

A regular meeting of the Mayor and City Council of the City of Columbus, Nebraska was convened in open and public session on August 19, 2013 at 7:09 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 July 31, 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, John Lohr and Terry Reardon. Council Member Rich Jablonski was absent and excused.

City staff members present included City Administrator Joseph Mangiamelli, City Clerk Janelle Kline, City Attorney Stephen Hansen, City Engineer David Goedeken, Finance Director Anne Kinnison, Public Property Director Doug Moore, Public Works Director Roger Buell, Police Chief William Gumm, Fire Chief Dean Hefti, Wastewater Treatment Facility Supervisor Marty Eaton, Water Utility Supervisor Chuck Sliva and Water Production Supervisor Bob Kloke.

**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 August 5, 2013, City Council meeting and the July 1, 2013 and August 5, 2013 Community Development Agency meetings.
- B. Approval of application of Westbrook Lanes, Inc. dba Westbrook Lanes, for addition to Class "C" (Beer, Wine and Distilled Spirits On and Off Sale) licensed premise at 3156 51 Avenue, Columbus, Nebraska for 16 ft. x 16 ft. beer garden.

- C. Approval of contract with ServiceMaster by Shevlin in the amount of \$1,709.76 per month for cleaning service five days per week at the Columbus Public Library for September 16, 2013 through September 15, 2015.
- D. Approval of Resolution No. R13-88 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.
- E. Approval of Resolution No. R13-89 authorizing payment of various improvement projects.
- F. Approval of Finance Department reports.
- G. Approval of payroll and bills on file. 8/30/2013 Payroll 386,063.70; A & D Technical Supply – Supplies 132.54; A & J Guns – Supplies 1,018.50; Ace Hardware & Garden Center – Supplies 849.06; Donald D Adkisson – Pension 609.00; Advance Auto Parts – Supplies 191.83; Affordable Overhead Doors – Supplies 570.00; AICPA – Membership 225.00; Alamar Uniforms – Supplies 1,197.12; All Star Auto Glass of Columbus – Service 246.55; American Patriot Pictures LLC – Supplies 19.99; American Red Cross – Training 630.00; AmSan – Supplies 354.36; ANSIR4U, Inc. – Service 95.00; Aqua-Chem, Inc. – Chemicals 2,965.38; Aqua-Pure, Inc. – Chemicals 15,626.07; AS Central Services – Service 704.00; Asphalt & Concrete Materials – Supplies 2,515.70; AT&T – Utilities 39.85; B-D Construction, Inc. – Service 275.00; Wesley J Baxa – Pension 1,232.54; Beard-Warren Heating & Air Conditioning – Supplies 227.84; Beatrice Scale Company – Transfer Station Scale Repair 5,367.80; Behlen Towing – Service 560.00; Alfred Benesch & Company – Electrical Vault & Homerun Upgrades 704.10; Alfred Benesch & Company – Airport Land Acquisition 1,600.00; Big Red Sanitation – Service 275.00; Bill's Tire Outlet, Inc. – Service 942.00; Carroll A Bisson – Pension 716.51; Black Hills Energy – Utilities 649.29; Frank J Blahak Jr – Pension 762.00; Blast Off Sandblasting & Painting – Service 285.00; Blazer Manufacturing Co., Inc. – Service 145.00; David Blessen – Grant 750.00; Bomgaars – Supplies 591.18; Bound Tree Medical LLC – Supplies 1,797.97; Brown Traffic Products – Supplies 2,390.25; Business Telecommunication Systems, Inc. – Service 235.12; Cat's Pro Mow – Service 203.60; CDW Government – Supplies 1,974.72; Central Parts & Machine – Supplies 780.11; Central Sand & Gravel Co. – Supplies 1,069.88; Central Valley Ag – Supplies 190.72; Century Link – Utilities 1,523.71; Jay Cerny Landscaping – Service 330.56; City of Columbus – Utilities 93.90; Club Prophet Systems – Service 90.00; Coffman Associates – Airport Layout Plan 5,450.00; Columbus Area Chamber of Commerce – Supplies 1,160.00; Columbus Community Hospital – Service/Supplies 1,831.17; Columbus Custom Embroidery – Supplies 408.00; Columbus Electronics, Inc. – Supplies 9.98; Columbus Family Resource Center – Lease Payment 6,666.66; Columbus Home Improvements – Service 585.07; Columbus Music – Supplies 334.95; Columbus Plumbing Co. – Supplies 4.20; Columbus Small Animal Hospital – Service 91.25; Columbus Steel Supply – Supplies 199.90; Columbus Telegram – Publications 2,073.62; Columbus Tire & Service – Service 704.02; Commonwealth Electric Co. – Service 995.00;

Community Internet – Service 180.00; Connecting Point/Radio Shack – Supplies 434.94; Consolidated Management Co. – Meals 470.25; Consolidated Water Solutions – Chemicals 5,590.01; Whitney Coop – Expenses 40.00; Cornhusker Public Power District – Utilities 866.66; Creative Product Sourcing – Supplies 284.94; Credit Bureau Services – Membership 5.00; Creston Fertilizer Co., Inc. – Supplies 2,399.70; Crouch Recreational Design, Inc. – Supplies 437.00; Culligan of Columbus – Supplies 191.90; D & D Communications – Service 50.50; D & K Products – Supplies 808.80; Daktronics, Inc. – Scoreboard Commission 8,400.00; Danko Emergency Equipment – Supplies 2,370.84; Demco – Supplies 644.76; Diamond Vogel Paint Center – Supplies 917.55; DLT Solutions LLC – Software License 6,160.45; Doernemann Construction, Inc. – Contract 2,705.78; Dohmen Garage Door, Inc. – Service 526.00; DPC Industries – Chemicals 956.18; Dugan Business Forms – Supplies 1,316.01; Douglas Dunbar – Contract 5,207.00; Douglas Dunbar – Commissions 10,756.56; Douglas Dunbar – Expenses 3,240.26; Eakes Office Plus – Supplies 4,653.98; Eastern Library System – Training 155.00; Echo Group – Supplies 1,497.60; Electrical Engineering & Equipment Co. – Supplies 881.15; Eletech, Inc. – Service 540.00; Enterprise Electric CO/CED – Supplies 37.77; Environmental Services, Inc. – Supplies 22.00; Ernst Auto Center – Supplies 76.02; Excel Commercial – Utilities 51.65; Express Truck Center – Service 6,415.66; Fancy Stitching – Service 509.00; Fastenal Company – Supplies 305.62; Fireguard, Inc. – Self Contained Breathing Apparatuses 58,344.96; First National Bank & Trust Company – Fees 213.86; First National Bank Omaha – Expenses 3,993.14; Foreman Supply – Supplies 39.60; S A Foster Lumber Co. – Supplies 92.67; Frontier – Utilities 5,341.46; Frontier Communications – Utilities 258.12; Gaeth Pest Control Services, Inc. – Service 257.00; Gale – Supplies 326.87; Galls – Supplies 8,460.98; Javitr Garcia – Refund 137.50; Gehring Construction & Ready-Mix Company – Supplies 437.81; Gehring Construction & Ready-Mix Company – Supplies 5,414.59; Edward Gerrelts Estate – Cemetery Spaces 400.00; Gilmore & Associates – Discoverer Addition 8,000.00; Gilmore & Associates – Centennial Park 6<sup>th</sup> Addition 2,500.00; Gilmore & Associates – Columbus Industrial Park Drainage Evaluation 1,500.00; Godfather's Pizza – Meals 160.00; Great American Outdoor – Supplies 123.38; Greenkeeper Co., Inc. – Chemicals/Fertilizer 10,413.95; Roy Grey – Payment 181.00; Annette Griffith – Expenses 32.50; Hach Company – Supplies 1,121.89; Hadley-Braithwait Company – Supplies 1,175.40; Juana Hanson – Service 30.00; Hawkins, Inc. – Chemicals 10,734.21; Hawkins, Inc. – Chemical Feed Pump 3,433.12; HD Supply Waterworks LTD – Supplies 2,151.05; HD Supply Waterworks LTD – Water Valve Replacement 20,228.12; HD Supply Waterworks LTD – Hydrants 11,694.94; HDR Engineering, Inc. – Headworks 6,587.38; HDR Engineering, Inc. – Viaducts 94,021.19; HDR Engineering, Inc. – New Transfer Station 127,173.49; Heartland Natural Gas – Utilities 589.26; Dean Hefti – Expenses 54.09; Hi-Lo Equipment, Inc. – Service 65.00; HOA Solutions, Inc. – Service 414.00; Bailey J. Hoadley – Expenses 40.00; Hometown Leasing – Supplies 177.12; Hornady – Supplies 603.50; Mark S Howerter MD – Contract 514.00; HR Direct – Supplies 64.99; Hy-Vee, Inc. – Supplies 742.49; Hydro Tech, Inc. – Service 85.00; IBM Corporation – Service 960.75; Identi-Kit Solutions – Supplies 204.00; Imagetrend, Inc. – Supplies 1,950.00; Industrial Control Systems, Inc. – Service

900.00; Ingram Library Services, Inc. – Library Materials 3,146.05; Inland Truck Parts & Service – Supplies 152.79; Jackson Services, Inc. – Supplies 2,602.27; Jackson Services, Inc. – Rent 200.00; Jay's Body Shop – Service 2,232.75; John Deere Landscapes, Inc. – Supplies 1,316.02; KEA Construction – Christopher Cove's Bridge 35,805.50; Kelly Supply Company – Supplies 6,635.05; Gary Kessler – Refund 24.07; Kirkham Michael Consulting Engineers – Water & Wastewater Use Rate Study 14,245.00; KOLN – Advertising 600.00; Michael Kratochvil – Expenses 88.49; Kyle Kronberg – Expenses 110.00; Chantelle Kush – Expenses 194.06; Lakeview Small Engine, Inc. – Service 309.39; LARM – Insurance 52.00; LaRue Distributing, Inc. – Supplies 181.75; Laser Technology, Inc. – Supplies 3,390.00; Layne Christensen Co. – Well Maintenance 12,925.16; Pete Lien & Sons, Inc. – Chemicals 9,385.60; John Lohr – Expenses 169.13; Loup Power District – Utilities 131,031.04; Sydney Luedtke – Expenses 40.00; M & O Door Products – Supplies 49.50; Mail Prep, Etc. – Postage 308.73; The Mailbox – Postage 137.41; Marley's Electric, Inc. – Service/Supplies 3,243.27; Masimo Americas, Inc. – Supplies 2,036.60; Matheson-Linweld – Supplies 877.12; Mayhew Signs, Inc. – Supplies 4,836.50; McCrometer, Inc. – Supplies 242.81; Mead Lumber Co. – Supplies 352.80; Mechanical Sales, Inc. – Supplies 23.33; Menards – Supplies 1,655.01; Metro Area Planning Agency – Aerial Photos 17,541.00; Metron-Farnier LLC – Supplies 5,247.39; Mid Con Systems, Inc. – Supplies 360.95; Mid-American Research Chemical – Chemicals 2,244.00; Mid-Nebraska Repair & Construction – Pawnee Park Tennis Court Sidewalks 4,565.00; Midwest Laboratories, Inc. – Service 455.90; Midwest Mini Melts – Supplies 1,834.75; Midwest Right of Way Services – Viaducts 1,528.50; Midwest Service & Sales – Supplies 2,435.59; Midwest Tape LLC – Supplies 367.90; Midwest Turf & Irrigation – Supplies 3,416.63; Mike's Towing – Service 1,774.88; Laura Miksch – Expenses 40.00; Miracle Recreation Equipment – Supplies 318.00; Mobilitat – Maintenance Agreement 3,000.00; Krista Moon – Expenses 40.00; Motion Industries, Inc. – Supplies 114.24; Mountain View LLC – Supplies 564.68; MPH Industries, Inc. – Supplies 2,198.00; Shane Mueller – Service 146.50; Mueller Sprinklers – Service/Supplies 615.02; Municipal Supply, Inc. – Supplies 1,022.37; Municipal Supply, Inc. – Fire Hydrants/Water Valve Replacement 23,491.40; NCMA – Training 285.00; Nebraska Department of Labor Boiler Inspection Program – Service 216.00; Nebraska Department of Economic Development – Grant 923.16; Nebraska Department of Environmental Quality – Training 150.00; Nebraska Department of Health and Human Services – Service 234.83; Nebraska Library Commission – Service 500.00; Nebraska Public Health Environmental Laboratory – Service 2,994.00; Nebraska-Iowa Industrial Fasteners Corporation – Supplies 141.93; Marvin O Nelson – Pension 502.50; Newman Traffic Signs – Supplies 786.11; Niemann's Port-A-Pot LLC – Service 40.00; NMC Exchange LLC – Supplies 33.89; Northeast Nebraska Economic Development District – Grant 3,810.00; Northeast Nebraska Economic Development District – Administrative Fee 30.00; Northeast Nebraska Solid Waste Coalition – Landfill Disposal 49,032.61; Northern Safety Co., Inc. – Supplies 107.36; Northwest Electric LLC – Supplies 86.63; Novicki Fire Prevention Service Co. – Service 132.75; O'Reilly Automotive, Inc. – Supplies 47.80; Obrist & Co., Inc. – Water Main to Pawnee Park 124,806.25; OCLC, Inc. – Service 1,570.85; Officenet – Supplies 106.27; One Call Concepts, Inc. – Service

230.05; One Source – Service 37.00; Rina Elizabeth Orellana – Service 20.00; Overhead Door Company – Service/Supplies 673.27; Overturf Electric Motors Services, Inc. – Service/Supplies 857.00; Jill Owens – Expenses 285.00; Paragon Consulting Services – Service 28.75; The Parts Bin – Supplies 16.84; Pat's Exhaust Shop, Inc. – Service 75.00; Pepsi Bottling Group – Supplies 740.51; Pet Care Specialists – Service 163.50; Jo Peterson – Supplies 131.89; Petty Cash – Expenses 138.77; Platte County – Contract 2,791.00; Presto-X-Company – Service 125.28; Price Chopper Wristbands – Supplies 231.88; Project Harmony – Service 150.00; Quill Corporation – Supplies 168.69; Rae Systems, Inc. – HazMat Monitors 9,426.00; Recorded Books LLC – Supplies 272.20; Regional Care, Inc. – Refund 772.40; Rehab Systems, Inc. – Manhole Rehabilitation 40,875.00; Rosenbauer Minnesota LLC – Service 3,950.00; Rutjens Construction – Water Main Replacement 116,012.57; Rutjens Construction – Christopher Cove's Storm Sewer 15,935.00; RVW, Inc. – Telecommunication System 7,880.00; Sackett Electric – Service 561.19; Sahling Kenworth, Inc. – Service 476.19; Sapp Bros Columbus, Inc. – Fuel 10,099.52; Sapp Bros Petroleum, Inc. – Fuel 21,935.04; Schaben Industries – Supplies 19.46; Schneider's O K Tire Company – Lease Payment 30.00; Schneider's O K Tire Company – Supplies 33.07; Schwartz Signs & Murals – Service 625.00; Seacrest & Kalkowski PC LLC – Service 5,455.12; Security Equipment, Inc. – Service 1,072.00; Rod Seidel – Expenses 18.82; Servicemaster By Shevlin – Service 1,644.00; Settje Plumbing – Refund 70.00; Sherwin-Williams Co. – Supplies 539.75; Shevlin Supply – Supplies 570.18; Sipple, Hansen, Emerson & Schumacher – Service 3,447.63; Sirius Computer Solutions, Inc. – Service 775.00; Elizabeth Smith – Expenses 40.00; Matt Soukup – Expenses 96.05; Southwest Public Safety – Supplies 10.56; Speece Lewis Engineers – Christopher Cove's Bridge 5,727.40; Mike Stadler – Refund 31.87; Stanley Petroleum Maintenance, Inc. – Service 8,455.50; State of Nebraska Department of Revenue – Sales Tax 44,258.52; Gene Steffy Ford – Service 2,224.91; Karen Stuart – Expenses 113.78; Super Saver – Supplies 118.56; Swisher Hygiene Franchisee Trust – Supplies 188.58; Symtrax – Service 302.00; Sysco Lincoln – Supplies 7,325.06; T & L Services – Service 525.00; T-Bone Fuel Delivery – Fuel 5,920.20; Technology Associates International Corporation – Service 1,083.51; Melissa Thalken – Expenses 40.00; Donna Thiem – Expenses 50.85; Three Eagles Communications – Advertising 865.00; Tighton Fastener & Supply, Inc. – Supplies 387.27; Time Warner Cable – Service 333.22; TM Cleaning – Service 200.00; Brook Tomka – Expenses 344.75; Tooley Drug & Home Care – Grant 7,937.00; Totalfunds by Hasler – Postage 1,000.00; Tractor Supply Credit Plan – Supplies 260.72; Treasurers – Grant 8,274.00; Tri-County Truck Repair – Service 119.10; Turfwerks – Supplies 471.80; Tweet's Sport Shop – Supplies 195.94; Tworek Welding & Repair – Service 140.00; Typhoon Wash – Service 30.00; U & I Sanitation – Service 83.00; U S Bank – Expenses 2,162.49; Ultra Graphics – Supplies 1,387.13; United States Post Office – Postage 2,033.82; Utility Service Co., Inc. – Tank Maintenance 22,344.48; Verizon Wireless – Utilities 2,285.99; Walmart Community – Supplies 1,228.42; Waste Connections of Nebraska – Service 288.43; Water Environment Federation – Membership 96.00; Water's Edge Aquatic Design LLC – Pawnee Plunge Expansion 11,707.86; Weldon Parts, Inc. – Supplies 385.98; Wellness Council of America –

Supplies 15.20; Wemhoff Refrigeration, Inc. – Service 455.83; West Payment Center – Subscription 3,067.50; West Point Implement of Columbus – Supplies 373.00; Wingate Inn – Lodging 343.80; Zee Medical Service – Supplies 334.50; Wayne Zysset – Grant 8,268.00. TOTAL 1,824,534.18.

Moved by Schilling, seconded by Lohr, 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, Lohr and Reardon voted “Aye” and none voted “Nay.” Council Member Jablonski was absent. Motion carried.

**PRESENTATION FROM DICK GAUNT RECOGNIZING COLUMBUS POLICE AND FIRE DEPARTMENTS:** No presentation was made at this meeting.

**PUBLIC HEARING – APPLICATION OF COLUMBUS PUBLIC SCHOOLS FOR FINAL PLAT AND SUBDIVISION AGREEMENT OF DISCOVERER SECOND SUBDIVISION (38 STREET AND 33 AVENUE):** The Affidavit of Publication and Notice of Hearing were presented on the application of Columbus Public Schools for the final plat and subdivision agreement of Discoverer Second Subdivision, a replat of part of Lot 1, Block A, Discoverer Addition and a replat of Discoverer First Subdivision except for Lot 2, Block A, all to the City of Columbus, Platte County, Nebraska (38 Street and 33 Avenue). A memorandum was presented from City Engineer Goedeken submitting detailed information and a staff recommendation to approve the final plat with the following contingencies: 1) Sanitary sewer mains be built to minimum slopes as recommended by the “10 States Standards”; 2) Final utility easements shown on final plat; 3) Designation of AO 2 flood plain zone; and 4) Final street designs following completion of traffic study. The Planning Commission recommended approval with contingencies as listed in the staff recommendation. This public hearing was continued from the July 1, 2013 City Council meeting. A letter was presented from Clark Grant, on behalf of the applicant, requesting this public hearing be continued to the September 16, 2013 City Council meeting.

**AND**

**PUBLIC HEARING – APPLICATION OF PLATTE COUNTY SCHOOL DISTRICT NO. 1 TO REZONE A TRACT OF LAND AT 38 STREET AND 41 AVENUE FROM “RR” (RURAL RESIDENTIAL DISTRICT) TO “UC” (URBAN COMMERCIAL DISTRICT) AND TO AMEND THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN:** The Affidavit of Publication and Notice of Hearing were presented on the application of Platte County School District No. 1 to rezone Lot 4, Block A, Discoverer Addition to the City of Columbus, Platte County, Nebraska AND Lots 1 through 5, Block A, and Lots 1 and 2, Block B, and Lot 1, Block C, Discoverer Second Subdivision, a replat of part of Lot 1, Block A, Discoverer Addition, and a replat of Discoverer First Subdivision except for Lot 2, Block A, all to the City of Columbus, Platte County, Nebraska (38 Street and 41 Avenue) from “RR” (Rural Residential District) to “UC” (Urban Commercial District) and to amend 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. This public hearing was continued from the July 1, 2013 City Council meeting. A letter was presented from Clark Grant, on behalf of the applicant, requesting this public hearing be continued to the September 16, 2013 City Council meeting.

Moved by Bulkley, seconded by Schilling, these public hearings be continued to September 16, 2013 at 7 p.m. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Schilling, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Jablonski was absent. Motion carried.

**PUBLIC HEARING – APPLICATION OF SHELBY LUMBER COMPANY, INC. FOR FINAL PLAT AND SUBDIVISION AGREEMENT OF OAKBROOK SUBDIVISION (27 STREET AND 37 AVENUE):** The Affidavit of Publication and Notice of Hearing were presented on the application of Shelby Lumber Company, Inc. for the final plat and subdivision agreement of Oakbrook Subdivision, all of Block B, Wallin Subdivision of Randall 2nd Addition to the City of Columbus, Platte County, Nebraska, except the south 180 feet (27 Street and 37 Avenue). A memorandum was also presented from City Engineer Goedeken submitting detailed information and a staff recommendation to approve the final plat and subdivision agreement contingent upon final grade elevations being submitted. The Planning Commission recommended approval contingent on final grade elevations being submitted. No one appeared in opposition and no one spoke regarding this issue. Moved by Bulkley, seconded by Schilling, the public hearing be closed. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Schilling, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Jablonski was absent. Motion carried.

**RESOLUTION NO. R13-90 WAS INTRODUCED BY COUNCIL MEMBER BULKLEY.**

**RESOLUTION NO. R13-90**

**ADOPTED: AUGUST 19, 2013 CONTINGENT ON FINAL GRADE ELEVATIONS BEING SUBMITTED**

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, ACCEPTING THE DEED OF DEDICATION TO A PARCEL OF LAND LEGALLY DESCRIBED AS: ALL OF BLOCK B, WALLIN SUBDIVISION OF RANDALL 2ND ADDITION TO THE CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA, EXCEPT THE SOUTH 180 FEET THEREOF, HEREINAFTER TO BE KNOWN AS OAKBROOK SUBDIVISION TO THE CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA, APPROVING THE PLAT THEREOF, APPROVING THE SUBDIVISION AGREEMENT BETWEEN COLUMBUS COMMUNITY HOSPITAL, INC., A NEBRASKA NON-PROFIT CORPORATION, AND THE CITY OF COLUMBUS, SETTING FORTH THE DUTIES AND RESPONSIBILITIES OF OWNER/SUBDIVIDER CONCERNING SAID SUBDIVISION, INCLUDING PROVIDING FOR THE PUBLIC IMPROVEMENTS NECESSARY TO SERVE THE PROPERTY.

Moved by Bulkley, seconded by Bahr, Resolution No. R13-90 be passed and adopted contingent on final grade elevations being submitted. Roll call and Council Members

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

**PUBLIC HEARING – APPLICATION OF RICHARD AND BARBARA AVERETT FOR SPECIAL USE PERMIT TO ALLOW FOR CONVENIENCE STORAGE IN A "B-2" (GENERAL COMMERCIAL DISTRICT) ZONE (2625 38 STREET):** The Affidavit of Publication and Notice of Hearing were presented on the application of Richard and Barbara Averett for a special use permit to allow for convenience storage in a "B-2" (General Commercial District) zone in the NW1/4 of Section 18, T17N, R1E of the 6th P.M., Platte County, Nebraska (2625 38 Street). The Affidavit of Posting and Mailing Notices was presented. A memorandum was presented from Community Development Director Curtis submitting detailed information and a staff recommendation to approve the special use permit contingent on an approved drainage plan being submitted. The Planning Commission continued the hearing to September 9, 2013. Moved by Bogus, seconded by Schilling, the public hearing be continued to September 16, 2013 at 7 p.m. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Schilling, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Jablonski was absent. Motion carried.

**PUBLIC PROPERTY, SAFETY AND WORKS COMMITTEE REPORT – MINUTES OF TRAFFIC CONTROL DEVICE COMMITTEE MEETING OF JUNE 3 AND DRAFT COPY OF AUGUST 5, 2013 MEETING:** The report of the Public Property, Safety and Works Committee was presented with the recommendation to accept the minutes as presented. Moved by Bogus, seconded by Schilling, this report be adopted. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Schilling, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Jablonski was absent. Motion carried.

**PUBLIC PROPERTY, SAFETY AND WORKS COMMITTEE REPORT – REQUEST OF LOCAL BARS, PURSUANT TO LB 861, TO ALLOW SPIRITS TO BE SOLD STARTING AT 6 A.M. ON SUNDAYS:** The report of the Public Property, Safety and Works Committee was presented with the recommendation to direct city staff to draft an ordinance to amend the City Code to allow spirits to be sold starting at 6 a.m. on Sundays. Moved by Bahr, seconded by Schilling, this report be adopted. In response to Council Member Lohr, Police Chief Gumm confirmed that he has no objections to this request, pursuant to state law. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Schilling, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Jablonski was absent. Motion carried.

**PUBLIC PROPERTY, SAFETY AND WORKS COMMITTEE REPORT – APPOINTMENT OF THREE COUNCIL MEMBERS TO DANGEROUS DOG APPEAL COMMITTEE:** The report of the Public Property, Safety and Works Committee was presented stating that Chair Reardon appointed Council Members Bahr, Lohr and Reardon to the Dangerous Dog Appeal Committee. City Administrator Mangiamelli announced that no further action is required.

**PUBLIC FINANCE, JUDICIARY AND PERSONNEL COMMITTEE REPORT – FEE CHANGES FOR TRANSFER STATION:** The report of the Public Finance, Judiciary



and Personnel Committee was presented with the recommendation to increase the tipping fee by \$5, the availability fee by 50% and use \$100,000 from the Sales Tax Fund. Moved by Augustine-Schulte, seconded by Schilling, this report be adopted. Council Member Bahr reported on concerns received from a constituent regarding an increase to the availability fee. Mayor Moser referred to the revenue sources available as well as the costs of the new transfer station and pointed out that the availability fee is a readiness to serve fee. Council Member Bogus referred to discussions held at the Public Finance, Judiciary and Personnel Committee and said the recommendation was the result of compromise. Discussion was held regarding the estimated costs of a new transfer station as well as the unknown operational costs, savings from the closure of the recycle center and various options for bonds. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Schilling, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Jablonski was absent. Motion carried.

**PUBLIC FINANCE, JUDICIARY AND PERSONNEL COMMITTEE REPORT – PROPOSED FEES FOR HAZMAT SERVICES AND STIPEND REIMBURSEMENT TO HAZMAT TEAM MEMBER(S):**

The report of the Public Finance, Judiciary and Personnel Committee was presented with the recommendation to approve the proposed fees for HazMat Services and stipend for a HazMat Technician and HazMat Support. Moved by Augustine-Schulte, seconded by Schilling, this report be adopted. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Schilling, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Jablonski was absent. Motion carried.

**COMMITTEE OF THE WHOLE REPORT – PRESENTATION BY KIRKHAM MICHAEL CONSULTING ENGINEERS ON WATER AND SEWER RATE STUDY:**

City Administrator Mangiamelli reported that Rich Robinson, Kirkham Michael Consulting Engineers, gave a presentation on the Water and Sewer Rate Study at the Committee of the Whole meeting prior to the City Council meeting. An oral report of the Committee of the Whole was presented with the recommendation to increase the water rates 1 percent for each of the following fiscal years: 2013-2014, 2014-2015, 2015-2016, 2016-2017 and 2017-2018 and to increase the wastewater rates as follows: 15 percent for fiscal years 2013-2014 and 2014-2015 and 10 percent for fiscal years 2015-2016, 2016-2017 and 2017-2018. Moved by Bahr, seconded by Bulkley, this report be adopted. Mayor Moser expressed support of this recommendation. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Schilling, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Jablonski was absent. Motion carried.

**COMMITTEE OF THE WHOLE REPORT – 2013-2014 CAPITAL IMPROVEMENT PLAN:**

City Administrator Mangiamelli reported that the Committee of the Whole removed the item, 2013-2014 Capital Improvement Plan, from the agenda and said a final plan will be prepared based on discussions held at previous meetings and presented at the September 3, 2013 City Council meeting.

**COMMITTEE OF THE WHOLE REPORT – FEE CHANGES:** City Administrator Mangiamelli reported that the Committee of the Whole removed the item, Fee Changes, from the agenda and said a final Schedule of Fees will be prepared based on

discussions held at previous meetings and presented at the September 3, 2013 City Council meeting.

**COMMITTEE OF THE WHOLE REPORT – 2013-2014 BUDGET:** An oral report of the Committee of the Whole was presented with the recommendation to set a date of hearing on the budget for September 3, 2013 at 7 p.m. Moved by Schilling, seconded by Bulkley, this report be adopted. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Schilling, Lohr and Reardon voted “Aye” and none voted “Nay.” Council Member Jablonski was absent. Motion carried.

**AWARD OF PROPOSAL FROM MCDERMOTT AND MILLER, PC FOR FINANCIAL AND COMPLIANCE AUDIT FOR YEARS 2013, 2014, 2015 AND 2016:** A memorandum was presented from Finance Director Kinnison submitting detailed information and a staff recommendation to accept the proposal from McDermott and Miller, PC in the amount of \$19,100 to audit financial statements for fiscal years 2013, 2014, 2015 and 2016. Moved by Bogus, seconded by Schilling, the proposal from McDermott and Miller, PC in the amount of \$19,100 for the financial and compliance audit for fiscal years 2013, 2014, 2015 and 2016 be accepted. In response to Council Member Bogus, Finance Director Kinnison said requests for proposals were solicited from all local firms and none were received. Kinnison explained that not all firms specialize in government audits due to the complexities of this type of audit. Kinnison pointed out that one local firm informed her they would not be submitting a proposal this year; however, they may in the future. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Schilling, Lohr and Reardon voted “Aye” and none voted “Nay.” Council Member Jablonski was absent. Motion carried.

**COMMENTS FROM MAYOR AND CITY COUNCIL MEMBERS:** Council Member Augustine-Schulte commended the community on the Columbus Days weekend and Mayor Moser pointed out that the Chamber of Commerce and all the volunteers involved made it a successful event.

**RESOLUTION NO. R13-91 WAS INTRODUCED BY COUNCIL MEMBER LOHR.**

**RESOLUTION NO. R13-91**  
**ADOPTED: AUGUST 19, 2013**

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 JACOBSEN PROPERTY NORTH OF THE COLUMBUS MUNICIPAL AIRPORT AS PART OF THE RUNWAY PROTECTION ZONE CLEARANCE PROJECT, AIP NO. 3-31-0019-12.

Moved by Lohr, seconded by Bahr, Resolution No. R13-91 be passed and adopted. In response to Mayor Moser, City Administrator Mangiamelli explained that this grant from the Federal Aviation Administration will provide reimbursement for the acquisition of a property for the runway protection clearance project. Roll call and Council Members

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

**RESOLUTION NO. R13-92 WAS INTRODUCED BY COUNCIL MEMBER REARDON.**

**RESOLUTION NO. R13-92**  
**ADOPTED: AUGUST 19, 2013**

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, APPROVING THE AMENDMENT FOR EXTENSION OF THE AGREEMENT WITH THE COLUMBUS FAMILY YMCA, INC., FOR USE OF THE AQUATIC CENTER OCTOBER 1, 2013 THROUGH SEPTEMBER 30, 2014.

Moved by Reardon, seconded by Schilling, Resolution No. R13-92 be passed and adopted. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Schilling, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Jablonski was absent. Motion carried.

**RESOLUTION NO. R13-93 WAS INTRODUCED BY COUNCIL MEMBER AUGUSTINE-SCHULTE.**

**RESOLUTION NO. R13-93**  
**ADOPTED: AUGUST 19, 2013**

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, AWARDING A CONTRACT TO B-D CONSTRUCTION, INC., IN THE AMOUNT OF \$68,220, BEING THE ONLY BID RECEIVED, FOR 2013 SIDEWALK REPAIR PROJECT (SWID NO. 15 & NO. 16).

Moved by Augustine-Schulte, seconded by Bahr, Resolution No. R13-93 be passed and adopted. In response to Council Member Reardon, City Engineer Goedecken said bids were solicited from all local and surrounding area contractors and the only bid received was significantly higher than the estimate. Extensive discussion was held with regard to cost for repairs, notifications to property owners, responsible parties for liability of sidewalks that are in poor condition and the process for assessing property owners. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley and Reardon voted "Aye" and Schilling and Lohr voted "Nay." Council Member Jablonski was absent. Motion carried.

**CONSIDERATION OF PAYROLL AND BILLS ON FILE:** ARL Credit Services – Service 604.61; Reardon Lawn & Garden, Inc. – Service 570.96. TOTAL \$1,175.57. 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 Schilling, seconded by Augustine-Schulte, Council Member Reardon be allowed to abstain from voting on this agenda item and to suspend the City Council rules requiring him to leave the Council Chambers during discussion and vote on this agenda item. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Schilling and Lohr voted "Aye" and none voted "Nay." Council Member

Jablonski was absent and Council Member Reardon abstained from voting. Motion carried. Moved by Schilling, seconded by Bahr, to approve the bills on file. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Schilling and Lohr voted "Aye" and none voted "Nay." Council Member Jablonski was absent and Council Member Reardon abstained from voting. Motion carried.

Moved by Bulkley, seconded by Schilling, the meeting be adjourned. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Schilling, Lohr and Reardon voted "Aye" and none voted "Nay." Council Member Jablonski was absent. Motion carried and the meeting was adjourned at 8:08 p.m.

Presented and approved this 3rd day of September, 2013.

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MAYOR

ATTEST:

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CITY CLERK