

**DIRECTORS' MEETING  
MONDAY, JULY 24, 2006 - 11:00 A.M.  
COUNTY/CITY BUILDING  
CONFERENCE ROOM 113**

**I. MAYOR**

1. NEWS ADVISORY - RE: Assistant City Attorney Steve Huggenberger will brief the media this afternoon on the report of the group investigating whether the City's new fire trucks meet specifications.
2. NEWS ADVISORY - RE: Mayor Coleen Seng and Lincoln Public Schools Superintendent Dr. Susan Gourley will be joined by dozens of kindergarten students to discuss the fourth annual Kindergarten Kickoff at a news conference at 9:30 a.m. on Thursday, July 20<sup>th</sup> at Eiseley Library.
3. NEWS RELEASE - RE: City's Assists Valentine With Portable Communications System.
4. NEWS RELEASE - RE: Public Invited To Dedication of New Park.
5. NEWS RELEASE - RE: Kindergarten Kickoff Celebrates Beginning Of Educational Careers -City, LPS, Children's Museum Collaborate on Fourth Annual Event.
6. Washington Report - July 14, 2006.

**II. DIRECTORS**

**FINANCE/CITY TREASURER**

1. Monthly City Cash Report & City of Lincoln-Pledged Collateral Statement - June 2006.

**HEALTH**

1. NEWS RELEASE - RE: Hot Weather Alert.

## **PLANNING**

1. Annexation by Ordinance - Ordinance #18742 - Effective: June 27, 2006 - 69.08 Acres.
2. Annexation by Ordinance - Ordinance #18744 - Effective: June 27, 2006 - 80.00 Acres.
3. Annexation by Ordinance - Ordinance #18746 - Effective: June 27, 2006 - 1.14 Acres.
4. Annexation by Ordinance - Ordinance #18749 - Effective: July 4, 2006 - 3.29 Acres.
5. E-Mail from Renee Malone, Past President Clinton Neighborhood Org. with response from Jean Walker - RE: Proposal of fee increase for down zoning - Vote against this proposal.

## **PUBLIC WORKS & UTILITIES**

1. Response Letter from Randy Hoskins to Daniel Wheeler - RE: 21<sup>st</sup> & Superior Street.
2. Memo from Karl Fredrickson - RE: June 9, 2006, Meeting with Developments Unlimited LLP on 84<sup>th</sup> & Rokeby.

## **III. CITY CLERK**

## **IV. COUNCIL**

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

#### **JON CAMP**

1. 3 E-Mail's from Ted Kessler; Debora Barnes-Josiah; Arlene Rea - RE: Opposed to Bus Fare Increase.
2. E-Mail from Kathleen M. Neary, Vincent M. Powers & Associates - RE: Opposed to placing any proposed budget cuts regarding the Lincoln Commission on Human Rights.

3. E-Mail from Arlene Rea with response from Jon Camp - RE: StarTran fares.
4. E-Mail from Arliene Kobza - RE: Budget concerns.
5. E-Mail from Carol Petersen, Licensed Mental Health Professional - RE: Opposed to proposed increase in 'Ride for Five'.

#### **ROBIN ESCHLIMAN**

1. E-Mail from John Laflin, Vice-President, Pinnacle Bank - RE: Support efforts to reduce the budget impact.
2. E-Mail from Steve Pella, Aquila - RE: City budget.
3. E-Mail from Teresa Predmore, Woods Bros Realty - RE: Budget.
4. E-Mail from Douglas Rotthaus, Executive Vice President, REALTORS Association of Lincoln - RE: Budget & Property Taxes.
5. E-Mail Letter from Richard Campbell, Chairman, Lincoln Chamber of Commerce; & Frank H. Hilsabeck, Co-Chair, Lincoln Partnership for Economic Development - RE: Requesting that the City of Lincoln increase its annual investment in economic development through the contract with the Lincoln Chamber Economic Development Corporation by a sum of \$245,000, raising the total to \$500,000 annually.
6. E-Mail from Ken Doty, President, Triadix, Inc. - RE: Tax Levy.
7. "Put The Brakes On Keno!" petition with 14 names.
8. Tom Osborne's comments on keno.

#### **DAN MARVIN**

1. 10 E-Mail's from Deb Daily; Debora Barnes-Josiah; Ted Kessler; Susan Scott; Arlene Rea; Tiffany Mullison, Executive Director, Fresh Start Home; Kathryn Witte, Communications Director; Jeanette Nakada, Publications Specialist; Nancy Intermill; Linda Ager - RE: Opposed to Bus Fare Increase.

**V. MISCELLANEOUS -**

1. E-Mail from Raymond D. Larson - RE: Lincoln Fire Department.
2. E-Mail from Dean Hoag, Jr., President, Union Title Company - RE: City Budget.
3. E-Mail from Bob Norris, Nebraska Neon Sign Company - RE: City Budget.
4. Letter from Mike Eckert, Principal; & Darrick Rademacher, Principal, Civil Design Group, Inc. - RE: The Mayor's budget - Funding of the CIP and LPED.
5. E-Mail - RE: Opposed raising the cost of Ride for Five and HandiVan Programs
6. E-Mail from Carita Baker - RE: Opposed raising the cost of Ride for Five Programs.
7. Letter & Material from William L. North - RE: Concealed Weapons.
8. Letter from Richard Campbell, Chairman, Lincoln Chamber of Commerce & Frank H. Hilsabeck, Co-Chair, Lincoln Partnership for Economic Development - RE: Requesting that the City of Lincoln increase its annual investment in economic development through the contract with the Lincoln Chamber Economic Development Corporation by a sum of \$245,000, raising the total to \$500,000 annually.
9. Letter from Tom Klein, LIBA President - RE: City Budget.
10. 6 E-Mail's from N. Turner; Dean Settle, Executive Director, Community Mental Health Center; Gwelda Carlson; Gary Dorn; Michael Wylie; Elizabeth Peterson - RE: Opposed raising the cost of Ride for Five and HandiVan Programs.
11. E-Mail from Alan Dorland - RE: Omaha City Council passed a concealed-carry ordinance on a 5-2 vote today (7/18/06).
12. E-Mail from Bob Boyce - RE: Bike Lane Ordinance Changes.
13. E-Mail from Alan & Donna Hersch - RE: Budget items.

14. E-Mail from Lt. Col. Joseph W. Johnson, Jr., USAF Retired - RE: Concealed Weapons.
15. E-Mail & Article from Lori Yaeger - RE: Conceal/Carry Bill.
16. E-Mail from Todd Dennis - RE: Concealed carry.
17. 6 E-Mail's from Wendy Francis; Vladimir Oulianov; Kevin Burklund; Beverly Clark; Judy Sasek; Deb Spence; - RE: Opposed to proposed staff cuts to Urban Development & Human Rights Commission.
18. E-Mail from Alison Stewart - RE: Increase in bus fares.
19. E-Mail from Beatty Brasch - RE: Urge Lincoln Electric System (LES) to NOT Cut Power to Low-income Families! Action Alert!
20. Faxed Letter from Beatty Brasch, Executive Director, Center for People in Need - RE: StarTran "Ride for Five" Program Funding.
21. InterLinc Action Center E-Mail, #2550 - RE: I'm not sure what the City of Lincoln does to insure the health & lives of its citizens during heat waves.
22. Letter from Elizabeth Bruce - RE: Please do not eliminate the Lincoln Commission on Human Rights in the FY2006-07 City budget.
23. Letter from Deb Daily - RE: Supports concealed weapons ban in Lincoln.
24. Letter & Resolution from Lincoln Airport Authority - RE: Resolution #472.

## **VI. ADJOURNMENT**

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**DIRECTORS' MEETING  
MONDAY, JULY 24, 2006  
COUNTY-CITY BUILDING  
ROOM 113**

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

**Others Present:** Mayor Coleen Seng; Mark Bowen, Lin Quenzer, Mayor's Office; City Clerk Joan Ross; Directors and Department Heads; Mary Meyer, City Council Staff; and interested parties.

**I. MAYOR**

1. News Advisory - Assistant City Attorney Huggenberger briefing media regarding report on investigating whether the City's new fire trucks meet specifications. NO COMMENT
2. News Advisory - Mayor Seng and Lincoln Public Schools Superintendent Dr. Gourley, and kindergarten students discuss the 4<sup>th</sup> Annual Kindergarten Kickoff at a news conference on Thursday, July 20<sup>th</sup> at Eiseley Library. NO COMMENT
3. News Release - City's assists Valentine, NE with Portable Communications System. NO COMMENT
4. News Release - Public Invited To Dedication of New Park. NO COMMENT
5. News Release - Kindergarten Kickoff Celebration with City, LPS, Children's Museum Collaborating on 4<sup>th</sup> Annual Event. NO COMMENT
6. Washington Report - July 14, 2006. NO COMMENT

Mayor Seng introduced the directors giving presentations.

**II. DIRECTORS**

**Bonnie Coffey/Women's Commission**

Coffey stated their convention hosted over 125 women, from across the country, including Hawaii. The conventioners did buy while here, with purchases from organizations such as Licorice International and Ten Thousand Villages. Was a fabulous conference, with great reviews on not only the Holiday Inn hospitality but for the people of Lincoln. A thank you to the Mayor, Newman, and Svoboda for welcoming the convention to our city. Truly a great event.

**Health**

1. News Release - Hot weather alert. NO COMMENT

**Marvin Krout/ Planning Department**

Krout said Item # 9

*- 06-86 -Authorizing execution and delivery of the Development Agreement between the City and various owners for the development of approximately 726 acres of property generally located at S. 84th Street and Rokeby Road and for the issuance of bonds for the installation of infrastructure to serve the area. (Related Items: 06-86, 06R-110) (6/12/06 - Public Hearing & 2<sup>nd</sup> Reading cont to 7/10/06) (7/10/06 - P.H. & 2<sup>nd</sup> Reading cont. to 7/24/06); and Item #10*

- 06R-110 Comp. Plan Amendment 06002 - Amending the 2025 Lincoln-Lancaster County Comprehensive Plan to (a) amend the 2025 Future Service Limit to add land west of 98th Street from Yankee Hill Road to one-half mile south of Rokeby Road; (b) amend the Urban Growth tier and associated maps in the same area from Tier I, Priority B, to Tier I, Priority A, and land from Tier II to a mix of Tier I, Priority A and B; and (c) to change the land use in the area being added to the Future Service Limit from Agricultural to Urban Residential. (Related Items: 06-86, 06R-110) (Action Date: 6/19/06) (6/12/06 - Public Hearing & 2<sup>nd</sup> Reading cont to 7/10/06) (7/10/06 - P.H. & 2<sup>nd</sup> Reading cont. to 7/24/06 ) deal with amendments. The City Attorney continues to work on the versions for the development agreement, which will be ready after the Board deferral to August 28<sup>th</sup>. On Item #18, a street name in Antelope Valley, there will be an amendment, an amended ordinance which the Council will receive shortly, to clarify that street names will not be changed until the new roads are open. This procedure minimizes any confusion about changing a name of a street and/or problems with addresses.

1. Annexation by Ordinance #18742-Effective June 27, 2006-69.08 Acres. NO COMMENT
2. Annexation by Ordinance #18744-Effective June 27, 2006-80.00 Acres. NO COMMENT
3. Annexation by Ordinance #18746-Effective June 27, 2006-1.14 Acres. NO COMMENT
4. Annexation by Ordinance #18749-Effective July 4, 2006-3.29 Acres. NO COMMENT
5. E-Mail from Renee Malone, Past President Clinton Neighborhood Org. with response from Jean Walker-RE: Proposal of fee increase for down zoning - Vote against. NO COMMENT

### **Lynn Johnson/Parks & Recreation**

Johnson said the dedication which was to be at Fallbrook last Thursday was postponed and a new date will be announced when set. Johnson then stated the final event of the Cornhusker State Games was a triathlon with the swimming event held at Holmes Lake. They swam sixth-tenth of a mile across Holmes Lake, and back. If anyone receives questions, do not typically allow swimming in the lake. It was a supported event, and we have reasonably allowed three different events to be in the lake. To be a supported event have to have Fire and Rescue on site, also have lifeguards in the water with the swimmers. The issue is not water quality, but water clarity, because only water slightly deep has clarity and if someone goes below this depth it is impossible to see them. For questions it is yes, do allow swimming in Holmes Lake for special supported events but on a general basis swimming is not allowed.

### **Don Herz/ Finance Department**

Herz stated Item #15 - 06-119 Authorizing and providing for the issuance of revenue bonds of the Solid Waste Management Enterprise of the City of Lincoln, Nebraska, and

Item # 16 - 06-120 Authorizing the issuance of not to exceed \$4,500,000 aggregate principal amount of Solid Waste Management Revenue Bonds.

deal with the land fill revenue bond. Public Works, the Finance Department, and the Bond Council will attend. If there are any questions in advance needing to be directed to the Bond Council let us know and a heads up will be given in order to answer the questions.

1. Monthly City cash report & City of Lincoln Pledged Collateral Statement - June 2006. NO COMMENT

### **Public Works & Utilities**

1. Response from Randy Hoskins to Daniel Wheeler - 21<sup>st</sup> & Superior Street. NO COMMENT

2. Memo from Karl Fredrickson - June 9, 2006 meeting with Developments Unlimited LLP on 84<sup>th</sup> & Rokeby. NO COMMENT

### III. CITY CLERK

Ross stated will go through application related on Page 1 of the agenda. Items #2 and #3, #5 – (2) Application of Guadalajara, Inc. dba Las Margaritas for a Class C liquor license at 2700 Jamie Lane. (3) Manager application of Guillermo Haro for Guadalajara, Inc. dba Las Margaritas at 2700 Jamie Lane. (5) Application of Gas 'N Shop Inc. dba Cappy's for a Class I liquor license at 5560 S. 48th Street. and #6, #7 and #8, possibly call together – (6) Manager application of John F. Caporale for Gas 'N Shop Inc. dba Cappy's at 5560 S. 48th Street, #4. (7) Application of Planet Subs Nebraska, LLC dba Planet Subs for a Class I liquor license at 1332 P Street. 8) Manager application of Paul Bowers for Planet Subs Nebraska, LLC dba Planet Subs at 1332 P Street.

The Council heard about Items # 9 and #10 from Krout and Ross sent a letter, from Kent Seacrest to Council office, on Item No. 06-86. How would Council want Items #11, #12, #13, and #14 to be called? Separately?

(11) 06-113 - Change of Zone 06023 - Amending Chapter 27.80 of the Lincoln Municipal Code relating to Zoning to increase and amend fees for application of a change of zone, downzones, planned unit developments, use permits, community unit plans, special permits, administrative amendments, changes in text, postponement fees, and waiver of fees. (Related Items: 06-113, 06-114, 06-115, 06R-146)

(12) 06-114 - Misc. 06005 - Amending Chapter 26.33 of the Lincoln Municipal Code relating to Land Subdivision to increase application fees for final plats, preliminary plats, change in text, waivers and appeals, and postponements. (Related Items: 06-113, 06-114, 06-115, 06R-146)

(13) 06-115 Amending Section 14.20.020 of the Lincoln Municipal Code to increase the application fee for the vacation of public ways. (Related Items: 06-113, 06-114, 06-115, 06R-146)

(14) 06R-146 Approving an increase in application fees for comprehensive plan amendments and comprehensive plan conformance. (Related Items: 06-113, 06-114, 06-115, 06R-146) (Action Date: 7/31/06)

Newman stated if they were called all together people could get up as they're somewhat the same.

Ross asked about Items #15 and #16 - (15) 06-119 Authorizing and providing for the issuance of revenue bonds of the Solid Waste Management Enterprise of the City of Lincoln, Nebraska; and

(16) 06-120 Authorizing the issuance of not to exceed \$4,500,000 aggregate principal amount of Solid Waste Management Revenue Bonds. - being called together. Newman responded yes.

### IV. COUNCIL

#### A. COUNCIL REQUESTS/CORRESPONDENCE

##### Annette McRoy

McRoy addressed Johnson, Parks and Rec, saying she had a call regarding Bowling Lake in Air Park, in which the caller stated there were four foot weeds, and no work being done on the project. Johnson said he would check as there's still another phase of construction and the contractor is responsible for maintenance of the lake. Johnson stated he would check on the next phase status. The excavation was done this winter and the contractor was going to do the shaping and basically the shoreline. McRoy replied an update would help as nothing is being done.

McRoy said she had a question about the proposal regarding the pension plan and during the Noon Meeting would like Steve Hubka and Don Taute to attend and discuss. Want to see if there's any dollars to hire an outside consultant to get to an answer on the proposal.



### **Dan Marvin**

Marvin asked Larry Williams to talk about the yearly conference. Williams said one of the things done at LCHR (Lincoln Commission on Human Rights) is a lot of outreach. One item everyone is very proud of is the Housing Conference which is held in April each year. Council probably aware of the conference, which has approximately 225 people from all over the State of Nebraska attending and the conference is strictly focused on housing discrimination, which we've seen as possibly growing. Is an unique conference in the sense that it doesn't cost LCHR anything. Williams continued saying they are able to raise around \$18,000 to \$19,000 from various partners, sponsors, people, all involved in the housing industry. These folks support the conference, along with the grant funds received for housing and urban development. Basically the conference deals with all issues involved in housing discrimination. Whether it would be disability, discrimination on age, national origin, reasonable accommodation, etc. It is unique in the sense that it becomes a conference for the state.

1. Ten (10) Email's from Deb Daily; Debora Barnes-Josiah; Ted Kessler; Susan Scott; Arlene Rea; Tiffany Mullison, Executive Director, Fresh Start Home; Kathryn Witte, Communications Director; Jeanette Nakada, Publications Specialist; Nancy Intermill; Linda Ager - Regarding opposition to bus fare increase. NO COMMENT

### **Robin Eschliman**

Eschliman asked if Law Enforcement was represented at this Directors' Meeting. Eschliman stated there was a liquor license for a Gas and Shop and it mentioned, about 3 times, a Minor in Possession in 1991, '92. Thinks this was probably the same individual. Also, there was a mention of illegal sexual contact in the year 2006. The question was "Has the applicant ever been cited for liquor law violations?" and the only explanation was illegal sexual contact, 2006. Is there anything known about this? Jim Peschong, Police Department Assistant Chief, did not know but would certainly find out. McRoy said that it was Items #5 and #6 on the agenda. Ross said she did get a call from an unidentified man stating he would be here promptly for the 1:30 meeting.

1. Email from John Laflin, Vice-President, Pinnacle Bank; Support efforts to reduce the budget impact. NO COMMENT
2. Email from Steve Pella, Aquila; City budget. NO COMMENT
3. Email from Teresa Predmore, Woods Bros Realty; Budget. NO COMMENT
4. Email from Douglas Rotthaus, Exec. Vice President, REALTORS Association of Lincoln; Budget & Property Taxes. NO COMMENT
5. Email letter from Richard Campbell, Chairman, Lincoln Chamber of Commerce; & Frank H. Hilsabeck, Co-Chair, Lincoln Partnership for Economic Development; Requesting the City increase annual investment in economic development through contract with the Lincoln Chamber Economic Development Corporation by \$245,000, raising total to \$500,000 annually. NO COMMENT
6. Email from Ken Doty, President, Triadix, Inc; Tax Levy. NO COMMENT
7. "Put The Brakes On Keno!" petition with 14 names. NO COMMENT

8. Tom Osborne's comments on Keno. NO COMMENT

**Jonathan Cook**

Cook said on the 56<sup>th</sup> Street Project, there's concern from Mr. Dody, and other Council members might have received his correspondence. Newman stated it was taken care by Roger Figard last Friday. Cook asked if they would get information on what has been done to correct the problem? Figard responded yes.

**Ken Svoboda**

No comments.

**Jon Camp**

Camp asked Assistant Police Chief Jim Peschong if there was any additional information available on the fire truck investigation. Peschong stated they're still working and going through interviews and items, but it is still early. Camp asked Taute he had anything to report at this point? Taute replied they're doing the same thing, looking at documents, mounds of paper.

1. Emails from Ted Kessler; Debora Barnes-Josiah; Arlene Rea; Opposed to Bus Fare Increase. NO COMMENT
2. Email from Kathleen M. Neary, Vincent M. Powers & Associates; Opposed to any proposed budget cuts regarding the Lincoln Commission on Human Rights. NO COMMENT
3. Email from Arlene Rea with response from Jon Camp; StarTran fares. NO COMMENT
4. Email from Arliene Kobza; Budget concerns. NO COMMENT
5. Email from Carol Petersen, Licensed Mental Health Professional; Opposed to proposed increase in 'Ride for Five'. NO COMMENT

**Patte Newman**

Newman asked Karl Frederickson if the water main break on Randolph will be fixed shortly? Frederickson said he would guess the problem not on Randolph but with payment repair work the street should be back open today, as far as water service.

Newman asked Johnson about liability insurance for events at public parks. She had been told a million dollar liability policy was needed. Is this ever waived for non-profit, or a standard item for everyone? Johnson said it's standard that everyone pays, typically associated with a permit, for example - exclusive use. What triggers an exclusive use permit is the size of the event, and if it's advertised and community wide. Occasionally fees are waived for them, but the public liability insurance is not waived. Newman asked if Parks & Rec has an insurance carrier they use, and if individual carriers cannot provide, or if people cannot find insurance, is it a possibility to use this insurer? Johnson replied in the past they have not and don't know if one has been identified which people could work with, but typically we ask that they work with their own carriers. Newman said previously a group she belonged to organized a bike safety event which went through a park, and the group had no idea where to get liability insurance just for an event.

Ross said in these types of cases she is not allow to recommend, but will pull some past

applications and say, for example on this event this company... But cannot provide insurance for different groups. Also, states that she is not recommending a company just giving some names as she knows they've done this and the carrier should be familiar, but is very careful.

Newman asked if anyone had an idea of what the insurance would cost for a three hour, or one day event? Johnson answered he isn't sure but if we're talking about the Nebraskans for Peace event, heard it would be \$2,500. It seems as if in the past it's been \$500 or \$600. Newman said she heard it wasn't so much a matter of how much it was going to cost as much as the insurance carrier, that they asked, said they were a terrorist organization and they would not cover it. Johnson said he wondered why it was so high, as typically it's lower, the ones they see.

Quenzer said insurance companies can charge anywhere from \$50.00 up. Wouldn't think with a common event it should be more than \$1,000. Newman asked what was the policy on how it is decided who the fee can be waived for, and who you cannot waive for? Johnson said if it's a City sponsored event, occasionally the City will co-sponsor an event, which is the difference. Newman said an example, the Cornhusker Games, swimming in Holmes Lake, they needed to have the insurance? Johnson answered yes, they did provide insurance for the event. An example of waiving would be the Celebrate the Neighborhood Event, the City co-sponsors and so there is no insurance requirement on the event.

Newman asked for any other comments. Camp addressed the Mayor asking about the meeting on Friday with EDM? Mayor Seng believed EDM postponed.

Newman addressed Directors asking for additional comments. None.

Meeting adjourned.