

MINUTE RECORD

CITY OF WEEPING WATER CITY COUNCIL PROCEEDINGS MAY 9, 2005

The regular meeting of the Mayor and City Council of the City of Weeping Water was convened in open and public session at 6:00 p.m., on May 9, 2005 at City Hall. Mayor Howard Stubbendieck called the meeting to order with Council Members Melody Falcone, Larry Bauers and Ray Frew answering roll. Absent: Bob McCaulley.

Notice of the meeting was given in advance thereof by publication in the May 5, 2005 edition of the Plattsmouth Journal.

Minutes of the April 11 and April 18, 2005 meetings were approved as written.

Motion by Bauers, seconded by Falcone to approve the Contract between the City of Weeping Water and the Cass County Renegades, which outlines specifications for the semi-pro football team to utilize the Weeping Water Football Field to play their home football games during the 2005 summer season. Motion carried with all members of the council present voting aye.

Rescue Chief, Chuck Cook presented proposals for the replacement of the secondary rescue unit. Following review and discussion of the same, it was agreed to set up a special meeting on Tuesday, May 17, 2005 at 5:00 p.m. to allow for the presence of all members of the council to further review the proposals.

It was noted that Melissa Markham has joined the Rescue Squad's Ride-a-long Program, which met with full council approval.

Fire Chief, Earnest West provided an update of specific Fire Department issues, which included: a combination scanner/copier was purchased, with the city's reimbursement for a portion of the costs for the same in the amount of \$200 being included in the claims; the department is still searching for a compatible Fire Equipment Van and is still awaiting the results of the FEMA grant application for the same. Motion by Bauers, seconded by Frew to approve the city's portion of costs for lodging and registration for eleven members of the department to attend Fire School, up to the amount of \$1,116.40. Motion carried with all members of the council present voting aye. Motion by Bauers, seconded by Frew to pay one-half of the cost of the overhead garage door for the basement of the Fire Barn, as proposed, in an amount not to exceed \$325.00. Motion carried with all members of the council present voting aye. Motion by Frew, seconded by Falcone to approve the application of Tom McCormick to join the Fire Department, based on the recommendation of the Fire Department. Motion carried with all members of the council present voting aye.

The Monthly Police Activity Report was presented, in which it was noted that 176 hours were patrolled during the month.

Copies of the Monthly Water/Wastewater Report and the Monthly Maintenance Report were distributed for Council review in the absence of Bruce Sorensen and Robby Bauers, respectively.

Members of the Council were advised that the State Health Department has been contacted and is evaluating the impact landfill areas could have on city well systems, as the location of four of the potential landfill sites are near the city water wells.

Motion by Bauers, seconded by Falcone to pursue the preparation of six additional camper pads with electrical hookups at the City Lakes and to purchase electrical outlets from Bickford Electric for said area, as proposed. Motion carried with all members of the council present voting aye.

A report of Monthly Health Board activity resulted in the following: W. Meisinger-Court Order filed stating that worn-out, wrecked, abandoned or unregistered motor vehicles and machinery of any kind must be removed from his premises no later than July 1, 2005. The Mayor noted that the city would continue an active pursuit of other areas in the city limits which contain wrecked, abandoned, and/or unregistered vehicles or machinery. Motion by Falcone seconded by Bauers to pursue the necessary measures to again mow and trim the property of B. Taylor and assess said property owner. Motion carried with all members of the council voting aye. Hired clean up of the SENAHC property was completed during the month, with costs for the same to be assessed to the property owner. It was agreed to continue monitoring previously addressed areas to allow additional time for compliance. The City Attorney advised that the Thomas legal action is still pending. He also advised that two complaints were filed by his office during the month for unpaid dog violations.

Representatives of Jacobson Helgoth Consultants presented for discussion a list of construction items that are remaining for the Weeping Water Park Lakes Restoration project. It was noted that a letter requesting a time extension to complete the listed items, with a proposed completion date of August 20, 2005, was sent to Nebraska Department of Environmental Quality. A Change Proposal Request for costs involved to correct measures to assure proper sealing of the wetland structure for the amount of \$8,600 was tabled for further assessment.

In regard to the Weeping Water Trail project, a draft scope of services for the design and development of said project was provided by Jacobson Helgoth Consultants, Inc., with action on approval of the same being tabled to allow for review and recommendation by the City Attorney. Information regarding engineering structural concerns of the historic bridge proposed to be used in the scope of the trail project was presented, with the council agreeing that said matters should be referred to the Park/Trail Committee for their recommendation.

Motion by Bauers seconded by Frew to adopt Resolution 05-8, which declares that city property consisting of Lots 4,5,6 and ½ of the adjacent vacated alley in Block 34 in the City of Weeping Water, Cass County, Nebraska, being vacant property, is surplus property and that sealed bids

would be accepted by the city for said property following proper legal publication requirements. Motion carried with all members of the council present answering roll.

The following Ordinance was presented: ORDINANCE NO. 546

AN ORDINANCE OF THE CITY OF WEEPING WATER, NEBRASKA, AMENDING SECTION 6-349, MISDEMEANORS: KEEPING OF ABANDONED, UNREGISTERED, WRECKED, OR JUNKED VEHICLES UNLAWFUL; EXCEPTIONS; STORAGE OF ABANDONED, UNREGISTERED, WRECKED OR JUNKED VEHICLES; AND TO PROVIDE FOR THE DATE UPON WHICH THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT; AND FOR REPEALING ALL ORDINANCES IN CONFLICT HERewith. Motion by Frew, seconded by Falcone that the statutory rules be suspended so that Ordinance No. 546 might be introduced, read by title and adopted. Motion carried with Falcone, Bauers and Frew voting aye. Nays: None. Absent: McCaulley. Said Ordinance will be posted in the manner provided by law, with a true, correct and complete copy of the Ordinance being on file in the City Clerk's Office.

The following Ordinance was presented: ORDINANCE NO. 547

AN ORDINANCE OF THE CITY OF WEEPING WATER, NEBRASKA, AMENDING SECTION 60117, OF THE WEEPING WATER MUNICIPAL CODE, TO CHANGE THE PERIOD OF TIME FOR A DOG OR CAT TO BE IMPOUNDED; AND TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES OR SECTIONS AND TO PROVIDE FOR AN EFFECTIVE DATE. Motion by Bauers, seconded by Frew that the statutory rules be suspended so that Ordinance No. 547 might be introduced, read by title and adopted. Motion carried with Falcone, Bauers and Frew voting aye. Nays: None. Absent: McCaulley.

The Clerk advised that she has contacted individuals interested in designing and painting murals on building side walls near the gazebo and will continue to pursue said venture.

An update of recently completed projects included city-wide street cleaning, street repairs and replacement of damaged or faulty sidewalks in the "Downtown Revitalization Project".

Motion by Frew, seconded by Bauers to approve the Library Board's recommendation to hire Kathryn Burton as the Substitute Librarian. Motion carried with all members of the council present voting aye.

Motion by Bauers, seconded by Falcone to pursue a proposal to cost-share with the Nebraska Game and Parks to receive trout each year for the renovated city lake. Motion carried with all members of the council voting aye.

Following review of information received from the Cass County Emergency Management Agency in regard to Haz-Mat Operations Level training requirements and requirements regarding implementation of the National Incident Management System (NIMS), the Clerk was advised to notify the Fire and Rescue Chiefs to pursue the necessary measures to achieve compliance. The City Attorney recommended that the City check current ordinances to restrict parking of any vehicles containing hazardous materials within the city limits.

Due to concerns expressed to members of the council from Bruce and Charlene Moats regarding the “grandfathered” right to keep horses on the annexed property they purchased, it was agreed to clarify the issues at large by means of a letter.

Ray Frew presented the School Athletic Director’s request for the city to contribute toward the costs of replacing the pylons and goal post mats, with action being tabled for further review. Frew also addressed the idea of obtaining identification badges for city employees and city officials for use in emergency situations, which will be pursued.

Other items discussed with no action being taken included specific insurance issues and usage of the Community Building.

It was noted that a building permit activity was approved during the month: Troy McCaulley-garage; Miscellaneous Permits: James Rhedin-fence; Art Davis-Accessory Building.

Motion by Bauers, seconded by Falcone to approve the following claims: Salaries-6642.28; Alltel, util-609.68; Ameritas, emp ret-595.92; Aquila, util-781.09; PeopleService, prof-10110.00; Cass County Refuse, reimb-7000.00; Farmers & Merchants Bank, whlg, s/c-1816.54; Nebraska Department of Revenue, whlg, sls tax-1625.09; OPPD, util-2373.87; J. Steinkuhler Softball League, lge fees-120.00; St. Paul Travelers, ins-3444.00; Svoboda & Chebatoris, prof-920.00; United Healthcare, ins-1053.98; bond pmts-20607.50; B. Beard, maint-20.00; Nebr. U.C. Fund, bal unemp-66.53; Keckler Oil Co., pstg, fuel, rep-300.45; A-1 Sweeping, maint-3480.00; Anderson Ford, rep-691.00; Awards Unlimited, sup-11.50; Bickford Electric, cap imp-1795.69; Cass County Sheriff, prof-2711.80; Chamber of Commerce, mtg-6.00; Country Living, bks-24.00; Dana F. Cole & Co., prof-3600.00; Fireguard, equip-80.00; Ingram Library System, bks-512.71; Jacobson Helgoth, prof-243.51; J. Aronson, mlg-12.96; Jordan Surveying, prof-200.00; J. Donham, animal cont-56.89; K. Gerdes, mlg-18.63; L. Fleming, rmb-40.00; Lou’s Sporting Goods, sup-427.74; Meeske Hardware, rep/maint-1375.16; Meeske Auto Parts, rep-130.49; Midwest Vehicle, rep-347.22; National Paper Co., maint-110.00; Nielsen Fertilizer, maint-58.38; NOGG, sup-521.49; Olsson Associates, prof-686.31; Omaha Door & Window, cap imp-4177.53; RR Wilson Welding, rep-532.25; Reliable, off sup-94.39; S. Hauschild, maint-150.00; Southeast Nebraska Community College, trng-1134.00; T. Bauers, reimb-40.00; P. Schneider, reimb-40.00; The Journal, publ-263.33; WW Express Lane, fuel-239.03; WW Fire Dept, rmb sup/trng-1316.40; Willow Lake Fish Hatchery, maint-1601.00; EMS Billing, reimb-196.32; John’s Appliance, equip-379.99; Aquatic Technology Inc., rep-146.90. Motion carried with all members of the council present voting aye.

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