

SUMMARY OF THE CITY COUNCIL REGULAR MEETING HELD JULY 19, 2010, AT 7:00 P.M. IN THE MEETING ROOM AT THE BPS ADMIN BLDG, 320 NORTH 5TH STREET.

1 – Roll Call: Present: Mayor Schuster, Councilmembers Carey, Catlin, Fetty, Lytle, Moore, Parde, Schmale
Absent: Councilmember Fairbanks

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.

Gage Co. Medical Director, Dr. Don Rice, and Nebr. EMS Director, Dean Cole, presented the State Emergency Medical Services Person of the Year Award to Beatrice Fire Chief, Brian Daake. Chief Daake and the department were commended for the innovative programs that have evolved under his leadership.

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 July 6, 2010 as on file in the City Clerk's Office.
- e. Approval of Treasurer's Report of Claims in the amount of \$609,443.09.
- f. Approval of BASWA Report of Claims in the amount of \$48,694.51.
- g. Approval of contract with Sta-Bilt Construction in the amount of \$32,010 for Armor Coat Project #10-489 as recommended by the BPW.

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

Roll Call: Yea: Carey, Catlin, Fetty, Lytle, Moore, Parde, Schmale
Nay: None

Motion carried.

Moved by Catlin, seconded by Fetty, to approve the contract with Sta-Bilt Construction in the amount of \$32,010 for Armor Coat Project #10-489 as recommended by the BPW.

Councilmember Moore requested more information regarding the company and thickness of the armor coat. City Engineer, Rex Behrends, reported on the project.

Roll Call: Yea: Carey, Catlin, Fetty, Lytle, Moore, Parde, Schmale
Nay: None

Motion carried.

3 – Public Hearings/Bids:

a. Hearing

- 1) Public Hearing concerning an application to the Nebr. Dept. of Economic Development for a Community Development Block Grant in the amount of \$30,000 for development of a plan to revitalize downtown.**

A public hearing was held concerning an application to the Nebr. Dept. of Economic Development for a Community Development Block Grant in the amount of \$30,000 for development of a plan to revitalize downtown.

Mayor Schuster explained that after being passed over the first time, the application could be resubmitted for consideration in the next round.

Moved by Catlin, seconded by Schmale, that the public hearing be closed at 7:09 p.m.

Roll Call: Yea: Carey, Catlin, Fetty, Lytle, Moore, Parde, Schmale
Nay: None

Motion carried.

4 – Resolutions:

- a. Resolution authorizing the application for a Community Development Block Grant in the amount of \$30,000 for development of a plan to revitalize downtown.**

Mayor Schuster introduced Resolution Number 5216 authorizing the application for a Community Development Block Grant in the amount of \$30,000 for development of a plan to revitalize downtown

Moved by Catlin, seconded by Fetty, that Resolution Number 5216 be passed and adopted.

Roll Call: Yea: Carey, Catlin, Fetty, Lytle, Moore, Parde, Schmale
Nay: None

Motion carried.

Passed and adopted Resolution Number 5216.

5 – Ordinances:

- a. Ordinance vacating a portion of Tiemann’s Fourth Addition.**

Mayor Schuster introduced an ordinance vacating a portion of Tiemann’s Fourth Addition.

Moved by Catlin, seconded by Fetty, that said ordinance be given number 10-014, the title thereof be approved, the rules be suspended, and said ordinance be read by number only three times tonight.

Roll Call: Yea: Carey, Catlin, Fetty, Lytle, Moore, Parde, Schmale
Nay: None

Motion carried.

Mayor Schuster read Ordinance Number 10-014 by number the first, second and third time.

Moved by Catlin, seconded by Fetty, the Ordinance Number 10-014 be passed and approved.

City Engineer, Rex Behrends, explained that in order to replat part of Lot 2 and all of Lots 3 and 4 into 2 lots changes the existing lot lines requiring a new plat.

Roll Call: Yea: Carey, Catlin, Fetty, Lytle, Moore, Parde, Schmale
Nay: None

Motion carried.

Passed and approved Ordinance Number 10-014.

- b. Ordinance approving the final plat of Tiemann’s Fifth Addition.**

Mayor Schuster introduced an ordinance approving the final plat of Tiemann’s Fifth Addition.

Moved by Catlin, seconded by Fetty, that said ordinance be given number 10-015, the title thereof be approved, the rules be suspended, and said ordinance be read by number only three times tonight.

Roll Call: Yea: Carey, Catlin, Fetty, Lytle, Moore, Parde, Schmale
Nay: None

Motion carried.

Mayor Schuster read Ordinance Number 10-015 by number the first, second and third time.

Moved by Catlin, seconded by Fetty, that Ordinance Number 10-015 be passed and approved.

Roll Call: Yea: Carey, Catlin, Fetty, Lytle, Moore, Parde, Schmale
Nay: None

Motion carried.

Passed and approved Ordinance Number 10-015.

6– Public Forum:

No one appeared at public forum.

7- Discussions/Reports:

- a. **Approval of special designated liquor permit application of VIP Lounge for a beer garden and dance at 106 North 5th Street to be held in conjunction with Main Street’s BBQ on August 28, 2010, from 3:00 p.m. to 12:00 a.m.**

Casey Collins, owner of VIP Lounge, and Alexis Winder, Executive Director of Main Street Beatrice, appeared to request that the council approve a special designated liquor permit application for VIP Lounge for August 28, 2010, as part of a Main Street event planned to generate excitement downtown. They proposed to close one block on 5th Street and will have food and a dance band all inside the fenced area. Discussion followed regarding positive comments from the recent Rib fest event, but a concern with use of the sidewalk.

Moved by Catlin, seconded by Schmale, that the request of VIP Lounge for a beer garden and dance on City property in conjunction with Main Street’s BBQ event be approved, and that the special designated permit application of VIP Lounge for a beer garden on August 28, 2010, from 3:00 p.m. until 12:00 a.m. at 106 North 5th Street, be recommended to the Nebraska Liquor Control Commission for approval.

Roll Call: Yea: Carey, Fetty, Lytle, Moore, Schmale
Nay: Catlin, Parde

Motion carried.

- b. **City Administrator Monthly Report**

Mayor Schuster referred to the monthly City Administrator’s Report as printed in the packet. City Administrator, Neal Niedfeldt reported that May sales tax revenues were up 3% over the previous year. Street projects were reallocated based upon need but the bottom line was the same. Electric utility revenue was up; however, residential water usage was down. Park projects include a shelter at Astro Park and Chautauqua Park road and parking lot improvements.

8- Miscellaneous:

- a. **Next regular council meeting is August 2, 2010 at 7:00 p.m. at BPS Admin Bldg meeting room.**
- b. **Worksession on July 26, 2010 at 7:00 p.m. in the Beatrice Public Library Sargent meeting room.**

Moved by Catlin, seconded by Lytle, that the meeting be adjourned at 7:26 p.m.

Roll Call: Yea: Carey, Catlin, Fetty, Lytle, Moore, Parde, Schmale
Nay: None

Motion carried.

Linda S. Koch, City Clerk

Mayor Dennis Schuster