

**AGENDA**  
**CITY COUNCIL MEMBERS' "NOON" MEETING**  
**MONDAY, OCTOBER 9, 2006**  
**(Immediately Following Directors' Meeting)**  
**COUNTY/CITY BUILDING**  
**CONFERENCE ROOM 113**

**I. MINUTES**

1. Minutes from Directors' Meeting of October 2, 2006.
2. Minutes from Council Members' "Noon" Meeting of October 2, 2006.

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

1. Parks & Recreation Advisory Board Meeting (Cook)
2. Community Development Task Force Meeting (Marvin)
3. Joint Budget Committee (McRoy/Newman)

**OTHER MEETINGS REPORTS:**

**III. APPOINTMENTS/REAPPOINTMENTS - To Be Announced**

**IV. REQUESTS OF COUNCIL FROM MAYOR - To Be Announced**

**V. MISCELLANEOUS - NONE**

**VI. CITY COUNCIL MEMBERS**

**VII. MEETINGS/INVITATIONS -**

1. MLK 'Freedom Breakfast' on Friday, January 12, 2007 from 7:30 a.m. to 8:30 a.m. (doors open at 7:00 a.m.) at the Embassy Suites, 1040 "P" Street - \$15.00 per person - RSVP by November 24<sup>th</sup> - (See Invitation)
2. Clyde Malone Community Center-Center's Annual Meeting on Wednesday, October 18, 2006 from 7:00 p.m. to 8:30 p.m. at Clyde Malone Community Center, 2032 "U" Street - RSVP by Oct. 13<sup>th</sup> to T.J. McDowell, Jr. at 441-6738 or by email - (See Invitation)

3. The Nebraska Lectures - Genes, Behavior and Politics, John R. Hibbing on Tuesday, October 31, 2006 at 3:30 p.m. - Nebraska Union Auditorium, 14<sup>th</sup> & R Streets - Free Public Lecture, Reception Following - (See Invitation)
4. The Near South Neighborhood Association invites you to be our guest at our Annual Meeting and Neighborhood Potluck on Monday, October 9, 2006 at 6:00 p.m. at First Plymouth Church, 20<sup>th</sup> & D Streets (enter through the west doors and proceed downstairs to Mayflower Hall) - (See Invitation)
5. REALTORS Association of Lincoln 87<sup>th</sup> Annual Installation & Awards Luncheon on Monday, October 16, 2006 - Luncheon at 11:30 a.m. - The Lodge at Wilderness Ridge, 1800 Wilderness Woods Place - RSVP by Oct. 12<sup>th</sup> to 441-3621 or by email - (See Invitation)
6. Talent Plus Pre-Game Party! Nebraska vs Texas on Saturday, October 21, 2006 - 3 Hours prior to Kick-Off - at Talent Plus (Approximately 65<sup>th</sup> & Pioneers Blvd.) - RSVP to Julie Smith at 489-2000 or by email - (See Invitation)
7. Davis Design Annual Pre-Game Party! on Saturday, November 4, 2006 - Starting 3 Hours Before Nebraska/Missouri Kick-Off at Davis Design, 211 N. 14<sup>th</sup> Street - RSVP by Oct. 30<sup>th</sup> to Marilyn at 476-9700 or by email - (See Invitation)

## **VIII. ADJOURNMENT**

**MINUTES**  
**CITY COUNCIL MEMBERS' "NOON" MEETING**  
**MONDAY, OCTOBER 9, 2006**  
**(Immediately Following Directors' Meeting)**  
**COUNTY/CITY BUILDING**  
**CONFERENCE ROOM 113**

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

**Others Present:** Mark Bowen, Ann Harrell, Rick Hoppe, Mayor's Office; Dana Roper, City Attorney; Tammy Grammer, City Council Staff; Lynn Johnson, Parks & Recreation Director; Deena Winter, Lincoln Journal Star Representative; and Coby Mach, LIBA.

**I. MINUTES**

1. Minutes from Directors' Meeting of October 2, 2006.
2. Minutes from Council Members' "Noon" Meeting of October 2, 2006.

Chair Patte Newman, by acclamation of the Chair, approved the minutes. No objections were offered.

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

1. **Parks & Recreation Advisory Board Meeting** (Cook) — Cook stated the Board was very concerned after discussing the Supreme Court ruling on the Recreational Liability Act.

Cook confirmed the small adjustment in pool admission and facility rental fees, stating every few years update slightly to keep up with inflation after careful calculations by staff, who go through a series of calculations, costs, etc. with justifications for changes, with the change being very small, approximately twenty-five cents per admission. Camp asked if there were updates on City funds used this year for the pools and if admissions were up from past years and asked if possibly Lynn Johnson could get this information for Council.

Cook stated with regard to placement of the Nebraska Law Officers Memorial on Centennial Mall there was discussion which will be explored in-depth on Wednesday, October 11<sup>th</sup> at Clark Emersen. Svoboda commented he thought discussions had taken place and the location was going to be either Grand Island or Kearney, asking if Lincoln would still be under consideration? Cook responded the location is being discussed. Johnson stated with the design they had an arrangement but when they went to break ground were informed because of a state statute change they have to buy the land, and they didn't have the funding. Johnson said the preference is Centennial Mall but through discussions realized if in Grand Island have to work through the State Legislature to have the Grand Island land declared surplus. Johnson stated there's interest in seeing if we can get funding, through the State Legislature, to assist with renovation of a block, and is the purpose of the work session to develop a design and put together a concept. Cook commented we'll discuss location but also try to fit the law enforcement memorial in, as in the design at this point.

2. **Community Development Task Force Meeting** (Marvin)

Marvin stated the meeting was cancelled.

3. **Joint Budget Committee** (McRoy/Newman)

Newman stated they discussed the First Project losing money, and the 85 refugees were left in need and they also lost \$400,000 in Federal funds. Eschliman questioned if there was \$400,000 Federal, how much did Lincoln lose? Newman stated she didn't know exactly but there were reports saying the nation wide refugee numbers were down and therefore the money Lincoln receives is also down.

**OTHER MEETING REPORTS:**

Newman said, as in the email sent to members, the University Student Government wants to meet with Council members. She said she wouldn't speak for members but do have three contact names of Emily Zimmer, Kristen Koch and David Solheim. Newman said David Solheim had met with her last year and she believes it's advantageous to let University students know what the City is doing. She stated items might impact students and they could inform other students and receive feedback. Newman would encourage meeting with the University Student Government every couple of months.

Marvin said he had told them they could come and meet before or after the Noon Meeting, or between the Noon and Directors' Meeting, or attend a meeting and introduce themselves. Marvin stated apparently they took the Noon Meeting literally and came down at 12:15 p.m. with everyone gone.

Hoppe stated the Mayor and he met with the group last week. Hoppe said the students were very interesting, had great things to say, and he thinks there are opportunities to work with them on a number of issues. Newman commented there are always issues we will have jointly with the University, and with the students initiating the communication thinks it is important to keep the communication going.

**III. APPOINTMENTS/REAPPOINTMENTS - None**

**IV. REQUESTS OF COUNCIL FROM MAYOR**

**MARK BOWEN**

Bowen called on Johnson (Parks & Recreation Director) to talk about Peach Park. Johnson stated in mid-summer had talked about acquisition of the lot on the east side of Peach Park, as the time was ahead of a foreclosure sale. He said the owner filed bankruptcy, causing a stay in the sale, and as the land was being purchased on land contract a private owner was able to have the land go into foreclosure, about ten days ago, with the private owner owning the property now. Johnson said they have had discussions and he is willing to sell to us for \$26,800, which is less than the appraisal. Unfortunately there is \$7,200 in back taxes and water payment liens. Johnson stated the total acquisition price including purchasing the land and clearing the back taxes and liens is approximately \$34,000. Johnson stated there is authorization from Council for \$30,000, which is in the CIP. He stated he has talked to the Near South Neighborhood Association who is interested in funding, and they are pursuing the remaining \$4,000. Johnson stated he thinks the Lincoln Parks Foundation would be willing to float a loan

to the Near South Neighborhood Association in order to buy the land. Johnson stated he believes this will come to fruition within the next week or ten days.

Cook asked if they'll see the transaction go through at \$34,000 plus? Johnson answered he's got \$26,800 and then we'll have to pay the back taxes. McRoy asked if the Foundation would loan the Near South the \$4,000? Johnson said that it is being discussed. He asked the Foundation if they would be willing to participate and at this time they didn't feel financially able to, but were willing to make a loan. McRoy stated then why not give the money directly to Parks and Rec, instead of going through a the foundation? Johnson said that is essentially what they'll do and then the Near South will make the agreement to repay the \$4,000. McRoy reiterated why not give directly to Parks and Rec, as opposed to a loan to the Near South? She stated it's a burden on the Near South to raise the \$4,000.00, and if it is the Foundation why not give the money directly? Bowen said the Council had authorized a limit of \$30,000. McRoy agreed but added Council doesn't run, or control, the Foundation. Bowen said they still expect repayment.

Bowen stated another item was the need to schedule the Joint City/Omaha/Lincoln Councils. Omaha has actually ..... placed a call to their office to find out their dates. They usually do on Wednesday or Thursday, with November being the holiday month of Thanksgiving, making it a little more difficult for the third week. So, asking Council to think about the 8<sup>th</sup>, 9<sup>th</sup>, 15<sup>th</sup>, or 16<sup>th</sup> of November.

Svoboda said the Governor is having the I-80 annual summit at Camp Ashland on the 16<sup>th</sup> from 9:00 until 12:00. Marvin said Council also has the County Board meeting that evening at 6:00 p.m. with Newman saying it would have to the 8<sup>th</sup>. Bowen also wants Council to think of agenda items. Bowen addressed Newman saying she was in D. C. and visited with Jim Settle and asked if Group Homes was a discussion item?

The JBC discussed the possibility of getting the legislature to pass a law regarding Cancer pharmaceuticals similar to what they did with medications which is provided to agencies who then hand out the pharmaceuticals to low income people.

Bowman added another item would be our annual update on legislation and the fact we do have a number of common things, always back and forth between the cities and where they stand. Bowman said he didn't realize they take positions on their own, and wonder if Council would want to discuss. Bowman said there was an authorization to continue which was one item, and another being the water easement conservation the NRD is looking to advancing on the Governor's Water Task Force. Svoboda added there also was State highway allocation.

**ANN HARRELL** - No comments

**DANA ROPER** - No comments

## **V. MISCELLANEOUS**

Svoboda stated with two Council representatives on the Public Building Commission is there any chance we can ask the tenant at Ayres to put different wheels on their cart?

Svoboda said it seems during every pre-council we have they roll the cart two or three times, up and down, and it's not only annoying but sure the television picks up the noise as well. He added it seems they have hard plastic tires which roll across the ceramic tile and bounce, making all kinds of noise. Short discussion followed.

## **VI. CITY COUNCIL MEMBERS**

**JON CAMP** - No comment.

**JONATHAN COOK** - No comment.

**ROBIN ESCHLIMAN** - Eschliman asked Hoppe to explain the Humane Society happenings. Hoppe stated the Humane Society sent notification that they do not intend to sign a long term contract at this point. He said they will continue with extensions, so we can continually progress towards developing our own facility. Hoppe said the Humane Society thought this the most sensible plan. Eschliman said she remembered the term of 90 days. Hoppe said with the current contract, over every 90 days means a 9 day extension. He said the City has two so far with the current extension ending December 31<sup>st</sup>. Eschliman asked if they elect not to continue, how much notice would be given? Hoppe replied the current letter states they're done December 31. If the other way, they would have to notify us an additional time given, for this to move forward. Eschliman asked on December 31 they would have to give 90 days with Hoppe replying before December 31. Hoppe said the current letter states we're done December 31<sup>st</sup>, unless they state before that time they intend to extend. There is no period of set time to respond in. Hoppe stated Bob Downy assured him they would continue to extend as long as they thought the City was making progress. Bowen added, as stated in the email, they will continue as long as they know the City is progressing towards a facility. Eschliman asked if in January they're not happy, would it be a month to month contract thereafter? Hoppe answered a month to month stating they are extending, with them sending a letter saying they'll go to a certain date, i.e, we'll go to this date after December 31<sup>st</sup>.

**DAN MARVIN** - No comments.

**ANNETTE McROY** - No comments.

**PATTE NEWMAN** - No comments.

**KEN SVOBODA** - No comments.

**VII. MEETINGS/INVITATIONS** - Listed on the Attend Sheet for October 9<sup>th</sup>.

**VIII. MEETING ADJOURNED** - At approximately 11:48 a.m.

cm100906/tjg