

**AGENDA FOR
CITY COUNCIL MEMBERS' "NOON" MEETING
MONDAY, MAY 10, 2004
CONFERENCE ROOM 113**

I. MINUTES

- *1. Minutes from Council Members' "Noon" Meeting of April 26, 2004.
- 2. Minutes from Directors' Meeting of April 26, 2004.
- 3. Pre-Council Meeting Minutes - RE: Flood Standards for New Growth Areas - April 26, 2004.
- 4. Minutes from Directors' Meeting of December 15, 2003.
- 5. Pre-Council Meeting Minutes with Lincoln City Libraries - RE: Customer Service - April 19, 2004.

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

- *1. PRT Meeting (Newman) - **RESCHEDULED TO MAY 6TH**
- *2. Downtown Lincoln B.I.D. Association Board Meeting (Werner)
- *3. DLA Parking Committee Report (Camp - RE: Downtown Parking/Pre-Council)
- 4. Lincoln Partnership for Economic Development Investors' Meeting (Camp)
- 5. Parks & Recreation Advisory Board Meeting (Cook)
- 6. PRT Meeting (Newman)

OTHER MEETINGS REPORTS:

III. APPOINTMENTS/REAPPOINTMENTS - To Be Announced

IV. REQUESTS OF COUNCIL FROM MAYOR - To Be Announced

V. MEETINGS/INVITATIONS -

- 1. You and a guest are invited to the Time Warner Cable-Spotlight on Education Night on Monday, May 17, 2004 from 6:00 p.m. to 8:00 p.m. - at The Lied Center Main Stage, 301 North 12th Street - RSVP by May 12th to Amy at 421-0330 or by E-Mail. (See Invitation)
- 2. Invite you to the Lincoln Composite Squadron - Civil Air Patrol Spring Open House and Membership Night on Monday, May 24, 2004 starting at 6:30 p.m. at the Nebraska Air National Guard Base in Lincoln - (See Letter of Invitation)

3. 1st Choice Credit Union - Grand Opening Celebration at our newest location - 6700 South 70th Street - on Friday, May 21, 2004 - Ribbon Cutting at 10:00 a.m. - Open House from 10:00 a.m. to Noon - RSVP to Jeanne McClure at 475-7059. - (See Invitation)
4. Community Health Endowment of Lincoln - Please be our guest at the Annual Meeting With The Community on Wednesday, May 19, 2004 at the Cornhusker Hotel, Grand Ballroom at 3:00 p.m. - RSVP by calling 436-5516. - (See Invitation)
5. NuStyle Development Corporation cordially invites you & your guest to the Grand Opening of Federal Place-Loft Style Living on Tuesday, May 18, 2004 from 4:30 p.m. to 6:30 p.m. - a short ceremony at 5:00 p.m. - at 129 North 10th Street - (See Invitation)
6. Phoenix Award Presentations on Tuesday, May 18, 2004 at 1:30 p.m. - LFR Station #1 - Apparatus Floor - (See Invitation)
7. The Capital Humane Society Board of Directors - 18th Annual Animal Awareness Dinner on Thursday, May 27, 2004 at the Holiday Inn Downtown, 141 North 9th Street - 6:00 p.m., Cash Bar - 6:00 p.m., Silent Auction Begins - 6:45 p.m., Dinner - Dinner cost \$25.00 - RSVP by May 21st - (See Invitation)
8. The Better Business Bureau, Inc. Board of Directors - the 7th Annual BBB Integrity Awards Luncheon on Thursday, May 27, 2004 from 11:30 a.m. to 1:00 p.m. - at The Cornhusker Grand Ballroom - Cost is \$25.00 per person - RSVP by May 21st - (See Invitation)
9. Matt Talbot Kitchen & Outreach Open House - Special Gathering - on Thursday, May 20, 2004 from 9:30 a.m. to 11:00 a.m. - at 1911 "R" Street - Short Program begin at 10:00 a.m. - RSVP to 477-4116 or by E-Mail - (See Invitation)
10. Invites you to join them for Lunch - The week of May 17th-May 23rd is Emergency Medical Services week in Nebraska - Midwest Medical Transport - A picnic on Saturday, May 22, 2004 at Pioneer Park - picnic will begin at Noon at shelter #1 near the indian sculpture - (Lunch will be provided) - (Jay S. Wilger - 466-6866 or by E-Mail- (See E-Mail Invitation)

VI. MISCELLANEOUS - NONE

VII. CITY COUNCIL MEMBERS

VIII. ADJOURNMENT

***HELD OVER FROM MAY 3, 2004.**

MINUTES
CITY COUNCIL MEMBERS' "NOON" MEETING
MONDAY, MAY 10, 2004
CONFERENCE ROOM 113

Council Members Present: Jon Camp, Chair; Terry Werner, Vice-Chair; Jonathan Cook, Glenn Friendt, Annette McRoy (arrived late), Patte Newman (arrived late), Ken Svoboda; **ABSENT:** None

Others Present: Mark Bowen (arrived late), Ann Harrell (arrived late), Corrie Kielty, Mayor's Office; Dana Roper, City Attorney; Tammy Grammer, Council Staff; Darrell Podany, Aide to Council Members' Camp, Friendt and Svoboda

I MINUTES

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Chair Camp requested a motion to approve the above-listed minutes. Ken Svoboda moved approval of the minutes, as presented, by acclamation. The motion was seconded by Terry Werner and carried by unanimous consensus of the Council Members present.

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

1. DOWNTOWN LINCOLN B.I.D. ASSOCIATION BOARD MEETING (Werner) Mr. Werner reported that they had discussed another parking study that might be shared by DLA and the City. Mr. Cook asked if this was the "annual" parking study, noting that we do one of these studies every year because we don't like the outcome of the previous one. Mr. Werner agreed, but noted that they didn't take a vote because it looked like it would have probably been voted down. The thought was that we have lots of studies. Mr. Cook noted that the studies show we have lots of parking and nobody believes it, so we call for another study.

Mr. Werner said that he had mentioned the State's [parking policies] and Stephanie Johanns wasn't very happy with his comments. But they charge lower than market rates and they don't offer any incentive to use other sorts of transportation. Mr. Werner had said that, at least, it should be looked at as part of the solution...trying to encourage use of mass transportation. That was the gist of the meeting.

Mr. Friendt asked if Mr. Werner felt the City is doing its part to be sure that we're charging market rates and encouraging public transportation? Mr. Werner answered that when you don't (as with the State, which charges half the market rate - at a maximum charge of about \$30.00 per month when the average is approximately \$50-60 around the City), that difference will not encourage use of any other form of transportation. The State has a waiting list. Mr. Werner commented that one of the biggest problems with encouraging people to use [public] transit is the fact that it is so easy to drive their car.

Mr. Werner continued, noting that DLA will argue that when you try to get companies to locate downtown, they require so many parking spaces and that's what we don't have. So, for economic development purposes, we are short of parking spots; that is the dilemma that we've run into. It's not just a simple solution. Mr. Werner stated that he still believes part of the solution should be utilizing mass transportation.

Mr. Camp asked if the City should charge for parking. Mr. Werner answered that he thought so - absolutely. Mr. Cook asked for whom? Mr. Friendt answered "employees". This discussion continued with the notation that there is a charge for parking in the North lot. Mr. Camp requested Ms. Kielty to find out the cost and charges for City Employee parking. and report that at the next "Noon" meeting.

2. DLA PARKING COMMITTEE REPORT (Camp - RE: Downtown Parking/Pre-Council) Mr. Camp reported that this meeting may have duplicated some of the discussion undertaken at the DLA meeting on which Mr. Werner just reported. Mr. Camp added that they went through the City data on all of the Downtown Garages which showed that every garage is full except the Haymarket and the Market Place garages. Other than those two, all the facilities are full.

The DLA Parking Committee wants to proceed immediately and build an East Downtown garage. Mr. Camp had visited with Polly McMullen who wanted to bring information forward at a pre-council. They would like, within the next month or so, to have information prepared on the Downtown Master Plan and then talk with Council about the needs. Mr. Camp felt that it would be good to do this. Mr. Werner commented that was a question that had been discussed at the DLA Meeting - why isn't this included in the Downtown Master Study. Apparently they will talk about parking in generalities, but for the most part, there is no expert on parking on the study panel. It requires a different focus by a different [inaudible]

3. LINCOLN PARTNERSHIP FOR ECONOMIC DEVELOPMENT INVESTORS' MEETING (Camp) No Report - Mr. Camp was unable to attend due to schedule conflict.

4. PARKS & RECREATION ADVISORY BOARD (Cook) Mr. Cook announced that the Golf Committee had reported that they had had the best March and April since 1992.

Mr. Cook explained that they had also passed out a written policy on Lincoln's Public Arts collection- so there may be an ordinance that will come to the Council sometime in the near future related to that. There are two "bicycles" [from the Tour de Lincoln display.] One

is located at 27th & Sheridan in front of the artist's house, which will be a good place for maintenance. The other is "Cruising" donated by Transcript and they've agreed to place that somewhere in North Lincoln at a spot not yet determined.

There had also been further discussion regarding what land to buy with the money from the sale of the land at Woods Park. They had three different locations to consider: 134th & "A" Street; 27th & Rokeby; and 14th and Arbor. Mr. Cook didn't like the direction that discussion was headed; he felt that because they were taking land from the interior of the City, he believed the City should look for locations within the interior near parkland, rather than going to the edge of the City. Basically, what it shows is that we're selling off park land in the core area of the City and buying it at the edge....which is not a good policy. But, we will try to find some ways of meeting parkland needs in some areas that are already developed and are without parks.

Sampson Construction was chosen as the property manager at risk for the Sunken Gardens. The bid came in a little higher than had been budgeted for the project, so they may have to do some adjusting to the plan. Then, Mr. Cook stated, he had had to explain why the enhanced median landscaping ordinance failed 7-0 at the Council Meeting. Everyone seemed pretty satisfied with the explanation. .

Mr. Werner asked if they attributed the increase in the golf fees to the sale of alcohol? Mr. Cook answered that they had said they were getting a lot more events at the courses and he felt that was related to the alcohol sales. It is hard to tell about the rounds otherwise and whether or not there were other factors involved in the increase.

Mr. Werner asked if the Board had discussed the street trees budget? Mr. Cook stated that it had been discussed - not at this meeting, but it is an item that will be on today's Council agenda and we probably should talk about it.

5. PRT (Newman) - Ms. Newman unable to attend the Re-scheduled May 6th meeting.

OTHER MEETINGS - (Since the "Other Meetings" portion of the Agenda was originally passed over, Mr. Cook's remarks on the Cable Advisory Board Meeting are noted under "Appointments/Reappointments" below).

Later in the meeting, Mr. Camp returned to the "Other Meetings" agenda item. At that time, Mr. Camp reported that he had gone to the Chamber of Commerce Federal Fly-In. He noted that Mark Bowen and Allan Abbott had also attended. The conference had been held May 1st through the 5th in Washington D.C. There had been some individual meetings with a lot of briefings - everything from the National Chamber, lunches with Governor Keating, a reception by Gallop; Kawasaki's celebration of its 30th Anniversary in the United States - with an attorney from Kansas City who helps them in patent work and trade issues around the world.

Senator Nelson and Hagel both made presentations, as did Doug Bereuter. There were representatives of the School Board present along with many other business and legal representatives from the Lincoln area.

Ms. McRoy asked how much money Lincoln would be getting back. Mr. Camp answered that that was the disappointing thing. The big issue was the Transportation/Highway Bill...with the President's proposal amounting to \$256 billion on a six year program; the House was at \$280 billion and the Senate was at \$318 billion. They were getting stale-mated.

Mr. Bowen agreed that they *were* stale-mated. With all the discussion, it all comes down to what numbers they can focus on. The White House is at a very low number, the Senate is at a high number and there doesn't seem to be any middle ground at this point. They're trying to sort it out.

Mr. Camp stated that under any scenario Doug Bereuter ear-marked about \$4,000,000 for Antelope Valley and \$14.6 million for the South Beltway. Mr. Werner noted that this is way under the amount that is needed. Mr. Bowen added that for Antelope Valley, for the six years, we were looking at \$50,000,000. For the Beltway, for the six years, we were hoping to get \$165,000,000.

But, keeping it in the context of what bill it is that the House passed, and the number here marks what the State of Nebraska got, we're actually doing pretty well for ear-marks, (based on the House passed bill).

Mr. Werner noted that *that* could be stated all day long, but if we don't have the money.... Mr. Bowen agreed, it all comes down to the money. He noted that if there is a positive light here somewhere, it is that in conference, they'll go in with the Senate number being a lot higher...and ear-marks come from the House side which will benefit Nebraska.

Mr. Werner asked how much the whole federal bill had been six years ago? Mr. Bowen stated that it was about \$210 billion. Discussion continued briefly with Mr. Bowen sharing that one of the issues the schools are very interested in was the 'No Child Left Behind' program and how that is affecting the schools both score-wise and funding-wise. Of course, the schools were looking for more flexibility and for more funding.

Mr. Bowen noted that outside the meetings, there had been discussion on Section 215 Money. That is going along nicely....it looks like we're in line to get that project in the '06 Budget. That is a scheduled item in the President's Budget.

Mr. Bowen commented that there had been a separate meeting with the Transportation Board regarding trails. We have some right-of-way access on abandoned railroads. We're waiting for a decision to come out of that Board and we expect to hear something within the next 30 days. It is an unusual case that we're looking at and it does effect how we deal with Trails and Storm Sewers. That is positive news.

Mr. Camp mentioned that Carolyn Chaney, Lincoln's City Lobbyist in Washington D.C. met with Mr. Camp on several occasions. She spoke to transportation issues and indicated that she would get back to him with more information. She was very receptive to input from the Lincoln delegation. Mr. Camp noted that Nebraska is in a difficult spot with our lower population base and the higher fuel tax issue. One of the proposals is to allow the States along the Interstate system to individually put holds on their pay for improvements. There had been discussion on the fairness of that with Mr. Camp pleading Nebraska's case. [Most of Mr. Camp's comments at this point in the discussion were inaudible]

Mr. Camp commented briefly, in response to an inquiry by Mr. Cook, on the costs of the trip, noting that he had come in under the amount allotted by Council for his trip.

III. APPOINTMENTS/REAPPOINTMENTS - Ms. Kielty offered a brief review of the upcoming appointments, though only as a "heads-up" for Council since she hadn't gone over this information with the Mayor yet.

For the next few months, so you'll have an idea of what is coming up: There is nothing in May; in June the only one we have is Scott Frogge who is on the City Personnel Board as the City employee representative. He's eligible and willing to be reappointed and we're planning on doing so.

We've received a couple of resignations - one on the Community Forestry Advisory Board and one on the Cable Advisory Board. If you have names you'd like to submit to the Mayor for either of these two Boards that would be great.

Mr. Cook requested an opportunity to make comments about the Cable Advisory Board meeting. He noted that, since he had been assigned to that Board, they're holding a lot of additional meetings. They used to meet quarterly; now they seem to be meeting every other week. But, we're discussing the needs assessment survey which we'll have to use when we go into either negotiations or the formal process. Mr. Bowen noted that it would be during the formal process. Mr. Cook responded that it is required for the formal process and that is likely what will happen and that is what it is being developed for...so the committee will be having a special meeting or two to review that in executive session before releasing the findings to the public and to Time Warner. He noted that they were hoping to get some information from Time Warner - information that Time Warner separately collected which reflects what they believe the needs to be; but they don't seem to want to share that with the Committee. It would be nice to have some cooperative effort there.

Mr. Werner, once again addressing the Appointments/Reappointments list, asked about the Auditorium Advisory Board and the name of Richard Lutz listed for consideration. Mr. Werner believed Mr. Lutz was deceased. Ms. Kielty noted that that was correct and apologized for the name inadvertently being left on the list. She stated that Ms. Mardy McCullough was being considered for that position, so she'll be up for reappointment. Ms. Kielty apologized again for the mix-up.

IV. REQUESTS OF COUNCIL FROM MAYOR - In addition to his remarks under the Washington D.C. trip discussion, Mr. Bowen had a couple of other issues to mention. There will be two pre-councils scheduled for next week. One is Urban Development's University Place Redevelopment Update and the other presentation will also be by Urban Development on the Sidewalk Cafes policy. He noted that there will be approximately 30 minutes for each presentation. Council discussed briefly the advisability of having both of these presentations, agreeing that the information would be useful to them.

Mr. Bowen noted that this Thursday [May 13th] is the first SRT public meeting (Community Solutions Meeting) It will be at Gere Library starting at 7:00 p.m. This will be the first meeting of five that have been scheduled at various locations in the City. Mr. Werner asked what the meeting format would be. Mr. Bowen indicated that it would be a short presentation followed by an explanation of what the proposals and options were and then the public would be asked, based on the information gained from the meeting, to choose the option they believed to be the most appropriate.

Council agreed that it would be good for each member to try to attend at least one of the meetings. It was noted that the survey would not be considered scientific, but would get a broad overview of the public's viewpoint both from the meetings and from the internet interactive sites where the public can also post their choices. Ms. McRoy felt the internet sites would offer an opportunity for the most public input.

Mr. Bowen commented that the budget briefings would be set up by Debbie for each of the Council Members. He thought the meetings would be set up by the end of this week. Mr. Bowen stated, in answer to a query by Mr. Svoboda, that the meetings would probably be held in the Mayor's Conference Room again since this was what works best for staff. Mr. Werner asked if they would

actually receive the budget at these briefings? Mr. Bowen answered that they would not get a hard copy of the budget, but they would see all of the numbers.

Mr. Cook commented that the Street Tree budget might be receiving a transfer of funds and that it was his understanding that they could just approve that transfer of funds now. At the end of the budget season we would have a transfer to the street tree line item from other funds; but this settles it now so the Street Fund gets that all up-to-date and takes back the I.O.U. Most of the other items in there are handled by some other funding source. He thought that Street Trees should be, as well - but what next year's budget holds, he did not know; so at this point, this is money from past budgets, and he was comfortable now that the money is being restored from another source.

V. MEETINGS/INVITATIONS - Noted Without Significant Comment.

VI. MISCELLANEOUS - None

VII. COUNCIL MEMBERS -

JON CAMP - No Further Comments

JONATHAN COOK - Mr. Cook thanked the Mayor's Office for the compilation of data on the "A" Street traffic issue.

GLENN FRIENDT - No Further Comments

ANNETTE MCROY - No Further Comments

PATTE NEWMAN - No Further Comments

KEN SVOBODA - No Further Comments

TERRY WERNER - Mr. Werner asked how the Council Members felt, regarding the Flood Plain issue, noting that he would appreciate holding the public testimony very strictly to the five minute time allotment, (including presentations by the developers and their attorneys who would be coming forward). Council agreed unanimously that this would be appropriate.

MARK BOWEN - No Further Comments

ANN HARRELL - No Further Comments

CORRIE KIELTY - No Further Comments

DANA ROPER - No Further Comments

VIII. MEETING ADJOURNED - Approximately 12:27 p.m.

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