



City of Grand Island

Tuesday, May 09, 2006

Council Session

Item G1

Approving Minutes of May 2, 2006 City Council Regular Meeting

Staff Contact: RaNae Edwards

OFFICIAL PROCEEDINGS

CITY OF GRAND ISLAND, NEBRASKA

MINUTES OF CITY COUNCIL REGULAR MEETING

May 2, 2006

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 2, 2006. Notice of the meeting was given in *The Grand Island Independent* on April 19, 2006.

Council President Margaret Hornady called the meeting to order at 7:00 p.m. The following members were present: Councilmember's Meyer, Pielstick, Gilbert, Nickerson, Pauly, Hornady, Walker, and Haase. Mayor Vavricek and Councilmember's Whitesides and Cornelius were 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 Attorney Dale Shotkoski.

INVOCATION was given by Pastor Terry Brown, Northridge Assembly of God, 3025 Independence Avenue followed by the PLEDGE OF ALLEGIANCE.

MAYOR COMMUNICATION: Council President Hornady introduced Mike Olson, Executive Director of the Hall County Regional Airport. Mr. Olson announced that a public meeting would take place on Thursday, May 11, 2006 at College Park with the Hall County Airport Authority to discuss future essential air service.

PUBLIC HEARINGS:

Public Hearing on Request of Ronald F. King dba King's Bar, 316 East 2nd Street for a Change of Location for Class 'C-59418' Liquor License to 217 East Stolley Park Road #6 & #7. RaNae Edwards, City Clerk reported that Ronald F. King dba King's Bar, 316 East 2nd Street had submitted an application with the City Clerk's Office for a change of location to their Class 'C-59418' Liquor License to 217 East Stolley Park Road #6 & #7. Ms. Edwards presented the following exhibits for the record: application submitted to the Liquor Control Commission and received by the City on April 7, 2006; notice to the applicant of date, time, and place of hearing mailed on April 18, 2006; notice to the general public of date, time, and place of hearing published on April 22, 2006; along with Chapter 4 of the City Code. Staff recommended approval. No public testimony was heard.

Public Hearing on Request of Cornhusker C-Stores, Inc. dba Pumpers, 1904 North Diers Avenue for a Class 'D' Liquor License. RaNae Edwards, City Clerk reported that Cornhusker C-Stores, Inc. dba Pumpers, 1904 North Diers Avenue had submitted an application with the City Clerk's Office for 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 on April 3, 2006; notice to the applicant of date, time, and place of hearing mailed on April 18,

2006; notice to the general public of date, time, and place of hearing published on April 22, 2006; along with Chapter 4 of the City Code. Staff recommended approval. Terry Gokie, Lincoln, Nebraska, president of Cornhusker C-Stores was present to answer questions. No public testimony was heard.

Public Hearing on Request of Keetay, Inc. dba Downtown Copper Mill, 115 West 3rd Street for a Class "C" Liquor License. RaNae Edwards, City Clerk reported that Keetay, Inc. dba Downtown Copper Mill, 115 West 3rd Street had submitted an application with the City Clerk's Office for 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 on March 30, 2006; notice to the applicant of date, time, and place of hearing mailed on April 18, 2006; notice to the general public of date, time, and place of hearing published on April 22, 2006; along with Chapter 4 of the City Code. Staff recommended approval. No public testimony was heard.

Public Hearing on Acquisition of Utility Easement Located at 218 Wilmar Avenue. (281 & Old Potash, LLC) Gary Mader, Utilities Director reported that acquisition of a utility easement located at 218 Wilmar Avenue was needed in order to have access to install, upgrade, maintain, and repair power appurtenances, including lines and transformers. The purpose of the easement would be to place underground electric cable and a pad-mounted transformer to provide electrical service to a new building. No public testimony was heard.

Public Hearing on Acquisition of Utility Easement Located at 620 East 4th Street. (State Glass, Inc.) Gary Mader, Utilities Director reported that acquisition of a utility easement located at 620 East 4th Street was needed in order to have access to install, upgrade, maintain, and repair power appurtenances, including lines and transformers. The purpose of the easement would be to place underground cable and a pad-mounted transformer to provide electrical service to new buildings. No public testimony was heard.

Public Hearing on Acquisition of Utility Easement Located at 420 North St. Paul Road. (Patrick Rentals, LLC) Gary Mader, Utilities Director reported that acquisition of a utility easement located at 420 North St. Paul Road was needed in order to have access to install, upgrade, maintain, and repair power appurtenances, including lines and transformers. The purpose of the easement would be to place underground electric cable and a pad-mount transformer to provide electrical service to new buildings. No public testimony was heard.

Public Hearing Concerning Issuance of Development Revenue Bonds by Hall County for the Heartland Events Center. Chad Nabity, Regional Planning Director reported that the Heartland Events Center had requested that Hall County issue revenue bonds based on the Hall County Lodging Tax for the Heartland Events Center. The Events Center was located in a Blighted and Substandard area and was consistent with the Generalized Redevelopment Plan for CRA Area #2. No public testimony was heard.

Public Hearing on Acquisition of Drainage Easement Located at 2908, 2912, and 2916 Lee Street and 4083 Northview Drive. (Lots 12 thru 15 of Northview First Subdivision) – (McNelis Development, LLC and MelDor, LLC) Steve Riehle, Public Works Director reported that a public easement was needed at 2908, 2912, and 2916 Lee Street and 4083 Northview Drive in

order to construct an outfall storm sewer from Woodland Park Subdivision to the city owned outfall ditch that runs through Northview Subdivision. No public testimony was heard.

ORDINANCES:

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

#9043 - Consideration of Repealing Chapter 6 of the Grand Island City Code Relative to Bicycles

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 first 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 voted aye. Motion adopted.

Dale Shotkoski, Interim City Attorney reported that after reviewing Chapter 6 of the City Code there was no need to have a separate chapter for bicycles. Bicycles would be included in the section of the City Code that deals with streets. Lewis Kent, 624 East Meves spoke in opposition. City Administrator Gary Greer stated the Police Department would still register bikes.

Motion by Pielstick, second by Meyer to approve Ordinance #9043.

City Clerk: Ordinance #9043 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 #9043 on 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 adopted.

Council President Hornady: By reason of the roll call votes on first reading and then upon final passage, Ordinance #9043 is declared to be lawfully adopted upon publication as required by law.

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

Approving Minutes of April 11, 2006 City Council Regular Meeting.

Approving Request of Gary Brandt, 4104 Fairacres Road, Kearney, Nebraska for Liquor Manager Designation for Ampride, 3210 West Potash.

Approving Request of Kent Birnie, 1224 West Anna Street for Liquor Manager Designation for Copa Cabana, 2850 Old Fair Road.

#2006-124 – Approving Acquisition of Utility Easement Located at 218 Wilmar Avenue. (281 & Old Potash, LLC)

#2006-125 – Approving Application of Utility Easement Located at 620 East 4th Street. (State Glass, Inc.)

#2006-126 – Approving Acquisition of Utility Easement Located at 420 North St. Paul Road. (Patrick Rentals LLC)

#2006-127 – Approving Application of Power Review Board for Adjusting Service Area.

#2006- 128 – Approving Bid Award for Horizontal Superheater Repair with Moorhead Machinery & Boiler Company of Minneapolis, Minnesota in an Amount of \$1,032,029.00 and Option 2.

#2006-129 – Approving Bid Award for Sixty (60) Satec SA320 Circuit Breaker Monitoring and Control Modules with Weisler & Associates, Inc. of Kansas City, Missouri in an Amount of \$243,318.00.

#2006-130 – Approving Bid Award for a Puller/Tensioner with the Sarlex Rope and Swivel with Sherman & Reilly, Inc. of Chattanooga, Tennessee in an Amount of \$49,250.00.

#2006-131 – Approving Bid Award for Asphalt Maintenance Project 2006-AC-1 with Gary Smith Construction of Grand Island, Nebraska in an Amount of \$495,445.80.

#2006-132 – Approving Certificate of Final Completion for Final Clarifier Mechanisms for the Waste Water Treatment Plant with Dorr Oliver Eimco of Salt Lake City, Utah.

#2006-133 – Approving Certificate of Final Completion for Final Clarifier Improvements for the Wastewater Treatment Plant (Installation) with The Diamond Engineering Company of Grand Island, Nebraska.

#2006-134 – Approving Certificate of Final Completion for Final Clarifier Improvements for the Wastewater Treatment Plant (Painting) with HEG Painting Company, Inc. of Cherokee, Iowa.

#2006-135 – Approving Certificate of Final Completion for Final Clarifier Improvements for the Wastewater Treatment Plant (Electrical) with Middleton Electric, Inc. of Grand Island, Nebraska.

#2006-136 – Approving Bid Award for Water Main Project 2005-W-12; Sanitary Sewer Project 2005-S-14; and Street Improvement Project 2006-P-2 – New Public Safety Center with Starostka Group Unlimited, Inc. of Grand Island, Nebraska in an Amount of \$463,984.38.

#2006-137 – Approving Acquisiiton of a Drainage Easement Located at 2908, 2912, and 2916 Lee Street and 4083 Northview Drive (Lots 12 thru 15 of Northview First Subdivision) – (McNelis Development, LLC and MelDor LLC)

#2006-138 – Approving Issuance of Development Revenue Bonds by Hall County for the Heartland Events Center.

#2006-139 – Approving Alternate Bid Award for Trucking of Sewage Sludge with Butler County Landfill, Inc. of David City, Nebraska at a Rate of \$9.50 per ton.

#2006-140 – Approving HIDTA Funding to the Grand Island Police Department for the Tri City Drug Task Force.

#2006-141 – Approving Bid Award for Eleven (11) Mobile Data Systems and Mobile Digital Video Systems with Data911 of Chesterfield, Missouri in an Amount of \$117,027.81.

#2006-142 – Approving Bid Award for Sanitary Sewer Project No. 2006-S-3; Sewer Replacement between Koenig and Division Streets from Harrison Street to Broadwell Avenue for Construction of the Wasmer Detention Cell with The Diamond Engineering Company of Grand Island, Nebraska in an Amount of \$43,475.68.

#2006-143 – Approving License Agreement for Installation of Monitoring Wells with CNH American, LLC on City Property and Right-of-Ways.

#2006-144 – Approving Correction to Ownership on Logan’s Final Plat and Subdivision Agreement.

#2006-145 – Approving Interlocal Agreement with Hall County for Operation of the Hall County Emergency Management/Communications Center.

#2006-146 – Approving Non-Disclosure Agreement with GeoComm, Inc. for Expanded 911 Capabilities.

#2006-147 – Approving Funding of Economic Development Corporation Request for Platte Valley Industrial Park (NWPS Rate Agreement Funds) in an Amount of \$70,000.00.

RESOLUTIONS:

#2006-148 – Consideration of Request from Ronald F. King dba King’s Bar, 316 East 2nd Street for a Change of Location for Class “C-59418” Liquor License to 217 East Stolley Park Road #6 & #7. RaNae Edwards, City Clerk reported this item related to the aforementioned Public Hearing and recommended approval contingent upon final inspections.

Motion by Nickerson, second by Pielstick to approve the request from Ronald F. King dba King’s Bar, 316 East 2nd Street for a change of location for Class “C-59418” Liquor License to 217 East Stolley park Road #6 & #7 contingent upon final inspections. Upon roll call vote, all voted aye. Motion adopted.

#2006-149 – Consideration of Request from Cornhusker C-Stores, Inc. dba Pumpers, 1904 North Diers Avenue for Class “D” Liquor License and Angela M. Larson, 1845 Santa Anita Drive for

Liquor Manager Designation. RaNae Edwards, City Clerk reported this item related to the aforementioned Public Hearing with the request of Angela M. Larson for a Liquor Manager designation. Approval was recommended contingent upon final inspections and the stipulation that a state approved server/seller training program be completed.

Motion by Nickerson, second by Pielstick to approve the request of Cornhusker C-Stores, Inc. dba Pumpers, 1904 North Diers Avenue for a Class "D" Liquor License contingent upon final inspections and the request of Angela M. Larson for a Liquor Manager designation with the stipulation that a state approved server/seller training program be completed. Upon roll call vote, all voted aye. Motion adopted.

#2006-150 – Consideration of Request from Keetay, Inc. dba Downtown Copper Mill, 115 West 3rd Street for Class "C" Liquor License and Dana S. Harris, 1726 Allen Court for Liquor Manager Designation. RaNae Edwards, City Clerk reported this item related to the aforementioned Public Hearing with the request of Dana S. Harris for a Liquor Manager designation. Approval was recommended contingent upon final inspections and the stipulation that a state approved server/seller training program be completed.

Motion by Nickerson, second by Pielstick to approve the request of Keetay, Inc. dba Downtown Copper Mill, 115 West 3rd Street for a Class "C" Liquor License contingent upon final inspections and the request of Dana S. Harris for a Liquor Manager designation with the stipulation that a state approved server/seller training program be completed. Upon roll call vote, all voted aye. Motion adopted.

#2006-151 – Approving Bid Award for Construction of Law Enforcement Center with Chief Construction Company of Grand Island, Nebraska. Steve Lamken, Police Chief reported that a committee along with Wilson/Estes Police Architects had been working on the design and construction of a new collocated law enforcement center for over a year. Six bids along with 5 alternatives with each bid were received and opened on April 17, 2006.

After review of the bids it was recommended to accept the low bid from Chief Construction Company of Grand Island, Nebraska for a base bid of \$7,288,000.00. It was also recommended to accept Alternative No. 2 – Concrete Parking Lot Pavement in an Amount of \$20,530.00 and Alternative No. 3 – Portland Cement Concrete Pavement at Parking Lot in an amount of \$97,550.00

Motion by Meyer, second by Pielstick to approve the bid award for construction of Law Enforcement Center with Chief Construction Company of Grand Island in an amount of \$7,288,000.00 and the following alternates:

1. Alternative No. 2 – Concrete Parking Lot Pavement - \$20,530.00
2. Alternative No. 3 – Portland Cement Concrete Pavement at Parking Lot - \$97,550.00

For a total bid cost of \$7,406,080.00.

Upon roll call vote, all voted aye. Motion adopted.

PAYMENT OF CLAIMS:

Motion by Nickerson, second by Gilbert to approve the Claims for the period of April 12, 2006 through May 2, 2006, for a total amount of \$4,489,627.72. Motion adopted unanimously.

EXECUTIVE SESSION: Motion by Pielstick, second by Gilbert to adjourn to executive session at 7:30 p.m. p.m. for the purpose of discussing union negotiations. Upon roll call vote, all voted aye. Motion adopted.

RETURN TO REGULAR SESSION: Motion by Walker, second by Pauly to return to regular session at 9:27 p.m.

ADJOURNMENT: The meeting was adjourned at 9:27 p.m.

RaNae Edwards
City Clerk