

**CITY COUNCIL ORGANIZATIONAL MEETING  
MONDAY, MARCH 12, 2012  
555 S. 10<sup>TH</sup> STREET, ROOM 113  
2:30 P.M.**

**I. MINUTES**

1. Director's Meeting minutes of March 5, 2012.
2. Organizational Meeting minutes of March 5, 2012.

**II. REPORTS ON BOARDS/COMMITTEES/COMMISSIONS/CONFERENCES**

1. Information Services Policy Committee (ISPC) - Carroll
2. Parks and Recreation Advisory Board - Cook
3. Joint Budget Committee (JPC) - Emery, Eskridge

**III. APPOINTMENTS/REAPPOINTMENTS - TBA**

**IV. REQUESTS OF COUNCIL FROM MAYOR - TBA**

**V. MISCELLANEOUS**

1. Proposed changes to formal meeting adjournment procedure and order of the agenda.

**VI. CITY COUNCIL MEMBERS**

**VII. MEETINGS/INVITATIONS**

See Invitation List

**VIII. ADJOURNMENT**

**MINUTES  
CITY COUNCIL ORGANIZATIONAL MEETING  
MONDAY, MARCH 12, 2012**

**Present:** Gene Carroll, Chair; Adam Hornung, Vice Chair; DiAnna Schimek; Carl Eskridge; Doug Emery; Jonathan Cook; and Jon Camp

**Others:** Joan Ross, City Clerk; Rick Hoppe, Chief of Staff; Rod Confer, City Attorney; Denise Pearce, Senior Policy Counsel; Marvin Krout, Planning Director

Chair Carroll opened the meeting at 2:30 p.m. and announced the location of the Open Meetings Act.

**CITY CLERK - JOAN ROSS**

Ross stated first will be the Award of Excellence. Under Public Hearing have Liquor Resolutions. On page 2, #'s 8, 9, and 10 have Motions to Amend and both are on line. Krout stated on #8 have a request. The PUD to add to the commercial floor area was taken out but they don't want to lose the potential to have the area. They had the footage in their current PUD and inadvertently reduced. Carroll stated the Motion to Amend would be changing the numbers. Krout commented change to what it is today.

Krout stated Council may have read about #9 in the paper, with Planning dealing with different situations. We'll spend time at the meeting explaining, but would like Council to put on pending for 6 weeks. Have talked to a sorority representative and Chris Jackson, UNL, and think we have a special parking solution for Greek Row housing on city campus. We do need time to make sure we have it worked out. Carroll commented to put on pending with no certain date? Krout stated 6 weeks should be enough time. Cook asked if it would come back for public hearing? It will come back for second reading. Is there any reason we should send back to the Planning Commission to work with them and then bring back in a package? Krout replied informally took care of East Campus concerns, and think we can do the same here rather than send back for rehearing, saving time.

Ross stated #13 is an appeal from the Planning Commission Action. Carroll reminded Council if voting yes are voting affirming. Ross added, the Planning Commission's recommendation. Krout stated on #10 there is an amendment, the PUD for the LPS site on O Street at Lyncrest. Krout stated this amendment agreed to the general principle of sharing with the west property owner, giving both sides access to Cotner and O Street. In the future will be to everyone's advantage to work out the access agreement.

Cook stated on #13, as part of the use groups, would have a fix. Krout replied it's in the drafting stage, in the city attorney's office. Hoping to be at the Planning Commission in a month, or two, with a proposal that will one, will remove the term non-profit organization, as it is an ownership. He stated the second is to separate residential and non-residential, and propose the residential health care facilities, including large group homes, not be a permitted use or a special permitted use in the heavy commercial and industrial district. But now it is allowed by special permit, case by case, and the reason it is now in front of Council.

Camp asked on Item #10, sharing access from the west,. Was there talk of condemnation of a residential home? Krout believes LPS worked with the property owner to have a joint PUD and have joint access, all part of the construction project, so it would be positive in terms of traffic circulation. The owner wasn't ready to agree, but probably will some day as he may need to do some rezoning

to make the most of his property, and when that happens this is LPS saying, we will grant that property access through our property by a joint agreement. Camp asked if LPS is looking to try and buy and tear down a residential home? Krout answered no, and doesn't think that was considered. They were trying to work an arrangement with the commercial property, on the corner on Cotner and O, to make them part of the PUD, rezone the property, and have joint access. Camp received constituent calls stating they were trying to force someone to sell their residential home, so they could tear down. Richard Meginnis confirmed. Krout stated he wasn't aware of anything like that but aware this commercial property has some residential zoning in the back where they have parking. Would have to ask LPS.

Ross stated on page 3, Lynn Johnson did deliver information in the form of a memo, #19, the lease agreement, explaining the renewal.

## **I. MINUTES**

1. Director's Meeting minutes of March 5, 2012.
  2. Organizational Meeting minutes of March 5, 2012.
- With no corrections the above minutes were approved.

## **II. REPORTS ON BOARDS/COMMITTEES/COMMISSIONS/CONFERENCES**

### **1. Information Services Policy Committee (ISPC) - Carroll**

Carroll stated the City will move server to the State in May, and frame services by September 1<sup>st</sup>. Should be a reduction of approximately \$60,000 per year, probably more as we go through. Camp asked if there be a reduction in City employees? Carroll replied looking at a reduction of 2 employees.

### **2. Parks and Recreation Advisory Board - Cook**

Cook stated they discussed the redevelopment process for the Parks and Rec Maintenance Facility at 21<sup>st</sup> and M Streets, and related properties. There is a dealership on the corner at 21<sup>st</sup> and M, NRD owned, but Parks owns other land (showed map outlining land). Looking at selling most of the land, possibly keeping one building. In presenting the map Cook said the areas in green were purchased with Federal money so in order to sell have to put them into new park lands. A long process but hoping to get cooperation with some short cuts to start. This would allow us to put money towards a potential Stevens Creek Park. Also, a letter was sent to area property owners, stating Parks is looking for land, perhaps along Stevens Creek or nearby, that could be a large regional park.

Camp asked if there is an idea of what Parks would receive for the property mentioned? Cook stated at this time he does not know any amounts, or estimate. Camp asked if there is an idea of value? Cook replied there is other city land there, so it will be a large parcel. He added will put out for proposals and see what kind of interest results, which would affect the amount of land sold, and whether we partner with the NRD, etc. Also have some large easements underneath. A 40 foot sanitary sewer easement runs under this property and will affect where buildings can be placed. To soon to tell value.

For Centennial Mall \$800,000 was proposed in the State Legislature bill. Hoped for \$1.2 million.

The grand opening of Union Plaza may be in September, although the O Street closures will slow down the opening.

Cook stated Parks has a new program. On our monthly electric bill there is the option to donate \$1.00. Now will have a water bill add-on of "\$2.00 for Trees". When people contribute through their bill it

goes into the tree planting program. Hopefully as successful as the Lincoln Cares Program.

### **3. Joint Budget Committee (JPC) - Emery, Eskridge**

Emery stated there is a Keno recommendation, with Carroll adding it will be on the Organizational Meeting agenda next week. Emery continued saying at that time will ask for a vote. Now roughly \$106,000 worth of requests for Keno grants.

Keno money is dealt out twice a year in excess of what is put in. When there is a Keno payout money put in to get a million dollars built up, at which time will use the interest and make a bequest. The other money, which we pay out twice a year, is now at \$33,000 with requests for \$106,000. The process takes quite a while but amounts will be on the recommendation as given by the JBC.

## **III. APPOINTMENTS/REAPPOINTMENTS**

Pearce distributed Boards and Commissions Update, with one new and three reappointments.

## **IV. REQUESTS OF COUNCIL FROM MAYOR**

Hoppe stated this week is Sunshine Week. Nonprofit organizations all over the country are reminding citizens of available resources. The Mayor will have a press conference at 1:30 p.m. today to list what is available for citizens on our website, how they can request records.

## **V. MISCELLANEOUS**

### **1. Proposed Changes to Formal Meeting Adjournment Procedure and Agenda Order**

Cook stated the last two weeks he has made the adjournment motion. Every time do get frustrated as it's more complicated than it should be. Carrying over the pending doesn't make sense as we already voted where to put items. Do not need to vote each week to carry over. He stated he has spoken with the City Attorney who thought it would be fine if Council voted so that each week the pending list is automatically carried over and the resolutions automatically scheduled. Then we can just make a motion to adjourn. Camp stated from three items would now be one? Cook replied it would just be one, if we approve a motion today.

Cook said the other item has to do with the order. Resolutions are automatically scheduled but we could move under First Reading Ordinances and make it First Reading Resolutions, rather than having at the end of the agenda. Ross suggested moving the First Reading to go after the Third Reading, then Council would move from voting the resolutions into the vote for the Third Reading. Then First Reading would be moved forward, have their First Reading, and immediately record.

Cook said from the beginning of the agenda to some point is Public Hearing, and a little bit further is voting, then after that are the new items. Ross commented 2<sup>nd</sup> Reading Ordinances are somewhat in the middle as they are Public Hearing and people want to speak to them. Would have to skip them.

Cook asked if anyone saw trouble with this? Camp replied there still is public confusion when we talk about First Reading. Is there a way to help them understand this is really a notice? Ross stated it's a City Charter requirement. Confer added the statute talks about three readings for ordinances. Schimek stated when a bill was introduced in the State, didn't have a First Reading, or discussion, and no hearing. Cook added sometimes certain media seem a little confused about what it means.

Cook stated Council could let Ross resolve, possibly to put a note somewhere saying First Reading. Not something Council needs to specifically deal with. Ross stated if you look at, and read, the agenda you can see the items contained within the Public Hearing. It does say, End Public Hearing. Ordinance First Reading and Related Resolutions, not Public Hearing. Camp stated Public Hearing

will be the Second Reading. Carroll added Introduction Only. Camp stated the media, who call, get confused.

Hornung asked if we wanted something delayed, or amended, changed, a First Reading item, we wouldn't be affected by this vote? Cook replied no, we can always adjust items on the agenda.

**Motion:**

Cook made the motion Council have the pending list always carried over, and in accordance with previous Council votes the Resolutions automatically be scheduled, and the agenda be reordered to move Resolutions from the end to under First Reading Ordinances so it is First Reading Resolutions. Move First Reading Ordinances to after Third Reading Ordinances, as suggested by City Clerk Ross. Seconded by Hornung.

**Roll Call:**

Camp, Carroll, Cook, Emery, Eskridge, Hornung, and Schimek voted aye. Passed 7-0.

**VI. CITY COUNCIL MEMBERS**

No comments.

**VII. MEETINGS/INVITATIONS**

See Invitation List

**VIII. ADJOURNMENT**

Chair Carroll adjourned the meet at 2:48 p.m.