

Minutes of Council Meeting  
City of Minden, Nebraska  
September 2, 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, Ted Griess, and 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. d. Consider a Special Designated Liquor Permit for Saturday, September 27, 2014 from 4:00 PM to 1:00 AM for Sara J. Hammond of The Island (Republican City) at the Kearney County Fairgrounds, Minden, NE for a wedding reception.

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

Accent Wire Products 439.35, Amazon 232.66, Anderson Bros Ele Inc 52.19, Big Johns Arctic Cat & Hu 30.27, J. Carter 928.75, City Of Kearney 9,500.00, City Of Minden 205.00, Curb-It Inc. 4,970.00, Ed Roehr Safety Products 1385.00, Fireguard, Inc. 722.52, First Bank & Trust Co 9,888.99, Fyr-Tek, Inc. 420.90, Galls 10.98, Gary Braun Electric 30.05, Hawkins Water Treatment 2,535.36, Heiman Fire Equipment 1,705.00, Island Supply Welding Co 23.62, John Deere Financial 781.55, J. Quadhamer 340.00, Ke Co Health Payment Cntr 90.00, Ke Co Treas Barb Lynn 3,333.33, Lieske, Lieske & Ensz 2,552.25, Michael Todd & Company 1,318.71, Minden Opera House 25.00, Minden Rural Fire Dept. 137.56, Minden Utility Dept. 6,095.27, Minden Volunteer Fire Dept 6,000.00, Miracle Recreation Equipment 3,850.94, National Wash Authority 5199.00, Ne Public Health Environmental 507.00, Oclc,

Inc. 220.26, Olsson Associates 15906.93, Platte Valley Communications 3,110.13, Pups 2nd Look 70.43, Raynor Doors Of Ce Ne Inc 356.00, Revenue Bond Payment 25,000.00, R. Young 455.00, Rose Equipment Inc. 918.39, Southern Power District 3,755.45, Tomark Sports 99.74, Trade Well Pallet Inc 360.00, M. Raffaelli 100.98

Council Member Griess moved to approve the consent agenda. Council Member Thompson seconded the motion. On roll call the following voted Aye: Evans, Sumstine, Griess, and Thompson. Motion Carried.

Agenda item #4, Consider Approval of Resolution Adopting the Tri-Basin NRD's Hazard Mitigation Plan.

John Thornburg, the manager of the Tri-Basin Natural Resource District, clarified the resolution's purpose. The intent of this plan is to make the City more resistant from natural disasters such as tornados, flooding, and ice storms. By adopting this resolution, the City would eligible to receive qualifying grants from County and State agencies to better prepare for natural disasters. Recent regulations have stated that the City must pass this resolution in order to receive federal aid from agencies such as FEMA. The City can still apply for funding, but has a much lower chance of receiving the funding if the forgoing resolution is not passed.

Council Member Sumstine introduced Resolution No. 1624.

#### **RESOLUTION NO. 1624**

##### **A RESOLUTION ADOPTING THE TRI-BASIN NRD'S HAZARD MITIGATION PLAN**

WHEREAS, the Federal Disaster Mitigation act of 2000 was signed in to law on October 30, 2000, placing new emphasis on state and local mitigation planning for natural hazards and requiring communities to adopt a hazard mitigation action plan to be eligible for pre-disaster and post-disaster federal funding for mitigation purposes; and

WHEREAS, a Multi-jurisdictional Hazard Mitigation Plan was prepared by Tri-Basin Natural Resources District with assistance from Olsson and Associates, of Grand Island, NE.

WHEREAS, the purpose of the mitigation plan was to lessen the effects of disasters by increasing the disaster resistance of the District and participating jurisdictions located within the planning boundary by identifying the hazards that affect the District and prioritize mitigation strategies to reduce potential loss of life and property damage from those hazards, and

WHEREAS, FEMA regulations require documentation that the plan has been formally adopted by the City Council of the City of Minden in the form of a resolution and further requesting approval of the plan at the Federal Level; and

NOW, THEREFORE, the governing body of the City of Minden does herewith adopt the Tri-Basin Natural Resources District Multi-Jurisdictional Hazard Mitigation Plan in its entirety and request approval of the plan at the Federal Level.

Council member Sumstine moved for the adoption of the foregoing Resolution. Council member Thompson seconded the motion. On roll call, the following voted Aye: Evans, Sumstine, Griess, and Thompson. Nay: none.

PASSED and APPROVED this 2nd day of September, 2014.

/s/ Roger L. Jones  
Roger L. Jones, Mayor

ATTEST:

/s/ Abbey Jordan  
Abbey Jordan, City Clerk

Council Member Sumstine motioned for the adoption of the forgoing Resolution. Council member Thompson seconded the motion. On roll call the following voted aye: Evans, Sumstine, Griess, and Thompson. Motion carried.

Agenda item #5, Consider Approval of Resolution of support of Leadership Community Certification.

This resolution is on a list of items that City Administrator Matthew Cederburg and City Clerk Abbey Jordan are trying to work through in order to become eligible for grant funding hopefully up to \$350,000 to make improvements to downtown.

Council Member Griess Introduced Resolution No. 1625.

**RESOLUTION NO. 1625**

**RESOLUTION OF SUPPORT OF LEADERSHIP COMMUNITY CERTIFICATION**

WHEREAS, local municipal government, county government, and regional economic development entities must provide leadership and coordination for economic development efforts; and

WHEREAS, economic development needs can best be solved through a cooperative effort between local, county, regional and state economic development organizations and entities; and

WHEREAS, there is a need to recognize and promote our community's organizational readiness, infrastructure investment, ability to respond to business needs, and

WHEREAS, the Nebraska Department of Economic Development's Leadership Community Certification has been reviewed and found to be a program promoting our community's economic development preparedness;

THEREFORE, the city council of Minden do herewith pledge their full support, endorsement, and cooperation for participation in the Nebraska Department of Economic Development's Leadership Community Certification by Minden.

Council member Griess moved for the adoption of the foregoing Resolution. Council member Thompson seconded the motion. On roll call, the following voted Aye: Evans, Sumstine, Griess, and Thompson. Nay: none.

PASSED and APPROVED this 2nd day of September, 2014.

/s/ Roger L. Jones  
Roger L. Jones, Mayor

ATTEST:

/s/ Abbey Jordan  
Abbey Jordan, City Clerk

Council member Griess moved for the adoption of the foregoing Resolution. Council member Thompson seconded the motion. On roll call, the following voted Aye: Evans, Sumstine, Griess, and Thompson. Nay: none.

Agenda item #6, Consider approval to purchase Nuisance Abatement Tracking Software from Comcate for \$3,700.

This Software will give the City the ability to better track and monitor nuisance complaints as well as sending out letters to nuisance properties. In short, this software will streamline the entire nuisance notification process, as well as make it much easier to track repeat offenders.

No action taken. This was an agenda item to make the Council aware of the new tracking software.

Agenda item #7, Consider Approval to Rescind Resolution 1619 Making Assessments in Street Improvement District No. 2007-1.

The purpose of the resolution is to allow the City, instead of the county, to collect the Street Improvement Assessments. The County prefers not to collect these as the City is authorized to do so.

Council member Evans motioned to Rescind Resolution 1619 Making Assessments in Street Improvement District No. 2007-1. Seconded by Sumstine. On roll call the following voted aye: Evans, Sumstine, Griess, and Thompson. Motion Carried.

Agenda item #8, Discussion and Approval of Resolution Making Assessments in Street Improvement District No. 2007-1 to be payable to the City of Minden.

Council Member Evans introduced Resolution No. 1626.

**RESOLUTION NO. 1626**

**RESOLUTION MAKING ASSESSMENTS IN STREET IMPROVEMENT DISTRICT NO. 2007-1 IN THE CITY OF MINDEN, NEBRASKA.**

WHEREAS, Notice has been published as provided by law concerning the levy of special assessments in Street Improvement District No. 2007-1 in the Minden Courier newspaper on June 11, 2014, June 18, 2014, June 25, 2014, July 2, 2014, and July 9, 2014 and a copy of said Notice has been mailed to all resident and non-resident owners of property in said Districts as provided by law, and

WHEREAS, a hearing has been conducted as provided by law relative to the levy of special assessments in said Districts proposed to be levied against said lots and parcels of ground on account of the construction of the improvements hereinbefore described;

NOW BE IT RESOLVED, that the special assessments are adjusted as follows:

Bethany Home, Inc.	Block 6, Pearson's & Campbell's Addition-Minden	\$19,386.88
Randell & Hollus Eckhoff	Lots 11 & 12, Block 7, Pearson's & Campbell's Addition-Minden	\$9,693.44

Margaret Mathiasen	Lots 1-3, Block 7, Pearson's & Campbell's Addition-Minden	\$9,693.44
<b>Grand Total</b>		<b>\$38,773.76</b>

BE IT FURTHER RESOLVED, that the said assessments against said lots, parts of lots and parcels of land are hereby declared to be in proportion to the special benefits conferred upon said property by said improvements and not in excess of such benefits or of the cost of the improvements;

AND BE IT FURTHER RESOLVED, that all special assessments above provided for shall become due in fifty (50) days after the date of the passage of this resolution and may be paid to the City of Minden within that time without interest, but if not so paid, special assessments in Street Improvement District No. 2007-1 shall bear interest thereafter at the rate of 5.0 per centum (5.0%) per annum from the date of this resolution until delinquent. Such assessments shall become delinquent as follows: One tenth of the total amount shall become delinquent fifty days after such levy; one tenth in one year; one tenth in two years; one tenth in three years; one tenth in four years; one tenth in five years; one tenth in six years; one tenth in seven years; one tenth in eight years and one tenth in nine years.

Delinquent installments shall bear interest at the rate provided by law until paid and shall be collected by the City Clerk. Installments may be prepaid at anytime at the option of the property owner as provided by law.

PASSED this 2nd day of September, 2014.

/s/ Roger L. Jones  
Roger L. Jones, Mayor

ATTEST:

/s/ Abbey Jordan  
Abbey Jordan, City Clerk

Council member Evans moved for the adoption of the foregoing Resolution. Council member Thompson seconded the motion. On roll call, the following voted Aye: Evans, Sumstine, Griess, and Thompson. Nay: none. Motion Carried.

Agenda item #9, Adjournment

It was moved by Council Member Thompson and seconded by Sumstine to adjourn the meeting at 6:44 p.m. On roll call the following voted Aye: Evans, Sumstine, Griess, and Thompson. Motion Carried. Meeting adjourned.

/s/ Roger L. Jones  
Roger L. Jones, Mayor

Attest:

/s/ Abbey Jordan  
Abbey Jordan, City Clerk

(SEAL)