AGENDA FOR THE REGULAR CITY COUNCIL MEETING TO BE HELD MONDAY, MAY 12, 2025 AT 3:00 PM

ACTION

ALL MEMBERS PRESENT

MAYOR'S AWARD OF EXCELLENCE

The Annual Mayor's Award of Excellence for 2024 is presented to Antonia DeGeorge, from the Lincoln Police Department, in the categories of Productivity and Customer Relations.

DUE TO THE MEMORIAL DAY HOLIDAY, CITY COUNCIL WILL NOT MEET ON MAY 26, 2025.

PUBLIC HEARING - CONSENT AGENDA

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

AGENDA FOR THE REGULAR CITY COUNCIL MEETING TO BE HELD MONDAY, MAY 12, 2025 AT 3:00 P.M.

1. REPORTS OF CITY OFFICERS

1.a. 25R-175
Reappointing Christine Abraham to the City Personnel Board for a term to expire June 22, 2030.
(ADOPTED, 6-1; A-95158)
25R-175 Resolution.pdf

1.b. 25R-176
Reappointing Ardy Kellie to the Lincoln Housing Authority Board for a term to expire July 1, 2030.
(ADOPTED, 7-0; A-95159)
25R-176 Resolution.pdf

1.c. 25R-177
Approving the Professional Services Agreement Supplement No. 3 for preliminary engineering services between the City and Schemmer Associates, Inc., for the 1st St. & Cornhusker Hwy. Intersection Project, Project No. LCLC-5213(3), CN 13435.
(ADOPTED, 7-0; A-95160)
25R-177 Resolution.pdf
702938 Schemmer CWO#3 City Council Legislation Fact Sheet.pdf

25R-177 Agreement.pdf

1.d. 25R-178

Approving an Agreement between the City and the State of Nebraska Department of Transportation (NDOT) for the City to perform Responsible Charge Services for the Cotner Blvd. from "O" St. to Starr St. Rehab Project, Project No. LCLC-523(4), CN 13498, City Project No. 705387.
(ADOPTED, 7-0; A-95161)
25R-178 Resolution.pdf
705387 Cotner from O to Starr PE for RC Services Council Legislation Fact Sheet_04182025.pdf
705387 Cotner from O to Starr PE for RC Services Agreement_Scanned.pdf

1.e. 25R-179

Approving an Agreement between the City and the State of Nebraska Department of Transportation (NDOT) for the City to perform Responsible Charge Services for the 48th St./56th St. & Calvert St. Intersections Project, Project No. LCLC-5206(2), CN 13496, City Project No. 705550.
(ADOPTED, 7-0; A-95162)
25R-179 Resolution.pdf
705550 48th 56th & Calvert PE for RC Services Council Legislation Fact Sheet_04182025.pdf
705550 48th 56th & Calvert PE for RC Services Agreement_Scanned.pdf

1.f. 25R-180

Approving an Agreement between the City and State of Nebraska Department of Transportation (NDOT), for the City to perform Responsible Charge Services for the Lincoln Area Bridges Project, Project No. LCLC-55(188), CN 13491, City Project No. 705553.
(ADOPTED, 7-0; A-95163)
25R-180 Resolution.pdf
705553 Lincoln Area Bridges PE for RC Services Council Legislation Fact Sheet_04182025.pdf
705553 Lincoln Area Bridges PE for RC Services Agreement_Scanned.pdf

1.g. 25R-181

Approving an Agreement between the City and the Nebraska Department of Transportation (NDOT), for the City to perform Responsible Charge Services for the 1st St. & Cornhusker Hwy. Intersection Improvement Project, Project No. LCLC-5213(3), CN 13435, City Project No. 702938.
(ADOPTED, 7-0; A-95164)
25R-181 Resolution.pdf
702938 1st & Cornhusker PE for RC Services Council Legislation Fact Sheet_04182025.pdf
702938 1st & Cornhusker PE for RC Services Agreement_Scanned.pdf

1.h. 25R-184
Approving the assessment resolution for College View Business Improvement District and assessing the cost against the benefitted properties.
(ADOPTED, 7-0; A-95165)

1.i. 25R-185
Approving the assessment resolution for Havelock Business Improvement District and assessing the cost against the benefitted properties.
(ADOPTED, 7-0; A-95166)

1.j. 25R-186
Approving the assessment resolution for North 27th Street Business Improvement District and assessing the cost against the benefitted properties.
(ADOPTED, 7-0; A-95167)

1.k. 25R-187
Approving the assessment resolution for University Place Business Improvement District and assessing the cost against the benefitted properties.
(ADOPTED, 7-0; A-95168)

1.l. 25R-188
Approving the assessment resolution for West O Street Business Improvement District and assessing the cost against the benefitted properties.
(ADOPTED, 7-0; A-95169)

1.m. 25R-189
Approving the assessment resolution for South Street Business Improvement District and assessing the cost against the benefitted properties.
(ADOPTED, 7-0; A-95170)

1.n. 25R-190
Approving the distribution of funds representing interest earnings on short-term investments of IDLE Funds during the month ended March 31, 2025.
(ADOPTED, 7-0; A-95171)
Idle Funds Interest Month Ending 03.31.25.pdf

1.o. Report from City Treasurer of city cash on hand at the close of business on March 31, 2025.
(PLACED ON FILE)

Cash Letter March 2025.pdf

1.p. Clerk's Letter & Mayor's Approval of Resolutions and Ordinances passed by City Council on April 14, 2025.
(PLACED ON FILE)

1.q. Clerk's Letter & Mayor's Approval of Resolutions and Ordinances passed by City Council on April 21, 2025.
(PLACED ON FILE)

1.r. Clerk's Letter & Mayor's Approval of Resolutions and Ordinances passed by City Council on April 28 2025.
(PLACED ON FILE)

2. PETITIONS & COMMUNICATIONS

2.a. PLACED ON FILE IN THE OFFICE OF THE CITY CLERK:
Administrative Approval 25012, to Special Permit 1311, Sunrise Estates Community Unit Plan, was approved by the Planning Director on April 28, 2025, to adjust an internal building envelope, generally located at 9301 Duane Lane.

3. MISCELLANEOUS REFERRALS – NONE.

- VOTE ON CONSENT ITEMS -

4. PUBLIC HEARING - LIQUOR RESOLUTIONS

4.a. 25R-191
Application of KEDDS Enterprises Inc. dba DaVinci's for a Class C Liquor License located at 2650 Superior Street.
(ADOPTED FOR APPROVAL, 7-0; A-95172)
25R-191 DaVinci's for Class C app.pdf
25R-191 DaVinci's for Class C den.pdf
25R-191 Ltr and Application for Davincis - 2650 Superior St_.pdf

4.b. 25R-192
Manager Application of Joe Armstrong for KEDDS Enterprises Inc. dba DaVinci's located at 2650 Superior Street.
(ADOPTED FOR APPROVAL, 7-0; A-95173)
25R-192 Joe Armstrong for Davinci's app.pdf
25R-192 Joe Armstrong for Davinci's den.pdf

25R-191 Ltr and Application for Davincis - 2650 Superior St_.pdf

4.c. 25R-193
Application of VAL Limited dba Haymarket Park for a Class I Liquor License located at 403 Line Drive Circle.
(ADOPTED FOR APPROVAL, 7-0; A-95174)
25R-193 Haymarket Park Class I app.pdf
25R-193 Haymarket Park Class I den.pdf
25R-193 Ltr and Application for Valentinos - Premier Catering.pdf

4.d. 25R-194
Manager Application of Anthony J. Messineo for VAL Limited dba Haymarket Park located at 403 Line Drive Circle.
(ADOPTED FOR APPROVAL, 7-0; A-95175)
25R-194 Anthony Messineo for Haymarket Park app.pdf
25R-194 Anthony Messineo for Haymarket Park den.pdf
25R-193 Ltr and Application for Valentinos - Premier Catering.pdf

4.e. 25R-195
Manager Application of Cherie Averill for VFW 3606 dba VFW 3606 located at 3340 West A Street.
(ADOPTED FOR APPROVAL, 7-0; A-95176)
25R-195 Cherie Averill for VFW 3606 app.pdf
25R-195 Cherie Averill for VFW 3606 den.pdf
25R-195 Ltr and App for VFW - manager - Cherie Averill.pdf

- VOTE ON LIQUORS -

5. PUBLIC HEARING - RESOLUTIONS

5.a. 25R-112
Approving the 101 North 14th Street Redevelopment Project between the City of Lincoln and Tallgrass Development, Inc., relating to the redevelopment of property generally located at 101 North 14th Street. (4/14/25 - Verbal Motion to Delay Bill No. 25R-112 for 4 weeks to 5/12/25 with continued public hearing and action)
(ADOPTED, 7-0; A-95177)
25R-112 Resolution.pdf
25R-112 Attachment.pdf

5.b. 25R-182
Accepting and approving the report of new and pending claims against the City for April 16 through April 30, 2025.
(VERBAL MOTION TO REMOVE THE CLAIM OF TROY & TIFFANY RENK FROM DENIED AND PLACED ON PENDING, 7-0; ADOPTED AS AMENDED, 7-0; A-95178)

25R-182 Resolution.pdf
25R-182 Claims Report.pdf

5.c. 25R-183
Approving Amendment No. 2 to the Canopy Park Project Redevelopment Agreement between the City of Lincoln, West Haymarket Joint Public Agency, West Haymarket Holding Company, LLC, and Canopy Park, LLC., relating to the redevelopment of property generally located on the west side of Canopy Street between N Street and O Street and the adjacent right of way and public property.
(ADOPTED, 7-0; A-95179)
25R-183 Resolution.pdf
25R-183 Attachment.pdf

- VOTE ON RESOLUTIONS -

6. PUBLIC HEARING - ORDINANCES 2ND READING & RELATED RESOLUTIONS (ITEM 6.A. HAD 2ND READING)

6.a. 25-37
Amending the pay schedule for the employee group whose classifications are assigned to the pay range prefixed by the letter "M" by creating the classification "City Facilities Manager."
25-37 Ordinance.pdf
Factsheet-create5127.pdf

- END PUBLIC HEARING -

7. ORDINANCES - 3RD READING & RELATED RESOLUTIONS

7.a. 25R-161
Approving the labor contract between the City of Lincoln and the Lincoln City Employees Association (LCEA) for a term effective August 15, 2024 through August 31, 2026. (Related Items: 25R-161, 25-32, 25-33)
(ADOPTED, 7-0; A-95180)
25R-161 Resolution.pdf
LCEA Contract 24-26.pdf
LCEA Contract Fact Sheet.pdf

7.b. 25-32
Amending the pay schedule for a certain employee group by adjusting the schedules of annual, monthly, biweekly and hourly pay range equivalents for employees of the City of Lincoln whose classifications are assigned to pay ranges prefixed by ‘A.' (Related Items: 25R-161, 25-32, 25-33)
(PASSED, 7-0; #21726)
25-32 Ordinance.pdf

25-32 Attachment.pdf
Factsheet - A Pay Plan.pdf

7.c. 25-33

Amending the pay schedule for a certain employee group by adjusting the schedules of annual, monthly, biweekly and hourly pay range equivalents for employees of the City of Lincoln whose classifications are assigned to pay ranges prefixed by 'C'. (Related Items: 25R-161, 25-32, 25-33)
(PASSED, 7-0; #21727)
25-33 Ordinance.pdf
25-33 Attachment.pdf
Factsheet - C Pay Plan.pdf

7.d. 25-34

Text Amendment 25005 - Request of the Planning Department to amend the Lincoln Municipal Code to increase opportunities to grow and sell produce in residential and residential-adjacent zoning districts by amending Chapter 27.02 Definitions to update the definition of Greenhouse and Urban Garden; amending Section 27.06.060 Agriculture Use Group to allow Urban Gardens as a permitted use in districts where agriculture is allowed; amending Section 27.62.030 Agriculture Use Group to update the conditions for Urban Gardens; and amending Section 27.70.010 Home Occupations to clarify that selling garden produce is allowed as a home occupation.
(PASSED, 7-0; #21728)
25-34 Ordinance (TX25005).pdf
TX25005 SummaryReport.pdf

7.e. 25-35

Change of Zone 21020C - Application Community Action Partnership of Lancaster and Saunders to amend the South of Downtown Planned Unit Development (PUD) to allow a "Subarea 2", for a Neighborhood Support Service use, with a waiver to the maximum R-7 height limit from 35 feet to 40 feet, on property generally located at 919 S. 12th Street.
(PASSED, 6-0; ABSTAINED: WEBER; #21729)
25-35 Ordinance.pdf
CZ21020C SUMMARYREPORT.pdf

7.f. 25-36

Street and Alley Vacation 24003 - Application of Highway 2 Development, LLC and 3814 Farnam, LLC to vacate excess right-of-way portions adjacent to Pine Lake Road and Archer Place generally located near the intersection of Pine Lake Road and Nebraska Parkway.
(MTA #1 ADOPTED, 7-0; PASSED AS AMENDED, 7-0; #21730)
25-36 Ordinance (SAV24003).pdf
SAV24003 SUMMARY REPORT.pdf

8. RESOLUTIONS - 1ST READING (ITEMS 8.A. THROUGH 8.G. HAD 1ST READING)

8.a. 25R-196

Appointing Tamara Sloan to the Lincoln-Lancaster County Board of Health for a partial term to expire April 15, 2027.

25R-196 Resolution.pdf

8.b. 25R-197

Approving the Professional Services Agreement Supplement No. 5 between City of Lincoln and JEO Consulting Group Inc. for preliminary engineering services for the Lincoln Beal Slough Trail, Project No. TAP-55(182), Control No. 13366.

25R-197 Resolution.pdf
2025_JEO_PE_Ad5_$11450.13.pdf

8.c. 25R-198

Approving the On-Call Professional Services Task Order Agreement between the City and Alfred Benesch & Company, to provide preliminary engineering services for the Adams St. from 36th St. to 49th St. Rehab Project, Project No. LCLC-5250(4), CN 13440, City Project No. 702976.

25R-198 Resolution.pdf
702976 Adams from 36th to 49th Rehab Benesch PE CWO#6 Agreeement_Scannned.pdf
702976 Adams from 36th to 49th Rehab Benesch PE CWO#6 Council Legislation Fact Sheet_04252025.pdf

8.d. 25R-199

Approving a Grant Agreement between the City of Lincoln on behalf of the Lincoln-Lancaster County Health Department and the NEHA-FDA for Lincoln Lancaster Health Department's Maintenance and Advancement Base Retail Voluntary Program Standards Advancement, April 1, 2025 to March 31, 2028, in the amount of $51,500.00

25R-199 Resolution.pdf
2025 - 2028 Maintenance and Advancement Grant Award Letter 4_1_25 to 3_31_28.pdf

8.e. 25R-200

Approving a Grant Agreement between the City of Lincoln on behalf of the Lincoln-Lancaster County Health Department and Nebraska Department of Health and Human Services to transform, modernize and strengthen the capacity and capabilities of the current public health system in Nebraska, from December 1, 2024 to November 30, 2027, in the amount of $132,175.52.

25R-200 Resolution.pdf
DHHS EPH Capacity Grant Award 12_1_24 to 11_30_27.pdf

8.f. 25R-201

Establishing a new rate schedule for the Lincoln Solid Waste System for purposes of covering the increase in disposal fee remitted to the State of Nebraska in accordance with State Statute 13-2042 as amended by LB 247 for July and August of 2025 and FY 2025-2026.
25R-201 Resolution.pdf
LB 247 Disposal Fee Increase - 2025.pdf
Disposal Fee Council Legislative Fact Sheet.v3.pdf

8.g. 25R-202
Approving the contract between City of Lincoln on behalf of the Lincoln City Attorney and Thomson Reuters for West Proflex software for a four year term, plus one optional year.
25R-202 Resolution.pdf
25R-202 Attachment.pdf

9. PENDING LIST (EXTENDED ONE WEEK, SEE ITEM 9.A.)

9.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. (3/10/25 - Verbal motion to delay with continued public hearing & action for four weeks to 4/7/25)(4/7/25 – Verbal Motion to move Bill No. 25-8 to Pending List No Date Certain with Continued Public Hearing)
(VERBAL MOTION TO REMOVE BILL NO. 25-8 FROM PENDING LIST AND SUSPEND RULES TO HAVE PUBLIC HEARING ON 6/2/25, 7-0)
25-8 Ordinance.pdf

9.b. 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.c. 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.d. 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.e. 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 May, open microphone sessions will be held on May. 12 & May. 19, 2025.

ADJOURNMENT 4:35 P.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.