



City of Grand Island

Tuesday, February 08, 2011

Council Session

Item G2

Approving Minutes of January 25, 2011 City Council Regular Meeting

Staff Contact: RaNae Edwards

CITY OF GRAND ISLAND, NEBRASKA

MINUTES OF CITY COUNCIL REGULAR MEETING

January 25, 2011

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 January 25, 2011. Notice of the meeting was given in *The Grand Island Independent* on January 19, 2011.

Mayor Jay Vavricek called the meeting to order at 7:00 p.m. The following City Council members were present: Chuck Haase, Larry Carney, Randy Gard, Kirk Ramsey, Peg Gilbert, Mitch Nickerson, Linna Dee Donaldson, Scott Dugan, and John Gericke. Councilmember Bob Niemann was absent. The following City Officials were present: Interim City Administrator/Finance Director Mary Lou Brown, City Clerk RaNae Edwards, Interim City Attorney Jason Eley, Interim Public Works Engineer Terry Brown, and Interim Public Works/Utilities Director Gary Mader.

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

MAYOR COMMUNICATION: Mayor Vavricek introduced Community Youth Council member Evan Dexter and Board Member Jennifer Cramer. Mayor commented on the Council Retreat and participation of the Council for long range planning. Mentioned was a hearing at the legislature to be held tomorrow that could impact the City regarding revenues.

Finance Director Mary Lou Brown gave the December 2010 Financial Report. Mentioned was the December financials were holding strong from a cash perspective. Food and Beverage tax were coming in strong as well as other taxes. Reduced level of expenditures helped to balance the budget at this time.

PRESENTATIONS AND PROCLAMATIONS:

Recognition of Bob Sorensen former City Councilmember for 24 Years of Service with the City of Grand Island. The Mayor and City Council recognized Bob Sorensen, one of the longest serving City Councilmember's to the City of Grand Island. Mr. Sorensen was thanked for his dedication, knowledge and service to the City. Mr. Sorensen was present for the recognition and said a few words regarding the years he served.

Recognition of Ray Micek, Electric Distribution Superintendent with the Utilities Department for 45 Years of Service to the City of Grand Island. The Mayor and City Council recognized Ray Micek, Electric Distribution Superintendent for 45 years of service with the City of Grand Island. Mr. Micek will be retiring on February 4, 2011. Utilities Department Director Gary Mader made a few comments concerning Mr. Micek's service. He was thanked for his dedication and service to the City. Mr. Micek was present for the presentation and said a few words of thanks to the Utilities Department and their employees.

Recognition of Katie Wichman and Suzanne Swantek with the Grand Island Fire Department's Citizen's Citation Award. The Mayor and City Council recognized Katie Wichman and Suzanne

Swantek for their life saving efforts on July 4, 2010. Fire Chief Troy Hughes and Russ Blackburn, EMS Division Chief presented Ms. Wichman and Ms. Swantek with the Citizen Citation Award and thanked them for their outstanding efforts.

PUBLIC HEARINGS:

Public Hearing on Acquisition of Utility Easement Located at 805 Allen Drive (GI Hospitality, Inc.). Gary Mader, Utilities Director reported that acquisition of a utility easement located at 805 Allen Drive was needed in order to have access to install, upgrade, maintain, and repair public water lines and fire hydrants for the purpose of retain public ownership and public maintenance of a fire hydrant . Staff recommended approval. No public testimony was heard.

Public Hearing on Acquisition of Utility Easement Located at 809 Allen Drive (Paul and Linda Younes). Gary Mader, Utilities Director reported that acquisition of a utility easement located at 809 Allen Drive was needed in order to have access to install, upgrade, maintain, and repair power appurtenances, including lines and transformers for the purpose of underground conduit, cable and a pad-mounted transformer to supply electric service to the new Buffalo Wild Wings building. Staff recommended approval. No public testimony was heard.

ORDINANCES:

#9286 – Consideration of Annexation Right-of-Way along a Portion of South Locust Street between the Grand Island City Limits and the Northernmost Terminus of the Exit Ramps to the Interstate 80 Interchange (First Reading)

Regional Planning Director Chad Naby reported this was the first of three readings and was not suggesting extension of the zoning jurisdiction as a result of this annexation. Discussion was held regarding sewer and electrical services for this annexation. Mr. Naby stated no utilities were necessary to support the property included in this annexation and no new residences or businesses would be added to the City as a result of this annexation. Staff recommended approval.

Motion by Dugan, second by Ramsey to approve Ordinance #9286 on first reading. Upon roll call vote, all voted aye. Motion adopted.

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

#9287 – Consideration of Amending Chapter 4 of the Grand Island City Code Relative to Alcohol Sales

#9288 – Consideration of Amending the 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 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 second the motion. Upon roll call vote, all voted aye. Motion adopted.

#9287 – Consideration of Amending Chapter 4 of the Grand Island City Code Relative to Alcohol Sales

Parks and Recreation Director Steve Paustian reported Ordinance #9287 would allow alcohol sales for concession operations at the Veterans Athletic Field Complex as was discussed at the January 18, 2011 City Council Study Session.

The following people spoke in opposition:

- Adam Lunes, 1317 West 6th Street
- Sandy Yager, 1007 S. Plum Street
- Manny Lopez, 408 W. Koenig Street
- Eric Eckstrom, 304 S. Plum Street
- Donald Bass Sr., 307 E. Nebraska Avenue
- Cory (could not understand last name or address)

Eric Buckner, 310 E. 21st Street spoke in a neutral position.

Motion by Gilbert, second by Ramsey to approve Ordinance #9287.

Comments were made by Council regarding the response from the community who were against the sale of alcohol at the Veteran's Field Athletic Complex. Mentioned were enforcement, safety, and image of Grand Island, losing teams, revenue, and other City owned property.

City Clerk: Ordinance #9287 on first reading. All those in favor of the passage of this ordinance on first reading, answer roll call vote. Upon roll call vote, Councilmember's Gilbert and Ramsey voted aye. Councilmember's Haase, Carney, Nickerson, Donaldson, Dugan, Gard, and Gericke voted no. Motion failed.

#9288 – Consideration of Amending the Salary Ordinance

Human Resources Director Brenda Sutherland reported that Ordinance #9288 was in response to items pointed out by the auditors during the last audit and were housekeeping issues.

Motion by Donaldson, second by Nickerson to approve Ordinance #9288.

Discussion was held regarding the \$30.00 VEBA for non-union employees. Ms. Sutherland stated this had been in effect for 6 or 7 years and explained it was a health related benefit after the employee was no longer employed with the City. Uniform allowance and stand-by pay were discussed. Interim City Administrator/Finance Director Mary Lou Brown commented on the budget process that included these items.

City Clerk: Ordinance #9288 on first reading. All those in favor of the passage of this ordinance on first reading, answer roll call vote. Upon roll call vote, Councilmember's Carney, Ramsey, Gilbert, Nickerson, Donaldson, Dugan, Gard, and Gericke voted aye. Councilmember Haase voted no. Motion adopted.

City Clerk: Ordinance #9288 on final passage. All those in favor of the passage of this ordinance on final passage, answer roll call vote. Upon roll call vote, Councilmember's Carney, Ramsey, Gilbert, Nickerson, Donaldson, Dugan, Gard, and Gericke voted aye. Councilmember Haase voted no. Motion adopted.

Mayor Vavricek: By reason of the roll call votes on first reading and then upon final passage, Ordinance #9288 is declared to be lawfully adopted upon publication as required by law.

CONSENT AGENDA: Consent Agenda item G-9 was removed for further discussion. Motion by Ramsey, second by Gard to approve the Consent Agenda excluding item G-9. Upon roll call vote, all voted aye. Motion adopted.

Approving Minutes of January 11, 2011 City Council Regular Meeting.

Approving Minutes of January 18, 2011 City Council Study Session

#2011-15 – Approving Acquisition of Utility Easement Located at 805 Allen Drive (GI Hospitality, Inc.).

#2011-16 – Approving Acquisition of Utility Easement Located at 809 Allen Drive (Paul and Linda Younes).

#2011-17 – Approving Bid Award for Water Main Project 2009-W-1, Cedar Street and Union Pacific Railroad with Van Kirk Brothers Contracting of Sutton, Nebraska in an Amount of \$178,172.30.

#2011-18 – Approving Bid Award for Water Treatment System Replacement with Eco-Tec, Inc. of Pickering, Ontario in an Amount of \$427,956.13.

#2011-19 – Approving Bid Award for Vista Switchgear with Kriz Davis Company of Grand Island, Nebraska in an Amount of \$142,183.74.

#2011-20 – Approving Change Order No. 3 for Primary Clarifier Mechanisms at the Wastewater Treatment Plant with Oakview Construction, Inc. of Red Oak, Iowa for a reduction of \$3,100.00 and a Revised Contract Amount of \$633,217.00.

#2011-22 – Approving Physio-Control Monitors Maintenance Contract Addendum with Medtronic Emergency Response Systems for an Increase in an Amount of \$5,668.65 and a Revised Contract Amount of \$42,368.65 per year.

#2011-23 – Approving Consent and Waiver for Baird Holm LLP to Represent the City of Grand Island.

#2011-24 – Approving Required Interim Amendment for the City of Grand Island's 457(b) Retirement Plan Document.

#2011-21 – Approving Bid Award for (1) 2011 Ford Crown Victoria RWD Full Size Police Sedans with Anderson Ford, Grand Island, Nebraska in an Amount of \$22,163.84. Police

Captain Pete Kortum reported due to uncertain budget cuts by the State of Nebraska that may affect the City; they were requesting one cruiser instead of four to replace a totaled cruiser. Questioned was if the price for one cruiser would change since we were not getting four. Police Captain Kortum stated the price would stay the same.

Motion by Gilbert, second by Gericke to approve Resolution #2011-21. Upon roll call vote, all voted aye. Motion adopted.

REQUESTS AND REFERRALS:

Approving Referral of the One & Six Year Street Improvement Plan to the Regional Planning Commission. Interim Public Works Engineer Terry Brown reported that adoption of a One and Six Year Street Improvement Plan was required by State law as part of the requirements to receive approximately three million dollars of gas tax funds each year. If approved for referral, the Regional Planning Commission would conduct a Public Hearing at their February 2, 2011 meeting and would forward their recommendations to the City Council at their February 8, 2011 regular meeting. The report would then be submitted to the Nebraska Department of Roads by March 1, 2011. A PowerPoint presentation was given showing the 2011, 2012, 2013, 2014, 2015, and 2016 and beyond Construction projects and amounts.

Discussion was held regarding adding to the list Webb Road between Highway 30 and Stolley Park Road and Broadwell Avenue from 281 Airport Road to Capital Avenue. Mr. Brown commented on round-a-bouts and the Broadwell Crossing remaining on the list.

Motion by Gilbert, second by Haase to approve referring the One & Six Year Street Improvement Plan to the Regional Planning Commission. Upon roll call vote, all voted aye. Motion adopted.

RESOLUTIONS:

#2011-25 – Consideration of Approving Lease/Purchase for Heavy Duty Rescue Pumper. Mayor Vavricek stated due to budgetary concerns raised by potential State legislature bills, this item was pulled from the agenda.

#2011-26 – Consideration of Approving Purchase of Heavy Duty Rescue Pumper. Mayor Vavricek stated due to budgetary concerns raised by potential State legislature bills, this item was pulled from the agenda.

#2011-27 – Consideration of Amending the Lease Agreement for the One Stop Building. Building Department Director Craig Lewis reported that the Department of Administrative Services, State Building Division and Agency of the State of Nebraska had requested an amendment to the lease agreement for property they were leasing located at 1306 West 3rd Street. They currently lease 9,572 square feet at a monthly rate of \$6,947.68 and want to reduce that to 7,590 square feet at a monthly rate of \$5,509.08 for the remaining term of the lease. The current lease agreement expires on June 30, 2011.

Discussion was held regarding the lease, future use of this building, and the price per square foot for rent currently being received. Ms. Brown commented on options for the building. Mr. Lewis recommended that the City write the new lease if it's renewed.

Motion by Gericke, second by Nickerson to deny Resolution #2011-27 and negotiate a new lease agreement for the property with the State Building Division. Upon roll call vote, all voted aye. Motion adopted.

PAYMENT OF CLAIMS:

Motion by Dugan, second by Nickerson to approve the Claims for the period of January 12, 2010 through January 25, 2011, for a total amount of \$2,811,738.64. Unanimously approved. Ms. Brown answered a question concerning a claim paid to EMC from the General Insurance Fund for property damage.

Motion by Dugan, second by Nickerson to approve the Claims for the Period of January 12, 2010 through January 25, 2011 for the Veterans Athletic Field Complex for a total amount of \$2,247.54. Unanimously approved.

ADJOURNMENT: The meeting was adjourned at 9:33 p.m.

RaNae Edwards
City Clerk