

**AGENDA**  
**CITY COUNCIL ORGANIZATIONAL MEETING**  
**MONDAY, NOVEMBER 17, 2008**  
**(Immediately Following Directors' Meeting)**  
**COUNTY/CITY BUILDING**  
**CONFERENCE ROOM 113**

**I. MINUTES**

- \*1. Minutes from Directors' Meeting of November 3, 2008.
- \*2. Minutes from City Council Organizational Meeting of November 3, 2008.
- \*3. Pre-Council Meeting Minutes - Executive Session - RE: Fire Negotiations - November 3, 2008.

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

- \*1. Board of Health Meeting (Svoboda)
- 2. Joint Retreat of PRAB and LPF (Cook)
- 3. Lincoln Cares Advisory Board (Marvin)

**OTHER MEETINGS REPORTS:**

**III. APPOINTMENTS/REAPPOINTMENTS - To Be Announced**

**IV. REQUESTS OF COUNCIL FROM MAYOR - To Be Announced**

**V. MISCELLANEOUS -**

- 1. Discussion on scheduling Council Retreat in December.
- 2. Discussion on Council Tentative Schedule 2009 for approval. (See Attachment)
- 3. Memo from Denise Pearce - RE: Boards and Commissions Update. (See Attachment)
- 4. Discussion of Common sense on abstaining from votes. (Requested by Robin Eschliman)

## **VI. CITY COUNCIL MEMBERS**

## **VII. MEETINGS/INVITATIONS**

1. Lincoln Chamber of Commerce 'Business After Hours' on Thursday, November 20, 2008 from 4:30 p.m. to 6:30 p.m. at the Cornhusker Marriott Hotel, Renaissance Room - Cost: \$10/person - RSVP by Nov. 18<sup>th</sup> - (See Invitation)
2. Lincoln Chamber Community Consensus Meeting on Wednesday, December 3, 2008 from 8:00 a.m. to 9:30 a.m. at Lincoln Chamber of Commerce, 1135 "M" Street, Suite 300 - RSVP by Dec. 1<sup>st</sup> by e-mail - (See Invitation)
3. HDR Holiday Luncheon on Friday, December 5, 2008 at the Cornhusker Hotel - 11:30 a.m., Refreshments; Noon, Lunch - RSVP by Nov. 26<sup>th</sup> to Gladys Doerr at 399-4909 or by e-mail - (See Invitation)
4. Fall 2008 Lincoln Police Department Academy Graduation & Awards Ceremony on Wednesday, November 26, 2008 at 3:00 p.m. at the Cornhusker Hotel, Grand Ballroom - Reception Following - (See Invitation)

## **VIII. ADJOURNMENT**

**\*HELD OVER FROM NOVEMBER 10, 2008.**

# CITY COUNCIL FORMAL MONDAY MEETING DATES - 2009

## COUNCIL TENTATIVE SCHEDULE 2009

JAN	FEB	MAR	APR	MAY	JUNE	JULY	AUG	SEPT	OCT	NOV	DEC
5 <sup>TH</sup> 1:30	2 <sup>ND</sup> 5:30 NIGHT	2 <sup>ND</sup> 5:30 NIGHT	6 <sup>TH</sup> 1:30	4 <sup>TH</sup> 1:30	1 <sup>ST</sup> 1:30	6 <sup>TH</sup> 4 <sup>TH</sup> of July NO MTG	3 <sup>RD</sup> 1:30	7 <sup>TH</sup> Labor Day NO MTG	5 <sup>TH</sup> 1:30	2 <sup>ND</sup> 1:30	7 <sup>TH</sup> 5:30 NIGHT
12 <sup>TH</sup> 1:30	9 <sup>TH</sup> 1:30	9 <sup>TH</sup> 1:30	13 <sup>TH</sup> 1:30	11 <sup>TH</sup> 5:30 NIGHT	8 <sup>TH</sup> 5:30 NIGHT	13 <sup>TH</sup> 1:30	10 <sup>TH</sup> 1:30 Budget PH ?	14 <sup>TH</sup> 1:30	12 <sup>TH</sup> 1:30	9 <sup>TH</sup> 5:30 NIGHT	14 <sup>TH</sup> 1:30
19 <sup>TH</sup> MLK NO MTG	16 <sup>TH</sup> Pres.Day NO MTG	16 <sup>TH</sup> 1:30	20 <sup>TH</sup> 1:30	18 <sup>TH</sup> 1:30	15 <sup>TH</sup> 1:30	20 <sup>TH</sup> 1:30	17 <sup>TH</sup> 1:30	21 <sup>ST</sup> 1:30	19 <sup>TH</sup> 1:30	16 <sup>TH</sup> 1:30	21 <sup>ST</sup> Holiday NO MTG
26 <sup>TH</sup> 1:30	23 <sup>TH</sup> 1:30	23 <sup>RD</sup> 1:30	27 <sup>TH</sup> 5:30 NIGHT	25 <sup>TH</sup> Memorial Day NO MTG	22 <sup>ND</sup> 5:30 NIGHT	27 <sup>TH</sup> 5:30 NIGHT	24 <sup>TH</sup> 5:30 NIGHT	28 <sup>TH</sup> 5:30 NIGHT	26 <sup>TH</sup> 5:30 NIGHT	23 <sup>RD</sup> Holiday NO MTG	28 <sup>TH</sup> Holiday NO MTG
		30 <sup>TH</sup> 5:30 NIGHT			29 <sup>TH</sup> 1:30		31 <sup>ST</sup> 1:30			30 <sup>TH</sup> 1:30	January 4, 2010

**MEMO**

**TO:** City Council

**FROM:** Denise Pearce  
Aide to the Mayor

**DATE:** November 10, 2008

**RE:** Boards and Commissions Update

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**COUNCIL VOTES on December 1**

<u>Name</u>	<u>Board/Commission</u>	<u>Term Expiration/Comments</u>
Richard Boucher	Community Health Endowment	9.1.11 (Reappt.)
Edward D. Wimes	“ ”	9.1.11 (Reappt.)
Britt C. Miller	“ ”	9.1.11 (New)
Dr. Margaret Sutton	“ ”	9.1.11 (New)

**Via Executive Order**

<u>Name</u>	<u>Board/Commission</u>	<u>Term Expiration/Comments</u>
Su Eells	Mayor's Commission on Women	8.31.09 (New)
James M. Kelley	Procurement Appeals Board	9.1.11 (Reappt.)
Dwayne Odvody	“ ”	9.1.11 (Reappt.)

**MINUTES  
CITY COUNCIL ORGANIZATIONAL MEETING  
MONDAY, NOVEMBER 17, 2008**

**Present:** Robin Eschliman, Chair  
Doug Emery, Vice Chair  
Jon Camp  
John Spatz  
Ken Svoboda  
Dan Marvin

**Absent:** Jonathan Cook

Chairman Eschliman opened the meeting at 11:14 a.m.

Chairman Eschliman announced The Nebraska Open Meetings Act posted on the rear wall of room 113.

**I. MINUTES**

- \*1. Minutes from Directors' Meeting of November 3, 2008.
  - \*2. Minutes from City Council Organizational Meeting of November 3, 2008.
  - \*3. Pre-Council Meeting Minutes, Executive Session. Fire Negotiations, November 3, 2008.
- The above minutes approved by acclamation.

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

**\*1. Board of Health Meeting Svoboda**

Svoboda stated they received a divisional educational presentation. No action was presented which would come before the City Council.

**2. Joint Retreat of PRAB (Parks and Recreation Advisory Board) and LPF (Lincoln Park Foundation) Cook**

Cook absent.

**3. Lincoln Cares Advisory Board Marvin**

Marvin stated they spent/distributed money accumulated from the Dollar Check Off Program. The program works by people donating dollars with participating corporations, who previously contributed \$30,000 yearly. Past corporate sponsors included Cabela's and U.S. Bank. A new corporate sponsor, Time Warner, agreed to donate \$30,000. The amount estimated for projects decreased from \$120,000 to \$90,000/\$95,000, with the Board looking for additional corporate sponsors. The Board thought to lower the corporate sponsor buy-in to \$15,000. Marvin then listed projects approved last year.

Marvin listed this year's approved programs: \$10,000 to Parkers Pals, a scholarship program for low income children to belong to City sponsored rec programs or summer pool passes. Reduced from \$20,000 to \$10,000; \$20,000 for Union Plaza; Likely approval of \$10,000, while looking for matching funds, towards a solar water heating demonstration project. This program is at some City pool bath houses, with taxpayer payback being within 4 to 5 years. Did not approve solar City parks

lights in which the payback could be 10 to 20 years; added \$6,000 to the Boosalis Trail; on O Street vacated land \$25,000 for a young children's playground; and a mobile play structure used by the Parks and Rec for events and activities. Discussion on approvals to different programs located throughout the City.

## **OTHER MEETINGS REPORTS:**

### **III. APPOINTMENTS/REAPPOINTMENTS Pearce**

Pearce stated she now sends updates via email for the City Council packets to provide timely notice. One new candidate scheduled, with public hearing for both LES candidates on December 8<sup>th</sup>.

Also, replying to last meeting's discussion on candidates for boards and commissions, could send the link where one can search by board to see who is up for appointment, and when. Pearce added if Council has ideas for boards, either presently or in the future, would appreciate receiving anytime as they have appointments arise all the time. Questions posed to Pearce on LES candidates and if Senator elect Kathy Campbell will retain LES board position with reply being her choice to stay.

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

Hoppe stated pre-council scheduled on December 1<sup>st</sup> at 10:00 a.m. for presentation by the JAVA Board. Will be scheduling time with Council Members individually, and as a Board, on this year's budget process, and will present Council with the outcomes and indicators from the Mayor's Office. Looking for Council's input and guidance on performance expectations and which indicators would be the best measures going forward in an outcome based budget.

## **V. MISCELLANEOUS**

### **1. December Council Retreat**

Chair Eschliman stated possible dates have been mentioned. After discussion Monday, December 22, 2008 agreed upon at 1:30 pm with Grammer to determine locations available. For a City meeting have to meet on City property, with the Highland's Golf Course and City Libraries suggested. List possible Retreat Agenda items on next Organizational Meeting

### **2. Council 2009 Meeting Schedule**

Svoboda stated he distributed a 2009 calendar which basically goes to the night meetings being the last Monday of the month, which is easy to for the public, staff, everyone to remember.

Discussion on holiday weeks, with specific dialogue on July 4<sup>th</sup> week, Thanksgiving week and August 10<sup>th</sup>. After discussion the Council will not meet on Monday, July 6, 2009, but will meet Thanksgiving week on Monday, November 23, 2009. Will have a short meeting on August 10, 2009 at 1:30 with public hearing on proposed 2009-2010 budget starting at 2:30 p.m.

Other approved calendar corrections include: August 24<sup>th</sup> -start at 1:30 pm; August 31<sup>st</sup> -start at 5:30 pm; November 30<sup>th</sup> -starts 5:30 pm; and December 14, 2009 start at 1:30 pm.

Motion to approve amended calendar for 2009 made by Marvin, seconded by Svoboda. Motion passed 6 - 0.

Eschliman checked on open mike speakers during day and night meetings for '07-'08. The difference of speakers makes it appear the night meetings do not accomplish more people attending. Svoboda stated the City Council has one of the best attendance records as compared to other entities.

### **3. Discussion on Council Abstaining from Voting Eschliman**

Eschliman brought up discussion of Council Members abstaining from voting more than necessary, thinking it is not the direction to follow. She stated a member should abstain from voting if they financially benefit from a vote. If questions arise go to Accountability and Disclosure and then review the language. Emery thought statements unfair as the Council hasn't abused with less than a handful of refusals over this term. The language isn't written for the Chair to decide if members were right or wrong in abstaining.

Marvin stated he abstained from a vote but had discussed with the City Attorney. He commented he had a business relationship and felt he should step down. Emery added Council should respect each other's integrity to not vote when they feel there is need. Marvin commented he has left judgement on not voting to individual members with Svoboda adding Council adopted the method of members being able to abstain from a vote if necessary, but to possibly explain before as it would be helpful. Marvin stated he had talked to the City Attorney and the Council Chair.

Emery stated the Council has not had an issue with abstaining. Member should hear of a member abstaining at least at the meeting, or the earliest convenience, before any public hearing, as a member shouldn't be part of the public hearing if not voting. Council has a public perception to keep. His personal test on abstaining is, would you do for anyone you didn't know, or you would abstain because it was someone you knew. If you make the same decision, across the city, it isn't an issue.

## **VI. CITY COUNCIL MEMBERS**

No comments from Council Members.

## **VII. MEETINGS/INVITATIONS**

See invitation list.

## **VIII. ADJOURNMENT**

Chairman Eschliman adjourned the meeting at 12:04 p.m.