 Food and Drink Establishment Use Group to exclude golf courses and hiker/biker trails from the conditions required to sell alcoholic beverages for consumption on the premises in the B-2 and B-5 zoning districts.
25-10 Ordinance (TX25001).pdf
TX25001 Summary Report.pdf

**8.d.** 25-11
Annexation 25001 - Application of Rokeby Investments, LLC, and Southview, Inc., to annex approximately 67 acres of property generally located southwest of S 84th Street and Rokeby Road. (Related Items: 25-11, 25-12)
25-11 Ordinance.pdf
25-11 and 25-12 Attachment.pdf
AN25001 Summary Report.pdf

**8.e.** 25-12

Change of Zone 25004 - Application of Rokeby Investments, LLC, and Southview, Inc., to change the zoning designation from AG Agricultural to R-3 Residential of approximately 60 acres, on the property generally located at southwest of S 84th and Rokeby Road. (Related Items: 25-11, 25-12)

25-12 Ordinance.pdf
25-11 and 25-12 Attachment.pdf
CZ25004 Summary Report.pdf

**8.f.** 25-13

Change of Zone 25001 - Application of Lost Bridge Crossing, LLC., to change the zoning designation from H-2 Highway Business District, H-3 Highway Commercial District and R-2 Residential District to R-T Residential Transition District on property generally located at 1045 N 35th Street.

25-13 Ordinance.pdf
25-13 Attachment.pdf
CZ25001 Summary Report.pdf

**8.g.** 25-14

Change of Zone 25002- Application of Lincoln Sports Foundation, Inc., to change the zoning designation from H-2 Highway Business District to H-3 Highway Commercial District, on property generally located at 7600 N 70th Street.

25-14 Ordinance.pdf
25-14 Attachment.pdf
CZ25002 Summary Report.pdf

**8.h.** 25-15

Change of Zone 25003 - Application of Planning Director, to change the zoning designation from B-1 Local Business District and B-3 Commercial District to H-2 Highway Business District for the property generally located at 48th Street and O Street, between 44th and 52nd Street, and between M Street and Y Street.

25-15 Ordinance.pdf
25-15 Attachment A.pdf
25-15 Attachment B.pdf
CZ25003 Summary Report.pdf

**8.i.** 25-16

Text Amendment 25002 - Application of the Planning Department to amend certain sections of Title 27 of the Lincoln Municipal Code related to the "H" and "I" zoning districts to eliminate the H-1 District and revise the H-2 District to encourage mixed use development, to amend sections governing the H-3 and I-3 Districts to promote light industrial uses, to amend the H-4 District to achieve consistency with the comprehensive plan, and to correct the use group tables to reflect prior text amendment changes related to on and off sale alcohol. (Related Items: 25-16, 25R-75, 25-17)

25-16 Ordinance (TX25002).pdf

TX25002 Summary Report 25-16.pdf

**8.j.** 25R-75

Text Amendment 25002 - Application of the Planning Department to amend Title 3 Design Standards for Zoning Regulations by amending Sections 7.1 and 7.5 in Chapter 3.50 Design Standards for Screening and Landscaping to remove references to the H-1 zoning district; and to add a new Chapter 3.120 to adopt the H-2 Mixed-Use Corridor District Design Standards. (Related Items: 25-16, 25R-75, 25-17)

25R-75 Resolution (TX25002).pdf
25R-75 Resolution and Attachments (TX25002).pdf
TX25002 Summary Report 25R-75.pdf

**8.k.** 25-17

Text Amendment 25002 - Application of the Planning Department to amend Lincoln Municipal Code Section 10.02.350 Sidewalk Space to acknowledge public access easements over sidewalks in certain zoning districts; amending Section 12.20.021 Landscape Plantings Within the Sidewalk Space to refer to the definition of sidewalk space in Title 10; amending Section 14.80.010 Space Between Curb and Lot Lines; Designation to add language providing for adjustments in the sidewalk space in the H-2 zoning district and the South Haymarket area as set forth in the Design Standards. (Related Items: 25-16, 25R-75, 25-17)

25-17 Ordinance (Title 10, 12, and 14).pdf
TX25002 Summary Report 25-17.pdf

## 9. PENDING LIST (EXTENDED ONE WEEK)

**9.a.** 24-129

Approving an Agreement for Tower Space and Appurtenances between the City and Cellco Partnership, a Delaware partnership d/b/a Verizon Wireless to occupy and use certain city-owned parcel of real property and Tower generally located at 2201 S. 84th Street. (12/2/24 - Verbal Motion to Delay for 1 week to 12/9/24) (12/9/24 - Verbal Motion to Delay for 1 week to 12/16/24) (12/16/24 - Verbal Motion to Delay for 4 weeks to 1/13/25) (1/13/25 - Verbal Motion to Remove Bill No. 24-129 from Pending List Date Certain and place on Pending List No Date Certain)

24-129 Ordinance.pdf
24-129 Attachment.pdf

**9.b.** 24-130

Change of Zone 24018 - Application of Sesostris Temple Holding Corp., to change the zoning designation from AG Agricultural District to H-4 Highway Commercial District, on approximately 15 acres on the property generally located north of the O Street and Anthony Lane intersection. (Related Items: 24-130, 24R-526, 24R-527) (11/18/24 – Verbal Motion to Delay with continued Public Hearing & Action two weeks to 12/2/24) (12/2/24 – Verbal Motion to Delay with continued Public Hearing & Action two weeks to 12/16/24) (12/16/24 - Verbal Motion to Delay and Move to Pending

List No Date Certain)
24-130 Ordinance.pdf
24-130 Attachment.pdf
CZ24018 Summary Report.pdf

**9.c.** 24R-526
Special Permit 24030 - Application of Sesostris Temple Holding Corp., to allow a planned service commercial development with associated waivers on the property generally located north of the O Street and Anthony Lane intersection. (Related Items: 24-130, 24R-526, 24R-527) (Action Date: 12/2/24) (11/18/24 – Verbal Motion to Delay with continued Public Hearing & Action two weeks to 12/2/24) (12/2/24 – Verbal Motion to Delay with continued Public Hearing & Action two weeks to 12/16/24) (12/16/24 - Verbal Motion to Delay and Move to Pending List No Date Certain)
24R-526 Resolution.pdf
SP24030 Summary Report.pdf

**9.d.** 24R-527
Approving the Conditional Zoning Agreement between the City and Sesostris Temple Holding Corp., for the property generally located at 95th and O Street. (Related Items: 24-130, 24R-526, 24R-527) (Action Date: 12/2/24) (11/18/24 – Verbal Motion to Delay with continued Public Hearing & Action two weeks to 12/2/24) (12/2/24 – Verbal Motion to Delay with continued Public Hearing & Action two weeks to 12/16/24) (12/16/24 - Verbal Motion to Delay and Move to Pending List No Date Certain)
24R-527 Resolution.pdf
24R-527 Attachment.pdf

**PUBLIC COMMENT**

Anyone wishing to address the council on a matter not on this agenda, and not planned to appear on a future agenda, may do so at the open microphone session. Individuals are allowed a total of 5 minutes to speak regardless of the number of topics. For the month of March, open microphone sessions will be held on Mar. 10 & Mar. 31, 2025.

**ADJOURNMENT 4:28P.M.**

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The Lincoln City Council meets every Monday at 3 p.m. except for the last Monday of the month which begins at 5:30 p.m. All City Council meetings are aired live on LNKTV City and re-aired later. For a schedule, visitlincoln.ne.gov (keyword: LNKTV). LNKTV City can be found on all three cable television systems: ALLOChannel 2; Spectrum Channel 1300; Kinetic Channel 1005. Meetings are also streamed live at lincoln.ne.gov(keyword: LNKTV) and available later at youtube.com/LNKTVcity.

LNKTV, the City government access group of channels, is now available on Roku and Apple TV. The free apps allow people without cable and those living outside of Lincoln to view livestreamed and archived LNKTV City, Health, and Education programs. Residents with Roku or Apple TV devices will find LNKTV in the channel guide or app store.

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The City Council Agenda and Action Sheet may be accessed on the Internet at: lincoln.ne.gov

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**ACCOMMODATION NOTICE**

*The City of Lincoln complies with Title VI of the Civil Rights Act of 1964 and Section 504 of the Rehabilitation Act of 1973 guidelines. Ensuring the public's access to and participating in public meetings is a priority for the City of Lincoln. In the event you are in need of a reasonable accommodation in order to attend or participate in a public meeting conducted by the City of Lincoln, please contact the Lincoln Commission on Human Rights at 402-441-7624, or the City Ombudsman at 402-441-7511 as soon as possible before the scheduled meeting date in order to make your request.*