

**Directors' Meeting**  
**Monday, August 21, 2000 - 11:00 a.m.**  
**Conference Room 113**

**I. MAYOR**

1. NEWS RELEASE - RE: Mayor Reminds Residents Of Two School Safety Projects (Council copies handed out to them on 8/14/00)(Copy of this Release on file in the City Council Office).
2. NEWS RELEASE - RE: Mayor Makes Appointments To Comp. Plan Committee, Task Forces And Health Endowment Board (Council copies handed out to them on 8/14/00)(Copy of this Release on file in the City Council Office).
3. NEWS RELEASE - RE: Public Invited To Program On Financing City Growth (See Release).

**II. CITY CLERK**

1. Message received from the City Clerk's Office from Steve Mann - RE: To object to StarTran adding any more buses (See Message).

**III. CORRESPONDENCE**

**A. COUNCIL REQUESTS**

**COLEEN SENG**

1. OUTSTANDING Request to **Parks & Rec. Department** - RE: Murdock Trail (RFI#815-7/10/00)
2. OUTSTANDING Request to **Parks & Recreation Department** - RE: University Place swimming pool (RFI#817-8/02/00)
3. Request to Public Works Department, Roger Figard - RE: The Antelope Valley tabloid (RFI#818 - 8/17/00)
4. Request to Public Works Department - RE: Handicapped parking spaces near "Ruby Tuesday" (RFI#819 - 8/17/00)

**ANNETTE McROY**

1. OUTSTANDING Request to PRT/LPD/B & S/ **Urban Development/** Animal Control - RE: Duplex 3019 & 3017 Starr Street (RFI#38 - 4/6/00) – **1.) SEE RESPONSE FROM BUILDING & SAFETY DEPARTMENT RECEIVED ON RFI#38 - 4/10/00 2.) SEE RESPONSE FROM ANIMAL CONTROL RECEIVED ON RFI#38 -4/11/00 3.) SEE RESPONSE FROM CHIEF CASADY, LPD RECEIVED ON RFI#38 - 4/19/00**
2. OUTSTANDING Request to Planning Department/ **Real Estate** - RE: Request for a vacation of “Y” Street from 7<sup>th</sup> - 9<sup>th</sup> Streets (RFI#41 - 5/05/00) — **1.) SEE RESPONSE FROM JENNIFER DAM, PLANNING DEPARTMENT RECEIVED ON RFI#41-5/09/00**
3. OUTSTANDING Request to **Law Department** - RE: Cars & Trucks driving on City streets that operate hydraulics systems (RFI#45 -5/05/00)
4. OUTSTANDING Request to **Public Works Department**, Roger Figard - RE: A problem in their area with an incomplete street, namely Lamont Drive (RFI#51-6/08/00) — **1.) SEE RESPONSE FROM MAYOR DON WESELY RECEIVED ON RFI#51-6/13/00**

**JON CAMP**

1. OUTSTANDING Request to **Fire Department/Chief Spadt** - RE: Fire Station at 84<sup>th</sup> & South Streets (RFI#39.1 - 6/01/00)

**JONATHAN COOK**

1. OUTSTANDING Request to Public Works Department/ **Parks & Recreation Department** - RE: Who is responsible for median maintenance? (RFI#29-6/19/00) — **1) SEE RESPONSE FROM RICK HADEN, PUBLIC WORKS & UTILITIES DEPARTMENT RECEIVED ON RFI#29-7/25/00)**

**JEFF FORTENBERRY**

1. Request to Health Department - RE: Hepatitis B Vaccination (RFI#18-8/14/00)
2. Request to Lincoln Police Department (Chief Casady) RE: Total Expenditure (Including Early Surveillance) of the Police Operation at “Babydoll’s”.**(RFI #19 - 08/15/00)**

## **CINDY JOHNSON**

1. Request to Steve Hubka, Budget - RE: How Tort Claims will work when the Fire Department takes over the ambulance service (RFI#147 - 8/17/00)

## **B. DIRECTORS AND DEPARTMENT HEADS**

### **BUDGET/FINANCE**

1. Inter-Department Communication from Steve Hubka - RE: Budget Resolution (See Material).

### **FINANCE**

1. City of Lincoln, Nebraska - Statement Of Cash Balances - Statement Of Investment Balances - July 31, 2000.

## **LINCOLN/LANCASTER COUNTY EMERGENCY MANAGEMENT**

1. Letter & Material from Doug Ahlberg - to Ralph Medina, Project Impact Nomination, Nebraska Emergency Management Agency - RE: FEMA Project Impact Program-Year 2001 Nomination for Lincoln and Lancaster County, Nebraska (See Material).

## **PERSONNEL**

1. REPORT from Karen Eurich - RE: City Of Lincoln Pay Plan - Fiscal Year 2000-2001 (Council copies of this Report was placed in their file folders on 8/15/00)(Copy of this Report is on file in the City Council Office).

## **PLANNING**

1. Letter from Kathleen Sellman to Mr. L. W. Hoffman - RE: Special Permit 1841-2900 Cornhusker Highway (See Letter)
2. Memorandum from L-L Planning Department (Kathleen Sellman) Re: Membership Lists for Comprehensive Plan Committee, Infrastructure Financing Study Advisory Committee and Stevens Creek Basin Initiative Task Force. (See Memo)

## **PLANNING COMMISSION FINAL ACTION .....**

1. Final Plat No. 00017 - Vavrina Meadows 6<sup>th</sup> Addition (South 14<sup>th</sup> & Vavrina Boulevard) Resolution No. PC-00621.

## **PUBLIC WORKS & UTILITIES DEPARTMENT**

1. Letter from Roger Figard to Marilynne - RE: The Antelope Valley Public Meetings (See Material).
2. InterOffice Memo from Allan Abbott Re: Highlands Pool Pedestrian Crossing - Response to Letter Inquiry from Jeff Fortenberry

## **STARTRAN**

1. InterOffice Memo from Larry Worth - RE: The potential implementation of the proposed 66th/70th Streets Shuttle service in conjunction with the potential increase of the StarTran base fare from .85¢ to \$1 (See Memo).
2. NEWS RELEASE - RE: Big Red Express Service (See Release).

## **URBAN DEVELOPMENT**

1. Memo & articles from Dallas McGee - RE: Downtown Entertainment Center (See Material).

## **C. MISCELLANEOUS**

1. Letter from Mary Jo Bousek to Cindy Johnson - RE: The Committee to study the need for a licensing program for Lincoln's duplexes and single family rentals - **DISCUSSION ON THIS ISSUE - REQUESTED BY JERRY SHOECRAFT**
2. Letter from Steve Mann - RE: City Buses (See Letter).
3. E-Mail - RE: Mobile Home Rules (See E-Mail).
4. E-Mail from Karen Allen - RE: Bus Routes (See E-Mail).
5. Letter from James D. McFarland, McFarland Law Office - RE: Claim of Dawn McFarland - Accident 6/19/00 (See Letter).

6. Letter from Joyce V. Douglas, Executive Vice President, Farmers Bank - RE: Request for Administrative Amendment for a Waiver of Design Standards for stacking requirements (See Letter).
7. Letter from Gary Danek, President of the Pioneer/Mar-Ma-Ra-Lo Heights Home Owners Association - RE: In opposition to Special Permit #1830 (See Letter).

**IV. DIRECTORS**

**V. CITY COUNCIL MEMBERS**

**VI. ADJOURNMENT**

**DIRECTORS' MEETING  
MINUTES  
MONDAY, AUGUST 21, 2000  
CONFERENCE ROOM 113**

**Council Members Present:** Jerry Shoecraft, Chair; Jeff Fortenberry, Vice-Chair; Coleen Seng, Jon Camp, Jonathan Cook, Annette McRoy, Cindy Johnson.

**Others Present:** Mayor Don Wesely (Arrived late), Mark Bowen (Arrived late), Ann Harrell (Arrived late), Jennifer Brinkman, Mayor's Office; Joan Ross, Deputy City Clerk; Dana Roper, City Attorney; Directors and Department Heads; Darrell Podany, Aide to Council Member Camp; Tammy Bogenreif, City Council Staff, and Mark Andersen, *Lincoln Journal Star* Representative.

**I. MAYOR**

Mayor Don Wesely not present. Mr. Shoecraft stated to everyone that the Mayor had a meeting, so he will be down a little bit later and if there is any information he needs to share with them he will do so when he arrives.

1. NEWS RELEASE - RE: Mayor Reminds Residents Of Two School Safety Projects (Council copies handed out to them on 8/14/00)(Copy of this Release on file in the City Council Office). — NO COMMENTS
2. NEWS RELEASE - RE: Mayor Makes Appointments To Comp. Plan Committee, Task Forces And Health Endowment Board (Council copies handed out to them on 8/14/00)(Copy of this Release on file in the City Council Office). — NO COMMENTS
3. NEWS RELEASE - RE: Public Invited To Program On Financing City Growth. — NO COMMENTS

**II. CITY CLERK**

Deputy City Clerk Joan Ross stated to Council the first item on the Formal Council Agenda, which is not list on the Agenda will be the Mayor's Award of Excellence. Deputy City Clerk Joan Ross stated to Council that they were notified on Friday about it.

Deputy City Clerk Joan Ross stated to Council that in regards to a Pending item, they were notified by Mike Merwick in regards to Item 31 [Amending Chapter 5.38 of the LMC to include condominiums for the purpose of ensuring compliance with the minimum housing

standards] that he would like to remove this item from Pending for Public Hearing & Action on August 28, 2000. Deputy City Clerk Joan Ross indicated to Council that they will need a motion to remove this item from Pending for Public Hearing & Council's action next week.

Mr. Cook commented to Council that he wanted to tell them about this item. He knows there was a lot of controversy before and he was trying to get information on whether there had been a resolution for it or what the circumstances was on it. Mike Merwick stated to Council that they need to go back and redo the language and describe it again, so it is going to be a while. Mr. Merwick indicated to Council that they are working with the Law Department to see if possibly they can do what they were considering doing. Mr. Shoecraft asked Mr. Merwick if they wanted the Public Hearing next week. Mr. Merwick stated to Council no they don't. Mr. Cook asked Mr. Merwick that they want it removed from Pending to go away and reintroduce it at a later time. Mr. Merwick indicated to Mr. Cook that is correct. Mr. Cook stated to Mr. Merwick that they can just make it go away today. Mr. Merwick stated to Council that is fine, that is all he wants them to do. Mr. Camp asked Mr. Merwick if this includes town homes or is it just for condominiums. Mr. Merwick stated to Mr. Camp that it is just for condominiums. Mr. Camp stated to Mr. Merwick okay.

Deputy City Clerk Joan Ross stated to Council on page 6 there was an item 00R-229, and they have a substitute ordinance for this item, which is attached to the Miscellaneous Referral Sheet. Deputy City Clerk Joan Ross stated to Council that this item had to be listed as an ordinance, so this is why they have a substitute.

Deputy City Clerk Joan Ross stated to Council that in regards to Item 52 (00R-235) [Approving a Lease Agreement between the City and AT&T to locate telecommunications facilities on property at Fire station No. 5, 3640 Touzalin] they received a resolution, but in fact this had been requested as an ordinance. Deputy City Clerk Joan Ross stated to Council that the ordinance for 00-161 is attached to the Miscellaneous Referral Sheet. (Council asked Joan Ross to slow down, that she was going to fast for them)

Mr. Cook asked Deputy City Clerk Joan Ross about 00-161, which resolution is this substituting. Deputy City Clerk Joan Ross stated to Mr. Cook that this is substituting for resolution 00R-235 - #52 on the Formal Council Agenda. Mr. Cook asked Deputy City Clerk Joan Ross, if they can throw away the resolution. Deputy City Clerk Joan Ross stated to Mr. Cook that is correct. Deputy City Clerk Joan Ross stated to Council that the City Attorney's Office is requesting 2<sup>nd</sup> & 3<sup>rd</sup> Reading with action on August 28, 2000 for 00-161, so she will need a motion for this item.

Dana Roper stated to Council that it was originally listed as a resolution, so it needs to be adopted by an ordinance and this is the reason for the substitute. Mr. Roper stated to Council that they need to have this done for 2<sup>nd</sup> & 3<sup>rd</sup> Reading to be ready to operate.

Deputy City Clerk Joan Ross stated to Council that in regards to Item 51 (00R-234) [Waiving the requirement of the Design Standards for the surfacing of a parking lot located at South 1<sup>st</sup> Street and Old Cheney Road] they received a memo from Ross Engineering, Inc. requesting to have Public Hearing and Action on this item today. Deputy City Clerk Joan Ross stated to Council that the memo is attached to the Miscellaneous Referral Sheet. Deputy City Clerk Joan Ross indicated to Council that she doesn't think they can because they have to advertise it before August 28<sup>th</sup> plus there is no notice. So, they were suggesting to move forward and have the Public Hearing and Action on August 28<sup>th</sup> as originally intended.

Mr. Cook stated to Deputy City Clerk Joan Ross that he was wondering why they have Item 51 - 00R-234 separate and why it doesn't say substitute. Mr. Cook stated to Deputy City Clerk Joan Ross it is a substitute, so should he throw out the other one. Deputy City Clerk Joan Ross stated to Mr. Cook that it is a substitute and it is attached to the Miscellaneous Referral Sheet.

Deputy City Clerk Joan Ross stated to Council that in regards to Item 43 - 00R-200 [Special Permit 1841-App. of L. W. Hoffman. on behalf of Anderson Ford, to display automobiles for sale in the front yard & rear yard, with a request to waive the landscape requirements on property generally located at 29<sup>th</sup> & Cornhusker Hwy.] they received a memo from Rick Peo in regards to Mr. Hoffman's request. Deputy City Clerk Joan Ross stated to Council the memo from Mr. Peo and the two substitute resolutions are attached to the Miscellaneous Referral Sheet.

Ms. Johnson asked Deputy City Clerk Joan Ross what are they doing with it. Ms. Johnson stated that they have this now, so what is next. Ms. Johnson indicated to John Bradley that she understands it was supposed to go to him and she was wondering if this was his product. Mr. Bradley indicated to Ms. Johnson that he hasn't seen it, so he doesn't know what they have in front of them. Deputy City Clerk Joan Ross stated to Council that this information came from the City Attorney's Office. Ms. Johnson stated to Deputy City Clerk Joan Ross okay. Mr. Bradley stated to Council that he meet with Bill Hoffman on Friday morning and went through point by point what the issues were, wrote them out and got very into it. Mr. Bradley stated to Council that he faxed him a copy of it to make sure they were on the same page. Mr. Bradley stated to Council that he has written some comments on it, but they are going to incorporate it into the same sheet, and then he is going to call him back and talk with Mr. Hoffman about it. Mr. Bradley stated to Council that they are working on it. Mr. Bradley indicated to Council that it took them most of the week to get together with Mr. Hoffman because he works in Beatrice, so they set up an early morning meeting so he would be able to make it and he volunteered to meet him on the weekends or anything he wanted to do. Mr. Bradley stated to Council that they are trying to clarify again the issues. Mr. Bradley stated that they are not tuning up Mr. Hoffman's site plan for him and that he is not proposing it. Mr. Bradley stated to Council what they are doing is making sure what he is saying and what they are explaining to them, that there is a difference in perception of the terminology. Ms. Johnson asked Mr. Bradley so should they make sure he gets a copy of what has been given to them. Mr. Bradley

stated to Ms. Johnson that he would like that. Deputy City Clerk Joan Ross stated to Mr. Bradley that he will get him a copy of the material they received from Mr. Peo. Mr. Bradley stated to Deputy City Clerk Joan Ross okay. Mr. Bradley stated to Council that he did talk to Rick Peo on Friday as well. Mr. Cook asked if they were taking any action today on this item. Mr. Bradley stated to Mr. Cook no they are not, his understanding was that they deferred it indefinitely to make the decision whether to reopen the Public Hearing or to just take action on it. Mr. Bradley stated to Council that Mr. Hoffman would like the Public Hearing opened back up. Mr. Bradley stated to Council that they will be getting the drafted ones of the agreement he had with Mr. Hoffman and he will send them a copy of what were the points, and indicated there were only like four of them.

Ms. Seng indicated to Mr. Shoecraft that she had a question about an item. Ms. Seng stated to Deputy City Clerk Joan Ross in regards to Item 2 - 00-152 [Repealing Ord. 17122 for Repaving Dist. 149 in 68<sup>th</sup> St. from Fremont St. to Benton St.] she wanted to ask the Public Works Department if they are doing anything else about this Repaving District that did not evidently go through. Roger Figard stated to Ms. Seng no, that they are just trying to clean house and that this matter has been laying around for 2 years. Mr. Figard stated to Ms. Seng that they never did get a formal completion on it. Ms. Seng asked Mr. Figard if they have the authority now to get this area paved. Mr. Figard stated to Ms. Seng that he thinks so and they have some work coming forward and they will visit with Council about it. Mr. Figard indicated to Ms. Seng the other thing he asked staff to do, since they would vote on this item next week was to call the original petitioner and let them know they were out offering it for repeal. So, if he wanted to come in and make a plead he can contact them. Ms. Seng thanked Mr. Figard for this information.

1. Message received from the City Clerk's Office from Steve Mann - RE: To object to StarTran adding any more buses. — NOTED WITHOUT COMMENTS

### III. CORRESPONDENCE

#### A. COUNCIL REQUESTS

##### COLEEN SENG

1. OUTSTANDING Request to **Parks & Rec. Department** - RE: Murdock Trail (RFI#815-7/10/00). — NO COMMENTS
2. OUTSTANDING Request to **Parks & Recreation Department** - RE: University Place swimming pool (RFI#817-8/02/00). — NO COMMENTS
3. Request to Public Works Department, Roger Figard - RE: The Antelope Valley tabloid (RFI#818 - 8/17/00). — NO COMMENTS

4. Request to Public Works Department - RE: Handicapped parking spaces near "Ruby Tuesday" (RFI#819 - 8/17/00). — NO COMMENTS

#### **ANNETTE McROY**

Ms. McRoy stated to Mr. Shoecraft that she didn't receive her Thursday packet. Mr. Shoecraft commented to Ms. McRoy you didn't get a packet. Ms. McRoy stated to Mr. Shoecraft no she did not. Mr. Shoecraft asked Tammy Bogenreif where is Ms. McRoy's packet. Ms. Bogenreif stated to Mr. Shoecraft that she is trying to find it. Ms. Bogenreif indicated to Mr. Shoecraft that she has talked with Virginia Fischer about it and she is trying to locate Ms. McRoy's packet.

1. **OUTSTANDING Request to PRT/LPD/B & S/ Urban Development/ Animal Control - RE: Duplex 3019 & 3017 Starr Street (RFI#38 - 4/6/00) – 1.) SEE RESPONSE FROM BUILDING & SAFETY DEPARTMENT RECEIVED ON RFI#38 - 4/10/00 2.) SEE RESPONSE FROM ANIMAL CONTROL RECEIVED ON RFI#38 -4/11/00 3.) SEE RESPONSE FROM CHIEF CASADY, LPD RECEIVED ON RFI#38 - 4/19/00 . — NO COMMENTS**
2. **OUTSTANDING Request to Planning Department/ Real Estate - RE: Request for a vacation of "Y" Street from 7<sup>th</sup> - 9<sup>th</sup> Streets (RFI#41 - 5/05/00) — 1.) SEE RESPONSE FROM JENNIFER DAM, PLANNING DEPARTMENT RECEIVED ON RFI#41-5/09/00. — NO COMMENTS**
3. **OUTSTANDING Request to Law Department - RE: Cars & Trucks driving on City streets that operate hydraulics systems (RFI#45 -5/05/00). — NO COMMENTS**
4. **OUTSTANDING Request to Public Works Department, Roger Figard - RE: A problem in their area with an incomplete street, namely Lamont Drive (RFI#51-6/08/00) — 1.) SEE RESPONSE FROM MAYOR DON WESELY RECEIVED ON RFI#51-6/13/00. — NO COMMENTS**

#### **JON CAMP**

1. **OUTSTANDING Request to Fire Department/Chief Spadt - RE: Fire Station at 84<sup>th</sup> & South Streets (RFI#39.1 - 6/01/00). — NO COMMENTS**

**JONATHAN COOK**

1. **OUTSTANDING Request to Public Works Department/ Parks & Recreation Department - RE: Who is responsible for median maintenance? (RFI#29-6/19/00) — 1) SEE RESPONSE FROM RICK HADEN, PUBLIC WORKS & UTILITIES DEPARTMENT RECEIVED ON RFI#29-7/25/00).** — Mr. Cook stated to Tammy Bogenreif that this Request For Information (#29) can be taken off the outstanding list. Tammy Bogenreif stated to Mr. Cook okay.

**JEFF FORTENBERRY**

1. Request to Health Department - RE: Hepatitis B Vaccination (RFI#18-8/14/00). — NO COMMENTS
2. Request to Lincoln Police Department (Chief Casady) RE: Total Expenditure (Including Early Surveillance) of the Police Operation at “Babydoll’s”.(RFI #19 - 08/15/00). — NO COMMENTS

**CINDY JOHNSON**

1. Request to Steve Hubka, Budget - RE: How Tort Claims will work when the Fire Department takes over the ambulance service (RFI#147 - 8/17/00). — NO COMMENTS

**B. DIRECTORS AND DEPARTMENT HEADS**

**BUDGET/FINANCE**

1. Inter-Department Communication from Steve Hubka - RE: Budget Resolution. — Mr. Shoecraft asked Don Herz if he would please comment on this issue. Mr. Herz stated to Mr. Shoecraft the only issue at this time, is that they still don’t have the final evaluations from the County Assessor Office. Mr. Herz stated to Council that Mr. Hubka is thinking that they possibly will have those in time for the vote this afternoon. Mr. Herz stated to Council there could be some slight adjustments and that it obviously won’t effect the Appropriation for the levy. Mr. Herz indicated to Council just to alert them, the final evaluation will have the determination upon the amount of taxes based on how much the fund balance will be appropriated. Mr. Shoecraft stated to Mr. Herz that they hoped to have it before the Formal Council Meeting today, but they can move forward with the resolution. Mr. Herz stated to Mr. Shoecraft that is correct.

Mr. Fortenberry asked Mr. Herz so what he is saying is that it won't even effect tax rates even if his estimates are wrong. Mr. Herz indicated to Mr. Fortenberry that it wouldn't even effect the fund balance.

## **FINANCE**

1. City of Lincoln, Nebraska - Statement Of Cash Balances - Statement Of Investment Balances - July 31, 2000. --- NOTED WITHOUT COMMENTS

## **LINCOLN/LANCASTER COUNTY EMERGENCY MANAGEMENT**

1. Letter & Material from Doug Ahlberg - to Ralph Medina, Project Impact Nomination, Nebraska Emergency Management Agency - RE: FEMA Project Impact Program-Year 2001 Nomination for Lincoln and Lancaster County, Nebraska. --- NOTED WITHOUT COMMENTS

## **PERSONNEL**

1. REPORT from Karen Eurich - RE: City Of Lincoln Pay Plan - Fiscal Year 2000-2001 (Council copies of this Report was placed in their file folders on 8/15/00)(Copy of this Report is on file in the City Council Office). — NOTED WITHOUT COMMENTS

## **PLANNING**

1. Letter from Kathleen Sellman to Mr. L. W. Hoffman - RE: Special Permit 1841-2900 Cornhusker Highway. — NOTED WITHOUT COMMENTS
2. Memorandum from L-L Planning Department (Kathleen Sellman) Re: Membership Lists for Comprehensive Plan Committee, Infrastructure Financing Study Advisory Committee and Stevens Creek Basin Initiative Task Force. — Mr. Fortenberry asked Kathleen Sellman what is the time line for these issues. Kathleen Sellman stated to Mr. Fortenberry that the Stevens Creek Task Force and the Infrastructure Task Force had their initial meetings last week and the Comprehensive Plan Committee, she believes is in the next week or week and a half. Mr. Fortenberry asked Ms. Sellman how long is the process. Ms. Sellman stated to Mr. Fortenberry that Stevens Creek is anticipating to be wrapped up in March 2001; the Infrastructure Financing will be late this fall; and for the Comprehensive Plan they are looking at possible completion of the Task Force work by December 2001. Ms. Sellman stated to Mr. Fortenberry that the meetings are approximately every two to three weeks and it will vary depending on the tasks that their directly involved in.

## **PLANNING COMMISSION FINAL ACTION .....**

1. Final Plat No. 00017 - Vavrina Meadows 6<sup>th</sup> Addition (South 14<sup>th</sup> & Vavrina Boulevard) Resolution No. PC-00621. — NOTED WITHOUT COMMENTS

## **PUBLIC WORKS & UTILITIES DEPARTMENT**

1. Letter from Roger Figard to Marilynne - RE: The Antelope Valley Public Meetings. --- NOTED WITHOUT COMMENTS
2. InterOffice Memo from Allan Abbott Re: Highlands Pool Pedestrian Crossing - Response to Letter Inquiry from Jeff Fortenberry. — NOTED WITHOUT COMMENTS

## **STARTRAN**

1. InterOffice Memo from Larry Worth - RE: The potential implementation of the proposed 66th/70th Streets Shuttle service in conjunction with the potential increase of the StarTran base fare from .85¢ to \$1. — Mr. Shoecraft asked Allan Abbott about the potential increase of the StarTran base fare from .85¢ to \$1. Allan Abbott reminded Mr. Shoecraft that this was before they got the final report back, but now they can do it without any increase in fares. Mr. Abbott stated to Mr. Shoecraft that this memo came in first, and then they received the final report. Mr. Shoecraft stated to Mr. Abbott okay.
2. NEWS RELEASE - RE: Big Red Express Service. — NOTED WITHOUT COMMENTS

## **URBAN DEVELOPMENT**

1. Memo & articles from Dallas McGee - RE: Downtown Entertainment Center. --- NOTED WITHOUT COMMENTS

## **C. MISCELLANEOUS**

1. Letter from Mary Jo Bousek to Cindy Johnson - RE: The Committee to study the need for a licensing program for Lincoln's duplexes and single family rentals - **DISCUSSION ON THIS ISSUE - REQUESTED BY JERRY SHOECRAFT.** — Mr. Shoecraft asked if anyone was here from Administration. Mr. Shoecraft asked Jennifer Brinkman how are they going to determine this Committee in regards to the licensing of the duplexes. Jennifer Brinkman indicated to Mr. Shoecraft that all she can tell them from talking with Ann Harrell for about five

minutes this morning, that she has a list of some groups that they were looking at to find members to represent certain points of view. Ms. Brinkman stated to Council that Ms. Harrell is working on this Committee with the Mayor, but she is sorry that she doesn't have any further information on it. Ms. Brinkman stated to Council that she can have Ms. Harrell talk to them about this issue at the "Noon" Meeting today. Mr. Shoecraft stated to Ms. Brinkman okay.

Ms. Johnson stated to Ms. Brinkman that she has received another E-Mail in her packet from someone else who wants to be on this Committee and she needs to know where to send the letters, so they can look at the them. Ms. Brinkman stated to Ms. Johnson that she will have Ms. Harrell address them at the "Noon" Meeting today about what they are doing. Mr. Shoecraft stated to Ms. Brinkman okay.

2. Letter from Steve Mann - RE: City Buses. — NOTED WITHOUT COMMENTS
3. E-Mail - RE: Mobile Home Rules. --- NOTED WITHOUT COMMENTS
4. E-Mail from Karen Allen - RE: Bus Routes. — NOTED WITHOUT COMMENTS
5. Letter from James D. McFarland, McFarland Law Office - RE: Claim of Dawn McFarland - Accident 6/19/00. — Mr. Shoecraft stated to Dana Roper that they pulled out the claim for Dawn McFarland to investigate it further. Dana Roper stated to Council that they have investigated it further and he thinks there is some new information that the Parks & Recreation Department has come up with and he thinks they will be changing their assessment in this matter. Mr. Roper stated to Council so he suggested to them to leave it on hold for the time being and they will try to work out a settlement. Mr. Shoecraft asked Mr. Roper if Mr. McFarland and Dawn were going to show up at the Council Meeting today. Mr. Roper stated to Mr. Shoecraft the he doesn't know. Mr. Shoecraft indicated to Mr. Roper that they said they would hold off for a week, so he is assuming they are going to show up.

Deputy City Clerk Joan Ross stated that Mr. McFarland is listed on the Formal Council Agenda as a Resolution to have Public Hearing and Council Action today, but asked if they were saying not to have action on this item today. Mr. Roper stated to Mr. Shoecraft that they will try to get a hold of Mr. McFarland. Mr. Shoecraft thanked Mr. Roper.

6. Letter from Joyce V. Douglas, Executive Vice President, Farmers Bank - RE: Request for Administrative Amendment for a Waiver of Design Standards for stacking requirements. — Mr. Shoecraft stated to the Planning Department that he doesn't see no problem with this issue. Mr. Bradley stated to Mr. Shoecraft that it is a low volume bank and low volume [inaudible], but when they don't met the minimum design standards of the four cars, they do have to provide the waiver for

the stacking. Mr. Bradley stated to Council that the stacking would be provided if it did go back farther behind their own employees private stall. Mr. Bradley indicated to Council that it sounds like it is well managed. Mr. Shoecraft stated to Mr. Bradley okay.

Mr. Fortenberry commented that he assumes all of them received this letter. Council stated to Mr. Fortenberry that they all did receive this letter. Mr. Fortenberry asked Mr. Bradley when he response back to this letter can he reference that the City Council had requested it. Mr. Bradley asked Council if they wanted him to write a response in regards to this letter. Mr. Shoecraft indicated that they didn't ask for anything and he assumed they were going to wait until this issue came up on the Council Agenda to address them. Mr. Bradley commented to Council that is what he thought and when they had the vote before them they would have heard from them. Mr. Shoecraft stated that he can make some contact with them, if this is what Council wishes to do. Mr. Bradley stated to Council that he would be happy to prepare a letter if this was what they wished to do. Mr. Shoecraft asked Mr. Bradley if they would please respond to this letter, letting them know the City Council had received their letter. Mr. Bradley stated to Council okay. Mr. Shoecraft thanked Mr. Bradley.

7. Letter from Gary Danek, President of the Pioneer/Mar-Ma-Ra-Lo Heights Home Owners Association - RE: In opposition to Special Permit #1830. — Mr. Fortenberry asked Ray Hill if the Planning Department still has opposition in regards to this issue. Ray Hill indicated to Mr. Fortenberry that “yes” they do. Mr. Fortenberry indicated to Mr. Hill that he will ask them why at the Council Meeting today.

## **ADDENDUM**

### **I. MAYOR - NONE**

### **II. CITY CLERK - NONE**

### **III. CORRESPONDENCE**

#### **A. COUNCIL REQUESTS - NONE**

#### **B. DIRECTORS AND DEPARTMENT HEADS**

### **FINANCE**

1. Information from Finance Department/City Treasurer - Office Of Treasurer, City Of Lincoln, Nebraska - August 18, 2000 - RE: Monthly City Cash Report. — NOTED WITHOUT COMMENTS

2. Material from Don Herz - RE: Resolution & the Finance/Treasurer Of Lincoln, NE - Investments Purchased Beginning - August 4, 2000. — NOTED WITHOUT COMMENTS

**C. MISCELLANEOUS - NONE**

**IV. DIRECTORS**

City Attorney Dana Roper stated to Council that Mike Merwick has put together a response to the Quality of Life issues that have been brought up before the Council. Mr. Roper stated to Council that he doesn't know if they want some more information; if they want to hear about it at the "Noon" Meeting; if they want to hear about it at the end of the Formal Council Meeting; or if they want to hear about it when the issue is raised at the Council Meeting. Mr. Shoecraft asked Mr. Roper when is this issue coming up. Mr. Roper indicated to Council that he doesn't believe that he is scheduled for today. Mr. Shoecraft asked Mike Merwick if he scheduled a Pre-Council Meeting regarding this issue. Mr. Merwick stated to Mr. Shoecraft that he didn't schedule anything because they will be looking at two pictures and it will be all over. Mr. Shoecraft stated to Mr. Merwick okay. Ms. Seng asked Mr. Merwick if this is in response to the people that come at the end of the Council Meeting. Mr. Merwick stated to Ms. Seng that is correct. Ms. Seng stated to Council that she thinks they should respond at the end of the Council Meeting because the viewers are always asking about it. So she thinks this would be the appropriate time to respond to it. Mr. Roper asked Council if they wanted to do it today. Ms. Seng indicated to Mr. Roper if they show up today, to do it today. Mr. Shoecraft stated to Mr. Roper that they prefer doing it today. Mr. Roper stated to Council okay.

**PUBLIC WORKS & UTILITIES DEPARTMENT** - Allan Abbott stated to Council that Rick Haden came to him this morning and told him that he was resigning as of September 27, 2000. Mr. Abbott stated to Council that Mr. Haden has accepted a position in Omaha. Mr. Abbott commented to Council that it is going to be a loss to the City. Mr. Abbott stated to Council that he wanted to let them know because Mr. Haden is telling his people today.

(Mayor Don Wesely and Ann Harrell arrived to the meeting.) Mr. Shoecraft asked Mayor Wesely if he had anything to share with them today. Mayor Wesely stated to Mr. Shoecraft that he does and he apologized for being late. Mayor Wesely stated to Council when they last talked a couple of weeks ago, they talked about the duplex issue and because of his absence, they weren't able to finalize the Task Force for them. But they have the beginning of it and they will process the organizations that they see listed on the memo in the next few days. (Handed out a memo to

Council regarding the Duplex Licensing Task Force) (See attached memo). Mayor Wesely stated to Council that he knows they have probably received some names in the meantime, so if they could give the names to Ann Harrell because she will be staffing the Task Force.

Ms. Johnson indicated to Mayor Wesely that she does have some names for them. Ms. Johnson stated to Mayor Wesely that she has an individual from both REOMA (Real Estate Owners and Managers Association) and the Lincoln Board of Realtors that have contacted her about this Task Force. Mayor Wesely stated to Council that they will put this together and they should be able to be up and running in a month or two.

Mayor Wesely commented to Council that he sees the nudity issue is back.

## **V. CITY COUNCIL MEMBERS**

### **JON CAMP**

Mr. Camp stated to Council that he had visited briefly with Lynn Johnson regarding the Saturday night fireworks display. Mr. Camp commented to Council that he doesn't know if any of them received calls about this situation. Ms. Seng indicated to Mr. Camp that she heard it and Mr. Cook stated that all of his neighborhoods were outside looking up at the sky. Mr. Camp asked Lynn Johnson if he wanted to explain the situation to them. Mr. Camp indicated to Council that Mr. Johnson is going to follow up on it, that he also had some people who were very concerned about it.

Mr. Johnson stated to Council that it was the Boy Scouts Jamboree fireworks display at Holmes Park. Mr. Johnson stated to Council that it was part of their scheduled permit, so they were allowed to do the fireworks. Mr. Johnson stated to Council that they hadn't anticipated that it was going to be quit that late and they are going to check to see if that was in violation of the City noise ordinance. Mr. Johnson stated to Council that they have received a couple of calls from people concerned about the noise that late in the evening. Mr. Johnson stated to Council that they will be discussing with the Boy Scouts whether this activity will be part of their jamboree in the future. Mr. Johnson stated that they talked about how to inform the community without encouraging the whole community to go to Holmes Park and commented to them to be perfectly honest with them they probably missed a "beeper", so now they needed to get the word out to people to let them know there would be fireworks on Saturday night. Mr. Johnson commented to Council that they will do a better job of that in the future. Ms. Seng commented that it was as good as the Fourth of July, that it was really huge. Ms. Seng asked if they think the weather conditions were different because in the Northeast Lincoln area it was much different than what it was on the Fourth of July. Ms. Seng commented that this was like a boom, boom, boom like there were explosions, but they could not see fireworks.

Mr. Johnson stated to Council from his understanding because of rain earlier in the day the water level of the lake had come up, so they had to set the fireworks off much higher on the dam than like the Fourth of July. So this may have contributed to it because there wasn't as much depth for the sound.

Ron Peery stated to Council that they were out there on the same day and they did have their permits and everything. Mr. Peery stated to Council that they did have to move it from where they were originally scheduled to be (where it is normal is) because of the rain. Mr. Peery stated to Council that in fact, it could have been a lot louder because they didn't allow them to shoot off the biggest shells because they didn't have a clearance for it. Mr. Peery indicated to Council that being higher on the dam that he thinks this really had a lot to do with it. So, they did everything according to what they were supposed to do.

### **COLEEN SENG - NO COMMENTS**

### **JEFF FORTENBERRY**

Mr. Fortenberry stated to Chief Casady that it is his understanding that the fines or the penalties for selling drugs on playgrounds are also doubled just like schools and he was wondering if this was correct or does it have to be marked. Chief Casady stated to Mr. Fortenberry that it doesn't have to be marked, that it is against Federal penalties to sell or the distribution of drugs within a 1,000 feet from schools. Mr. Fortenberry asked Chief Casady if this applies to the parks as well. Chief Casady stated to Mr. Fortenberry that he doesn't believe so.

Mr. Shoecraft stated to Chief Casady if he remembers, about two or three years ago he tried to get the same type of signs that are on the schools for the drug free zones to be placed in the parks. But he ran into some road block with it and he can't remember when or what it was, but he has tried to have it done at one time. Mr. Shoecraft asked Chief Casady if he remembers what would have been the problem and asked him if he would pull it out and take a look at it. Chief Casady stated to Mr. Shoecraft that they can certainly pull it out, but he doesn't remember what the blockage was on it. Mr. Shoecraft asked Chief Casady if he could research it again. Chief Casady stated to Mr. Shoecraft okay.

Mr. Fortenberry stated that a constituent contacted him and apparently there was a meeting at Pius X High School and there was some discussion about Roberts Park being a meeting area where drug activity takes place. Mr. Fortenberry stated to Chief Casady that it came up and he believes the Police representative said that in a park the same penalties could apply as you do on school grounds, but if he is saying "no" he doesn't know where it came from, but he thinks the Police were present at this meeting. Chief Casady stated to Mr. Fortenberry that there is about 10 billion laws and probably not any of them will know them all, but to the best of his knowledge that is not the case, but he could be mistaken. Mr. Fortenberry asked Chief Casady if they could research this issue a lot bit. Chief Casady stated to Mr. Fortenberry sure.

## **CINDY JOHNSON**

Ms. Johnson asked Dana Roper about the resolution regarding the agreement with the EMS. She was wondering if this was just the standard thing that is done. Dana Roper stated to Ms. Johnson that they may want to postpone the Public Hearing on this item for a week. Mr. Roper stated to Ms. Johnson that this is the agreement for the medical oversight. Mr. Roper stated to Council this is the contract that the City has with them and stated that they are still working on some language and in his estimation they would be better off postponing the Public Hearing a week to make sure they have all of the details and that both sides are willing to sign the agreement. Mr. Roper stated to Council there is no sense of them passing it because there is still a couple of unresolved questions and he thinks if they wait a week they can get those resolved. So what he would prefer Council to do is to postpone the Public Hearing on it for one week.

Mr. Shoecraft stated to Mr. Roper that he got some information from their discussion this morning with Natelie that it was resolved. Mr. Roper commented to Mr. Shoecraft that he spoke with Natelie and before it gets finally resolved, that it was not finally resolved, but it may be finally resolved by Monday. So he thinks they would be better off waiting a week to make sure. Mr. Shoecraft stated that they will probably wait a little bit, before 1:30 p.m., before they make that decision because he thinks there was a little bit of additional information out there. Mr. Shoecraft asked Mr. Roper if they decide to do it, should they do it today, so it doesn't show up on the Agenda for next week and cause confusion. Mr. Roper commented to Council and have a bunch of people come down to find out that it was not a hearing, that he thinks it would be better to do it that way to let people know. Mr. Shoecraft stated to Mr. Roper that it would be three weeks because the week after they took off (week of September 4<sup>th</sup>), so it will be September 11<sup>th</sup>. Mayor Wesely stated to Council why don't they wait and see how the next couple of days go. Mr. Shoecraft stated to Mr. Roper that they can wait until Wednesday to add and delete items from the Council Agenda, is that correct. Mr. Roper stated to Mr. Shoecraft that is correct. Mr. Shoecraft stated that they will give it a couple of days and he will stay in contact with Administration and Mr. Roper.

## **ANNETTE McROY**

Ms. McRoy commented to Council that she was glad that she is not on the L.A. City Council for the L.A. Budget. [laughter] Mr. Fortenberry commented that he thinks the California Budget is like the 9<sup>th</sup> or the 7<sup>th</sup> largest country in the world. Mr. Shoecraft asked how big was the City Council in Los Angeles, that he was curious on how many City Council Members they had because when he was in Madison there City Council had 17 members, which was unbelievable because Madison he doesn't think is bigger than Lincoln. Mayor Wesely stated to Council that Nashville has something like 50 City Council Members. Mr. Bradley indicated to Council that Nashville has 41 City Council Members. Mayor Wesely commented to Council that the traffic is just unbelievable in L.A.

Ms. McRoy had no further comments.

### **JONATHAN COOK**

Mr. Cook stated to Chief Casady that many weeks ago he was on the news regarding the signs on poles. Mr. Cook stated to Chief Casady when he was being interviewed on channel 8 regarding this issue and he knows it was not top priority. Mr. Cook stated to Council that he knows he intends to let the garage sale signs go for a few days, but the weight loss signs are a plaque. Mr. Cook stated to Chief Casady that he wanted to let him know he thought the report was nice and to tell him he appreciated him doing it. Mr. Cook thanked Chief Casady for doing it.

### **JERRY SHOECRAFT - NO COMMENTS**

Mr. Fortenberry stated to Kathleen Sellman and Dana Roper that he would like to see them briefly after the Director's Meeting today.

Mr. Fortenberry stated to Lynn Johnson that he would like to also see him briefly after the Director's Meeting today.

## **VI.. MEETING ADJOURNED AT 11:41 A.M.**