

Minutes of Council Meeting
City of Minden, Nebraska
April 21, 2014
6:00 p.m.



The City Council of the City of Minden, Nebraska, met on this day at 6:00 p.m. in regular session in the Council Chambers, pursuant to advance notice of said meeting simultaneously transmitted to all members of the Council and to the public as shown by the copy thereof posted in the Minden City Hall, Outside the Minden City Hall, First Bank & Trust Co., Minden Exchange Bank & Trust Co., and the Post Office. A copy of the notice is on file in the office of the City Clerk.

Mayor Jones called the meeting to order at 6:00 p.m. The following City Council members were present: Larry Evans, Teresa Sumstine, and Ted Griess. The following City Council members were absent: Lathan Thompson. The following City Officials were present: Mayor Roger Jones, City Administrator Matthew Cederburg, City Attorney Tom Lieske and City Clerk Abbey Jordan.

All proceedings hereinafter were taken while the convened meeting was open to the attendance of the Public.

After roll was called, Mayor Jones led those in attendance in the Pledge of Allegiance.

Mayor Jones next made the following statement:

“Pursuant to the Open Meetings Act and Public Records Law Requirements a current copy of the Open Meetings Act is posted for public inspection on the door located in the back of the Council Chambers. In addition, for public inspection, there is located on the table to the south of the chairs in the Council Chambers, a copy of the Council packet that was distributed to the members of the Council prior to this meeting.”

“The City Council will take public comments on an agenda item, if it is deemed necessary, before the Council begins discussion of the agenda item.”

The following items were listed under the agenda item “consent agenda” for this meeting: a. Consider Approval of Minutes of Previous City Council Meeting (s) b. Consider Approval of Bills & Claims for this Council Meeting. c. Consider Reports that are Enclosed in the Council Packets for This Council Meeting.

The following bills and claims were submitted for approval under the “consent agenda” and are on file in the office of the City Clerk.

A-1 Heating Av Inc 308.85, All American Sewer/Drain 875.00, Baker & Taylor 28.27, Better Homes & Gardens 9.99, Big John's Ford, Inc 226.99, G. Cenage 70.82, Central Hydraulic Systems 397.70 Charter Communications 999.87, C. Koch 70.00, City Of Holdrege Landfill 3,753.24, Cooperative Producers, Inc. 38.00, Digital Ally 6,245.00, Electric Pump 21,900.93, Ems Billing 491.74, Total Funds By Hasler 429.00, The Hastings Tribune 40.51, Hd Supply Waterworks, Ltd 941.40, In Style Magazine 20.00, Innovative Pharmacists Inc 334.27, Intellicom Computer Consulting 1,638.29, Island Supply Welding Co 32.30, Krull Agency Of Minden, Inc.

121,188.00, M. Cederburg 173.71, Microfilm Imaging Systems 236.30, Minden Hardware 22.74, Minden Lumber & Concrete Co. 61.52, Minden Office Supply, Inc 191.57, Napa Auto Parts 503.00, Nebraska Library Commission 500.00, Nebraska Municipal Power Pool 1,541.13, Nebraska Public Power District 151,101.59, Ne Public Power District 7,005.07, N T & T 80.50, Olsson Associates 5,017.50, Pepsi Cola Bottling Company 54.32, R. Space 100.00, Sirchie Finger Print Lab 104.57, SOS Portable Toilets Inc 125.00, Sourcegas 307.35, Southern Power District 75.21, Stadler Implement Inc. 85.79, State Of Nebraska 972.00, Wex Bank 5,497.65, Western Pathology Consult Inc 79.30, Xerox Capital Services Inc 44.90

Council Member Griess moved to approve the consent agenda. Council Member Evans seconded the motion. On roll call the following voted Aye: Evans, Sumstine, and Griess. Not present and not voting: Thompson. Motion Carried.

Agenda item #4, March 2014 Treasury Report

City Administrator Matthew Cederburg gave a brief summary of the treasurer's report explaining that a few large costs are coming up such as the sanitation truck and painting of the old water tower. No action taken

Agenda item #5, Consider discussion and selection of Bid for Ambulance.

Fire Chief Tom Brown and representatives from Fyr-Tek were present to answer any questions regarding the ambulance bid received from Fyr-Tek for \$185,195.00, which included an ambulance quote of \$166,847 and additional equipment of \$18,348. Pending council approval, this is a 50-50 cost share with the county, which will leave the City with roughly an \$80,000 note on the ambulance portion only. Two bids were submitted but one was not accepted due to not meeting the bid requirement to provide an exceptions to the specifications page. The ambulance would be ready approximately 200 days after the day of approval from the council. A big plus with this new ambulance is that it is four wheel drive and has rear air bags.

Council member Sumstine motioned that the City accepts and approve the Fyr-Tek bid for a new ambulance as presented and discussed. Seconded by Griess. On roll call the following voted aye: Evans, Sumstine, and Griess. The following council members were not present and not voting: Thompson. Motion carried.

Agenda item #6, Consider discussion and approval of 8-12 blocks of armor coat street maintenance for approximately \$30,000.

City Administrator Matthew Cederburg gave a more precise summary of the costs which totaled \$32,821.20. He went on to state that the City has budgeted for \$25,000 in street maintenance during this fiscal year, placing the proposal \$5,000 above budget, but the City will cut back in other areas as it is felt that the streets on the list are in significant need of maintenance.

Additionally, it was mentioned that the City needs to budget annually between \$25,000 & \$50,000 for proper street maintenance within the City. Chris Klahn, the City's Public Works Superintendent, reviewed the selected street with the City's engineering firm, Olsson Associates, and explained the pros and cons of armor coating. He also stated that smaller communities in the area often get on a armor coating street rotation program that costs upwards of \$100,000 annually to keep the streets properly maintained. Klahn went on to state that Olsson Associates has also advised that certain streets such as the Square need to be redone within the next 2 years, otherwise the City runs the risk of losing these streets and having to start from scratch with them.

Council member Griess motioned for the approval of 8-12 blocks of armor coat street maintenance for \$32,821. Seconded by Sumstine. On roll call the following voted Aye: Evans, Sumstine, and Griess. Not present and not voting: Thompson. Motion Carried.

Agenda item #7, Consider discussion and approval of Sunday Liquor Sales Ordinance.

Council member Sumstine introduced the Ordinance regarding Sunday Liquor Sales.

ORDINANCE NO. 1194

AN ORDINANCE TO AMEND CHAPTER 6 BY AMENDING ARTICLE 1, SECTION 6-4 OF THE MUNICIPAL CODE OF THE CITY OF MINDEN, KEARNEY COUNTY, NEBRASKA AS THE SAME RELATES TO ALCOHOLIC LIQUORS.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF MINDEN, KEARNEY COUNTY, NEBRASKA:

Section 1. That Section 6-4 of the Municipal Code of the City of Minden, Kearney County, Nebraska, be and the same is hereby amended to read as follows:

Section 6-4 Hours of Sale.

(a) It shall be unlawful for any licensed person, regardless of the class of license issued to the holder thereof, to dispense or sell any alcoholic beverages within the municipality except during the hours provided in this section:

Alcoholic liquors, except beer and wine, beer and wine:

Any day, including Sunday

Off sale.....7:00 a.m. to 1:00 a.m.

On sale.....7:00 a.m. to 1:00 a.m.

(b) No person shall consume any alcoholic beverages on licensed premises for a period of time longer than 15 minutes after the time fixed in this section for stopping the sale of alcoholic beverages on the premises. For the purposes of this section, on sale shall be defined as alcoholic beverages sold by the drink for consumption on the premises of the licensed establishment or dispensed under the authority of a bottle club license. Off sale shall be defined as alcoholic beverages sold at retail in the original container for consumption off the premises of the licensed establishment.

(c) Nothing in this section shall be construed to prohibit licensed premises from being open for other business hours during which the sale or dispensing of alcoholic beverages is prohibited by this section.

Source: Ord No. 905, §1(7-105), 11-16-87; Ord. No. 1013, §1, 12-4-95; Ord. No. 1100, §1, 6-2-03, Ord. No. 1112, §1, 2-2-04, Ord. No. _____, Sect. 1, __-__, 2014.

Section 2. That any other ordinance or section passes and approved prior to the passage, approval and publication or posting of this ordinance and in conflict with its provisions is hereby repealed.

Section 3. This ordinance shall be known as Ordinance No. 1194 and shall be in full force and effect from and after its passage, approval and publication according to law.

This first reading was seconded by Griess. On roll call the following voted aye: Evans, Sumstine, and Griess. Not present and not voting: Thompson. Motion carried.

The second reading of the Sunday Liquor Sales will be performed at the May 5th council meeting.

Agenda item #8, Closed Session-litigation

Griess made a motion to enter closed session concerning litigation and was seconded by Evans at 6:30 p.m. On roll call the following voted aye: Evans, Sumstine, and Griess. Not present and not voting: Thompson. Motion carried.

Council member Evans motioned to exit the closed session at 7:17 p.m. Seconded by Sumstine. On roll call the following voted aye: Evans, Sumstine, and Griess. Not present and not voting: Thompson. Motion carried.

Agenda item #9, Adjournment.

It was moved by Council Member Griess and seconded by Sumstine to adjourn the meeting at 7:18 p.m. On roll call the following voted Aye: Sumstine, Evans, and Griess. Not present and not voting: Thompson. Motion Carried. Meeting adjourned.

/s/ Roger Jones
Roger L. Jones, Mayor

Attest:

/s/ Abbey Jordan
Abbey Jordan, City Clerk

(SEAL)