

MINUTE RECORD

CITY OF WEeping WATER CITY COUNCIL PROCEEDINGS AUGUST 7, 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 August 7, 2006 at City Hall. Mayor Howard Stubbendieck called the meeting to order and announced the location of a posting of the Nebraska Open Meetings Act. Council members answering roll were Bob McCaulley, Mitch Miller and Ray Frew. Absent: Melody Falcone.

Notice of the meeting was given in advance thereof by publication in the August 3, 2006 edition of the Plattsmouth Journal. Minutes of the July 10, 2006 were approved as written.

Motion by Miller seconded by McCaulley to allow representatives of Aflac to present benefit proposals to city employees. Motion carried with all members of the council present voting aye.

A citizen's request to allow golf cart usage on city streets was addressed, with the City Council denying said request.

The Monthly Fire Report was presented, noting that the department responded to four calls in the month of July, which included a mutual aid house fire, anhydrous leak, garbage fire and smoke detection. Discussion was held regarding recent incidents of misuse of fire sirens on personal vehicles, and unauthorized use of city water, city fire hydrants, and city/rural fire equipment to fill private swimming pools, with a letter of response being provided by the officers of the Fire Department designating appropriate measures being taken to prevent reoccurrence of events. A motion was made by Frew, seconded by McCaulley that any future unauthorized use of city water, fire hydrants and/or equipment would result in appropriate prosecution pursuant to legal statutes. Motion carried with all members of the council present voting aye.

The Monthly Rescue Report included the following: June statistics- twelve rescue calls with a total of 70 man hours; July Statistics-ten rescue calls with a total of 58 man hours; advisement of recent election of the following rescue officers for the ensuing year, which met with full council approval: Chief-Chuck Cook, Assistant Chief-Wes Redden, Secretary-Jean Thomassen, Treasurer-Tim Switzer and Training Officer-Charlene Moats. It was noted that the two new EMT-Bs have received their state licenses and that the Rescue Squad is 100% NIMS compliant. Motion by Frew, seconded by Miller to authorize the installation of additional electrical outlets in the Rescue Squad meeting room. Motion carried with all members of the council present voting aye.

The Monthly Police Activity Report was presented for review, noting that 185 hours were patrolled during the month, with 30 calls of service-3 citations and 10 warnings being issued.

Copies of the Monthly Water/Wastewater Report were distributed for council review. Following further review of a three year program proposal for a radio read water meter system, a motion was made by McCaulley, seconded by Frew to approve and proceed with said proposal at an initial cost of approximately \$20,000. Motion carried with all members of the council present voting aye. Copies of the proposed Operation and Maintenance Agreement with PeopleService for the ensuing year were distributed for council review, with action on the same to be considered at the September meeting.

The Monthly Maintenance Report was presented, in which the need for an assessment of necessary street repairs was addressed. It was also noted that approximately 45 letters were sent out to residents regarding overhanging branches, with the council agreeing that another tree assessment be performed prior to the September meeting to evaluate compliance with city regulations. Following discussion of options for replacement of the cable on the east side of the basketball courts, it was agreed to place large rocks in said area to deter vehicles from driving on the courts.

A report of Monthly Health Board activities resulted in the following: update on W. Meisinger, Hill, and Wessels properties; addressed specific properties in need of mowing/trimming, which the City Attorney agreed to pursue, if not yet in compliance; and coordination of a group of authorities to inspect a specific property in regard to complaints of property conditions and rodent control, with a report of the same to be presented at the September meeting.

It was noted that compliance measures have been completed in regard to the complaint filed for non completion of a sidewalk.

The status of the Weeping Water Trail Project was discussed, with the City Attorney agreeing to evaluate and pursue the appropriate measures in regard to the engineering services for the project.

An update on proposed annexation, relocation of the brush/compost site, renovation of the limestone pillars at the ball field entrance, and uncompleted street repairs were addressed and tabled for further review.

Motion by McCaulley, seconded by Frew to accept the bid of Dale P. Nielsen, Inc., in the amount of \$5,501.86 for the acquisition of the 1947 Ford Fire Truck, in lieu of city payment of the claim in the same amount for repairs performed on said truck by Nielsen. Motion carried with all members of the council present voting aye.

Motion by Miller, seconded by McCaulley to award SENDD's Administrative Contract for CDBG #06-PP-006 and to authorize the Mayor and Clerk to sign the necessary grant documents, contingent upon execution of the CDBG Agreement. Motion carried with McCaulley, Miller and Frew voting aye. Nays: None. Absent: Falcone.

The following Ordinance was presented:

ORDINANCE NO. 555

AN ORDINANCE ENACTING THE CODE OF ORDINANCE FOR THE CITY OF WEEPING WATER, NEBRASKA, ADOPTING THE NEBRASKA BASIC CODE AND AMENDING, RESTATING, REVISING, UPDATING, CODIFYING AND COMPILING CERTAIN ORDINANCES OF THE CITY DEALING WITH THE SUBJECTS EMBRACED IN THE CODE OF ORDINANCES AND PROVIDING PENALTIES FOR THE VIOLATION OF THE CODE OF ORDINANCES.

Motion by McCaulley, seconded by Miller that the statutory rules be suspended so that Ordinance No.555 might be introduced, read by title and adopted. Motion carried with McCaulley, Miller and Frew voting aye. Nays: None. Absent: Falcone. 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. 556

AN ORDINANCE OF THE CITY OF WEEPING WATER, NEBRASKA AMENDING SECTION 6-349 OF THE WEEPING WATER CITY CODE; REGULATING THE STORAGE AND REMOVAL OF ABANDONED MOTOR VEHICLES, BOATS, CAMPERS AND TRAILERS ON PUBLIC AND PRIVATE PROPERTY; TO ESTABLISH PENALTIES FOR A VIOLATION; 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 McCaulley that the statutory rules be suspended so that Ordinance No. 556 might be introduced, read by title and adopted. Motion carried with McCaulley, Miller and Frew voting aye. Nays: None. Absent: Falcone. 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.

Members of the Council were advised of contractor response and city actions taken in regard to a claim for water damage as a result of the 'Downtown Revitalization Project'.

Upon review of a letter received from the Library Board regarding building structure concerns, it was agreed that the Library Board proceed with obtaining bids for the necessary repairs.

Following review of budget projections for the ensuing fiscal year, it was agreed to set the public hearing to consider said proposed budget on Monday, September 11, 2006 at 5:45 p.m.

The handling of available city property once a new Community Building Facility is available was discussed and tabled for further review.

Building Permit Activity during the month included: Miscellaneous Building Permits: David Schreiner-deck & fence; Adam & Lizzie Countryman-fence.

Correspondence received was presented for council review.

Motion by Frew, seconded by Miller to accept the following claims: Salaries-11909.16; Alltel, util-90.92; Ameritas, emp ben-612.79; Aquila, util-155.42; Farmers & Merchants Bank, whlg & s/c-2713.02; Kansas State Bank, equip pmt-770.62; Nebr. Dept. of Revenue, sls tx & whlg-2352.89; OPPD, util-4096.19; Svoboda & Chebatoris, prof-711.22; United Healthcare, ins-1268.17; Windstream, util-525.96; Cass County Refuse, reimb-7000.00; PeopleService, prof-10,434.00; Chamber of Commerce, mtg-18.00; Umpire Fees: Bob Lawrence-260.00; Brian Lawrence-420.00; Brad Vodicka-60.00; Brenda Dieter-20.00; Dave Miller-20.00; Peter Schneider-280.00; Courtney Lyons-120.00; Post Office, pstg-78.00; League of Nebr. Municipalities, prof-1325.00; L. Fleming, maint-105.00; Reliable, off sup-127.10; The Journal, publ-119.64; SENDD, dues-1050.00; Meeske Auto, rep/maint-1.78; Barco, signs-570.88; M. Richardson, maint-22.50; M & M Portable Toilets, maint-82.50; Lawn Order, rep/maint-278.43; Sign & Screen Design, sup-153.30; L. Sorensen, trkg-164.51; Concrete Industries, rep/maint-289.19; Houston Service Industry, equip-9621.96; J&M Masonry, rep-200.00; Cass County Sheriff, law enf cont.-2711.80; Linweld, sup-32.80; Bickford Electric, rep-648.96; Aqua Chem Inc., sup-669.42; D. Henley, maint-40.00; Xerox, maint-15.00; Coca Cola Co., sup-39.20; Lou's Sporting Goods, sup-44.95; Baker & Taylor Co., bks-415.30; Keckler Oil Co., fuel, sup-755.38; Menards, sup-69.66; WW Express Lane, fuel, sup-751.66; Meeske Hardware, rep/maint-475.27; Great Plains One Call, serv-6.06; Layne Christensen Co., cap imp-7926.37; Fire Extrication/Hazmat Billing, reimb-152.50; Water Warehouse, rep-206.99; EMS Billing Service, reimb-116.52; WW Library, reimb-90.00; Ryan Nelson, trng-176.70; Dale Nielsen, rep-5501.86. Motion carried with McCaulley, Miller and Frew voting aye. Nays: None. Absent: Falcone.

Motion by McCaulley, seconded by Miller to adjourn. Motion carried unanimously with all members of the council present voting aye.

/s/ Howard Stubbendieck, Mayor

/s/ Kay Gerdes, City Clerk