

September 2, 2008

Colleen Paden, Mayor, called a meeting of the Mayor and Council of the City of Stanton, Nebraska to order on September 2, 2008 at 7 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. Absent: Jay Spence. Also present were: Katie Kai, Dale Detlefsen, Dennis Patterson, Tim Pritchett, Alberta Lehman, Bill Johnson, Gene Phillips, Frank Smolik, Bruce Hoehne, LaLene Bates, Marlene Reichmuth, Bob Paden, Pam Fuerhoff, Laura Hess, Clint Warnke, Cory Locke, and Nancy Morfeld (who recorded the minutes).

A motion was duly made by Council Member Wolf to approve the consent agenda. Council Member Caldwell seconded the motion. Roll call: YEA: Wolf, Caldwell, Lorensen. Motion carried. The following items were approved: (1) Adopt agenda; (2) Meeting was published in the Stanton Register on August 27, 2008 and the agenda was delivered to the Mayor and Council on August 29, 2008; (3) Approve the minutes of the August 21, 2008 meeting and special meeting of August 25, 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 August 22, 2008 through September 2, 2008; (7) Approval of Nursing Home (Stanton Health Center) report of accounts.

**Street** Bids were opened for the purchase of a payload loader for the street department. Bids were received from: Murphy Tractor – John Deere 444K loader with trade in - \$83484; Titan Machinery – Case 521 E 2 yd Wheel Loader with trade in - \$67900 or \$77,700 (financed) with trade in or \$100800 without trade in; NMC – Cat 924H with trade in - \$105460; Rueter's – Hyundai 730-7AXTD with trade in - \$72000; Rueter's – Used Hyundai 730-7XTD with trade in - \$54400. The Council will look over the bids and award at the Council meeting on September 18<sup>th</sup>.

**NH** Gene Phillips updated the City Council on Nursing Home reports. A motion was duly made by Council Member Wolf to approve the request by the Nursing Home Board to pay up to \$25,000 for ½ the supply cost for Stanton County Public Power to install the power line on the south side of Highway 24 instead of on the Nursing Home property. Council Member Caldwell seconded the motion. Roll call: YEA: Caldwell, Lorensen, Wolf. Motion carried.

**Agreement** Discussion was held regarding changing the lease policy with Stanton County Public Power District to a franchise agreement as recommended by the District's accountant and transfer ownership of the system to Stanton County Public Power District. The City currently has nothing on the inventory list regarding electric lines. This is needed to make working with FEMA easier during a disaster to get funding on line replacement. The Council suggested the possibility of bidding out the operation of the electric system for the City of Stanton and to not use Stanton County Public Power. The Council will discuss at the meeting on September 18<sup>th</sup>.

**Street** A motion was duly made by Council Member Wolf to allow Bruce Hoehne to install approximately 135' of curb on his street / property with the City share of the concrete not to exceed \$900. Council Member Lorensen seconded the motion. Roll call: YEA: Lorensen, Wolf, Caldwell. Motion carried.

**Zoning** A public hearing was opened at 7:55 p.m. to discuss proposed amendments and additions to the City of Stanton Comprehensive Plan, Zoning Regulations and Subdivision Regulations concerning: Radio, Television and Wireless Telecommunication Towers, Wind Energy Conservation Systems, Zoning Map and Jurisdiction line, accessory buildings and lot boundary changes. No comments were received by the City Clerk. Discussion was held on the addition of showing the location of utility easements to be included on a change of boundary and all zoning information that needs to be filed shall be done by Resolution of the City Council. The public hearing was closed at 8:42 p.m. The necessary ordinances will be drawn up for Council approval.

**Zoning** The conditional use permit is being followed by Bob Kuehn / Ken Funk for the storage facility they are constructing along Highway 24.

**Admin** A public hearing was opened at 8:50 p.m. to approve the fiscal year 2008 – 2009 budget. No comments were received by the City Clerk. No comments were received at the hearing. The public hearing was closed at 8:52 p.m.

Council Member Wolf introduced Ordinance 789 entitled: AN ORDINANCE OF THE CITY OF STANTON, NEBRASKA, TO ADOPT THE BUDGET STATEMENT TO BE TERMED THE ANNUAL APPROPRIATION BILL; TO APPROPRIATE SUMS FOR NECESSARY EXPENSES AND LIABILITIES; TO PROVIDE FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM; TO PROVIDE FOR AN EFFECTIVE DATE. Council Member Caldwell seconded the motion to introduce Ordinance 789 and upon roll call vote on the motion, the following Council Members voted

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YEA: Lorensen, Wolf, Caldwell. Motion carried. Council Member Wolf moved that the statutory rule requiring reading on three different days be suspended, Ordinance 789 be moved for final passage, and to authorize publication in pamphlet form. Council Member Caldwell seconded the motion. Upon roll call vote on the motion, the following Council Members voted YEA: Lorensen, Wolf, Caldwell. 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.

A motion was duly made by Council Member Wolf to approve an additional 1% increase in restricted funds as allowed. Council Member Caldwell seconded the motion. Roll call: YEA: Lorensen, Wolf, Caldwell. Motion carried.

A motion was duly made by Council Member Wolf to approve the Stanton Utility Budget and Stanton Health Center budget as submitted. Council Member Caldwell seconded the motion. Roll call: YEA: Lorensen, Wolf, Caldwell. Motion carried.

A public hearing was opened at 9:53 p.m. to set the final tax request for fiscal year 2008 – 2009. No comments were received by the City Clerk. No comments were received at the hearing. The public hearing was closed at 9:55 p.m.

A motion was duly made by Council Member Wolf to approve Resolution 478 setting the tax request for fiscal year 2008 – 2009 at \$206,919.50. Council Member Caldwell seconded the motion. Roll call: YEA: Lorensen, Wolf, Caldwell. Motion carried.

**Sewer** A motion was duly made by Council Member Wolf to accept the bid from Penro Construction in the amount of \$12,000 to repair a portion of sewer line on Douglas Street, east of the bridge. Council Member Lorensen seconded the motion. Roll call: YEA: Wolf, Caldwell, Lorensen. Motion carried.

**Water** No action was taken on the information for setting up Water / Wastewater Mutual Aid from the League of Nebraska Municipalities.

**Street** Discussion was held on selling 4 items: 5' rotary cutter, 444 IH tractor, Sweeprite street sweeper, and Cushman 3 wheeler. Council Member Caldwell will work on selling the street sweeper on ebay and possibly selling the other items when the Fair Board has their sale or selling by sealed bids.

**Personnel** Discussion was held on the draft overtime policy. It was decided that comp time will be allowed for all employees to replace overtime. The policy will be re-written and approved at the September 18<sup>th</sup> meeting.

**Code Issues** Discussion was held on cleanup of property by the old Elmer's Repair building, removal of the Reikofski house by 10<sup>th</sup> and Douglas, property at 1502 Gumwood and 6<sup>th</sup> and Jackpine. The Mayor and Council will look into these and discuss at the next council meeting.

**Admin** Discussion was held on the status of surveys from 2007 that still have not been returned. Another letter will be sent to the last 30 to see if they will respond.

A motion was duly made by Council Member Wolf to adjourn the meeting at 9:50 pm. Council Member Caldwell seconded the motion. Roll call: YEA: Lorensen, Caldwell, 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 September 2, 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

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