AGENDA FOR THE REGULAR CITY COUNCIL MEETING TO BE HELD MONDAY, OCTOBER 21, 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.

MAYOR'S AWARD OF EXCELENCE

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

1. REPORTS OF CITY OFFICERS

1.a. 24R-457
Appointing Kerry Kernen as Director of the Lincoln-Lancaster County Health Department.
(ADOPTED, 7-0; A-94843)
24R-457 Resolution.pdf

1.b. 24R-459
Approving the naming of the park area generally located at N. 27th Street and Arbor Road as Cornhusker Bank Park.
(ADOPTED, 7-0; A-94844)

24R-459 Resolution.pdf

1.c. 24R-460
Investment Activity Report for Quarter Ending August 31, 2024.
(ADOPTED, 7-0; A-94845)

Full Investment Council Report 083124.pdf

1.d. Report from City Treasurer of city cash on hand at the close of business on August 31, 2024.
(PLACED ON FILE)
Cash Letter August 2024.pdf

1.e. Clerk's Letter & Mayor's Approval of Resolutions and Ordinances passed by City Council on September 30, 2024.
(PLACED ON FILE)

2. PETITIONS & COMMUNICATIONS

2.a. 24R-461
Setting the hearing date of Monday, November 4, 2024 at 3:00 p.m. on the Application of Eto's, LLC dba Eto's for a Class D Liquor License located at 807 South 11th Street.
(ADOPTED, 7-0; A-94846)
SHD 24R-461.pdf

2.b. 24R-462
Setting the hearing date of Monday, November 4, 2024 at 3:00 p.m. on the Application of Blown, LLC dba Blown for a Class C Liquor License located at 575 Fallbrook Boulevard, Suite 103B.
(ADOPTED, 7-0; A-94847)
SHD 24R-462.pdf

2.c. PLACED ON FILE IN THE OFFICE OF THE CITY CLERK:
Waiver 24004 to the Design Standards for Outdoor Lighting Standards was approved by the Planning Director on September 24, 2024, to allow a minor increase for the parking lot fixtures for a new hotel at 920 Q Street.

2.d. REFERRED TO THE PLANNING DEPARTMENT:
CHANGE OF ZONE 2304A, to amend the Planned Unit Development (PUD) to allow uses and signs under the regulations of O-3 zoning on property generally located at 2200 S 40th Street.
USE PERMIT 15015A, to amend the existing Use Permit 15015 to allow a 7,500 square foot addition to an existing building on site, increasing the total allowed floor area within the use permit to 21,521 on property generally located at 1415 S Old Farm Road. The Planning Commission Action is final, unless appealed to the Lincoln City Council.
CHANGE OF ZONE 21020B, to amend the South of Downtown Planned Unit Development (PUD) to create a "Subarea 2", allowing a Neighborhood Support Service use on property generally located at 1445 E Street.
CHANGE OF ZONE 05061G, to amend the Southwest Village (PUD) Casino area phasing and parking layout with waivers on property generally located at 7055 S 1st Street.
SPECIAL PERMIT 24031, to buy, sell and manufacture firearms on property generally located at 3200 N 20th Street. The Planning Commission Action is final, unless appealed to the Lincoln City Council.
CHANGE OF ZONE 24025, from AG Agricultural to R-5 Residential PUD (Planned Unit Development) and B-2 Planned Neighborhood Business District PUD, containing a mix of mini-warehouse and residential uses with exceptions to the Subdivision Ordinance and Design Standards, on property generally located at NW 48th Street and W Holdrege Street.
SPECIAL PERMIT 11013D, to allow for soil excavation for West O Mining, on

property generally located at NW 63rd and West O Streets. The Planning Commission action is final, unless appealed to the Lincoln City Council.
SPECIAL PERMIT 17022C, to amend the Dominion at Stevens Creek CUP(Community Unit Plan) to remove the previously approved 440 multi-family units, and replace them with 130 attached townhome units and 18 single-family attached dwellings, and associated waivers, on property generally located at N 105th and Wayborough Lane.

3. MISCELLANEOUS REFERRALS - NONE.

- VOTE ON CONSENT ITEMS -

4. PUBLIC HEARING - LIQUOR RESOLUTIONS

4.a. 24R-463
Application of Team 402 dba Speedway Village Fieldhouse for a Class I Liquor License located at 345 Speedway Circle, Suite 2.
(ADOPTED FOR APPROVAL, 7-0; A-94848)
24R-463 Speedway Village Fieldhouse Class I app.pdf
24R-463 Speedway Village Fieldhouse Class I den.pdf
24R-463 Ltr and Application for Speedway Village Fieldhouse.pdf

4.b. 24R-464
Manager Application of Sara Martin for Team 402 dba Speedway Village Fieldhouse located at 345 Speedway Circle, Suite 2.
(ADOPTED FOR APPROVAL, 7-0; A-94849)
24R-464 Sara Martin for Speedway Village Class I app.pdf
24R-464 Sara Martin for Speedway Village Class I den.pdf
24R-463 Ltr and Application for Speedway Village Fieldhouse.pdf

4.c. 24R-465
Manager Application of Gregory Wren for Blazin Wings Inc. dba Buffalo Wild Wings located at 1328 P Street.
(ADOPTED FOR DENIAL, 7-0; A-94850)
24R-465 Gregory Wren for BWW Class I app.pdf
24R-465 Gregory Wren for BWW Class I den.pdf
24R-465 Ltr and Application for BWW - manager.pdf

- VOTE ON LIQUORS -

5. PUBLIC HEARING - RESOLUTIONS

5.a. 24R-458
Accepting and approving the report of new and pending claims against the City for

September 16 through September 30, 2024.
(MTA #1 ADOPTED, 6-0; VERBAL MTA #2 ADOPTED, 5-1; VERBAL MTA #3 ADOPTED, 6-0; VERBAL MTA #4 ADOPTED, 5-2; ADOPTED AS AMENDED, 7-0; A-94851)
24R-458 Resolution.pdf
24R-458 Claims Report.pdf
24R-458 (Motion to Amend No. 1).pdf

- VOTE ON RESOLUTIONS -

- END PUBLIC HEARING -

6. ORDINANCES - 3RD READING & RELATED RESOLUTIONS

6.a. 24R-450
Approving the labor contract between the City of Lincoln and the Amalgamated Transit Union, Local No. 1293, (ATU) for a term effective August 15, 2024 through August 31, 2027. (Related Items: 24R-450, 24-118) (Action Date: 10/21/24)
(ADOPTED, 7-0; A-94852)
24R-450 Resolution.pdf
ATU 2024-2027 Final Contract.pdf
ATU Fact Sheet for 24-27 Contract.pdf

6.b. 24-118
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 'B'. (Related Items: 24R-450, 24-118)
(PASSED, 7-0; #21668)
24-118 9Ordinance.pdf
24-118 Attachment.pdf
Fact Sheet 9.19.24.pdf

6.c. 24-119
Comprehensive Plan Conformance 24017 - Declaring an area measuring approximately 415 square feet of City owned property generally located at 205 S. 10th Streets, as surplus.
(PASSED, 7-0; #21669)
24-119 Ordinance.pdf
CPC24017 Summary Report.pdf

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

7.a. 24R-466
Approving the Professional Service Agreement Supplement No. 5 for preliminary

engineering services between the City of Lincoln and Benesch & Co. for the Adams St. from 36th St. to 49th St. Rehab Project; Project No. LCLC-5250(4), Control No. 13440, City Project No. 702976.
24R-466 Resolution.pdf
702976 Adams from 36th to 49th CWO#5 Council Legislation Fact Sheet PE.pdf
702976 Benesch PE CWO#5 Agreeement.pdf

7.b. 24R-467
Approving the 2024-2025 Joint Budget Committee Non-profit Childcare Assistance Funding recommendations. (Consent)
24R-467 Resolution.pdf
24R-467 Attachment.pdf

7.c. 24R-468
A resolution expressing the City's gratitude and honoring the outstanding service and dedication of Patricia Lopez.

7.d. 24R-469
Accepting and approving the report of new and pending claims against the City for October 1 through October 15, 2024.
24R-469 Resolution.pdf
24R-469 Claims Report.pdf

7.e. 24R-470
Approving the proposal and pricing agreement between City of Lincoln and Mutual of Omaha to provide Life Insurance and Long-Term Disability to the employees of the city for a three year term from 1/1/2025 to 1/1/2028.
24R-470 Resolution.pdf
24R-470 Attachment.pdf
Mutual of Omaha Fact Sheet - Signed.pdf

7.f. 24R-471
A resolution to clarify that Council Aides may be hired as City Employees through the Human Resources Department.

7.g. 24R-472
Comprehensive Plan Conformance 24018 - Application of FOG Limited Partnership to review as to conformance with the 2050 Lincoln Lancaster County Comprehensive Plan, a proposed conservation easement, to preserve, protect and maintain flood storage and natural resources within the Jamaica North Use Permit boundary, on property generally located at 14th and Saltillo Road.
24R-472 Resolution.pdf
24R-472 Attachment.pdf

CPC24018 Summ rpt.pdf

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

8.a. 24-120

Approving the lease agreement between City of Lincoln, and Grace Lutheran Church, for the lease of space by Aging Partners for its Senior Center program at 2225 Washington St., from November 1, 2024 through August 31, 2026.

24-120 Ordinance.pdf

24-120 Attachment.pdf

8.b. 24-121

Change of Zone 24023 - Application of Diamond Enterprises to change the zone from H-3 Highway Commercial to I-1 Industrial on property generally located at 3501 W O Street.

24-121 Ordinance.pdf

24-121 Attachment.pdf

CZ24023 Summ rpt.pdf

8.c. 24-122

Annexation 24004 - Application of TCI Acquisition Corp., Inc., to annex approximately 32.41 acres, more or less, on property generally located at 8601 Highway 6.(Related Items: 24-122, 24R-473)

24-122 Ordinance.pdf

24-122 Attachment.pdf

AN24004 Summ Rpt.pdf

8.d. 24R-473

Approving the Conditional Annexation Agreement between the City and TCI Acquisition Corp, Inc., for the property generally located at N. 84th Street between US Highway 6 and Fletcher Avenue. (Related Items: 24-122, 24R-473) (Action Date: November 4, 2024)

24R-473 Resolution.pdf

24R-473 Attachment.pdf

8.e. 24-123

Change of Zone 24003 - Application of Glenbrook, LLC., to change the zone from AGR Agricultural Residential District to O-3 (Office Park) District on property generally located on the northwest corner of S 70th Street and Nebraska Parkway. (Related items: 24-123, 24R-474, 24R-475, 24R-476)

24-123 Ordinance.pdf

CZ24003 Summ rpt.pdf

8.f. 24R-474

Approving the Conditional Zoning Agreement between the City and Glenbrook, LLC, for the property generally located on the northwest corner of S. 70th Street and Nebraska Parkway. (Related items: 24-123, 24R-474, 24R-475, 24R-476) (Action Date: November 4, 2024)
24R-474 Resolution.pdf
24R-474 Attachment.pdf

8.g. 24R-475
Comprehensive Plan Amendment 24004 - Application of Glenbrook, LLC, to amend the Lincoln-Lancaster County 2050 Comprehensive Plan to change the future land use designation from Urban Residential to Commercial, on property generally located on the northwest corner of S 70th Street and Nebraska. Parkway. (Related items: 24-123, 24R-474, 24R-475, 24R-476) (Action Date: November 4, 2024)
24R-475 Resolution.pdf
24R-475 Attachment.pdf
CPA24004 Summ Rpt.pdf

8.h. 24R-476
Use Permit 24003 - Application of Glenbrook, LLC., for a Use Permit in the O-3 (Office Park) Zoning District, to develop approximately 51,000 square feet of office space, with waivers on the property generally located on the northwest corner of S 70th Street and Nebraska Parkway. (Related items: 24-123, 24R-474, 24R-475, 24R-476) (Action Date: November 4, 2024)
24R-476 Resolution.pdf
UP24003 Summ Rpt.pdf

9. PENDING LIST - DATE CERTAIN

9.a. 24R-429
Approving the selection of a contractor pursuant to the bids to be opened on October 3, 2024 and authorizing the execution of the construction contract between the City of Lincoln and the Nebraska Department of Transportation for the use of Federal Transportation Program Funds for design and construction engineering services for the 56th Street from Spruce Street to Van Dorn Street Rehab Project, LCLC-5241(7), CN 13433, City Project No. 700133.
(VERBAL MOTION TO DELAY WITH CONTINUED PUBLIC HEARING AND ACTION 3 WEEKS TO 10/28/24, 7-0)
24R-429 Resolution.pdf
56th Street Fact Sheet.pdf

10. PENDING LIST (EXTENDED ONE WEEK)

10.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

10.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

10.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

10.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

10.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

10.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

10.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

10.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 October, open microphone sessions will be held on October 21 & 28, 2024.

ADJOURNMENT - 5:00 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.