

A regular meeting of the Mayor and City Council of the City of Columbus, Nebraska was convened in open and public session on March 4, 2013 at 7 p.m. in the Council Chambers, 1369 25 Avenue, Columbus, Nebraska.

Notice of this meeting was given in advance thereof by publication in the Columbus Telegram on February 27, 2013, 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, City Clerk Janelle Kline, City Attorney Stan Emerson, City Engineer David Goedeken, Public Property Director Doug Moore, Public Works Director Roger Buell, Finance Director Anne Kinnison and Police Captain Todd Thalken.

PRAYER: Mayor Moser asked all to rise and Council President Schilling 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 February 19, 2013, City Council meeting.
- B. Approval of Resolution No. R13-14 approving agreement with Columbus Softball Association for use of Gerrard Park softball facilities.
- C. Approval of Resolution No. R13-15 approving agreement with Columbus Youth Softball Association for use of Bradshaw Park softball facilities.
- D. Approval of Resolution No. R13-16 approving agreement with Columbus Area Midget Football Organization for use of Bradshaw Park football facilities.

- E. Approval of Resolution No. R13-17 approving agreement with Columbus Youth Baseball League for use of Centennial Park baseball facilities.
- F. Approval of Resolution No. R13-18 approving agreement with American Legion Hartman Post 84 for use of Pawnee Park baseball facilities.
- G. Approval of Resolution No. R13-19 approving agreement with Columbus Mariners Baseball League for use of Berne (Armory) Park baseball facilities.
- H. Approval of Resolution No. R13-20 approving agreement with Wilderness Park Operations Committee for use of Wilderness Park soccer facilities.
- I. Approval of reappointment of Robert Dierman to Civil Service Commission for five-year term.
- J. Approval of reappointments of Kim Garretson, Lori Neid and Chris Dixon to Columbus Tree Board for three-year terms.
- K. Approval of payroll and bills on file. 03/15/13 Payroll \$462,267.47. TOTAL \$462,267.47.

Moved by Schilling, seconded by Bulkley, 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.

COMMENTS FROM MAYOR AND CITY COUNCIL MEMBERS: Council Member Jablonski welcomed the new manufacturing company, Sidump'r, to the community.

Council Member Schilling expressed appreciation to Public Works Director Buell for providing an activity report on the Public Works departments.

Mayor Moser announced that he will be reading to Mrs. Chohon's third grade class at St. Bonaventure School on Tuesday.

RESOLUTION NO. R13-21 WAS INTRODUCED BY COUNCIL MEMBER BULKLEY.

RESOLUTION NO. R13-21
ADOPTED: MARCH 4, 2013

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA TO APPROVE AN AGREEMENT WITH THE OMAHA-COUNCIL BLUFFS METROPOLITAN AREA PLANNING AGENCY (MAPA) IN THE AMOUNT OF \$17,541 TO OBTAIN DIGITAL MAP PRODUCTS FOR THE AREA.

Moved by Bulkley, seconded by Schilling, Resolution No. R13-21 be passed and adopted. In response to Mayor Moser, City Engineer Goedeken explained that there has been a large amount of growth in the city since the maps were last updated in 2007 and said the aerial photographs will be incorporated into the city's GIS mapping system

for daily use. Goedecken further explained that the Omaha-Council Bluffs Metropolitan Area Planning Agency has initiated this project to contract with an aerial photography firm and in an effort to maximize cost savings, the cities of Columbus, Schuyler and Wayne will also be included in the project. In response to Council Member Reardon, Goedecken explained that Google Earth photographs have a low resolution and do not align properly with the mapping system as they are taken at various angles. In response to Council Member Bahr, Goedecken confirmed that this agreement does not include a wall map and he said eventually the digital photographs will be available on the city's website. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Schilling, Jablonski and Lohr voted "Aye" and Reardon voted "Nay." Motion carried.

RESOLUTION NO. R13-22 WAS INTRODUCED BY COUNCIL MEMBER BOGUS.

RESOLUTION NO. R13-22
ADOPTED: MARCH 4, 2013

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, TO APPROVE AN AMENDMENT TO THE SUBDIVISION AGREEMENT WITH WEST WOOD ADDITION, LLC, PROVIDING FOR INSTALLATION OF A SANITARY LIFT STATION TO SERVE RIVERSIDE ADDITION AND ADJACENT LAND ABUTTING THE SUBDIVISION TO THE NORTH AND WEST AT AN ESTIMATED COST OF \$125,000 TO BE PAID, INITIALLY, BY THE SUBDIVIDER WITH A REIMBURSEMENT OF ONE HALF OF ACTUAL COSTS TO BE PAID BY THE CITY FROM FUNDS AUTHORIZED IN THE 2013-2014 BUDGET AFTER OCTOBER 1, 2013.

Moved by Bogus, seconded by Bulkley, Resolution No. R13-22 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.

RESOLUTION NO. R13-23 WAS INTRODUCED BY COUNCIL MEMBER JABLONSKI.

RESOLUTION NO. R13-23
ADOPTED: MARCH 4, 2013

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, TO APPROVE A PRELIMINARY DESIGN ENGINEERING SERVICES AGREEMENT WITH GILMORE & ASSOCIATES, INC., A COPY OF WHICH IS ATTACHED HERETO AND INCORPORATED HEREIN BY THIS REFERENCE, FOR 3 AVENUE RECONSTRUCTION BETWEEN 8 STREET AND SOUTH 5 STREET AT A COST OF \$174,307.89, WITH THE CITY SHARE (20%) BEING \$34,862.00.

Moved by Jablonski, seconded by Bahr, Resolution No. R13-23 be passed and adopted. Rick Bogus of Gilmore and Associates, 2670 33rd Avenue, explained the various phases for completing the design process and said the state has scheduled the bid letting process for Spring 2014 with construction to begin in the Fall 2014. Roll call

and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Motion carried.

ORDINANCE NO. 13-04 WAS INTRODUCED BY COUNCIL MEMBER BAHR.

ORDINANCE NO. 13-04
FIRST READING

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA TO AMEND SECTION 32.066 OF CHAPTER 32 OF TITLE III OF ORDINANCE NO. 05-47 (COLUMBUS CITY CODE) TO PROVIDE THAT THE PUBLIC LIBRARY BOARD SHALL CONSIST OF AT LEAST FIVE MEMBERS.

On its first reading, Ordinance No. 13-04 was read by title only at this meeting. City Administrator Mangiamelli requested this ordinance be continued to the March 18, 2013 City Council meeting for a second reading to allow for public input and advanced to the April 1, 2013 City Council meeting for a final reading.

ORDINANCE NO. 13-01

THIRD READING
ADOPTED: MARCH 4, 2012

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA TO AMEND SECTION 90.035 OF CHAPTER 90 OF TITLE IX OF ORDINANCE NO. 05-47 (COLUMBUS CITY CODE) TO PROVIDE FOR COMPENSATION OF MEDICAL EXPENSES TO A VICTIM OF AN ANIMAL ATTACK.

On its third reading, Ordinance No. 13-01 was read by title only at this meeting. Moved by Bogus, seconded by Augustine-Schulte, Ordinance No. 13-01 be passed and adopted.

Mayor Moser put the question, "Shall Ordinance No. 13-01 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.

Mayor Moser declared, "By your action, you have passed Ordinance No. 13-01," and it was duly signed.

ORDINANCE NO. 13-02

THIRD READING
ADOPTED: MARCH 4, 2012

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA TO AMEND SECTION 90.060(B) OF CHAPTER 90 OF TITLE IX OF ORDINANCE NO. 05-47 (COLUMBUS CITY CODE) TO PROVIDE FOR A DESIGNEE FOR THE CHIEF OF POLICE AS PART OF THE EXOTIC ANIMAL PERMIT REVIEW

COMMITTEE.

On its third reading, Ordinance No. 13-02 was read by title only at this meeting. Moved by Bahr, seconded by Schilling, Ordinance No. 13-02 be passed and adopted.

Mayor Moser put the question, "Shall Ordinance No. 13-02 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.

Mayor Moser declared, "By your action, you have passed Ordinance No. 13-02," and it was duly signed.

Moved by Bulkley, seconded by Schilling, 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 7:25 p.m.

Presented and approved this 18th day of March, 2013.

MAYOR

ATTEST:

CITY CLERK