

MINUTES OF THE REGULAR CITY COUNCIL MEETING

A regular meeting of the City Council was held on the 5th day of February, 2018 at 7:00 P.M. in the BPS Administration Building Board Room, 320 North 5th Street, Beatrice, Nebraska.

Mayor Wirth led those in attendance in the Pledge of Allegiance.

ROLL CALL

Attending: Mayor Wirth, Councilmembers: Billesbach, Catlin, Clabaugh, Fairbanks, Kerr, Parde

Absent: Cook, Morgan

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.

Mayor Wirth read a proclamation proclaiming March 2018 as "Problem Gambling Awareness Month".

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 January 15, 2018, as on file in the City Clerk's Office.
- e. Approval of minutes of work session meeting on January 22, 2018, as on file in the City Clerk's Office.
- f. Approval of Treasurer's Report of Claims in the amount of \$518,742.44.
- g. Approval of BASWA Report of Claims in the amount of \$43,799.70.
- h. Approval of write-off of ambulance bad debts.
- i. Award of bid for the Mill & Overlay Paving Project - 2018 to Pavers, Inc., in the amount of \$298,853.26, as recommended by the Board of Public Works.
- j. Approval of special designated license for Main Street Beatrice for a Meet and Mingle – Networking Event to be held March 6, 2018 from 4:30 p.m. to 8:30 p.m. at 514/516 Court Street, Beatrice, Nebraska.
- k. Approval of special designated license for Main Street Beatrice for their Taste of Spring – Fundraiser Event to be held April 13, 2018 from 5:00 p.m. to 10:00 p.m. at 620 Court Street, Beatrice, Nebraska.
- l. Resolution executing the Small Enterprise Agreement between the City of Beatrice, Nebraska, and Environmental Systems Research Institute, Inc. ("Esri") to provide ArcGIS services, as recommended by the Board of Public Works.
- m. Resolution entering into an Architectural Services Agreement with Fakler Architects, L.L.C., for architectural services in relation to the new indoor ballfield facility at Hannibal Park.

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

Roll Call: Yea: Billesbach, Catlin, Clabaugh, Fairbanks, Kerr, Parde
Nay: None

MOTION CARRIED.

PUBLIC HEARINGS/BIDS

Public Hearing for the purpose of considering adoption of Plan Modification "Y" to the Redevelopment Plan for Redevelopment Area No. 7.

Tobias J. Tempelmeyer, City Administrator/General Manager, noted this proposal has come to this body previously, however, proper notice had not been given to the school, county, and other public bodies as required by State statute. This proposal is to build thirty-one (31) single family homes in the Hannibal View area, using TIF financing for the development. Councilman Fairbanks inquired what the TIF financing will be used for. Tempelmeyer noted it will be used for property acquisition, sidewalks, and possibly 26th Street.

Moved by Catlin, seconded by Parde, that the public hearing be closed at 7:06 p.m.

Roll Call: Yea: Billesbach, Catlin, Clabaugh, Fairbanks, Kerr, Parde
Nay: None

MOTION CARRIED.

Public Hearing on the acquisition of real property from Beatrice Scrap Processing located near the northwest corner of 3rd and Market Street, Beatrice, Gage County, Nebraska.

Tobias J. Tempelmeyer, City Administrator/General Manager, reported the City and Beatrice Scrap Processing have agreed to exchange some property located at the northwest corner of 3rd and Market Street. This property is where the trail to connect Trailhead Park to Dempsters. Parcel 1, which Beatrice Scrap will give to the City, will help with the layout of the trail and Parcel 2, which the City will give to Beatrice Scrap, will help push truck traffic further away from the trail. There will be no exchange of money, this will be a simple swap of property.

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

Roll Call: Yea: Billesbach, Catlin, Clabaugh, Fairbanks, Kerr, Parde
Nay: None

MOTION CARRIED.

Public Hearing on the One and Six Year Road and Street Plan for 2018.

James Burroughs, City Engineer, reviewed the proposed One and Six Year Road and Street Plan for 2018. Projects for 2018 will include concrete reconstruction on Bell Street, 10th to 12th, and Summit Street, 7th to 9th. Burroughs noted this will be seven inches (7") of concrete, and will include ADA ramps as well. The Mill and Overlay project will include Ella Street, 3rd to 6th, and since this is a portion of the truck route, the overlay will be three inches (3") instead of the

standard two inches (2"). Graham Street, Bismark to Paddock will be paved; however this will be paid for with TIF financing as part of Fakler's Development project. Burroughs noted the largest project for 2018 is the Nebraska Department of Roads (NDOR) US Hwy 77 North project. Eight (8) months ago, NDOR contacted the City regarding this project. The City will pay for a portion from Industrial Row to Hickory Road. At that time the City's portion was believed to be approximately \$950,000; however, NDOR has received bids and the City's portion is now estimated to be \$1.45 million. Burroughs noted the increase is due to the design engineer's changing the process to fix the roadway. Tobias J. Tempelmeyer, City Administrator/General Manager, has been working with the NDOR District Officer on how the City will be able to handle the additional cost. His proposal is for the City to pay the \$950,000, which has been budgeted for, and spread out the additional cost over the next five (5) years. Councilman Billesbach inquired what the process for the Hwy 77 project will be. Burroughs noted they will go in and fill the bad areas, then mill the surface in order to get an even surface. Then an oil will be placed on the surface and fiberglass strands four inches (4") long to span cracks will be placed on top. After that step, an armor coat will be applied and finally a two inch (2") overlay will complete the repairs.

Jason Moore, Street Superintendent, discussed the projects planned for the 2nd year. The largest project will be a concrete reconstruction on Sargent Street, Ridgeview to Ashland, which should help the businesses in the area. Market Street, 2nd to 6th, and 7th Street, Market to Court, will be milled and overlaid, which will complete the truck route.

Moore noted in Year 6, one of the largest projects the City has handled, that will also address our storm sewers, will be concrete repairs to 19th Street. Burroughs noted in looking at old reports, 19th Street has always had a drainage issue. One area this drains to is the channel located by the Beatrice Water Park. Since we are a MS4 community, there are certain requirements that have to be met regarding our storm sewers. Burroughs is proposing to create a retainage pond, which will help with other drainage issues. A detention cell will collect rain water, and slowly release the water downstream at a rate that the pipes can handle. Councilman Clabaugh inquired how large would the detention cell will be. Burroughs noted that would be determined at a later date. Tempelmeyer stated one (1) thing to keep in mind is the detention cell will generally be dry, such as the one (1) located at the Beatrice Community Hospital and Armory. Moore noted it is important to start looking at these projects and prioritize them, and it is felt that 19th Street is a good place to start.

Councilman Parde inquired about adding 26th Street to the Plan. Tempelmeyer noted there is another TIF project that will be coming through, and the City may have a better feel on the funding availability and completing 26th Street when that proposal is reviewed.

Moved by Catlin, seconded by Clabaugh, that the public hearing be closed at 7:39 p.m.

Roll Call: Yea: Billesbach, Catlin, Clabaugh, Fairbanks, Kerr, Parde
Nay: None

MOTION CARRIED.

RESOLUTIONS

Resolution Number 6175 adopting Plan Modification "Y" to the Redevelopment Plan for Redevelopment Area #7.

There was no further discussion from the City Council or public.

Moved by Catlin, seconded by Parde, that Resolution Number 6175 be passed and adopted.

Roll Call: Yea: Billesbach, Catlin, Clabaugh, Fairbanks, Kerr, Parde
Nay: None

MOTION CARRIED.

Resolution Number 6176 executing all necessary documents to acquire real estate from Beatrice Scrap Processing.

Councilman Billesbach inquired if this will be the last piece of land necessary to complete this portion of the trail. Tobias J. Tempelmeyer, City Administrator/General Manager, noted he believes so and further noted this project will be ready to go out for bids soon.

Moved by Catlin, seconded by Kerr, that Resolution Number 6176 be passed and adopted.

Roll Call: Yea: Billesbach, Clabaugh, Fairbanks, Kerr, Parde
Nay: None
Abstain: Catlin

MOTION CARRIED.

Resolution Number 6177 adopting the One and Six Year Road and Street Plan for 2018.

There was no further discussion from the City Council or public.

Moved by Catlin, seconded by Billesbach, that Resolution Number 6177 be passed and adopted.

Roll Call: Yea: Billesbach, Catlin, Clabaugh, Fairbanks, Kerr, Parde
Nay: None

MOTION CARRIED.

Resolution Number 6178 authorizing application for a grant from Nebraska Department of Economic Development's Site and Building Development Fund for an expansion project at Exmark's Beatrice facility.

Tobias J. Tempelmeyer, City Administrator/General Manager, reported Exmark has been invited to apply for the Site and Building Development Fund; however, only local government's can receive the funds from the State. Tempelmeyer noted this is the same grant funding that Neapco used in 2014. Upon approval tonight, the City will apply for the funds and will bring back a separate agreement with Exmark to funnel the funds to them. Tempelmeyer noted the amount to be requested is \$250,000.

Moved by Catlin, seconded by Billesbach, that Resolution Number 6178 be passed and adopted.

Roll Call: Yea: Billesbach, Catlin, Clabaugh, Fairbanks, Kerr, Parde
Nay: None

MOTION CARRIED.

ORDINANCES

Ordinance to convey real estate, located near the northwest corner of 3rd and Market Street, owned by the City of Beatrice, Nebraska to Beatrice Scrap Processing.

There was no further discussion by the City Council or public.

Moved by Catlin, seconded by Kerr, that said ordinance be given number 18-002, the title thereof be approved, the rules be suspended and said ordinance be read by number only three (3) times tonight.

Roll Call: Yea: Billesbach, Catlin, Clabaugh, Fairbanks, Kerr, Parde
Nay: None

MOTION CARRIED.

Mayor Wirth read Ordinance Number 18-002 by number only the first, second, and third time. Moved by Catlin, seconded by Clabaugh, that Ordinance Number 18-002 be passed and approved.

Roll Call: Yea: Billesbach, Catlin, Clabaugh, Fairbanks, Kerr, Parde
Nay: None

MOTION CARRIED.

PUBLIC FORUM

No one appeared at public forum.

DISCUSSIONS/REPORTS

There were no discussions/reports.

ADJOURNMENT

The next regular Council meeting is February 19, 2018 at 7:00 p.m. in the BPS Administration Building Board Room. There will be a work session on February 26, 2018 at 7:00 p.m. in the BPS Administration Building Board Room.

Moved by Catlin, seconded by Billesbach, that the meeting be adjourned at 7:46 p.m.

Roll Call: Yea: Billesbach, Catlin, Clabaugh, Fairbanks, Kerr, Parde
Nay: None

MOTION CARRIED.

Erin Saathoff, City Clerk

Stan Wirth, Mayor