



City of Grand Island

Tuesday, April 28, 2020

Council Session

Item G-1

Approving Minutes of April 14, 2020 City Council Regular Meeting

Staff Contact: RaNae Edwards

CITY OF GRAND ISLAND, NEBRASKA

MINUTES OF CITY COUNCIL REGULAR MEETING

April 14, 2020

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 April 14, 2020. Notice of the meeting was given in *The Grand Island Independent* on April 8, 2020.

Mayor Roger G. Steele called the meeting to order at 7:00 p.m. The following City Council members were present by Zoom: Mike Paulick, Justin Scott, Jeremy Jones, Mark Stelk, Jason Conley, Vaughn Minton, Julie Hehnke, Clay Schutz, Mitch Nickerson, and Chuck Haase. The following City Officials were present: City Administrator Jerry Janulewicz, City Clerk RaNae Edwards, Finance Director Patrick Brown, Interim City Attorney Stacy Nonhof, and Public Works Director John Collins.

PUBLIC HEARINGS:

Public Hearing on Request from Bosselman Pump & Pantry, Inc., dba Pump & Pantry 52, 3210 Old Potash Highway for a Class "D" Liquor License. City Clerk RaNae Edwards reported that an application for a Class "D" Liquor License had been received from Bosselman Pump & Pantry, Inc., dba Pump & Pantry 52, 3210 Old Potash Highway. Ms. Edwards presented the following exhibits for the record: application submitted to the Liquor Control Commission and received by the City on March 13, 2020; notice to the general public of date, time, and place of hearing published on April 4, 2020; notice to the applicant of date, time, and place of hearing mailed on March 16, 2020. Staff recommended approval contingent upon completion of a state approved alcohol server/seller training program. No public testimony was heard.

Public Hearing on Request from Axe Holes, LLC dba Axe Holes, 2300 N. Webb Road, Suite 109 for a Class "A" Liquor License. City Clerk RaNae Edwards reported that an application for a Class "A" Liquor License had been received from Axe Holes, LLC dba Axe Holes, 2300 N. Webb Road, Suite 109. Ms. Edwards presented the following exhibits for the record: application submitted to the Liquor Control Commission and received by the City on March 13, 2020; notice to the general public of date, time, and place of hearing published on April 4, 2020; notice to the applicant of date, time, and place of hearing mailed on March 16, 2020. Staff recommended approval contingent upon final inspections. Eric Christensen, 2610 So. Engleman Road, Alda, Nebraska spoke in support. No further public testimony was heard.

Public Hearing on the Redevelopment Plan for CRA No. 1 (Paramount Development, LLC) located at 824 East 9th Street, Grand Island, Nebraska. Regional Planning Director Chad Nabity reported that Paramount Development LLC had submitted an application for tax increment financing to aid in acquisition of property, demolition of an existing structure and site preparation for the construction of a five-unit townhome style apartment building at 824 East 9th Street. Staff recommended approval. Sonja Weinrich, 1522 So. Gunbarrel Road was present to answer questions. No further public testimony was heard.

Public Hearing on Acquisition of Public Right-of-Way for Old Potash Highway Roadway Improvements; Project No. 2019-P-1 (T & E Cattle Company- Parcel No. 400150212 & 400150220); South of Faidley Avenue, East of North Road. Public Works Director John Collins reported that public right-of-way was needed to accommodate intersection improvements for the Old Potash Highway Roadway Improvements; Project No. 2019-P-1, as well as allow for an outlet at the existing Kaufmann detention cell and improve drainage in the Kaufman Avenue area. Staff recommended approval. No public testimony was heard.

Public Hearing on Acquisition of Public Utility/Access, Drainage and Sidewalk Easements for Old Potash Highway Roadway Improvements; Project No. 2019-P-1 (Big B, Inc.-Parcel No. 400150212-S of Faidley Ave, E of North Rd & Little B's Corporation-Parcel No. 400150689-S of Old Potash Hwy, E of North Rd. Public Works Director John Collins reported that a public utility/access easement, drainage easement, and sidewalk easement were needed to accommodate the roadway improvements along Old Potash Highway. Staff recommended approval. No 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:

#9765 - Consideration of Sale of Property Located at 3231 West Schimmer Drive (Parcel No. 400401746) (Pulled at the request of the Public Works Department.)

#9768 - Consideration of Vacation of Public Utility Easement in Lassonde Subdivision; South of Capital Avenue, West of Ord Branch Union Pacific Railroad Track (Grand Island Area Habitat for Humanity, Inc.)

#9769 - Consideration of Amending Chapter 20 of the Grand Island City Code Relative to the Directed Health Measure Violations

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.

#9768 - Consideration of Vacation of Public Utility Easement in Lassonde Subdivision; South of Capital Avenue, West of Ord Branch Union Pacific Railroad Track (Grand Island Area Habitat for Humanity, Inc.)

Public Works Director John Collins reported that the current property owner/developer of Lassonde Third Subdivision was requesting to vacate such dedicated easement that currently lies within Lassonde Third Subdivision, Lot One (1) through Lot Eight (8). There were no utilities currently or proposed within these easements that would be affected by the vacation. Staff recommended approval.

Motion by Paulick, second by Minton to approve Ordinance #9768.

City Clerk: Ordinance #9768 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 #9768 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 Steele: By reason of the roll call votes on first reading and then upon second and final readings, Ordinance #9768 is declared to be lawfully adopted upon publication as required by law.

#9769 - Consideration of Amending Chapter 20 of the Grand Island City Code Relative to the Directed Health Measure Violations

Interim City Attorney Stacy Nonhof reported that Directed Health Measures had been issued by the State and the local Health Department. Currently, the City had no section in the Grand Island City Code for a violation of one of those orders. This Ordinance would amend Chapter 20 of the Grand Island City Code to allow a \$100.00 fine per citation for violations of all Directed Health Measures. Staff recommended approval.

Discussion was held regarding the amount of the fine and getting this information to the public.

Motion by Paulick, second by Haase to approve Ordinance #9769.

City Clerk: Ordinance #9769 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 #9769 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 Steele: By reason of the roll call votes on first reading and then upon second and final readings, Ordinance #9769 is declared to be lawfully adopted upon publication as required by law.

CONSENT AGENDA: Consent Agenda item G-4 (Resolution #2020-87) was removed for further discussion. Motion by Paulick, second by Hehnke to approve the Consent Agenda excluding item G-4. Upon roll call vote, all voted aye. Motion adopted.

Approving Minutes of March 24, 2020 City Council Regular Meeting.

Receipt of Official Documents – Pawnbroker’s Official Bonds for G.I. Loan Shop, 1004 West 2nd Street and Express Pawn, 645 South Locust Street.

#2020-86 - Approving Request from Bosselman Pump & Pantry, Inc., dba Pump & Pantry 52, 3210 Old Potash Highway for a Class “D” Liquor License and Liquor Manager Designation for Brian Fausch, 2009 West Hwy 34.

#2020-87 - Approving Request from Axe Holes, LLC dba Axe Holes, 2300 N. Webb Road, Suite 109 for a Class "A" Liquor License and Liquor Manager Designation for Eric Christensen, 2610 So. Engleman Road, Alda, Nebraska. Eric Christensen, 2610 So. Engleman Road, Alda, Nebraska answered questions from Council about their concerns regarding axe throwing and drinking.

Motion by Minton, second by Nickerson to approve Resolution #2020-87. Upon roll call vote, Councilmembers Conley, Haase, Hehnke, Jones, Nickerson, Paulick, Schutz, Scott, and Stelk voted aye. Councilmember Minton voted no. Motion adopted.

#2020-88 - Approving Engineering Services for the Affordable Clean Energy Rule with RMB of Raleigh, North Carolina in an Amount not to exceed \$65,000.00.

#2020-89 - Approving Amendment #1 to the Transmission Operating Agreement between the City of Grand Island Utilities Department and Omaha Public Power District.

#2020-90 - Approving Award of Proposal for Community Meeting Room Audio/Video Update at Law Enforcement Center with AVI Systems of Omaha, Nebraska in an Amount of \$43,814.29.

#2020-91 - Approving Application for the Nebraska Public Transportation Assistance Program for Implementation of a Transit Program with the Senior Citizens Industries, Inc. in an Amount not to exceed \$187,101.00.

#2020-92 - Approving Bid Award for Final Clarifier No. 2 Renovation; Project No. 2020-WWTP-2 with Fab Tech Wastewater Solutions, LLC of O'Fallon, Missouri in and Amount of \$168,000.00.

#2020-93 - Approving Acquisition of Public Right-of-Way for Old Potash Highway Roadway Improvements; Project No. 2019-P-1 (T & E Cattle Company- Parcel No. 400150212 & 400150220); South of Faidley Avenue, East of North Road.

#2020-94 - Approving Acquisition of Public Utility/Access, Drainage and Sidewalk Easements for Old Potash Highway Roadway Improvements; Project No. 2019-P-1 (Big B, Inc.-Parcel No. 400150212-S of Faidley Ave, E of North Rd & Little B's Corp.-Parcel No. 400150689-S of Old Potash Hwy, E of North Rd.

#2020-95 - Approving Bid Award for Wastewater Treatment Plant Laboratory, Operations Control Center, and Administrative Building Renovation; Project No. 2017-WWTP-2 with Sampson Construction Co., Inc. of Grand Island, Nebraska in an Amount of \$3,454,000.00.

#2020-96 - Approving Change Order No. 3 for Downtown Sanitary Sewer Rehabilitation- 2019; Project No. 2019-S-1 with Municipal Pipe Tool Co., Inc. of Hudson, Iowa for a decrease of \$52,557.00 and a Revised Contract Amount of \$648,483.00.

#2020-97 - Approving Changes to the Waiver Fine Schedule Relative to the Directed Health Measure.

#2020-98 - Approving Final Plat and Subdivision Agreement for GIPS South Subdivision. It was noted that Hall County District 2, owner, had submitted the Final Plat and Subdivision Agreement for GIPS South Subdivision located between Custer Avenue and Lafayette Avenue north of State Street and including the vacated College Street for the purpose of creating 7 lots and 1 outlet on 21.07 acres.

RESOLUTIONS:

#2020-99 - Consideration of Approving the Redevelopment Plan for CRA No. 1 (Paramount Development, LLC) located at 824 East 9th Street, Grand Island, Nebraska. This item was related to the aforementioned Public Hearing.

Motion by Minton, second by Paulick to approve Resolution #2020-99. Upon roll call vote, all voted aye. Motion adopted.

#2020-100 - Consideration of Approving Resolution Directing Property Owner to Reroute Sump Pump Discharge at 2525 Del Monte Avenue. This item was pulled from the agenda at the request of the Public Works Department.

#2020-101 - Consideration of Approving Refunding Annual Golf Passes at Jackrabbit Run Golf Course. Parks and Recreation Director Todd McCoy reported that due to COVID-19 and the closure of the Jackrabbit Run Golf Course, City Administration recommended refunding all annual passes, cart passes, and unused prepaid rounds to patrons totaling about \$115,000.00.

Discussion was held regarding the refunds. Several Councilmembers thought this was pre-mature and that we should wait and see if the golf course would open at a later date this year. City Administrator Jerry Janulewicz explained the process they went through to come up with this recommendation.

Motion by Haase, second by Minton to deny Resolution #2020-101. Upon roll call vote, all voted aye. Motion adopted.

PAYMENT OF CLAIMS:

Motion by Minton, second by Hehnke to approve the payment of claims for the period of March 25, 2020 through April 14, 2020 for a total amount of \$5,566,854.88. Upon roll call vote, all voted aye. Motion adopted.

ADJOURNMENT: The meeting was adjourned at 8:08 p.m.

RaNae Edwards
City Clerk