

A regular meeting of the Mayor and City Council of the City of Columbus, Nebraska, was convened in open and public session on January 3, 2017, 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 Bulkley announced that a copy of the Open Meetings Act is posted in the meeting room. Present were Mayor James Bulkley and Council Members Beth Augustine-Schulte, Charlie Bahr, Troy Hiemer, Rich Jablonski, Dennis Kresha, Prent Roth, and Ron Schilling. Council Member John Lohr was absent and excused. City staff members included City Attorney Neal Valorz, Interim City Administrator Merlin Lindahl, City Clerk Janelle Kline, City Engineer Rick Bogus, Finance Director Anne Kinnison, Police Chief William Gumm, Human Resources Director Mike Oglevie, Library Director Drew Brookhart, Public Works Director Greg McCaffery, Public Property Director Doug Moore, and Assistant City Clerk Michaela Luckey.
2. **PRAYER:** Bahr led in prayer.
3. **NATIONAL ANTHEM AND PLEDGE OF ALLEGIANCE:** Bulkley 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 Schilling. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Roth, and Schilling voted "Aye" and none voted "Nay". Lohr was absent.
 - 4.A. **Minutes of December 19, 2016, City Council meeting.**
 - 4.B. **Change date of second meeting in February 2017 to 7 p.m., Tuesday, February 21, 2017, due to President's Day holiday.**

- 4.C. Purchase of three mid-size utility vehicles for Police Department from current Nebraska State Bid contract in the amount of \$33,504 per vehicle and additional equipment in the approximate amount of \$16,500 per vehicle.**
- 4.D. Quote from A & D Technical Supply Co., Inc. in the amount of \$22,271.31 for global positioning satellite rover for Engineering Department.**
- 4.E. Annual report from Columbus Housing Authority including Computation of Payment in Lieu of Taxes.**
- 4.F. Resolution No. R17-01 approving temporary easement in the amount of \$3,680 for Jason and Kristin DeWispelare in conjunction with 12 Avenue viaduct project.** Resolution No. R17-01 is entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, APPROVING THE LOCAL POLITICAL SUBDIVISION ACQUISITION CONTRACT TEMPORARY EASEMENT-INDIVIDUAL WITH JASON G. DEWISPELARE AND KRISTIN L. DEWISPELARE, HUSBAND AND WIFE, IN THE AMOUNT OF \$3,680, FOR SHAPING PURPOSES OVER THE FOLLOWING PROPERTY DESCRIBED AS BEGINNING AT THE SOUTHWEST CORNER OF LOT 4, BLOCK 1, LISS ADDITION, TO THE CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA; THENCE NORTHERLY, ALONG THE WEST LINE OF LOT 4, TO A POINT 76.00 FEET NORTH OF THE SOUTH LINE OF SAID LOT 4; THENCE EASTERLY, ALONG A LINE PARALLEL TO AND 76.00 FEET NORTH OF THE SOUTH LINE OF SAID LOT 4, A DISTANCE OF 20.00 FEET; THENCE SOUTHERLY, ALONG A LINE PARALLEL TO AND 20.00 FEET EAST OF THE WEST LINE OF SAID LOT 4, A DISTANCE OF 52.11 FEET; THENCE SOUTHEASTERLY, DEFLECTING FROM THE PREVIOUS COURSE 43°47'52" LEFT, A DISTANCE OF 23.12 FEET; THENCE SOUTHERLY DEFLECTING FROM THE PREVIOUS COURSE 43°47'52" RIGHT, A DISTANCE OF 7.00 FEET TO A POINT ON THE SOUTH LINE OF SAID LOT 4; THENCE WESTERLY, ALONG THE SOUTH LINE OF SAID LOT 4, A DISTANCE 36.00 FEET TO THE POINT OF BEGINNING, SAID EASEMENT CONTAINING 1,767.30 SQUARE FEET, MORE OR LESS, ALL FOR THE PURPOSE OF THE 12TH AVENUE VIADUCT PROJECT.
- 4.G. Resolution No. R17-02 approving leasehold contract in the amount of \$100 for Devon and Nikki Thies in conjunction with 12 Avenue viaduct project.** Resolution No. R17-02 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 DEVON THIES AND NIKKI THIES, IN THE AMOUNT OF \$100, WITH RESPECT TO LOTS 4 AND 5, EXCEPT THE NORTH 56 FEET THEREOF, BLOCK 1, LISS ADDITION,

CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA, FOR THE PURPOSE OF THE 12TH AVENUE VIADUCT PROJECT.

- 4.H. Resolution No. R17-03 approving total acquisition contract in the amount of \$115,500 for James and Carol Pollock, Frank Dawson, and Lori Dawson-Hopp and Troy Hopp in conjunction with 12 Avenue viaduct project.** Resolution No. R17-03 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 JAMES R. POLLOCK AND CAROL J. POLLOCK, HUSBAND AND WIFE, AND FRANK A. DAWSON, A SINGLE PERSON AND LORI A. DAWSON, N/K/A LORI A. HOPP AND TROY R. HOPP, HUSBAND AND WIFE, IN THE AMOUNT OF \$115,500, WITH RESPECT TO THE WEST 48 FEET OF THE NORTH HALF (N1/2) OF LOT 2 AND THE EAST 41 FEET OF THE NORTH HALF (N1/2) OF LOT 3, BLOCK 106, ORIGINAL CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA; AND APPROVING THE WARRANTY DEED-INDIVIDUAL GIVEN PURSUANT THERETO DATED NOVEMBER 18, 2016; THE FOREGOING ARE FOR THE PURPOSE OF THE 12 AVENUE VIADUCT PROJECT.
- 4.I. Resolution No. R17-04 approving leasehold contract in the amount of \$100 for Robert and Pamala Johnson in conjunction with 12 Avenue viaduct project.** Resolution No. R17-04 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 ROBERT JOHNSON AND PAMALA JOHNSON IN THE AMOUNT OF \$100, WITH RESPECT TO A TRACT OF LAND LOCATED IN THE WEST 48 FEET OF THE NORTH HALF (N1/2) OF LOT 2 AND THE EAST 41 FEET OF THE NORTH HALF (N1/2) OF LOT 3, BLOCK 106, ORIGINAL CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA, FOR THE PURPOSE OF THE 12 AVENUE VIADUCT PROJECT.
- 4.J. Payroll and bills on file.** 1/13/17 Payroll \$544,097.70; DeWispelare, Jason and Kristin – Acquisition 3,680.00; Johnson, Robert and Pamala – Acquisition 100.00; Nebraska Title Company – Acquisition 116,417.50; Professional Surveyors Association – Training 185.00; Select Van & Storage – Acquisition 12,205.00; Siedlik, Michael and Barbara – Acquisition 390.00; Thies, Devon and Nikki – Acquisition 100.00. TOTAL \$677,175.20.
- 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:**

9.A. **Report of Tax Increment Financing and completion of Village Centre Mall and Hy-Vee Projects.** Kinnison reported that payment of bonds on two Tax Increment Finance (TIF) projects have been completed. The City of Columbus initially issued bonds in the amount of \$2,600,000 for public improvements for the Village Addition Shopping Center Redevelopment Project and an additional \$750,000 was issued five years later for the Menards project in the same redevelopment area. It took the fifteen years, as allowed by state statute, to accumulate sufficient funds to repay the bonds and there currently is \$413,472.20 remaining after the bonds retired and all potential property taxes have been collected. The City of Columbus issued bonds in the amount of \$500,000 for public improvements for the HyVee Shopping Center Redevelopment Project and those bonds took only ten years to pay off. There currently is \$6,936.51 remaining after the bonds retired and all potential property taxes have been collected. It was noted that the city is required to pay the excess funds to the county treasurer for redistribution to all taxing entities and it is anticipated that the City of Columbus will receive approximately \$69,000 back. City staff was authorized to proceed with the payment of excess property taxes from TIF projects to the Platte County Treasurer for redistribution with a motion by Bahr and a second by Jablonski. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Roth, and Schilling voted "Aye" and none voted "Nay". Lohr was absent.

10. **REPORTS OF COUNCIL COMMITTEES:**

10.A. **COMMITTEE OF THE WHOLE - January 3, 2017**

10.A.1. **Options for senior services at Community Center as Catholic Charities will discontinue their services on June 30, 2017.** The Committee of the Whole recommended to the Mayor and City Council that city staff be authorized to send Request for Proposals for services at the Community Center and if none are received, city staff be authorized to provide funding options for the City of Columbus to provide the services. The report was adopted with a motion by Bahr and a second by Schilling. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Roth, and Schilling voted "Aye" and none voted "Nay". Lohr was absent.

11. **REPORTS OF SPECIAL COMMITTEES:** None

12. **REPORTS ON LEGISLATION:** None

13. **NEW BUSINESS:**

- 13.A. Appointment of Tara L. Vasicek as City Administrator to fill vacancy.** The mayor's appointment was ratified with a motion by Schilling and a second by Hiemer. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Roth, and Schilling voted "Aye" and none voted "Nay". Lohr was absent. Tara Vasicek thanked the Mayor and City Council for the appointment and said she is excited to begin this new venture.
- 13.A.1. Resolution No. R17-05 approving Employment Agreement with Tara L. Vasicek as City Administrator for City of Columbus.** Resolution No. R17-05 entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, APPROVING AN EMPLOYMENT AGREEMENT WITH TARA L. VASICEK, 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 Schilling. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Roth, and Schilling voted "Aye" and none voted "Nay". Lohr was absent.
- 13.B. Quote from Stenger Plumbing, Inc. in the amount of \$14,725.50 for replacement of two water heaters at Aquatic Center.** The quote for water heaters was awarded to Stenger Plumbing, Inc. with a motion by Bahr and a second by Schilling. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Roth, and Schilling voted "Aye" and none voted "Nay". Lohr was absent. Moore explained that the water heaters in the locker room and bathroom are original to the facility and have deteriorated due to their age as well as the chemicals that are used in the facility.
- 13.C. Comments from Mayor and City Council Members.** Augustine-Schulte wished everyone a happy and safe new year and said she is grateful to serve the citizens in the community.
- 14. RESOLUTIONS:**
- 14.A. Resolution No. R17-06 selecting Design-Build Delivery System for construction of visitor bleachers at Pawnee Park Memorial Stadium and designating Richard Bogus, City Engineer, to serve as Performance Criteria Developer.** Resolution No. R17-06 entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, SELECTING DESIGN-BUILD DELIVERY SYSTEM FOR CONSTRUCTION OF VISITOR BLEACHERS AT PAWNEE PARK MEMORIAL STADIUM AND DESIGNATING RICHARD BOGUS, CITY ENGINEER, TO SERVE AS PERFORMANCE CRITERIA DEVELOPER IN ACCORD WITH THE PROVISIONS OF SECTIONS 13-2901 THROUGH 13-2914, REISSUE REVISED STATUTES OF NEBRASKA, 1943, AS AMENDED was adopted with a motion by Schilling and a second by Kresha. Augustine-Schulte, Bahr,

Hiemer, Jablonski, Kresha, Roth, and Schilling voted "Aye" and none voted "Nay". Lohr was absent.

- 14.B. Resolution No. R17-07 amending Resolution No. R16-97 (Schedule of Fees) by adding a fee for cemetery infant spaces sold back to the city and adding a fee for lifetime dog and cat licenses.** Resolution No. R17-07 entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, AMENDING RESOLUTION NO. R16-97 (SCHEDULE OF FEES) BY ADDING A FEE FOR CEMETERY INFANT SPACES SOLD BACK TO THE CITY AND BY ADDING A FEE FOR LIFETIME DOG AND CAT LICENSES, PURSUANT TO THE ATTACHED AND INCORPORATED HEREIN SCHEDULE; TO REPEAL ALL RESOLUTIONS OR PORTIONS THEREOF IN CONFLICT HEREWITH was adopted with a motion by Roth and a second by Jablonski. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Roth, and Schilling voted "Aye" and none voted "Nay". Lohr was absent. It was noted that cemetery infant spaces can be sold back to the city at a cost of \$50 per space if there is no Certificate of Ownership or the Certificate of Ownership does not show a purchase price and if the Certificate of Ownership shows a purchase price, the city will purchase for one-half of the original price. It was also noted that the fee for a lifetime dog and cat license is \$100 for animals six months to five years old and \$50 for animals over five years old. The lifetime dog and cat licenses are non-transferrable and non-refundable.

15. ORDINANCES ON FIRST READING:

- 15.A. Ordinance No. 17-01 amending Sections 90.016 and 90.017 of Chapter 90 of Title IX of Ordinance No. 05-47 (Columbus City Code) providing for lifetime dog and cat licenses.** The rules were suspended and Ordinance No. 17-01 was read by number only with a motion by Jablonski and a second by Kresha. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Roth, and Schilling voted "Aye" and none voted "Nay". Lohr was absent. Ordinance No. 17-01 entitled: AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, AMENDING CHAPTER 90 OF TITLE IX OF ORDINANCE NO. 05-47 (COLUMBUS CITY CODE) BY REVISING AND AMENDING SECTIONS 90.016 AND 90.017 PROVIDING FOR LIFETIME ANIMAL LICENSES FOR DOMESTIC DOGS AND CATS; REPEALING ALL ORDINANCES OR PORTIONS THEREOF IN CONFLICT HEREWITH; PROVIDING FOR PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM; AND PROVIDING FOR AN EFFECTIVE DATE was adopted with a motion by Jablonski and a second by Bahr. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Roth, and Schilling voted "Aye" and none voted "Nay". Lohr was absent.

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 7:25 p.m. with a motion by Schilling and a second by Bahr. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Roth, and Schilling voted "Aye" and none voted "Nay". Lohr was absent.

Presented and approved this 16 day of January, 2017.

MAYOR

ATTEST:

CITY CLERK