

**AGENDA FOR THE REGULAR CITY COUNCIL MEETING TO BE HELD
MONDAY, NOVEMBER 08, 2021 AT 3:00 PM**

ACTION

ALL MEMBERS PRESENT

MAYOR'S AWARD OF EXCELLENCE

MAYOR'S AWARD OF EXCELLENCE FOR THE MONTH OF FEBRUARY 2021 IS PRESENTED TO CHRISTOPHER MILISITS, POLICE OFFICER/INVESTIGATOR OF THE LINCOLN POLICE DEPARTMENT, IN THE CATEGORIES OF CUSTOMER RELATIONS AND PRODUCTIVITY.

MAYOR'S AWARD OF EXCELLENCE FOR THE MONTH OF MARCH 2021 IS PRESENTED TO LISA PACHUNKA, SENIOR PUBLIC SAFETY DISPATCHER OF THE LINCOLN POLICE DEPARTMENT, IN THE CATEGORY OF VALOR.

MAYOR'S AWARD OF EXCELLENCE FOR THE MONTH OF APRIL 2021 IS PRESENTED TO ROBERT BRENNER, POLICE OFFICER OF THE LINCOLN POLICE DEPARTMENT, IN THE CATEGORY OF CUSTOMER RELATIONS.

DUE TO THE VETERANS DAY & THANKSGIVING DAY HOLIDAY, CITY COUNCIL WILL NOT MEET ON MONDAY, NOVEMBER 15TH & MONDAY, NOVEMBER 29TH, 2021

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. 21R-506

Approving an Agreement between the City and the State of Nebraska Department of Transportation defining the City of Lincoln's responsibilities as a Local Bridge Owner in complying with the National Bridge Inspection Standards.

(ADOPTED, 7-0; A-93036)

[21R-506 Resolution.pdf](#)

[21R-506 Attachment.pdf](#)

[Bridge Inspection Agreement CouncilFactSheet.pdf](#)

1.b. 21R-507

Approving the On-Call Professional Services Task Order Agreement between the City and Olsson to provide preliminary engineering services for the 84th & College Park Drive, Traffic Signal Project, Project No. LCLC-5249(8); Control No. 13437.

(ADOPTED, 7-0; A-93037)

[21R-507 Resolution.pdf](#)

[84 & College Park Drive PE.pdf](#)

[84th College Park Signal city-council-fact-sheet_PE.pdf](#)

- 1.c.** 21R-508
Approving the On-Call Professional Task Order Agreement between the City and Olsson to provide environmental services for the 84th & College Park Drive, Traffic Signal Project, Project No. LCLC-5249(8); Control No. 13437.
(ADOPTED, 7-0; A-93038)
[21R-508 Resolution.pdf](#)
[84th & College Park Drive_NEPA.pdf](#)
[84th College Park Signal city-council-fact-sheet_NEPA.pdf](#)
- 1.d.** 21R-518
Assessment Resolution for Downtown Core Management Business Improvement District for Board of Equalization to be held Monday, November 22, 2021, at 5:30 p.m.
(ADOPTED, 7-0; A-93039)
[2021 BID Assessment Notice.pdf](#)
[2020-2021 CORE BID Distribution.pdf](#)
[Core BID resolution.pdf](#)
- 1.e.** 21R-519
Assessment Resolution for Downtown Management Business Improvement District for Board of Equalization to be held Monday, November 22, 2021, at 5:30 p.m.
(ADOPTED, 7-0; A-93040)
[2021 BID Assessment Notice.pdf](#)
[2020-2021 DT BID Distribution.pdf](#)
[Downtown BID resolution.pdf](#)
- 1.f.** 21R-520
Assessment Resolution for Downtown Maintenance District for Board of Equalization to be held Monday, November 22, 2021, at 5:30 p.m.
(ADOPTED, 7-0; A-93041)
[2021 BID Assessment Notice.pdf](#)
[2020-2021 DT Maintenance Distribution.pdf](#)
[DT maintenance resolution.pdf](#)
- 1.g.** 21R-521
Assessment Resolution for West Haymarket/Downtown Maintenance District for Board of Equalization to be held Monday, November 22, 2021, at 5:30 p.m.
(ADOPTED, 7-0; A-93042)
[2021 BID Assessment Notice.pdf](#)
[2020-2021 WHM Maintenance Distribution.pdf](#)
[WHM maintenance resolution.pdf](#)
- 1.h.** Clerk's Letter & Mayor's Approval of Resolutions passed by City Council on October

25, 2021, for A-93020.
(PLACED ON FILE)

1.i. Clerk's Letter & Mayor's Approval of Resolutions passed by City Council on October 25, 2021, for A-93025.
(PLACED ON FILE)

1.j. Clerk's Letter & Mayor's Approval of Resolutions passed by City Council on October 25, 2021, for A-93016 through A-93026, excluding A-93020 & A-93025.
(PLACED ON FILE)

2. PETITIONS & COMMUNICATIONS

2.a. 21R-522
Setting hearing date of Monday, November 22, 2021, at 5:30 p.m. on the application of Chipotle Mexican Grill Inc. dba Chipotle Mexican Grill #226-3769 for a Class I Liquor License located at 7133 Pioneers Boulevard.
(ADOPTED, 7-0; A-93043)
[SHD 21R-522.pdf](#)

2.b. 21R-523
Setting hearing date of Monday, November 22, 2021, at 5:30 p.m. on the application of Dammi Dammi LLC dba Dammi Dammi for a Class I Liquor License located at 128 N. 13th Street, Suite 144.
(ADOPTED, 7-0; A-93044)
[SHD 21R-523.pdf](#)

2.c. 21R-524
Setting the hearing date of November 22, 2021, at 5:30 p.m. on the request of JJ Hooligans LLC dba JJ Hooligans for a change in location from 311 N. 8th Street Suite 1 to 826 P Street.
(ADOPTED, 7-0; A-93045)
[SHD 21R-524.pdf](#)

2.d. REFERRED TO THE PLANNING DEPARTMENT:
Change of Zone 21043, from AG (Agricultural District) to R-5 (Residential District), on property generally located at 84th Street and Rokeby Road.
Special Permit 531H, amending the Wilderness View Townhomes CUP (Community Unit Plan) to allow for the addition of 17.88 acres and 44 single-family attached dwelling units, with waivers to permit more than 40 units on a permanent dead end, waive the requirement to provide vehicle turnarounds, and allow a nonstandard cul-de-sac, on generally located at Maple View and Carlton Drives.

Special Permit 19021A, to expand the existing Rokeby Ridge CUP (Community Unit Plan) by approximately 31.46 acres, with a waiver to maximum height, on property generally located at 84th Street and Rokeby Road.

Special Permit 19036A, to allow for the construction of a large Solar Energy Conversion System, on property generally located from ½ mile west of 134th to east of 148th Streets and from O Street to Havelock Avenue. A map of the area under consideration is available for review in the Planning Department Office located at 555 So. 10th Street.

3. MISCELLANEOUS REFERRALS - NONE.

- VOTE ON CONSENT ITEMS -

4. PUBLIC HEARING - LIQUOR RESOLUTIONS

4.a. 21R-525

Application of JDINNE LLC dba Rumology to expand its Class I liquor license for an addition of an outdoor area approximately 90 feet x 23 feet at 7301 S. 27th Street, Suite 150.

(ADOPTED FOR APPROVAL, 7-0; A-93046)

[21R-525 Rumology expand app.pdf](#)

[21R-525 Rumology expand den.pdf](#)

[21-525 App and Ltr Rumology.pdf](#)

4.b. 21R-526

Application of Kinkaider Brewing Co LLC dba Kinkaider Brewing Co. to expand its Class CK liquor license for an addition of an outdoor area approximately 24 feet x 85 feet at 201 N. 7th Street.

(ADOPTED FOR APPROVAL, 7-0; A-93047)

[21R-526 Kinkaider Brewing app.pdf](#)

[21R-526 Kinkaider Brewing expand den.pdf](#)

[21R-526 App and Ltr Kinkaider Brewing Co.pdf](#)

- VOTE ON LIQUORS -

5. PUBLIC HEARING - RESOLUTIONS

5.a. 21R-501

Appeal of Special Assessment Revolving Committee recommendation regarding Paving District on Humphrey Avenue from N. 7th to N. 10th Street. (11/1/21 - Public Hearing & Action Cont'd one week to 11/8/21)

(MOTION TO DELAY TO CONT'D PUBLIC HEARING & ACTION FIVE WEEKS TO 12/13/21, 7-0)

[21R-501 Resolution Approved.pdf](#)

[21R-501 Resolution Denied.pdf](#)
[HumphreyAve7thto10th_map.pdf](#)
[HumphreyAve7thto10th_Owners.pdf](#)
[Humphrey7thto10th_city-council-fact-sheet.pdf](#)

- 5.b.** 21R-509
Adopting Lincoln Electric System Annual Budget for 2022 to become effective January 1, 2022. (Request to continue Public Hearing for 2 weeks to 11/22/21 and Action for 12/6/21)
(MOTION TO DELAY TO CONT'D PUBLIC HEARING TWO WEEKS TO 11/22/21 AND ACTION FOR 12/6/21, 7-0)
[21R-509 Resolution.pdf](#)
[21R-509 Attachment.pdf](#)
[21R-509 Fact Sheet.pdf](#)
[LES Resolution Schedule.pdf](#)

- 5.c.** 21R-510
Adopting Lincoln Electric System Rate Schedules to become effective January 1, 2022. (Request to continue Public Hearing for 2 weeks to 11/22/21 and Action for 12/6/21)
(MOTION TO DELAY TO CONT'D PUBLIC HEARING TWO WEEKS TO 11/22/21 AND ACTION FOR 12/6/21, 7-0)
[21R-510 Resolution.pdf](#)
[21R-510 Attachment.pdf](#)
[21R-510 Fact Sheet.pdf](#)
[LES Resolution Schedule.pdf](#)

- VOTE ON RESOLUTIONS -

6. PUBLIC HEARING - ORDINANCES 2ND READING & RELATED RESOLUTIONS (ITEMS 6.A. THROUGH 6.E. HAD 2ND READING, SEE ITEM 6.D.)

- 6.a.** 21-149
Amending the pay schedule for the employee group whose classifications are assigned to the pay range prefixed by the letter "W" by creating the classification of "Diversity, Equity, and Inclusion Manager."
[21-149 Ordinance.pdf](#)
[21-149 Attachment.pdf](#)
- 6.b.** 21-150
Amending the pay schedule for the employee group whose classifications are assigned to the pay range "A" by creating the classification of "Health Equity Initiatives Coordinator. "
[21-150 Ordinance.pdf](#)
[Health Equity Initiatives Coordinator.pdf](#)

- 6.c.** 21-151
Amending the pay schedule for the employee group whose classifications are assigned to the pay range which is prefixed by the letter "C" by changing the pay range of Class 5305 "Energy Recovery Coordinator" from C32 to C30.
[21-151 Ordinance.pdf](#)
- 6.d.** 21-152
Amending the pay schedule for the employee group whose classifications are assigned to the pay range prefixed by the letter "P" by creating the classification of "Police Lieutenant".
(MOTION TO REMOVE BILL NO. 21-152 FROM AGENDA, 7-0; #38-4741)
[21-152 Ordinance.pdf](#)
[Police Lieutenant.pdf](#)
- 6.e.** 21-153
Amending Lincoln Municipal Code Section 2.76.175 Compensation Plan; Promotion, Transfer, Demotion, or Temporary Promotion to designate a promotion probationary period for unrepresented employees who are promoted; and by adding a new Section numbered 2.76.207 entitled "Compensation Plan; Disaster Response Pay" to create disaster response pay due to employees in classifications that were previously represented by LMCEA that have moved to the unrepresented 'W' class.
[21-153 Ordinance.pdf](#)

- END PUBLIC HEARING -

7. ORDINANCES - 3RD READING & RELATED RESOLUTIONS

- 7.a.** 21-132
Repealing Ordinance 20487 which created Alley Paving District No. 51 being the east half of the alley from S. 18th Street to Antelope Valley Pkwy. between N & O Street.
(PASSED, 7-0; #21161)
[21-132 Ordinance.pdf](#)
[18to19_NtoO_map.pdf](#)
[20211008_18to19_NtoO_city-council-fact-sheet.pdf](#)
- 7.b.** 21-141
Change of Zone 05054F - Application of Prairie Home Builders, Inc., to amend the existing Prairie Village North Planned Unit Development (PUD) to revise layout and grading of two areas with waivers, on property generally located at North 84th and Adams Street.
(PASSED, 7-0; #21162)
[21-141 Ordinance .pdf](#)
[CZ05054F - SUMMARY REPORT.pdf](#)
- 7.c.** 21-142

Change of Zone 21040 - Application of Waterford Estates, LLC, Manion Construction, Inc., and Spring Valley Homes, Inc., for a change from R-4 Residential District to R-3 Residential District, on property generally located at North 104th Street and Shore Front Drive.

(PASSED, 6-0; CONFLICT OF INTEREST: MEGINNIS; #21163)

[21-142 Ordinance.pdf](#)

[CZ21040 - SUMMARY REPORT.pdf](#)

7.d. 21-143

Change of Zone 08066C - Application of Assurity Real Estate Development, to amend the existing Antelope Village Planned Unit Development (PUD) to add the Mixed-Use Designation on two lots and to add density for a residential development with requested waivers, on property generally located north of P Street between 22nd and 23rd Street.

(MTA#1 LOST, 2-4; PASSED, 5-1; CONFLICT OF INTEREST: BECKIUS; #21164)

[21-143 Ordinance.pdf](#)

[CZ08066C - SUMMARY REPORT.pdf](#)

7.e. 21-144

Street & Alley Vacation 21006 - Application of Assurity Real Estate Development, to vacate the entire east-west alley between P and Q Street, from N. 22nd Street to N. 23rd Street.

(PASSED, 6-0; CONFLICT OF INTEREST: BECKIUS; #21165)

[21-144 Ordinance \(v2\).pdf](#)

[21-144 Exhibits.pdf](#)

[SAV21006 - SUMMARY REPORTpdf.pdf](#)

7.f. 21-145

Approving the lease agreement between City of Lincoln and St. James United Methodist Church for the lease of office space by Aging Partners for its Senior Center program at 2400 S. 11th Street, Lincoln, NE for a term of 1 year from September 1, 2021 to August 31, 2022.

(PASSED, 7-0; #21166)

[21-145 Ordinance.pdf](#)

[21R-145 Attachment.pdf](#)

7.g. 21-146

Approving the lease agreement between City of Lincoln and A-L Irrigation for the lease of office space by Aging Partners for its Personal and Family Services program at 137 North 8th Street, Geneva, NE for a term of 1 year from August 1, 2021 through July 31, 2022.

(PASSED, 7-0; #21167)

[21-146 Ordinance.pdf](#)

[21-146 Attachment.pdf](#)

- 7.h.** 21-147
Approving a Supplement to Sublease Agreement for a 5 year term with the option of three additional 5 year terms between the City, on behalf of Aging Partners, and Victory Park, LLC for property generally located at 600 S. 70th Street.
(PASSED, 7-0; #21168)

[21-147 Ordinance.pdf](#)
[21-147 Attachment.pdf](#)
- 7.i.** 21R-502
Approving the Atrium Building Redevelopment Agreement between Atrium Building, LLC and the City relating to the redevelopment of property generally located at 1200 N Street. (Related Items: 21R-502, 21R-503, 21-148)
(ADOPTED, 7-0; A-93048)
[21R-502 Resolution.pdf](#)
[21r-502 Attachment.pdf](#)
- 7.j.** 21R-503
Amending the FY 2021/2022 CIP to authorize and appropriate \$3,651,017 TIF funds for the Atrium Building Redevelopment Project. (Related Items: 21R-502, 21R-503, 21-148)
(ADOPTED, 7-0; A-93049)
[21R-503 Resolution.pdf](#)
- 7.k.** 21-148
Authorizing the issuance of Tax Allocation Bonds for the Atrium Building Redevelopment Project in an amount not to exceed \$3,651,017. (Related Items: 21R-502, 21R-503, 21-148)
(PASSED, 7-0; #21169)
[21-148 Ordinance.pdf](#)

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

- 8.a.** 21R-511
Reappointing Shirley Mora James and Micheal Q. Thompson to the Citizen Police Advisory Board for terms to expire November 17, 2024. (Consent)
[21R-511 Resolution.pdf](#)
- 8.b.** 21R-512
Accepting the Air Quality Program Grant (105 Funds) Workplan for the 2022-2023 Federal Fiscal Years.
[21R-512 Resolution.pdf](#)
[21R-512 Attachment.pdf](#)
- 8.c.** 21R-513

Comprehensive Plan Conformance 21020 - Application of the Urban Development Director to review as to conformance with the 2040 Lincoln-Lancaster County Comprehensive Plan and to approve a proposed amendment to the North 56th Street & Arbor Road Redevelopment Plan to add the "Central Lumber Sales Redevelopment Project," to include construction of a 122,500 square foot distribution facility, on property generally located at N. 62nd Street and Arbor Road.

[21R-513 Resolution \(v2\).pdf](#)

[CPC21020 - SUMMARY REPORT.pdf](#)

8.d. 21R-514

Comprehensive Plan Conformance 21023- Application of the Urban Development Director to review as to conformance with the 2040 Lincoln-Lancaster County Comprehensive Plan and to approve a proposed amendment to the West O Redevelopment Plan, to add the "Instinct Redevelopment Project - Center of Excellence for construction of an approximately 250,000 square foot production facility, warehouse and office building on property generally located at west of SW 32nd Street on the south side of W. "O" Street.

[21R-514 Resolution \(v2\).pdf](#)

[CPC21023 - SUMMARY REPORT.pdf](#)

8.e. 21R-515

Comprehensive Plan Conformance 21024 - Application of Urban Development Director to review as to conformance with the 2040 Lincoln-Lancaster County Comprehensive Plan and to approve a proposed amendment to the Antelope Valley Redevelopment Plan, to add the "Antelope Square Apartments Redevelopment Project", for a 152 unit multi-family housing project on property generally located north of P Street between 22nd and 23rd Streets.

[21R-515 Resolution \(v2\).pdf](#)

[CPC21024 - SUMMARY REPORT.pdf](#)

8.f. 21R-516

Comprehensive Plan Amendment 21002, request of Planning Director, for the adoption of PlanForward 2050, the Lincoln-Lancaster County Comprehensive Plan.

[21R-516 Resolution.pdf](#)

[21R-516 Attachment.pdf](#)

[CPA21002 - SUMMARY REPORT.pdf](#)

8.g. 21R-527

Accepting and approving the report of new and pending claims against the City for October 15 through October 31, 2021.

[21R-527 Resolution.pdf](#)

[21R-527 Claims Report.pdf](#)

9. ORDINANCES - 1ST READING & RELATED RESOLUTIONS (ITEMS 9.A. THROUGH 9.C. HAD 1ST READING)

- 9.a.** 21R-517
Comprehensive Plan Conformance 21021 - Application of the Urban Development Director, to review the 2040 Lincoln Lancaster County Comprehensive Plan and to adopt the South 48th Street Corridor Redevelopment Plan, and adds the "Tabitha InterGen" Project, for construction of a four story multifamily housing structure to provide independent senior housing options and housing opportunities for students enrolled in medical education programs on property generally located at South 48th and L Streets. (Related Items: 21R-517, 21-154)
[21R-517 Resolution \(v2\).pdf](#)
[CPC21021 - SUMMARY REPORT.pdf](#)
- 9.b.** 21-154
Change of Zone 21037 - Application of Tabitha, Inc. for a change from R-2 Residential District and R-4 Residential District to an R-2 and R-4 PUD Planned Unit Development with associated waivers, on property generally located at 4720 Randolph Street. (Related Items: 21R-517, 21-154)
[21-154 Ordinance \(v2\).pdf](#)
[CZ21037 - SUMMARY REPORT.pdf](#)
- 9.c.** 21-155
Comprehensive Plan Conformance 21022 - Declaring approximately 1.06 acres of City owned property generally located at the southwest corner of the intersection of 16th & N Streets as surplus.
[21-155 Ordinance \(v2\) \(2\).pdf](#)
[CPC21022 - SUMMARY REPORT.pdf](#)

10. PENDING LIST (EXTENDED ONE WEEK)

- 10.a.** 21-139
Creating Paving Special Assessment District #2636 for Frontier Road and Pinecrest Drive. (11/1/21 - Placed on Pending, No Date Certain)
[21-139 Ordinance.pdf](#)
[FrontierRdPinecrestDr_map.pdf](#)
[FrontierRdPinecrestDr_Owners.pdf](#)
[FrontierRdPinecrestDr_city-council-fact-sheet.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 November, open microphone sessions will be held on November 8 & November 22, 2021.

ADJOURNMENT 4:13P.M.

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, visit lincoln.ne.gov (keyword: LNKTV). LNKTV City can be found on all three cable television systems: ALLO Channel 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.

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

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 Director of Equity and Diversity, Lincoln Commission on Human Rights, at (402) 441-7624 as soon as possible before the scheduled meeting date in order to make your request.