

A regular meeting of the Mayor and City Council of the City of Columbus, Nebraska was convened in open and public session on May 16, 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 April 28, 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 Charlie Bahr, Ron Bogus, Jim Bulkley, Ron Schilling, Rich Jablonski, John Lohr and Terry Reardon. Council Member Beth Augustine was absent and excused for a portion of the meeting. City staff members present included City Administrator Joseph Mangiamelli, Assistant City Clerk Janelle Kline, 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, Library Director Jill Owens and Lead Animal Control Officer Donna Winig.

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 May 2, 2011, City Council meeting.
- B. Approval of award of quote to Bowie International, LLC, Lake City, Iowa, in the amount of \$13,250 for Deluxe 6 Hole Animal Transport Unit with rear storage to mount on vehicle for Animal Control Department.
- C. Approval of reappointment of Council Member Charlie Bahr and Kevin Schuller (Platte County Sheriff or Designee) to E-911 Technical Committee for two-year terms.
- D. Approval of Resolution No. R11-49 approving Agency Agreement with Nebraska Department of Aeronautics for federal assistance for Project No. B01 - Snow Removal Equipment Building for development of Columbus Municipal Airport.
- E. Approval of Resolution No. R11-50 approving Agency Agreement with Nebraska Department of Aeronautics for federal assistance for Project No. G01 - Runway Lighting Equipment and Electrical Vault for development of Columbus Municipal Airport.
- F. Approval of Resolution No. R11-51 approving agreement with Nebraska Department of Aeronautics for Project No. 11-33 - Crack and Joint Sealing for Columbus Municipal Airport in the amount of \$18,350.
- G. Approval of Resolution No. R11-52 authorizing payment of various improvement projects.

- H. Approval of Finance Department reports.
- I. Approval of payroll and bills on file. 5/27/2011 Payroll \$446,543.78; A & S Detailing – Service 45.00; A C & L Sprinklers – Service 98.90; Ace Hardware & Garden Center – Supplies 1,310.21; ACS Firehouse Software – Service 110.00; Donald D Adkisson – Pension 609.00; Afternooners – Meals 57.27; Alamar Uniforms – Supplies 761.56; Alltel – Utilities 1,544.60; Altec Industries, Inc. – Supplies 163.40; Amazon – Supplies 209.98; American Library Association – Supplies 75.00; American Red Cross – Training/Supplies 1,586.91; ANSIR4U – Service 90.00; Aqua-Pure, Inc. – Chemicals 7,341.69; AS Central Services – Service 704.00; Asphalt & Concrete Materials – Supplies 1,312.30; AT&T – Utilities 5.94; Auto Kraft Upholstery, Inc. – Service 950.00; AVI Systems, Inc. – Audio/Video System 1,121.00; Awards & Engraving – Supplies 60.00; B-D Construction, Inc. – South Water Plant 52,361.25; Baker & Taylor – Supplies 7,127.35; Barry & Tamela Baldwin – Easement 500.00; Barco Municipal Products – Supplies 373.16; Barone Security Systems – Service 111.50; Wesley Baxa – Pension 1,232.54; Beard-Warren Heating & Air Conditioning – Supplies 66.36; Behlen Auto Repair – Service 76.40; Behlen Towing – Service 720.00; Big Red Sanitation – Service 295.00; Bill's Tire Outlet – Service 454.00; Carroll A Bisson – Pension 716.51; Black Hills Energy – Utilities 6,476.48; Frank J Blahak Jr – Pension 762.00; Bob's U-Save Pharmacy – Supplies 4.46; Bomgaars – Supplies 233.63; Bookpage – Supplies 684.00; Bound Tree Medical LLC – Supplies 1,120.46; William C Brandenburgh – Pension 664.25; Business Management Software – Service 699.52; Business Telecommunication Systems – Service 556.56; California Contractors – Supplies 100.00; Cat's Pro Mow – Service 103.80; CDW Government – Supplies 150.45; Central Community College – Training 112.00; Central Insulation & Roofing – Service 825.00; Central Parts & Machine – Supplies 793.41; Central Sand & Gravel Company – Supplies 1,291.81; Central Valley Ag – Supplies 654.94; City of Columbus – Utilities 104.28; Clock Tower Auto Mall – Vehicle 8,000.00; Club Prophet Systems – Service 300.00; Donald & Marilyn Coffey – Easement 610.00; Columbus Area Chamber of Commerce – Airfare 1,524.95; Columbus Area Chamber of Commerce – Supplies 2,000.00; Columbus Community Hospital – Service 114.00; Columbus Custom Embroidery – Service 96.00; Columbus Dry Cleaners & Laundry – Service 12.00; Columbus Electronics, Inc. – Supplies 211.94; Columbus Screen Printing – Supplies 1,246.00; Columbus Telegram – Publications 2,311.79; Columbus Tire & Service – Service 260.84; Community Internet – Service 255.00; Connecting Point/Radio Shack – Supplies 8,594.62; Yesenia Coria – Service 120.00; Cornhusker Public Power District – Utilities 761.55; Mark Cozad – Expenses 18.74; Credit Bureau Services – Membership/Service 44.75; Creston Fertilizer Co., Inc. – Supplies 309.75; Culligan – Supplies 173.20; Danko Emergency Equipment – Service/Supplies 3,419.78; Dell Marketing L P – Computers/Supplies 12,284.06; DEMCO – Supplies 30.45; Diamond Vogel Paints – Supplies 4,647.29; Robert Dierman – Expenses 10.20; Doernemann Construction, Inc. – Contract 3,126.53; DPC Industries – Chemicals 1,747.28; Douglas Dunbar – Contract 4,936.00; Douglas Dunbar – Expenses 823.71; Douglas Dunbar – Commissions 3,669.36; Dale & Ruth Ann Durkop – Easement 520.00; Eakes Office Plus – Supplies 4,565.33; Robin Ehrenberg – Expenses 135.68; Eldorado Ink – Supplies 1,080.22; Electrical Engineering & Equipment Company – Supplies 522.59; Electronic Systems, Inc. – Service 149.00; Eller Heating, Air Conditioning & Plumbing LLC – Service 303.74; Empex Productions Ltd – Aquadeck Panels 1,640.00; Peggy Engel – Expenses 8.68; Engine Company #1 – Expenses 202.00; Enterprise Electric CO/CED – Supplies 212.21; Eriksen Construction Company, Inc. – UV Disinfection 86,975.30; Excel Commercial – Utilities 55.58; Express Truck Center – Supplies 156.74; Fastenal Company – Supplies 466.42; Fireblast 451, Inc. – Maintenance Agreement 6,500.00; First Bankcard – Expenses 2,714.45; First National Bank & Trust Company – Service 161.36; Fisher Scientific – Supplies 629.85; S A Foster Lumber Company – Supplies 19.53; Lucille Fritz – Cemetery Spaces 1,200.00; Frontier – Utilities 4,938.94; Frontier Communications – Utilities 203.61; Gaeth Pest Control Services, Inc. – Service 285.00; Gale – Supplies 178.47; Galls – Supplies 8,376.41; Gaylord Brothers, Inc. – Supplies

399.83; Gehring Construction & Ready-Mix Company – Supplies 192.74; Gehring Construction & Ready-Mix Company – Armory Drive 36,591.24; Gerhold Concrete Company – Supplies 2,031.88; Fernando Gil – Service 40.00; Godfather's Pizza – Meals 223.00; David Goedeken – Expenses 430.98; Great American Outdoor – Service 265.24; Great Plains Meter, Inc. – Service 321.24; Great Plains One Call Service – Service 254.63; The Greenkeeper – Supplies 11,252.94; Hach Company – Service 294.03; Hadley-Braithwait Company – Supplies 592.79; Karen Hake – Expenses 177.00; Hawkins, Inc. – Chemicals 9,781.87; HD Supply Waterworks Ltd – Supplies 586.41; HDR Engineering, Inc. – UV Disinfection 19,541.38; Dean Hefti – Expenses 60.52; Holiday Inn of Kearney – Lodging 155.90; Hometown Leasing – Supplies 177.12; Jean & Douglas Hopwood – Easement 630.00; Houchen Bindery Ltd – Service 28.95; Mark S Howerter MD – Contract 500.00; Brad Hruska – Expenses 11.00; Husker Coop – Fuel 9,044.22; Hy-Vee, Inc. – Supplies 4.38; ICMA – Membership 810.00; Bryan Imus – Expenses 6.42; Industrial Control Systems, Inc. – Service 4,640.87; Ingram Library Services, Inc. – Library Materials 596.32; International Association of Plumbing & Mechanical Officials – Membership 150.00; International Institute of Municipal Clerks – Membership 160.00; Jackson Services, Inc. – Supplies 2,297.81; Jackson Services, Inc. – Rent/Electricity 1,682.11; Randy Janicek – Expenses 30.00; JEO Consulting Group, Inc. – Service 725.00; JEO Consulting Group, Inc. – Loup River Levee Recertification 10,265.00; Joe & Al's Grocery – Supplies 9.29; Raymond Johnson – Supplies 62.99; Kelly Supply Company – Supplies 1,162.64; Kimball Midwest – Supplies 69.31; Anne Kinnison – Expenses 116.19; Kirkham Michael – 8th Street Water Design 1,494.00; Kirkham Michael – South Water Plant 5,025.64; KJSK – Advertising 159.00; KKOT/KTTT – Advertising 318.00; KLIR – Advertising 159.00; Eric Kluever – Expenses 12.50; KZEN – Advertising 159.00; Lab Safety Supply, Inc. – Supplies 382.07; Lacial Equipment, Inc. – Supplies 432.43; Lake Stop LLC – Supplies 303.96; Lakeview Small Engine – Supplies 28.80; Larue Distributing, Inc. – Supplies 87.91; Layne Christensen Co. – Service 2,064.47; The Lifeguard Store, Inc. – Supplies 2,979.00; Kyle Lingenfelter – Expenses 13.00; John F. Lohr – Expenses 200.94; Loup Power District – Easement 1,490.00; Loup Power District – Utilities 77,020.04; M & O Door Products – Supplies 7.50; Mail Prep, Etc. – Postage 334.82; The Mailbox – Postage 129.21; MailFinance – Postage Meter Lease 198.03; Joseph Mangiamelli – Expenses 825.17; Felipe Manzano – Easement 80.00; Marley's Electric, Inc. – Service 1,084.19; Matheson-Linweld – Supplies 163.65; McDermott & Miller – Fiscal Year 2010 Audit 17,700.00; Menards – Supplies 790.52; Metron-Farnier LLC – Meter Supplies 2,662.19; Mid Con Systems, Inc. – Supplies 254.47; Mid-Iowa Solid Waste – Supplies 172.15; Mid-Nebraska Communications, Inc. – Security Cameras 5,530.35; Mid-State Engineering & Testing, Inc. – Armory Road 243.00; Mid-State Engineering & Testing, Inc. – UV Disinfection 3,260.00; Mid-State Engineering & Testing, Inc. – South Water Plant 2,633.00; Midwest Laboratories, Inc. – Service 3,124.21; Midwest Marketing Services – Service 52.50; Midwest Right of Way Services – Land Acquisition 6,936.19; Midwest Right of Way Services – 8th Street Paving 810.00; Midwest Service & Sales – Supplies 2,050.47; Midwest Tape LLC – Supplies 39.99; Midwest Turf & Irrigation – Supplies 3,281.60; Mike's Towing – Service 2,836.99; Patrick Miller – Expenses 33.48; Motion Industries, Inc. – Supplies 741.15; MTM Recognition – Supplies 179.35; Jaymee Mueller – Expenses 46.00; Shane Mueller – Service 146.50; Mueller Sprinklers – Service 824.09; NCS Equipment Rental – Service 429.13; Nebraska Department of Economic Development – Grants 4,773.73; Nebraska Department of Health & Human Services – Training 329.00; Nebraska Environmental Products – Supplies 390.00; Nebraska Law Enforcement Training Center – Training 100.00; Nebraska Library Commission – Training 10.00; Nebraska Public Health Environmental Laboratory – Service 2,012.00; Nebraska-Iowa Industrial Fasteners Corp. – Supplies 169.55; NEFSMA – Membership 70.00; Marvin O Nelson – Pension 502.50; Niemann's Port-A-Pot – Service 78.80; NMC Exchange LLC – Service 1,626.41; Northeast Nebraska Area Agency on Aging – Annual Fee 8,196.00; Northeast Nebraska Economic Development District – Grants 7,003.04; Northeast Nebraska Solid Waste Coalition – Landfill Disposal 38,106.72; NoSwett Fencing & Decks – Chain Link

Gate 1,140.00; Numara Software, Inc. – Service 670.92; O’Reilly Automotive, Inc. – Supplies 244.50; Obrist & Company, Inc. – Water Main Replacement 49,014.90; Occupational Health Services – Service 1,300.55; OCLC, Inc. – Service 1,477.99; Officenet – Supplies 152.10; Mike Oglevie – Expenses 480.42; Overhead Door Company – Service 742.75; The Parts Bin – Supplies 250.03; Pat’s Exhaust Shop, Inc. – Service 214.00; Payroll Clearing – Police Pension 84.00; Peak Software Systems – Supplies 1,875.00; Lynn Peavy Co. – Supplies 319.20; Pepsi Bottling Group – Supplies 1,217.82; Pet Care Specialists – Service 28.75; Petty Cash – Expenses 2,295.14; Pioneer Hook & Ladder Company – Expenses 193.85; Pizza Ranch – Meals 275.00; Platte County – Contract 2,750.00; Platte County Sheriff Department – Auction Proceeds 3,627.91; Christine Poeffel – Expenses 10.59; Precision Industries, Inc. – Supplies 246.50; Presto-X-Company – Service 138.00; Melissa Prohaska – Expenses 66.78; Psychological Resources – Service 110.00; Quill Corporation – Supplies 383.69; Qwest – Utilities 1,514.19; R & R Products – Supplies 29.38; Recorded Books LLC – Supplies 495.60; Redstone Veterinary Clinic – Service 153.00; Mark Roeber – Service 65.34; RTC – Supplies 389.00; Sahling Kenworth, Inc. – Service 1,281.14; Sapp Bros Columbus, Inc. – Fuel 8,531.60; Sapp Bros Petroleum, Inc. – Fuel 25,288.45; Schaben Industries – Supplies 320.21; Schieffer Signs, Inc. – Supplies 771.20; Schneider’s O K Tire Company – Service 1,140.65; Schneider’s O K Tire Company – Lease Payment 30.00; Seacrest & Kalkowski – Service 1,562.00; Senior Citizens of Columbus Nebraska – Supplies 382.00; Short Elliott Hendrickson, Inc. – Service 275.32; Siedlik Signs – Supplies 135.00; Sipple, Hansen, Emerson & Schumacher – Service 1,572.96; Society for Human Resource Management – Membership 180.00; Stanley Petroleum – Service 329.40; State of Nebraska Department of Labor – Service 36.00; State of Nebraska Department of Revenue – Sales Tax 31,953.83; Gene Steffy Ford – Service 211.65; Stericycle, Inc. – Supplies 123.22; Super Saver – Supplies 155.12; Swisher Hygiene Franchisee – Supplies 92.52; Swissphone LLC – Supplies 98.19; Sysco Lincoln – Supplies 2,905.08; T & L Services – Service 250.00; J C Taylor AAA, Inc. – Insurance 245.00; Technical Maintenance & Service – Service 1,000.00; Telebeep Wireless – Service 34.22; Charles Thomerson – Expenses 279.48; Tighton Fastener & Supply, Inc. – Service 575.00; Trent Tobiason – Expenses 94.00; Tractor Supply Credit Plan – Supplies 547.76; Tri Air Testing, Inc. – Service 409.50; Turfwerks – Supplies 1,200.74; Jerry Tworek – Service 673.00; Typhoon Wash – Service 42.00; U & I Sanitation – Service 106.00; U S Bank – Expenses 1,523.60; Jeff Uhl – Expenses 42.92; Ultra Graphics – Supplies 138.10; United States Post Office – Postage 1,763.06; United States Postal Service – Postage 1,000.00; USA Blue Book – Supplies 2,499.16; USDA, APHIS – Service 1,396.75; Volunteer Fire Department – Expenses 150.00; Walmart Community – Supplies 1,673.17; Waste Connections of Nebraska – Service 309.84; Water Environment Fed – Membership 467.00; Water Gear, Inc. – Supplies 541.69; Wells Fargo Bank – Bond Payments 415,746.50; Wemhoff Refrigeration, Inc. – Service 791.35; West Payment Center – Supplies 430.50; West Point Implement of Columbus – Supplies 21.39; Wilke Landscape Center – Trees 161.95; Thomas Wunderlich & Alice Wunderlich – Easement 50.00 ; Yamaha Golf & Equipment – Supplies 870.83; William Yindrick – Expenses 13.00; Zee Medical Service – Supplies 36.05; Zimco Supply Company – Chemicals 3,856.00; Zoll Medical Corporation – Service 135.00. TOTAL 1,646,010.21.

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 Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted “Aye” and none voted “Nay.” Council Member Augustine was absent. Motion carried.

PUBLIC HEARING – APPLICATION OF COLUMBUS HEALTH CARE, INC. FOR FINAL PLAT OF CAMBRIDGE COURT RETIREMENT VILLAGE ADDITION, A TRACT OF LAND LOCATED IN THE NW1/4NW1/4 OF SECTION 13, TOWNSHIP 17 NORTH, RANGE 1 WEST OF THE 6TH P.M. IN PLATTE COUNTY, NEBRASKA (38TH STREET AND 48TH AVENUE): The Affidavit of Publication and Notice of Hearing were presented on the application of Columbus Health Care, Inc. for the final

plat of Cambridge Court Retirement Village Addition, a tract of land located in the NW1/4NW1/4 of Section 13, Township 17 North, Range 1 West of the 6th P.M. in Platte County, Nebraska (38th Street and 48th Avenue). A memorandum was also presented from City Engineer Goedeken submitting detailed information and a staff recommendation to approve the final plat. Planning Commission recommended approval conditioned upon getting the deed of dedication clarified. No one appeared in opposition and no one spoke regarding this issue. Moved by Bulkely, seconded by Bahr, the public hearing be closed and the final plat be approved. Roll call and Council Members Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Augustine was absent. Motion carried.

PUBLIC HEARING – TO DETERMINE WHETHER CAMBRIDGE COURT RETIREMENT VILLAGE ADDITION SHOULD BE INCLUDED WITHIN CORPORATE CITY LIMITS:

The Affidavit of Publication and Notice of Hearing were presented on the public hearing to determine whether Cambridge Court Retirement Village Addition located at 38th Street and 48th Avenue should be included within the corporate city limits. A memorandum was also presented from City Engineer Goedeken submitting detailed information and a staff recommendation to bring this addition into the corporate city limits. Planning Commission recommended approval. No one spoke regarding this issue and no one appeared in opposition. Moved by Bulkey, seconded by Schilling, the public hearing be closed and to bring said addition into corporate city limits. Roll call and Council Members Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Augustine was absent. Motion carried.

RESOLUTION NO. R11-53 WAS INTRODUCED BY COUNCIL MEMBER BAHR.

RESOLUTION NO. R11-53

ADOPTED: MAY 16, 2011

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA ACCEPTING A DEDICATION TO THE PLAT OF THE FOLLOWING PROPERTY: A TRACT OF LAND LOCATED IN THE NW1/4 NW1/4 OF SECTION 13, TOWNSHIP 17 NORTH, RANGE 1 WEST OF THE 6TH P.M., PLATTE COUNTY, NEBRASKA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHWEST CORNER NW1/4 OF SECTION 13, TOWNSHIP 17 NORTH, RANGE 1 WEST OF THE 6TH P.M., PLATTE COUNTY, NEBRASKA, AND ASSUMING THE NORTH LINE OF SAID NW1/4 TO HAVE A BEARING OF S89°54'48"E; THENCE S89°54'48"E AND ON SAID NORTH LINE, 1002.77 FEET, TO A POINT; THENCE S00°04'48"E AND ON THE WEST LINE OF LOT 1, MERIDIAN GARDENS ADDITION TO THE CITY OF COLUMBUS, 886 .73 FEET; THENCE N89°54'49"W, 1003 .71 FEET TO THE WEST LINE OF SAID NW1/4; THENCE N00°01'10"W AND ON SAID WEST LINE 886.73 FEET TO THE POINT OF BEGINNING, CONTAINING 20.42 ACRES, MORE OR LESS, OF WHICH 1 .41 ACRES IS BEING OCCUPIED BY ROAD RIGHT-OF-WAY; EXCEPTING THEREFROM: A TRACT OF LAND DEEDED TO THE CITY OF COLUMBUS IN DEED RECORD BOOK 181 AT PAGE 418, DESCRIBED AS FOLLOWS: A TRACT OF LAND IN THE NW1/4 OF SECTION 13, TOWNSHIP 17 NORTH, RANGE 1 WEST OF THE 6TH P.M., PLATTE COUNTY, NEBRASKA, COMMENCING AT THE NORTHWEST CORNER OF SECTION 13; THENCE SOUTH 33 FEET AND EAST 33 FEET TO A POINT OF BEGINNING; THENCE EAST 35 FEET; THENCE SOUTH 20 FEET; THENCE WEST 35 FEET; THENCE NORTH 20 FEET TO THE POINT OF BEGINNING. HEREINAFTER TO BE KNOWN AS CAMBRIDGE COURT RETIREMENT VILLAGE ADDITION TO THE CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA, APPROVING THE PLAT THEREOF, AND APPROVING INCLUSION OF SAID PLAT INTO THE CORPORATE LIMITS OF COLUMBUS, PLATTE COUNTY, NEBRASKA

Moved by Bahr, seconded by Lohr, Resolution No. R11-53 be passed and adopted. Roll call and Council Members Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Augustine was absent. Motion carried.

PUBLIC HEARING – APPLICATION OF COLUMBUS HEALTH CARE, INC. TO REZONE A TRACT OF LAND LOCATED IN THE NW1/4 NW1/4 OF SECTION 13, TOWNSHIP 17 NORTH, RANGE 1 WEST OF THE 6TH P.M. IN PLATTE COUNTY, NEBRASKA (38TH STREET AND 48TH AVENUE) FROM “B-2” (GENERAL COMMERCIAL DISTRICT) TO “UC” (URBAN COMMERCIAL DISTRICT) AND TO CONSIDER AMENDING THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN TO REFLECT THE SAME CHANGE IN ZONING FOR SAID REAL ESTATE:

The Affidavit of Publication and Notice of Hearing were presented on the application of Columbus Health Care, Inc. to rezone a tract of land located on the NW1/4 NW1/4 of Section 13, Township 17 North, Range 1 West of the 6th P.M. in Platte County, Nebraska (38th Street and 48th Avenue) from “B-2” (General Commercial District) to “UC” (Urban Commercial District) and to consider amending the Future Land Use Map of the Comprehensive Plan to reflect the same change in zoning. The Affidavit of Posting and Mailing Notices was presented. A memorandum was also presented from Community Development Director Curtis submitting detailed information and a staff recommendation to approve the rezoning and amend the Future Land Use Map of the Comprehensive Plan to reflect the same change in zoning. Planning Commission recommended approval. Greg Lower of Gilmore and Associates, referred to a presentation given to the Planning Commission by Mitch Elliot, Architect for Vetter Health Services, Elkhorn, Nebraska, displayed a rendering of the structure, pointed out that it will be residential in appearance and constructed with high quality materials. No one appeared in opposition. Moved by Bulkley, seconded by Lohr, the public hearing be closed. Roll call and Council Members Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted “Aye” and none voted “Nay.” Council Member Augustine was absent. Motion carried.

ORDINANCE NO. 11-18 WAS INTRODUCED BY COUNCIL MEMBER BULKLEY.

ORDINANCE NO. 11-18
ADOPTED: MAY 16, 2011

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA TO AMEND THE CITY OF COLUMBUS LAND DEVELOPMENT ORDINANCE OF 1996, ZONING CHAPTER, DATED MARCH 18, 1996 UNDER ORDINANCE NO. 96-08, AS AMENDED, AND ADOPTED AUGUST 4, 1997, AS THE OFFICIAL ZONING CODE FOR THE CITY OF COLUMBUS BY ORDINANCE NO. 97-17, TO REZONE AND RECLASSIFY THE FOLLOWING DESCRIBED REAL ESTATE, TO WIT: A TRACT OF LAND LOCATED IN THE NW1/4 NW1/4 OF SECTION 13, T17N, R1W OF THE 6TH P.M. IN PLATTE COUNTY, NEBRASKA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHWEST CORNER NW1/4 OF SECTION 13, T17N, R1W OF THE 6TH P.M. IN PLATTE COUNTY, NEBRASKA, AND ASSUMING THE NORTH LINE OF SAID NW1/4 TO HAVE A BEARING OF S 89°54'48" E; THENCE S 89°54'48" E AND ON SAID NORTH LINE, 1002.77 FEET, TO A POINT; THENCE S 00°04'48" E AND ON THE WEST LINE OF LOT 1, MERIDIAN GARDENS ADDITION TO THE CITY OF COLUMBUS, 886.73 FEET; THENCE N 89°54'49" W, 1003.71 FEET TO THE WEST LINE OF SAID NW1/4; THENCE N 00°01'10" W AND ON SAID WEST LINE 886.73 FEET TO THE POINT OF BEGINNING, CONTAINING 20.42 ACRES, MORE OR LESS, OF WHICH 1.41 ACRES IS BEING OCCUPIED BY ROAD RIGHT-OF-WAY, EXCEPT A TRACT OF LAND DEEDED TO THE CITY OF COLUMBUS IN DEED RECORD 181, PAGE 418, DESCRIBED AS FOLLOWS: A TRACT OF LAND IN THE NW¼ OF SECTION 13, T17N, R1W OF THE 6TH P.M. IN PLATTE COUNTY, NEBRASKA, COMMENCING AT THE NORTHWEST CORNER OF SECTION 13; THENCE SOUTH 33 FEET AND EAST 33 FEET TO A POINT OF BEGINNING; THENCE EAST 35 FEET; THENCE SOUTH 20 FEET; THENCE WEST 35 FEET; THENCE NORTH 20 FEET, TO THE POINT OF BEGINNING, CONTAINING 0.016 ACRES MORE OR LESS FROM THE PRESENT ZONING CLASSIFICATION OF “B-2” (GENERAL COMMERCIAL DISTRICT) TO “UC” (URBAN COMMERCIAL DISTRICT); TO AMEND THE FUTURE LAND USE MAP AS WELL AS THE ZONING MAP WHICH IS ATTACHED TO AND MADE A PART OF SAID CITY OF COLUMBUS LAND DEVELOPMENT ORDINANCE OF 1996 TO SHOW SAID REZONING AND RECLASSIFICATION; TO REPEAL ALL ORDINANCES AND RESOLUTIONS OR

PARTS THEREOF IN CONFLICT HEREWITH; AND TO PROVIDE FOR THE EFFECTIVE DATE.

Moved by Bulkley, seconded by Bahr, the rules be suspended and Ordinance No. 11-18 be read by number only at this meeting. Roll call and Council Members Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Augustine was absent. Motion carried and Ordinance No. 11-18 was read by number only at this meeting.

Moved by Bulkley, seconded by Bahr, Ordinance No. 11-18 be passed and adopted.

Mayor Moser put the question, "Shall Ordinance No. 11-18 be passed and adopted?" Roll call and Council Members Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Augustine was absent. Motion carried.

Mayor Moser declared, "By your action, you have passed Ordinance No. 11-18," and it was duly signed.

PUBLIC HEARING – APPLICATION OF JAMES D. PILLEN TO REZONE A TRACT OF LAND LOCATED IN THE EAST 1/2 OF ALL THAT PORTION OF THE W1/2 SW1/4 OF SECTION 6, TOWNSHIP 17 NORTH, RANGE 1 EAST OF THE 6TH P.M., PLATTE COUNTY, NEBRASKA, LYING SOUTH OF THE NORTH LINE OF THE 100 FOOT RIGHT-OF-WAY OF THE DRAINAGE DITCH (NORTHEAST CORNER OF 33RD AVENUE AND 53RD STREET) FROM "O" (OFFICE DISTRICT) TO "AG" (AGRICULTURAL DISTRICT) AND TO CONSIDER AMENDING THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN TO REFLECT THE SAME CHANGE IN ZONING:

The Affidavit of Publication and Notice of Hearing were presented on the application of James D. Pille to rezone a tract of land located in the East 1/2 of all that portion of the W1/2 SW1/4 of Section 6, Township 17 North, Range 1 East of the 6th P.M., Platte County, Nebraska, lying south of the north line of the 100 foot right-of-way of the drainage ditch (northeast corner of 33rd Avenue and 53rd Street) from "O" (Office District) to "AG" (Agricultural District) and to consider amending the Future Land Use Map of the Comprehensive Plan to reflect the same change in zoning. The Affidavit of Posting and Mailing Notices was presented. A memorandum was also presented from Community Development Director Curtis submitting detailed information and a staff recommendation to approve the rezoning with the condition that no more than five horses be maintained on the property as provided in an agreement from the owner and to amend the Future Land Use Map of the Comprehensive Plan to reflect the same change in zoning. Planning Commission recommended approval with the condition that no more than five horses be maintained on the property and to amend the Future Land Use Map of the Comprehensive Plan to reflect the same change in zoning. No one appeared in opposition and no one spoke regarding this issue. Moved by Bulkley, seconded by Bahr, the public hearing be closed. Roll call and Council Members Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Augustine was absent. Motion carried.

ORDINANCE NO. 11-19 WAS INTRODUCED BY COUNCIL MEMBER JABLONSKI.

ORDINANCE NO. 11-19
ADOPTED: MAY 16, 2011

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA TO AMEND THE CITY OF COLUMBUS LAND DEVELOPMENT ORDINANCE OF 1996, ZONING CHAPTER, UNDER ORDINANCE NO. 96-08, AS AMENDED, DATED MARCH 18, 1996, AND ADOPTED AUGUST 4, 1997 AS THE OFFICIAL ZONING CODE OF COLUMBUS BY ORDINANCE NO. 97-17; TO REZONE AND RECLASSIFY THE FOLLOWING DESCRIBED REAL ESTATE, TO WIT: THE EAST HALF (1/2) OF ALL THAT PORTION OF THE WEST HALF OF THE SOUTHWEST QUARTER (W1/2 SW1/4) OF SECTION 6, TOWNSHIP 17 NORTH, RANGE 1, EAST OF THE 6TH P.M., PLATTE COUNTY, NEBRASKA, LYING SOUTH OF THE NORTH LINE OF THE 100 FOOT RIGHT-OF-WAY OF THE DRAINAGE

DITCH MAINTAINED ACROSS SAID PREMISES AT THE PRESENT TIME BY LOUP RIVER PUBLIC POWER DISTRICT AND CONTAINING 10.61 ACRES MORE OR LESS; FROM THE PRESENT ZONING CLASSIFICATION OF "O" (OFFICE DISTRICT) TO "AG" (AGRICULTURAL DISTRICT) UPON THE CONDITION THAT NO LIVESTOCK WILL BE PERMITTED ON SAID REAL ESTATE EXCEPT UP TO A MAXIMUM OF 5 HORSES FOR RECREATIONAL USE, TO AMEND THE FUTURE LAND USE MAP AS WELL AS THE ZONING MAP WHICH HAS BEEN ADOPTED BY AND MADE A PART OF SAID COLUMBUS, NEBRASKA LAND DEVELOPMENT ORDINANCE OF 1996, ZONING CHAPTER, TO SHOW SAID REZONING AND RECLASSIFICATION; TO REPEAL ALL ORDINANCES AND RESOLUTIONS OR PARTS THEREOF IN CONFLICT HEREWITH; AND TO PROVIDE FOR THE EFFECTIVE DATE.

Moved by Jablonski, seconded by Bogus, the rules be suspended and Ordinance No. 11-19 be read by number only at this meeting. Roll call and Council Members Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Augustine was absent. Motion carried and Ordinance No. 11-19 was read by number only at this meeting.

Moved by Jablonski, seconded by Reardon, Ordinance No. 11-19 be passed and adopted.

Mayor Moser put the question, "Shall Ordinance No. 11-19 be passed and adopted?" Roll call and Council Members Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Augustine was absent. Motion carried.

Mayor Moser declared, "By your action, you have passed Ordinance No. 11-19," and it was duly signed.

PUBLIC HEARING - APPLICATION OF SHELBY LUMBER COMPANY, INC., ON BEHALF OF SHARNER CORPORATION, TO REZONE LOTS 2, 3 AND 4, ARBOR SUBDIVISION, COLUMBUS, PLATTE COUNTY, NEBRASKA (27TH STREET AND ARBOR LANE) FROM "R-1" (SINGLE-FAMILY RESIDENTIAL DISTRICT) TO "R-2" (URBAN-FAMILY RESIDENTIAL DISTRICT) AND TO CONSIDER AMENDING THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN TO REFLECT THE SAME CHANGE IN ZONING:

The Affidavit of Publication and Notice of Hearing were presented on the application of Shelby Lumber Company, Inc. on behalf of Sharner Corporation to rezone Lots 2, 3 and 4, Arbor Subdivision, Columbus, Platte County, Nebraska (27th Street and Arbor Lane) from "R-1" (Single-Family Residential District) to "R-2" (Urban-Family Residential District) and to consider amending the Future Land Use Map of the Comprehensive Plan to reflect the same change in zoning. The Affidavit of Posting and Mailing Notices was presented. A memorandum was also presented from Community Development Director Curtis submitting detailed information and a staff recommendation to approve the rezoning subject to the property being replatted and to amend the Future Land Use Map of the Comprehensive Plan to reflect the same change in zoning. Planning Commission recommended approval contingent upon surveyor providing new platting. In response to a question from Council Member Bogus regarding the staff recommendation to replat the property, Clark Grant, 1464 27th Avenue, on behalf of the applicant, explained that the current layout of lots will not work for the planned duplexes and needs to be re-designed. No one appeared in opposition. Moved by Bulkley, seconded by Schilling, the public hearing be closed. Roll call and Council Members Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Augustine was absent. Motion carried.

PUBLIC HEARING - APPLICATION OF JAGMOHAN G. DESAI, TRUSTEE, TO REZONE LOTS 1, 2 AND 3, ROSE BUD ADDITION TO THE CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA (922 23RD STREET) FROM "B-2" (GENERAL COMMERCIAL DISTRICT) - FRONT OF LOTS AND "R-1" (SINGLE-FAMILY RESIDENTIAL DISTRICT) - BACK OF LOTS TO "B-2" (GENERAL COMMERCIAL DISTRICT):

The Affidavit of Publication and Notice of Hearing were presented on the application of Jagmohan G. Desai, Trustee, to rezone Lots 1, 2 and 3, Rose Bud Addition to the City of Columbus, Platte County, Nebraska (922 23rd Street) from "B-2"

(General Commercial District) – front of lots and “R-1” (Single-Family Residential District) – back of lots to “B-2” (General Commercial District). The Affidavit of Posting and Mailing Notices was presented. A memorandum was also presented from Community Development Director Curtis submitting detailed information and a staff recommendation to approve the rezoning. Planning Commission recommended approval. No one appeared in opposition and no one spoke regarding this issue. Moved by Schilling, seconded by Lohr, the public hearing be closed. Roll call and Council Members Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted “Aye” and none voted “Nay.” Council Member Augustine was absent. Motion carried.

ORDINANCE NO. 11-20 WAS INTRODUCED BY COUNCIL MEMBER SCHILLING.

ORDINANCE NO. 11-20
ADOPTED: MAY 16, 2011

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA TO AMEND THE CITY OF COLUMBUS LAND DEVELOPMENT ORDINANCE OF 1996, ZONING CHAPTER, DATED MARCH 18, 1996 UNDER ORDINANCE NO. 96-08, AS AMENDED, AND ADOPTED AUGUST 4, 1997, AS THE OFFICIAL ZONING CODE FOR THE CITY OF COLUMBUS BY ORDINANCE NO. 97-17, TO REZONE AND RECLASSIFY THE FOLLOWING DESCRIBED REAL ESTATE, TO WIT: LOTS 1, 2 AND 3, ROSE BUD ADDITION TO THE CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA FROM THE PRESENT ZONING CLASSIFICATION OF “R-1” (SINGLE FAMILY RESIDENTIAL DISTRICT) TO “B-2” (GENERAL COMMERCIAL DISTRICT); TO AMEND THE ZONING MAP WHICH IS ATTACHED TO AND MADE A PART OF SAID CITY OF COLUMBUS LAND DEVELOPMENT ORDINANCE OF 1996 TO SHOW SAID REZONING AND RECLASSIFICATION; TO REPEAL ALL ORDINANCES AND RESOLUTIONS OR PARTS THEREOF IN CONFLICT HEREWITH; AND TO PROVIDE FOR THE EFFECTIVE DATE.

Moved by Schilling, seconded by Lohr, the rules be suspended and Ordinance No. 11-20 be read by number only at this meeting. Roll call and Council Members Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted “Aye” and none voted “Nay.” Council Member Augustine was absent. Motion carried and Ordinance No. 11-20 was read by number only at this meeting.

Moved by Schilling, seconded by Bulkley, Ordinance No. 11-20 be passed and adopted.

Mayor Moser put the question, “Shall Ordinance No. 11-20 be passed and adopted?” Roll call and Council Members Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted “Aye” and none voted “Nay.” Council Member Augustine was absent. Motion carried.

Mayor Moser declared, “By your action, you have passed Ordinance No. 11-20,” and it was duly signed.

PUBLIC HEARING – CONCERNING USE OF COLUMBUS’ COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM INCOME TO PURCHASE SOFTWARE FROM INTERACTIVEGIS AND TO ENGAGE THE PROFESSIONAL SERVICES OF MILLER & ASSOCIATES TO COMPLY WITH THE DEPARTMENT OF ENVIRONMENTAL QUALITY REQUIREMENTS TO DEVELOP INFORMATION TO EXTEND THE SANITARY SEWER SERVICE ON EAST 8TH STREET FOR FUTURE INDUSTRIAL DEVELOPMENT AND JOBS CREATION: The Affidavit of Publication and Notice of Hearing were presented concerning use of Columbus’ Community Development Block Grant Program Income to purchase software from InteractiveGIS and to engage the professional services of Miller & Associates to comply with the Department of Environmental Quality requirements to develop information to extend the sanitary sewer service on East 8th Street for future industrial development and jobs creation. A memorandum was also presented from Public Works/Environmental Services Director Thomerson submitting detailed information and a staff recommendation to proceed with the purchase of software from Interactive GIS and to enter into an agreement with Miller & Associates in an amount not to exceed \$17,900

for capacity database development, survey services and data collection of the Southeast Sanitary Sewer Basin as it relates to future development of the 8th Street Sanitary Sewer Extension. No one spoke regarding this issue and no one appeared in opposition. Moved by Bulkley, seconded by Schilling, the public hearing be closed. Roll call and Council Members Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Augustine was absent. Motion carried.

RESOLUTION NO. R11-54 WAS INTRODUCED BY COUNCIL MEMBER LOHR.

RESOLUTION NO. R11-54

ADOPTED: MAY 16, 2011

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA TO APPROVE THE ACCEPTANCE OF THE PROPOSAL RECEIVED FROM MILLER & ASSOCIATES FOR PROFESSIONAL ENGINEERING SERVICES IN THE ANALYSIS OF DATA NECESSARY TO UNDERTAKE A REVIEW OF THE IMPACTS OF EXTENDING THE SANITARY SEWER MAIN IN 8TH STREET EAST OF THE CITY LIMITS IN COMPLIANCE WITH THE REQUIREMENTS OF THE NEBRASKA DEPARTMENT OF ENVIRONMENTAL QUALITY AT A COST OF \$17,900.

Moved by Lohr, seconded by Bahr, Resolution No. R11-54 be passed and adopted. Roll call and Council Members Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Augustine was absent. Motion carried.

PUBLIC PROPERTY, SAFETY AND WORKS COMMITTEE REPORT - REQUEST OF COLUMBUS AREA ARTS COUNCIL TO SERVE ALCOHOL IN THE ART GALLERY LOCATED IN THE BASEMENT OF THE COLUMBUS PUBLIC LIBRARY FOR A SPECIAL EVENT FROM 7 – 9 P.M., FRIDAY, JUNE 3, 2011:

The report of the Public Property, Safety and Works Committee was presented with the recommendation to direct city staff to prepare a resolution to allow the consumption of alcohol in the Columbus Art Gallery located in the basement of the Columbus Public Library for a private reception from 7 p.m. to 9 p.m. on Friday, June 3, 2011. Moved by Bahr, seconded by Bogus, this report be adopted. Roll call and Council Members Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Augustine was absent. Motion carried.

COMMITTEE OF THE WHOLE REPORT – SITE VISIT TO WASTEWATER TREATMENT FACILITY – UV TREATMENT AND CLARIFIER COVERS:

City Administrator Mangiamelli reported that the Committee of the Whole as well as Mayor Moser and various staff members participated in a site visit to the Wastewater Treatment Facility to view the clarifier covers and UV treatment process.

APPLICATION OF COLUMBUS PUBLIC SCHOOLS FOR THE PRELIMINARY PLAT OF DISCOVERER ADDITION LOCATED IN THE SE1/4 OF SECTION 12, TOWNSHIP 17 NORTH, RANGE 1 WEST OF THE 6TH P.M. IN PLATTE COUNTY, NEBRASKA (38TH STREET BETWEEN 33RD AVENUE AND 41ST AVENUE):

An application was presented from Columbus Public Schools for the preliminary plat of Discoverer Addition located in the SE1/4 of Section 12, Township 17 North, Range 1 West of the 6th P.M. in Platte County, Nebraska (38th Street between 33rd Avenue and 41st Avenue). A memorandum was also presented from City Engineer Goedeken submitting detailed information and a staff recommendation to approve the preliminary plat with contingencies. It was noted that the following contingencies remain with this application: 1) The plat should be annexed during the time of final plat; 2) The sanitary sewer mains need to be built to minimum slopes as recommended by the "10 States Standards"; 3) The 33 foot parallel for the centerline of 33rd Avenue should be dedicated as right of way; 4) Final utility easements need to be shown on the final plat; 5) A portion of the development is in the AO 2 floodplain zone. The area designated as flood plain is generally shown as proposed green space. A "flood plain development permit" or a "letter of map revision" is required prior to filling any area so designated;

and 6) Due to utility and street layout complexities, a "subdivision agreement" will be required during the final platting process. Planning Commission recommended approval with contingencies as addressed in the staff recommendation and with the deed of dedication being clarified for 38th Street and 33rd Avenue. Moved by Bulkley, seconded by Schilling, the preliminary plat be approved. Roll call and Council Members Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Augustine was absent. Motion carried.

APPLICATION OF COLUMBUS VOLUNTEER FIRE DEPARTMENT, 1459 26TH AVENUE, FOR SPECIAL DESIGNATED LICENSE TO SERVE BEER ON 1300 BLOCK OF 26TH AVENUE ON EAST SIDE OF FRANKFORT SQUARE, COLUMBUS, NEBRASKA, 8 A.M. TO 1 A.M., AUGUST 19, 2011 AND AUGUST 20, 2011 IN CONJUNCTION WITH 2011 COLUMBUS DAYS EVENT: An application was presented from Columbus Volunteer Fire Department, 1469 26th Avenue, for a Special Designated License to serve beer on the 1300 block of 26th Avenue on the east side of Frankfort Square, Columbus, Nebraska, 8 a.m. to 1 a.m., August 19, 2011 and August 20, 2011 in conjunction with the 2011 Columbus Days Event. 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 Bogus, seconded by Bulkley, the application be approved and a letter be sent to the Nebraska Liquor Control Commission notifying them of the Council's action. Roll call and Council Members Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Augustine was absent. Motion carried.

APPLICATION OF LANGE HOUSE MOVERS, ON BEHALF OF ROGER BETTENHAUSEN, FOR PERMIT TO MOVE A STRUCTURE FROM LOT 34 AND PART OF LOT 34X, BLOCK J, WAGNER LAKES (5 LAKEWOOD DRIVE) TO COLFAX RURAL COUNTY: An application was presented from Lange House Movers, on behalf of Roger Bettenhausen, for a permit to move a garage from Lot 34 and part of Lot 34X, Block J, Wagner Lakes (5 Lakewood Drive) to a location outside of the City's jurisdiction (Colfax Rural County). A memorandum was also presented from Community Development Director Curtis submitting detailed information as well as a staff recommendation that the City Council waive the public hearings and approve the permit due to the fact the structure is less than 600 square feet. Moved by Bulkley, seconded by Bahr, the public hearings and notification requirements be waived and the permit be approved. Roll call and Council Members Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Augustine was absent. Motion carried.

COMMENTS FROM MAYOR AND CITY COUNCIL MEMBERS: Council Member Jablonski reported that the Sertoma Club will be dedicating a flag pole at 10 a.m. on May 27th to honor all people who serve our country.

Mayor Moser announced that the opening of Pawnee Plunge on May 20th as well as the Aquatic Center operations will be topics for discussion at the next Mayor's Round Table.

RESOLUTION NO. R11-55 WAS INTRODUCED BY COUNCIL MEMBER REARDON.

**RESOLUTION NO. R11-55
ADOPTED: MAY 16, 2011**

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA TO APPROVE THE SOFTWARE AGREEMENT BETWEEN THE COLUMBUS AREA TRANSIT AND THE EASTER SEALS SOCIETY OF NEBRASKA, A COPY OF WHICH IS ATTACHED HERETO AND INCORPORATED HEREIN BY THIS REFERENCE; AND TO AUTHORIZE THE MAYOR TO EXECUTE THE SAME ON BEHALF OF THE CITY OF COLUMBUS, NEBRASKA.

In response to Council Member Lohr, Public Property Director Moore explained that the software will cost the city \$4,000, will provide automatic routing for the Columbus Area Transit and be more efficient for the transit system. In response to a question from Mayor Moser regarding advance notification, Moore stated that the requirements will vary as patrons going through federal government programs will be calling a center in Colorado while other patrons will call the Senior Center directly. In response to Council Member Jablonski, Moore explained that the Easter Seals Society works with people throughout the state who have disabilities and they have selected Columbus based on their work with Apogee. In response to Council Member Bogus, Moore said Easter Seals Society will provide the balance of the total \$40,000 package. In response to Council Member Reardon, Moore said this program will eliminate the issue of understaffing at the Senior Center. Moved by Reardon, seconded by Bogus, Resolution No. R11-55 be passed and adopted. Roll call and Council Members Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Augustine was absent. Motion carried.

RESOLUTION NO. R11-56 WAS INTRODUCED BY COUNCIL MEMBER BAHR.

RESOLUTION NO. R11-56
ADOPTED: MAY 16, 2011

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA TO AMEND RESOLUTION NO. R10-75 (SCHEDULE OF FEES) BY ADDING DISC GOLF FEES UNDER PARKS, PURSUANT TO THE ATTACHED AND INCORPORATED HEREIN SCHEDULE; TO PROVIDE FOR AN EFFECTIVE DATE AND TO REPEAL ALL RESOLUTIONS OR PORTIONS THEREOF IN CONFLICT HEREWITH.

Moved by Bahr, seconded by Bulkley, Resolution No. R11-56 be passed and adopted. Roll call and Council Members Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Augustine was absent. Motion carried.

RESOLUTION NO. R11-57 WAS INTRODUCED BY COUNCIL MEMBER SCHILLING.

RESOLUTION NO. R11-57
ADOPTED: MAY 16, 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 Bulkley, Resolution No. R11-57 be passed and adopted. Roll call and Council Members Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Augustine was absent. Motion carried.

RESOLUTION NO. R11-58 WAS INTRODUCED BY COUNCIL MEMBER BULKLEY.

RESOLUTION NO. R11-58
ADOPTED: MAY 16, 2011

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA PERMITTING THE USE OF THE COLUMBUS PUBLIC LIBRARY ART GALLERY FOR A PRIVATE RECEPTION AT WHICH WINE WILL BE SERVED TO GUESTS ATTENDING THE EVENT.

City Administrator Mangiamelli stated that this resolution is pursuant to the report of the Public Property, Safety and Works Committee. Moved by Bulkley, seconded by Bahr, Resolution No. R11-58 be passed and adopted. Roll call and Council Members Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Augustine was absent. Motion carried.

Council Member Augustine arrived at 7:29 p.m.

RESOLUTION NO. R11-59 WAS INTRODUCED BY COUNCIL MEMBER LOHR.

RESOLUTION NO. R11-59
ADOPTED: MAY 16, 2011

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA TO APPROVE THE ATTACHED ENGINEERING SERVICES AGREEMENT WITH THE NEBRASKA DEPARTMENT OF ROADS FOR INSPECTION SERVICES OF THE CITY'S FRACTURE CRITICAL BRIDGES.

Moved by Lohr, seconded by Schilling, Resolution No. R11-59 be passed and adopted. In response to Mayor Moser, City Engineer Goedeken explained that a fracture critical bridge is a bridge that has no structural safety factor built in and requires a higher level of inspection. Goedeken said the bridge at Christopher's Cove is the only bridge in the city that is a fracture critical bridge. In response to Council Member Bogus, Goedeken stated that the state is receiving federal funds to conduct inspections throughout the state on these types of bridges and this agreement will allow their inspector to perform the inspection in the city. In response to Council Member Bogus, Goedeken said the city's cost will be 20% of the total, which will be approximately \$300. 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 430.83; Reardon Lawn & Garden, Inc. – Supplies 146.44 . TOTAL \$577.27. 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 Bulkley, 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 Bahr, 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 Jablonski 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 7:34 p.m.

Presented and approved this 6 day of June, 2011.

MAYOR

ATTEST:

CITY CLERK