

A regular meeting of the Mayor and City Council of the City of Columbus, Nebraska, was convened in open and public session on November 21, 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 Charlie Bahr, Jim Bulkley, Rich Jablonski, Dennis Kresha, John Lohr, Prent Roth, and Ron Schilling. Council Member Beth Augustine-Schulte was absent. City staff members included City Attorney Neal Valorz, Interim City Administrator Merlin Lindahl, City Engineer Rick Bogus, City Clerk Janelle Kline, Finance Director Anne Kinnison, Police Chief William Gumm, Public Property Director Doug Moore, Library Director Drew Brookhart, Public Works Director Greg McCaffery, Community Development Director Dan Curtis, Fire Chief Dean Hefti, 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:** Lindahl 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 Lohr. Bahr, Bulkley, Jablonski, Kresha, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay". Augustine-Schulte was absent.
 - 4.A. **Minutes of November 7, 2016, City Council meeting.**
 - 4.B. **Reappointment of Pat Pope and James C. Murphy to Board of Airport Commissioners for two-year terms.**
 - 4.C. **Reappointment of Barbara Duffy, Chuck Sahs, and Dick Tooley to Business Improvement Board for three-year terms.**

- 4.D. Resolution No. R16-132 approving total acquisition contract in the amount of \$60,000 for Daniel Doughty in conjunction with 12 Avenue viaduct project.** Resolution No. R16-132 is entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS NEBRASKA, APPROVING THE LOCAL POLITICAL SUBDIVISION TOTAL ACQUISITION CONTRACT-INDIVIDUAL WITH DANIEL L. DOUGHTY, IN THE AMOUNT OF \$60,000, WITH RESPECT TO THE SOUTH HALF (S1/2) OF LOTS 1 AND 2, BLOCK 106, ORIGINAL CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA; AND APPROVING THE WARRANTY DEED-INDIVIDUAL GIVEN PURSUANT THERETO DATED OCTOBER 13, 2016; THE FOREGOING ARE FOR THE PURPOSE OF THE 12TH AVENUE VIADUCT PROJECT.
- 4.E. Resolution No. R16-133 approving total acquisition contract in the amount of \$100,000 and relocation assistance in the amount of \$79,900 for Deborah Miller in conjunction with 12 Avenue viaduct project.** Resolution No. R16-133 is entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS NEBRASKA, APPROVING THE LOCAL POLITICAL SUBDIVISION TOTAL ACQUISITION CONTRACT-INDIVIDUAL WITH DEBORAH ANN MILLER IN THE AMOUNT OF \$100,000, WITH RESPECT TO LOT 2, BLOCK 107, ORIGINAL CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA; APPROVING THE WARRANTY DEED-INDIVIDUAL GIVEN PURSUANT THERETO DATED OCTOBER 13, 2016; AND APPROVING THE RELOCATION ASSISTANCE PACKAGE IN THE AMOUNT OF \$79,900, THE FOREGOING ARE FOR THE PURPOSE OF THE 12TH AVENUE VIADUCT PROJECT.
- 4.F. Resolution No. R16-134 approving total acquisition contract in the amount of \$105,000 for Darwin and Mary Anne Smith in conjunction with 12 Avenue viaduct project.** Resolution No. R16-134 is entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS NEBRASKA, APPROVING THE LOCAL POLITICAL SUBDIVISION TOTAL ACQUISITION CONTRACT-INDIVIDUAL WITH DARVIN A. SMITH AND MARY ANNE SMITH, HUSBAND AND WIFE, IN THE AMOUNT OF \$105,000, WITH RESPECT TO LOT 8, BLOCK 107, ORIGINAL CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA; AND APPROVING THE WARRANTY DEED-INDIVIDUAL GIVEN PURSUANT THERETO DATED OCTOBER 13, 2016; THE FOREGOING ARE FOR THE PURPOSE OF THE 12TH AVENUE VIADUCT PROJECT.
- 4.G. Resolution No. R16-135 approving total acquisition contract in the amount of \$110,000 for Karen Sullivan in conjunction with 12 Avenue viaduct project.** Resolution No. R16-135 is entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, APPROVING THE LOCAL POLITICAL SUBDIVISION TOTAL ACQUISITION CONTRACT-INDIVIDUAL WITH KAREN RAE SULLIVAN, IN THE AMOUNT OF \$110,000, WITH RESPECT TO LOT 5, BLOCK 106, ORIGINAL CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA; AND APPROVING THE

WARRANTY DEED-INDIVIDUAL GIVEN PURSUANT THERETO DATED OCTOBER 13, 2016; ALL FOR THE PURPOSE OF THE 12TH AVENUE VIADUCT PROJECT.

- 4.H. Resolution No. R16-136 approving total acquisition contract in the amount of \$85,000 for Adam Swanson in conjunction with 12 Avenue viaduct project.** Resolution No. R16-136 is entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS NEBRASKA, APPROVING THE LOCAL POLITICAL SUBDIVISION TOTAL ACQUISITION CONTRACT-INDIVIDUAL WITH ADAM C. SWANSON IN THE AMOUNT OF \$85,000, WITH RESPECT TO THE WEST 44 FEET OF LOT 7, BLOCK 37, ORIGINAL CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA; AND APPROVING THE WARRANTY DEED-INDIVIDUAL GIVEN PURSUANT THERETO DATED OCTOBER 24, 2016; THE FOREGOING ARE FOR THE PURPOSE OF THE 12TH AVENUE VIADUCT PROJECT.
- 4.I. Resolution No. R16-137 approving total acquisition contract in the amount of \$84,000 for Earley Rentals, LLC in conjunction with 12 Avenue viaduct project.** Resolution No. R16-137 is entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS NEBRASKA, APPROVING THE LOCAL POLITICAL SUBDIVISION TOTAL ACQUISITION CONTRACT-INDIVIDUAL WITH EARLEY RENTALS, LLC, IN THE AMOUNT OF \$84,000, WITH RESPECT TO LOT 7, BLOCK 106, ORIGINAL CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA, AND APPROVING THE WARRANTY DEED-LIMITED LIABILITY COMPANY GIVEN PURSUANT THERETO DATED OCTOBER 13, 2016; THE FOREGOING ARE FOR THE PURPOSE OF THE 12TH AVENUE VIADUCT PROJECT.
- 4.J. Resolution No. R16-138 approving leasehold contract in the amount of \$100 and relocation assistance in the amount of \$25,253 for Shane and Crystal Wagner in conjunction with 12 Avenue viaduct project.** Resolution No. R16-138 is entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, APPROVING THE LOCAL POLITICAL SUBDIVISION ACQUISITION CONTRACT-LEASEHOLD INTEREST WITH SHANE WAGNER AND CRYSTAL WAGNER IN THE AMOUNT OF \$100, WITH RESPECT TO LOT 7, BLOCK 106, ORIGINAL CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA; AND APPROVING THE RELOCATION ASSISTANCE PACKAGE IN THE AMOUNT OF \$25,253, THE FOREGOING ARE FOR THE PURPOSE OF THE 12TH AVENUE VIADUCT PROJECT.
- 4.K. Resolution No. R16-139 approving Lease to Hangar Aircraft with Stuart Cromwell, LLC for Hangar No. 1406E at Columbus Municipal Airport. (Board of Airport Commissioners recommends approval.)** Resolution No. R16-139 is entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, APPROVING THE LEASE TO

HANGAR AIRCRAFT WITH STUART CROMWELL, LLC (HANGAR NO. 1406E) AT THE COLUMBUS MUNICIPAL AIRPORT.

- 4.L. Resolution No. R16-140 approving request from American Cancer Society to host annual Relay for Life overnight on Friday, June 23, 2017, at Memorial Stadium in Pawnee Park.** Resolution No. R16-140 is entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, APPROVING USE OF MEMORIAL STADIUM IN PAWNEE PARK OVERNIGHT ON JUNE 23, 2017, FOR THE ANNUAL RELAY FOR LIFE TO BE HOSTED BY THE AMERICAN CANCER SOCIETY, IN ACCORD WITH ORDINANCE NO. 12-03.
- 4.M. Resolution No. R16-141 approving Maintenance Agreement No. 8 with the State of Nebraska Department of Roads for the period January 1, 2017, through December 31, 2017, for maintenance of state highway system in city limits.** Resolution No. R16-141 is entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, APPROVING MAINTENANCE AGREEMENT NO. 8 WITH THE STATE OF NEBRASKA DEPARTMENT OF ROADS FOR THE PERIOD JANUARY 1, 2017 THROUGH DECEMBER 31, 2017, SETTING FORTH THE MAINTENANCE RESPONSIBILITIES OF THE CITY AND THE STATE REGARDING THOSE PORTIONS OF THE STATE HIGHWAY SYSTEM THAT LEAD INTO AND TRAVEL THROUGH THE CITY OF COLUMBUS; A COPY OF WHICH IS ATTACHED HERETO AND INCORPORATED HEREIN BY REFERENCE; TO AUTHORIZE THE MAYOR TO EXECUTE THE SAME; AND TO REPEAL ALL RESOLUTIONS OR PORTIONS THEREOF IN CONFLICT HEREWITH.
- 4.N. Resolution No. R16-142 authorizing payment of various improvement projects.** Resolution No. R16-142 is entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA TO AUTHORIZE AND DIRECT THAT A CHECK BE ISSUED AND MADE PAYABLE TO THE RESPECTIVE CONTRACTOR(S) FOR LABOR, EQUIPMENT, AND MATERIALS FURNISHED FOR IMPROVEMENTS IN THE FOLLOWING DESIGNATED DISTRICTS AND PROJECTS WITHIN THE CITY OF COLUMBUS, ALL AS SET FORTH ON THE ATTACHED CERTIFICATES OF PROGRESS PREPARED BY THE RESPECTIVE SPECIAL ENGINEER, TO WIT: ERIKSEN CONSTRUCTION CO., INC. – WASTEWATER TREATMENT FACILITY PHASE 3 \$316,318.50; GEHRING CONSTRUCTION & READY MIX CO., INC. – COLUMBUS PAVING IMPROVEMENTS 2016 \$77,687.35; B-D CONSTRUCTION, INC. – 2010 LEVEE IMPROVEMENT PROJECT \$113,373.70; GEHRING CONSTRUCTION & READY MIX CO., INC. – STREET IMPROVEMENT #182 \$391,873.95; GEHRING CONSTRUCTION & READY MIX CO., INC. – HOSPITAL LAKE TRAIL \$8,556.29.
- 4.O. Finance Department reports.**

4.P. Payroll and bills on file. 12/2/16 Payroll \$555,223.94; A & J Guns – Supplies 101.10; A to Z Messaging – Service 95.00; Ace Hardware & Garden Center – Supplies 972.06; Donald D Adkisson – Pension 609.00; Affordable Overhead Doors – Service 163.00; Ag Spray Equipment – Supplies 511.73; Air Power of Nebraska, Inc. – Supplies 279.12; AlphaMedia USA LLC – Advertising 1,125.00; Amazon – Supplies 3,827.04; American Red Cross – Training 175.00; American Water Works Association – Membership 1,781.00; APCO International – Membership 92.00; Aqua-Chem, Inc. – Chemicals 324.00; Aqua-Pure, Inc. – Chemicals 4,812.54; Automated Drive Systems LLC – Service 2,240.00; Awards & Engraving – Supplies 21.00; B-D Construction, Inc. – Loup River Levee Recertification 113,373.70; Beard-Warren Heating & Air Conditioning – Service 690.95; Behlen Towing LLC – Service 635.00; Big Red Sanitation, Inc. – Service 220.00; Bissell Hose Company – Expenses 175.60; Carroll A Bisson – Pension 716.51; Black Hills Energy – Utilities 1,345.28; Blackstrap, Inc. – Supplies 2,990.00; Frank J Blahak Jr – Pension 762.00; Blazer Manufacturing – Supplies 225.00; Board of Examiners for Land Surveyors – License 100.00; BOK Financial – Bond Payment 1,303,251.25; Bomgaars – Supplies 1,061.22; Bound Tree Medical LLC – Supplies 730.05; Brown Industries, Inc. – Supplies 87.75; Bryan Rock Products, Inc. – Supplies 1,128.44; Nicole Buman – Expenses 73.68; Can Do Auto Service – Service 525.25; Cat’s Pro Mow – Service 290.00; Center Point Large Print – Supplies 86.88; Central Parts & Machine – Supplies 1,795.55; Central Sand & Gravel Company – Supplies 376.38; Central Valley Ag Cooperative – Chemicals 2,122.78; Century Link – Utilities 994.63; Chad’s Collision Center LLC – Service 2,142.87; City of Columbus – Utilities 119.82; Civil Air Patrol Magazine – Advertising 95.00; Claritus – Supplies 189.39; Club Prophet Systems – Service 90.00; CNA Surety Direct Bill – Title Bonds 1,377.83; Columbus Area Chamber of Commerce – Supplies 1,380.00; Columbus Community Hospital – Service/Supplies 1,366.11; Columbus Family Resource Center – Lease Payment 6,936.00; Columbus Motor Company – Service 260.95; Columbus News Team – Advertising 300.00; Columbus Plumbing Company – Supplies 251.07; Columbus Screen Printing – Supplies 20.00; Columbus Steel Supply, Inc. – Supplies 473.53; Columbus Tarps, Inc. – Supplies 23.27; Columbus Telegram – Publications 2,757.20; Columbus Tire & Service – Service 833.50; Commercial Turf Services – Supplies 1,600.00; Commonwealth Electric Co. – Service 165.00; Community Internet – Service 30.00; Connecting Point/Radio Shack – Supplies 350.47; Consolidated Management Co. – Meals 37.18; Consolidated Water Solutions – Chemicals 4,649.64; Continental Computers – Service 630.00; Continental Research Corp. – Supplies 1,832.00; J P Cooke Company – Supplies 576.28; Cornhusker Public Power District – Utilities 1,053.28; Creative Product Sourcing, Inc. – Supplies 403.30; Cross Dillon Tire – Service 520.04; Culligan of Columbus – Supplies 216.80; Cutting Edge Lawn Care Service – Service 75.00; Danko Emergency Equipment – Supplies 3,919.72; DAS State Accounting – Service 704.00; Department of Aeronautics – Airport Runway Marking 24,296.85; Department Correctional Services – Supplies 20.00; Diamond Vogel Paint Center – Supplies 230.79; Doernemann Farm Service, Inc. – Service 85.92; DPC Industries – Chemicals 50.00; Dugan Business

Products – Supplies 399.68; Douglas Dunbar – Contract 5,499.00; Douglas Dunbar – Commissions 2,999.10; Douglas Dunbar – Expenses 1,532.84; Eakes Office Solutions – Supplies 1,467.77; Robin Efta – Expenses 175.10; Electric Pump, Inc. – Service 1,702.99; Electrical Engineering & Equipment Co. – Supplies 416.21; Electronic Engineering – Supplies 1,926.54; Eller Heating Air Conditioning & Plumbing LLC – Service 68.00; Peggy Engel – Expenses 4.91; Enterprise Electric CO/CED – Supplies 315.60; Eriksen Construction Co., Inc. – Wastewater Treatment Facility Improvements 316,318.50; Ernst Auto Center – Service 130.17; Ernst Toyota – Pickup 29,500.00; Fastenal Company – Supplies 564.25; Ferrellgas LP – Supplies 147.70; Fireblast Global, Inc. – Supplies 362.50; First National Bank & Trust Company – Service 462.28; First National Bank Omaha – Expenses 7,013.98; First National Bank Omaha - 12th Ave Viaduct 22,848.00; Fisher Scientific – Supplies 325.17; Foremost Promotions – Supplies 964.93; S A Foster Lumber Company – Supplies 77.59; Fricenstein Pumping and Portables LLC – Service 280.00; Frontier – Utilities 3,080.87; Frontier Communications – Utilities 205.93; Frontier Cooperative Company – Fuel 5,705.46; G-O Rapid Lube and More LLC – Service 630.84; Gaeth Pest Control Services, Inc. – Service 275.00; Gale – Supplies 784.01; Galls LLC – Supplies 1,105.64; Gaver Tire & Auto Center, Inc. – Supplies 6,558.04; Gehring Construction & Ready Mix Company – Supplies 819.00; Gehring Construction & Ready Mix Company – 2016 Paving Improvements 77,687.35; Gehring Construction & Ready Mix Company – Hospital Lake Park Trail 8,556.29; Gehring Construction & Ready Mix Company – Street Improvement District 391,873.95; Gentle Giant Movers – 12th Ave Viaduct 3,877.25; Gerhold Concrete Company – Supplies 3,503.60; Gilmore & Associates – Lift Station Renovation 4,660.00; Godfather's Pizza – Meals 482.00; Great Plains Communications – Service 310.00; Trevor Griffiths – Service 200.00; Hach Company – Supplies 634.26; Hadley-Braithwait Company – Supplies 1,014.65; Hawkins, Inc. – Chemicals 9,212.04; HD Supply Waterworks LTD – Supplies 8,472.88; HDR Engineering, Inc. – Wastewater Treatment Facility Improvements 164,128.69; HDR Engineering, Inc. – Viaducts 80,001.18; Heartland Natural Gas LLC – Utilities 1,759.03; Holiday Inn Express – Lodging 719.70; Holiday Inn of Kearney – Lodging 379.80; Hometown Leasing – Supplies 225.07; Mark S Howerter MD – Contract 545.00; Brad Hruska – Expenses 28.67; Humanities Nebraska – Service 100.00; Humphrey Democrat – Subscription 26.00; Hy-Vee, Inc. – Supplies 845.74; Hydro Tech, Inc. – Service 80.00; IES Commercial, Inc. – Service 1,380.00; Impact Telecom – Utilities 51.67; Ingram Library Services, Inc. – Supplies 10,591.09; International Public Management Association – Supplies 417.50; Iowa League of Cities – Advertising 130.00; Jackson Services, Inc. – Supplies 3,595.74; Terrance Janicek – Expenses 170.64; JEO Consulting Group, Inc. – Loup River Levee Recertification 8,359.00; Dale Johnson Trucking – Supplies 787.50; K-C Auto Supply, Inc. – Supplies 14.94; Kelly Supply Company – Supplies 490.80; Kelli Keyes – Expenses 90.72; Kimball Midwest – Supplies 97.29; Bob Kloke – Expenses 32.01; Koch Excavating Co., Inc. – Supplies 20,697.30; La Quinta Inn & Suites Kearney – Lodging 1,899.05; Lakeview Small Engine, Inc. – Supplies 194.53; LaRue Distributing, Inc. –

Supplies 151.68; League of Kansas Municipalities – Advertising 130.00; Leffers Electric & Telephone – Service 820.00; Richard Leffers – Expenses 18.16; Cory Levos – Expenses 74.20; Pete Lien & Sons, Inc. – Chemicals 9,439.15; Lincoln City Libraries – Supplies 25.00; Lincoln Journal Star – Subscription/Advertising 1,404.11; Lincoln Winwater Works – Supplies 3,842.87; Logan Contractors Supply, Inc. – Supplies 2,524.48; John F Lohr – Expenses 89.40; Loup Power District – Utilities 89,094.99; M & L, Inc. – Contract 4,508.86; M & O Door Products – Supplies 9.00; Mail Prep, ETC – Postage 226.81; The Mailbox – Postage 231.38; Maine Municipal Association – Advertising 75.00; Joseph A Mangiamelli – Expenses 298.92; Marley’s Electric, Inc. – Service 321.93; Matheson-Linweld – Supplies 621.00; Matt Friend Truck Equipment, Inc. – Supplies 94.97; Gregory S McCaffery – Expenses 208.80; Mellen & Associates, Inc. – Supplies 1,525.62; Menards – Supplies 3,608.61; Elicia Micek – Expenses 110.75; Mid Con Systems, Inc. – Supplies 217.39; Mid-American Research Chemical – Supplies 2,935.00; Midwest Glass Service, Inc. – Service 235.00; Midwest Laboratories, Inc. – Service 303.80; Midwest Marketing Services – Supplies 25.00; Midwest Right of Way Services, Inc. – 12th Ave Viaduct 23,616.74; Midwest Right of Way Services, Inc. – Lift Station Renovation 950.00; Midwest Service & Sales Co. – Supplies 341.40; Midwest Tape LLC – Supplies 379.91; Midwest Turf & Irrigation – Supplies 108.58; Mike’s Towing – Service 810.90; Patrick L Miller – Expenses 136.84; Miracle Recreation Equipment Co. – Supplies 921.00; Eric Morgan – Expenses 13.69; Moss & Barnett – Service 1,763.00; Mountain View LLC – Service 523.00; MTM Recognition – Supplies 1,818.90; Shane Mueller – Service 146.50; Nebraska Association of Airport Officials – Membership 250.00; Nebraska Commission of Industrial Relations – Subscription 27.00; Nebraska Environmental Products – Supplies 1,700.00; Nebraska Fire Sprinkler Corp. – Service 265.00; Nebraska Golf & Turf, Inc. – Service 626.51; Nebraska Law Enforcement Training Center – Training 340.00; Nebraska Library Association – Supplies 42.90; Nebraska Lions Foundation – Service 219.62; Nebraska Public Health Environmental Laboratory – Service 3,859.00; Nebraska Windmills – Service 1,833.00; Neighborworks Northeast Nebraska – Service 90.00; Networkfleet, Inc. – Service 126.80; Newman Traffic Signs – Supplies 261.65; Niemann’s Port-A-Pot LLC – Service 40.00; Northeast Nebraska Solid Waste Coalition – Landfill Disposal 46,929.60; O’Neill Wood Resources, LLC – Service 10,475.00; O’Reilly Automotive, Inc. – Supplies 1,569.24; Obrist & Co., Inc. – Service 1,445.46; Occupational Health Services – Service 8,880.00; OCLC, Inc. – Service 1,092.79; Officenet – Supplies 2,769.34; Mike Oglevie – Expenses 98.28; Omaha World Herald – Subscription 106.60; Omaha World Herald – Advertising 449.57; One Call Concepts, Inc. – Service 242.31; One Source – Service 44.00; Optimist Club of Columbus – Service 25.00; Optometric Center of Columbus – Service 167.00; Overturf Electric Motors Services, Inc. – Service 72.00; Kristen Palmer – Refund 96.63; Paragon Consulting Services, Inc. – Service 460.00; The Parts Bin – Supplies 283.25; Petty Cash – Expenses 82.50; Pinnacle Bank – 12th Ave Viaduct 79,900.00; Pioneer Manufacturing Co., Inc. – Supplies 84.10; Platte County – Contract 2,872.58; Platte County – Payment 10,000.00; Platte County Register of Deeds –

Service 88.00; Police Chiefs Association of Nebraska – Membership 50.00; Precision Concrete Cutting – Service 831.25; Presto-X-Company – Service 137.52; Prochaska & Associates, Inc. – Public Safety Building 13,397.66; Productivity Plus Account – Supplies 373.23; Quality Inn & Suites – Lodging 85.00; Ramada Columbus River's Edge Convention Center – Lodging 80.64; Reardon Lawn & Garden, Inc. – Supplies 1,435.87; Recorded Books LLC – Supplies 3,145.11; Recreation Supply Company – Supplies 489.64; Redfield & Company – Supplies 326.05; Redi Engineering, Inc. – Service 1,722.00; Redstone Veterinary Clinic – Service 1,335.68; Riverview Sewing – Service 105.00; Rogers Manufacturing Co., Inc. – Supplies 1,018.36; Rosenbauer Minnesota LLC – Supplies 1,036.64; S & S Willers, Inc. – Supplies 1,155.47; Sapp Bros Columbus, Inc. – Fuel 507.42; Sapp Bros Petroleum, Inc. – Fuel 14,350.95; Melissa Sargent – Expenses 10.69; Schieffer Signs, Inc. – Supplies 680.00; Schneider's O K Tire Company – Lease Payment 35.00; Sears Commercial One – Supplies 319.95; Secretary of State – License 25.00; Select Van and Storage – 12th Ave Viaduct 5,928.00; ServiceMaster By Shevlin – Service 2,085.00; Sherwin-Williams Co. – Supplies 405.98; Shevlin Supply – Supplies 1,001.67; Shred Monster, Inc. – Service 5,500.00; Siedlik Signs – Supplies 602.00; Sipple, Hansen, Emerson, Schumacher & Klutman – Service 3,915.45; Sirius Computer Solutions, Inc. – Service 998.06; Chuck Sliva – Expenses 12.00; South Dakota Municipal League – Advertising 50.00; SpecialTee – Supplies 522.00; Stanley Petroleum Maintenance, Inc. – Service 220.50; Gene Steffy Ford – Supplies 129.95; Stericycle, Inc. – Service 1,364.48; Sungard Public Sector Users' Group Association, Inc. – Membership 195.00; Super Saver – Supplies 86.19; Barbara Swedenburg – Expenses 479.53; T & L Services – Service 525.00; T-Bone Fuel Delivery – Fuel 8,199.11; Telvent DTN LLC – Service 675.00; Terracon Consultants, Inc. – Loup River Levee Recertification 7,784.25; Thomson Reuters-West – Subscription 698.00; Tighton Fastener & Supply, Inc. – Supplies 32.82; Tire Outlet, Inc. – Service 1,672.00; TM Cleaning – Service 200.00; TotalFunds by Hasler – Postage 1,000.00; Tractor Supply Credit Plan – Supplies 300.59; Tri County Repairs – Service 476.18; Truck Center Companies – Service 683.98; Turfwerks – Supplies 570.05; Tworek Welding & Repair – Service 428.00; Typhoon Wash – Service 48.47; U & I Sanitation – Service 91.25; U S Bank – Expenses 560.62; Ultra Graphics – Supplies 988.61; United States Post Office – Postage 2,156.25; UPS Store – Postage 37.87; US Cellular – Service 122.19; USA Blue Book – Supplies 56.77; Utilities Section League of Nebraska Municipalities – Training 215.00; Van Diest Supply Company – Chemicals 302.20; Velosys LLC – Service 2,400.00; Verizon Wireless – Utilities 2,761.80; VFW Post 3704 – Volunteer Fire Department Banquet 2,695.75; Volkman Plumbing & Heating, Inc. – Service 252.80; Volunteer Fire Department – Expenses 51.71; Shane & Crystle Wagner – 12th Ave Viaduct 2,505.00; Walman Optical – Supplies 254.00; Walmart Community – Supplies 1,476.33; Waste Connections of Nebraska – Service 164.21; Wellness Council of America – Supplies 15.20; Wells Fargo Bank – Bond Payment 649,352.50; Wemhoff Refrigeration, Inc. – Service 215.58; West Point Implement of Columbus – Supplies 597.38; Western Filtration Technologies – Supplies 1,852.89; Wunderlich's Catering –

Meals 182.18; Zee Medical Service – Supplies 508.15; Zimco Supply Co. – Chemicals 1,240.00. TOTAL \$4,382,280.47.

5. **APPROVAL OF MINUTES:** Included in Consent Agenda

6. **SPECIAL PRESENTATIONS:**

6.A. **Discussion of Glur Park cell tower.** Valorz gave a brief history of the Zoning Code as it relates to wireless communication towers and he explained the events that have transpired to date. Valorz pointed out that a contract with Verizon has been executed and any renegeing of the contract would be subject to a potential lawsuit. He noted that the elements of the contract have been met and a lawsuit may not be a winning proposition for the city. Valorz pointed out that when requesting a cell tower, the Federal Telecommunications Act states that the denial for placement of a tower can only be done by substantial evidence and not solely based on the environmental effects of radio frequency emissions, assuming the provider is in compliance with Federal Communications Commission rules. He further pointed out that other cell phone towers in the city would not have been justification to deny the placement and building of another tower. Valorz referred to the legal concept of inverse condemnation and noted that based on legal research, it appears that state and federal courts have said that a diminish in property value is not enough to find that a taking has occurred, there has to be other things demonstrating a taking and that the burden of proving such is on the person making that claim.

Augustine-Schulte arrived at 7:19 p.m.

The following citizens expressed disappointment with the council's decision to construct a cell phone tower in Glur Park: Dean Plummer, 3261 50 Avenue; Wade Johannes, 3570 25 Avenue; Walt Kimmel, 2616 30 Street; April Zaura, 3054 Kummer Drive; Barb Brockhaus, 2612 30 Street; Rex Hash, 2970 Kummer Drive; Jolene Wagner, 2608 30 Street; Brett Rains, 3053 Kummer Drive; Kimberly Liebhart, 3531 31 Street; and Shantelle and Bill Suiter, 1712 11 Street. Following extensive discussion with regard to the Zoning Code and notification procedures, the terms of the contract with Verizon, safety issues, and possible relocation of the tower within Glur Park, the city council empathized with the citizens and asked city staff to contact Verizon about the possibility of relocating the tower to the center of Glur Park.

The City Council took a recess at 8:10 p.m.

The City Council came back into session at 8:14 p.m.

7. **PUBLIC HEARINGS:**

7.A. **Application of Steven Ramaekers for final plat and subdivision agreement of Fieldview Subdivision located at 37 Street and 26 Avenue.**

(Planning Commission recommends approval.) No public testimony was heard. The public hearing closed with a motion by Bulkley and a second by Schilling. Augustine-Schulte, Bahr, Bulkley, Jablonski, Kresha, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay".

- 7.A.1. Resolution No. R16-143 approving final plat and subdivision agreement.** Resolution No. R16-143 entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, ACCEPTING THE DEED OF DEDICATION TO FIELDVIEW SUBDIVISION, A REPLAT OF LOT 1, BLOCK A, NORTHBROOK 11TH ADDITION TO THE CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA; APPROVING THE PLAT THEREOF, AND APPROVING AND ACCEPTING THE FIELDVIEW SUBDIVISION SUBDIVISION AGREEMENT BY AND BETWEEN THE CITY OF COLUMBUS, NEBRASKA, A MUNICIPAL CORPORATION, AND GRANVILLE CUSTOM HOMES, INC., A NEBRASKA CORPORATION, WHICH SETS FORTH THE AGREEMENT BETWEEN THE PARTIES INCLUDING THE DUTIES AND RESPONSIBILITIES OF THE SUBDIVIDER AND THE LOT OWNERS WITH RESPECT TO SAID ADDITION; AND AUTHORIZING THE MAYOR TO SIGN THE SUBDIVISION AGREEMENT PROVIDING FOR PUBLIC IMPROVEMENTS TO SERVE THIS ADDITION was adopted with a motion by Kresha and a second by Augustine-Schulte. Augustine-Schulte, Bahr, Bulkley, Jablonski, Kresha, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay".
- 7.B. Application of OFF Campus, Inc. dba OFF Campus for Retail Class "D" Beer, Wine, Distilled Spirits, Off Sale Only Liquor License at 3208 42 Street.** No public testimony was heard. The public hearing closed and the Retail Class D Liquor License was approved with a motion by Schilling and a second by Bulkley. Augustine-Schulte, Bahr, Bulkley, Kresha, Lohr, Roth, and Schilling voted "Aye" and Jablonski voted "Nay".
- 7.B.1. Application of Sonja L. Polston as manager of OFF Campus in conjunction with Class "D" Liquor License.** The application of Sonja L. Polston as manager of OFF Campus was approved with a motion by Bulkley and a second by Schilling. Augustine-Schulte, Bahr, Bulkley, Kresha, Lohr, Roth, and Schilling voted "Aye" and Jablonski voted "Nay".
- 7.C. Consider amendment to City of Columbus, Nebraska, Economic Development Plan 2007 - 2022 by amending Section Three of the plan to include workforce housing as an eligible activity and by amending Section Four of the plan to include businesses engaged in providing workforce housing as qualified businesses for filing of applications for assistance.** John Curry, Box 8, Columbus, expressed opposition to an amendment to the Economic Development Plan that would include workforce housing as an eligible activity for receiving assistance from the progress and growth jobs fund as he does not feel that would be in the best interest of the taxpayers. He questioned whether new jobs have been created as a result of past loans and expenditures from the economic development fund. Curry

said he feels that a majority of taxpayers and existing landlords would oppose this amendment as the development of workforce housing would possibly increase competition for jobs as well as increase the vacancy rate of rentals. The public hearing closed with a motion by Schilling and a second by Jablonski. Augustine-Schulte, Bahr, Bulkley, Jablonski, Kresha, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay".

- 7.C.1. Ordinance No. 16-25 amending Economic Development Plan.** On its second reading, Ordinance No. 16-25 entitled: AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, AMENDING ORDINANCE NO. 06-17, THAT ESTABLISHED THE CITY OF COLUMBUS, NEBRASKA, ECONOMIC DEVELOPMENT PLAN 2007 - 2022 BY PROVIDING FOR THE INCLUSION OF WORKFORCE HOUSING AS ELIGIBLE ACTIVITIES AND BUSINESSES ENGAGED IN PROVIDING WORKFORCE HOUSING AS QUALIFIED BUSINESSES FOR THE FILING OF APPLICATIONS FOR ASSISTANCE UNDER THE PLAN; REPEALING ALL ORDINANCES OR PORTIONS THEREOF IN CONFLICT HEREWITH ; AND PROVIDING FOR AN EFFECTIVE DATE was read by title only at this meeting. It was noted that this ordinance will be presented for a third and final reading on December 5th.
- 8. PETITIONS AND COMMUNICATIONS:** None
- 9. REPORTS OF CITY OFFICES:** Included in Consent Agenda
- 10. REPORTS OF COUNCIL COMMITTEES:**
- 10.A. PUBLIC PROPERTY, SAFETY, AND WORKS COMMITTEE – November 14, 2016**
- 10.A.1. Amendment to City Code regarding building moving requirements.** The Public Property, Safety, and Works Committee recommended to the Mayor and City Council that the City Code be amended by amending Section 114.05 (A), Insurance Required, to remove the words "or anyone else"; by amending Section 114.10, Notice Along Moving Route, to eliminate the requirement that notification shall be provided to all property owners or occupants along the moving route and require that notification of the moving route shall be given by publication; by amending Section 114.13, Permit Insurance, to state that the required insurance policy certification be provided by the contractor; by deleting Section 114.26, Waiver of Permit for School District No. 1; and by moving Section 114.27, Vacant Buildings, to Section 150.201. Augustine-Schulte expressed concerns with the proposed amendment that would eliminate the current requirement for notifying all property owners or occupants along the moving route. Discussion followed with regard to the current process for obtaining a building moving permit and it was noted that contractors are reluctant to move buildings in the city due to the strict regulations. Valorz noted that an ordinance amending the City Code will be presented at three separate meetings and the City Council will have an

opportunity to vote on changes to the ordinance at those meetings. The report was adopted 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".

- 10.A.2. Request of Eric Sanders, dba Fly By Night Fireworks, LLC, to amend the City Code to allow use of sea cargo containers as a temporary structure for the purpose of selling fireworks.** The Public Property, Safety, and Works Committee recommended to the Mayor and City Council that the City Code be amended to allow for up to two conex style boxes placed side-by-side with doors on both ends that can be opened and secured as a temporary structure for the purpose of selling fireworks. The report was adopted with a motion by Bahr and a second by Kresha. Augustine-Schulte, Bahr, Bulkley, Jablonski, Kresha, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay".

11. REPORTS OF SPECIAL COMMITTEES: None

12. REPORTS ON LEGISLATION: None

13. NEW BUSINESS:

- 13.A. Quote from Smeal Fire Apparatus Co. in the amount of \$400,000 for pumper truck for Fire Department.** A motion was made by Bulkley and seconded by Bahr to award the quote for a pumper truck. Hefti explained that the department currently has three pumper trucks and one ladder truck that is capable of pumping. He noted that another pumper truck has been converted to a hose tender and is not certified. It was noted that funds have been allocated for a pumper truck in a future budget and when Lohr became aware of the availability of this demonstration pumper truck from a nearby vendor at a reduced cost, Hefti was asked to look into it. Hefti confirmed that if this truck is not purchased, a pumper truck will remain in the future budget as planned. Bahr, Bulkley, Lohr, and Roth voted "Aye" and Augustine-Schulte, Jablonski, Kresha, and Schilling voted "Nay". There being a tie vote, Mayor Moser voted "Nay" and motion failed.

- 13.B. Quote from Midwest Turf & Irrigation in the amount of \$34,606 for sprinkler head replacement at Quail Run Golf Course.** Moore explained that city staff will install the sprinkler heads. He pointed out that the first half of the sprinkler heads were replaced last year and approval of this quote would allow for the repair of the second half. The quote for sprinkler head replacement at Quail Run Golf Course was approved 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".

- 13.C. Quote from Layne Christensen Company in the amount of \$17,138.55 for de-watering well repairs at the library.** Brookhart pointed out that the de-watering well on the east side of the library is original to the building. He

explained the issues they have been experiencing and described the repairs that need to be made. The quote for de-watering well repairs at the library was approved 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".

13.D. Request of Council Member Schilling to allow the antique fire trucks owned by the city to be on display at the future Antique Fire Truck Museum located on the corner of 23 Avenue and 13 Street. A motion was made by Schilling to move the antique fire trucks to the future antique fire truck museum. Schilling said the city would remain as owner of the trucks; however, the trucks would be on display for the public to view. Hefti pointed out that the trucks are titled to the City of Columbus and the Columbus Volunteer Fire Department and he requested that this issue be tabled in order to receive input from the Volunteer Fire Department (Volunteers) as they are currently responsible for maintenance of the trucks. Discussion followed with regard to liability issues and who would be responsible for the trucks and Valorz suggested that the motion be amended to allow city staff, the Volunteers, and owner of the future museum to draft an agreement to determine each parties responsibilities. Schilling amended his motion to allow city staff, the Volunteers, and owner of the future museum to draft an agreement to determine each parties responsibilities and the amended motion was seconded by Bulkley. Augustine-Schulte, Bahr, Bulkley, Jablonski, Kresha, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay". Motion carried.

13.E. Request to enter into negotiations for renewal of agreement with Platte Valley Humane Society to provide animal sheltering services. The request to enter into negotiations for renewal of the agreement with Platte Valley Humane Society was granted with a motion by Bahr and a second by Bulkley. Augustine-Schulte, Bahr, Bulkley, Jablonski, Kresha, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay".

13.F. Comments from Mayor and City Council Members. Kresha commended Mayor Moser and Mayor-elect Bulkley on their campaign for the mayoral race. He also thanked Mayor Moser for the past 12 years of service to the city and those in attendance applauded. Moser thanked the council, said it has been an interesting 12 years and he anticipates the city to move forward. Bahr congratulated Council Member-elect Troy Hiemer and Mayor-elect Bulkley on the election and wished everyone a Happy Thanksgiving.

14. RESOLUTIONS:

14.A. Resolution No. R16-144 approving loan agreement with DiStar Industries, LLC in the amount of \$120,000 for building expansion using Economic Development "840" funds. Resolution No. R16-144 entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, APPROVING A LOAN AGREEMENT WITH

DISTAR INDUSTRIES, LLC FOR ASSISTANCE WITH BUILDING EXPANSION IN THE AMOUNT OF \$120,000 FROM THE PROGRESS AND GROWTH JOBS FUND OVER A FIVE YEAR PERIOD WITH REPAYMENT TERMS AS DETAILED IN THE AGREEMENT, 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 Bulkley and a second by Schilling. Augustine-Schulte, Bahr, Bulkley, Jablonski, Kresha, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay". Cory Ditter of DiStar, explained that DiStar was created in January 2015 to provide custom fabrication services, there are currently seven employees, and additional employees will be added in the future. He thanked the mayor and city council for providing an opportunity to allow for expansion of the business.

- 14.B. Resolution No. R16-145 approving Task Order Agreement with HDR Engineering, Inc. in an amount not to exceed \$1,190,189.26 for construction engineering services in conjunction with 3 Avenue and 18 Avenue viaducts - Project No. RRZ-TMT-6065(5).** Resolution No. R16-145 entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, APPROVING THE CONSTRUCTION ENGINEERING SERVICES TASK ORDER AGREEMENT WITH HDR ENGINEERING, INC. IN AN AMOUNT NOT TO EXCEED \$1,190,189.26 FOR THE 3RD AVENUE AND 18TH AVENUE 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 was adopted with a motion by Bahr and a second by Roth. Augustine-Schulte, Bahr, Bulkley, Jablonski, Kresha, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay".
- 14.C. Resolution No. R16-146 approving agreement with Kirkham Michael and Associates, Inc. in the amount of \$29,800 for water and sewer rate study.** Resolution No. R16-146 entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, APPROVING AN AGREEMENT WITH KIRKHAM MICHAEL AND ASSOCIATES, INC. IN THE AMOUNT OF \$29,800 TO CONDUCT A WATER AND WASTEWATER USER RATE STUDY, A COPY OF WHICH IS ATTACHED HERETO AND INCORPORATED HEREIN BY REFERENCE; TO AUTHORIZE THE MAYOR TO EXECUTE THE SAME; AND TO REPEAL ALL RESOLUTIONS IN CONFLICT HEREWITH was adopted with a motion by Jablonski and a second by Kresha. Augustine-Schulte, Bahr, Bulkley, Jablonski, Kresha, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay". Kinnison explained that the rate study is being done after four years versus five years to determine if an increase is necessary to help cover the costs for the expansion of the Wastewater Treatment Facility.

- 14.D. Resolution No. R16-147 approving agreement with TSP, Inc. in an amount not to exceed \$86,320 for architectural design and construction phase services for Restroom Facility Improvements 2017.** Resolution No. R16-147 entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, APPROVING THE ARCHITECTURAL DESIGN AND CONSTRUCTION PHASE SERVICES AGREEMENT WITH TSP, INC. IN AN AMOUNT NOT TO EXCEED \$86,320 FOR THE RESTROOM FACILITY IMPROVEMENTS 2017 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 was adopted with a motion by Schilling and a second by Bahr. Augustine-Schulte, Bahr, Bulkley, Jablonski, Kresha, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay".
- 14.E. Resolution No. R16-148 adopting a resolution for the State of Nebraska to award a contract to A.M. Cohron & Son, Inc. in the amount of \$10,892,938.47 for construction of 3 Avenue viaduct and 18 Avenue pedestrian overpass.** Resolution No. R16-148 entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, ADOPTING A RESOLUTION FOR THE STATE OF NEBRASKA, A COPY OF WHICH IS ATTACHED HERETO, TO AWARD A CONTRACT TO A.M. COHRON & SON, INC. IN THE AMOUNT OF \$10,892,938.47 FOR CONSTRUCTION OF THE 3 AVENUE VIADUCT AND 18 AVENUE PEDESTRIAN OVERPASS, PROJECT NO. RRZ-TMT-6065(5) was adopted with a motion by Roth and a second by Schilling. Augustine-Schulte, Bahr, Bulkley, Jablonski, Kresha, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay". Discussion was held regarding the city's share of costs for construction of the viaduct and pedestrian overpass.
- 14.F. Resolution No. R16-149 approving revised Real Estate Purchase and Sale Agreement with Burlington Northern Santa Fe Railway Company for three parcels of land for construction of the 3 Avenue viaduct and 18 Avenue pedestrian overpass and repealing Resolution No. R16-63.** Resolution No. R16-149 entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, APPROVING THE REVISED 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 (BOTH AMOUNTS HAVE BEEN PREVIOUSLY PAID AND ARE BEING APPLIED TO THIS REVISED AGREEMENT) 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 REPEAL RESOLUTION NO. R16-63; TO AUTHORIZE THE MAYOR TO EXECUTE THE SAME; AND TO REPEAL ALL RESOLUTIONS OR PORTIONS THEREOF IN CONFLICT HEREWITH was adopted with a motion by Lohr and a second by Schilling. Augustine-

Schulte, Bahr, Bulkley, Jablonski, Kresha, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay".

- 14.G. Resolution No. R16-150 awarding contract to B-D Construction, Inc. in the amount of \$121,530.80 for retaining wall alterations at Quail Run Golf Course.** Resolution No. R16-150 entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, AWARDING A CONTRACT TO B-D CONSTRUCTION, INC., IN THE AMOUNT OF \$121,530.80 FOR RETAINING WALL ALTERATIONS AT QUAIL RUN GOLF COURSE was adopted with a motion by Augustine-Schulte and a second by Bahr. Augustine-Schulte, Bahr, Bulkley, Jablonski, Kresha, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay".
- 14.H. Resolution No. R16-151 awarding contract to B-D Construction, Inc. in the amount of \$563,000 for construction of Columbus Area Transit storage facility.** Resolution No. R16-151 entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, AWARDING A CONTRACT TO B-D CONSTRUCTION, INC., IN THE AMOUNT OF \$563,000 FOR THE COLUMBUS AREA TRANSIT STORAGE FACILITY was adopted with a motion by Bahr and a second by Augustine-Schulte. Augustine-Schulte, Bahr, Jablonski, Lohr, Roth, and Schilling voted "Aye" and Bulkley and Kresha voted "Nay". Discussion was held regarding the total cost for this project and the feasibility of other options.
- 15. ORDINANCES ON FIRST READING:** None
- 16. ORDINANCES ON SECOND READING:** None
- 17. ORDINANCES ON THIRD READING:** None
- 18. CONSIDERATION OF PAYROLL AND BILLS ON FILE:** Payroll and all other bills included in Consent Agenda
- 18.A. ARL Credit Services.** ARL Credit Services - Service \$730.65. Jablonski requested to be excused from discussion on this agenda item because he is an owner of ARL Credit Services and therefore has a conflict of interest. Jablonski was allowed to abstain from voting on this agenda item and the rules requiring him to leave the Council Chambers during discussion and vote were suspended with a motion by Bahr and a second by Lohr. Augustine-Schulte, Bahr, Bulkley, Kresha, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay". Jablonski abstained from voting. The bill for ARL Credit Services was approved with a motion by Bahr and a second by Schilling. Augustine-Schulte, Bahr, Bulkley, Kresha, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay". Jablonski abstained from voting.
- 19. UNFINISHED BUSINESS:** None

20. **ADJOURNMENT:** The meeting adjourned at 9:32 p.m. with a motion by Bulkley and a second by Schilling. Augustine-Schulte, Bahr, Bulkley, Jablonski, Kresha, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay".

Presented and approved this 5 day of December, 2016.

MAYOR

ATTEST:

CITY CLERK