City of Minden
P.O. Box 239, 325 N. Colorado
Minden, Nebraska 68959

phone 308.832.1820
fax 308.832.1949
www.MindenNebraska.org

The Christmas City
Minden NEBRASKA

Minutes of Council Meeting
City of Minden, Nebraska
August 7, 2017

The City Council of the City of Minden, Nebraska, met on this day at 6:00 p.m. in a 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 Ted Griess called the meeting to order at 6:00 p.m. The following City Council members were present: Larry Evans, Teresa Sumstine, Bob Carlson, and Roger Jones. The following City Officials were present: Mayor Ted Griess, City Attorney Tom Lieske, City Administrator Matt Cederburg, 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 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 east wall 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. Please state your name and address prior to commenting."

Agenda item #3, Mayoral Announcements. Mayor Griess had no announcements to share with the Council and asked members what needed to be brought to his attention. City Clerk Abbey Jordan mentioned the closing of W 1st Street through August 17th. Chief Huff noted that his final officer had graduated from the Police Academy and would be ready to be on the streets on his own soon.

Agenda item #4, The following item was listed under the agenda item "**consent agenda**" for this meeting:

a. Consider Approval of Minutes of Previous City Council Meetings
b. Consider Approval of Bills & Claims for this Council Meeting
c. Consider Acceptance of Excused Absence of Mayor or Council Member(s)
d. 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:

Baldwin Construction 1300.00, Benjamin's Landscaping 404.54, Carey's Pest Control, Inc. 96.75, Charter Communications 1334.83, City Of Kearney 11200.00, City Of Minden 45.00, Consolidated Management Co 88.87, Door Keeper Inc 1854.44, Fireguard, Inc. 1081.52, First Ag Inc 32.59, First Bank & Trust Co 7209.48, Franklin County Chronicle 49.50, Gary Braun Electric 579.90, Gary Thompson Agency, Inc. 2856.00, Hach Company 392.06, Hawkins Water Treatment 5480.60, Intellicom Computer Consulting 2349.50, J. Huff 28.88, John Deere Financial 202.96, Ke Co Health Payment Cntr 183.00, Ke Co Treas B. Lynn 4000.00, K. Olson 83.76, Lieske, Lieske & Ensz P C, Llo 1580.49, Menards Of Kearney 194.88, Municipal Emergency Serv 360.13, Michael Todd & Company, Inc. 306.45, Minden Lawn & Sprinkler 55.42, Minden Office Supply, Inc 166.13, Minden Rural Fire Dept. 4109.26, Minden Utility Dept. 5461.77, Municipal Supply-Nebraska 1110.00, Ne Public Health Environmental 457.00, Olsson Associates 2141.71, Revenue Bond Payment Account 25018.00, R. G. Young 455.00, Sheldon Manufacturing Inc 121.87, State Fire Marshal Training Di 100.00, Turfwerks 112.38, Van Diest Supply Co 39.10, Village Cleaners Inc 457.45.

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

Agenda item #5, Treasury Report, June 2017.

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Cederburg presented the June 2017 Treasury Report to the Council. No action taken.

Agenda item #6, Budget Report, June 2017.

Cederburg presented the June 2017 Budget Report to the Council. No action taken.

Agenda item #7, Consider Approval of Option 4 for the City's employee health plan renewal with Meritain. Dennis Amstuz of Ohio National presented the proposed change to the health plan which increased the City's specific stop loss for individuals from $37,500 to $40,000.

Jones motioned to approve Option 4 for the City's employee health plan renewal with Meritain and Carlson seconded. On roll call, the following voted Aye: Evans, Sumstine, Carlson, and Jones. Motion carried.

Agenda item #8, Consider approval of Ordinance for annexation of the Minden West Estates Third Subdivision, City of Minden, Kearney County, Nebraska.

Evans introduced Ordinance No. 1222 for its second reading:

ADOPTING ORDINANCE
ORDINANCE NO. 1222

AN ORDINANCE OF THE CITY OF MINDEN, KEARNEY COUNTY, NEBRASKA TO EXTEND THE BOUNDARIES AND INCLUDE WITHIN THE CORPORATE LIMITS OF AND ANNEX TO THE CITY OF MINDEN, KEARNEY COUNTY, NEBRASKA, CERTAIN CONTIGUOUS AND ADJACENT LANDS OUTSIDE OF THE CITY OF MINDEN, KEARNEY COUNTY, NEBRASKA, SAID LANDS BEING MORE PARTICULARLY DESCRIBED AS THE MINDEN WEST ESTATES THIRD SUBDIVISION ATTACHED HERETO; AND TO PROVIDE FOR SERVICE BENEFITS THERETO; AND PROVIDING FOR PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM.

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

Agenda item #9, Consider Approval of Ordinance amending 82-99, Parking, of the Minden Municipal Code.

Carlson introduced Ordinance No. 1223 for its second reading:

ORDINANCE NO. 1223

AN ORDINANCE TO AMEND CHAPTER 82, ARTICLE IV, OF THE MUNICIPAL CODE OF THE CITY OF MINDEN, KEARNEY COUNTY, NEBRASKA, BY AMENDING SECTION 82-99 (I) AS THE SAME RELATES TO PARKING.

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

Section 1. That Section 82-99 (I), of the Municipal Code of the City of Minden, Kearney County, Nebraska, be added to the Municipal Code of the City of Minden, the same to read as follows:

Section 82-99 (I). No Parking Area Designated on Second Street in the City of Minden, Kearney County, Nebraska. It shall be unlawful for the driver of any motor vehicle to park the motor vehicle on the south side of Second Street from Brown Avenue to Colorado Avenue. All of said streets are in the City of Minden.

(C.O. _____, __/__/17)

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Section 2. 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 3. This ordinance shall be known as Ordinance No. 1223 and shall be in full force and effect from and after its passage, approval and publication according to law.

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

Agenda item #10, Consider Approval of Ordinance vacating the north 100 feet of the alley between Lots 10-12 and Lots 1-3, all in Block 7, Original Town, Minden, Kearney County, Nebraska and repealing Ordinance No. 1220.

Carlson introduced Ordinance No. 1224 for its first reading:

ORDINANCE NO. 1224

AN ORDINANCE TO VACATE THE NORTH 100' OF THE ALLEY WHICH LIES BETWEEN AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: THE ALLEY THAT LIES BETWEEN LOTS 10-12 AND LOTS 1-3, BLOCK 7, ORIGINAL TOWN, MINDEN, KEARNEY COUNTY, NEBRASKA AS THE SAME WAS FORMERLY USED FOR ALLEY PURPOSES AND REPEALING ORDINANCE NO. 1220. THE CITY OF MINDEN, KEARNEY COUNTY, NEBRASKA RESERVES UNTO ITSELF ANY AND ALL EASEMENTS WHICH IT MAY HAVE FOR UTILITIES ACROSS THE HEREIN DESCRIBED PROPERTY.

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

Section 1. That the alley which lies between and being more particularly described as follows: The north 100' of the alley that lies between Lots 10-12 and Lots 1-3, Block 7, Original Town, Minden, Kearney County, Nebraska, as the same was formerly used for alley purposes, be and the same is hereby vacated.

Section 2. That the title to the north 100 ft of the vacated alley herein described shall and does hereby revert to the owners of the adjacent land lying on the east side thereof.

Section 3. That the City of Minden, Kearney County, Nebraska hereby reserves unto itself an easement for utility purposes in and to the vacated portion of this alley.

Section 4. 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 5. Ordinance No. 1220, passed by the City Council of Minden, Kearney County, Nebraska on July 3, 2017, be and the same is hereby repealed and of no further force or effect.

Section 6. 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 7. This ordinance shall be known as Ordinance No. 1224 and shall be in full force and effect from and after its passage, approval and publication according to law.

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

Agenda item #11, Consider Approval of an Interlocal Agreement with the City of Kearney for Building Inspection Services, totaling $7,000 to include inspection services for up to 5 new structures.

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Jones motioned to approve the Interlocal Agreement with the City of Kearney for Building Inspection Services, totaling $7,000 to include inspection services for up to 5 new structures and Carlson seconded. On roll call, the following voted Aye: Evans, Sumstine, Carlson, and Jones. Motion carried.

Agenda item #12, Consider Approval of Resolution for the Airport Authority Budget Tax Request of $57,000, same as prior year.

RESOLUTION NO. 1666

A RESOLUTION AUTHORIZING THE AIRPORT AUTHORITY'S LEVY REQUEST

WHEREAS, the Mayor and Council of the City of Minden is in receipt of the City of Minden Airport Authority Resolution No. 17-1, and

WHEREAS, The Mayor and Council of the City of Minden has been considering the budget for Fiscal Year 2017-2018, and

WHEREAS, Nebraska Statute 77-3443 (3) requires all political subdivisions subject to city/village levy authority to submit a preliminary request for levy allocation to the City Council, and

WHEREAS, the Mayor and Council shall consider the preliminary request for levy request in full or in part, and as a part of the budget for Fiscal Year 2017-2018, and

WHEREAS, the Mayor and Council realize the City of Minden Airport Authority is requesting $57,000, a proposed levy that is the same as the levy requested for Fiscal Year 2016-2017, and

WHEREAS, the Mayor and Council authorized a levy in the amount of $57,000 for the final levy amount for Fiscal Year 2017-2018.

NOW THEREFORE IT BE RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF MINDEN:

1. As required by Nebraska Statute 77-3443 (4), the final allocation of levy authority for the Minden Airport Authority for Fiscal Year 2017-2018 shall be $57,000.

2. As required by Nebraska Statute 77-3443 (4), a copy of this Resolution shall be forwarded to the Chairperson of the City of Minden Airport Authority after its passage according to law.

Council member Sumstine moved for the adoption of the foregoing Resolution. Council member Jones seconded the motion. On roll call, the following voted Aye: Evans, Sumstine, Carlson, and Jones. Motion carried.

The passage of said Resolution having been consented to by a majority of the members of the City Council, the Mayor declared the Resolution passed and adopted, this 7th of August, 2017.

PASSED and APPROVED this 7th day of August, 2017.

/s/ Ted Griess
Ted Griess, Mayor

/s/ Abbey Jordan
Abbey Jordan, City Clerk

Sumstine motioned to approve Resolution No. 1666 for the Airport Authority Budget Tax Request of $57,000, same as prior year and Jones seconded. On roll call, the following voted Aye: Evans, Sumstine, Carlson, and Jones. Motion carried.

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Agenda item #13, Consider Approval of Lobbyist Proposal for Greater Nebraska Cities (GNC) to represent the City and GNC. Minden has belonged to this organization for a couple years. Minden currently pays a $5,000 annual fee to be a member of this organization and receive the service GNC offers to cities across Nebraska.

Carlson motioned to approve the Lobbyist Proposal for Greater Nebraska Cities (GNC) to represent City and GNC and Sumstine seconded. On roll call, the following voted Aye: Evans, Sumstine, Carlson, and Jones. Motion carried.

Agenda item #14, Consider Approval of Resolution for the sale of surplus property less than $5,000.

RESOLUTION NO. 1667

A RESOLUTION DIRECTING THE SALE OF SURPLUS PERSONAL PROPERTY
OF THE CITY OF MINDEN, NEBRASKA.

WHEREAS, the City of Minden does have in its possession certain property deemed to be surplus property to the City, with a fair market value of less than $5,000, and wishes to dispose of this property; and

WHEREAS, the City of Minden may sell surplus items by sealed bids, public auction, or by the standards set forth in the Interlocal Cooperation Act allowing the City of Minden to sell surplus equipment to other governmental subdivisions of the State of Nebraska by negotiated price.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Minden that the following City property is declared surplus and will be sold for at least the minimum listed below. All units to be sold without any warranty or any expressed warranty.

- 1500 KVA Three Phase Transformer, Serial No. D1242 $500.00

Council Member Jones moved for the adoption of the foregoing Resolution. Council Member Evans seconded the motion.

On roll call the following voted Aye: Evans, Sumstine, Carlson, and Jones. The following voted Nay: none. The following were absent and not voting: none.

The passage of said Resolution having been consented to by a majority of the members of the City Council, the Mayor declared the Resolution passed and adopted, this 7th day of August, 2017.

PASSED AND APPROVED this 7th day of August, 2017.

/s/ Ted Griess
Ted Griess, Mayor

Attest:

/s/ Abbey Jordan
Abbey Jordan, City Clerk

Jones motioned to approve Resolution No. 1667 for the sale of surplus property less than $5,000 and Evans seconded. On roll call, the following voted Aye: Evans, Sumstine, Carlson, and Jones. Motion carried.

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Agenda item #15, Consider Approval of Professional Service Consultant Agreement with Miller and Associates for Engineering Services for the Downtown Revitalization Grant Phase II. Chris Miller with Miller and Associates informed the Council of plans for sidewalks and handicapped ramps around the downtown square along with pedestrian lighting. Construction would begin next spring.

Jones motioned to approve the Professional Service Consultant Agreement with Miller and Associates for Engineering Services for the Downtown Revitalization Grant Phase II and Carlson seconded. On roll call, the following voted Aye: Evans, Sumstine, Carlson, and Jones. Motion carried.

Agenda item #16, Public Comments.

Jones thanked Chief Huff for his work during the All-Class Reunion. No action taken.

Agenda item #17, Adjournment.

Carlson motioned to adjourn the meeting at 6:44 p.m. and Sumstine seconded. On roll call, the following voted Aye: Evans, Sumstine, Carlson, and Jones. Meeting adjourned.

/s/ Ted Griess
Ted Griess, Mayor

ATTEST:
/s/ Abbey Jordan
Abbey Jordan, City Clerk
(SEAL)