



City of Grand Island

Tuesday, March 8, 2016

Council Session

Item G-1

Approving Minutes of February 23, 2016 City Council Regular Meeting

Staff Contact: RaNae Edwards

CITY OF GRAND ISLAND, NEBRASKA

MINUTES OF CITY COUNCIL REGULAR MEETING

February 23, 2016

Pursuant to due call and notice thereof, a Regular Meeting of the City Council of the City of Grand Island, Nebraska was conducted in the Council Chambers of City Hall, 100 East First Street, on February 23, 2016. Notice of the meeting was given in *The Grand Island Independent* on February 17, 2016.

Mayor Jeremy L. Jensen called the meeting to order at 7:00 p.m. The following City Council members were present: Mitch Nickerson, Mark Stelk, Chuck Haase, Julie Hehnke, Linna Dee Donaldson, Michelle Fitzke, Vaughn Minton, Roger Steele, and Mike Paulick. Councilmember Jeremy Jones was absent. The following City Officials were present: City Administrator Marlan Ferguson, City Clerk RaNae Edwards, Finance Director Renae Griffiths, City Attorney Jerry Janulewicz, and Public Works Engineer Terry Brown.

Mayor Jensen introduced Community Youth Council member Makayla Morgan.

INVOCATION was given by Pastor Bill Schroeder, Messiah Lutheran Church, 708 North Locust Street followed by the PLEDGE OF ALLEGIANCE.

PRESENTATIONS AND PROCLAMATIONS:

Recognition of Library Director Steve Fosselman for 25 Years of Service with the City of Grand Island. The Mayor and City Council recognized Library Director Steve Fosselman for 25 years of service with the City. Mr. Fosselman was present for the recognition.

Presentation by Almquist, Maltzahn, Galloway, & Luth for Fiscal Year 2015 City Single Audit and General Purpose Financial Statements and Electric and Water Audit Reports. Terry Galloway from Almquist, Maltzahn, Galloway, & Luth gave an overview of the 2015 City Single Audit and General Purpose Financial States along with the Electric and Water Reports. The City received the highest level of an outside audit firm and is in great shape.

PUBLIC HEARINGS:

Public Hearing on Amendments to Chapter 31 of the Grand Island City Code Relative to Signs. Building Department Director Craig Lewis reported that changes were needed to Chapter 31-20 of the City Code regarding signage in residential areas related to size and locations. Reviewed were the changes. Staff recommended approval. No public testimony was heard.

Public Hearing on Amendments to Chapter 36 of the Grand Island City Code Relative to Zoning Regulations. Regional Planning Director Chad Nabity reported that changes to Chapter 36-9 related to recreational vehicle pad and recreational vehicle (RV) parks. Changes to Chapter 36-96 related to Off-Street Parking Requirements. Staff recommended approval. No public testimony was heard.

Public Hearing on Request to Rezone Property located at 3721 West Capital Avenue from RD – Residential Development to Amended RD Residential Development (TS12 Phase II, LLC). Regional Planning Director Chad Nabity reported that an application had been made to change the development plan located at 3721 West Capital Avenue which would combine two (10 unit) buildings on the northeast side of the lot into a single building with 30 unites. This would allow for the creation of an additional 46 parking spaces on the property. The number of units in the second phase would change from 140 to 150. Staff recommended approval. No public testimony was heard.

Public Hearing on Request to Declare Proposed Area 19 as Blighted and Substandard located at the Northeast Corner of U.S. Highway 34 and South Locust Street (Mark Otto – Premier Home Sales). Regional Planning Director Chad Nabity reported that Mark Otto had commissioned a Blight and Substandard Study for Area No. 19 located north of U.S. Highway 34 and west of Locust Street. Staff recommended approval. Carol Nowka, 432 So. Woodland Drive, Ron Depue, attorney for the applicant, 308 No. Locust Street, and Keith Marvin, David City, NE spoke in support. Heidi Nesiba Aken, 278 East Hwy 34 aske that this item be tabled. No further public testimony was heard.

Public Hearing on the One & Six Year Street Improvement Plan. Public Works Engineer Terry Brown stated this item was continued from the February 9, 2016 City Council meeting. Staff recommended approval. No public testimony was heard.

ORDINANCES:

Councilmember Donaldson moved “that the statutory rules requiring ordinances to be read by title on three different days are suspended and that ordinances numbered:

- #9573 – Consideration of Amendments to Chapter 31 of the Grand Island City Code Relative to Signs
- #9574 - Consideration of Amendments to Chapter 36 of the Grand Island City Code Relative to Zoning Regulations
- #9575 - Consideration of Request to Rezone Property located at 3721 West Capital Avenue from RD – Residential Development to Amended RD Residential Development (TS12 Phase II, LLC)
- #9576 - Consideration of Vacation of Utility Easements Located at 2716 W Old Highway 30 (Middleton Properties, LLC)

be considered for passage on the same day upon reading by number only and that the City Clerk be permitted to call out the number of these ordinances on second reading and then upon final passage and call for a roll call vote on each reading and then upon final passage.” Councilmember Nickerson seconded the motion. Upon roll call vote, all voted aye. Motion adopted.

- #9573 – Consideration of Amendments to Chapter 31 of the Grand Island City Code Relative to Signs

Motion by Paulick, second by Hehnke to approve Ordinance #9573.

City Clerk: Ordinance #9573 on first reading. All those in favor of the passage of this ordinance on first reading, answer roll call vote. Upon roll call vote, all voted aye. Motion adopted.

City Clerk: Ordinance #9573 on second and final reading. All those in favor of the passage of this ordinance on second and final reading, answer roll call vote. Upon roll call vote, all voted aye. Motion adopted.

Mayor Jensen: By reason of the roll call votes on first reading and then upon second and final readings, Ordinance #9573 is declared to be lawfully adopted upon publication as required by law.

#9574 - Consideration of Amendments to Chapter 36 of the Grand Island City Code Relative to Zoning Regulations

Motion by Stelk, second by Minton to approve Ordinance #9574.

City Clerk: Ordinance #9574 on first reading. All those in favor of the passage of this ordinance on first reading, answer roll call vote. Upon roll call vote, all voted aye. Motion adopted.

City Clerk: Ordinance #9574 on second and final reading. All those in favor of the passage of this ordinance on second and final reading, answer roll call vote. Upon roll call vote, all voted aye. Motion adopted.

Mayor Jensen: By reason of the roll call votes on first reading and then upon second and final readings, Ordinance #9574 is declared to be lawfully adopted upon publication as required by law.

#9575 - Consideration of Request to Rezone Property located at 3721 West Capital Avenue from RD – Residential Development to Amended RD Residential Development (TS12 Phase II, LLC)

Motion by Haase, second by Hehnke to approve Ordinance #9575.

City Clerk: Ordinance #9575 on first reading. All those in favor of the passage of this ordinance on first reading, answer roll call vote. Upon roll call vote, all voted aye. Motion adopted.

City Clerk: Ordinance #9575 on second and final reading. All those in favor of the passage of this ordinance on second and final reading, answer roll call vote. Upon roll call vote, all voted aye. Motion adopted.

Mayor Jensen: By reason of the roll call votes on first reading and then upon second and final readings, Ordinance #9575 is declared to be lawfully adopted upon publication as required by law.

#9576 - Consideration of Vacation of Utility Easements Located at 2716 W Old Highway 30 (Middleton Properties, LLC)

Public Works Engineer Terry Brown reported that the utility easement located at 2716 W. Old Highway 30 (Middleton Properties, LLC) was not needed and a vacation of this easement was requested.

Motion by Donaldson, second by Fitzke to approve Ordinance #9576.

City Clerk: Ordinance #9576 on first reading. All those in favor of the passage of this ordinance on first reading, answer roll call vote. Upon roll call vote, all voted aye. Motion adopted.

City Clerk: Ordinance #9576 on second and final reading. All those in favor of the passage of this ordinance on second and final reading, answer roll call vote. Upon roll call vote, all voted aye. Motion adopted.

Mayor Jensen: By reason of the roll call votes on first reading and then upon second and final readings, Ordinance #9576 is declared to be lawfully adopted upon publication as required by law.

CONSENT AGENDA: Consent Agenda item G-7 (Resolution #2016-34) was pulled for further discussion. Motion by Paulick, second by Steele to approve the Consent Agenda excluding item G-7.. Upon roll call vote, all voted aye. Motion adopted.

Approving Minutes of February 9, 2016 City Council Regular Meeting.

Approving Appointment of Brandon Bowley to the Central District Health Department Board.

#2016-30 - Approving Final Plat and Subdivision Agreement for Graham Subdivision. It was noted that Ann Graham, owner, had submitted the Final Plat and Subdivision Agreement for Graham Subdivision for the purpose of creating 2 lots located south of US Highway 30 and north of Seedling Mile Road consisting of 12.141 acres.

#2016-31 - Approving Final Plat and Subdivision Agreement for Isaac & Owen Subdivision. It was noted that Patrick & Kristine O'Neill, owners, had submitted the Final Plat and Subdivision Agreement for Isaac & Owen Subdivision for the purpose of creating 2 lots located west of Gunbarrel Road and north of Stolley Park Road consisting of 20.894 acres.

#2016-32 - Approving Bid Award for One (1) 35' Heavy Duty Truck Scale for the Solid Waste Division with RMH Systems of Waukee, IA in an Amount of \$34,600.00.

#2016-33 - Approving Award of Proposal for Consulting Services for Geospatial Data Collection of Grand Island's Public Sanitary Sewer System – 2016 with JEO Consulting Group of Grand Island, NE for an Estimated Amount of \$50,000.00.

#2016-34 - Approving Change Order No. 1 for Cemetery Expansion Site Options Evaluation and Master Plan with Confluence of Des Moines, IA for an Increase of \$10,029.03 and a Revised Contract Amount of \$39,699.03. Parks & Recreation Director Todd McCoy reported that this change order would add the State of Nebraska property to the expansion site study in an amount of \$3,991.53.

Erica Randall, 705 West Eddy Street spoke in opposition. Discussion was had regarding a timeline for the study. Mr. McCoy stated Confluence would have the study done within two months. Requested was an economic analysis included in the study.

Motion by Donaldson, second by Minton to approve Resolution #2016-34. Upon roll call vote, all voted aye. Motion adopted.

#2016-35 - Approving Setting Board of Equalization Hearing for March 8, 2016 to Determine Benefits – 2015 Weed/Nuisance Abatement Program.

#2016-36 - Approving Disaster Declaration made on February 4, 2016.

RESOLUTIONS:

#2016-37 - Consideration of Approving the One & Six Year Street Improvement Plan. This item was related to the aforementioned Public Hearing.

Motion by Haase, second by Minton to approve Resolution #2016-37. Upon roll call vote, all voted aye. Motion adopted.

#2016-38 - Consideration of Approving Request to Declare Proposed Area 19 as Blighted and Substandard located at the Northeast Corner of U.S. Highway 34 and South Locust Street (Mark Otto – Premier Home Sales). This item was related to the aforementioned Public Hearing. Discussion was held regarding Ms. Akens property and access to Area 19.

Motion by Haase, second by Stelk to approve Resolution #2016-38. Upon roll call vote, Councilmembers Fitzke, Donaldson, Hehnke, Haase, Stelk, and Nickerson voted aye. Councilmembers Paulick and Steele voted no. Motion adopted.

PAYMENT OF CLAIMS:

Motion by Donaldson, second by Fitzke to approve the Claims for the period of February 10, 2016 through February 23, 2016 for a total amount of \$3,585,516.11. Unanimously approved.

ADJOURNMENT: The meeting was adjourned at 8:53 p.m.

RaNae Edwards
City Clerk