

**DIRECTORS' MEETING
MONDAY, APRIL 10, 2006**

REVISED

I. MAYOR

1. Mayor's Town Hall Set for April 11, 2006. (See Email)
2. NEWS RELEASE RE: Mayor's Arts Awards Winners Announced. (See Release)
3. Washington Report, March 31, 2006. (See Report)

II. DIRECTORS

HEALTH DEPARTMENT

1. NEWS RELEASE - Recycle "Pet" #1 Plastic Containers and Help "Return The Warmth". (See Release)
- *2. ***REVISED*** NEWS RELEASE - **CORRECTED RELEASE** - RE: 19th Annual Lincoln & Lancaster County Environmental Awards. (See CORRECTED Release)

PLANNING

1. Joslyn Castle Institute for Sustainable Communities: Invitation to Meeting on April 20, 2006. (Attachment)
2. International Council of Shopping Centers Definitions. (Attachment)

PLANNING COMMISSION FINAL ACTION

1. Special Permit No. 06011 - Denied. (Parking lot in residential district - 26th and W. Streets). (See Attachment)
2. Special Permit No. 06015 (Calvary Evangelical Lutheran Church - 2774 Franklin Street). Resolution No. PC-00987. (See Attachment)
3. Special permit No. 06014, Southlake Community Unit Plan (S.91st Street and Andermatt Drive). Resolution No. PC-00987. (See Attachment)

PUBLIC WORKS

1. ADVISORY. Pine Lake Road Widening - Project #700014; 40th-61st Streets and 56th Street; Shadow Pines -Thompson Creek. (See Advisory)
2. Response to Nancy Coffman from Randy Hoskins, Traffic Engineer RE: "O" Street pedestrian safety. (See Letter)

WOMEN' COMMISSION

1. NEWS RELEASE RE: Networking Event Hosts Senator Dianna Schimek (See Release)
2. Women's Commission Director's Report. (See Attachment)

III. CITY CLERK

IV. COUNCIL REQUESTS/CORRESPONDENCE

JON CAMP

1. Request to Doug Ahlberg to respond to email from Cary D. Agostino regarding air raid siren at Randolph Elementary School sound level. (Council received email)
2. Response to Cary D'Agostino from Doug Ahlberg RE: Randolph School warning siren sound level. (See Letter)
3. Email to Vice Mejer RE: Northeast Police Facility RFP. (See Email)

DAN MARVIN

1. Request to Marvin Krout, Planning Director/Michaela Hansen, Public Works & Utilities Dept./ OR Steve Henrichsen, Planning Dept. - RE: Requesting information on Annexation Agreements (RFI#2 - 04/06/06)

PATTE NEWMAN

1. Email sent from Charles Stalder regarding "Concealed Weapons". (See Email)

V. MISCELLANEOUS

1. Email from Alisha Engle RE: Opposed to Super Target store being located in the neighborhood. (See Email)
2. Email from Cary D'Agostino RE: Public safety siren volume. (See Email)
3. Letter from Nancy Russell RE: Promoting decency in Lincoln. (See Letter)
4. Letter from Bob Boyce RE: Participation in bike ride. (See Letter)
5. Email from Meylonie Schatz RE: Thank you for dealing with Fat Nappy's. (See Email)
6. Email from Victor E. Covalt III RE: Respect bar in the city.
7. Email from Stanley Oswald RE: Opposed to legislation passed on carrying guns. (See Email)
8. Email from Dave Brady RE: Proposed bike lanes for downtown. (See Email)
9. Letter from Ballew, Schneider, Covalt, Gaines & Engdahl RE: Investigator Russ Fosler and the Lincoln Police Department. (See Letter)
10. Letter from Ferne E. Williams RE: Opposed to Recent Approval of New Fees for Lincoln Electric System. (See Letter)
11. Email from Heidi Daringer and Landon Osborne RE: Property located at 1840 E Street/City Violation. (See Email)

VI. ADJOURNMENT

**DIRECTORS' MEETING
MINUTES
MONDAY, APRIL 10, 2006
COUNTY/CITY BUILDING
CONFERENCE ROOM 113**

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

Council Member Absent: Jon Camp

Others Present: Mayor Coleen Seng, Mark Bowen, Ann Harrell, Darl Naumann, Mayor's Office; City Clerk Joan Ross; Dana Roper, City Attorney; Directors and Department Heads; Tammy Grammer, City Council Staff; and Coby Mach, LIBA.

I. MAYOR -

Mayor Coleen Seng reminded Council the Town Hall Meeting is tomorrow night at the Cornhusker Marriott Hotel, reception beginning at 5:30 p.m. and 6:00 p.m. to 7:00 p.m. the televised portion of the meeting.

The march that was going on this morning was huge, there were several thousand people. She knows they had a parade permit.

A follow up on the Pre-Council this morning regarding the EMS Review Committee, she heard at the end one of them thanking the people who took part in it. They really put a lot of time in it and our City staff put time in it as well as some of the other folks that were volunteering. So, she hopes that we can see some savings in all of it, she's concerned it will be costing money.

Regarding impact fees, last Friday morning the State Supreme Court put out an opinion and they affirmed the legality of impact fees. This decision resolves a contentious issue and it affirms impact fees as a method to pay for some of the infrastructure that is needed to serve new construction. In the ruling the State Supreme Court reaffirmed the District Court decision that the City of Lincoln has the authority under its Home Rule Charter to enact the impact fee ordinance. The Court decision does not solve all our shortage of funds to keep up with the demand for streets, sewer and water lines. Impact fees do not cover the full cost of new infrastructure, impact fees generate only about one-half of the actual cost of building new infrastructure. Regarding the law suit and the chance of the City might have to refund impact fees if the Home Builders had won the law suit, developers had to agree to make them an equivalent contribution and submit bonds

to cover them. At this point, there are 20 bonds amounting to \$4.2 million. The Home Builders have 10 days to request a rehearing, they have indicated that they do not intend to seek the rehearing. As soon as the deadline passes, the City Law Department will begin the processing of releasing the bonds and then this will free up substantial revenue for developers and homebuilders and help them reduce their costs and also reduce (inaudible) step for the City. Impact fees have generated more than \$12 million toward infrastructure needs and that's far short of the total need that we have for infrastructure. That's why we have been working really hard to obtain additional revenue and we all know that infrastructure creates jobs and jobs drives the community. Last week you heard three different City departments describe how we are trying to revise a policy to make the use of the impact fees more market-oriented. She has called the Home Builders Association in an effort for us to move forward. If the home builders and developers have suggestions on other ways to improve the impact fee process, she wants them to come forward and we will discuss it with them. As you all know I have supported impact fees from the very beginning because the City needs the revenue, I'm not going to agree to reduce or (inaudible) impact fees at anytime and she's very strong on this.

Mayor Seng called on Directors. Karl Fredrickson (Public Works & Utilities Director) handed out copies of an article that was in the newspaper. Mr. Fredrickson stated Margaret Remmenga our Business Manager went to a concert and evidently heard their discussion on our Recycling Program.

Don Herz (Finance Director) stated he wanted to correct one thing that he had said at last week's Pre-Council regarding the bonds. He thinks that our (inaudible) we can if fact use bond proceeds to reimburse outstanding obligations which he had indicated that was not the case.

Mr. Cook commented about items on their Agenda today in regard to impact fees and how we will be handling the Annexation Agreements. As he understands it we still need an annexation agreement for the Volkswagen Dealership but it no longer matters what language we choose given the Supreme Courts ruling. Marvin Krout (Planning Director) stated correct. Marvin Krout stated he talked to Rick (Peo) once, he knows that Rick has received an amended version from the attorney representing both of those applicants and reviewing it. Dana Roper commented Rick (Peo) is redrafting the agreement.

1. Mayor's Town Hall Set for April 11, 2006. — [Mayor Seng reminded Council of this meeting earlier.] (See that discussion)

2. NEWS RELEASE RE: Mayor's Arts Awards Winners Announced. — NO COMMENTS
3. Washington Report, March 31, 2006. — NO COMMENTS

II. DIRECTORS

HEALTH DEPARTMENT

1. NEWS RELEASE - RE: Recycle "Pet" #1 Plastic Containers and Help "Return The Warmth". — NO COMMENTS
- *2. ***REVISED*** NEWS RELEASE - **CORRECTED RELEASE** - RE: 19th Annual Lincoln & Lancaster County Environmental Awards. — NO COMMENTS

PLANNING

1. E-Mail from Katie Torpy, Joslyn Castle Institute for Sustainable Communities: - RE: Invitation to Meeting on April 20, 2006. — NO COMMENTS
2. Memo & Material from Stephen Henrichsen - RE: International Council of Shopping Centers Definitions. — NO COMMENTS

PLANNING COMMISSION FINAL ACTION

1. Special Permit #06011 - Denied. (Parking lot in residential district - 26th & W Streets). — NO COMMENTS
2. Special Permit #06015 (Calvary Evangelical Lutheran Church - 2774 Franklin Street) Resolution No. PC-00986. — NO COMMENTS
3. Special permit #06014, Southlake Community Unit Plan (S.91st Street & Andermatt Drive) Resolution No. PC-00987. — NO COMMENTS

PUBLIC WORKS & UTILITIES

1. ADVISORY- RE: Pine Lake Road Widening - Project #700014; 40th-61st Streets and 56th Street; Shadow Pines -Thompson Creek. — NO COMMENTS

2. Response from Randy Hoskins to Nancy Coffman - RE: "O" Street pedestrian safety. — NO COMMENTS

WOMEN'S COMMISSION

1. NEWS RELEASE - RE: Networking Event Hosts Senator Dianna Schimek- WomenLINK promotes women's networking activities. — NO COMMENTS
2. Director's Report from Bonnie Coffey. — NO COMMENTS

III. CITY CLERK -

City Clerk Joan Ross stated on their Agenda today, Items 1 & 2 will be called together. [*#1, Application of RPM Brothers Inc. dba Overland Station for a Class C liquor license at 2805 NW. 48th Street.; and #2, Manager application of Paul Meyer for RPM Brothers Inc. dba Overland Station at 2805 NW. 48th Street.*]

Items 5, 6, 7, & 8 will be called together. [*See Formal Council Agenda of April 10th for descriptions of these items.*]

Items 9, 10, 11, & 12 will be called together. [*See Formal Council Agenda of April 10th for descriptions of these items.*]

What about Items 13 & 14 on the public markets? Mr. Svoboda stated they are two separate public markets, call them separate. Noting, he has an amendment #1 for Item 13. He was asked to do this by the Haymarket Development President and he's on their board, the vendors have asked the Haymarket Development to extend it to the first week of November as well but the contract reads to the 28th. They have not acted on it, not until the 17th and so he asked for the amendment just to be drawn so that we can give them the ability to extend it to November 4th. Mr. Svoboda noted he will give City Clerk Joan Ross a copy of it as well. Mr. Svoboda mentioned that they will just have to notify the City that they're extending it to the 4th. [*#13, 06-54, Approving a contract between the City and Lincoln Haymarket Development Corp. to operate and regulate a Saturday public market in the Haymarket area, 7th Street from P to Q Streets and P Street from 7th to 8th Streets.; and #14, 06-55, Approving a contract between the City and Downtown Lincoln Association to operate and regulate a mid-week public market in the area located at 12th Street from Q to R Street and R Street from 12th to 13th Streets from June 6, 2006 through June 27, 2006.*]

Items 15 & 16 will be called together. [*#15, 06-56, Change of Zone 06011-Application of Elizabeth South Partners for a change of zone from R-1 Residential District to B-2 Planned Neighborhood Business District, on property generally located at South 70th Street and Pioneers Boulevard.; and #16, 06R-67, Use Permit 84B-Application of Elizabeth South Partners to reconfigure parking areas, add parking spaces and reduce the front yard setback along Pioneers Boulevard, in property generally located at South 70th Street and Pioneers Boulevard.*]

They have already talked about the Schworer annexation agreement, not signed yet, but she thinks that is being redone.

IV. COUNCIL REQUESTS/CORRESPONDENCE -

JON CAMP - NO COMMENTS

1. Request to Doug Ahlberg to respond to email from Cary D. Agostino - RE: The new air raid siren at Randolph Elementary School sound level. — NO COMMENTS
2. Response to Cary D'Agostino from Doug Ahlberg, Lincoln/Lancaster County Emergency Management - RE: Randolph School warning siren sound level. — NO COMMENTS
3. Email to Vice Mejer, Purchasing - RE: Northeast Police Facility RFP. — NO COMMENTS

JONATHAN COOK -

Mr. Cook asked Lynn Johnson (Parks & Recreation Director) how is it going with the project in Antelope Park given all the rain and so on? Nicole Fleck-Tooze (Public Works & Utilities Department) responded she thinks we are still pretty much on schedule, but she can double check and get back with him. Lynn Johnson noted it's a Watershed Management project that we are cooperating with so.

ROBIN ESCHLIMAN -

Ms. Eschliman stated she has a question on the Haymarket Jazz in June contracts, it talks about how if they want to increase the maximum allowable percentage of stalls to be utilized for the sale of prepared food items or craft items from 50% to 55% that they have to have the Mayor sign off on it. Ms. Eschliman commented that just seems like such a minor thing is there some reason why the Mayor has to sign off on the proportion of crafts vs. food and is that something we can change and delegate back to the Haymarket. Dana Roper (City Attorney) replied not delegate it to the Haymarket, it is negotiated by the Urban Development Department and they will be able to explain it. Mark Bowen commented if he can interrupt for a second, you sent that e-mail. Ms. Eschliman replied yes. Mr. Bowen stated the City owns the market so that's the reason it has to come back to the Mayor for the final sign off. We could delegate it down some how, we could probably do it internally some how, but it does not happen all that often so that is why it has not been addressed before. Mr. Roper stated he thinks there has been on going concern that it does not turn into a crafts fair and so they have been very sensitive about the break down of food and other items.

She just wanted to pass on a thank-you to Karl (Fredrickson) from Dick Campbell. He was making a presentation about 56th & Pine Lake the other day and he went out of his way to mention that he had a problem. She thinks it was along the 56th Street side with entrances and he said I'm so glad Karl worked through that issue.

She thanked the Mayor for making that call to the Home Builders.

DAN MARVIN -

Mr. Marvin commented to Karl Fredrickson the cash reserve balance showed that there was like \$8 million plus in impact fees that had been reserved. Mr. Fredrickson commented he wouldn't say that they have been reserved, I think we have spent \$4.5 million to date. Actually cash out and the remaining at least in the streets, water and sewer are either appropriated through the Capital Improvement Program to be (inaudible). Lynn Johnson mentioned in the Parks budget we have not expended any of the funds, we have identified funds for next year's CIP. to begin expending.

Mr. Marvin commented we just had the ambulance service talk to us about how they are going to get an automatic vehicle locator to put inside the ambulances. He knows there was also some talk with the extra snow removal money that Public Works might consider doing that in the snow trucks. He thinks the priority should be to put it in the ambulances before the snow removal trucks.

1. Request to Marvin Krout, Planning Director/Michaela Hansen, Public Works & Utilities Dept./ OR Steve Henrichsen, Planning Dept. - RE: Requesting information on Annexation Agreements (RFI#2 - 04/06/06). — NO COMMENTS

ANNETTE McROY - NO COMMENTS

PATTE NEWMAN - NO COMMENTS

1. E-Mail from Charles Stalder - RE: Concealed Weapons. — NO COMMENTS

KEN SVOBODA -

Mr. Svoboda asked Police Chief Casady if he could attend the “Noon” Meeting to talk about the letter they received.? Police Chief Casady replied yes.

V. MISCELLANEOUS -

1. E-Mail from Alisha Engle - RE: Opposed to Super Target store being located in the neighborhood. — NO COMMENTS
2. E-Mail from Cary D’Agostino - RE: Public safety siren volume. — NO COMMENTS
3. Letter from Nancy Russell - RE: Promoting decency in Lincoln.— NO COMMENTS
4. Letter from Bob Boyce - RE: Participation in bike ride. — NO COMMENTS
5. E-Mail from Bob & Meylonie Schatz - RE: Thank you for dealing with Fat Nappy’s. — NO COMMENTS ‘
6. E-Mail from Victor E. Covalt III - RE: Respect bar in the city. — NO COMMENTS
7. E-Mail from Stanley Oswald - RE: Opposed to legislation passed on carrying guns. — NO COMMENTS

8. E-Mail from Dave Brady - RE: Proposed bike lanes for downtown. — NO COMMENTS
9. Letter from Victor E. Covalt III, Ballew, Schneider, Covalt, Gaines & Engdahl Attorneys At Law - RE: Investigator Russ Fosler and the Lincoln Police Department. — NO COMMENTS
10. Letter from Ferne E. Williams - RE: Opposed to Recent Approval of New Fees for Lincoln Electric System. — NO COMMENTS
11. E-Mail from Heidi Daringer & Landon Osborne - RE: Property located at 1840 E Street/City Violation. — NO COMMENTS

ADDENDUM - (For April 10th)

I. MAYOR -

1. NEWS RELEASE - RE: Mayor's Town Hall Set For April 11th. — [Mayor Seng reminded Council of the meeting earlier under "I. Mayor".] (See that discussion)
2. NEWS RELEASE - RE: Mayor Seng's Public Schedule Week of April 8 through 14, 2006-Schedule subject to change. — NO COMMENTS
3. NEWS RELEASE - RE: Candidate Forums and Debates Set For April 18th. — NO COMMENTS
4. NEWS RELEASE - RE: Mayor Seng Says Court Decision Affirming Impact Fees Clears Path For Growth. — Mayor Seng discussed this issue earlier under her comments. (See that discussion)

II. CITY CLERK - NONE

III. CORRESPONDENCE

A. COUNCIL REQUESTS/CORRESPONDENCE-

JON CAMP -

1. E-Mail to Vince Mejer, Purchasing with Attachments from Jon Camp and a response from Wynn Hjermstad, Urban Development - RE: Northeast Police Facility RFP - (See Attachments). — NO COMMENTS

ROBIN ESCHLIMAN -

1. E-Mail from Julie Florom - RE: Target. — NO COMMENTS

DAN MARVIN -

1. Response from Marvin Krout, Planning Director - RE: Annexation Agreements received on 04/06/06 to RFI#2 - (See Response). — NO COMMENTS

B. DIRECTORS AND DEPARTMENT HEADS - NONE

C. MISCELLANEOUS -

1. E-Mail from Rebecca Roberts - RE: As the City Council is taking up the fantastic idea of bicycle lanes in downtown Lincoln, I have a related suggestion. — NO COMMENTS
2. E-Mail from Coby Mach, LIBA (Lincoln Independent Business Association) - RE: Position Statement - LIBA is not opposed to a new Police sub-station. In fact, we are only writing today because we wonder if the bid process maximized the opportunities for the City and cost savings for the taxpayer. — NO COMMENTS
3. E-Mail from Don & Diane Crouch - RE: Parties. — NO COMMENTS

[End of Addendum]

VI. MEETING ADJOURNED - Approximately at 11:31 a.m.