

MINUTE RECORD

CITY OF WEEPING WATER PUBLIC HEARING/CITY COUNCIL PROCEEDINGS AUGUST 8, 2005

Mayor Howard Stubbendieck opened the public hearing at 5:45 P.M. on August 8, 2005 at City Hall with the following members of the Council answering roll: Melody Falcone, Larry Bauers, and Ray Frew. Absent: Bob McCaulley. The purpose of the public hearing was to consider action on a request for a small tract subdivision and to consider a request for a Conditional Use Permit.

Notice of the public hearing and regular monthly meeting was given in advance thereof by publication in the July 28, 2005 edition of the Plattsmouth Journal.

Members of the Council reviewed the information presented regarding the small tract subdivision request by Ronald and Patricia Baxter. There being no public objection to the proposed subdivision, the public hearing was closed and the regular monthly meeting was opened with Falcone, Bauers and Frew answering roll.

Minutes of the July 11, 2005 meeting were approved as written.

Motion by Frew, seconded by Bauers to adopt Resolution No. 05-11, based on the recommendation of the Planning Board, which approves "Tax Lot 4", an Administrative Subdivision located in the S1/2 of the SE1/4 of Section 25-T11N-R11E of the 6th P.M., Cass County, Nebraska. Motion carried unanimously.

It was noted that the City Council agreed with the Planning Board's recommendation that the need for a Conditional Use Permit, requested by Dale Nielsen, was not necessary to comply with zoning/building regulations.

Councilman Bob McCaulley entered the meeting at 6:06 p.m.

Jessie Woolhiser presented her proposal for creating a mural on the exterior wall of the law office to fulfill her requirements for a Master of Science degree in art therapy. Motion by Bauers, seconded by Falcone to approve the proposal presented to provide said mural and to approve the Agreement relating to the same between the City and Jessica Woolhiser, which was recommended and approved by Ronald Svoboda, owner of the building on which the mural will be painted. It was noted that Jessica will be seeking donations to cover costs of supplies for the

project, which are estimated at \$500. Notices of the project will be posted and will advise that donations may be left at City Hall.

Although Mike Barrett was unable to attend the meeting, discussion was held regarding batting cage repairs and concession stand usage. It was noted that improvements to the batting cage have been included in the proposed budget for 2005-06. It was also noted that a thorough review of the Concession Stand Usage Agreement will be made prior to bid letting for the ensuing year.

The Monthly Police Activity Report was presented, in which it was noted that 184 hours were patrolled during the month. Concern was expressed regarding the possible need to place "No Parking" signs on a portion of North Elm Street and West "F" Street due to recent congestion from a recent auction, with no action being taken, as the city is proposing to widen said street areas and intersection. The deputy was advised of recent vandalism at the City Lakes, which included damage to the coin operated showers and irreparable damage to several young trees, and was asked for additional patrol of the area. Residents noticing any suspicious activities are encouraged to notify the police.

Copies of the Monthly Water/Wastewater Report were distributed for review. No Maintenance Report was available.

Upon review of bids received for the purchase of forks for the bobcat, a motion was made by McCaulley seconded by Bauers to verify the lifting capacity on each bid and then pursue the purchase of the strongest forks for the best price. Motion carried unanimously.

The Monthly Health Board Report resulted in the following: Kerans-pursue Notice of Non-compliance, Court hearing dates have been set for Wilson and Meisinger properties, pursue necessary legal procedure on Wolfe property, letters issued during the previous month requesting proper property clean up resulted in considerable progress being made. It was noted that valid registrations of vehicles on various properties is yet to be verified, and assessment of the Nichols property needs to be completed.

Members of the council were updated on the status of the City Lake Improvement Project, which included the following: stocking of the lakes has been completed, fishing regulations have been prepared and posted and will be incorporated into the Lake Management Plan, the disposal site for the lake residue has been leveled and will soon be seeded, further assessment of options for correction of seepage problems at the weir structure to be pursued.

Upon review of proposals received for scope of services and engineering fees for the design of the Weeping Water Trail project a motion was made by Frew, seconded by McCaulley to approve the proposal of Jacobson Helgoth Consultants with a total project fee not to exceed \$31,200. Motion carried unanimously.

Motion by Bauers, seconded by Falcone to approve the new City/School Memorial Field Responsibility Agreement, contingent upon approval of the same by the Board of Education. Motion carried unanimously.

Motion by Bauers, seconded by Falcone to approve the bid of American Fence Company for replacement of a portion of damaged fencing near the picnic shelter at the ball park in the amount of \$1,094.00, and to repair a portion of the batting cage fencing in the amount of \$900. Motion carried unanimously.

Budget projections for the ensuing fiscal year were presented for review, with the Council agreeing to schedule the budget hearing on September 12, 2005 at 5:45 P.M.

Motion by McCaulley, seconded by Frew to deny the request to revise the loan terms on the Vontz Reuse Loan, as such action would not conform to the state approved reuse loan qualifications. Motion carried unanimously.

Motion by Frew, seconded by Falcone to begin the process of pursuing the Planning Board's recommendation of annexing the existing Martin Marietta property south of Spur 13K from the city limits west to Highway 50. Motion carried unanimously. It was agreed to have the Planning Board also assess the feasibility of annexation of all property adjoining the north side of Spur 13K.

The City Attorney was requested to prepare an Ordinance revising regulations regarding the proper height to trim overhanging branches and clarifying regulations regarding obstructions at intersections.

Members of the Council were advised that the city has been awarded a \$750 West Nile Virus mini grant from the Sarpy/Cass Department of Health and Wellness for funding to be used for mosquito and/or vector control for the community.

It was agreed to paint all of the fire hydrants in the city, which will be pursued by the Maintenance Department.

Other items discussed included a request for clarification of a Noble Heights Addition, an upcoming council vacancy, concern over advertising signs posted on utility poles, and a request to install acoustical tile in the Community Building.

Motion by Falcone, seconded by Bauers to accept the following claims: Salaries-12429.90; Alltel, util-639.97; Ameritas, emp ben-564.41; Aquila, util-117.26; OPPD, util-3785.99; Farmers & Merchants Bank, whlg-2793.23; Nebr. Dept. of Revenue, sales tax, emp whlg-1918.49; Svoboda & Chebatoris, prof-1061.22; T. Randolph, land pmt-6487.13; United Healthcare, ins-1053.93; PeopleService, prof-10111.00; Cass County Refuse, reimb-7000.00; Post Office, pstg-74.00; Great Plains One Call, serv-4.00; Alliance Medical, sup-112.40; Aqua Chem, sup-394.00; Asphalt & Concrete Material, sup-370.14; Bickford Electric, rep-90.00; Cass County Sheriff, prof-2711.80; Coca Cola Co., sup-95.00; Umpire Fees: Doug Bickford-40.00, Evan Crook-100.00; Jared Bickford-20.00; Bob Lawrence-200.00; Brian Lawrence-120.00; Grant Swenson-100.00; Kristen Patterson-40.00; Trevor Bickfors-480.00; EMS Billing, reimb-64.69; Fluid Manufacturing, rep-137.80; Hartman's Foods, maint-416.66; Hoss's Lawn Care, maint-135.00; Ingram Library System, bks-427.95; Jacobson Helgoth, prof-2545.58; Jerry McKinstry, maint-35.00; Keckler Oil, fuel, 288.96; Langfeldt Overhead Door, cap imp-580.00; Lawn Order, maint-

147.72; League of NE Municipalities, prof-1321.00; Linweld, sup-29.55; Martin Marietta, sup-1698.29; Meeske Hardware, rep/maint-1556.59; Meeske Auto Parts, rep-27.86; Micro Marketing, bks-131.40; Midwest Vehicle Professionals, rep-114.61; Mike Barrett, serv-320.00; Miller Monroe Farrell, ins-1726.00; Mogensen Garage, rep-163.63; Rest Room World, sup=150.56; SENDD, prof-925.00; Sign & Screen Design, sup-145.52; The Journal, publ-100.98; Tri County Small Engine, rep-124.18; WW Express Lane, fuel, sup-377.81; Willow Lake Fish Hatchery, maint-475.00; Chamber of Commerce, mtg-6.00; Frenzel Trenching, cap imp-5000.00. Motion carried unanimously.

Motion by McCaulley, seconded by Bauers to adjourn. Motion carried unanimously.

/s/ Howard Stubbendieck, Mayor

/s/ Kay Gerdes, City Clerk