

AGENDA
CITY COUNCIL MEMBERS' "NOON" MEETING
MONDAY, DECEMBER 4, 2006
(Immediately Following Directors' Meeting)
COUNTY/CITY BUILDING
CONFERENCE ROOM 113

I. MINUTES

- *1. Minutes from Directors' Meeting of November 13, 2006.
- *2. Minutes from City Council Members' "Noon" Meeting of November 13, 2006.

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

- *1. Public Building Commission (Camp/Cook)
- *2. Community Development Task Force Meeting (Marvin)
- *3. Multicultural Advisory Committee (McRoy)
- *4. Joint Budget Committee (McRoy/Newman)
- *5. Board of Health Meeting (Svoboda)
- **6. Homeless Coalition Meeting (Eschliman)
- **7. Visitors Promotion Committee (Eschliman)

OTHER MEETINGS REPORTS:

III. APPOINTMENTS/REAPPOINTMENTS - To Be Announced

IV. REQUESTS OF COUNCIL FROM MAYOR - To Be Announced

V. MISCELLANEOUS -

- 1. Discussion on 2007 Council meeting schedule.

VI. CITY COUNCIL MEMBERS

VII. MEETINGS/INVITATIONS -

- 1. Updowntowners' Membership Holiday event! - On Thursday, December 7, 2006 at 11:45 a.m. at Westfield Gateway - RSVP by Dec. 4th to 434-6507 or by email - (See Invitation)

2. Salt Creek Floodplain Mapping Update-3rd Open House on Thursday, December 14, 2006 from 5:30 p.m. to 8:00 p.m., Presentations at 5:30 p.m. & 7:00 p.m., at the Lincoln Firefighters Reception Hall, 241 Victory Lane (North of West O off Sun Valley Blvd.) - (See Invitation)
3. Junior Achievement's 36th Annual Future Unlimited Awards Banquet on Thursday, December 21, 2006 - Dinner & Program begin at 6:30 p.m. at The Cornhusker Marriott Hotel - RSVP by Dec. 14th, by reservation form, call Ken Carlson at 467-4479 or by email - (See Invitation)
4. Gilmore & Bell, P.C. Holiday Open House on Thursday, December 7, 2006 from 4:00 p.m. to 8:00 p.m. at Suite 710 Wells Fargo Center - RSVP by Nov. 30th to 474-5000 - (See Invitation)
5. Invited to share in the joy this holiday season, Spirits & Hors d'oeuvres at the Lincoln Convention and Visitors Bureau Holiday Social on Wednesday, December 13, 2006 from 4:00 p.m. to 6:00 p.m. at 1135 "M" Street, Suite 300 - RSVP by Dec. 8th, call 434-5336 or by email - (See Invitation)
6. Harris Overpass Project Open House Public Meeting on Tuesday, December 5, 2006 from 5:00 p.m. to 7:00 p.m. at Ridnour Room, 809 "P" Street - (See Invitation)
7. Runza Restaurants pre-opening VIP party for our newest location in Lincoln! Please join us in an evening of free dining at the new West O Street Runza, prior to the public opening on Tuesday, December 12, 2006 at 5:30 p.m. at 610 West "O" Street - (See Invitation)
8. The Nebraska Capitol Environs Commission has voted to sponsor a proposal to rename South 15th Street from A Street to the Capitol as "Goodhue Boulevard". The Commission will hold a public information meeting on Wednesday, December 6, 2006 at McPhee Elementary School, 820 South 15th Street at 7:00 p.m. - (See Invitation)

VIII. ADJOURNMENT

***HELD OVER FROM NOVEMBER 20, 2006.**

****HELD OVER FROM NOVEMBER 27, 2006.**

ca120406/tjg

MINUTES
CITY COUNCIL MEMBERS' "NOON" MEETING
MONDAY, DECEMBER 4, 2006
(Immediately Following Directors' Meeting)
COUNTY/CITY BUILDING
CONFERENCE 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: Mark Bowen, Ann Harrell, Rick Hoppe, Mayor's Office; Dana Roper, City Attorney; Deena Winter, Lincoln Journal Star Representative; Coby Mach, LIBA; Bruce Bohrer, LPED; and Tammy Grammer, City Council Staff.

I. MINUTES

- *1. Minutes from Directors' Meeting of November 13, 2006.
- *2. Minutes from City Council Members' "Noon" Meeting of November 13, 2006.

Chair Patte Newman called for approval of minutes. No objections or changes and minutes approved by acclamation.

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

***1. Public Building Commission (Camp/Cook)**

Cook stated the PBC purchased a x-ray machine for the Hall of Justice, and a maintenance agreement, which does include the regular maintenance with the net cost approximately \$2,400 a year for the equipment. Cook said by locking in the maintenance agreement have a set price for the equipment life versus paying, he believes, \$9,000 a year as now they're paying approximately \$9,000 a month as the machine is old.

Cook said on change orders the architect requested a lump sum payment of \$30,000 for various and miscellaneous changes they have made. This was tabled for a month which will give Camp time to return and discuss.

Cook mentioned the open house at the Health Department on December 12th, which will include a tour, with speakers, including the Council and County Board chairs.

Cook said the City cut the budget to the Public Building Commission for maintenance, which is very difficult. Also stated Bill Luxford (City 5 TV) wanted to attend the meeting as he would like new monitors, microphones, etc. stating the equipment is getting old. Cook said this hasn't been discussed yet. Eschliman asked if it would be high definition. Cook stated not at this time but apparently there are problems with the microphones with people have trouble hearing and they would like to make some improvements.

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

Marvin said the meeting was held at the Malone Center where they participated in a tour. Marvin stated T.J. gave a history on the building and on the finances of the Center. It's a building which Marvin doesn't believe was built with the best plan in mind. He stated they were trying to figure out what the Malone Center will do regarding having a new building or making changes to the existing building, including heating and cooling.

Marvin stated the Task Force had been working on the Urban Development Plan during the summer. He stated some items were discussed but without a final vote as they didn't have a forum but a forum wasn't necessary to send off the final report to set needs for next year.

***3. Multicultural Advisory Committee (McRoy)**

No report.

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

Newman stated the three largest issues raised were, first, working on national standards for interpreters, talking about medical translations and the problems. Newman said secondly discussion was about capital campaigns for non-profits being a problem as when a non-profit decides to raise fifteen million dollars it then impacts everyone. She stated they would like to see if they could get a comprehensive plan on long term planning for non-profits, so that they're not stepping on/competing with each other. Newman said this year agencies included the Lighthouse, the Mission, and Fresh Start all doing capital campaigns to raise money. The amount of twenty-two million in one year was discussed and Newman stated it definitely puts a stretches people because if they give to one they might not give to another agency. The committee is looking into a funders group, a long range plan for non-profits.

Newman said the third item was Boys and Girls Clubs coming to Lincoln. She stated Lincoln is one of only two capital cities without Boys and Girls Clubs, with Kentucky being the other. The concern is Lincoln has well established community learning centers and the Boys and Girls Clubs have, what they call, a eighty-five million direct line to federal programming for youth, with usable programs being cheaper. Newman stated whether good or bad know it will have impacts and the community should be aware. Eschliman asked if they're the standard programs? Newman answered mostly the after school programs. McRoy said they'll say they're a little different and it's much cheaper than the CLC's. Newman said it's \$20.00 a year. McRoy said the CLC's are approximately \$40.00 a week, depending on the program, adding it is not free for a person in a services after school program. Newman said this is for 6 to 18 year olds in which they feed the children between 3:00 and 9:00 pm with the CLC's much more limited in scope. They also emphasized the learning aspect rather than just after school. McRoy said it was discussed at JBC how they do their grants, and how they reworked a program with a fund.

Camp said the city should look at these new opportunities. Newman said it's just that we know it will impact the CLC. McRoy said it's not a matter of if they come, they're coming.

Newman stated Community Services Initiatives has a new annual report. The report is very good, also being color coded for priority areas.

***5. Board of Health Meeting (Svoboda)**

Svoboda stated he has already reported on this meeting.

****6. Homeless Coalition Meeting (Eschliman)**

Eschliman said the Homeless Coalition completed a survey last weekend and she put together the profile of a typical homeless person. Eschliman stated there's a two-thirds chance the person will be a white, single woman. Sixty-two percent have been homeless before with a fifty-fifty chance they've been homeless less than/or more than three months. Eschliman said one out of four have addiction or substance abuse, which is the largest category of any reason given for being homeless. One-third are in transitional housing and a quarter of the homeless are in emergency shelters. Eschliman stated a large proportion are not on the streets, they're in a building, and contrary to popular opinion, most of them did not move here so they could access services and there's a two-thirds chance they are unemployed.

Marvin asked how many are mothers with children? Eschliman said twenty-five percent were single mothers and more than fifty percent were women.

****7. Visitors Promotion Committee (Eschliman)**

Eschliman said the VPC is doing very well adding usually she can't attend the meetings because of Council meeting conflicts. Eschliman stated usually in a year about 9,400 hotel rooms are booked, and this year they've booked 38,000. She said in September alone they booked 9,500 for a Triple Crown Sports Youth Baseball event. Eschliman stated an interesting item is they have started going to some large chain retailers and asking if they have grants, etc., they can contribute towards the Visitors Promotion Committee, with Scheels agreeing to do a grant.

Eschliman stated the VPC did talk about Vision 2015. Members of the VPC said they like the idea and what they are doing sounds good and also like the idea of consolidating the State Fair and the Event Center and having them on 84th Street. Eschliman stated they asked what would they do if they want to get the word out that they like the idea. A County representative gave legal advice which they'll take under advisement and Eschliman said we can check to see if they go to the County, or someone, with a formal recommendation.

OTHER MEETINGS REPORTS:

III. APPOINTMENTS/REAPPOINTMENTS

RICK HOPPE - Hoppe passed out an attachment for Council to review on Boards and Commissioners Upcoming Appointments. Hoppe gave explanation of the handout. (See Attachment 'A')

IV. REQUESTS OF COUNCIL FROM MAYOR

MARK BOWEN - Bowen said the Graffiti Appeals Board will operate as a sub-section of the PRT, so they may be combined and scheduled at the same time. He stated the Graffiti Ordinance began last Friday, and there will be information transferring from the Police Department, probably a weekly transfer of data, to the Mayor's office where they will identify letters needing to go to individuals, recording they have their fifteen day notice that the process will start. Bowen thought the first meeting of the Appeals Board would be in January, with no date set at this time. Newman said businesses did get hit two weeks ago, with arrests made.

Bowen stated the budget forecast meeting has been scheduled at the Cornhusker. Newman asked if the meeting would be in the basement? Bowen said the lower room. Camp stated he's heard the word "cheap" several times and he thought the Council should mandate to use the phrase, less expensive. Plus, it's not basement, it's lower level. The Cornhusker is semi-city and these statements might allude to the difference to quality and as this is a quality city we are less expensive and have lower levels. Cook asked if this was on the 13th of December? Bowen said 1:00 to 5:00 pm and if anyone has an issue with the starting time of one o'clock to let him know and he would adjust.

Bowen stated on Friday they did have conversation with Terry Bundy, LES, regarding the LES budget and from what Bundy stated Bowen thought they'd have to discuss more items. Bowen stated Bundy thought the his budget process would be complete in time to match up with the City budget, but not quite the same. Marvin said he thinks there's a way to handle but will say from his discussion with Bundy he doesn't seem to have an urgency. Trying to make the other 25,000 happen for about a year. Bowen said in his discussion with Bundy got the idea he was going to try to make it match budget years, trying something different. Bowen said there is a potential the City could end up with three-quarters of the budget funding, other than a full year budget funding, so we need to work out with language if that is what everyone is thinking.

Bowen said for first reading there is the LPED supplemental funds. He said the Council would be voting on them next week, and he passed out a draft of the actual amendment. Bowen said the amendment was not attached to the resolution, but believed Council would like to see, adding it was worked out through sessions in which Marvin and Svoboda participated with the LPED officials. Bowen said if there were questions concerning the draft either Marvin, Svoboda, Bruce Bohrer, or he could answer. Bowen said this week is the first reading and the motion is actually to transfer money into the industrial revenue account, to allow checks to be written. Eschliman asked where is paragraph four, as there is an eight, and a II, etc. Bowen said this is an addendum to the existing contract. Eschliman asked for the original to compare and refer to. Bowen agreed to deliver and said some paragraphs were duplicated and therefore the reason it seems a little out of sequence. He said Council will see reference to the original, how it's calculated, how our match is done, and then some was replicated and used the same language. He said on A1A there is existing language and A 1D is new language.

Bowen said the City, schools, Airport Authority, and Housing Authority have been meeting regularly, talking about the Huskerville site as a potential school site at Air Park. He stated the City is the owner and the airport has been the operator for the last forty to fifty years. Bowen said it appears the site would become an agreement later this month and proceed to the

Planning Commission. Bowen said it appears this is the site the schools are most interested in. If final arrangements can be made looks like a transfer might occur and the Council would have a resolution before them to allow the sale of the land. The Council would have to okay the sale, actually both bodies would have to okay the sale.

Camp asked if Huskerville is in a different category than the airport land? Bowen said it's all under the auspices of the Airport Authority, but they have not used, developed, or have any airport functions on it. Idle land. Camp stated a reason for asking is companies have wanted to buy land near the airport and it was reported the Airport Authority said they couldn't sell. Is this different land than the other land? Camp said maybe it would become a selling tool and possibly have opportunities for development. Bowen replied the discussion revolves around the fact we're public entities and the City and airport can agree under what conditions it could be transferred with one condition being that since the Library and Parks and Rec were also talking about building with the school in some fashion that we retain some land. Bowen said this is not property inside the industrial area Air Park has, but west of NW 48th. Camp assumed it's categorized different than what was deeded to the City by the U. S. Government Air Base. Bowen answered he didn't think it was categorized differently but is in a residential area, not the industrial area. Camp said he wanted to make sure everyone understood the restrictions as it might give an opportunity to other businesses. He had understood the City couldn't sell land which was deeded to the City, without going back to the U. S. Government. Bowen said there are some federal requirements the airport has to adhere to and have said they will adhere on this item. Eschliman said maybe it is easier to sell to a government entity than to private, asking if that is when you have to go for Congressional? Bowen said it's in regulations within the aviation authority. Camp thought more so because it was deeded by the Department of Defense, former air.

Bowen said Eschliman had emailed about pay lag wanting an update. Roper said a couple of police officers, who left the force, were writing letters. They had not file claims within the time limits, therefore hadn't been paid, and not happy. Eschliman said apparently there were individuals who did file. Roper said there were others who filed within the time limit and they have been paid. Marvin asked if Roper had record they were delivered the information prior to the cutoff time? Roper stated he's not sure what information was mailed. Bowen said when they retired, initially, they had a time frame in which to submit a letter. Newman said they were asking if individuals were informed they needed to file? Marvin said if he didn't know to file that it seems to be a harder case for the City to make. How can you hold somebody to filing on a deadline if they didn't know? Marvin said his question is were they informed? Roper answered no, they would have had to do it on their own, doesn't believe there was anything sent out which said there's a ruling, you maybe entitled to money, but you're out of time now. They're past the deadline, having had a year to file, and on their own coming up with the theory that they're entitled to money. Bowen said in a previous lawsuit no one was entitled to anymore than what they received when they left, unless they met the deadline for writing a letter.

ANN HARRELL - No report.

DANA ROPER, City Attorney - No report.

V. MISCELLANEOUS -

1. Discussion on 2007 Council meeting schedule.

Newman pointed out the Council needs to look at the 2007 calendar and decide May, November and December meetings as there might be conflicts with the night meetings. Newman asked on May 28th, Memorial Day, does Council want to have a night meeting on the 21st? Svoboda, Cook, Camp relied affirmatively. Newman stated in November Council has choice of going before, or after, Thanksgiving, taking off the 19th through the 26th and then the night meeting will be adjusted accordingly. Svoboda asked why the Council takes off at Thanksgiving, when it really doesn't affect the Council at all? Cook replied some members may travel to family, and we want to give that opportunity, which is why the Council picked the day after Thanksgiving as on Thanksgiving Thursday and Friday City Government is closed. With City Government closed it makes it very difficult to receive legislation, plus preparing for the Monday meeting, which is why we take Monday off after Thanksgiving. Cook said he thinks Council should do the same as last year, the Monday after, which would be the 26th and do the night meeting on the 19th.

Newman asked if this was acceptable with everyone. Camp said logically we'd take it off after, as it makes sense with the staff. Newman asked for Council ideas, want to have the night meeting on the 19th and take off the 26th? Cook made motion.

Motion: The City Council would adopt the holiday schedule as noted on the attachment, with Thanksgiving as the 26th, with November 19th as the night meeting. And in addition the Council would have a night meeting on May 21st and on November 19th, and do not have a night meeting in December, 2007. Just as we do not in 2006.

Camp seconded.

Newman clarified saying a night meeting on November 19th, with no meeting on the 26th. December will be a holiday on the 24th and the 31st. And no night meeting in December. In May the night meeting will be the 21st and the 28th off for Memorial Day.

Role Called:

Cook, Eschliman, Camp, Marvin, Svoboda, McRoy, and Newman voting aye. Motion carried seven to zero.

VI. CITY COUNCIL MEMBERS -

JON CAMP - No report.

JONATHAN COOK - Cook recognized Eschliman was concerned about the changes in the substitute for signs and wanted to know if the substitute was to make it clean, or was it to give Marvin a chance to make definition adjustments because we wanted this to allow more transitions, and he eliminated and dissolved in combining substitute two.

Cook stated Substitute Two is essentially the original, with a small number of changes. Svoboda said with eliminated animation. Cook replied animation wasn't allowed in the original and so doesn't include animation. Svoboda said Substitute One has animation. Cook said Substitute One is different and added is a new transition called, Reveal, you scroll and travel. The light settings are the same but with the adjustment on the night setting, which is NITs, they are higher for the darkest time, exactly the same as Substitute One. Cook continued saying on Page 7, starting at Line 16, it is the only paragraph actually significant with the transitions now fade scroll problem can only be up to one second, and then the whole time has been reduced from three seconds to one second, all in the paragraph. Cook didn't believe anything else changed, and that's why the substitute has those changes and is based upon the original Planning Commission. Cook stated he didn't want the document to seem overwhelming.

Eschliman said if Council receives this much we need to receive by Thursday. Cook said it wasn't complete until Friday afternoon, when Law finished, but the other two amendments are both in keeping in what we discussed before two. Cook said he didn't know what the Council wanted to do with them, the Anderson Ford Sign, and the other one was Payless's attempt to satisfy. Cook said he talked to Martha Lee and she had no problem with the changes, the transitions, the transition times. Also talked to Bob Norris and he still would prefer something more on the transitions rather than the list he received. This is the one area we agreed to disagree. Marvin said he also talked to Norris.

ROBIN ESCHLIMAN - No report.

DAN MARVIN - No report.

ANNETTE McROY - No report.

KEN SVOBODA - No report.

PATTE NEWMAN - No report.

VII. MEETINGS/INVITATIONS - Listed on the Attend Sheet for December 4th.

VIII. MEETING ADJOURNED - Approximately at 11:54 a.m.

***HELD OVER FROM NOVEMBER 20, 2006.**

****HELD OVER FROM NOVEMBER 27, 2006.**

MEMO

TO: City Council

FROM: Richard D. Hoppe
Aide to the Mayor

DATE: ~~November 20, 2006~~ 12/4/06

RE: Boards and Commissions Upcoming Appointments

<u>Name</u>	<u>Board</u>	<u>Eligible for Reappoint</u>	<u>Desires Reappoint</u>	<u>Mayor will Reappoint</u>
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COUNCIL VOTE DECEMBER 11TH

Larry Anderson	Forestry Adv Board	Yes	Yes	Yes
Robert Smith	Forestry Adv Board	NEW		
Ken Svoboda	District Energy Corp	Yes	Yes	Yes

COUNCIL VOTE DECEMBER 18TH

Dee Aguilar	Lincoln Area On Aging	NEW		
Connie Schmidt	Women's Commission	Yes	Yes	Yes
Gloria Aron	Women's Commission	Yes	Yes	Yes

BY EXECUTIVE ORDER IN DECEMBER

Patte Newman	Graffiti Appeals Board	NEW		
Russell Miller	Graffiti Appeals Board	NEW		
Shawn Ryba	Graffiti Appeals Board	NEW		

NOVEMBER

Brittani Olson	Air Pollution Adv Comm	Yes		
Wayne Heyen	Air Pollution Adv Comm	No		
Sitaram Jaswal	Air Pollution Adv Comm	Yes		
Rick Gardner	Air Pollution Adv Comm	Yes		
Carol Swigart	Air Pollution Adv Comm	No		
Kevin Horne	Air Pollution Adv Comm	Yes		

DECEMBER

Jerry Shoecraft	LES Board	Resigned		
Kathy Campbell	LES Board	Yes		
Michael Ayars	LES Board	Yes		

JANUARY

Patricia Owen	Gov Access & Info Comm'			
Michelle Zuhlke	Gov Access & Info Comm'			

JANUARY

James Lamphere
Rita Cox

Gov Access & Info Comm'
Gov Access & Info Comm'

Jeff Searcy
Patrick O'Donnell
Tom Laging

Capital Environs Comm'
Capital Environs Comm'
Capital Environs Comm'