

Minutes of Council Meeting  
City of Minden, Nebraska  
October 20, 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 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.”

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.

5th Street Iga 14.82, Amazon 348.79, Anderson Bros Ele Inc 561.50, Baker & Taylor 1,387.25, Cass County Sheriffs Dept 20.00, Cenage/Gale 70.17, City Of Holdrege Landfill 4,790.54, Clinch Enterprises 62.27, Computer Hardware 1,493.00, Cooperative Producers,Inc 58.60, Dana Cole 375.00, Data Technologies Inc 500.00, Demco 632.06, Electro-Mech Scoreboard Co 138.00, Electronic Systems 40.00, Emergency Medical Product 81.10, Fifth Street Printing 198.90, Follett Software Co. 1,084.69, Innovative Pharmacists Inc 73.66, Intellicom Computer Consulting 2425.50, Island Supply Welding Co 8.40, J. Hill 471.39, Junior Library Guild 1,074.00, K&K Auto Repair Inc 373.89, M. Cederburg 200.90, Miller Body Shop Inc. 125.00, Minden Chamber Of Commerce 5,000.00, Minden Hardware 412.08, Minden Lumber & Concrete 1,464.92, Minden Office Supply, Inc 119.78, Minden Opera House 25.00, N T & T 80.50, Napa Auto Parts 189.55, Ne Environmental Products 126.77, Ne Law Enforcement Training Ct 25.00, Ne Public Power District 23254.95, Ne State Treasurer 27.16, Nebraska Public Power District 175498.75, Olsson Associates 3776.08, One Call Concepts Inc 46.30, Pepsi Cola Bottling Company 108.64, Police Officers

Assoc Of Ne 87.50, Rainbow Printing 350.00, Southern Power District 17.00, Stadler Implement Inc. 25.25, Straight Line Striping 638.80, The Library Store 180.40, Total Funds By Hasler 800.00, Tri County Glass, Inc 733.98, Western Pathology Consult Inc 237.80, Wex Bank 4859.11, Xerox Capital Services Inc 65.27

Council Member Griess moved to approve the consent agenda. Council Member Sumstine 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, Public Hearing, Consider Issuance, Refusal, or No Recommendation to the Nebraska Liquor Control Commission for a Class I (Beer, Wine & Distilled Spirits) On Sale Only Liquor License, for Landrigan, Patrick G. dba Cozy Corner Café.

City Attorney Tom Lieske opened the public hearing at 6:04 P.M. Seeing nobody from the public who was in support or opposition of the plan, City Attorney Tom Lieske closed the public hearing at 6:05 P.M.

Council Member Griess motioned to recommend to the Nebraska liquor control commission the approval for a class I on sale only liquor license for the Cozy Corner Cafe. 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 #5, Consider Presentation by Dr. Wheelock, Superintendent of Minden Public Schools, on the \$23 Million Bond Issuance on the November 4, 2014 General Election. No action taken.

Agenda item #6, Consider approval of Law Enforcement Excessive Force Resolution.

Sharon Hueftle from the South Central Economic Development District gave a brief summary of the CDBG funding process and agenda items 6 through 16.

Council member Sumstine introduced Resolution 1629.

### **RESOLUTION 1629**

WHEREAS, City of Minden, Nebraska has been awarded Community Development Block Grant (CDBG) Funds from the State of Nebraska; and

WHEREAS, in accordance with Section 519 of Public Law 101-144, the HUD Appropriations Act requires certain statement of assurances and certifications;

NOW THEREFORE BE IT RESOLVED that pursuant to the being granted CDBG funds by the State; the City of Minden does adopt a statement of policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations.

PASSED AND APPROVED this 20<sup>th</sup> day of October, 2014.

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

Attest:

/s/ Abbey Jordan  
Abbey Jordan, City Clerk

Griess seconded the resolution. On the roll call the following voted Aye: Evans, Sumstine and Griess. Not present and not voting: Thompson. Motion carried.

Agenda item #7, Public Hearing for CDBG Application for Economic Development grant funds.

City Attorney Tom Lieske opened the public hearing at 6:54 P.M regarding the CDBG Application for Economic Development grant funds. Seeing nobody from the public who was in support or opposition of the plan, City Attorney Tom Lieske closed the public hearing at 6:55 P.M.

Agenda item #8, Adopt Resolution Authorizing Chief Elected Official to Sign an Application for CDBG Funds.

Council member Evans introduced Resolution 1630.

**RESOLUTION 1630**

**RESOLUTION AUTHORIZING CHIEF ELECTED OFFICIAL TO SIGN AN APPLICATION FOR CDBG FUNDS**

Whereas, the City of Minden, Nebraska, is an eligible unit of a general local government authorized to file an application under the Housing and Community Development Act of 1974 as Amended for Small Cities Community Development Block Grant Program, and,

Whereas, the City of Minden, Nebraska, has obtained its citizens' comments on community development and housing needs; and has conducted public hearing(s) upon the proposed application and received favorable public comment respecting the application which is for an amount of \$605,000, of which \$600,000 will be used for direct assistance in the form of a loan to Royal Engineered Composites, Inc., a manufacturer of composite aircraft parts, to fund working capital and equipment purchases associated with the company's expansion and \$5,000 of which will be used for grant administration; and,

NOW, THEREFORE, BE IT RESOLVED BY

The City Council of the City of Minden, that the Mayor be authorized and directed to proceed with the formulation of any and all contracts, documents or other memoranda between City of Minden and the Nebraska Department of Economic Development so as to effect acceptance of the grant application.

/s/ Roger L. Jones

Signed

Mayor

Title

October 20, 2014

Date

Sumstine seconded the resolution. On the roll call the following voted Aye: Evans, Sumstine and Griess. Not present and not voting: Thompson. Motion carried.

Agenda item #9, Adopt Statement of Assurances and Certifications.

Council Member Griess motioned to adopt Statement of Assurances and Certifications. Council Member Sumstine seconded the motion. On roll call the following voted Aye: Evans, Sumstine and Griess. Not present and not voting: Thompson. Motion carried.

Agenda item #10, Adopt Citizen Participation Plan.

Council Member Evans motioned to adopt the Citizen Participation Plan. Council Member Griess seconded the motion. On roll call the following voted Aye: Evans, Sumstine and Griess. Not present and not voting: Thompson. Motion carried.

Agenda item #11, Adopt Residential Anti-Displacement and Relocation Assistance Plan.

Council Member Sumstine motioned to adopt the Residential Anti-Displacement and Relocation Assistance Plan. 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 #12, Adopt Procurement Procedures and Code of Conduct.

Council Member Griess motioned to adopt the Procurement Procedures and Code of Conduct. 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 #13, Adopt Fair Housing Resolution.

Council member Griess introduced Resolution 1631.

### **RESOLUTION 1631**

#### **Of the Mayor and Council of the City of Minden, Nebraska**

WHEREAS, The Mayor and Council of the City of Minden, Nebraska believe that discrimination in housing, employment and public accommodation jeopardize the foundations of a free and democratic society; and

WHEREAS, Such discrimination also threatens the Constitutional rights and privileges of the citizens of Minden; and

WHEREAS, The Mayor and Council of the City of Minden desire to guarantee the equality of rights contained in the Constitution of the United States and the Laws of the State of Nebraska and make a firm commitment to eliminate prejudice, intolerance, disorder and discrimination in housing based on race, color, religion, gender, or ethnicity:

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Minden, Nebraska that the City will Affirmatively Further Fair Housing by publishing an article regarding the City's support of Fair Housing Laws in a newspaper of local distribution.

PASSED AND APPROVED THIS 20TH DAY OF OCTOBER 2014.

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

Attest:

/s/ Abbey Jordan  
Abbey Jordan, City Clerk

Sumstine seconded the resolution. On the roll call the following voted Aye: Evans, Sumstine and Griess. Not present and not voting: Thompson. Motion carried.

Agenda item #14, Name South Central Economic Development District, Inc. as NDO.

Council Member Griess motioned to name South Central Economic Development District, Inc. as NDO. 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 #15, Consider Approval of Financial Management Certification.

Council Member Evans motioned to adopt the Financial Management Certification. Council Member Griess seconded the motion. On roll call the following voted Aye: Evans, Sumstine and Griess. Not present and not voting: Thompson. Motion carried.

Agenda item #16, Consider approval of Authorizations to Request Grant Funds.

Council Member Sumstine motioned to adopt the Authorization to Request Grant Funds. Council Member Griess seconded the motion. On roll call the following voted Aye: Evans, Sumstine and Griess. Not present and not voting: Thompson. Motion carried.

Agenda item #17, Adjournment

It was moved by Council Member Griess and seconded by Sumstine to adjourn the meeting at 7:04 p.m. On roll call the following voted Aye: Evans, Sumstine and Griess. Not present and not voting: Thompson. Motion Carried. Meeting adjourned.

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

Attest:

/s/ Abbey Jordan  
Abbey Jordan, City Clerk

(SEAL)