

**AGENDA FOR
CITY COUNCIL MEMBERS' "NOON" MEETING
MONDAY, FEBRUARY 12, 2001
Immediately Following Director's Meeting
CONFERENCE ROOM 113**

I. MINUTES

1. Minutes of "Noon" Council Members' Meeting for February 5, 2001.
2. Pre-Council Meeting Minutes - RE: NPDES Discharge Permits - January 8, 2001.
3. Director's Minutes for December 4, 2000.
4. Pre-Council Meeting Minutes - RE: Labor Negotiations with IAFF and LCEA - February 5, 2001.

II. COUNCIL REPORTS ON BOARDS, COMMITTEES, COMMISSIONS AND CONFERENCES

1. Entertainment Study Advisory Committee (McRoy) - **HELD OVER FROM THE "NOON" AGENDA FOR FEBRUARY 5, 2001**
2. Star City Holiday Festival Board Meeting (McRoy) - **HELD OVER FROM THE "NOON" AGENDA FOR FEBRUARY 5, 2001**
3. Public Building Commission Retreat (Camp/Seng)
4. Parks & Recreation Advisory Board Meeting (Cook) -**CANCELLED**
5. Lincoln Partnership for Economic Development Meeting (Fortenberry/Shoecraft)
6. ISPC Meeting (Fortenberry)

OTHER MEETINGS REPORTS:

III. APPOINTMENTS/REAPPOINTMENTS

1. Memo from Jennifer Brinkman - RE: Boards and Commissions Upcoming Appointments (See Memo).

IV. MEETINGS/INVITATIONS

1. Teenage Pregnancy Prevention Coalition --Please join us for a light breakfast to meet Tamara Kreinin, President & CEO, Sexuality Information & Education Council of the United States (SIECUS), New York, NY – on Tuesday, February 13, 2001 from 7:30 a.m. to 8:30 a.m. - Ms. Kreinin's Remarks on Teen Pregnancy, Prevention at 8:00 a.m. - At the Lincoln Woman's Club, 407 S. 14th Street - RSVP by leaving a message at 489-4669 NLT February 12th (See Invitation).

2. You are invited to join Olsson Associates for a Client Appreciation Reception - for an hors d'oeuvres buffet and cocktails following the first day of the League of Nebraska Municipalities' Midwinter Conference on Monday, February 12, 2001 from 6:30 p.m. to 8:30 p.m. at The Grand Room (317 South 11th Street-next to Libations) – Entertainment provided by “The Dogpipes” - RSVP to 458-5959 (See Invitation).
3. Leadership Workshop - Join us for a two hour workshop over breakfast or lunch to learn: 10 Steps to Jumpstart personal productivity, 9 Principles for Teamwork, 4 Steps that are Critical to Accepting Change on Wednesday, February 21st from 7:00 a.m. to 9:00 a.m. or 11:30 a.m. to 1:30 p.m. - \$25.00 (includes meal) at the Cornhusker Hotel -- Call 800-888-1425 (See Invitation).
4. Preservation Association Of Lincoln - New Englander on the Prairie - Thomas Doane & the Founding of Doane College - Speaker: Janet Jeffries, Director of Foundation Relations, Doane College, Crete, NE - PAL Brown Bag - Open to the Public - Noon, Tuesday, February 13, 2001 at the Museum of Nebraska History, 15th & P Streets (See Invitation).
5. Ms. Wheelchair Nebraska Program - You are cordially invited to attend the inaugural event of the Ms. Wheelchair Nebraska Pageant in cooperation with Madonna Rehabilitation Hospital on Saturday, March 10, 2001 at 7:00 p.m. at The Cornhusker Hotel - Reception to follow crowning ceremony - \$25.00 -- RSVP by March 5, 2001 - Semi-formal attire (See Invitation).

V. COUNCIL MEMBERS

VI. REQUESTS OF COUNCIL FROM MAYOR - NONE

VII. MISCELLANEOUS

1. Discussion on City Council Budget including the possibility of a part-time staff position. (See Attachments).

VIII. ADJOURNMENT

MINUTES
CITY COUNCIL MEMBERS' "NOON" MEETING
MONDAY, FEBRUARY 12, 2001
CONFERENCE ROOM 113

Council Members Present: Jerry Shoecraft, Chair; Jeff Fortenberry, Vice-Chair; Jon Camp, Jonathan Cook, Cindy Johnson, Annette McRoy, Coleen Seng. **ABSENT:** None.

Others Present: Mark Bowen, Ann Harrell, Jennifer Brinkman, Mayor's Office; Dana Roper, City Attorney; Darrell Podany, Aide to Council Members Camp and Johnson; Karen Shinn, Aide to Council Member Fortenberry; Joan Ray, Council Secretary; Chris Hain, *Journal Star* representative.

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Mr. Shoecraft, Council Chair, requested a motion to approve the above-listed minutes. Cindy Johnson moved approval of the minutes as presented. The motion was seconded by Jonathan Cook and carried by the following vote: **AYES:** Jonathan Cook, Annette McRoy, Cindy Johnson, Jerry Shoecraft, Jeff Fortenberry, Coleen Seng, Jon Camp; **NAYS:** None.

II. COUNCIL REPORTS ON BOARDS, COMMITTEES, COMMISSIONS AND CONFERENCES

1. ENTERTAINMENT STUDY ADVISORY COMMITTEE (McRoy) - **Held over from the "Noon" Agenda for February 5, 2001** Ms. McRoy reported that all of the associates met for a tour of all the facilities. This was a check on the facilities we do have and the cost analysis of what it would be to increase facilities. So that was the extent of the meeting and there hasn't been another since that one.
2. STAR CITY HOLIDAY FESTIVAL BOARD(McRoy) - **Held over from the "Noon" Agenda for February 5, 2001** Ms. McRoy did not attend.

3. PUBLIC BUILDING COMMISSION RETREAT (Camp/Seng) Ms. Seng reported that she and Mr. Camp needed to get some input from the Council on what the Council's wishes are on the proposal for moving to the block North of this building [County-City] for expanded parking facilities. What are your feelings in regard to talking with owners of property in that block about purchasing at some point. It will be a long process to get through, but we need to know Council's thoughts on this. She noted that one day last week there had been a meeting to discuss the space needs of the government complex, which translates into parking spaces as well. Someone was doing a study for the County in regard to jail expansion needs, which might include putting up a building on "H" Street, right next to the current jail. Then you go over into the south employee parking lot with that building. They probably will have to make that horrible decision one of these days. It seems, of course, the County prisoner population are all serving City sentences.

Ms. Seng stated that the PBC had also discussed expansion on the 3rd Floor area of the County-City Building. She noted that they really didn't know anything until a final determination is made on the plans for the Old Federal Building (Old Post Office). If someone in the private sector takes over, will they still want to lease out to government for the offices that are currently there? (Aging and Urban Development are there on the first floor now).

Ms. Seng noted that Parks and Rec office space may get reclaimed for expansion by another entity. Mr. Camp said it was recommended that they build across Capital Parkway and take up the Amigo's space. He thought Jonathan would like that.

Ms. Seng noted that they had explored the contingencies, looking at which group would come in, what group would move out. All of these considerations will affect parking. Then, if we don't have the lease across the street much longer, what are we going to be doing for public parking? So, Jim Hille was hired to work out some parking possibilities for the Public Building Commission. He is recommending that we begin to explore and get more serious about this move to the North in the block just across the street. There are some possibilities there because there are some businesses that are kind of at the point where they're ready to get out of business. She noted that there are some cars parking there on a piece of that block now. She thought the Building and Safety Department had vehicles parking there now.

Mr. Fortenberry asked which block was being considered. It was explained that it was the block directly North of the County City Building - bounded by 9th & 10th Streets and "K" and "L" Streets. Ms. Seng noted that they're looking at the whole block...to be acquired incrementally, one piece at a time. She noted that because it is a difference in grade, a two layer facility could be done, and they're looking to see

if they can do a little bit more. She reiterated that before they leave the meeting today, she and Mr. Camp really need some indication from the entire Council on what the Council's feelings are on this option. She noted that the Building Commission meets officially tomorrow and they need some direction as to whether or not this is the way Council feels we ought to proceed.

There was discussion which included the use of "slack" space at Carriage Park (with the notation that the District Court Judges believe it is too far); the possibility of negotiations with the landowner of the block to the East which is currently used for public parking by the City; a private sector partnership in the building of a parking facility with Mr. Roper stating that the architect, Mr. Hille, was very negative about placing a parking facility in the Capitol Environs designated area due to concerns about the "gateway" factor and a wise land-use/land-value consideration. In relation to this, there was also discussion by Council on the Capital Environs limitations on expansion and facility construction; County expansion to the South with the possible closing of "H" Street as a very likely possibility; the businesses in the North Block and their concerns; the advantage of staying out of Residential zoning if the North Block option is chosen, along with the excellent access from all four directions that it would eventually provide; and the fact of cost being a very important consideration.

Finally, with all of these and other issues duly noted, when Ms. Seng polled the Council for a decision on the issue, there was no objection expressed in proceeding with the acquisition of the block to the North to be used for parking.

4. PARKS & RECREATION ADVISORY BOARD (Cook) -**CANCELLED**

5. LINCOLN PARTNERSHIP FOR ECONOMIC DEVELOPMENT (Fortenberry/Shoecraft) Mr. Shoecraft reported that it was the same presentation that Council had received at Pre-Council Meetings earlier. Mr. Bowen agreed that discussion on the flood plain was very similar to the presentation Council had received.

6. ISPC (Fortenberry) Mr. Fortenberry reported that he had not attended the meeting. He asked if Mr. Cook, who had expressed interest at an earlier time in assuming Mr. Fortenberry's responsibility for this Committee assignment, would be taking this over after Mr. Fortenberry left the Council in May. Mr. Cook, whose expertise in the computer world would be an asset to the Committee, was not sure if he would assume that additional responsibility. It was noted that normally, attendance was not mandatory unless there was an agenda item that was of special interest to the Council. Mr. Cook stated that he would be willing to review the agenda each month and determine if his attendance would be necessary, which is how the matter was left.

OTHER MEETINGS REPORTS: Ms. Johnson reported on the Parking Ordinance meeting which she and Ms. McRoy had attended. She and Ms. McRoy had met with the Planning Department, Law and LPD. She stated that they would be coming up with some solutions , hopefully, that will address the older areas of the City that have not had some of the drive-ways and off-street parking available as in the newer areas - and how that affects the 24-Hour Parking issue. Also discussed was the potential for Parking Permits for areas around universities, medians and that type of thing. So, we're not only looking at the extension of the time periods for parking, but also at the parking permits for certain areas.

Ms. Johnson reported that there were a lot of good ideas brought out and something may be coming forward soon that will work. We are looking at a possible pilot project in one of the neighborhoods to see how it might work and review the administration costs that might be involved.

Mr. Cook stated that he liked the permit idea, but he was less sure of how he felt about changing the time on the parking limits. He noted that the correspondence he has received from constituents had been negative on that issue.

Ms. Johnson answered that she had received probably a 50/50 response from constituents on the issue. She stated that both she and Annette had received a letter from a couple who had gone on their honeymoon and when they returned, they found that their two cars had been towed in the two-week period....which gave them quite an expense to come back to. She felt this was unfortunate and we're going to try to find some ways to solve such situations. Ms. Johnson continued, noting that Tom [Chief Casady] says that there are things that can be done in such situations, across the board; not to penalize all areas because there is a bad situation in one area. She noted that there were some things being looked into that would be helpful in resolving the concerns being expressed by our citizens.

Mr. Fortenberry thought that an "over-sized" vehicle would have to be defined, and such a vehicle would have to be moved. Ms. McRoy noted that that had been addressed with the increase of fine for parking over-sized vehicles on residential streets. The particular situation, which involved businesses being run out of residential locations, was noted as unusual. Ms. Johnson stated that Chief Casady had agreed to work on this particular situation, but noted that there were a lot of other areas in neighborhoods that are very upset with this ordinance. She commented that she would like to see if the City can't come up with some satisfactory solutions to those concerns that need to be addressed. So, right now, there is a lot of research being done.

Mr. Camp suggested that perhaps the private sector could come forward and provide some solutions such as encouraging lots, or sections of shopping mall lots, for people who are leaving town to leave their cars in a safe location. But it would be incumbent upon people as part of trip planning and vehicle ownership to provide parking according to the the rules we have in place. It could be like temporary storage, perhaps while a garage is being built.

Discussion continued with small business parking in residential areas being a major issue of concern. Ms. Johnson stated that there is more to that than just parking issues, including the fact that businesses are not supposed to be run in a residential area. She noted that this should be taken into consideration and was one of the areas that Chief Casady was considering in the research that was being done. The discussion ended with agreement on Ms. McRoy's observation that the permit idea is a good one, since it would eliminate this type of business parking, because it would *not* be permitted.

Mr. Fortenberry reported that he and the Mayor had attended the Lincoln Rotary Club on Tuesday to thank them, of course, for their partnership with the City in the design phase of the Entryway study. There was an over-view presentation on that which was very positive and the meeting was very cordial.

Mr. Fortenberry stated that he had also received a call from the Chamber of Commerce regarding the same issue and they asked if he would go and, basically, give an over-view update to their Board on it. He reported that he had done so this Thursday, the reason being that there were some members of that organization who have properties affected in that corridor area who had some objections or difficulties with the proposal. He felt the presentation had been a very positive experience.

Ms. Seng reported to Mr. Fortenberry that she had received a call from a constituent with an idea for the entryway. The caller felt stars should be placed at the gateway point, as is done in Los Angeles with angels on their Interstate Entryways. She noted that some cities had cows (Chicago). She stated that she had given the suggestion to Ms. Sellman, Planning Director, this morning, since Lincoln is the Star City.

Mr. Fortenberry commented that one thing he has tried to do is to keep this project as a really broad planning concept with multiple tentacles, with multiple implementation strategies, some of which includes the Downtown, some of which includes the Airport area, some of which will, hopefully, be incorporated as general planning of cultural language in our future development. He commented that when disagreements are encountered, such as those we had at the Planning Commission with the Interstate Overlay issue, it is that segment of the larger project, which is only a *segment* of the larger project, which is being debated, rather than an over-all concept. This concept is being implemented right now in the Downtown area. He believed we would get through the Interstate issue, but wanted to make Council aware of the discussions going on at this time.

Ms. McRoy, in regard to meetings, noted that she had received a request from the Homeless Coalition asking her to sit as a member on that Board. She asked if that would require a resolution for her to attend that group as part of her Committee assignments. It was correctly noted that a resolution would not be necessary.

Ms. Seng explained that, as the Council Representative on that Committee, she had encountered a scheduling conflict and Mr. Shoecraft had filled the position until his schedule also made it impossible for him to attend. Ms. McRoy agreed to assume the Council representation on the Homeless Coalition Committee, though Council attendance is not required by statute. [This will be added to Ms. McRoy's individual Weekly Agenda notifications]

III. APPOINTMENTS/REAPPOINTMENTS - Noted Without Comment

IV. MEETINGS/INVITATIONS - Noted Without Comment

V. COUNCIL MEMBERS

JONATHAN COOK - No Further Comments

ANNETTE McROY - No Further Comments

CINDY JOHNSON - No Further Comments

JERRY SHOECRAFT - No Further Comments

JEFF FORTENBERRY - No Further Comments

COLEEN SENG - No Further Comments

JON CAMP - No Further Comments

ANN HARRELL - No Further Comments

MARK BOWEN - Mr. Bowen reported that the Antelope Valley Hearing would be coming up one week from tomorrow and the Administration would be testifying in favor of the project at that time.

JENNIFER BRINKMAN - Ms. Brinkman gave a Legislative update to Council on Legislative Bills currently before the Unicameral. The bills discussed (as shown in the handout Council received) were LB166 [Blood alcohol content levels at .08%] - proposed Amendment regarding jury trial for every case; LB704 - Increasing the boundary's of the

Capitol Environs District to include City-County Government Complex; LB423 - Clean Indoor Air Act; LB227 - Smoking in Restaurants; LB497- Taped Police Interrogations.

The format of the Legislative Update Listing was discussed briefly with a decision made that Administration would add which bills are in Final Reading and which bills the City is actively promoting or actively opposing. A Postal Sales Tax Exemption Request and the Nebraska Ventures Capital Forum Act were also discussed (no Bill Numbers given). [For more detailed notes of these Legislative Update presentations, a Pre-Council should be scheduled.]

DANA ROPER - Mr. Roper had two issues of concern to discuss with Council. Both concerned conflict of interest issues. Attorneys have written to Mr. Roper stating that they want to make sure they do not have a conflict of interest with the City on these two issues.

One involves the Kozal accident where the children were killed. When that occurred, the City was installing a City water main and T.J. Osborn had the permit to put it in. It would appear that we may have a conflict between the City and T.J. Osborn as to the source or signage. The people who are now going to defend the City under the insurance policy are Erickson & Sederstrom. They, in representation by Bill Austin, currently have a claim against the City on a hospital bill to Lincoln General East on the issue of whether a prisoner was in custody or not [at time of treatment].

The second one involves Cline-Williams who would like to send out a draft of a contract for occupational health clinic services for St. Elizabeth. Cline-Williams also represents the City in terms of bonds.

Mr. Roper stated that in regard to these two conflicts, he does not have a problem with either of the situations. They are technical and he suggested that, with Council's permission, he would write back and tell them that the City has no objections.

Mr. Shoecraft indicated that Mr. Roper should proceed as suggested since the Council had no objections.

VI. REQUESTS OF COUNCIL FROM MAYOR - None

VII. MISCELLANEOUS -

1. Discussion on City Council Budget including the possibility of a part-time staff position. After a brief discussion, it was determined that Staff should come back at the next "Noon" meeting with a 96% figure, rather than 102% lid figure being presented. At that time, Council would determine where cuts might be made to come within the Mayor's Recommended Budget.

One Council Member suggested as one budget cutting option , not altogether factiously, that the number of Council Members could be reduced from 7 to 5, redistricting the City into five districts and eliminating the at-large Members.

Also briefly discussed: the addition of part-time office support staff - eventually to become another full-time position; the addition of a Council Liaison/Ombudsman position; an observation that more aggressive use of Discretionary funds by some Council Members might alleviate a need for additional staff; and an observation that an increased salary for Council Members might help draw more people to the public service forum. It was noted that the current group of Council Office seekers was very well qualified, but all were in a salary/income bracket that would allow them to serve at the current \$12,000.00 yearly individual Council Members'slary without undue hardship. This situation points up a flaw in the City's election procedures which virtually prohibits lower income/salary range citizens from the option of participating in the public service forum.

Pay increases for current Staff members was brought forward as a topic for consideration as well. Further discussion will be resumed at the next "Noon" meeting.

VIII. MEETING ENDED - Approximately 1:10 p.m.

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