



# **City of Grand Island**

**Tuesday, December 12, 2017**

**Council Session**

## **Item G-1**

### **Approving Minutes of November 28, 2107 City Council Regular Meeting**

**Staff Contact: RaNae Edwards**

CITY OF GRAND ISLAND, NEBRASKA

MINUTES OF CITY COUNCIL REGULAR MEETING

November 28, 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 November 28, 2017. Notice of the meeting was given in *The Grand Island Independent* on November 22, 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, Linna Dee Donaldson, Michelle Fitzke, Vaughn Minton, Roger Steele, and Mike Paulick. 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 Jackie Gonzalez.

INVOCATION was given by Pastor Jim Reynolds, Berean Bible Church, 4116 West Capital Avenue followed by the PLEDGE OF ALLEGIANCE.

PUBLIC HEARINGS:

Public Hearing on Amendment to the Redevelopment Plan for CRA Area No. 1 located at 320-322 N. Pine Street (Urban Island, LLC). Regional Planning Director Chad Nabity reported that Urban Island LLC, the owner of the former Nathan Detroit's building had submitted a proposed amendment to the redevelopment plan that would provide for renovation and redevelopment of this property for commercial and residential uses at 320 and 322 N. Pine Street. There were over \$756,000 of identified expenses eligible for Tax increment financing associated with the proposed redevelopment plan amendment. The bond for this project would be issued for a period of 15 years and would end upon final payment of the bond principal and any associated interest. The proposed bond for this project would be issued for the expected TIF proceeds for the 15 year period of \$164,181. Staff recommended approval. Amos Anson, 4234 Arizona Avenue spoke in support. No further public testimony was heard.

ORDINANCES:

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

- #9667 - Consideration of Amending Chapter 15 of the Grand Island City Code to Adopt the 2017 National Electrical Code
- #9668 - Consideration of Amending Chapter 18 of the Grand Island City Code to Adopt the 2015 Uniform Mechanical Code
- #9669 - Consideration of Amending Chapter 26 of the Grand Island City Code to Adopt the 2015 Uniform Plumbing Code
- #9670 - Consideration of Amending Chapter 16 of the Grand Island City Code to Adopt the 2015 International Fire Code

**#9671 - Consideration of Amending Chapter 16 of the Grand Island City Code Regarding Collision Response Fee**

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.

**#9667 - Consideration of Amending Chapter 15 of the Grand Island City Code to Adopt the 2017 National Electrical Code**

Building Department Craig Lewis reported that currently the 2014 edition of the National Electrical Code was adopted to provide minimum standards for the protection of the public health, safety, and welfare in regard to electrical installations and facilities. This proposal was to amend the City Code by the adoption of the latest edition of the National Electrical Code, that being the 2017 edition. Staff recommended approval.

Motion by Donaldson, second by Paulick to approve Ordinance #9667.

City Clerk: Ordinance #9667 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 #9667 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 #9667 is declared to be lawfully adopted upon publication as required by law.

**#9668 - Consideration of Amending Chapter 18 of the Grand Island City Code to Adopt the 2015 Uniform Mechanical Code**

Building Department Craig Lewis reported that currently the 2012 edition of the Uniform Mechanical Code was adopted to provide minimum standards for the protection of the public health, safety, and welfare in regard to mechanical installations and facilities. This proposal was to amend the City Code by the adoption of the latest edition of the Uniform Mechanical Code, that being the 2015 edition. Staff recommended approval.

Motion by Paulick, second by Fitzke to approve Ordinance #9668.

City Clerk: Ordinance #9668 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 #9668 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 #9668 is declared to be lawfully adopted upon publication as required by law.

**#9669 - Consideration of Amending Chapter 26 of the Grand Island City Code to Adopt the 2015 Uniform Plumbing Code**

Building Department Craig Lewis reported that currently the 2012 edition of the Uniform Plumbing Code was adopted to provide minimum standards for the protection of the public health, safety, and welfare in regard to plumbing installations and facilities. This proposal was to amend the City Code by the adoption of the latest edition of the Uniform Plumbing code, that being the 2015 edition. Staff recommended approval.

Motion by Stelk, second by Jones to approve Ordinance #9669.

City Clerk: Ordinance #9669 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 #9669 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 #9669 is declared to be lawfully adopted upon publication as required by law.

**#9670 - Consideration of Amending Chapter 16 of the Grand Island City Code to Adopt the 2015 International Fire Code**

Fire Prevention Division Chief Fred Hotz reported that the City currently adopts and enforces the 2012 edition of the International Fire Code (IFC) as published by the International Code Council. Recently, Oct. 24, 2017, the City Council adopted the 2015 edition of the International Building Code. The IFC is the “sister” code to this building code. Staff recommended approval.

Motion by Donaldson, second by Hehnke to approve Ordinance #9670.

City Clerk: Ordinance #9670 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 #9670 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 #9670 is declared to be lawfully adopted upon publication as required by law.

**#9671 - Consideration of Amending Chapter 16 of the Grand Island City Code Regarding Collision Response Fee**

Fire Chief Cory Schmidt reported that during the last year, GIFD responded to 343 motor vehicle collisions. Despite the high number of collision responses, the fire department doesn't currently charge a fee for a fire engine or heavy rescue response. Some vehicle insurance policies cover fire department fees that occur as a result of a motor vehicle collision. The fire department hopes to recover some of the costs associated with their response by charging a collision response fee to all drivers involved in an incident. The proposed fees were included in the fee schedule presented to Council at the budget meeting on August 15, 2017. The fees were \$500 per hour for an engine company response and an additional \$250 per hour for a heavy rescue response. It is recommended to fee in ¼ hour increments. Staff recommended approval.

Discussion was held concerning the heavy rescue response fee.

Motion by Fitzke, second by Jones to approve Ordinance #9671.

City Clerk: Ordinance #9671 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 #9671 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 #9671 is declared to be lawfully adopted upon publication as required by law.

CONSENT AGENDA: Motion by Paulick, second by Minton to approve the Consent Agenda. Upon roll call vote, all voted aye. Motion adopted.

Approving Minutes of November 14, 2107 City Council Regular Meeting.

#2017-333 - Approving Substation "F" Wall Replacement with Superior Concrete Products of Euless, Texas, in an Amount of \$369,953.50.

#2017-334 - Approving Certificate of Final Completion for Curb Ramp Project No. 2017-CR-2 with The Diamond Engineering company of Grand Island, Nebraska.

#2017-335 - Approving Certificate of Final Completion for US Highway 30 Drainage Improvement Project No. URB-30-4(158) with Van Kirk Sand and Gravel, Inc. of Sutton, Nebraska.

#2017-336 - Approving Contract to Furnish and Install New Playground Equipment at Sterling Estates Park with Play and Park Structures of Omaha, Nebraska in an Amount of \$117,256.32.

#2017-337 - Approving Redevelopment Contract with CRA and O'Neill Wood Resources for Redevelopment Area #20.

RESOLUTIONS:

#2017-338 - Consideration of Amendment to the Redevelopment Plan for CRA Area No. 1 located at 320-322 N. Pine Street (Urban Island, LLC). This item was related to the aforementioned Public Hearing. Staff recommended approval. Amos Anson answered questions regarding occupancy of renovated apartments in downtown and the Life Safety Grant program.

Motion by Donaldson, second by Fitzke to approve Resolution #2017-338. Upon roll call vote, all voted aye. Motion adopted.

#2017-339 - Consideration of Request from Rachel Dieken (aka Rachel Senff) to Allow Privacy Fence in Public Right-of-Way. Public Works Director John Collins reported on August 22, 2017 the City Council deferred this item to the Public Works Department for further solutions. After several contacts with Ms. Dieken no action has been taken to either lower the fence in public right-of-way to 30" or less or move the fence to her private property. Staff recommended approval.

Bill Roach, 611 No. Grace Avenue requested the City Council to deny this request. Discussion was held regarding the process to remove the fence. Mr. Collins stated there was a legal process they would follow. City Attorney Jerry Janulewicz stated contact with the property owner would happen before the fence was removed.

Motion by Jones, second by Minton to approve Resolution #2017-339. Upon roll call vote, Councilmembers Steele, Minton, Fitzke, Donaldson, Hehnke, Haase, Jones, Stelk, and Nickerson voted aye. Councilmember Paulick voted no. Motion adopted.

#### PAYMENT OF CLAIMS:

Motion by Minton, second by Hehnke to approve the payment of claims for the period of November 15, 2017 through November 28, 2017 for a total amount of \$6,762,135.03. Upon roll call vote, Councilmembers, Minton, Steele, Fitzke, Donaldson, Hehnke, Haase, Jones, Stelk, and Nickerson voted aye. Councilmember Paulick abstained. Motion adopted.

Councilmember Haase had questions concerning a claim to Gilmore & Bell in the amount of \$12,500 for legal fees and a claim for Travelers Insurance in the amount of \$17,174.00. Finance Director Renae Jimenez answered his questions.

ADJOURNMENT: The meeting was adjourned at 7:45p.m.

RaNae Edwards  
City Clerk