

**DIRECTORS' MEETING  
MONDAY, AUGUST 15, 2005 - 11:00 A.M.  
CONFERENCE ROOM 113**

**I. MAYOR**

- \*1. NEWS RELEASE - RE: Mayor Reminds Citizens Of Upcoming Hearings - (See Release)
- \*2. NEWS RELEASE - RE: Number Of Traffic Crashes In City Dropped Last Year -(See Release)
- \*3. Washington Report - July 29, 2005.
- 4. NEWS RELEASE - RE: Business Directory Now Available On City Web Site -(See Release)

**II. DIRECTORS**

**HEALTH**

- 1. NEWS RELEASE - RE: Gilbert Savery Selected for National Health Award -(See Release)
- 2. Health Director's Office - Department Report - June & July, 2005 -(Copy of this Report on file in the City Council Office) (See Attached Report)
- 3. NEWS RELEASE - RE: CDC Confirms West Nile Virus Human Case In Lancaster County-(See Release)

**PLANNING**

- \*1. Letter from Brian Will to Terry Rothanzl, EDC - RE: Pine Lake Plaza 1<sup>st</sup> Addition - Final Plat #05041-generally located at Pine Lake Road and Highway 2 -(See Letter)
- 2. Memo & Material from Marvin Krout - RE: Additional information on theater applications: -(See Material)

## **PLANNING COMMISSION FINAL ACTION .....**

- \*1. Special Permit #277-I (Pine Lake CUP - sign in front yard setback - 6601 S. 84<sup>th</sup> Street) Resolution No. PC-00941.
- \*2. Special Permit #05035 (Expand nonconforming use - Arnold's Tavern, 6113 Havelock Avenue) Resolution No. PC-00942.
- \*3. Pre-Existing Special Permit #28A (Union College Campus - S. 52<sup>nd</sup> & Stockwell Streets) Resolution No. PC-00943.

## **PUBLIC WORKS & UTILITIES**

- \*1. Response E-Mail from Harry Kroos to Jonathan Cook - RE: Sidewalk repair-Antelope Park Neighborhood - (See E-Mail)
- \*2. Memo & Material from Kenneth D. Smith - RE: Parking Budget -Rate Adjustments -(See Material)
- \*3. Response E-Mail from Scott Opfer to John Higgins - RE: Safety Problem-(See E-Mail)
- \*4. Public Works & Utilities ADVISORY - RE: Upcoming Storm Sewer Project-Lexington To Colby-between 63<sup>rd</sup> & 64<sup>th</sup> Streets-Project #531007-Construction To Start Wednesday, August 10, 2005 - (See Advisory)
- 5. Memo & Material from Karl Fredrickson - RE: Additional information-Parking Budget and Rate Adjustments -(City Clerk Joan Ross handed out this Material to Council on 8/08/05)(See Material)
- 6. Letter from Allen Lee sent to Property Owner/Resident: (11 of them-See attached list) - RE: Change of Parking - Randolph Street between 25<sup>th</sup> & 26<sup>th</sup> Streets-Situs Address: 2619 Randolph Street -(See Material)

## **WOMEN'S COMMISSION**

- 1. NEWS RELEASE - RE: 3<sup>rd</sup> Annual Women & Money Conference -(See Release)

2. NEWS RELEASE - RE: Equality Day Events Reflect Nebraskan Women's Journey -Events recognizes 85<sup>th</sup> anniversary of the Woman's Suffrage Movement -(See Release)
3. NEWS RELEASE - RE: Ready To Run Workshop Preps Female Candidates-Nonpartisan Workshop Designed Especially for Women Wanting to Run for an Elected Office -(See Release)

### **III. CITY CLERK**

- \*1. Veto Message from Mayor Coleen Seng brought into Council Office by City Clerk Joan Ross - RE: Veto Message-Bill #05R-161-Granting the Appeal from Impact Fees at 2464 Woodcrest Avenue - (See Veto Message)

### **IV. COUNCIL**

#### **A. COUNCIL REQUESTS/CORRESPONDENCE**

##### **JON CAMP**

- \*1. E-Mail from Ruth Jones to Jon Camp - RE: Parking Rate Increase -(See E-Mail)
- \*2. E-Mail from Jon Camp to Karl Fredrickson, Public Works & Utilities Director - RE: Parking Meters-let's be "colorful" not sterile -(See E-Mail)
3. E-Mail from Kim Quade to Jon Camp - RE: Traffic in southeast Lincoln - (See E-Mail)

##### **JONATHAN COOK**

1. Request to Lynn Johnson, Parks & Recreation Director/Bruce Dart, Health Director - RE: Clean up after your dog signs - (RFI#125 - 7/28/05). — **1.) SEE RESPONSE FROM JIM WEVERKA, ANIMAL CONTROL CHIEF RECEIVED ON RFI#125 - 7/29/05. — 2.) SEE RESPONSE FROM JERRY SHORNEY, PARKS & RECREATION DEPARTMENT RECEIVED ON RFI#125 - 8/09/05.**

## COUNCIL - RFI'S

1. Request to Public Works & Utilities Department - RE: Salt Creek Floodplain segment of South Beltway - (RFI#1 - 6/28/05). — **[NOTE: 1.) Received response from Nicole Fleck-Tooze, Public Works & Utilities Department on Council RFI#1-7/18/05-listed & response attached on the Directors' Addendum for July 18<sup>th</sup>.]**

## ROBIN ESCHLIMAN

1. Request to Mark Bowen, Mayor's Office - RE: Weekly updates to the City Council on the status of ITI - (RFI#1 - 7/07/05). — **1.) SEE RESPONSE FROM MARK BOWEN, MAYOR'S OFFICE RECEIVED ON RFI#1 - 8/04/05.**
- \*2. E-Mail from Scott LeFevre, CEO, Developmental Services of Nebraska, Inc. to Robin Eschliman - RE: Joint Statement Of The Department Of Justice And The Department Of Housing And Urban Development-Group Homes, Local Land Use, and The Fair Housing Act - (See Material)

## ANNETTE McROY

1. Request to Karl Fredrickson, Public Works & Utilities Director/Lynn Johnson, Parks & Recreation Director - RE: A Divided City - (RFI#166 - 7/21/05)
2. Request to Public Works & Utilities-Water - RE: Concerned the water pressure provided to the Highlands neighborhood is less than adequate - (RFI#167 - 7/29/05)
3. Request to Public Works & Utilities-Sidewalks - RE: Construction of a sidewalk on City property along NW 1<sup>st</sup> Street-south of Fire Station 14 - (RFI#168 - 7/29/05)

## PATTE NEWMAN

1. Request to Karl Fredrickson, Public Works & Utilities Director/~~Police Chief Tom Casady~~ - RE: Please provide the crash data for the intersection of 44<sup>th</sup> & Cleveland - (RFI#36 - 7/25/05) — **1.) SEE RESPONSE FROM POLICE CHIEF TOM CASADY RECEIVED ON RFI#36 - 7/25/05.**
- \*2. Response E-Mail from Joel Pedersen, Assistant City Attorney to Patte Newman - RE: Graffiti removal ordinances -(See E-Mail)

## V. MISCELLANEOUS

- \*1. E-Mail from Keith & Ruth Pearson - RE: Lincoln Municipal Band -(See E-Mail)
- \*2. E-Mail from Nancy Sepahpur - RE: 05R-165 - Misc. 05012 - Application of Developmental Services of Nebraska, Inc., to allow a group home on property generally located at 4000 Lindsey Circle -(See E-Mail)
- \*3. Letter from Brian R. Watkins, Association President, University Place Business Association - RE: North East Police Sub-Station -(See Letter)
- \*4. Letter from Mr. & Mrs. C.M. Dale - RE: The Municipal Band concerts at Antelope Park -(See Letter)
- \*5. Letter from Steve Pella, Vice President Nebraska Operations, Aquila - RE: Rate increase - (See Letter)
- \*6. E-Mail with attached letter from Jerry Hoffman, Citizens for Quality Parks & Trails - RE: City Budget- Resolution on Adequate Funding for Quality Parks and Trails-Draft July 20, 2005 - (See E-Mail's)
- \*7. E-Mail from Bob Hampton - RE: Thank-you for passing the sewer and water rate increases -(See E-Mail)
- \*8. E-Mail from Stan Oswald - RE: Farmer's Market -(See E-Mail)
- \*9. E-Mail from Susan Thatcher - RE: Mickle Community Learning Center after school program 2005-2006 -(See E-Mail)

- \*10. E-Mail from MarySue & Bill Harris - RE: Lincoln Municipal Band -(See E-Mail)
- \*11. Information from Terry L. Bundy, LES - RE: Press Release issued by Fitch Ratings yesterday, 8/03/05-Rating Commentary from Fitch Ratings -(See Press Release)
- 12. Letter & Material from Jane Raybould, Director of Buildings and Equipment, B&R Stores, Inc. - RE: Proposed Wal-Mart Super Center North of 84<sup>th</sup> & Adams - (See Material)
- 13. Letter from Florine Joseph - RE: The City Budget - Reconsider your action of elimination of the position of Community Outreach Specialist -(Council & City Clerk received their copies of this letter on 8/08/05 before evening Council Meeting)(See Letter)
- 14. Letter from Robert F. Fabiano, General Manager, The Cornhusker A Marriott Hotel - RE: Parking services - (Council received this letter on 8/10/05 at Budget Meeting)(See Letter)
- 15. Letter, Petition & Pictures from Vic & Nancy Cottrell with 8 signatures from the residents of the neighborhood close to the Library Lounge located in the Clocktower Shopping Center near 70<sup>th</sup> & A Streets - RE: Wish to express their support of the unanimous decision made by the Planning Commission on July 25, 2005 - Denial of Special Permit # 05032 Appeal - (See Material)

## **VI. ADJOURNMENT**

**\*HELD OVER FROM AUGUST 8, 2005.**

**DIRECTORS' MEETING  
MINUTES  
MONDAY, AUGUST 15, 2005  
CONFERENCE ROOM 113**

**Council Members Present:** Ken Svoboda, Chair; Jonathan Cook, Annette McRoy, Jon Camp, Robin Eschliman, Dan Marvin.

**Council Member Absent:** Patte Newman, Vice-Chair

**Others Present:** Mayor Coleen Seng, Mark Bowen, Ann Harrell, Rick Hoppe, Darl Naumann, Mayor's Office; City Clerk, Joan Ross; Dana Roper, City Attorney; Directors and Department Heads; Tammy Grammer, City Council Staff and Deena Winter, Lincoln Journal Star Representative.

**I. MAYOR**

Mayor Coleen Seng reported to Council that they had good crowds at 'Ribfest' over the weekend.

This past week there was a Native American Journalist Conference in town and she was able to attend for a little bit. This is something that hasn't really happened in Lincoln before so it was kind of an important event and so she wanted Council to know about it.

Does anybody know if the South Salt Creek Neighborhood thing went on, they don't think it did.? Mayor Seng commented flyers were handed out for it. No one knew if it went on or not.

Mayor Coleen Seng called on Directors. Darl Naumann (Economic Development Coordinator) stated Item #61 is the Lincoln Redevelopment and Investment Corporation which is a none profit corporation. He thinks they've talked to about everybody except he hasn't had a chance to talk to Jon (Camp) or Ken (Svoboda) yet. One of the things this does, there's a New Market Tax Credit Committee Corporation to distribute funds, it gives them the authorization to apply for funds from the Department of Treasury. This is not a redevelopment agreement or anything like that this is just the authorization for them to be certified to apply and that's as much as they can do at this point. Mr. Svoboda asked Mr. Naumann if they will have some information coming up soon in their packet and have time to review it? Mayor Seng noted it is on 1<sup>st</sup> Reading today. Mr. Naumann stated they will get all the information to Council. *[#61, 05R-204, Authorizing the formation of the Lincoln Redevelopment and Investment*

*Corporation, a Nebraska Not-for-profit public benefit corporation and approving the related Articles of Incorporation and Bylaws for the same in connection with an application for certification as a Community Development Entity eligible for allocation of New Market Tax Credits and other community improvement purposes.]*

Bruce Dart (Health Director) stated in regards to Item #6 on their Agenda today, they sent out over 1,000 informational letters to indicate who would be effected by a proposed fee increases. They've worked with the Nebraska Restaurant Association, the Retail Grocers Association and the Water Well Drillers to come to an agreement to accept the fees that they are proposing. They've changed the marked fees based on input from these organizations, so they think that it will be a positive reaction to the public hearing today. But, he will be at the meeting to say that and Scott Holmes will be there to answer any specific questions that Council might have. *[#6, 05-117, Amending Chapter 8.06 Air Pollution, 8.20 Food Code, 8.24 Noise Control, 8.38 Public Swimming Pools, 8.40 Spa Facilities, 8.44 Water Wells, and 24.38 on-site Waste Water Treatment, to increase fees for various permits and to create fees for noise variances.]*

Nicole Fleck-Tooze (Public Works & Utilities Department) reminded Council that the public meeting on the Floodplain Map update for Beal Slough and Southeast Upper Salt Creek is tomorrow night. The meeting will be held at Southwest High School from 6:30 p.m. to 8:00 p.m. and the formal presentation begins at 7:00 p.m.

Karl Fredrickson (Public Works & Utilities Director) stated to Council that they had a public meeting last week which some of them probably attended regarding the Harris Overpass. He hasn't visited with staff on any of the comments coming back yet, but his understanding the meeting went well.

- \*1. NEWS RELEASE - RE: Mayor Reminds Citizens Of Upcoming Hearings. — NO COMMENTS
- \*2. NEWS RELEASE - RE: Number Of Traffic Crashes In City Dropped Last Year. — NO COMMENTS
- \*3. Washington Report - July 29, 2005. — NO COMMENTS
- 4. NEWS RELEASE - RE: Business Directory Now Available On City Web Site. — NO COMMENTS



## **II. DIRECTORS**

### **HEALTH**

1. NEWS RELEASE - RE: Gilbert Savery Selected for National Health Award. — NO COMMENTS
2. Health Director's Office - Department Report - June & July, 2005 -(Copy of this Report on file in the City Council Office) (See Attached Report). — NO COMMENTS
3. NEWS RELEASE - RE: CDC Confirms West Nile Virus Human Case In Lancaster County. — NO COMMENTS

### **PLANNING**

- \*1. Letter from Brian Will to Terry Rothanzl, EDC - RE: Pine Lake Plaza 1<sup>st</sup> Addition - Final Plat #05041-generally located at Pine Lake Road and Highway 2. — NO COMMENTS
2. Memo & Material from Marvin Krout - RE: Additional information on theater applications: -(See Material). — NO COMMENTS

### **PLANNING COMMISSION FINAL ACTION .....**

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- \*3. Pre-Existing Special Permit #28A (Union College Campus - S. 52<sup>nd</sup> & Stockwell Streets) Resolution No. PC-00943. — NO COMMENTS

### **PUBLIC WORKS & UTILITIES**

- \*1. Response E-Mail from Harry Kroos to Jonathan Cook - RE: Sidewalk repair-Antelope Park Neighborhood. — NO COMMENTS

- \*2. Memo & Material from Kenneth D. Smith - RE: Parking Budget -Rate Adjustments -(See Material). — NO COMMENTS
- \*3. Response E-Mail from Scott Opfer to John Higgins - RE: Safety Problem. — NO COMMENTS
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- 1. NEWS RELEASE - RE: 3<sup>rd</sup> Annual Women & Money Conference. — NO COMMENTS
- 2. NEWS RELEASE - RE: Equality Day Events Reflect Nebraskan Women's Journey -Events recognizes 85<sup>th</sup> anniversary of the Woman's Suffrage Movement. — NO COMMENTS
- 3. NEWS RELEASE - RE: Ready To Run Workshop Preps Female Candidates-Nonpartisan Workshop Designed Especially for Women Wanting to Run for an Elected Office. — NO COMMENTS

### **III. CITY CLERK**

City Clerk Joan Ross stated first on Council Agenda today they have the Mayor's Award of Excellence.

Under “Public Hearing-Liquor Resolutions”, Items 3 & 4 will be called together. *[Application of 513 Vegas Group LLC dba Opulence Ultra Club for a Class C liquor license at 1033 “O” Street, Suite 10.; and Manager application of Omar Saenz for 513 Vegas Group LLC dba Opulence Ultra Club at 1033 “O” Street, Suite 10.]*

Items 8, 9, 10, & 11 will be called together since it is one project. *[See Formal Council Agenda of August 15<sup>th</sup> for descriptions of these items.]*

Just a reminder for Item 14, she will ask for a motion to approve or deny. *[05R-163, Appeal of Cindy J. Swanson from the Planning Commission denial of Special Permit No. 05032 for authority to expand a non-conforming use to allow an outdoor beer garden at The Library Lounge at 6891 “A” Street, Suite 200.]*

Mr. Svoboda noted they have Amendments for Items 6, 21, 36, & 38. *[See Formal Council Agenda of August 15<sup>th</sup> for descriptions of these items.]*

Mr. Svoboda stated to John Becker (Police Department) that he assumes Russ (Fosler) will be at the meeting this afternoon and asked if Mr. Fosler is here today because he is going to have some questions regarding Items 3 & 4 about the applicant. There’s some what of a criminal record on it and Russ (Fosler) probably knows about it. John Becker stated that Russ Fosler will be at the meeting today. Mr. Svoboda commented it’s kind of a repeat pattern too of driving on suspended.

- \*1. Veto Message from Mayor Coleen Seng brought into Council Office by City Clerk Joan Ross - RE: Veto Message-Bill #05R-161-Granting the Appeal from Impact Fees at 2464 Woodcrest Avenue - (See Veto Message). — NO COMMENTS

#### **IV. COUNCIL**

##### **A. COUNCIL REQUESTS/CORRESPONDENCE**

##### **JON CAMP**

[Mr. Camp held up some flyers.] Mr. Camp stated to Mike Merwick that they have more of these flyers coming up all over and asked what is the penalty again for putting all this junk around. Mike Merwick replied probably a misdemeanor and asked Dana Roper if that was correct. Mr. Roper answered yes. Mr. Camp commented they are ruining Karl Fredrickson’s new poles is the problem.

- \*1. E-Mail from Ruth Jones to Jon Camp - RE: Parking Rate Increase. — NO COMMENTS
- \*2. E-Mail from Jon Camp to Karl Fredrickson, Public Works & Utilities Director - RE: Parking Meters-let's be "colorful" not sterile. — NO COMMENTS
- 3. E-Mail from Kim Quade to Jon Camp - RE: Traffic in southeast Lincoln. — NO COMMENTS

**JONATHAN COOK - NO COMMENTS**

- 1. Request to Lynn Johnson, Parks & Recreation Director/Bruce Dart, Health Director - RE: Clean up after your dog signs - (RFI#125 - 7/28/05). — **1.) SEE RESPONSE FROM JIM WEVERKA, ANIMAL CONTROL CHIEF RECEIVED ON RFI#125 - 7/29/05. — 2.) SEE RESPONSE FROM JERRY SHORNEY, PARKS & RECREATION DEPARTMENT RECEIVED ON RFI#125 - 8/09/05. — NO COMMENTS**

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**ROBIN ESCHLIMAN - NO COMMENTS**

- 1. Request to Mark Bowen, Mayor's Office - RE: Weekly updates to the City Council on the status of ITI - (RFI#1 - 7/07/05). — **1.) SEE RESPONSE FROM MARK BOWEN, MAYOR'S OFFICE RECEIVED ON RFI#1 - 8/04/05. — NO COMMENTS**
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## **ANNETTE McROY**

Ms. McRoy stated she would like to talk with Karl Fredrickson after the Directors' Meeting today.

1. Request to Karl Fredrickson, Public Works & Utilities Director/Lynn Johnson, Parks & Recreation Director - RE: A Divided City - (RFI#166 - 7/21/05). — NO COMMENTS
2. Request to Public Works & Utilities-Water - RE: Concerned the water pressure provided to the Highlands neighborhood is less than adequate - (RFI#167 - 7/29/05). — NO COMMENTS
3. Request to Public Works & Utilities-Sidewalks - RE: Construction of a sidewalk on City property along NW 1<sup>st</sup> Street-south of Fire Station 14 - (RFI#168 - 7/29/05). — NO COMMENTS

## **DAN MARVIN**

Mr. Marvin stated to Karl Fredrickson (Public Works & Utilities Director) there's a person who lives on an alley near 17<sup>th</sup> & "A" Street next to the "Kabredlo's", LES went through the alleyway and put in some powers which they tore up all the bricks that make the brick alleyway. There was discussion that those bricks will not be put back that they will just stay in a pile there and he doesn't know if that's true or not, but seems how LES did it to run lines, he's not sure that's your responsibility to pay for it. But, since it was a completely bricked alleyway and there wasn't anything wrong with it, he wants to make sure that it got put back. Karl Fredrickson stated he will have some folks take a look at it and get back to him.

## **PATTE NEWMAN - ABSENT**

1. Request to Karl Fredrickson, Public Works & Utilities Director/~~Police Chief Tom Casady~~ - RE: Please provide the crash data for the intersection of 44<sup>th</sup> & Cleveland - (RFI#36 - 7/25/05) — **1.) SEE RESPONSE FROM POLICE CHIEF TOM CASADY RECEIVED ON RFI#36 - 7/25/05. — PATTE NEWMAN ABSENT-NO COMMENTS**

- \*2. Response E-Mail from Joel Pedersen, Assistant City Attorney to Patte Newman - RE: Graffiti removal ordinances. — PATTE NEWMAN  
ABSENT-NO COMMENTS

**KEN SVOBODA - NO COMMENTS**

**V. MISCELLANEOUS**

- \*1. E-Mail from Keith & Ruth Pearson - RE: Lincoln Municipal Band. — NO COMMENTS
- \*2. E-Mail from Nancy Sepahpur - RE: 05R-165 - Misc. 05012 - Application of Developmental Services of Nebraska, Inc., to allow a group home on property generally located at 4000 Lindsey Circle. — NO COMMENTS
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## **AD D E N D U M - (August 15<sup>th</sup>)**

### **I. MAYOR**

- 1. NEWS ADVISORY - RE: Mayor Seng's Public Schedule Week of August 13 through 19, 2005 -Schedule subject to change -(See Advisory). — NO COMMENTS
- 2. NEWS RELEASE - RE: Open House Set For "O" Street Improvements. — NO COMMENTS

## **II. CITY CLERK**

1. Material from Sheryl Burbach sent to Council Office by City Clerk Joan Ross - RE: Handout from Budget public hearing of 8/08/05-Significant Facts Concerning "Lincoln's Green Infrastructure -(See Material). — NO COMMENTS

## **III. CORRESPONDENCE**

### **A. COUNCIL REQUESTS/CORRESPONDENCE**

#### **JON CAMP**

1. E-Mail from Norma E. Wittmaack to Jon Camp - RE: Madonna Rehab Hospital. — NO COMMENTS
2. E-Mail from Carroll & Berdine Sawin to Jon Camp - RE: Madonna Rehabilitation Hospital. — NO COMMENTS
3. E-Mail from Corey Cashmere to Jon Camp - RE: Painting of Parking Meters. — NO COMMENTS
4. E-Mail from Jerry & Connie Barnett to Jon Camp - RE: Opposition to Special Permit #05032. — NO COMMENTS

### **B. DIRECTORS AND DEPARTMENT HEADS - NONE**

### **C. MISCELLANEOUS**

1. E-Mail from Lt. Col. Joseph W. Johnson, Jr., USAF Retired - RE: Room for the University. — NO COMMENTS
2. NEWS RELEASE from Rodney Verhoeff - RE: Lower Platte River Corridor Alliance To Hold Quarterly Meeting. — NO COMMENTS

[End of Addendum]

## **VI. MEETING ADJOURNED - Approximately at 11:14 a.m.**

**\*HELD OVER FROM AUGUST 8, 2005.**

dm081505/tjg