



City of Grand Island

Tuesday, September 24, 2013

Council Session

Item F-5

#9455 - Consideration of Amending Chapter 38 of the Grand Island City Code Relative to the Economic Development Program

Staff Contact: Stacy Nonhof, Assistant City Attorney

Council Agenda Memo

From: Stacy R. Nonhof, Assistant City Attorney

Meeting: September 24, 2013

Subject: Economic Development Program Ordinance

Item #'s: F-5

Presenter(s): Stacy R. Nonhof, Assistant City Attorney

Background

The City of Grand Island on May 22, 2012, in Resolution 2012-138 approved a ten year renewal of its Economic Development Program. Pursuant to the Local Option Municipal Economic Development Act a proposed Economic Development Program was prepared for the voters of the City of Grand Island for their approval. The general election took place on November 6, 2012, at which time the voters of the City of Grand Island approved the ten year renewal of the Economic Development Program by a vote of 73.92% in favor of renewal and 26.08% against renewal of the Program.

Discussion

This ordinance is to bring Grand Island City Code into conformity with the Plan approved by the voters in 2012. The terms of the Citizen Advisory Review Committee Members are now set to end in even number years for four of the members and odd number years for three of the members. Pursuant to the Plan, members can serve beyond their initial term if approved by the City Council.

The Plan sets out that the Citizen Advisory Review Committee is to meet quarterly to review the functioning and progress of the economic development program. Prior to the adoption of the Plan in 2012, the committee was only required to meet semiannually.

The final addition to City Code allows for the language of the Plan to control when there is conflict with language in the City Code.

Alternatives

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Move to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

Recommendation

City Administration recommends that the Council amends City Code to conform to the current Economic Development Program Plan that was approved in 2012.

Sample Motion

Move to adopt Ordinance #9455 amending Chapter 38 of the City Code to bring City Code into conformity with the Economic Development Program Plan of 2012.

ORDINANCE NO. 9455

An ordinance to amend Chapter 38 of Grand Island City Code ; to amend Section 38-3 and Section 38-5; and to add Section 38-11; to clarify and/or make general corrections to various code sections, to repeal any ordinance or parts of ordinances in conflict herewith; and to provide for publication and the effective date of this ordinance.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA:

SECTION 1. Section 38-3 and Section 38-5; and Section 38-11 of the Grand Island City Code is hereby amended to read as follows:

§38-3. Terms of Citizen Advisory Review Committee Members

The term of office for the members shall be ~~for the ten (10) year life of the economic development plan~~ as follows:

- (a) Four members will have terms ending in even numbered years; and
- (b) The remaining three members will have terms ending in odd numbered years; and
- (c) Eligibility to continue service beyond the initial term is based on City Council approval.

§38-5. Citizen Advisory Review Committee Meetings

The citizen advisory review committee shall hold regular meetings ~~at least semiannually~~ quarterly and on other occasions as necessary to review the functioning and progress of the economic development program and to advise the governing body of the city with regard to the program. Special meetings of the citizen advisory review committee shall be held whenever called by the mayor or chairperson of the committee. At least once in every six-month period after the effective date of the ordinance, the committee shall report to the governing body on its findings and suggestions at a public hearing called for that purpose.

§38-11. Conflict with Plan

Conflicts between the language of the Grand Island City Code and the Economic Development Program Plan will be resolved in favor of the language contained in the Plan.

Approved as to Form <input type="checkbox"/> _____ September 20, 2013 <input type="checkbox"/> City Attorney

ORDINANCE NO. 9455 (Cont.)

SECTION 2. Any ordinance or parts of ordinances in conflict herewith be, and hereby are, repealed.

SECTION 3. This ordinance shall be in force and take effect from and after its passage and publication, within fifteen days in one issue of the Grand Island Independent as provided by law.

Enacted: September 24, 2013.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk