

**AGENDA FOR  
CITY COUNCIL MEMBERS' "NOON" MEETING  
MONDAY, NOVEMBER 18, 2002  
Immediately Following Director's Meeting  
CONFERENCE ROOM 113**

**I. MINUTES**

- \*1. Minutes of "Noon" Council Members' Meeting for October 21, 2002.
- \*2. Pre-Council Meeting Minutes - RE: Continuation Of Administration's Proposed Changes To The 2002-03 Budget - Tax Funds - July 29, 2002.
- \*3. Pre-Council Meeting Minutes - RE: Aquila Update - October 14, 2002.
- \*\*4. Pre-Council Meeting Minutes - RE: 2002 Refunding of Revenue Bonds with LES Staff/Finance - September 16, 2002.
- \*\*5. Pre-Council Meeting Minutes - RE: Update on Impact Fee Ordinance - October 21, 2002.
- \*\*\*6. Pre-Council Meeting Minutes - RE: MUD Wellfield vs. City of Lincoln - Wellfield Discussion - October 14, 2002.
- \*\*\*7. Pre-Council Meeting Minutes - Executive Session - RE: Litigation Update - October 7, 2002.
- \*\*\*8. Pre-Council Meeting Minutes - RE: Southeast Upper Salt Creek Watershed Stormwater Master Plan - October 14, 2002.
- \*\*\*9. Pre-Council Meeting Minutes - Executive Session - RE: Litigation - November 4, 2002.

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

- \*1. Star City Holiday Festival Board Meeting (McRoy)
- \*2. Floodplain Task Force Meeting (Seng)
- \*3. PRT Meeting (Seng)
- \*4. Downtown Lincoln BID Association Board of Directors Meeting (Werner)
- \*5. Mayor's Infrastructure Finance Committee Meeting (Werner)
- \*\*6. Internal Liquor Committee (McRoy/Svoboda/Werner)
- \*\*\*7. Lincoln Partnership for Economic Development Investors' Meeting (Camp)
- \*\*\*8. Parks & Recreation Advisory Board Meeting (Cook)
- \*\*\*9. DEC Board of Directors Meeting (Friendt)
- \*\*\*10. Floodplain Task Force Meeting (Seng)
- \*\*\*11. Public Building Commission (Camp/Seng)
- 12. Community Development Task Force Meeting (Friendt)
- 13. Multicultural Advisory Committee (McRoy)
- 14. Board of Health (Svoboda)

**OTHER MEETINGS REPORTS:**

### III. APPOINTMENTS/REAPPOINTMENTS - NONE

### IV. REQUESTS OF COUNCIL FROM MAYOR - NONE

### V. MEETINGS/INVITATIONS

1. Antelope Valley Public Information Meeting on Wednesday, November 20, 2002 - Open House from 5:00 p.m. to 8:00 p.m. - Lincoln High School Cafeteria, 2229 "J" Street - (Please use the north entrance. Parking will be available in the north lot)– (See Invitation)
2. Invitation to Lincoln Lights 2002. Cornhusker Council of Boy Scouts of America, Clear Channel Radio, Eyewitness News - Channel 8, the Lincoln *Journal Star*, and Time Warner Cable Cordially invite you to attend the Grand Lighting ceremony of the 2002 Lincoln Lights. Awards Ceremony & Hors d'oeuvres buffet - Thursday, November 21, 2002, 5:30 - 7:30 p.m. at Mahoney Park, 70<sup>th</sup> & Fremont Streets, Lincoln, NE. RSVP to Cornhusker Council, BSA (402) 488-6020 Ext. 204 (Lighting will begin at 6:00 - 6:15 p.m.)
3. Lincoln Chamber of Commerce – Invitation to "Meet & Greet" two finalists for the position of President of the Lincoln Chamber of Commerce. An RSVP was requested by 11-15-02 so all Council Members were contacted on 11-13-02 with the request to respond prior to the 15<sup>th</sup>. Thank you to those of you who did. Both Meetings will be held from 7:30 - 8:30 a.m. at The Nebraska Club (Continental Breakfast served)  
The Dates & Candidates:  
Tuesday, November 19<sup>th</sup> - Michael Gould, currently the President/CEO of the Fort Collins, CO Chamber of Commerce  
Thursday, November 21<sup>st</sup> - Jim Fram, currently the President/CEO of the Bartlesville, OK Development Corporation (RSVP to Jaime at 436-2354)
4. St. Louis Squires & Ladies Charitable Holiday Part (In Case Anyone is meeting Anyone in St. Louis) Monday, December 16<sup>th</sup> 6:00 - 11:00 p.m. - Cardwells Restaurant - Clayton, MO
5. Invitation from United Way to VIP Friends of United Way & CHAD - 2002 Campaign Finale - Hors d'oeuvres/cash bar & program. December 5, 2002 from 5:00 to 7:00 p.m. (Program will begin at 5:45 p.m. at the Nebraska Champions Club - 707 North 10<sup>th</sup> Street (West of the Nebraska Stadium) Please RSVP to [sbeachler@unitedwaylincoln.org](mailto:sbeachler@unitedwaylincoln.org) or 441-7700 (You are invited as a special guest and are to sit at a reserved table. (Free Parking starting at 5:00 p.m. in the lot surrounding Nebraska Champions Club - No Charge for the event thanks to the sponsorship of Lincoln Benefit Life.

6. ALLTEL - Invites you to a peek at the beginning of a 100-year celebration of phone service in Lincoln. The Food Bank of Lincoln on Tuesday, November 29, 2002 at 11:15 a.m. - Bring a can of food. Please RSVP to Kelvin Hullet at 402-479-0281 (or khullet@baileylauerman.com)

## **VI. MISCELLANEOUS**

- \*\*1. Discussion of hold message on Council phone system.
- \*\*2. Discussion on having Scott Young come to a Council Meeting to honor Larry Williams for his effort to the Food Bank.
3. Discussion - Confirmation of the Date, Time & Location of the next Common Meeting:  
Set for Tuesday, January 14<sup>th</sup> at 8:30 a.m. in Room 113??
4. The Possibility of a Pre-Council Meeting with the Antelope Valley Consultants, RTKL and Paris Rutherford on Monday, December 16<sup>th</sup>. Topic of concern: East Downtown, Neighborhood and Whittier Subarea redevelopment plans. At this time December 16<sup>th</sup> is open for Pre-Councils. (See e-mail)

## **VII. CITY COUNCIL MEMBERS**

## **VIII. ADJOURNMENT**

**\*HELD OVER FROM OCTOBER 28, 2002.**  
**\*\*HELD OVER FROM NOVEMBER 4, 2002.**  
**\*\*\*HELD OVER FROM NOVEMBER 11, 2002.**

**MINUTES**  
**CITY COUNCIL MEMBERS' "NOON" MEETING**  
**MONDAY, NOVEMBER 18, 2002**  
*CONFERENCE ROOM 113*

**Council Members Present:** Jonathan Cook, Chair; Jon Camp, Vice Chair [Left the meeting early]; Glenn Friendt, Annette McRoy, Coleen Seng, Ken Svoboda, Terry Werner.

**Others Present:** Mark Bowen, Ann Harrell, Corrie Kielty, Mayor's Office; Dana Roper, City Attorney; Don Herz, City Finance Director - [dropped off material to Council]; Steve Hubka, Budget Officer; Joan Ray, Council Secretary; Nate Jenkins, Lincoln *Journal Star* representative.

**I. MINUTES**

- \*1. Minutes of "Noon" Council Members' Meeting for October 21, 2002.
- \*2. Pre-Council Meeting Minutes - RE: Continuation Of Administration's Proposed Changes To The 2002-03 Budget - Tax Funds - July 29, 2002.
- \*3. Pre-Council Meeting Minutes - RE: Aquila Update - October 14, 2002.
- \*\*4. Pre-Council Meeting Minutes - RE: 2002 Refunding of Revenue Bonds with LES Staff/Finance - September 16, 2002.
- \*\*5. Pre-Council Meeting Minutes - RE: Update on Impact Fee Ordinance - October 21, 2002.
- \*\*\*6. Pre-Council Meeting Minutes - RE: MUD Wellfield vs. City of Lincoln - Wellfield Discussion - October 14, 2002.
- \*\*\*7. Pre-Council Meeting Minutes - Executive Session - RE: Litigation Update - October 7, 2002.
- \*\*\*8. Pre-Council Meeting Minutes - RE: Southeast Upper Salt Creek Watershed Stormwater Master Plan - October 14, 2002.
- \*\*\*9. Pre-Council Meeting Minutes - Executive Session - RE: Litigation - November 4, 2002.

Chair Jonathan Cook requested a motion to approve the above-listed minutes. Ken Svoboda moved approval of the minutes, as presented. The motion was seconded by Terry Werner and the minutes were approved as presented by unanimous consensus.

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

- \*1. STAR CITY HOLIDAY FESTIVAL BOARD (McRoy) Ms. McRoy indicated that the parade is on schedule. The parade budget is in good shape. She noted that they needed some volunteers for the Clown Sponsorship, which Ms. McRoy thought would cost about \$460.00.

She did note that some mid-level management person at the Health Department had obstructed the parade activities by blocking an environmental clean up permit.

Ms. McRoy indicated that there was a reserved seating section for Council Members. The Parade will begin at 11:00 a.m. on Saturday, December 7, 2002.

\*2. FLOODPLAIN TASK FORCE (Seng) Ms. Seng handed out material to the Council Members and explained that the Task Force is meeting every two weeks at the Wastewater Treatment Plant. She noted that soon all of the presentations will have been made and some decisions on recommendations will then be forthcoming.

She noted that the piece of information she had handed out to Council gives a lot of information on both Dead Man's Run and on Salt Creek, and that presentations are being continued at this point. She noted that Public Works personnel is thrilled that the Corp of Engineers has finally "hopped to". She informed Council that when Carolyn Chaney was in town, Ms. Chaney had attended a floodplain meeting so she would have a better idea of what they were preparing. Ms. Seng felt that the Corp has sort of shaped up since then!.

Ms. Seng noted that the University of Nebraska has representation on the Task Force. She added that it is a very good and diverse mixture of professionals, consumers, developers, builders and neighborhood folks. It is very well balanced in community representation.

\*3. PRT (Seng) Ms. Seng noted that she had forwarded the complaints received from constituents on two specific properties on to the PRT. The issues of concern were being investigated.

She noted that many of the problem locations are in Northeast Lincoln, but there are problem locations throughout the City. It seems to be just a nagging, on-going concern for the Police Department, Building and Safety, the Aging Department, and upon occasion, the Social Services Department.

\*4. DOWNTOWN LINCOLN BID ASSOCIATION BOARD OF DIRECTORS (Werner) Mr. Werner reported that there had been a presentation on the Parade. He noted that the meeting had been a long time ago, but he couldn't remember anything of any great import to report.

\*5. MAYOR'S INFRASTRUCTURE FINANCE COMMITTEE (Werner) Mr. Werner reported that the committee has met for two organizational meetings, plus a meeting where the Committee was divided into three working groups: Legislative, Finance, Efficiency. Each of the members of the larger committee took one of those three working groups. There were some additional citizen participation involved as well. Mr. Werner told Council that he was on the Finance Committee which had met twice and will be meeting again this week. So far, what this committee has been doing is looking at and verifying the gap - the dollar amount. So far, it's only been presentations with no real action being proposed or begun.

Mr. Cook mentioned that the Finance Committee had taken one action which was to recommend impact fees to be \$12,000.00. Mr. Werner noted that the amount had been \$24,000.00. He added that now, the impact fees were off the table for this Infrastructure working group, because it is assumed that it will be what is now before the Council. What is being discussed is the making up the gap beyond that.

\*\*6. INTERNAL LIQUOR COMMITTEE (McRoy/Svoboda/Werner) Mr. Svoboda indicated that they had met. Mr. Werner noted that Chief Casady had attended and had made a presentation on the criteria we're adding to recommendations on liquor licenses. Mr. Werner stated that Chief Casady agrees to come back with criteria on how he assesses and determines when to add those.

Mr. Cook asked if they Committee had discussed the concern voiced by the Omaha City Council at the Joint meeting. This was basically a question of whether the rules should always be applied, or should they be applied only under specific circumstances? Mr. Werner stated that the uniform application was his position and he had expressed that at the Committee meeting. He did not know if the Chief Casady agreed. Mr. Werner felt Chief Casady still believes that the problem on 14<sup>th</sup> & "O" is so large that it should be considered alone. An agreement was reached that he would set criteria on how he makes these determinations.

Ms. McRoy noted that she did not want any geographical boundaries used as a criteria. This would be a bad mark on the downtown area; there are other bars in Lincoln that this criteria could apply to. Mr. Werner noted that the Liquor Commission had upheld the Council's decision on the related application. Ms. McRoy also noted that the other bar (Ho Shu) was also turned down by the State.

Mr. Friendt asked City Attorney, Dana Roper, if the Council would want to follow a criteria set out by Chief Casady when considering approval of liquor licenses. Mr. Roper indicated that it is probably something they would not want to do. He noted that approval could be done on a selective basis only if you've got some sort of "trigger" list for the application of the criteria on an case-by-case basis.

Mr. Friendt felt this should be pursued. He noted that as far as marketing purposes were concerned, for "services businesses", the ideas set out in Chief Casady's criteria. would only enhance them. It would be a smart business move to implement them. Ms. McRoy noted that there would be a Pre-Council meeting before anything was done. She added that Joel Pedersen had recommended not putting anything in resolution form however.

\*\*\*7. LINCOLN PARTNERSHIP FOR ECONOMIC DEVELOPMENT INVESTORS' MEETING (Camp) - Carry Over to 12-02-02 "Noon" Meeting.

\*\*\*8. PARKS & RECREATION ADVISORY BOARD (Cook) - No Report

\*\*\*9. DEC BOARD OF DIRECTORS (Friendt) Mr. Friendt reported that they reviewed their present status for this year and also adopted the Budget for the coming year. The DEC currently has no new construction or related projects, so it was just looking at the budget as an operating budget. We will operate within an approximate \$2,000.00 of break-even and will still be able to maintain our debt to revenue ratio. Everything looked fine.

Mr. Friendt related that LES is buying gas, and they have done very well in terms of buying some gas futures. But rates from DEC will go up for City/County and State buyers.

\*\*\*10. FLOODPLAIN TASK FORCE (Seng) - See #2 Above

\*\*\*11. PUBLIC BUILDING COMMISSION (Camp/Seng) Ms. Seng reported that they had approved changing the drive-way into the County-City Building off 9<sup>th</sup> Street for large trucks to back into. She read a quote for Jonathan: "Life will be better". Mr. Svoboda asked who had authored that quote.

Mr. Friendt asked if that didn't put the truck underneath the building. Ms. Seng explained that they had been having trouble getting back in there. Mr. Werner noted that it would make it much easier for those fertilizer trucks [to gain access to the area].

Mr. Seng reported on and passed out material on two new art pieces that were being considered to replace "Joan of Arc" [The Big Blue Head] currently on display in the lobby area of the 2<sup>nd</sup> floor. The selections will be forwarded to the Art Committee for a final determination. The PBC had expressed a choice, but it might not be the one chosen by the committee. The art objects would again be donations from the Duncan art collection. The works being considered are by the artist Stephan Balkenhol of West Germany.

Ms. Seng continued her report, stating that they had held several meetings to finalize the details for the parking garage across the street. She noted that she felt everything is in order now. We were told that it would probably be finished in August of 2003. So, it will have to be started soon. The last negotiations got a little touchy. She noted that Don Killeen and Larry Hudkins had spent a lot of time with one of the property owners in the block. The only concern left hanging was the billboard. They had made no promises about that billboard. She warned Council that, even though Mr. Roper was aware of the situation, not to be surprised if the billboard issue surfaced at some point. Mr. Werner asked if they were going to be taking it down? Suggestions of having a billboard on the parking garage as a potential revenue source were discussed, tongue-in-cheek, very briefly.

Ms. Seng reported that advertisements had gone out for the food service. That has been advertised and they had five or six responses as of November 5<sup>th</sup>. She felt they'd probably received more by now. That must be worked out yet.

Mr. Bowen stated that they had begun clearing out the block area. They will be putting a fence around that block outside the sidewalk parameters. Mr. Bowen noted that if anyone knew anybody that parked in the south-end lot by White Electric, tell them not to do it anymore. Because, as of tonight, it will be fenced off. If a car is in there in the morning....it will be fenced in. Ms. Seng added that there had been discussion about the sidewalks around that block while the parking garage is under construction. There probably will not be sidewalks available on that block, but they will try to leave the corner open long enough so people can get to the other side of the block where there are sidewalks. Factitious remarks regarding the "walkable city" concept were bandied about momentarily, but Ms. Seng gallantly forged ahead with her report, choosing to ignore them.

Her final comment on the meeting was in reference to the concerns which had been expressed, not only by one Council Member, but by members of the County Commission as well, regarding the "lounging employee" problem when there were public meetings being held in the County-City Building. She felt that problem had been addressed and had been taken care of by now.

12. COMMUNITY DEVELOPMENT TASK FORCE (Friendt) Mr. Friendt reported that the meeting was an open public meeting to review the annual evaluation that needs to be done. There had been a good presentation. They're planning on doing a version of this on Channel 5 - Public Access Television- so that it can be aired. They were seeking Board

Members to volunteer to be on camera and they didn't have much luck. People were very shy about that. One Council Member suggested that perhaps someone who was running for Mayor they would want to do it. Mr. Friendt indicated, that he *had* volunteered.

Mr. Friendt reported that he had not known that he had a vote on the Task Force, thinking that he was only in a liaison situation, and was pleased to learn that he did have a vote. He reported that they had made great progress against the goals they've set. We saw a draft during the public hearing. (The public input came from the Task Force itself, as there had been no citizens walking in off the street). The report will be finalized and submitted by the end of November. Then the by-laws were changed to stream-line the organization into three separate committees and chair people were selected for each of the three groups.

13. MULTICULTURAL ADVISORY COMMITTEE (McRoy) Ms. McRoy stated that they had met Tuesday, noting that they probably have more staff attending than there were Board Members. Ms. McRoy reported that Chief Casady had been in attendance with a presentation on the minority treatment of officers - and the lack of minority officers. He is going to form a committee of community leaders to take a look at starting to recruit youth in the high school age for careers in law enforcement. Many times their only candidates come from the college students and the majority of them are white males. They don't even get enough white females. Chief Casady noted that out of 300 people vying for a class where and only 12 officers picked, there is no diversity. He had reported that five years ago, the City had done better, but somehow...that has declined. He was very receptive to leading the task force on that issue. - how to recruit more women and minority youth as opposed to waiting until they get out of college to get them on board. The possibility of a program to get the message out so more kids know about it was brought forward.

Ms. McRoy added that the newsletter was going out. A couple of openings had been discussed, but that was about the extent of the meeting. Ms. McRoy added that the executive training (for Department Directors) on affirmative action which is actually required - to cover hiring practices - was also discussed at the meeting.

14. BOARD OF HEALTH (Svoboda) Mr. Svoboda reported that they had met and had had nothing of an y real controversy on the Agenda - for which he was thankful! They had passed a policy revision to increase the dental fees on a sliding basis. The additional revenue will actually be off-set by a lack of funding in the Kid Connection which had currently been used and which will be lost. So this revision is somewhat revenue-neutral.

Mr. Werner asked about the tattoo ordinance - wondering if it had been implemented. Mr. Svoboda stated that he would get an update for Council on that.

Ms. McRoy mentioned the Animal Control Ordinance and expressed concerns about the enforcement of the 'pooper scooper' portion of the legislation. Mr. Svoboda stated that that would be a good question for Bruce at the Meeting today. There was a brief discussion on this issue which was cut short because of time constraints. It was agreed that the concerns expressed would be presented to Health Department Director Bruce Dart at today's Council Meeting.

OTHER MEETINGS: Ms. Seng reported that she had been to two Lincoln Community Center meetings. She noted that Council should have recently received some materials on this issue and encouraged Council Members to keep themselves updated on this matter.



Mr. Svoboda stated that he had been asked by Doug Ahlberg to sit in as a Council Representative on the State Domestic Preparedness Program. Larry Hudkins and Mr. Svoboda had both been asked, as elected officials, to sit in on the meeting. He reported that he and Mr. Hudkins had gotten in on the very tail-end of the meetings. There had been several months of research and work done on it by various agencies in the City and County, and we sat and listened to the review.

There is a \$3,000,000+ grant from the Federal Government to the State of Nebraska. Lincoln/Lancaster County State Preparedness is going through the grant process right now and they have a million and a half dollars of grant requests here in Lincoln out of that \$3,000,000. And Omaha has about a million and a half, so the \$3,000,000 could be used up just between Lincoln and Omaha and no one else would get any.

They believe there will be \$700-800,000 that might be granted to the City of Lincoln/Lancaster County because we're more of a regional preparedness area - unlike Omaha which is just for Omaha and the surrounding area. It has an impact on Lincoln only because there are several items in this packet that they've asked for in the grant application that would come off of our CIP - such as radios for the Fire Department. We had this meeting the day after the election. Because of that, we upped the priority from a level three up to a level one, at Mr. Svoboda's request, so that the radios would be included in this if we were to get the \$700-800,000. Ms. Seng asked if that would include sirens. Mr. Svoboda stated that it would, along with other items.

### III. APPOINTMENTS/REAPPOINTMENTS -. NONE

IV. REQUESTS OF COUNCIL FROM MAYOR - Mr. Bowen passed out the Emergency Management and Fire Report for the month, as submitted by Mr. Don Herz. Mr. Bowen explained that the figures might be higher this month because there were three payrolls in the month and secondly, they had liability premiums this month.

Mr. Bowen brought up discussion of the preferred time and format of the next Council Members' Budget Retreat. After intense discussion, including input from City Budget Director, Steve Hubka, it was determined to hold a Retreat with a philosophic orientation which would include a 10-20 year overview of the City's long-range plans for finances and growth. This Retreat could be followed with a more detailed, figures-oriented Budget Meeting along more traditional lines sometime in January or February, where a tiered priority list might also be discussed. The Preliminary Budget Retreat was scheduled for Thursday, December 19<sup>th</sup> from 12:30 to 3:30 p.m. with a location to be determined. The suggested location sites were the Haymarket Ball Park or the County-City Building Conference Room 113.

V. MEETINGS/INVITATIONS - Noted Without Significant Comment

VI. MISCELLANEOUS -

- \*\*1. Discussion of 'hold message' on Council phone system. - Carry Over to Next "Noon" Meeting (12-02-02)

- \*\*2. Discussion regarding the possibility of having Scott Young come to a Council Meeting to honor Larry Williams for his efforts in coordinating the City's Food Bank Campaign. - It was determined that the Mayor's Office would offer the Mayor's Award of Excellence to Mr. Williams in lieu of having Mr. Young come before the Council on this issue, as this would otherwise set a precedent for requests of Council by other groups and agencies.
3. Discussion - Confirmation of the Date, Time & Location of the next Common Meeting: - Set for Tuesday, January 14<sup>th</sup> at 8:30 a.m. in Room 113 - *Approved*.
4. The Possibility of a Pre-Council Meeting with the Antelope Valley Consultants, RTKL and Paris Rutherford on Monday, December 16<sup>th</sup>. Topic of concern: East Downtown, Neighborhood and Whittier Subarea redevelopment plans. At this time December 16<sup>th</sup> is open for Pre-Councils. Ms. Seng indicated that she thought Mr. Seacrest didn't want to meet with the entire Council, but with the Members in smaller groups. It was decided to check with Mr. Seacrest's office to see they were still interested in such a pre-council.

## VII. COUNCIL MEMBERS

**JON CAMP** - Mr. Camp had left the meeting by this point.

**JONATHAN COOK** - Mr. Cook reminded Council Members to be considering whether or not they would want to be on the screening committee for the selection of a new Aging Director. He commented that this might be placed on a future "Noon" Agenda for consideration. With the input from the Mayor's Office that this decision should be made soon, Ms. McRoy moved that Mr. Svoboda be named the Council representative for that Committee. The motion, seconded by Ms. Seng, was carried by unanimous consensus of the Council.

**GLENN FRIENDT** - No Further Comments

**ANNETTE McROY** - No Further Comments

**COLEEN SENG** - Ms. Seng asked if all the Council Members had received a letter from a specific constituent. Everyone had received a copy of the letter which was regarding a concern with StarTran. Mr. Cook stated that he had already responded to that concern

**KEN SVOBODA** - Mr. Svoboda mentioned the 61" Plasma Monitor that the Police Department was ordering. There was a brief discussion with Mr. Bowen stating that there will be a second look taken at the request to see what else is out there [at a lesser expense]

**TERRY WERNER** - Mr. Werner explained the cancellation of the DayWatch lease by St. Vincent dePaul Society, which is the owner of the building where DayWatch and Matt Talbot offices are located. They doubled the rent last year and made it clear that they wanted DayWatch out of there. In the last few months they notified us that they would not re-new the lease, so DayWatch

will be moving. We've found a location (which is near Kabredlos) and should not impact the neighborhood adversely.

Mr. Friendt asked if the Matt Talbot kitchen would remain at its present location. Mr. Werner indicated that it would and St. Vincent dePaul Society would be moving their thrift store into the former DayWatch area.

Mr. Werner noted that he had checked with Mr. Dart this morning regarding his Animal Control Ordinance Amendments and whether or not there should be continued public hearing because of the amendments. Mr. Werner indicated that Mr. Roper felt a public hearing should be held, but Mr. Werner felt since the rate was being lowered, there would be no need for a continued public hearing. Mr. Roper responded that on the one it is being lowered, but on another amendment, the number of animals that can be allowed in a foster home was being increased. That is why Mr. Roper felt that should have continued public hearing.

Mr. Werner felt the Animal Control Ordinance Amendments were minor and would not require further public hearing - especially in light of the Impact Fee Ordinance amendments not receiving continued public hearing when those carry such a great impact on the communities economic development.

Mr. Friendt stated that Council had kept hearing, as this Animal Ordinance was developing, that this had been a wonderful, consensus building process with lots of public input and all the parties had been involved. If Mr. Werner could tell him that all of those folks who had participated in that process are okay with this.... It seemed to him the Mr. Werner might be circumventing what Mr. Friendt had thought were recommendations that everybody had bought into and now those recommendations were being changed.

Mr. Werner responded that he felt one could find a committee to recommend anything you wanted recommended. He stated that he didn't mean to imply that the committee hadn't done a lot of work, because they did....but the process continues for Council approval. He felt Council had a right and an obligation, if we find things that are important, to make amendments and suggestions. Mr. Friendt stated that then that would suggest that there should be a time for public input or review.

Discussion continued briefly. The ordinance was eventually passed with amendments without further public hearing.

ANN HARRELL - No Further Comments

MARK BOWEN - No Further Comments

CORRIE KIELTY - No Further Comments

DANA ROPER - No Further Comments

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

**\*HELD OVER FROM OCTOBER 28, 2002.**

**\*\*HELD OVER FROM NOVEMBER 4, 2002.**

**\*\*\*HELD OVER FROM NOVEMBER 11, 2002.**

cm111802/jvr