

A regular meeting of the Mayor and City Council of the City of Columbus, Nebraska, was convened in open and public session on June 6, 2016, at 7 p.m. in the Council Chambers, 1369 25 Avenue, Columbus, Nebraska.

Notice of this meeting was given in advance thereof by publication in the Columbus Telegram, with a copy of the proof of publication being on file in the office of the City Clerk. Notice of this meeting was given simultaneously to the Mayor and members of the City Council, with a copy of the acknowledgement of receipt of notice being on file in the office of the City Clerk. Availability of the agenda was communicated in the advance notice and in the notice to the Mayor and City Council of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the public.

1. **STATEMENT OF COMPLIANCE WITH OPEN MEETINGS ACT AND ROLL CALL:** Mayor Moser announced that a copy of the Open Meetings Act is posted in the meeting room. Present were Mayor Michael Moser and Council Members Beth Augustine-Schulte, Charlie Bahr, Jim Bulkley, Rich Jablonski, Dennis Kresha, John Lohr, Prent Roth, and Ron Schilling. City staff members present included City Administrator Joe Mangiamelli, City Clerk Janelle Kline, City Attorney Neal Valorz, City Engineer Rick Bogus, Finance Director Anne Kinnison, Police Chief William Gumm, Fire Chief Dean Hefti, Public Works Director Greg McCaffery, Public Property Director Doug Moore, Library Director Drew Brookhart, and Assistant City Clerk Michaela Luckey.
2. **PRAYER:** Bahr led in prayer.
3. **NATIONAL ANTHEM AND PLEDGE OF ALLEGIANCE:** Moser invited all to join in the National Anthem and Pledge of Allegiance.
4. **CONSENT AGENDA:** Mangiamelli stated that the following items are considered routine by the City Council and will be enacted by one motion. He pointed out that there will be no separate discussion of these items unless a City Council member or citizen so requests, in which event the item will be removed from consent status and considered in its normal sequence on the agenda. The items on the consent agenda were approved as presented with a motion by Bahr and a second by Schilling. Augustine-Schulte, Bahr, Bulkley, Jablonski, Kresha, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay".
  - 4.A. **Minutes of May 16, 2016, City Council meeting.**
  - 4.B. **Change date of first meeting in July 2016 to 7 p.m., Tuesday, July 5, 2016, due to Independence Day holiday.**
  - 4.C. **Application of Stephen S. Varra as manager of Wal-Mart Stores, Inc., 818 East 23 Street, in conjunction with Class "D" Liquor License.**

- 4.D. Appointment of Mike Steiner as Safety/Training Officer for Columbus Fire Department to fill unexpired term of Marc Witte.**
- 4.E. Resolution No. R16-59 approving agreement with Nebraska Department of Aeronautics in the estimated amount of \$27,520 for marking program on runway at Columbus Municipal Airport.** Resolution No. R16-59 is entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, APPROVING AN AGREEMENT WITH THE NEBRASKA DEPARTMENT OF AERONAUTICS IN THE ESTIMATED AMOUNT OF \$27,520 FOR MARKING PROGRAM ON THE RUNWAY AT COLUMBUS MUNICIPAL AIRPORT (PROJECT NO. 16-33M); A COPY OF WHICH IS ATTACHED HERETO AND INCORPORATED HEREIN; TO AUTHORIZE THE MAYOR TO EXECUTE THE SAME; AND TO REPEAL ALL RESOLUTIONS IN CONFLICT HEREWITH.
- 4.F. Resolution No. R16-60 approving Amendment No. 1 to the agreement with Kirkham Michael & Associates in an amount not to exceed \$14,100 for construction phase services for Union Pacific Railroad Waterline Undercrossings Project.** Resolution No. R16-60 is entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, APPROVING AMENDMENT NO. 1 TO THE AGREEMENT WITH KIRKHAM MICHAEL AND ASSOCIATES, INC. IN AN AMOUNT NOT TO EXCEED \$14,100 FOR CONSTRUCTION PHASE SERVICES FOR UNION PACIFIC RAILROAD WATERLINE UNDERCROSSINGS PROJECT; A COPY OF WHICH IS ATTACHED HERETO AND INCORPORATED HEREIN; TO AUTHORIZE THE MAYOR TO EXECUTE THE SAME ON BEHALF OF THE CITY; AND TO REPEAL ALL RESOLUTIONS OR PORTIONS THEREOF IN CONFLICT HEREWITH.
- 4.G. Payroll and bills on file.** 6/17/16 Payroll \$596,405.61; Burlington Northern Santa Fe Railway Company – Property Acquisition 30,900; State of Nebraska Department of Revenue – Sales Tax 44,280.04. TOTAL \$671,585.65.
- 5. APPROVAL OF MINUTES:** Included in Consent Agenda
- 6. SPECIAL PRESENTATIONS:** None
- 7. PUBLIC HEARINGS:** None
- 8. PETITIONS AND COMMUNICATIONS:** None
- 9. REPORTS OF CITY OFFICES:** None
- 10. REPORTS OF COUNCIL COMMITTEES:** None
- 11. REPORTS OF SPECIAL COMMITTEES:** None
- 12. REPORTS ON LEGISLATION:** None

**13. NEW BUSINESS:**

- 13.A. Application of Columbus Volunteer Fire Department for Special Designated License to serve beer on 1300 Block of 26 Avenue on east side of Frankfort Square, 8 a.m. to 1 a.m., August 12 and 13, 2016, in conjunction with Columbus Days Event.** The dates on the application were changed to August 19 and 20, 2016, to correspond with Columbus Days 2016 and the Special Designated License for the Columbus Volunteer Fire Department was approved with a motion by Jablonski and a second by Bahr. Augustine-Schulte, Bahr, Bulkley, Jablonski, Kresha, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay".
- 13.B. Quote from Gehring Construction & Ready Mix Co., Inc. in the amount of \$7,638 for concrete between golf cart storage facility and golf pro shop at Quail Run Golf Course.** The quote was approved with a motion by Augustine-Schulte and a second by Kresha. Augustine-Schulte, Bahr, Jablonski, Kresha, Lohr, Roth, and Schilling voted "Aye" and Bulkley voted "Nay". Discussion was held regarding the fact that this was originally in the golf cart storage facility specifications and was removed in an effort to save costs; however, it was later determined that seeding this area is not feasible due to drainage issues.
- 13.C. Comments from Mayor and City Council Members.** Jablonski reminded citizens that when hauling grass to the Transfer Station, the trailer or pickup needs to be covered. Moser acknowledged the anniversary of D-Day and Schilling noted that Vietnam Veterans from Nebraska recently visited the memorial in Washington, D.C.

**14. RESOLUTIONS:**

- 14.A. Resolution No. R16-61 approving E-911 system maintenance agreement with Geo-Comm, Inc. in the amount of \$57,201 effective July 1, 2016, through June 30, 2019.** Resolution No. R16-61 entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, APPROVING THE E-911 SYSTEM MAINTENANCE AGREEMENT WITH GEO-COMM, INC. IN THE AMOUNT OF \$57,201 FOR SERVICE AND SUPPORT ASSOCIATED WITH THE PROVISION OF ENHANCED 911 SERVICES, EFFECTIVE JULY 1, 2016 THROUGH JUNE 30, 2019, A COPY OF WHICH IS ATTACHED HERETO AND INCORPORATED HEREIN BY THIS REFERENCE; AND TO AUTHORIZE THE MAYOR TO EXECUTE THE SAME ON BEHALF OF THE CITY OF COLUMBUS, NEBRASKA was adopted with a motion by Bahr and a second by Lohr. Augustine-Schulte, Bahr, Bulkley, Jablonski, Kresha, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay".
- 14.B. Resolution No. R16-62 approving agreement with Prochaska & Associates in an amount not to exceed \$150,000 for Phase 1 Feasibility Assessment for proposed public safety facility.** Resolution No. R16-62

entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, APPROVING AN AGREEMENT WITH PROCHASKA & ASSOCIATES IN AN AMOUNT NOT TO EXCEED \$150,000 FOR PHASE 1 FEASIBILITY ASSESSMENT FOR PROPOSED PUBLIC SAFETY FACILITY(IES), A COPY OF WHICH IS ATTACHED HERETO AND INCORPORATED HEREIN; TO AUTHORIZE THE MAYOR TO EXECUTE THE SAME ON BEHALF OF THE CITY; AND TO REPEAL ALL RESOLUTIONS OR PORTIONS THEREOF IN CONFLICT HEREWITH was adopted with a motion by Augustine-Schulte and a second by Lohr. Augustine-Schulte, Bahr, Bulkley, Jablonski, Kresha, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay".

- 14.C. Resolution No. R16-63 approving Real Estate Purchase and Sale Agreement with Burlington Northern Santa Fe Railway Company for the purchase price of \$28,900 and \$2,000 brokers fee for three parcels of land for construction of the 3 Avenue viaduct and 18 Avenue pedestrian overpass.** A motion to adopt Resolution No. R16-63 entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, APPROVING A PURCHASE AND SALE AGREEMENT WITH BURLINGTON NORTHERN SANTA FE RAILWAY COMPANY FOR THE PURCHASE PRICE OF \$28,900 AND A BROKER'S FEE OF \$2,000 FOR THREE PARCELS OF LAND FOR CONSTRUCTION OF THE 3 AVENUE VIADUCT AND 18 AVENUE PEDESTRIAN OVERPASS; A COPY OF WHICH IS ATTACHED HERETO AND INCORPORATED HEREIN; TO AUTHORIZE THE MAYOR TO EXECUTE THE SAME; AND TO REPEAL ALL RESOLUTIONS IN CONFLICT HEREWITH was made by Jablonski and seconded by Schilling. A motion was made by Bahr and seconded by Augustine-Schulte that the City Council go into closed session at 7:25 p.m. The subject matter to be discussed in the closed session shall be Resolution No. R16-63 approving Real Estate Purchase and Sale Agreement with Burlington Northern Santa Fe Railway Company for the purchase price of \$28,900 and \$2,000 broker's fee for three parcels of land for construction of the 3 Avenue viaduct and 18 Avenue pedestrian overpass; the reason for going into closed session relates to protection of the public interests for strategy session with respect to real estate purchases. The following individuals will also be included in the closed session: Mayor Michael Moser, City Administrator Joseph Mangiamelli, City Engineer Rick Bogus, and City Attorney Neal Valorz. Moser restated the motion and Augustine-Schulte, Bahr, Bulkley, Jablonski, Kresha, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay". Moser stated that the City Council voted to go into closed session; the subject matter to be discussed in the closed session shall be Resolution No. R16-63 approving Real Estate Purchase and Sale Agreement with Burlington Northern Santa Fe Railway Company for the purchase price of \$28,900 and \$2,000 broker's fee for three parcels of land for construction of the 3 Avenue viaduct and 18 Avenue pedestrian overpass; the reason for going into closed session relates to protection of the public interests for strategy session with respect to real estate purchases. The following individuals will also be included in the closed session: Mayor

Michael Moser, City Administrator Joseph Mangiamelli, City Engineer Rick Bogus, and City Attorney Neal Valorz. The City Council exited closed session at 7:47 p.m. with a motion by Bulkley and a second by Bahr. Augustine-Schulte, Bahr, Bulkley, Jablonski, Kresha, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay". The motion to adopt Resolution No. R16-63 carried with Augustine-Schulte, Bahr, Bulkley, Jablonski, Kresha, Lohr, Roth, and Schilling voting "Aye" and none voting "Nay".

**15. ORDINANCES ON FIRST READING:**

**15.A. Ordinance No. 16-10 creating Street Improvement District No. 182 located at 33 Avenue from 39 Street to Lost Creek Parkway.** The rules were suspended and Ordinance No. 16-10 was read by number only with a motion by Schilling and a second by Bulkley. Augustine-Schulte, Bahr, Bulkley, Jablonski, Kresha, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay". Ordinance No. 16-10 entitled: AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA CREATING STREET IMPROVEMENT DISTRICT NO. 182 IN THE CITY OF COLUMBUS, NEBRASKA; TO PROVIDE FOR THE GRADING, CURBING, GUTTERING, DRAINAGE AND PAVING THEREIN INCLUDING STORM SEWERS AND SIDEWALKS ON 33RD AVENUE FROM 39TH STREET TO LOST CREEK PARKWAY; TO PROVIDE FOR THE SERVICE OF NOTICE OF CREATION; TO PROVIDE FOR THE PAYMENT THEREOF BY SPECIAL ASSESSMENTS AND LIMITATIONS THEREON; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF AND THE REPEAL OF ALL ORDINANCES, RESOLUTIONS OR SECTIONS THEREOF WHICH ARE IN CONFLICT HERewith passed with a motion by Schilling and a second by Bulkley. Augustine-Schulte, Bahr, Bulkley, Jablonski, Kresha, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay". Mangiamelli explained that this project qualifies for state assistance of eighty percent of the project costs as it is classified as a collector/arterial street and the property owners will be assessed for the remaining twenty percent. Mangiamelli pointed out that an informational meeting was recently scheduled for all affected property owners and no one attended.

**16. ORDINANCES ON SECOND READING:** None

**17. ORDINANCES ON THIRD READING:** None

**18. CONSIDERATION OF PAYROLL AND BILLS ON FILE:** Included in Consent Agenda

**19. UNFINISHED BUSINESS:** None

**20. ADJOURNMENT:** The meeting adjourned at 7:53 p.m. with a motion by Bulkley and a second by Kresha. Augustine-Schulte, Bahr, Bulkley, Jablonski, Kresha, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay".

Presented and approved this 20 day of June, 2016.

ATTEST:

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MAYOR

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CITY CLERK