

A regular meeting of the Mayor and City Council of the City of Columbus, Nebraska, was convened in open and public session on June 15, 2015, 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, 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.

1. **STATEMENT OF COMPLIANCE WITH OPEN MEETINGS ACT AND ROLL CALL:** Mayor Moser announced that a copy of the Open Meetings Act is posted in the meeting room. Present were Mayor Michael Moser and Council Members Beth Augustine-Schulte, Charlie Bahr, Jim Bulkley, Rich Jablonski, Dennis Kresha, John Lohr, Terry Reardon, and Ron Schilling. City staff members present included City Attorney Steve Hansen, City Administrator Joe Mangiamelli, City Clerk Janelle Kline, City Engineer Rick Bogus, Police Chief William Gumm, Finance Director Anne Kinnison, Library Director Drew Brookhart, Fire Chief Dean Hefti, and Transfer Station Supervisor Mike Shemek.
2. **PRAYER:** Council President Bahr led in prayer.
3. **NATIONAL ANTHEM AND PLEDGE OF ALLEGIANCE:** Mayor Moser asked all to join in the National Anthem and Pledge of Allegiance.
4. **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 citizen so requests, in which event the item will be removed from consent status and considered in its normal sequence on the agenda. The items on the consent agenda were approved as presented with a motion by Bahr and a second by Schilling. Augustine-Schulte, Bahr, Bulkley, Jablonski, Kresha, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay".
  - 4.A. **Minutes of June 1, 2015, City Council meeting.**
  - 4.B. **Quote from Danko Emergency Equipment in the amount of \$21,867 for three thermal imaging cameras for Fire Department.**
  - 4.C. **Resolution No. R15-77 approving agreement with Midwest Right of Way Services, Inc. in an amount not to exceed \$14,160 for property acquisition services for Tract 20 in conjunction with 12 Avenue viaduct.**

- 4.D. Resolution No. R15-78 accepting and approving acquisition contract and temporary easement with David and Olga Lusche in the amount of \$16,410 in conjunction with 3 Avenue and 18 Avenue viaducts.**
- 4.E. Resolution No. R15-79 adopting the Northeast Economic Development, Inc. (NED, Inc.) Regional Owner/Occupied Housing Rehabilitation Guidelines.**
- 4.F. Resolution No. R15-80 approving an amendment to the Intergovernmental Agreement with Nebraska Department of Environmental Quality regarding implementation of the 2013 Storm Water Management Plan Program (Reference No. 2014-2928400) by extending the termination date from June 30, 2015, to December 31, 2015.**
- 4.G. Resolution No. R15-81 vacating Jim Hellbusch Minor Subdivision (northeast corner of Lost Creek Parkway and 33 Avenue).**
- 4.H. Resolution No. R15-82 authorizing payment of various improvement projects.**
- 4.I. Resolution No. R15-83 approving agreement with Nebraska Department of Aeronautics in the amount of \$15,400 for crack and joint sealing at the Municipal Airport.**
- 4.J. Finance Department reports.**
- 4.K. Payroll and bills on file.** 06/19/15 Payroll 521,602.11, 07/03/15 Payroll 542,372.75; A & J Guns – 175.00; A C & L Sprinklers Plus – Service 55.00; A to Z Messaging – Service 95.00; Ace Hardware & Garden Center – Supplies 1,411.07; Donald D Adkisson – Pension 609.00; AJ Bloebaum Electric LLC – Service 524.10; Amazon – Supplies 2,349.13; Amara-Chem, Inc. – Supplies 46.95; American Red Cross – Training 1,190.00; American Water Works Association – Supplies 73.50; Anderson Auto Body & Sales – Service 1,386.98; Aqua-Chem, Inc. – Chemicals 4,148.25; Aqua-Pure, Inc. – Chemicals 11,970.81; Luis Arroyo – Expenses 74.75; AS Central Services – Service 704.00; Asphalt & Concrete Materials – Supplies 2,130.66; AT&T – Utilities 40.81; Awards & Engraving – Supplies 13.90; Barcel Landscape Products, Inc. – Supplies 215.40; Behlen Towing LLC – Service 720.00; Bierman Contracting, Inc. – Pawnee Park Restroom 22,900.00; Big Red Sanitation, Inc. – Service 220.00; Bissell Hose Company – Expenses 176.33; Carroll A Bisson – Pension 716.51; Black Hills Energy – Utilities 2,114.26; Frank J Blahak Jr – Pension 762.00; Borders Inn & Suites – Lodging 1,386.00; BOKF NA – Bond Trustee Fee 750.00; Bomgaars – Supplies 1,779.34; Bookpage – Subscription 300.00; Bound Tree Medical LLC – Supplies 474.47; Brown Traffic Products, Inc. – Supplies 807.00; Jed Brunken

– Payment 1.00; California Contractors Supply - Supplies 149.40; Career Track – Training 147.00; Cat’s Pro Mow – Service 250.00; CEM Sales & Service – Pool Vacuum 11,150.00; Center Point Large Print – Supplies 84.48; Central Community College – Training 285.00; Central Parts & Machine – Supplies 670.41; Central Valley Ag Cooperative – Supplies 148.70; Century Link – Utilities 1,540.79; Jay Cerny Landscaping – Service 108.00; Choppers Computers – Service 75.00; City of Columbus – Utilities 109.36; Club Prophet Systems – Service 90.00; Columbus Area Chamber of Commerce – Supplies 1,180.00; Columbus Community Hospital – Service/Supplies 1,106.51; Columbus Family Resource Center – Lease Payment 6,666.66; Columbus Plumbing Co. – Supplies 67.63; Columbus Screen Printing – Supplies 252.00; Columbus Telegram – Publications 2,254.73; Columbus Tire & Service – Service 296.90; Community Internet – Service 30.00; Connecting Point/Radio Shack - Supplies 152.96; Consolidated Management Co. – Meals 74.00; Consolidated Water Solutions – Chemicals 4,700.01; Continental Research Corp. – Supplies 482.00; J P Cooke Company – Supplies 68.97; Cornhusker Public Power District – Utilities 977.69; Ken Cranmer – Expenses 113.98; Creative Product Sourcing – Supplies 164.80; Creston Fertilizer Co., Inc. – Supplies 658.28; Culligan of Columbus – Supplies 187.15; Elizabeth M Czarnick – Expenses 40.00; Demco – Supplies 23.74; Diamond Vogel Paint Center – Supplies 2,605.78; Dignity – Advertising 785.01; Don’s Pioneer Uniforms – Supplies 99.90; Dugan Business Forms – Supplies 344.11; Douglas Dunbar – Contract 5,391.00; Douglas Dunbar – Commissions 7,502.49; Douglas Dunbar – Expenses 1,123.91; Karen Dvorak – Expenses 11.00; DXP Enterprises – Supplies 965.53; Eakes Office Solutions – Supplies 5,932.05; Earl May Seed & Nursery Center – Supplies 45.98; EBSCO Industries, Inc. – Subscription 898.40; Electric Pump, Inc. – Supplies 9,840.00; Electrical Engineering & Equipment Co. – Supplies 310.17; Electronic Engineering – Service/Supplies 2,504.32; Eletech, Inc. – Service 1,669.06; Hanson S Elliott – Cemetery Spaces 800.00; EngineerJobs.com – Advertising 135.00; Enterprise Electric CO/CED – Supplies 200.20; Eriksen Construction Co., Inc. – Wastewater Treatment Facility Improvements 568,229.43; Ernst Auto Center – Supplies 132.90; Fastenal Company – Supplies 1,466.29; Felsburg Holt & Ullevig – Service 992.07; Ferrellgas LP – Supplies 73.32; First National Bank Omaha – Expenses 8,092.43; Fisher Scientific – Supplies 247.54; Michael Fitzsimmons – Service 235.00; Flat River Corp – Pawnee Park Baseball Field Press Box 26,490.00; Ryan Fleming – Expenses 156.99; Forest Fontenelle – Service 196.72; Foremost Promotions – Supplies 1,149.80; Fort Scott Coatings – Paint Pawnee Plunge Pool & Gutters 74,200.00; Brad French – Expenses 175.35; Frontier – Utilities 904.92; Frontier Communications – Utilities 208.55; Gaeth Pest Control Services, Inc. – Service 257.00; Gale – Supplies 308.88; Galls – Supplies 1,634.88; Gehring Construction & Ready-Mix Company – Discoverer Addition Infrastructure 297,819.45; Gehring Construction & Ready-Mix Company – Discoverer Site Improvements 697.30; Gerhold Concrete Company – Supplies 5,155.31; Gilmore & Associates – Discoverer Addition Infrastructure

13,500.00; Godfather's Pizza – Meals 262.42; Great Plains GFOA – Service 320.00; Greenkeeper Co., Inc. – Chemicals 6,728.25; Ron Groene – Expenses 47.65; Hadley-Braithwait Company – Supplies 1,886.60; Terry Happ – Expenses 148.55; B J Harris, Inc. – Supplies 164.26; Hawkins, Inc. – Chemicals 2,874.42; HD Supply Waterworks LTD – Supplies 752.86; HDR Engineering, Inc. – Wastewater Treatment Facility Improvements 31,915.87; HDR Engineering, Inc. – Discoverer Site Traffic Signal Design 7,076.00; HDR Engineering, Inc. – Service 834.56; HDS White Cap Construction Supply – Supplies 1,195.00; Heartland Natural Gas – Utilities 1,462.15; Dean Hefti – Expenses 54.25; Robert Hiner – Expenses 157.09; Tyler Hiner – Expenses 132.06; Holiday Inn Express Kearney – Lodging 179.90; Hometown Leasing – Supplies 225.07; Mark S Howerter MD – Contract 524.00; Hy-Vee, Inc. – Supplies 381.26; Hydro Kleen – System CIP Lining 156,324.00; Impact Telecom – Utilities 51.63; Indoff Incorporated – Supplies 80.93; Ingram Library Services, Inc. – Supplies 4,674.13; Inland Truck Parts & Service – Supplies 31.02; Integrated Systems Group, Inc. – Service 452.70; Jackson Services, Inc. – Supplies 3,735.79; Randy Janicek – Expenses 178.10; Terrance Janicek – Expenses 154.03; Herman Janssen – Expenses 180.15; Len Janssen – Service 3,000.00; Johnson Controls – Service 1,576.00; Dale Johnson Trucking – Supplies 2,474.70; Kelly Supply Company – Supplies 1,050.84; Kimball Midwest – Supplies 148.73; Anne Kinnison – Expenses 145.21; KOLN – Advertising 545.00; Michael Kratochvil – Expenses 28.75; Lakeview Small Engine, Inc. – Supplies 105.24; Richard Lange – Expenses 8.11; LaRue Distributing, Inc. – Supplies 117.73; Law Enforcement Coordination Unit – Training 120.00; League of Nebraska Municipalities – Training 412.00; Cory Levos – Expenses 280.38; Library Ideas LLC – Service 21.50; Pete Lien & Sons, Inc. – Chemicals 4,926.60; Lifeguard MD – Supplies 107.20; Lifeguard Store, Inc. – Supplies 1,360.76; Lincoln Journal Star – Advertising 798.00; Lincoln Winwater Works – Supplies 3,903.24; John F Lohr – Expenses 56.92; Loseke Lake Stop LLC – Supplies 212.29; Loup Power District – Utilities 91,115.26; Randy Lucht – Expenses 157.10; David & Olga Lusche – Easement 16,410.00; M & L, Inc. – Contract 8,216.21; Magical Paradise Exotic Farm, Inc. – Service 168.00; Mail Prep, Etc. – Postage 2,733.41; The Mailbox – Postage 79.17; Joseph A Mangiamelli – Expenses 585.35; Marley's Electric, Inc. – Service 120.00; Jose Martinez – Expenses 74.75; Mechanical Sales, Inc. – Service 1,250.82; Mellen & Associates, Inc. – Supplies 2,436.86; Menards – Supplies 1,393.83; Mid Con Systems, Inc. – Supplies 419.60; Mid-American Research Chemical – Supplies/Chemicals 3,171.50; Midwest Glass Service, Inc. – Supplies 80.00; Midwest Laboratories, Inc. – Service 2,591.55; Midwest Mini Melts – Supplies 671.25; Midwest Service & Sales Co. – Supplies 1,662.28; Midwest Tape LLC – Supplies 494.87; Midwest Turf & Irrigation – Supplies 238.17; Mike's Towing – Service 1,338.66; Patrick L Miller – Expenses 39.60; MTM Recognition – Supplies 189.12; Shane Mueller – Service 146.50; Mueller Sprinklers – Supplies 659.98; Nebraska Department of Correctional Services – Supplies 2,800.00; Nebraska Department of Labor – Boiler Inspection 108.00;

Nebraska Department of Roads – Permit 15.00; Nebraska Emergency Service Communications Association – Membership 15.00; Nebraska Golf & Turf, Inc. – Golf Cart Rentals/Supplies 2,086.08; Nebraska Harvestore Systems – Supplies 108.86; Nebraska Law Enforcement Training Center – Training 100.00; Nebraska Public Health Environmental Laboratory – Service 1,041.00; Marvin O Nelson – Pension 502.50; Newman Traffic Signs – Supplies 888.74; Niemann’s Port-A-Pot LLC – Service 40.00; Northeast Nebraska Economic Development District – Grant 1,443.06; Northeast Nebraska Solid Waste Coalition – Landfill Disposal 44,653.68; Northern Lake Service, Inc. – Supplies 2,373.00; NWOD – Membership 150.00; O’Reilly Automotive, Inc. – Supplies 400.12; Oberg Locksmith & Security – Service 561.78; Occupational Health Services – Service 355.00; OCLC, Inc. – Service 1,401.78; Officenet – Copier/Supplies 4,482.89; Omaha Children’s Museum – Service 652.20; One Call Concepts, Inc. – Service 244.25; One Source – Service 2,220.00; Rina Elizabeth Orellana – Service 45.00; Oriental Trading Company – Supplies 69.50; Overturf Electric Motors – Service 1,046.62; Paragon Consulting Services – Service 402.50; Pepsi Bottling Group – Supplies 1,345.44; Pet Care Specialists – Service 941.71; Petty Cash – Expenses 173.99; Platte County – Contract 2,833.00; Platte Valley Equipment LLC – Service 228.08; Pollard Water #3325 – Supplies 380.31; Presto-X-Company – Service 205.50; Quill Corporation – Supplies 57.99; James Rawhouser Jr – Expenses 47.65; Terry Reardon – Expenses 32.50; Recorded Books LLC – Supplies 953.97; Recreation Supply Company – Supplies 146.63; Redstone Veterinary Clinic – Service 481.00; Ricoh USA, Inc. – Service 374.85; RR Donnelley – Supplies 479.89; Sackett Electric – Aquatic Center Light Fixtures/Service 11,961.73; Sapp Bros Columbus, Inc. – Fuel 768.69; Sapp Bros Petroleum, Inc. – Fuel 19,663.35; Melissa Sargent – Expenses 7.59; Schieffer Signs, Inc. – Supplies 1,056.00; Schneider’s O K Tire Company – Lease Payment 35.00; Schneider’s O K Tire Company – Service 341.23; Scholastic Book Fair – Service 645.55; Schuyler Sun – Subscription 43.20; Servicemaster By Shevlin – Service 1,709.76; Shevlin Supply – Supplies 194.38; Simplex Grinnell LP – Service 2,725.00; Sipple, Hansen, Emerson & Schumacher – Service 4,501.63; Sirius Computer Solutions, Inc. – Server Virtualization & Backup Project 118,105.48; Solid Waste Association of North America – Membership 245.00; Don Soulliere – Expenses 153.62; Squeeky Kleen Window Washing – Service 475.00; State of Nebraska Department of Revenue – Sales Tax 39,662.30; Michael Steiner – Expenses 122.87; Stericycle, Inc. – Service 871.83; Stock Realty & Auction Co. – Refund 60.00; Stone Printing – Supplies 422.15; Chad Stuart – Expenses 31.00; Subway – Meals 70.00; Sunset Law Enforcement – Supplies 1,410.00; Symbol Arts – Supplies 150.00; Sysco Lincoln – Supplies 3,705.77; T & L Services – Service 525.00; Teledyne Instruments, Inc. – Supplies 191.50; Tighton Fastener & Supply, Inc. – Supplies 37.82; Tire Outlet, Inc. – Service 175.00; TM Cleaning – Service 250.00; Tate Tobiason – Expenses 60.00; Tooley Drug – Supplies 3.49; Totalfunds by Hasler – Postage 1,000.00; Tractor Supply Credit Plan – Supplies 542.88; Tri County

Truck Repair – Service 317.50; Truck Center Companies – Service 51.28; Jim Tubbs – Expenses 283.64; Turfwerks – Supplies 1,347.84; Tworek Welding & Repair – Service 238.00; Typhoon Wash – Service 54.01; U & I Sanitation – Service 141.25; U S Bank – Expenses 1,636.80; Ultramax – Supplies 2,478.00; United States Post Office – Postage 2,128.55; UPS Store – Postage 72.18; USA Blue Book – Supplies 966.36; Verizon Wireless – Utilities 2,393.35; Volunteer Fire Department – Expenses 1,430.00; Wahoo Heritage Inn – Lodging 550.38; Walmart Community – Supplies 1,149.41; Waste Connections of Nebraska – Service 314.89; Water’s Edge Aquatic Design LLC – Pawnee Plunge Expansion 5,765.09; Weedcope, Inc. – Service 1,130.00; Wilke Landscape Center – Supplies 122.91; Wize Buys Abbey Carpet – Armory Field & Centennial Park Batting Cages 8,500.00; Zee Medical Service – Supplies 404.55; Zoll Medical Corporation – Supplies 950.34. TOTAL 2,904,357.23.

5. **APPROVAL OF THE MINUTES:** Included in Consent Agenda
6. **SPECIAL PRESENTATIONS:** None
7. **PUBLIC HEARINGS:**
  - 7.A. **Application of Jim Hellbusch for final plat and subdivision agreement of Hellbusch 6th Addition located in the Northwest 1/4, Southwest 1/4 of Section 7, Township 17 North, Range 1 East of the 6th P.M., Platte County, Nebraska (Lost Creek Parkway and 33 Avenue). (Planning Commission continued to July 13, 2015, meeting.)**

**and**

    - 7.A.1. **Determine whether Hellbusch 6th Addition should be included within corporate city limits. (Planning Commission continued to July 13, 2015, meeting.)** Public hearings 7A and 7A.1 were continued to July 20, 2015, at 7 p.m. with a motion by Augustine-Schulte and a second by Kresha. Augustine-Schulte, Bahr, Bulkley, Jablonski, Kresha, Lohr, Reardon, and Schilling voted “Aye” and none voted “Nay”.
  - 7.B. **Consider text amendments to Land Development Ordinance for the City of Columbus, Zoning Chapter, adopting Article 14 addressing sexually oriented businesses by establishing designated zoning districts; adopting definitions and regulations; amending Article Three Use Types, and Article Four Table 4-2: Permitted Uses by Zoning District. (Planning Commission recommends approval.)** Concurrence of the City Council was to continue this public hearing to the July 6, 2015, City Council meeting in order to receive public comments in conjunction with the second reading of Ordinance No. 15-09 that amends the Land Development

Ordinance for the City of Columbus, Zoning Chapter, to address sexually oriented businesses.

**7.C. Consider authorization of acquisition of various parcels of real estate for the purpose of constructing a new library and cultural arts center.**

City Administrator Mangiamelli explained the events that have transpired to date. Several entities partnered together approximately seven years ago to conduct a Quality of Life assessment that resulted in a number of projects identified as needs in the community. To this date, the first three projects identified have either been completed or are in the process of being completed. A new library/cultural arts center to be an anchor in the downtown area was also identified as a needed project in the community. The cost of the project would be funded by private donations, grants, and sales tax dollars with voter approval. The former Gene Steffy Ford property has become available for purchase and would be a prime location for a new library/cultural arts center. This property would provide sufficient space for the facility as well as ample parking and would cost less than the original planned site. Extensive discussion followed with regard to the projected cost, the city's share of cost, the plans for a public safety facility, the need for a new library, and the Fundraising Feasibility Study Results Summary commissioned by the Library Foundation. Library Director Brookhart reported on the services that innovative libraries provide as well as the benefits to the patrons who utilize them. Joan Lukas, Lukas Partners, explained the process of conducting a fundraising feasibility study in detail and said the results of this study showed the statistics were high for a successful campaign. Mimi Ernst, President of the Library Foundation, referred to the number of surrounding communities who have either expanded or built new libraries and said a new facility would be an attraction to the community and keep Columbus competitive. The public hearing closed with a motion by Schilling and a second by Bahr. Augustine-Schulte, Bahr, Bulkley, Jablonski, Kresha, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay".

**7.C.1. Resolution No. R15-84 authorizing acquisition of fee simple title, by purchase for the purpose of constructing a new library and cultural arts center.** Resolution No. R15-84 entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, AUTHORIZING THE ACQUISITION OF FEE SIMPLE TITLE, BY PURCHASE, TO THE FOLLOWING DESCRIBED REAL PROPERTY, TO WIT: LOTS 5, 6, 7, AND 8, BLOCK 48, ORIGINAL CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA, INCLUDING VACATED ALLEY ABUTTING THE NORTH LINE OF LOTS 7 AND 8 IN SAID BLOCK 48; AND LOTS 2, 3, AND THE SOUTH 69.5' OF LOT 4, BLOCK 60, ORIGINAL CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA; SAID ACQUISITIONS ARE FOR THE PURPOSE OF CONSTRUCTING A NEW LIBRARY AND CULTURAL ARTS CENTER FOR THE CITY OF COLUMBUS was adopted with a motion by Augustine-Schulte

and a second by Bahr. Augustine-Schulte, Bahr, Bulkley, Jablonski, Kresha, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay".

8. **PETITIONS AND COMMUNICATIONS:** None
9. **REPORTS OF CITY OFFICES:** Included in Consent Agenda
10. **REPORTS OF COUNCIL COMMITTEES:** None
11. **REPORTS OF SPECIAL COMMITTEES:** None
12. **REPORTS ON LEGISLATION:** None
13. **NEW BUSINESS:**
  - 13.A. **Revised Voucher Program for Transfer Station.** City Administrator Mangiamelli explained the changes that were made in the revised voucher program and pointed out that following the pilot program, a report will be presented to the City Council for determination of whether or not to continue the program. The revised voucher program was approved as presented with a motion by Augustine-Schulte and a second by Bahr. Augustine-Schulte, Bahr, Bulkley, Jablonski, Kresha, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay".
  - 13.B. **Proposal from Eakes Office Solutions to exchange document management software for digital color copier through the National Joint Powers Alliance agreement.** Finance Director Kinnison explained the events that have transpired to date and said she feels the proposal is acceptable. Kinnison noted that requests for proposals for document management software will be re-submitted this fall. The proposal was accepted with a motion by Augustine-Schulte and a second by Reardon. Augustine-Schulte, Bahr, Bulkley, Jablonski, Kresha, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay".
  - 13.C. **Purchase of used 2003 International box truck from State of Nebraska federal surplus in the amount of \$9,500 for Fire Department HazMat team.** The purchase was approved with a motion by Reardon and a second by Bulkley. Augustine-Schulte, Bahr, Bulkley, Jablonski, Kresha, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay".
  - 13.D. **Discussion and possible action on court filing relative to Gerrard Park Trust.** City Attorney Hansen gave a brief history of how the Gerrard Park Trust originated and noted that the district court must authorize any changes to the Trust. Hansen requested approval from the council to seek authorization from the district court in order to obtain more flexibility for investing the funds. City staff was directed to proceed with the court filing



with a motion by Schilling and a second by Bulkley. Augustine-Schulte, Bahr, Bulkley, Jablonski, Kresha, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay".

- 13.E. Discussion and possible action regarding employment contract with City Administrator Joseph A. Mangiamelli as requested by Council President Bahr.** Council President Bahr requested this item be moved to the end of the agenda. This item was moved to the end of the agenda with a motion by Bahr and a second by Schilling. Augustine-Schulte, Bahr, Bulkley, Jablonski, Kresha, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay".

**14. RESOLUTIONS:**

- 14.A. Resolution No. R15-85 declaring the official intent to reimburse expenditures for constructing and equipping Phase II of the Wastewater Treatment Facility expansion in an amount not to exceed \$9,500,000.** Resolution No. R15-85 entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, DECLARING THE OFFICIAL INTENT OF THE CITY TO REIMBURSE CERTAIN EXPENDITURES FOR CONSTRUCTING AND EQUIPPING PHASE II OF THE WASTEWATER TREATMENT FACILITY EXPANSION IN AN AMOUNT NOT TO EXCEED \$9,500,000 was adopted with a motion by Bulkley and a second by Reardon. Augustine-Schulte, Bahr, Bulkley, Jablonski, Kresha, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay".

**15. ORDINANCES ON THEIR FIRST READING:**

- 15.A. Ordinance No. 15-09 approving amendments to Land Development Ordinance for the City of Columbus, Zoning Chapter addressing sexually oriented businesses.** On its first reading, Ordinance No. 15-09 entitled: AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, TO REVISE AND AMEND THE LAND DEVELOPMENT ORDINANCE, ZONING CHAPTER, ADOPTED BY ORDINANCE NO. 96-08 ON MARCH 18, 1996, AS FOLLOWS: AMENDING SECTION 3-7 "COMMERCIAL USE TYPES" TO ADD A NEW CATEGORY "SEXUALLY ORIENTED BUSINESS"; AMENDING ARTICLE FOUR "ZONING DISTRICT REGULATIONS", TABLE 4-2 "PERMITTED USES BY ZONING DISTRICT" TO INSERT THE CATEGORY "SEXUALLY ORIENTED BUSINESS" AND TO PROVIDE SEXUALLY ORIENTED BUSINESS AS A PERMITTED USE IN ZONE ML/C1 WITH SPECIAL USE PERMIT; TO PROVIDE FOR NEW SUPPLEMENTARY USE REGULATIONS WITH RESPECT TO THE NEW USE "SEXUALLY ORIENTED BUSINESS" UNDER SECTION 6-5 "SUPPLEMENTAL USE REGULATIONS, COMMERCIAL USES; BY ADDING AN ARTICLE 14 TO THE ZONING CODE ENTITLED "SEXUALLY ORIENTED BUSINESS"; TO MAKE PARAGRAPH

NUMBERING CHANGES AS REQUIRED TO ACCOMMODATE THE CHANGES SET FORTH HEREIN; REPEALING ALL ORDINANCES OR PORTIONS THEREOF IN CONFLICT HEREWITH AND PROVIDING FOR AN EFFECTIVE DATE was read by title only at this meeting. City Administrator Mangiamelli requested this ordinance be continued to the July 6, 2015, City Council meeting for a second reading to allow for public input and advanced to the July 20, 2015, City Council meeting for a final reading.

- 15.B. Ordinance No. 15-10 amending Ordinance No. 15-07 to authorize a true interest cost of the Combined Revenue Refunding Bonds, Series 2015, not to exceed 3.45 percent and amending certain parameters for such bonds.** Phil Lorenzen, D.A. Davidson & Co. and Bond Underwriter for the City of Columbus, explained the process completed to date with regard to this bond issue. Lorenzen referred to the parameters ordinance adopted in May and reported that the treasury market has since changed resulting in a savings of approximately \$775,000 as opposed to the original \$820,000 that was anticipated. Ordinance No. 15-10 was drafted to amend the parameters that were specified in Ordinance No. 15-07 in order to proceed with this transaction. Lorenzen announced that they are ready to commit with the transaction for a savings of \$814,000 which falls within the parameters of Ordinance No. 15-07 and he said Ordinance No. 15-10 can be removed from the agenda. Ordinance No. 15-10 entitled: AN ORDINANCE OF THE CITY OF COLUMBUS, NEBRASKA, AMENDING ORDINANCE NO. 15-07 TO AUTHORIZE A TRUE INTEREST COST OF THE COMBINED REVENUE REFUNDING BONDS, SERIES 2015, OF THE CITY OF COLUMBUS, NEBRASKA, OF NOT TO EXCEED 3.45% AND AMENDING CERTAIN PARAMETERS FOR SUCH BONDS; AUTHORIZING CERTAIN OTHER DOCUMENTS AND ACTIONS IN CONNECTION THEREWITH; AND PROVIDING FOR PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM was removed from the agenda with a motion by Bulkley and a second by Schilling. Augustine-Schulte, Bahr, Bulkley, Jablonski, Kresha, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay".
- 16. ORDINANCES ON THEIR SECOND READING:** None
- 17. ORDINANCES ON THEIR THIRD READING:** None
- 18. CONSIDERATION OF PAYROLL AND BILLS ON FILE - Payroll and all other bills included in Consent Agenda:**
- 18.A. ARL Credit Services and Reardon Lawn & Garden, Inc.** ARL Credit Services - Service \$410.36; Reardon Lawn & Garden, Inc. - Service \$863.46. TOTAL \$1,273.82. 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. Council Members Jablonski and Reardon were allowed to abstain from voting on this agenda item and the rules requiring them to leave the Council Chambers during discussion and vote were suspended with a motion by Bahr and a second by Lohr. Augustine-Schulte, Bahr, Bulkley, Kresha, Lohr, and Schilling voted "Aye" and none voted "Nay". Jablonski and Reardon abstained from voting. The bills were approved with a motion by Bahr and a second by Lohr. Augustine-Schulte, Bahr, Bulkley, Kresha, Lohr, and Schilling voted "Aye" and none voted "Nay". Jablonski and Reardon abstained from voting.

**19. UNFINISHED BUSINESS:** None

**13.E. Discussion and possible action regarding employment contract with City Administrator Joseph A. Mangiamelli as requested by Council President Bahr.** Following a motion by Bahr and a second by Augustine-Schulte, that the City Council go into closed session at 8:38 with the subject matter to be discussed in closed session to be evaluation of the job performance of a person, specifically discussion and possible action regarding employment contract with City Administrator Joseph A. Mangiamelli; and the reason for going into closed session to be the prevention of needless injury to the reputation of an individual; with Mayor Moser to be included in the closed session. Mayor Moser stated that Council President Bahr made a motion to go into closed session at this time; the subject matter to be discussed in the closed session shall be evaluation of the job performance of a person, specifically discussion and possible action regarding employment contract with City Administrator Joseph A. Mangiamelli; the reason for going into closed session is for the prevention of needless injury to the reputation of an individual; Mayor Moser will be included in the closed session. Augustine-Schulte, Bahr, Bulkley, Jablonski, Kresha, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay". Mayor Moser stated that the City Council voted to go into closed session at this time; the subject matter to be discussed in closed session shall be evaluation of the job performance of a person, specifically discussion and possible action regarding employment contract with City Administrator Joseph A. Mangiamelli; the reason for going into closed session is for the prevention of needless injury to the reputation of an individual; Mayor Moser will be included in the closed session. The City Council exited closed session at 8:56 p.m. with a motion by Bulkley and a second by Augustine-Schulte. Augustine-Schulte, Bahr, Bulkley, Jablonski, Kresha, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay".

**20. ADJOURNMENT:** The meeting was adjourned at 8:56 p.m. with a motion by Bulkley and a second by Schilling. Augustine-Schulte, Bahr, Bulkley, Jablonski, Kresha, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay".

Presented and approved this 6 day of July, 2015.

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MAYOR

ATTEST:

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CITY CLERK