

MINUTES OF THE CITY COUNCIL REGULAR MEETING HELD FEBRUARY 20, 2012 AT 7:00 P.M. IN THE BPS ADMINISTRATION MEETING ROOM, 320 NORTH 5TH STREET.

1 – Roll Call: Present: Mayor Schuster, Councilmembers Catlin, Carey, Fetty, Langdale, Moore, Parde, Schmale, Tiemann
Absent: None
Also Present: BPW members Vetrovsky, Clabaugh, Moran, Eskra, and Baehr

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.

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 February 6, 2012 as on file in the City Clerk's Office.
- e. Approval of Treasurer's Report of Claims in the amount of \$633,473.02
- f. Approval of BASWA Report of Claims in the amount of \$38,734.84.
- g. Approval of special designated liquor permit application of Main Street Beatrice for Taste of Spring fundraiser on April 14, 2012, from 6:00 p.m. to 8:00 p.m. at Aunt Mary's Center, 111 S 8th Street.
- h. Approval of plans, specifications and advertisement of bids for Valley Gutter Project 2012.
- i. Refer claim of Connley Waltke for damages to apartment at 618 N 7th Street on 1/11/2012 due to sewer line backup to the City Attorney and City's Insurance Carrier for review and disposition.
- j. Approval of payment estimate #2 in the amount of \$112,829.50 to Ayars & Ayars, Inc. for the Carnegie Building Restoration Project.
- k. Submit the question of whether Redevelopment Area #4 is blighted and substandard to Planning & Zoning Commission for review and recommendation.

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

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

3 - Public Hearings/Bids:

4– Resolutions:

- a. **Resolution authorizing the placement of stop signs for northbound traffic at Hospital Parkway and Hickory Road; for westbound traffic at Northgate Blvd and Hospital Parkway; and westbound traffic at Northgate Circle and Hospital Parkway.**

Mayor Schuster introduced Resolution Number 5375 authorizing the placement of stop signs for northbound traffic at Hospital Parkway and Hickory Road; for westbound traffic at Northgate Blvd and Hospital Parkway; and westbound traffic at Northgate Circle and Hospital Parkway.

Moved by Fetty, seconded by Langdale, that Resolution Number 5375 be passed and adopted.

City Engineer, Rex Behrends, reported on the placement of signs for traffic control at the new hospital area.

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

Passed and adopted Resolution Number 5375.

b. Resolution executing agreement with Nebraska Dept. of Roads for Project No. NH-77-1(130) regarding improvements to Highway US-77 within the City limits of Beatrice.

Mayor Schuster introduced Resolution Number 5376 executing agreement with Nebraska Dept. of Roads for Project No. NH-77-1(130) regarding improvements to Highway US-77 within the City limits of Beatrice.

Moved by Fetty, seconded by Tiemann, that Resolution Number 5376 be passed and adopted.

City Engineer Behrends explained the proposed project to improve Highway 77 from Holbrook to Millikin, including sidewalk improvements on the South 6th Street bridge, scheduled for the year 2014. The City's cost share is estimated at \$645,000 using relinquishment of STP funds. The bridge sidewalk improvement costs are 100% City's cost.

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

Passed and adopted Resolution Number 5376.

5- Ordinances:

a. Ordinance approving the Second Addendum to the Subdivision Improvement Agreement for Northgate Crossing Addition reducing the Hospital contribution for the Water Loop Project.

Mayor Schuster introduced an ordinance approving the Second Addendum to the Subdivision Improvement Agreement for Northgate Crossing Addition reducing the Hospital contribution for the Water Loop Project.

Moved by Fetty, seconded by Langdale, that said ordinance be given number 12-006, the title thereof be approved, the rules be suspended, and said ordinance be read by number only three times tonight.

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

Mayor Schuster read Ordinance Number 12-006 by number only the first, second and third times.

Moved by Fetty, seconded by Langdale, that Ordinance Number 12-006 be passed and approved.

City Administrator, Neal Niedfeldt, explained that the original estimate for the secondary water loop was \$450,000 of which the hospital agreed to pay \$333,000. Due to good weather conditions limiting the need for overtime, use of internal engineering staff, and purchasing materials in advance at a lower price, the final project cost is \$320,000. This addendum reduces the hospital share of cost to \$240,000. Jim Nelson, on behalf of the Beatrice Community Hospital, thanked city administration and department staff for the cost savings and for contacting the hospital with a new agreement. Don Vetrovsky, Chairman of the Board of Public Works, recognized the importance of the loop and the hospital for paying a part of it; being able to do the project at a reduced cost resulted in a great benefit for all.

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

Passed and approved Ordinance Number 12-006.

b. Ordinance creating Paving District Number 494, that portion of 19th Street commencing at Scott Street and ending 761.76 feet south.

the increase in net assets from the prior year. A single audit was also conducted to report on compliance with federal grants and awards, which identified no material weaknesses or noncompliance matters. City Administrator Niedfeldt reported that it is important to receive an unqualified opinion and further noted that the Board of Public Works has improved their financial status and the City-side has very little debt and the City is in favorable shape going forward.

b. Police Department 2011 Annual Report.

Police Chief, Bruce Lang, Police Chief, presented the Police Department 2011 Annual Report, which includes a lot of statistics and information on events within the City and all of Gage County because of operation of the County-wide 911 Communications Center. Most categories are consistent with larceny and thefts much improved. The Victim Assistance Unit had a busy year serving over 850 victims. Discussion followed regarding alcohol and drug related arrests, which has seen an increase. Chief Lang thanked the Mayor and Council for their support.

c. Monthly City Administrator's Report

Mayor Schuster referred to the City Administrator's report as printed in the packet. City Administrator Niedfeldt reported that revenues are coming in as anticipated and general fund expenditures are in line with the budget; the Street fund is under-budget due to less snow removal to date and capital projects not started yet.

8 –Miscellaneous:

Next regular council meeting is March 5, 2012 at 7:00 p.m. in the BPS Admin Bldg Meeting Room.
Worksession on February 27, 2012 at 7:00 p.m. in the Beatrice Public Library Sargent Meeting Room.

Moved by Fetty, seconded by Schmale, that the City Council meet with the Board of Public Works in executive session at 7:41 p.m. to discuss personnel.

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

Reconvened at 8:52 p.m.

Moved by Fetty, seconded by Moore, that the meeting be adjourned at 8:52 p.m.

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

Linda S. Koch, City Clerk

Mayor Dennis Schuster