

MINUTES OF THE CITY COUNCIL REGULAR MEETING HELD MAY 2, 2011 AT 7:00 P.M. IN THE BPS ADMINISTRATION MEETING ROOM, 320 NORTH 5TH STREET.

1 – Roll Call: Present: Mayor Schuster, Councilmembers Carey, Catlin, Fetty, Langdale, Moore, Parde, Schmale, Tiemann

Absent: None

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.

Mayor Schuster presented the Mayor for a Day Award winners to Conner Kelley, Easton Stevens, Hannah Drent, Sam Steffen, and Quentine Elliott; Nathan Lancaster was not present. Linda Grell of Keep Beatrice Beautiful thanked not only the winners but all that participated in the Great American Cleanup Trash Trek for Litter program.

Mayor Schuster read a Proclamation proclaiming May as National Preservation Month, which was presented to Alexis Winder, Main Street Beatrice Executive Director.

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 April 18, 2011 as on file in the City Clerk's Office.
- e. Approval of minutes of worksession on April 25, 2011 as on file in the City Clerk's Office.
- f. Approval of Treasurer's Report of Claims in the amount of \$381,675.13
- g. Approval of BASWA Report of Claims in the amount of \$22,912.61.
- h. Approval of special designated permit application of Navkar LLC for a beer garden at 3500 N 6th Street on May 20, 2011 from 1:00 p.m. until 1:00 a.m. and on May 21, 2011 from 1:00 p.m. until 1:00 a.m.
- i. Approval of special designated permit application of Risky's II Inc for a beer garden for the Rock Against Rape fundraiser on May 21, 2011 from 10:00 a.m. until 1:00 a.m.
- j. Approval of special designated permit application of Risky's II Inc for a beer garden for a Homestead Days Dance on June 17, 2011 from 10:00 a.m. until 1:00 a.m.
- k. Resolution Number 5287 appointing Darin Baehr to the Board of Public Works.
- l. Approval of write-off of ambulance bad debts to be sent to Collection Associates.
- m. Resolution Number 5288 appointing members to the Design-Build Selection Committee for the Carnegie Building Restoration project. (removed consideration of this item, deferred to May 16)
- n. Resolution Number 5289 entering into a Supplemental Project Program Agreement BL1103, Supp #1, between the City and the Nebraska Department of Roads.

Moved by Fetty, seconded by Schmale, that the items listed under the consent agenda, excluding item m, be approved, accepted and/or ratified as presented.

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

Motion carried.

3 - Public Hearings/Bids:

4- Resolutions:

- a. **Resolution approving the expenditure of \$3,500 to the Chamber of Commerce to assist with tourism events.**

Mayor Schuster introduced Resolution Number 5290 approving the expenditure of \$3,500 to the Chamber of Commerce to assist with tourism events.

Moved by Fetty, seconded by Langdale, that Resolution Number 5290 be passed and adopted.

Lori Warner, President of the Beatrice Area Chamber of Commerce, presented the request for \$2,000 to go towards entertainment during Homestead Days, \$1,000 towards banquet and prize expense for the Springer Spaniel Retriever Trials, and \$500 towards prize expense for the Nebraska Women's Golf Event. The request is to be paid with \$1,000 from the General fund budget and \$2,500 from lodging occupation tax dollars. All events will bring in people from outside of Beatrice, staying in our hotels, and increasing the amount of occupation tax coming in. Lori also updated the council on efforts to recruit other events; in 2012 have secured a 3-day event for the Nebraska State Harley Group.

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

Motion carried.

Passed and adopted Resolution Number 5290.

b. Resolution approving Interpretive Graphics Signs & Systems, Inc., a Utah Corporation, to construct the historic markers that are part of the Main Street Beatrice Historic Byway Signage Transportation Enhancement Grant.

Mayor Schuster introduced Resolution Number 5291 approving Interpretive Graphics Signs & Systems, Inc., to construct the historic markers that are part of the Main Street Beatrice Historic Byway Signage Transportation Enhancement Grant.

Moved by Fetty, seconded by Moore, that Resolution Number 5291 be passed and adopted.

City Engineer, Rex Behrends, explained that the Department of Roads was requesting a resolution as part of the procurement process and his recommendation was to use this same company that had supplied the Charles Park sign. The total cost of the project is \$30,000 with \$25,000 being paid by a grant and the \$5,000 matching funds supplied by Main Street Beatrice. Alexis Winder, Main Street Beatrice Executive Director, advised that a map showing the placement of the signs is available for viewing in her office.

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

Motion carried.

Passed and adopted Resolution Number 5291.

5- Ordinances:

a. Ordinance to amend Section 16-187 of the City Code regarding fines for operating a vehicle in violation of the posted speed limit.

Mayor Schuster introduced an ordinance to amend Section 16-187 of the City Code regarding fines for operating a vehicle in violation of the posted speed limit.

Moved by Fetty, seconded by Langdale, that said ordinance be given number 11-009, the title thereof approved, the rules be suspended, and said ordinance be read by number only 3 times tonight.

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

Motion carried.

Mayor Schuster read Ordinance Number 11-009 by number only the first, second and third times.

Moved by Fetty, seconded by Moore, that Ordinance Number 11-009 be passed and approved.

City Attorney, Tobias Tempelmeyer, explained that the proposed ordinance mirrors state statutes, which were changed one year ago, so this will update our City Code to match. The change provides for a higher fine of \$300.00 for traveling 35 mph or more over the authorized speed limit.

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

Motion carried.

Passed and approved Ordinance Number 11-009.

6 – Public Forum:

No one appeared at public forum.

7- Discussions/Reports:

a. Report of the Beatrice Plus committee and recommendation for approval of projects.

Councilmember Schmale presented the report of the Beatrice Plus Committee, that two applications were received and upon review recommended approval of both. Keep Beatrice Beautiful requested funds for a plaque to be installed on the memorial at Veteran’s Memorial Park and YRI requested funds for three benches to complete the dugout improvements at the Northern Natural Gas ball diamonds. The committee plans to include promotion mailers in the June or July BPW bills.

Moved by Fetty, seconded by Langdale, to approve the application of YRI for Beatrice Plus funds in the amount of \$1,400.00 for the purchase of three aluminum benches for the Northern Natural Gas ball diamond dugouts, as recommended by the Beatrice Plus Committee.

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

Motion carried.

Moved Fetty, seconded by Langdale, to approve the application of Keep Beatrice Beautiful for Beatrice Plus funds in the amount of \$1,183.00 for a plaque to be installed on the memorial at Veterans’ Memorial Park, as recommended by the Beatrice Plus Committee.

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

Motion carried.

b. Regarding stop sign located at the intersection of Union and Irving Streets.

Councilmember Moore, at the request of residents on Union Street, requested discussion regarding the possibility of removing the stop sign for north and south traffic at the intersection of Union and Irving Streets. Accident data was the criteria for putting the stop sign in place due to east and west traffic on Irving, which has diminished greatly due to the closing of the bridge. Police Captain, Jerry Lamkin, reported that the Police Chief’s recommendation was to leave the stop sign in place, by removing it traffic patterns may move over to Union increasing its traffic, and also there is a park nearby. Councilmembers requested more information regarding traffic counts and put on the next worksession for discussion.

8 –Miscellaneous:

- a. Next regular council meeting is May 16, 2011 at 7:00 p.m. in the BPS Admin Bldg Meeting Room.
- b. Worksession on May 23, 2011 at 7:00 p.m. in the Beatrice Public Library Sargent Meeting Room.

Moved by Fetty, seconded by Parde, that the meeting be adjourned at 7:40 p.m.

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

Motion carried.

Linda S. Koch, City Clerk

Mayor Dennis Schuster