City of Minden

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

phone 308.832.1820
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www.MindenNebraska.org

The Christmas City
Minden NEBRASKA

Minutes of Council Meeting
City of Minden, Nebraska
January 22, 2019

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 Griess called the meeting to order at 6:00 p.m. The following City Council members were present: Larry Evans, Teresa Sumstine, and Bob Carlson. Absent: Roger Jones. The following City Officials were present: Mayor Ted Griess, City Administrator Matt Cederburg, and City Attorney Tom Lieske. Absent: 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. Griess informed council member Roger Jones has made it through surgery. Griess wished John Beck a speedy recovery. Marcia Davis will be leaving the Chamber of Commerce the end of February.

Agenda item #4, The following items were 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
e. Consider Special Designated Liquor Permit for Sunday, March 9, 2019 from 1:00 PM to 1:00 AM for Kent A Shaffer d.b.a. The Station at the Kearney County Fairgrounds for a wedding reception.
f. Consider Approval to send property damage claim at 532 S. Colorado to the City's insurance company.

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. Eschliman 40.94, Anderson Ford 28013, Aurora Cooperative 31.95, B&B Turf Pros 150, Baker & Taylor Books 36.29, Biblionix 1500, Black Hills Energy 453.3, Caterpillar Financial Services 11100, Cenage/Gale 99.41, Central District Health Dept 115.5, Central Hydr. Sys. & Eq. Co. 26.3, City Of Holdrege Landfill 4209.08, Core & Main Lp 457.95, D & M Security 182.5, Design in Hair 360, Dollar General-Regions 410526 98.5, Doug Ehlers 400, Eddie Pierce 400, Elliott Equipment Co. 480.01, Eugene Worley 329.64, Excel Development Group 2400, Fireprograms 1685, Fyr-Tek, Inc. 3152.5, Grayson Tool, Inc 24.5, Greater Nebraska Cities 5000, Intellicom Computer Consulting 4153.88, Isw 12.72, Jan Carter 513.8, J. Hill 156.6, J. Sinsel 140, Jims Ok Tire Minden Llc 889.5, John Deere Financial 439.06, J. Hlavinka 52.89, Joy's Floral & Gifts 165, K&K Auto Repair Inc 941.06, Kearney Co. Clrk Myra Johnson 44, Kearney County Health Service 185, Kearney Hub Publishing Co. 100.02, L. Stangl 12.81, Lockhorn Construction 2919.60, Mason's Market 48.8, Matheson Tri-Gas Inc 75.64, Matt Friend Truck Equip. 41.75, Melroy Home Cable 4383.63, Mid Plains Equipment 125, Midwest Laboratories 131.25, Midwest Tapes 85.14, Minden Hardware 319.25, Minden Lumber & Concrete Co. 1375.15, Minden Office Supply, Inc 31.69, Municipal Supply-Nebraska 267.72, N T & T 81.19, Neofunds 400, Northern Safety Co. 154.95, Nppd Kwh 149760.35, Nppd

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O&M 29492.38, Oneill Heinrich Damkroger 651, P. Hoyt 25.94, Platte Valley Communications 504.41, Rembolt Ludtke Llp 97.5, R. Space 260, South Platte United Chambers 200, Southern Power District 28.23, Stadler Implement Inc. 84.6, The Hastings Tribune 130, The Library Store 115.6, The Lockmobile 150, Tyler Technologies 4707.63, UI Llc 1395, Utility Service Co, Inc 27000, Village Cleaners Inc 274.65, Vulcan Industries, Inc. 56326, Western Pathology Consult Inc 79.2, Xerox Corporation 145.04.

Sumstine motioned to remove consent agenda item "f" from the consent agenda and Evans seconded. On roll call, the following voted aye: Evans, Sumstine, and Carlson. Absent/Not Voting: Jones. Motion carried.

Evans motioned to approve the consent agenda and Sumstine seconded. On roll call, the following voted aye: Evans, Sumstine, and Carlson. Absent/Not Voting: Jones. Motion carried.

Griess provide an overview of damage claim made at 532 S Colorado.

Sumstine motioned to approved to send the property damage claim to the City's insurance company and Carlson seconded. On roll call, the following voted aye: Evans, Sumstine, and Carlson. Absent/Not Voting: Jones. Motion carried.

Agenda Item #5, Consider Approval of 2018 Certification for the Volunteer Emergency Responders Incentive Act.

No action taken.

Agenda Item #6, Consider Approval of Ordinance amending Section 6-4, Hours of Liquor Sale, of the Minden Municipal Code.

Carlson introduced Ordinance 1241 for its first reading:

ORDINANCE NO. 1241

AN ORDINANCE TO AMEND CHAPTER 6 BY AMENDING ARTICLE 1, SECTION 6-4 OF THE MUNICIPAL CODE OF THE CITY OF MINDEN, KEARNEY COUNTY, NEBRASKA AS THE SAME RELATES TO ALCOHOLIC LIQUORS.

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

Section 1. That Section 6-4 of the Municipal Code of the City of Minden, Kearney County, Nebraska, be and the same is hereby amended to read as follows:

Section 6-4 Hours of Sale.

(a) It shall be unlawful for any licensed person, regardless of the class of license issued to the holder thereof, to dispense or sell any alcoholic beverages within the municipality except during the hours provided in this section:

Alcoholic liquors, except beer and wine, beer and wine:
Any day, including Sunday
Off sale.....6:00 a.m. to 1:00 a.m.
On sale.....6:00 a.m. to 1:00 a.m.

(b) No person shall consume any alcoholic beverages on licensed premises for a period of time longer than 15 minutes after the time fixed in this section for stopping the sale of alcoholic beverages on the premises. For the purposes of this section, on sale shall be defined as alcoholic beverages sold by the drink for consumption on the premises of the licensed establishment or dispensed under the authority of a bottle club license. Off sale shall be defined as alcoholic beverages sold at retail in the original container for consumption off the premises of the licensed establishment.

(c) Nothing in this section shall be construed to prohibit licensed premises from being open for other business hours during which the sale or dispensing of alcoholic beverages is prohibited by this section.

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Source: Ord No. 905, §1(7-105), 11-16-87; Ord. No. 1013, §1, 12-4-95; Ord. No. 1100, §1, 6-2-03, Ord. No. 1112, §1, 2-2-04, Ord. No. 1194, §1, 5-19-14; Ord. No. 1241, §1, 01/22/2019

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. 1241 and shall be in full force and effect from and after its passage, approval and publication according to law.

Passed and approved this 22nd day of January, 2019.

/s/ Ted Griess
Ted Griess, Mayor

ATTEST:
/s/ Abbey Jordan
Abbey Jordan, City Clerk

Sumstine seconded. On roll call, the following voted aye: Evans, Sumstine, and Carlson. Absent/Not Voting: Jones. Motion carried.

Carlson motioned to suspend the three readings and Sumstine seconded. On roll call, the following voted aye: Evans, Sumstine, and Carlson. Absent/Not Voting: Jones. Motion carried.

Carlson motioned to adopt Ordinance 1241 by title and Evans seconded. On roll call, the following voted aye: Evans, Sumstine, and Carlson. Absent/Not Voting: Jones. Motion carried.

Agenda Item #7, Consider Approval of Interlocal Agreement with the City of Franklin and the Villages of Wilcox, Axtell, and Kenesaw for the use of the Electronic Transonde Utility Locator.

Carlson motioned to approve the Interlocal Agreement for the Electric Transonde Utility Locator and Sumstine seconded. On roll call, the following voted aye: Evans, Sumstine, and Carlson. Absent/Not Voting: Jones. Motion carried.

Agenda Item #8, Consider Approval of Payment for the Façade Improvement Program for CDBG 15-DTR-105 to Jameson Painting in the amount of $953.10 for the project at 532 N Colorado.

Sumstine motioned to approve a payment to Jameson Painting for $953.10 and Carlson seconded. On roll call, the following voted aye: Evans, Sumstine, and Carlson. Absent/Not Voting: Jones. Motion carried.

Agenda Item #9, Consider Approval of Payment for the Façade Improvement Program for CDBG 15-DTR-105 to Menard's in the amount of $3430.53 for the project at 532 N Colorado.

Sumstine motioned to approve payment to Menard's for $3430.53 and Evans seconded. On roll call, the following voted aye: Evans, Sumstine, and Carlson. Absent/Not Voting: Jones. Motion carried.

Agenda Item #10, Consider Approval of Draw #20 for $2,435.35 this amount will be drawn on CDBG 15-DTR-105 from NE Dept. of Economic Development.

Carlson motioned to approve Draw #20 for 2,435.35 and Evans seconded. On roll call, the following voted aye: Evans, Sumstine, and Carlson. Absent/Not Voting: Jones. Motion carried.

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Agenda Item #11, Consider Approval of Payment for the Façade Improvement Program for CDBG 15-DTR-105 to Lockhorn Construction in the amount of $2,334.60 for the project at 209 E 4th Street.

Evans motioned to approve payment to Lockhorn Construction for $2,334.60 and Carlson seconded. On roll call, the following voted aye: Evans, and Carlson. Abstained: Sumstine. Absent/Not Voting: Jones. Motion carried.

Agenda Item #12, Consider Approval of Payment for the Façade Improvement Program for CDBG 15-DTR-105 to Lockhorn Construction in the amount of $585.00 for the project at 209 E 4th Street.

Carlson motioned to approve payment to Lockhorn Construction for $585.00 and Evans seconded. On roll call, the following voted aye: Evans, and Carlson. Abstained: Sumstine. Absent/Not Voting: Jones. Motion carried.

Agenda Item #13, Consider Approval of Payment for the Façade Improvement Program for CDBG 15-DTR-105 to Minden Lumber & Concrete in the amount of $1354.50 for the project at 209 E 4th Street.

Evans motioned to approve payment to Minden Lumber for $1354.50 and Carlson seconded. On roll call, the following voted aye: Evans and Carlson. Abstained: Sumstine. Absent/Not Voting: Jones. Motion carried.

Agenda Item #14, Consider Approval of Payment for the Façade Improvement Program for CDBG 15-DTR-105 to B&S Painting in the amount of $360.00 for the project at 209 E 4th Street.

Carlson motioned to approve payment to B&S Painting for $360.00 and Evans seconded. On roll call, the following voted aye: Evans, and Carlson. Abstained: Sumstine. Absent/Not Voting: Jones. Motion carried.

Agenda Item #15, Consider Approval of Draw #21 for $2,574.50 this amount will be drawn on CDBG 15-DTR-105 from NE Dept. of Economic Development.

Evans motioned to approve Draw #21 for $2,574.50 and Carlson seconded. On roll call, the following voted aye: Evans, and Carlson. Abstained: Sumstine. Absent/Not Voting: Jones. Motion carried.

Agenda Item #16, Public Comments.

No public comments were made.

Agenda Item #17, Adjournment.

Sumstine motioned to adjourn at 6:24 pm and Carlson seconded. On roll call, the following voted aye: Evans, Sumstine, and Carlson. Absent/Not Voting: Jones. Motion carried.

_____
Ted Griess, Mayor

ATTEST:

_____
Abbey Jordan, City Clerk

(SEAL)