

**DIRECTOR'S MEETING
MONDAY, NOVEMBER 3, 2003 - 11:00 A.M.
CONFERENCE ROOM 113**

I. MAYOR

- *1. Response Letter from Mayor Seng to Rosilyn R. Fritz - RE: She encountered a raised brick in the sidewalk in the downtown area - (See Letter)
- *2. NEWS RELEASE - RE: Soto And SCC Staff To Receive Human Rights Award - (See Release)
- *3. NEWS ADVISORY - RE: Mayor Coleen J. Seng's schedule for Thursday, October 23rd includes the following events: - (See Release)
- *4. NEWS RELEASE - RE: Mayor Kicks Off Campaign To Increase Recycling - Citizens can win prizes by pledging to recycle - (See Release)
- *5. NEWS RELEASE - RE: Lincoln Police Department Awarded State Accreditation - (See Release)
- *6. NEWS RELEASE - RE: New Habitat Reserve Area Dedicated In North Lincoln. (See Release)
7. NEWS RELEASE - RE: Public Open House Set On Traffic And Revitalization Study In University Place - (See Release)
8. NEWS RELEASE - RE: Stransky Park To Be Dedicated Sunday (See Release)
9. NEWS RELEASE - RE: Work On Railroad Crossing And Intersection To Close Portion Of South 14th. (See Release)
10. NEWS RELEASE - RE: Entry And Lane Closed For Antelope Valley Construction - (See Release)
11. Washington Report - October 24, 2003.
12. NEWS RELEASE - RE: Public Invited To Open House On Acreage Issues. (See Release)

II. CITY CLERK

III. CORRESPONDENCE

A. COUNCIL REQUESTS

JONATHAN COOK

1. OUTSTANDING Request to **Lynn Johnson, Parks & Recreation Director** - RE: Bike/Pedestrian Bridge 14th & Old Cheney (RFI#107 - 10/13/03)
2. Request to Allan Abbott, Public Works & Utilities Director - RE: Driveway approach (RFI#108 - 10/21/03)

TERRY WERNER

1. OUTSTANDING Request to **Darl Naumann, Mayor's Office** - RE: Small Business Assistance (RFI#102 - 8/29/03)
2. OUTSTANDING Request to **Darl Naumann, Mayor's Office** - RE: Ace Hardware (RFI#106 - 8/29/03)
3. OUTSTANDING Request to **Terry Bundy, LES** - RE: The LES surplus property at 17th & Prospect (RFI#113- 10/17/03)
4. OUTSTANDING Request to **Law Department** - RE: What can 9-11's role be in providing victims information as to where an AED might be located and how to use it? (RFI#114 - 10/17/03)
5. OUTSTANDING Request to **Jack Moors, City Lobbyist** - RE: Support a requirement to have vendors of AEDs included in the registry (RFI#115 - 10/17/03)

PATTE NEWMAN

1. OUTSTANDING Request to Roger Figard, Allan Abbott, Public Works & Utilities Department/ **Chuck Zimmerman, Mike Merwick, Building & Safety Department/Kent Morgan, Marvin Krout, Planning Department** - RE: Monday's extensive pre-council, public hearing and lengthy negotiations between PW and residents on Pine Lake Road, Old Cheney

and 84th Street for acquisition of sufficient ROW to meet new city standards - (RFI#14 - 8/11/03). — **1.) SEE RESPONSE FROM ROGER FIGARD, PUBLIC WORKS & UTILITIES DEPARTMENT RECEIVED ON RFI#14 - 9/02/03**

2. Request to Allan Abbott & Roger Figard, Public Works & Utilities Department - RE: Requesting information “brochure” on sidewalks to distribute to neighborhoods for newsletter publication (RFI#17 - 10/24/03)

GLENN FRIENDT

- *1. Letter from Lyle Goodenkauf to Glenn Friendt - RE: During 1975, in order to alleviate a City budget shortfall at that time - (See Letter)
2. Letter from Thomas Shafer to Danny Walker - RE: The 84th Street Improvements and what development contributions were received for those improvements along 84th Street -(In reference to Glenn’s RFI#26-10/28/03)(See Letter)
3. Letter from Thomas Shafer to Donna Stoll - RE: Brome Lane at 14th Street (In reference to Glenn’s RFI#27-10/28/03)(See Letter)

ANNETTE McROY

1. Request to Planning Department - RE: Turn Lanes for Ashley Heights Subdivision (RFI#145 - 10/23/03)

JON CAMP

- *1. Letter from Tim Martin to Jon Camp - RE: Proposed ban on public smoking. (See Letter)

B. DIRECTORS AND DEPARTMENT HEADS

BUDGET

- *1. Material - RE: Resolution & City of Lincoln - Annual Operating Budget 2003-2004 - Council Adopted. (Council received their copies on 10/20/03)(Copy of this Material is on file in the City Council Office)

FINANCE/CITY TREASURER

1. Monthly City Cash Report & City of Lincoln-Pledged Collateral Statement - September 30, 2003. (See Material)

HEALTH DEPARTMENT

- *1. Material from Bruce Dart - RE: Physician Advisory - InFluenza Update - (See Material)
- *2. E-Mail from Bruce Dart to Council - RE: Summary of Smokefree Ordinance will be posted on our website - (See E-Mail)
- *3. Response E-Mail from Bruce Dart to Mark Welsch - RE: Problems with Draft Smokefree Ordinance - (See E-Mail)
- *4. Material from Bruce Dart - RE: Physician Advisory - West Nile Virus Update. (See Material)
5. NEWS RELEASE - RE: Last Household Hazardous Waste Collection For The Year Is Scheduled For November 8, 2003. (See Release)
6. Response E-Mail from Bruce Dart to Mark Welsch - RE: Problems with Draft Smokefree Ordinance -(See E-Mail)
7. NEWS RELEASE - RE: Skunk Tests Positive for Rabies - (See Release)
8. NEWS RELEASE - RE: Halloween Safety For Pets. (See Release)

HUMAN SERVICES

- *1. Memo & Material from Kit Boesch - RE: Office of Military Families - Quarter American Red Cross -(Council received their copies of this material in their file folders on 10/20/03)(Copy of this material is on file in the City Council Office)

LIBRARY

- *1. NEWS RELEASE - RE: Go Overboard @ Your Library! - Set sail for adventure on the deep blue sea.... (See Release)

PARKS & RECREATION DEPARTMENT

- *1. Memo from Lynn Johnson & Steve Hiller - RE: Proposal to Improve the Financial Stability of the Golf Program by permitting the Sale of Alcoholic Beverages on Public Golf Courses. (See Memo)
- 2. Memo from Lynn Johnson - RE: Questions Regarding Increased Liability due to Availability of Alcoholic Beverages on City Golf Courses. (See Memo)

PLANNING

- *1. Memo from Kent Morgan - RE: CORRECTION - Population and Geographic Area of City and County. (See Memo)
- *2. Memo from Greg Czaplewski - RE: Street and Alley Vacation 03011 Block 41. (See Memo)
- 3. Annexation By Ordinance - Ordinance No. 18245 - Effective October 7, 2003 - 1.06 Acres.

PLANNING COMMISSION FINAL ACTION

- 1. Comprehensive Plan Conformance No. 03012 (Conservation Easements-Salt Creek) Resolution No. PC-00833.

POLICE DEPARTMENT

- *1. Memo from Police Chief Tom Casady - RE: Alcohol Sales on Public Golf Courses. (See Memo)

PUBLIC WORKS & UTILITIES DEPARTMENT

- *1. Response Letter from Scott Opfer to Norma Chapman - RE: The status of the sidewalk repair in front of your residence at 1535 "A" Street. (See Letter)
- *2. Response Letter from Harry Kroos to John Mendlik - RE: Pedestrian movement in the Wesleyan area - (See Letter)
- *3. Memo from Allan Abbott - RE: 03-156 - Yankee Hill Annexation - (See Memo)

- *4. Response Letter from Scott Opfer to Jerome Rossow - RE: Request for additional measures to improve safety at the Bicycle/Pedestrian Trail crossing just west of Briar Rosa and Old Cheney Road. (See Letter)
- 5. Follow up Response Letter from Scott Opfer to Cyndie Wiesen - RE: Pedestrians traveling along and crossing Pioneers Blvd. near Lucille Street - (See Letter)

URBAN DEVELOPMENT DEPARTMENT

- *1. Memo from Marc Wullschleger - RE: Request for Information - Old Federal Building Redevelopment - (See Memo)

C. MISCELLANEOUS

- *1. E-Mail from Joseph W. Cherner - RE: Lincoln (Nebraska) Considers Going Smoke free - (See E-Mail)
- *2. 6 - E-Mail's from Georg Bernhard; Nathan Wright; Phil Harris; Loren Blinde; Becky & Mike Haskins; Dave Shoemaker, Shoemaker's Truck Station; - RE: Opposed to the Proposed Smoke-Free Ban - (See E-Mail's)
- *3. 23 - E-Mail's from Manjari Peiris; Thom Remington; Robert Rutkowski; David Fusco; Nancy Tyler; Leroy J. Pletten, Ph.D; Douglas Kinney, D.M.D.; Patricia Keating; Hannelore Dane; Barbara Hamilton; Michael Turnbull; Athena Ramos; Regina Ellena; Angela Miller; Faye Smith; Stephen H. Rogers, M.D.; Molly Hauck; Marilyn Huffman; Salvador Romero; James Sitrick, Jr.; Marcy Harrington; DD "Dave" Davison; Donna Washburn; - RE: In Support of the Proposed Smoke-Free Ban - (See E-Mail's)
- *4. Letter from H.L. Franey - RE: The Proposed Smoke-Free Ban - (See Letter)
- *5. 12 -Opposed & 88- In Support - Format Note Cards - RE: The Smoke Free Workplace Ordinance. (See Note Cards)
- *6. 5 - E-Mail's from Marilyn & Keith Lockard; Laura Essay; Dan Showalter; David & Janet Isaacson, PharmD, RP; Velma Janzen; - RE: In Support of the Proposed Smoke-Free Ban (See E-Mail's)

- *7. E-Mail from Joe Cherner - RE: Make Lincoln Smoke-Free - (See E-Mail)
- *8. Letter from Rosilyn (Roz) R. Fritz - RE: Red bricks in sidewalks downtown. (See Letter)
- *9. E-Mail from Joseph W. Cherner - RE: Breast Cancer Victims More Likely to Die if They Smoke - Women who smoke are 2.5 times more likely to die from their breast cancer - (See E-Mail)
- *10. E-Mail from Joseph W. Cherner - RE: ZAGAT Survey Finds Smokefree Air Popular With Diners - 96% of restaurant goers eating out the same amount or more often - (See E-Mail)
- *11. Letter & 2 Reports from Terry Bundy, LES - RE: The Lincoln Electric System 2004 Operating & Capital Budget - (Council copies placed in their Thursday packets on 10/23/03)(Copy of this Material is on file in the City Council Office)
- *12. Letter & Material from Edward H. Patterson to Clinton Thomas, City of Lincoln, Real Estate Division - RE: Your letter of August 29, 2003 offers, under the representation of Mr. Fred Briggs, a single lump sum of about \$100,00 for the two side-by-side residences - (See Material)
- *13. E-Mail from Mark E. Welsch, President, GASP (Group to Alleviate Smoking Pollution) of Nebraska, Inc. - RE: Problems with Draft Smokefree Ordinance - (See E-Mail)
- *14. 2 - E-Mail's from Joseph W. Cherner - RE: Massachusetts Poised to Become Nation's 6th Smokefree State - House Speaker backs smokefree workplace law joining CA, DE, NY, CT, and ME; AND Massachusetts House Passes Smokefree Workplace Legislation, 125-25 - (See E-Mail's)
- *15. E-Mail from Bob Valentine - RE: Changes in City Council Public Comment Policy & other questions for which he seeks answers to - (See E-Mail)
- *16. E-Mail from A.L. & Margaret Blacketer - RE: Yankee Hill Annexation - (See E-Mail)
- *17. Letter from Ted Wright - RE: The Smoke Free Workplace Ordinance - (See Letter)
- *18. E-Mail from Cheryl Stransky - RE: Proposed Annexation No. 97007, generally located at W. Van Dorn St. and S. Folsom Street - (See E-Mail)

- *19. Letter from Sandy Whitmarsh - RE: Annexation of Regional Center & Yankee Hill Neighborhood Residential Concerns - (See Letter)
- *20. E-Mail from Michael Carpenter - RE: Smoking Ban - (See E-Mail)
- *21. E-Mail from Kristen Lamoreaux with response E-Mail back from Joan Ray - RE: The City Council Meetings - (See E-Mail)
- *22. Letter from Jay D. Edmiston - RE: The City changed the pavement markings on Vine from a two lane to a two lane with a common left configuration last week - HOORAY - (See Letter)
- *23. Letter from Clay & Joyce Champoux - RE: The Yankee Hill Annexation - (See Letter)
- *24. Letter from Burdette & Florafae Schoen - RE: The Yankee Hill Annexation - (See Letter)
- *25. Letter from Danny Walker - RE: On behalf of the South Salt Community Organization I wish to appeal a decision made by the Planning Commission on the date of October 15, 2003 regarding Special Permit No. 2038 - (See Letter)
- *26. CERTIFIED Letter from Nebraska Liquor Control Commission - RE: A hearing will be held upon the application of Boss Management LLC "Hometown Garden Café Grill & Bakery" for a Class I Liquor License at 5100 N. 27th Street - (See Letter)
- 27. 6-Opposed & 111- In Support - Format Note Cards - RE: The Smoke Free Workplace Ordinance. (See Note Cards)
- 28. Letter from Dave Shoemaker, Shoemaker's Truck Station - RE: Opposed - The Smoke Free Workplace Ordinance - (See Letter)
- 29. 2 - E-Mail's from Jill Ross; Richard Reeves; - RE: In Support of the Smoke Free Workplace Ordinance. (Also received faxed letters from these same people-those on file in the City Council Office) (See E-Mail's)
- 30. E-Mail from Dau Nguyen - RE: Request to recognize our VN Heritage Flag - (See E-Mail)

31. 8 - E-Mail's from Mel Baumfalk; Tim Hergenrader; Colleen Schriener; Suzanne Forkner; Richard Bagby; Levita Churchill; Cindi Heiden; Bruce Kampsnider; - RE: In Support of the Smoke Free Workplace Ordinance. (See E-Mail's)
32. E-Mail from Brian Robinson - RE: Annexation of Yankee Hill/Folsom Street/SW 6th Street Area - (See E-Mail)
33. 2 - E-Mail's from Jack Wacker; Ed Schnabel; - RE: Item #3--Vote No to beer on the City Golf Courses - (Council received their copies of these E-Mail's on 10/27/03)
34. E-Mail from Joseph Luther - RE: Item #12 – Change of Zone 3408 - (Council received their copies of this E-Mail on 10/27/03)
35. E-Mail from Peter W. Katt, For the Firm - RE: Yankee Hill Annexation - (Council received their copies of this E-Mail on 10/27/03)
36. E-Mail from K. Kirk Jamison - RE: Vote No to beer on the City Golf Courses & No on the smoking ban (Council received their copies of this E-Mail on 10/27/03)
37. Letter & Material from Jim Burden - RE: Personal rapid transit, or P R T, is a transportation system – (See Material)
38. E-Mail from Mark Welsch, President, GASP - RE: Problems with Draft Smokefree Ordinance - (See E-Mail)
39. Letter from Harry Lipert - RE: Opposed to the smoking ban in Lincoln - (See Letter)
40. 2 - E-Mail's from Joseph D. Jolet; Katherine Kerner; - RE: Opposed to the smoking ban - (See E-Mail's)
41. E-Mail from Joseph W. Cherner - RE: Cigarette-Caused Fire Kills Family of Seven -(See E-Mail)
42. Letter from Drew D. Stange, Executive Vice President, FMA Realty - RE: No Smoking Issue - (See Letter)
43. Letter from H.L. Franey - RE: ...An Environmental Protection Agency Report reported that ETS kills thousand Americans a year — (See Letter)

44. 43 - Format E-Mail's from David Beynon; Dawn Vosteen; Jay Snyder; Wes L. Beal; Sarah Degue; Joyce Schiermann; Kari Johnson; Helen Martin; Harvey Gooding; Kate Allen; Charles Carlson; Joan Ahrens; Brian Mikkelsen; Jamie Ives; Naomi Hopperstad; Ian Newman; Kendra Johnson; Daniel Baker; Brenda West; Connie Oubre; Pat Carlson; Angela Skrivan; Susan Taylor; Brenda Johnson; Janet Oenbring; Renee Tewes; Derek Effle; Caroline Gifford; Tim Vaske; Michelle Leising; Jerry Bainbridge; Gregory Bohling; Karen Stille; David Habel; Ross Beyer; Joseph Dennis Moore; Lori Palensky; Jane Kracl; Judy Martin; Jeanie Rink; Corinne Weber; David Humm; - RE: Don't Compromise our Health - Lincoln Smokefree Air Act - (See E-Mail's)
45. E-Mail from Mike Schmidt - RE: In Support of beer on public golf courses - (See E-Mail)
46. Letter from Wayne Giebelhaus - RE: Let's not close Old Cheney Road - (See Letter)
47. E-Mail from John Davenport - RE: Crosswalk at 15th & "Q" Street -(See E-Mail)
48. E-Mail from Joseph W. Johnson, Jr. - RE: Proposed Smoking Ban - (See E-Mail)
49. E-Mail from Joseph W. Cherner - RE: Ireland Goes Smokefree Beginning January 26 - (See E-Mail)
50. E-Mail from Melissa Long - RE: Actions Have Consequences - (See E-Mail)

IV. DIRECTORS

V. CITY COUNCIL MEMBERS

VI. ADJOURNMENT

***HELD OVER FROM OCTOBER 27, 2003.**

**DIRECTORS' MEETING
MINUTES
MONDAY, NOVEMBER 3, 2003
CONFERENCE ROOM 113**

Council Members Present: Jon Camp, Chair; Terry Werner, Vice-Chair; Jonathan Cook, Ken Svoboda, Patte Newman, Glenn Friendt, Annette McRoy

Others Present: Mayor Coleen Seng, Mark Bowen, Ann Harrell, Corrie Kielty, Lin Quenzer, Darl Naumann, Mayor's Office; City Clerk, Joan Ross; Dana Roper, City Attorney; Directors and Department Heads; Darrell Podany, Aide to Council Members Camp, Friendt, & Svoboda; Tammy Grammer, City Council Staff and Nate Jenkins, Lincoln Journal Star Representative.

I. MAYOR

Mayor Coleen Seng stated to Council that first of all, they had two people that received awards Saturday night at the NAACP dinner and indicated that Terry Werner and Larry Williams were both recognized and received very nice awards. Mayor Seng stated that she wanted to say that was really special to have two people from the City receive those awards and she 'thanked' Mr. Werner and Mr. Williams for all they do.

Mayor Coleen Seng stated to Council that there were quite a few meetings this weekend and she thought maybe Bruce [Dart] might like to tell them about the meeting last night regarding the Health Department building. Bruce Dart stated to Council that they had another meeting with the Woods Park Neighborhood Association last night, he thought Terry Werner and Jonathan Cook were there, to give them the latest concept that was presented before the Public Building Commission in October to get feedback from them, which they've been doing all along. Mr. Dart stated to Council that last night was a combination of a year long process were they've been meeting with the Woods Park Neighborhood Association and getting input from them and changing their concepts numerous times, so they once again got comments from them, which will be brought back to the Common Meeting and the Public Building Commission Meeting tomorrow. Mayor Seng 'thanked' Bruce Dart.

Mayor Coleen Seng asked Larry Williams if he wanted to tell them anything about the Civil Rights Forum that was held on Saturday morning. Larry Williams stated to Mayor Seng 'oh', sure. Mr. Williams stated to Council that it was the 2nd Civil Rights Forums that they convened and attendance wasn't that good for either one of them. But, he thinks the thing that was good about it was that they received good press coverage, both in the Lincoln Journal Star and on

10/11 and he just picked up the 'Daily Nebraskan' and there's an article in there about them. Mr. Williams stated to Council that they'll evaluate and see if they want to do them again, but he thinks the important thing is that they were getting the information out to the folks and also information to the press, which is helpful. Mayor Seng 'thanked' Larry Williams.

Mayor Coleen Seng stated to Council that Marc [Wullschleger] had a couple of things going on. Mr. Wullschleger stated to Council 'yes', they did that last week they had their Open House for the Traffic and Revitalization Study for UPCO University Place Organization and they had a real good turn out and they're getting there. Mr. Wullschleger commented that Wynn Hjermstad and Kelly Sieckmeyer are doing a great job and they got North 48th Business Association, Wesleyan and UPCO involved and they'll get through it a step at a time.

Mr. Wullschleger stated to Council that he would also like to announce that their One Stop received \$36,000 in incentive funds. Mr. Wullschleger stated to Council that each year they are eligible for incentive funds and Omaha did not get their 2nd tier of incentive funds and Gering, Nebraska and Lincoln did, so they're very happy about the \$36,000.

Mayor Coleen Seng stated to Council that Lynn Johnson has something for them. Lynn Johnson stated to Council that on Wednesday evening they're going to have a light supper at 5:30 p.m. and then at 6:00 p.m. they're going to start their first public meeting to talk about the new Community Center, which will be held at the Malone Community Center. Mr. Johnson stated to Council that they have been discussing the new joint Community Center with the Malone Board, so please feel free to come.

Mayor Coleen Seng stated to Council that the Public Works & Utilities Department has several things for them. Mayor Coleen Seng stated to Public Works that one of the things that she wanted to know about is will there be representatives at the West Bypass Meeting and commented that you and Planning will probably both have people there. Allan Abbott stated to Mayor Seng 'yes', they'll have people there. Mayor Seng asked Mr. Abbott if everybody knows about it. Mr. Abbott stated to Mayor Seng that he sent an E-Mail to the Council about it when he received it from The Department of Roads and here is the official notification and a map. [Allan Abbott handed out the material to Council] Mr. Abbott stated to Council as they recall at the Common Meeting there were several concerns expressed by both the Council and the County Board about the closing of Old Cheney Road and so that will be discussed at this meeting. Mayor Seng stated to Council that she wanted to make sure that they all knew about it and had it on their calendars, if they want to go because she knows that there was a lot of discussion about it at the Common Meeting. [Copy of this material is on file in the City Council Office - RE: The upcoming public meeting on the Lincoln

Bypass, Saltillo & Pioneers] [Note: The Public Information Meeting about upgrading the West Bypass to freeway standards will be held on Wednesday, November 12th from 4:00 p.m. to 6:00 p.m. at the Ramada Limited South, Goldenrod Room, 1511 Centerpark Road, Lincoln, Nebraska]

Mayor Seng asked Allan Abbott if he had something else about some announcement. Allan Abbott stated to Mayor Seng 'yes' on snow removal. Mr. Abbott stated to Council that they're getting ready to put out an announcement on snow removal, essentially that they've got about \$3.6 million this year for snow removal. Discussion continued with Council and Allan Abbott on this issue. Following the discussion, Mr. Abbott stated to Council that the News Release will be going out. [Copy of the News Release in on file in the City Council Office - RE: City's Snow Removal Fund at \$3.6 Million]

Mayor Seng commented to Allan Abbott is there something that Nicole Fleck-Tooze also had for them. Allan Abbott commented that Nicole [Fleck-Tooze] has it. Mr. Abbott stated to Council that there's also a letter from Peter Katt that they just received concerning the reconsideration of Southwest 1st and in his letter, he includes the fact that they did meet with them and the fact that it is true and that they did say they were willing to work with the Council and the developer to see if they can satisfy their concerns. Mr. Abbott indicated to Council that they did not say they had the answer and they did not say that if anything they proposed would be acceptable, they did say that they would be willing to work with them and that was both Planning and Public Works. Nicole Fleck-Tooze stated to Council quickly on this item, if they vote to reconsider the Special Permit, they should also vote to reconsider the Resolution for the Conservation Easement because those are a paired set of items and so they would want to have both of those back in front of them for reconsideration.

[Nicole Fleck-Tooze handed out a memo to Council] Nicole Fleck-Tooze stated to Council this memo that she just handed out to them was to try to respond to them. Ms. Tooze stated to Council that she thinks Jonathan [Cook] and Ken [Svoboda] had asked some questions and got some calls about the Retention Cell in the Ridge Pointe 2nd Addition subdivision-Northwest of 27th & Pine Lake Road behind the Shopko. Ms. Tooze stated to Council that they had some individual members of the Ridge Homeowners Association with concerns over the condition of the cell and so this is just to give them a little bit of background information on it. Ms. Tooze stated to Council that they have been working with Hampton Development for a couple of months now and one of the things that they're proposing is to change it to a dry cell because right now it's a wet retention cell. Ms. Tooze stated to Council that there had been a meeting scheduled for Thursday with the Homeowners Association or with a couple of members from the Homeowners Association and that was cancelled by Mr. Deringer and so they're still willing to meet with them, but they're going to meet with the developer to try

to resolve the issues out there. Ms. Tooze stated to Council the flip side is just a few things they're doing that are mostly actions that they've taken since the time this subdivision has been approved to try to prevent some of these things happening in the future. Ms. Tooze stated to Council so if they have any questions let her know. [Copy of this memo - RE: Ridge Pointe Retention Cell NW of 27th & Pine Lake Road & Construction and Maintenance of Detention Facilities is on file in the City Council Office.]

Mayor Coleen Seng stated to Council the last thing that she has for them is a memo about 'Establishing a "Consent Agenda" Section' on the Council Agenda and indicated that this is just for their information and if they want to do it, how it might help them save time. Mayor Seng stated to Council that the Planning Commission has had a "Consent Agenda" for quite some time and other bodies do, so maybe they want to read it over. Mr. Camp stated to Mayor Seng that he and Joan Ross have been talking for a month or two and asked if this is similar to what they have been visiting about. Mayor Seng stated to Mr. Camp 'yes'. City Clerk Joan Ross stated to Mr. Camp 'yes', she thinks so. Mr. Camp stated to Mayor Seng and City Clerk Joan Ross okay, so they're on the same wave link there. Mayor Seng indicated to Council so they can look over this memo. [Copy of this memo - RE: Establishing a "Consent Agenda" Section of the Council Agenda is on file in the City Council Office]

Mayor Coleen Seng stated to Council the only other thing that she has to say was that she'll feel for them as they go through the public hearings on the smoking testimony for the next couple of times, so the best of luck to them.

- *1. Response Letter from Mayor Seng to Rosilyn R. Fritz - RE: She encountered a raised brick in the sidewalk in the downtown area. — NO COMMENTS
- *2. NEWS RELEASE - RE: Soto And SCC Staff To Receive Human Rights Award. — NO COMMENTS
- *3. NEWS ADVISORY - RE: Mayor Coleen J. Seng's schedule for Thursday, October 23rd includes the following events: (See Release). — NO COMMENTS
- *4. NEWS RELEASE - RE: Mayor Kicks Off Campaign To Increase Recycling - Citizens can win prizes by pledging to recycle. — NO COMMENTS
- *5. NEWS RELEASE - RE: Lincoln Police Department Awarded State Accreditation. — NO COMMENTS

- *6. NEWS RELEASE - RE: New Habitat Reserve Area Dedicated In North Lincoln. — NO COMMENTS
- 7. NEWS RELEASE - RE: Public Open House Set On Traffic And Revitalization Study In University Place. — Marc Wullschleger mentioned this issue to Council under “I. Mayor”. (See that discussion)
- 8. NEWS RELEASE - RE: Stransky Park To Be Dedicated Sunday. — NO COMMENTS
- 9. NEWS RELEASE - RE: Work On Railroad Crossing And Intersection To Close Portion Of South 14th. — NO COMMENTS
- 10. NEWS RELEASE - RE: Entry And Lane Closed For Antelope Valley Construction. — NO COMMENTS
- 11. Washington Report - October 24, 2003. — NO COMMENTS
- 12. NEWS RELEASE - RE: Public Invited To Open House On Acreage Issues. — NO COMMENTS

II. CITY CLERK

City Clerk Joan Ross stated to Council that in regards to Item 1 [Application of The Dugout, Inc. dba The Dugout Sports Restaurant for a liquor catering license at 311 N. 8th Street, Suite 1] she received a call just a few minutes ago from Jeff Lewis, she believes, he’s going to withdrawal this application for a catering license and he also mentioned to her that Friday was his last day to be... Mr. Camp commented to City Clerk Joan Ross at ‘The Dugout’. City Clerk Joan Ross stated to Mr. Camp ‘yes’. Mr. Camp commented ‘oh’. Mr. Werner stated that he’s just closing it.

City Clerk Joan Ross stated to Council that she would like to call, Items 3 & 4 [Application of Lincoln Steak Company L.L.C. dba Whiskey Creek Steakhouse for a Class C liquor license at 3000 Pine Lake Road; and Manager application of Kelly Joe Maxfield for Lincoln Steak Company L.L.C. dba Whiskey Creek Steakhouse at 3000 Pine Lake Road] together.

City Clerk Joan Ross stated to Council that she wondered about calling, Items 5 through 8 [RE: Personnel Issues, Amending the Code... - See Formal Council Agenda for November 3, 2003 for further descriptions on these items] together. Mr. Camp asked the rest of his colleagues if they have any concerns on

these items, no concerns from them. Mr. Camp commented okay and stated to City Clerk Joan Ross to go ahead and call them together. City Clerk Joan Ross stated to Mr. Camp okay.

City Clerk Joan Ross stated to Council that in regards to Item 11 [RE: The Lincoln Smokefree Air Act - See Formal Council Agenda for further description on this item] just to remind them, they have a Motion-to-Amend on this item.

City Clerk Joan Ross stated to Council that in regards to Item 15 [Appeal of Denial of a Peddler Permit to Tom E. Nootz by the Police Department] Mr. Nootz was notified by telephone and in writing. Mr. Camp commented to City Clerk Joan Ross that this is the 2nd or the 3rd one they've set. City Clerk Joan Ross stated to Mr. Camp that this is the 2nd appeal scheduled. City Clerk Joan Ross asked Police Chief Casady if he's going to be at the meeting for it. Police Chief Casady stated to City Clerk Joan Ross 'yes'. City Clerk Joan Ross stated to Police Chief Casady okay.

City Clerk Joan Ross stated to Council that towards the bottom of the page, Item 24 starts the items for vote on the Water Issues and Nicole [Fleck-Tooze] was wondering if Nick McElvain would need to be at the meeting to answer any questions. Nicole Fleck-Tooze stated to Council unless they anticipate that they'll have specific questions, they were not going to ask him to sit through the other ordinances. But, if they think they will, he is definitely going to be available, they just kind of wanted to get an idea from them, if they would like him to be available. Mr. Camp asked his colleagues if they have any questions for Mr. McElvain, Council has no questions for him. Mr. Camp 'thanked' Ms. Tooze.

Mr. Werner stated that he was just wondering for Chief Casady's sake, if they could move the Peddler item ahead of the smoking and asked if they could change the procedure. Police Chief Casady stated to Council that he's more concerned about Mr. Nootz showing up and sitting through 2 or 3 hours of testimony on other issues. Dana Roper stated to Council that it takes 5 votes to move. Mr. Werner commented to Mr. Roper to move that item, so he can just make a motion to move this item. Mr. Cook commented better yet, why don't they just move Item 11 down to be after Item 15 and that way they will get everything else that is up for Public Hearing out of the way and indicated that most of the other items will go very fast. City Clerk Joan Ross stated to Council that she thinks the first time they had him on the Agenda, he was first and he didn't show up, so this is the 2nd one and so when she checked about that, they thought they would put him towards the end this time, but however, they want to do it. Mr. Werner stated that he may make the motion and they can pass it or not pass it. Mr. Camp commented 'well', how about as a compromise they get to Item 10 and they could just

ask if Mr. Nootz is in the audience and if so at that point, Dana [Roper] would they be in order, if there was 5 votes to move it up and just see. Mr. Camp asked City Clerk Joan Ross if she could help remind him of that. City Clerk Joan Ross stated to Mr. Camp 'sure'. Discussion continued with Council and City Clerk Joan Ross on this issue. Following the discussion, City Clerk Joan Ross suggested to Council to may be move them all up ahead of the Smoking Ban Ordinance.

City Clerk Joan Ross stated to Council that in regards to Item 36 [Special Permit 2022-Application of Ridge Development and Southview Inc. to develop a Planned Service Commercial development in the H-4 General Commercial District for approximately 172,650 square feet of commercial floor area, with waivers to allow zero setbacks on certain lots, to reduce the front yard setback along South 27th Street, and to reduce the minimum lot area, on property generally located northeast of the intersection of South 27th Street and Yankee Hill Road] just as a reminder that they have a couple of Motions-to-Amend and indicated that Motion-to-Amend #2 has the agreement attached.

City Clerk Joan Ross stated to Council that in regards to Item 39 [Use Permit 149 - Application of Ridge Development Company and Southview, Inc. to develop 166,100 square feet of commercial floor area, with waivers to allow a street curve with less than a 150' radius, to allow zero setbacks for certain lots, to reduce the front yard setback along South 27th Street, and to waive the sidewalk on the east side of South 26th Street, on property generally located northwest of the intersection of South 27th Street and Yankee Hill Road] they have two Motions-to-Amend and she believes that Motion-to-Amend #1 has the agreement attached.

Mr. Cook asked City Clerk Joan Ross if she would remind them after Item 40 about the 'Reconsideration' of 03R-298 and 03R-302. City Clerk Joan Ross stated to Mr. Cook that they're on the 'Miscellaneous Referral Sheet', so as she goes through the 'Miscellaneous Referrals', she will mention that and then she will also remind them about the Conservation Easement. Mr. Cook stated to City Clerk Joan Ross okay that will be great. Mr. Camp 'thanked' City Clerk Joan Ross.

III. CORRESPONDENCE

A. COUNCIL REQUESTS

JONATHAN COOK

1. **OUTSTANDING Request to Lynn Johnson, Parks & Recreation Director - RE: Bike/Pedestrian Bridge 14th & Old Cheney (RFI#107 - 10/13/03). — NO COMMENTS**

2. Request to Allan Abbott, Public Works & Utilities Director - RE: Driveway approach (RFI#108 - 10/21/03). — NO COMMENTS

TERRY WERNER

1. OUTSTANDING Request to **Darl Naumann, Mayor's Office** - RE: Small Business Assistance (RFI#102 - 8/29/03). — NO COMMENTS
2. OUTSTANDING Request to **Darl Naumann, Mayor's Office** - RE: Ace Hardware (RFI#106 - 8/29/03). — NO COMMENTS
3. OUTSTANDING Request to **Terry Bundy, LES** - RE: The LES surplus property at 17th & Prospect (RFI#113- 10/17/03). — NO COMMENTS
4. OUTSTANDING Request to **Law Department** - RE: What can 9-11's role be in providing victims information as to where an AED might be located and how to use it? (RFI#114 - 10/17/03). — NO COMMENTS
5. OUTSTANDING Request to **Jack Moors, City Lobbyist** - RE: Support a requirement to have vendors of AEDs included in the registry (RFI#115 - 10/17/03). — NO COMMENTS

PATTE NEWMAN

1. OUTSTANDING Request to Roger Figard, Allan Abbott, Public Works & Utilities Department/ **Chuck Zimmerman, Mike Merwick, Building & Safety Department/Kent Morgan, Marvin Krout, Planning Department** - RE: Monday's extensive pre-council, public hearing and lengthy negotiations between PW and residents on Pine Lake Road, Old Cheney and 84th Street for acquisition of sufficient ROW to meet new city standards - (RFI#14 - 8/11/03). — **1.) SEE RESPONSE FROM ROGER FIGARD, PUBLIC WORKS & UTILITIES DEPARTMENT RECEIVED ON RFI#14 - 9/02/03.** — NO COMMENTS
2. Request to Allan Abbott & Roger Figard, Public Works & Utilities Department - RE: Requesting information "brochure" on sidewalks to distribute to neighborhoods for newsletter publication (RFI#17 - 10/24/03). — NO COMMENTS

GLENN FRIENDT

- *1. Letter from Lyle Goodenkauf to Glenn Friendt - RE: During 1975, in order to alleviate a City budget shortfall at that time. — NO COMMENTS
2. Letter from Thomas Shafer to Danny Walker - RE: The 84th Street Improvements and what development contributions were received for those improvements along 84th Street -(In reference to Glenn's RFI#26-10/28/03). — Mr. Friendt stated to Tammy Grammer that she can remove this item from the Agenda. Ms. Grammer stated to Mr. Friendt okay.
3. Letter from Thomas Shafer to Donna Stoll - RE: Brome Lane at 14th Street (In reference to Glenn's RFI#27-10/28/03). — Mr. Friendt stated to Tammy Grammer that she can remove this item from the Agenda. Ms. Grammer stated to Mr. Friendt okay.

ANNETTE McROY

1. Request to Planning Department - RE: Turn Lanes for Ashley Heights Subdivision (RFI#145 - 10/23/03). — NO COMMENTS

JON CAMP

- *1. Letter from Tim Martin to Jon Camp - RE: Proposed ban on public smoking. — NO COMMENTS

B. DIRECTORS AND DEPARTMENT HEADS

BUDGET

- *1. Material - RE: Resolution & City of Lincoln - Annual Operating Budget 2003-2004 - Council Adopted. (Council received their copies on 10/20/03)(Copy of this Material is on file in the City Council Office). — NO COMMENTS

FINANCE/CITY TREASURER

1. Monthly City Cash Report & City of Lincoln-Pledged Collateral Statement - September 30, 2003. — NO COMMENTS

HEALTH DEPARTMENT

- *1. Material from Bruce Dart - RE: Physician Advisory - InFluenza Update. — NO COMMENTS
- *2. E-Mail from Bruce Dart to Council - RE: Summary of Smokefree Ordinance will be posted on our website. — NO COMMENTS
- *3. Response E-Mail from Bruce Dart to Mark Welsch - RE: Problems with Draft Smokefree Ordinance. — NO COMMENTS
- *4. Material from Bruce Dart - RE: Physician Advisory - West Nile Virus Update. — NO COMMENTS
- 5. NEWS RELEASE - RE: Last Household Hazardous Waste Collection For The Year Is Scheduled For November 8, 2003. — NO COMMENTS
- 6. Response E-Mail from Bruce Dart to Mark Welsch - RE: Problems with Draft Smokefree Ordinance. — NO COMMENTS
- 7. NEWS RELEASE - RE: Skunk Tests Positive for Rabies. — NO COMMENTS
- 8. NEWS RELEASE - RE: Halloween Safety For Pets. — NO COMMENTS

HUMAN SERVICES

- *1. Memo & Material from Kit Boesch - RE: Office of Military Families - Quarter American Red Cross -(Council received their copies of this material in their file folders on 10/20/03)(Copy of this material is on file in the City Council Office). — NO COMMENTS

LIBRARY

- *1. NEWS RELEASE - RE: Go Overboard @ Your Library! - Set sail for adventure on the deep blue sea. — NO COMMENTS

PARKS & RECREATION DEPARTMENT

- *1. Memo from Lynn Johnson & Steve Hiller - RE: Proposal to Improve the Financial Stability of the Golf Program by permitting the Sale of Alcoholic Beverages on Public Golf Courses. — NO COMMENTS
- 2. Memo from Lynn Johnson - RE: Questions Regarding Increased Liability due to Availability of Alcoholic Beverages on City Golf Courses. — NO COMMENTS

PLANNING

- *1. Memo from Kent Morgan - RE: CORRECTION - Population and Geographic Area of City and County. — NO COMMENTS
- *2. Memo from Greg Czaplewski - RE: Street and Alley Vacation 03011 Block 41. — NO COMMENTS
- 3. Annexation By Ordinance - Ordinance No. 18245 - Effective October 7, 2003 - 1.06 Acres. — NO COMMENTS

PLANNING COMMISSION FINAL ACTION

- 1. Comprehensive Plan Conformance No. 03012 (Conservation Easements-Salt Creek) Resolution No. PC-00833. — NO COMMENTS

POLICE DEPARTMENT

- *1. Memo from Police Chief Tom Casady - RE: Alcohol Sales on Public Golf Courses. — NO COMMENTS

PUBLIC WORKS & UTILITIES DEPARTMENT

- *1. Response Letter from Scott Opfer to Norma Chapman - RE: The status of the sidewalk repair in front of your residence at 1535 "A" Street. — NO COMMENTS
- *2. Response Letter from Harry Kroos to John Mendlik - RE: Pedestrian movement in the Wesleyan area. — NO COMMENTS

- *3. Memo from Allan Abbott - RE: 03-156 - Yankee Hill Annexation. — NO COMMENTS
- *4. Response Letter from Scott Opfer to Jerome Rossow - RE: Request for additional measures to improve safety at the Bicycle/Pedestrian Trail crossing just west of Briar Rosa and Old Cheney Road. — NO COMMENTS
- 5. Follow up Response Letter from Scott Opfer to Cyndie Wiesen - RE: Pedestrians traveling along and crossing Pioneers Blvd. near Lucille Street. — NO COMMENTS

URBAN DEVELOPMENT DEPARTMENT

- *1. Memo from Marc Wullschleger - RE: Request for Information - Old Federal Building Redevelopment. — NO COMMENTS

C. MISCELLANEOUS

Mr. Camp stated that they have gotten a tremendous amount of feedback or input on the proposed Smoking Ban. Mr. Camp commented to Tammy [Grammer] that it's helpful, he might say about the way it's been put together, he appreciates it to help them. Ms. Grammer 'thanked' Mr. Camp. Mr. Camp commented that obviously a lot of it is relating to their upcoming testimony on the Smoking Ban.

- *1. E-Mail from Joseph W. Cherner - RE: Lincoln (Nebraska) Considers Going Smoke free. — NO COMMENTS
- *2. 6 - E-Mail's from Georg Bernhard; Nathan Wright; Phil Harris; Loren Blinde; Becky & Mike Haskins; Dave Shoemaker, Shoemaker's Truck Station - RE: Opposed to the Proposed Smoke-Free Ban. — NO COMMENTS
- *3. 23 - E-Mail's from Manjari Peiris; Thom Remington; Robert Rutkowski; David Fusco; Nancy Tyler; Leroy J. Pletten, Ph.D; Douglas Kinney, D.M.D.; Patricia Keating; Hannelore Dane; Barbara Hamilton; Michael Turnbull; Athena Ramos; Regina Ellena; Angela Miller; Faye Smith; Stephen H. Rogers, M.D.; Molly Hauck; Marilyn Huffman; Salvador Romero; James Sitrick, Jr.; Marcy Harrington; DD "Dave" Davison; Donna Washburn - RE: In Support of the Proposed Smoke-Free Ban. — NO COMMENTS

- *4. Letter from H.L. Franey - RE: The Proposed Smoke-Free Ban. — NO COMMENTS
- *5. 12 -Opposed & 88- In Support - Format Note Cards - RE: The Smoke Free Workplace Ordinance. — NO COMMENTS
- *6. 5 - E-Mail's from Marilyn & Keith Lockard; Laura Essay; Dan Showalter; David & Janet Isaacson, PharmD, RP; Velma Janzen - RE: In Support of the Proposed Smoke-Free Ban. — NO COMMENTS
- *7. E-Mail from Joe Cherner - RE: Make Lincoln Smoke-Free. — NO COMMENTS
- *8. Letter from Rosilyn (Roz) R. Fritz - RE: Red bricks in sidewalks downtown. — NO COMMENTS
- *9. E-Mail from Joseph W. Cherner - RE: Breast Cancer Victims More Likely to Die if They Smoke - Women who smoke are 2.5 times more likely to die from their breast cancer. — NO COMMENTS
- *10. E-Mail from Joseph W. Cherner - RE: ZAGAT Survey Finds Smokefree Air Popular With Diners - 96% of restaurant goers eating out the same amount or more often. — NO COMMENTS
- *11. Letter & 2 Reports from Terry Bundy, LES - RE: The Lincoln Electric System 2004 Operating & Capital Budget - (Council copies placed in their Thursday packets on 10/23/03)(Copy of this Material is on file in the City Council Office). — NO COMMENTS
- *12. Letter & Material from Edward H. Patterson to Clinton Thomas, City of Lincoln, Real Estate Division - RE: Your letter of August 29, 2003 offers, under the representation of Mr. Fred Briggs, a single lump sum of about \$100,00 for the two side-by-side residences. — NO COMMENTS
- *13. E-Mail from Mark E. Welsch, President, GASP (Group to Alleviate Smoking Pollution) of Nebraska, Inc. - RE: Problems with Draft Smokefree Ordinance. — NO COMMENTS

- *14. 2 - E-Mail's from Joseph W. Cherner - RE: Massachusetts Poised to Become Nation's 6th Smokefree State - House Speaker backs smokefree workplace law joining CA, DE, NY, CT, and ME; AND Massachusetts House Passes Smokefree Workplace Legislation, 125-25. — NO COMMENTS
- *15. E-Mail from Bob Valentine - RE: Changes in City Council Public Comment Policy & other questions for which he seeks answers to.- NO COMMENTS
- *16. E-Mail from A.L. & Margaret Blacketer - RE: Yankee Hill Annexation. — NO COMMENTS
- *17. Letter from Ted Wright - RE: The Smoke Free Workplace Ordinance. — NO COMMENTS
- *18. E-Mail from Cheryl Stransky - RE: Proposed Annexation No. 97007, generally located at W. Van Dorn St. and S. Folsom Street. — NO COMMENTS
- *19. Letter from Sandy Whitmarsh - RE: Annexation of Regional Center & Yankee Hill Neighborhood Residential Concerns. — NO COMMENTS
- *20. E-Mail from Michael Carpenter - RE: Smoking Ban. — NO COMMENTS
- *21. E-Mail from Kristen Lamoreaux with response E-Mail back from Joan Ray - RE: The City Council Meetings. — NO COMMENTS
- *22. Letter from Jay D. Edmiston - RE: The City changed the pavement markings on Vine from a two lane to a two lane with a common left configuration last week - HOORAY. — NO COMMENTS
- *23. Letter from Clay & Joyce Champoux - RE: The Yankee Hill Annexation. — NO COMMENTS
- *24. Letter from Burdette & Florafae Schoen - RE: The Yankee Hill Annexation. — NO COMMENTS
- *25. Letter from Danny Walker - RE: On behalf of the South Salt Community Organization I wish to appeal a decision made by the Planning Commission on the date of October 15, 2003 regarding Special Permit No. 2038. — NO COMMENTS

- *26. CERTIFIED Letter from Nebraska Liquor Control Commission - RE: A hearing will be held upon the application of Boss Management LLC “Hometown Garden Café Grill & Bakery” for a Class I Liquor License at 5100 N. 27th Street. — Mr. Camp stated to Police Chief Casady that he has a question regarding the ‘Hometown Garden Café Grill & Bakery’ situation that he’s kind of confused and asked if there is problems at the Liquor Commission. Police Chief Casady stated to Mr. Camp that he doesn’t know, he saw that there were some correspondences from the Liquor Commission on the Directors’ Agenda, but he hasn’t seen them. Mr. Cook stated that it has been withdrawn. Mr. Camp stated ‘oh’, okay and ‘thanked’ Mr. Cook.

- 27. 6-Opposed & 111- In Support - Format Note Cards - RE: The Smoke Free Workplace Ordinance. — NO COMMENTS

- 28. Letter from Dave Shoemaker, Shoemaker’s Truck Station - RE: Opposed - The Smoke Free Workplace Ordinance. — NO COMMENTS

- 29. 2 - E-Mail’s from Jill Ross; Richard Reeves; - RE: In Support of the Smoke Free Workplace Ordinance. (Also received faxed letters from these same people-those on file in the City Council Office). — NO COMMENTS

- 30. E-Mail from Dau Nguyen - RE: Request to recognize our VN Heritage Flag. — NO COMMENTS

- 31. 8 - E-Mail’s from Mel Baumfalk; Tim Hergenrader; Colleen Schriener; Suzanne Forkner; Richard Bagby; Levita Churchill; Cindi Heiden; Bruce Kampsnider - RE: In Support of the Smoke Free Workplace Ordinance. — NO COMMENTS

- 32. E-Mail from Brian Robinson - RE: Annexation of Yankee Hill/Folsom Street/SW 6th Street Area. — NO COMMENTS

- 33. 2 - E-Mail’s from Jack Wacker; Ed Schnabel; - RE: Item #3--Vote No to beer on the City Golf Courses - (Council received their copies of these E-Mail’s on 10/27/03). — NO COMMENTS

- 34. E-Mail from Joseph Luther - RE: Item #12 – Change of Zone 3408 - (Council received their copies of this E-Mail on 10/27/03). — NO COMMENTS

35. E-Mail from Peter W. Katt, For the Firm - RE: Yankee Hill Annexation - (Council received their copies of this E-Mail on 10/27/03). — NO COMMENTS
36. E-Mail from K. Kirk Jamison - RE: Vote No to beer on the City Golf Courses & No on the smoking ban (Council received their copies of this E-Mail on 10/27/03). — NO COMMENTS
37. Letter & Material from Jim Burden - RE: Personal rapid transit, or P R T, is a transportation system. — NO COMMENTS
38. E-Mail from Mark Welsch, President, GASP - RE: Problems with Draft Smokefree Ordinance. — NO COMMENTS
39. Letter from Harry Lipert - RE: Opposed to the smoking ban in Lincoln. — NO COMMENTS
40. 2 - E-Mail's from Joseph D. Jolet; Katherine Kerner; - RE: Opposed to the smoking ban. — NO COMMENTS
41. E-Mail from Joseph W. Cherner - RE: Cigarette-Caused Fire Kills Family of Seven. — NO COMMENTS
42. Letter from Drew D. Stange, Executive Vice President, FMA Realty - RE: No Smoking Issue. — NO COMMENTS
43. Letter from H.L. Franey - RE: ...An Environmental Protection Agency Report reported that ETS kills thousand Americans a year. — NO COMMENTS
44. 43 - Format E-Mail's from David Beynon; Dawn Vosteen; Jay Snyder; Wes L. Beal; Sarah Degue; Joyce Schiermann; Kari Johnson; Helen Martin; Harvey Gooding; Kate Allen; Charles Carlson; Joan Ahrens; Brian Mikkelsen; Jamie Ives; Naomi Hopperstad; Ian Newman; Kendra Johnson; Daniel Baker; Brenda West; Connie Oubre; Pat Carlson; Angela Skrivan; Susan Taylor; Brenda Johnson; Janet Oenbring; Renee Tewes; Derek Effle; Caroline Gifford; Tim Vaske; Michelle Leising; Jerry Bainbridge; Gregory Bohling; Karen Stille; David Habel; Ross Beyer; Joseph Dennis Moore; Lori Palensky; Jane Kracl; Judy Martin; Jeanie Rink; Corinne Weber; David Humm - RE: Don't Compromise our Health - Lincoln Smokefree Air Act. — NO COMMENTS

45. E-Mail from Mike Schmidt - RE: In Support of beer on public golf courses. — NO COMMENTS
46. Letter from Wayne Giebelhaus - RE: Let's not close Old Cheney Road.— NO COMMENTS
47. E-Mail from John Davenport - RE: Crosswalk at 15th & "Q" Street. — NO COMMENTS
48. E-Mail from Joseph W. Johnson, Jr. - RE: Proposed Smoking Ban. — NO COMMENTS
49. E-Mail from Joseph W. Cherner - RE: Ireland Goes Smokefree Beginning January 26. — NO COMMENTS
50. E-Mail from Melissa Long - RE: Actions Have Consequences. — NO COMMENTS

IV. DIRECTORS - NO FURTHER COMMENTS

V. CITY COUNCIL MEMBERS

KEN SVOBODA - NO COMMENTS

ANNETTE McROY

Ms. McRoy stated that she just needs to speak with Police Chief Casady after the Directors' Meeting today.

TERRY WERNER

Mr. Werner stated that he has a question for Allan [Abbott] in regards to the Bypass of Saltillo and asked if the neighbors have been notified. Allan Abbott stated to Mr. Werner again, he doesn't know, this is of course the Department of Roads project, but he can check and find out if the Neighborhood Associations have been notified. Mr. Werner asked Mr. Abbott if there's a way, if they have not been notified that they could notify them. Mr. Abbott stated to Mr. Werner that they can notify the Neighborhood Associations there, but he'll check to find out to see if they have been notified. Mr. Werner stated to Mr. Abbott okay.

Mr. Werner asked Marvin Krout if he could update them briefly on the Southeast corner of 27th & Yankee Hill. Marvin Krout stated to Mr. Werner that they have an application that was filed for Commercial and Office Zoning and a Community Unit Plan and it's scheduled for Planning Commission-Public Hearing on November 26th. Mr. Krout stated to Mr. Werner that they have put the applicants agent in touch with a new Neighborhood Association at Wilderness Ridge, so that they can meet this time before the Planning Commission acts on it, which he thinks that they are intending to do that. Mr. Krout stated to Council that the plan is for several hundred-thousand square feet of Commercial space that there's a specific portion of site that's being designed for a smaller scale of retail use in what's called a "Town Center Design", so that it kind of replicates a main street in appearance. Mr. Friendt asked Mr. Krout is part of it as a request to the change in zone. Mr. Krout stated to Mr. Friendt that it's a change in zone from Agricultural because it would also involve annexation to B-2 and O-3 an office buffer along 27th Street and further to the east would be B-2 zoning and then there is some R-2 and R-5, which is part of a square mile development, but what can be served initially is a smaller area of residential. Mr. Werner 'thanked' Marvin Krout. Mr. Camp asked Marvin Krout if they are using the new bigger zoning signs out there to alert people. Mr. Krout stated to Mr. Camp that they don't have the new bigger zoning signs that they're investigating it, but they will compensate by putting more signs up on site.

GLENN FRIENDT - NO COMMENTS

JONATHAN COOK

Mr. Cook stated that he has a question for Public Works about the signs at 27th & Old Cheney the ones up on the pole that light up. Mr. Cook stated to Allan Abbott that he hasn't seen them say anything yet and asked if they are permanent signs and if they are putting more up in town. Allan Abbott stated to Mr. Cook 'yes', they're permanent and they are message signs and there has been messages on them this weekend about closings of streets. Mr. Abbott stated to Mr. Cook that there were messages about the closing of 14th Street and their purpose is to let people know of anything that could be impeding traffic within that area. Mr. Abbott stated to Mr. Cook that they are also working to see if they can get it tripped when the fire trucks are coming out to notify people that a fire truck is exiting or entering the road there and trains blocking crossings and that type of thing. Mr. Abbott commented to Mr. Cook 'yes', they're going to be using them in other parts of the City and they did find out that these may be a little bit to small, they don't want it to be very distractive to the neighborhood, but big

enough that they can read it without having a problem. So, 'yes', they're using them as an effort to let motorists know what can be impeding traffic and indicated that they put these up first because of the 14th Street work and all of the stuff that's going on in that particular area. Mr. Cook stated to Mr. Abbott okay. Mr. Abbott stated to Mr. Cook that they can get them a list of areas that they're thinking about putting them. Mr. Cook stated to Mr. Abbott 'yes', he would be interested in that. Mr. Abbott stated to Mr. Cook okay.

Mr. Cook stated to Allan Abbott the other thing is about the giant pole at 33rd & Sheridan that has apparently a camera on it and asked if it's sole purpose is to watch the roundabout there or does it have some other purpose. Mr. Cook commented that it looks like a cell tower pole, but it's right in the City right-of-way just north of the intersection. Mr. Abbott commented to Mr. Cook that he knows more about it than he does and stated that he will check into it and let him know. Mr. Cook commented to Mr. Abbott that it's very big and he's concerned about them putting up those kind of giant poles.

PATTE NEWMAN - NO COMMENTS

JON CAMP

Mr. Camp stated to Assistant Fire Chief Huff that he would like to see him after the Directors' Meeting today.

Mr. Camp adjourned the Directors' Meeting at this time.- (Approximately at 11:43 a.m.)

ADDENDUM - (For November 3rd)

I. MAYOR

1. Washington Report - October 31, 2003. — NO COMMENTS

II. CITY CLERK - NONE

III. CORRESPONDENCE

A. COUNCIL REQUESTS - NONE

B. DIRECTORS AND DEPARTMENT HEADS

FINANCE DEPARTMENT/CITY TREASURER

1. Material from Don Herz, Finance Director & Melinda J. Jones, City Treasurer - RE: Resolution & Finance Department Treasurer of Lincoln, Nebraska - Investments Purchased October 27, 2003 thru October 31, 2003. — NO COMMENTS

C. MISCELLANEOUS

1. Letter from State of Nebraska Liquor Control Commission - RE: The hearing upon the application of Boss Management LLC “Hometown Garden Café Grill & Bakery” for a Retail Class I Liquor License at 5100 N. 27th Street - Originally scheduled for Friday, November 7, 2003 at 11:15 a.m., has been cancelled due to the application being withdrawn. — NO COMMENTS
2. Letter from Tony Dworak - RE: The City/County Health Department Proposed Building Expansion and the Smoking Ban. — NO COMMENTS
3. E-Mail from Ginny Wright - RE: Liquor Sales. — NO COMMENTS
4. E-Mail from Sarah Fairchild - RE: SE Upper Salt Creek Watershed Plan. — NO COMMENTS
5. Letter from Tom Nesbitt, Colonel Superintendent, Nebraska State Patrol - RE: In Support of the proposal for allowing the sale and consumption of alcohol on the public golf courses located here in Lincoln. — NO COMMENTS

VI. MEETING ADJOURNED - Approximately at 11:43 a.m.

***HELD OVER FROM OCTOBER 27, 2003.**

