

## MINUTE RECORD

### CITY OF WEEPING WATER CITY COUNCIL PROCEEDINGS JULY 10, 2006

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 July 10, 2006 at City Hall. Mayor Howard Stubbendieck called the meeting to order with Council members Bob McCaulley, Melody Falcone, Mitch Miller and Ray Frew answering roll. Absent: None.

Notice of the meeting was given in advance thereof by publication in the July 6, 2006 edition of the Plattsmouth Journal.

Minutes of the June 12, 2006 meeting were approved as written.

There being no persons in attendance to address items under open forum, the Monthly Police Activity Report was presented for review, noting that during the month there were 195 hours patrolled with 32 calls of service, 7 citations and 2 warnings being issued.

Following discussion regarding costs involved for recent repairs on the 1947 Ford Fire Truck, a motion was made by McCaulley, seconded by Miller to adopt Resolution No. 06-05, which declares the 1947 Fire Truck as surplus property and authorizes advertisement of bids for the sale of the same. Motion carried with all members of the council voting aye.

The Monthly Fire/Rescue Report was presented, noting the following: Rescue: The new defibrillator is currently in operation; Justin Backhaus and Denise Swenson have completed and passed the EMT-B test and are currently awaiting confirmation of state licensing; monthly stats were unavailable at the time of meeting, but will be included in next month's report. Fire: The Fire Department responded to five calls during the month, which included two residential smoke detector calls and three motor vehicle accidents; new lettering has been applied to the new utility truck; new member applications presented with a motion made by Frew, seconded by Miller to approve the applications of Lloyd Campbell and John O'Hara. Motion carried with all members of the council voting aye.

Bruce Sorensen presented the Monthly Water/Wastewater Report noting that a new pressure pump had to be installed on well site #1 and that the necessary repairs have been completed on the motor and pump of well #3, which completely shut down on July 4<sup>th</sup>. Discussion was held regarding a proposal for a radio read water meter system, which was tabled for further review.

Following review of the Monthly Maintenance Report, it was agreed to pursue the suggestion of purchasing used electrical pedestals from Bickford Electric at a cost of \$75 each to allow for the installation of additional camper pads with electrical service at the City Lake area. Motion carried unanimously.

The City Attorney provided an update of pending legal actions and abatement procedures in regard to Health Board issues.

Under Old Business, updates were provided on an issue of non-compliance with sidewalk regulations, which the City Attorney agreed to pursue citation for the same, uncompleted street repairs, pursuit of a new brush disposal site, a report of the committee involved with the renovation of the limestone pillars at the ball field entrance, proposed regulations regarding abandoned automobiles and the Weeping Water Trail Project.

The following Ordinance was presented: ORDINANCE NO.553

AN ORDINANCE OF THE CITY OF WEEPING WATER, NEBRASKA TO ADOPT SEXUAL PREDATOR RESIDENCY RESTRICTIONS; TO PROHIBIT CERTAIN PERSONS SUBJECT TO THE SEX OFFENDER REGISTRATION ACT AND DEFINED AS SEXUAL PREDATORS FROM RESIDING IN CERTAIN AREAS WITHIN THE CITY; PROHIBITING CERTAIN PERSONS SUBJECT TO THE SEX OFFENDER REGISTRATION ACT FROM LOITERING IN OR NEAR

SCHOOLS AND PUBLIC PARKS WHILE CHILDREN UNDER THE AGE OF EIGHTEEN YEARS ARE PRESENT; TO PROVIDE EXCEPTIONS TO SUCH PROHIBITIONS; TO ESTABLISH PENALTIES FOR A VIOLATION; TO REPEAL CONFLICTING ORDINANCES AND SECTIONS; AND TO PROVIDE AN EFFECTIVE DATE.

Motion by Miller, seconded by McCaulley that the statutory rules be suspended so that Ordinance No. 553 might be introduced, read by title and adopted. Motion carried with McCaulley, Falcone, Miller and Frew voting aye. Nays: None. 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. 554  
AN ORDINANCE OF THE CITY OF WEEPING WATER, NEBRASKA TO PROHIBIT PEDDLERS, HAWKERS, SALESMEN, OR SOLICITORS FROM SOLICITING ANY INDIVIDUAL IN THE CITY OF WEEPING WATER; TO PROVIDE FOR EXCEPTIONS TO THIS ORDINANCE; AND TO PROVIDE FOR THE DATE UPON WHICH THE ORDINANCE SHALL BE IN FULL FORCE AND EFFECT; AND FOR REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.

Motion by Falcone, seconded by Frew that the statutory rules be suspended so that Ordinance No. 554 might be introduced, read by title and adopted. Motion carried with McCaulley, Falcone, Miller and Frew voting aye. Nays: None. 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.

Budget considerations and projections were discussed and will be finalized at the August meeting, which will be held August 7, 2006, rather than the 14<sup>th</sup>.

The annual assessment of trees with overhanging branches was recently completed by city officials and the Clerk was advised to pursue the proper notifications.

It was agreed that the trailer for recycled newspaper be maintained and the necessary repairs be made to the trailer.

Motion by Frew, seconded by McCaulley to approve renewal of membership with Southeast Nebraska Development District, with annual dues being \$1,050.00. Motion carried unanimously. The request from SENDD for support of Affordable Housing Programs was denied.

New Nebraska Basic Code of Ordinance Books, which includes inserts of local legislation, have been completed and will be prepared for distribution to the appropriate officials.

As the implementation of the city sales tax has been in effect for one year, a report of sales tax activity was presented for council review, noting that annual receipts were \$91,479.20, which exceeded initial expectations of approximately \$75,000 annually. It was noted that payments during the year were designated toward the following: swimming pool improvements, fire equipment, restoration of the limestone pillars at the ball field entrance, and the pursuit of a multi-purpose community building facility.

Monthly Building Permit activity included: Miscellaneous Building Permits: Ray Frew-fence and deck; Larry Hanson-fence; Lizzie & Adam Countryman-deck.

Correspondence received was presented for council review.

Motion by Falcone seconded by McCaulley to accept the following claims: Salaries-13646.79; Alltel, util-698.95; Ameritas, emp ben-626.61; Aquila, util-184.09; Farmers & Merchants Bank, whlg-3183.63; Kansas State Bank, equip pmt-770.62; Nebr. Dept. of Revenue, sls tx, whlg-1108.43; OPPD, util-3633.91; Svoboda & Chebatoris, prof-974.28; United Healthcare, ins-1268.17; PeopleService, prof-10434.00; Cass County Refuse, reimb-8379.00; Great Plains One Call, serv-6.06; Nebr. Rural Water Assoc., prof-150.00; Umpire Fees: Erin Hammons-240.00, Anthony Houchin-120.00, Bob Lawrence-120.00, Brian Lawrence-200.00, Brianna Wipf-60.00, Chase Withrow-20.00, Miles Weber-20.00, Shelton Mozena-40.00; TJ Bickford-140.00, Joe Duncan-160.00, Mike Barrett-120.00, Dave McKenzie-40.00; Post Office, pstg-88.00; The Journal, publ-118.66; Better Business Equip., sup-198.00; R. Frew, mlg-26.70; L. Fleming, maint-85.00; American Legal Publishing, prof-1674.00; Miller Monroe Farrell, ins pmt-1971.00; Keckler Oil Co., fuel, rep, pstg-745.38; Meeske Hardware, rep/maint-615.42; Sign & Screen Design, signs-106.37; Arrow Striping Inc., maint-356.00; Meeske Auto Parts, rep/maint-20.32;

Stubbendick Implement, rep-92.99; Nebr. U.C. Fund, unemp-99.36; WW Family Practice, serv-240.00; NSVFA, dues-200; Cass County Sheriff, prof-2711.80; D. Henley, maint-60.00; Motocross, bks-28.97; J. Aronson, mlg-14.69; Xerox Corp, maint-15.00; Ingram Library System, bks-38.97; Baker & Taylor Bo., bks-377.74; Bickford Electric, rep-307.58; M & M Portables, maint-217.00; Husker Chem, maint-990.35; Dokter Trucking, serv-711.65; Alliance Medical, sup-219.70; Lifeguard MD Inc., sup-437.70; EMS Billing, reimb-542.03; WW Express Lane, fuel, sup-1015.40; Aqua Chem, sup-766.81; Coca Cola Co., sup-176.40; Brock Enterprises, rep-65.35; Larry’s Music Shop, sup-45.00. Motion carried unanimously.

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

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Kay Gerdes, City Clerk

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Howard Stubbendieck, Mayor