

A regular meeting of the Mayor and City Council of the City of Columbus, Nebraska was convened in open and public session on April 1, 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 March 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 Steve Hansen, City Engineer David Goedeken, Finance Director Anne Kinnison, Public Property Director Doug Moore, Public Works Director Roger Buell, Police Chief William Gumm, Community Development Director Dan Curtis and Transfer Station Supervisor Mike Shemek.

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 March 18, 2013, City Council meeting and March 26, 2013, Special City Council meeting.
- B. Approval of revisions to 2013 Northeast Nebraska Area Agency on Aging budget for additional funds for congregate and home delivered meals for Columbus Senior Center.

- C. Approval of award of lowest quote that meets specifications to Miller and Sons Golf Cars in the amount of \$14,700 for rental of 30 golf carts for 2013 season at Quail Run Golf Course, as presented by Public Property Director Moore.
- D. Approval of award of lowest quote that meets specifications to Mid-Nebraska Repair and Construction in the amount of \$24,890 for construction of a storage/maintenance building at Gerrard Park, as presented by Public Property Director Moore.
- E. Approval of award of lowest quote that meets specifications to Mid-Nebraska Repair and Construction in the amount of \$18,362.50 for construction of a storage/maintenance building at Bradshaw Park, as presented by Public Property Director Moore.
- F. Approval of Resolution No. R13-30 approving Service/Consultant Agreement with Elkhorn Valley Community Development Corporation, d.b.a. NeighborWorks Northeast Nebraska, in the amount of \$35,000 for housing management services for Nebraska Affordable Housing Trust Funds No. 12-TFHP-5051.
- G. Approval of Resolution No. R13-31 approving Service/Consultant Agreement with Elkhorn Valley Community Development Corporation, d.b.a. NeighborWorks Northeast Nebraska, in the amount of \$25,000 for housing administration and the Subrecipient Agreement with NeighborWorks Northeast Nebraska for Community Development Block Grant No. 11-CR-006.
- H. Approval of Resolution No. R13-32 approving licenses for use of hangar space at Columbus Municipal Airport with G.I.C. and Warren Janssen/Doug Noonan.
- I. Approval of payroll and bills on file. 4/12/13 Payroll \$470,196.07; Northeast Nebraska Economic Development – Administration 464.15; Total Funds by Hasler – Postage 1,000.00 TOTAL \$471,660.22.

Council Member Bahr requested that Item C, Approval of award of quote to Miller and Sons Golf Cars for rental of 30 golf carts for 2013 season at Quail Run Golf Course be removed from consent status and considered in its normal sequence on the agenda under New Business. Moved by Schilling, seconded by Bulkley, the items on the consent agenda, with the exception of Item C, 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.

COMMITTEE OF THE WHOLE – 2013 CAPITAL IMPROVEMENT PLAN REVIEW:

City Administrator Mangiamelli reported that the Committee of the Whole met to review the 2013 Capital Improvement Plan and no action was taken at this meeting.

TO RECONSIDER DESIGN LAYOUT PLAN FOR SITING ORIENTATION OF NEW TRANSFER STATION:

A memorandum was presented from City Administrator

Mangiamelli regarding the siting orientation of the new transfer station. It was noted that Council President Schilling has requested an opportunity to discuss the orientations considered for the building. Aerial photographs of the property with drawings of the two layout design options were also presented. Moved by Schilling, seconded by Reardon, to approve the original layout design of the new transfer station that was approved by the City Council in 2009. Council President Schilling explained that following observation of the operations of the transfer station and how the new facility might be situated on the selected site, he has reevaluated the proposed location for the grass clippings, trees and pallet area and feels that the original design would be a better option as the new facility would also act as a buffer for residents in the area. In response to Council Member Bahr, City Administrator Mangiamelli explained that a request for changes to the wetlands area would have to be submitted to the Corps of Engineers and would delay the process another year with the expected outcome to be that the changes would not be permitted. Bill Tworek, owner of property at 1415 1 Street, commended the Mayor and City Council for their efforts with this issue; however, he said he prefers the alternate design that would locate the facility south of the recommended location. Roll call and Council Members Augustine-Schulte, Bogus, Schilling, Jablonski, Lohr and Reardon voted "Aye" and Bahr and Bulkley voted "Nay." Motion carried.

APPLICATION OF COLUMBUS VOLUNTEER FIRE DEPARTMENT 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 16, 2013 AND AUGUST 17, 2013 IN CONJUNCTION WITH 2013 COLUMBUS DAYS EVENT:

An application was presented from the Columbus Volunteer Fire Department, 1456 26 Avenue, for 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 16, 2013 and August 17, 2013 in conjunction with 2013 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 Schilling, seconded by Augustine-Schulte, 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 Augustine-Schulte, Bahr, Bogus, Bulkley, Schilling, Jablonski, Lohr and Reardon voted "Aye" and none voted "Nay." Motion carried.

AWARD OF QUOTE TO MILLER AND SONS GOLF CARS FOR RENTAL OF 30 GOLF CARTS FOR 2013 SEASON AT QUAIL RUN GOLF COURSE:

A memorandum was presented from Public Property Director Moore recommending that the lowest quote that meets specifications be awarded to Miller and Sons Golf Cars in the amount of \$14,700 for rental of 30 golf carts for 2013 season at Quail Run Golf Course. In response to Council Member Bahr, Moore referred to the number of golf tournaments scheduled for the season that will require more than the 40 golf carts that are owned by the city and said it was more expensive to rent additional golf carts per event as opposed to per season. Moved by Bahr, seconded by Bulkley, the quote for rental of 30 golf carts for the 2013 season at Quail Run Golf Course be awarded to Miller and Sons

Golf Cars in the amount of \$14,700. 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 back City Attorney Hansen following a brief medical leave. Mayor Moser referred to the ribbon cutting ceremony for the new Chamber of Commerce building, said Governor Heineman, Senator Schumacher, Congressman Fortenberry as well as representatives of the State Chamber participated in the program and he commended the Chamber of Commerce for their vision and investment in the community.

RESOLUTION NO. R13-33 WAS INTRODUCED BY COUNCIL MEMBER BULKLEY.

RESOLUTION NO. R13-33

ADOPTED: APRIL 1, 2013

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA TO APPROVE USE OF GERRARD PARK ON JUNE 1, 2013, FOR AN OVERNIGHT SOFTBALL TOURNAMENT SPONSORED BY COLUMBUS CHRYSLER AND COLUMBUS SOFTBALL ASSOCIATION, IN ACCORD WITH ORDINANCE NO. 12-03.

It was noted that the Park Board approved the request for the overnight softball tournament in Gerrard Park on June 1, 2013 at their meeting on March 19, 2013. Moved by Bulkley, seconded by Bahr, Resolution No. R13-33 be passed and adopted. Council Member Jablonski referred to last year's event and said there were issues with noise and softballs hitting the houses in the area. Public Property Director Moore pointed out that the Park Board also had concerns with last year's event and said a representative of Columbus Chrysler and Columbus Softball Association assured them that the issues have been resolved. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Schilling, Lohr and Reardon voted "Aye" and Jablonski voted "Nay." Motion carried.

RESOLUTION NO. R13-34 WAS INTRODUCED BY COUNCIL MEMBER BOGUS.

RESOLUTION NO. R13-34

ADOPTED: APRIL 1, 2013

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, APPROVING A GRANT AWARD FOR DOWNTOWN REVITALIZATION PROJECTS FOR WORK DESCRIBED IN THE RESOLUTION AND IN THE AMOUNT RECOMMENDED HEREIN.

Moved by Bogus, seconded by Schilling, Resolution No. R13-34 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.

ORDINANCE NO. 13-04

THIRD READING

ADOPTED: APRIL 1, 2013

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 third reading, Ordinance No. 13-04 was read by title only at this meeting. City Administrator Mangiamelli pointed out that the Library Board made the recommendation to amend the City Code to allow for additional members as a result of a strategic planning effort and said the City Code is being amended to mirror verbiage in the state statutes.

Moved by Bahr, seconded by Lohr, Ordinance No. 13-04 be passed and adopted.

Mayor Moser put the question, "Shall Ordinance No. 13-04 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. 13-04," and it was duly signed.

Moved by Bulkley, seconded by Bahr, 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 7:40 p.m.

Presented and approved this 15th day of April, 2013.

MAYOR

ATTEST:

CITY CLERK