

## AGENDA

### NORFOLK CITY COUNCIL MEETING

December 18, 2006

In accordance with Section 84-1412 sub-section six (6) of the Reissue Revised Statutes of the State of Nebraska 1943, as amended, one copy of all reproducible written material to be discussed is available to the public at this meeting for examination and copying.

#### A. CALL TO ORDER

1. 7:30 p.m. – call meeting to order
2. Inform the public about the location of the Open Meetings Act posted in the Council Chambers and accessible to members of the public.
3. Moment of silence/Pledge of Allegiance to the flag of the United States of America
4. Roll call

#### B. RECOMMENDED ACTIONS

1. Approval of consent agenda\*.  
All items listed with an asterisk (\*) are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Council member or a citizen so requests, in which event the item will be removed from consent status and considered in its normal sequence on the agenda.
- \*2. Approval of the minutes of the December 4, 2006, City Council meeting.

#### C. SPECIAL PRESENTATIONS

1. Town hall meeting to receive comments on the Northeast Nebraska Solid Waste Coalition budget and rates for the fiscal year ending September 30, 2007.

#### D. HEARINGS

1. Public hearing to consider the annexation of land located generally north of Monroe Avenue and west of present city limits line. (Corresponds with item E-5.)
2. Public hearing to consider the annexation of land located generally south of Eisenhower Avenue and west of Victory Road. (Corresponds with item E-6.)
3. Public hearing to consider amendment of Section 27-401 of the City Code to allow salvage yards as conditional uses in Zoning District C-3. (Corresponds with items D-4, E-3 and E-4.)

4. Public hearing to consider amendment of Section 27-183 of the City Code to add salvage yards to the list of conditional uses allowed in Zoning District C-3. (Corresponds with items D-3, E-3 and E-4.)
5. Public hearing to consider the appeal of Robert G. Thomas, on behalf of WJAG AM & KEXL FM, regarding the Conditional Use Permit for NE-Colorado Cellular, Inc., dba Viaero Wireless. This hearing was continued from the December 4, 2006 City Council meeting. (Corresponds with item F-1.)

#### E. ORDINANCES

1. Consideration of Ordinance No. 4915 amending Section 14-318 of the City Code to alter the curfew hours for persons between the ages of sixteen (16) and seventeen (17) to coincide with the hours during which the holder of a provisional operator's permit can lawfully operate a motor vehicle and to remove the curfew for those seventeen (17) years of age. Ordinance No. 4915 passed on first reading at the December 4 City Council meeting.
2. Consideration of Ordinance No. 4916 amending Article III Section 10-28 paragraph (c), to provide for a change in the Transfer Station operating fee.
3. Consideration of Ordinance No. 4917 amending Section 27-401 of the City Code to allow salvage yards as conditional uses in Zoning District C-3. (Corresponds with items D-3, D-4 and E-4.)
4. Consideration of Ordinance No. 4918 amending Section 27-183 of the City Code to add salvage yards to the list of conditional uses allowed in Zoning District C-3. (Corresponds with items D-3, D-4 and E-3.)
5. Consideration of Ordinance No. 4919 annexing a tract of land located generally north of Monroe Avenue and west of the present city limits line. (Corresponds with item D-1.)
6. Consideration of Ordinance No. 4920 annexing land located generally south of Eisenhower Avenue and west of Victory Road. (Corresponds with item D-2.)
7. Consideration of Ordinance No. 4921 clarifying Ordinance No. 4872 as passed by the Mayor and City Council on April 17, May 1 and May 15, 2006, annexing the property located generally north of Eldorado Hills, Berry Hill and Westwood Additions.

#### F. RESOLUTIONS

1. Consideration of Resolution No. 2006-42 regarding the Conditional Use Permit for NE-Colorado Cellular, Inc., dba Viaero Wireless. Resolution No. 2006-42 was tabled at the December 4, 2006 City Council meeting. (Corresponds with item D-5.)
- \*2. Consideration of Resolution No. 2006-45 providing for the correction of an erroneous legal description contained in Resolution No. 2001-47, which declared the Braasch Avenue Redevelopment Project area as being blighted and substandard.

- \*3. Consideration of Resolution No. 2006-46 releasing the ten foot sanitary sewer easement on each side of the common lot line between Lots 1 and 2, Block 2, of Green Meadow Addition, Madison County, Nebraska, being a part of the SE  $\frac{1}{4}$  of the SW  $\frac{1}{4}$  of Section 20, Township 24 North, Range 1 West of the 6<sup>th</sup> P.M., Madison County, Nebraska.
- \*4. Consideration of Resolution No. 2006-47 providing for the clarification of a modification of established setback requirements on Lots 1 through 5, Block 3 Nor-Park Industrial Area approved November 6, 2006 by the City Council.
- 5. Consideration of Resolution No. 2006-48 providing for amendment of Resolution No. 2006-31 regarding City and Chamber mediation, to modify the provisions related to providing accountability during the mediation process.

#### G. CURRENT BUSINESS

- \*1. Consideration of approval of the appointments of Dale Coy and Jim Lange to the Public Safety Subcommittee; Vicki Saunders and Jim Brenneman to the Public Works Subcommittee; Karl Reeder and Ivan Van Dyke to the Planning & Community Development Subcommittee; and Erik Wilson and Dave Fauss to the Culture & Recreation Subcommittee.
- \*2. Consideration of approval of the Mayor's reappointment of Karen Indra to the Civil Service Commission for a term expiring December 2011.
- \*3. Consideration of approval to advertise for the purchase of composting equipment for the transfer station estimated at \$100,000, and to submit a grant application to the NDEQ for reimbursement of expenditures.
- \*4. Consideration of approval for staff to negotiate an engineering services contract with Schemmer Associates to provide engineering and environmental services for the 16<sup>th</sup> Street from Monroe Avenue to Affiliated Foods Midwest project.
- \*5. Consideration of approval of Change Order No. 1 with Elkhorn Paving of Norfolk, Nebraska for Concrete Improvements 2006-1 project resulting in a net decrease of \$116,970.11.
- \*6. Consideration of approval of an agreement with the Northeast Nebraska Beards and Spurs Chapter of the National Wild Turkey Federation for the use of the auditorium for their annual fund raiser banquet on February 3, 2007.
- \*7. Consideration of approval to advertise for bids for demolition of houses recently acquired by the City of Norfolk under a redevelopment grant program.
- \*8. Consideration of approval of a Special Designated Liquor License for the Northeast Nebraska Beards & Spurs Chapter of the National Wild Turkey Federation to sell beer, wine and distilled spirits at the city auditorium on Saturday, February 3, 2007.
- \*9. Consideration of approval of all bills on file.

#### H. ADMINISTRATIVE REPORTS

- 1. Monthly commercial and industrial building permit report for November 2006.
- 2. Police Division report for November 2006.

3. Works-In-Progress report for the period November 29 through December 12, 2006.

I. PUBLIC COMMENT PERIOD (No action can be taken.)