

June 05, 2007

The Ralston City Council met in a regular session on Tuesday, June 05, 2007 at 7:00 P.M. at Ralston City Hall. Roll was called with the following present: Gillespie, Alberhasky, Krause, Preis, Onken & Groesser. Absent: Konwinski. The agenda for this meeting was available at City Hall for public inspection and posted prior to the meeting. The legal notice for the meeting was published in the Ralston Recorder. Claims listed are approved and a part of these minutes.

Invocation was given by Deacon Lonnie Dineen, St.Gerald's Catholic Church.

Groesser gave the Open Meeting Law Posting Acknowledgement.

The following permits were issued: # 7131 to Michael James LLC/Mike McLaughlin, 7710 Serum Ave, Relocate 55' Silo for Dust Collection, \$50,000.; #7133 to George Tkalec, 5102 S 83rd, Deck, \$6000.; #7135 to Bob & Kay Ewoldt, 8234 Walnut Lane, Build Sunroom on Deck, \$29,500.; #7138 to Jorge L Gutierrez, 5014 Sunset Drive, Concrete Block Retaining Wall, \$2500.; #7139 to Teg P. Kerr, 8105 Ralston Ave., Deck, \$9350.; #7141 to John Jourdan, 6729 S 81st, Backyard Chain Link Fence, \$300.; #7142 to Margaret Beasley, 7736 Main, ReRoof, \$4324.; #7143 to Giovanni Anzalone, 6729 S 77, Replace Air Conditioner - 3 Ton - \$3900.; #7144 to Ed Kelley, 6634 S 85 Ave, Electrical for Furnace & A/C, \$100.; #7145 to David Tarrell, 8214 Robin Hill Ave, Bathroom Remodel, #6425.; #7146 to Gene Tumbleson, 4733 S 80th, Add Steps to Existing Deck, \$1617.51; #7147 to Shirley Ball, 7736 Park Drive, Deck Installation, \$3064.; #7148 to Bob & Kay Ewolt, 8234 Walnut Lane, Electrical for New Sunroom, \$900.; #7149 to Scorz Sports Center, 7602 Main, (2) AHU Air Handlers, \$14,752.; #7150 to Town & Country Medical, 7469 Main, Install 2 Light Fuixtures, \$500.; #7151 to Zachery Schrank, 8214 Robin Hill Ave, Relocate Existing 2 Switches,1 Plug,1 Light in Bathroom, \$475.; #7152 to David Sempek, 8721 Sarpy Circle, Deck Installation, \$2000.; #7153 to Abraham Catering, 5520 Miller Ave, Install 1 Rooftop Unit, \$6230.; #7154 to Tom Larkin, 7929 Main, Rewire Furnace & A/C, \$220.; #7156 to Steven Gordon, 5110 S 79 Ave, Fence, \$3361.; #7157 to Barb Rokahr, 5125 S 81st, Remove & Replace Cedar Deck, \$6432.; #7158 to Robert Carter, 6710 S 86th, Above Ground Swimming Pool, \$500.; #7159 to Bill Skinner, 7511 Maywood, Raised Garage, \$27,500.; #7160 to Janet Tucker, 7617 Maywood, Reroof, \$2083.; #7161 to Bill Huff, 6506 S 89th, Replace Furnace, \$3940.; #7162 to Bill Kisicki, 8612 Monroe, Reroof, \$2555.; #7163 to Harry Blomstedt, 4725 S 80th, Replace Roof, \$4000.; #7164 to Denise Hemmingson, 7706 Maywood, Egress Windows,\$1700.; #7165 to Denise Hemmingson,7706 Maywood, Siding, \$3500.; #7166 to Dicon Corp, 5352/54 S 72nd, 2 Bays, Bay Renovation for Sam & Louie's Pizzeria, \$15,075.; #7167 to Dick Henrichs, 6223 S 79th Circle, Install Furnace & A/C, \$10,900.

After corrections, Alberhasky moved to approve the Consent Agenda, seconded by Gillespie. The vote: all yes. Motion passes.

Freshman said Wildewood Park project had started. City Treasurer gave a Lottery & Sales Tax report. Legal had no report.

Police Department reported on the hiring of a new Police officer.

Consideration of appointment of Matthew Herrick to Ralston Police Officer was made by Krause, seconded by Onken. The vote: all yes, motion carries. City Attorney Klinker swore in Officer Herrick.

Consideration of applications for fireworks permits for Ralston Area Chamber of Commerce was spoken to by Marlene Hansen, President, Ralston Area Chamber of Commerce. Hansen said these were the same organizations & all locations would be the same, except for the site located on 72nd & "Q", by the Ralston House. It was moved for approval by Krause, seconded by Preis for fireworks permits for Ralston Area Chamber. The vote: all yes, motion carries.

Consideration of Special Designated License for Ralston American Legion was spoken to by Lisa Nordell, manager of the Legion club. It was moved for approval of special designated license by Gillespie, seconded by Alberhasky. The vote: all yes, motion carries.

Consideration of bid award for CYC Construction for the Ralston Trail – Phase II East was spoken to by Freshman. Freshman said this was budgeted at \$120,000. and soft costs. Krause requested that an engineer's estimate be included on these awards. Onken asked if we were familiar with CYC. Freshman said Schemer had worked with them before. Gillespie said his firm also worked with them. Krause moved to accept the bid from CYC construction for \$63,370.00, not including soft costs seconded by Alberhasky. The vote : all yes, motion carries.

Consideration of Bid Award for Navarro Enterprise Construction Inc – 2007 Concrete Panel Replacement was spoken to by Freshman. It was moved by Krause, seconded by Onken, to accept the bid of Navarro Enterprise Construction for the amount of \$136,600, for the panel replacement project. Klinker asked Freshman if both bidders were responsible bidders. Freshman said they were. The vote: all yes, motion carries

Freshman spoke to PO #2193 to Cornhusker International for 2 plow trucks & equipment. Freshman said this was the same equipment he had come to Council, for a finance plan previously and had bid this. It was moved by Krause, seconded by Alberhasky for the approval to Cornhusker International for \$291,712.22 with delivery by 09/14/07. The vote: all yes, motion carries.

Consideration for Construction Engineering Services Agreement, Ralston Connector Trail Phase II East was spoken to by Freshman. Freshman said this was for the contract administration. It was moved for approval by Krause, seconded by Onken. The vote: all yes, motion carries.

Consideration of Amendment to Redevelopment Agreement between J & M Ralston Granary LLC and the CRA and the City of Ralston, was spoken to by Klinker. Klinker said this had to do with the terms of the tin shed being torn down by August. Klinker

said this would allow an extension of this shed not needing to be torn down. Alberhasky asked about the beacon that was referred to. Groesser said this was only a concept of a design at present, and would draw attention to the City. Groesser said this was agreed to by Hauschild, if it was ever decided to be done. It was moved for approval of Redevelopment Agreement by Krause, seconded by Alberhasky. The vote: all yes, motion carries.

Consideration of amendment to Redevelopment Agreement between Rosendahl Family LLC and the CRA and the City of Ralston was spoken to by Klinker. Klinker said this refers to Lots 2 & 3 and would make this into one nice large lot. Klinker said the terms of the amendment dealt with the valuation and no protest on the valuation if this became one lot. It was moved for approval of Amendment to Redevelopment Agreement by Krause, seconded by Gillespie. The vote: all yes, motion carries.

2nd Reading & Public Hearing for Consideration of Ordinance #1122 – AN ORDINANCE OF THE CITY OF RALSTON, NEBRASKA TO PROVIDE FOR THE LICENSING AND REGULATION OF SEXUALLY ORIENTED BUSINESSES; STATING PURPOSE, INTENT AND FINDINGS; DEFINITIONS OF ORDINANCE TERMS; CLASSIFICATION OF BUSINESSES; LICENSE REQUIREMENT AND APPLICATION PROCESS; ZONING, DISTANCE AND APPLICATION REQUIREMENTS; INVESTIGATION AND LICENSE FEES; LICENSE TERM, SUSPENSION, AND REVOCATION PROVISIONS; NON-CONFORMING USES; OPERATIONAL CONDITIONS; RELATING TO MINORS; VIOLATIONS AS CRIMINAL OFFENSE AND PENALTY; REPEALING ANY CONFLICTING ORDINANCES OR PARTS OF ORDINANCES AND PROVIDING FOR PUBLICATION IN PAMPHLET FORM AND FOR AN EFFECTIVE DATE OF ORDINANCE was introduced by Gillespie. Groesser opened the Public Hearing. Klinker said he answered the question of Inspector as being the Building Inspector for the City of Ralston, Freshman. Terry Wieczorek, 6210 S. 79th Circle, asked how a business such as Victoria's Secret would fit into this ordinance. Groesser closed the Public Hearing. Krause asked Klinker to clarify the question of Victoria's Secret. Onken asked about the reference to "chapter" in the ordinance. Gillespie asked if there was a formula used for the fee involved. Klinker said every City was a little different, but this fee was consistent with Papillion's. It was moved by Krause, seconded by Gillespie for approval of 2nd reading of #1122. The vote: all yes, motion carries.

Consideration of Resolution # 2007-8 – A RESOLUTION SETTING HEARING ON THE CANCELLATION OF THE LIQUOR LICENSE OF SARCAR, INC., D/B/A/MIXXERS was spoken to by Klinker. Klinker explained that the usage was LC and this part of the agreement was not being met. Klinker said he has spoken to Mr. Lehan, attorney for Mixxers, and said this would be appropriate to have the hearing on #2007-7 on June 26. Klinker suggested we table #2007-8, bring it back on June 19th, and if Council passes this, set up a special meeting for June 26th for #2007-7. It was moved by Krause, seconded by Alberhasky to table Resolution #2007-8 until June 19th. The vote; all yes, motion is tabled.

Consideration of Resolution #2007-9 – A RESOLUTION DECLARING CERTAIN PROPERTY SURPLUS AND PROVIDING FOR A METHIOD OF SALE was introduced

by Alberhasky. Groesser said this was the auction on June 23rd. It was moved for approval by Gillespie, seconded by Preis. The vote: all yes, motion carries.

Council Comments – Gillespie & Krause had no comments. Alberhasky said a meeting was being held with Chief White in regards to the feral cats. Onken asked Freshman about the City banners and replacement. Groesser said we will try to get these done before the end of fiscal year. Onken asked if the COPS program was on shaky ground. White stated he had received a letter in this regard. Preis reminded all of Tunes in Town Square. Groesser said we could request a list of business in Ralston paying sales tax. Groesser said we were at full staff now in the police department. Groesser said he represented Ralston at the funeral of Bill Bailey from Bellevue. Groesser complimented Costanzo & Suhr for the Certificate of Achievement received for being on the Dean’s Scholar List. Groesser said the next meeting was June 19, a special meeting on June 26, and no meeting on July 3rd. Costanzo said she would send out an updated list of meetings.

Public Comments – Monte Frost, 5100 S 82nd, commented on an article in the World Herald. Frost questioned handicap curb ordinances. Frost commented on speeding and the issue of stop signs. Frost was glad the car show was coming back to the City.

There being nothing further of a general nature to come before the Council, the meeting was adjourned at 8:00 P.M.

Dolores Costanzo
City Clerk/Treasurer

Donald A. Groesser
Mayor