

A regular meeting of the Mayor and City Council of the City of Columbus, Nebraska, was convened in open and public session on July 3, 2017, at 5 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, John Lohr, Prent Roth, and Ron Schilling. City staff members included City Attorney Neal Valorz, City Administrator Tara Vasicek, Assistant City Clerk Michaela Luckey, City Engineer Rick Bogus, Interim Police Chief Alan Wilkins, Finance Director Anne Kinnison, Library Director Drew Brookhart, Public Property Director Doug Moore, and Account Clerk Robin Efta.
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:** Vasicek stated that the following items are considered routine by the council and will be enacted by one motion. She pointed out that there will be no separate discussion of these items unless a 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, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay".
 - 4.A. **Minutes of June 19, 2017, City Council meeting.**
 - 4.B. **Payroll and bills on file.** 7/14/17 Payroll \$599,527.95; Archer Daniels Midland Co. – Refund 90.00; Calibre Press – Registration 149.00; Deborah Ann Nelson – 12 Avenue Viaduct Project 6,118.99; Pepsi Bottling Group – Supplies 1,032.77; Redstone Veterinary Clinic – Services 1,207.26; TSP Inc. – Services 5,125.31; US Bank – Training 428.29; Walmart Community/GECRB – Supplies 1,850.36. TOTAL \$615,529.93.

5. **APPROVAL OF MINUTES:** Included in Consent Agenda
6. **SPECIAL PRESENTATIONS:** None
7. **PUBLIC HEARINGS:**
 - 7.A. **Public Hearing - Consideration to purchase a lift-equipped small bus at an estimated cost of \$60,000 for Columbus Area Transit System, with funding assistance being sought from Federal Transit Administration (80% federal and 20% city).** No public testimony was heard. The public hearing closed with a motion by Bahr and a second by Schilling. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay".
 - 7.A.1. **Resolution No. R17-83 authorizing application for funds from Federal Transit Administration to purchase a lift-equipped small bus for Columbus Area Transit.** Resolution No. R17-83 entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, AUTHORIZING THE APPLICATION FOR FUNDS FROM THE FEDERAL TRANSIT ADMINISTRATION, PURSUANT TO THE FEDERAL TRANSIT ACT, FOR THE PURCHASE OF A LIFT-EQUIPPED SMALL BUS FOR THE COLUMBUS AREA TRANSIT SYSTEM was adopted with a motion by Lohr and a second by Bahr. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay". Moore explained that this bus will replace one that has over 140,000 miles and is in need of major repairs.
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. **Appointment of Jack Gutierrez to Civil Service Commission to fill unexpired term of Fred Bellum.** The two-week waiting period was waived and the mayor's appointment was ratified with a motion by Schilling and a second by Lohr. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay".

- 13.B. Change Order No. 1 with Gehring Construction & Ready Mix Co., Inc. in the amount of \$60,703.50 to add paving at the intersection of 12 Avenue and 8 Street to the Concrete Paving Improvements 2017 project.** Change Order No. 1 with Gehring Construction and Ready Mix Co., Inc. was approved with a motion by Bahr and a second by Hiemer. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay". Bogus noted that this change order is to repair damaged concrete at this intersection.
- 13.C. Comments from mayor and city council members.** Bahr wished everyone a happy and safe Fourth of July holiday. Kresha reminded citizens to clean up their used fireworks. Hiemer referred to recent graffiti in the parks and asked citizens to be alert and report any suspicious activity.
- 14. RESOLUTIONS:**
- 14.A. Resolution No. R17-84 adopting City Council rules.** Resolution No. R17-84 entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, ADOPTING THE RULES OF THE CITY COUNCIL IN ACCORD WITH SECTION 30.20 OF CHAPTER 30 OF TITLE III OF ORDINANCE NO. 05-47 (COLUMBUS CITY CODE); AND TO REPEAL ALL RESOLUTIONS OR PORTIONS THEREOF IN CONFLICT HEREWITH was adopted with a motion by Bahr and a second by Lohr. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay".
- 14.B. Resolution No. R17-85 approving the OneLibrary Consortium Interlocal Agreement with the City of Norfolk, the City of Wayne, the City of Schuyler, the City of Scottsbluff, Northeast Community College, and Central Community College.** Resolution No. R17-85 entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, APPROVING THE ONELIBRARY CONSORTIUM INTERLOCAL AGREEMENT WITH THE CITY OF NORFOLK, NEBRASKA; THE CITY OF WAYNE, NEBRASKA; THE CITY OF SCHUYLER, NEBRASKA; THE CITY OF SCOTTSBLUFF, NEBRASKA; NORTHEAST COMMUNITY COLLEGE; AND, CENTRAL COMMUNITY COLLEGE; WHICH SHALL SERVE TO TERMINATE THE PRIOR INTERLOCAL AGREEMENT DATED JANUARY 16, 2001, A COPY OF WHICH IS ATTACHED HERETO, AND INCORPORATED HEREIN BY THIS REFERENCE; TO AUTHORIZE THE MAYOR TO EXECUTE THE SAME ON BEHALF OF THE CITY; AND TO REPEAL ALL RESOLUTIONS IN CONFLICT HEREWITH was adopted with a motion by Schilling and a second by Bahr. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay". Brookhart explained that this resolution approves revisions to the original cost-sharing agreement in order to provide for new integrated library software and changes to the way the data is hosted.

- 14.C. Resolution No. R17-86 approving agreement with Platte County, Nebraska, to provide library services from July 1, 2017 through June 30, 2020, for citizens of Platte County who reside outside city limits.** Resolution No. R17-86 entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, APPROVING AGREEMENT WITH PLATTE COUNTY, NEBRASKA, TO PROVIDE LIBRARY SERVICES FROM JULY 1, 2017 THROUGH JUNE 30, 2020, FOR CITIZENS OF PLATTE COUNTY WHO RESIDE OUTSIDE OF THE COLUMBUS CITY LIMITS, A COPY OF WHICH IS ATTACHED HERETO AND INCORPORATED HEREIN; TO AUTHORIZE THE MAYOR TO EXECUTE THE SAME; AND TO REPEAL ALL RESOLUTION OR PORTIONS THEREOF IN CONFLICT HEREWITH was adopted with a motion by Kresha and a second by Augustine-Schulte. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay". Brookhart explained that this resolution approves an extension to the current contract that provides revenue to fully fund mobile library services.
- 14.D. Resolution No. R17-87 approving Memorandum of Understanding with Celebrating Nebraska Statehood for a mobile children's museum to be located on the lot north of 14 Street between 23 and 24 Avenues from September 14 through 16, 2017, in conjunction with celebration of Nebraska's Sesquicentennial.** Resolution No. R17-87 entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, APPROVING A MEMORANDUM OF UNDERSTANDING WITH CELEBRATING NEBRASKA STATEHOOD IN CONJUNCTION WITH A MOBILE CHILDREN'S MUSEUM IN CELEBRATION OF NEBRASKA'S SESQUICENTENNIAL was adopted with a motion by Roth and a second by Jablonski. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay".
- 14.E. Resolution No. R17-88 approving agreement with Crouch Recreation, Inc. in the amount of \$259,110 for construction of Pawnee Park Memorial Stadium visitor bleachers using the design-build provisions in the city's purchasing policy.** Resolution No. R17-88 entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, APPROVING AGREEMENT WITH CROUCH RECREATION, INC., IN THE AMOUNT OF \$259,110 FOR CONSTRUCTION OF PAWNEE PARK MEMORIAL STADIUM VISITOR BLEACHERS, 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 Hiemer and a second by Bahr. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay". Schilling expressed

concerns with the aesthetics of the bleachers as the backside will face the baseball field.

- 14.F. Resolution No. R17-89 approving agreement with Daktronics, Inc. to sell advertising on the scoreboard at Pawnee Park Memorial Stadium.** Resolution No. R17-89 entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, APPROVING AGREEMENT WITH DAKTRONICS, INC. TO SELL ADVERTISING FOR THE SCOREBOARD AT PAWNEE PARK MEMORIAL STADIUM, EFFECTIVE JULY 3, 2017 THROUGH JULY 31, 2022; A COPY OF WHICH IS ATTACHED HERETO AND INCORPORATED HEREIN; AND TO AUTHORIZE THE MAYOR TO EXECUTE THE SAME ON BEHALF OF THE CITY OF COLUMBUS was adopted with a motion by Jablonski and a second by Lohr. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay".

15. ORDINANCES ON FIRST READING:

- 15.A. Ordinance No. 17-14 amending Section 90.035 of Chapter 90 of Title IX of Ordinance No. 05-47 (Columbus City Code) regarding destruction of property by animals to add a provision that it shall be unlawful to inflict personal injury upon another.** On its first reading, Ordinance No. 17-14 entitled: AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, AMENDING SECTION 90.035 OF CHAPTER 90 OF TITLE IX OF ORDINANCE NO. 05-47 (COLUMBUS CITY CODE) REGARDING DESTRUCTION OF PROPERTY BY ANIMALS TO ADD A PROVISION THAT IT SHALL BE UNLAWFUL TO INFLICT PERSONAL INJURY UPON ANOTHER; REPEALING ALL ORDINANCES OR PORTIONS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE was read by number only.
- 15.B. Ordinance No. 17-15 amending Section 92.12 of Chapter 92 of Title IX of Ordinance No. 05-47 (Columbus City Code) to provide that the jurisdiction regarding nuisances shall extend to and the territorial application shall include all territory adjacent to the limits of the city within two miles and all territory within the corporate limits.** On its first reading, Ordinance No. 17-15 entitled: AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, AMENDING SECTION 92.12 OF CHAPTER 92 OF TITLE IX OF ORDINANCE NO. 05-47 (COLUMBUS CITY CODE) TO PROVIDE THAT THE JURISDICTION REGARDING NUISANCES SHALL EXTEND TO AND THE TERRITORIAL APPLICATION SHALL INCLUDE ALL TERRITORY ADJACENT TO THE LIMITS OF THE CITY WITHIN TWO MILES THEREOF AND ALL TERRITORY WITHIN THE CORPORATE LIMITS; REPEALING ALL ORDINANCES OR PORTIONS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE was read by number only.

- 15.C. Ordinance No. 17-16 amending Sections 150.024, 150.028, 150.029, 150.046, and 150.048 of Chapter 150 of Title XV of Ordinance No. 05-47 (Columbus City Code) regarding electrical and plumbing codes to require certificates of insurance.** Vasicek reported that this ordinance needs further review and Ordinance No. 17-16 was removed from the agenda with a motion by Jablonski and a second by Schilling. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay".
- 15.D. Ordinance No. 17-17 amending Chapter 150 of Title XV of Ordinance 05-47 (Columbus City Code) by adding a section that requires general contractors to be registered and to provide proof of insurance.** On its first reading, Ordinance No. 17-17 entitled: AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, AMENDING CHAPTER 150 OF TITLE XV OF ORDINANCE NO. 05-47 (COLUMBUS CITY CODE) BY ADDING A SECTION THAT REQUIRES GENERAL CONTRACTORS TO BE REGISTERED AND TO PROVIDE PROOF OF INSURANCE TO THE CITY; REPEALING ALL ORDINANCES OR PORTIONS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE was read by number only.
- 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 5:32 p.m. with a motion by Augustine-Schulte and a second by Jablonski. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, Roth, and Schilling voted "Aye" and none voted "Nay".

Presented and approved this 17 day of July, 2017.

MAYOR

ATTEST:

CITY CLERK