



# **City of Grand Island**

**Tuesday, August 28, 2007**

**Council Session**

## **Item G1**

**Approving Minutes of August 14, 2007 City Council Regular Meeting**

**Staff Contact: RaNae Edwards**

## CITY OF GRAND ISLAND, NEBRASKA

### MINUTES OF CITY COUNCIL SPECIAL REGULAR MEETING

August 14, 2007

Pursuant to due call and notice thereof, a Special 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 August 14, 2007. Notice of the meeting was given in *The Grand Island Independent* on August 8, 2007.

Mayor Margaret Hornady called the meeting to order at 7:00 p.m. The following City Council members were present: Councilmember's Brown, Haase, Zapata, Nickerson, Gericke, Carney, Gilbert, Whitesides, Niemann, and Meyer. The following City Officials were present: Deputy City Clerk Paul Briseno, City Attorney/Interim City Administrator Dale Shotkoski, Finance Director David Springer, and Public Works Director Steve Riehle.

INVOCATION was given by Pastor John Hayes, Grace Baptist Church, 1115 South Vine Street followed by the PLEDGE OF ALLEGIANCE.

MAYOR COMMUNICATION: Mayor Hornady announced the State H2O program for Stormwater was kicked off with a press conference held August 14<sup>th</sup>. The Grand Island Public Works Department has a Stormwater Division. Mayor Hornady further mentioned the importance of proper disposal of household hazardous waste and recycling.

#### PRESENTATIONS AND PROCLAMATIONS:

Recognition of Teresa Svoboda, Human Resources Specialist for 20 years of service with the City of Grand Island.

Recognition of Patricia Buettner, Parks and Recreation Secretary for 25 years of service with the City of Grand Island

#### PUBLIC HEARINGS:

Public Hearing on Request from CXT/LB Foster Co. for a Conditional Use Permit for a Temporary Office Trailer Located at 710 East US Highway 30. Craig Lewis, Building Director gave a brief presentation of this item including background. In 1998 the City Council approved a two year conditional use permit to place two temporary buildings at the site. Subsequent approvals were granted by Council in 200, 2002, and 2004.

Dave Sanders of 2119 Sherwood Road spoke on behalf of the CXT/LB Foster Co for approval of the Conditional Use Permit.

Public Hearing on Referral of Blighted and Substandard Study for Site Known as Redevelopment Area No. 6 Including Five Points, Eddy Street, Broadwell Avenue, and 2<sup>nd</sup> Street West to the Regional Planning Commission. Chad Nabity, Regional Planning Director gave a brief presentation of this item. The process for a Blighted and Substandard Study was outlined and it was mentioned that this item would need to be forwarded to the Planning Commission for proper ruling of the study. This Study is for the central and northern Grand Island area including

5-Points, North Eddy Street, North Broadwell Avenue and the Second Street West area. There were no members of the public that wished to speak on this item.

Public Hearing Concerning Acquisition of Utility Easement – 406 N. St. Paul Road – Rodriguez and Lopez Gary Mader, Utilities Director gave a brief presentation of this item. There were no members of the public that wished to speak on this item.

Public Hearing Concerning Acquisition of Utility Easement – North Side of 4705 Juergen Road – Bosselman Tank and Trailer Gary Mader, Utilities Director gave a brief presentation of this item. There were no members of the public that wished to speak on this item.

#### ORDINANCES:

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

##### #9132 – Consideration of Approving Salary Ordinance

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

Brenda Sutherland, Human Resource Director reported that Ordinance #9132 was forwarded to Council every year for approval of wages for City employees. The ordinance presented addressed the wages for two employee groups. These groups were IBEW Utilities/Finance and non—union employees. Administration recommended 3% increase for IBEW and 3.5% increase for non-union.

Motion by Whitesides, second by Zapata to approve Ordinances #9132.

A motion by Councilmember Gilbert and Seconded by Haase was made to decrease non-union employees from 3.5% to 3%. Upon roll call vote, Councilmembers Haase, Gilbert, and Niemann voted aye and Councilmembers Brown, Carney, Gericke, Meyer, Nickerson, Whitesides and Zapata voted no, Motion failed.

Councilmembers Meyer and Gericke discussed the Commission for Industrial Relations rulings and the effects of the salary ordinance. Councilmember’s Gilbert, Whitesides, and Nickerson discussed the process and survey used to calculate the percentage presented to Council. After much debate Councilmember Gilbert called the question ending all debate, Councilmember Whitesides seconded. Upon roll call vote, Councilmembers Meyer and Carney voted no, the rest voted aye, Motion passed.

City Clerk: Ordinances #9132 on first reading. All those in favor of the passage of these ordinances on first reading, answer roll call vote. Upon roll call vote, Councilmembers Gilbert, Meyer, and Gericke voted no and Councilmembers Brown, Carney, Haase, Nickerson, Niemann, Whitesides, and Zapata voted aye. Motion adopted.

City Clerk: Ordinance #9132 on final passage. All those in favor of the passage of these ordinances on final passage, answer roll call vote. Upon roll call vote, Councilmembers Gilbert, Meyer, and Gericke voted no and Councilmembers Brown, Carney, Haase, Nickerson, Niemann, Whitesides, and Zapata voted aye. Motion adopted.

Mayor Hornady: By reason of the roll call votes on first reading and then upon final passage, Ordinance #9132 is declared to be lawfully adopted upon publication as required by law.

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

Approving Minutes of August 7, 2007 City Council Special Meeting

Approving Preliminary Plat for Westgate Industrial Park Subdivision

#2007-189 – Approving Final Plat and Subdivision Agreement for Westgate Industrial Park Second Subdivision

#2007-190-Approving Acquisition of Utility Easement – 406 N. St. Paul road Rodriguez and Lopez

#2007-191 – Approving Acquisition of Utility Easement – North Side of 4705 Juergen Road – Bosselman Tank and Trailer

#2007-192 – Approving Request for Proposal for Turbine Generator Overhaul Technical Representation and Steam Path Audit – Platte Generating Station

#2007-193 – Approving Bid Award for Sanitary Sewer District Numbers 523 and 525 in Westwood Park Subdivision

#2007-194 – Approving Subordination Request for 107 East 7<sup>th</sup> Street (Dennis and Diane Gerbers)

#2007-195 – Approving Subordination Request for 310 East 6<sup>th</sup> Street (Deborrah Jeanne Scroggin Krugman)

#2007-196 – Approving Renewal of Microsoft License with ASAP Software Express

REQUEST AND REFERRALS

Consideration of Request from CXT/LB Foster Co. for a Conditional Use Permit for a Temporary Office Trailer Located at 710 East US Highway 30. Craig Lewis, Building Director reported that this item was presented within the Public Hearings Item E1. Motion was made by Councilmember Meyer and seconded by Gericke for denial of the Conditional Use Permit. Councilmember Gilbert commented on the multiple renewals of the conditional use permits. Upon roll call vote, all voted aye, Motion adopted.

Consideration of Request from James Truell on Behalf of Jrel Ross Regarding City Code Section 36-06 Relative to Parking Lot Surfaces. Craig Lewis, Building Director reported that this item was a request from Mr. Ross to allow for the use of asphalt millings and a top coating of oil to comply with the requirements of the City Code as an approved permanent type dust free parking lot surface, equivalent to asphaltic cement concrete, Portland cement concrete, or paving brick.

Councilmember Meyer moved to forward the request to the Planning Commission for a detailed analysis and recommendation, the motion died for lack of a second. Councilmember Whitesides made the motion to approve the request to allow the use of asphalt millings and a top coating of oil to comply with the requirements of the City Code as an approved permanent type dust free parking lot surface, the motion died for lack of a second. Councilmember Meyer made the motion to approve staffs recommendation of denial of the request, Councilmember Brown seconded. Much discussion occurred from Councilmembers Nickerson, Haase, Whitesides, Gilbert, Gericke, and Craig Lewis. Councilmembers Meyer and Brown withdrew their motions. Councilmember Meyer made the motion to refer the item to the Regional Planning Commission for review and provide an analysis of their findings, Councilmember Whitesides seconded the motion. Upon roll call vote, all voted aye. Motion adopted.

#### RESOLUTIONS:

#2007-197 – Consideration of Referring Blighted and Substandard Study for Site Known as Redevelopment Area No. 6 including Five Points, Eddy Street, Broadwell Avenue, and 2<sup>nd</sup> Street West to the Regional Planning Commission. Chad Nabity, Director of the Planning Department reported that this was the same item presented in the Public Hearings Item E-2.

Motion by Gilbert, second by Haase to approve Resolution #2007-197. Upon roll call vote, all voted aye. Motion adopted.

#### OTHER ITEMS

Review of Proposed FY 2007/2008 City Single Budget. David Springer, Finance Director presented a brief summary of the city budget including the General Fund, cash balances, and addendums. Steve Riehle, Public Works Director presented a recommended budget and directional change for the Wastewater Treatment Facility. It was recommended that the plant's plan of constructing a permanent compost operation be diverted to an acid anaerobic digestion process. The increased costs of corn stocks needed for composting and decrease cost of disposal of sludge made the acid anaerobic digestion more economically feasible.

Councilmembers Nickerson, Haase, Gericke, and Gilbert commented on the current and proposed mill levy. Council requested that at the September 11 Council Meeting, staff have an analysis of increased revenue for a slight increase in the mill levy.

Councilmember Nickerson made the motion to approve the revised Wastewater treatment plans for FY 2007/2008 and approve the 2007/2008 addendums as presented by staff, Councilmember Whitesides seconded. Upon roll call vote, all voted aye. Motion adopted.

PAYMENT OF CLAIMS:

Motion by Brown, second by Haase to approve the Claims for the period of August 8, 2007 through August 14, 2007, for a total amount of \$2,533,440.77. Motion adopted unanimously.

Motion by Brown, second by Haase to approve the following Claims for the Library Expansion for the period of July 11, 2007 through August 14, 2007:

#76	\$1,967.70
#77	\$193,375.42
#78	\$303.24
#79	\$6,339

Motion adopted unanimously.

ADJOURNMENT: The meeting was adjourned at 9:25 p.m.

Paul M. Briseno  
Deputy City Clerk