

A regular meeting of the Mayor and City Council of the City of Columbus, Nebraska was convened in open and public session on June 20, 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 June 1, 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, Ron Bogus, Jim Bulkley, Ron Schilling, Rich Jablonski, John Lohr and Terry Reardon. Council Member Charlie Bahr was absent and excused.

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, Human Resources Director Mike Oglevie and Fire Chief Dean Hefti.

**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 June 6, 2011, City Council meeting.
- B. Approval of reappointments of John F. Lohr (Board of Directors) and Lisa McFarland (Council of Officials) for Northeast Nebraska Economic Development District for one-year terms and appointment of Richard E. "Rich" Jablonski (Council of Officials) to the Northeast Nebraska Economic Development District for a one-year term.
- C. Approval of letter from Michael Schumacher submitting resignation from Board of Parks Commissioners.
- D. Approval of specifications and estimate of cost, as submitted by Fire Chief Hefti, for ambulance for Fire Department. (Specifications are on file in City Clerk's office.)
- E. Approval of Title III-B and III-C grant funding from Northeast Nebraska Area Agency on Aging for activities and meals at Senior Center.
- F. Approval of Resolution No. R11-69 authorizing payment of various improvement projects.
- G. Approval of Finance Department reports.
- H. Approval of payroll and bills on file.

City Administrator Mangiamelli requested that Item H., approval of payroll and bills on file, be removed from consent status and considered in its normal sequence on the

agenda under Item 18, Consideration of Payroll and Bills on File. Moved by Bogus, seconded by Bulkley, the items on the consent agenda, with the exception of Item H., being routine in nature, be approved as presented. Roll call and Council Members Augustine, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Bahr was absent. Motion carried.

**PUBLIC HEARING – APPLICATION OF GRANVILLE HOMES, INC. TO REZONE A TRACT OF LAND LOCATED ON LOT 5, BLOCK D, WESTGATE 2ND ADDITION (3052 39TH AVENUE) FROM “R-1” (SINGLE-FAMILY RESIDENTIAL DISTRICT) TO “R-2” (URBAN-FAMILY RESIDENTIAL DISTRICT):** The Affidavit of Publication and Notice of Hearing were presented on the application of Granville Homes, Inc. to rezone a tract of land located on Lot 5, Block D, Westgate 2nd Addition (3052 39th Avenue) from “R-1” (Single-Family Residential District) to “R-2” (Urban-Family Residential 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. The Planning Commission recommended approval. No one appeared in opposition and no one spoke regarding this issue. Moved by Bogus, seconded by Bulkley, the public hearing be closed. Roll call and Council Members Augustine, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted “Aye” and none voted “Nay.” Council Member Bahr was absent. Motion carried.

**ORDINANCE NO. 11-21 WAS INTRODUCED BY COUNCIL MEMBER AUGUSTINE.**

**ORDINANCE NO. 11-21**  
**ADOPTED: JUNE 20, 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, AND ADOPTED BY ORDINANCE NO. 97-17 AS THE OFFICIAL ZONING CODE OF COLUMBUS; AS WELL AS TO AMEND THE ZONING MAP ADOPTED PURSUANT TO SAID LAND DEVELOPMENT ORDINANCE, TO REZONE THE FOLLOWING DESCRIBED REAL ESTATE, TO WIT: LOT 5, BLOCK D, WESTGATE 2ND, COLUMBUS, PLATTE COUNTY NEBRASKA; FROM THE PRESENT ZONING CLASSIFICATION OF SINGLE FAMILY RESIDENTIAL DISTRICT (“R-1” ) TO URBAN FAMILY RESIDENTIAL DISTRICT (“R-2”), TO REPEAL ALL ORDINANCES AND RESOLUTIONS OR PARTS THEREOF IN CONFLICT HERewith; AND TO PROVIDE FOR THE EFFECTIVE DATE.

Moved by Augustine, seconded by Bulkley, the rules be suspended and Ordinance No. 11-21 be read by number only at this meeting. Roll call and Council Members Augustine, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted “Aye” and none voted “Nay.” Council Member Bahr was absent. Motion carried and Ordinance No. 11-21 was read by number only at this meeting.

Moved by Augustine, seconded by Schilling, Ordinance No. 11-21 be passed and adopted.

Mayor Moser put the question, “Shall Ordinance No. 11-21 be passed and adopted?” Roll call and Council Members Augustine, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted “Aye” and none voted “Nay.” Council Member Bahr was absent. Motion carried.

Mayor Moser declared, “By your action, you have passed Ordinance No. 11-21,” and it was duly signed.

**PUBLIC HEARING - APPLICATION OF MEADOW RIDGE PROPERTIES, LLC TO REZONE A TRACT OF LAND LOCATED IN PART OF THE SE1/4 OF SECTION 11, TOWNSHIP 17 NORTH, RANGE 1 WEST AND PART OF THE NE1/4 OF SECTION 14, TOWNSHIP 17 NORTH, RANGE 1 WEST OF THE 6TH P.M. IN PLATTE COUNTY, NEBRASKA (VICINITY OF 38TH STREET BETWEEN 49TH AVENUE AND 51ST AVENUE) FROM “RR” (RURAL RESIDENTIAL DISTRICT) TO “R-1” (SINGLE-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 Meadow Ridge Properties, LLC to rezone a tract of land located in part of the SE1/4 of Section 11, Township 17 North, Range 1 West and part of the NE1/4 of Section 14, Township 17 North, Range 1 West of the 6th P.M. in Platte County, Nebraska (vicinity of 38th Street between 49th Avenue and 51st Avenue) from "RR" (Rural Residential District) to "R-1" (Single-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 and to amend the Future Land Use Map of the Comprehensive Plan to reflect the same change in zoning. The Planning Commission recommended approval of the rezoning 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 Bogus, seconded by Bulkley, the public hearing be closed. Roll call and Council Members Augustine, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Bahr was absent. Motion carried.

**ORDINANCE NO. 11-22 WAS INTRODUCED BY COUNCIL MEMBER BOGUS.****ORDINANCE NO. 11-22****ADOPTED: JUNE 20, 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: A TRACT OF LAND LOCATED IN PART OF THE SE1/4 OF SECTION 11, T17N, R1W OF THE 6TH P.M. IN PLATTE COUNTY, NEBRASKA AND PART OF THE NE1/4 OF SECTION 14, T17N, R1W OF THE 6TH P.M. IN PLATTE COUNTY, NEBRASKA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHWEST CORNER OF LOT 1, BLOCK F, THE MEADOWS FIRST ADDITION TO THE CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA AND ASSUMING THE NORTH LINE OF SAID BLOCK F TO HAVE A BEARING OF S 89°58'18" W; THENCE S 89°58'18" W AND ON THE NORTH LINE OF SAID BLOCK F AND THE NORTH LINE OF WHISPERING MEADOWS ADDITION TO THE CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA, 800.00 FEET; THENCE N 28°29'39" W, 420.88 FEET; THENCE N 89°58'18" E, 1,000.00 FEET, TO A POINT ON THE NORTHERLY EXTENSION OF THE WEST LINE OF LOT 1, BLOCK F AND LOT 1, BLOCK E, THE MEADOWS FIRST ADDITION; THENCE S 00°07'21" E AND ON THE NORTHERLY EXTENSION OF THE WEST LINE OF SAID LOT 1, BLOCK E AND SAID LOT 1, BLOCK F, 370.00 FEET, TO THE POINT OF BEGINNING, CONTAINING 7.65 ACRES, MORE OR LESS; FROM THE PRESENT ZONING CLASSIFICATION OF "RR" (RURAL RESIDENTIAL DISTRICT) TO "R-1" (SINGLE-FAMILY RESIDENTIAL DISTRICT) 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 Bogus, seconded by Augustine, the rules be suspended and Ordinance No. 11-22 be read by number only at this meeting. Roll call and Council Members Augustine, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Bahr was absent. Motion carried and Ordinance No. 11-22 was read by number only at this meeting.

Moved by Bogus, seconded by Bulkley, Ordinance No. 11-22 be passed and adopted.

Mayor Moser put the question, "Shall Ordinance No. 11-22 be passed and adopted?" Roll call and Council Members Augustine, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Bahr was absent. Motion carried.

Mayor Moser declared, "By your action, you have passed Ordinance No. 11-22," and it was duly signed.

**PRESENTATION BY ELECTION COMMISSIONER DIANE OLMER WITH REGARD TO REDISTRICTING OF CITY COUNCIL WARDS:** A memorandum was presented from City Administrator Mangiamelli with regard to redistricting of City Council wards following the conclusion of the 2010 Census to be in compliance with State Statute regarding the population in each ward. A map illustrating the proposed wards was also presented. Diane Olmer, Platte County Election Commissioner, distributed a copy of State Statute 32-553 "Policital subdivision; redistrict; when; procedure", the 2010 Census Summary (before redistricting) and the 2011 Redistricting Plan. Olmer said the deadline for redistricting is November 26, 2011. Olmer said she reestablished the boundaries, maintained the Council Members in their wards and explained that redistricting will balance the population in each ward. Olmer referred to the map included in the packet and said the wards are divided by population and not registered voters. City Administrator Mangiamelli stated that unless there are objections, city staff will proceed with an ordinance amending the City Code.

**PUBLIC PROPERTY, SAFETY AND WORKS COMMITTEE REPORT – REVIEW DRAFT OF FIRE PIT ORDINANCE:** The report of the Public Property, Safety and Works Committee was presented with the recommendation to direct city staff to prepare an ordinance to amend the City Code to provide for use of fire pits within the city limits. A motion was made by Bogus to adopt this report and motion died for lack of a second. Council Member Bogus pointed out that this issue was supported unanimously at the Committee meeting.

**PUBLIC PROPERTY, SAFETY AND WORKS COMMITTEE REPORT – USE OF UTV'S ON CITY STREETS:** The report of the Public Property, Safety and Works Committee was presented with the recommendation to direct city staff to prepare an ordinance to amend the City Code to provide for use of UTV's on certain city streets. Moved by Bogus, seconded by Bulkley, this report be adopted. In response to Council Member Lohr, City Attorney Hansen explained that state law leaves the decision to local entities as to whether or not ATV's or UTV's should be allowed on city streets and he confirmed that golf carts are not included in this option. Roll call and Council Members Bogus, Bulkley, Schilling, Jablonski and Lohr voted "Aye" and Augustine and Reardon voted "Nay." Council Member Bahr was absent. Motion carried. In response to Council Member Bulkley, Mangiamelli said an ordinance will be included on the City Council agenda for the July 18th meeting and will be presented for three readings.

**MEMORANDUM FROM PUBLIC WORKS/ENVIRONMENTAL SERVICES DIRECTOR THOMERSON RECOMMENDING AWARD OF LOW QUOTE TO REHAB SYSTEMS, INC., CHEROKEE, IOWA, IN THE AMOUNT OF \$19,800 FOR SANITARY SEWER MANHOLE REHABILITATION:** A memorandum was presented from Public Works/Environmental Services Director Thomerson recommending award of low quote to Rehab Systems, Inc., Cherokee, Iowa, in the amount of \$19,800 for sanitary sewer manhole rehabilitation. Moved by Bogus, seconded by Schilling, the low quote be awarded to Rehab Systems, Inc. in the amount of \$19,800 for sanitary sewer manhole rehabilitation. In response to Mayor Moser, City Administrator Mangiamelli explained that this routine project was included in the budget. Roll call and Council Members Augustine, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Bahr was absent. Motion carried.

**MEMORANDUM FROM PUBLIC WORKS/ENVIRONMENTAL SERVICES DIRECTOR THOMERSON RECOMMENDING AWARD OF LOW QUOTE TO LAKEVIEW SMALL ENGINE, INC., COLUMBUS, NEBRASKA, IN THE AMOUNT OF \$13,365 FOR A ZERO TURN MOWER AND SUNSHADE FOR THE WASTEWATER TREATMENT FACILITY:** A memorandum was presented from Public Works/Environmental Services Director Thomerson recommending award of low quote to Lakeview Small Engine, Inc., Columbus, Nebraska, in the amount of \$13,365 for a zero turn mower and sunshade for

the Wastewater Treatment Facility. Moved by Bogus, seconded by Schilling, the low quote be awarded to Lakeview Small Engine, Inc. in the amount of \$13,365 for a zero turn mower and sunshade for the Wastewater Treatment Facility. Roll call and Council Members Augustine, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Bahr was absent. Motion carried.

**MEMORANDUM FROM FIRE CHIEF HEFTI REQUESTING AUTHORIZATION TO PURCHASE A ZOLL DEFIBRILLATOR FROM ZOLL MEDICAL CORPORATION, CHELMSFORD, MASSACHUSETTS, SOLE SOURCE PROVIDER, IN THE ESTIMATED AMOUNT OF \$25,000 FOR THE FIRE DEPARTMENT.**

A memorandum was presented from Fire Chief Hefti requesting authorization to purchase a Zoll defibrillator from Zoll Medical Corporation, Chelmsford, Massachusetts, sole source provider in the estimated amount of \$25,000. Moved by Bogus, seconded by Augustine, to authorize the purchase of a Zoll defibrillator from Zoll Medical Corporation, sole source provider, in the estimated amount of \$25,000. In response to Council Member Bogus, Fire Chief Hefti explained that the Zoll defibrillator is compatible with the hospital's equipment and said another department will utilize the old model. Roll call and Council Members Augustine, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Bahr was absent. Motion carried.

**APPLICATION OF TALLGRASS WEST LLC FOR THE PRELIMINARY PLAT OF TALLGRASS WEST ADDITION LOCATED IN THE N1/2 S1/2 SE1/4 OF SECTION 11, TOWNSHIP 17 NORTH, RANGE 1 WEST OF THE 6TH P.M. IN PLATTE COUNTY, NEBRASKA (WEST OF 5205 41ST STREET):**

An application was presented from Tallgrass West LLC for the preliminary plat of Tallgrass West Addition located in the N1/2 S1/2 SE1/4 of Section 11, Township 17 North, Range 1 West of the 6th P.M. in Platte County, Nebraska (west of 5205 41st Street). A memorandum was also presented from City Engineer Goedecken submitting detailed information and a staff recommendation to approve the preliminary plat. The Planning Commission recommended approval subject to the conditions stated in the June 8, 2011 memorandum from City Engineer Goedecken as well as any other conditions that may arise prior to approval of the final plat. Moved by Bogus, seconded by Lohr, the preliminary plat be approved. In response to Council Member Bogus, City Administrator Mangiamelli explained that once the conditions are met, a final plat can be submitted. Roll call and Council Members Augustine, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Bahr was absent. Motion carried.

**MEMORANDUM FROM FINANCE DIRECTOR KINNISON REGARDING ONE PERCENT (1%) RESTRICTED FUNDS AUTHORITY INCREASE.**

A memorandum was presented from Finance Director Kinnison recommending an increase in the Restricted Funds Authority by an additional one percent (1%) as allowed by state law. City Administrator Mangiamelli explained that the Committee of the Whole recommended approval of this authorization and also requested that it be presented to the City Council. Moved by Bulkley, seconded by Bogus, to approve the increase in the Restricted Funds Authority by an additional one percent (1%) as allowed by state law. In response to Council Member Reardon, Finance Director Kinnison explained the restricted funds authority and pointed out that the property tax has not changed in five years. In response to Mangiamelli, Kinnison confirmed that the City Council would have to approve any restricted funds authority prior to utilizing it. Roll call and Council Members Augustine, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Bahr was absent. Motion carried.

**MEMORANDUM FROM HUMAN RESOURCES DIRECTOR OGLEVIE REQUESTING CONTINUATION OF REGIONAL CARE INC. AS THE ADMINISTRATOR OF THE CITY OF COLUMBUS HEALTH PLAN:**

A memorandum was presented from Human Resources Director Oglevie submitting detailed information and a staff recommendation to continue using Regional Care, Inc. (RCI) as the administrator of the City of Columbus Health Plan. It was noted that the recommendation to continue with the current plan benefits was incorporated in the bid specifications as material changes to the health plan coverage would force the city to make substantive liberalization of plan benefits before required. It was further noted that RCI has been granted access to the Premier Midlands Choice Network due to the ability to meet performance as well as other

specific criteria, these premier rates would be available to the city July 1, 2011 and it is estimated the city would have saved approximately \$89,000 in calendar year 2010 had these rates been in effect. Moved by Bogus, seconded by Bulkley, to approve the continuation of RCI as health insurance provider for the City of Columbus. Joe Tooley, OCI, referred to reports included with the staff recommendation, pointed out that numbers were based on a calendar year as opposed to a plan year and distributed a copy of a handout regarding claims paid in calendar year 2010 versus plan year ending June 30, 2010. Tooley questioned why OCI's bid was not accepted and requested this item be referred to the Public Finance, Judiciary and Personnel Committee for review. In response to Tooley, Human Resources Director Oglevie pointed out that the financial information was provided by Midlands Choice, RCI qualifies for a higher rate of discounts and these discounts provide an overall significant savings to the city. Council Member Schilling stated that he would like this issue to be reviewed in detail by the Public Finance, Judiciary and Personnel Committee and Oglevie pointed out that special Public Finance and City Council meetings would need to be scheduled in order to prevent the insurance from lapsing. Following discussion, Council Member Bogus, with the consent of his second, withdrew his motion. Moved by Schilling, seconded by Lohr, to refer this issue to the Public Finance, Judiciary and Personnel Committee as soon as possible. Discussion was held with regard to meeting notification requirements and City Attorney Hansen said the city would have to provide a minimum of a 24 hour notice unless an emergency is declared. In response to Council Member Reardon, Tooley confirmed that Midlands Choice would be the provider for OCI and the policy would have an effective date of July 1, 2011. In response to Council Member Lohr, Oglevie said an extension could possibly be purchased in order to keep the insurance from lapsing. Oglevie referred to a request from Tooley referencing the Freedom of Information Act asking for the past three years of claims and how they would have been affected by the Premier Savings Program and distributed copies to the Mayor and Council. In response to Mangiamelli, Oglevie confirmed that RCI can provide a greater discount than OCI based on their contract with Midlands Choice and Tooley pointed out that OCI could save the city \$35,000 with discounted prescriptions. Roll call and Council Members Augustine, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Bahr was absent. Motion carried.

**COMMENTS FROM MAYOR AND CITY COUNCIL MEMBERS:** Council Member Bulkley said he had the opportunity to utilize the Pawnee Plunge Water Park, complimented the aquatics staff and pointed out that the facility is a tremendous benefit to the city.

Council Member Augustine commended Council Member Schilling for his participation with the T4C (Time for Change) program and said Play Day in the Park is another positive experience for the community.

**RESOLUTION NO. R11-70 WAS INTRODUCED BY COUNCIL MEMBER BULKLEY.**

**RESOLUTION NO. R11-70**  
**ADOPTED: JUNE 20, 2011**

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA APPROVING AN AGREEMENT WITH THE STATE OF NEBRASKA, DEPARTMENT OF ROADS, RELATIVE TO PROJECT NO. RPT-M711(212) FOR FEDERAL AND STATE OPERATING ASSISTANCE IN CONJUNCTION WITH THE COLUMBUS AREA TRANSIT SYSTEM, A COPY OF WHICH IS ATTACHED HERETO AND INCORPORATED HEREIN; TO AUTHORIZE THE MAYOR TO EXECUTE THE SAME; AND TO REPEAL ALL RESOLUTIONS IN CONFLICT HEREWITH.

Moved by Bulkley, seconded by Lohr, Resolution No. R11-70 be passed and adopted. Roll call and Council Members Augustine, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Bahr was absent. Motion carried.

**RESOLUTION NO. R11-71 WAS INTRODUCED BY COUNCIL MEMBER JABLONSKI.**

**RESOLUTION NO. R11-71**  
**ADOPTED: JUNE 20, 2011**

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA TO AMEND RESOLUTION NO. R11-64 ADOPTED ON JUNE 6, 2011, TO INCLUDE SEWER EXTENSION DISTRICT NO. 43 (SED NO. 43) RECEIVING APPROVAL FOR AN AGRICULTURAL DEFERMENT AUTHORIZED IN THE RESOLUTION.

Moved by Jablonski, seconded by Bogus, Resolution No. R11-71 be passed and adopted. Roll call and Council Members Augustine, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Bahr was absent. Motion carried.

**RESOLUTION NO. R11-72 WAS INTRODUCED BY COUNCIL MEMBER SCHILLING.**

**RESOLUTION NO. R11-72**  
**ADOPTED: JUNE 20, 2011**

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA ADOPTING RULES AND REGULATIONS FOR THE COLUMBUS MUNICIPAL AIRPORT AS RECOMMENDED BY THE COLUMBUS BOARD OF AIRPORT COMMISSIONERS.

Moved by Schilling, seconded by Lohr, Resolution No. R11-72 be passed and adopted. Roll call and Council Members Augustine, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Bahr was absent. Motion carried.

**RESOLUTION NO. R11-73 WAS INTRODUCED BY COUNCIL MEMBER LOHR.**

**RESOLUTION NO. R11-73**  
**ADOPTED: JUNE 20, 2011**

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA APPROVING THE AIRPORT MASTER PLAN PREPARED BY COFFMAN ASSOCIATES, INC. FOR THE COLUMBUS MUNICIPAL AIRPORT AND DIRECTING THE SAME BE SUBMITTED TO NEBRASKA DEPARTMENT OF AERONAUTICS AND FEDERAL AVIATION ADMINISTRATION FOR REVIEW.

Moved by Lohr, seconded by Bulkley, Resolution No. R11-73 be passed and adopted. Roll call and Council Members Augustine, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Bahr was absent. Motion carried.

**RESOLUTION NO. R11-74 WAS INTRODUCED BY COUNCIL MEMBER REARDON.**

**RESOLUTION NO. R11-74**  
**ADOPTED: JUNE 20, 2011**

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, APPROVING THE ACQUISITION OF TRACT 44C FROM JOHN A. AND KATHERYN R. GILLETT FOR RUNWAY PROTECTION ZONE CLEARANCE AT A COST OF \$275,311.

Moved by Reardon, seconded by Bogus, Resolution No. R11-74 be passed and adopted. In response to Council Member Reardon, City Administrator Mangiamelli said two remaining properties will be acquired for runway protection zone clearance. In response to Mayor Moser, Mangiamelli stated that the Federal Aviation Administration is requiring the acquisition and will cover 95% of eligible expenses. Roll call and Council Members Augustine, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Bahr was absent. Motion carried.

**CONSIDERATION OF PAYROLL AND BILLS ON FILE:** City Administrator Mangiamelli announced that an invoice was received from Bierman Contracting, Inc. for the flag pole in Frankfort Square in the amount of \$13,885 and this amount was included in the claims report sent to the City Council. Mangiamelli explained that a

revised invoice was submitted and the original check will be voided and replaced with one for \$11,165. 6/24/2011 Payroll 487,849.01; A & D Technical Supply – Supplies 8.21; Ace Hardware & Garden Center – Supplies 2,067.88; Donald D Adkisson – Pension 609.00; Advance Auto Parts – Supplies 12.58; Afternooners – Meals 21.00; AJ Guns – Supplies 1,372.69; Alamar Uniforms – Supplies 477.05; Colin Alexander – Supplies 1,007.13; Alltel – Utilities 1,515.79; Amazon – Supplies 146.08; American Red Cross – Training/Supplies 2,598.34; Amsan LLC – Supplies 1,008.92; Anderson Ford Lincoln Mercury – Service 130.00; ANSIR4U – Service 90.00; Aqua-Pure, Inc. – Chemicals 8,291.20; AS Central Services – Service 704.00; Asphalt & Concrete Materials – Supplies 1,466.30; AT&T – Utilities 24.11; Awards & Engraving – Service 42.45; Baker & Taylor – Supplies 1,986.79; Barco Municipal Products – Supplies 1,803.67; Wesley Baxa – Pension 1,232.54; Cherrie Beam-Clarke – Service 167.00; Beard-Warren Heating & Air Conditioning – Service 185.80; Behlen Towing – Service 720.00; Bierman Contracting – Frankfort Square Flag Pole 11,165.00; Big Red Printing – Service 8.00; Big Red Sanitation – Service 370.00; Bill's Tire Outlet – Service 5,865.89; Bissell Hose Company – Expenses 137.92; Carroll A Bisson – Pension 716.51; Black Hills Energy – Utilities 7,769.77; Frank J Blahak Jr – Pension 762.00; Blazer Manufacturing Co., Inc. – Service 75.00; Bomgaars – Supplies 460.22; William C Brandenburgh – Pension 664.25; Brown Traffic Products – Supplies 949.75; Jed Brunken – Payment 1.00; Buresh Golf & Equipment – Golf Cart Rental 1,040.00; C & S Electronics, Inc. – Service 55.00; California Contractors – Supplies 159.90; Capstone Press, Inc. – Supplies 1,912.42; Carolina Software – Supplies 381.56; Cat's Pro Mow – Service 203.95; Central Community College – Training 20.00; Central Parts & Machine – Supplies 2,268.18; Central Sand & Gravel Co. – Supplies 935.99; Central Valley Ag – Supplies 611.24; Jay Cerny Landscaping – Service 140.78; City of Columbus – Utilities 106.41; Club Prophet Systems – Service 90.00; Columbus Area Chamber of Commerce – Supplies 1,420.00; Columbus Community Hospital – Service/Supplies 1,217.71; Columbus Door & Window LLC – Supplies 40.10; Columbus Electronics, Inc. – Supplies 112.93; Columbus Morning Rotary – Membership 120.00; Columbus Plumbing Company – Service/Supplies 1,014.88; Columbus Screen Printing – Supplies 1,400.00; Columbus Telegram – Publications 3,091.16; Columbus Tire & Service – Service 1,064.48; Communication Services, Inc. – MIS Upgrade 9,133.10; Community Internet – Service 255.00; Connecting Point/Radio Shack – Supplies 397.49; Consolidated Management Co. – Training 277.00; Consolidated Water Solutions – Chemicals 5,693.79; Cornhusker Public Power District – Utilities 740.44; CRA Payment Center – Service 682.77; Credit Bureau Services – Membership/Service 60.65; Creston Fertilizer Co., Inc. – Supplies 2,301.00; Culligan – Supplies 142.40; Danko Emergency Equipment – Supplies 1,947.15; Davidson Titles, Inc. – Supplies 1,429.06; Diamond Vogel Paints – Supplies 1,838.42; Dippin' Dots – Supplies 800.00; Doernemann Construction, Inc. – Contract 7,400.69; Dubas Refrigeration – Supplies 137.80; Douglas Dunbar – Contract 4,936.00; Douglas Dunbar – Commissions 5,630.88; Douglas Dunbar – Expenses 3,597.66; Eakes Office Plus – Supplies 6,032.27; Easter Seals Nebraska – Software/Training 3,500.00; Ecological Laboratories, Inc. – Chemicals 1,034.74; Educational Service Unit #7 – Supplies 183.97; Electrical Engineering & Equipment Co. – Supplies 250.88; Electronic Systems, Inc. – Service 522.00; Elliott Equipment Co. – Supplies 151.55; Enslow Publishers, Inc. – Supplies 619.03; Enterprise Electric CO/CED – Supplies 39.30; Eriksen Construction Company, Inc. – UV Disinfection 53,440.00; Eriksen Construction Company, Inc. – Clarifier Covers 7,500.00; Excel Commercial – Utilities 55.58; Express Truck Center – Service 786.03; Fastenal Company – Supplies 490.25; Fedex – Postage 20.62; Ferrellgas – Supplies 73.32; First Bankcard – Expenses 3,107.70; First National Bank & Trust Company – Service 170.40; Fox Bros Hay Co., Inc. – Wood Grinding 10,616.63; Frontier – Utilities 4,015.05; Frontier Communications – Utilities 244.92; Gaeth Pest Control Services, Inc. – Service 285.00; Gale – Supplies 48.74; Galls – Supplies 2,297.18; Gaylord Brothers, Inc. – Supplies 283.42; GCSAA – Dues 340.00; Gehring Construction & Ready-Mix Company – Service/Supplies 6,049.11; General Traffic Controls – Supplies 116.86; Gerhold Concrete Company – Supplies 4,392.25; John A & Katheryn R Gillett – Airport Property Acquisition 275,311.00; Golf Course Builders – Supplies 75.00; Great American Outdoor – Service 938.41; Great Plains One Call Service – Service 249.69; The Greenkeeper – Supplies 2,844.00; Grey House Publishing, Inc. – Supplies 446.95; Ron Groene – Expenses 35.00; William Gumm – Expenses 175.00; Hadley-Braithwait Company – Supplies 1,891.15; Scott Hanis – Expenses 59.80; Hawkins, Inc. – Chemicals 8,495.13; HD Supply Waterworks Ltd – Service 4,599.72; HDR Engineering, Inc. – UV Disinfection 27,460.13; HDR Engineering, Inc. – Lost Creek Parkway



2,165.00; Dean Hefti – Expenses 69.08; Troy Hiemer – Expenses 264.28; Robert Hiner – Expenses 263.77; Duane Hoff – Refund 69.40; Holiday Inn of Kearney – Lodging 145.90; Hometown Leasing – Supplies 177.12; Howard Johnson Riverside Inn – Lodging 1,290.00; Mark S Howerter MD – Contract 500.00; Husker Coop – Fuel 5,644.00; Hy-Vee, Inc. – Supplies 292.66; IBM Corporation – Service 990.00; Industrial Control Systems, Inc. – Service 5,104.39; Infoprint Solutions Co. – Service 480.00; Ingram Library Service, Inc. – Library Materials 3,000.85; Inland Truck Parts & Service – Service 4,589.94; Inspro, Inc. – Insurance 625.00; Interactivegis, Inc. – GIS System 7,000.00; International Code Council, Inc. – Supplies 233.50; Jackson Services, Inc. – Supplies 2,630.77; Jackson Services, Inc. – Rent/Electricity 355.93; Randy Janicek – Expenses 268.97; JEO Consulting Group, Inc. – Loup Levee Recertification 6,795.00; Jimmy John's – Meals 18.99; Joe & Al's Grocery – Supplies 1.98; Johnson Controls – Service 1,440.00; Kelly Supply Company – Service/Supplies 2,666.50; Kimball Midwest – Supplies 145.86; Kirkham Michael – South Water Plant 1,146.14; Kirkham Michael – 8<sup>th</sup> Street Water Project 1,743.00; KJSK – Advertising 159.00; KKOT/KTTT – Advertising 318.00; KLIR – Advertising 159.00; KNEN-FM 94 Rock – Advertising 700.00; Kralik's Sew & Vac Center – Service 36.33; KZEN – Advertising 159.00; Lab Safety Supply – Service 102.76; Labor Relations Info System – Subscription 150.00; Lakeview Small Engine – Service 377.12; Larue Distributing, Inc. – Supplies 109.18; Lawson Products, Inc. – Supplies 143.57; League of Nebraska Municipalities – Training 135.00; Lerner Publishing Group – Supplies 805.88; Pete Lien & Sons, Inc. – Chemicals 3,845.07; The Lifeguard Store, Inc. – Supplies 242.00; Lincoln Winwater Works – Service 180.84; John F Lohr – Expenses 151.47; Loup Power District – Utilities 81,508.08; M & O Door Products – Service 60.81; Mail Prep, Etc. – Postage 324.77; The Mailbox – Postage 42.17; MailFinance – Postage Machine Lease 198.03; Marley's Electric, Inc. – Service 1,768.84; Master Care Services, Inc. – Service 102.40; Matheson-Linweld – Supplies 440.38; Menards – Supplies 3,612.12; Metron-Farnier LLC – Supplies 12,310.15; Mid-American Research Chemical – Supplies 896.75; Mid-Iowa Solid Waste Equipment Co., Inc. – Supplies 22.67; Midwest Laboratories, Inc. – Service 1,078.45; Midwest Right of Way Services – 8<sup>th</sup> Street Paving 225.00; Midwest Right of Way Services – Airport Right of Way 7,096.19; Midwest Service & Sales – Supplies 2,529.97; Midwest Special Services, Inc. – Service 117.72; Midwest Turf & Irrigation – Supplies 1,067.12; Mike's Auto Sales & Towing – Service 80.00; Mike's Towing – Service 2,716.30; Ginger Moon & Associates – Bond Renewal 125.00; Moore Wallace – Supplies 124.68; Motion Industries, Inc. – Supplies 1,916.42; MTM Recognition – Supplies 364.36; Shane Mueller – Service 146.50; Mueller Sprinklers – Supplies 1,150.72; NATP – Training 65.00; NCS Equipment Rental – Service 272.40; Nebraska Department of Economic Development – Grants 4,773.73; Nebraska Department of Motor Vehicles – Service 26.40; Nebraska Department of Roads – Permit 15.00; Nebraska Environmental Products – Service 1,602.00; Nebraska Fire Chiefs Association – Dues 20.00; Nebraska Golf & Turf, Inc. – Service 48.20; Nebraska Law Enforcement Training Center – Training 172.00; Nebraska Public Health Environmental Laboratory – Service 1,801.00; Nebraska Rural Water Association – Membership 275.00; Nebraska State Volunteer Firefighter's Association – Membership 1,315.00; Nebraska Truck Center – Service 755.92; Nebraska-Iowa Industrial Fasteners Corp. – Supplies 221.29; NEFSMA – Training 180.00; Marvin O Nelson – Pension 502.50; Nevco, Inc. – Service 2,914.68; Newman Traffic Signs – Supplies 708.90; Niemann's Port-A-Pot – Service 360.16 ; NMC Exchange LLC – Service 314.24; Northeast Nebraska Economic Development District – Grants 980.10; Northeast Nebraska Economic Development District – Membership 22,111.00; Northeast Nebraska Solid Waste Coalition – Landfill Disposal 46,247.39; Northwest Electric LLC – Service 3,330.71; NoSwett Fencing & Decks – Service 75.00; NWEA – Training 55.00; NWOD – Membership 20.00; O'Keefe Elevator Company – Service 487.09; O'Reilly Automotive, Inc. – Supplies 124.05; Obrist & Co., Inc. – 2010 Water Main Project 14,857.14; Obrist & Co., Inc. – Water Extension District 35,761.50; Occupational Health Services – Service 1,735.65; OCLC, Inc. – Service 517.90; Officenet – Supplies 2,934.59; Rina Elizabeth Orellana – Service 20.00; Overhead Door Company – Service 253.72; Overturf Electric Motors – Service 35.00; Jill Owens – Expenses 296.41; Paraclete Press, Inc. – Supplies 83.98; The Parts Bin – Supplies 184.64; Payroll Clearing – Police Pension 84.00; Karen Penne – Refund 150.00; Pepsi Bottling Group – Supplies 430.30; Performance Group, Inc. – Supplies 424.68; Pet Care Specialists – Service 143.50; Petty Cash – Expenses 122.28; Pioneer Hook & Ladder Company – Expenses 150.00; Platte County – Contract 2,750.00; Platte County – 8<sup>th</sup> Street Project 181,716.10; Platte Valley Communications – Service 1,367.48; Precision Industries, Inc.

– Supplies 28.94; Precision Unibody & Auto Sales, Inc. – Service 350.00; Presto-X-Company – Service 228.00; Public Agency Training Council – Training 475.00; Pyramid Canvas & Mfg Co. – Supplies 50.00; Quill Corporation – Supplies 688.79; Qwest – Utilities 1,514.51; James Rawhouser Jr – Expenses 35.00; Reams Sprinkler Supply Co. – Service 88.56; Recorded Books LLC – Supplies 206.60; Redfield & Company – Supplies 328.00; Reis Environmental – Supplies 111.42; Rembolt Ludtke LLP – Service 267.50; Renner Sports Surfaces – Soil Report 9,000.00; Rhomar Industries, Inc. – Supplies 674.39; Sackett Electric – Service 423.23; Sahling Kenworth, Inc. – Service 141.47; Ronald Salak – Cemetery Space 175.00; Sapp Bros Columbus, Inc. – Fuel 11,266.29; Sapp Bros Petroleum, Inc. – Fuel 26,815.74; Schaben Industries – Supplies 42.12; Scheffler Machine & Tool, Inc. – Service 190.00; Schieffer Signs, Inc. – Supplies 437.00; Schneider's O K Tire Company – Service 772.46; Schneider's O K Tire Company – Lease Payment 30.00; Jerry L. Schultz – Supplies 35.00; Schuyler Sun – Supplies 38.00; Sherwin-Williams Company – Supplies 16.88; Short Elliott Hendrickson, Inc. – Loup Levee Recertification 1,267.57; Silver Pressure Service LLC – Pressure Washer 5,125.00; Sipple, Hansen, Emerson & Schumacher – Service 4,645.43; Solid Waste Association of North America – Membership 526.00; Don Soulliere – Expenses 207.26; Stanley Petroleum – Service 241.75; State of Nebraska Department of Labor – Service 200.00; State of Nebraska Department of Revenue – Sales Tax 29,999.08; State of Nebraska HHS Finance & Support – Refund 68.57; Gene Steffy Ford – Service 29.84; Stericycle, Inc. – Supplies 123.22; Super Saver – Supplies 36.57; Surefire LLC – Supplies 45.01; Swisher Hygiene Franchisee – Supplies 161.67; Swissphone LLC – Supplies 44.90; Sysco Lincoln – Supplies 6,893.33; T & L Services – Service 250.00; Telebeep Wireless – Service 34.22; Ten Minute Lube Center – Service 40.95; Tool Shed – Supplies 85.81; Tractor Supply Credit Plan – Supplies 723.84; Truck Services, Inc. – Supplies 13.00; Jim Tubbs – Expenses 270.38; Turfwerks – Service 440.80; Tweet's Sport Shop – Supplies 261.97; Jerry Tworek – Service 435.00; Tworek Repair – Service 8.00; Typhoon Wash – Service 36.00; U & I Sanitation – Service 106.00; U S Bank – Expenses 910.29; U.S. Asphalt Co. – Supplies 4,499.57; Uline Shipping Supply – Supplies 98.90; Ultra Graphics – Supplies 466.73; United States Post Office – Postage 1,752.07; United States Postal Service – Postage 1,000.00; UPS Store – Postage 196.73; USA Blue Book – Supplies 53.79; Walmart Community – Supplies 2,150.11; Waste Connections of Nebraska – Service 309.84; Watchguard Video – Equipment 14,968.00; Weedcope, Inc. – Service 310.00; Wellness Councils of America – Supplies 11.75; Wells Fargo Bank – Fee 400.00; Wemhoff Refrigeration, Inc. – Service 227.83; West Payment Center – Supplies 430.50; West Point Implement of Columbus – Supplies 56.84; Adam White – Service 235.00; Yamaha Golf & Equipment – Service 135.68; Zee Medical Service – Supplies 468.90; Zimco Supply Co. – Supplies 50.00; The 5<sup>th</sup> Season, Inc. – Service 552.19. TOTAL 1,686,284.89. Moved by Bogus, seconded by Bulkley, payroll and bills on file be approved. Roll call and Council Members Augustine, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Bahr was absent. Motion carried.

**CONSIDERATION OF PAYROLL AND BILLS ON FILE:** ARL Credit Services – Services 1,254.72; Reardon Lawn & Garden, Inc. – Supplies 214.90. TOTAL \$1,469.62. 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 Augustine, 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, Bogus, Bulkley, Schilling and Lohr voted "Aye" and none voted "Nay." Council Members Jablonski and Reardon abstained from voting and Council Member Bahr was absent. Motion carried. Moved by Bogus, seconded by Bulkley, to approve the bills on file. Roll call and Council Members Augustine, Bogus, Bulkley, Schilling and Lohr voted "Aye" and none voted "Nay." Council Members Jablonski and Reardon abstained from voting and Council Member Bahr was absent. Motion carried.

**DISCUSSION AND POSSIBLE ACTION REGARDING EMPLOYMENT CONTRACT WITH CITY ADMINISTRATOR JOSEPH A. MANGIAMELLI AS REQUESTED BY COUNCIL PRESIDENT BOGUS:** Moved by Bogus, seconded by Augustine, that the City Council go into closed session at 8:10 p.m. The subject matter to be discussed in the

closed session shall be evaluation of the job performance of a person; specifically discussion and possible action regarding employment contract with City Administrator Joseph A. Mangiamelli; the reason for going into closed session is for the prevention of needless injury to the reputation of an individual. Mayor Moser stated that Council President Bogus has made a motion to go into closed session at this time. The subject matter to be discussed in the closed session shall be evaluation of the job performance of a person; specifically discussion and possible action regarding employment contract with City Administrator Joseph A. Mangiamelli; the reason for going into closed session is for the prevention of needless injury to the reputation of an individual. Roll call and Council Members Augustine, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Bahr was absent. Motion carried. Mayor Moser stated that the City Council has voted to go into closed session at this time. The subject matter to be discussed in the closed session shall be evaluation of the job performance of a person; specifically discussion and possible action regarding employment contract with City Administrator Joseph A. Mangiamelli; the reason for going into closed session is for the prevention of needless injury to the reputation of an individual. Moved by Bogus, seconded by Augustine, to exit closed session at 8:33 p.m. Roll call and Council Members Augustine, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Bahr was absent. Motion carried.

Moved by Bogus, seconded by Augustine, the meeting be adjourned. Roll call and Council Members Augustine, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Bahr was absent. Motion carried and the meeting was adjourned at 8:33 p.m.

Presented and approved this 5 day of July, 2011.

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MAYOR

ATTEST:

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CITY CLERK