

A regular meeting of the Mayor and City Council of the City of Columbus, Nebraska was convened in open and public session on April 18, 2011 at 7 p.m. in the Council Chambers, 1369 25th Avenue, Columbus, Nebraska.

Notice of this meeting was given in advance thereof by publication in the Columbus Telegram on March 30, 2011, 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.

STATEMENT OF COMPLIANCE WITH OPEN MEETINGS ACT: Mayor Moser read the following statement: "In compliance with the Open Meetings Act, Legislative Bill 898, Second Session Ninety-Ninth Legislature of Nebraska, a current copy of the Act is posted in this meeting room".

ROLL CALL: Present were Mayor Michael Moser and Council Members Beth Augustine, Charlie Bahr, Ron Bogus, Jim Bulkley, Ron Schilling, Rich Jablonski, John Lohr and Terry Reardon.

City staff members present included City Administrator Joseph Mangiamelli, City Clerk Linda Walters, City Attorney Stephen Hansen, City Engineer David Goedeken, Police Chief William Gumm, Finance Director Anne Kinnison, Public Property Director Doug Moore, Public Works/Environmental Services Director Chuck Thomerson and Library Director Jill Owens.

PRAYER: Mayor Moser asked all to rise and Council President Bogus led in prayer.

NATIONAL ANTHEM AND PLEDGE OF ALLEGIANCE: Mayor Moser asked all to remain standing and join him in the National Anthem and Pledge of Allegiance.

CONSENT AGENDA: City Administrator 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 a citizen so requests, in which event the item will be removed from consent status and considered in its normal sequence on the agenda.

- A. Approval of minutes of the April 4, 2011, City Council meeting.
- B. Approval of plans, specifications and estimate of cost, as submitted by City Engineer Goedeken, for Street Construction 2011 and authorization for city staff to advertise for bids.
- C. Approval of plans, specifications and estimate of cost, as submitted by City Engineer Goedeken, for Sanitary Sewer Rehabilitation Project 2011 and authorization for city staff to advertise for bids.

- D. Annual renewal of Solid Waste Hauling Licenses for the following:
- Ace Sanitation Service, Inc., Don Peterson, P.O. Box 383, Columbus, NE
 - Big Red Sanitation, Inc., Gary Schlesinger, P.O. Box 262, Columbus, NE
 - Callaway Truck Equipment, Ted Glock, P.O. Box 26, Shelby, NE
 - Diamond Sanitation, Michael B. Rosenthal, P.O. Box 327, Columbus, NE
 - U & I Sanitation, LLC, Joan Cech, P.O. Box 1340, Columbus, NE
 - Waste Connections, Inc., Dennis Herskind, 1200 Hamilton St, Fremont, NE
- E. Approval of Resolution No. R11-36 authorizing payment of various improvement projects.
- F. Approval of Resolution No. R11-37 approving Service/Consultant Agreement with Northeast Nebraska Economic Development District for general administration services of Community Development Block Grant 10-ED-012 (Rail Served Industrial Site).
- G. Approval of Finance Department reports.
- H. Approval of payroll and bills on file. 4/29/2011 Payroll 346,870.51; A & S Detailing – Service 45.00; Ace Hardware & Garden Center – Supplies 1,055.28; Adamson Industries Corp – Supplies 894.85; Donald D Adkisson – Pension 609.00; Advance Auto Parts – Supplies 28.98; Airport Lighting Systems – Supplies 494.89; AJ Guns – Supplies 97.50; Alltel – Utilities 1,485.18; Amazon – Supplies 446.58; American Traffic Safety – Supplies 267.50; Amsan LLC – Supplies 853.64; Anderson Ford Lincoln Mercury – Police Vehicle 24,157.00; ANSIR4U – Service 90.00; Aqua-Pure, Inc. – Chemicals 8,397.47; Art Editions Framing & Gallery – Supplies 350.00; AS Central Services – Service 704.00; ASCAP – License 310.18; AT&T – Utilities 5.88; ATCO International – Supplies 99.75; AVI Systems, Inc. – Service 3,094.00; Baird Holm LLP – Service 200.00; Baker & Taylor – Supplies 6,372.61; Barco Municipal Products – Supplies 439.41; Wesley Baxa – Pension 1,232.54; Beard-Warren Heating & Air Conditioning – Service/Supplies 1,009.51; Behlen Auto Repair – Service 38.90; Behlen Towing – Service 960.00; Best Western Plus Grand Island – Lodging 680.00; Big Red Sanitation – Service 295.00; Bill's Tire Outlet – Service 2,259.00; Carroll A Bisson – Pension 716.51; Black Hills Energy – Utilities 11,888.43; Blackstone – Supplies 61.50; Frank J Blahak Jr – Pension 762.00; Bomgaars – Supplies 783.36; William C Brandenburgh – Pension 664.25; Brown Traffic Products – Supplies 1,108.00; David Burritt – Expenses 180.00; Butler County Landfill – Tire Disposal 184.44; California Contractors – Supplies 89.70; Carolina Software – Supplies 200.00; Vanessa Casper – Service 30.00; Central Community College – Training 45.00; Central Parts & Machine – Supplies 676.37; Central Sand & Gravel Co. – Supplies 3,490.66; Central Valley Ag – Supplies 207.19; Mike Cielocha – DARE Expenses 560.00; City of Columbus – Utilities 101.52; Club Prophet Systems – Service 90.00; Coffman Associates – Airport Layout Plan 14,208.00; Columbus Area Chamber of Commerce –

Supplies 1,000.00; Columbus Community Hospital – Service/Supplies 1,431.18; Columbus Custom Embroidery – Supplies 310.00; Columbus Electronics, Inc. – Supplies 168.96; Columbus Plumbing Company – Supplies 102.30; Columbus Screen Printing – Supplies 242.00; Columbus Telegram – Publications 1,493.37; Columbus Tire & Service – Service 260.84; Community Internet – Service 255.00; Connecting Point/Radio Shack – Supplies 175.92; Consolidated Water Solutions – Chemicals 5,740.00; Continental Research Corp – Chemicals 7,035.00; Cornhusker International Trucks, Inc. – Supplies 102.25; Cornhusker Public Power District – Utilities 787.49; Mark Cozad – Expenses 10.33; CRA Payment Center – Supplies 26.76; Credit Bureau Services – Membership 5.00; Culligan – Supplies 142.40; Danko Emergency Equipment – Supplies 1,233.92; Jim Davis – Expenses 180.00; Dell Marketing L P – Supplies 902.00; DEMCO – Supplies 391.70; Diamond Vogel Paints – Supplies 242.34; Dinkel Implement Co. – Supplies 44.16; Tom Dinsdale Chevrolet, Cadillac, GMC – Supplies 653.41; DPC Industries – Chemicals 828.38; Draftex – Supplies 280.00; Douglas Dunbar – Contract 4,936.00; Douglas Dunbar – Commissions 2,536.96; Douglas Dunbar – Expenses 1,190.86; Dymaxion Research Ltd – Service 19.07; Eakes Office Plus – Supplies 5,776.94; Early Advantage – Supplies 823.45; Electric Pump, Inc. – Supplies 2,286.29; Electrical Engineering & Equipment Co. – Supplies 778.97; Elliott Equipment Co. – Supplies 1,380.00; Energy Savers of Nebraska – Supplies 909.00; Enterprise Electric CO/CED – Supplies 14.28; Eriksen Construction Company, Inc. – UV Disinfection 278,146.57; Ernst Auto Center – Service 22.52; Excel Commercial – Utilities 55.79; Eyecare Associates of Columbus – Supplies 510.00; Fastenal Company – Supplies 1,335.51; Fireguard, Inc. – Service 474.10; First Bankcard – Expenses 5,434.62; First National Bank & Trust Company – Service 179.34; Fleet Safety Equipment – Service 1,435.00; S A Foster Lumber Co. – Supplies 53.88; Franklin Products – Supplies 590.40; Frontier – Utilities 4,793.30; Frontier Communications – Utilities 217.94; Gaeth Pest Control Services, Inc. – Service 285.00; Gale – Supplies 126.73; Galls – Supplies 4,583.95; Gehring Construction & Ready-Mix Company – Supplies 907.12; Gerhold Concrete Company – Supplies 4,066.16; Fernando Gil – Service 20.00; Godfather's Pizza – Meals 87.25; David Goedeken – Expenses 337.48; Graphic Screen Printing – Supplies 52.00; Great American Outdoor – Service 1,412.25; Great Plains One Call Service – Service 169.61; The Greenkeeper – Supplies 1,555.88; Ron Groene – Expenses 7.58; Hach Company – Service 828.45; Hadley-Braithwait Company – Supplies 1,172.55; Hawkins, Inc. – Chemicals 5,591.84; HDR Engineering, Inc. – UV Disinfection 17,888.50; Dean Hefti – Expenses 60.52; Holiday Inn Express Kearney – Lodging 142.00; Hometown Leasing – Supplies 177.12; Houchen Bindery Ltd – Service 383.70; Mark S Howerter MD – Contract 500.00; Roger Hurt – Expenses 180.00; Husker Coop – Fuel 13,986.62; Husker Steel – Supplies 61.60; Hy-Vee, Inc. – Supplies 212.07; IBM Corporation – Service 948.32; Industrial Control Systems, Inc. – Service/Supplies 3,591.77; Infoprint Solutions Co. – Service 480.00; Ingram Library Service, Inc. – Library Materials 247.63; Inspro, Inc. – Insurance 118,470.00; Interstate All Battery Center – Supplies 466.80; Jack's Uniforms & Equipment – Supplies 1,455.21; Jackson Services, Inc. – Supplies 2,613.52; Jackson Services, Inc. – Rent 200.00; Daniel Janicek – Expenses 20.00; Randy Janicek – Expenses 150.00; Herman Janssen – Expenses 126.64;

JEO Consulting Group, Inc. – Service 211.50; JEO Consulting Group, Inc. – Loup Levee Recertification 5,232.00; Jimmy John's – Meals 49.73; K-C Auto Supply, Inc. – Supplies 7.46; Kelly Supply Company – Supplies 181.56; Gerald Killham – Easement 449.00; Kiplinger Washington – Subscription 124.00; KJSK – Advertising 159.00; KKOT/KTTT – Advertising 318.00; KLIR – Advertising 159.00; Eric Kluever – Expenses 20.00; Kralik's Sew & Vac Center – Supplies 56.82; KZEN – Advertising 159.00; L & P Financial Services – Supplies 597.50; Lab Safety Supply – Supplies 1,647.51; Larue Distributing, Inc. – Supplies 120.63; League of Nebraska Municipalities – Supplies 57.50; Liberty Cleaners – Service 76.00; Pete Lien & Sons, Inc. – Chemicals 8,482.56; The Lifeguard Store, Inc. – Supplies 125.00; Kyle Lingenfelter – Expenses 150.00; John F Lohr – Expenses 172.73; Angelica Lopez – Service 20.00; Lorman Education Services – Training 488.00; Lucy Louis – Easement 460.00; Loup Power District – Utilities 82,275.84; Brad Luchsinger – Easement 2,901.00; Luchsinger Farms – Easement 960.00; Todd Luchsinger – Easement 2,901.00; M & O Door Products – Service 65.00; Mail Prep, Etc. – Postage 257.21; The Mailbox – Postage 87.00; MailFinance – Postage Machine Lease 198.03; Marley's Electric, Inc. – Service 831.90; Matheson-Linweld – Supplies 310.45; McDonalds – Meals 163.00; Rachele McPhillips – Expenses 89.76; Mead Lumber Company-Columbus – Supplies 51.71; Mellen & Associates, Inc. – Flow Meter 10,549.58; Carroll & Doris Melliger – Easement 220.00; Gregg Melliger – Easement 3,791.00; Gregg & Cindy Melliger – Easement 220.00; Menards – Supplies 2,183.74; Metron-Farnier LLC – Supplies 1,254.78; Michael Richard Wastewater Microbiology LLC – Service 350.00; Mid Con Systems, Inc. – Supplies 140.60; Mid-American Research Chemical – Supplies 2,407.39; Mid-Nebraska Communications, Inc. – Service 3,065.92; Mid-State Engineering & Testing, Inc. – South Water Plant 417.00; Mid-State Engineering & Testing, Inc. – UV Disinfection 2,597.50; Mid-State Engineering & Testing, Inc. – Armory Road 2,327.00; Midwest Laboratories, Inc. – Service 650.91; Midwest Machine & Tool, Inc. – Supplies 65.00; Midwest Right of Way Services – 8th Street Paving 21,862.50; Midwest Service & Sales – Supplies 4,121.93; Midwest Tape LLC – Supplies 20.24; Mike's Towing – Service 4,071.75; Miracle Recreation Equipment – Supplies 120.40; Motion Industries, Inc. – Supplies 130.27; Mountain View LLC – Service 195.00; Shane Mueller – Service 146.50; Mueller Sprinklers – Supplies 1,076.40; Municipal Supply, Inc. – Supplies 642.00; National Association of School Resource Officers – Membership 40.00; NCS Equipment Rental – Service 570.80; Nebraska Code Officials – Training 75.00; Nebraska Department of Economic Development – Grants 4,773.73; Nebraska Department of Environmental Quality – Training 150.00; Nebraska GIS/LIS Association – Training 500.00; Nebraska Harvestore Systems – Service 2,816.49; Nebraska Humanities Council – Supplies 125.00; Nebraska Juvenile Justice – Supplies 75.00; Nebraska Law Enforcement Training Center – Training 140.00; Nebraska Library Commission – Supplies 2,267.80; Nebraska Notary Association – Notary Renewal 98.25; Nebraska Public Health Environmental Laboratory – Service 672.00; Nebraska Rural Water Association – Training 1,021.00; Nebraska Society of CPA's – Dues 125.00; Nebraska Supreme Court – Supplies 118.50; Nebraska U C Fund – Payment 9,955.27; Nebraska-Iowa Industrial Fasteners Corp. – Supplies 126.79; Marvin O Nelson – Pension 502.50; Jay Nickolite –

Expenses 9.33; NMC Exchange LLC – Service 887.70; Northeast Nebraska Economic Development District – Grants 3,421.52; Northeast Nebraska Solid Waste Coalition – Landfill Disposal 39,446.25; Northern Safety Co., Inc. – Supplies 219.63; O’Keefe Elevator Company – Service 776.95; O’Reilly Automotive, Inc. – Supplies 319.91; Obrist & Co., Inc. – Service 543.93; Occupational Health Services – Service 1,025.05; OCLC, Inc. – Service 535.59; Officenet – Supplies 22.25; Omaha World Herald – Subscription 213.20; Orion Corporation – Easement 2,774.65; Jill Owens – Expenses 46.41; The Parts Bin – Supplies 510.37; Payroll Clearing – Police Pension 84.00; Peerless Wiping Cloth – Supplies 310.40; Richard Pehrson – Expenses 59.50; Pet Care Specialists – Service 19.35; Petty Cash – Expenses 106.43; Pioneer Hook & Ladder Company – Expenses 267.50; Platte County – Contract 2,750.00; Platte Valley Humane Society – Payment 12,582.50; Precision Industries, Inc. – Supplies 161.60; Presto-X-Company – Service 248.00; Pumping Solutions – Service 1,017.06; Pyramid Canvas & Mfg Co. – Supplies 75.00; Quill Corporation – Supplies 129.91; Qwest – Utilities 1,515.91; Rave Sports – Supplies 3,872.88; Recorded Books LLC – Supplies 458.20; Recreation Supply Company – Supplies 62.04; Redstone Veterinary Clinic – Service 39.00; Sackett Electric – Service 60.28; Sahling Kenworth, Inc. – Service 288.54; Sapp Bros Columbus, Inc. – Fuel 8,505.15; Sapp Bros Petroleum, Inc. – Fuel 7,686.05; Sax’s Pizza – Meals 100.00; Schneider’s O K Tire Company – Supplies 81.00; Schneider’s O K Tire Company – Lease Payment 30.00; School District #1 – Payment 10,530.00; Carla Schreiber – Refund 6.15; Seacrest & Kalkowski – Downtown Blight Study 2,838.00; Security Equipment, Inc. – Service 312.00; Settje Plumbing – Service 467.02; Jean Sharman – Expenses 81.60; Sipple, Hansen, Emerson & Schumacher – Service 2,543.65; Sirsidynix – Service 9,606.48; Matt Soukup – Expenses 51.00; Elizabeth L Springer – Easement 60.00; Stanley Petroleum – Service 1,133.95; State of Nebraska Department of Labor – Service 72.00; State of Nebraska Department of Revenue – Sales Tax 29,312.95; Gene Steffy Ford – Service 107.60; Stenner Pump Company – Service 674.20; Stericycle, Inc. – Supplies 123.22; Perry Stultz – Refund 150.00; Sunshine Filters of Pinellas, Inc. – Supplies 781.20; Sysco Lincoln – Supplies 3,511.14; T & L Services – Service 250.00; Telebeep Wireless – Service 34.22; Telvent DTN – Service 583.50; Ten Minute Lube Center – Service 66.90; Cindy Ternus – Service 20.00; Charles Thomerson – Expenses 118.50; Thompson Publishing Group, Inc. – Supplies 438.50; Trent Tobiason - Expenses 184.62; Tool Shed – Supplies 51.00; Tractor Supply Credit Plan – Supplies 204.60; Tri-County Truck Repair – Service 1,020.68; Celeste Tworek – Expenses 76.72; Jerry Tworek – Service 2,995.00; Typhoon Wash – Service 66.00; U & I Sanitation – Service 106.00; U S Bank – Expenses 1,458.67; Ultra Graphics – Supplies 363.15; United Seeds, Inc. – Supplies 1,355.00; United States Post Office – Postage 1,758.84; United States Postal Service – Postage 1,000.00; UPS Store – Postage 112.20; Upstart – Supplies 290.50; USA Blue Book – Supplies 1,710.03; Utilities Sections League of Nebraska Municipalities – Training 150.00; Utility Service Co., Inc. – Water Tank 22,288.35; Vacuum Center – Service 37.40; Van Wall Turf & Irrigation – Supplies 216.00; Volunteer Fire Department – Expenses 58.05; Wahoo Heritage Inn – Lodging 695.40; Walmart Community – Supplies 1,450.96; Waste Connections of Nebraska – Service 309.84; Wellness Councils of America –

Supplies 11.75; Wemhoff Refrigeration, Inc. – Equipment 6,366.87; West Point Implement of Columbus – Supplies 229.88; Wise-Mack, Inc. – Supplies 259.15; Karl Wlaschin – Expenses 42.31; Wunderlich's Catering – Meals 211.00; Zee Medical Service – Supplies 185.55; Zep Sales & Service – Supplies 343.93.
TOTAL 1,047,362.67.

Moved by Bogus, seconded by Schilling, the items on the consent agenda, being routine in nature, be approved as presented. Roll call and Council Members Augustine, Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Motion carried.

PRESENTATION ON STATUS OF VIADUCT PROJECTS: City Engineer Goedeken explained that the 3rd, 12th and 18th Avenue viaduct projects are separate construction projects but for design and environmental purposes are being considered as one. Goedeken stated that the projects are now in the preliminary design and the environmental phases. Goedeken said the Environmental Assessment (EA) has been completed for the project and submitted to the Nebraska Department of Roads (NDOR) and the Federal Highway Administration (FHWA) for their review and concurrence. Goedeken reported that last week the city received notice the EA has been approved by the NDOR and FHWA. Goedeken explained the next step is to advertise the completion of the document for public comment and at the end of the public comment phase the city will host a public hearing for the formal presentation of the environmental documents. Goedeken reported that the public hearing is scheduled to be held on May 26, 2011 from 6 p.m. to 8 p.m. in the Council Chambers where citizens can provide input on the project's environmental aspects following a presentation from the consultants. Goedeken said he anticipates the final design phase to begin by mid Fall 2011 and at that time, the city will begin negotiations with property owners for right of way acquisition and the utility companies for utility conflicts. Goedeken noted that construction on the 3rd Avenue and 18th Avenue projects is anticipated for 2013/2014 and the 12th Avenue project is being planned for 2014/2015. In response to Council Member Augustine, Goedeken explained the aspects involved with the environmental studies.

PUBLIC FINANCE, JUDICIARY AND PERSONNEL COMMITTEE REPORT – ISSUANCE OF APPROXIMATELY \$840,000 OF VARIOUS PURPOSE BONDS, SERIES, 2011, FOR A) FINANCE CONSTRUCTION IN STREET IMPROVEMENT DISTRICT NOS. 174, 175, 176 AND 177; WATER EXTENSION DISTRICT NOS. 57, 58, AND 60; SEWER EXTENSION DISTRICT NO. 42; AND SIDEWALK IMPROVEMENT DISTRICT NO. 12; AND B) REFUND GENERAL OBLIGATION REFUNDING BONDS, SERIES 2005, IN THE AMOUNT OF \$195,000: Finance Director Kinnison pointed out that the Columbus Telegram reported the city was issuing \$840,000 in bonds for financing improvements in Quail Landing Subdivision and clarified that only \$275,000 in Bond Anticipation Notes will be issued for said improvements. The report of the Public Finance, Judiciary and Personnel Committee was presented with the recommendation to authorize the issuance of Various Purpose Bonds, Series 2011, in the approximate amount of \$840,000 to finance Street Improvement District Nos. 174, 175, 176 and 177; Water Extension District Nos. 57, 58 and 60; Sewer Extension District No. 42 and Sidewalk Improvement District No. 12;

refund \$195,000 of General Obligation Refunding Bonds, Series 2005; and call \$260,000 of General Obligation Refunding Bonds, Series 2005, with \$195,000 refinanced into the Various Purpose Bonds, Series 2011 issue and \$65,000 to be paid from cash on hand. Moved by Augustine, seconded by Schilling, this report be adopted. Roll call and Council Members Augustine, Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Motion carried.

PUBLIC FINANCE, JUDICIARY AND PERSONNEL COMMITTEE REPORT – ISSUE BOND ANTICIPATION NOTES OF APPROXIMATELY \$275,000 TO FINANCE SEWER EXTENSION DISTRICT NO. 43; WATER EXTENSION DISTRICT NO. 61; AND STREET IMPROVEMENT DISTRICT NO. 179:

The report of the Public Finance, Judiciary and Personnel Committee was presented with the recommendation to authorize the issuance of Bond Anticipation Notes in the approximate amount of \$275,000 with a three year maturity to finance Sewer Extension District No. 43; Water Extension District No. 61 and Street Improvement District No. 179. Moved by Augustine, seconded by Schilling, this report be adopted. Roll call and Council Members Augustine, Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Motion carried.

PUBLIC FINANCE, JUDICIARY AND PERSONNEL COMMITTEE REPORT - CONSIDER ISSUANCE OF BONDS TO FINANCE 8TH STREET WATER AND SANITARY SEWER EXTENSIONS AND WATER TREATMENT PLANT: OPTION A-SHORT TERM; OPTION B-LONG TERM:

The report of the Public Finance, Judiciary and Personnel Committee was presented with the recommendation to authorize the issuance of Combined Revenue Bonds, Series 2011 in the approximate amount of \$1,580,000 to finance the 8th Street Water and Sanitary Sewer Extensions and the balance of the Water Treatment Plant Improvements. Moved by Augustine, seconded by Reardon, this report be adopted. In response to Council Member Lohr, Finance Director Kinnison clarified that the city chose Option B for long term financing. Roll call and Council Members Augustine, Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Motion carried.

APPLICATION OF DANIEL ROSENTHAL, D.B.A. CUSTOMTRASH, FOR SOLID WASTE HAULING LICENSE:

An application was presented from Daniel Rosenthal, d.b.a. CustomTrash, 268 10th Avenue, for a Solid Waste Hauling License. A memorandum was also presented from Public Works/Environmental Services Director Thomerson submitting detailed information and a staff recommendation to approve the license. Moved by Bulkley, seconded by Schilling, the license be approved. In response to Council Member Augustine, Rosenthal showed the type of 42 gallon blue bag that is available for purchase for \$4 per bag. Rosenthal explained that his business is based on a Pay-As-You-Throw concept and pointed out that the cost of the service is based on the number of prepaid bags individuals use. Rosenthal pointed out that CustomTrash will cover a different section of town each day which will result in having only one truck on each city street once per week. Roll call and Council Members Augustine, Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Motion carried.

APPLICATION OF DUSTIN OPPLIGER AND CHAD OPPLIGER, D.B.A. 4 JOKERS BAR, 2521 11TH STREET, FOR SPECIAL DESIGNATED LICENSE TO SERVE BEER AND DISTILLED SPIRITS ON 11TH STREET FROM 26TH AVENUE HALF WAY TO 25TH AVENUE, COLUMBUS, NEBRASKA, 6 P.M. TO 1 A.M., JUNE 18, 2011, FOR STREET DANCE:

An application was presented from Dustin Oppliger and Chad Oppliger, d.b.a. 4 Jokers Bar, 2521 11th Street, for a Special Designated License to serve beer and distilled spirits on 11th Street from 26th Avenue half way to 25th Avenue, Columbus, Nebraska, 6 p.m. to 1 a.m., June 18, 2011, for a street dance. A memorandum was also presented from Police Chief Gumm recommending the application not be approved due to the fact this would allow alcohol to be sold and consumed on city owned property. Moved by Bulkley, seconded by Bogus, the application be approved and a letter be sent to the Nebraska Liquor Control Commission notifying them of the Council's action. In response to further questions from Council Member Augustine as to why the Police Chief is recommending denial, Gumm stated that State Statute and City Code specifically prohibits the consumption of alcoholic beverages in "public parks, streets, avenues, alleys, parking areas, roads or highways...". In response to Council Member Lohr, Gumm addressed the noise factor. In response to Council Member Schilling, Erica Young, 2623 State Highway 91, Albion, NE, on behalf of the applicant, explained that 10% of the gate money will be donated to the D.A.R.E. Program. Roll call and Council Members Augustine, Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Motion carried.

AWARD QUOTE FOR PATRON SELF-CHECK SYSTEM FOR COLUMBUS PUBLIC LIBRARY:

A memorandum was presented from Library Director Owens recommending award of quote to 3M Library Systems, St. Paul, Minnesota, in the amount of \$11,494 for a patron self-check system for the Columbus Public Library. Moved by Bogus, seconded by Bulkley, the quote be awarded to 3M Library Systems in the amount of \$11,494 for a patron self-check system for the Columbus Public Library. In response to Council Member Augustine, Owens explained this system in detail and pointed out that it will provide another option for checking out materials as well as decrease patrons wait time at the circulation desk. Owens also pointed out that \$26,000 was included in the budget for this item. Roll call and Council Members Augustine, Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Motion carried.

COMMENTS FROM MAYOR AND CITY COUNCIL MEMBERS: Mayor Moser announced that Senator Schumacher will be participating in the Mayor's Round Table on April 26th.

RESOLUTION NO. R11-38 WAS INTRODUCED BY COUNCIL MEMBER REARDON.

RESOLUTION NO. R11-38
ADOPTED: APRIL 18, 2011

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA APPROVING AGREEMENT WITH MIKE STEINER AS TEMPORARY FIRE TRAINING AND SAFETY OFFICER FOR THE FIRE DEPARTMENT.

Moved by Reardon, seconded by Bulkley, Resolution No. R11-38 be passed and adopted. Roll call and Council Members Augustine, Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Motion carried.

RESOLUTION NO. R11-39 WAS INTRODUCED BY COUNCIL MEMBER SCHILLING.

RESOLUTION NO. R11-39
ADOPTED: APRIL 18, 2011

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, TO ACCEPT AND APPROVE VARIOUS RIGHT-OF-WAY CONTRACTS AND EASEMENTS; TO AUTHORIZE EXECUTION OF SUCH DOCUMENTS; AND TO AUTHORIZE PAYMENT TO PROPERTY OWNERS FOR THE ACQUISITION OF SUCH INTERESTS IN REAL PROPERTY LOCATED IN PLATTE COUNTY, NEBRASKA, AS DELINEATED HEREIN; FOR THE PURPOSE OF EXTENDING WATER SERVICE EAST OF THE CITY LIMITS IN 8TH STREET RIGHT OF WAY IN CONJUNCTION WITH THE PLATTE COUNTY PAVING PROJECT.

Moved by Schilling, seconded by Lohr, Resolution No. R11-39 be passed and adopted. Roll call and Council Members Augustine, Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Motion carried.

RESOLUTION NO. R11-40 WAS INTRODUCED BY COUNCIL MEMBER BULKLEY.

RESOLUTION NO. R11-40
ADOPTED: APRIL 18, 2011

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA TO APPROVE THE ATTACHED SUPPLEMENTAL AGREEMENT NO. 2 TO THE ORIGINAL AGREEMENT FOR ENGINEERING SERVICES ENTERED INTO ON JUNE 25, 2007, WITH HDR ENGINEERING, INC., FOR SERVICES NECESSARY FOR DESIGN OF THE COLUMBUS VIADUCTS PROJECT IN AN AMOUNT NOT TO EXCEED \$134,326 (CITY'S SHARE IS 20%).

City Administrator Mangiamelli clarified that this resolution relates to the 3rd and 12th Avenue viaducts as well as the 18th Avenue pedestrian overpass. City Engineer Goedeken pointed out that the city has an Engineering Design Agreement with HDR Engineering for the design of the Columbus Viaducts Project, with the original agreement entered into in 2007 and Supplemental Agreement No. 1 entered into in 2008. Goedeken explained that the proposed Supplemental Agreement No. 2 is to cover work items not previously required in the design process and in an effort to keep the design phase moving forward, this work has been approved by the Nebraska Department of Roads and the Federal Highway Administration by a process called a "Consultant Work Order". Moved by Bulkley, seconded by Lohr, Resolution No. R11-40 be passed and adopted. Roll call and Council Members Augustine, Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Motion carried.

CONSIDERATION OF PAYROLL AND BILLS ON FILE: ARL Credit Services – Services \$1,058.93; Reardon Lawn & Garden, Inc. – Supplies 235.16. TOTAL \$1,294.09. Council Member 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. Council Member Reardon requested to be excused from discussion on this agenda item because he is an owner of Reardon Lawn & Garden, Inc. and therefore has a conflict of interest. Moved by Bogus, seconded by Schilling, Council Members Jablonski and Reardon be allowed to abstain from voting on this agenda item and to suspend the City Council rules requiring them to leave the Council Chambers during the discussion and vote on this agenda item. Roll call and Council Members Augustine, Bahr, Bogus, Bulkley, Schilling and Lohr voted “Aye” and none voted “Nay.” Council Members Jablonski and Reardon abstained from voting. Motion carried.

Moved by Bogus, seconded by Augustine, to approve the bills on file. Roll call and Council Members Augustine, Bahr, Bogus, Bulkley, Schilling and Lohr voted “Aye” and none voted “Nay.” Council Members Jablonski and Reardon abstained from voting. Motion carried.

Moved by Bulkley, seconded by Augustine, the meeting be adjourned. Roll call and Council Members Augustine, Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted “Aye” and none voted “Nay.” Motion carried and the meeting was adjourned at 7:43 p.m.

Presented and approved this 2 day of May, 2011.

MAYOR

ATTEST:

CITY CLERK