



City of Grand Island

Tuesday, October 24, 2017

Council Session

Item G-1

Approving Minutes of October 10, 2107 City Council Regular Meeting

Staff Contact: RaNae Edwards

CITY OF GRAND ISLAND, NEBRASKA

MINUTES OF CITY COUNCIL REGULAR MEETING

October 10, 2017

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 October 10, 2017. Notice of the meeting was given in *The Grand Island Independent* on October 4, 2017.

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, Jeremy Jones, Chuck Haase, Julie Hehnke, Vaughn Minton, and Mike Paulick. Councilmember Linna Dee Donaldson, Michelle Fitzke, and Roger Steele were absent. The following City Officials were present: City Administrator Marlan Ferguson, City Clerk RaNae Edwards, Finance Director Renae Jimenez, City Attorney Jerry Janulewicz, and Public Works Director John Collins.

Mayor Jensen introduced Community Youth Council member Dalton Vieth and board member Ryan Kaufman.

INVOCATION was given by Pastor Nathan Frew, Abundant Life Christian Center, 3411 West Faidley Avenue followed by the PLEDGE OF ALLEGIANCE.

PRESENTATIONS AND PROCLAMATIONS:

Recognition of Joel Holling, Parks and Recreation Turf Management Specialist for 25 Years of Service with the City of Grand Island. The Mayor and City Council recognized Parks and Recreation Turf Management Specialist Joel Holling for 25 years of service with the City of Grad Island. Mr. Holling was present for the recognition.

PUBLIC HEARINGS:

Public Hearing on Request from Whitey's, Inc. dba Whitey's Sports Bar & Grill, 2118 No. Webb Road for a 20' x 20' Addition to their "Class C" Liquor License. City Clerk RaNae Edwards reported that an application for a 20' x 20' addition to the Class "C" Liquor License had been received from Whitey's, Inc. dba Whitey's Sports Bar & Grill, 2118 No. Webb Road. Ms. Edwards presented the following exhibits for the record: application submitted to the Liquor Control Commission and received by the City on September 27, 2017; notice to the general public of date, time, and place of hearing published on September 30, 2017; notice to the applicant of date, time, and place of hearing mailed on September 27, 2017; along with Chapter 4 of the City Code. Staff recommended approval contingent upon final inspections. No public testimony was heard.

Public Hearing on Request from Irish Pub of Grand Island, Inc. dba McKinney's Irish Pub, 123 West 3rd Street for a Class "CK" Liquor License. City Clerk RaNae Edwards reported that an application for a Class "CK" Liquor License had been received from Irish Pub of Grand Island, Inc. dba McKinney's Irish Pub, 123 West 3rd Street. Ms. Edwards presented the following

exhibits for the record: application submitted to the Liquor Control Commission and received by the City on September 20, 2017; notice to the general public of date, time, and place of hearing published on September 30, 2017; notice to the applicant of date, time, and place of hearing mailed on September 20, 2017; along with Chapter 4 of the City Code. Staff recommended approval contingent upon final inspections and completion of a state approved alcohol server/seller training program. No public testimony was heard.

Public Hearing on Property Exchange for Part of Sterling Estates 8th Subdivision for Part of Sterling Park in Sterling Estates 4th Subdivision. Regional Planning Director Chad Nabity reported that the proposed exchange would insure that clear title was available for the Sterling Estates Park and for Lot 6, Block 2 and Lot 12, Block 1 of Sterling Estates 8th Subdivision as platted. Staff recommended approval. No public testimony was heard.

Public Hearing to Vacate Ewoldt Subdivision for Part of Prairie Commons Subdivision. Regional Planning Director Chad Nabity reported that Prataria Ventures LLC, as the owner of the impacted property had requested that the City vacate Ewoldt Subdivision. This request was made to facilitate the replatting of this property into Prairie Commons Subdivision. Staff recommended approval. No public testimony was heard.

ORDINANCES:

#9655 - Consideration of Amending the Salary Ordinance

Human Resources Director Aaron Schimd reported that this ordinance was simply to correct an entry error for the Civil Engineer Manager position.

Motion by Jones, second by Stelk to approve Ordinance #9655 on first reading only. Upon roll call vote, all voted aye. Motion adopted.

#9656 - Consideration of Amending Chapter 5 of the Grand Island City Code Relative to Mini-Pigs

City Attorney Jerry Janulewicz reported that a citizen of Grand Island was found to be in possession of a mini-pig in violation of City Code. This citizen forwarded a request to the Animal Advisory Board to change City Code to allow citizens to have mini-pigs within the city limits. The Animal Advisory Board met and proposed changes to Chapter 5 of the Grand Island City Code to include mini-pigs in the City Code with stipulations.

Rose Krause, 408 East 19th Street representing the Central Nebraska Humane Society spoke in opposition. Angela Alexander, 423 West 5th Street spoke in support.

Motion by Nickerson, second by Minton to refer Ordinance #9656 to the October 24, 2017 City Council meeting. Upon roll call vote, Councilmembers Paulick, Minton, Hehnke, Jones, Stelk, and Nickerson voted aye. Councilmember Haase voted no. Motion adopted.

#9657 - Consideration of Property Exchange for Part of Sterling Estates 8th Subdivision
for Part of Sterling Park in Sterling Estates 4th Subdivision

This item was related to the aforementioned Public Hearing.

Motion by Paulick, second by Stelk to approve Ordinance #9657 on first reading only. Upon roll call vote, all voted aye. Motion adopted.

#9658 - Consideration of Vacating Ewoldt Subdivision for Part of Prairie Commons
Subdivision

This item was related to the aforementioned Public Hearing.

Motion by Paulick, second by Hehnke to approve Ordinance #9658 on first reading only. Upon roll call vote, all voted aye. Motion adopted.

#9659 - Consideration of Amending Ordinance No. 9642 Chapter 23 of the Grand Island
City Code - Rental Car Occupation Tax to Renumber Sections 23-81 through 23-91

City Attorney Jerry Janulewicz reported that Ordinance #9659 would amend Ordinance #9642 to correct the numbering of Sections 23-81 to 23-91.

Motion by Stelk, second by Jones to approve Ordinance #9659 on first reading only. Upon roll call vote, all voted aye. Motion adopted.

CONSENT AGENDA: Motion by Jones, second by Minton to approve the Consent Agenda excluding item G-17 (Resolution #2017-281). Upon roll call vote, all voted aye. Motion adopted.

Approving Minutes of September 26, 2107 City Council Regular Meeting.

Approving Appointment of Robert Thomas to the Tree Board.

#2017-267 - Approving Request from Whitey's, Inc. dba Whitey's Sports Bar & Grill, 2118 No. Webb Road for a 20' x 20' Addition to their "Class C" Liquor License.

#2017-268 - Approving Request from Irish Pub of Grand Island, Inc. dba McKinney's Irish Pub, 123 West 3rd Street for a Class "CK" Liquor License and Liquor Manager Designation for Nathan Stewart, 5230 West Thatcher Lane, Lincoln, Nebraska.

#2017-269 - Approving Purchase of Electrical Circuit Breakers with Wesco Distribution, Inc. of Sioux City, Iowa in an Amount of \$139,172.76 and Siemens Industry, Inc. of Wendell, North Carolina in an Amount of \$31,098.48.

#2017-270 - Approving Bid Award - Tree Trimming Project 2018-TT-1 with Leetch Tree Service of Grand Island, Nebraska in an Amount of \$140,025.00.

#2017-271 - Approving Bid Award - Water Main Project 2018-W-2 - Ingalls - Louise - Yund - Division & Cherry Streets with The Diamond Engineering Company of Grand Island, Nebraska in an Amount of \$209,049.95.

#2017-272 - Approving Bid Award for Purchase of Sulfuric Acid with Telemetry Program with Brenntag Great Lakes of Omaha, Nebraska in an Estimated Amount of \$45,839.75.

#2017-273 - Approving Change Order No. 2 for Curb Ramp Project No. 2017-CR-2 with The Diamond Engineering Company of Grand Island, Nebraska for an Increase of \$7,670.00 and a Revised Contract Amount of \$158,024.00 and a November 1, 2017 Completion Date.

#2017-274 - Approving Inter-Local Agreement with Hall County for Roadway Snow Removal Services in and Around Grand Island.

#2017-275 - Approving Change Order No. 3 for North Broadwell Avenue Drainage Project No. 2017-D-3 with The Diamond Engineering Company of Grand Island, Nebraska for an Increase of \$8,000.00 and a Revised Contract Amount of \$156,689.50.

#2017-276 - Approving Change Order No. 1 for Lift Station No. 20 Upgrade and Force Main Rehabilitation & Lift Station No. 14 Abandonment; Project No. 2017-S-1 with The Diamond Engineering Company of Grand Island, Nebraska for an Increase of \$97,640.79 and a Revised Contract Amount of \$2,404,096.06 and a Completion Date of April 14, 2018.

#2017-277 - Approving Certificate of Final Completion for Sanitary Sewer District No. 539; North Webb Road and 13th Street with Starostka Group Unlimited, Inc. of Grand Island, Nebraska.

#2017-278 - Approving Amendment No. 1 to Engineering Consulting Agreement for 13th Street Roadway Improvements; Project No. 2018-P-1 with Alfred Benesch & Company of Lincoln, Nebraska in an Amount of \$141,281.25 for a Revised Agreement Amount of \$156,281.25.

#2017-279 - Approving Supplemental Agreement No. 1 with Nebraska Department of Transportation (NDOT) for Improving US Highway 281 in Grand Island, Nebraska for a Deduction of \$5,000.00.

#2017-280 - Approving Engineering Services Agreement for Old Potash Highway Corridor Study with Olsson Associates of Grand Island, Nebraska in an Amount of \$249,963.26.

#2017-281 - Approving Small Cell License and Pole Attachment Agreement with Verizon Wireless. City Attorney Jerry Janulewicz reported that Verizon had applied to place a wireless antenna facility on a new city light pole located at the intersection of Sky Park Road and Baron Lane. Staff recommended approval. Comments were made concerning the rate of \$6.00 per year per pole being too low. Mr. Janulewicz stated the FCC was involved with these types of issues. He stated this request would make four poles within the City but expected to see more requests. Utilities Director Tim Luchsinger explained the fee structure.

Motion by Haase, second by Nickerson to approve Resolution #2017-281. Upon roll call vote, all voted aye. Motion adopted.

#2017-282 - Approving Proposal for Olympic Bunker Trap Site Additions with Chief Construction of Grand Island, Nebraska in an Amount of \$248,903.00.

#2017-283 - Approving Proposal for Olympic Bunker Trap Target Release System with Briley Manufacturing Company of Houston, Texas in an Amount of \$55,650.00.

#2017-284 - Approving Purchase of (6) 36" Cut Mowers from Buffalo Outdoor Power of Kearney, Nebraska in an Amount of \$22,950.00.

#2017-285 - Approving Authorization to Seek Federal Assistance from the Land and Water Conservation Fund Program.

#2017-286 - Approving Emergency Declaration for PGS Turbine Repairs with Reliable Turbine Services of in an Amount Estimated at \$1,000,000.00.

#2017-287 – Approving Purchase of 3/4 Ton Dodge Truck from State Contract for the Fire Department with Gene Steffy Chrysler, Jeep, Dodge Ram of Fremont, Nebraska in an Amount of \$35,804.00.

RESOLUTIONS:

#2017-288 - Consideration of a Bill of Sale and Assignment of Rights for the Transfer of the Kaneko Sculptures to the City of Grand Island. City Attorney Jerry Janulewicz reported that Grow Grand Island, Inc. Grow Grand Island Arts & Humanities Committee, and the Grand Island Community Foundation, collaborated to provide funding and purchase of two ceramic sculptures created by artist Jun Kaneko to be donated to the City of Grand Island. The sculptures are installed at Railside Plaza in downtown Grand Island. In addition to the gift and assignment of license rights, the Grand Island Community Foundation holds \$10,000.00 in an encumbered account to be utilized to pay the City's property insurance deductible if the sculptures are damaged. Staff recommended approval.

Discussion was held concerning the \$10,000 that would be held by Grow Grand Island in an encumbered account to be used by the City to pay for the deductible on property insurance if the sculptures were damaged.

Motion by Haase, second by Minton to approve Resolution #2017-288. Upon roll call vote, all voted aye. Motion adopted.

#2017-289 - Consideration of Change Order No. 1 with CMBA Architects for the EM/911 Building. Emergency Management Director Jon Rosenlund reported that in June 2017, the bids received for the construction of the EM/911 Center exceeded the budget and were rejected. As a result, certain design changes and a location change were proposed. The City Administrator was in contact with owners of undeveloped land on the southwest corner of 13th Street and North

Road for the purchase of this land for the purpose of constructing the EM/911 structure at that location. These 3.6 acres would also be ideal for the relocation of Fire Station #4, which was being considered under a different agreement. That agreement would have Menard's paying for the 3.6 acres and building a new fire station in exchange for the current Fire Station #4 and land. Staff recommended approval.

Discussion was held regarding the location of the new building with regards to traffic issues, narrow roads, towers, and a traffic circle. Mr. Rosenlund stated the land would be on a lease/purchase agreement until June 2018 and then purchased at cost through the cell phone occupation tax. Finance Director Renae Jimenez stated the 5% tax for 2016 brought in approximately \$300,000.00. These funds were for public safety purposes only. Comments were made regarding the cost of the change order.

Motion by Nickerson, second by Jones to approve Resolution #2017-289. Upon roll call vote, all voted aye. Motion adopted.

PAYMENT OF CLAIMS:

Motion by Minton, second by Nickerson to approve the payment of claims for the period of September 27, 2017 through October 10, 2017 for a total amount of \$2,023,711.24. Upon roll call vote, Councilmembers, Minton, Hehnke, Haase, Jones, Stelk, and Nickerson voted aye. Councilmember Paulick abstained. Motion adopted.

ADJOURNMENT: The meeting was adjourned at 8:21 p.m.

RaNae Edwards
City Clerk