

**AGENDA FOR THE REGULAR CITY COUNCIL MEETING TO BE HELD
MONDAY, MARCH 01, 2021 AT 3:00 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-49
Reappointing Rachael Surmick to the Keno/Human Services Advisory Board for a term to expire December 31, 2023.
[21R-49 Resolution.pdf](#)
- 1.b.** 21R-77
Approving the distribution of funds representing interest earnings on short-term investments of Idle Funds during the month ended December, 2020.
[IDLE Dec 2020.pdf](#)
- 1.c.** Report from City Treasurer of city cash on hand at the close of business on December 31, 2020. (Placed on file)
[Cash Letter Dec 2020.pdf](#)
- 1.d.** Report from City Treasurer of 911 Surcharges for the Month of February, 2021.
(Placed on file)
[E911 21.02.pdf](#)
- 1.e.** Reports from City Treasurer of Franchise Fees of Black Hills Corporation from June, 2020 through December, 2020. (Placed on file)
[Franchise Fees BHE 20.06-20.12.pdf](#)
- 1.f.** Reports of City Treasurer of Franchise Fees from Allo, Charter/TWC, and Windstream for April, 2020 through December, 2020. (Placed on file)
[Franchise Fees Allo 20.04-20.12.pdf](#)
[Franchise Fees Charter-TWC 20.04-20.12.pdf](#)
[Franchise Fees Winstream 20.04-20.12.pdf](#)
- 1.g.** Reports from City Treasurer of Allo Public Education Government (PEG) Fees for June, 2020 through December, 2020. (Placed on file)

[PEG Allo 20.06-20.12.pdf](#)

- 1.h. Reports from City Treasurer of Charter/TWC Public Education Government (PEG) Fees for April, 2020 through December, 2020. (Placed on file)(
[PEG Charter-TWC 20.04-20.12.pdf](#))

2. PETITIONS & COMMUNICATIONS

- 2.a. 21R-72
Setting the hearing date of Monday, March 22, 2021 at 3:00 p.m. on the Manager Application of Todd K. Whipple for Numark Golf, LLC dba Numark Golf Course at 4944 South 89th Street.
[Whipple, Todd Setting the Hearing Date Mang App Reso.pdf](#)
- 2.b. 21R-73
Setting the hearing date of Monday, March 22, 2021 at 3:00 p.m. on the Manager Application of Hannah L. McMahon for Mo Chara, LLC dba The Watering Hole at 1319-1321 O Street.
[McMahon, Hannah - Watering Hole Setting the Hearing Date Mang App Reso.pdf](#)
- 2.c. 21R-74
Setting the hearing date of Monday, March 22, 2021 at 3:00 p.m. on the Manager Application of Hannah L. McMahon for Mo Chara, LLC dba Cliff's Martini Lounge at 5310 South 56th Street, Suite 1.
[McMahon, Hannah - Cliff's Setting the Hearing Date Mang App Reso.pdf](#)

3. MISCELLANEOUS REFERRALS

- VOTE ON CONSENT ITEMS -

4. PUBLIC HEARING - LIQUOR RESOLUTIONS

- 4.a. 21R-68
Application of Charred SP, LLC dba Charred Burger + Bar for a Class C Liquor License located at 2910 Pine Lake Road, Suite N.
[21R-68 Charred SP Class C app.pdf](#)
[21R-68 Charred SP Class C den.pdf](#)
[21R-68 App and Ltr CharredBurgerandBar.pdf](#)
- 4.b. 21R-69
Manager Application of Tyler T. Mohr for Charred SP, LLC dba Charred Burger + Bar located at 2910 Pine Lake Road, Suite N.
[21R-69 Tyler Mohr for Charred SP app.pdf](#)
[21R-69 Tyler Mohr for Charred SP den.pdf](#)
[21R-68 App and Ltr CharredBurgerandBar.pdf](#)

- 4.c.** 21R-70
Application of McKinney's Pub, LLC for a special designated license to cover an outdoor area measuring approximately 75 feet x 75 feet on P Street between 7th to 8th Streets, on March 13, 2021 between 8:00 am to 12:00 am.
[21R-70 McKinney's SDL 3-13-21 app.pdf](#)
[21R-70 McKinney's SDL 3-13-21 den.pdf](#)
[21R-70 SDL Application.pdf](#)
[McKinney's St. Patricks Day.pdf](#)
- 4.d.** 21R-71
Application of McKinney's Pub, LLC for a special designated license to cover an outdoor area measuring approximately 30 feet x 40 feet on P Street between 7th to 8th Streets, on March 17, 2021 between 8:00 a.m. to 12:00 a.m.
[21R-71 McKinney's SDL 3-17-21 app.pdf](#)
[21R-71 McKinney's SDL 3-17-21 den.pdf](#)
[21R-71 SDL Application.pdf](#)
[McKinney's St. Patricks Day.pdf](#)
- 4.e.** 21R-75
Application of The Bar at the Yard, LLC dba Longwells for a special designated license to cover an outdoor area measuring approximately 140 feet x 20 feet at 350 Canopy Street, Suite #100 on March 2, 2021 through March 6, 2021 between 12:00 p.m. (noon) to 8:00 p.m.
- 4.f.** 21R-76
Application of The Bar at the Yard, LLC dba Longwells for a special designated license to cover an outdoor area measuring approximately 140 feet x 20 feet at 350 Canopy Street, Suite #100 on March 9, 2021 through March 13, 2021 between 12:00 p.m. (noon) to 8:00 p.m.

- VOTE ON LIQUORS -

5. PUBLIC HEARING - RESOLUTIONS

- 5.a.** 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](#)
- 5.b.** 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](#)

[39236 CITY OF LINCOLN 02032021 SIGNED.pdf](#)

- 5.c.** 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](#)
- 5.d.** 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](#)
- 5.e.** 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.

- VOTE ON RESOLUTIONS -

- END PUBLIC HEARING -

6. ORDINANCES - 3RD 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-40, 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-40, 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-40, 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](#)

7. RESOLUTIONS - 1ST READING

- 7.a.** 21R-66
Approving the On-Call Professional Task Order Agreement between the City and Olsson to provide environmental services for the Adams Street, 36th to 49th, Rehab project, Project No. LCLC-5250(4), Control No. 13440, City No. 702976

(CONSENT)

[21R-66 Resolution.pdf](#)

[702976 Adams Rehab Enviro Contract CN13440 Olsson sig.pdf](#)

[702976 city-council-fact-sheet NEPA contract.pdf](#)

7.b. 21R-67

Amending Article IX of the by-laws of the Veterans Memorial Garden Advisory Council relating to City Council consent to approval for amending the Veterans Memorial Garden Advisory Council bylaws.

[21R-67 Resolution.pdf](#)

8. ORDINANCES - 1ST READING & RELATED RESOLUTIONS

8.a. 21-25

Annexation 21001 - Application of Southwest Folsom Development LLC, to annex approximately 41.33 acres of property generally located at the SW corner of West Old Cheney Road and West Folsom Street. (Related Items: 21-25, 21-26)

[21-25 Ordinance \(v2\).pdf](#)

[AN21001 - SUMMARY REPORT.pdf](#)

8.b. 21-26

Change of Zone 21001 - Application of Southwest Folsom Development LLC, for change from AG Agricultural District to R-3 Residential District, on property, generally located at the SW corner of West Old Cheney Road and West Folsom Street.

(Related Items: 21-25, 21-26)

[21-26 Ordinance.pdf](#)

[CZ21001 - SUMMARY REPORT.pdf](#)

8.c. 21-27

Change of Zone 07060C - Application of Lincoln Federal Bancorp, to revise the site plan for Wilderness Heights Planned Unit Development (PUD) to allow residential, office, and commercial uses, with associated waivers on property generally located at South 40th Street and Yankee Hill Road.

[21-27 Ordinance \(v2\).pdf](#)

[CZ07060C - SUMMARY REPORT.pdf](#)

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) (2/22/2021 - Motion to Withdraw Failed)
[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](#)

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 March, open microphone sessions will be held on March 8 & March 29, 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.