

A regular meeting of the Mayor and City Council of the City of Columbus, Nebraska, was convened in open and public session on November 16, 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, Jim Bulkley, Rich Jablonski, Dennis Kresha, John Lohr, Terry Reardon, and Ron Schilling. Council Member Charlie Bahr was absent and excused. City staff members included City Attorney Neal Valorz, City Administrator Joe Mangiamelli, City Clerk Janelle Kline, City Engineer Rick Bogus, Finance Director Anne Kinnison, Police Chief William Gumm, Public Works Director Greg McCaffery, and Library Director Drew Brookhart.
2. **PRAYER:** Bulkley led in prayer.
3. **NATIONAL ANTHEM AND PLEDGE OF ALLEGIANCE:** Moser invited all to join in the National Anthem and Pledge of Allegiance.
4. **CONSENT AGENDA:** 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 Bulkley and a second by Schilling. Augustine-Schulte, Bulkley, Jablonski, Kresha, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay". Bahr was absent.
 - 4.A. **Minutes of November 2, 2015, City Council meeting.**
 - 4.B. **Resolution No. R15-132 reaffirming city's intent to provide or expand municipal solid waste collection service.** Resolution No. R15-132 is entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, REAFFIRMING ITS INTENT TO PROVIDE OR EXPAND MUNICIPAL SOLID WASTE COLLECTION SERVICE (WHETHER BY USE OF MUNICIPAL EMPLOYEES AND EQUIPMENT OR

BY CONTRACT) IN AN AREA WHERE THE COLLECTION OF SOLID WASTE HAS BEEN PROVIDED BY A PRIVATE ENTITY PRIOR TO THE COMMENCEMENT OF SUCH SERVICE BY THE MUNICIPALITY.

- 4.C. Resolution No. R15-133 approving acquisition contract and temporary easement with Jerome and Janet Kneifel in the amount of \$150 in conjunction with 3 Avenue and 18 Avenue viaducts.** Resolution No. R15-133 is entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, APPROVING THE LOCAL POLITICAL SUBDIVISION ACQUISITION CONTRACT WITH JEROME J. KNEIFEL AND JANET M. KNEIFEL, HUSBAND AND WIFE, AS JOINT TENANTS AND NOT AS TENANTS IN COMMON, IN THE AMOUNT OF \$150, WITH RESPECT TO LOT 5 AND THE WEST 36 FEET OF LOT 6, BLOCK 76, ORIGINAL CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA, LYING SOUTH OF THE UNION PACIFIC RAILROAD RIGHT-OF-WAY AND SPECIFICALLY A TEMPORARY EASEMENT FOR CONSTRUCTION PURPOSES BEING THE EAST 10 FEET OF THE WEST 38 FEET AND THE NORTH 15 FEET OF THE WEST 13 FEET OF THE EAST 28 FEET OF THE ABOVE-DESCRIBED REMNANT OF SAID LOT 5, CONTAINING 1,026 SQUARE FEET (0.02 ACRES) MORE OR LESS AND ALSO INCLUDING THE NORTH 15 FEET OF THE EAST 27 FEET OF THE ABOVE-DESCRIBED REMNANT OF SAID LOT 6, CONTAINING 405 SQUARE FEET (0.01 ACRES) MORE OR LESS, FOR THE PURPOSE OF THE 3 AVENUE AND 18 AVENUE VIADUCT PROJECTS.
- 4.D. Resolution No. R15-134 approving submittal of contract extension request to Nebraska Department of Economic Development to extend completion date to November 29, 2016, for Community Development Block Grant No. 14-CR-006.** Resolution No. R15-134 is entitled: 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 29, 2016, FOR GRANT 14-CR-006.
- 4.E. Resolution No. R15-135 authorizing payment of various improvement projects.** Resolution No. R15-135 is entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, TO AUTHORIZE AND DIRECT THAT A CHECK BE ISSUED AND MADE PAYABLE TO THE RESPECTIVE CONTRACTOR(S) FOR LABOR, EQUIPMENT, AND MATERIALS FURNISHED FOR IMPROVEMENTS IN THE FOLLOWING DESIGNATED DISTRICTS AND PROJECTS WITHIN THE CITY OF COLUMBUS, ALL AS SET FORTH ON THE ATTACHED CERTIFICATES OF PROGRESS PREPARED BY THE RESPECTIVE SPECIAL ENGINEER, TO WIT: B-D CONSTRUCTION INC. – 2015 CONCRETE PAVING IMPROVEMENTS \$20,230.00; B-D CONSTRUCTION

INC. – 2015 CONCRETE PAVING IMPROVEMENTS \$75,888.28; GEHRING CONSTRUCTION & READY MIX CO., INC. - DISCOVERER ADDITION INFRASTRUCTURE \$13,921.77; GEHRING CONSTRUCTION & READY MIX CO., INC. - DISCOVERER SITE IMPROVEMENTS \$1,187.50; GEHRING CONSTRUCTION & READY MIX CO., INC. – 2015 PAVING IMPROVEMENTS \$147,421.50; ERIKSEN CONSTRUCTION CO., INC. - PHASE 2 WASTEWATER TREATMENT FACILITY \$1,035,851.96.

4.F. Reappointment of Rich Jablonski, John Lohr, and Ron Schilling to Joint City/County Committee for one-year terms.

4.G. Finance Department reports.

4.H. Payroll and bills on file. 11/20/15 Payroll \$516,784.02; 12/04/15 Payroll 538,340.15; A C & L Sprinklers Plus – Service 55.00; A to Z Messaging – Service 95.00; Ace Hardware & Garden Center – Supplies 909.57; Donald D Adkisson – Pension 609.00; Advance Auto Parts – Supplies 21.98; Ag Spray Equipment – Supplies 413.49; AJ Bloebaum Electric LLC – Service 1,266.69; Alamar Uniforms – Supplies 531.98; Altec Industries, Inc. – Service 3,678.66; Amazon – Supplies 322.92; American Water Works Association – Membership 1,738.00; Aqua-Chem, Inc. – Chemicals 527.80; AS Central Services – Service 704.00; Asphalt & Concrete Materials – Supplies 1,495.78; Automated Drive Systems LLC – Service 2,240.00; AVI Systems, Inc. – Council Chambers Video System 19,567.00; Awards & Engraving – Supplies 13.75; B-D Construction, Inc. – 2015 Concrete Paving Improvements 96,118.25; Beard-Warren Heating & Air Conditioning – Service 318.17; Kendra Becker – Supplies 21.38; Behlen Towing LLC – Service 400.00; Big Red Printing – Supplies 122.94; Big Red Sanitation – Service 220.00; Bissell Hose Company – Expenses 132.93; Carroll A Bisson – Pension 716.51; Black Hills Energy – Utilities 936.24; Frank J Blahak Jr – Pension 762.00; Richard Bogus – Expenses 334.15; BOK Financial – Bond Payment 141,623.81; Bomgaars – Supplies 598.59; Bound Tree Medical LLC – Supplies 25.40; Brown Traffic Products, Inc. – Supplies 750.00; Bryan Rock Products, Inc. – Supplies 6,735.59; Burress Advisory Group LLC – Service 981.25; Capri Inn & Suites – Lodging 399.95; Cat's Pro Mow – Service 250.00; Cavendish Square – Supplies 23.48; Center Point Large Print – Supplies 241.36; Central Parts & Machine – Supplies 1,503.33; Central Valley Ag Cooperative – Supplies 1,703.05; Century Link – Utilities 410.39; Cherry Hill Company – Service 4,950.00; Cinco Books – Supplies 592.31; City of Columbus – Utilities 114.14; City of Norfolk – Service 80.00; Club Prophet Systems – Service 90.00; Jodi Cole – Expenses 20.00; Columbus Area Chamber of Commerce – Supplies 1,280.00; Columbus Carpet – Supplies 233.00; Columbus Community Hospital – Service/Supplies 1,613.18; Columbus Custom Embroidery – Supplies 624.81; Columbus Family Resource Center – Lease Payment 6,800.00; Columbus Noon Lions – Expenses 77.29; Columbus Steel Supply – Supplies 157.22; Columbus

Telegram – Publications 1,739.91; Columbus Tire & Service – Service 2,885.66; Commonwealth Electric Co. – Service 1,037.35; Community Internet – Service 30.00; Connecting Point/Radio Shack – Supplies 59.48; Karen Connell – Expenses 217.80; Consolidated Management Co. – Meals 142.75; Consolidated Water Solutions – Chemicals 4,700.00; J P Cooke Company – Supplies 575.36; Cornhusker International Trucks, Inc. – Service 4,202.27; Cornhusker Marriott Hotel – Lodging 783.00; Cornhusker Public Power District – Utilities 937.82; Cover One – Supplies 517.00; Creative Product Sourcing – Supplies 941.43; Culligan of Columbus – Supplies 437.79; Monte & Jill Dahlke – Easement 200.00; DHHS – Training 49.00; Dignity – Advertising 735.00; Downtown Business Association – Supplies 150.00; Dultmeier Sales LLC – Salt Brine Plant 14,745.38; Douglas Dunbar – Contract 5,391.00; Douglas Dunbar – Commissions 2,441.63; Douglas Dunbar – Expenses 461.52; Eakes Office Solutions – Supplies 2,232.81; Robin Efta – Expenses 66.36; Electrical Engineering & Equipment Co. – Supplies 161.95; Electronic Engineering – Service 990.71; Eller Heating Air Conditioning & Plumbing LLC – Service 423.85; Enterprise Electric CO/CED – Supplies 29.50; Eriksen Construction Co., Inc. – Wastewater Treatment Facility Improvements 1,035,851.96; Heidi Evans – Refund 27.40; Fastenal Company – Supplies 777.19; Ferrellgas LP – Supplies 147.70; First National Bank & Trust Company – Service 174.08; First National Bank Omaha – Expenses 9,943.54; S A Foster Lumber Company – Supplies 18.69; Frontier – Utilities 4,539.46; Frontier Communications – Utilities 209.03; Gaeth Pest Control Services, Inc. – Service 257.00; Gale – Supplies 513.56; Galls – Supplies 75.44; Gehring Construction & Ready-Mix Company – Discoverer Addition Infrastructure 13,921.77; Gehring Construction & Ready-Mix Company – Discoverer Site Improvements 1,187.50; Gehring Construction & Ready-Mix Company – 2015 Paving Improvements 147,421.50; Gehring Construction & Ready-Mix Company – Supplies 326.40; Gempler's – Supplies 236.70; General Traffic Controls, Inc. – Supplies 227.90; Gerhold Concrete Company – Supplies 3,193.23; Great Plains Communications – Service 320.00; Greenkeeper Co., Inc. – Supplies 2,725.00; Annette Griffith – Expenses 132.25; GTM Sportswear – Supplies 407.00; Hach Company – Supplies 4,911.90; Hadley-Braithwait Company – Supplies 468.70; B J Harris, Inc. – Supplies 493.74; Hawkins, Inc. – Chemicals 3,566.66; HDR Engineering, Inc. – Wastewater Treatment Facility Improvements 67,484.80; HDR Engineering, Inc. – New Transfer Station 1,038.80; Heartland Natural Gas – Utilities 1,003.23; Dean Hefti – Expenses 54.81; Samantha Higgins – Expenses 34.02; HOA Solutions, Inc. – Supplies 847.87; Hobby Lobby – Supplies 15.14; Hometown Leasing – Supplies 225.07; Mark S Howerter MD – Contract 534.00; Brad Hruska – Expenses 19.03; Humphrey Democrat – Subscription 26.00; Hy-Vee, Inc. – Supplies 798.06; Hydraulic Equipment Service – Supplies 200.04; Impact Telecom – Utilities 51.65; Indoff Incorporated – Supplies 55.94; Ingram Library Services, Inc. – Supplies 8,234.25; Intelliride – Service 800.00; Jackson Services, Inc. – Supplies 4,156.77; Randy Janicek – Expenses 713.29; Terrance Janicek – Expenses

311.10; Jerry's Trailers & Campers, Inc. – Supplies 19.24; John Deere Financial – Service 10,935.50; Dale Johnson Trucking – Supplies 2,976.65; Kelly Supply Company – Supplies 3,303.11; Kelli Keyes – Expenses 24.39; Anne Kinnison – Expenses 264.50; Kirkham Michael – Railroad Water Main Replacement 907.00; Jerome J & Janet M Kneifel – Easement 150.00; Francis Kuehler – Expenses 204.17; Lakeview Small Engine, Inc. – Supplies 152.92; LARM – Insurance 2,122.00; LaRue Distributing, Inc. – Supplies 97.01; League of Nebraska Municipalities – Membership 476.00; Lied Lodge & Conference Center – Lodging 952.00; Pete Lien & Sons, Inc. – Chemicals 4,822.90; Lincoln Journal Star – Subscription 673.20; Lincoln Winwater Works – Supplies 4,237.00; Logan Contractors Supply, Inc. – Supplies 5,624.80; Loup Power District – Utilities 96,296.52; Lucity, Inc. – Software License 15,654.31; M & L, Inc. – Contract 3,450.55; Mail Prep, Etc. – Postage 302.90; The Mailbox – Postage 151.16; Marley's Electric, Inc. – Service 868.98; Matt Friend Truck Equipment – Salt Spreader/Supplies 4,775.00; McIntire Management Group – Supplies 214.60; Mead Lumber Co. – Supplies 20.00; Menards – Supplies 1,595.03; Mid Con Systems, Inc. – Supplies 98.00; Mid-American Research Chemical – Supplies 313.00; Mid-Iowa Solid Waste Equipment Co., Inc. – Supplies 3,504.36; Midwest Glass Service, Inc. – Service 100.00; Midwest Laboratories, Inc. – Service 449.25; Midwest Marketing Services – Supplies 105.00; Midwest Service & Sales Co. – Supplies 1,129.00; Midwest Tape LLC – Supplies 437.13; Midwest Turf & Irrigation – Supplies 521.32; Mike's Towing – Service 1,317.21; Patrick L Miller – Expenses 328.86; Motion Industries, Inc. – Supplies 7.72; Shane Mueller – Service 146.50; Mueller Sprinklers – Supplies 13.86; Todd Muhle & Martha Kyle – Payment 1,325.00; Todd Muhle & Martha Kyle – Leasehold Interest 100.00; Municipal Supply, Inc. – Supplies 1,663.20; Nebraska Environmental Products – Supplies 1,740.07; Nebraska Fire Sprinkler Corp. – Service 260.00; Nebraska Harvestore Systems – Supplies 130.19; Nebraska Law Enforcement Training Center – Training 530.00; Nebraska Lions Foundation – Training 213.56; Nebraska Municipal Fire Chiefs Association – Membership 50.00; Nebraska Public Health Environmental Laboratory – Service 3,002.00; Nebraska Title Company – Viaduct Acquisition 62,769.50; Nebraska-Iowa Industrial Fasteners Corp. – Supplies 88.67; Newman Traffic Signs – Supplies 428.45; Newsbank, Inc. - Subscription 1,923.00; Niemann's Port-A-Pot – Service 40.00; Northeast Nebraska Economic Development District – Grants 6,477.00; Northeast Nebraska Solid Waste Coalition – Landfill Disposal 46,656.76; O'Reilly Automotive, Inc. – Supplies 306.45; Occupational Health Services – Service 5,091.00; OCLC, Inc. – Service 559.21; Officenet – Supplies 117.33; One Call Concepts, Inc. – Service 267.80; One Source – Service 44.00; Overturf Electric Motors – Service 290.00; Paragon Consulting Services – Service 3,047.50; The Parts Bin – Supplies 399.55; Peerless Wiping Cloth – Supplies 253.20; Bobby Pensick – Expenses 250.00; Petty Cash – Expenses 273.46; Alan Pickrel – Expenses 13.87; Platte County – Contract 2,833.00; Bill Podraza – Service 600.00; Pollard Water #3325 – Supplies 1,408.81; Presto-X-Company – Service

134.69; Quill Corporation – Supplies 124.99; Ralston Advertising – Supplies 334.45; Ramada Columbus River's Edge Convention Center – Meals 112.45; RDO Truck Centers – Supplies 146.76; Recorded Books LLC – Supplies 1,608.00; Redstone Veterinary Clinic – Service 143.03; Reeder's 11th Street Pub & Grub – Grant 4,027.48; Rueter's – Supplies 11.57; Ryan Sabata – Expenses 108.09; Sackett Electric – Service 74.60; Sapp Bros Columbus, Inc. – Fuel 320.38; Sapp Bros Petroleum, Inc. – Fuel 16,345.69; Melissa Sargent – Expenses 8.63; Chuck Saunders – Refund 125.00; Schieffer Signs, Inc. – Supplies 24.00; Schneider's O K Tire Company – Lease Payment 35.00; Herb Schultz – Expenses 31.00; Security Equipment, Inc. – Service 1,320.00; Mary Seidel – Supplies 6.66; Servicemaster by Kudron – Supplies 199.53; Servicemaster By Shevlin – Service 2,034.00; Shevlin Supply – Supplies 584.68; Sipple, Hansen, Emerson & Schumacher – Service 4,148.23; Skillpath Seminars – Supplies 63.80; Smith Fertilizer Grain – Supplies 5,219.63; Don Soulliere – Expenses 290.47; Stanley Petroleum Maintenance, Inc. – Service 826.05; State of Nebraska Department of Revenue – Sales Tax 40,406.04; Gene Steffy Ford – Service 53.47; Stericycle, Inc. – Service 986.50; Sunbelt Rentals, Inc. – Supplies 105.90; Sungard Public Sector User's Group, Inc. – Membership 195.00; Supplyworks – Supplies 91.23; T & L Services – Service 525.00; T-Bone Fuel Delivery – Fuel 9,498.42; Tighton Fastener & Supply, Inc. – Supplies 1,656.49; Tire Outlet, Inc. – Service 538.00; TM Cleaning – Service 250.00; Totalfunds by Hasler – Postage 1,000.00; Tri County Truck Repair – Service 140.86; Tri-City Sign Company – Service 550.00; Truck Center Companies – Service 1,049.66; Todd Tuls – Refund 125.00; Turfwerks – VanBerg Tow Type Seeder 15,475.00; Tworek Welding & Repair – Service 144.00; U & I Sanitation – Service 91.25; U S Bank – Expenses 1,326.94; Ultra Graphics – Supplies 151.51; United States Post Office – Postage 2,257.67; USDA, APHIS – Service 2,524.13; Van Diest Supply Company – Chemicals 19,085.50; Verizon Wireless – Utilities 2,171.08; Volkman Plumbing & Heating, Inc. – Service 346.17; Opal Wagner – Payment 390.00; Walmart Community – Supplies 1,013.66; Waste Connections of Nebraska – Service 314.89; Wellness Council of America – Supplies 15.20; West Point Implement of Columbus – Supplies 538.98; Wingate by Wyndham – Lodging 1,699.15; Wunderlich's Catering – Meals 1,054.61; Zee Medical Service – Supplies 360.60; 3M – Service 1,890.00. TOTAL \$3,186,567.01.

5. **APPROVAL OF MINUTES:** Included in Consent Agenda
6. **SPECIAL PRESENTATIONS:** None
7. **PUBLIC HEARINGS:**
- 7.A. **Application of Jim Hellbusch for the final plat and subdivision agreement of Jim Hellbusch First Subdivision, located at 33 Avenue and Lost Creek Parkway.** The public hearing was continued to December 21, 2015, at 7 p.m. with a motion by Bulkley and a second by Schilling.

Augustine-Schulte, Bulkley, Jablonski, Kresha, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay". Bahr was absent.

7.B. Second public hearing on application to Nebraska Department of Economic Development for Community Development Block Grant No. 13-CR-006 for comprehensive revitalization. No public testimony was heard. The public hearing closed with a motion by Bulkley and a second by Lohr. Augustine-Schulte, Bulkley, Jablonski, Kresha, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay". Bahr was absent.

7.C. Consider authorization of acquisition of interests in various tracts of real property by purchase or eminent domain for lift station projects. No public testimony was heard. The public hearing closed with a motion by Bulkley and a second by Kresha. Augustine-Schulte, Bulkley, Jablonski, Kresha, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay". Bahr was absent.

7.C.1. Resolution No. R15-136 authorizing acquisition of interests in various tracts of real property by purchase or eminent domain for lift station projects. Resolution No. R15-136 entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, AUTHORIZING THE ACQUISITION OF INTERESTS IN VARIOUS TRACTS OF REAL ESTATE BY PURCHASE OR BY EMINENT DOMAIN FOR CONSTRUCTION OF LIFT STATION #1 AND LIFT STATION #5 AND A SEWER MAIN TO LIFT STATION #5. SAID INTERESTS ARE IN PROPERTIES DESCRIBED AS FOLLOWS, TO-WIT: A TRACT OF LAND FOR SEWER MAIN TO LIFT STATION #5 COMMENCING AT THE SOUTHEAST CORNER OF THE SW 1/4 OF SECTION 15, T17N, R1E OF THE 6TH P.M., PLATTE COUNTY, NEBRASKA, AND ASSUMING THE SOUTH LINE OF SAID SW 1/4 TO HAVE A BEARING OF S 89°50'29" W; THENCE S 89°50'29" W AND ON SAID SOUTH LINE, 259.00 FEET; THENCE N 00°09'31" W, 60.00 FEET, TO THE POINT OF BEGINNING, SAID POINT ALSO BEING ON THE NORTH RIGHT-OF-WAY LINE OF HIGHWAY NO. 30, THENCE N 00°09'31" W, 16.01 FEET; THENCE S 78°33'49" W, 81.89 FEET, TO A POINT ON SAID NORTH LINE; THENCE N 89°50'29" E, AND ON SAID NORTH LINE; 80.31 FEET, TO THE POINT OF BEGINNING; AND A TRACT OF LAND FOR LIFT STATION #5 LOCATED IN THE W 1/2, SE1/4 OF SECTION 15, T17N, R1E OF THE 6TH P.M., PLATTE COUNTY, NEBRASKA, AND IN PART OF SCHMIDT SUBDIVISION, A SUBDIVISION IN PART OF THE W 1/2, SE 1/4 OF SECTION 15, T17N, R1E OF THE 6TH P.M., PLATTE COUNTY, NEBRASKA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHEAST CORNER OF SCHMIDT SUBDIVISION, A SUBDIVISION OF THE W 1/2 OF THE SE 1/4 OF SECTION 15, T17N, R1E OF THE 6TH P.M., PLATTE COUNTY, NEBRASKA, SAID POINT ALSO BEING ON THE NORTH RIGHT-OF-WAY LINE OF HIGHWAY NO. 30 AND ASSUMING THE SOUTH LINE OF SAID

SUBDIVISION TO HAVE A BEARING OF S 89°50'19" W; THENCE S 89°50'19" W AND ON THE NORTH RIGHT-OF-WAY LINE OF HIGHWAY NO. 30, 115.03 FEET, TO A POINT ON THE WEST LINE, W 1/2, SE 1/4 OF SAID SECTION 15; THENCE N 00°09'41" W AND ON SAID WEST LINE, 20.00 FEET; THENCE N 90°00'00" E, 30.00 FEET; THENCE N 41°53'18" E, 67.60 FEET; THENCE N 90°00'00" E, 40.00 FEET, TO A POINT ON THE EAST LINE OF SAID SCHMIDT SUBDIVISION; THENCE S 00°02'35" W AND ON SAID EAST LINE, 10.00 FEET; THENCE N 89°50'19" E, 135.00 FEET; THENCE S 00°00'00" E, 60.00 FEET, TO A POINT ON THE NORTH RIGHT-OF-WAY OF HIGHWAY NO. 30, THENCE S 89°50'19" W AND ON SAID NORTH LINE, 135.05 FEET, TO THE POINT OF BEGINNING, CONTAINING 0.31 ACRES, MORE OR LESS; AND A TRACT OF LAND FOR LIFT STATION #1 LOCATED IN THE SE 1/4, SW 1/4 OF SECTION 28, T17N, R1E OF THE 6TH P.M., PLATTE COUNTY, NEBRASKA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER, SW 1/4, SW 1/4 OF SECTION 28, T17N, R1E OF THE 6TH P.M., PLATTE COUNTY, NEBRASKA, AND ASSUMING THE WEST LINE OF SAID SW 1/4, SW 1/4 TO HAVE A BEARING OF S 00°03'30" E; THENCE S 00°03'30" E AND ON SAID WEST LINE, 31.84 FEET, TO THE POINT OF BEGINNING, SAID POINT BEING ON THE SOUTH RIGHT-OF-WAY LINE OF SOUTH 5 STREET; THENCE EASTERLY AND ON SAID SOUTH LINE, 163.48 FEET; THENCE SOUTHERLY AND PARALLEL TO SAID WEST LINE, SW 1/4, SW 1/4, 337.66 FEET; THENCE WESTERLY, 163.42 FEET TO A POINT ON THE WEST LINE OF SAID SW 1/4, SW 1/4, SAID POINT BEING 372.86 FEET SOUTH OF THE NORTHWEST CORNER OF SAID SW 1/4, SW 1/4; THENCE NORTH AND ON SAID WEST LINE, SW 1/4, SW 1/4, 341.02 FEET, TO THE POINT OF BEGINNING, CONTAINING 1.27 ACRES, MORE OR LESS was adopted with a motion by Schilling and a second by Bulkley. Augustine-Schulte, Bulkley, Jablonski, Kresha, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay". Bahr was absent.

7.D. Consider authorization of acquisition of interests in various tracts of real property by purchase or eminent domain for construction of 12 Avenue viaduct. No public testimony was heard. The public hearing closed with a motion by Bulkley and a second by Schilling. Augustine-Schulte, Bulkley, Jablonski, Kresha, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay". Bahr was absent.

7.D.1. Resolution No. R15-137 authorizing acquisition of interests in various tracts of real property by purchase or eminent domain for construction of 12 Avenue viaduct. Resolution No. R15-137 entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, AUTHORIZING THE ACQUISITION OF THE FOLLOWING REAL PROPERTY, BY PURCHASE OR EMINENT DOMAIN FOR CONSTRUCTION OF THE 12 AVENUE VIADUCT, TO WIT: ALL OF THE N

1/2 OF LOTS 1 AND 2, BLOCK 106, ORIGINAL CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA, EXCEPT THE WEST 48 FEET OF THE N 1/2 OF LOT 2 was adopted with a motion by Kresha and a second by Reardon. Augustine-Schulte, Bulkley, Jablonski, Kresha, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay". Bahr was absent.

7.D.2. Resolution No. R15-138 approving acquisition contract with Opal M. Wagner in the amount of \$62,769.50 and moving expenses in the amount of \$390 in conjunction with 12 Avenue viaduct. Resolution No. R15-138 entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, APPROVING THE LOCAL POLITICAL SUBDIVISION TOTAL ACQUISITION CONTRACT-INDIVIDUAL WITH OPAL M. WAGNER, A SINGLE PERSON, IN THE AMOUNT OF \$62,769.50, WITH RESPECT TO ALL OF THE NORTH 1/2 OF LOTS 1 AND 2, BLOCK 106, ORIGINAL CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA, EXCEPT THE WEST 48 FEET OF THE NORTH 1/2 OF LOT 2, AND MOVING EXPENSES IN THE AMOUNT OF \$390, FOR THE PURPOSE OF THE 12 AVENUE VIADUCT PROJECT was adopted with a motion by Jablonski and a second by Kresha. Augustine-Schulte, Bulkley, Jablonski, Kresha, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay". Bahr was absent.

7.D.3. Resolution No. R15-139 approving acquisition contract and leasehold interest with Todd Muhle and Martha Kyle in the amount of \$100 and moving expenses in the amount of \$1,325 in conjunction with 12 Avenue viaduct. Resolution No. R15-139 entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, APPROVING THE LOCAL POLITICAL SUBDIVISION ACQUISITION CONTRACT-LEASEHOLD INTEREST WITH TODD F. MUHLE AND MARTHA G. KYLE, IN THE AMOUNT OF \$100, WITH RESPECT TO ALL OF THE NORTH 1/2 OF LOTS 1 AND 2, BLOCK 106, ORIGINAL CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA, EXCEPT THE WEST 48 FEET OF THE NORTH 1/2 OF LOT 2, AND MOVING EXPENSES IN THE AMOUNT OF \$1,325, FOR THE PURPOSE OF THE 12 AVENUE VIADUCT PROJECT was adopted with a motion by Reardon and a second by Jablonski. Augustine-Schulte, Bulkley, Jablonski, Kresha, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay". Bahr was absent.

- 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. **Quote from Layne Christensen Co. in the amount of \$20,700.45 for the purchase and installation of three variable frequency drives for groundwater extraction and treatment system wells.** McCaffery noted that the quote includes freight and there is a one-year warranty on the variable frequency drives. The quote was accepted with a motion by Bulkley and a second by Kresha. Augustine-Schulte, Bulkley, Jablonski, Kresha, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay". Bahr was absent.

13.B. **Comments from Mayor and City Council Members.** Kresha congratulated the Scotus football coach and team on a successful season and wished them good luck at the state tournament. Mayor Moser reported that he had the opportunity to meet with Captain Ed Higgins, the great-nephew of Andrew Jackson Higgins, and said their discussion will be presented at a future Mayor's Round Table.

14. **RESOLUTIONS:**

14.A. **Resolution No. R15-140 approving agreement with JEO Consulting Group, Inc. for construction engineering services in an amount not to exceed \$319,294 for Loup River Levee recertification project.** Resolution No. R15-140 entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, APPROVING AGREEMENT WITH JEO CONSULTING GROUP, INC., IN AN AMOUNT NOT TO EXCEED \$319,294 FOR CONSTRUCTION ENGINEERING SERVICES FOR THE COLUMBUS LEVEE-CONSTRUCTION PHASE SERVICES PROJECT; A COPY OF WHICH IS ATTACHED HERETO AND INCORPORATED HEREIN; TO AUTHORIZE THE MAYOR TO EXECUTE THE SAME; AND TO REPEAL ALL RESOLUTIONS OR PORTIONS THEREOF IN CONFLICT HERewith was adopted with a motion by Bulkley and a second by Reardon. Augustine-Schulte, Bulkley, Jablonski, Kresha, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay". Bahr was absent.

14.B. **Resolution No. R15-141 approving agreement with Terracon Consultants, Inc. for quality assurance material testing services in the amount of \$86,438 for Loup River Levee recertification project.** Resolution No. R15-141 entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, APPROVING AGREEMENT WITH TERRACON CONSULTANTS, INC., IN THE AMOUNT OF \$86,438 FOR QUALITY ASSURANCE MATERIAL TESTING SERVICES, COLUMBUS LEVEE IMPROVEMENTS, A COPY OF WHICH IS ATTACHED HERETO AND INCORPORATED HEREIN; TO AUTHORIZE THE MAYOR

TO EXECUTE THE SAME; AND TO REPEAL ALL RESOLUTIONS OR PORTIONS THEREOF IN CONFLICT HERewith was adopted with a motion by Lohr and a second by Bulkley. Augustine-Schulte, Bulkley, Jablonski, Kresha, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay". Bahr was absent. Bogus reported that the city has received a permit from the Army Corps of Engineers and the agreements with JEO Consulting Group and Terracon Consultants will allow the city to move forward with the recertification project.

15. **ORDINANCES ON FIRST READING:** None
16. **ORDINANCES ON SECOND READING:** None
17. **ORDINANCES ON 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 \$245.35; Reardon Lawn & Garden, Inc. - Service \$575.93. TOTAL \$821.28. 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. 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. Jablonski was allowed to abstain from voting on this agenda item and the rules requiring him to leave the Council Chambers during discussion and vote were suspended with a motion by Bulkley and a second by Schilling. Augustine-Schulte, Bulkley, Kresha, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay". Jablonski abstained and Bahr was absent. The bill for ARL Credit Services was approved with a motion by Bulkley and a second by Schilling. Augustine-Schulte, Bulkley, Kresha, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay". Jablonski abstained and Bahr was absent. Reardon was allowed to abstain from voting on this agenda item and the rules requiring him to leave the Council Chambers during discussion and vote were suspended with a motion by Bulkley and a second by Schilling. Augustine-Schulte, Bulkley, Jablonski, Kresha, Lohr, and Schilling voted "Aye" and none voted "Nay". Reardon abstained and Bahr was absent. The bill for Reardon Lawn & Garden, Inc. was approved with a motion by Bulkley and a second by Augustine-Schulte. Augustine-Schulte, Bulkley, Jablonski, Kresha, Lohr, and Schilling voted "Aye" and none voted "Nay". Reardon abstained and Bahr was absent.
19. **UNFINISHED BUSINESS:** None

- 20. ADJOURNMENT:** The meeting was adjourned at 7:24 p.m. with a motion by Bulkley and a second by Kresha. Augustine-Schulte, Bulkley, Jablonski, Kresha, Lohr, Reardon, and Schilling voted "Aye" and none voted "Nay". Bahr was absent.

Presented and approved this 7 day of December, 2015.

MAYOR

ATTEST:

CITY CLERK