



City of Grand Island

Tuesday, July 11, 2006

Council Session

Item G1

Approving Minutes of June 27, 2006 City Council Regular Meeting

Staff Contact: RaNae Edwards

OFFICIAL PROCEEDINGS

CITY OF GRAND ISLAND, NEBRASKA

MINUTES OF CITY COUNCIL REGULAR MEETING

June 27, 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 June 27, 2006. Notice of the meeting was given in *The Grand Island Independent* on June 21, 2006.

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

INVOCATION was given by Youth Minister Brian Pielstick, Independent Bethel Baptist Church, 1223 East 6th Street followed by the PLEDGE OF ALLEGIANCE.

PUBLIC HEARINGS:

Public Hearing on Request from Harry Lilienthal for Conditional Use Permit for Temporary Mobile Home during Construction of Single Family Dwelling Located at 4419 East Bismark Road. Craig Lewis, Building Department Director reported that Harry Lilienthal had requested a Conditional Use Permit to allow for the temporary placement of a mobile home during the construction of a single family dwelling located at 4419 East Bismark Road. Staff recommended approval for a period not to exceed 18 months. Stephanie Lilienthal, 639 Linden Avenue was in support and present to answer questions. No further public testimony was heard.

Public Hearing on Change of Zoning for Land Proposed for Platting Located North of Bismark Road and East of Stuhr Road from LLR Large Lot Residential to M2 Heavy Manufacturing. Chad Naby, Regional Planning Director reported that T & S Development was requesting the City make an amendment to the Grand Island Zoning map to change a tract of land located in the SW 1/4 of Section 14-11-09, east of Stuhr Road and north of Bismark Road, consisting of approximately 35.49 acres of land from LLR Large Lot Residential to M2 Heavy Manufacturing. The purpose would allow for the storage of trailers and semi trailers by Grand Island Express, Inc. David Huston, Attorney for T & S Land Development spoke in support. No further public testimony was heard.

Public Hearing on Change to the Grand Island Comprehensive Plan and Future Land Use Map for Property Proposed for Platting as Springdale Subdivision Located South of Lilly Drive and West of North Road from M Manufacturing to LM Low to Medium Density Residential. Chad Naby, Regional Planning Director reported that Karen J. Bredthauer was requesting the City change the zoning on approximately 14.229 acres of land located in the SE 1/4 NE 1/4 of Section

23-11-19, west of North Road and south of Lilly Drive for the purpose of platting as Springdale Subdivision. Karen Bredthauer, 940 S. North Road spoke in support and was available for questions. No further public testimony was heard.

Public Hearing on Change of Zoning for Land Proposed for Platting as Springdale Subdivision Located South of Lilly Drive and West of North Road from LLR Large Lot Residential to R1 Suburban Density Residential. Chad Nabity, Regional Planning Director reported that this item related to the Public Hearing above to change the Grand Island Comprehensive Plan and Future Land Use Map. Karen Bredthauer, 940 S. North Road spoke in support and was available for questions. No further public testimony was heard.

Public Hearing on Acquisition of Sidewalk Easement Located at 4190 West Capital Avenue. (First United Methodist Church) Steve Riehle, Public Works Director reported that a public easement was needed for the installation of sidewalks adjacent to the First United Methodist Church located at 4190 West Capital Avenue. The church will install sidewalks along the north side of Capital Avenue east of Independence Avenue. No public testimony was heard.

Public Hearing on Acquisition of Utility Easement Located on the West Side of Capital Trailer Court, East of the Burlington Northern Railroad Tracks and North of Capital Avenue. (Iglesia De Dios Eben-Ezer) Gary Mader, Utilities Director reported that acquisition of a utility easement located west of Capital Trailer Court, east of the Burlington Northern Railroad Tracks and north of Capital 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 reconstruct a three phase overhead power line along the west side of Capital Trailer Court. No public testimony was heard.

Public Hearing on Acquisition of Utility Easement Located on the West Side of Capital Trailer Park Between 508 and 518 East Capital Avenue. (Ruben and Martha Escandon) Gary Mader, Utilities Director reported that acquisition of a utility easement located west of Capital Trailer Park between 508 and 518 East Capital 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 reconstruct a three phase overhead power line along the west side of Capital Trailer Court. No public testimony was heard.

RESOLUTION:

#2006-177 – Approving Change to the Grand Island Comprehensive Plan and Future Land Use Map for Property Proposed for Platting as Springdale Subdivision Located South of Lilly Drive and West of North Road from M Manufacturing to LM Low to Medium Density Residential. Chad Nabity, Regional Planning Director reported that Resolution #2006-177 related to the change in zoning for Springdale Subdivision and needed to be approved before Ordinance #9052.

Motion by Meyer, second by Whitesides to approve Resolution #2006-177. Upon roll call vote, all voted aye. Motion adopted.

ORDINANCES:

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

#9048 - Consideration of Vacating Utility Easement Located South of State Street and West of Aspen Circle – Lot One (1) KAAAR Subdivision

#9051 – Consideration of Change to Zoning for Land Proposed for Platting Located North of Bismark Road and East of Stuhr Road from LLR Large Lot Residential to M2 Heavy Manufacturing

#9052 – Consideration of Change to Zoning for Land Proposed for Platting as Springdale Subdivision Located South of Lilly Drive and West of North Road from LLR Large Lot residential to R1 Suburban Density Residential

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 Nickerson seconded the motion. Upon roll call vote, all voted aye. Motion adopted.

Gary Mader, Utility Director reported that Ordinance #9048 was to allow the Utilities Department to vacate an easement on Lot One (1) KAAAR Subdivision to allow for construction of parking lot lighting.

Chad Nabity, Regional Planning Director reported that Ordinances #9051 and #9052 related to the Public Hearings held earlier.

Motion by Pielstick, second by Gilbert to approve Ordinances #9048, #9051 and #9052.

City Clerk: Ordinances #9048, #9051 and #9052 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 #9048, #9051 and #9052 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 Vavricek: By reason of the roll call votes on first reading and then upon final passage, Ordinances #9048, #9051 and #9052 are declared to be lawfully adopted upon publication as required by law.

CONSENT AGENDA: Consent Agenda items G-6 and G-10 were pulled for further discussion. Motion by Pielstick, second by Whitesides to approve the Consent Agenda excluding items G-6 and G-10. Upon roll call vote, all voted aye. Motion adopted.

Approving Minutes of June 13, 2006 City Council Regular Meeting.

Approving Minutes of June 20, 2006 City Council Study Session.

Approving Re-Appointments of Karl Kostbahn, Michael Kneale, Sister Mary Frances A. Havel, and the Appointment of Nancy Jones to the Library Board.

#2006-178 – Approving Final Plat and Subdivision Agreement for Springdale Subdivision. It was noted that Karen J. Bredthauer, owner proposed to create 9 lots on a parcel of land located in the SE 1/4 NE 1/4 of Section 23-11-10 consisting of approximately 2.392 acres.

#2006-180 – Approving Change Order No. 1 to the Contract with the Starostka Group Unlimited, Inc. for the UV Disinfection System for the Wastewater Treatment Plant, Project 2004-WWTP-1 for an Increase of \$1,976.75 and a Revised Contract Amount of \$1,881,376.75.

#2006-181 – Approving Acquisition of Utility Easement Located East of the Burlington Northern Railroad Tracks and North of Capital Avenue. (Iglesia De Dios Eben-Ezer)

#2006-182 – Approving Acquisition of Utility Easement Located on the West Side of Capital Trailer Park between 508 and 518 E. Capital Avenue. (Ruben and Martha Escandon)

#2006-184 – Approving Letter of Support for Economic Development Certified Community Program.

#2006-185 – Approving Intent to Issue Bonds to Finance the Law Enforcement Center Construction.

#2006-179 – Approving Acquisition of Sidewalk Easement Located at 4190 West Capital Avenue. (First United Methodist Church) Steve Riehle, Public Works Director answered the question of the distance of the sidewalk setback from the road at Capital Avenue. He stated it was approximately 20 feet from the road.

Motion by Whitesides, second by Walker to approve Resolution #2006-179. Upon roll call vote, all voted aye.

#2006-183 – Approving Contract for Health and Dental Plan Services with Mutual of Omaha, Omaha, Nebraska. Brenda Sutherland, Human Resources Director explained the changes for the Health and Dental Plan Services with Mutual of Omaha. This would be a 3 year contract beginning August 1, 2006. The plan coverage would remain the same with the exceptions of the following: the amount allowed per year per participant for dental insurance would be increased from \$1,000 to \$1,500 and the retire benefit would not be available to those who retire after October 1, 2006. The IBEW union would retain the retiree health insurance until the end of their contract. Ms. Sutherland stated that a wellness program would be implemented in the future.

Discussion was held with regards to the retiree health insurance and the concerns for eliminating this benefit. Stated were the costs associated with this benefit. Ms. Sutherland stated the city is self-insured through Aetna and there were 16 people currently in the retiree health insurance

program as of 2005. The total amount of premiums paid was \$110,351 with claims totaling more than \$796,000.

Motion by Gilbert, second by Walker to approve Resolution #2006-183. Upon roll call vote, Councilmember's Whitesides, Pielstick, Gilbert, Nickerson, Cornelius, Pauly, Walker, and Haase voted aye. Councilmember Meyer voted no. Motion adopted.

REQUESTS AND REFERRALS:

Consideration of Request from Harry Lilienthal for Conditional Use Permit for Temporary Mobile Home during Construction of Single Family Dwelling Located at 4419 East Bismark Road. Craig Lewis, Building Department Director reported that this item related to the aforementioned Public Hearing. Staff recommended approval for a period not to exceed 18 months.

Motion by Whitesides, second by Pielstick to approve the request from Harry Lilienthal for Conditional Use Permit. Upon roll call vote, all voted aye. Motion adopted.

PAYMENT OF CLAIMS:

Motion by Cornelius, second by Haase to approve the Claims for the period of June 14, 2006 through June 27, 2006, for a total amount of \$2,828,106.67. Motion adopted unanimously.

ADJOURNMENT: The meeting was adjourned at 7:35 p.m.

RaNae Edwards
City Clerk