

A regular meeting of the Mayor and City Council of the City of Columbus, Nebraska was convened in open and public session on August 6, 2012 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 August 1, 2012, 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-Schulte, Charlie Bahr, Ron Bogus, Jim Bulkley, Ron Schilling, Rich Jablonski, John Lohr and Terry Reardon.

City staff members present included City Administrator Joseph Mangiamelli, Assistant City Clerk Janelle Kline, City Attorney Steve Hansen, Police Chief William Gumm, City Engineer David Goedeken, Finance Director Anne Kinnison 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 July 16, 2012, City Council meeting.
- B. Approval of application of Platte County Historical Society for Special Designated License to serve beer and wine at the Platte County Historical Society Museum, 2916 16th Street, Columbus, Nebraska, 6 p.m. – 11 p.m., October 13, 2012 for the fund raiser event, Murder Mystery Evening.
- C. Approval of Resolution No. R12-72 continuing Enhanced 911 service surcharge of \$1 per month on each local exchange access line physically terminating in the City of Columbus, Nebraska, 911 service area.

- D. Approval of Resolution No. R12-73 approving use of west shelter area in Pawnee Park to camp overnight on June 7 and June 8, 2013, for annual Antique Tractor and Gas Engine Show.
- E. Approval of Finance Department reports.
- F. Approval of payroll and bills on file. 08/17/2012 Payroll 512,455.79; Central American Foods, LLC – Equipment Loan 45,000.00; State of Nebraska Department of Revenue – Sales Tax 54,526.51; Wells Fargo Bank – Bonds 5,993,459.28 TOTAL 6,605,441.58.

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

APPOINTMENT OF AMANDA LEWIS TO THE BOARD OF PARKS COMMISSIONERS TO FILL THE UNEXPIRED TERM OF JOY MEISTER:

A memorandum was presented from Mayor Moser submitting the name of Amanda Lewis for appointment to the Board of Parks Commissioners to fill the unexpired term of Joy Meister. Council President Bogus read a brief resume and it was moved by Bogus, seconded by Augustine-Schulte, to approve the Mayor's appointment. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted “Aye” and none voted “Nay.” Motion carried.

CHANGE ORDER NO. 1 IN AMOUNT OF \$62,500.15 FOR WALKING TRAIL ALONG 8TH STREET FROM VAN BERG DRIVE TO LAKESHORE DRIVE:

It was noted that Change Order No. 1 in the amount of \$62,500.15 for a ten foot walking trail along 8th Street from Van Berg Drive to Lakeshore Drive was discussed at the June 18, 2012 City Council meeting and consensus of the City Council was to direct city staff to provide estimates of cost for various sizes of paths as well as provide time for Columbus Area Recreational Trails (CART) to determine whether assistance can be provided. Bid proposals were presented in the amount of \$39,910.15 for a six foot wide path and \$30,195.15 for a four foot wide path. Letters were also presented from Lower Loup Natural Resources District (NRD) and CART submitting their commitments for financial assistance for a ten foot wide trail in the amounts of \$10,000 and \$5,000, respectively. It was noted that CART's commitment also included a provision that the trail be constructed by August 1, 2013. Mayor Moser expressed support of the ten foot trail, referred to the East and West Pawnee Park trails that were constructed five years prior and said the cost versus pro-rated distance is less for the proposed trail. Moved by Reardon, seconded by Augustine-Schulte, Change Order No. 1 be approved. Jason Buss, 49 Park Circle Drive and representative of CART, pointed out that a number of citizens were in the audience to show support of the ten foot trail. Council President Bogus said he supports a trail or sidewalk in this area but feels it should also serve as an additional access for Wagners Lake. In response to Council President Bogus, Buss

said he feels the trail should be located near 8th Street for easy access and to prevent pedestrians and bicyclists from using 8th Street. In response to a question from Council Member Bulkley with regard to safety issues related to a path that leads into a neighborhood without sidewalks, Buss pointed out that the curved roads in Wagners Lake forces vehicular traffic to move slowly. Council Member Reardon pointed out that a trail would also be beneficial to those who are exiting Wagners Lake. Tom Cleary, 3378 Fairlane Avenue, referred to the narrowness of 8th Street along Van Berg Golf Course and said he feels a ten foot trail that has \$15,000 committed from outside sources would best serve the community. Extensive discussion followed with regard to the best location for a trail as well as the proposed construction of a trail versus a sidewalk. Travis Bock, 3907 Barrington Place and owner of the Columbus Sales Pavillion, said he is not opposed to a trail but prefers the trail be located on the south side of 8th Street. Bock explained that a large number of trucks park off 8th Street at his business each Saturday and he has concerns for safety as the trucks may occasionally extend over the proposed trail. In response to Council Member Jablonski, Bock confirmed that there are a large number of pedestrians and bicyclists who utilize this portion of 8th Street. Buss referred to posts that were installed between the Monastery Trail and 18th Avenue for safety and said a request could also be submitted to CART for possible financial assistance for posts and cable for this trail. Marlene Rohde, 110 Cottonwood Drive, expressed concerns for safety with the number of pedestrians and bicyclists who currently use Wagners Lake and said a trail leading to this area would increase the risk for accidents. Rohde referred to a previous fire at the sale barn that temporarily prohibited the use of 8th Street west of 33rd Avenue and said if a trail is going to be constructed, she would support one that would provide an additional access to the lake area. Council Member Bogus reiterated his position that he is not opposed to a trail system but feels the proposed route is not the best option. Mayor Moser referred to the cost of constructing other trails in the city, the funding available for the proposed trail as well as input from a number of citizens who favor this trail for the safety and wellness of the community and said he is supportive of the proposed trail. Roll call and Council Members Augustine-Schulte, Schilling, Jablonski, Lohr and Reardon voted "Aye" and Bahr, Bogus and Bulkley voted "Nay." Motion carried.

RESOLUTION NO. R12-74 WAS INTRODUCED BY COUNCIL MEMBER SCHILLING.

RESOLUTION NO. R12-74
ADOPTED: AUGUST 6, 2012

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA TO REPEAL RESOLUTION NO. R12-32 THAT AUTHORIZED AN INTERFUND TRANSFER FROM THE CITY'S GENERAL FUND TO THE CITY'S SCOREBOARD FUND IN THE AMOUNT OF \$238,457 AND PROVIDED INTERIM FUNDING FOR CERTAIN EQUIPMENT PURCHASE COSTS AND ESTABLISHED A REPAYMENT SCHEDULE.

Moved by Schilling, seconded by Bulkley, Resolution No. R12-74 be passed and adopted. City Administrator Mangiamelli explained that the Scoreboard Fund was created for short term financing and due to the generous commitment of local businesses, the fund is no longer necessary. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Motion carried.

RESOLUTION NO. R12-75 WAS INTRODUCED BY COUNCIL MEMBER AUGUSTINE-SCHULTE.

RESOLUTION NO. R12-75
ADOPTED: AUGUST 6, 2012

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, ACCEPTING THE GRANT OFFER FROM THE FEDERAL AVIATION ADMINISTRATION PROVIDING FOR THE REIMBURSEMENT OF ACQUISITION AND RELOCATION EXPENSES INCURRED IN THE PURCHASE OF THE JARESKE PROPERTY NORTH OF THE COLUMBUS MUNICIPAL AIRPORT AS PART OF THE RUNWAY PROTECTION ZONE CLEARANCE PROJECT, AIP NO. 3-31-0019-11.

Moved by Augustine-Schulte, seconded by Bogus, Resolution No. R12-75 be passed and adopted. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Motion carried.

Moved by Bulkley, seconded by Reardon, the meeting be adjourned. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Motion carried and the meeting was adjourned at 8:05 p.m.

Presented and approved this 20th day of August, 2012.

MAYOR

ATTEST:

ASSISTANT CITY CLERK