

**AGENDA FOR THE REGULAR CITY COUNCIL MEETING TO BE HELD
MONDAY, FEBRUARY 22, 2021 AT 5:30 PM**

ANNOUNCEMENT

If you still wish to appear in person on an item on the agenda, you may come to the County-City Building, 555 S. 10th St. Limited seating is available in the Council Chambers. Testifiers are asked to 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.** 21R-58
Setting the hearing date of Monday, March 29, 2021 at 5:30 p.m. for Board of Equalization Meeting for Saunders Avenue Special Assessment Re-Paving District #159.
[21R-58 Saunders Set Hearing Date Reso.pdf](#)
- 1.b.** 21R-59
Setting the hearing date of Monday, March 29, 2021 at 5:30 p.m. for Board of Equalization Meeting for Cornhusker Highway and Fletcher Avenue Special Assessment Sewer District #1189.
[21R-59 Cornhusker and Fletcher Set Hearing Date Reso.pdf](#)
- 1.c.** 21R-60
Setting the hearing date of Monday, March 29, 2021 at 5:30 p.m. for Board of Equalization Meeting for Greenwood Street Special Assessment Water District #1210.
[21R-60 Greenwood Street Set Hearing Date Reso.pdf](#)
- 1.d.** 21R-61
Setting the hearing date of Monday, March 29, 2021 at 5:30 p.m. for Board of Equalization Meeting for South 16th Street to South 17th Street between E and F Streets Special Assessment Alley Re-Paving District #52.
[21R-61 16th to 17th E to F St Set Hearing Date Reso.pdf](#)
- 1.e.** 21R-62
Setting the hearing date of Monday, March 15, 2021, at 3:00 p.m. on the assessment of fees & penalties for neglected buildings on property located at 5320 Leighton Avenue, 2958 North 54th Street, 3640 South 56th Street, 5120 L Street, 1609 South 27th Street, 1641 South 6th Street, 3015 N Street, 1920 South 11th Street, 2626 North 36th Street, 922 South 20th Street, 234 South 38th Street, 3141 North 48th Street and 1028 Furnas Avenue.

[February 2021 NBR Setting Hearing Date Reso.pdf](#)

- 1.f.** 21R-63
Setting the hearing date of Monday, March 15, 2021, at 3:00 p.m. on the assessment of costs incurred by the city for building demolition on property located at 2626 North 36th Street, 820 South 9th Street and 3015 N Street.
[February 2021 Bldg Demo Setting Hearing Date Reso.pdf](#)
- 1.g.** Report from City Treasurer of 911 Surcharges for the Months of July 2020 - January 2021. (Placed on File)
[20 07 Jul - 21 01 Jan Combined.pdf](#)
- 1.h.** Clerk's Letter & Mayor's Approval of Ordinance Number 21027 passed by City Council on February 8, 2021. (Placed on file)
[Clerk's & Mayor's Approval Letter Ord 21027.pdf](#)
- 1.i.** Clerk's Letter & Mayor's Approval of Resolutions passed by City Council on February 1, 2021. (Placed on file)
[Clerk's & Mayor's Letter.pdf](#)

2. PETITIONS & COMMUNICATIONS

- 2.a.** 21R-64
Setting the hearing date of Monday, March 1, 2021 at 3:00 p.m. for the Application of Charred SP, LLC dba Charred Burger + Bar for a Class C Liquor License located at 2910 Pine Lake Road, Suite N.
[Charred Burger Bar Setting the Hearing Date Reso.pdf](#)
- 2.b.** 21R-65
Setting the hearing date of Monday, March 8, 2021 at 3:00 p.m. for the Application of D & E Greens, LLC dba Adventure Golf Center for a Class C Liquor License located at 5901 South 56th Street.
[Adventure Golf Center Setting the Hearing Date Reso.pdf](#)
- 2.c.** PLACED ON FILE IN THE OFFICE OF THE CITY CLERK:
Administrative Amendment 20072, to Special Permit 15021, Trinity Oaks CUP, approved by the Planning Director on January 27, 2021, to revise the lots to be developed in Phase 1 and those lots designated for future development, and to make minor changes to the lot layout, on property generally located at South 56th Street & Trinitate Parkway.
Administrative Amendment 21002, to Special Permit 14015, Grandview Estates 1st Addition, approved by the Planning Director on January 29, 2021, to adjust a multi-sided lot, to change the rear setback for lot 10, Block 12 to 5' for a side yard, on property generally located at South 70th Street & Rokeby Road.

3. MISCELLANEOUS REFERRALS

- VOTE ON CONSENT ITEMS -

4. PUBLIC HEARING - LIQUOR RESOLUTIONS

- 4.a. 21R-55
Application of Mughils Indian Cuisine LLC dba Mughils Indian Cuisine for a Class C Liquor License located at 1501 Pine Lake Road, Suite 5.
[21R-55Mughils Indian Cuisine Class C app.pdf](#)
[21R-55 Mughils Indian Cuisine Class C den.pdf](#)
[Ltr & Application Mughils Indian Cuisine.pdf](#)
- 4.b. 21R-56
Manager Application of Jonathan J. Yazaki for Mughils Indian Cuisine LLC dba Mughils Indian Cuisine located at 1501 Pine Lake Road, Suite 5.
[21R-56 Jonahtan Yazaki for Mughils app.pdf](#)
[21R-56 Jonathan Yazaki for Mughils den.pdf](#)
[Ltr & Application Mughils Indian Cuisine.pdf](#)
- 4.c. 21R-57
Manager Application of John W. Hardin for Lincoln Country Club dba Country Club of Lincoln at 3200 South 24th Street.
[21R-57 John Hardin for Country Club app.pdf](#)
[21R-57 John Hardin for Country Club den.pdf](#)
[Ltr & Applicaton Country Club.pdf](#)

- VOTE ON LIQUORS -

5. PUBLIC HEARING - RESOLUTIONS

- 5.a. 21R-37
Miscellaneous 20003 - Declaring the "Wyuka West Redevelopment Area", generally located from O Street to Vine Street, between North 35 Street and the western portion of Wyuka Cemetery, as blighted and substandard.
[21R-37 Resolution.pdf](#)
[MISC20003 - SUMMARY REPORT.pdf](#)
- 5.b. 21R-38
Comprehensive Plan Conformance 20018 - Application of Urban Development Director, to review as to conformance with the 2040 Lincoln-Lancaster County Comprehensive Plan, two proposed amendments to the South of Downtown Redevelopment and Strategic Plan, 1) extending the boundary of the plan south to include the area between 16th and 17th Streets, to Garfield Street and 2) adding the "1645 Washington Street Redevelopment Project", for renovation of an existing 8-unit

apartment building, on property generally located at 1645 Washington Street.
[21R-38 Resolution.pdf](#)
[CPC20018 - SUMMARY REPORT.pdf](#)

- 5.c.** 21R-39
Approving the Consultant Agreement between the City and Pen-Link LTD, to update the CJIS System for the City of Lincoln and Lancaster County.
[21R-39 Resolution.pdf](#)
[21R-39 Agreement.pdf](#)

- VOTE ON RESOLUTIONS -

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

- 6.a.** 21-21
Annexation 20013 - Application of Mark Lewis dba Lewis Homes, to annex approximately 4.84 acres and adjacent right-of-way including the remaining portion of Lot 122 and South 98th Street for property generally located at 8455 South 98th Street. (Related Items: 21-21, 21R-41, 21-22)
[21-21 Ordinance.pdf](#)
[AN20013 - SUMMARY REPORT.pdf](#)

- 6.b.** 21R-40
Approving the Conditional Annexation and Zoning Agreement between the City and Roger Byrne to annex approximately 4.84 acres and adjacent right-of-way including remaining portion of Lot 21 and South 98th Street, on property generally described as 8455 South 98th Street. (Related Items: 21-21, 21R-41, 21-22)
[21R-40 Resolution.pdf](#)
[21R-40 Attachment A.pdf](#)

- 6.c.** 21-22
Change of Zone 20035 - Application of Mark Lewis dba Lewis Homes, from AG Agricultural District to H-3 Highway Commercial District, on property generally located at 8455 South 98th Street. (Related Items: 21-21, 21R-41, 21-22)
[21-22 Ordinance.pdf](#)
[CZ20035 - SUMMARY REPORT.pdf](#)

- 6.d.** 21-23
Amending the Lincoln Municipal Code by amending Section 5.38.030 relating to Applications for Permit; Contents to add requirements to the information required on an application; by amending 5.38.040 relating to Compliance with Minimum Standard Housing and Inspection to require that the affiliated agencies be invited to participate in the annual inspection of a transitional living facility; and repealing Sections 5.38.030 and 5.38.040 of the Lincoln Municipal Code as hitherto existing.
[21-23 Ordinance.pdf](#)

- 6.e.** 21R-48
Approving the 1040 O Street Redevelopment Agreement between BIC DEVELOPMENT LLC, and the City relating to the redevelopment of property generally located at 1040 O Street and adjacent rights of way in Downtown Lincoln. (Related Items: 21R-48, 21R-41, 21-24)
[21R-48 Resolution.pdf](#)
[21R-48 Attachment.pdf](#)
- 6.f.** 21R-41
Amending the FY 2020-2021 CIP to authorize and appropriate \$891,686 in TIF funds for the 1040 O Street Redevelopment Project. (Related Items: 21R-48, 21R-41, 21-24)
[21R-41 Resolution.pdf](#)
- 6.g.** 21-24
Authorizing the issuance of Tax Allocation Bonds for the 1040 O Street Redevelopment Project in an amount not to exceed \$891,686. (Related Items: 21R-48, 21R-41, 21-24)
[21-24 Ordinance.pdf](#)

- END PUBLIC HEARING -

7. ORDINANCES - 3RD READING & RELATED RESOLUTIONS

- 7.a.** 21-3
Annexation 20015 - Application of Derrick Matter dba Camping World, to annex approximately 2.70 acres, on property generally located at approximately N. 64th Street and Arbor Road. (Related Items: 21-3, 21R-32, 21-4)
[21-3 Ordinance.pdf](#)
[AN20015 - SUMMARY REPORT.pdf](#)
- 7.b.** 21R-32
Approving a Development and Conditional Zoning Agreement between City and Camping World to annex approximately 2.70 acres, on the property generally located at approximately N. 64th Street and Arbor Road. (Related Items: 21-3, 21R-32, 21-4)
[21R-32 Resolution.pdf](#)
[21R-32 Attachment \(2\).pdf](#)
- 7.c.** 21-4
Change of Zone 20037 - Application of Derrick Matter dba Camping World, from AG Agricultural District to H-4 General Commercial District, on property generally located at approximately N. 64th Street and Arbor Road. (Related Items: 21-3, 21R-32, 21-4)
[21-4 Ordinance.pdf](#)
[CZ20037 - SUMMARY REPORT.pdf](#)

- 7.d.** 21-5
Change of Zone 20034- Application of Professor's Row Estates, LLC, from R-2 Residential District to R-2 Residential-Landmark Designation, on property generally located at 3637 Holdrege Street. (Related Items: 21-5, 21R-19)
[21-5 Ordinance.pdf](#)
[CZ20034 - SUMMARY REPORT.pdf](#)
- 7.e.** 21R-19
Special Permit 20045 - Application of Professors' Row Estates, LLC, to allow for a basement apartment, on property generally located at 3637 Holdrege Street. (Related Items: 21-5, 21R-19)
[21R-19 Resolution.pdf](#)
[SP20045 - SUMMARY REPORT.pdf](#)
- 7.f.** 21-6
LMC 8.14 Child Care Programs - Temporarily extending the term of Certificate of Compliance.
[21-6 Ordinance.pdf](#)
- 7.g.** 21-7
Amending Chapter 8.20 of the Lincoln Municipal Code relating to the Lincoln Food Code by amending Sections 8.20.020, 8.20.030, 8.20.080, 8.20.090, 8.20.100, 8.20.110, 8.20.120, 8.20.135, 8.20.150, 8.20.160, 8.20.191, 8.20.260, 8.20.261, 8.20.264, 8.20.280, 8.20.320, and 8.20.330 to modify existing regulations for Cottage Foods Operations and Farmer's Market Vendors clarifying the registration process, registration requirements, and the inspection process for Cottage Foods Operations and Farmer's Market Vendors; by adding a new section numbered 8.20.085 entitled "Cottage Food Operation; Registration Required"; by adding a new section numbered 8.20.095 entitled "Cottage Food Operation Registration; Process"; and repealing Sections 8.20.020, 8.20.030, 8.20.080, 8.20.090, 8.20.100, 8.20.110, 8.20.120, 8.20.135, 8.20.150, 8.20.160, 8.20.191, 8.20.260, 8.20.261, 8.20.264, 8.20.280, 8.20.320, and 8.20.330 of the Lincoln Municipal Code as hitherto existing.
[21-7 - Ordinance.pdf](#)
- 7.h.** 21-8
Amending Sections 2.62.020, 2.62.150, 2.65.020, 2.65.150, 2.66.020, and 2.66.110 of the Lincoln Municipal Code relating to dual receipt of payments under Worker's Compensation Act and pension benefits of members killed in the line of duty; and repealing Sections 2.62.020, 2.62.150, 2.65.020, 2.65.150, 2.66.020, and 2.66.110 as hitherto existing.
[21-8 Ordinance.pdf](#)
- 7.i.** 21-20
Change of Zone 20040- Application of American Nebraska Limited Partnership, from R-2 Residential District to B-1 Local Business District on property generally located at

3930 South Street.
[21-20 Ordinance.pdf](#)
[CZ20040 - SUMMARY REPORT.pdf](#)

- 7.j.** 21-10
Change of Zone 15016B - Application of Lincoln Federal Bancorp, Inc., to amend the Wilderness Creek Planned Unit Development by revising the site plan to add multi-family housing and a change of zone from R-3 Residential District to R-5 Residential District on property generally located at South 33rd Street and Wilderness Hills Boulevard.
[21-10 Ordinance.pdf](#)
[CZ15016B - SUMMARY REPORT.pdf](#)

- 7.k.** 21-11
Amending the pay schedule for the employee group whose classifications are assigned to the pay range prefixed by the letter "C" by creating the classification of "One-Call Technician".
[21-11 Ordinance.pdf](#)
[One-Call Technician.docx](#)

- 7.l.** 21-12
Amending the pay schedule for the employee group whose classifications are assigned to the pay ranged prefixed by the letter "A" by creating the classification of "Right of Way Superintendent".
[21-12 Ordinance.pdf](#)
[ROW Superintendent.docx](#)

- 7.m.** 21-13
Amending the pay schedule for the employee group whose classifications are assigned to the pay range prefixed by the letter "N" by creating the classification of "Utility Locate Technician".
[21-13 Ordinance.pdf](#)
[Utility Locate Technician.docx](#)

- 7.n.** 21-14
Amending the employee group whose classifications are assigned to pay range which is prefixed by the letter "A" to change the title of "Assistant City Auditor to "Assistant City Controller."
[21-14 Ordinance.pdf](#)

- 7.o.** 21-15
Amending the employee group whose classifications are assigned to pay range which is prefixed by the letter "M" to change the title of "Superintendent of Water Pollution Control Facilities" to "Superintendent of Water Resource Recovery Facilities".
[21-15 Ordinance.pdf](#)

- 7.p.** 21-16
Amending the pay schedule for the employee group whose classifications are assigned to the pay range prefixed by the letter "N" by deleting the classification for "Barricade Worker."
[21-16 Ordinance.pdf](#)
- 7.q.** 21-17
Amending the pay schedule for the employee group whose classifications are assigned to the pay range prefixed by the letter "A" by deleting the classification for "Assistant Superintendent of Operations-Water Pollution Control."
[21-17 Ordinance.pdf](#)
- 7.r.** 21-18
Amending Title 11 of the Lincoln Municipal Code to incorporate the Youth Mental Health Protection Ordinance prohibiting conversion therapy for minors which seeks to change the minor's sexual orientation or gender identity.
[21-18 Ordinance.pdf](#)
- 7.s.** 21-19
Amending Chapter 2.18 of the Lincoln Municipal Code relating to the Purchasing Division by amending Sections 2.18.020 and 2.18.030 to allow City departments to make purchases under \$10,000.00, to be called "micro-purchases," without soliciting competitive quotations under certain circumstances as specified therein; and repealing Sections 2.18.020 and 2.18.030 of the Lincoln Municipal Code as hitherto existing.
[21-19 Ordinance.pdf](#)

8. RESOLUTIONS - 1ST READING

- 8.a.** 21R-49
Reappointing Rachael Surmick to the Keno/Human Services Advisory Board for a term to expire December 31, 2023.
[21R-49 Resolution.pdf](#)
- 8.b.** 21R-50
Approving the labor contract between the City and the Lincoln City Employees Association (LCEA) for a term effective August 20, 2020 through August 31, 2021.
[21R-50 Resolution.pdf](#)
[LCEA 2020-2021 Final Contract.pdf](#)
[LCEA 2020-2021 Legislative Contract.pdf](#)
- 8.c.** 21R-51
Approving the Cobra Administrative Services Agreement between the City of Lincoln and Discovery Benefits, LLC to provide the administration of COBRA insurance benefits for a term of one year with an automatic renewal for five years.
[21R-51 Resolution.pdf](#)

- 8.d.** 21R-52
Authorizing CTW Property Holdings, LLC to occupy 362 square feet of the public right-of-way in the sidewalk space along South 9th Street and M Street, generally located at 315 South 10th Street.
[21R-52 Resolution.pdf](#)
[315 S 10th Street row permit insurance and bond certificates.pdf](#)
[315 S 10th Street fact sheet 2-1-2021.pdf](#)
- 8.e.** 21R-53
Accepting and approving the report of new and pending claims against the City for January 16 through February 15, 2021.
[21R-53 Resolution.pdf](#)
[21R-53 Claims Report.pdf](#)
- 8.f.** 21R-54
Declaring the official intent of the City to serve as the issuer of multifamily housing revenue bonds in an aggregate principal amount not to exceed \$7,000,000.00 to finance the construction and acquisition of a multifamily housing facility to be located at approximately 600 S. 70th Street.

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)
[20-19 Ordinance.pdf](#)
[20-19 Attachment A.pdf](#)
[AN19006 - SUMMARY REPORT.pdf](#)
- 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)
[20-20 Ordinance.pdf](#)
[20-20 Attachment A.pdf](#)
[CZ19015 - SUMMARY REPORT.pdf](#)
- 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)

[20R-69 Resolution.pdf](#)

[20R-69 Attachment A.pdf](#)

9.d. 21R-9

Approving a resolution to end the declared state of emergency for COVID-19 in the
City of Lincoln. (01/11/2021 - Placed on Pending, No Date Certain)

[21R- 9 Resolution.pdf](#)

9.e. 21R-23

Approving the Revolution Wraps Redevelopment Agreement between 401 Investment
Group LLC and the City of Lincoln relating to the redevelopment of property generally
located at N. 19th and Cornhusker Highway. (Related Items: 21R-23, 21R-24, 21-9)
(2/8/21 - Placed on Pending, No Date Certain)

[21R-23 Resolution.pdf](#)

[21R-23 Attachment.pdf](#)

9.f. 21R-24

Amending the FY 20-21 CIP to authorize and appropriate \$426,000.00 TIF Funds for
the Revolution Wraps Redevelopment Agreement. (Related Items: 21R-23, 21R-24,
21-9) (2/8/21 - Placed on Pending, No Date Certain)

[21R-24 Resolution.pdf](#)

9.g. 21-9

Authorizing the issuance of Tax Allocation Bonds for the Revolution Wraps
Redevelopment Project in an amount not to exceed \$426,000.00. (Related Items:
21R-23, 21R-24, 21-9) (2/8/21 - Placed on Pending, No Date Certain.

[21-9 Bond Ordinance.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 February, open microphone sessions will be
held on February 8 & February 22, 2021.

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 (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.

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.