

A regular meeting of the Mayor and City Council of the City of Columbus, Nebraska, was convened in open and public session on July 21, 2014, at 7:12 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 2, 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, Ron Bogus, Jim Bulkley, Rich Jablonski, John Lohr, Terry Reardon, and Ron Schilling.

City staff members present included City Administrator Joseph Mangiamelli, City Clerk Janelle Kline, City Attorney Mark Sipple, City Engineer Rick Bogus, Finance Director Anne Kinnison, Police Chief William Gumm, Public Works Director Roger Buell, Human Resources Director Mike Oglevie, Public Property Director Doug Moore, and Lead Animal Control Officer Donna Winig.

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 July 7, 2014, City Council meeting.
- B. Approval of Request for Proposals for property and casualty insurance coverage.
- C. Approval of Resolution No. R14-61 amending the City Council Rules to clarify the Mayor's veto authority.

- D. Approval of Resolution No. R14-62 approving the request for a six month contract extension to Nebraska Department of Economic Development for Phase II Comprehensive Revitalization activities (11-CR-006).
- E. Approval of Resolution No. R14-63 approving First Amendment to Communications Site Option and Land Lease Agreement with Verizon Wireless to provide space for additional carrier on cellular tower east of 33 Avenue on city owned land.
- F. Approval of Resolution No. R14-64 authorizing payment of various improvement projects.
- G. Approval of Finance Department reports.
- H. Approval of payroll and bills on file. 08/01/14 Payroll \$511,779.22; A to Z Databases – Subscription 2,736.00; Ace Hardware & Garden Center – Supplies 1115.12; Donald D Adkisson – Pension 609.00; Ag Spray Equipment – Supplies 223.92; AICPA – Membership 235.00; Alamar Uniforms – Supplies 620.31; American Cancer Society – Refund 273.00; American Public Works Association – Membership 50.00; American Red Cross – Training 1,520.00; AmSan – Supplies 151.98; ANSIR4U, Inc. – Service 95.00; Aqua-Chem, Inc. – Chemicals 4,326.72; Aqua-Pure, Inc. – Chemicals 6,316.72; AS Central Services – Service 704.00; Asphalt & Concrete Materials – Supplies 4,195.64; AT&T – Utilities 8.33; ATCO International – Supplies 630.00; Auto Quality Sales & Service – Service 58.80; AVI Systems, Inc. – Council Chambers Video System 16,441.98; B & H Photo-Video – Supplies 195.95; B-D Construction, Inc. – New Transfer Station 582,274.80; Beard-Warren Heating & Air Conditioning – Supplies 111.36; Bob Behlen – Service 168.95; Behlen Towing – Service 560.00; Bierman Contracting – Library Front Window Repair 4,000.00; Big Red Printing – Supplies 60.00; Big Red Sanitation – Service 220.00; Carroll A Bisson – Pension 716.51; Black Hills Energy – Utilities 1,462.62; Frank J Blahak Jr – Pension 762.00; Blaser Remodeling & Exteriors – Gerrard Park Dugouts 5,405.14; Blazer Manufacturing Co., Inc. – Supplies 270.00; Bomgaars – Supplies 1,276.26; Bound Tree Medical LLC – Supplies 930.46; Brodart Co. – Supplies 18.62; Carolina Software – Supplies 200.00; Cat's Pro Mow – Service 203.50; Catholic Charities-Columbus – Contract 10,000.00; Center Point Large Print – Supplies 44.34; Central Community College – Training 55.00; Central Parts & Machine – Supplies 1,539.15; Central Sand & Gravel Co. – Supplies 204.98; Central Valley Ag – Supplies 155.00; Century Link – Utilities 1,522.83; Jay Cerny Landscaping – Service 177.78; City of Columbus – Utilities 104.29; Claritus – Supplies 157.74; Club Prophet Systems – Service 880.00; Jay Colson – Expenses 73.92; Columbus Area Chamber of Commerce – Supplies 1,360.00; Columbus Area Chamber of Commerce – Expenses 1,738.50; Columbus Community Hospital – Service/Supplies 1,749.12; Columbus Custom Embroidery – Supplies 39.50; Columbus Family Resource Center – Lease Payment 6,666.66; Columbus Plumbing Co. – Supplies 64.60; Columbus Telegram – Publications 1,452.25; Columbus Tire & Service – Service 1,345.64; Community Internet – Service 30.00; Connecting Point/Radio Shack – Supplies 169.95; Consolidated

Management Co. – Meals 12.75; Consolidated Water Solutions – Chemicals 9,900.00; J P Cooke Company – Service 75.25; Cornhusker Public Power District – Utilities 869.06; CRA Payment Center – Supplies 178.50; Ken Cranmer – Expenses 73.92; Credit Bureau Services – Membership 29.90; Culligan of Columbus – Supplies 177.35; Cummins Central Power LLC – Service 949.70; D & K Products – Chemicals 302.21; Daktronics, Inc. – Scoreboard Commission 8,400.00; Danko Emergency Equipment – Supplies 522.88; Dell Marketing L P – Supplies 538.99; Demco – Supplies 19.71; Department of Aeronautics – Crack Sealing 24,500.00; Diamond Vogel Paint Center – Supplies 652.79; Digital-Ally, Inc. – Supplies 395.00; DPC Industries – Chemicals 956.18; Dultmeier Sales LLC – Salt Brine System 33,854.00; Douglas Dunbar – Contract 5,285.00; Douglas Dunbar – Commissions 8,948.97; DXP Enterprises – Supplies 131.73; Eakes Office Plus – Supplies 2,555.88; EBSCO Industries, Inc. – Subscription 3,256.78; Electrical Engineering & Equipment Co. – Supplies 488.72; Electronic Engineering – Service 3,387.40; Electronic Systems, Inc. – Service 451.50; Enterprise Electric CO/CED – Supplies 405.62; Ernst Auto Center – Service 1,285.67; Fastenal Company – Supplies 573.28; Fireguard, Inc. – Service/Supplies 5,710.36; First National Bank & Trust Company – Service 185.90; First National Bank Omaha – Computers/Software 12,069.98; First National Bank Omaha – Expenses 6,174.58; Foreman Supply – Supplies 15.00; S A Foster Lumber Company – Supplies 58.88; Frontier – Utilities 5,058.32; Frontier Communications – Utilities 253.87; Gaeth Pest Control Services, Inc. – Service 257.00; Gale – Supplies 904.16; Galls – Supplies 221.19; Gaver Tire & Auto Center, Inc. – Service 1,137.00; Gehring Construction & Ready-Mix Company – Supplies 159.50; Gehring Construction & Ready-Mix Company – 2013 Street Repair 159,705.97; General Traffic Controls, Inc. – Supplies 62.67; Geocomm, Inc. – E911 Annual Maintenance Agreement 33,054.00; Gerhold Concrete Company – Supplies 1,743.90; Gilmore & Bell P C – Bond Insurance Service 3,500.00; Godfather's Pizza – Meals 216.61; Grainger – Supplies 54.33; Great American Outdoor – Supplies 850.38; Sandra Griffiths – Expenses 129.70; Trevor Griffiths – Service 200.00; Ron Groene – Expenses 31.00; Hach Company – Supplies 995.57; Hadley-Braithwait Company – Supplies 2,098.59; Hawkins, Inc. – Chemicals 3,690.47; HD Supply Waterworks Ltd – Supplies 177.48; HDR Engineering, Inc. – Wastewater Treatment Facility Improvements 16,769.12; HDR Engineering, Inc. – New Transfer Station 26,130.57; HDR Engineering, Inc. – Viaducts 43,317.17; Heartland Natural Gas – Utilities 3,035.13; Dean Hefti – Expenses 105.73; HOA Solutions, Inc. – Service/Supplies 3,890.94; Hobby Lobby – Supplies 31.58; Houchen Bindery LTD – Service 57.90; Mark S Howerter MD – Contract 514.00; HR Direct – Supplies 67.99; Hy-Vee, Inc. – Supplies 530.63; Hydro Tech, Inc. – Service 306.00; Impact Telecom – Utilities 51.64; Ingram Library Services, Inc. – Supplies 8,924.08; Jackson Services, Inc. – Supplies 2,453.63; Jackson Services, Inc. – Rent 200.00; JEO Consulting Group, Inc. – Loup River Levee Recertification – 5,552.00; Jimmy John's – Meals 382.71; John Deere Landscapes, Inc. – Supplies 216.03; Johnson Controls – Service 1,370.00; Dale Johnson Trucking – Service/Supplies 2,492.56; Joy's Uniforms N More – Service 10.00; Lori A Juhlin – Expenses 24.08; Kelly Supply Company – Supplies 3,755.97; Ken's Appliance Service – Service 110.99; Kimball Midwest – Supplies 113.41; Anne Kinnison – Expenses

148.40; Janelle Kline – Expenses 128.24; Michael Kratochvil – Expenses 189.82; Lakeview Small Engine, Inc. – Supplies 512.57; LaRue Distributing, Inc. – Supplies 111.73; Layne Christensen Co. – Well Maintenance 14,330.00; Cory Levos – Expenses 148.04; Pete Lien & Sons, Inc. – Chemicals 9,473.56; Logic, Inc. – Service 600.00; John F Lohr – Expenses 139.12; Loseke Lake Stop LLC – Supplies 14.95; Loup Power District – Utilities 112,959.57; M & L, Inc. – Contract 5,669.04; M & O Door Products – Service/Supplies 425.23; Mail Prep, Etc. – Postage 289.89; The Mailbox – Postage 94.95; Mailfinance – Postage Meter Lease 585.63; Marley’s Electric, Inc. – Service/Supplies 8,661.64; Matheson-Linweld – Supplies 162.54; Cal McClurg – Expenses 65.65; Mc2, Inc. – Supplies 4,253.42; Mead Lumber Co. – Supplies 32.62; Geraldine Meckfessel – Refund 717.80; Menards – Supplies 2,355.29; Metro Area Planning Agency – License Renewal 1,500.00; Metron-Farnier LLC – Meter & Radio Supplies 2,580.96; Mid Con Systems, Inc. – Supplies 105.01; Mid-American Research Chemical – Chemicals 2,864.75; Midwest Laboratories, Inc. – Service 1,923.20; Midwest Mini Melts – Supplies 1,745.25; Midwest Service & Sales Co. – Supplies 371.15; Midwest Tape LLC – Supplies 364.91; Midwest Turf & Irrigation – Supplies 1,190.48; Mike’s Towing – Service 1,563.52; Denise Miller – Expenses 89.62; Motion Industries, Inc. – Supplies 4,600.70; Mountain View LLC – Service 195.00; Shane Mueller – Service 146.50; Mueller Sprinklers – Supplies 40.00; Municipal Pipe Tool Co., LLC – Supplies 2,332.49; Municipal Service & Supply Company – Supplies 1,909.42; Natare Corporation – Aquatic Center Bulkhead 66,554.00; Nebraska Department of Economic Development – Grant 923.16; Nebraska Department of Labor – Boiler Inspection 108.00; Nebraska Department of Roads – 33rd Ave. Viaduct 16,296.55; Nebraska Fire Chiefs Association – Membership 20.00; Nebraska Golf & Turf, Inc. – Golf Cart Rentals 2,000.00; Nebraska Law Enforcement Training Center – Training 60.00; Nebraska Public Health Environmental Laboratory – Service 1,570.00; Nebraska State Volunteer Firefighter’s Association – Membership 1,238.00; Nebraska U C Fund – Payment 2,851.01; Marvin O Nelson – Pension 502.50; Niemann’s Port-A-Pot – Service 391.00; Northeast Nebraska Economic Development District – Grant 2,909.00; Northeast Nebraska Economic Development District – Meals 25.00; Northeast Nebraska Solid Waste Coalition – Landfill Disposal 45,609.83; Northwest Electric LLC – Supplies 265.20; NoSwett Fencing, Inc. – Service 1,410.00; NoSwett Fencing, Inc. – Civil War Memorial 9,810.25; Novicki Fire Prevention Services – Service 21.75; O’Reilly Automotive, Inc. – Supplies 5.99; Oberg Locksmith & Security – Service 481.00; Obrist & Co., Inc. – Discoverer Addition Infrastructure 189,352.26; Obrist & Co., Inc. – 29th Ave. Drainage Project 17,271.00; Occupational Health Services – Service 711.20; OCLC, Inc. – Service 504.17; Officenet – Supplies 202.98; Omaha Tractor, Inc. – Supplies 1,182.72; One Call Concepts, Inc. – Service 250.30; One Source – Service 231.00; Robert Ottemann – Service 1,300.00; Overhead Door Company – Service 247.50; Overturf Electric Motors – Service 1,113.00; Jill Owens – Expenses 104.08; The Parts Bin – Supplies 223.09; Penworthy Company – Supplies 175.68; Pepsi Bottling Group – Supplies 1,816.56; Pet Care Specialists – Service 272.14; Petty Cash – Expenses 55.04; Pioneer Hook & Ladder Co. – Expenses 150.00; Pioneer Manufacturing Co., Inc. – Supplies 57.45; Platte County – Contract 2,833.00; Platte County Highway Department – Supplies 207.50; Platte Valley

Humane Society – Payment 13,132.25; Platte Valley Literacy Association – Service 25.00; Presto-X-Company – Service 287.08; Psychological Resources – Service 110.00; Pumping Solutions – Supplies 1,552.19; Quill Corporation – Supplies 1,054.50; Radar Road Tec – Service 210.00; Recorded Books LLC – Supplies 476.58; Recreation Supply Company – Supplies 113.75; Redstone Veterinary Clinic – Service 1,484.60; Rhomar Industries, Inc. – Supplies 451.18; Ryan Public Safety Solutions, Inc. – Service 2,000.00; Sahling Kenworth, Inc. – Service 1,453.48; Sapp Bros Columbus, Inc. – Fuel 9,306.29; Sapp Bros Petroleum, Inc. – Fuel 34,679.84; Schieffer Signs, Inc. – Supplies 345.00; Schneider's O K Tire Company – Lease Payment 30.00; Schneider's O K Tire Company – Service 15.00; Seacrest & Kalkowski PC LLC – Service 999.00; Sears Commercial One – Supplies 549.99; Security Equipment, Inc. – Supplies 1,462.50; Rod Seidel – Expenses 11.99; Servicemaster By Shevlin – Service 1,984.76; Shevlin Supply – Supplies 993.29; Sipple, Hansen, Emerson & Schumacher – Service 2,835.63; Sirius Computer Solutions, Inc. – Service 937.40; Sirsidynix – Software Maintenance 10,225.86; State Fire Marshall Training Division – Training 100.00; Stericycle, Inc. – Service 436.64; Sungard Public Sector, Inc. – Maintenance Agreement 10,410.70; Superior Publishing Co. – Supplies 47.80; Barbara Swedenburg – Expenses 21.35; Swisher Hygiene Franchisee Trust – Supplies 216.17; Symtrax – Service 201.33; Sysco Lincoln – Supplies 6,269.14; T & L Services – Service 525.00; Telvent DTN LLC – Service 675.00; Thomson Reuters-West – Subscription 557.00; Three Eagles Communications – Advertising 666.00; Tighton Fastener & Supply, Inc. – Supplies 75.14; Tire Outlet, Inc. – Service 1,680.00; TM Cleaning – Service 200.00; Brook Tomka – Expenses 25.68; Totalfunds by Hasler – Postage 1,000.00; TPrint, Inc. – Supplies 450.48; Tractor Supply Credit Plan – Supplies 608.52; Tri County Truck Repair – Service 159.53; Truck Center Companies – Service 1,780.80; Jim Tubbs – Expenses 20.00; Tucker Masonry Company – Civil War Memorial 3,680.00; Turfwerks – Supplies 563.58; Tworek Welding & Repair – Service 40.00; Typhoon Wash – Service 42.00; U & I Sanitation – Service 91.25; U S Bank – Expenses 99.88; Ultra Graphics – Supplies 863.25; Ultramax – Supplies 2,416.00; Union Pacific Railroad Co. – Lease Payment 2,406.86; United States Post Office – Postage 2,172.60; United States Treasury – Excise Tax 458.00; UPS Store – Postage 13.69; USA Blue Book – Supplies 66.22; Utility Service Co., Inc. – Tank Maintenance 22,344.48; Van Diest Supply Company – Supplies 5,277.44; Dick Van Dyke – Supplies 400.00; Verizon Wireless – Utilities 2,201.84; Jeremy & Abigail Vetick – Refund 70.88; Walmart Community – Supplies 3,126.88; Waste Connections of Nebraska – Service 314.89; WatchGuard Video – Supplies 345.50; Water Environment Federation – Membership 109.00; Water's Edge Aquatic Design LLC – Pawnee Plunge Expansion 10,156.00; Weedcope, Inc. – Supplies 1,017.00; Wemhoff Refrigeration, Inc. – Service 66.99; West Point Implement of Columbus – Service/Supplies 2,954.56; Wingate by Wyndham – Lodging 399.80; Woodhaven Counseling Association, Inc. – Service 260.00; Zee Medical Service – Supplies 5.95; Zimco Supply Co. – Supplies 2,380.50. TOTAL \$2,382,871.22.

City Administrator Mangiamelli explained that he is requesting Item E, Approval of Resolution No. R14-63 approving First Amendment to Communications Site Option and

Land Lease Agreement with Verizon Wireless to provide space for additional carrier on cellular tower east of 33 Avenue on city owned land, to be removed from the agenda as a signed agreement has not been submitted by Verizon Wireless at this time. Moved by Schilling, seconded by Lohr, Resolution No. R14-63 be removed from the agenda. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Jablonski, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay." Motion carried. Moved by Schilling, seconded by Lohr, the items on the consent agenda, with the exception of Item E, being routine in nature, be approved as presented. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Jablonski, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay." Motion carried.

PUBLIC HEARING – APPLICATION OF MEADOW RIDGE PROPERTIES, LLC FOR FINAL PLAT AND SUBDIVISION AGREEMENT OF MEADOW RIDGE THIRD ADDITION (54 AVENUE AND 41 STREET): The Affidavit of Publication and Notice of Hearing were presented on the application of Meadow Ridge Properties, LLC for the final plat and subdivision agreement of Meadow Ridge Third Addition, located in the North 1/2 of the Southwest 1/4 of the Southeast 1/4 of Section 11, T17N, R1W of the 6th P.M., Platte County, Nebraska (54 Avenue and 41 Street). A memorandum was presented from City Engineer Bogus submitting detailed information and a staff recommendation to approve the final plat and subdivision agreement. The Planning Commission recommended approval. 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 final plat and subdivision agreement be approved. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Jablonski, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay." Motion carried.

PUBLIC HEARING – TO DETERMINE WHETHER MEADOW RIDGE THIRD 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 Meadow Ridge Third Addition should be included within the corporate city limits. A memorandum was also presented from City Engineer Bogus submitting detailed information and a staff recommendation to bring this addition into the corporate city limits. The Planning Commission recommended approval. No one spoke regarding this issue and no one appeared in opposition. 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, Bogus, Bulkley, Jablonski, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay." Motion carried.

RESOLUTION NO. R14-65 WAS INTRODUCED BY COUNCIL MEMBER AUGUSTINE-SCHULTE.

**RESOLUTION NO. R14-65
ADOPTED: JULY 21, 2014**

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, ACCEPTING THE DEED OF DEDICATION TO A PARCEL OF LAND SITUATED WITHIN THE N1/2SW1/4SE1/4 OF SECTION 11, TOWNSHIP 17 NORTH,

RANGE 1 WEST OF THE 6TH P.M., PLATTE COUNTY, NEBRASKA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHWEST CORNER OF LOT 7 OF MEADOW RIDGE 2ND ADDITION TO THE CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA, SAID POINT LOCATED IN THE N1/2SW1/4SE1/4 OF SECTION 11, TOWNSHIP 17 NORTH, RANGE 1 WEST OF THE 6TH P.M., PLATTE COUNTY, NEBRASKA; THENCE N 02°13'23" W ON AN ASSUMED BEARING ON THE WEST LINE OF SAID MEADOW RIDGE 2ND ADDITION, 280.00 FEET TO THE NORTHWEST CORNER OF SAID MEADOW RIDGE 2ND ADDITION; THENCE S 88°07'45" W AND PARALLEL TO THE SOUTH LINE OF THE NORTH 1/2 OF THE SOUTH 1/2 OF SAID SOUTHEAST 1/4, 80.00 FEET; THENCE N 02°13'23" W AND PARALLEL TO SAID WEST LINE, 20.00 FEET; THENCE S 88°07'45" W AND PARALLEL TO SAID SOUTH LINE, 220.00 FEET; THENCE S 02°13'23" E AND PARALLEL TO SAID WEST LINE, 300.00 FEET TO A POINT ON SAID SOUTH LINE; THENCE N 88°07'45" E ON SAID SOUTH LINE, 300.00 FEET TO THE POINT OF BEGINNING, CONTAINING 1.83 ACRES, MORE OR LESS, HEREINAFTER TO BE KNOWN AS "MEADOW RIDGE THIRD 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; AND APPROVING AND ACCEPTING THE MEADOW RIDGE THIRD ADDITION SUBDIVISION AGREEMENT BY AND BETWEEN THE CITY OF COLUMBUS, NEBRASKA, A MUNICIPAL CORPORATION, AND MEADOW RIDGE PROPERTIES, 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 ADDITION; AND AUTHORIZING THE MAYOR TO SIGN THE SUBDIVISION AGREEMENT PROVIDING FOR PUBLIC IMPROVEMENTS TO SERVE THIS ADDITION.

Moved by Augustine-Schulte, seconded by Reardon, Resolution No. R14-65 be passed and adopted. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Jablonski, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay." Motion carried.

PUBLIC HEARING - APPLICATION OF MEADOW RIDGE PROPERTIES, LLC TO REZONE A TRACT OF LAND LOCATED AT 54 AVENUE AND 41 STREET FROM "RR" (RURAL RESIDENTIAL DISTRICT) TO "R-1" (SINGLE-FAMILY RESIDENTIAL DISTRICT) AND AMEND THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN TO REFLECT THE SAME CHANGE IN ZONING: The Affidavit of Publication and Notice of Hearing were presented on the application of Meadow Ridge Properties, LLC to rezone a tract of land located in the North 1/2 of the Southwest 1/4 of the Southeast 1/4 of Section 11, Township 17 North, Range 1 West of the 6th P.M., Platte County, Nebraska (54 Avenue and 41 Street) from "RR" (Rural Residential District) to "R-1" (Single-Family Residential 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 presented from Community Development Director Curtis submitting detailed information and a staff recommendation to approve the rezoning request and to amend the Future Land Use Map of the Comprehensive Plan to reflect the same change in zoning. The Planning

Commission recommended approval. No one spoke regarding this issue and no one appeared in opposition. Moved by Bulkely, seconded by Schilling, the public hearing be closed. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Jablonski, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay." Motion carried.

ORDINANCE NO. 14-09 WAS INTRODUCED BY COUNCIL MEMBER BULKLEY.

ORDINANCE NO. 14-09

ADOPTED: JULY 21, 2014

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA TO AMEND THE CITY OF COLUMBUS LAND DEVELOPMENT ORDINANCE OF 1996, ZONING CHAPTER, UNDER ORDINANCE NO. 96-08, AS AMENDED, DATED MARCH 18, 1996, AND ADOPTED AUGUST 4, 1997, AS THE OFFICIAL ZONING CODE OF COLUMBUS BY ORDINANCE NO. 97-17; TO REZONE AND RECLASSIFY THE FOLLOWING DESCRIBED REAL ESTATE, TO WIT: A TRACT OF LAND LOCATED IN THE N1/2SW1/4SE1/4 OF SECTION 11, TOWNSHIP 17 NORTH, RANGE 1 WEST OF THE 6TH P.M., PLATTE COUNTY, NEBRASKA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHWEST CORNER OF LOT 7 OF MEADOW RIDGE 2ND ADDITION TO THE CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA, SAID POINT LOCATED IN THE N1/2SW1/4SE1/4 OF SECTION 11, TOWNSHIP 17 NORTH, RANGE 1 WEST OF THE 6TH P.M., PLATTE COUNTY, NEBRASKA; THENCE N 02°13'23" W ON AN ASSUMED BEARING ON THE WEST LINE OF SAID MEADOW RIDGE 2ND ADDITION, 280.00 FEET TO THE NORTHWEST CORNER OF SAID MEADOW RIDGE 2ND ADDITION; THENCE S 88°07'45" W AND PARALLEL TO THE SOUTH LINE OF THE NORTH 1/2 OF THE SOUTH 1/2 OF SAID SOUTHEAST 1/4, 80.00 FEET; THENCE N 02°13'23" W AND PARALLEL TO SAID WEST LINE, 20.00 FEET; THENCE S 88°07'45" W AND PARALLEL TO SAID SOUTH LINE, 220.00 FEET; THENCE S 02°13'23" E AND PARALLEL TO SAID WEST LINE, 300.00 FEET TO A POINT ON SAID SOUTH LINE; THENCE N 88°07'45" E ON SAID SOUTH LINE, 300.00 FEET TO THE POINT OF BEGINNING, CONTAINING 1.83 ACRES, MORE OR LESS, TO BE KNOWN AS MEADOW RIDGE THIRD ADDITION TO THE CITY OF COLUMBUS, PLATTE, COUNTY, NEBRASKA, FROM THE PRESENT ZONING CLASSIFICATION OF "RR" (RURAL RESIDENTIAL DISTRICT) TO "R-1" (SINGLE-FAMILY RESIDENTIAL DISTRICT); TO AMEND THE FUTURE LAND USE MAP AS WELL AS THE ZONING MAP WHICH HAS BEEN ADOPTED BY AND MADE A PART OF SAID COLUMBUS, NEBRASKA LAND DEVELOPMENT ORDINANCE OF 1996, ZONING CHAPTER, TO SHOW SAID REZONING AND RECLASSIFICATION; TO REPEAL ALL ORDINANCES AND RESOLUTIONS OR PARTS THEREOF IN CONFLICT HERewith; TO PROVIDE FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM; AND TO PROVIDE FOR THE EFFECTIVE DATE.

Moved by Bulkley, seconded by Bahr, the rules be suspended and Ordinance No. 14-09 be read by number only at this meeting. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Jablonski, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay." Motion carried and Ordinance No. 14-09 was read by number only at

this meeting. Moved by Bulkley, seconded by Augustine-Schulte, Ordinance No. 14-09 be passed and adopted. Mayor Moser put the question, "Shall Ordinance No. 14-09 be passed and adopted?" Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Jablonski, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay." Motion carried. Mayor Moser declared, "By your action, you have passed Ordinance No. 14-09," and it was duly signed.

PUBLIC HEARING - APPLICATION OF MEADOW RIDGE PROPERTIES, LLC TO REZONE A TRACT OF LAND LOCATED IN THE 5200 BLOCK OF 41 STREET FROM "R-1" (SINGLE-FAMILY RESIDENTIAL DISTRICT) TO "R-2" (URBAN-FAMILY RESIDENTIAL DISTRICT) AND AMEND THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN TO REFLECT THE SAME CHANGE IN ZONING:

The Affidavit of Publication and Notice of Hearing were presented on the application of Meadow Ridge Properties, LLC to rezone Lots 8, 9, 10, and 11, Meadow Ridge Second Addition to the City of Columbus, Platte County, Nebraska (5200 block of 41 Street) from "R-1" (Single-Family Residential District) to "R-2" (Urban-Family Residential 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 presented from Community Development Director Curtis submitting detailed information and a staff recommendation to approve the rezoning request and to amend the Future Land Use Map of the Comprehensive Plan to reflect the same change in zoning. The Planning Commission recommended approval. No one spoke regarding this issue and no one appeared in opposition. Moved by Jablonski, seconded by Schilling, the public hearing be closed. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Jablonski, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay." Motion carried.

ORDINANCE NO. 14-10 WAS INTRODUCED BY COUNCIL MEMBER JABLONSKI.

ORDINANCE NO. 14-10
ADOPTED: JULY 21, 2014

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, TO AMEND THE CITY OF COLUMBUS LAND DEVELOPMENT ORDINANCE OF 1996, ZONING CHAPTER, UNDER ORDINANCE NO. 96-08, AS AMENDED, DATED MARCH 18, 1996, AND ADOPTED AUGUST 4, 1997, AS THE OFFICIAL ZONING CODE OF COLUMBUS BY ORDINANCE NO. 97-17; TO REZONE AND RECLASIFY THE FOLLOWING DESCRIBED REAL ESTATE, TO WIT: LOTS 8, 9, 10, AND 11 MEADOW RIDGE SECOND ADDITION TO THE CITY OF COLUMBUS, NEBRASKA, FROM THE PRESENT ZONING CLASSIFICATION OF "R-1" (SINGLE FAMILY RESIDENTIAL DISTRICT) TO "R-2" (URBAN FAMILY RESIDENTIAL DISTRICT), TO AMEND THE FUTURE LAND USE MAP AS WELL AS THE ZONING MAP WHICH HAS BEEN ADOPTED BY AND MADE A PART OF SAID COLUMBUS, NEBRASKA, LAND DEVELOPMENT ORDINANCE OF 1996, ZONING CHAPTER, TO SHOW SAID REZONING AND RECLASSIFICATION; TO REPEAL ALL ORDINANCES AND RESOLUTIONS OR PARTS THEREOF IN CONFLICT HEREWITH; AND TO PROVIDE FOR THE EFFECTIVE DATE AND PUBLICATION IN PAMPHLET FORM.

Moved by Jablonski, seconded by Augustine-Schulte, the rules be suspended and Ordinance No. 14-10 be read by number only at this meeting. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Jablonski, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay." Motion carried and Ordinance No. 14-10 was read by number only at this meeting. Moved by Jablonski, seconded by Schilling, Ordinance No. 14-10 be passed and adopted. Mayor Moser put the question, "Shall Ordinance No. 14-10 be passed and adopted?" Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Jablonski, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay." Motion carried. Mayor Moser declared, "By your action, you have passed Ordinance No. 14-10," and it was duly signed.

PUBLIC HEARING - APPLICATION OF FOREMAN PROPERTIES, LLC FOR A SPECIAL USE PERMIT TO ALLOW A SINGLE-FAMILY DWELLING IN A "B-2" (GENERAL COMMERCIAL DISTRICT) ZONE: The Affidavit of Publication and Notice of Hearing were presented on the application of Foreman Properties, LLC for a special use permit to allow a single-family dwelling in a "B-2" (General Commercial District) zone located in Lot 6, and the East 29 feet of Lot 7, Block 5, Smith's Addition to the City of Columbus, Platte County, Nebraska, except that part deeded to the State of Nebraska Department of Roads as set out in Warranty Deed recorded July 26, 2013, in Book 229 at Page 459 (1671 33 Avenue). 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 request. The Planning Commission recommended the public hearing be continued to August 11, 2014, at 7 p.m. Moved by Bogus, seconded by Schilling, the public hearing be continued to August 18, 2014, at 7 p.m. It was noted that this request is to provide for occupancy of the upper level of the building. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Jablonski, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay." Motion carried.

PUBLIC HEARING - APPLICATION OF HORNBACHER HOUSE MOVING, INC., ON BEHALF OF COLUMBUS PUBLIC SCHOOLS, FOR PERMIT TO MOVE A BUILDING FROM 500 CENTENNIAL DRIVE TO 4100 ADAMY STREET: The Affidavit of Publication and Notice of Hearing were presented on the application of Hornbacher House Moving, Inc., on behalf of Columbus Public Schools, for a permit to move a building from 500 Centennial Drive to 4100 Adamy 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 permit to move a building. The Planning Commission recommended approval. No one spoke regarding this issue and no one appeared in opposition. Moved by Schilling, seconded by Lohr, the public hearing be closed and the application be approved. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Jablonski, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay." Motion carried.

COMMITTEE OF THE WHOLE REPORT – FEE SCHEDULE FOR FISCAL YEAR 2014-2015: Concurrence of the Committee of the Whole was to proceed with the fee schedule for Fiscal Year 2014-2015 as adjusted. Moved by Lohr, seconded by Schilling, the fee schedule for Fiscal Year 2014-2015 be approved as adjusted. Roll call

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

COMMITTEE OF THE WHOLE REPORT – ONE PERCENT (1%) RESTRICTED FUNDS AUTHORITY INCREASE:

A report of the Committee of the Whole was presented with the recommendation that the Restricted Funds Authority be increased by an additional one percent for Fiscal Year 2014-2015 as allowed by state statute. Moved by Schilling, seconded by Augustine-Schulte, this report be adopted. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Jablonski, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay." Motion carried.

COMMITTEE OF THE WHOLE REPORT – PAY PLAN FOR FISCAL YEAR 2014-2015:

A report of the Committee of the Whole was presented with the recommendation that the pay plan for Fiscal Year 2014-2015 be approved as presented. Moved by Schilling, seconded by Augustine-Schulte, this report be adopted. Doug Briese, 2817 38 Street, offered comments on the pay plan. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Jablonski, Lohr, Reardon, and Schilling voted "Aye" and Bulkley voted "Nay." Motion carried.

APPLICATION OF CVS 10441NE, LLC FOR PRELIMINARY PLAT OF CVS 1ST SUBDIVISION (23 AVENUE AND 23 STREET):

An application was presented from CVS 10441NE, LLC for the preliminary plat of CVS 1st Subdivision, located in the northeast quarter of Section 19, Township 17 North, Range 1 East of the 6th P.M., Platte County, Nebraska (23 Avenue and 23 Street). A memorandum was presented from City Engineer Bogus submitting detailed information and a staff recommendation to approve the preliminary plat. The Planning Commission recommended approval. Moved by Schilling, seconded by Augustine-Schulte, the preliminary plat be approved. Matt Pitts of Carlson Consulting Engineers, Inc., on behalf of the applicant, described the proposed layout for CVS Pharmacy, said the existing buildings will be demolished or removed and the alley will be vacated in order to occupy one square block with ample space for parking. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Jablonski, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay." Motion carried.

CHANGE ORDER NO. 2 FOR INCREASE IN ASPHALT FOR 8 STREET ASPHALT PROJECT:

A memorandum was presented from City Engineer Bogus recommending approval of Change Order No. 2 with Constructors, Inc. for an increase in the quantity of asphalt in conjunction with the 8 Street Asphalt Project. Moved by Bahr, seconded by Bulkley, the change order be approved. In response to Council Member Lohr, Bogus said the increase in the quantity of asphalt will provide for three-inch asphalt extending the life expectancy of the project. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Jablonski, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay." Motion carried.

COMMENTS FROM MAYOR AND CITY COUNCIL MEMBERS:

Council Member Bulkley referred to the 33 Avenue improvements and City Engineer Bogus explained the State of Nebraska Department of Road's plans for the project. Mayor Moser reported that Congressman Fortenberry will be in Columbus on August 5, 2014, for a town hall

meeting to meet with citizens and a Mayor's Round Table will be scheduled in conjunction with this visit.

RESOLUTION NO. R14-66 WAS INTRODUCED BY COUNCIL MEMBER LOHR.

RESOLUTION NO. R14-66
ADOPTED: JULY 21, 2014

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, APPROVING A MEMORANDUM OF UNDERSTANDING WITH ELKHORN VALLEY COMMUNITY DEVELOPMENT CORPORATION DBA NEIGHBORWORKS NORTHEAST NEBRASKA REGARDING SPECIAL ASSESSMENTS FOR 3 AVENUE PAVING.

Moved by Lohr, seconded by Schilling, Resolution No. R14-66 be passed and adopted. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Jablonski, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay." Motion carried.

RESOLUTION NO. R14-67 WAS INTRODUCED BY COUNCIL MEMBER BAHR.

RESOLUTION NO. R14-67
ADOPTED: JULY 21, 2014

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, APPROVING AN AGREEMENT WITH ITERIS IN THE AMOUNT OF \$52,050, TO CONDUCT A STUDY TO EVALUATE DOWNTOWN TRAFFIC SIGNAL NEEDS, A COPY OF WHICH IS ATTACHED HERETO AND INCORPORATED HEREIN BY THIS REFERENCE; AND TO AUTHORIZE THE MAYOR TO EXECUTE THE SAME ON BEHALF OF THE CITY OF COLUMBUS, NEBRASKA.

Moved by Bahr, seconded by Augustine-Schulte, Resolution No. R14-67 be passed and adopted. City Engineer Bogus stated that the scope of the study will include a broad area outside of where existing traffic signals are located. Council Member Reardon referred to replacement controllers that are included in the budget and Bogus confirmed that this study will determine the quantity and type of controllers that are needed. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Jablonski, Lohr, and Schilling voted "Aye" and Reardon voted "Nay." Motion carried.

RESOLUTION NO. R14-68
REMOVED FROM AGENDA

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, TO ACCEPT THE DEDICATION OF WATERMAIN EASEMENT GRANTED TO THE USE AND BENEFIT OF THE CITY FROM BETTY L. GREINER OVER AND ACROSS THE FOLLOWING-DESCRIBED REAL PROPERTY FOR THE PURPOSE OF A PUBLIC WATERMAIN IN CONJUNCTION WITH THE NEW TRANSFER STATION PROJECT, TO-WIT: A 12.0 FOOT WIDE EASEMENT BEING THE EAST 12.0 FEET OF THE NORTH 190.0 FEET OF A PARCEL OF LAND

DESCRIBED AS FOLLOWS; A TRACT OF LAND LOCATED IN SECTION 29, TOWNSHIP 17 NORTH, RANGE 1 EAST OF THE 6TH P.M., PLATTE COUNTY, NEBRASKA MORE PARTICULARLY DESCRIBED AS FOLLOWS; COMMENCING AT THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER OF SECTION 29, TOWNSHIP 17 NORTH, RANGE 1 EAST OF THE 6TH P.M., PLATTE COUNTY, NEBRASKA: THENCE SOUTH ALONG AND UPON THE WEST LINE OF SAID SOUTHWEST 1/4 A DISTANCE OF 779.70 FEET TO A POINT ON THE WEST LINE OF SAID SOUTHWEST 1/4; THENCE EAST A DISTANCE OF 331.89 FEET ON A LINE PARALLEL WITH THE NORTH LINE OF SAID SOUTHWEST 1/4 TO A POINT; THENCE NORTH 780.06 FEET ON A LINE PARALLEL WITH THE WEST LINE OF SAID SOUTHWEST 1/4 TO A POINT ON THE NORTH LINE OF SAID SOUTHWEST 1/4; THENCE WEST ALONG AND UPON THE NORTH LINE OF SAID SOUTHWEST 1/4 A DISTANCE OF 331.41 FEET TO THE POINT OF BEGINNING. CONTAINING 5.93 ACRES MORE OR LESS; IN ADDITION, ACCEPT THE DEDICATION OF WATERMAIN EASEMENT GRANTED TO THE USE AND BENEFIT OF THE CITY FROM ARTHUR J. STOKES AND JANA D. STOKES OVER AND ACROSS THE FOLLOWING-DESCRIBED REAL PROPERTY FOR THE PURPOSE OF A PUBLIC WATERMAIN IN CONJUNCTION WITH THE NEW TRANSFER STATION PROJECT, TO-WIT: A 12.0 FOOT WIDE EASEMENT BEING THE EAST 12.0 FEET OF THE WEST 16.0 FEET OF A PARCEL OF LAND DESCRIBED AS FOLLOWS; A TRACT OF LAND LOCATED IN THE WEST 1/2 OF THE SOUTHWEST 1/4 OF THE NORTHWEST 1/4 OF SECTION 29, TOWNSHIP 17 NORTH, RANGE 1 EAST OF THE 6TH P.M., PLATTE COUNTY, NEBRASKA MORE PARTICULARLY DESCRIBED AS FOLLOWS; COMMENCING AT A POINT ON THE SOUTH LINE OF THE SOUTHWEST 1/4 OF THE NORTHWEST 1/4 OF SECTION 29, TOWNSHIP 17 NORTH, RANGE 1 EAST OF THE 6TH P.M., IN PLATTE COUNTY, NEBRASKA, AND 331.3 FEET EAST OF THE SOUTHWEST CORNER OF SAID SOUTHWEST 1/4 OF THE NORTHWEST 1/4; THENCE 150.00 FEET ALONG THE SOUTH LINE OF THE SIDE SOUTHWEST 1/4 OF THE NORTHWEST 1/4 TO A POINT 177.25 FEET WEST OF A POINT ON THE EAST LINE OF THE WEST 1/2 OF SAID SOUTHWEST 1/4 OR THE NORTHWEST 1/4; THENCE NORTHERLY, 122.00 FEET, TO A POINT ON THE SOUTH LINE OF FIRST STREET, COLUMBUS, NEBRASKA, SAID POINT BEING 175.60 FEET WEST OF A POINT ON THE EAST LINE OF THE WEST 1/2 OF SAID SOUTHWEST 1/4 OF THE NORTHWEST 1/4; THENCE 150.00 FEET WEST ALONG THE SOUTH LINE OF FIRST STREET, COLUMBUS, NEBRASKA, TO A POINT 332.0 FEET EAST OF THE WEST LINE OF SAID SOUTHWEST 1/4 OF THE NORTHWEST 1/4; THENCE 124.90 FEET TO THE SOUTH, TO THE POINT OF BEGINNING CONTAINING 0.43 ACRES, MORE OR LESS; AND TO AUTHORIZE THE MAYOR TO ACCEPT THE EASEMENTS PURSUANT TO THE ATTACHED EASEMENT AGREEMENTS; AND TO REPEAL ALL RESOLUTIONS OR PORTIONS THEREOF IN CONFLICT HEREWITH.

Public Works Director Buell explained that the easement agreement with Betty L. Greiner is in the process of being reviewed by her attorney and has not been signed at this time. Buell requested that this resolution be removed from the agenda. Moved by Bogus, seconded by Jablonski, Resolution No. R14-68 be removed from the agenda. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Jablonski, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay." Motion carried.

ORDINANCE NO. 14-07
SECOND READING

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, AMENDING SECTION 90.001 OF CHAPTER 90 OF TITLE IX OF ORDINANCE NO. 05-47 (COLUMBUS CITY CODE), TO REMOVE BEES FROM WILD OR EXOTIC ANIMAL DEFINITIONS; AND ADD SECTIONS 90.070 THROUGH 90.072 PERTAINING TO THE KEEPING OF BEES AND AUTHORIZING APIARIES; TO PROVIDE FOR PERMITS AND FEES AS REQUIRED; REVOCATION OF PERMITS; CONDITIONS THEREFOR; AND TO PROVIDE FOR THE EFFECTIVE DATE.

On its second reading, Ordinance No. 14-07 was read by title only at this meeting. City Administrator Mangiamelli explained that this ordinance has been amended to remove the permit fee as this fee will be set by resolution and included in the city's Schedule of Fees. Council Member Bahr expressed opposition to the amendment of this ordinance that includes a provision for a review process for objections by neighbors as he feels the required notification to the surrounding neighbors is sufficient and would allow the applicant to work out any issues with objecting neighbors prior to the permit being issued. Mangiamelli referred to the severity of people who are allergic to bee stings and said this amendment is for their protection. Mayor Moser suggested that Council Member Bahr discuss this issue further with city staff and said the ordinance could be amended if necessary for the third reading on August 4, 2014.

ORDINANCE NO. 14-08
SECOND READING

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, AMENDING SECTION 90.034, SUBSECTIONS (B) AND (C), OF CHAPTER 90 OF TITLE IX OF ORDINANCE NO. 05-47 (COLUMBUS CITY CODE), PERTAINING TO APPEALS OF DANGEROUS DOG DESIGNATIONS TO PROVIDE FOR OWNER APPEALS TO BE FILED AS INDIGENT WITH FEES WAIVED AND TO PROVIDE FOR SPECIAL ACCOMMODATIONS IN SETTING THE DATE FOR THE APPEAL HEARING.

On its second reading, Ordinance No. 14-08 was read by title only at this meeting. City Administrator Mangiamelli explained that this ordinance has been amended to remove the appeal fee as this fee will be set by resolution and included in the city's Schedule of Fees. This ordinance will be advanced to the August 4, 2014, City Council meeting for a final reading.

CONSIDERATION OF PAYROLL AND BILLS ON FILE: ARL Credit Services – Service \$1,427.60; Reardon Lawn & Garden, Inc. – Service 984.34. TOTAL \$2,411.94. Council Member Jablonski requested to be excused from discussion on this agenda item because he is an owner of ARL Credit Services and 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 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. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Lohr, and Schilling voted "Aye" and none voted "Nay." Council Members Jablonski and Reardon abstained from voting. Motion carried. Moved by Schilling, seconded by Lohr, to approve the bills on file. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Lohr, and Schilling voted "Aye" and none voted "Nay." Council Members Jablonski and Reardon abstained from voting. Motion carried.

DISCUSSION AND POSSIBLE ACTION REGARDING EMPLOYMENT CONTRACT WITH CITY ADMINISTRATOR JOSEPH A. MANGIAMELLI AS REQUESTED BY COUNCIL PRESIDENT SCHILLING AND DISCUSSION OF POSSIBLE LITIGATION REGARDING SEWER BACKUPS:

Moved by Schilling, seconded by Reardon, the City Council go into closed session at 7:55 p.m. The two subject matters to be discussed in closed session shall be 1) discussion and possible action regarding employment contract with City Administrator Joseph A. Mangiamelli; and 2) discussion of possible litigation regarding sewer backups. The reason for going into closed session on the first subject matter is for prevention of needless injury to the reputation of an individual; and the reason for going into closed session on the second subject matter is for protection of the public interests. The following individuals will be included in closed session on the first subject matter: Mayor Moser and City Attorney Sipple. The following individuals will be included in closed session on the second subject matter: Mayor Moser, City Attorney Sipple, and City Administrator Mangiamelli. Mayor Moser stated that Council President Schilling has made a motion to go into closed session at this time. The two subject matters to be discussed in closed session shall be 1) discussion and possible action regarding employment contract with City Administrator Joseph A. Mangiamelli; and 2) discussion of possible litigation regarding sewer backups. The reason for going into closed session on the first subject matter is for prevention of needless injury to the reputation of an individual; and the reason for going into closed session on the second subject matter is for protection of the public interests. The following individuals will be included in closed session on the first subject matter: Mayor Moser and City Attorney Sipple. The following individuals will be included in closed session on the second subject matter: Mayor Moser, City Attorney Sipple, and City Administrator Mangiamelli. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Jablonski, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay." Motion carried. Mayor Moser stated that the City Council has voted to go into closed session at this time. The two subject matters to be discussed in closed session shall be 1) discussion and possible action regarding employment contract with City Administrator Joseph A. Mangiamelli; and 2) discussion of possible litigation regarding sewer backups. The reason for going into closed session on the first subject matter is for prevention of needless injury to the reputation of an individual; and the reason for going into closed session on the second subject matter is for protection of the public interests. The following individuals will be included in closed session on the first subject matter: Mayor Moser and City Attorney Sipple. The following individuals will be included in closed session on the second subject matter: Mayor Moser, City Attorney Sipple, and City Administrator Mangiamelli.

Moved by Schilling, seconded by Augustine-Schulte, to exit closed session at 8:37 p.m. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Jablonski, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay." Motion carried.

Moved by Schilling, seconded by Augustine-Schulte, to increase the salary of City Administrator Mangiamelli by five percent (two percent for cost of living and three percent a general increase). Council Member Bulkley expressed opposition to the size of this increase. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Jablonski, Lohr, Reardon, and Schilling voted "Aye" and Bulkley voted "Nay." Motion carried.

Moved by Bulkley, seconded by Reardon, the meeting be adjourned. Roll call and Council Members Augustine-Schulte, Bahr, Bogus, Bulkley, Jablonski, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay." Motion carried and the meeting was adjourned at 8:38 p.m.

Presented and approved this 4 day of August, 2014.

MAYOR

ATTEST:

CITY CLERK