



# City of Grand Island

Tuesday, March 24, 2015

Council Session

## Item G-1

### Approving Minutes of March 10, 2015 City Council Regular Meeting

Staff Contact: RaNae Edwards

CITY OF GRAND ISLAND, NEBRASKA

MINUTES OF CITY COUNCIL REGULAR MEETING  
March 10, 2015

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 March 10, 2015. Notice of the meeting was given in *The Grand Island Independent* on March 4, 2015.

Mayor Jeremy L. Jensen called the meeting to order at 7:00 p.m. The following City Council members were present: Mitch Nickerson, Mark Stelk, Jeremy Jones, Linna Dee Donaldson, Michelle Fitzke, Vaughn Minton, Roger Steele, and Mike Paulick. Councilmembers Chuck Haase and Julie Hehnke were absent. The following City Officials were present: City Administrator Marlan Ferguson, City Clerk RaNae Edwards, Interim Finance Director William Clingman, City Attorney Robert Sivick, and Public Works Director John Collins.

INVOCATION was given by Pastor Caroline Price-Gibson, First Presbyterian Church, 2103 West Anna Street followed by the PLEDGE OF ALLEGIANCE.

Mayor Jensen introduced Community Youth Council members Kennedy Martinez and Regan Dimmitt.

PUBLIC HEARINGS:

Public Hearing on Request from Hollywood's LLC dba The Filling Station, 217 East Stolley Park Road, Suite N for a Class "CK" Liquor License. City Clerk RaNae Edwards reported that an application for a Class "CK" Liquor License had been received from Hollywood's LLC dba The Filling Station, 217 East Stolley Park Road, Suite N. Ms. Edwards presented the following exhibits for the record: application submitted to the Liquor Control Commission and received by the City on February 11, 2015; notice to the general public of date, time, and place of hearing published on February 28, 2015; notice to the applicant of date, time, and place of hearing mailed on February 20, 2015; along with Chapter 4 of the City Code. Staff recommended denial based on the Police Department report and not qualifying under Nebraska State Statute 53-132 (a), (b), and (c). Steve Dowding, attorney for the applicant spoke in support. No further public testimony was heard.

ORDINANCES:

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

#9525 - Consideration of Approving Ordinance Transferring Community Development Division from Finance to Planning Department

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 second 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.

City Administrator Marlan Ferguson reported that in 2011 the Community Development Division was transferred from the Planning Department to the Finance Department. It was recommended that the best way to manage the Community Development Division and provide its services to the community would be to return the Community Development Division to the Planning Department.

Motion by Donaldson, second by Paulick to approve Ordinance #9525.

City Clerk: Ordinance #9525 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 #9525 on second and final reading. All those in favor of the passage of this ordinance on second and final reading, answer roll call vote. Upon roll call vote, all voted aye. Motion adopted.

Mayor Jensen: By reason of the roll call votes on first reading and then upon second and final readings, Ordinance #9525 is declared to be lawfully adopted upon publication as required by law.

CONSENT AGENDA: Consent Agenda item G-8 (#2015-67) was pulled for further discussion. Motion by Paulick, second by Stelk to approve the Consent Agenda excluding item G-8. Upon roll call vote, all voted aye. Motion adopted.

Approving Minutes of February 24, 2015 City Council Regular Meeting.

Receipt of Official Document – Tort Claim filed by Dr. Stacy Van Horn.

#2015-62 - Approving Final Plat and Subdivision Agreement for Heins Subdivision. It was noted that Patricia Lynn Rut, owner, had submitted the Final Plat and Subdivision Agreement for Heins Subdivision for the purpose of creating 1 lot located east of Gunbarrel Road and south of “E” Road, containing .754 acres.

#2015-63 - Approving Final Plat and Subdivision Agreement for Bill Baasch Acres Subdivision. It was noted that William H. Baasch, owner, had submitted the Final Plat and Subdivision Agreement for Bill Baasch Acres Subdivision for the purpose of creating 2 lots located north of US Highway 34 and south and east of Blaine Street, containing 4.825 acres.

#2015-64 - Approving an Amendment to the Subdivision Agreement for Meadowlark West Fourth Subdivision. It was noted that this property was located on the west side of Webb Road north of Baristas and would allow access from Webb Road.

#2015-65 - Approving Bid Award for Circulation Water Pump Repair 1A at Platte Generating Station with Brimhall Industrial, Inc. of Monte Vista, CO in an Amount of \$71,837.47.

#2015-66 - Approving Change Order #3 for Water Treatment System for Air Quality Control Project at Platte Generating Station with AMEC of Tucker, GA for an Increase of \$870,309.37 and a Revised Contract Amount of \$43,010,551.37.

#2015-67 - Approving Agreement with Olsson Associates of Grand Island, NE for the Grand Island Area Metropolitan Planning Organization (GIAMPO) Long Range Transportation Plan. City Share in an Amount of \$377,747.66. Public Works Director John Collins answered questions regarding the process and that this would create a traffic model. Life of the project would be for many years.

Motion by Nickerson, second by Minton to approve Resolution #2015-67. Upon roll call vote, all voted aye. Motion adopted.

#2015-68 - Approving Authorizing Clean Water State Revolving Fund (CWSRF) Loans.

#2015-69 - Approving Amendment No. 1 to Agreement for Design Services for Kaufmann-Cummings Park from Kinghorn Horticulture Services, Inc. to Vireo of Omaha, NE in an Amount of \$22,500.00 and a Revised Project Cost of \$31,500.00.

RESOLUTIONS:

#2015-70 - Consideration of Request from Hollywood's LLC dba The Filling Station, 217 East Stolley Park Road, Suite N for a Class "CK" Liquor License and Liquor Manager Designation for Tyson Juhl, 1314 Marshall Street, Wood River, NE. This item related to the aforementioned Public Hearing. Discussion was held regarding the current license held by Mr. Juhl which was in Wood River. Explained was the process of sending the Councils recommendation to the Liquor Control Commission who would make the final decision.

Motion by Donaldson, second by Jones to deny Resolution #2015-70 based upon the Police Department report and not qualifying under Nebraska State Statute 53-132 (a), (b), and (c). Upon roll call vote, Councilmembers Fitzke, Donaldson, Jones, Stelk, and Nickerson voted aye. Councilmembers Paulick, Steele, and Minton voted no. Mayor Jensen cast the 6<sup>th</sup> and deciding vote to deny. Motion adopted.

PAYMENT OF CLAIMS:

Motion by Fitzke, second by Donaldson to approve the Claims for the period of February 25, 2015 through March 10, 2015, for a total amount of \$3,760,298.36. Unanimously approved.

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

RaNae Edwards  
City Clerk