

**DIRECTORS' MEETING
MONDAY, DECEMBER 4, 2006**

I. MAYOR

- *1. NEWS RELEASE. Mayor Presents Award of Excellence for October to Alicia "Ali" Hettenbaugh.
- *2. NEWS ADVISORY. News conference with Mayor Seng on Thursday, November 16, 2006 at 9:00 a.m. regarding the homeless population in Lincoln.
- *3. NEWS RELEASE. Mayor releases new homeless count.
- *4. NEWS RELEASE. City announced snow plowing plan.
- **5. NEWS ADVISORY. News conference with Mayor Seng and Representatives of Star City Holiday Festival, December 2, 2006 at the float factory in Waverly.
- **6. NEWS RELEASE. Mayor Announces Plans for Star City Holiday Festival.
- **7. WASHINGTON REPORT, November 17, 2006.
 - 8. NEWS ADVISORY. Mayor Seng's Schedule for Week of November 25 through December 1, 2006. (Delivered to Council Members on November 22, 2006)
 - 9. NEWS RELEASE. Mayor Seng's Thanksgiving Message. (Delivered to Council Members on November 22, 2006)
- 10. Civil Rights and A.D.A. Pedestrian Facilities Training Workshop - Tuesday, December 12, 2006.
- 11. NEWS RELEASE. Countdown Crosswalk Signals Installed Downtown.
- 12. NEWS RELEASE. Separation of Grass and Leaves Ends December 1.

II. DIRECTORS

COMMUNITY HEALTH ENDOWMENT OF LINCOLN

- 1. Community Health Endowment Applicant Workshop.

FINANCE DEPARTMENT

- **1. Memo from Steve Hubka, Budget Officer, with attachments of:
 - (a) Actual Compared to Projected Sales Tax Collections;
 - (b) Gross Sales Tax Collections (With Refunds Added Back In);
 - (c) Sales Tax Refunds; and
 - (d) Net Sales Tax Collections.
- 2. Investment Report for the year ending August 31, 2006.

PLANNING COMMISSION

- 1. Four Annexation Maps, Ordinance No.'s 18839, 18806, 18810, and 18812.

PLANNING COMMISSION FINAL ACTION

- 1. Comprehensive Plan Conformance No. 06016. Permanent Conservation Easement - JAVA - North 15th and Rudolph Streets. Resolution No. PC-01028.
- 2. Special Permit No. 531F, Amendment to the Salt Valley View Community Unit Plan. Warlick Boulevard and Creekside Trail. Resolution No. PC-01027.

POLICE DEPARTMENT

- 1. Email from Investigator Russ Fosler, Lincoln Police Department, re: Coyote Willy's drink specials.

PUBLIC WORKS AND UTILITIES

1. ADVISORY. Harris Overpass Project. State Project BR-5266(1); CN12572. City Project No. 70181.

WOMEN'S COMMISSION

- *1. NEWS RELEASE. Study Shows Women Under-Represented on Local Boards.

III. CITY CLERK

IV. COUNCIL REQUESTS/CORRESPONDENCE

V. MISCELLANEOUS

- *1. Email from John Henry (Jack) Zohner, John Henrys, re: Monitoring new street projects, timeliness, and quality of roads.
- *2. Letter from Daniel E. Klaus, Rembolt/Ludtke, re: License application for The Pit Crew. (Letter delivered to Council Members on 11/13/06)
- *3. Rely from the Planning Department to Darrell and Betty Ihde re: Bill #06-200, Change of Zone No. 06066. Opposition to down zoning - 401 South 27th Street, Lincoln.
- *4. Letter from Joan Wagner Rosenberg re: Juveniles ticketed and consequential time through the court system.
- *5. Letter with newspaper copy from Peter W. Katt, Pierson Fitchett Law Firm, re: Highway Allocation Bond Projects.
- *6. Email from Don Nordell, Aquila Operations Manager, re: Aquila rate application.
- *7. Letter received from Michael James re: Wood Park down zoning.

MISCELLANEOUS RECEIVED WEEK OF 11/27/06

- **1. Email letter from Lyle L. Schmidt re: Proposals for 48th and "O" Street.
- **2. Email from Joel Ludwig re: Mining Permit No. 06066.
- **3. Email from Bob Norris to Marvin Krout, Planning, re: Language of proposed options to sign ordinance changes.
- **4. Email from David Oenbring re: Digital billboards.
- **5. Letter received from Kim Sturzenegger re: Opposed to variance in proposed digital billboard ordinance allowing digital signs downtown but not city wide. (Letter delivered to Council Members on 11/22/06)

MISCELLANEOUS RECEIVED WEEK OF 12/04/06

1. Email from Willa Grange re: Anderson Ford Company's sign.
2. Letter from B&R Stores, Inc. re: Thanks to the design and construction team who upgraded the 48th and "O" Street intersection.
3. Correspondence from Lincoln Electric System re: Comparison of advertising and public information expenses of Nebraska Public Power District (NPPD) and Omaha Public Power District (OPPD).
4. Email from David Lillico re: Green Beret Parachute Team - Parachute Demo's.

VI. ADJOURNMENT

- * Held over from November 20, 2006
- ** Held over from November 27, 2006

**DIRECTORS' MEETING
MINUTES
MONDAY, DECEMBER 4, 2006
COUNTY/CITY BUILDING
CONFERENCE ROOM 113**

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

Others Present: Mayor Coleen Seng, Mark Bowen, Ann Harrell, Lin Quenzer, Rick Hoppe, Mayor's Office; City Clerk Joan Ross; Dana Roper, City Attorney; Directors and Department Heads; Tammy Grammer, City Council Staff; Deena Winter, Lincoln Journal Star Representative; John Becker, Talent Plus; and Coby Mach, LIBA

Location Announcement of the Nebraska Open Meetings Act: A Copy of the Nebraska Open Meetings Act is Located on the Wall at the Rear of this Room

I. MAYOR -

Mayor Coleen Seng stated we had a big parade this weekend and we had three winners with city government. The Best Walking Unit was from the Health Department 'Keep Lincoln & Lancaster Beautiful'; Best Commissioned Float Handler was 'Sweet Treats, City of Lincoln' Diane Gonzolas; and the Best Costume Award was Public Works & Utilities Department and Ms. Gonzolas held up their award.

Last night the Friendship Force celebrated their 25th anniversary, they had quite a large celebration at the Country Club. The reason I mention this is because there are several hundred Friendship Force groups across the world and they looked at Lincoln, Nebraska as the best organized group. It has been a volunteer effort from the very beginning and the National President was in for the celebration.

There will be an announcement at 1:30 p.m. this afternoon a ground breaking in regard to possible 800 jobs. That's as much as I can tell you because we are still operating under the confidentiality agreement that was signed several months back.

I encourage Council to attend one of the Holiday Balls at the Auld Recreation Center which you received invitations from the Parks & Recreation Department. Those are held every year and it's very special for the folks that are involved in it, so if you can possibly attend one of them, they would really appreciate it.

Mayor Seng called on Directors. Bruce Dart (Health Director) stated we had said once the weather changed and the call volumes changed that we would try and do some staffing with weekend officers. We started that last weekend, we will have two officers on one shift from 8:30 a.m. to 5:00 p.m. on Saturday's and Sunday's.

Don Herz (Finance Director) stated for Item 5 on their Agenda today, Lauren Wismer from Gilmore & Bell will be at the Council Meeting this afternoon for explanation on this item. *[#5, 06-205, Authorizing the execution and delivery of a (1) Trust Indenture, (2) a Lease Agreement, (3) a Deed of Trust, Construction Security Agreement and Assignment of Rents and Leases, and (4) a Tax Compliance Agreement in connection with the issuance of \$3,500,000 aggregate principal amount of the City's Industrial Development Revenue Bond (Nebraska School Activities Association Project) Series 2006.]*

Karl Fredrickson (Public Works & Utilities Director) stated for Item 6 under public hearing today, he will be asking Council to consider an amendment on the Planning Commission recommendation in regards to a drive-way south of Adams Street which is between Adams Street and what would be our future Windmill Drive. He will be at the Council Meeting this afternoon to explain his request which is Amendment #1. *[#6, 06-204, Change of Zone 06063-Application of North 47 Group, LLC for a change of zone from AG Agricultural to R-3 Residential and B-2 Planned Neighborhood Business on property generally located at N. 84th Street and Adams Street; for a Planned Unit Development District designation of said property; and for approval of a development plan which proposes modifications to the Zoning Ordinance and Land Subdivision Ordinance to allow approximately 74 residential dwelling units and 140,000 square feet of commercial floor area.]*

Nicole Fleck-Tooze (Public Works & Utilities) stated regarding Item 7, DEQ was delayed in getting us a copy of the signed cooperative agreement, we received it last week and I have it ready to handout to Council today. The final agreement has the dollar amount which is \$377,866 but it's pretty much the same as the one Council received in their packet. *[#7, 06R-222, Approving a Cooperative Agreement between the Nebraska Department of Environmental Quality (NDEQ) and the City of Lincoln regarding State of Nebraska grant funding from the Stormwater Management Plan Program.]*

Interim Fire Chief Dan Wright reported last night we had another pretty significant fire which resulted in quite a bit of damage to the house in northeast Lincoln. The numbers initially reported I think are a little low and we're trying to find out what the loss actually was but the fortunate thing is that we had no injuries. Ms. Newman asked cause of the fire? Chief Wright stated he heard preliminary it may have been children playing with matches or a lighter. Ms. Newman commented she has heard someone say they caught their child playing with matches and what some people may not know is Rick Campos goes out and talks to people when they do see red flags. So that might be something that we get out on City TV because some parents just don't know how to deal with it. Chief Wright responded yes the Bureau of Fire Prevention and maybe Mike Merwick (Building & Safety Director) can help you with that but the Bureau of Fire Prevention does have Juvenile Fire Center Programs. Where the inspectors are involved with those cases just like this child will be referred and there will be some counseling and those kind of things, so there are programs out there that we are involved with and have

been for years. Mike Merwick stated if anybody has a need for it all they need to do is contact the Bureau of Fire Prevention and there is no cost. All the inspectors at different times counsel youth and juvenile fires, it does work, it takes a little time and it does involve parent as well as the youth. They usually come down to the Bureau of Fire Prevention for the counseling, so if anybody knows of someone it's not a bad thing to do to prevent a fire from perhaps like what happened last night from happening again.

- *1. NEWS RELEASE - RE: Mayor Presents Award of Excellence for October to Alicia "Ali" Hettenbaugh. - NO COMMENTS
- *2. NEWS ADVISORY - RE: News conference with Mayor Seng on 11/16/06 at 9:00 a.m. regarding the homeless population in Lincoln. - NO COMMENTS
- *3. NEWS RELEASE - RE: Mayor releases new homeless count. - NO COMMENTS
- *4. NEWS RELEASE - RE: City announced snow plowing plan. - NO COMMENTS
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1. Email from Investigator Russ Fosler, Lincoln Police Department - RE: Coyote Willy's drink specials. — NO COMMENTS

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1. ADVISORY - RE: Harris Overpass Project - State Project BR-5266(1); CN12572 City Project #70181. — NO COMMENTS

WOMEN'S COMMISSION

- *1. NEWS RELEASE - RE: Study Shows Women Under-Represented on Local Boards.
— NO COMMENTS

III. CITY CLERK

City Clerk Joan Ross stated there is a correction on Item 13 which is setting a hearing date for South Street Liquor. On their application they showed a Class C liquor license but their attorney faxed to us that was an error and they meant to apply for a Class D liquor license. So, when it comes before Council it will be showing as a Class D liquor license, I will mention this when we get to the Consent Agenda portion. But, the Resolution has been corrected, the ad was caught as well and it will be corrected on the Action Sheet as well. [*#13, Setting the Hearing Date of Monday, December 18, 2006 at 1:30 p.m. for the Application of BNW Corp. dba South Street Liquor for a Class C liquor license located at 1000 South Street.*]

IV. COUNCIL REQUESTS/CORRESPONDENCE -

JON CAMP -

Mr. Camp stated he would like to speak with Police Chief Casady after the Directors' Meeting today.

JONATHAN COOK -

Mr. Cook handed out amendments for the Sign Ordinance, Substitute #2 which has a number of changes on it and I think is a good compromise ordinance so take a look at it. Amendment #3 to the Substitute which would allow the Anderson Ford sign to stay for ten (10) years and be treated basically as a nonconforming sign during that time; and Motion-To-Amend #4 proposed by Rick Peo from the Law Department. Mr. Peo thought it would help clarify because I've had discussions with Rick (Peo) and I think people from the sign industry had as well. There were some concerns about side effects from this ordinance or even the Anderson Ford amendment this clarifies that if you have an existing sign and it was legal before it will remain legal as a nonconforming sign it can stay.

Mr. Cook commented question on the other amendment, we have a Substitute #1 which was given to us before and at the end of that substitute it says prepared on behalf of Nebraska Sign of LIBA. I wanted to ask staff about that because normally amendments would only be prepared by Council members or staff. Is there a Council member who was saying they wanted to move that, I'm just wondering why their wording that it was prepared on behalf of LIBA and when did we start doing that. Marvin Krout (Planning Director) responded it was prepared on behalf of an amendment, Council member Svoboda asked for about four changes and those four changes represented the changes that LIBA had asked for and Council members had asked for in their testimony. Mr. Cook commented so actually it should have said prepared for Ken Svoboda. Mr. Krout responded that's correct.

ROBIN ESCHLIMAN - NO COMMENTS

DAN MARVIN -

Mr. Marvin stated in conversations with Terry Bundy (LES) on Friday and I think that there's been discussions about how to deal with \$25,000 and Terry (Bundy) might of talked to the Mayor's Office about it. Terry (Bundy) told me that they would continue to fund that amount (inaudible), he will talk to the board and we will keep working on it. I wanted to mention that and see if Council members want to continue to pursue an amendment to increase funding for the \$25,000 or (inaudible). Mr. Marvin stated Mayor do you want to comment on it. Mayor Seng commented I would encourage \$25,000 to get put back in there but however it happens is fine. Mr. Marvin commented if anybody has any questions about the mechanics of how it would be done let me know. I have also talked to Terry (Bundy) about Council being invited to a meeting perhaps in February where we can discuss some of the issues that were brought up regarding LAP and the LAC advertising budgets. We can meet directly with the LES Board and bring those issues up at that time.

ANNETTE McROY - NO COMMENTS

KEN SVOBODA - NO COMMENTS

PATTE NEWMAN - NO COMMENTS

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(A D D E N D U M - DECEMBER 4th)

I. MAYOR -

1. NEWS ADVISORY - RE: Mayor Seng's Public Schedule Week of December 2 through 8, 2006-Schedule subject to change. - NO COMMENTS
2. NEWS RELEASE - RE: Public Invited To See Proposed Design of Harris Overpass. - NO COMMENTS

II. CITY CLERK - NONE

III. CORRESPONDENCE

A. COUNCIL REQUESTS/CORRESPONDENCE -

JON CAMP

1. Article - RE: Los Angeles Fire Chief Quits Over Scandal. - NO COMMENTS
2. Article from the New York Times - RE: Fire Chief Steps Down in Los Angeles in Bias Case. - NO COMMENTS

B. DIRECTORS AND DEPARTMENT HEADS -

PLANNING

1. Memo from Marvin Krout - RE: 2030 Comprehensive Plan - Final Edition. - NO COMMENTS

C. MISCELLANEOUS -

1. E-Mail from Lynn Darling - RE: The problem of the illegally issued billboard sign off I-80. - NO COMMENTS
2. E-Mail from Bob Norris - RE: Latest ordinance option-I have received another version of the proposed EMC ordinance change. - NO COMMENTS
3. E-Mail from Ted Ericson - RE: Salt Creek Floodplain Mapping Update. - NO COMMENTS
4. E-Mail from Roger Tracy - RE: Graffiti. - NO COMMENTS

[End of Addendum]

VI. MEETING ADJOURNED - Approximately at 11:19 a.m.

***HELD OVER FROM NOVEMBER 20, 2006.
HELD OVER FROM NOVEMBER 27, 2006.

dm120406/tjg