

August 5, 2008

Colleen Paden, Mayor, called a meeting of the Mayor and Council of the City of Stanton, Nebraska to order on August 5, 2008 at 6 p.m. in the City Hall meeting room. The Mayor announced to the public that a current copy of the Open Meetings Act was posted on the wall by the door. Council Members answering roll call: Ray Wolf Jr., Jody Caldwell, Rolland Lorensen, Jay Spence. Also present were: Katie Kai, Dale Detlefsen, Dennis Patterson, Tim Pritchett, Alberta Lehman, Bill Johnson, Gene Phillips, Brandon Remm, Frank Smolik, Lori Webster, Jerry Webster, Lori Strong, Don Eikmeier, Dave Kment, Russ Johnson, Colleen Butterfield, Dallas Heckens, Sam Mandolfo, Dan Dunne, and Nancy Morfeld (who recorded the minutes).

A motion was duly made by Council Member Spence to adjourn into closed session at 6:01 p.m. to discuss personnel policy changes and personnel performance issues. Attending the closed session were City Council Members, Mayor, City Attorney and Don Eikmeier. A motion was duly made by Council Member Spence to adjourn from closed session at 6:50 p.m.

Personnel A motion was duly made by Council Member Spence to proceed with the proposal from Don Eikmeier on personnel, Council Members will notify the Mayor regarding suggestions of points to communicate to employees, will set up meeting with employees and a summary with points of discussion will be given to the City Council when finalized. Council Member Lorensen seconded the motion. Roll call: YEA: Caldwell, Spence, Lorensen, Wolf. Motion carried.

Meeting was reconvened at 7 p.m.

A motion was duly made by Council Member Wolf to approve the consent agenda. Council Member Spence seconded the motion. Roll call: YEA: Wolf, Caldwell, Spence, Lorensen. Motion carried. The following items were approved: (1) Adopt agenda; (2) Meeting was published in the Stanton Register on July 30, 2008 and the agenda was delivered to the Mayor and Council on August 1, 2008; (3) Approve the minutes of the July 1, 2008 meeting and special meeting of July 7, 2008; (4) Accept the minutes from various city boards as received; (5) Approval of the Statement of Fund Balances General Accounts and Utilities; (6) Approval of claims for July 2, 2008 through August 5, 2008; (7) Approval of Nursing Home (Stanton Health Center) report of accounts (8) Approve appointment of Jeremy Kerbel to Stanton Fire Department.

Agreement The Mayor turned the meeting over to Council President Wolf. A motion was duly made by Council Member Wolf to approve Resolution 477 authorizing the Mayor to sign the contract as submitted with US Cellular to place an antenna on the city water tower. Council Member Spence seconded the motion. Roll call: YEA: Spence, Lorensen, Wolf, Caldwell. Motion carried. The meeting was turned back to Mayor Paden.

NH Lori Strong and Gene Phillips presented the Nursing Home report to the City Council. A lengthy discussion was held regarding placement of the utility line being installed by Stanton County Public Power. A separate meeting will be held with the Nursing Home Board, City Council and Stanton County Public Power Board of Directors, tentatively set for August 28 at 8 p.m. to discuss placement of the line by the Nursing Home.

Agreement Discussion was held regarding figures received from Stanton County Public Power on the franchise agreement changes. No action was taken.

Street Discussion was held regarding correcting the flow of drainage in the alley between Jackpine and Kingwood east of 10th Street. Jerry Webster and Dale Detlefsen will work on what is needed, with the City Engineer possibly aiding in the design.

Street A motion was duly made by Council Member Spence to approve the specifications as submitted and to advertise for bids on a payloader. Council Member Wolf seconded the motion. Roll call: YEA: Spence, Lorensen, Wolf, Caldwell. Motion carried.

Rescue Discussion was held regarding the inability of the Stanton Rescue Department to handle calls due to low EMT numbers. They have enough drivers, but must have an EMT to leave the bay. A new EMT class will be starting in September and the department will pay the cost if someone is willing to take the class and be on the rescue department.

Street A consensus was given by the City Council regarding cleaning of the parking area by Ivy Manor in the winter and that all vehicles need to be moved if this area is to be cleaned.

Water A consensus was given by the City Council to require all citizens to pay the \$25 fee as stated in Ordinance 780 for not reading the water meter for over 3 months as required by the Ordinance.

Foundation Discussion was held on payment of the quarterly membership dues of \$100 for the Stanton Community Foundation. The Mayor will discuss this with the Foundation president and possible funding options.

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General A public hearing was opened at 9:07 p.m. to discuss approval of application for class CK liquor license for Wolf's Den, Joseph Hyduke. Mayor Paden read notice of hearing. No comments were received at the hearing. No comments were received by the City Clerk. The public hearing was closed at 9:10 p.m. A motion was duly made by Council Member Wolf to approve the Class CK liquor license for Wolf's Den, Joseph Hyduke. Council Member Caldwell seconded the motion. Roll call: YEA: Lorensen, Wolf, Caldwell, Spence. Motion carried.

Street A consensus was given to gather all old / excess/ unused equipment and to offer for sealed bids. Discussion was held on the many pairs of city skates and to see if there is any interest in them by another organization or storage of them.

Sewer Discussion was held on the estimate for approximately 50 feet of sewer main repair on Douglas from Penro Construction in the amount of \$12,000. The City Attorney will look into the bidding requirements and approval for this type of project.

General The budget figures were discussed and final approval will be at the September 2 meeting.

Sewer Council Member Wolf introduced Ordinance 787 entitled: AN ORDINANCE OF THE CITY OF STANTON, NEBRASKA, TO AMEND A PORTION OF CHAPTER 170, ARTICLE 56, SECTION 12 OF THE NEBRASKA BASIC CODE OF ORDINANCES TITLE XVII LOCAL LEGISLATION OF STANTON, NEBRASKA, PERTAINING TO SEWER RATES; TO SET NEW MINIMUM SEWER RATES; TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES OR SECTIONS; TO PROVIDE FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM; TO PROVIDE FOR AN EFFECTIVE DATE. Council Member Spence seconded the motion to introduce Ordinance 787 and upon roll call vote on the motion, the following Council Members voted YEA: Lorensen, Wolf, Caldwell, Spence. Motion carried. Council Member Wolf moved that the statutory rule requiring reading on three different days be suspended, Ordinance 787 be moved for final passage, and to authorize publication in pamphlet form. Council Member Spence seconded the motion. Upon roll call vote on the motion, the following Council Members voted YEA: Lorensen, Wolf, Caldwell, Spence. Motion carried. The motion to suspend the rules was adopted by three fourths of the City Council and the statutory rule was declared suspended for consideration of the ordinance. The passage and adoption of said ordinance having been concurred in by a majority of all members of the Council, the Mayor declared the ordinance adopted, and the Mayor signed and approved the ordinance and the Clerk attested the passage and approval of the same and affixed her signature thereto.

Personnel Council Member Wolf introduced Ordinance 786 entitled: AN ORDINANCE OF THE CITY OF STANTON, NEBRASKA, TO AMEND TITLE 170, CHAPTER 33, SECTION 45 OF THE NEBRASKA BASIC CODE, LOCAL LEGISLATION OF STANTON, NEBRASKA PERTAINING TO MUNICIPAL OFFICIALS; SETTING WAGES FOR EMPLOYEES; TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES OR SECTIONS; TO PROVIDE FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM; TO PROVIDE FOR AN EFFECTIVE DATE, with a change to the City Treasurer wage to \$13.00 per hour. Council Member Spence seconded the motion to introduce Ordinance 786 and upon roll call vote on the motion, the following Council Members voted YEA: Lorensen, Wolf, Caldwell, Spence. Motion carried. Council Member Wolf moved that the statutory rule requiring reading on three different days be suspended, Ordinance 786 be moved for final passage, and to authorize publication in pamphlet form. Council Member Spence seconded the motion. Upon roll call vote on the motion, the following Council Members voted YEA: Lorensen, Wolf, Caldwell, Spence. Motion carried. The motion to suspend the rules was adopted by three fourths of the City Council and the statutory rule was declared suspended for consideration of the ordinance. The passage and adoption of said ordinance having been concurred in by a majority of all members of the Council, the Mayor declared the ordinance adopted, and the Mayor signed and approved the ordinance and the Clerk attested the passage and approval of the same and affixed her signature thereto.

Zoning Council Member Spence introduced Ordinance 788 entitled: AN ORDINANCE OF THE CITY OF STANTON, NEBRASKA, TO AUTHORIZE THE VACATING OF ALLEY IN BLOCK 13, HOLMAN AND GRAVES ADDITION TO THE CITY OF STANTON, NEBRASKA; TO AMEND THE OFFICIAL ZONING MAP OF THE CITY OF STANTON, NEBRASKA TO SHOW CHANGE IN SAID BLOCK; TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCE OR SECTIONS; TO PROVIDE FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM; TO PROVIDE FOR AN EFFECTIVE DATE. Council Member Wolf seconded the motion to introduce Ordinance 788 and upon roll call vote on the motion, the following Council Members voted YEA: Lorensen, Wolf,

Caldwell, Spence. Motion carried. Council Member Spence moved that the statutory rule requiring reading on three different days be suspended, Ordinance 788 be moved for final passage, and to authorize publication in pamphlet form. Council Member Wolf seconded the motion. Upon roll call vote on the motion, the following Council Members voted YEA: Lorensen, Wolf, Caldwell, Spence. Motion carried. The motion to suspend the rules was adopted by three fourths of the City Council and the statutory rule was declared suspended for consideration of the ordinance. The passage and adoption of said ordinance having been concurred in by a majority of all members of the Council, the Mayor declared the ordinance adopted, and the Mayor signed and approved the ordinance and the Clerk attested the passage and approval of the same and affixed her signature thereto.

Zoning A motion was duly made by Council Member Wolf to approve Resolution 476 authorizing a \$500 increase in the yearly payment for zoning administration services with Stanton County. Council Member Caldwell seconded the motion. Roll call: YEA: Spence, Lorensen, Wolf, Caldwell. Motion carried.

Street Discussion was held regarding parking on Ivy Street between 10th and 11th and to possibly contact Braun to have employees leave the stalls in front of other businesses open for customers.

Zoning Discussion was held on dilapidated properties in the community, including 604 Jackpine and 1502 Gumwood. The garage at 407 10th has been removed. Dallas Heckens addressed the Council regarding the costs he had put into his garage to repair prior to removal, since the council advised him he could repair the structure in March 2008 and then decided in June 2008 to have structure demolished. He advised that he purchased 11 bundles shingles and the labor to install on half of the roof and wanted to know about reimbursement. The Council took this under advisement and will discuss at the next meeting. Discussion was held on the property located at 11th and Gumwood (Hajek).

A motion was duly made by Council Member Spence to adjourn the meeting at 9:50 pm. Council Member Caldwell seconded the motion. Roll call: YEA: Lorensen, Caldwell, Spence, Wolf. Motion carried.

I, the undersigned Clerk, hereby certify that the foregoing is a true and correct copy of the proceedings had and done by the City Council at the August 5, 2008 meeting; that all of the subjects included in the foregoing proceedings were contained in the Agenda for the meeting, held continually current and available for inspection at the Office of the City Clerk, that such subjects were contained in the agenda for at least twenty-four hours prior to said meeting, that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by the members of the public; that said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said Body; that all news media notification concerning meetings of said Body were provided notification of the time and place of said meeting and the subjects to be discussed at said meeting.

Nancy A. Morfeld, City Clerk

Colleen M. Paden, Mayor