

6Minutes of Council Meeting
City of Minden, Nebraska
April 20, 2015
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 Fire Hall, 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 Griess called the meeting to order at 6:03 p.m. The following City Council members were present: Larry Evans, Teresa Sumstine, Bob Carlson and Lathan Thompson. The following City Officials were present: Mayor Ted Griess, 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 Griess led those in attendance in the Pledge of Allegiance. Then Mayor Griess 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 d. Consider Contract for Heating and A/C maintenance for May 2015 to April 2016.

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 311.75, Als Affiliates Inc 94.00, Amazon 264.98, Baker & Taylor 294.94, Big John's Ford, Inc 536.53, Bill's Plumbing & Htg. Inc 8.87, Brown Transfer Company 100.30, Cenage/Gale 69.52, Central Community College 299.00, Charter Communications 1209.77, City Of Holdrege Landfill 4310.99, Clipper Herald Lexington 195.97, Cooperative Producers, Inc. 157.44, Cornhusker Cleaning System Inc 170.22, Electronic Systems 117.00, Ems Billing 732.55, Fifth Street Printing 14.60, Fireguard, Inc. 143.65, Fyr-Tek, Inc. 585.23, Galls 149.48, Grand Island Independent 725.25, Hd Supply Waterworks, Ltd 33832.40, Holdrege Daily Citizen 74.25, In The Swim 75.91, Intellicom Computer Consulting 970.10, Island Supply Welding Co 32.30, Jameson Sandblasting & Paintin 7925.00, J. Hill 210.67, J. Coble 97.62, K. Olson 57.50, Landmark Implement Carquest 579.90, Lieske, Lieske & Ensz P C, Llo 738.23, Mccook Gazette 264.00, M. Raffaeli 119.17, Minden Hardware 193.95, Minden Machine Shop Inc 603.82, Minden Office Supply, Inc 129.66, N T & T 81.19, Napa Auto Part 54.97, Ne Public Power District 27144.59, Nebraska Public Power District 134690.50, Omaha World Herald 546.84, One Call Concepts Inc 119.70, Pepsi Cola Of Hastings 54.32, Source Gas 170.00, Southern Power District

20.85, Star Herald 1254.64, The Hastings Tribune 252.00, The Library Store 130.07, Western Pathology Consult Inc 158.60, Wex Bank 4225.78, W. Simmerman 231.56, Xerox Capital Services Inc 62.95

Thompson moved to approve the consent agenda and Carlson seconded. On roll call the following voted Aye: Evans, Sumstine, Carlson, and Thompson. Motion carried.

Agenda item #5, Consider approval of hiring of immediate family members, as required by the Nebraska Political Accountability and Disclosure Act, for the pool.

Pool Manager Jeffrey Horner gave a brief summary of the hiring process for the pool.

Carlson moved to approve the hiring of immediate family members, as required by the Nebraska Political Accountability and Disclosure Act, for the pool and Sumstine seconded. On roll call the following voted Aye: Evans, Sumstine, and Carlson. On roll call the following voted No: Thompson. Motion carried.

Agenda item #6, Consider approval of Larry Lempka water well for lawn irrigation purposes only.

Cederburg discussed the legal restrictions in accordance to city ordinances and information researched in regards to capacity and concerns about the proximity of other non-potable wells and proximity of city infrastructure.

Sumstine moved to approve Larry Lempka's well water for lawn irrigation purposes only and Carlson seconded. On roll call the following voted Aye: Sumstine and Carlson. On roll call the following voted No: Evans and Thompson. Mayor Griess voted Aye.

Due to not having 3/4 of council in approval as required in City Code Sec.86-187 (a), City Attorney Lieske was to review City Code and action taken. Motion was not approved.

Agenda item #7, Public Hearing to consider approval of a General Development Plan for the area generally described as Redevelopment Area #10, specifically defined as an area of land comprising of all of Blocks Twelve (12), Thirteen (13), Fourteen (14), Nineteen (19), Twenty (20), Twenty-one (21), Twenty-nine (29), and Thirty (30), Original Town of Minden, Kearney County, Nebraska, and to include all of the Street Rights-of-Way as it abuts said Blocks, pursuant to the Nebraska Community Development Law.

City Attorney Tom Lieske opened the public hearing at 6:23 p.m. No one spoke in favor or in opposition of the plan. The hearing was closed at 6:24 p.m.

Jordan briefly discussed the plan having no changes coming from the CRA and P & Z boards.

Evans moved to approve the General Development Plan for Plan for the area generally described as Redevelopment Area #10 and Thompson seconded. On roll call the following voted Aye: Evans, Sumstine, Carlson, and Thompson. Motion carried.

Agenda item #8, March 2015 Budget Report. No action taken.

Agenda item #9, March 2015 Treasury Report. No action taken.

Agenda item #10, Consider approval of Resolution for the City of Minden to join the Greater Nebraska Cities.

Council Member Thompson introduced Resolution No. 1638:

RESOLUTION NO. 1638

RESOLUTION COMMITTING CITY TO MEMBERSHIP OF GREATER NEBRASKA CITIES
AND AUTHORIZING CHIEF ELECTED OFFICIAL TO REPRESENT CITY

Whereas, the City of Minden, Nebraska, desires to establish and further communication and collaboration with similar cities in south central Nebraska; and,

Whereas, the City of Minden, Nebraska, desires to preserve local control and represent the interests of and improve the quality of life of their citizens; and,

Whereas, the City of Minden, Nebraska desires to share and evaluate best practices in City management and strategies for addressing issues of common concern; and,

Whereas, the City of Minden, Nebraska desires to monitor, evaluate and respond to legislative issues of mutual concern to similar cities in a timely manner with a unified voice.

Whereas, the City of Minden, Nebraska wishes to join with the cities of Grand Island, Hastings, Holdrege, Kearney, Lexington, and North Platte to form the Greater Nebraska Cities to take such actions; 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 guidelines, documents or other memoranda between City of Minden and the Greater Nebraska Cities so as to effect acceptance of membership to the organization.

PASSED AND APPROVED this 20th day of April 2015.

/s/ Ted Griess
Ted Griess, Mayor

Attest:

/s/ Abbey Jordan
Abbey Jordan, City Clerk

Evans seconded the motion. On roll call the following voted Aye: Evans, Sumstine, Carlson, and Thompson. Motion carried.

Agenda item #11, Consider approval of Ordinance Vacating Gilman Avenue from the North side of 3rd Street to the South side of 5th Street for construction of the new high school to be effective May 22, 2015 repealing Ordinance No. 1200.

The purpose of Ordinance No. 1201 was to correct Ordinance No. 1200 due to incorrect legal provided. Council member Evans introduced Ordinance No. 1201 for the first reading.

ORDINANCE NO. 1201

AN ORDINANCE TO VACATE A PORTION OF GILMAN AVENUE AS ORIGINALLY ESTABLISHED IN GILMAN'S ADDITION TO THE CITY OF MINDEN, KEARNEY COUNTY, NEBRASKA AND REPEALING ORDINANCE NO. 1200.

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

Section 1. That all of Gilman Avenue between the north side of Third Street and south side of Fifth Street in Gilman's Addition to the City of Minden, Kearney County, Nebraska, be and the same is hereby vacated. The vacation of Gilman Street as set out in this Ordinance shall be effective on May 22, 2015.

Section 2. That the title to the vacated portion of the street herein described shall and does hereby revert to the owners of the adjacent land.

Section 3. That the Council finds that no persons or property will be in any way damaged by this vacation and, therefore, no provision is made for determination of damages.

Section 4. Ordinance No. 1200, passed by the City Council of Minden, Kearney County, Nebraska on April 6, 2015, be and the same is hereby repealed and of no further force or effect.

Section 5. That any other ordinance or section passed and approved prior to the passage, approval and publication or posting of this ordinance and in conflict with its provisions is hereby repealed.

Section 6. This Ordinance shall be known as Ordinance No. 1201 and shall be in full force and effect from and after its passage, approval and publication as provided by law.

Passed and approved this 20th day of April, 2015.

/s/ Ted Griess
Ted Griess, Mayor

ATTEST:

/s/ Abbey Jordan
Abbey Jordan, City Clerk

Thompson seconded. On roll call the following voted Aye: Evans, Sumstine, Carlson, and Thompson. Motion carried.

Council Member Thompson motioned to waive the 3 readings and Sumstine seconded. On roll call the following voted Aye: Evans, Sumstine, Carlson, and Thompson. Motion carried.

Council Member Thompson motioned to adopt Ordinance No. 1201 by title, an ordinance to vacate a portion of Gilman Avenue as originally established in Gilman's Addition to the City of Minden, Kearney County, Nebraska

and repealing Ordinance No. 1200. Evans seconded. On roll call the following voted Aye: Evans, Sumstine, Carlson, and Thompson. Motion carried.

Agenda item #12, Public Comments

Police Chief Jim Huff attended a safety preparedness class in which he provided information that was shared.

Agenda item #13, Adjournment. Thompson moved to adjourn the meeting at 6:48 pm and was seconded by Sumstine. On roll call the following voted Aye: Evans, Sumstine, Carlson, and Thompson. Meeting adjourned.

/s/ Ted Griess
Ted Griess, Mayor

ATTEST:

/s/ Abbey Jordan
Abbey Jordan, City Clerk

(SEAL)