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

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The Christmas City
Minden NEBRASKA

Minutes of Council Meeting
City of Minden, Nebraska
August 15, 2022

The City Council of the City of Minden, Nebraska, met on this day at 6:00 p.m. in 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.

Council President called the meeting to order at 6:00 p.m. The following City Council members were present: Jack Yant, Bob Carlson, Teresa Sumstine, and Larry Evans. The following City Officials were present: Mayor Ted Griess, City Administrator Matt 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, 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 proudly stated Minden's population signs have been updated. The population has increased by 7% in the past 10 years with almost 60 new homes in Minden West Estates. 4,000 here we come!

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

A. Spracklin Pc--Fees 120.00, Amazon Capital Services--Supplies 356.82, Atlas Automation Llc--Repairs 322.00, Aurora Cooperative--Gas 3,659.44, B. Eckhardt--Refunds 100.00, B. Glanzer--Refunds 100.00, B. Norgaard--Repairs 213.37, Baker & Taylor Books--Supplies 170.71, Bill's Plumbing & Htg. Inc--Repairs 252.68, Black Hills Energy--Utilities 43.50, C. Carpenter--Refunds 45.00, Cardmember Service--Fees 144.10, Cengage/Gale--Supplies 49.38, City Of Holdrege Landfill--Fees 5,706.15, Construction Rental, Inc.--Rental 107.90, Cooperative Producers,Inc.--Gas 4,317.31, Core & Main Lp--Supplies 131.22, Cummins Central Power, Llc--Repairs 2,226.11, E. Bules--Refunds 140.00, E. Wheeler--Supplies 177.15, F. Rogers--Cleaning 537.50, Fraser Stryker Pc Llo--Legal 5,800.00, Fyr-Tek, Inc.--Supplies 516.30, Great Plains Communications--Utilities 134.84, Greatamerica Financial Services Corporation--Financing 278.47, Hawkins Water Treatment--Supplies 3,217.97, Icon Enterprises, Inc.--Fees 1,200.00, Innovative Pharmacists, Inc.--Medical 57.16, Intellicom Computer Consulting--Tech/Engineering 3,380.50, Isw--Supplies 93.52, J. Benson--Fees 16,610.00, J. Johnson Construction--Repairs 735.00, Jims Ok Tire Minden Llc--Repairs 44.50, Joy's Floral & Gifts--Supplies 363.48, K&K Auto Repair Inc--Repairs 725.51, Ke Co Health Payment Cntr--Medical 2,242.00, Kearney Powersports--Supplies 285.75, Kearney Towing & Repair Center--Fees 516.00, Lutz & Company, Pc--Fees 1,049.00, Menards Of Kearney--Supplies 137.81, Mid Nebraska Aggregate,

Inc--Infrastructure Repair 788.36, Mid Plains Heating & Air--Repairs 797.78, Midwest Laboratories--Fees 81.42, Midwest Tapes--Supplies 46.48, Miller & Associates--Tech/Engineering 336.00, Minden Exchange Bank & Trust C--Financing 6,654.13, Minden Hardware--Supplies 711.04, Minden Lumber & Concrete Co.--Supplies 3.99, Minden Office Supply, Inc--Supplies 614.53, Napa Auto Parts--Repairs 164.28, Nebraska Library Association--Fees 250.00, Nppd Kwh--Utilities 189,090.97, Nppd O&M--Maintenance 58,435.34, One Call Concepts Inc--Fees 59.52, Oneill Heinrich Damkroger--Legal 130.00, Ppg Architectural Finishes, Inc--Supplies 451.48, Presto X Co.--Fees 83.62, Quadient Finance Usa, Inc.--Financing 460.21, Quick Med Claims--Fees 842.89, Rek Enterprises Llc--Repairs 257.68, Siteone Landscape Supply Holding, Llc--Supplies 300.54, Southeast Library System--Fees 160.00, Southern Power District--Utilities 85.76, Spectrum Business--Phone/Internet 1,299.85, Syndicate Publishing, Llc--Printing 437.90, T. Beck--Supplies 1,035.54, The Library Store--Fees 657.13, United States Postal Service--Fees 108.00, Village Cleaners Inc--Cleaning 44.76, Wex Bank--Gas 7,275.38, 8-12-22 Payroll--$59,740.14.

There was a miscommunication and Patrick Pierce with Crouch Recreation attended the meeting to speak with the City Council. Pierce was allowed to share info with the Council. Pierce has worked with Cederburg to keep the tennis courts footprint the same. It will be more cost effective to completely redo the tennis courts with new concrete and rebar for one tennis court and two pickleball courts. The lines can be painted so there could be four pickleball courts. There has also been discussion of a splash pad at Chautauqua Park. The City has looked at 10-15 features with a total of 500-750 square feet. There will be a 5 foot dry border around the splash pad to help keep the park dry and the water on the splash pad. There will be an activator ball that cycles every few minutes to start the water running. The hard water can easily be managed with CLR cleaner. There is an option to recycle the water, but it's approximately $100,000.

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

Agenda Item #11, Consider renewal of City's Health Plan with Meritain Health, keeping the stop loss at $45,000 per individual.

Dennis Amstuz, City's representative for Meritain Health, stated the City's premium has actually dropped 7.03%. Cederburg stated there are no projected cost savings to the City this year if the stop loss amount is increased. It is recommended there are no changes to the current health plan. Carlson motioned to approve renewal of City's Health Plan with Meritain Health, keeping the stop loss at $45,000 per individual. Yant seconded. On roll call, the following voted aye: Yant, Carlson, Sumstine, and Evans. Motion carried.

Agenda Item #5, Consider Approval of Treasury Report, July 2022.

Cederburg presented the July 2022 Treasury Report. Evans motioned to approve the July 2022 Treasury Report and Carlson seconded. On roll call, the following voted aye: Yant, Carlson, Sumstine, and Evans. Motion carried.

Agenda Item #6, Consider Approval of Budget Report, July 2022.

Cederburg presented the July 2022 Budget Report. Evans motioned to approve July 2022 Budget Report and Yant seconded. On roll call, the following voted aye: Yant, Carlson, Sumstine, and Evans. Motion carried.

Agenda Item #7, Consider Approval of Ordinance Amending Section 86-187, Drilling, of the Minden Municipal Code, Third Reading.

Sumstine introduced Ordinance No. 1269 for its third reading.

ORDINANCE NO. 1269

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AN ORDINANCE TO AMEND CHAPTER 86, ARTICLE IV OF THE MUNICIPAL CODE OF MINDEN, KEARNEY COUNTY, NEBRASKA, BY AMENDING SECTION 86-187 AS THE SAME RELATES TO WATER; AND PROVIDING FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM.

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

Section 1. That Section 86-187, Drilling be amended in the Municipal Code of the City of Minden, Kearney County, Nebraska, the same to read as follows:

Section 86-187. Drilling

(a) Water well construction. No person shall drill any water well within the corporate limits of the city within 300 feet of an established water main which has been placed in service by the city, unless a permit therefor has been issued by a three-fourths vote of the city council. Wells shall be drilled in accordance with the city's current standards for water well construction.

1. Whenever it becomes necessary for a public municipal purpose the City of Minden shall be allowed to drill a water well for potable or non-potable use. The City Council shall approve the drilling of such well, and such well shall be drilled in accordance with the city's current standards for water well construction.

2. Whenever said municipal well is for a public purpose, if necessary, it may be drilled within 300 feet of any established water main.

(b) Distance requirements. In order to protect the municipal potable water supply, the following distances from a well shall be enforced:

Category	Distance	
	Feet	Meters
Nonpotable water well	1,000	300
Sewage lagoon	1,000	300
Absorption or disposal field for waste	500	150
Cesspool	500	150
Dump	500	150
Feedlot or feedlot runoff	500	150
Corral	500	150
Pit toilet	500	150
Sanitary landfill	500	150
Chemical or petroleum product	500	150
Septic tank	500	150
Sewage treatment plant	500	150
Sewage wet well	500	150
Sanitary sewer connection	100	30
Sanitary sewer manhole	100	30
Sanitary sewer line	50	15

Sanitary sewer line (permanently water tight)	10	3

When surface runoff or underground movement from potential sources of contamination may adversely affect the quality of water from such supplies, the distance separating these potential sources of contamination and the well or spring should be greater than that listed in the above schedule.

(C.O. Ord No. 1269, 8/15/2022)

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. 12XX and shall be in full force and effect from and after its passage, approval and publication according to law.

Passed and approved this 15th day of August, 2022.

/s/ Ted Griess
Ted Griess, Mayor

ATTEST:

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

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

Agenda Item #8, Consider Selection of Bidder for Minden West Estates Phase II Construction Project.

Brian Friedrichsen, Olsson Associates, stated there were 6 bidders for the project. All but 2 bids came in under the engineer's estimate. It is recommended to select Werner Construction as they are the low bidder. Werner would do the paving and they would subcontract with Midlands for the utilities work and Lising for the grading work. They hope to start the dirtwork this fall with utilities starting this winter.

Yant motioned to select Werner Construction for the Minden West Estates Phase II Construction Project and Evans seconded. On roll call, the following voted aye: Yant, Carlson, Sumstine, and Evans. Motion carried.

Agenda Item #9, Consider Selection of Firm based upon Request for Qualifications for City to pursue State Revolving Funds for water main replacement.

Friedrichsen stated Olsson would be happy to continue their work with the City on its water mains. Olsson did the Phase 1 project. The City recommends Olsson since they did the first phase.

Sumstine motioned to select Olsson Associates to pursue State Revolving Funds for water main replacement. Yant seconded. On roll call, the following voted aye: Yant, Carlson, Sumstine, and Evans. Motion carried.

Agenda Item #10, Consider Approval of Resolution Authorizing the Mayor to Sign the Municipal Annual Certification of Program Compliance Form.

Do not recreate or revise the pages of this document, as revisions and recreations will not be accepted. Failure to return both pages of the original document by the filing deadline (October 31, 2022) may result in the suspension of Highway Allocation funds until the documents are filed.

RESOLUTION

SIGNING OF THE
MUNICIPAL ANNUAL CERTIFICATION OF PROGRAM COMPLIANCE
2022

Resolution No. 1743

Whereas: State of Nebraska Statutes, sections 39-2115, 39-2119., 39-2120, 39-2121, and 39-2520(2), requires an annual certification of program compliance to the Nebraska Board of Public Roads Classifications and Standards; and

Whereas: State of Nebraska Statute, section 39-2120 also requires that the annual certification of program compliance by each municipality shall be signed by the Mayor or Village Board Chairperson and shall include the resolution of the governing body of the municipality authorizing the signing of the certification.

Be it resolved that the Mayor ☒ Village Board Chairperson ☐ of Minden
(Check one box) (Print name of municipality)
is hereby authorized to sign the Municipal Annual Certification of Program Compliance.

Adopted this 15 day of August, 2022 at Minden Nebraska.
(Month)

City Council/Village Board Members

Larry Evans
Teresa Sumstine
Bob Carlson
Jack Yant

City Council/Village Board Member Evans
Moved the adoption of said resolution
Member Carlson Seconded the Motion
Roll Call: 4 Yes Ø No Ø Abstained Ø Absent
Resolution adopted, signed and billed as adopted.

Attest: Abbey Jordan
(Signature of Clerk)

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Evans motioned to approve Resolution 1743 Authorizing the Mayor to Sign the Municipal Annual Certification of Program Compliance Form and Carlson seconded. On roll call, the following voted aye: Yant, Carlson, Sumstine, and Evans. Motion carried.

Agenda Item #12, Personnel Discussion

Yant motioned to enter a closed session at 6:44 pm. Sumstine seconded. On roll call, the following voted aye: Yant, Carlson, Sumstine, and Evans. Motion carried.

Carlson motioned to exit the closed session at 7:48 pm. Yant seconded. On roll call, the following voted aye: Yant, Carlson, Sumstine, and Evans. Motion carried.

Evans motioned to enter open session at 7:49 pm and Carlson seconded. On roll call, the following voted aye: Yant, Carlson, Sumstine, and Evans. Motion carried.

Agenda Item #13, Open Mic Public Comments.

None were made.

Agenda Item #14, Adjournment

Carlson motioned to adjourn at 7:50 pm and Evans seconded. On roll call, the following voted aye: Yant, Carlson, Sumstine, and Evans. Motion carried.

/s/ Ted Griess
Ted Griess, Mayor

Attest:

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