

AGENDA
CITY COUNCIL ORGANIZATIONAL MEETING
MONDAY, MARCH 2, 2009
(Immediately Following Directors' Meeting)
COUNTY/CITY BUILDING
CONFERENCE ROOM 113

I. MINUTES

- *1. Minutes from Directors' Meeting of February 9, 2009.
- *2. Minutes from City Council Organizational Meeting of February 9, 2009.
- *3. Pre-Council Meeting Minutes - RE: Antelope Valley/North 27th Street Update/Assurity and Matt Talbot Kitchen & Outreach - February 2, 2009.

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

- *1. Public Building Commission Meeting (Camp/Cook)
- *2. Parks & Recreation Advisory Board Meeting (Cook)
- *3. Multicultural Advisory Committee Meeting (Marvin)
- *4. Board of Health Meeting (Svoboda)
- *5. Nebraska Innovation Zone Commission Meeting (Camp)
- **6. Joint Budget Committee Meeting (Emery/Eschliman)
- **7. LPED - Jason Smith will give an update on the local economy (Requested by Eschliman)

OTHER MEETINGS REPORTS:

III. APPOINTMENTS/REAPPOINTMENTS - To Be Announced

- **1. Material from Pat Leach, Library Director - RE: Library Board Vacancy. (See Attachments)

IV. REQUESTS OF COUNCIL FROM MAYOR - To Be Announced

V. MISCELLANEOUS - None

VI. CITY COUNCIL MEMBERS

VII. MEETINGS/INVITATIONS -

1. Lincoln Electric System (LES) Open House Meeting on Tuesday, March 17, 2009 between 6:00 p.m. and 8:00 p.m. at LES, Walter A. Canney Service Center, 2620 Fairfield Street - (See Invitation)
2. The Nebraska Appleseed Center for Law in the Public Interest invites you to a briefing "The Economic Opportunity Campaign: Opportunity Policy and Nebraska Values" on Friday, February 27, 2009 at 8:00 a.m. at the State Capitol Building, Room 1023 - A light breakfast will be served - RSVP to Kate Bolz at 438-8853 x 101 or by email - (See Invitation)
3. Updowntowners, Inc.- 'An Inside Look' on Thursday, March 12, 2009 from 11:45 a.m. to 1:00 p.m. at Butherus, Maser & Love Funeral Home, 4040 "A" Street - Cost: Members \$12/person; Guests \$15/person - RSVP and pre-pay by March 9th, 434-6902 - (See Invitation)
4. Matt Talbot Kitchen & Outreach for our Annual 'Feeding the Soul of the City' dinner & fundraiser on Thursday, March 12, 2009 at Embassy Suites of Lincoln, 1040 "P" Street - 6:00 p.m. to 7:00 p.m., Social Time; 7:00 p.m., Program & Dinner - Cost: \$60/person - RSVP by March 2nd - (See Invitation)
5. Face the Chamber with John Maher, Publisher of the Lincoln Journal Star on Wednesday, March 11, 2009 from Noon to 1:00 p.m. (Registration begins at 11:45 a.m.) at the Country Club of Lincoln, 3200 South 24th Street - Cost: \$15/person; \$20/person at the door - RSVP by March 9th - (See Invitation)
6. Join Olsson Associates as we toast the City of Lincoln! Please join us for a night of Irish-style fun! On Thursday, March 19, 2009 from 4:30 p.m. to 6:30 p.m. at Red9, 322 South 9th Street - RSVP to Suzy Thompson at 458-5947 or by email - (See Invitation)

VIII. ADJOURNMENT

***HELD OVER FROM FEBRUARY 16, 2009.**

****HELD OVER FROM FEBRUARY 23, 2009.**

A D D E N D U M
AGENDA
CITY COUNCIL MEMBERS' ORGANIZATIONAL MEETING
MONDAY, MARCH 2, 2009

COUNCIL REPORTS ON BOARDS, COMMITTEES, COMMISSIONS AND CONFERENCES - NONE

MEETINGS/INVITATIONS - NONE

APPOINTMENT/REAPPOINTMENTS - NONE

MAYOR'S REQUEST TO COUNCIL - NONE

MISCELLANEOUS -

1. Discussion of LB355 - cigar bar legislation. (Requested by Ken Svoboda)

MINUTES
CITY COUNCIL ORGANIZATIONAL MEETING
MONDAY, MARCH 2, 2009

Present: Robin Eschliman, Doug Emery; Jon Camp; John Spatz; Ken Svoboda; and Dan Marvin

Absent: Jonathan Cook

Others: Rick Hoppe, Aide to the Mayor; Denise Pearce, Aide to the Mayor; Trish Owen, Aide to the Mayor; and Judge John Hendry, City Attorney

Chair Eschliman announced the Open Meetings Act location and opened the meeting at 12:02 p.m.

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The above minutes approved by acclamation.

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

***1. Public Building Commission Meeting Camp/Cook**

Camp reported they discussed the third floor renovation; alternatives for the cafeteria operation; information on the Juvenile and County Court offices; County Clerk renovations; the Downtown Senior Center; and the Development Services Center which may come before Council next week.

Marvin inquired about the Development Services Center. Discussion on funding of City and County and possibly a Pre-Council meeting. Hoppe added the Mayor's office will want to meet and discuss.

The PBC did authorize the County Clerk to do the valuation protests, but the County wanted more information. The Assessor may redo the 2009 evaluations, because of the economic time. Marvin stated the Assessor has obligations, a calculating procedure, and turns over to the State in mid-March.

***2. Parks & Recreation Advisory Board Meeting Cook**

Councilman Cook absent.

***3. Multicultural Advisory Committee Meeting Marvin**

Pearce stated discussion on overall City diversity in terms of the workforce, and an update on having more community members involved, not only in City commissions but on private foundations.

***4. Board of Health Meeting Svoboda**

Svoboda reported they no longer publish the annual report, but put on the web. If anyone needs printed copies they are available, but this is a tremendous cost savings.

The Food Advisory Committee will have reappointments and appointments plus revisions to the Lincoln Food Code, primarily defining levels of a food handler. The change will be presented to the City Council in a couple of weeks.

***5. Nebraska Innovation Zone Commission Meeting Camp**

Camp reported they received a presentation on the Lawrence-Kansas City corridor, and an engineering report.

****6. Joint Budget Committee Meeting Emery/Eschliman**

Emery reported on Payday Lending affecting people effected by the JBC, and the potential legislative changes sponsored by two Lincoln Senators. Approved the Keno funds distribution, which will be presented to Council. Talked about the 2-year cycle commitment and the effect in the budget process.

Eschliman requested more information on Payday Lending. Emery replied Nebraska is a state still allowing that overhead to rise above 400%. Many states have capped it at 32%, and one bill will do this. Discussed the overall effect that Payday Lending has on the needy and how it has expanded.

****7. LPED - Update by Jason Smith on the local economy, requested by Eschliman**

Smith presented how with this tough economy they work with the state to identify programs which will be available statewide, with some coming directly to Lincoln. Presentation on the economy and projects. Marvin started discussion on financing, and tools which may lead a company to locate here.

Smith stated in developing the LPED booklet they identified 22 Lincoln organizations who work with entrepreneurs. Instead of calling 22 organizations there are good descriptions and a company is able to narrow down to the organization they're looking for.

Camp asked with this economy are there ways to find opportunities? Smith explained how Lincoln is in a good position, coming from work done the last 3-4 years. Discussion on Lincoln's position in size, facilities, workforce, and Nebraska's challenge of keeping up with other states.

Camp asked if there will be a point when stimulus's are worth more? Smith replied the community wants to be careful and explained how incentives are a factor when down to location, but now hearing more about incentives on the front side, going back to increased competition. The positive is companies want to do, but have to delay. People need a stronger feeling about the economy.

OTHER MEETINGS REPORTS:

Spatz complemented Pearce on doing an excellent job working with the administrations legislation proposal at the Legislature.

Pearce said the Committee had questions on how to store electronic minutes for historic purposes. She stated they also had the Special Olympics hearing on the budget money for the 2010 games.

III. APPOINTMENTS/REAPPOINTMENTS

****1. Material from Pat Leach, Library Board Director Library Board Vacancy**

Pearce stated the Library Board met, prioritized the candidates, and forwarded the top 4 choices including their resumes. They would like this to be considered at the next meeting. Svoboda moved the nomination of Kathy McKillip, Marvin seconded.

Pearce will prepare the paperwork. Camp asked if it goes to resolution? Svoboda stated Council votes on the recommendations and then it goes to the Library Board who works with Pearce. Spatz asked Hendry if comfortable with voting now? Judge Hendry replied the document has to give

people a good idea of what is going to have occurred, and not comfortable. Spatz thought to list next week.

IV. REQUESTS OF COUNCIL FROM MAYOR

Hoppe stated next week have an executive session/pre-council on contract negotiations. Then asked for Council's preference to receive the CAFR? Eschliman asked if they could have an audit committee update and receive the CAFR presentation at the same meeting?

Discussion on outcomes, indicators and setting priorities. Talked about follow up with Council members on outcomes and indicators and also on how resolutions are more of a public account, with the public having opportunity to input ideas.

Svoboda said in discussing outcomes there are items identified which are becoming controversial. Do not want an outcomes discussion recognized as specific items. Also when in resolution form and before Council we open up discussions, and it is recognized as an internal document.

Discussion on meeting times and dates. Hoppe will work with the Council Chair on the process used for the outcomes and indicators documents. Eschliman said the 9th is union negotiations, 16th have outcomes, and CAFR? Hoppe will check with the audit committee and perhaps could do on the 9th.

V. MISCELLANEOUS Discussion of LB 355 Svoboda

Svoboda stated LB 355 is one of three smoking related bills in the Legislature. The one which made it out of committee is the cigar bar legislation. The problem is a preemption clause saying no city ordinance shall have the right to have exceptions more stringent than the State. The only exceptions are research facilities and/or the 20% smoking rooms in hotels. Is this body allowed to write a letter, signed by agreeing Council members, or can we could provide discussion and/or letters as Council Members to the Legislature and Senators? Would like a letter, even though it's out of committee.

Pearce has been working with the Law Department on an amendment to see where it goes in terms of eliminating the preemption or narrowing the scope of the preemption. Then for the municipalities who have a local ordinance adopted by the people it would be protected.

Svoboda asked Judge Hendry if a Council member, as a private citizen, has the right to talk with Senators regarding this bill? Judge Hendry replied as a private individual certainly, as you are not representing anyone. We have a First Amendment right as individuals to contact anybody and give our opinions. Pearce added once we have the amendment we'll be in a good position to make the argument. Will make sure the delegation has copy and knows where we stand. Svoboda questioned if the lobbyist could put a letter together that interested Council Members could sign as a back up?

MPO Meeting

Eschliman asked if anyone could attend Thursday at 1:30 pm? Marvin stated he would attend.

VI. CITY COUNCIL MEMBERS

No additional comments.

VII. MEETINGS/INVITATIONS

See invitation list.

VIII. ADJOURNMENT

Chair Eschliman adjourned the meeting at 12:44 p.m.