

**AGENDA FOR THE REGULAR CITY COUNCIL MEETING TO BE HELD  
MONDAY, OCTOBER 05, 2020 AT 3:00 PM**

**DUE TO COLUMBUS DAY/INDIGENOUS PEOPLES' DAY,  
THE CITY COUNCIL WILL NOT MEET ON MONDAY, OCTOBER 12, 2020**

Limited seating is available in the Council Chambers or you may wait in the Bill Luxford Studio or the hallway until your item is called. Then you can enter the Council Chambers & come to the podium. After you are finished speaking, you can exit the chambers through the door to your immediate left.

**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.** 20R-399  
Reappointing David McBride and Sharon Wherry to the Pinnacle Bank Advisory Committee for terms to expire April 15, 2026.
- 1.b.** 20R-418  
Manager Application of Florim Ramadani for Villa Amore, LLC dba Villa Amore at 5353 North 27th Street.
- 1.c.** 20R-412  
Investment Activity Report for Quarter Ending August 31, 2020.
- 1.d.** Clerk's Letter & Mayor's Approval of Resolutions and Ordinances passed by City Council on September 14, 2020. (Placed on file)
- 1.e.** Clerk's Letter & Mayor's Approval of Resolutions and Ordinances passed by City Council on September 21, 2020. (Placed on file)

**2. PETITIONS & COMMUNICATIONS**

- 2.a.** 20R-420  
Setting the hearing date of Monday, October 26, 2020, at 5:30 p.m. for the Application of Husker Management, Inc., dba Holiday Inn Express & Suites Lincoln Southeast for a Class C Liquor License located at 8801 Amber Hill Court.
- 2.b.** 20R-421  
Setting the hearing date of Monday, October 26, 2020, at 5:30 p.m. for the Application of LNK Lodging, LLC, dba Holiday Inn Express & Suites, Lincoln Airport for a Class C Liquor License located at 1101 West Commerce Way.

- 2.c. 20R-422  
Setting the hearing date of Monday, October 26, 2020, at 5:30 p.m. for the Application of LNK2 Lodging, LLC, dba Fairfield Inn & Suites, Lincoln Airport for a Class C Liquor License located at 1000 Bond Street.
- 2.d. 20R-423  
Setting the hearing date of Monday, October 19, 2020 at 3:00 p.m. on the Manager Application of Mitchell H. Martin for Qdoba Restaurant Corporation dba Qdoba Mexican Eats 2647 at 211 North 12th Street.

**3. MISCELLANEOUS REFERRALS**

**- VOTE ON CONSENT ITEMS –**

**4. PUBLIC HEARING - LIQUOR RESOLUTIONS**

- 4.a. 20R-413  
Application of Cocky's Chicken & Brew, LLC dba Cocky's Chicken & Brew for a Class C Liquor License at 5012 North 27th Street.
- 4.b. 20R-414  
Manager Application of Sean P. Kelly for Cocky's Chicken & Brew, LLC dba Cocky's Chicken & Brew at 5012 North 27th Street.
- 4.c. 20R-415  
Application of Lincoln Children's Zoo dba Lincoln Children's Zoo for a Class I Liquor License at 1222 South 27th Street.
- 4.d. 20R-416  
Manager Application of Shawn J. Toovey for Lincoln Children's Zoo dba Lincoln Children's Zoo at 1222 South 27th Street.
- 4.e. 20R-417  
Manager Application of Kyle E. Tine for Inter-Com Club, Inc., dba Nebraska Club at 233 South 13th Street, Suite 2000.

**- VOTE ON LIQUORS –**

**5. PUBLIC HEARING - RESOLUTIONS**

- 5.a. 20R-400  
Establishing the property tax levy for the City's 2020-21 fiscal year.

**- VOTE ON RESOLUTIONS –**

## 6. PUBLIC HEARING - ORDINANCES 2ND READING & RELATED RESOLUTIONS

- 6.a.** 20-226  
Approving a Second Amendment to Lease Agreement between the City and Experian for the lease of approximately 30,000 square feet of office space in the building located at 949 West Bond Street for a period of six months with the option to renew for additional six month terms not to exceed a total of five years.
- 6.b.** 20-227  
Change of Zone 2179K - Application of Community Action Partnership of Lancaster and Saunders Counties on behalf of 3 AP-52 & R, LLC for a change from I-2 Industrial Park District to H-2 Highway Business District on property generally located at 5201 R Street.
- 6.c.** 20-228  
Change of Zone 12018B - Application of Stallion Ventures, LLC, to amend the Holdrege/Idylwild Redevelopment Planned Unit Development by adding fraternities and sororities as a Group Living Use and allowing signage per the B-1 zoning requirements, on property generally located at 3535 Holdrege Street.
- 6.d.** 20-232  
Approving Amendment No. 1 to Real Estate Purchase Agreement between the City and TNNG Capital, LLC for property located at the Northeast corner of 27th & Old Cheney Road. **(Related items: 20-232, 20-229, 20R-401)**
- 6.e.** 20-229  
Change of Zone 20026 - Application of TNNG Capital, LLC, for a change from P Public Use District to O-3 Office Park District, on property generally located at 5600 South 27th Street. **(Related Items: 20-232, 20-229, 20R-401)**
- 6.f.** 20R-401  
Use Permit 20010 - Application of TNNG Capital, LLC, to allow for a health care facility, with associated waivers to reduce the side yard setback, front yard setback, and reduce required parking, on property generally located at 5600 South 27th Street. **(Related Items: 20-232, 20-229, 20R-401)**
- 6.g.** 20-230  
Amending Chapter 10.14 of the Lincoln Municipal Code relating to Rules of the Road by amending Section 10.14.250 Speed Regulated; by repealing Section 10.14.260 Arterials Adjacent to Schools; Reduced Speed in its entirety; and by amending Section 10.14.265 Passing in School Crossing Zone; Penalties to remain consistent with school zone standards; and repealing Sections 10.14.250 and 10.14.265 as hitherto existing. **(Related Items: 20-230, 20-231)**
- 6.h.** 20-231  
Amending Section 10.02.315 of the Lincoln Municipal Code relating to School Crossing Zone to remain consistent with school zone standards; and repealing Section 10.02.315 as hitherto existing. **(Related Items: 20-230, 20-231)**

- 6.i.** 20-233  
Suspending portions of Chapter 5.04 of the Lincoln Municipal Code, Alcoholic Liquor, during the current emergency to allow for Special Designated Licenses to be approved on the day of a Nebraska home football game.
- 6.j.** 20-234  
Suspending portions of Chapter 14.32 of the Lincoln Municipal Code, Special Events Ordinance, during the current emergency to allow special events to occur on the day of a Nebraska home football game.

**- END PUBLIC HEARING –**

**7. RESOLUTIONS - 1ST READING**

- 7.a.** 20R-408  
Appointing Quentin Brown to the Community Health Endowment Board of Trustees for a term to expire September 1, 2023. (Consent)
- 7.b.** 20R-409  
Appointing Mark Wilson to the Community Forestry Advisory Board for a term to expire August 14, 2023. (Consent)
- 7.c.** 20R-410  
Accepting and approving the report of new and pending claims against the City for September 16 through 30, 2020.
- 7.d.** 20R-419  
Appointing Lorenzo Ball to the Lincoln-Lancaster County Planning Commission for a term to expire August 24, 2025. (Consent)

**8. ORDINANCES - 1ST READING & RELATED RESOLUTIONS**

- 8.a.** 20-235  
Street and Alley Vacation 20003, request of Nature's Variety, Inc., to vacate all of West View Avenue from the west right-of-way line of Southwest 32nd Street westward, on property generally located at 235 SW 32nd Street.
- 8.b.** 20-236  
Annexation 20009 - Application of Lincoln Federal Bancorp, Inc., to annex approximately 61 acres of property generally located at the Northwest corner of South 40th Street and Rokeby Road. **(Related: 20-236, 20-237, 20R-411)**
- 8.c.** 20-237  
Change of Zone 20017 - Application of Lincoln Federal Bancorp, Inc., from AG Agricultural District to R-3 PUD Residential District Planned Unit Development for up to 506 dwelling units and 120,000 square feet of commercial floor area, with associated adjustments, on property generally located at the northwest corner of South 40th Street and Rokeby Road. **(Related: 20-236, 20-237, 20R-411)**

- 8.d.** 20R-411  
Approving the Amendment No. 1 to Settlement Agreement between the City, Lincoln Federal Bancorp, Inc., Wilderness Commons, LLC, and Lower Platte South Natural Resources District to relocate crossings and trails between South 27th and South 40th Streets. **(Related: 20-236, 20-237, 20R-411)**

## **9. PENDING LIST**

- 9.a.** 20-19  
Annexation 19006 - Application of Hoy Prairie South, LLC to annex approximately 9.30 acres of property generally located at South 33rd Street and Rokeby Road. **(Related Items: 20-19, 20-20, 20R-69) (3/2/2020 - Placed on Pending, No Date Certain)**
- 9.b.** 20-20  
Change of Zone 19015 - Application of Hoy Prairie South, LLC for a change of zone from AG Agricultural District to R-3 Residential District on property generally located at South 33rd Street and Rokeby Road. **(Related Items: 20-19, 20-20, 20R-69) (3/2/2020 - Placed on Pending, No Date Certain)**
- 9.c.** 20R-69  
Approving a Conditional Annexation Agreement between the City and Hoy Prairie South, LLC for property generally located south of S. 33rd Street and Rokeby Road. **(Related Items: 20-19, 20-20, 20R-69) (3/2/2020 - Placed on Pending, No Date Certain)**
- 9.d.** 20R-245  
Appeals by Nancy Selzer, et al., (24 appeals submitted) of the Planning Commission's conditional approval of Special Permit 20013 to allow for a Community Unit Plan (CUP) with associated waivers to setbacks, lot area, block length, and the sanitary sewer design standards on property generally located at South 46th and Hillside Streets. **(7/20/20 - Action delayed one week to 7/27/20) (7/27/20 - Action delayed 2 weeks to 08/10/20) (8/10/20 - Action delayed one week to 8/17/20) (8/17/20 - Placed on Pending, No Date Certain)**

## **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 19 & October 26, 2020.

## **ADJOURNMENT**

\*\*\*

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](http://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](http://lincoln.ne.gov) (keyword: LNKTV) and available later at [youtube.com/LNKTVcity](http://youtube.com/LNKTVcity).

\*\*\*

The City Council Agenda and Action Sheet may be accessed on the Internet at: [lincoln.ne.gov](http://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.*