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
August 17, 2020

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, Teresa Sumstine, Bob Carlson, and Roger Jones. The following City Officials were present: Mayor Ted Griess, City Administrator Matt Cederburg, 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 thanked and welcomed the new Fire Fighters.

**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 Special Designated Liquor Permit for Dave & Carolyn Bunger DBA Windmill Studios on Saturday, September 12, 2020 from 12 p.m. to 1 a.m.at the Kearney County Fairgrounds.
e. Consider Special Designated Liquor Permit for Dave & Carolyn Bunger DBA Windmill Studios on Wednesday, September 16, 2020 from 12 p.m. to 1 a.m.at the Kearney County Fairgrounds.
f. Consider Approval of Volunteer Firefighter, Karly Amen
g. Consider Approval of Volunteer Firefighter, Josh Bruhl
h. 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:

Amazon 956.12, Assoc For Rural & Small Libraries 100.00, Aurora Cooperative 295.46, Baker & Taylor Books 573.63, Black Hills Energy 36.94, City Of Holdrege Landfill 5,996.93, Collaborative Summer Library Program 160.50, C. Beck 12.03, Construction Rental, Inc. 29.10, Cooperative Producers,Inc. 827.22, Curlys Radiator Service 228.00, Demco 190.11, Dollar General-Regions 410526 11.83, Emergency Medical Products 23.95, E. Hoffschneider 30.00, Essential Resource Group Inc 64.00, Hawkins Water Treatment 2,550.56, Holdrege Daily Citizen 231.00, Intellicom Computer Consulting 1,922.25, Isw 9.92, J. Saathoff 1,200.00, Joy's Floral & Gifts 85.00, Kearney Hub Publishing Co. 353.60, Landmark Implement Carquest 166.73, League Of Nebr. Municipalities 7,817.00, Macqueen

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Emergency Group 176.96, Matheson Tri-Gas Inc 57.21, M. Gannon 20.00, Midwest Laboratories 79.55, Midwest Tapes 56.22, Minden Hardware 265.58, Minden Lumber & Concrete Co. 1,546.22, Minden Machine Shop Inc 179.78, Minden Office Supply, Inc 175.84, Municipal Code Corporation 950.00, Napa Auto Parts 154.56, Nppd Kwh 195,596.95, Nppd O&M 29,587.95, One Call Concepts Inc 54.20, Oneill Heinrich Damkroger 63.00, Presto X Co. 70.00, Quadient 400.00, Rdo Truck Center 130.72, Reams Sprinkler Supply Co 242.11, Rek Enterprises Llc 64.90, Rembolt Ludtke Llp 315.00, R. Nelson 2,400.00, Southern Power District 63.17, Spectrum Business 1,443.07, Superior Industries Llc 210.93, Teledyne Isco Inc 408.00, The Library Store 217.48, T. Beck 754.22, Titan Machinery Inc 530.82, Ward Laboratories, Inc 111.00, Wex Bank 3,319.29, W. Simmerman 632.76, Winfield Solutions Llc 1,465.60, Xerox Corporation 285.54.

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

**Agenda Item #5,** Consider Approval of Ordinance closing the Cemetery & City Parks from 11:00 p.m. to 5:00 a.m., Final Reading.

Carlson introduced Ordinance No. 1250 for its third reading:

**ORDINANCE NO. 1250**

AN ORDINANCE TO AMEND CHAPTER 22, ARTICLE I, OF THE MUNICIPAL CODE OF THE CITY OF MINDEN, KEARNEY COUNTY, NEBRASKA, BY ADDING SECTION 22-10 AND 22-11, AND AMENDING CHAPTER 54, ARTICLE II, OF THE MUNICIPAL CODE OF THE CITY OF MINDEN, KEARNEY COUNTY, NEBRASKA, BY ADDING SECTION 54-29 AND 54-30, AS THE SAME RELATES TO CEMETERIES AND PARKS.

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

Section 1. That Section 22-10 shall be added to the Municipal Code of the City of Minden, Kearney County, Nebraska, to read as follows:

**Section 22-10. Closing of Cemetery**. It shall be unlawful for any person to be in the Minden Prairie Cemetery after the hour of eleven o' clock (11:00) p.m. or before the hour of five o'clock (5:00) a.m.

Source: C.O. Ord No. 1249, 08/17/2020.

Section 2. That Section 54-29 shall be added to the Municipal Code of the City of Minden, Kearney County, Nebraska, to read as follows:

**Section 54-29. Closing of Parks.** It shall be unlawful for any person to be in any Minden City Park, ball field or outdoor public facility starting one hour after conclusion of any scheduled activity or after the hour of eleven o'clock (11:00) p.m., whichever is later, or before the hour of five o'clock (5:00) a.m.

Source: C.O. Ord No. 1249, 08/17/2020.

Section 3. 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 4. This ordinance shall be known as Ordinance No. 1250 and shall be in full force and effect from and after its passage, approval and publication according to law.

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Passed and approved this 17th day of August, 2020.

/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, Carlson, and Jones. Motion carried.

**Agenda Item #6**, Consider Approval of the Proposed Amendments to the Nebraska League of Municipalities "Articles of Incorporation."

Evans motioned to approve the Proposed Amendments to the Nebraska League of Municipalities "Articles of Incorporation" and Jones seconded. On roll call, the following voted aye: Evans, Sumstine, Carlson, and Jones. Motion carried.

**Agenda Item #7**, Consider Approval of the Proposed Amendments to the Nebraska League of Municipalities "Bylaws".

Evans motioned to approve the approve the Proposed Amendments to the Nebraska League of Municipalities "Bylaws" and Sumstine seconded. On roll call, the following voted aye: Evans, Sumstine, Carlson, and Jones. Motion carried.

**Agenda Item #8,** Consider Approval of the Nebraska League of Municipalities "Regular Member Ballot."

Sumstine motioned to approve the Nebraska League of Municipalities "Regular Member Ballot" and Evans seconded. On roll call, the following voted aye: Evans, Sumstine, Carlson, and Jones. Motion carried.

**Agenda Item #9**, Consider Approval of a Permanent Utilities Easement with Minden Public Schools for a Stormwater Drain.

Sumstine questioned the financially responsible party in the event of damage. Cederburg explained that a cause would be determined to see who would be financially responsible for any damage caused.

Evans motioned to approve the Permanent Utilities Easement with Minden Public Schools for a Stormwater Drain and Carlson seconded. On roll call, the following voted aye: Evans, Sumstine, Carlson, and Jones. Motion carried.

**Agenda Item #10**, Discussion and possible Action on the CDBG Downtown Revitalization Grant Application.

Cederburg informed the council of the recommendation of waiting until 2021 to apply for another Downtown Revitalization Grant.

Jones motioned to postpone the CDBD DTR application until the Fall of 2021 and Sumstine seconded. On roll call, the following voted aye: Evans, Sumstine, Carlson, and Jones. Motion carried.

**Agenda Item #11,** Selection and approval of CDBG DTR Grant Writer.

No action taken.

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**Agenda Item #12**, Selection and approval of CDBG DTR Grant Administrator.

No action taken.

**Agenda Item #13**, Consider Approval of replacement of utility pole at 2nd Street and Nebraska Ave by NPPD for $23,434.99.

Jordan stated that there is a correction that the pole is located at 1st Street between Nebraska Ave and Colorado Ave.

Carlson motioned to approve the replacement of the utility pole at 1st Street between Nebraska Ave and Colorado Ave by NPPD and Sumstine seconded. On roll call, the following voted aye: Evans, Sumstine, Carlson, and Jones. Motion carried.

**Agenda Item #14,** Consider Approval of Purchase of Police Vehicle Dash Camera and Officer Body Cameras for $31,645.

Police Chief Butler spoke and expressed the importance of the need for the Police Dash Cameras and Officer Body Cameras. The Council expressed the concern of the cost and questioned if the cameras could be interchangeable between officers and vehicles. Chief Butler explained that the cameras in the vehicles will be hard wired in and could not be changed between the vehicles.

Evans motioned to approve the Purchase of Police Vehicle Dash Camera and Officer Body Cameras and Jones seconded. On roll call, the following voted aye: Evans, Sumstine, Carlson, and Jones. Motion carried.

**Agenda Item #15**, Status Update on Order of Condemnation for the property located at 1205 N. Colorado Avenue, Minden, NE or more particularly described as all of Lots 1-6, Block 2, Gilman's Second Addition, Minden, Kearney County, Nebraska.

Marshall Nelson, manager of Pioneer Village, spoke and stated that once the house is demolished, he plans to use the extra dirt from the carwash to fill in the hole. Jordan stated that the water line had been disconnected and Nelson was not aware of that. The remaining item is for the sewer line to be disconnected.

No action taken.

**Agenda Item #16**, Status Update on Order of Condemnation for the property located at 146 W. Highway 6, Minden, NE or more particularly described as all of Lots 8-14 and the West 25' of Lots 5-7 and the West 25' of the South half of Lot 4, Block 4, Evan's Addition, Minden, Kearney County, Nebraska.

Marshall Nelson, manager of Pioneer Village, stated that no changes have been made. The restaurant portion is gone. His goal is to complete the siding repairs on the house after Labor Day.

No action taken.

**Agenda Item #17,** Public Comments. None.

**Agenda Item #18,** Adjournment.

Evans motioned to adjourn at 6:58 pm and Jones seconded. On roll call, the following voted aye: Evans, Sumstine, Carlson, and Jones. Motion carried.

/s/ Ted Griess
Ted Griess, Mayor

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