

A regular meeting of the Mayor and City Council of the City of Columbus, Nebraska, was convened in open and public session on February 18, 2014 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 January 30, 2014, 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, Jim Bulkley, Rich Jablonski, John Lohr, Terry Reardon, and Ron Schilling. Council Member Ron Bogus was absent and excused.

City staff members present included City Administrator Joseph Mangiamelli, City Clerk Janelle Kline, Interim City Engineer Merlin Lindahl, Finance Director Anne Kinnison, Police Chief William Gumm, Public Works Director Roger Buell, Human Resources Director Mike Oglevie, Transfer Station Supervisor Mike Shemek, and Police Sergeant Alan Wilkins.

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 3, 2014, City Council meeting.
- B. Approval of reappointment of Rod Supencheck to Columbus Tree Board for three-year term.
- C. Approval of plans, specifications, and estimate of cost in the amount of \$360,500 for Street Construction 2014 (various locations) and Sidewalk Improvement District No. 17 (1221 8 Street, 1322 8 Street and 753 13 Avenue), as submitted by Assistant City Engineer Middendorf, and authorizing city staff to advertise for bids. (Plans and

specifications are on file in City Clerk's office.)

- D. Approval of plans, specifications, and estimate of cost in the amount of \$2,850,000 for public infrastructure for the development of Discoverer Addition, as submitted by Gilmore & Associates, Inc., and authorizing city staff to advertise for bids. (Plans and specifications are on file in City Clerk's office.)
- E. Approval of award of quote to Van Wall Equipment, Inc. in the amount of \$20,118 for a turf truckster for Van Berg Golf Course, as submitted by Public Property Director Moore.
- F. Approval of Resolution No. R14-10 approving amendment to contract with Nebraska Department of Economic Development by extending original boundary of target area five blocks for Phase II Comprehensive Revitalization activities (11-CR-006).
- G. Approval of Resolution No. R14-11 approving amendment to contract with Nebraska Department of Economic Development by extending original boundary of target area five blocks for Phase II Comprehensive Revitalization activities (13-CR-006).
- H. Approval of Finance Department reports.
- I. Approval of payroll and bills on file. 02/28/14 Payroll 479,299.69; Ace Hardware & Garden Center – Supplies 772.35; Donald D Adkisson – Pension 609.00; Advance Auto Parts – Supplies 10.49; Alamar Uniforms – Supplies 457.51; Alphacard – Supplies 199.17; American Red Cross – Training 35.00; Anderson Auto Body – Service 500.00; ANSIR4U, Inc. – Service 95.00; APCO International – Membership 184.00; Aqua-Chem, Inc. – Supplies 720.68; Aqua-Pure, Inc. – Chemicals 7,763.64; AS Central Services – Service 704.00; AT&T – Utilities 15.02; Auto Quality Sales & Service – Service 38.92; Barco Municipal Products – Supplies 108.15; Barone Security Systems – Service 437.04; Wesley J Baxa – Pension 1,232.54; Beard-Warren Heating & Air Conditioning – Service 732.86; Behlen Towing – Service 560.00; Big Red Sanitation – Service 220.00; Bill's Tire Outlet, Inc. – Service 494.50; Bissell Hose Company – Expenses 187.86; Carroll A Bisson – Pension 716.51; Black Hills Energy – Utilities 6,661.62; Frank J Blahak Jr – Pension 762.00; Blue Tarp Financial, Inc. – Supplies 555.96; Bob's U-Save Pharmacy – Supplies 230.00; Bomgaars – Supplies 1,194.06; Brown Traffic Products – Supplies 1,646.00; Wm Roger Buell – Expenses 157.96; Cabela's Mktg & Brand Mgt, Inc. – Supplies 288.94; California Contractors Supply – Supplies 155.70; CDW Government – Supplies 168.34; Center Point Large Print – Supplies 44.34; Central Community College – Training 263.00; Central Parts & Machine – Supplies 2,771.53; Central Sand & Gravel Co. – Supplies 335.00; Central Valley Ag – Supplies 229.00; Century Link – Utilities 1,522.15; City of Columbus – Utilities 106.24; Club Prophet Systems – Service 90.00; Columbus Area Chamber of Commerce – Supplies 1,140.00; Columbus Area Chamber of Commerce – 2014 Assistance 8,000.00; Columbus Area Chamber of Commerce – Drive 4 Five 2,000.00; Columbus Community Hospital – Service 140.00; Columbus Custom Embroidery – Supplies 900.50; Columbus Dry Cleaners & Laundry – Service 22.75; Columbus Family Resource Center – Lease Payment 6,667.32; Columbus

Plumbing Co. – Service 1,358.01; Columbus Telegram – Publications 1,785.43; Community Internet – Service 30.00; Connecting Point/Radio Shack – Supplies 69.99; Consolidated Water Solutions – Chemicals 5,247.88; Cornhusker Public Power District – Utilities 901.36; Credit Bureau Services – Membership 5.00; Culligan of Columbus – Supplies 250.45; D & D Communications – Service 1,129.00; Danko Emergency Equipment – Supplies 1,233.73; Dell Marketing L P – Supplies 1,551.72; Demco – Supplies 145.76; DHHS – Training 200.00; DHHS – Service 172.50; Diamond Vogel Paint Center – Supplies 337.37; Diesel Power Equipment Co., Inc. – Service/Supplies 2,947.67; Douglas Dunbar – Contract 5,285.00; Douglas Dunbar – Commissions 1,255.53; Douglas Dunbar – Expenses 1,264.92; DXP Enterprises – Supplies 305.15; Eakes Office Plus – Supplies 4,619.95; East Central District Health Department – Service 575.00; Electrical Engineering & Equipment Co. – Supplies 314.68; Electronic Engineering – Service 150.00; Eletech, Inc. – Service 550.90; Eller Heating Air Conditioning & Plumbing LLC – Boiler Flue Stack 3,394.00; Enterprise Electric CO/CED – Supplies 792.97; Fastenal Company – Supplies 153.80; First National Bank & Trust Company – Fees 210.66; First National Bank Omaha – Expenses 4,838.97; Fort Western – Supplies 179.00; Frontier – Utilities 5,265.86; Frontier Communications – Utilities 203.84; Gaeth Pest Control Services, Inc. – Service 257.00; Gale – Supplies 465.57; Galls – Supplies 223.23; Gaylord Brothers, Inc. – Supplies 2,247.54; Gehring Construction & Ready-Mix Company – Supplies 279.51; General Traffic Controls, Inc. – Supplies 546.35; Gilmore & Associates – Discoverer Addition 45,000.00; Godfather's Pizza – Meals 61.00; Great American Outdoor – Supplies 689.52; Trevor Griffiths – Service 100.00; Hach Company – Supplies 828.79; Hadley-Braithwait Company – Supplies 215.05; Hawkins, Inc. – Chemicals 969.64; HDR Engineering, Inc. – Viaducts 136,435.75; HDR Engineering, Inc. – New Transfer Station 5,358.39; Heartland Concrete – Supplies 300.00; Heartland Natural Gas – Utilities 15,072.15; Dean Hefti – Expenses 54.09; Lawrence E Hergott – Expenses 38.14; HOA Solutions, Inc. – Service/Supplies 957.50; Holiday Inn of Kearney – Lodging 169.90; Hometown Leasing – Supplies 177.12; Stan Houston Equipment Co., Inc. – Message Board 15,135.00; Mark S Howerter MD – Contract 514.00; Hy-Vee, Inc. – Supplies 956.91; Ilea Alumni Association – Membership 25.00; Impact Telecom – Utilities 113.22; Ingram Library Services, Inc. – Library Materials 3,507.02; Jackson Services, Inc. – Supplies 2,721.25; Jackson Services, Inc. – Rent/Electricity 780.09; Herman Janssen – Expenses 258.56; John Deere Financial – Supplies 67.17; Dale Johnson Trucking – Supplies 2,067.18; Johnson Service Company – Supplies 2,850.00; Lori A Juhlin – Expenses 11.31; Kelly Supply Company – Supplies 763.70; Kelli Keyes – Expenses 216.00; Keith Kline – Expenses 26.07; Bob Kloke – Expenses 31.00; Kucirek Engineering, Inc. – Service 500.00; La Vista Public Library – Supplies 20.95; Lakeview Small Engine, Inc. – Supplies 932.58; LARM – Insurance 319.04; LaRue Distributing, Inc. – Supplies 91.53; Pete Lien & Sons, Inc. – Chemicals 9,098.66; Lifeguard Store, Inc. – Supplies 6,027.74; Lincoln Journal Star – Advertising 823.19; Lincoln Winwater Works – Supplies 1,604.11; Kyle Lingenfelter – Expenses 20.00; Logan Contractors Supply, Inc. – Supplies 5,243.20; Logan Contractors Supply, Inc. – Tar Machine 25,120.00; John F Lohr – Expenses 55.44; Taylor Loseke – Cemetery Spaces 800.00; Loup Power District – Utilities 99,329.86; Mail Prep, Etc. – Postage 290.97; The Mailbox – Postage 215.49;

Marley's Electric, Inc. – Service 1,169.25; Matheson-Linweld – Supplies 1,025.21; Rachele M McPhillips – Expenses 95.76; Mechanical Sales, Inc. – Service 800.00; Menards – Supplies 1,567.10; Metro Brush & Supply – Supplies 200.54; Mid Con Systems, Inc. – Supplies 230.78; Mid-American Research Chemical – Supplies 5,476.35; Michael Middendorf – Expenses 15.90; Midwest Glass Service, Inc. – Supplies 14.00; Midwest Laboratories, Inc. – Service 373.60; Midwest Right of Way Services – Viaducts 450.00; Midwest Service & Sales Co. – Supplies 1,251.20; Midwest Turf & Irrigation – Supplies 512.40; Mike's Towing – Service 1,644.86; Doug Molczyk – Expenses 100.00; Motion Industries, Inc. – Supplies 364.98; Mountain View LLC – Service 523.00; MTM Recognition – Supplies 46.13; Shane Mueller – Service 146.50; James Murphy – Expenses 324.03; Naughton Industrial Services – Supplies 754.54; Nebraska Department of Economic Development – Grant 923.16; Nebraska Department of Roads – SID178 35,782.97; Nebraska Emergency Service Communications Association – Training 15.00; Nebraska Environmental Products – Supplies 447.55; Nebraska Golf & Turf, Inc. – Golf Carts 73,360.00; Nebraska Law Enforcement Training Center – Training 560.00; Nebraska Library Commission – Subscription 1,080.00; Nebraska Library Commission – Training 20.00; Nebraska Public Health Environmental Laboratory – Service 1,230.00; Marvin O Nelson – Pension 502.50; Newman Traffic Signs – Supplies 299.14; Niemann's Port-A-Pot LLC – Service 40.00; NMC Exchange LLC – Service 810.57; Northeast Nebraska Economic Development District – Grant 2,241.16; Northeast Nebraska Solid Waste Coalition – Landfill Disposal 35,927.04; Novicki Fire Prevention Services – Service 307.75; NWOD – Membership 20.00; O'Reilly Automotive, Inc. – Supplies 634.09; Occupational Health Services – Service 962.00; OCLC, Inc. – Service 1,325.49; Officenet – Supplies 326.55; Omaha World Herald – Advertising 141.70; One Call Concepts, Inc. – Service 41.65; One Source – Service 54.00; Overhead Door Company – Service 275.00; Overturf Electric Motors – Service/Supplies 1,151.00; Paessler AG – Network Management Software 1,360.00; Pet Care Specialists – Service 67.50; Petty Cash – Expenses 171.33; Pioneer Hook & Ladder Co. – Expenses 130.00; Pizza Ranch – Meals 289.43; Platte County – Contract 2,791.00; Platte Valley Printing – Service 224.00; Pollardwater.com-east – Supplies 648.68; Precision Unibody & Auto Sales, Inc. – Service 308.20; Presto-X-Company – Service 208.42; Quill Corporation – Supplies 223.22; Recorded Books LLC – Supplies 643.75; Recreation Supply Company – Supplies 159.88; RVW, Inc. – Telecommunication System 2,032.00; Sapp Bros Columbus, Inc. – Fuel 9,258.22; Sapp Bros Petroleum, Inc. – Fuel 8,980.51; Keith Schademann – Expenses 188.20; Schieffer Signs, Inc. – Service 359.00; Schneider's O K Tire Company – Lease Payment 30.00; Schneider's O K Tire Company – Service 8.00; Schwing Bioaset – Supplies 539.59; Seacrest & Kalkowski PC LLC – Service 162.00; Sears Commercial One – Supplies 17.50; Security Equipment, Inc. – Service 683.20; Randy Sedlacek – Expenses 80.00; Servicemaster By Shevlin – Service 1,774.76; Sherwin-Williams Co. – Supplies 330.68; Shevlin Supply – Supplies 573.01; Sipple, Hansen, Emerson & Schumacher – Service 1,985.41; Sirius Computer Solutions, Inc. – Computer Software 36,750.00; SPEX Criminalistics – Supplies 440.70; Sprinkler Company – Service 457.00; State of Nebraska Department of Revenue – Sales Tax 31,277.37; Gene Steffy Ford – Supplies 208.50; Gene Steffy Ford – Pickup 18,999.00; Stericycle, Inc. – Service 371.54; Janet J Swanson – Cemetery Spaces

4,800.00; T & L Services – Service 525.00; T-Bone Fuel Delivery – Fuel 7,777.82; Technology Association International Corporation – GIS System 963.12; Three Eagles Communications – Advertising 666.00; Tighton Fastener & Supply, Inc. – Supplies 143.62; Titan Machinery – Tractor-Loader 89,721.00; TM Cleaning – Service 250.00; Totalfunds by Hasler – Postage 1,000.00; Tractor Supply Credit Plan – Supplies 103.18; Truck Center Companies – Service/Supplies 1,135.15; Truck Center Companies – Dump Truck 90,377.00; Jim Tubbs – Expenses 46.18; Turfwerks – Supplies 2,371.24; Typhoon Wash – Service 72.01; U & I Sanitation – Service 91.25; U S Bank – Expenses 672.49; Ultra Graphics – Supplies 1,405.10; Ultramax – Supplies 282.00; United States Post Office – Postage 2,138.25; UPS Store – Postage 41.62; USA Blue Book – Supplies 1,291.26; Verizon Wireless – Utilities 2,058.61; Volunteer Fire Department – Expenses 40.60; Jacob Wacha – Expenses 15.35; Wahoo Heritage Inn – Lodging 239.80; Walmart Community – Supplies 912.33; Waste Connections of Nebraska – Service 305.73; Water's Edge Aquatic Design LLC – Pawnee Plunge Expansion 19,729.00; Wellness Council of America – Supplies 15.20; Wemhoff Refrigeration, Inc. – Service 1,296.39; West Point Implement of Columbus – Supplies 15.84; Wingate by Wyndham – Lodging 339.80; Wise Buys Abbey Carpet – City Hall Carpet 2,835.00; Yant Equipment Co., Inc. – Service 410.00; Zee Medical Service – Supplies 247.90; Zeger Automotive – Service 93.24; Zep Sales & Service – Supplies 227.74. TOTAL \$1,502,806.79.

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

PUBLIC HEARING – CITIZENS ADVISORY REVIEW COMMITTEE REPORT: The Affidavit of Publication and Notice of Hearing were presented on the public hearing held for the purpose of receiving comments from the Citizen's Advisory Review Committee (CARC) and the report of activities presented in accord with the Columbus Economic Development Plan. The minutes of the October 31, 2013, Citizens Advisory Review Committee meeting were also presented. This public hearing was continued from the January 20, 2014, City Council meeting. No one spoke regarding this issue and no one appeared in opposition. Moved by Bulkley, seconded by Schilling, the public hearing be closed and the report be placed on file. Roll call and Council Members Augustine-Schulte, Bahr, Bulkley, Jablonski, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay." Council Member Bogus was absent. Motion carried.

PUBLIC HEARING – APPLICATION OF 4-N CORPORATION FOR FINAL PLAT AND SUBDIVISION AGREEMENT OF WHITETAIL LAKE 6TH SUBDIVISION (32 AVENUE AND WHITETAIL DRIVE) AND REQUEST FOR WAIVERS: The Affidavit of Publication and Notice of Hearing were presented on the application of 4-N Corporation for the final plat and subdivision agreement of Whitetail Lake 6th Subdivision, located in part of the Southwest 1/4 of Section 30 and in part of the Northwest 1/4 of Section 31, Township 17 North, Range 1 East of the 6th P.M., Platte County, Nebraska (32 Avenue and Whitetail Drive) and request for the following waivers: 1) to allow the street width to be less than the standard 33 feet; 2) to allow the cul-de-sac to have a length that

exceeds 350 feet; and 3) to allow non-standard street naming. A memorandum was presented from City Engineer Goedeken submitting detailed information and a staff recommendation to approve the final plat and subdivision agreement with the following stipulations: 1) waiver of subdivision regulations to decrease roadway width; 2) waiver of subdivision regulations to exceed the maximum length of a cul-de-sac; 3) non-standard street naming to conform with existing street names in the area; 4) proposed storm sewer system for newly paved streets will discharge into perimeter property rather than into lake; and 5) applicant obtains approval from Corps of Engineers or FEMA prior to building roadway on the levee system. The Planning Commission recommended approval with the contingency that Sanitary and Improvement District No. 7 be included as a party in the subdivision agreement. This public hearing was continued from the January 20, 2014, City Council meeting. City Administrator Mangiamelli explained that the subdivision agreement and resolution for this public hearing were submitted after the agenda deadline and he is recommending this public hearing be continued to the March 3rd City Council meeting. Moved by Bulkley, seconded by Lohr, this public hearing be continued to March 3, 2014, at 7 p.m. Roll call and Council Members Augustine-Schulte, Bahr, Bulkley, Jablonski, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay." Council Member Bogus was absent. Motion carried.

PUBLIC HEARING - APPLICATION OF WEST WOOD, LLC FOR FINAL PLAT AND SUBDIVISION AGREEMENT OF RIVERSIDE SECOND ADDITION (17 STREET AND 48 AVENUE):

The Affidavit of Publication and Notice of Hearing were presented on the application of West Wood, LLC for the final plat and subdivision agreement of Riverside Second Addition located in the Southeast 1/4 of the Northeast 1/4 of Section 23, Township 17 North, Range 1 West of the 6th P.M., Platte County, Nebraska (17 Street and 48 Avenue). A memorandum was presented from City Engineer Goedeken submitting detailed information and a staff recommendation to approve the final plat and subdivision agreement with the contingency that spot elevations are provided prior to approval. The Planning Commission recommended approval. No one spoke regarding this issue and no one appeared in opposition. Moved by Schilling, seconded by Bulkley, the public hearing be closed and the final plat and subdivision agreement be approved. Roll call and Council Members Augustine-Schulte, Bahr, Bulkley, Jablonski, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay." Council Member Bogus was absent. Motion carried.

PUBLIC HEARING – TO DETERMINE WHETHER RIVERSIDE SECOND ADDITION SHOULD BE INCLUDED WITHIN THE CORPORATE CITY LIMITS:

The Affidavit of Publication and Notice of Hearing were presented on the public hearing to determine whether Riverside Second Addition should be included within the corporate city limits. A memorandum was also presented from City Engineer Goedeken submitting detailed information and a staff recommendation to bring this addition into the corporate city limits. The Planning Commission recommended approval. No one appeared in opposition and no one spoke regarding this issue. Moved by Bulkley, seconded by Schilling, the public hearing be closed and said addition be brought into the corporate city limits. Roll call and Council Members Augustine-Schulte, Bahr, Bulkley, Jablonski, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay." Council Member Bogus was absent. Motion carried.

RESOLUTION NO. R14-12 WAS INTRODUCED BY COUNCIL MEMBER BAHR.**RESOLUTION NO. R14-12****ADOPTED: FEBRUARY 18, 2014**

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, ACCEPTING THE DEED OF DEDICATION TO A PARCEL OF LAND LOCATED IN THE SE1/4NE1/4 OF SECTION 23, TOWNSHIP 17 NORTH, RANGE 1 WEST OF THE 6TH P.M., PLATTE COUNTY, NEBRASKA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF THE SE1/4NE1/4 OF SECTION 23, TOWNSHIP 17 NORTH, RANGE 1 WEST OF THE 6TH P.M., PLATTE COUNTY, NEBRASKA; THENCE S88°11'02"W ON AN ASSUMED BEARING ON THE NORTH LINE OF THE SE1/4 OF SAID NE1/4, 33.00 FEET TO A POINT ON THE WEST RIGHT-OF-WAY LINE OF "48TH AVENUE" TO THE CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA; THENCE S01°46'24"E ON SAID WEST RIGHT-OF-WAY LINE, 529.01 FEET TO THE SOUTHEAST CORNER OF RIVERSIDE ADDITION, SAID POINT BEING THE POINT OF BEGINNING; THENCE S88°08'31"W ON THE SOUTH LINE OF RIVERSIDE ADDITION, 210.53 FEET; THENCE N01°47'14"W, 66.87 FEET TO THE SOUTHEAST CORNER OF LOT 9, RIVERSIDE ADDITION; THENCE S88°08'31"W ON THE SOUTH LINE OF RIVERSIDE ADDITION, 506.00 FEET TO THE SOUTHWEST CORNER OF LOT 13, RIVERSIDE ADDITION; THENCE S01°47'14"E, 354.00 FEET; THENCE N88°08'31"E, 506.00 FEET, THENCE S01°47'14"E, 30.87 FEET; THENCE N88°08'31"E, 210.46 FEET TO A POINT ON THE WEST RIGHT-OF-WAY LINE OF "48TH AVENUE"; THENCE N01°46'24"W ON SAID WEST RIGHT-OF-WAY LINE OF "48TH AVENUE", 318.00 FEET TO THE POINT OF BEGINNING, CONTAINING 5.65 ACRES, MORE OR LESS, HEREINAFTER TO BE KNOWN AS "RIVERSIDE SECOND ADDITION TO THE CITY OF COLUMBUS, NEBRASKA"; APPROVING THE PLAT THEREOF; APPROVING THE INCLUSION OF SAID PLAT INTO THE CORPORATE CITY LIMITS OF COLUMBUS, PLATTE COUNTY, NEBRASKA; APPROVING AND ACCEPTING THE RIVERSIDE SECOND ADDITION AGREEMENT BY AND BETWEEN THE CITY OF COLUMBUS, NEBRASKA, A MUNICIPAL CORPORATION, AND WEST WOOD ADDITION, LLC, A NEBRASKA LIMITED LIABILITY COMPANY WHICH SETS FORTH THE AGREEMENT BETWEEN THE PARTIES INCLUDING THE DUTIES AND RESPONSIBILITIES OF THE SUBDIVIDER AND THE LOT OWNERS WITH RESPECT TO SAID SUBDIVISION; AND AUTHORIZING THE MAYOR TO SIGN THE SUBDIVISION AGREEMENT PROVIDING FOR PUBLIC IMPROVEMENTS TO SERVE THIS ADDITION.

Moved by Bahr, seconded by Bulkley, Resolution No. R14-12 be passed and adopted. Roll call and Council Members Augustine-Schulte, Bahr, Bulkley, Jablonski, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay." Council Member Bogus was absent. Motion carried.

PUBLIC HEARING – ONE AND SIX YEAR STREET IMPROVEMENT PLAN FOR CITY OF COLUMBUS: City Administrator Mangiamelli explained that the public hearing notice on the One and Six Year Street Improvement Plan was published as required by law; however, the notice was not posted the required number of days and

he recommended this public hearing and the following Resolution No. R14-13 be removed from the agenda. Moved by Bulkley, seconded by Schilling, this public hearing be removed from the agenda. Roll call and Council Members Augustine-Schulte, Bahr, Bulkley, Jablonski, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay." Council Member Bogus was absent. Motion carried.

**RESOLUTION NO. R14-13
REMOVED FROM AGENDA**

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, ADOPTING A ONE AND SIX YEAR STREET IMPROVEMENT PROGRAM FOR THE CITY OF COLUMBUS, NEBRASKA.

Moved by Bulkley, seconded by Schilling, Resolution No. R14-13 be removed from the agenda. Roll call and Council Members Augustine-Schulte, Bahr, Bulkley, Jablonski, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay." Council Member Bogus was absent. Motion carried.

PUBLIC PROPERTY, SAFETY AND WORKS COMMITTEE REPORT – CREATION OF SIDEWALK IMPROVEMENT DISTRICT NO. 17 FOR THE FOLLOWING PROPERTIES: 1221 8 STREET; 1322 8 STREET, AND 753 13 AVENUE: The report of the Public Property, Safety and Works Committee was presented with the recommendation that a sidewalk improvement district be created for the following properties: 1221 8 Street, 1322 8 Street, and 753 13 Avenue. Moved by Bahr, seconded by Bulkley, this report be adopted. Roll call and Council Members Augustine-Schulte, Bahr, Bulkley, Jablonski, Lohr, Reardon and Schilling voted "Aye" and none voted "Nay." Council Member Bogus was absent. Motion carried.

PUBLIC PROPERTY, SAFETY AND WORKS COMMITTEE REPORT – POLICY FOR STREET LIGHT INSTALLATION AS RECOMMENDED BY TRAFFIC CONTROL DEVICE COMMITTEE: The report of the Public Property, Safety and Works Committee was presented with the recommendation that a policy be established for street lighting to be installed in conjunction with sewer, water, and street paving. Moved by Jablonski, seconded by Bahr, this report be adopted. Doug Briese, 2817 38 Street, pointed out that 38th Street beyond 30th Avenue has infrastructure and no street lights. City Administrator Mangiamelli explained that adopting this report will authorize city staff to draft a policy to return to the City Council for final approval. Roll call and Council Members Augustine-Schulte, Bahr, Bulkley, Jablonski, Lohr, Reardon and Schilling voted "Aye" and none voted "Nay." Council Member Bogus was absent. Motion carried.

PUBLIC PROPERTY, SAFETY AND WORKS COMMITTEE REPORT – DISCUSSION AND APPROVAL OF MINUTES OF TRAFFIC CONTROL DEVICE COMMITTEE MEETING HELD FEBRUARY 4, 2014: The report of the Public Property, Safety and Works Committee was presented with the recommendation to accept the minutes of the February 4, 2014, Traffic Control Device Committee meeting as presented. Moved by Jablonski, seconded by Bahr, this report be adopted. Roll call and Council Members

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

PUBLIC FINANCE, JUDICIARY, AND PERSONNEL COMMITTEE REPORT – DISCUSSION AND APPROVAL OF BONDS FOR SOLID WASTE TRANSFER

STATION: The report of the Public Finance, Judiciary, and Personnel Committee was presented with the recommendation to approve the issuance of Certificates of Participation in an amount not to exceed \$2,470,000 and an interfund borrowing from the Loup fund in the amount of \$2,362,040 to finance the construction of a new Transfer Station. Moved by Augustine-Schulte, seconded by Schilling, this report be adopted. Phil Lorenzen, D.A. Davidson & Co. and Bond Underwriter for the City of Columbus, D.A. Davidson & Co. and Bond Underwriter for the City of Columbus, explained the details and benefits of utilizing the Certificates of Participation (COPs) method of financing in detail. Lorenzen reported on his past experiences working with COPs and said he feels the City's financial history as well as the very good Standard and Poor's rating should make the COPs easily marketable. Roll call and Council Members Augustine-Schulte, Bahr, Bulkley, Jablonski, Lohr, Reardon and Schilling voted "Aye" and none voted "Nay." Council Member Bogus was absent. Motion carried.

PUBLIC FINANCE, JUDICIARY, AND PERSONNEL COMMITTEE REPORT – DISCUSSION OF AQUATIC STAFF FOR HEALTH COVERAGE FOR TWO AQUATIC EMPLOYEES DUE TO AFFORDABLE CARE ACT REGULATIONS:

The report of the Public Finance, Judiciary, and Personnel Committee was presented with the recommendation to offer health insurance benefits for the early morning Aquatic Center staff and reexamine this matter upon the opening of the new YMCA and pool. In response to Council Member Jablonski, City Administrator Mangiamelli explained that once the pool at the new YMCA has opened, city staff will review any effects the new facility may have on the number of early morning patrons at the Aquatic Center. In response to Council Member Bulkley, Public Property Director Moore reported on the number of swimmers throughout the day as well as the city's cost to provide health insurance for two additional employees at the Aquatic Center. In response to Mayor Moser, Moore noted the high turnover and challenge of hiring staff for the early morning positions has been due to the early hours as well as the lack of benefits provided. In response to Council Member Lohr, Mangiamelli said city staff would be required to decrease hours at the Aquatic Center should this recommendation not be approved. Moved by Jablonski, seconded by Bahr, this report be adopted. Roll call and Council Members Augustine-Schulte, Bahr, Jablonski, Lohr, Reardon and Schilling voted "Aye" and Bulkley voted "Nay." Council Member Bogus was absent. Motion carried.

APPOINTMENT OF KEITH GILMORE TO MUNICIPAL GOLF BOARD:

A memorandum was presented from Mayor Moser submitting the name of Keith Gilmore for appointment to the Municipal Golf Board for a three-year term. Council President Schilling read a brief resume and it was moved by Schilling, seconded by Lohr, to approve the Mayor's appointment. Roll call and Council Members Augustine-Schulte, Bahr, Bulkley, Jablonski, Lohr, Reardon and Schilling voted "Aye" and none voted "Nay." Council Member Bogus was absent. Motion carried.

APPLICATION OF COLUMBUS COMMUNITY HOSPITAL FOR PRELIMINARY PLAT OF DISCOVERER THIRD SUBDIVISION (38 STREET AND 41 AVENUE):

An application was presented from Columbus Community Hospital for the preliminary plat of Discoverer Third Subdivision, a replat of Lots 1, 2, 3, 4 and 5, Block A, Discoverer Second Subdivision, all in the City of Columbus, Platte County, Nebraska (38 Street and 41 Avenue). A memorandum was presented from City Engineer Goedeken submitting detailed information and a staff recommendation to approve the preliminary 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 flood plain, Zone AO 2; and 4) required subdivision agreement. The Planning Commission recommended approval. Moved by Bulkley, seconded by Bahr, the preliminary plat be approved. Roll call and Council Members Augustine-Schulte, Bahr, Bulkley, Jablonski, Lohr, Reardon and Schilling voted "Aye" and none voted "Nay." Council Member Bogus was absent. Motion carried.

COMMENTS FROM MAYOR AND CITY COUNCIL MEMBERS: Mayor Moser referred to a recent article in the Columbus Telegram regarding Council Member Bogus' decision not to run for re-election and pointed out that the deadline for any Non-Incumbents who may be interested in running for a seat on the City Council is 5 p.m., March 3, 2014.

RESOLUTION NO. R14-14 WAS INTRODUCED BY COUNCIL MEMBER JABLONSKI.**RESOLUTION NO. R14-14**
ADOPTED: FEBRUARY 18, 2014

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, APPROVING A CONTRACT EXTENSION REQUEST TO THE NEBRASKA DEPARTMENT OF ECONOMIC DEVELOPMENT TO EXTEND THE CONTRACT COMPLETION DATE TO NOVEMBER 4, 2014, FOR 2011 PHASE II DOWNTOWN REVITALIZATION ACTIVITIES (11-DTR-106).

Moved by Jablonski, seconded by Schilling, Resolution No. R14-14 be passed and adopted. City Administrator Mangiamelli reported that over twenty businesses have taken advantage of this two year grant opportunity, some projects have been completed, some are currently in progress and others have not been able to begin due to lack of available contractors and said a six month extension would provide sufficient time to finalize future applications as well as complete all projects. Mangiamelli said a tour for the Committee of the Whole will be scheduled this spring to see the improvements that have been made. Council Member Jablonski commended the businesses that have made improvements to their buildings and said these improvements have added to the quality of the downtown area. Roll call and Council Members Augustine-Schulte, Bahr, Bulkley, Jablonski, Lohr, Reardon and Schilling voted "Aye" and none voted "Nay." Council Member Bogus was absent. Motion carried.

RESOLUTION NO. R14-15 WAS INTRODUCED BY COUNCIL MEMBER BAHR.**RESOLUTION NO. R14-15**

ADOPTED: FEBRUARY 18, 2014

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA TO DETERMINE THE NECESSITY OF SIDEWALK IMPROVEMENTS BY THE CONSTRUCTION OF SIDEWALKS TO CITY LOTS AND LANDS ABUTTING OR CONTIGUOUS TO LOT 4, BLOCK 174, ORIGINAL CITY; LOT 5, BLOCK 140, ORIGINAL CITY AND THE SOUTH 72 FEET OF LOT 5 AND THE SOUTH 72 FEET, WEST 40 FEET OF LOT 6, BLOCK 174, ORIGINAL CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA BY REPLACING THE SIDEWALKS LOCATED AT 1221 8TH STREET; 1322 8TH STREET; AND 753 13TH AVENUE; ALL IN THE CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA; AND TO DIRECT THE CREATION BY ORDINANCE OF SIDEWALK IMPROVEMENT DISTRICT NO. 17.

Moved by Bahr, seconded by Bulkley, Resolution No. R14-15 be passed and adopted. Roll call and Council Members Augustine-Schulte, Bahr, Bulkley, Jablonski, Lohr, Reardon and Schilling voted "Aye" and none voted "Nay." Council Member Bogus was absent. Motion carried.

RESOLUTION NO. R14-16 WAS INTRODUCED BY COUNCIL MEMBER SCHILLING.**RESOLUTION NO. R14-16****ADOPTED: FEBRUARY 18, 2014**

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 \$3,245,500, FOR CONSTRUCTION OF THE CITY OF COLUMBUS MUNICIPAL SOLID WASTE TRANSFER STATION.

Moved by Schilling, seconded by Lohr, Resolution No. R14-16 be passed and adopted. In response to Mayor Moser, City Administrator Mangiamelli explained that following errors on three of the four bids that were originally submitted, the City Council determined that rebidding the project would be the fairest option. Council Member Reardon pointed out that the decision to rebid was beneficial for the city. Roll call and Council Members Augustine-Schulte, Bahr, Bulkley, Jablonski, Lohr, Reardon and Schilling voted "Aye" and none voted "Nay." Council Member Bogus was absent. Motion carried.

RESOLUTION NO. R14-17 WAS INTRODUCED BY COUNCIL MEMBER SCHILLING.**RESOLUTION NO. R14-17****ADOPTED: FEBRUARY 18, 2014**

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, APPROVING A CONTRACT WITH HDR ENGINEERING, INC., IN AN AMOUNT NOT TO EXCEED \$290,000 FOR CONSTRUCTION MANAGEMENT SERVICES FOR THE TRANSFER STATION PROJECT.

Moved by Schilling, seconded by Lohr, Resolution No. R14-17 be passed and adopted. Council Member Bulkley questioned the Scope of Services detailed in the contract and discussion followed with regard to the Construction Management process, the benefits of utilizing a third party for large projects as well as the numerous aspects of the work for which current staff does not have requisite qualifications, licenses, or equipment to perform. Roll call and Council Members Augustine-Schulte, Bahr, Jablonski, Lohr, and Schilling voted "Aye" and Bulkley and Reardon voted "Nay." Council Member Bogus was absent. Motion carried.

RESOLUTION NO. R14-18 WAS INTRODUCED BY COUNCIL MEMBER LOHR.

RESOLUTION NO. R14-18

ADOPTED: FEBRUARY 18, 2014

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, AUTHORIZING AND DIRECTING THE APPLICATION OF FUNDS AS AN INTERFUND TRANSFER FROM THE CITY'S LOUP FUND TO THE CITY'S SOLID WASTE SYSTEM IN THE AMOUNT OF NOT TO EXCEED \$2,362,040 TO PROVIDE INTERIM FUNDING FOR CERTAIN PURCHASE COSTS AND TO ESTABLISH A REPAYMENT SCHEDULE.

City Administrator Mangiamelli noted that this resolution is in conjunction with the Public Finance, Judiciary and Personnel Committee's report. Moved by Lohr, seconded by Schilling, Resolution No. R14-18 be passed and adopted. Roll call and Council Members Augustine-Schulte, Bahr, Bulkley, Jablonski, Lohr, Reardon and Schilling voted "Aye" and none voted "Nay." Council Member Bogus was absent. Motion carried. Council Member Augustine-Schulte referred to the adoption of Resolution No. R14-17, questioned the consequences had the resolution not passed and it was noted that the project would have been delayed. Discussion followed with regard to the scope of the project and the benefits of utilizing the design engineer's expertise.

ORDINANCE NO. 14-02 WAS INTRODUCED BY COUNCIL MEMBER JABLONSKI.

ORDINANCE NO. 14-02

ADOPTED: FEBRUARY 18, 2014

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA TO CREATE SIDEWALK IMPROVEMENT DISTRICT NO. 17; LOT 4, BLOCK 174, ORIGINAL CITY; LOT 5, BLOCK 140, ORIGINAL CITY AND THE SOUTH 72 FEET OF LOT 5 AND THE SOUTH 72 FEET, WEST 40 FEET OF LOT 6, BLOCK 174, ORIGINAL CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA BY REPLACING THE SIDEWALKS LOCATED AT 1221 8TH STREET; 1322 8TH STREET; AND 753 13TH AVENUE; TO PROVIDE FOR THE CONSTRUCTION OF SIDEWALKS THEREIN; TO PROVIDE FOR THE PAYMENT THEREOF BY SPECIAL ASSESSMENTS; TO APPROVE THE PLANS AND SPECIFICATIONS; TO AUTHORIZE THE CITY CLERK, CITY ENGINEER AND MAYOR TO TAKE CERTAIN ACTIONS WITH RESPECT THERETO; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

Moved by Jablonski, seconded by Augustine-Schulte, the rules be suspended and Ordinance No. 14-02 be read by number only at this meeting. Roll call and Council Members Augustine-Schulte, Bahr, Bulkley, Jablonski, Lohr, Reardon and Schilling voted "Aye" and none voted "Nay." Council Member Bogus was absent. Motion carried and Ordinance No. 14-02 was read by number only at this meeting.

Moved by Jablonski, seconded by Augustine-Schulte, Ordinance No. 14-02 be passed and adopted.

Mayor Moser put the question, "Shall Ordinance No. 14-02 be passed and adopted?" Roll call and Council Members Augustine-Schulte, Bahr, Bulkley, Jablonski, Lohr, Reardon and Schilling voted "Aye" and none voted "Nay." Council Member Bogus was absent. Motion carried.

Mayor Moser declared, "By your action, you have passed Ordinance No. 14-02," and it was duly signed.

ORDINANCE NO. 14-03 WAS INTRODUCED BY COUNCIL MEMBER LOHR.

ORDINANCE NO. 14-03
ADOPTED: FEBRUARY 18, 2014

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA AUTHORIZING AND APPROVING A LEASE-PURCHASE TRANSACTION WITH BOKF, NATIONAL ASSOCIATION, THE PROCEEDS OF WHICH WILL BE USED TO PAY THE COSTS TO ACQUIRE, CONSTRUCT, FURNISH AND EQUIP NEW SOLID WASTE DISPOSAL FACILITIES AND EQUIPMENT FOR USE BY THE CITY TO REPLACE OBSOLETE SOLID WASTE FACILITIES THAT ARE NO LONGER SERVICEABLE; APPROVING THE ISSUANCE, SALE AND DELIVERY OF NOT TO EXCEED \$2,470,000 PRINCIPAL AMOUNT OF CERTIFICATES OF PARTICIPATION IN SUCH LEASE; FIXING IN PART AND PROVIDING FOR THE FIXING IN PART OF CERTAIN PROVISIONS OF THE LEASE AND RELATED DOCUMENTS; AND RELATED MATTERS.

Moved by Lohr, seconded by Bulkley, the rules be suspended and Ordinance No. 14-03 be read by number only at this meeting. Roll call and Council Members Augustine-Schulte, Bahr, Bulkley, Jablonski, Lohr, Reardon and Schilling voted "Aye" and none voted "Nay." Council Member Bogus was absent. Motion carried and Ordinance No. 14-03 was read by number only at this meeting.

Moved by Lohr, seconded by Schilling, Ordinance No. 14-03 be passed and adopted.

Mayor Moser put the question, "Shall Ordinance No. 14-03 be passed and adopted?" Phil Lorenzen, D.A. Davidson & Co. and Bond Underwriter for the City of Columbus, pointed out that this ordinance authorizes the Certificates of Participation (COPs) as well as provides for authorization by the mayor and city staff to determine the details of the transaction. In response to Council Member Lohr, Lorenzen explained the process for marketing the COPs and said local buyers will have first priority. Lorenzen noted

that the target date to deliver funds from the COPs is March 21, 2014. Roll call and Council Members Augustine-Schulte, Bahr, Bulkley, Jablonski, Lohr, Reardon and Schilling voted "Aye" and none voted "Nay." Council Member Bogus was absent. Motion carried

Mayor Moser declared, "By your action, you have passed Ordinance No. 14-03," and it was duly signed.

CONSIDERATION OF PAYROLL AND BILLS ON FILE: ARL Credit Services – Service 885.03; Reardon Lawn & Garden, Inc. – Service 498.57. TOTAL \$1,383.60. 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 Schilling, seconded by Augustine-Schulte, 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 discussion and vote on this agenda item. Roll call and Council Members Augustine-Schulte, Bahr, Bulkley, Lohr, and Schilling voted "Aye" and none voted "Nay." Council Member Bogus was absent. Council Members Jablonski and 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, Bulkley, Lohr, and Schilling voted "Aye" and none voted "Nay." Council Member Bogus was absent. Council Members Jablonski and Reardon abstained from voting. Motion carried.

Moved by Bulkley, seconded by Schilling, the meeting be adjourned. Roll call and Council Members Augustine-Schulte, Bahr, Bulkley, Jablonski, Lohr, Reardon and Schilling voted "Aye" and none voted "Nay." Council Member Bogus was absent. Motion carried and the meeting was adjourned at 8:19 p.m.

Presented and approved this 3rd day of March, 2014.

MAYOR

ATTEST:

CITY CLERK