AGENDA FOR THE REGULAR CITY COUNCIL MEETING TO BE HELD MONDAY, JULY 22, 2024 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. 24R-301
Appointing Terri Dunlap to the Lincoln City Library Board for a term to expire August 31, 2031.
(ADOPTED, 6-1; A-94692)
24R-301 Resolution.pdf

1.b. 24R-313
Reappointment of Yohance L. Christie as the City Attorney for a two-year term effective July 21, 2024.
(ADOPTED, 7-0; A-94693)
24R-313 Resolution.pdf

2. PETITIONS & COMMUNICATIONS

2.a. PLACED ON FILE IN THE OFFICE OF THE CITY CLERK:
Administrative Amendment #24042 to the Williamsburg Village Use Permit #58G, was approved by the Planning Director on July 8, 2024, to increase the allowed square footage for Area 20 by 4,200 for a new total of 14,200 square feet. Generally located at Southwest of S 34th Street and Orwell Street.
Administrative Amendment #24045 to Change of Zone #19002, Stone Bridge Creek Planned Unit Development was approved by the Planning Director on July 8, 2024, to revise the layout of lots 23-27 and Outlot D, and changing Outlot D to a buildable lot, generally located at Flagstone Road and Centurion Drive.

2.b. REFERRED TO THE PLANNING DEPARTMENT:
Text Amendment 24007, an ordinance amending sections 27.62 and 27.63 of the Lincoln Municipal Code to allow the sale of alcoholic beverages for consumption on and off the premises as a conditional, rather than special permitted, use. The ordinance would further amend Sections 27.62 and 27.63 to clarify the conditions where sale of alcoholic beverages, on or off the premises, are permitted for residential health care and outdoor recreational facilities.
Text Amendment 24009, to amend Lincoln Municipal Code Chapter 27.72.120 and

clarify allowable floor area.
Text Amendment 24010, to amend the Lincoln Municipal Code, Section 27.06.020 Use Groups, (b) More Than One Main Use (2), to allow more than two-single family dwellings on a lot or tract in the O-1, O-2, O-3, R-T, B-1, B-2, B-3, B-4, B-5, H-1, H-2, H-3, H-4, I-1, I-2, or I-3 districts.

3. MISCELLANEOUS REFERRALS – NONE.

- VOTE ON CONSENT ITEMS -

4. PUBLIC HEARING - LIQUOR RESOLUTIONS

4.a. 24R-317
Manager Application of Olivia Longsine for EHPV Operating Group, LLC dba Big Red Restaurant & Sports Bar located at 955 W O Street.
(ADOPTED FOR APPROVAL, 7-0; A-94694)
24R-317 Olivia Longsine for Big Red app.pdf
24R-317 Olivia Longsine for Big Red den.pdf
24R-317 Letter and Application for BigRed-manager.pdf

4.b. 24R-318
Application of Governor Pillen Inaugural Committee for special designated licenses to cover an outdoor area measuring approximately 300 feet by 300 feet at 1425 H Street on August 31, September 7, 14, 18 & 20, & October 5, 2024 from 8:00 a.m. to 8:00 p.m.
(ADOPTED FOR APPROVAL, 7-0; A-94695)
24R-318 Pillen SDL app.pdf
24R-318 Pillen SDL den.pdf
Outdoor_Diagram.pdf
SDL App 1347.pdf

- VOTE ON LIQUORS -

5. PUBLIC HEARING - RESOLUTIONS

5.a. 24R-302
Approving the Service Agreement between the City of Lincoln, on behalf of the Lincoln-Lancaster County Health Department and the Asian Community and Cultural Center for collaborative efforts in planning and completing the goals of the Minority Health Initiative Grant, for a period from January 1, 2024, through June 30, 2025.
(ADOPTED, 7-0; A-94696)
24R-302 Resolution.pdf
24R-302 Attachment.pdf

5.b. 24R-303

Approving the Service Agreement between the City of Lincoln, on behalf of the Lincoln-Lancaster County Health Department and El Centro de las Americas for collaborative efforts in planning and completing the goals of the Minority Health Initiative Grant for a period from January 1, 2024, through June 30, 2025.
(ADOPTED, 7-0; A-94697)

24R-303 Resolution.pdf
24R-303 Attachment.pdf

5.c. 24R-304

Approving the Service Agreement between the City of Lincoln, on behalf of the Lincoln-Lancaster County Health Department and Good Neighbor Community Center for collaborative efforts in planning and completing the goals of the Minority Health Initiative Grant, for a period from January 1, 2024, through June 30, 2025.
(ADOPTED, 7-0; A-94698)

24R-304 Resolution.pdf
24R-304 Attachment.pdf

5.d. 24R-305

Approving the Service Agreement between the City of Lincoln, on behalf of the Lincoln-Lancaster County Health Department and Malone Center for collaborative efforts in planning and completing the goals of the Minority Health Initiative Grant, for a period from January 1, 2024, through June 30, 2025.
(ADOPTED, 7-0; A-94699)

24R-305 Resolution.pdf
24R-305 Attachment.pdf

5.e. 24R-306

Approving the Service Agreement between the City of Lincoln, on behalf of the Lincoln-Lancaster County Health Department and Ponca Tribe of Nebraska for collaborative efforts in planning and completing the goals of the Minority Health Initiative Grant, for a period from January 1, 2024, through June 30, 2025.
(ADOPTED, 7-0; A-94700)

24R-306 Resolution.pdf
24R-306 Attachment.pdf

5.f. 24R-307

Comprehensive Plan Conformance 24015, Application of Urban Development to review as to conformance with the 2050 Lincoln-Lancaster County Comprehensive Plan, for a proposed amendment to the City of Lincoln's Capital Improvement Program by adding the "Bethany Land Purchase" for FY2022/2023-2027/2028, on the property generally located at 1700 N. Cotner Blvd.
(ADOPTED, 7-0; A-94701)

24R-307 Resolution.pdf

CPC24015 Summ Rpt.pdf

- VOTE ON RESOLUTIONS -

- END PUBLIC HEARING -

6. ORDINANCES - 3RD READING & RELATED RESOLUTIONS

6.a. 24-76

Amending the pay schedule for employee group whose classifications is assigned to the pay range which is prefixed by the letter "W" by changing the range for Class 0707 "Senior Attorney" from W04 to W05 and 0708 'Chief Assistant City Attorney" from W05 to W06.

(PASSED, 7-0; 21628)

24-76 Ordinance.pdf

Fact Sheet - Pay Range Change (W).pdf

6.b. 24-77

Amending the pay schedule for employee group whose classification is assigned to the pay range which is prefixed by the letter "C" by changing the range for Class 5300 "Utility Engineering Specialist" from C30 to C34.

(PASSED, 7-0; 21629)

24-77 Ordinance.pdf

Fact Sheet - Pay Range Change (C).pdf

6.c. 24-78

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 ‘X’.

(PASSED, 7-0; 21630)

24-78 Ordinance.pdf

24-78 Attachment.pdf

Fact Sheet - Range Adjustment (X).pdf

6.d. 24-79

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 ‘E’.

(PASSED, 7-0; 21631)

24-79 Ordinance.pdf

24-79 Attachment.pdf

Fact Sheet - Range Adjustment (E).pdf

6.e. 24-80

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 'W'.
(PASSED, 7-0; 21632)
24-80 Ordinance.pdf
24-80 Attachment.pdf
Fact Sheet - Range Adjustment (W).pdf

6.f. 24-81
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 'DSS'.
(PASSED, 7-0; 21633)
24-81 Ordinance.pdf
24-81 Attachment.pdf
Fact Sheet - Range Adjustment (DSS).pdf

6.g. 24-82
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 'M'. This adjustment is in accordance with the terms of the parties current bargaining agreement.
(PASSED, 7-0; 21634)
24-82 Ordinance.pdf
24-82 Attachment.pdf
Fact Sheet - Range Adjustment (M).pdf

6.h. 24-83
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 'P'. This adjustment is in accordance with the terms of the parties current bargaining agreement.
(PASSED, 7-0; 21636)
24-83 Ordinance.pdf
24-83 Attachment.pdf
Fact Sheet - Range Adjustment (P).pdf

6.i. 24-84
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 'F'.
(PASSED, 7-0; 21636)
24-84 Ordinance.pdf
24-84 Attachment.pdf
Fact Sheet - Range Adjustment (F).pdf

6.j. 24-85

Street & Alley Vacation 23004 - Application of Union Bank and Trust to vacate the east-west alley between O and P Streets, and between N Antelope Valley Pkwy and N 20th Street, adjacent to property legally described as Lot 3, and the remaining portion of Lots 7-8 and Lots 9-14, Block 28, Kinney's O Street Addition, and Lots C-D, County Clerks Subdivision of Lots 4-6, Block 28, Kinney's O Street Addition, and Vacated adjacent alley, located in the SW 1/4 of Section 24-10-6, Lincoln, Lancaster County, Nebraska, generally located between O and P Streets and between North Antelope Valley Pkwy and North 20th Street.
(PASSED, 7-0; 21637)
24-85 Ordinance.pdf
24-85 Attachment.pdf
SAV23004 SUMMARY REPORT.pdf

6.k. 24R-295

Approving the N. 48th & Madison Avenue Mixed Use Redevelopment Agreement between the City of Lincoln, New Generation Properties, LLC., and B & J Partnership, LTD, relating to the redevelopment of the property generally located at N. 48th Street and Madison Ave. (Related Items: 24R-295, 24R-296, 24-86) (Action Date: 7/22/24)
(ADOPTED, 7-0; A-94702)
24R-295 Resolution.pdf
24R-295 Attachment.pdf

6.l. 24R-296

Amending the FY23/24 CIP to authorize and appropriate $2,292,163 in Tax Increment Financing (TIF) for the N. 48th & Madison Avenue Mixed Use Redevelopment Project. (Related Items: 24R-295, 24R-296, 24-86) (Action Date: 7/22/24)
(ADOPTED, 7-0; A-94703)
24r-296 Resolution.pdf

6.m. 24-86

Authorizing the issuance of Tax Allocation Bonds for the N. 48th & Madison Avenue Mixed-Use Redevelopment Project in the amount not to exceed 2,292,163. (Related Items: 24R-295, 24R-296, 24-86)
(PASSED, 7-0; 21638)
24R-86 Ordinance.pdf

6.n. 24-87

Approving the Lease Agreement between the City of Lincoln and 1033 Brandeis, LLC., for the lease of space by the City of Lincoln for a temporary transit station at 333 S. 11th Street for a three year term.
(PASSED, 7-0; 21639)
24-87 Ordinance.pdf
24-87 Attachment.pdf

6.o. 24-88

Annexation 24006 - Application of Starostka-Lewis, LLC to annex 1.13 acres on property generally located at NW 19th Street and W Homer Drive. (Related Items: 24-88, 24-89)
(PASSED, 7-0; 21640)
24-88 Ordinance.pdf
24-88 Attachment.pdf
AN24006 SUMMARY REPORT.pdf

6.p. 24-89

Change of Zone 24015 - Application of Starostka-Lewis, LLC to change the zone from AG Agricultural to R-3 Residential on property generally located at NW 19th Street and W Homer Drive. (Related Items: 24-88, 24-89)
(PASSED, 7-0; 21641)
24-89 Ordinance.pdf
24-89 Attachment.pdf
CZ24015 SUMMARY REPORT.pdf

6.q. 24-90

Annexation 24007 - Application Planning Department, to annex the right-of-way for W Vine, between NW 48th Street and NW 56th Street, on property generally located at NW 56th and W Vine Street.
(PASSED, 7-0; 21642)
24-90 Ordinance.pdf
24-90 Attachment.pdf
AN24007 SUMMARY REPORT.pdf

6.r. 24-92

Change of Zone 24006 - Application of West Gate Bank to change the zone from O-3 Office District to B-2 Planned Neighborhood Business District within the existing Southwood Center Use Permit, on property generally located at 5555 S. 27th Street.
(PASSED, 7-0; 21643)
24-92 Ordinance.pdf
24-92 Attachment.pdf
CZ24006 SUMMARY REPORT.pdf

6.s. 24-93

Text Amendment 24006 - Request of the City of Lincoln Planning Department to amend Lincoln Municipal Code Chapter 27.57 relating to the Historic Preservation District by amending Section 27.57.030 Definitions; General Provisions to add definitions for Alternatives Analysis, Discontiguous, Landmark, Landmark District, Mitigation Plan, Structural Analysis, and Thematic District; by repealing Sections 27.57.040 Landmark and 27.57.050 Landmark District as these terms were moved to definitions; by amending Section 27.57.110 Powers and Duties to clarify current workflows for National Register nominations, remove language about soliciting gifts and

contributions, and updating the language to allow for one set of design standards for all landmark properties; by amending Section 27.57.120 Designation of Landmarks and Landmark Districts to allow for a discontiguous collection of structures to comprise a district and to create a category of Thematic District; by amending Section 27.57.130 Requirement of Certificate for Certain Work to include restrictions in the Historic Preservation Design Standards; by amending Section 27.57.140 Procedure for Certificate to provide that the applications for certificates will now be filed with the Planning Department instead of the Building and Safety Department and that the application and plans will be reviewed by the Planning Department for compliance with the Historic Preservation Design Standards; by amending Section 27.57.150 Certificate Approval or Denial to state that for demolition applications, the applicant shall submit a Structural Analysis completed by a licensed professional, an Alternatives Analysis, a proposed Mitigation Plan if approved, and allow for inspection by members of the Historic Preservation Commission and staff prior to the hearing; by amending Section 27.57.160 Procedure Following Certificate Denial to state that any properties existing on the date of this ordinance adoption would have a hold period of one year following denial of a demolition request by HPC before proceeding with demolition and any designations approved after this ordinance adoption seeking demolition approval from the HPC would need to comply with the one year waiting period; by adding a new section numbered 27.57.200 entitled "Violations" to provide that any person who has not obtained a certificate of approval for work on a landmark or in a landmark district shall be deemed guilty of a misdemeanor and a fine up to $100.00. (Related Items: 24-93, 24R-292)
(PASSED, 7-0; 21644)
24-93_Ordinance__TX24006_.pdf
TX24006 SUMMARY REPORT.pdf

6.t. 24R-292
Text Amendment 24006 - Request of the City of Lincoln Planning Department to amend Title 3 of the City of Lincoln Design Standards to add a new Chapter 3.86 to adopt the Historic Preservation Design Standards. (Related Items: 24-93, 24R-292)
(Action Date: 7/22/24)
(ADOPTED, 7-0; A-94704)
24R-292 Resolution (TX24006).pdf
24R-292 Attachment A.pdf
TX24006 SUMMARY REPORT.pdf

7. RESOLUTIONS - 1ST READING (ITEMS 7.A. THROUGH 7.D. HAD 1ST READING)

7.a. 24R-314
Reappointing Lachel Bradley-Williams and Jessica Gieseke to the Community Forestry Advisory Board for terms to expire August 14, 2027.
24R-314 Resolution.pdf

7.b. 24R-316

Directing submittal to the qualified electors of the City of a proposed General Obligation Bond Issue for Stormwater Drainage and Flood Management System Improvements not to exceed $13,900,000 on the November 5, 2024 General Election Ballot.
24R-316 Election Resolution (Executed by Bond Counsel).pdf
Amortization_Schedule_-_STW_Bond (1).pdf
2024 Bond Projects Map_updated.pdf

7.c. 24R-319
Accepting and approving the report of new and pending claims against the City for July 1 through July 15, 2024.
24R-319 Resolution.pdf
24R-319 Claims Report.pdf

7.d. 24R-320
Miscellaneous 24004 - Request of the City of Lincoln Planning Department to reclassify NW 27th Street, north of Purple Heart Highway from, "Collector" to "Minor Arterial" in the City of Lincoln Access Management Policy.
MISC24004 Summary Report.pdf

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

8.a. 24-94
Change of Zone 24016 - Application of Diamond Enterprises, LLC to change the zone from H-3 Highway Commercial to I-1 Industrial on property generally located at 3501 W O Street.
24-94 Ordinance.pdf
24-94 Attachment.pdf
CZ24016 Summary Report.pdf

8.b. 24-96
Text Amendment 24008 - Application of Youth Actors Academy of Lincoln, to amend Lincoln Municipal Code Section 27.02.020 Definitions, to modify the definition of "Academies" by adding additional clarification for different types of Academies within the definition and additional language related to events and performances associated with Academies.
TX24008 Summary Report.pdf

9. PENDING LIST (EXTENDED ONE WEEK)

9.a. 24R-18
Comprehensive Plan Conformance 23019 - Application of the Urban Development Department to review as to conformance with the 2050 Lincoln-Lancaster County Comprehensive Plan, and to adopt the "NW 48th & W Vine Redevelopment Plan", including the "Falcon Corner Redevelopment Project," for the construction of a large

retail building and associated commercial uses, on property generally located at NW 48th Street and Interstate 80. (1/22/24 – Action delayed to 1/29/24) (1/29/24 - Verbal Motion to move item to Pending List - No Date Certain)
CPC23019 SUMMARY REPORT.pdf
24R-18 Resolution.pdf
24R-18 Attachments.pdf
24R-18 Memo to Council.pdf

9.b. 24R-35
Approving the Falcon Corner Project Redevelopment Agreement between the City and FFF, LLC., relating to the redevelopment of the property generally located in the northeast corner of NW 48th Street and Interstate 80. (Related Items: 24R-35, 24R-36, 24-10) (1/29/24 - Verbal Motion to move item to Pending List - No Date Certain)
24R-35 Resolution.pdf
24R-35 Attachment.pdf

9.c. 24R-36
Amending the FY 2023-2024 CIP to authorize and appropriate $4,290,090.00 in TIF funds for the Falcon Corner Redevelopment Project. (Related Items: 24R-35, 24R-36, 24-10) (1/29/24 - Verbal Motion to move item to Pending List - No Date Certain)
24R-36 Resolution.pdf

9.d. 24-10
Authorizing the issuance of Tax Allocation Bonds for the Falcon Corner Redevelopment Project in an amount not to exceed $4,290,090.00. (Related Items: 24R-35, 24R-36, 24-10) (1/29/24 - Verbal Motion to move item to Pending List - No Date Certain)
24-10 Ordinance.pdf

9.e. 23R-638
Comprehensive Plan Amendment 23005- Application of FFF, LLC to amend the Lincoln-Lancaster County 2050 Comprehensive Plan to revise the Future Land Use Map by changing the designation from Industrial Use to Commercial Use, on property generally located at the northeast corner of NW 48th Street and Interstate 80. (Related Items: 23R-638, 23-158, 23R-639, 23-159) (Action date: 1/22/24) (1/8/24 – Public hearing continued to 1/22/24) (1/22/24 – Action delayed to 1/29/24) (1/29/24 - Verbal Motion to move item to Pending List - No Date Certain)
23R-638 Resolution.pdf
23R-638 Attachment.pdf
CPA23005 SUMMARY REPORT.pdf

9.f. 23-158
Annexation 23005- Application of FFF, LLC., to annex approximately 52 acres, more or less, on the property generally located at the northeast corner of NW 48th Street

and Interstate 80. (Related Items: 23R-638, 23-158, 23R-639, 23-159) (1/8/24 – Public hearing continued to 1/22/24) (1/22/24 – Action delayed to 1/29/24) (1/29/24 - Verbal Motion to move item to Pending List - No Date Certain)
23-158 Ordinance.pdf
23-158 Attachment.pdf
AN23005 SUMMARY REPORT.pdf

9.g. 23R-639
Approving the Conditional Annexation and Change of Zone Agreement between the City, FFF, LLC., and Helen Belle Kitzel Farms, LLC., for property generally located near NW 48th Street and Interstate 80. (Related Items: 23R-638, 23-158, 23R-639, 23-159) (Action date: 1/22/24) (1/8/24 – Public hearing continued to 1/22/24) (1/22/24 – Action delayed to 1/29/24) (1/29/24 - Verbal Motion to move item to Pending List - No Date Certain)
23R-639 Resolution.pdf
23R-639 Attachment.pdf

9.h. 23-159
Change of Zone 23019 - Application of FFF, LLC., to change the zoning designation of 15 acres more or less, from AG Agricultural District to H-4 Highway Commercial District, on property generally located at the northeast corner of NW 48th Street and Interstate 80. (Related Items: 23R-638, 23-158, 23R-639, 23-159) (1/8/24 – Public hearing continued to 1/22/24) (1/22/24 – Action delayed to 1/29/24) (1/29/24 - Verbal Motion to move item to Pending List - No Date Certain)
23-159 Ordinance.pdf
23-159 Attachment.pdf
CZ23019 SUMMARY REPORT.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 July, open microphone sessions will be held on July 15 & 29, 2024.

ADJOURNMENT 3:42P.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.