

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

**IMMEDIATELY PRIOR TO THE REGULAR CITY COUNCIL MEETING, THE BOARD OF
EQUALIZATION WILL CONVENE TO DISCUSS THE ASSESSMENTS AS SHOWN
BELOW**

**ACTION FROM THE BOARD OF EQUALIZATION MEETING HELD MONDAY, NOVEMBER
22, 2021 AT 5:30 P.M.**

ALL MEMBERS PRESENT

ELECTION OF CHAIR

READING OF OPENING STATEMENT BY CHAIR

CITY CLERK READS THE DISTRICTS INTO THE RECORD

DOWNTOWN CORE MANAGEMENT BUSINESS IMPROVEMENT DISTRICT generally bounded by N Street on the south and Pinnacle Arena Drive on the west; thence north and northeasterly along Pinnacle Arena Drive to 8th Street; thence south along 8th Street to S Street; thence east along S Street to 9th Street; thence south along 9th Street to Q Street; thence east along Q Street to 10th Street; thence north along 10th Street to a point approximately mid-block Between Q Street and R Street; thence east along said mid-block point to 14th Street; thence south along 14th Street to Q Street; thence east along Q Street to Centennial Mall; thence south along Centennial Mall to M Street; thence west along M Street to 13th Street; thence south along 13th Street to L Street; thence west along L Street to 12th Street; thence north along 12th Street to M Street; thence west along M Street to 9th Street; thence north along 9th Street to N Street; thence west along N Street to Pinnacle Arena Drive.

(ADOPTED, 7-0)

DOWNTOWN MAINTENANCE DISTRICT extending from 7th St. on the west to 17th St. on the east and from R St. on the north, to M St. on the south, including the properties abutting on the west side of 7th St. from N St. to R St.; the east side of 17th St. from Q St. to M St.; the north side of R St. from 7th St. to 10th St.; the south side of M St. from 8th St. to 17th St., both sides of 13th St. from M St. to Lincoln Mall and all of Cornhusker Square.

(ADOPTED, 7-0)

DOWNTOWN MANAGEMENT BUSINESS IMPROVEMENT DISTRICT generally bounded by N Street on the south and Pinnacle Arena Drive on the west; thence north and northeasterly along Pinnacle Arena Drive to 9th Street; thence southeasterly along 9th Street and I-180 to a point approximately mid-block between R Street and Q Street; thence east along said mid-point to 14th Street; thence south along 14th Street to Q Street; thence east along Q Street to 17th Street; thence south along 17th Street to K Street; thence west along K Street to 14th Street; thence south along 14th Street to a point approximately mid-block between Lincoln Mall and H Street; thence west along said mid-block point to 10th Street; thence south along 10th Street to K Street; thence west along K Street to 8th Street; thence north along 8th Street to N Street; thence west along N Street to Pinnacle Arena Drive.

(ADOPTED, 7-0)

WEST HAYMARKET/ DOWNTOWN MAINTENANCE DISTRICT generally located along the west line of Outlot C, West Haymarket Addition from approximately K Street on the south, north to N Street and continuing north along the center line of Pinnacle Arena Drive to approximately 9th and 10th Streets, thence south to R Street, thence west to 7th Street, thence south to O Street, thence east to 8th Street, thence south to the alley south of N Street, thence west to the east line of Outlot C, West Haymarket Addition.

(ADOPTED, 7-0)

REMARKS BY/QUESTIONS OF URBAN DEVELOPMENT DEPARTMENT STAFF

PUBLIC TESTIMONY - NONE.

VOTING SESSION

ADJOURNMENT 5:40P.M.

**AGENDA FOR THE REGULAR CITY COUNCIL MEETING TO BE HELD MONDAY,
NOVEMBER 22, 2021 AT 5:30 P.M.**

ACTION

ALL MEMBERS PRESENT

**DUE TO THE THANKSGIVING DAY HOLIDAY, CITY COUNCIL WILL NOT MEET ON
MONDAY, NOVEMBER 29, 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-511
Reappointing Shirley Mora James and Micheal Q. Thompson to the Citizen Police Advisory Board for terms to expire November 17, 2024.
(ADOPTED, 7-0; A-93050)
[21R-511 Resolution.pdf](#)

1.b. 21R-541
Approving the distribution of funds representing interest earnings on short-term investments of Idle Funds during the month ended September 30, 2021.
(ADOPTED, 7-0; A-93051)
[Idle 9.21.pdf](#)

- 1.c.** 21R-543
Resolution setting the hearing date of Monday, December 20, 2021 at 5:30 p.m. for the Assessment of Weed Abatement costs incurred by the City of Lincoln for the period of November 1, 2020 through October 31, 2021.
(ADOPTED, 7-0; A-93052)
[Set PH Date Reso2021.pdf](#)
- 1.d.** Report from City Treasurer of city cash on hand at the close of business on September 30, 2021.
(PLACED ON FILE)
[Cash Letter September 2021.pdf](#)
- 1.e.** Lincoln Electric Financial and Operating Statement for October 2021.
(PLACED ON FILE)
[Oct 2021 LES FOS.pdf](#)
- 1.f.** Clerk's Letter & Mayor's Approval of Resolution Passed by City Council on October 18, 2021, for A-93010.
(PLACED ON FILE)
- 1.g.** Clerk's Letter & Mayor's Approval of Resolution Passed by City Council on October 25, 2021, for A-93023.
(PLACED ON FILE)
- 1.h.** Clerk's Letter & Mayor's Approval of Resolutions and Ordinances Passed by City Council on November 1, 2021.
(PLACED ON FILE)

2. PETITIONS & COMMUNICATIONS

- 2.a.** 21R-544
Setting the hearing date of Monday, December 6, 2021 at 3:00 p.m. on the Application of Diamond Coatings, LLC dba Double Eagle Golf Simulation for a Class I Liquor License located at 150 Southwest 14th Place, Suite 101.
(ADOPTED, 7-0; A-93053)
[SHD 21R-544.pdf](#)
- 2.b.** 21R-545
Setting the hearing date of Monday, December 13, 2021 at 3:00 p.m. on the Application of Wall to Wall Wine & Spirits, LLC dba Wall to Wall Wine & Spirits for a Class C Liquor License located at 5040 North 27th Street.
(ADOPTED, 7-0; A-93054)

- 2.c.** PLACED ON FILE IN THE OFFICE OF THE CITY CLERK:
Administrative Approval 21046, to Change of Zone 05061D, Southwest Village PUD, approved by the Planning Director on November 5, 2021, to split parcel 3 into 2 separate lots and an outlot for future development, on property generally located at West Denton Road and SW Amaranth Lane.
Administrative Approval 21050, to Change of Zone 07060C, Wilderness Heights PUD, approved by the Planning Director on October 21, 2021, to reduce the number of row-housing units, add two 54-unit apartment buildings, and one 45-unit apartment building on property generally located at S 40th St and Wilderness Hills Blvd.
Administrative Approval 21052, to Use Permit 140G, Appian Way Regional Shopping Center, approved by the Planning Director on October 28, 2021, to modify Walmart to include a Market Fulfillment Center in place of the garden center, reducing the overall floor for the store to 198,532 with 1,018 parking stalls provided, on property generally located at South 84th Street and Highway 2.

3. MISCELLANEOUS REFERRALS – NONE.

- VOTE ON CONSENT ITEMS -

4. PUBLIC HEARING - LIQUOR RESOLUTIONS

- 4.a.** 21R-535
Application request of JJ Hooligans, LLC dba JJ Hooligans for a change in location in their existing Class C liquor license from 311 N. 8th Street, Suite 1 to 826 P Street.
(ADOPTED FOR APPROVAL, 7-0; A-93055)
[21R-535 JJ Hooligans location change app.pdf](#)
[21R-535 JJ Hooligans location change den.pdf](#)
[21R-535 Ltr and App for JJ Hooligans.pdf](#)
- 4.b.** 21R-536
Application of Dammi Dammi, LLC dba Dammi Dammi for a Class I Liquor License located at 128 N. 13th Street, Suite 144.
(ADOPTED FOR APPROVAL, 7-0; A-93056)
[21R-536 Dammi Dammi Class I app.pdf](#)
[21R-536 Dammi Dammi Class I den.pdf](#)
[21R-536 Ltr and App for Dammi Dammi.pdf](#)
- 4.c.** 21R-537
Manager Application of Andrew M. Lane for Dammi Dammi, LLC dba Dammi Dammi located at 128 N. 13th Street, Suite 144.
(ADOPTED FOR APPROVAL, 7-0; A-93057)
[21R-537 Andrew Lane for Dammi Dammi Class I app.pdf](#)

[21R-537 Andrew Lane for Dammi Dammi den.pdf](#)

[21R-536 Ltr and App for Dammi Dammi.pdf](#)

- 4.d.** 21R-538
Application of Chipotle Mexican Grill Inc. dba Chipotle Mexican Grill #226-3769 for a Class I Liquor License located at 7133 Pioneers Boulevard.
(ADOPTED FOR APPROVAL, 7-0; A-93058)
[21R-538 Chipotle Class I app.pdf](#)
[21R-538 Chipotle Class I den.pdf](#)
[21R-538 Ltr and App for Chipotle.pdf](#)
- 4.e.** 21R-539
Manager Application of Brian Hexsel for Chipotle Mexican Grill Inc. dba Chipotle Mexican Grill #226-3769 located at 7133 Pioneers Boulevard.
(ADOPTED FOR APPROVAL, 7-0; A-93059)
[21R-539 Brian Hexsel for Chipotle Class I app.pdf](#)
[21R-539 Brian Hexsel for Chipotle den.pdf](#)
[21R-538 Ltr and App for Chipotle.pdf](#)

- VOTE ON LIQUORS -

5. PUBLIC HEARING - RESOLUTIONS

- 5.a.** 21R-509
Adopting Lincoln Electric System Annual Budget for 2022 to become effective January 1, 2022. (Public Hearing Cont'd two weeks to 11/22/21 and Action delayed to 12/6/21)
(MOTION TO DELAY ACTION TWO WEEKS TO 12/6/21, 7-0)
[21R-509 Resolution.pdf](#)
[21R-509 Attachment.pdf](#)
[21R-509 Fact Sheet.pdf](#)
[LES Resolution Schedule.pdf](#)
- 5.b.** 21R-510
Adopting Lincoln Electric System Rate Schedules to become effective January 1, 2022. (Public Hearing Cont'd two weeks to 11/22/21 and Action delayed to 12/6/21)
(MOTION TO DELAY ACTION TWO WEEKS TO 12/6/21, 7-0)
[21R-510 Resolution.pdf](#)
[21R-510 Attachment.pdf](#)
[21R-510 Fact Sheet.pdf](#)
[LES Resolution Schedule.pdf](#)
- 5.c.** 21R-512
Accepting the Air Quality Program Grant (105 Funds) Workplan for the 2022-2023 Federal Fiscal Years.

(ADOPTED, 7-0; A-93060)

[21R-512 Resolution.pdf](#)

[21R-512 Attachment.pdf](#)

- 5.d.** 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.
(MTA#1 ADOPTED, 7-0; ADOPTED AS AMENDED, 7-0; A-93061)
[21R-513 Resolution \(v2\).pdf](#)
[21R-513 MTA No. 1.pdf](#)
[21R-513 Resolution \(v2\) Amended.pdf](#)
[CPC21020 - SUMMARY REPORT.pdf](#)
- 5.e.** 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.
(ADOPTED, 7-0; A-93062)
[21R-514 Resolution \(v2\).pdf](#)
[CPC21023 - SUMMARY REPORT.pdf](#)
- 5.f.** 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.
(ADOPTED, 7-0; A-93063)
[21R-515 Resolution \(v2\).pdf](#)
[CPC21024 - SUMMARY REPORT.pdf](#)
- 5.g.** 21R-516
Comprehensive Plan Amendment 21002, request of Planning Director, for the adoption of PlanForward 2050, the Lincoln-Lancaster County Comprehensive Plan.
(ADOPTED, 7-0; A-93064)
[21R-516 Resolution.pdf](#)

[21R-516 Attachment.pdf](#)
[CPA21002 - SUMMARY REPORT.pdf](#)

- 5.h.** 21R-527
Accepting and approving the report of new and pending claims against the City for October 15 through October 31, 2021.
(ADOPTED, 7-0; A-93065)
[21R-527 Resolution.pdf](#)
[21R-527 Claims Report.pdf](#)

- VOTE ON RESOLUTIONS -

6. PUBLIC HEARING - ORDINANCES 2ND READING & RELATED RESOLUTIONS (ITEM 6.A. THROUGH 6.C HAD 2ND READING)

- 6.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](#)
- 6.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](#)
- 6.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](#)

- END PUBLIC HEARING -

7. ORDINANCES - 3RD READING & RELATED RESOLUTIONS

7.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."
(PASSED, 7-0; #21170)
[21-149 Ordinance.pdf](#)
[21-149 Attachment.pdf](#)

7.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. "
(PASSED, 7-0; #21171)
[21-150 Ordinance.pdf](#)
[Health Equity Initiatives Coordinator.pdf](#)

7.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.
(PASSED, 7-0; #21172)
[21-151 Ordinance.pdf](#)

7.d. 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.
(PASSED, 7-0; #21173)
[21-153 Ordinance.pdf](#)

8. RESOLUTIONS - 1ST READING (ITEM 8.A. THROUGH 8.I. HAD 1ST READING)

8.a. 21R-528
Reappointing Jeffrey Johnson to the Electrical Advisory, Appeals, and Examining Board for a term to expire August 15, 2023. (Consent)
[21R-528 Resolution.pdf](#)

8.b. 21R-529
Reappointing John Whitmer to the Electrical Advisory, Appeals, and Examining Board for a term to expire August 15, 2024. (Consent)
[21R-529 Resolution.pdf](#)

- 8.c.** 21R-530
Reappointing Sheri Blok, Carlos Garcia, and Terry Werner to the Commission on Human Rights for terms to expire December 31, 2024. (Consent)
[21R-530 Resolution.pdf](#)
- 8.d.** 21R-531
Reappointing Sarah Gauger, Josephine Rodriguez, Nicole Trevena Flores, and Kathleen Uhrmacher to the Commission on Women and Gender for terms to expire November 23, 2024. (Consent)
[21R-531 Resolution.pdf](#)
- 8.e.** 21R-532
Reappointing Kenneth J. Brownell, Thad Fineran, and Marcy Haas to the Veterans Memorial Garden Advisory Council for terms to expire November 1, 2024. (Consent)
[21R-532 Resolution.pdf](#)
- 8.f.** 21R-533
Accepting and approving the report of new and pending claims against the City for November 1 through November 15, 2021.
[21R-533 Resolution.pdf](#)
[21R-533 Claims Report.pdf](#)
- 8.g.** 21R-534
Authorizing the issuance of multifamily housing revenue bonds (Union at Middle Creek Project) in an aggregate principal amount not to exceed \$30,000,000.00 to provide funds to finance a portion of the costs of the acquisition, construction and equipping of a 192-unit multifamily affordable housing project, generally located at SW 27th & West B Streets.
[21R-534 Resolution.pdf](#)
[21R-534 TEFRA Hearing Notice \(Union at Middle Creek\).pdf](#)
- 8.h.** 21R-540
Approving the Consultant Agreement between the City and Walker Parking Consultants to provide forensic restoration services, condition assessments, and asset management planning for the City of Lincoln parking garages for a sum not to exceed \$144,430.00.
[21R-540 Resolution.pdf](#)
[21-004833.00 Agreement 20210908 walker signed.pdf](#)
[428202~1.PDF](#)
[CR - City of Lincoln.pdf](#)
[Attachment COI - City of Lincoln.pdf](#)
- 8.i.** 21R-542
Authorizing the issuance of a multifamily housing revenue bonds (Victory Park View Projects) in an aggregate principal amount not to exceed \$6,000.000 to provide funds

to finance a portion of the costs of the acquisition and rehabilitation of 94-unit multifamily housing project, generally located at 600 S. 70th Street.

[21R-542 Resolution.pdf](#)

[21R-542 TEFRA Hearing Notice \(Victory Park\) \(003\).pdf](#)

9. ORDINANCES - 1ST READING & RELATED RESOLUTIONS (ITEM 9.A. HAD 1ST READING)

9.a. 21-156

Amending Lincoln Municipal Code Chapter 24.12, Lincoln Plumbing Code, to adopt the 2018 edition of the Uniform Plumbing Code, as amended, as part of the Lincoln Plumbing Code.

[21-156 Ordinance - Chapter 24.12.pdf](#)

10. PENDING LIST - DATE CERTAIN

10.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) (11/8/21 - Public Hearing & Action Cont'd five weeks to 12/13/21)

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

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

[HumphreyAve7thto10th_map.pdf](#)

[HumphreyAve7thto10th_Owners.pdf](#)

[Humphrey7thto10th_city-council-fact-sheet.pdf](#)

11. PENDING LIST (EXTENDED ONE WEEK)

11.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 8:37P.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.