

MINUTE RECORD

CITY OF WEEPING WATER PUBLIC HEARING/CITY COUNCIL PROCEEDINGS FEBRUARY 14, 2005

Mayor Howard Stubbendieck opened the public hearing regarding the One and Six Year Street Improvement Plan at 5:45 p.m. on February 14, 2005 at City Hall. Councilmembers answering roll were Bob McCaulley, Larry Bauers and Ray Frew. Absent: Melody Falcone.

Notice of the hearing was given in advance thereof by publication in the January 27, 2005 edition of the Plattsmouth Journal as well as being posted in three public places in the City on said date.

Ben Day of Olsson Associates briefly reviewed the city's proposed One and Six Year Street Improvement Plan for the ensuing year, which included projects on Eldora Avenue, "F" and Elm Street intersection, "H" Street, Walnut Circle, Clinton Street and "P" Street, as well as general maintenance. It was noted that projects listed in the 2004 plan which were completed included the renovation of the three block area of the Business District on Eldora Avenue and general maintenance. There being no public objection to the proposal presented, the public hearing was closed and the regular meeting was opened with all members of the Council except Falcone answering roll.

Notice of the regular monthly meeting was given in advance thereof by publication in the February 10, 2005 edition of the Plattsmouth Journal.

Minutes of the January 10, 2005 meeting were approved as written.

Motion by McCaulley, seconded by Bauers to adopt Resolution No. 05-2, which approves the 2005 One and Six Year Street Improvement Plan as proposed. Motion carried with all members of the council present voting aye.

Ben Day advised members of the council that the warranty on the swimming pool improvements expires on April 7, 2005 and recommended that an assessment be made to see if any warranty items need corrected prior to said date. Other items discussed with Mr. Day included the settling of concrete in front of the Fire Barn and the water damage claim of Farmers & Merchants Bank, both of which were tabled for further review.

Melanie Capps addressed the council in regard to health board compliance issues and was commended for cleaning up her property satisfactorily.

Copies of the Monthly Police Activity Report were distributed for review, as no representative from the Sheriff's Department was in attendance.

The Monthly Water/Wastewater Report was presented by Bruce Sorensen and the Monthly Maintenance Report was presented by Rob Bauers.

Motion by Bauers, seconded by McCaulley to accept the bid of Stubbendick Implement Company for the purchase of a post hole digger with a 6 inch and 12 inch auger bit at a cost not to exceed \$1,700.00. Motion carried with all members of the council present voting aye.

Randy Hansen presented the annual report of the Weeping Water Public Library advising of current statistics and accomplishments and outlining future goals.

The Monthly Health Board Report resulted in the following: The City Attorney advised that he will file an Answer to the Thomas negligence suit. Legal action is currently pending on the Meisinger and Hickey properties. Notice to be sent to owner of property at 309 West Eldora Avenue regarding conditions of property. Action pending on the Taylor and SENAHC properties until weather permits.

Discussion was held regarding parking limitations on city streets during inclement weather conditions, consideration of limiting the number of vehicles parked on private property and consideration of a revised parking fine schedule, with all being tabled for further review.

Motion by Frew seconded by McCaulley to adopt Resolution No. 05-3, which increases the daily board fee for dogs and cats impounded to \$20.00 per day. Motion carried with McCaulley and Frew voting aye. Nays: Bauers. Motion by Bauers seconded by McCaulley to continue contract negotiations with the Animal Control Officer and to approve reimbursement to said officer of state fees required for providing an animal control facility. Motion carried unanimously.

Motion by Bauers seconded by Frew to approve the claim of B & R Wallrock in the amount of \$2,058 for work performed in conjunction with the city lake renovations. Motion carried unanimously. Action was tabled on the additional claim received from said vendor for charges involved with North Commercial Street, to allow for further clarification.

Members of the Council were advised that alternative measures are being evaluated in seeking a remedy for seepage of the weir structure, which was a part of the city lake renovations. Due to uncertainty of costs for the same, it was agreed that the landscape proposal received for bank stabilization of the lakes be tabled for further review.

Motion by Bauers seconded by McCaulley to adopt Resolution No. 05-4, which resolves that the City of Weeping Water is the owner of record of Lots 4, 5, and 6 in Block 34, in the City of Weeping Water and that the special assessments over said real estate are null and void and should be removed from the Cass County Treasurer's records. Motion carried unanimously.

Following discussion of problems with paper recycling trailer, it was agreed by the council to personally notify local paper carriers of the problems incurred and to post notices at the trailer site advising that continued problems with people scattering newspaper, Kleenex, school papers and plastic bags could result in the city discontinuing the privilege of providing a source for disposal of recyclable paper.

In regard to the Weeping Water Trail, the following documents were presented for review with action being tabled for further review and clarification: Resolution No. 05-5, authorizing the city to enter into an Agreement with the Nebraska Department of Roads, the Agreement between the city and the Nebraska Department of Roads, and a Task Order from Jacobson Helgoth Consultants for design and construction of the Weeping Water Trail.

Motion by Bauers seconded by McCaulley to approve the new state mileage rate of 40.5 cents per mile. Motion carried unanimously.

A letter received requesting that the City Council ban smoking at specific public entities was presented for consideration, with action being tabled by the Council pending the results of new state legislation. Various other correspondence was presented for review and discussion.

Parking concerns around the school during school events was discussed with no action taken.

Motion by McCaulley seconded by Bauers to accept the following claims:

Salaries-5987.62; Pruss Excavation, cap imp.-33497.43; Alltel, util-613.13; Ameritas, emp ben-567.21; Aquila, util-1561.97; Ball Insurance, ins-1950.00; Farmers & Merchants Bank, whlg-1645.81; Nebr. Dept. of Revenue, sales tx, whlg-2242.06; NSVFA, dues-164.00; OPPD, util-2541.45; Svoboda & Chebatoris, prof-300.00; United Healthcare, ins-1053.98; PeopleService, prof-10110.00; Cass County Refuse, reimb-7000.00; Post Office, pstg-84.00; The Journal, publ, subsc-313.03; Murray Bldg & Supply, maint-243.93; Meeske Auto Parts, maint-77.47; Keckler Oil Co., fuel, rep, pstg mtr-704.49; WW Express Lane, fuel-231.65; A&S Concrete, sup-1371.44; Meeske Hardware, maint-1724.14; Cass County Sheriff, prof-2711.80; EMS Billing, reimb-953.28; Dale Nielsen Inc., rep-464.52; Chamber of Commerce, mtg-6.00; Jacobson Helgoth, prof-1255.88; Martin Marietta, sup-837.35; Ingram Library System, bks-491.86; Glass Doctor, rep-221.07; Southeast Com. College, resc. trng-102.00; Snow Dog Printing, off sup-231.65; B&R Wallrock, cap imp-2058.00. Motion carried unanimously.

Motion by Bauers seconded by Frew to adjourn. Motion carried unanimously.

Kay Gerdes, City Clerk

Howard Stubbendieck, Mayor