

Minutes of Council Meeting
City of Minden, Nebraska
May 18, 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 6:00 p.m. The following City Council members were present: Larry Evans, Bob Carlson, and Teresa Sumstine. The following City Council Member was absent: 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 a Special Designated Liquor Permit for Saturday, June 27, 2014 from 12:00 PM to 1:00 AM for David & Carolyn Bunger d.b.a. Windmill Studios in the 200 block of East 5th Street in Minden, NE for the Minden Chamber of Commerce’s street dance.

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

Amazon 197.51, Baker & Taylor 249.41, Big Johns Arctic Cat & Hustler 51.93, Big John's Ford, Inc 51.58, Carey's Pest Control, Inc. 90.53, Cenage/Gale 235.20, Charter Communications 1215.31, Chief Supply 26.49, City Of Holdrege Landfill 4465.18, Cooperative Producers, Inc. 1538.02, Dutton Lainson Co 1263.80, Ems Billing 1050.19, Fifth Street Printing 518.38, Hawkins Water Treatment 267.68, Intellicom Computer Consulting 1051.40, Island Supply Welding Co 39.86, Ke Co Health Payment Cntr 690.00, K. Olson 142.00, Landmark Implement Carquest 22.33, Layne Christensen Co. 10331.16, Leadership Resources 1000.00, League Of Nebr. Municipalities 634.00, M. Cederburg 259.15, M. Raffaeli 275.00, Midwest Tapes 369.87, Minden Hardware 344.19, Minden Lumber & Concrete Co. 810.68, Minden Machine Shop Inc 406.80, Minden Office Supply, Inc 61.97, N T & T 81.19, Napa Auto Parts 14.01, Ne Public Power District 24806.69, Ne Statewide Arboretum 509.70, Nebraska Public Power District 118434.99, Nebraska Rural Water Assoc. 225.00, Olsson Associates 32782.16, One Call Concepts Inc 43.75, Oneill Heinrich Damkroger 399.00, Pepsi Cola Of Hastings 54.32, Presto X Co. 46.64, Sos

Portable Toilets Inc 245.00, Source Gas 95.36, Southern Power District 21.05, Stadler Implement Inc. 34.95, The Minden Courier 826.81, Total Funds By Hasler 400.00, Verizon Wireless 452.06, Wex Bank 3426.04, Witmer Associates Inc. 288.42, Xerox Capital Services Inc 100.52

Evans motioned to approve the consent agenda and Sumstine seconded. On roll call the following voted Aye: Evans, Carlson, and Sumstine. Not present and not voting: Thompson. Motion carried.

Agenda item #5, Discussion of sewer extension to Country Club Drive.

Kevin Krull, resident of Country Club Drive, briefly highlighted the project's start in 2005 where Leonard Ginder began the construction and ran into the City's old metal dump. The project was discontinued at that time. Mayor Griess recommended having Olsson Associates to move forward with finalizing the drawings which would allow for the city to put the sewer extension project into next year's budget along. City Administrator Cederburg estimated the cost to range from \$10,000 to \$25,000 to complete the drawings and plans for the extension.

Sumstine motioned to put the Country Club Drive sewer extension plan into next year's budget and authorize Olsson Associates to prepare drawings and Carlson seconded. On roll call the following voted Aye: Evans, Carlson, and Sumstine. Not present and not voting: Thompson. Motion carried.

Agenda item #6, Award presentation by Kelly Gewecke of the NE Department of Economic Development.

Gewecke presented the Leadership Community Certification to the City of Minden. No action taken.

Agenda item #7, Public Hearing for application to the Nebraska Department of Economic Development for a Community Development Block Grant for \$22,950.00.

City Attorney Tom Lieske opened the public hearing at 6:19 p.m. No one spoke in favor or in opposition of the application. The hearing was closed at 6:20 p.m.

Eric Hellriegel with Miller Associates briefly highlighted the application process that is broken down into two phases. Phase I consists of applying for a \$22,950 grant in where the city will match 35% or \$11,550 of the funds to pay for the project planning portion. Phase II consists of applying for a \$350,000 grant in where the city will match 25% or \$117,000 towards the fund for project construction.

Agenda item #8, Consider Approval of a Resolution Authorizing Chief Elected Official to Sign an Application for CDBG Funds for the Downtown Revitalization Grant.

Council Member Sumstine introduced Resolution No. 1640:

RESOLUTION 1640

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 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 for an amount of \$22,950 for downtown revitalization planning activities; 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.

PASSED AND APPROVED this 18th day of May, 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, Carlson, and Sumstine. Not present and not voting: Thompson. Motion carried.

Agenda item #9, Recommendation and selection of Project Administrator for Phase 1 of the CDBG Downtown Revitalization Grant.

Mayor Griess gave a brief summary of the request for proposals that went out to engineering firms. Evans motioned to select Miller and Associates for the Project Administrator for Phase I of the CDBG Downtown Revitalization Grant and Carlson seconded. On roll call the following voted Aye: Evans, Carlson, and Sumstine. Not present and not voting: Thompson. Motion carried.

Agenda item #10, Recommendation and Selection of Planning Consultant for Phase 1 of the CDBG Downtown Revitalization Grant.

Sumstine motioned to select Miller and Associates for the Planning Consultant for Phase I of the CDBG Downtown Revitalization Grant and Evans seconded. On roll call the following voted Aye: Evans, Carlson, and Sumstine. Not present and not voting: Thompson. Motion carried.

Agenda item #11, Discussion with Miller and Associates for long-term Parks and Recreation plan.

Cederburg gave a brief summary about possible improvements such as sidewalk, tennis court improvements, and adding restrooms for city parks. City Recreation Director, Mike Gokie, stressed the need for permanent restrooms at Jaycee Park as there are many ball games with spectators and only portable restrooms. No action taken.

Agenda item #12, Consider Application for Minor Subdivision for lot, N 35' of Lot 2 & all of Lots 3, 4, & 5, Block 3, Gates Addition, Minden, Kearney County, Nebraska, just north of 323 N Sears, at the request of James and Wanda Cantrell contingent upon variance approval.

Lieske gave a brief summary of the legalities of the lot's history. The building is allowed to stand without a house due to the city issuing a building permit previously.

Evans motioned to approve the Minor Subdivision for lot, N 35' of Lot 2 & all of Lots 3, 4, & 5, Block 3, Gates Addition, Minden, Kearney County, Nebraska, just north of 323 N Sears, at the request of James and Wanda Cantrell pending variance approval and Carlson seconded. On roll call the following voted Aye: Evans, Carlson, and Sumstine. Not present and not voting: Thompson. Motion carried.

Agenda item #13, Consider Approval of Charter and USA Communications Franchise Agreement.

Cederburg stated that the agreement includes an increase in the franchise fees from 3% to 5% and an increase in pole rent from \$3.50 per pole annually to \$5.00 per pole. He went on to state that the increase in franchise fees was in line with the majority of other communities since FCC changes limit the amount of “in-kind” payments allowed. Mike Liljehorn from USA communications discussed their plan to install fiber optics, primarily focusing on commercial customers.

Cederburg stated that the City’s Municipal Code will need to be updated as the new franchise agreements state a higher franchise fee percentage and higher pole rent rates than the City Code.

Sumstine motioned to approve Charter and USA Communications Franchise Agreement and Evans seconded. On roll call the following voted Aye: Evans, Carlson, and Sumstine. Not present and not voting: Thompson. Motion carried.

Agenda item #14, Consider increasing Life Insurance Benefit for members of the Volunteer Fire Department.

Mayor Griess briefly discussed the current benefit plan of \$10,000 and encouraged the council to look at increasing the benefit as these volunteers put themselves in harm’s way to assist and protect others and structures. Cederburg stated that the Minden Consolidated Rural Fire District had given verbal approval of an increase up to \$20,000 per member.

Carlson motioned to increase Life Insurance Benefit plan to \$20,000 for members of the Volunteer Fire Department and Sumstine seconded. On roll call the following voted Aye: Evans, Carlson, and Sumstine. Not present and not voting: Thompson. Motion carried.

Agenda item #15, Consider Approval of Liquor License Manager Application for Greg A. Tatro, in connection with Pizza Hut of Minden.

Sumstine motioned to approve the Liquor License Manager Application for Greg A. Tatro in connection with Pizza Hut of Minden and Evans seconded. On roll call the following voted Aye: Evans, Carlson, and Sumstine. Not present and not voting: Thompson. Motion carried.

Agenda item #16, Consider Citizen Agenda item request by Michael Knispel concerning tree trimming costs and clearance from electrical wires.

Knispel questioned proceedings and concerns over the city’s 30% discount for tree trimming. No action was taken.

Agenda item #17, Consider Approval for Water Tower Rent Options.

Council briefly discussed rent options in conjunction with Speed Connect, LLC for emergency services for Kearney County. No action taken.

Agenda item #18, April 2015 Treasury Report. No action taken.

Agenda item #19, April 2015 Budget Report. No action taken.

Agenda item #20, Public Comments

Glenda Blauch gives recommendation of not using Ground Up Tree Service service due to personal business reasons. Jim Huff suggested another LEOP meeting with city staff to discuss city proceedings.

Agenda item #21, Adjournment. Evans moved to adjourn the meeting at 8:02 pm and was seconded by Carlson. On roll call the following voted Aye: Evans, Carlson, and Sumstine. Not present and not voting: Thompson. Meeting adjourned.

/s/ Ted Griess
Ted Griess, Mayor

ATTEST:

/s/ Abbey Jordan
Abbey Jordan, City Clerk

(SEAL)