

**MINUTES OF THE CITY COUNCIL REGULAR MEETING HELD FEBRUARY 16, 2015, AT 7:00 P.M. IN THE BPS ADMINISTRATION MEETING ROOM, 320 NORTH 5<sup>TH</sup> STREET, BEATRICE, NE**

Mayor Wirth led those in attendance in the Pledge of Allegiance

**1 – Roll Call:** Present: Mayor Wirth, Councilmembers Billesbach, Catlin, Cook, Fairbanks, Kerr, Morgan  
Absent: Councilmembers Clabaugh, Parde

Mayor Wirth 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 2, 2015, as on file in the City Clerk's Office.
- e. Approval of Treasurer's Report of Claims in the amount of \$646,337.05.
- f. Approval of BASWA Report of Claims in the amount of \$51,166.07.
- g. Approval of write-off of ambulance bad debts.
- h. Resolution Number 5740 approving a request from the Beatrice Area Chamber of Commerce to close Highway 136, which is also known as Court Street, from 2<sup>nd</sup> Street to 19<sup>th</sup> Street, on Saturday, June 20, 2015, between 8:00 a.m. until 12:00 p.m. for the Homestead Days Parade.
- i. Resolution Number 5741 appointing David Eskra as Chairman of the Beatrice Board of Public Works.
- j. Resolution Number 5742 entering into an agreement with Felsburg, Holt, and Ullevig to provide On-Call MS4 Compliance Assistance Services – Task 5 Stormwater Training and Annual Reporting.
- k. Resolution Number 5743 entering into an agreement with Felsburg, Holt and Ullevig to provide a Nebraska H2O Construction/Post-Construction Stormwater Management Program Development Proposal for Phase 2.

Moved by Catlin, seconded by Billesbach, that the items listed under the consent agenda, be approved, accepted and/or ratified as presented; Fairbanks abstained from 2d.

Roll Call:      Yea: Billesbach, Catlin, Cook, Fairbanks, Kerr, Morgan  
                    Nay: None

Motion carried.

**3 - Public Hearings/Bids:**

**a. Hearing**

**(1) Public Hearing on the One Year and Six Year Road and Street Plan for the City of Beatrice.**

Mayor Wirth announced that a public hearing be held on the proposed One Year and Six Year Road and Street Plan for the City of Beatrice.

Street Superintendent, Jason Moore, presented the proposed plan. The plan includes a new proactive approach to armor coating the city's asphalt streets by dividing the City into six quadrants and looking to armor coat the streets in one quadrant each year, which will then set up a plan to provide for armor



Grant Jones, Citizens Advisory Review Committee Chairperson, presented the committee's unanimous recommendation to submit the application to the city council for approval. Ryan Mitchell, President of Dempsters LLC, appeared to explain what has been developed to get Dempsters back up and running; they have employed many of the same workers and are using the same quality patented design, with some small enhancements, to build and market three sizes of spreaders. Glennis McClure, NGage Executive Director, reported that the NGage Board had reviewed the application and voiced their support. Discussion followed that equity has been provided and that the loan, to be used for working capital, will be repaid after 6 months.

Roll Call: Yea: Billesbach, Catlin, Cook, Fairbanks, Kerr, Morgan  
Nay: None

Motion carried.

Resolution Number 5745 has been passed and adopted.

### **5 – Ordinances:**

**None.**

### **6 – Public Forum:**

Don Vetrovsky, Board of Public Works (BPW) Chairperson, appeared at public forum to reflect and say thank you for the cooperation he has seen between the City Council and the BPW over his past 18 years of service on the board. After serving a combined 32 years of service, on the Planning & Zoning Commission, the City Council and the BPW, when his appointment comes up next month, he announced he would not sign on for another 5-year commitment. He shared his feelings on several projects that are forthcoming and encouraged the council to continue their cooperation and support.

### **7 – Discussions/Reports:**

#### **a. NGage Annual meeting**

Glennis McClure, NGage Executive Director, appeared to give notice of the Gage Area Growth Enterprise Annual Meeting (NGage) to be held February 19, 2015, at 4:00 p.m. and that at the meeting they will consider proposed amendments to the by-laws. City Administrator Tempelmeyer explained that they need approval from the City to consider changing the City Council Director from a voting member to an ex-officio non-voting member of the NGage Board of Directors. An issue arose recently when the City Council Director could not discuss or vote on an agreement with NGage at the City Council meeting; as an ex-officio member they would still attend all NGage meetings and executive sessions, but then be allowed to vote on an issue at the highest level, which would be at the City Council meeting. Discussion held that over the past three years growth and trust has taken place and it is time to make this change.

#### **b. Beatrice Police Department Annual Report**

Police Chief, Bruce Lang, presented the Beatrice Police Department Annual Report. He noted that the state now requires a minimum of 20 hours of formal training, which the department has always done and it is gratifying to see the state set those minimums. He explained that the calls for service number can be for anything tracked through the dispatcher, and that a separate section of the report shows the number of assaults, etc., noting that actual crime rates were lower for this last year and alcohol related offenses were also significantly lower. The renovation is complete and an open house is planned for the middle of March. Discussion followed regarding overtime hours, which include costs for grant programs that are reimbursed from the Office of Highway Safety, minimum staffing levels when officers are gone or until a

vacant position is filled, training, and also the nature of the job generates overtime for court or completing reports. Other items discussed: the department responds to all 911 calls, even hang-up calls; regarding the vehicles, the Chief would like to see a vehicle replaced every year to keep the fleet maintenance costs down; and the school resource program is a very positive program and is as successful as the person who fills that spot.

### **c. Legislative Update**

City Administrator Tempelmeyer presented the Legislative Update and brought to the Council's attention two bills; LB150 defining that political subdivisions are not a qualifying business and LB151 requiring financial institutions to provide the City with contact information for any nuisance issues. Discussed the various bills regarding Tax Increment Financing and that each identifies a different problem; administration will monitor and see what support to provide.

### **d. Monthly City Administrator's Report**

City Administrator Tempelmeyer presented the City Administrator's Monthly Report; highlights included that the Police Department HVAC project is completed and the Hannibal Park lighting project is completed.

## **8 – Executive Session:**

Moved by Catlin that the Beatrice City Council go into closed session at 8:11 p.m. for the protection of public interest to discuss real estate.

Seconded by Kerr that the Beatrice City Council go into closed session at 8:11 p.m. for the protection of public interest to discuss real estate.

Mayor Wirth announces that it has been moved by Catlin, seconded by Kerr, that the Beatrice City Council go into closed session at 8:11 p.m. for the protection of public interest to discuss real estate.

Roll Call:      Yea: Billesbach, Catlin, Cook, Fairbanks, Kerr, Morgan  
                    Nay: None

Motion carried.

Reconvened at 8:28 p.m.

## **9 – Miscellaneous:**

Next regular council meeting is March 2, 2015 at 7:00 p.m. in the Beatrice Public Schools Administration Building Meeting Room; there will be a Council worksession on February 23, 2015 at 7:00 p.m. in the Beatrice Public Schools Administration Building Meeting Room.

Moved by Catlin, seconded by Morgan, that the meeting be adjourned at 8:29 p.m.

Roll Call:      Yea: Billesbach, Catlin, Cook, Fairbanks, Kerr, Morgan  
                    Nay: None

Motion carried.

**Linda S. Koch, City Clerk**

**Mayor Stan Wirth**