

**AGENDA FOR THE REGULAR CITY COUNCIL MEETING TO BE HELD  
MONDAY, APRIL 11, 2022 AT 3:00 PM**

**ACTION**

**ALL MEMBERS PRESENT**

**PUBLIC HEARING - CONSENT AGENDA**

Anyone wishing to address an item on the Consent Agenda may do so at this time.

**MAYOR'S AWARD OF EXCELLENCE**

MAYOR'S AWARD OF EXCELLENCE FOR THE MONTH OF NOVEMBER 2021 IS PRESENTED TO A TEAM OF TIMOTHY CRONIN AND MATTHEW FRANKEN OF THE LINCOLN POLICE DEPARTMENT, IN THE CATEGORY OF PRODUCTIVITY.

**1. REPORTS OF CITY OFFICERS**

- 1.a.** 22R-121  
Reappointment of Tom Randa to the Lincoln-Lancaster County Board of Health for a term to expire on April 15, 2025.  
(ADOPTED,7-0; A-93265)  
[22R-121 Resolution .pdf](#)
- 1.b.** 22R-122  
Reappointment of Nancy Grove Haul to the Historic Preservation Commission for terms to expire April 15, 2025.  
(ADOPTED,7-0; A-93266)  
[22R-122 Resolution.pdf](#)
- 1.c.** 22R-123  
Reappointment of Melissa Dirr Gengler to the Historic Preservation Commission for a term to expire on April 15, 2025.  
(ADOPTED,7-0; A-93267)  
[22R-123 Resolution.pdf](#)
- 1.d.** 22R-133  
Setting the Board of Equalization Hearing Date of Monday, May 2nd, 2022 at 3:00 p.m. on the College View Business Improvement District, Havelock Business Improvement District, North 27th Street Business Improvement District, South Street Business Improvement District, University Place Business Improvement District, and the West "O" Street Business Improvement District.  
(ADOPTED,7-0; A-93268)  
[SHD Resolution for BOE Misc. Districts 2022.pdf](#)

- 1.e. Report from City Treasurer of city cash on hand at the close of business on February 28, 2022.  
(PLACED ON FILE)  
[Cash Letter February 2022.pdf](#)
- 1.f. Clerk's Letter & Mayor's Approval of Resolution and Ordinances pass by City Council on March 23, 2022.  
(PLACED ON FILE)
- 1.g. Clerk's Letter & Mayor's Approval of Resolution and Ordinances passed by City Council on March 28, 2022.  
(PLACED ON FILE)

## 2. PETITIONS & COMMUNICATIONS

- 2.a. 22R-137  
Setting the hearing date of Monday, April 18, 2022 at 3:00 p.m. for the Manager Application of Gary L. Shute for On the Rise, LLC dba Blaze Pizza located at 1317 Q Street, Suites 170 & 180.  
(ADOPTED,7-0; A-93269)  
[SHD 22R-137.pdf](#)

## 3. MISCELLANEOUS REFERRALS

- VOTE ON CONSENT ITEMS -

## 4. PUBLIC HEARING - LIQUOR RESOLUTIONS

- 4.a. 22R-134  
Application of Sidecar Cider, LLC dba Saro Cider for the addition of a Catering License to their Class CL Liquor License at 1746 N Street.  
(ADOPTED FOR APPROVAL,7-0; A-93270)  
[22R-134 Saro Cider catering app.pdf](#)  
[22R-134 Saro Cider cateringden.pdf](#)  
[22R-134 Application and Ltr Saro Cider.pdf](#)
- 4.b. 22R-135  
Application of Val Limited dba Valentino's for a change in location of their existing Class C Liquor License from 2820 Pine Lake Road, Suite 1 to 1501 Pine Lake Road, Suite 9 & 10.  
(ADOPTED FOR APPROVAL,7-0; A-93271)  
  
[22R-135 Valentino's Class C app.pdf](#)

[22R-135 Valentino's Move Class C den.pdf](#)  
[22R-135 Application and Ltr Valentinos\(ADDRESS CHANGE\).pdf](#)

- 4.c. 22R-136  
Application of Fast Taco LLC dba Topsy Tina's Taco Cantina for a special designated license to cover an outdoor area measuring approximately 35 feet by 100 feet at 800 Q Street on May 5, 2022 between 2:00 p.m. and 11:55 p.m.  
(ADOPTED FOR APPROVAL,7-0; A-93272)  
[22R-136 Topsy Tina's SDL app.pdf](#)  
[22R-136 Topsy Tina's SDL den.pdf](#)  
[22r-136 SDL Topsy Tina's.pdf](#)  
[Cinco de Mayo.pdf](#)

**- VOTE ON LIQUORS -**

**5. PUBLIC HEARING - RESOLUTIONS**

- 5.a. 22R-124  
Accepting and approving the report of new and pending claims against the City for March 16 through March 31, 2022.  
(MTA#1 ADOPTED, 5-2; ADOPTED AS AMENDED, 7-0; A-93273)  
[22R-124 Resolution.pdf](#)  
[22R-124 Claims Report.pdf](#)
- 5.b. 22R-125  
Comprehensive Plan Conformance 22003 - Application of the Urban Development Director to review as to conformance with the 2050 Lincoln-Lancaster County Comprehensive Plan and to approve a proposed amendment to the North 56th Street & Arbor Road Redevelopment Plan adding the "Lincoln Logistics Redevelopment Project", to include construction of over 900,000 square feet of distribution space, on property generally located at 65th Street and Arbor Road.  
(ADOPTED,7-0; A-93274)  
[22R-125 Resolution.pdf](#)  
[22R-125 Attachment.pdf](#)  
[CPC22003 - SUMMARY REPORT.pdf](#)

**- VOTE ON RESOLUTIONS -**

**6. PUBLIC HEARING - ORDINANCES 2ND READING & RELATED RESOLUTIONS (ITEMS 6.A. THROUGH 6.B. HAD 2ND READING)**

- 6.a. 22-64  
Approving a Contract between the City and Lincoln Haymarket Development Corporation to operate and regulate a Saturday Public Market in the Haymarket area from May 7, 2022 through October 15, 2022 and May 6, 2023 through October 14,

2023.  
[22-64 Ordinance.pdf](#)  
[22-64 Attachment.pdf](#)

- 6.b.** 22-66  
Approving the Equipment Lease Agreement between the City of Lincoln and Exchange Bank for the lease and financing of maintenance golf carts for a 58 month term.  
[22-66 Ordinance.pdf](#)  
[22-66 Attachment.pdf](#)

**- END PUBLIC HEARING -**

**7. ORDINANCES - 3RD READING & RELATED RESOLUTIONS**

- 7.a.** 22-41  
Change of Zone 20036-Application of Chance Hanshaw, to change from AG Agricultural District to H-3 Highway Commercial District, on property generally located at 8230 South 91st Street. (Related Items: 22-41, 22R-80) (3/14/22 - Motion to delay Action one week to 3/21/22) (3/21/22 - Motion to Delay Action three weeks to 4/11/22)  
(PASSED, 7-0; 21246)  
[22-41 Ordinance.pdf](#)  
[22-41 Attachment.pdf](#)  
[CZ20036 - SUMMARY REPORT.pdf](#)
- 7.b.** 22R-80  
Approving a Conditional Annexation and Zoning Agreement between the City and Chance Hanshaw property generally located at 8230 S. 91st Street. (Related Items: 22-41, 22R-80) (3/14/21 – Motion to delay Action one week to 3/21/22) (3/21/22 - Motion to Delay Action three weeks to 4/11/22)  
(MTA#1 ADOPTED, 6-1; ADOPTED AS AMENDED, 7-0; A-93275)  
[22R-80 Resolution.pdf](#)  
[22R-80 Attachment.pdf](#)  
[MTA 22R-80 docx.pdf](#)  
[MTA 22R-80 Attachment.pdf](#)
- 7.c.** 22-48  
Amending Section 10.46.110 of the Lincoln Municipal Code relating to vending from trucks on city residential streets providing that the trucks are not hindering or obstructing traffic; and repealing Section 10.46.110 of the Lincoln Municipal Code as hitherto existing. (3/14/21 – Motion to delay Action one week to 3/21/22) (3/21/22 - Motion to Delay Action three weeks to 4/11/22)  
(WITHDRAWN, 7-0; 38-4743)  
[22-48 Ordinance \(10.46.110\).pdf](#)

- 7.d.** 22-57  
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 "Assistant Director of Aging Partners."  
(PASSED, 7-0; 21247)  
[22-57 Ordinance.pdf](#)  
[PS2415 Assistant Director of Aging Partners.pdf](#)
- 7.e.** 22-58  
Amending pay schedule for employee group whose classifications are assigned to the pay range which is prefixed by "A" by changing the pay range Class 1342 "Police Records Manager" from A13 to A16.  
(PASSED, 7-0; 21248)  
  
[22-58 Ordinance.pdf](#)
- 7.f.** 22-59  
Amending pay schedule for employee group whose classifications are assigned to the pay range which is prefixed by "A" by changing the pay range Class 3143 "Crime Analysis Manager" from A13 to A15.  
(PASSED, 7-0; 21249)  
[22-59 Ordinance.pdf](#)
- 7.g.** 22-60  
Amending Lincoln Municipal Code Section 2.76.145 Compensation Plan; Merit Pay Plan; Administration and Requirements for Advancement, Section 2.76.150 Compensation Plan; Merit Pay Plan; Pay Increases for Exceptional Service, and Section 2.76.153 Compensation Plan; Merit Pay Plan; Shift Differential to reflect changes in the Lincoln Municipal Code that coincide with PAGE Labor Contract changes effective August 19, 2021; by amending Section 2.76.200 Compensation Plan; Temporary Assignment in a Higher Classification to remove Crew Leader pay; by amending Section 2.76.202 Wage Adjustment to remove Crew Leader; and repealing Sections 2.76.145, 2.76.150, 2.76.153, 2.76.200, 2.76.202 of the Lincoln Municipal Code as hitherto existing.  
(PASSED, 7-0; 21250)  
[22-60 Ordinance.pdf](#)
- 7.h.** 22-61  
Adopting the supplements to the Lincoln Municipal Code dated June 2021 and December 2021 as part of the official Lincoln Municipal Code.  
(PASSED, 7-0; 21251)  
[22-61 Ordinance.pdf](#)  
[June 2021 Supp.pdf](#)  
[December 2021 Supp.pdf](#)

- 7.i. 22-62  
Annexation 22002 - Application of Matodol, LLC to annex approximately 50.53 acres, more or less, on property, generally located at S. 94th and Van Dorn Streets. (Related Items: 22-62, 22-63)  
(PASSED, 7-0; 21252)  
[22-62 Ordinance.pdf](#)  
[AN22002 - SUMMARY REPORT.pdf](#)
- 7.j. 22-63  
Change of Zone 17030D - Application of Matodol, LLC to change from AG Agricultural District to R-3 Residential District PUD Planned Unit Development to expand the Wandering Creek Planned Unit Development (PUD) by 51.53 acres more or less, for additional residential area and to adjust the lot layout of the Residential Transition area, with associated waivers, property generally located at S. 94th and Van Dorn Streets. (Related Items: 22-62, 22-63)  
(PASSED, 7-0; 21253)  
[22-63 Ordinance \(v2\).pdf](#)  
[CZ17030D - SUMMARY REPORT.pdf](#)

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

- 8.a. 22R-126  
Approving a Professional Services Agreement Supplement No. 2 for construction services between the City and Speece Lewis Engineers, Inc., for the 27th/Fairfield & West "O" Street Bridges Projects. (Consent)  
[27th/Fairfield & West "O" Street Bridges Supp No 2 Agreement](#)  
[27th/Fairfield & West "O" Street Bridges Supp No 2 Fact Sheet](#)  
[22R-126 Resolution.pdf](#)
- 8.b. 22R-127  
Approving a Grant Agreement between the City of Lincoln on behalf of the Lincoln-Lancaster County Health Department and NEHA-FDA for a \$300,000.00 grant for the Expanding the AMC Risk Factor-Specific Best Practices with Progressive Enforcement/Intervention for Poor Performing Food Establishments, an Active Managerial Control Inspection Model expansion and Retail Program Standards Coordination Project for a three year term.  
[22R-127 Resolution.pdf](#)  
[22R-127 Attachment.pdf](#)
- 8.c. 22R-128  
Approving a Grant Agreement between the City of Lincoln on behalf of the Lincoln-Lancaster County Health Department and the NEHA-FDA for a \$165,000.00 grant for LLCHD Retail Voluntary Program Standards Advancement for a three year term.  
[22R-128 Resolution.pdf](#)

[22R-128 Attachment.pdf](#)

- 8.d.** 22R-129  
Special Permit 1855A - Application of REGA Engineering Group, Inc to amend the existing special permit to adjust setbacks on the property generally located at 5955 S. 56th Street.  
[22R-129 Resolution.pdf](#)  
[SP1855A - SUMMARY REPORT.pdf](#)

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

- 9.a.** 22-65  
Establishing a pilot program temporarily governing Food Trucks in the public roadways of the City.  
[22-65 Ordinance \(Food Truck Pilot Program\).pdf](#)

- 9.b.** 22-67  
Annexation 21005 - Application of Industrial Salt Development, LLC, to annex approximately 53.30 acres, more or less, on property generally located west of North 56th Street between Alvo and Arbor Roads. (Related Items: 22-67; 22-68; 22R-130)  
[22-67 Ordinance.pdf](#)  
[22-67 Attachment.pdf](#)  
[AN21005 - SUMMARY REPORT.pdf](#)

- 9.c.** 22-68  
Change of Zone 21038 - Application of Industrial Salt Development, LLC, to change from AG Agricultural District, H-1 Interstate Commercial District, and H-3 Highway Commercial District to H-4 General Commercial District on property generally located at North 56th Street and Arbor Road. (Related Items: 22-67; 22-68; 22R-130)  
[22-68 Ordinance.pdf](#)  
[22-68 Attachment.pdf](#)  
[CZ21038 - SUMMARY REPORT.pdf](#)

- 9.d.** 22R-130  
Approving the Conditional Annexation and Zoning Agreement between the City and Industrial Salt Development, LLC, for the annexation and development of property generally located southwest of the intersection of Arbor Road and N. 56th Street. (Related Items: 22-67; 22-68, 22R-130)  
[22R-130 Resolution.pdf](#)  
[22R-130 Attachment.pdf](#)

- 9.e.** 22-69  
Annexation 22004 - Application of Southwest Folsom Development, LLC to annex approximately 35.80 acres, more or less, on property generally located at West Old

Cheney Road and SW 12th Street. (Related Items: 22-69; 22-70)

[22-69 Ordinance.pdf](#)

[22-69 Attachment.pdf](#)

[AN22004 - SUMMARY REPORT.pdf](#)

**9.f.** 22-70

Change of Zone 22006 - Application of South Folsom Development LLC, to change from AG Agricultural District to R-3 Residential District on property generally located at West Old Cheney Road and SW 12th Street. (Related Items: 22-69; 22-70)

[22-70 Ordinance.pdf](#)

[22-70 Attachment.pdf](#)

[CZ22006 - SUMMARY REPORT.pdf](#)

**9.g.** 22R-131

Comprehensive Plan Amendment 22001 - Application of the Lincoln-Lancaster County Planning Department to amend the Lincoln-Lancaster County 2050 Comprehensive Plan to revise the Future Land Use Map, Growth Tiers Map, and Future Service Limit, to include a new Commercial area on the east side of Highway 77 near W Pioneers Blvd and change the existing Commercial area to Urban Residential on the west side of Highway 77 near W Pioneers Blvd, change a small portion of land from Green Space to Urban Residential northeast of S Folsom and W Old Cheney, change a parcel northwest of S Folsom and W Old Cheney from Urban Residential to Public, change Wilderness Park to Growth Tiers 1A, 1B, and 1C in various locations, including associated updates to the Future Service Limit, change the area near Pioneers Blvd and Highway 77 from Tier 1C to Tier 1B, and change several parcels with approved development plans from Tier 1B to Tier 1A, on property generally bounded by SW 12th St. on the west, Van Dorn St. on the north, the railroad on the east, and Rokeby Rd on the south on property generally located at Hwy 77 and W Pioneers Blvd.

[22R-131 Resolution.pdf](#)

[22R-131 Attachments.pdf](#)

[CPA22001 - SUMMARY REPORT.pdf](#)

**9.h.** 22-71

Annexation 21013 - Application of Wilderness Crossing, LLC to annex approximately 141.46 acres, more or less, on property generally located at the southeast corner of Hwy 77 and W Pioneers Blvd.

[22-71 Ordinance.pdf](#)

[22-71 Attachment.pdf](#)

[AN21013 - SUMMARY REPORT.pdf](#)

**9.i.** 22-72

Change of Zone 21057 - Application of Wilderness Crossing, LLC to change from AG Agricultural District to R-3 Residential District PUD Planned Unit Development for the Wilderness Crossing PUD for up to 575 residential units and 30,000 square feet for commercial floor area with requested waivers on the property generally located at 4575



South 1st Street and W Pioneers Blvd. (Related Items: 22-72; 22R-132)  
[22-72 Ordinance.pdf](#)  
[22-72 Attachment.pdf](#)  
[CZ21057 - SUMMARY REPORT.pdf](#)

- 9.j.** 22R-132  
Approving the Annexation and Change of Zone Agreement between the City and Wilderness Crossing, LLC for the property generally located west of S. 1st Street and south of Pioneers Boulevard. (Related Items: 22-72; 22R-132)  
[22R-132 Resolution.pdf](#)  
[22R-132 Attachment.pdf](#)

**10. PENDING LIST - DATE CERTAIN**

- 10.a.** 22-56  
Change of Zone 21028 - Application of Crete Carrier, to change from H-1 Interstate Commercial to H-4 General Commercial, on property generally located at 4800 West O Street. (Related Items: 22-56, 22R-106, 22R-101) (3/21/22 - Motion to Delay Public Hearing to weeks to 04/04/22) (04/04/22 – Motion to delay for two weeks to 04/18/22)  
[22-56 Ordinance.pdf](#)  
[CZ21028 - SUMMARY REPORT.pdf](#)

- 10.b.** 22R-106  
Approving the Conditional Zoning Agreement between the City and Crete Carriers for the property generally located at NW 48th St. and W. "O" Street. (Related Items: 22-56, 22R-106, 22R-101) (3/21/22 - Motion to Delay Public Hearing to weeks to 04/04/22) (04/04/22 – Motion to delay for two weeks to 04/18/22)  
[22R-106 Resolution.pdf](#)  
[22R-106 Attachment.pdf](#)

- 10.c.** 22R-101  
Special Permit 21029 - Application of Crete Carrier, to allow for up to 130,000 square feet of commercial floor area on 23.48 acres, with associated waivers on property generally located at 4800 West O Street. (Related Items: 22-56, 22R-106, 22R-101) (3/21/22 - Motion to Delay Public Hearing to weeks to 04/04/22) (04/04/22 – Motion to delay for two weeks to 04/18/22)  
[22R-101 Resolution.pdf](#)  
[SP21029 - SUMMARY REPORT.pdf](#)

- 10.d.** 22R-96  
Use Permit 21010 - Application of Waterford Estates, LLC, to allow up to 505 multi-family dwellings units and 48,000 square feet of commercial floor area on approximately 24.24 acres, with associated waivers, on property generally located at North 98th Street and Boathouse Road. (Related Items: 22-54, 22R-96) (3/21/22 -

Motion to delay for one week to 04/04/2022) (04/04/22 – Motion to delay for four weeks to 04/25/22)

[22R-96 Resolution.pdf](#)

[UP21010 - SUMMARY REPORT.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 April, open microphone sessions will be held on Apr. 11th & Apr. 25th.

## **ADJOURNMENT 4:50 PM**

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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 LNKTVCity and re-aired later. For a schedule, visit [lincoln.ne.gov](http://lincoln.ne.gov) (keyword: LNKTVCity). LNKTVCity can be found on all three cable television systems: ALLOChannel 2; Spectrum Channel 1300; Kinetic Channel 1005. Meetings are also streamed live at [lincoln.ne.gov](http://lincoln.ne.gov)(keyword: LNKTVCity) and available later at [youtube.com/LNKTVCity](http://youtube.com/LNKTVCity).

LNKTVCity, 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 LNKTVCity, Health, and Education programs. Residents with Roku or Apple TV devices will find LNKTVCity in the channel guide or app store.

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

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## **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.*