

MINUTES OF THE CITY COUNCIL MEETING HELD OCTOBER 7, 2013, AT 7:00 P.M. IN THE BPS ADMINISTRATION MEETING ROOM, 320 NORTH 5TH STREET.

Pledge of Allegiance

1-Roll Call: Present: Mayor Schuster, Councilmembers Carey, Catlin, Cook, Fairbanks, Langdale, Moore, Parde
Absent: Councilmember Tiemann

Mayor Schuster announced that a copy of the Open Meetings Act is posted in the meeting room and is accessible to members of the public.

Councilmember Cook arrived at 7:02 p.m.

2- Consent Agenda

- a. Approve agenda as submitted.
- b. Receive and place on file all notices pertaining to this meeting.
- c. Receive and place on file all materials having any bearing on this meeting.
- d. Approval of minutes of regular meeting on September 16, 2013, as on file in the City Clerk's Office.
- e. Approval of minutes of worksession on September 23, 2013, as on file in the City Clerk's Office.
- f. Approval of minutes of special meeting on September 30, 2013 as on file in the City Clerk's Office.
- g. Accepting the retirement of Rex Behrends as City Engineer effective February 2014.
- h. Resolution appointing Councilmembers Catlin, Fairbanks, and Parde to the Public Safety Dept. Committee.
- i. Resolution appointing Lora Young to the Community Redevelopment Authority.
- j. Resolution entering into Merchant Agreements for electronic bill payment and online payment systems.
- k. Resolution approving an amendment to the 1 & 6 Year Road Plan.
- l. Approval of special designated liquor license application of VIP Lounge for a beer garden at 106 N 5th Street on October 26, 2013 from 4:00 p.m. until 2:00 a.m. and approval of use of City sidewalk for said beer garden.
- m. Approval of special designated liquor license application of Main Street Beatrice for the Governor's Pheasant Hunt fundraiser on November 1 and 2, 2013 from 5:00 p.m. until midnight at Valentino's, 701 Court St.
- n. Approval of special designated liquor license application of C & C Processing, for sampling/tasting event on November 8, 2013 from 1:00 p.m. until 1:00 a.m. at C & C Specialty Market, 2312 N 6th St.

Moved by Catlin, seconded by Carey, that the items listed under the consent agenda, with the exception of items j and l, be approved, accepted and/or ratified as presented.

Roll Call: Yea: Carey, Catlin, Cook, Fairbanks, Langdale, Moore, Parde
Nay: None

Motion carried.

j-Moved by Catlin, seconded by Moore, to approve Resolution Number 5569 entering into Merchant Agreements for electronic bill payment and online payment systems.

Councilmember Parde questioned the cost of how much per person the charge would be, and also the fact that some customers do not have internet access.

City Administrator Tobias Tempelmeyer informed the Council that several staff members are in Utah for a weeklong software training session, and the fee is billed per transaction. He noted that it would be 1.4% per transaction. He explained that the City or Board of Public Works would absorb the transaction fees, and that the customer would pay the bill amount only. Mayor Schuster stated that when business goes on-line it becomes more complex. He said that this is the cost of doing business. Discussed if electronic payments would be expanded to the Landfill and other City locations, however, we will have to see if the system can handle varied on-line payments. Discussed whether this would

lead to going paperless; the computer software should allow customers to be billed by e-mail, designate a debit or credit account and set-up a certain day to pay bills.

Roll Call: Yea: Carey, Catlin, Cook, Fairbanks, Langdale, Moore, Parde
Nay: None

Motion carried.

I- Moved by Catlin, seconded by Parde, to approve the special designated liquor license application of VIP Lounge for a beer garden at 106 N 5th Street on October 26, 2013 from 4:00 p.m. until 2:00 a.m. and approval of use of City sidewalk for said beer garden.

Councilmember Parde questioned the liability issue and whether it would interfere with the parking spaces.

Roll Call: Yea: Carey, Cook, Fairbanks, Langdale, Moore
Nay: Parde, Catlin

Motion carried.

Mayor Schuster announced that item 7a will now be moved forward.

7a-Crete Mayor Roger Foster appeared to discuss the possibility of constructing a flood control dam and lake near Crete. He noted that there had been a 2008 study through the Nebraska State Legislature which had been taken to the Natural Resources Committee, but the Upper Big Blue Natural Resources District was not in favor last summer. He said the next step would be to meet with the Upper Blue Natural Resources District, and that he would like the City of Beatrice to be in favor of it. He said the land needs to be brought to a developmental condition in order to control the water to Kansas, and if the dam would become a reality that it would be 8-10 times the size of Branched Oak Lake, and would sit one-half to two-thirds full, and would be located 4 miles outside of Crete. Landowner concerns are about the timeline, and an estimate of \$125,000 for a feasibility study with an estimated cost of \$2-5 million dollars completion estimate.

Mayor Schuster said that moving water would possibly create recreational opportunities.

Steve Thornton residing at South 75th Road appeared and questioned restricting water for recreational purposes because the river is getting so low.

3 - Public Hearings/Bids:

4- Resolutions:

a. Resolution approving an agreement with the Beatrice Humane Society, Inc.

Mayor Schuster introduced Resolution Number 5571 approving an agreement with Beatrice Humane Society, Inc.

Moved by Catlin, seconded by Carey, that Resolution Number 5571 be passed and adopted.

Roll Call: Yea: Carey, Catlin, Fairbanks, Langdale, Moore, Parde
Nay: None
Abstain: Cook

Motion carried.

Resolution Number 5571 has been passed and approved.

b. Resolution approving a Contract for Sale of Real Estate selling Lot 21 except N60', Gage Co. Industrial Park First Sub and a portion of vacated Kinney Avenue to Duonix Beatrice, LP., (located at SW corner of Kinney Drive and Centennial Drive.)

Mayor Schuster introduced Resolution Number 5572 approving a Contract for Sale of Real Estate selling Lot 21 except N60', Gage Co. Industrial Park First Sub and a portion of vacated Kinney Avenue to Duonix Beatrice, LP., (located at SW corner of Kinney Drive and Centennial Drive.)

Roll Call: Yea: Carey, Catlin, Cook, Fairbanks, Langdale, Moore
Nay: None
Abstain: Parde

Motion carried.

Mayor Schuster announced to move back to consider Agenda item number 7 (b).

b. NGage Quarterly Report.

NGage Director, Bill Demuth, gave a quick overview of the last quarter with a focus on the strategic activity. He discussed the relationship with the Beatrice Public Schools and went through his report and informed the City Council that he wants to concentrate this year on small business start-ups.

c. Approval of requests for funding from the Community Development/Promotions budget line item.

City Administrator Tempelmeyer explained that the following applications were submitted and reviewed per the Council's request. Mayor Schuster noted that the funds will come out of the lodging occupation tax.

Moved by Catlin, seconded by Carey, to approve a request for funding from the Beatrice Area Chamber of Commerce for the Homestead Days Parade in the amount of \$524.00.

Roll Call: Yea: Carey, Catlin, Cook, Fairbanks, Langdale, Moore, Parde
Nay: None

Motion carried.

Moved by Catlin, seconded by Moore, to approve a request for funding from the Beatrice Area Chamber of Commerce for the Homestead Days Children's Entertainers @ Chautauqua Park in the amount of \$500.00.

Beatrice Area Chamber of Commerce Executive Director, Lora Young, said that this funding is for children's activities that aren't free of charge.

Roll Call: Yea: Carey, Catlin, Cook, Fairbanks, Langdale, Moore, Parde
Nay: None

Motion carried.

Moved by Catlin, seconded by Carey, to approve a request for funding from the Beatrice Area Chamber of Commerce for the Homestead Days Fireworks Display in the amount of \$1,250.00.

Chamber Executive Director Young explained that this is an extra display for the House of Orange to celebrate on Friday night of Homestead Days.

Roll Call: Yea: Carey, Catlin, Cook, Fairbanks, Langdale, Moore, Parde
Nay: None

Motion carried.

Moved by Catlin, seconded by Carey, to approve a request for funding from the Beatrice Area Chamber of Commerce for the Homestead Days Outdoor Movie in Chautauqua Park in the amount of \$379.00.

Chamber Executive Director Young said that this will be a family "G" rated movie.

Roll Call: Yea: Carey, Catlin, Cook, Fairbanks, Langdale, Moore, Parde
Nay: None

Motion carried.

Moved by Catlin, seconded by Cook, to approve a request for funding from the Beatrice Area Chamber of Commerce for the Homestead Days Horseshoe Tournament in the amount of \$210.25.

Chamber Executive Director Young complimented the City's nice horseshoe pits.

Roll Call: Yea: Carey, Catlin, Cook, Fairbanks, Langdale, Moore, Parde
Nay: None

Motion carried.

Moved by Catlin, seconded by Moore, to approve a request for funding from the Beatrice Area Chamber of Commerce for the Homestead Days Drag your Nag in the amount of \$501.50.

Chamber Executive Director Young explained that this was a new fun event where the husband carries the wife in a race-type situation.

Roll Call: Yea: Carey, Catlin, Cook, Fairbanks, Langdale, Moore, Parde
Nay: None

Motion carried.

Moved by Catlin, seconded by Moore, to approve a request for funding from the Beatrice Area Chamber of Commerce for the Homestead Days Classic & Street Road Show in the amount of \$691.50.

Chamber Executive Director Young told Councilmembers that she would like to increase the number of cars participating, and that the exhibitors like grass to display their vehicles.

Roll Call: Yea: Carey, Catlin, Cook, Fairbanks, Langdale, Moore, Parde
Nay: None

Motion carried.

Moved by Catlin, seconded by Moore, to approve a request for funding from the Beatrice Area Chamber of Commerce for the Homestead Days Kids Adventure Race in the amount of \$229.00.

Chamber Executive Director Young explained that this event will be moved into town on Sunday morning with a 5K adult race.

Roll Call: Yea: Carey, Catlin, Cook, Fairbanks, Langdale, Moore, Parde
Nay: None

Motion carried.

Moved by Catlin, seconded by Moore, to approve a request for funding from the Beatrice Area Chamber of Commerce for the Homestead Days 10K, 5K, and 1 mile youth fun run in the amount of \$317.75.

Chamber Executive Director Young explained that the only change is to have a 5K, and that her goal is to have 200 runners with true 5K and 10K races.

Roll Call: Yea: Carey, Catlin, Cook, Fairbanks, Langdale, Moore, Parde
Nay: None

Motion carried.

Moved by Catlin, seconded by Moore, to approve a request for funding from Main Street Beatrice for replacement bulbs and maintenance for Holiday lights in the amount of \$285.00.

Main Street Beatrice President, Stan Wirth, appeared and said that they would check to see if everything is in good working order.

Roll Call: Yea: Carey, Catlin, Cook, Fairbanks, Langdale, Moore, Parde
Nay: None

Motion carried.

Moved by Catlin, seconded by Langdale, to approve a request for funding from Main Street Beatrice for Night of the Great Pumpkin in the amount of \$271.63.

Main Street President Wirth said that this is an annual event with 800+ kids and parents attending.

Roll Call: Yea: Carey, Catlin, Cook, Fairbanks, Langdale, Moore, Parde
Nay: None Motion carried.

Moved by Catlin, seconded by Carey, to approve a request for funding from Main Street Beatrice for Christmas/Holiday Activities in the amount of \$994.50.

Main Street President Wirth stated that this money will be used for radio and mailing advertisements, the gift give a way, Santa and rides which are all open to the public.

Roll Call: Yea: Carey, Catlin, Cook, Fairbanks, Langdale, Moore, Parde
Nay: None Motion carried.

Moved by Catlin, seconded by Cook, to approve a request for funding from Main Street Beatrice for Chocolate Lover's Shopping Day Extravaganza in the amount of \$525.00.

Main Street President Wirth said this event will be held Feb. 2, 2014 and will allow them to purchase candy, have free pictures, gift bags and drawings. This is their second year of doing this and was very successful.

Roll Call: Yea: Carey, Catlin, Cook, Fairbanks, Langdale, Moore, Parde
Nay: None Motion carried.

8 – Miscellaneous:

- a. Next regular council meeting is October 21, 2013 at 7:00 p.m. in the BPS Admin Bldg Meeting Room.
- b. Worksession will be October 28, 2013 at 7:00 p.m. in the Beatrice Public Library Sargent Room.

Moved by Catlin, seconded by Carey that the meeting be adjourned at 8:10 p.m.

Roll Call: Yea: Carey, Catlin, Cook, Fairbanks, Langdale, Moore, Parde
Nay: None Motion carried.

Cathy Roever, Deputy City Clerk

Mayor Dennis Schuster
