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# City of Grand Island

## Item G1

### **Approving Minutes of December 4, 2001 City Council Regular Meeting**

*The Minutes of December 4, 2001 City Council Regular Meeting are submitted for approval.  
See attached MINUTES.*



**Tuesday, December 18, 2001**

**Council Session**

## OFFICIAL PROCEEDINGS

### CITY OF GRAND ISLAND, NEBRASKA

#### MINUTES OF CITY COUNCIL REGULAR MEETING

December 4, 2001

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 December 4, 2001. Notice of the meeting was given in the Grand Island Independent on November 28, 2001.

Council President Pielstick called the meeting to order at 7:00 p.m. The following members were present: Councilmembers Pielstick, Seifert, Larson, Hornady, Whitesides, Haase, Murray, Walker and Sorensen. Mayor Gnadt and Councilmember Ward were absent. The following City Officials were present: City Administrator Marlan Ferguson, City Clerk RaNae Edwards, Finance Director David Springer, Public Works Director Steve Riehle and City Attorney Charlie Cuypers.

PLEDGE OF ALLEGIANCE was said followed by INVOCATION given by the Reverend Tim Anderson, St. Stephen's Episcopal Church, 422 West 2<sup>nd</sup> Street.

RESERVE TIME TO SPEAK ON AGENDA ITEMS: Three individuals reserved time to speak on agenda items.

#### SPECIAL ITEMS:

Election of City Council President. Marlan Ferguson, City Administrator, reported that the City Council was required to elect one Councilmember to the office of Council President for a term of one year and that the Council President automatically assumed the duties of the Mayor in the event that the Mayor was absent or otherwise unable to fulfill his duties. Councilmember Sorensen nominated Councilmember Whitesides. There being no further nominations, motion was made by Councilmember Hornady, second by Murray that Councilmember Whitesides be President by acclamation. Motion adopted unanimously.

#### ORDINANCES:

#8704 – Consideration of Proposed Modifications to City Council Ward Boundaries Resulting from Redistricting (Final Reading)

Councilmember Murray made a motion to approve Ordinance #8704, second by Walker. Upon roll call vote, all voted aye.

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

#8705 – Consideration of Creating Sanitary Sewer District #503, Edna Drive in Gosda Subdivision

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 the ordinance on its first reading and then upon final passage and call for a roll call vote on each reading and then upon final passage. Councilmember Hornady seconded the motion. Upon roll call vote, all voted aye. Motion adopted.

Council President Whitesides: Is there any one in the audience interested in this ordinance? Steve Riehle, Public Works Director, reported that this Ordinance provided for the establishment of a Sanitary Sewer District located in Gosda Subdivision. The District would provide for the construction of a sanitary sewer line and related appurtenances to Edna Drive. The area was not currently served by the City sanitary sewer system. The costs would be primarily funded through assessments. The formation of the District was in accordance with State law. A 30 day protest period follows the publication of creation of the District.

City Clerk: Ordinance #8705 on its 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 was adopted unanimously.

City Clerk: Ordinance #8705 on its final passage. All those in favor of the passage of this ordinance on final passage, answer roll call vote. Upon roll call vote, all voted aye. Motion was adopted unanimously.

Council President Whitesides: By reason of the roll call votes on first reading and then upon final passage, Ordinance #8705 is declared to be lawfully passed and adopted upon publication as required by law.

CONSENT AGENDA: Consent Agenda item G-18 was removed. Councilmember Pielstick requested that items G-9, G-15 and G-16 be removed from the Consent Agenda. Councilmember Haase requested that item G-19 be removed from the Consent Agenda. Motion by Pielstick, second by Haase, carried unanimously to approve the Consent Agenda minus item G-9, G-15, G-16, G-18 and G-19.

Receipt of Official Document Including Civil Service Minutes of November 13, 2001.

Approving Minutes of November 20, 2001 City Council Regular Meeting.

Approving Minutes of November 27, 2001 City Council Special Study Session.

Approving Request of Jess D. Vetrovsky, 200 South LaSalle, Beatrice, Nebraska, for Liquor Manager Designations for Gas 'N Shop, Inc. dba Gas 'N Shop, at 4150 West Highway 30, 1814 North Eddy Street, 806 North Eddy Street and 1219 West 2<sup>nd</sup> Street.

#2001-322 - Approving City Council Meeting Schedule for 2002.

#2001-323 – Awarding Bid for (2) Cardiac Monitors to Medtronic Physio-Control Corporation, Redmond, Washington, in the Amount of \$20,700.00.

#2001-324 – Awarding Contract for Purchase and Installation of Ball Field Lights at George Park to Ensley Electrical Services, Grand Island, Nebraska, in the Amount of \$76,470.00.

#2001- 325 – Awarding Bid for Dump Truck for Cemetery to Nebraska Truck Center, Grand Island, Nebraska, in the Amount of \$27,073.00.

#2001-327 - Awarding Bid for Distribution Feeder Protection Relays to Wesco Distribution, Inc., Sioux City, Iowa, in the Amount of \$84,789.40.

#2001-328 – Awarding Contract for General Work Contract for New Combustion Turbines at Burdick Station to The Industrial Company, Steamboat Springs, Colorado, in the Amount of \$10,997,615.00.

#2001-329 – Awarding Freight Contract to Union Pacific Railroad Company for Three Years.

#2001-330 – Approving Agreement with CH2M Hill, Englewood, Colorado, for Engineering Consulting Services for Review of Sewage Sludge Handling and Disposal Methods in the Amount of \$73,800.00.

#2001-331 – Approving Amendment to Community Development Voluntary Acquisition Program Guidelines.

#2001-334 – Approving Certificate of Final Completion for 2001-AC-1 Asphalt Maintenance Project with J.I.L. Asphalt Paving Company, Grand Island, Nebraska.

#2001-326 – Awarding Contracts for Tree Trimming Project 2002-TT-1 to Sheffield Tree Service, Grand Island, Nebraska, Sections 02-1, 02-2, 02-3, 02-5, 02-6, 02-7 and 02-8 in the Amount of \$44,600.00 and to Wright Tree Service, Inc., Des Moines, Iowa, Section 02-4 in the Amount of \$19,855.00. Motion by Larson, second by Murray to approve Resolution #2001-326. Councilmember Pielstick mentioned the problems that occurred last year with tree removal. Gary Mader, Utilities Director, reported that the contract deals with the problems mentioned by Councilmember Pielstick. Upon roll call vote, all voted aye.

#2001-332 – Approving Modification to Community Development Block Grant Project Area. Motion by Hornady, second by Murray to approve Resolution #2001-332. Councilmember Pielstick questioned whether this Grant included agricultural land. Cindy Johnson, Community Projects Director, reported that there is agricultural land included in this grant and that it had been approved by the State. Upon roll call vote, all voted aye.

#2001-333 – Approving Change Order #1 to the Contract for Street Improvement District #1238, Tech Drive with The Diamond Engineering Company, Grand Island, Nebraska, in the Amount of \$14,132.00 for a Revised Contract Amount of \$310,222.67. Motion by Hornady, second by Murray to approve Resolution #2001-333. Councilmember Pielstick asked if the college was

paying for these changes. Steve Riehle, Public Works Director, reported that the college requested these changes and it would be paid through the assessments by the college. Upon roll call vote, all voted aye.

#2001-302 – Approving Continuation of Sanitary Sewer District #502, Livengood Subdivision, Rapien Subdivision, Sharon Rose Subdivision and Part of Section 10-11-9. Motion by Seifert, second by Walker to approve Resolution #2001-302. Randy Rapien, 226 Lakeside Drive, spoke in opposition to the continuation of Sanitary Sewer District #502. Councilmember Seifert asked about a tap district. Steve Riehle explained that tap districts would need to be bonded by the City. City Attorney Charlie Cuypers stated that tap districts would affect our bond ratings. Upon roll Call vote, Larson, Hornady Walker and Whitesides voted aye. Pielstick, Seifert, Haase, Murray and Sorensen voted nay. Motion failed.

#2001-335 – Approving Discontinuation of Street Improvement District #1241, Jay Street. Motion by Seifert, second by Hornady to approve Resolution #2001-335. Councilmember Haase questioned what would happen if this was not approved, would the street stay graveled. Steve Riehle, Public Works Director, reported that it would unless another plan was developed. Gap paving was discussed. Upon roll call vote, all voted aye.

#### REQUEST AND REFERRALS:

Consideration of Residency Requirements for Department Directors Relative to Employee Handbook. Brenda Sutherland, Personnel Director, reported that the Council had spent time in recent weeks reviewing the proposed Personnel Rules for City employees. One area that had been somewhat controversial was the Residency Policy for Department Directors. The Council expressed a desire to address this separately from the rest of the Personnel Rules. A decision rendered by the Council would determine the policy for residency requirements for the Department Directors in the proposed Personnel Rules.

Lewis Kent, 624 East Meves, spoke in opposition to changing the residency requirement for directors to 10 miles. Councilmember Haase stated that she felt the directors should live within the 2 mile jurisdiction.

Motion by Pielstick, second by Murray to approve the residency requirement with the 10 mile change. Upon roll call vote, Pielstick, Larson, Hornady, Whitesides, Walker, and Murray voted aye. Councilmembers Seifert, Haase and Sorensen voted nay. Motion adopted.

#### RESOLUTIONS:

#2001-336 – Approving Grand Island Public Library Expansion Project, Phase II – Agreement for Cost Share Between the City and the Foundation. Steve Fosselman, Library Director, introduced Jerry Bryant, President of the Library Board Foundation. Mr. Bryant reported that the Library Board had unanimously approved the funding agreement with the City.

Councilmember Sorensen questioned the total fee which ranged from \$80,000 to \$100,000. It was explained that projected costs for the expansion included professional fees estimated to cost

approximately \$100,000.00. Councilmember Larson commended the Library Board for working together with the City to privately and publicly fund this project.

Motion was made by Seifert, second by Pielstick to approve Resolution #2001-336. Upon roll call vote, all voted aye.

PAYMENT OF CLAIMS:

Motion by Murray, second by Walker, carried unanimously to approve the Claims for the period of November 21, 2001 through December 4, 2001, claims #114090, #114173 and #113845 through #114307 for a total amount of \$6,221,699.90.

ADJOURNMENT: The meeting was adjourned at 8:00 p.m.

Respectfully submitted,

RaNae Edwards  
City Clerk