



City of Grand Island

Tuesday, May 22, 2018

Council Session

Item G-1

Approving Minutes of May 8, 2018 City Council Regular Meeting

Staff Contact: RaNae Edwards

CITY OF GRAND ISLAND, NEBRASKA

MINUTES OF CITY COUNCIL REGULAR MEETING

May 8, 2018

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 May 8, 2018. Notice of the meeting was given in *The Grand Island Independent* on May 2, 2018.

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, Pro-Tem City Clerk Norma Hernandez, City Clerk RaNae Edwards, Interim Finance Director William Clingman, City Attorney Jerry Janulewicz, and Public Works Director John Collins.

Mayor Jensen introduced Community Youth Council members Jacqueline Gonzalez, Seerat Balraj, and Kaitlyn Lilly.

INVOCATION was given by Pastor Tim Kilstrom, Spirit of Life Church, 2304 Macron Street followed by the PLEDGE OF ALLEGIANCE.

PUBLIC HEARINGS:

Public Hearing on Request from Night Moods, LLC. dba The Upper Deck, 2110 West 2nd Street for a Class "C" Liquor License. Pro-Tem City Clerk Norma Hernandez reported that an application for a Class "C" Liquor License had been received from Night Moods, LLC. dba The Upper Deck, 2110 West 2nd Street. Ms. Hernandez presented the following exhibits for the record: application submitted to the Liquor Control Commission and received by the City on April 25, 2018; notice to the general public of date, time, and place of hearing published on April 28, 2018; notice to the applicant of date, time, and place of hearing mailed on April 26, 2018; 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 Westside Bowling, LLC dba Westside Lanes, 112 Kaufman Avenue for a Class "C" Liquor License. Pro-Tem City Clerk Norma Hernandez reported that an application for a Class "C" Liquor License had been received from Westside Bowling, LLC dba Westside Lanes, 112 Kaufman Avenue. Ms. Hernandez presented the following exhibits for the record: application submitted to the Liquor Control Commission and received by the City on April 18, 2018; notice to the general public of date, time, and place of hearing published on April 28, 2018; notice to the applicant of date, time, and place of hearing mailed on April 18, 2018; along with Chapter 4 of the City Code. Staff recommended approval contingent upon final inspections and completion of a state alcohol server/seller training program. No public testimony was heard.

Public Hearing on Request from Hy-Vee Restaurant, 115 Wilmar Avenue for a Catering Designation to their Class “I-21349” Liquor License. Pro-Tem City Clerk Norma Hernandez reported that an application for a catering designation to Class “I-21349” Liquor License had been received from Hy-Vee Restaurant, 115 Wilmar Avenue. Ms. Hernandez presented the following exhibits for the record: application submitted to the Liquor Control Commission and received by the City on April 25, 2018; notice to the general public of date, time, and place of hearing published on April 28, 2018; notice to the applicant of date, time, and place of hearing mailed on April 26, 2018. Staff recommended approval. No public testimony was heard.

Public Hearing on Acquisition of Public Right-of-Way at 4020 West 13th Street (Mitchel & Brandi Pedersen). Public Works Director John Collins reported that public right-of-way, adjacent to 4020 West 13th Street, was needed to accommodate intersection improvements at 13th Street & North Road. Staff recommended approval. No public testimony was heard.

Public Hearing on Acquisition of Permanent Easement in Imperial Village Sixth Subdivision (GI School District 2). Public Works Director John Collins reported that a permanent easement was needed in order to upgrade Lift Station No. 11 and re-route the existing force main. Staff recommended approval. No public testimony was heard.

Public Hearing on Acquisition of Public Right-of-Way, Subdivision Agreement Amendment and Temporary Easement at 1311 N North Road (Little B’s Corporation). Public Works Director John Collins reported that public right-of-way, a temporary easement and an amendment to Summerfield Estates First Subdivision were needed at 1311 N. North Road to accommodate intersection improvements at 13th Street & North Road. Staff recommended approval. No public testimony was heard.

Public Hearing on Acquisition of Public Right-of-Way at 3993 West 13th Street (Floyd Leiser, et al). Public Works Director John Collins reported that public right-of-way located at 3993 West 13th Street was needed to accommodate intersection improvements at 13th Street & North Road. Staff recommended approval. No public testimony was heard.

Public Hearing on Acquisition of Drainage Easement for 13th Street Paving Improvements; Project No. 2018-P-1 (Floyd Leiser, et al). Public Works Director John Collins reported that a permanent drainage easement was needed to accommodate the widening of 13th Street. Staff recommended approval. No public testimony was heard.

ORDINANCE:

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

#9685 - Consideration of Sale of Property Located at 2011 N Sycamore Street to River Pointe, 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 this ordinance 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.

Public Works Director John Collins reported that the property located at 2011 N. Sycamore Street had previously been the site of a sanitary sewer lift station which had been removed and was no longer needed. River Pointe, LLC was the owner of 202 East 20th Street, which was adjacent to the subject property and wanted to purchase the property owned by the City.

Motion by Paulick, second by Donaldson to approve Ordinance #9685.

City Clerk: Ordinance #9685 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 #9685 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 #9685 is declared to be lawfully adopted upon publication as required by law.

CONSENT AGENDA: Consent Agenda items G-11 and G-18 (Resolution #2018-126 and #2018-133) were removed for further discussion. Motion by Stelk, second by Hehnke to approve the Consent Agenda excluding items G-11 and G-18. Upon roll call vote, all voted aye. Motion adopted.

Approving Minutes of April 24, 2018 City Council Regular Meeting.

Approving Steve Lamken to the Civil Service Commission.

Approving Request from Michael Weskamp, 1007 East 2nd Street, York, Nebraska for Liquor Manager Designation for Wal-Mart #3395, 3501 South Locust Street.

#2018-119 - Approving Request from Night Moods, LLC. dba The Upper Deck, 2110 West 2nd Street for a Class “C” Liquor License and Liquor Manager Designation for Grover Camp, 415 West 14th Street.

#2018-120 - Approving Request from Westside Bowling, LLC dba Westside Lanes, 112 Kaufman Avenue for a Class “C” Liquor License and Liquor Manager Designation for Jerry Pomplun, 43571 Riverbend Road, Oconto, NE.

#2018-121 - Approving Request from Hy-Vee Restaurant, 115 Wilmar Avenue for a Catering Designation to their Class “I-21349” Liquor License.

#2018-122 - Approving Temporary Construction Easement for 13th Street Paving Improvements; Project No. 2018-P-1 (Michael & Brandi Pedersen) in an Amount of \$20,397.00.

#2018-123 - Approving Acquisition of Public Right-of-Way at 4020 West 13th Street (Michael & Brandi Pedersen) in an Amount of \$2,471.00.

#2018-124 - Approving Temporary Construction Easement for Lift Station No. 11 Relocation – 2018; Project No. 2018-S-1 (GI School District #2).

#2018-125 - Approving Acquisition of Permanent Easement in Imperial Village Sixth Subdivision (GI School District 2).

#2018-126 - Approving Discontinuation of Street Improvement District No. 1265; Jay Street – Capital Avenue to Dack Avenue. Barb Milner, 4080 W. Capital Avenue and Joe Heineman, 4077 Dack Avenue spoke in support of discontinuing the district.

Motion by Haase, second by Minton to approve Resolution #2018-126. Upon roll call vote, all voted aye. Motion adopted.

#2018-127 - Approving Acquisition of Public Right-of-Way, Subdivision Agreement Amendment and Temporary Easement at 1311 N North Road (Little B's Corporation) in an Amount of \$29,287.54.

#2018-128 - Approving Purchase of Two (2) Utility Vehicles for the Wastewater Division of the Public Works Department from Landmark Implement of Shelton, Nebraska in an Amount of \$25,100.00.

#2018-129 - Approving Amendment No. 2 to Asphalt Resurfacing Inter-local Agreement with Hall County for Improvements to Shady Bend Road; Capital Avenue to Airport Road.

#2018-130 - Approving Temporary Construction Easement for 13th Street Paving Improvements; Project No. 2018-P-1 (Floyd & Helen Leiser, et al) in an Amount of \$822.45.

#2018-131 - Approving Acquisition of Public Right-of-Way at 3993 West 13th Street (Floyd & Helen Leiser, et al) in an Amount of \$4,961.22.

#2018-132 - Approving Acquisition of Drainage Easement for 13th Street Paving Improvements; Project No. 2018-P-1 (Floyd & Helen Leiser, et al).

#2018-133 - Approving Addendum to the Labor Contract between the City of Grand Island and the IBEW Local 1597 Utilities Department Bargaining Unit. Human Resources Director Aaron Schmid reported the change was for medical leave which would allow employees to continue to care for an immediate family member should care need to extend beyond 30 days. The proposed change would allow the employee to continue to draw down the medical leave bank. He answered questions as to why this item was brought up now in the middle of the contract.

Motion by Haase, second by Paulick to defer this item to a study session. Upon roll call vote, Councilmembers Steele, Hehnke, and Haase voted aye. Councilmembers Paulick, Minton, Fitzke, Donaldson, Stelk, and Nickerson voted no. Motion failed.

Motion by Donaldson, second by Paulick to approve Resolution #2018-133. Upon roll call vote, Councilmembers Paulick, Minton, Fitzke, Donaldson, Hehnke, Stelk, and Nickerson voted aye. Councilmembers Steele and Haase voted no. Motion adopted.

RESOLUTION:

#2018-134 - Approving Agreement with Five Points Bank for Banking Services. Interim Finance Director William Clingman reported that the City of Grand Island has utilized our current bank for at least the last decade and because it had not been formally evaluated for such a long time, an RFP was issued for banking services. In their RFP Five Points Bank offered their services at no cost to the City of Grand Island and they would pay interest on any amount the City maintained on deposit with them, with a regular evaluation of this interest rate beginning at the end of 2019. The estimated impact of the change to Five Points Bank would be at least a net gain of \$850,000 on an annual basis. Staff recommended approval.

Motion by Hehnke, second by Minton to approve Resolution #2018-134. Upon roll call vote, Councilmembers Paulick, Steele, Minton, Fitzke, Donaldson, Hehnke, Haase, and Nickerson voted aye. Councilmember Stelk abstained. Motion adopted.

PAYMENT OF CLAIMS:

Motion by Minton, second by Fitzke to approve the payment of claims for the period of April 25, 2018 through May 8, 2018 for a total amount of \$3,224,357.71. Upon roll call vote, Councilmembers Minton, Steele, Fitzke, Donaldson, Hehnke, Haase, Stelk, and Nickerson voted aye. Councilmember Paulick abstained. Motion adopted.

ADJOURNMENT: The meeting was adjourned at 7:52 p.m.

Norma Hernandez
City Clerk Pro Tem