



# **City of Grand Island**

**Tuesday, January 09, 2007**

**Council Session**

## **Item G1**

**Approving Minutes of December 19, 2006 City Council Regular Meeting**

**Staff Contact: RaNae Edwards**

# OFFICIAL PROCEEDINGS

## CITY OF GRAND ISLAND, NEBRASKA

### MINUTES OF CITY COUNCIL REGULAR MEETING

December 19, 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 December 19, 2006. Notice of the meeting was given in *The Grand Island Independent* on December 13, 2006.

Mayor Margaret Hornady called the meeting to order at 7:00 p.m. The following City Council members were present: Councilmember's Pielstick, Walker, Cornelius, Nickerson, Gericke, Gilbert, Whitesides, Haase, and Meyer. 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 Mister Scott Jones, Third City Christian Church, 4100 West 13<sup>th</sup> Street followed by the PLEDGE OF ALLEGIANCE.

MAYOR COMMUNICATION: Mayor Hornady acknowledged Community Youth Council members Jodie Meis and Andy Greer along with Darren Sanchez, Board Member. Mayor Hornady mentioned the death of long time businessman Bud Wolbach and that the flags at City Hall would be flown at half-mast this Thursday.

#### SPECIAL ITEMS:

Administration of Oath to Newly Elected Councilmember Mitch Nickerson: City Clerk RaNae Edwards administered the Oath of Office to newly elected Councilmember Mitch Nickerson. Mr. Nickerson commented that he appreciated the opportunity to serve Grand Island. He stated it had been a very prosperous four years and he looked forward to the next four years.

ADJOURN TO BOARD OF EQUALIZATION: Motion by Pielstick, second by Cornelius, carried unanimously to adjourn to the Board of Equalization.

#2006-BE-14 – Consideration of Determining Benefits for Street Improvement District No. 1258, Extending Faidley Avenue West of Diers Avenue an Additional Six Hundred Fifty Feet (650 Feet): Steve Riehle, Public Works Director reported that Street Improvement District No. 1258 was completed by The Diamond Engineering Co. and a certificate of final completion was approved on November 28, 2006. The cost to be assessed was \$197,147.92.

Motion by Pielstick, second by Gilbert to approve Resolution #2006-BE-14. Upon roll call vote, all voted aye. Motion adopted.

RETURN TO REGULAR SESSION: Motion by Whitesides, second by Pielstick, carried unanimously to return to Regular Session.

## PUBLIC HEARINGS:

Public Hearing on Acquisition of Utility Easement Located at 305 Wilmar Avenue (NE Colorado Cellular dba Viaero Wireless) Gary Mader, Utilities Director reported that acquisition of a utility easement located at 305 Wilmar Avenue was needed in order to have access to install, upgrade, maintain, and repair power appurtenances, including lines and transformers. This easement would be used to place to place underground power cables and a pad-mounted transformer to provide electricity to a new Viaero Wireless office and tower. 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 ordinances numbered:

#9097 – Consideration of Assessments for Street Improvement District No. 1258; Extending Faidley Avenue West of Diers Avenue an Additional Six Hundred Fifty Feet (650 Feet)

#9098 – Consideration of Amendments to Chapter 34 of the Grand Island City Code Relative to Telecommunications Occupation Tax

#9099 – Consideration of Amendment to Salary Ordinance Relative to GITV Position and City Administrator Contract

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.

Steve Riehle, Public Works Director reported Ordinance #9097 related to the aforementioned Public Hearing.

City Administrator Gary Greer reported that Ordinance #9098 would amend the telephone occupational tax ordinance to include mobile phones. Discussion was held concerning current fees and proposed fees. Motion was made by Pielstick, second by Whitesides to refer Ordinance #9098 to the January 16, 2007 Study Session. Upon roll call vote, all voted aye. Motion adopted.

Brenda Sutherland, Human Resources Director reported that Ordinance #9099 would amend the Salary Ordinance relative to the GITV pay scale and update the salary ordinance to reflect the terms and conditions that were set fourth in the City Administrator’s contract approved by Council on December 5, 2006.

Motion by Gilbert, second by Pielstick to approve Ordinances #9097 and #9099.

City Clerk: Ordinances #9097 and #9099 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 #9097 and #9099 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 Hornady: By reason of the roll call votes on first reading and then upon final passage, Ordinances #9097 and #9099 are declared to be lawfully adopted upon publication as required by law.

CONSENT AGENDA: Consent Agenda item G-7 was pulled for further discussion. Motion by Cornelius, second by Haase to approve the Consent Agenda excluding item G-7. Upon roll call vote, all voted aye. Motion adopted.

Receipt of Official Document – Tort Claim Filed by Jamey A. Plejdrup.

Approving Minutes of December 5, 2006 City Council Regular Meeting.

Approving the Following Councilmember Appointments to Boards and Commissions:

Building Code Advisory Board:	Bob Meyer
Business Improvement District #3:	John Gericke
Business Improvement District #4:	Bob Meyer
Business Improvement District #5:	Jackie Pielstick
City/County Communications/Civil Defense Committee:	Scott Walker, John Gericke, Bob Meyer
City/County Efficiency Effectiveness: Committee	Fred Whitesides & Mitch Nickerson
Community Development Advisory Board:	Jackie Pielstick
Community Redevelopment Authority:	Peg Gilbert
Fire Station #1/Training:	Bob Meyer
GI Area Economic Development Corp.	Peg Gilbert
Humane Society:	Carole Cornelius
Library Board:	Fred Whitesides
Library Facility Committee:	Fred Whitesides
Multi-Cultural Coalition:	Carole Cornelius
Problem Resolution Team:	Jackie Pielstick
Regional Planning Commission:	Joyce Haase & Mitch Nickerson
Systems Information Advisory Committee (City/County)	Mitch Nickerson
Transportation Committee:	John Gericke & Jackie Pielstick

Approving Appointments of Larry Seney, Elio Castillo, Bob Bennett, Bob Ranard, Craig Lewis, and Dean Mathis to the Electrical Board.

Approving Appointments of Russ Shaw, Loren Peterson, Scott Hilligas, Mike McElroy, Mike Myers, Todd Bredthauer, and Armando Perez to the Gas Fitters & Appliance Installers Board.

Approving Appointments of Doug Hough, Eric Rose, Jeremy Collinson, David Scoggins, and Craig Lewis to the Plumbers Examining Board.

#2006-357 – Approving Change Order No. 9 with Chief Construction, Grand Island, Nebraska for Law Enforcement Center in the Amount of 5,398.67 with a New Contingency Allowance of \$141,494.57.

#2006-358 – Approving Contact with Crime and Protection Solutions LLC of Boys Town, Nebraska for Services Relating to High Intensity Drug Trafficking Area (HIDTA) Grant.

#2006-359 – Approving Purchase of One (1) 2007 Police Department Motorcycle from Harley Davidson Central of Grand Island, Nebraska in an Amount of \$17,799.75 with Trade-In of \$11,500.00 for a Total of \$6,299.75.

#2006-360 – Approving Purchase of Additional Munis Modules from Falmouth, Maine in an Amount of \$32,875.00

#2006-361 – Approving Certificate of Final Completion with Galvan Construcion, Inc. of Grand Island, Nebraska and Scheduling Board of Equalization for Sidewalk District No. 1, 2006.

#2006-362 – Approving State Bid Award for 1/2 Ton Chevrolet Pickup Truck for the Street and Transportation Division with Sid Dillon Wahoo, Inc, of Wahoo, Nebraska in an Amount of \$22,868.00.

#2006-363 – Approving Renewal Rider Agreement with the Union Pacific Railroad Company for the Intersection of 3<sup>rd</sup> Street and Blaine Street Commencing May 8, 2004 until May 7, 2029 in an Amount of \$10,500.00.

#2006-364 – Approving Bid Award for Backyard Hydraulic Digger Derrick/Bucket with S.D.P. Manufacturing of Dunkirk, Indiana in an Amount of \$115,980.00.

#2006-365 – Approving Bid Award for Platte River Well Field – Wells #5, #9, and #12 Earthwork (Project 2007-W-1) with Platte Valley Construction Company of Grand Island, Nebraska in an Amount of \$35,645.40.

#2006-366 – Approving Bid Award for Tree Trimming Project 2007-TT-1 with Tom's Tree Service of Grand Island, Nebraska for Sections 1, 3, 6, 10, 12, 13, 16, 17, 19, 20, and 22 in an amount of \$106,000.00 and Sheffield Tree Service of Grand Island, Nebraska for Sections 2, 4, 5, 7, 8, 9, 11, 14, 15, 18, and 21 in an Amount of \$45,350.00.

#2006-367 – Approving Acquisition of Utility Easement Located at 305 Wilmar Avenue (NE Colorado Cellular dba Viaero Wireless).

#2006-368 – Approving Final Plat and Subdivision Agreement for Platte Valley Industrial Park 5<sup>th</sup> Subdivision. It was noted that Bosselman Tank and Trailer Incorporation, owners had submitted a Final Plat for Platte Valley Industrial Park 5<sup>th</sup> Subdivision located in the NW1/4 SW1/4 of Section 5-10-9 consisting of approximately 21.77 acres for the purpose of creating 2 lots on a replat of Lot 1, Platte Valley Industrial Park Second Subdivision.

#2006-369 – Approving Final Plat and Subdivision Agreement for Pleasant View 15<sup>th</sup> Subdivision. It was noted that GNR Development Corporation, owners had submitted a Final Plat for Pleasant View 15<sup>th</sup> Subdivision located on a tract of land in the W1/2 NE1/4 of Section 22-11-9 consisting of approximately 5.86 acres for the purpose of creating 20 lots.

#2006-370 – Approving Amendment to CDBG Grant #93-ED-018.

Approving Request of Verna Rae Clampitt, 412 West 3<sup>rd</sup> Street for Liquor Manager Designation for Howard Johnson Riverside Inn, 3333 Ramada Road. City Clerk RaNae Edwards clarified the name of the applicant. The council packet showed Clampill which was verified as Clampitt.

Motion was made by Pielstick, second by Cornelius to approve the request of Verna Rae Clampitt for Liquor Manager Designation for Howard Johnson Riverside Inn. Upon roll call vote, all voted aye. Motion adopted.

#### REQUESTS AND REFERRALS:

Consideration of Annexation of Property Located at the Platte Valley Industrial Park and Refer to the Regional Planning Commission. Chad Nabity, Regional Planning Director reported that a request had been received from the Grand Island Area Economic Development Corporation to consider annexation of property located east of the Platte Valley Industrial Park in the E1/2 of Section 5-10-9 and the SW1/2 of Section 4-10-9 located between Wildwood Drive and Schimmer Drive on both sides of Blaine Street. This property was contiguous with the Grand Island Municipal limits on its western border.

Mr. Nabity stated the first step of annexation as required by state statutes was to refer the matter to the Regional Planning Commission for a recommendation.

Motion by Whitesides, second by Cornelius to refer this request to the Regional Planning Commission. Upon roll call vote, all voted aye. Motion adopted.

#### PAYMENT OF CLAIMS:

Motion by Cornelius, second by Whitesides to approve the Claims for the period of December 6, 2006 through December 19, 2006, for a total amount of \$3,794,649.97. Motion adopted unanimously. Councilmember Pielstick abstained from Claim #144342.

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

RaNae Edwards  
City Clerk