

MINUTES OF THE REGULAR CITY COUNCIL MEETING

A regular meeting of the City Council was held on the 4th day of September, 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, Cook, Fairbanks, Morgan

Absent: Kerr, 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.

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 August 20, 2018, as on file in the City Clerk's Office.
- e. Approval of Treasurer's Report of Claims in the amount of \$260,731.19.
- f. Approval of BASWA Report of Claims in the amount of \$8,861.41.
- g. Approval of special designated license application of Tall Tree Tastings, LLC for the Fifth Street Kickoff event to be held on October 13, 2018 from 9:00 a.m. to 11:00 p.m. at 122 North 5th Street, Beatrice, Nebraska.
- h. Approval of special designated license application of Tall Tree Tastings, LLC for a fundraiser event to be held on October 30, 2018 from 1:00 p.m. to 10:00 p.m. at Beatrice Community Players, 412 Ella Street, Beatrice, Nebraska.
- i. Approval of Application for Addition to Liquor License of FOE Aerie 531, 119 North 19th Street, for an addition of a walk in cooler.
- j. Resolution Number 6259 designating the first parking stall on the north side of Court Street and west of the intersection of 5th Street and Court Street, as a fifteen (15) minute loading and unloading parking stall.
- k. Resolution Number 6260 designating a fifteen (15) minute loading and unloading parking stall on the east side of 5th Street, between Court Street and the alley between Court Street and Ella Street.
- l. Resolution Number 6261 granting permission to the Beatrice Area Chamber of Commerce's Young Professionals of Gage County to sell or offer for sale or peddle goods, wares, or merchandise on City property in the right-of-way along the sidewalk of 5th Street between Court Street and Ella Street, on September 29, 2018 between the hours of 12:00 p.m. and 11:00 p.m.
- m. Resolution Number 6262 executing the Interconnection and Interchange Agreement between the City of Beatrice and Nebraska Public Power District (NPPD), as recommended by the Board of Public Works.

- n. Resolution Number 6263 executing the Transmission Substation Service Agreement between the City of Beatrice and Nebraska Public Power District (NPPD), as recommended by the Board of Public Works.
- o. Resolution Number 6264 entering into an agreement with JEO Consulting Group, Inc. to provide public education and outreach regarding the preliminary plans and designs for a new fire station.
- p. Resolution Number 6265 executing the Federal Grant Award to accept funds from the Nebraska Crime Commission to purchase a new vehicle for use by the Beatrice Police Department.

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

Roll Call: Yea: Billesbach, Catlin, Clabaugh, Cook, Fairbanks, Morgan
 Nay: None MOTION CARRIED.

o – Moved by Catlin, seconded by Billesbach, that Resolution Number 6264 entering into an agreement with JEO Consulting Group, Inc. to provide public education and outreach regarding the preliminary plans and designs for a new fire station, be approved, accepted, and/or ratified as presented.

Tobias J. Tempelmeyer, City Administrator/General Manager, reported to the Council this is for JEO to provide written information on the plans and designs for a new fire station. This outreach will be in marketing materials, and will include public meetings, fact sheets, public displays, community relations training. JEO will also meet with staff to provide education on how to address questions public may have. Tempelmeyer noted the cost will not exceed \$9,000, further noting he spoke with JEO regarding the cost and they feel they are already discounting that price. Tempelmeyer further noted if the agreement is approved, Administration can look at limiting some items in order to lower cost. Councilman Fairbanks noted he would have liked JEO speak to the Council at a Work Session to speak with us. Tempelmeyer reported JEO will be at the City Council meeting in two (2) weeks to present the information. Councilman Fairbanks noted he feels the Council has limited information on the project and would have liked to have been included in more of their marketing involvement. Councilman Fairbanks also noted the Council should be included as well on how to address questions the public may have.

Roll Call: Yea: Billesbach, Catlin, Cook, Fairbanks, Morgan
 Nay: Clabaugh MOTION CARRIED.

PUBLIC HEARINGS/BIDS

Public Hearing to amend the Fiscal Year 2018 Budget.

Mayor Wirth announced that a public hearing will now be held to amend the Fiscal Year 2018 Budget.

Tobias J. Tempelmeyer, City Administrator/General Manager, reviewed the FY18 budget amendments. Meadows Street was paved and funded through TIF financing, and because it was completed this year, for auditing purposes it will need to be booked in this year. Another project is the Highway 77 project. Since the work began this year, the total project will be billed in FY18, even though the City will pay the additional costs over the next three (3) years. Tempelmeyer noted the health insurance line will need to be amended as usual, due to unexpected costs. The Library improvements that were budgeted for in FY17 were completed in FY18. Tempelmeyer noted there was also an increase in garbage contractor fees, which will be passed through to BASWA. Tempelmeyer further noted the City also needs to increase the purchased power budget by \$1 million dollars in order to make it through the rest of the year.

Mayor Wirth asked for clarification on the Highway 77 project. Linda Koch, Finance Director, explained the \$1.4 million dollars will all be booked this year. Koch noted \$900,000 was previously budgeted for, however the additional \$500,000 was not. Koch also noted the City had additional electric sales, which contributed to the need to increase the purchased power costs.

Moved by Catlin, seconded by Billesbach, that the public hearing be closed at 7:14 p.m.

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

MOTION CARRIED.

Public Hearing on the 2nd year of the Proposed Fiscal Year 2018 and 2019 Biennial Budget.

Mayor Wirth announced that a public hearing will now be held on the 2nd year of the Proposed Fiscal Year 2018 and 2019 Biennial Budget.

Tobias J. Tempelmeyer, City Administrator/General Manager, reported to the Council as was discussed at the work session, the City is in the middle of its biennial budget. Tempelmeyer noted there are not many changes in the budget, further noting this review is to ensure everyone is still on the same track and to notify what projects have been completed and what projects will be carried over into the next fiscal year.

Moved by Catlin, seconded by Cook, that the public hearing be closed at 7:15 p.m.

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

MOTION CARRIED.

Ordinance to adopt the Biennial Appropriations Bill for Fiscal Years 2018 and 2019.

Mayor Wirth introduced an ordinance to adopt the Biennial Appropriations Bill for Fiscal Years 2018 and 2019, in the amount of \$47,468,280 for FY2018 and \$47,453,040 for FY2019.

Moved by Catlin, seconded by Clabaugh, that said ordinance be given number 18-033 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, Cook, Fairbanks, Morgan
Nay: None MOTION CARRIED.

Mayor Wirth read Ordinance Number 18-033 by number only the first, second, and third time.

Moved by Catlin, seconded by Billesbach, that Ordinance Number 18-033 be passed and approved.

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

Roll Call: Yea: Billesbach, Catlin, Clabaugh, Cook, Fairbanks, Morgan
Nay: None MOTION CARRIED.

Ordinance Number 18-033 has been passed and approved.

Moved by Catlin, seconded by Cook, to increase the total restricted funds authority for the fiscal year beginning on October 1, 2018 and ending on September 30, 2019, by an additional 1% as authorized in Section 13-519 of the Nebraska Revised Statutes.

Linda Koch, Finance Director, explained the City can increase its levy by an additional one percent (1%), which simply increases the City's base for future use and helps keep the base where needs to be. Koch noted if this body votes to increase the levy, it will amount to approximately \$69,000. Koch further noted this does not mean the City will levy, it just means we can in the future.

Roll Call: Yea: Billesbach, Catlin, Clabaugh, Cook, Fairbanks, Morgan
Nay: None MOTION CARRIED.

Public Hearing to set the Fiscal Year 2019 Final Property Tax Request.

Mayor Wirth announces that a public hearing will now be held to set the Fiscal Year 2019 Final Property Tax Request.

Tobias J. Tempelmeyer, City Administrator/General Manager, noted two (2) things are taken into consideration when setting the property tax, public safety debt and municipal equalization funds. Tempelmeyer stated the Administration is recommending the City increase its levy by 1.77 cents.

Wayne Bruns, 1201 Grant Street, reported to the Council he does not feel it is a good time to increase taxes when the City is going to try to build a new fire station. Bruns noted this increase will generate approximately \$112,000 and he feels the City should be able to look somewhere else within the budget in order to make up for this small amount.

Moved by Catlin, seconded by Billesbach, that the public hearing be closed at 7:25 p.m.

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

MOTION CARRIED.

RESOLUTIONS

Resolution Number 6266 setting the property tax request for the City of Beatrice for Fiscal Year 2019.

Mayor Wirth introduced Resolution Number 6266 setting the property tax request for the City of Beatrice for Fiscal Year 2019.

Moved by Catlin, seconded by Cook, that Resolution Number 6266 be passed and adopted.

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

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

MOTION CARRIED.

Resolution Number 6266 has been passed and adopted.

Resolution Number 6267 calculating the amount of unused restricted funds authority.

Mayor Wirth introduced Resolution Number 6267 calculating the amount of unused restricted funds authority.

Moved by Catlin, seconded by Morgan, that Resolution Number 6267 be passed and adopted.

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

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

MOTION CARRIED.

Resolution Number 6267 has been passed and adopted.

ORDINANCES

There were no ordinances.

PUBLIC FORUM

No one appeared at public forum.

DISCUSSIONS/REPORTS

Strategic Plan Update

Tobias J. Tempelmeyer, City Administrator/General Manager, gave the City Council an update on the strategic plan. Tempelmeyer reported the Phase I of the Downtown Revitalization Grant is complete, and Phase II is in process. Some projects for the façade improvement project are completed and have received their funding. Other projects are near completion and a few are just getting started. Tempelmeyer noted moving forward the City is eligible to apply for Phase I, which means a study will have to be performed again.

Tempelmeyer reported in the environment section, Mark Pethoud, Director of Public Properties, has planted a number of trees and received another grant to plant a large number of trees again this year.

Tempelmeyer stated he has met with all of the Department Heads to develop a capital improvement plan for the next five (5) to ten (10) years, in hopes to be able to complete these projects without having to borrow money for them.

Tempelmeyer noted Chet McGrury, Code Compliance Officer, and Rob Mierau, Chief Building Inspector, have done an excellent job on getting nuisance properties cleaned up and dilapidated structures demolished.

Tempelmeyer reported they are looking into the cleanup of the Dempsters District. He has been looking into a Brownfield Grant, similar to what the City used to clean up the former manufactured gas plant area.

Tempelmeyer noted they are still working to create a Community Investment Group. Michael Sothan, Main Street Executive Director, has been looking at other communities to see what has worked for them. Tempelmeyer stated it has been undetermined if it would be more beneficial to first develop a group, or have a project in mind and develop a committee who would take ownership of the project and see it through to completion.

Tempelmeyer reported there are a number of new homes being built, as well as many dilapidated homes demolished in effort to clean up residential areas.

Tempelmeyer also reported he has been working on bringing fiber in to the community. A lot of time has been spent researching what will work best for our community and he hopes to have more answers in the next few months.

Tempelmeyer reported there has been no action on the creation of neighborhood associations. City Administration did meet one (1) time with the landlord association to develop an inspection program where rental properties will be inspected, but not much progress has been made on this.

Mayor Wirth asked Tempelmeyer to report to the Council on the process with SENDD. Tempelmeyer noted the City and other communities who joined together in applying for the

regional housing grant were notified we will receive sixty percent (60%) of what was applied for due to the large number of applicants. Tempelmeyer reminded the Council the City expected to receive \$200,000 from the grant, however the City's portion of the grant will be \$127,900. Administration is working to determine what the type of housing project would best suit the City's need. For the first round, the State has requested the funding not be used for infrastructure. Tempelmeyer noted a couple ideas are to promote downtown housing or building new homes, as long as they are valued under \$275,000. The second phase will not have limits like the first stage, therefore the City could look at installing infrastructure if needed.

ADJOURNMENT

The next regular Council meeting is September 17, 2018 at 7:00 p.m. in the BPS Administration Building Board Room. There will be a work session on September 24, 2018 at 7:00 p.m. in the BPS Administration Building Board Room.

Moved by Catlin, seconded by Morgan, that the meeting be adjourned at 7:36 p.m.

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

MOTION CARRIED.

Erin Saathoff, CMC, City Clerk

Stan Wirth, Mayor