



City of Grand Island

Tuesday, February 26, 2002

Council Session

Item G5

Approving Minutes of February 12, 2002 City Council Regular Meeting

The Minutes of the February 12, 2002 City Council Regular Meeting are submitted for approval. See attached MINUTES.

Staff Contact: RaNae Edwards



OFFICIAL PROCEEDINGS

CITY OF GRAND ISLAND, NEBRASKA

MINUTES OF CITY COUNCIL REGULAR MEETING

February 12, 2002

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 February 12, 2002. Notice of the meeting was given in the Grand Island Independent on February 6, 2002.

Mayor Ken Gnadt called the meeting to order at 7:00 p.m. The following members were present: Councilmembers Pielstick, Seifert, Hornady, Whitesides, Haase, Murray, Walker and Sorensen. Councilmembers Ward and Larson 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 the INVOCATION given by John Dahlstrom, First Church of Christ Scientist.

PRESENTATIONS AND PROCLAMATIONS:

Musical Presentation by Senior High Show Choir, "Ultimate Image". The Grand Island Senior High Show Choir, "Ultimate Image" under the direction of Joni Ramsey, presented two musical selections. On January 26, 2002 this group received a Grand Champion at the Omaha Westside Invitational in Omaha and on February 5, 2002 they received a gold rating at the State Show Choir Competition in Lincoln. They will be competing at the Regional Competition in Council Bluffs, Iowa on February 23, 2002.

It's About Kids! Barb Zaruba presented an *It's About Kids!* asset.

Proclamation "Abbott Sisters' Day" March 20, 2002. The Mayor proclaimed March 20, 2002 as "Abbott Sisters' Day" and urged all citizens to recognize the remarkable contributions and selfless dedication of Grace and Edith Abbott to the citizens of Nebraska and the nation.

Proclamation "Random Acts of Kindness Week" February 10-16, 2002. The Mayor proclaimed February 10-16, 2002 as "Random Acts of Kindness Week". Gloria Wolbach representing the Acts of Kindness Ladies was present to speak about the Random Acts of Kindness Week and to receive the Proclamation.

RESERVE TIME TO SPEAK ON AGENDA ITEMS: Five individuals reserved time to speak on agenda items. David Plautz, 4063 Manchester Road, representing Diamond Engineering, requested that the Council authorize staff to not open a re-bid on Friday, February 15, 2002 for Water Main District's #434T, 437, 438T and 439T and Sanitary Sewer District #499T. City Attorney Charlie Cuypers addressed the issue of incorrect figures on both bids submitted at the

first bid opening. Councilmember Pielstick stated that the re-bid was fair and should be opened on Friday, February 15, 2002.

PUBLIC HEARINGS:

Public Hearing on One and Six Year Street Improvement Plan. Steve Riehle, Public Works Director, reported that the Engineering Division of the Public Works Department had prepared a proposed One and Six Year Street Improvement Plan as required by State Statutes. The plan was referred to the Regional Planning Commission and was approved at their February 6, 2002 meeting. The plan addressed streets, trails and drainage improvements throughout the City and was intended to prioritize needs and address federal and local funding availability. The plan must be submitted to the Nebraska Department of Roads by March 1, 2002. No public testimony was heard.

Public Hearing on Acquisition of Utility Easement Located on Stuhr Road, South of Seedling Mile Road. (Kenneth & Margaret Nienhueser) Gary Mader, Utilities Director, reported that acquisition of a utility easement relative to the property of Kenneth and Margaret Nienhueser, located along the east side of Stuhr Road, south of Seedling Mile Road in the NW 1/4 of Section 14, Township 11 North, Range 9 West, was required in order to have access to install, upgrade, maintain, and repair power appurtenances. This easement would be used to relocate overhead power lines. No public testimony was heard.

ORDINANCES:

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

#8697 – Consideration of Creating Street Improvement District #1240, Grand West 3rd Subdivision (Mansfield Road, Allen Avenue and Morrison Drive)

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 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.

Mayor: Is there any one in the audience interested in this ordinance? Lisa Heineman, 4077 Dack Avenue, spoke in opposition. Ben Kistler, 4094 Zola Lane, spoke with regards to the detention cell. Councilmember Seifert spoke regarding concerns about the detention cell and the developer. No further public testimony was heard.

City Clerk: Ordinance #8697 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 Hornady, Whitesides, Murray, Haase and Sorensen voted aye. Councilmembers Pielstick, Seifert and Walker voted no. Mayor Gnadt cast the sixth and deciding vote in support. Motion was adopted.

City Clerk: Ordinance #8697 on final passage. All those in favor of the passage of this ordinance on final passage, answer roll call vote. Upon roll call vote, Councilmembers Hornady, Murray and Sorensen voted aye. Councilmember Pielstick, Seifert, Whitesides, Haase and Walker voted no. Motion failed.

CONSENT AGENDA: Motion by Pielstick, second by Seifert, carried unanimously to approve the Consent Agenda.

Receipt of Official Document – Civil Service Minutes of January 16, 2002.

Approving Minutes of January 22, 2002 City Council Regular Meeting.

Approving Appointments of John O’Meara, Donald Skeen and Steve Grubbs to the Building Code Advisory Board Effective January 1, 2002 and Expiring August 1, 2004.

Approving Appointments of Gene Meester, Doug Fangmeier, Randy Hiatt, Bruce Kleint, Craig Lewis and Dean Mathis to the Electrical Board Effective Immediately and Expiring December 31, 2002.

Approving Appointments of Norm Nietfeldt, Mike McElroy, Loren Peterson, Craig Lewis and Clark Kalkowski to the Gas Fitters and Appliance Installers Board Effective Immediately and Expiring December 31, 2002.

Approving Appointments of Herman Meyer, Dan Middleton, Jennifer Herman, Ryan King and Clark Kalkowski to the Plumbing Board Effective Immediately and Expiring December 31, 2002.

#2002-40 – Approving Authorization for City Treasurer to Issue and Sell Stocks.

#2002-41 – Approving Final Plat and Subdivision Agreement for V & C Subdivision. Chad Nabity reported that Margaret & Kenneth Nienhueser, owners, had submitted the final plat for V & C Subdivision, located north of Swift Road, and east of Stuhr Road for the propose to develop 1 lot on a currently unplatted parcel of land in the W 1/2 of the NW 1/4 14-11-9.

#2002-42 – Approving Proposal to Develop Community Development Property at 1115 East 9th Street to be sold to Star Homes in the amount of \$1 and the house to be resold for \$60,264.67; property at 1119 East 9th Street to be sold to Star Homes in the amount of \$1 and the house to be resold for \$61,119.31 and the property at 1122 East 9th Street to be sold to Galvan Construction in the amount of \$100 and the house to be resold in the amount of \$62,500.

#2002-43 – Approving Acquisition of Utility Easement Located on Stuhr Road, South of Seedling Mile Road. (Kenneth & Margaret Nienhueser)

#2002-44 – Approving Bid Award for Replacement Truck for Platte Generating Station through State Contract No. CA5701 to Husker Automotive, Lincoln, Nebraska in the amount of \$25,305.27.

#2002-45 – Approving Change Order #1 with Hooker Brothers Construction Company, Grand Island, Nebraska for Initial Site Preparation for Combustion Turbines for a Net Decrease of 7,902.45, for an Adjusted Contract Amount of \$3,412,385.90.

#2002-46 – Approving Bid Award for Engineering Services for Repair of Kimball Reservoir and Demolition of Pine Street Reservoir to CH2MHill in the amount of \$108,152.00.

#2002-47 – Approving Supplemental Agreement for Utility Rehabilitation Located on Highway 30 East with the Nebraska Department of Roads for a Total Cost of \$124,300.00 of which the Nebraska Department of Roads will pay \$99,440.00 and the City's share is \$24,860.00.

#2002-48 – Approving Bid Award for (3) Unmarked Police Cars through State Contract No. CA5697 with Husker Auto Group, Lincoln, Nebraska in the Amount of \$50,399.31.

#2002-49 – Approving Change Order #1 for Environmental Monitoring Services at the Grand Island Regional Landfill with Midwest Laboratories, Inc., Omaha, Nebraska for an Adjusted Contract Amount of \$22,947.50.

#2002-50 – Approving Renewal of Maintenance Agreement No. 12 with the State of Nebraska Department of Roads.

#2002-51 – Approving Bid Award for Chain Link Fencing for Webb Road Athletic Fields with American Fence Company, Grand Island, Nebraska in the Amount of \$15,300.00.

REQUESTS AND REFERRALS:

Request of Jose' Delmar Mateo, dba Delmar Transportation Company, 1123 East 5th Street, for Taxi Cab Company/Bus Service Permit. Charlie Cuypers, City Attorney, reported that Jose' Delmar Mateo, dba Delmar Transportation Company, 1123 East 5th Street, had submitted an application for a Taxi Cab Company/Bus Service Permit. A copy of the Certificate of Public Convenience and Necessity and Certificate of Insurance had been received as required by the Grand Island City Code. Also received was a copy of Mr. Mateo's commercial driver's license, a map setting out possible bus routes and the fee for the permit.

Discussion was held concerning the parking issues of the bus at 1123 East 5th Street. Delmar Mateo was present and stated that the bus would not be parked on the street, that other arrangements had been made to store the bus. Motion was made by Murray contingent upon proper storage of the bus to approve the Taxi Cab Company/Bus Service Permit, second by Walker. Upon roll call vote, Councilmembers Hornady, Whitesides, Haase, Murray, Walker and Sorensen voted aye. Councilmembers Pielstick and Seifert voted no. Motion was adopted.

RESOLUTIONS:

#2002-52 – Approving One and Six Year Street Improvement Plan. Motion was made by Sorensen to approve Resolution #2002-52, second by Murray. Motion was adopted unanimously.

#2002-39 – Approving Charge to Community Redevelopment Authority (CRA) to Provide Services Relative to Redevelopment of Former City Hall. Marlan Ferguson, City Administrator, reported that the administration had discussed with the Community Redevelopment Authority the possibility of providing assistance in selecting a potential developer for the former City Hall building. The CRA board had indicated informally that the Authority would accept a charge from the City and would perform the services at no charge.

John Brownell, 4309 Quail Lane, representing the CRA Board spoke in support. Mr. Brownell explained that the CRA Board does not want to put the Former City Hall up for auction, but to redevelop it.

Councilmember Murray stated he wants to see a quality project and was confident that the CRA Board would come up with some options. Councilmember Walker asked about the asbestos removal. City Attorney Charlie Cuypers stated it would be removed according to law.

Tom O'Neill, 804 West Stolley Park Road stated that he felt the building should be sold. Tim O'Neill, 1203 South Sylvan stated that he would like to know what the building was worth and hopes the redevelopment is a success. Lisa Heineman, 4077 Dack Avenue stated that people with inside connections were given a better chance at purchasing the building and hoped that would not happen this time.

Motion was made by Sorensen, second by Seifert to approve Resolution #2002-39. Motion was adopted unanimously.

PAYMENT OF CLAIMS:

Motion by Whitesides, second by Pielstick, carried unanimously to approve the Claims for the period of January 23, 2002 through February 12, 2002, for a total amount of \$4,596,630.49.

EXECUTIVE SESSION: Motion by Hornady, second by Whitesides, carried unanimously to adjourn to executive session at 8:35 p.m. for the purpose of discussing contract negotiations.

RETURN TO REGULAR SESSION: Motion by Pielstick, second by Hornady, carried unanimously to reconvene in regular session at 9:00 p.m.

ADJOURNMENT: The meeting was adjourned at 9:00 p.m.

Respectfully submitted,

RaNae Edwards
City Clerk