

**DIRECTORS' MEETING
MONDAY, OCTOBER 3, 2005 - 11:00 A.M.
CONFERENCE ROOM 113**

I. MAYOR

- *1. NEWS RELEASE - RE: City Establishes "Point Of Contact" Network - (See Release)
- *2. NEWS ADVISORY - RE: Mayor Seng will discuss the Harris Overpass project at a news conference at 10:00 a.m. Thursday, September 22nd -(See Advisory)
- *3. NEWS RELEASE - RE: One-Year Construction Schedule Chosen For Harris Overpass Project -(See Release)
- *4. Letter from Mayor Coleen Seng to Curt Donaldson, Friends of the Pioneers Park Nature Center - RE: Writing to invite your participation in a citizen committee that I am appointing to consider funding strategies for parks and recreation facilities -(See Letter)
- 5. Washington Report - September 23, 2005.

II. DIRECTORS

FINANCE

- *1. Material from Don Herz - RE: August EMS Reports - (See Material)
- 2. Monthly City Cash Report & Pledged Collateral Statement for August 2005.

FINANCE/ACCOUNTING

- *1. Letter from Mark Leikam - RE: June 30, 2005 Quarterly Keno Audit -(See Letter)

FINANCE/BUDGET

1. Reports from Steve Hubka - RE: September Sales Tax Receipts - (See Reports)

HEALTH

1. NEWS RELEASE - RE: Clean Up Litter From Shorelines Of Local Lakes- Earn money for your group-Join volunteers worldwide as part of the International Coastal Cleanup -(See Release)

PLANNING

- *1. E-Mail Response from Jean Walker to Tamara Kuehn-Damme - RE: Wal-Mart Support (Annex. 05013 & CZ#05054, Prairie Village North Planned Unit Development) -(See E-Mail)
- *2. Memo from Marvin Krout to County Board - RE: City Council Comprehensive Plan Amendments -(See Memo)
- *3. Letter from Brian Will to Mike Johnson, Olsson Associates - RE: Village Gardens Addition - FPPL#05074-Generally located at Pine Lake Road and South 61st Street -(See Letter)
4. Memo from Brian Will - RE: Revised Recommendations for the Appian Way Theater Requests: - 1.) Change of Zone #05036-From AG to B-5; - 2.) Special Permit #05023-To allow an 18 screen theater; - 3.) Use Permit #140B-Amend Appian Way Use Permit to include SP#05023 -(See Memo)

PLANNING COMMISSION FINAL ACTION

- *1. Special Permit #05044 (On-sale - South 27th Street and Jamie Lane) Resolution # PC-00951.
- *2. Special Permit #05036 (Off-sale - Tobacco Shack, N. 63rd Street and Havelock Avenue) Resolution # PC-00950.
- *3. Preliminary Plat #04017-Twin Pines Addition (SW 33rd Street and West Denton Road) Resolution # PC-00952.

PUBLIC WORKS & UTILITIES

1. Public Works & Utilities ADVISORY - RE: Pre-Construction Open House-Sherwood & Somerset to 54th & Cleveland-Storm Drainage Project 701682-Tuesday, October 4, 2005; 6:00-7:00 p.m. -Huntington Elementary School Cafeteria, 2900 North 46th Street -(See Advisory & Map)
2. Public Works & Utilities ADVISORY - RE: Harris Overpass Project-Project #701781 -(See Advisory)

URBAN DEVELOPMENT

1. Interoffice Memo from Clinton W. Thomas, Real Estate Division - RE: Street & Alley Vacation #05005-Maple Street, west of SW 27th Street -(See Memo)

III. CITY CLERK

IV. COUNCIL

A. COUNCIL REQUESTS/CORRESPONDENCE

JON CAMP

- *1. E-Mail from Ross & Liz Wunderlich sent to Jon Camp - RE: Pioneers Blvd. Medians -(See E-Mail)
- *2. E-Mail Response from Jon Camp to Ross & Liz Wunderlich - RE: Pioneers Blvd. Medians -(See E-Mail)
- *3. E-Mail from Dave Anderson sent to Jon Camp - RE: Theaters -(See E-Mail)
4. E-Mail from John Wieneke sent to Jon Camp - RE: Starlings on Bison Drive -(See E-Mail)

JONATHAN COOK

1. Request to ~~Public Works & Utilities Department~~ - RE: The speed limit on West "A" Street -(RFI#127 - 8/30/05). — **1.) SEE RESPONSE FROM SCOTT OPFER, PUBLIC WORKS & UTILITIES DEPARTMENT RECEIVED ON RFI#127 - 9/21/05.**

PATTE NEWMAN

- *1. E-Mail from Michael Goodrich sent to Patte Newman - RE: City Planning - (See E-Mail)

V. MISCELLANEOUS

- *1. E-Mail from Patrick Henry - RE: Movie Theaters -(See E-Mail)
- *2. E-Mail from Lt. Col. Joseph W. Johnson, Jr., USAF Retired - RE: Theaters -(See E-Mail)
- *3. E-Mail from Jeffrey Fields - RE: Theater Policy -(See E-Mail)
- *4. E-Mail from Roger Yant - RE: Theaters -(See E-Mail)
- *5. E-Mail from David Oenbring - RE: Theater -(See E-Mail)
- *6. E-Mail from Thomas Stoddard - RE: Against Northeast Wal-Mart -(See E-Mail)
- *7. E-Mail from Edwin K. Aasen III - RE: Pioneers Blvd. -(See E-Mail)
- *8. E-Mail from Teresa Predmore - RE: Yes to a new Wal-Mart -(See E-Mail)
9. E-Mail from K.M. - RE: School safety for our children -(See E-Mail)
10. Letter, Map & Post Cards (366) from Mark A. Hunzeker, Pierson/Fitchett Law Firm - RE: Theaters - (Council received copies of this Material on 9/26/05 before evening Council Meeting and Post Cards given to Ken Svoboda, Chair) (See Attached Letter & Map)

11. E-Mail from Deanna Faust - RE: When will a decision be made on the Wal-Mart store for the 84th & Adams location? -(See E-Mail)
12. E-Mail from Laurie Montag - RE: Theater Policy -(See E-Mail)
13. E-Mail from Jody Soester - RE: Starship 9-Don't take it away! -(See E-Mail)
14. Letter from Sam Nelson, Chairman of the Auditorium Advisory Board of Pershing Center - RE: Letter represents the concerns & recommendations of the Auditorium Advisory Committee for Pershing Center and the Pershing Center Staff -(See Letter)
15. Letter & Material from Thomas Kiefer - RE: Opposition - using Omaha as a model for Lincoln's development and growth -(See Material)
16. Letter from Dennis P. Crawford, Crawford Law Offices, P.C., L.L.O. - RE: Notice of Claim Pursuant To Political Subdivisions Tort Claims Act - RE: Zane Schulte who was injured in a motor vehicle accident on 9/18/05 at the intersection of 27th & Old Cheney Streets-(See Letter)

VI. ADJOURNMENT

***HELD OVER FROM SEPTEMBER 26, 2005.**

da100305/tjg

**DIRECTORS' MEETING
MINUTES
MONDAY, OCTOBER 3, 2005
CONFERENCE ROOM 113**

Council Members Present: Ken Svoboda, Chair; Patte Newman, Vice-Chair; Jonathan Cook, Jon Camp, Robin Eschliman, Dan Marvin, Annette McRoy

Others Present: Mayor Coleen Seng, Mark Bowen, Ann Harrell, Lin Quenzer, 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 stated June Pederson (Aging Director) took a great deal of criticism last spring as she was working on her budget and it came within her department in regard to discontinuing the use of the Life Lines Aging piece that came out in the mail. [Mayor Seng held up the new publication.] Mayor Seng noted this is what replaced it and will be coming out quarterly, it's absolutely a beautiful publication.

June Pederson (Aging Director) reported they eliminated some staff and did this with remaining staff, it just about broke even this time with advertising and it came out on Friday. They received a lot of calls most of them just raving, a few saying addresses are wrong. This morning they had four calls from companies or businesses that want to advertise in the new magazine. They printed 26,000 copies for all eight counties they serve which is a few less than they had printed for the Life Lines magazine.

- *1. NEWS RELEASE - RE: City Establishes "Point Of Contact" Network. — NO COMMENTS
- *2. NEWS ADVISORY - RE: Mayor Seng will discuss the Harris Overpass project at a news conference at 10:00 a.m. Thursday, September 22nd. — NO COMMENTS
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PLANNING

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- *2. Memo from Marvin Krout to County Board - RE: City Council Comprehensive Plan Amendments. — NO COMMENTS
- *3. Letter from Brian Will to Mike Johnson, Olsson Associates - RE: Village Gardens Addition - FPPL#05074-Generally located at Pine Lake Road and South 61st Street. — NO COMMENTS
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- 2. Public Works & Utilities ADVISORY - RE: Harris Overpass Project-Project #701781-(See Advisory). — NO COMMENTS

URBAN DEVELOPMENT

- 1. Interoffice Memo from Clinton W. Thomas, Real Estate Division - RE: Street & Alley Vacation #05005-Maple Street, west of SW 27th Street. — NO COMMENTS

III. CITY CLERK

City Clerk Joan Ross stated she does not have anything for Council from today's Agenda.

Lynn Johnson (Parks & Recreation Director) stated there is a Resolution before them today for Item 13 that will authorize the grant applications to the Game & Parks Commission for \$20,000 of grant funding to assist with replacement of the playground in Pioneers Park. As they prepared the grant they felt like they probably could be requesting \$25,000 of grant funding. So, they are going to have a Motion-To-Amend or Substitute Resolution that would change that amount from \$20,000 to \$25,000 and then the City's commitment is \$80,000 instead of \$85,000. *[#13, 05R-236, Approving the submittal of a grant application to the Nebraska Game & Parks Commission for \$20,000 from the Land & Water Conservation Fund to assist with replacement of the playground in Pioneers Park.]*

Mr. Cook stated he was wondering why Item 11 is taking so long, it sat on Pending for a long time. Ray Hill answered the developer sat on it, in fact, they had to notify them that they had not done the work. Marvin Krout stated it was just sitting on a list that Council and Planning Commission does not see because it is in between Planning Commission and City Council list. They were trying to clean up their old Pending list, so they sent letters out to over a dozen of these that have been sitting for a year or more. They may see some from time to time or they may bring something to them where they will ask Council to deny it.

Mr. Marvin asked Mr. Krout if there is something they can do to close out cases that sit around for years? Mr. Krout replied they have talked to Rick Peo about coming to Council at some point with the ability to administratively close a case after a certain amount of time and notice period, but they can't do that now. *[#11, 05R-234, Special Permit 1786A - Application of Quin-C Inc. to amend the Black Forest Estates Community Unit Plan to permit 88 dwelling units, including an adjustment to a 5' front yard setback, except along Old Cheney Road, with a minimum 22' setback for garages, an adjustment to a 5' rear yard on Lot 7, Block 7, and to waive the sidewalks on the west side of Black Forest Dr. & both sides of Black Forest Ct., on property generally located at 62nd St. & Old Cheney Road.]*

Mr. Cook stated regarding Item 2, he is concerned about the process because his understanding from the memo that was sent regarding this surplus the Planning Commission heard it but they didn't. It just came to City Council with the Planning Director's recommendation and they had set in place a policy couple years ago that surplus was to go through Planning Commission, regardless, of how big or how small or whether the Planning Director thought it was a big deal or not. Marvin Krout apologized, he did not know about that policy. He thinks his staff thought this was sort of a gray area where in some cases the Planning Commission had taken this action and the Planning Department has in other cases. Mr. Krout commented if you look at the City Charter, it says the Planning Department will review these items and other items to determine whether it is in compliance with the Comprehensive Plan and then the Planning Department is defined as being Planning Commission and Planning Department. In this particular case a building permit had been issued for this property and they have a project that is delayed because suddenly someone discovered that this was in the right-of-way and they needed to clear that up. So, he took it on himself to say they generally want to bring items to Planning Commission that are significant but in this particular case, he was trying to save this property owner some time and get his building permit going but he didn't know about the policy. Mr. Cook commented to Mr. Krout what do you suggest they do in this circumstance. Mr. Krout replied he would suggest approve it. Mr. Cook commented okay, they will talk about it. [*#2, 05-140, Declaring the north seven feet of Lot 1, Block 3, Engleside Add., as surplus property, generally located at 22nd & Holdrege Streets.*]

Mr. Cook asked when is the 84th & Adams issue coming up for public hearing? Marvin Krout replied tentatively October 31st they have until next Thursday to make a decision. Mr. Cook noted they changed the evening Council Meeting to October 24th. Mr. Cook asked Mr. Krout if they could send them a memo after it is finalized? Mr. Krout replied he will send Council a early notice as soon as they know.

IV. COUNCIL

A. COUNCIL REQUESTS/CORRESPONDENCE

JON CAMP -

Mr. Camp commented to Karl Fredrickson (Public Works & Utilities Director) that he doesn't know if he saw the e-mail that he sent back to Ken Smith. Mr. Camp asked Mr. Fredrickson what is the status on the downtown parking rates? Mr. Fredrickson stated they sent out a letter that new parking rates will go into effect November 1st at the public garages. He thinks they made one modification from what was presented in

August. They're covering costs and trying to run it like a business and they continue to work with other businesses either already existing or businesses coming to town to see what kind of arrangements they can make. Mr. Camp commented it is a real concern by DLA and other businesses and he really wished they would of held off on it.

- *1. E-Mail from Ross & Liz Wunderlich sent to Jon Camp - RE: Pioneers Blvd. Medians. — NO COMMENTS
- *2. E-Mail Response from Jon Camp to Ross & Liz Wunderlich - RE: Pioneers Blvd. Medians. — NO COMMENTS
- *3. E-Mail from Dave Anderson sent to Jon Camp - RE: Theaters. — NO COMMENTS
- 4. E-Mail from John Wieneke sent to Jon Camp - RE: Starlings on Bison Drive. — NO COMMENTS

JONATHAN COOK -

Mr. Cook commented on the 56th Street project, he thinks Robin (Eschliman) sent an e-mail regarding the medians. Mr. Cook asked if there is savings for putting medians in verses having the concrete center turn lane and if there's any numbers that they could have on the project now that would be helpful?

[Karl Fredrickson handed out information to Council regarding full access median at Madalyn.] Mr. Fredrickson stated this is in response to Jonathan's (Cook) question on what the savings would be not to construct the center turn lane. Noting, the cost to construct the center turn lane would be an additional \$64,000. [Copy of the handout is on file in the City Council Office.]

- 1. Request to ~~Public Works & Utilities Department~~ - RE: The speed limit on West "A" Street -(RFI#127 - 8/30/05). — **1.) SEE RESPONSE FROM SCOTT OPFER, PUBLIC WORKS & UTILITIES DEPARTMENT RECEIVED ON RFI#127 - 9/21/05.** — NO COMMENTS

ROBIN ESCHLIMAN -

Ms. Eschliman stated she has an article for Marvin Krout (Planning Director) in case he did not see it over the weekend the Omaha newspaper data base to speed permit paperwork.

She tried to go to church yesterday on S. 84th Street and got tangled in some cones on Old Cheney Road and she moved a cone so she could get to church and apologized. The frustration with 84th Street did reach epic proportions as 500 of her church fellow attenders wove their way through residential streets so they're just hoping this thing is coming along quickly.

Karl Fredrickson (Public Works & Utilities Director) reported on the current status of 84th Street. They had some repair work towards the old water main in front of Indian Hills Church which will occur concurrently with the closure further south so when it does open all of it will be open. The 84th Street project is getting closer, if weather holds out they are tentatively looking towards the end of the month with potentially getting 84th north-south opened. The west lane of Old Cheney Road still needs to be constructed, but the east lane would also open. Noting, the actually contract date was September 26th so were not that far off.

KEN SVOBODA -

Mr. Svoboda stated he would like to see Marvin Krout (Planning Director) and Chuck Zimmerman (Building & Safety) after the Directors' Meeting today.

PATTE NEWMAN - NO COMMENTS

- *1. E-Mail from Michael Goodrich sent to Patte Newman - RE: City Planning.
— NO COMMENTS

DAN MARVIN -

Mr. Marvin mentioned to Karl (Fredrickson) and his colleagues that on 9th & 10th & Van Dorn, if you do have three semi trailer truck it will block traffic on Van Dorn. Mr. Marvin commented he has seen it on multiple occasions every since they passed it, but ultimately he is convinced that they did the right thing.

ANNETTE McROY - NO COMMENTS

V. MISCELLANEOUS

- *1. E-Mail from Patrick Henry - RE: Movie Theaters. — NO COMMENTS
- *2. E-Mail from Lt. Col. Joseph W. Johnson, Jr., USAF Retired - RE: Theaters. — NO COMMENTS
- *3. E-Mail from Jeffrey Fields - RE: Theater Policy. — NO COMMENTS
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ADDENDUM - (For October 3rd)

I. MAYOR

1. NEWS ADVISORY - RE: Mayor Seng's Public Schedule Week of October 1 through 7, 2005-Schedule subject to change. — NO COMMENTS

II. CITY CLERK - NONE

III. CORRESPONDENCE

A. COUNCIL REQUESTS/CORRESPONDENCE

JON CAMP

1. E-Mail from Polly McMullen sent to Jon Camp with response from Jon Camp to Ken Smith, PW - RE: Monthly Parking Rates Notification-Effective 11/01/05. — [Mr. Camp mentioned this e-mail earlier during his comments. (See that discussion)]

B. DIRECTORS AND DEPARTMENT HEADS

HEALTH

1. NEWS RELEASE - RE: International Walk To School Day. — NO COMMENTS

PUBLIC WORKS & UTILITIES

1. Memo from Roger Figard to Jonathan Cook - RE: Bryan LGH, West and East Area Improvements. — NO COMMENTS

C. MISCELLANEOUS

1. Material from Janet Coleman, President, Community Health Endowment - RE: Revision to the CHE Bylaws -(Council received copies of this Material on 9/30/05 in their file folders) — NO COMMENTS
2. Faxed Letter from Mayor Mike Fahey - RE: Lincoln Journal Article of September 29, 2005-In the article Councilman Welch was quoted discussing the Omaha Police and Fire Pension Fund. — NO COMMENTS
3. E-Mail from Lt. Col. Joseph W. Johnson Jr., USAF Retired - RE: Mega Plex. — NO COMMENTS

VI. MEETING ADJOURNED - Approximately at 11:37 a.m.

***HELD OVER FROM SEPTEMBER 26, 2005.**