

**DIRECTORS' MEETING
MONDAY, APRIL 16, 2007
11:00 AM
COUNTY/CITY BUILDING
CONFERENCE ROOM 113**

I. MAYOR

1. NEWS RELEASE. Mayor present March Award of Excellence to Raju Kakarlapudi on Monday, April 9, 2007.
2. NEWS RELEASE. Malone Center anchors candidates forum on Thursday, April 19, 2007 at 7:00 pm to 9:00 pm sponsored by Lincoln-Lancaster Women's Commission and the National Association for the Advancement of Colored People.
3. MEDIA RELEASE. Community Health Endowment Seeks Nominations for Annual Award.

II. DIRECTORS

HEALTH

1. Email to Neb Economis, Shannon McGovern, regarding highway sound regulations.
2. Response to Shannon McGovern on NDOR information.

PLANNING

1. Withdrawal of Street Name Change No. 06010 to Rename Montello Road from 84th Street to the Existing Firethorn Lane Name.
2. Miscellaneous No. 07004, Change of Zone No. 07015 and Miscellaneous No. 07005. Proposed Text Amendments to the Land Subdivision Ordinance, Zoning Ordinance and City of Lincoln Design Standards Relating to Stormwater Quality and Erosion and Sediment Control.

PUBLIC WORKS AND UTILITIES

1. Memorandum. Competitive Bids Received for the Sales of Sanitary Sewer Revenue Bonds.
2. Email to Mr. and Mrs. Schmutte answering email received on property acquisition for water tower.
3. ADVISORY. Water District 1196, Orchard Street 67th to 68th. Construction of a replacement water main and water service reconstruction.

WOMEN'S COMMISSION

1. NEWS RELEASE. Equal Pay Day Recognizes Women Working in the Red.

III. CITY CLERK

IV. COUNCIL REQUESTS/CORRESPONDENCE

1. Letter from Dr. Gourley, Lincoln Public Schools. History of working with the Lincoln-Lancaster County Planning Department.
2. Letter from Pierson Fitchett Law Firm. Correction to April 2, 2007 letter to Roy and Carolyn Wolgamott.
3. Letter from Peter Katt, Law Firm of Pierson Fitchett. Change of Zone No. 07010. Request to continue for public hearing to May 7, 2007. (Council Members received in packets on Thursday, April 12, 2007)
4. Letter, with attachment of previous letters, from Jerry Irwin, owner of Foxy Lady, to John McQuinn, City Prosecutor, regarding smoking regulations.

V. MISCELLANEOUS

1. Email from Captain Gary Juilfs regarding email sent by Nebraska Economics, Shannon McGovern.
2. Email from Shannon McGovern. Comments on government issues.
3. Email from Jerry Pizet, CARE Program Manager. Call reassurance phone system. (CARE)
4. Email from Shannon McGovern. City - County funds.
5. Email from Nebraska Economis, Shannon McGovern. Highway sound regulations.
6. Email from Barb Haith supporting the hiring of a City Auditor.
7. Email from Maggie Marsh regarding Calvert Rec Center.
8. Email from Neb Economis, Shannon McGovern, to Scott Homes, Health Department, regarding highway sound regulations.
9. Email from Pete Beau. Request for more police services to the Near South neighborhood.
10. Email from Neb Economis, Shannon McGovern. Sound survey information.
11. Email from Shannon McGovern. NDOR information.
12. Email from Shannon McGovern, Neb. Economis. County assisting motorsports.
13. Media Release from Community Health Endowment. Seeking nominations for annual award.

VI. ADJOURNMENT

**DIRECTORS' MEETING
MINUTES
MONDAY, APRIL 16, 2007
11:00 AM
COUNTY/CITY BUILDING
CONFERENCE ROOM 113**

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

Others Present: 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; Deena Winter, Lincoln Journal Star Representative; Coby Mach, LIBA, and Trish Owen, Lincoln Chamber of Commerce.

Meeting convened at 11:03 a.m.

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 not present. Mark Bowen stated the Mayor is taking her son to the Airport. Mr. Bowen had nothing to report.

Ms. Newman wished Dana Roper Happy Birthday.

1. NEWS RELEASE - RE: Mayor present March Award of Excellence to Raju Kakarlapudi on 04/09/07. — NO COMMENTS
2. NEWS RELEASE - RE: Malone Center anchors candidates forum on 04/19/07 from 7:00 pm to 9:00 pm sponsored by Lincoln-Lancaster Women's Commission and the National Association for the Advancement of Colored People. — NO COMMENTS
3. MEDIA RELEASE - RE: Community Health Endowment Seeks Nominations for Annual Award. — NO COMMENTS

II. DIRECTORS -

Assistant Police Chief Jim Peschong stated you probably heard in the newspaper or on the news media that we had a meeting last week with the parents and the students of the Wesleyan University fire. We met with them on Friday afternoon and basically told them where the investigation was at this particular point. Two individuals were issued citations and one person was arrested for attempted first-degree arson and the attempted first-degree arson was not associated with the death of Ryan Stewart. He had been involved in lighting a calendar on fire a little bit earlier probably within a hour before the

actually fire took place and it was hanging on the wall. So, at this particular point and time we have run down all the leads that we have right now but he's sure it will move into the civil side. At that particular point and time there will probably be some kids and/or maybe some parents that may be willing to come back with some additional information that we will follow but that's where it stands right now.

Mr. Camp commented in that regard for several months he's heard about the fireworks, covering of exit signs and so forth and all a long this period of time all we've heard about is fire sprinkler systems and so forth. But, with all of the activities that occurred there by these students, he's concerned that we had this several months almost three or four months now of rush to get the fire sprinklers and everything in every facility because that would of prevented it. Now, that this has come out about the fireworks and everything doesn't this shed some light that these other situations that it is really more to the conduct of individuals verses the fire safety of the facilities.

Assistant Chief Peschong replied he thinks it was the conduct and it was hazing that had been going on. There was scheduled hazing for three nights and this was night two that was taking place and it was a lot of the conduct that probably was the major contributor to things that were happening and we were able to issue citations or an arrest for violations at this particular point. But, you are right some of the exit signs were covered over as well as the windows were covered over and so when the fire broke out and the alarm goes off you had couple of things. Campus students trying to see to get out because of the activities of the hazing that had been going on all night the night before and on this particular night were the students thinking that it was a prank that someone had pulled the fire alarm and not really thinking there really was in fact a fire. So, we are probably lucky that we did not have more injuries than what we did have. We met with the Wesleyan Administration on Thursday afternoon and gave them a little bit of a summary in regards to the investigation and that we feel a lot of the incidences that took place were the result of hazing activities that was going on at the University. So, they will be moving into review of student affairs and things of that nature now at this particular point and time.

Mr. Camp commented any reason why it took so long for some of those facts to come out. Police Chief Tom Casady stated yes when you had 39 people in the fraternity that's a lot of interviews to do. Many of those young people were represented by attorneys that's a lot of schedules to make, there's nothing unusual about being represented by an attorney, anyone who would be involved in a situation like this where someone has died would probably be advised to do so and there were also some scientific examinations that had to be conducted which is not unusual. If you remember the Malone Center investigation, the Fire Truck investigation, this investigation, if it's high profile and complex people want answers right now and if they want answers right now than you get them with a slopping half hazard investigation. You have to be patient of these things and wait and we also have to be attentive to the right of these defendants to a fair trial and it's very difficult to do a criminal investigation when you got information that's being discussed in the local news media. Mr. Marvin commented to Chief Casady that he thinks they did a great job. Mr. Camp commented I don't know if anybody is saying that, he's just saying that he had some questions and concerns. Ms. Newman

commented she thinks Wesleyan and the University both need to be commended because these sprinkler systems in these buildings are very expensive and they're doing it voluntarily because they know it's the right thing to do. When the president of an university gives his bonus as he leaves to help pay for one of these you have to agree respect to that so she thinks it is the right thing to do and they need to be commended for it..

Don Herz (Finance Director) stated he thinks the Internal Audit position is to the Personnel Board this week and he has talked to Personnel about getting it advertised as soon as possible.

HEALTH -

1. Response E-Mail from Scott Holmes, Health Department to Neb Economis, Shannon McGovern - RE: Highway sound regulations. — NO COMMENTS
2. Response E-Mail from Scott Holmes, Health Department to Shannon McGovern - RE: NDOR information. — NO COMMENTS

PLANNING -

1. Withdrawal of Street Name Change #06010 to Rename Montello Road from 84th Street to the Existing Firethorn Lane Name. — NO COMMENTS
2. Miscellaneous #07004, Change of Zone #07015 and Miscellaneous #07005 - Proposed Text Amendments to the Land Subdivision Ordinance, Zoning Ordinance and City of Lincoln Design Standards Relating to Stormwater Quality and Erosion and Sediment Control. — NO COMMENTS

PUBLIC WORKS & UTILITIES -

1. Memo from Margaret Remmenga - RE: Sanitary Sewer Revenue Bonds. — NO COMMENTS
2. Response E-Mail from Karl Fredrickson to Mr. & Mrs. Schmutte - RE: Answering email received on property acquisition for water tower. — NO COMMENTS
3. ADVISORY - RE: Water District 1196, Orchard Street 67th to 68th - Construction of a replacement water main and water service reconstruction. — NO COMMENTS

WOMEN'S COMMISSION -

1. NEWS RELEASE - RE: Equal Pay Day Recognizes Women Working in the Red.
— NO COMMENTS

III. CITY CLERK -

City Clerk Joan Ross stated on their Agenda today, Items 1 & 2 will be called together. [*#1, Application of State Theatre Inc. dba State Theatre for a Class I liquor license at 1415 "O" Street.; and #2, Manager application of David McNeil for State Theatre Inc. dba State Theatre at 1415 "O" Street.*]

For Item 3, they received a request from the applicant to continue the public hearing to May 7th and then they will vote on it May 14th. The request should have been in their packet. [*#3, 07-58, Change of Zone 07010 - Application of Steve M. Champoux for a change of zone from AG Agricultural District to AGR Agricultural Residential District on property generally located at 134th and A Streets.*]

For Item 4, she handed out a Motion-To-Amend on one of the claims. [*#4, 07R-87, Accepting the report of new and pending claims against the City and approving disposition of claims set forth for the period of March 16-31, 2007.*]

Items 6 & 7 will be called together. [*#6, 07R-89, Approving an Interlocal Agreement between the City and Lincoln Public Schools to provide for the funding of a City library at the new Arnold Elementary School with Keno Funds - Libraries on property generally located at N.W. 48th Street and West Cuming Street.; and #7, 07R-90, Approving a Lease and Development Agreement between the City and Lincoln Public Schools to provide for the construction, operation and maintenance of a City library at the new Arnold Elementary School generally located at N.W. 48th Street and West Cuming Street.*]

Ms. Newman stated question for Marvin Krout on Items 21 & 22 someone asked her about them. Do those items come off pending? Marvin Krout replied no, they stay on pending. If you remember you did approve a limited zoning for about 9 acres of land that will enable the sign and some other limited commercial development. But, until we are further a long with a plan towards deciding what to do with the consolidation or not of those two facilities, he thinks the appropriate thing is to leave the Comprehensive Plan Amendment on pending. [*#21, 05R-301, Comp. Plan Amendment No. 05011-Amending the 2025 Lincoln/Lancaster County Comprehensive Plan by changing approximately 14 acres of Public/Semi-Public and Green Space to Commercial use, on property generally located at the southeast corner of N. 84th Street and Havelock Avenue.; and #22, 05R-302, Approving a memorandum of Understanding between the City and the Lancaster County Agricultural Society associated with the Society's request for a comprehensive plan amendment designating approximately 14.4 acres generally located on the southeast corner of 84th Street and Havelock Avenue as commercial.*]

IV. COUNCIL REQUESTS/CORRESPONDENCE -

COUNCIL -

1. Letter from Dr. Gourley, Lincoln Public Schools to Larry Hudkins, Lancaster County Commissioner - RE: History of working with the Lincoln-Lancaster County Planning Department. — NO COMMENTS
2. Letter from Peter W. Katt, Pierson/Fitchett Law Firm - RE: Correction to 04/02/07 letter to Roy & Carolyn Wolgamott. — NO COMMENTS
3. Letter from Peter Katt, Pierson/Fitchett Law Firm - RE: Change of Zone #07010 (AG to AGR - 134th & A Streets) - Request to continue for public hearing to 05/07/07 (Council Members received in Thursday packets on 04/12/07). — NO COMMENTS
4. Letter with attachments of previous letters from Jerry Irwin, Foxy Lady to John McQuinn, City Prosecutor - RE: Smoking Regulations. — NO COMMENTS

JON CAMP -

Mr. Camp stated question for Dana Roper on the list of claims which lists pending court litigation. His question is why they don't have litigation on the list like counter claims where we would see that if and when it is settled. Mr. Roper stated if we are already in litigation and somebody counter claims we don't list those but we could send you perhaps one of our audit letters for bond issues. We have to update all the litigation against the City and we could send you one of those if you want to see on-going litigation which is a whole different list and it's fairly extensive. Ms. Newman commented that's the annual list which you give us, right. Mr. Roper replied it's in the annual list, yes. They would not have it unless these are claims that have been filed and when it goes to litigation it goes off of that list and does not come back until it gets settled. When the new bond issue is issued we have to go through the litigation list to update it and give the auditors a list of all the pending liabilities of the City and he could send that to them. Ms. McRoy commented she would be interested in looking at it since it's already done. Mr. Roper stated okay, he will send Council a copy of it.

JONATHAN COOK -

Mr. Cook stated he would like to speak with Police Chief Casady, Bruce Dart (Health Director) and Mike Merwick (Building & Safety Director) briefly after the Directors' Meeting today.

ROBIN ESCHLIMAN -

Ms. Eschliman stated she received a call from somebody on North 27th Street wanting to know when it is going to be widened between Cornhusker and the interstate which she has never heard anything about. Karl Fredrickson (Public Works & Utilities Director) replied he doesn't think there is anything in the Comprehensive Plan. We are installing a signal at 27th & Whitehead Drive and he thinks the Department of Roads is widening the interstate to six lanes other than that there is not anything in the Comprehensive Plan to widen on 27th Street.

DAN MARVIN -

Mr. Marvin stated he would like to speak with Don Herz (Finance Director) after the Directors' Meeting today.

ANNETTE McROY - No Comments

KEN SVOBODA - No Comments

PATTE NEWMAN - No Comments

V. MISCELLANEOUS -

1. Email from Captain Gary Juilfs - RE: E-Mail sent by Nebraska Economics, Shannon McGovern. — NO COMMENTS
2. Email from Shannon McGovern - RE: Comments on government issues. — NO COMMENTS
3. Email from Jerry Pizet, CARE Program Manager - RE: Call reassurance phone system (CARE). — NO COMMENTS
4. Email from Shannon McGovern - RE: City/County Funds. — NO COMMENTS
5. Email from Nebraska Economics, Shannon McGovern - RE: Highway sound regulations. — NO COMMENTS
6. Email from Barb Haith - RE: Supporting the hiring of a City Auditor. — NO COMMENTS
7. Email from Maggie Marsh - RE: Calvert Recreation Center. — NO COMMENTS

8. Email from Neb Economis, Shannon McGovern to Scott Holmes, Health Dept. - RE: Highway sound regulations. — NO COMMENTS
9. Email from Pete Beau - RE: Request for more police services to the Near South neighborhood. — NO COMMENTS
10. Email from Neb Economis, Shannon McGovern - RE: Sound survey information. — NO COMMENTS
11. Email from Shannon McGovern to Scott Holmes, Health Dept. - RE: NDOR information. — NO COMMENTS
12. Email from Shannon McGovern, Neb. Economis - RE: County assist motorsports. — NO COMMENTS
13. Media Release from Community Health Endowment - RE: Seeking nominations for annual award. — NO COMMENTS

ADDENDUM - (For April 16th) - None

VI. MEETING ADJOURNED - Approximately at 11:23 a.m.