



City of Grand Island

Tuesday, May 25, 2004

Council Session

Item G2

Approving Minutes of May 11, 2004 City Council Regular Meeting

The Minutes of May 11, 2004 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

May 11, 2004

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 May 11, 2004. Notice of the meeting was given in the Grand Island Independent on May 5, 2004.

Mayor Jay Vavricek called the meeting to order at 7:00 p.m. The following members were present: Councilmembers Meyer, Whitesides, Pielstick, Gilbert, Nicerkson, Cornelius, Hornady, Walker, and Haase. Councilmember Pauly was absent. The following City Officials were present: City Administrator Gary Greer, City Clerk RaNae Edwards, Finance Director David Springer, Public Works Director Steve Riehle, and City Attorney Doug Walker.

PLEDGE OF ALLEGIANCE was said followed by the INVOCATION given by Reverend Clyde Masten, First Baptist Church, 811 West 10th Street.

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

MAYOR COMMUNICATION: Mayor Vavricek commented on the following:

1. No Study Session on Tuesday, May 18, 2004
2. Ladies in Red Campaign for Heart Disease Poster
3. Primary Election and the importance of voting

PRESENTATIONS AND PROCLAMATIONS:

Proclamation 'Employee Health and Fitness Week' May 16-22, 2004. The Mayor proclaimed the week of May 16-22, 2004 as "Employee Health and Fitness Week". Colleen Babcock representing the Central District Health Department, Jenny Rousch from St. Francis, and Penny Morgan from Chief Industries were present to receive the proclamation.

Proclamation 'Emergency Medical Services Week' May 16-22, 2004. The Mayor proclaimed the week of May 16-22, 2004 as "Medical Services Week". Emergency Management Director Howard Maxon was present to receive the proclamation.

Recognition of Therese Muchow, Emergency Management Coordinator for 25 Years Service with the City. The Mayor and City Council recognized Therese Muchow, Emergency Management Coordinator for 25 Year of Service with the City. Ms. Muchow was present to receive the service award.

Presentation by Youth Leadership Tomorrow: Joni Kuzma, Development Specialist and several Community Youth Council students and Jennifer Worthington, Executive Director for Youth Leadership Tomorrow and several Youth Leadership Tomorrow students and were present to update the Mayor and Council on activities attended over the last year. The Mayor presented certificates to the senior CYC students.

PUBLIC HEARINGS:

Public Hearing on Request of A. Meier, Inc. dba Bandits, 1016 Diers Avenue, Suite 118 for a Class "C" Liquor License. City Clerk RaNae Edwards reported that A. Meier, Inc. dba Bandits, 1016 Diers Avenue, Suite 188 had applied for a Class "C" liquor license. Submitted was an application with the City Clerk's Office which allowed for the sale of alcohol on and off sale only within the corporate limits of the City. Ms. Edwards presented the following exhibits for the record: application submitted to the Liquor Control Commission and received by the City Clerk on April 21, 2004; notice to the applicant of date, time and place of hearing mailed April 21, 2004; notice to the general public of date, time and place of hearing published on May 1, 2004; and Chapter 4 of the City Code. No public testimony was heard.

Public Hearing on Request of Greg Penner dba Fine Liquors, 1939 North Broadwell Avenue for a Catering Liquor License. City Clerk RaNae Edwards reported that Greg Penner dba Fine Liquors located at 1939 North Broadwell Avenue had applied for a Catering liquor license. Submitted was an application with the City Clerk's Office for a Class Catering Liquor License which allowed for the delivery, selling or dispensing of alcoholic liquors at a location designated on a Special Designated License. Fine Liquor currently holds a Class "D" Liquor License. Ms. Edwards presented the following exhibits for the record: application submitted to the Liquor Control Commission and received by the City Clerk on April 28, 2004; notice to the applicant of date, time and place of hearing mailed April 29, 2004; notice to the general public of date, time and place of hearing published on May 1, 2004; and Chapter 4 of the City Code. No public testimony was heard.

Public Hearing on Request of Richard & Kimberly Wiseman dba Grand Island Liquor Mart, 710 North Diers Avenue for a Catering Liquor License. City Clerk RaNae Edwards reported that Richard & Kimberly Wiseman dba Grand Island Liquor Mart located at 710 North Diers Avenue had applied for a Catering liquor license. Submitted was an application with the City Clerk's Office for a Class Catering Liquor License which allowed for the delivery, selling or dispensing of alcoholic liquors at a location designated on a Special Designated License. Grand Island Liquor Mart currently holds a Class "C" Liquor License. Ms. Edwards presented the following exhibits for the record: application submitted to the Liquor Control Commission and received by the City Clerk on April 29, 2004; notice to the applicant of date, time and place of hearing mailed April 29, 2004; notice to the general public of date, time and place of hearing published on May 1, 2004; and Chapter 4 of the City Code. No public testimony was heard.

Public Hearing on Acquisition of Utility Easement Located at 3554 West Stolley Park Road. (Central Nebraska Humane Society, Inc.) Gary Mader, Utilities Director reported that acquisition of a utility easement located at 3554 West Stolley Park Road was required in order to have access to install, upgrade, maintain, and repair power appurtenances, including lines and

transformers. This easement would be used to add new underground cable and a pad-mounted transformer to serve the new business, Standard Iron. No public testimony was heard.

Public Hearing on Acquisition of Utility Easement Located at 2818 South Locust Street. (Alpha Corporation) Gary Mader, Utilities Director reported that acquisition of a utility easement located at 2818 South Locust Street was required in order to have access to install, upgrade, maintain, and repair power appurtenances, including lines and transformers. This easement would be used to add underground cable and a pad-mounted transformer to serve the new Alltel tower and related equipment. No public testimony was heard.

Public Hearing on Acquisition of Utility Easement Located at the Southeast Corner of Locust Street and Stolley Park Road. (Platte Valley State Bank and Trust Company) Gary Mader, Utilities Director reported that acquisition of a utility easement located at the southeast corner of Locust Street and Stolley Park Road was required in order to have access to install, upgrade, maintain, and repair power appurtenances. This easement would be used to construct a water main from South Locust through Equestrian Meadows Subdivision and tie into the water main in Stolley Park Road. No public testimony was heard.

Public Hearing on Acquisition of Utility Easements at the Southeast Corner of Locust Street and Stolley Park Road. (Equestrian Meadows LLC) Gary Mader, Utilities Director reported that acquisition of a utility easement located at the southeast corner of Locust Street and Stolley Park Road was required in order to have access to install, upgrade, maintain, and repair power appurtenances. This easement would be used to construct a water main from South Locust through Equestrian Meadows Subdivision and tie into the water main in Stolley Park Road. No public testimony was heard.

ORDINANCES:

It was noted that Ordinance #8903 was pulled from the agenda to a future meeting.

#8903 – Consideration of Amending Chapter 17 of the Grand Island City Code Relative to Nuisance Violations

Councilmember Pielstick made the motion that the statutory rules requiring ordinances to be read by title on three different days be suspended and that ordinances numbered:

#8902 – Consideration of Vacating Washington Street from Oklahoma Avenue to Phoenix Avenue

#8904 – Consideration of Amending Chapter 32 of the Grand Island City Code Relative to Solicitor, Street, and Food Vendor Permits

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 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 these Ordinances? Public Works Director Steve Riehle explained the vacation of Washington Street and Executive Assistant Paul Briseno updated the council on changes to the Solicitor, Street and Food Vendor Permits. No public comment was heard.

City Clerk: Ordinances #8902 and #8904 on first reading. All those in favor of the passage of these ordinances on first reading, answer roll call vote. Upon roll call vote, all voted aye. Motion adopted.

City Clerk: Ordinances #8902 #8904 on final passage. All those in favor of the passage of these ordinances on final passage, answer roll call vote. Upon roll call vote, all voted aye. Motion adopted.

Mayor: By reason of the roll call votes on first reading and then upon final passage, Ordinances #8902 and #8904 are declared to be lawfully passed and adopted upon publication as required by law.

CONSENT AGENDA: Motion by Pielstick, second by Hornady, to approve the Consent Agenda. Upon roll call vote, all voted aye. Motion adopted.

Receipt of Official Documents – Pawnbroker’s Official Bonds for Wayne’s Pawn Shop, G.I. Loan Shop, and Stewart’s Loan and Pawnshop.

Approving Minutes of April 27, 2004 City Council Regular Meeting. Councilmembers Hornady and Cornelius abstained.

Approving Minutes of May 4, 2004 City Council Study Session. Councilmembers Meyer and Hornady abstained.

Approving Request of A. Meier, Inc. dba Bandits, 1016 Diers Avenue, Suite 118 for a Class “C” Liquor License.

Approving Request of Andrew W. Meier, 123 North Locust Street, #603 for Liquor Manager Designation for Bandits, 1016 Diers Avenue, Suite 118.

Approving Request of Greg Penner dba Fine Liquors, 1939 North Broadwell Avenue for a Catering Liquor License.

Approving Request of Richard & Kimberly Wiseman dba Grand Island Liquor Mart, 710 North Diers Avenue for a Catering Liquor License.

#2004-99 – Approving Final Plat and Subdivision Agreement for Summerfield Estates Fourth Subdivision. It was noted that Little B’s Corporation, owner, had submitted the final plat for Summerfield Estates Fourth Subdivision, located north of 13th Street and west of North Road for the purpose of creating 30 lots.

#2004-100 – Approving Final Plat and Subdivision Agreement for Timberline Second Subdivision. It was noted that Hehnson, L.L.C., owner, had submitted the final plat for Timberline Second Subdivision, located north of Old Highway 2 and west of Webb Road for the purpose of re-subdividing Lot 11 Timberline Subdivision into 6 lots.

#2004-101 – Approving Final Plat and Subdivision Agreement for Terjak Subdivision. It was noted that Carolyn A. Terjak, owner, had submitted the final plat for Terjak Subdivision, located south of Seedling Mile Road, between Wainwright and Main Street for the purpose of creating 2 lots.

#2004-102 – Approving Certificate of Final Completion for Athletic Field Grading Project with Hooker Brothers Construction of Grand Island, Nebraska.

#2004-103 – Approving Certificate of Final Completion for Pistol Range Remediation at CHAAP with Jacobson Helgoth Consultants of Omaha, Nebraska.

#2004-104 – Approving Acquisition of Utility Easement Located at 3554 West Stolley Park Road. (Central Nebraska Humane Society, Inc.)

#2004-105 – Approving Acquisition of Utility Easement Located at 2818 South Locust Street. (Alpha Corporation)

#2004-106 – Approving Acquisition of Utility Easement Located at the Southeast Corner of Locust Street and Stolley Park Road. (Platte Valley State Bank and Trust Company)

#2004-107 – Approving Acquisition of Utility Easement Located at the Southeast Corner Locust Street and Stolley Park Road. (Equestrian Meadows LLC)

#2004-108 – Approving Renewal of Farm Leases. It was noted that the Utilities, Public Works and Parks and Recreation Departments lease lands owned at the Platte Valley Industrial Park, Burdick Station, the Well Field, land north of the Wastewater Treatment Plant, the City Landfill and CHAAP for the following tenants: Larry Knuth, Mike Lilienthal, Kenneth Clausen, Jack Webb, Mike Peters, Gerald Bremer, Mark Pearson, Robert Nunnenkamp, and Matt Turek.

#2004-109 - Approving Bid Award for Truck Mounted Articulating Crane with Aspen Equipment Co. of Omaha, Nebraska in an Amount of \$146,755.00.

#2004-110 – Approving Bid Award for Electrical Project 2004-TS-1 – Transformer storage Yard – Burdick Station Area with the Diamond Engineering Company of Grand Island, Nebraska in an Amount of \$154,226.29.

#2004-111 – Approving Award of Proposal for Electric System Economic Evaluation and Rate Revision with Stanley Consultants, Inc. of Englewood, Colorado in an Amount not to exceed \$29,500.00.

#2004-112 – Approving Ag Deferral for Sanitary Sewer District No. 513. (Steven & Connie Asche)

#2004-113 – Approving Continuation of Sanitary Sewer District No. 514, Along West 13th Street West of Branding Iron Lane.

#2004-114 – Approving Designation of No Parking for Section of Faidley Avenue from Webb Road to Carey Avenue.

#2004-115 – Approving Amendment to the Fee Schedule Relative to Solicitor and Street Vendors.

RESOLUTIONS:

#2004-116 – Approving Continuation of Sanitary Sewer District No. 513, Gosda Subdivision Along Lillie Drive West of North Road. Steve Riehle, Public Works Director reported that since Council approved the ag deferment for Steve and Connie Asche this district could be continued.

Motion by Cornelius, second Hornady, by to approve Resolution #2004-116. Upon roll call vote, all voted aye. Motion adopted.

PAYMENT OF CLAIMS:

Motion by Cornelius, second by Walker, carried unanimously to approve the Claims for the period of April 28, 2004 through May 11, 2004, for a total amount of \$2,263,184.51. Motion adopted.

ADJOURNMENT: The meeting was adjourned at 7:50 p.m.

Respectfully submitted,

RaNae Edwards
City Clerk