

October 23, 2008

Colleen Paden, Mayor, called a meeting of the Mayor and Council of the City of Stanton, Nebraska to order on October 23, 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, Jay Spence. Also present were: Dale Detlefsen, Dennis Patterson, Tim Pritchett, Alberta Lehman, Frank Smolik, Jim Campbell, Katie Armbruster, and Nancy Morfeld (who recorded the minutes).

A motion was duly made by Council Member Wolf to approve the consent agenda, with the exception of the minutes from the last council meeting. Council Member Caldwell seconded the motion. Roll call: YEA: Wolf, Caldwell, Lorensen, Spence. Motion carried. The following items were approved: (1) Adopt agenda; (2) Meeting was published in the Stanton Register on October 15, 2008 and the agenda was delivered to the Mayor and Council on October 21, 2008; (3) Accept the minutes from various city boards as received; (4) Approval of the Statement of Fund Balances General Accounts and Utilities; (5) Approval of claims for October 8, 2008 through October 23, 2008; (6) Letter from NE Dept of Roads regarding Local Public Agency Projects and District 3 Program Meeting; (7) Letter from JEO regarding One and Six Year Street Improvement Program; (8) Letter from NE Dept of Roads regarding minimum design standards; (9) Letter from DEQ regarding sewer rates.

**Admin** Discussion was held on insurance bids and possible changes. No action was taken by the council.

No action was taken on the Pilger Rest Area.

Discussion was held on the FTC Fair and Accurate Credit Transaction Act, with Nancy and Alberta to work on developing policy and bringing back for council approval.

**Street** Discussion was held on stop sign at 6<sup>th</sup> and Gumwood. Council Member Lorensen will do research on this and bring back to council at the next meeting.

**Water / Sewer** A motion was duly made by Council Member Wolf to vacate the utility easements as requested for Block 2 Paden Addition. Council Member Spence seconded the motion. Roll call: YEA: Lorensen, Wolf, Caldwell, Spence. Motion carried.

A motion was duly made by Council Member Wolf to approve the construction of 69 KV overhead transmission line for Stanton County Public Power preliminary notice for utilities in the area. Council Member Spence seconded the motion. Roll call: YEA: Wolf, Caldwell, Spence, Lorensen. Motion carried.

**Street** A motion was duly made by Council Member Caldwell to approve the loan from Stanton National Bank at 4.25% for the payloader for a 5 year period. Council Member Wolf seconded the motion. Roll call: YEA: Caldwell, Spence, Lorensen, Wolf. Motion carried.

**Admin** A consensus was given to reschedule the November 4<sup>th</sup> meeting to November 6<sup>th</sup> at 7 p.m.

**Zoning** The City Attorney will notify the property owners for 11<sup>th</sup> and Gumwood (the old Elmer's Repair) to attend the meeting on November 6<sup>th</sup> to discuss options for the property or have the Building Inspector come out to evaluate the property.

Discussion was held on the following items: trailer that had fire needs to be removed yet, Reikofski property at 10<sup>th</sup> and Douglas needs to be torn down yet, Wolf's Den liquor license has been renewed, tree at 4<sup>th</sup> and Kingwood is being cleaned up, City can receive payments from FEMA and city personnel need to take NIM's training for funding, Council Member Caldwell received a letter from Stanton Telecom regarding agenda items and she shared this item with the council, a notice will be placed in the paper regarding snow removal and moving vehicles from the city streets.

A motion was duly made by Council Member Spence to adjourn into executive session at 7:55 p.m. to discuss personnel issues and to prevent the needless injury to the reputation of an individual. Council Member Wolf seconded the motion. Roll call: YEA: Lorensen, Wolf, Caldwell, Spence. Motion carried. A motion was duly made by Council Member Spence to adjourn from executive session at 8:40 p.m. Council Member Wolf seconded the motion. Roll call: YEA: Lorensen, Wolf, Caldwell, Spence.

A motion was duly made by Council Member Spence to approve the minutes for the October 7, 2008 meeting with the changes to the following paragraphs:

**"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. Council Member Lorensen and Attorney Locke visited with the League of Nebraska Municipalities and were advised that funding from FEMA is not an

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issue. Council Members would like to research the amount of electric inventory the City may have ownership in. The Council was looking into the possibility of charging Stanton County Public Power an additional fee to sign the franchise agreement.

Discussion was also held on the Phone franchise agreement that was signed in 1981, which was for an indefinite period of time. At that time no franchise fee was charged and further discussion on other franchise agreements having a 25 year maximum. City Attorney Locke recommended that no change was needed and a consensus was given to leave this agreement as it is." Council Member Wolf seconded the motion. Roll call: YEA: Lorensen, Wolf, Caldwell, Spence. Motion carried.

A motion was duly made by Council Member Spence to adjourn the meeting at 8:45 pm. Council Member Caldwell seconded the motion. Roll call: YEA: Lorensen, Caldwell, Wolf, Spence. 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 October 23, 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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