



# **City of Grand Island**

**Tuesday, September 23, 2014**

**Council Session**

## **Item G-1**

### **Approving Minutes of September 9, 2014 City Council Regular Meeting**

**Staff Contact: RaNae Edwards**

CITY OF GRAND ISLAND, NEBRASKA

MINUTES OF CITY COUNCIL REGULAR MEETING  
September 9, 2014

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 September 9, 2014. Notice of the meeting was given in *The Grand Island Independent* on September 3, 2014.

Mayor Jay Vavricek called the meeting to order at 7:00 p.m. The following City Council members were present: Kent Mann, Linna Dee Donaldson, Chuck Haase, Julie Hehnke, Mitch Nickerson, Peg Gilbert, John Gericke, Mark Stelk, Mike Paulick, and Vaughn Minton. The following City Officials were present: City Administrator Mary Lou Brown, City Clerk RaNae Edwards, Treasurer and Finance Director Jaye Monter, City Attorney Robert Sivick, and City Engineer and Public Works Director John Collins.

INVOCATION was given by Pastor Todd Bowen, Grace Covenant Church, 418 West 12<sup>th</sup> Street.

The Grand Island Fire Department Honor Guard presented the colors followed by the PLEDGE OF ALLEGIANCE.

Mayor Vavricek introduced Community Youth Council member Jerome Campbell.

PRESENTATIONS:

Recognition of Patriot Day, September 11, 2014. Fire Chief Cory Schmidt commented on the tragedy of September 11, 2014.

BOARD OF EQUALIZATION: Motion by Gilbert, second by Donaldson, carried unanimously to adjourn to the Board of Equalization.

#2014-BE-3 (A) – Consideration of Determining Benefits for Downtown Business Improvement District 2013. Finance Director Jaye Monter reported that the City Council in its capacity as the Board of Equalization was required to determine the benefits for Downtown BID 2013. Special assessments were for the amount of \$92,699.52. Presented were two Resolutions with a 70% and 100% assessment for owner occupied residents.

Motion by Gilbert, second by Stelk to approve Resolution #2013-BE-3 (A). Upon roll call vote, all voted aye. Motion adopted.

#2014-BE-4 – Consideration of Determining Benefits for Fonner Park Business Improvement District 2013. Finance Director Jaye Monter reported that the City Council in its capacity as the Board of Equalization was required to determine the benefits for Fonner Park BID 2013. Special assessments were for the amount of \$39,599.00.

Motion by Donaldson, second by Minton to approve Resolution #2014-BE-4. Upon roll call vote, all voted aye. Motion adopted.

#2014-BE-5 – Consideration of Determining Benefits for South Locust Business Improvement District 2013. Finance Director Jaye Monter reported that the City Council in its capacity as the Board of Equalization was required to determine the benefits for South Locust BID 2013. Special assessments were for the amount of \$70,170.00.

Motion by Paulick, second by Nickerson to approve Resolution #2014-BE-5. Upon roll call vote, all voted aye. Motion adopted.

RETURN TO REGULAR SESSION: Motion by Gilbert, second by Nickerson carried unanimously to return to Regular Session.

PUBLIC HEARINGS:

Public Hearing on Request from The Cigarette Store Corp. dba Smoker Friendly Liquor & Tobacco #018, 710 Diers Avenue for a Class “C” Liquor License. City Clerk RaNae Edwards reported that an application for a Class “C” Liquor License had been received from The Cigarette Store Corp. dba Smoker Friendly Liquor & Tobacco #018, 710 Diers Avenue. Ms. Edwards presented the following exhibits for the record: application submitted to the Liquor Control Commission and received by the City on August 15, 2014; notice to the general public of date, time, and place of hearing published on August 30, 2014; notice to the applicant of date, time, and place of hearing mailed on August 15, 2014; 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. Dan Gallager representing Smoker Friendly was present to answer questions. No public testimony was heard.

Public Hearing on Request from Meier Recreation, LLC dba Infuse Mixology Bar & Bistro, 313 West 3rd Street for a Class “C” Liquor License. City Clerk RaNae Edwards reported that an application for a Class “C” Liquor License had been received from Meier Recreation, LLC dba Infuse Mixology Bar & Bistro, 313 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 August 22, 2014; notice to the general public of date, time, and place of hearing published on August 30 2014; notice to the applicant of date, time, and place of hearing mailed on August 22, 2014; 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. Blake Meier was present to answer questions. No further public testimony was heard.

Public Hearing on Acquisition of Utility Easement - 3133 W. U.S. Highway 34 (The Museum Board of Hall County, Nebraska). Utilities Director Tim Luchsinger reported that acquisition of a utility easement located at 3133 W. U.S. Highway 34 was needed in order to have access to install, upgrade, maintain, and repair power appurtenances, including lines and transformers. The easement would provide for a new transformer for the power supply to the main building on the island and allow a back-up power supply to the entire campus. Staff recommended approval. No public testimony was heard.

Public Hearing on Acquisition of Utility Easement - 2423 S. Blaine Street (Cesar & Jennifer Moreno). Utilities Director Tim Luchsinger reported that acquisition of a utility easement located at 2423 S. Blaine Street was needed in order to have access to install, upgrade, maintain, and

repair power appurtenances, including lines and transformers. The easement would be used to place underground secondary cable to a location where three lots can be served and remove the overhead secondary crossing private lots. Staff recommended approval. No public testimony was heard.

Public Hearing on Acquisition of Utility Easement - West of Blaine Street and North of Schimmer Drive (Blaine Road L.L.C. – Cara & Gordon Glade). Utilities Director Tim Luchsinger reported that acquisition of a utility easement located west of Blaine Street and north of Schimmer Drive was needed in order to have access to install, upgrade, maintain, and repair power appurtenances, including lines and transformers. The easement would place underground conduit, cable and a pad-mounted transformer to provide the requested service to a new barn. Staff recommended approval. No public testimony was heard.

Public Hearing on Acquisition of Utility Easement - 2909 W. Highway 30 - Norton (Brian Scott & Lisa Norton - Healthplex). Utilities Director Tim Luchsinger reported that acquisition of a utility easement located at 2909 W. Highway 30 was needed in order to have access to install, upgrade, maintain, and repair power appurtenances, including lines and transformers. The easement would be used to place underground conduit, cable, and a pad-mounted transformer to provide additional electrical power to the expanded Healthplex building. Staff recommended approval. No public testimony was heard.

Public Hearing on Acquisition of Public Utility Easement for the North Interceptor Phase II; Sanitary Sewer Project No. 2013-S-4 (U.S. Department of Veterans Affairs). Public Works Director John Collins reported that acquisition of public utility easement was needed for the North Interceptor Phase II in order to replace aged force main sanitary sewer, reduce or eliminate current sewer pumping station(s), and provide additional capacity for existing and new growth areas of Grand Island. This easement would allow for the construction, operation, maintenance, extension, repair, replacement, and removal of public utilities within the easement. Staff recommended approval. No public testimony was heard.

Public Hearing on Acquisition of Drainage Easement in Section 12, Township 11 North, Range 10 (Blender, LLC – 3812 West 13th St). Public Works Director John Collins reported that acquisition of a drainage easement was needed to grade the ditch along the north side of 13<sup>th</sup> Street. This easement would allow for drainage maintenance along the 13<sup>th</sup> Road north ditch. Staff recommended approval. No public testimony was heard.

Public Hearing on Establishing Rates for the General Property Occupation Tax for Downtown Parking District No. 1 for FY 2014-2015. Finance Director Jaye Monter reported this was the annual Council action to establish the occupation tax for Downtown Improvement and Parking District No. 1. FY 2014-2015 occupation tax factor was \$.1458 per square foot and would provide taxes of \$40,014.39. Staff recommended approval. No public testimony was heard.

Public Hearing on General Property, Downtown Improvement Parking District #2 (Ramp) and Community Redevelopment Authority (CRA) Tax Request for FY 2014-2015. Finance Director Jaye Monter reported that state statutes required the City to conduct a public hearing if the property tax request changes from one year to the next. Property tax request for the 2014-2015 general property tax was \$8,616,638, Parking District No. 2 at \$8,000, and the Community Redevelopment Authority property tax at \$669,384. Staff recommended approval. No public testimony was heard.

Public Hearing on Proposed FY 2014-2015 Budgets City of Grand Island and Community Redevelopment Authority (CRA) and City of Grand Island Budget. Finance Director Jaye Monter reviewed changes to the 2014-2015 Budget. Staff recommended approval. No public testimony was heard.

RESOLUTIONS:

#2014-288 - Consideration of Approving Labor Agreement between the City of Grand Island and IBEW, Local 1597 – Wastewater Treatment Plant. Human Resources Director Brenda Sutherland reported the agreement would run from October 1, 2014 through September 30, 2018. Mentioned were several changes to the agreement.

Motion by Nickerson, second by Paulick to approve Resolution #2014-288. Upon roll call vote, all voted aye. Motion adopted.

#2014-289 - Consideration of Approving Labor Agreement between the City of Grand Island and IBEW, Local 1597 – Service/Clerical. Human Resources Director Brenda Sutherland reported the agreement would run from October 1, 2014 through September 30, 2018. Mentioned were several changes to the agreement.

Motion by Minton, second by Hehnke to approve Resolution #2014-289. Upon roll call vote, all voted aye. Motion adopted.

#2014-290 - Consideration of Approving Labor Agreement between the City of Grand Island and IBEW, Local 1597 – Finance. Human Resources Director Brenda Sutherland reported the agreement would run from October 1, 2014 through September 30, 2018. Mentioned were several changes to the agreement.

Motion by Donaldson, second by Minton to approve Resolution #2014-290. Upon roll call vote, all voted aye. Motion adopted.

#2014-291 - Consideration of Approving Labor Agreement between the City of Grand Island and IBEW, Local 1597 – Utilities. Human Resources Director Brenda Sutherland reported the agreement would run from October 1, 2014 through September 30, 2017. Mentioned were several changes to the agreement.

Motion by Haase, second by Mann to approve Resolution #2014-291. Upon roll call vote, all voted aye. Motion adopted.

IBEW representatives Gary Hochreiter and Ron Christensen were present for the signing of the contracts.

#2014-292 - Consideration of Approving Labor Agreement between the City of Grand Island and the IAFF, Local 647. Human Resources Director Brenda Sutherland reported the agreement would run from October 1, 2014 through September 30, 2017. Mentioned were several changes to the agreement.

Motion by Nickerson, second by Gericke to approve Resolution #2014-292. Upon roll call vote, all voted aye. Motion adopted.

IAFF representative Phil Thomas was present for the signing of the contract.

ORDINANCES:

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

- Review of Ordinance 9411, Enacted: November 27, 2012
- Review of Ordinance 9412, Enacted: November 27, 2012
- #9496 - Consideration of Amendments to Chapter 13 of the Grand Island City Code Relative to Occupation Tax for Downtown Improvement Parking District No. 1
- #9497 (A) - Consideration of Assessments for Downtown Business Improvement District 2013
- #9498 - Consideration of Assessments for Fonner Park Business Improvement District 2013
- #9499 - Consideration of Assessments for South Locust Business Improvement District 2013
- #9500 - Consideration of Approving FY 2014-2015 Annual Single City Budget and the Annual Appropriations Bill Including Addendum #1
- #9501 - Consideration of Vacation of a Utility Easement Located in Skag-Way Second Subdivision (Super Market Developers, Inc.)
- #9502 - Consideration of Creation of Sanitary Sewer District No. 535T, Extension of Sanitary Sewer to Serve Part Lot 1; Voss Subdivision, Lot(s) 1, 2 Windolph's Subdivision, and Part NW1/4 of Section 14, Township 11 North, Range 9 West
- #9503 - Consideration of Salary Ordinance

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 aye. Motion adopted.

#9503 - Consideration of Salary Ordinance

Human Resources Director Brenda Sutherland reported Ordinance #9503 represented the positions in the IBEW (Finance, Wastewater Treatment Plant, Service/Clerical, and Utilities) and the IAFF bargaining units just approved by Council.

Motion by Donaldson, second by Mann to approve Ordinance #9503.

City Clerk: Ordinance #9503 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 #9503 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 Vavricek: By reason of the roll call votes on first reading and then upon final passage, Ordinance #9503 is declared to be lawfully adopted upon publication as required by law.

Review of Ordinance 9411, Enacted: November 27, 2012.

Finance Director Jaye Monter reported that Ordinance 9411 directed Council to review compensation for City Council members when there was a Council election.

Discussion was held regarding salary comparables. Comments were made regarding travel and training.

Motion by Gericke, second by Paulick to increase the Council salary from \$7,200 to \$8,400 annually. Upon roll call vote, Councilmembers Paulick and Gericke voted aye. Councilmembers Minton, Stelk, Gilbert, Nickerson, Hehnke, Haase, Donaldson, and Mann voted no. Motion failed.

Motion by Nickerson, second by Gericke to adjust the Council salary from \$7,200 to \$7,800 per year. Upon roll call vote, Councilmembers Minton, Paulick, Gericke, Gilbert, Nickerson, and Donaldson voted aye. Councilmembers Stelk, Hehnke, Haase, and Mann voted no. Motion adopted.

Mayor Vavricek vetoed the motion.

Motion by Gericke, second by Nickerson to override the Mayor's veto. Upon roll call vote, Councilmembers Minton, Paulick, Gericke, Gilbert, Nickerson, Hehnke, Haase, and Donaldson voted aye. Councilmembers Stelk and Mann voted no. Motion adopted.

City Clerk: Ordinance #9411 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 #9411 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 Vavricek: By reason of the roll call votes on first reading and then upon final passage, Ordinance #9411 is declared to be lawfully adopted upon publication as required by law.

Review of Ordinance 9412, Enacted: November 27, 2012.

Finance Director Jaye Monter reported that Ordinance 9412 directed Council to review compensation for Mayor when there was a Mayoral election.

Motion by Nickerson, second by Stelk that no action be taken. Upon roll call vote, Councilmembers Minton, Paulick, Stelk, Gilbert, Nickerson, Hehnke, Donaldson, and Mann vote aye. Councilmember Gericke voted no. Councilmember Haase abstained. Motion adopted.

#9496 - Consideration of Amendments to Chapter 13 of the Grand Island City Code Relative to Occupation Tax for Downtown Improvement Parking District No. 1

Ordinance #9496 related to the aforementioned Public Hearing.

Motion by Paulick, second by Minton to approve Ordinance #9496.

City Clerk: Ordinance #9496 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 #9496 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 Vavricek: By reason of the roll call votes on first reading and then upon final passage, Ordinance #9496 is declared to be lawfully adopted upon publication as required by law.

#9497 (A) - Consideration of Assessments for Downtown Business Improvement District 2013

Motion by Gilbert, second by Stelk to approve Ordinance #9497 (A).

City Clerk: Ordinance #9497 (A) 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 #9497 (A) 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 Vavricek: By reason of the roll call votes on first reading and then upon final passage, Ordinance #9497 (A) is declared to be lawfully adopted upon publication as required by law.

#9498 - Consideration of Assessments for Fonner Park Business Improvement District 2013

Motion by Donaldson, second by Hehnke to approve Ordinance #9498.

City Clerk: Ordinance #9498 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 #9498 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 Vavricek: By reason of the roll call votes on first reading and then upon final passage, Ordinance #9498 is declared to be lawfully adopted upon publication as required by law.

#9499 - Consideration of Assessments for South Locust Business Improvement District 2013

Motion by Paulick, second by Minton to approve Ordinance #9499.



City Clerk: Ordinance #9499 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 #9499 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 Vavricek: By reason of the roll call votes on first reading and then upon final passage, Ordinance #9499 is declared to be lawfully adopted upon publication as required by law.

RESOLUTIONS:

#2014-285 - Consideration of Approving General Property, Downtown Improvement Parking District #2 (Ramp) and Community Redevelopment Authority (CRA) Tax Request for FY 2014-2015. This item related to the aforementioned Public Hearing. Ms. Monter stated the General Property tax asking was \$8,616,638, the Downtown Improvement Parking District #2 (Ramp) tax asking was \$8,000, and the Community Redevelopment Authority (CRA) tax asking was \$691,245.

Motion by Nickerson, second by Minton to approve Resolution #2014-285.

Motion by Haase to reduce the tax levy from .3241 to .3196. Motion failed due to a lack of a second.

Upon roll call vote of the main motion, Councilmembers Minton, Paulick, Stelk, Gericke, Gilbert, Nickerson, Hehnke, Donaldson, and Mann voted aye. Councilmember Haase voted no. Motion adopted.

#2014-286 - Consideration of Approving 2014-2015 Fee Schedule. Finance Director Jaye Monter reviewed the fee changes from the June 17 and August 14, 2014 meetings.

Motion by Paulick, second by Minton to approve Resolution #2014-286. Upon roll call vote, all voted aye. Motion adopted.

#2014-287 - Consideration of Approving 1% Increase to the Restricted Revenues Lid Limit. Finance Director Jaye Monter reported that in 1998 the Nebraska State Legislature passed LB 989 which put a lid on the amount of restricted revenues a political subdivision could budget for. The restricted revenues that the City of Grand Island included in the budget were: Property Taxes, Local Option Sales Tax, Motor Vehicle Tax, Highway Allocation and Municipal Equalization Funds. The additional 1% increase for FY 2014-2015 State of Nebraska budget report would increase the prior year restricted revenues base by \$276,692. This increase in restricted funds authority was not an increase in budgeted revenues or authorized expenditures. It only provided the ability to increase restricted revenues in order to budget all restricted revenue funding sources each budget year.

Motion by Minton, second by Nickerson to approve Resolution #2014-287. Upon roll call vote, Councilmembers Selk, Gericke, Nickerson, Hahnke, Donaldson, and Mann voted aye. Councilmembers Minton, Paulick, Gilbert, and Haase voted no. Motion failed.

ORDINANCES:

#9500 - Consideration of Approving FY 2014-2015 Annual Single City Budget and the Annual Appropriations Bill Including Addendum #1

Ms. Monter stated the total annual appropriations for the FY 2014-2015 Annual Single City Budget and the Annual Appropriations Bill including Addendum #1 were \$212,633,692. The budget would begin October 1, 2014 and end September 30, 2015.

Motion by Nickerson, second by Minton to approve Ordinance #9500.

Comments were made by Council that this was an unsustainable budget. Mentioned was future growth, unfinished projects and concerns for future budgets.

Motion by Haase, second by Gilbert to reduce the appropriations for the Fire study by \$250,000. Upon roll call vote, Councilmembers Stelk, Gilbert, Nickerson, Hehnke, Haase, and Donaldson voted aye. Councilmembers Minton, Paulick, Gericke, and Mann voted no. Motion adopted.

Mayor Vavricek vetoed the motion. Mayor Vavricek noted in his comments that based on the working of the motion, there would be no funds available for either a 911 Center or a Fire Station study. City Attorney Robert Sivick stated he didn't think the veto was appropriate at this time. He stated the Mayor had the right to veto appropriations but that this was not an appropriation and there was nothing to veto at this point.

Motion by Nickerson, second by Gilbert to appropriate \$50,000 for a backup 911 Center.

Emergency Management Director Jon Rosenlund answered questions regarding what the \$50,000 would be used for. He stated this would be the design process for the backup 911 Center and that options would be brought back to Council for a decision on how to go forward and the cost of the project which would impact next year's budget.

Upon roll call vote, Councilmembers Minton, Paulick, Stelk, Gericke, Gilbert, Nickerson, Hehnke, Haase, and Donaldson voted aye. Councilmember Mann voted no. Motion adopted.

City Clerk: Ordinance #9500 on first reading. All those in favor of the passage of this ordinance on first reading, answer roll call vote. Upon roll call vote, Councilmembers Minton, Stelk, Gericke, Gilbert, Nickerson, Hehnke, Donaldson, and Mann voted aye. Councilmembers Paulick and Haase voted no. Motion adopted.

City Clerk: Ordinance #9500 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, Councilmembers Minton, Stelk, Gericke, Gilbert, Nickerson, Hehnke, Donaldson, and Mann voted aye. Councilmembers Paulick and Haase voted no. Motion adopted.

Mayor Vavricek: By reason of the roll call votes on first reading and then upon final passage, Ordinance #9500 is declared to be lawfully adopted upon publication as required by law.

**#9501 - Consideration of Vacation of a Utility Easement Located in Skag-Way Second Subdivision (Super Market Developers, Inc.)**

Public Works Director John Collins reported that Super Market Developers, Inc. was requesting to vacate a utility easement to support redevelopment at 620 West State Street.

Motion by Paulick, second by Donaldson to approve Ordinance #9501.

City Clerk: Ordinance #9501 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 #9501 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 Vavricek: By reason of the roll call votes on first reading and then upon final passage, Ordinance #9501 is declared to be lawfully adopted upon publication as required by law.

**#9502 - Consideration of Creation of Sanitary Sewer District No. 535T, Extension of Sanitary Sewer to Serve Part Lot 1; Voss Subdivision, Lot(s) 1, 2 Windolph's Subdivision, and Part NW1/4 of Section 14, Township 11 North, Range 9 West**

Public Works Director John Collins reported that a sanitary sewer main was constructed as part of the North Interceptor Phase I construction project, which runs easterly from Seedling Mile Access Road to Voss Road. Thirteen (13) customers could be served with this tap district through assessments.

Motion by Donaldson, second by Minton to approve Ordinance #9502.

City Clerk: Ordinance #9502 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 #9502 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 Vavricek: By reason of the roll call votes on first reading and then upon final passage, Ordinance #9502 is declared to be lawfully adopted upon publication as required by law.

CONSENT AGENDA: Consent Agenda item G-20 was removed for further discussion. Motion by Mann, second by Donaldson to approve the Consent Agenda excluding item G-20. Upon roll call vote, all voted aye. Motion adopted.

Approving Minutes of August 21, 2014 City Council Special Meeting.

Approving Minutes of August 26, 2014 City Council Regular Meeting.

#2014-260 - Approving Acquisition of Utility Easement located at 3133 W. U.S. Highway 34 (The Museum Board of Hall County, Nebraska).

#2014-261 - Approving Acquisition of Utility Easement located at 2423 S. Blaine Street (Cesar & Jennifer Moreno).

#2014-262 - Approving Acquisition of Utility Easement located West of Blaine Street and North of Schimmer Drive (Blaine Road, L.L.C. – Cara & Gordon Glade).

#2014-263 - Approving Acquisition of Utility Easement located at 2909 W. Highway 30 (Brian Scott & Lisa Norton - Healthplex).

#2014-264 - Approving Proposal for Supply and Delivery of Powdered Activated Carbon to Platte Generating Station with ADA Carbon Solutions of Littleton, CO.

#2014-265 - Approving Proposal for Supply and Delivery of Pebble Lime to Platte Generating Station with Mississippi Lime of St. Louis, MO.

#2014-266 - Approving Bid Award for Steam Generator Boiler Repair at Platte Generating Station with Hayes Mechanical of Omaha, NE in an Amount of \$185,922.00.

#2014-267 - Approving Bid Award for Insertable Dust Collectors - Bunkers & Conveyor #5 at Platte Generating Station with Martin Engineering of Neponset, IL in an Amount of \$157,178.13.

#2014-268 - Approving Bid Award for Construction of Water Main District 466T - Airport Road with Van Kirk Brothers Contracting of Sutton, NE in an Amount of \$742,021.40.

#2014-269 - Approving Renewal of Boiler and Machinery Insurance for the Utilities Department with Factory Mutual Insurance Company in an Amount of \$461,424.00.

#2014-270 - Approving Certificate of Final Completion for Water Main Project 2014-W-1 (3rd & Garfield Streets at the Union Pacific Railroad Tracks) with The Diamond Engineering Co. of Grand Island, NE.

#2014-271 - Approving Acquisition of Public Utility Easement for the North Interceptor Phase II; Sanitary Sewer Project No. 2013-S-4 (U.S. Department of Veterans Affairs).

#2014-272 - Approving Acquisition of Drainage Easement in Section 12, Township 11 North, Range 10 (Blender, LLC – 3812 W 13th St).

#2014-273 - Approving Authorizing Clean Water State Revolving Fund (CWSRF) Loans.

#2014-274 - Approving Burlington Northern Santa Fe Railway Company Pipeline Crossing Agreement for the North Interceptor Phase II; Sanitary Sewer Project No. 2013-S-4.

#2014-275 - Approving Nebraska Central Railroad Company Pipeline Crossing Agreement for the North Interceptor Phase II; Sanitary Sewer Project No. 2013-S-4.

#2014-276 - Approving Temporary Construction Easements for the North Interceptor Phase II; Sanitary Sewer Project No. 2013-S-4 (U.S. Department of Veterans Affairs & Lassonde).

#2014-277 - Approving Bid Award for Westgate Drainage Improvements Drainage District No. 2013-D-4 with The Diamond Engineering Co. of Grand Island, NE in an Amount of \$146,349.15. Discussion was held concerning the size of the pipe. Public Works Project Manager Terry Brown explained value engineering and that the size of the pipe did not need to be larger for this project.

Motion by Nickerson, second by Minton to approve Resolution #2014-277. Upon roll call vote, all voted aye. Motion adopted.

#2014-278 - Approving Amendment No. 9 to the Agreement for Professional Engineering Services entitled "Wastewater Treatment Plant and Collection System Rehabilitation" with Black & Veatch of Kansas City, MO for an Increase of \$1,846,639.00 and a Revised Contract Amount of \$9,181,115.00.

#2014-279 - Approving Authorization for Emergency Sanitary Sewer Repairs in the Alley between Park Avenue & Grand Island Avenue from Prospect Street to Forrest Street with The Diamond Engineering Co. of Grand Island, NE in an Amount of \$37,425.00.

#2014-280 - Approving Annual Agreement for Financial Software Licensing and Support with Tyler Technologies, Inc. d/b/a MUNIS in an Amount of \$45,035.83.

#2014-281 - Approving Addendum to SCALES Interlocal Agreement for Cooperative Law Enforcement Services.

RESOLUTIONS:

#2014-282 - Consideration of Request from The Cigarette Store Corp. dba Smoker Friendly Liquor & Tobacco #018, 710 Diers Avenue for a Class "C" Liquor License and Liquor Manager Designation for Jack Bailey, 2218 West 10th Street. This item was related to the aforementioned Public Hearing.

Motion by Paulick, second by Hehnke to approve Resolution #2014-282 with conditions. Upon roll call vote, all voted aye. Motion adopted.

#2014-283 - Consideration of Request from Meier Recreation, LLC dba Infuse Mixology Bar & Bistro, 313 West 3rd Street for a Class "C" Liquor License and Liquor Manager Designation for Blake Meier, 920 Sagewood Avenue. This item was related to the aforementioned Public Hearing.

Motion by Donaldson, second by Minton to approve Resolution #2014-283 with conditions. Upon roll call vote, all voted aye. Motion adopted.

#2014-284 - Consideration of Approving Award for the Construction of North Interceptor II; Project No. 2013-S-4 with S.J. Louis Construction, Inc. of Rockville, MN in an Amount of \$21,479,537.50. Public Works Director John Collins reported that bids were received, opened and reviewed with S.J. Louis Construction, Inc. of Rockville, MN being the lowest responsible bidder.

Motion by Paulick, second by Haase to approve Resolution #2014-284. Upon roll call vote, all voted aye. Motion adopted.

PAYMENT OF CLAIMS:

Motion by Donaldson, second by Nickerson to approve the Claims for the period of August 27, 2014 through September 9, 2014, for a total amount of \$5,437,470.80. Unanimously approved.

ADJOURNMENT: The meeting was adjourned at 9:54 p.m.

RaNae Edwards  
City Clerk