

CITY COUNCIL MEETING

NO. 2009-15

JULY 6, 2009

The Mayor and City Council of the City of Chadron, Nebraska met in regular session in the City Hall Council Chambers at 234 Main Street on the 6th day of July, 2009, at 5:00 o'clock P.M. The following individuals were present: Mayor Donny Grantham, Vice Mayor John Gamby, Councilmembers John Chizek, Rob Harvey and Steve Duncan, City Manager Sandy Powell, City Clerk Donna Rust, City Attorney Adam Edmund, Chief of Police Tim Lordino, Finance Officer Melany Hughes, Public Works Director Milo Rust, and Zoning/Building Official Janet Johnson. Absent: None.

Notice of the meeting was given in advance thereof by publishing notice in The Chadron Record as shown by the affidavit of publication filed in the City Clerk's office. Notice of the meeting was also given in advance to the Mayor and all members of the City Council and a copy of their acknowledgment of receipt of notice and the agenda is attached to the minutes and is filed in the City Clerk's office. Availability of the agenda was communicated in the advance notice and in the notice of the Mayor and City Council of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Mayor Grantham called the meeting to order and declared a quorum present. The Mayor also read the following before continuing with the meeting: As required by Section 84-1412, subsection of the Nebraska Statutes, notice is hereby given that a copy of the Open Meetings Act is posted for your examination on the wall inside the door to these City Council Chambers.

Councilmember Gamby moved to approve the agenda as written and distributed. Seconded by Councilmember Chizek. The following Councilmembers voted Aye: Duncan, Grantham, Gamby, Chizek, Harvey. The following voted Nay: None. Motion carried.

Councilmember Chizek moved to approve the Consent Agenda, which included the following items:

- 1) Minutes for City Council Meeting No. 2009-14, June 15, 2009

The Minutes were approved as written and distributed.

- 2) Correspondence

There was no correspondence to report.

- 3) Claims

NOTE:

*Denotes Check Issued

O-Ordinance, C-Contract, S-Statute
 R-Resolution, F-Federal Law, M-Motion
 N/A-No Authority, D-Discount
 T-Transfers/Pass Through
 E-Electronic Checks

Alltel	Phone Service	301.26	
Apria Healthcare	Oxygen Cylinders for Fire Dept.	72.00	
Arner Auction	City Auction Advertisement	113.59	
Arrow Building Center	Siding/Screws	110.58	
AS Central Finance	Network Service Charges	0.75	
Assurant Employee Benefits	Fire Dept. Insurance	104.91	
Baker & Associates	Waste Water Plant Planning	16,468.73	
Bamford Inc.	Fire Sprinkler System for Fire Dept.	200.00	
Bauerkempers	Parts for Parks Dept.	6.38	
Billingsley, Leslie/Brittany	Utility Refund	31.72	
Bluffs Sanitary Supply	Chlorine for Swimming Pool	1,534.19	
Business Connection	Chairs for Admin./Police Department	736.44	
Butterfield, Austin	Utility Refund	27.14	
C & R Plastering	Repair Stucco at City Hall Partial Payment	1,500.00	*
C & R Plastering	Repair Stucco at City Hall Final Payment	868.52	
Carder, Joshua	Utility Refund	4.60	
Century Business Products	Library Copier Lease	59.50	
Chadron, City of	Electronic Withdrawal for 6/23/09 Payroll	24,693.58	*C/E
Chadron, City of	FICA through 6/23/09	5,447.15	*F
Chadron, City of	Payroll through 6/23/09	48,442.44	*C
Chadron, City of	Side Fund	18,334.36	*
Chadron, City of	Utility Refunds	452.26	
Chadron Community Hospital	Fire Dept. Immunizations	32.84	
Chadron Concrete	Concrete for Parks/Water Dept.	209.00	
Chadron Home Center	Supplies for Fire Dept.	69.08	
Chadron Wholesale	Supplies for Police Dept.	23.90	

Contractors Materials	Supplies for Street Dept.	71.65	
Cornhusker State Industries	Police Uniforms	330.00	
Culligan	Airport Bottled Water	64.25	
Dawes County Court	Non-waivable Court Costs	154.00	
Display Sales	Swimming Pool Supplies	346.40	
Dobry, Katy	Utility Refund	35.58	
DXP	Safety Service Labor Kit for Fire Dept.	2,138.44	
Eagle Chevrolet	Vehicle Repair	86.24	
Edmund, Adam	06/09 Legal Services	3,475.00	
Elliott, Russell	Utility Refund	1.36	
Enviro Service	Water Testing	62.00	
Farm Plan	Supplies/Repairs	442.57	*
Felz, Ann	Utility Refund	37.81	
First National Bank Omaha	Travel/Supplies	997.28	
First National Financial Services	Council Member Bond Insurance	100.00	
Great Plains Communications	Internet Service	89.90	
Grimms Pump & Industrial Supply	Gas Tank Repair at Airport	487.82	
Guardian	07/09 Dental Premium	246.42	*
Hanlon, Danny	Utility Refund	31.72	
Hansen, Maruta	06/11-07/01/09 Janitorial Services	300.00	
Hawkins	Chlorine for Water Plant	1,776.43	
Henkens Equipment	Parts for Airport/Street Shop	293.99	
Hills Tire & Supply	Tire/Vehicle Repair	296.44	
Hoesing, Adam	Utility Refund	37.81	
Holiday Inn Kearney	Finance Conference/Hughes	139.90	
Hornady	Ammunition for Police Dept.	641.80	
Hutton, Mark	Travel Reimbursement	235.23	
Ideal Linen	Janitorial Supplies	315.13	
Lexis Nexis	Books for Police Dept.	646.70	
MES-MIDAM	Fire Dept. Uniforms	6,140.61	
Midland Telecom	Pager Cleaning/Tuning for Fire Dept.	504.50	
Miracle Recreation Equipment	Playground Equipment Repairs	776.69	
Mobius	Airport Internet	18.99	
Molitor, Mikenzi	Utility Refund	40.00	
Municipal Supply	Repairs for Water Dept.	1,938.60	

National Volunteer Fire Council	Fire Department Membership	50.00	
Nebraska Dept. Of Economic Dev.	Your Selling Team Payment	2,976.19	T
Nebraska Municipal Clerks' Assn.	2008-2009 Membership Dues	35.00	
Nebraska Public Health Laboratory	Water Testing	410.00	
Nebraska Public Power District	6/09 Electric Service	625.04	*
Nebraska Public Power District	6/09 Electric Service	5,297.39	
Norms Carquest	Supplies/Repairs	630.68	
Northwest Pipe Fittings	Parks Dept. Repairs	67.90	
Outlaw Printers	Work Orders/Envelopes	289.10	
Panhandle Veterinary Clinic	May Animal Boarding	305.00	
Petersen Drug	Antenna for Street Dept.	13.99	
Power House	Parts for Parks/Water Dept.	449.63	
Quill	Office Supplies	91.16	
Qwest	Phone Service	794.79	*
Qwest	Phone Service for Police Dept.	486.57	
Regional Care	07/09 Select Flex/Employee Health Benefits	12,605.04	*
Shell	05/11-06/09/09 Fuel Charges	3,340.42	*
Slepicka, Dustin	Utility Refund	49.44	
Smith, Adrian	United States Flags	83.34	
Source Gas	Gas Services	3,352.22	*
State Fire Marshal Training Div.	Fire Fighter Certification	50.00	
Sturdevants	Repairs/Parts	631.49	
SWANN	06/09 Collections	57,727.42	
Ultramax	Ammunition for Police Dept.	1,663.00	
United Rotary Brush Corp.	Parts for Street Dept.	410.72	
US Postmaster	07/09 Utility Bills Postage	454.96	*
US Postmaster	Fire Dept. PO Box Rental	70.00	
Van Diest Supply Company	Supplies for Parks Dept.	3,609.10	
Vantage Point Trust 401 Employee	Pension to 6/23/09	2,265.68	*C
Vantage Point Trust 401 Police	Pension to 6/23/09	1,109.23	*C
Wahlstrom Ford	Vehicle Repair for Street/Police Dept.	340.00	
Wal Mart	Supplies	1,081.34	
Westco	Unleaded Gas/Propane/Diesel	3,348.68	

Western Communications	Radio Maintenance	222.00
WMS Aquatics	Pool Sign/Pump Vac Connector	60.52
TOTAL		248,143.2
		2

The foregoing schedule of claims is published in accordance with Nebraska Revised Statutes 19-1102

4) Minutes for Boards and Commissions

There were no minutes to distribute.

5) Fire Department Membership Update

A current list of Chadron Volunteer Fire Department members was distributed.

Councilmember Harvey seconded the motion for approval of the Consent Agenda. The following Councilmembers voted Aye: Duncan, Grantham, Gamby, Chizek, Harvey. The following voted Nay: None. Motion carried.

Street Superintendent Terry Birnbaum introduced Jake Janssen, who has started work for the Street Department.

Councilmember Chizek introduced the following Resolution and moved for its adoption:

RESOLUTION NO. 2009-48

WHEREAS, Imogene Horse has submitted a letter of application to apply for a Special Permit to discharge fireworks on Saturday, July 11, 2009 from approximately 8:30 P.M. to 10:30 P.M., at 483 West Eighth Street, in accordance with Ordinance No. 1312.

NOW THEREFORE BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CHADRON, NEBRASKA:

1. The City Council being the governing body of the City of Chadron does hereby approve issuance of a Special Permit to Imogene Horse to allow the discharge of permissible fireworks on Saturday, July 11, 2009 from approximately 8:30 p.m. to 10:30 p.m. at 483 West Eighth Street, Chadron, Nebraska.

2. The City Clerk is hereby directed to provide the applicant with a fully executed copy of this Resolution to serve as the Special Permit, allowing the discharge of permissible fireworks as set out in the application.

The foregoing Resolution having been read, Councilmember Duncan seconded the motion for

its passage and adoption, and after consideration thereof, the roll was called on the passage and adoption of said Resolution and the following Councilmembers voted Aye: Duncan, Grantham, Gamby, Chizek, Harvey. The following voted Nay: None. The passage of the Resolution having been consented to by more than a majority of the members elected to the Council was declared passed and adopted this 6th day of July, 2009.

CITY OF CHADRON

Mayor

ATTEST:

City Clerk

(S E A L)

Councilmember Chizek introduced the following Resolution and moved for its adoption:

RESOLUTION NO. 2009-49

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CHADRON, NEBRASKA:

1. The Council being fully advised, recommends that the Manager Application of Bruce A. Lundy in connection with the Class A-83839 Liquor License for Pizza Hut of Gordon, Inc., dba Pizza Hut of Chadron, located at 277 Lake Street, Chadron, Dawes County, Nebraska, be approved.
2. The City Clerk is hereby directed to send a copy of this Resolution by first class mail prepaid to the Nebraska Liquor Control Commission.

The foregoing Resolution having been read, Councilmember Duncan seconded the motion for its passage and adoption, and after consideration thereof, the roll was called on the passage and adoption of said Resolution and the following Councilmembers voted Aye: Duncan, Grantham, Gamby, Chizek, Harvey The following voted Nay: None. The passage of the Resolution having been consented to by more than a majority of the members elected to the Council was declared

passed and adopted this 6th day of July, 2009.

CITY OF CHADRON

Mayor

ATTEST:

City Clerk

(S E A L)

The time being 5:10 p.m., Mayor Grantham opened the public hearing to Levy Special Assessment for Maintenance of the Business Improvement District for Calendar Year 2009. The following individuals spoke regarding the assessment: Steve Cleveland, Bruce Dye and John Axtell. City Manager Sandy Powell and Public Works Director Milo Rust explained the purpose of the Business Improvement District assessment and addressed questions. Mayor Grantham closed the public hearing at 5:30 p.m.

Councilmember Chizek introduced the following Resolution and moved for its adoption:

RESOLUTION NO. 2009-46

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CHADRON, NEBRASKA:

1. The Mayor and Council find and determine that the Council has heretofore designated this time and place for considering and levying special assessments against the real estate located in Business Improvement District No. 1 of the City of Chadron; to the extent of special benefit to such real estate located within said Business Improvement District, for the purpose of paying all or any part of the cost of maintenance, repair and reconstruction including utility cost of any improvement or facility in the District that notice of the time and place of holding this meeting for said purpose has been duly given as provided by statute by publication in The Chadron Record, a legal newspaper published and of general circulation in this City, one time each week for three weeks, that the Mayor and Council have at this session heard all persons who desire to be heard in reference to such assessments, the total costs and the proposed allocation of such costs among the parcels of real estate in such District.

2. The Mayor and Council find and determine that at the hearing all assessments have been adjusted and equalized with reference to the extent of special benefit to such real estate for the purpose of paying all or any part of the cost of maintenance, repair and reconstruction, including utility cost of any improvement or facility in the District that the total cost assessment of \$5,215.41 to be imposed by assessments of benefits on a front footage basis which is in accordance with the proposed method of assessments determined by Ordinance No. 1058 creating said District, and the percentage to be assessed to each lot to equal \$1.25 per front foot, and that the benefits are equal and uniform and the assessments shown on the schedule hereinafter set out are according to front footage of the lots or real estate described therein within the District.

3. There is hereby levied and assessed upon the several lots and parcels of land hereinafter described in Business Improvement District No. 1, special assessments to pay all or any part of the cost of maintenance, repair and reconstruction, including utility cost of any improvement or facility in the District, in the amount in Dollars and cents set out in the schedule below in the column headed "Assessment".

BUSINESS IMPROVEMENT DISTRICT NO. 1

MAINTENANCE ASSESSMENT ROLL 2009

	<u>LEGAL DESCRIPTION</u>	<u>OWNER</u>	<u>ASSESSMENT</u>
Lot 1	Block 5 Original Town	Lee Enterprises dba The Chadron Record P.O. Box 1141	\$25.00
Lot 2	Block 5 Original Town	Lee Enterprises dba The Chadron Record P.O. Box 1141	\$31.25
Lot 3	Block 5 Original Town	Lee Enterprises dba The Chadron Record P.O. Box 1141	\$31.25
Lot 4	Block 5 Original Town	Lee Enterprises dba The Chadron Record P.O. Box 1141	\$31.25
Lot 5	Block 5 Original Town	Lee Enterprises dba The Chadron Record P.O. Box 1141	\$31.25
Lot 6	Block 5 Original Town	Larry Waldron 52 Westview Court	\$31.25
Lot 7	Block 5	Iva L. Martin	

	Original Town	226 West Second Street	\$31.25
Lot 8	Block 5 Original Town	Jeff Kienitz 218 West Second Street	\$31.25
W. 0.67' Lot 9	Block 5 Original Town	Jeff Kienitz 218 West Second Street	\$ 0.84
E. 24.33' Lot 9	Block 5 Original Town	Jeff Kienitz 218 West Second Street	\$30.41
Lot 10	Block 5 Original Town	Jeff Kienitz 218 West Second Street	\$31.25
Lot 11	Block 5 Original Town	Walter Montague 550 West Sixth Street	\$31.25
Lot 12	Block 5 Original Town	Terry & Andrea Rising 202 West Second Street	\$31.25
Lot 13	Block 5 Original Town	Terry & Andrea Rising 202 West Second Street	\$31.25
Lot 1	Block 4 Original Town	Dennis Staal P.O. Box 1110	\$31.25
Lot 2	Block 4 Original Town	Dennis Staal P.O. Box 1110	\$31.25
Lot 3	Block 4 Original Town	Gerald C. and Alice Baker P.O. Box 915	\$31.25
Lot 4	Block 4 Original Town	Gerald C. and Alice Baker P.O. Box 915	\$31.25
Lot 5	Block 4 Original Town	Duane Gardener 128 West Second St.	\$31.25
Lot 6	Block 4 Original Town	Duane Gardener 128 West Second St.	\$31.25
Lot 15	Block 4 Original Town	Jeanne Goetzinger 115 Main Street P.O. Box 406	\$31.25
Lot 16	Block 4 Original Town	Jeanne Goetzinger 115 Main Street P.O. Box 406	\$31.25
Lot 17	Block 4 Original Town	Jeanne Goetzinger 115 Main Street P.O. Box 406	\$31.25

Lot 18	Block 4 Original Town	Jeanne Goetzinger 115 Main Street P.O. Box 406	\$31.25
Lot 19	Block 4 Original Town	Jeanne Goetzinger 115 Main Street P.O. Box 406	\$31.25
Lot 20	Block 4 Original Town	Jeanne Goetzinger 115 Main Street P.O. Box 406	\$31.25
N. 22.33' Lot 21	Block 4 Original Town	Jeanne Goetzinger 115 Main Street P.O. Box 406	\$27.91
Lot 24	Block 4 Original Town	Chadron Glass & Windows Inc. 139 Main Street	\$31.25
Lot 25	Block 4 Original Town	William Stolldorf 420 Main Crawford NE 69339	\$31.25
Lot 26	Block 4 Original Town	William Stolldorf 420 Main Crawford NE 69339	\$31.25
N. 10.17' Lot 27	Block 4 Original Town	William Stolldorf 420 Main Crawford NE 69339	\$12.71
S. 14.83' Lot 27	Block 4 Original Town	K. C. Chasek 155 Main Street	\$18.54
Lot 28	Block 4 Original Town	K. C. Chasek 155 Main Street	\$31.25
Lot 29	Block 4 Original Town	Wess Partnership 163 Main Street P.O. Box 1159	\$31.25
Lot 30	Block 4 Original Town	Wess Partnership 163 Main Street P.O. Box 1159	\$31.25
Lot 31	Block 4 Original Town	Wess Partnership 163 Main Street P.O. Box 1038	\$31.25
Lot 32	Block 4 Original Town	Wess Partnership 163 Main Street	\$31.25

		P.O. Box 1159	
Lot 33	Block 4 Original Town	John A. Sims 173 Main Street %645 Main Street	\$31.25
E. 75' Lot 34	Block 4 Original Town	Mike & Carla Crawford 623 West 3 rd Street	\$125.00
W. 25' Lot 34	Block 4 Original Town	John A. Sims 173 Main Street %645 Main Street	\$31.25
Lot 1	Block 3 Original Town	First National Bank P.O. Box 1351	\$156.25
Lot 2	Block 3 Original Town	First National Bank P.O. Box 1351	\$31.25
Lot 3	Block 3 Original Town	Darin & Temple Garman 164 Main % 234 Pine Street	\$31.25
Lot 4	Block 3 Original Town	Darin & Temple Garman 164 Main Street % 234 Pine Street	\$31.25
Lot 5	Block 3 Original Town	Darin & Temple Garman 164 Main Street % 234 Pine Street	\$31.25
Lot 6	Block 3 Original Town	Paris Fisher P.O. Box 904	\$31.25
Lot 7	Block 3 Original Town	Paris Fisher P.O. Box 904	\$31.25
Lot 8	Block 3 Original Town	Bill Margrave 521 North Chadron Avenue	\$31.25
Lot 9	Block 3 Original Town	Bill Margrave 521 North Chadron Avenue	\$31.25
Lot 10	Block 3 Original Town	Paris Fisher P.O. Box 904	\$31.25
Lot 11	Block 3 Original Town	Paris Fisher P.O. Box 904	\$31.25
Lot 12	Block 3 Original Town	Paris Fisher P.O. Box 904	\$31.25

Lot 13	Block 3 Original Town	Paris Fisher P.O. Box 904	\$31.25
Lot 14	Block 3 Original Town	Paris Fisher P.O. Box 904	\$31.25
Lot 15	Block 3 Original Town	Paris Fisher P.O. Box 904	\$31.25
Lot 16	Block 3 Original Town	Robert Harvey 718 East Sixth Street	\$31.25
Lot 17	Block 3 Original Town	Robert Harvey 718 East Sixth Street	\$31.25
Lot 18	Block 3 Original Town	Robert Harvey 718 East Sixth Street	\$31.25
Lot 19	Block 3 Original Town	Robert Harvey 718 East Sixth Street	\$31.25
Lot 20	Block 3 Original Town	Robert Harvey 718 East Sixth Street	\$31.25
Lot 39	Block 3 Original Town	Blaine Enterprises c/o Morgan Muller 159 Bordeaux Street	\$125.00
Lot 1	Block 12 Original Town	U.S. Post Office 278 Main Street	\$31.25
Lot 2	Block 12 Original Town	U.S. Post Office 278 Main Street	\$31.25
Lot 3	Block 12 Original Town	U.S. Post Office 278 Main Street	\$31.25
Lot 4	Block 12 Original Town	U.S. Post Office 278 Main Street	\$31.25
Lot 5	Block 12 Original Town	U.S. Post Office 278 Main Street	\$31.25
Lot 6	Block 12 Original Town	U.S. Post Office 278 Main Street	\$31.25
Lot 7	Block 12 Original Town	Dawes County Commissioners 451 Main Street	\$31.25
Lot 8	Block 12 Original Town	Dawes County Commissioners 451 Main Street	\$31.25

Lot 9	Block 12 Original Town	Gerald and Judy Bullard P.O. Box 1227	\$31.25
Lot 10	Block 12 Original Town	Gerald and Judy Bullard P.O. Box 1227	\$31.25
Lot 11	Block 12 Original Town	Gerald and Judy Bullard P.O. Box 1227	\$31.25
Lot 14	Block 12 Original Town	Karleen Gramberg 760 West Third Street	\$31.25
Lot 15	Block 12 Original Town	Bruce Dye 218 Main Street	\$31.25
Lot 16	Block 12 Original Town	Bruce Dye 218 Main Street	\$31.25
Lot 17	Block 12 Original Town	Jim & Roxie Puchner 214 Main Street	\$31.25
Lot 18	Block 12 Original Town	Jim & Roxie Puchner 214 Main Street	\$31.25
Lot 19	Block 12 Original Town	First National Bank P.O. Box 1351	\$31.25
Lot 20	Block 12 Original Town	First National Bank P.O. Box 1351	\$156.25
Lot 21	Block 12 Original Town	First National Bank P.O. Box 1351	\$125.00
W. 50' Lot 1	Block 11 Original Town	Morse & Margo Carnahan P.O. Box 838	\$62.50
W. 50' Lot 2	Block 11 Original Town	Morse & Margo Carnahan P.O. Box 838	\$62.50
N. 25' Lot 7	Block 11 Original Town	E. E. L. Enterprises 3355 North 10 th Street Gering NE 69341	\$31.25
Lot 8	Block 11 Original Town	E. E. L. Enterprises 3355 North 10 th Street Gering NE 69341	\$37.50
Lot 9	Block 11 Original Town	Jim & Wendy Dickey %P.O. Box 1323	\$156.25

Lot 10	Block 11 Original Town	Jim & Wendy Dickey %P.O. Box 1323	\$31.25
Lot 11	Block 11 Original Town	Jim & Wendy Dickey %P.O. Box 1323	\$31.25
Lot 12	Block 11 Original Town	Jim & Wendy Dickey %P.O. Box 1323	\$31.25
Lot 13	Block 11 Original Town	Jim & Wendy Dickey %P.O. Box 1323	\$31.25
Lot 14	Block 11 Original Town	Jim & Wendy Dickey %P.O. Box 1323	\$31.25
Lot 15	Block 11 Original Town	Falco II LLC P.O. Box 447	\$156.25
E. 56' Lot 16	Block 11 Original Town	John Thompson P.O. Box 89	\$31.25
E. 56' Lot 17	Block 11 Original Town	John Thompson P.O. Box 89	\$31.25
Lot 18	Block 11 Original Town	Cleo Koerber 219 Main Street	\$31.25
Lot 19	Block 11 Original Town	Cleo Koerber 219 Main Street	\$31.25
Lot 20	Block 11 Original Town	Befekadu Tewahade 223 Main Street %807 Main	\$31.25
Lot 21	Block 11 Original Town	Drew Petersen c/o 302 Main Street	\$31.25
Lot 22	Block 11 Original Town	Darrell & Cora Sue Haberman P.O. Box 147 Hay Springs NE 69347	\$31.25
Lot 23	Block 11 Original Town	Darrell & Cora Sue Haberman P.O. Box 147 Hay Springs NE 69347	\$31.25
Lot 24	Block 11 Original Town	Jeremy Patterson 239 Main Street	\$31.25
N. 22' Lot 25	Block 11 Original Town	Candy Nollette 241 Main Street	\$27.50
S. 3'	Block 11	Timothy D. Gaswick	

Lot 25	Original Town	245 Main Street	\$ 3.75
Lot 26	Block 11 Original Town	Timothy D. Gaswick 245 Main Street	\$31.25
Lot 27	Block 11 Original Town	John Honerkamp Kate Merriman 114 Broken Plow Road	\$31.25
Lot 28	Block 11 Original Town	Mike and Angela Harris P.O. Box 146	\$31.25
Lot 29	Block 11 Original Town	Mike and Angela Harris P.O. Box 146	\$31.25
Lot 30	Block 11 Original Town	Blaine A., Patsy A. and Kelli M. Benson 559 North Green Street Valentine NE 69201	\$31.25
Lot 31	Block 11 Original Town	Service Rentals Attn: Don Dotson 263 Main Street	\$31.25
Lot 32	Block 11 Original Town	Service Rentals 263 Main Street	\$31.25
Pt. N. 17' Lot 33	Block 11 Original Town	Raymond Grantham 74 Grantham Road	\$21.25
Pt. S. 8' Lot 33	Block 11 Original Town	Chadron Chiropractic Clinic 279 Main Street	\$10.00
Lot 34	Block 11 Original Town	Chadron Chiropractic Clinic 279 Main Street	\$31.25
Lot 9	Block 10 Original Town	W.W.W.S., a NE Limited Partnership 2904 South Spruce Street Wichita KS 67216	\$25.00
Lot 10	Block 10 Original Town	W.W.W.S., a NE Limited Partnership 2904 South Spruce Street Wichita KS 67216	\$31.25
Lot 11	Block 10 Original Town	W.W.W.S., a NE Limited Partnership 2904 South Spruce Street Wichita KS 67216	\$31.25
Lot 12	Block 10 Original Town	W.W.W.S., a NE Limited Partnership 2904 South Spruce Street Wichita KS 67216	\$31.25

Lot 13	Block 10 Original Town	W.W.W.S., a NE Limited Partnership 2904 South Spruce Street Wichita KS 67216	\$31.25
Lot 14	Block 10 Original Town	W.W.W.S., a NE Limited Partnership 2904 South Spruce Street Wichita KS 67216	\$31.25
Lot 15	Block 10 Original Town	W.W.W.S., a NE Limited Partnership 2904 South Spruce Street Wichita KS 67216	\$31.25
Lot 16	Block 10 Original Town	W.W.W.S., a NE Limited Partnership 2904 South Spruce Street Wichita KS 67216	\$31.25
Lot 17	Block 10 Original Town	Wayne Lembke 211 West Second Street %200 Belle Fourche	\$31.25
Pt. Lot 18	Block 10 Original Town	Wayne Lembke 211 West Second Street %200 Belle Fourche	\$31.25
Lot 19	Block 10 Original Town	Wayne Lembke 211 West Second Street %200 Belle Fourche	\$31.25
Lot 20	Block 10 Original Town	Brad & Ann Hency 205 West Second Street	\$31.25
Lot 21	Block 10 Original Town	Kent Black KBSM Enterprises, LLC 3438 Trailview Court Thousand Oaks CA 91360	\$156.25
Pt. Lot 22	Block 10 Original Town	Twila Fickel 219 Chadron Avenue %531 Ann St.	\$37.50
Lot 23	Block 10 Original Town	Safeway Stores, Inc. P.O. Box 29096, Tax Dept. Phoenix AZ 85038-9096	\$62.50
Lot 24	Block 10 Original Town	Safeway Stores, Inc. P.O. Box 29096, Tax Dept. Phoenix AZ 85038-9096	\$62.50
Lot 25	Block 10 Original Town	Safeway Stores, Inc. P.O. Box 29096, Tax Dept. Phoenix AZ 85038-9096	\$62.50

Lot 26	Block 10 Original Town	Safeway Stores, Inc. P.O. Box 29096, Tax Dept. Phoenix AZ 85038-9096	\$62.50
Lot 27	Block 10 Original Town	Northwest Community Action 270 Pine Street	\$62.50
Lot 28	Block 10 Original Town	Bank of the West P.O. Box 1001	\$62.50
Lot 29	Block 10 Original Town	Bank of the West P.O. Box 1001	\$62.50

Said special assessments shall be a lien on the property on which levied from date of levy and shall be due and payable to the City Treasurer thirty (30) days after such levy, and at the time of the next certification for general revenue purposes to the County Clerk, if not previously paid, shall be certified to the County Clerk and placed on the tax list to be collected as other real estate taxes are collected and be paid over to the City Treasurer.

The foregoing Resolution having been read, Councilmember Gamby seconded the motion for its passage and adoption, and after consideration thereof, the roll was called on the passage and adoption of said Resolution and the following Councilmembers voted Aye: Duncan, Grantham, Gamby, Chizek. The following voted Nay: None. Abstain: Harvey. The passage of the Resolution having been consented to by more than a majority of the members elected to the Council was declared passed and adopted this 6th day of July, 2009.

CITY OF CHADRON

Mayor

ATTEST:

City Clerk

(S E A L)

The time being 5:30 p.m., Mayor Grantham opened the public hearing regarding Application to the Nebraska Department of Economic Development for a Nebraska Affordable Housing Program Grant for Local Affordable Housing Rehabilitation Activities. Finance Officer Melany Hughes

explained the grant procedures and cost breakdowns. Mayor Grantham closed the public hearing at 5:32 p.m.

Councilmember Chizek introduced the following Resolution and moved for its adoption:

RESOLUTION NO. 2009-47

WHEREAS, the City of Chadron, Nebraska, is an eligible unit of a general local government authorized to file an application under the Housing and Community Development Act of 1974 as Amended for Small Cities Community Development Block Grant Program, and, Cranston-Gonzalez National Affordable Housing Act of 1990 (HOME Program) funds distributed by the Department of Economic Development through the Nebraska Affordable Housing Program; and

WHEREAS, the City of Chadron, Nebraska has obtained its citizens' comments on community development and housing needs; and has conducted a public hearing upon the proposed application and received favorable public comment respecting the application which for an amount of \$284,000 for Owner-Occupied Rehabilitation.

NOW THEREFORE BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CHADRON, NEBRASKA:

That the Mayor be authorized and directed to proceed with the formulation of any and all contracts, documents or other memoranda between the City of Chadron and the Nebraska Department of Economic Development so as to effect acceptance of the grant application.

The foregoing Resolution having been read, Councilmember Duncan seconded the motion for its passage and adoption, and after consideration thereof, the roll was called on the passage and adoption of said Resolution and the following Councilmembers voted Aye: Duncan, Grantham, Gamby, Chizek. The following voted Nay: Harvey. The passage of the Resolution having been consented to by more than a majority of the members elected to the Council was declared passed and adopted this 6th day of July, 2009.

CITY OF CHADRON

Mayor

ATTEST:

City Clerk

(S E A L)

Councilmember Chizek introduced the following Resolution and moved for its adoption:

RESOLUTION NO. 2009-50

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CHADRON, NEBRASKA:

1. The City Council being fully advised in the premises recommends that additions to premise include the following: 20' x 36' in 1978, 20' x 28' in 1997 and 52' 4.5" x 20' in 2008, be added to and included in the licensed premises of Licensee, Ridgeview Country Club Inc. /Ridgeview Country Club, 16611 Hwy 385, Chadron, Dawes County, Nebraska, License No. 58799.

2. The City Clerk is hereby directed to send a copy of this Resolution by first class mail prepaid to the Nebraska Liquor Control Commission.

The foregoing Resolution having been read, Councilmember Grantham seconded the motion for its passage and adoption, and after consideration thereof, the roll was called on the passage and adoption of said Resolution and the following Councilmembers voted Aye: Duncan, Grantham, Gamby, Chizek, Harvey. Voting Nay: None. The passage of the Resolution having been consented to by more than a majority of the members elected to the Council was declared passed and adopted this 6th day of July, 2009.

CITY OF CHADRON

Mayor

ATTEST:

City Clerk

(S E A L)

Councilmember Gamby introduced the following Resolution and moved for its adoption:

RESOLUTION NO. 2009-51

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CHADRON, NEBRASKA:

1. The Chadron Volunteer Fire Department is requesting that the City Council consider the Assistance to Firefighters Grant Program from the Federal Emergency Management Agency, wherein the City would submit a Grant Application to the Federal Emergency Management Agency's (FEMA) Assistance to Firefighters Grant Program to be used for personal protective clothing.

2. The City Council is further advised that the grant process is 95% funded by FEMA and 5% funded by the City of Chadron. The total cost of this proposal is \$63,000.00, of which the sum of \$59,850.00 is the grant funds from FEMA and \$3,150.00 from the City of Chadron.

3. The City Council having been fully advised of the program does hereby authorize the Mayor and City Clerk to execute the Application on behalf of the City of Chadron and the Chadron Volunteer Fire Department, for such grant and to execute on behalf of the City all contracts and documents as are necessary to effect acceptance of the grant as requested.

The foregoing Resolution having been read, Councilmember Chizek seconded the motion for its passage and adoption, and after consideration thereof, the roll was called on the passage and adoption of said Resolution and the following Councilmembers voted Aye: Duncan, Grantham, Gamby, Chizek, Harvey. The following voted Nay: None. The passage of the Resolution having been consented to by more than a majority of the members elected to the Council was declared passed and adopted this 6th day of July, 2009.

CITY OF CHADRON

Mayor

ATTEST:

City Clerk

(S E A L)

Fire Chief Pat Gould was in attendance and addressed the Council to Request Authorization to Advertise for Bids for New Pumper Fire Truck. Councilmember Gamby made a motion to approve the request. Seconded by Councilmember Chizek with the following Councilmembers voting Aye: Duncan, Grantham, Gamby, Chizek, Harvey. Voting Nay: None. Motion carried.

Councilmember Chizek introduced the following Resolution and moved for its adoption:

RESOLUTION NO. 2009-52

WHEREAS, the City of Chadron, Nebraska, recognizes that a properly functioning sewer system is necessary to the health and welfare of the citizens of the City; and

WHEREAS, the Mayor and City Council have determined that portions of the City of Chadron sewer system are in need of significant repair and improvement; and

WHEREAS, funding for the cost of the repair and improvement of portions of the City of Chadron's sewer system may be obtained by loan from the Nebraska Department of Environmental Quality, subject to certain requirements and obligations.

NOW THEREFORE BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CHADRON, NEBRASKA:

That they should execute the contract for loan between the Nebraska Department of Environmental Quality and the City of Chadron, Nebraska, designated as Project No. C317151, incorporated by reference into this Resolution as if fully set forth; and

BE IT FURTHER RESOLVED, Donald C. Grantham, Mayor, is hereby directed to execute the contract and all other documents necessary to facilitate the loan between the Nebraska Department of Environmental Quality and the City of Chadron, Nebraska, for the purpose of repairing and improving the City of Chadron's sewer system; and

BE IT FURTHER RESOLVED THAT Donald C. Grantham, Mayor, be authorized and directed to sign all necessary documents, to furnish such assurances to the State of Nebraska as may be required by law or regulations, and to receive payment on behalf of the applicant.

The foregoing Resolution having been read, Councilmember Grantham seconded the motion for its passage and adoption, and after consideration thereof, the roll was called on the passage and adoption of said Resolution and the following Councilmembers voted Aye: Duncan, Grantham,

Gamby, Chizek, Harvey. The following voted Nay: None. The passage of the Resolution having been consented to by more than a majority of the members elected to the Council was declared passed and adopted this 6th day of July, 2009.

CITY OF CHADRON

Mayor

ATTEST:

City Clerk

(S E A L)

Councilmember Chizek introduced the following Resolution and moved for its adoption:

RESOLUTION NO. 2009-53

WHEREAS, the City of Chadron, Nebraska, currently receives funds through the Federal Revenue Sharing program of the Office of Revenue Sharing of the Department of the Treasury, and that the Office of Revenue Sharing has added requirements for eligibility for funds in the area of accommodation of the handicapped; and

WHEREAS, Said requirements require that each participating government entity designate a Responsible Employee as the contact to coordinate efforts to comply with the non-discrimination requirements; and

WHEREAS, the Personnel/Insurance Clerk is an employee of the City of Chadron, Nebraska; and

WHEREAS, said requirements further require a number of notices, an adoption of a Grievance Procedure, a Self-evaluation and Transition Plan, and community input on all of these.

NOW THEREFORE BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CHADRON, NEBRASKA:

That the Personnel/Insurance Clerk is designated and appointed as the Responsible Employee for the purpose of Section 51.55 of the Revenue Sharing Regulations; and

BE IT FURTHER RESOLVED that the Personnel/Insurance Clerk is directed and authorized to coordinate and direct efforts to meet all of the requirements for the adoption of the Grievance Procedure, Self-evaluation and Transition Plan, and prepare the Grievance Procedure, Self-evaluation and Transition Plan for the City Council's approval..

The foregoing Resolution having been read, Councilmember Duncan seconded the motion for its passage and adoption, and after consideration thereof, the roll was called on the passage and adoption of said Resolution and the following Councilmembers voted Aye: Duncan, Grantham, Gamby, Chizek, Harvey. The following voted Nay: None. The passage of the Resolution having been consented to by more than a majority of the members elected to the Council was declared passed and adopted this 6th day of July, 2009.

CITY OF CHADRON

Mayor

ATTEST:

City Clerk

(S E A L)

Councilmember Chizek introduced the following Resolution and moved for its adoption:

RESOLUTION NO. 2009-54

WHEREAS, the City of Chadron, Nebraska, currently receives funds through the Federal Revenue Sharing program of the Office of Revenue Sharing of the Department of the Treasury, and

that the Congress of the United States has added requirements for eligibility for funds in the area of accommodation of the handicapped; and

WHEREAS, said requirements require that the City of Chadron, Nebraska, adopt a Grievance Procedure to provide for prompt and equitable resolutions of complaints alleging handicapped discrimination (other than complaints concerning employment) and to provide a Self-Evaluation of Handicapped Accessibility and Accommodation; and

WHEREAS, the Personnel/Insurance Clerk, who has been designated as the Responsible employee charged with coordinating and directing efforts of the City of Chadron, Nebraska, to meet said requirements, recommends the adoption of the attached Grievance Procedure and the Self-Evaluation of Handicapped Accessibility and Accommodation; and

WHEREAS, the City Council of the City of Chadron, Nebraska, desires to resolve all complaints regarding handicapped accessibility to City services and said Council has reviewed and approved the Grievance Procedure and the Self-Evaluation of Handicapped Accessibility and Accommodation Plan dated December 1984 as presented.

NOW THEREFORE BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CHADRON, NEBRASKA:

That the Grievance Procedure and Self-Evaluation of Handicapped Accessibility and Accommodation Plan be and hereby is adopted, effective upon passage of said Resolution.

The foregoing Resolution having been read, Councilmember Harvey seconded the motion for its passage and adoption, and after consideration thereof, the roll was called on the passage and adoption of said Resolution and the following Councilmembers voted Aye: Duncan, Grantham, Gamby, Chizek, Harvey. The following voted Nay: None. The passage of the Resolution having been consented to by more than a majority of the members elected to the Council was declared passed and adopted this 6th day of July, 2009.

CITY OF CHADRON

Mayor

ATTEST:

City Clerk

(S E A L)

Councilmember Chizek introduced the following Resolution and moved for its adoption:

RESOLUTION NO. 2009-56

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CHADRON, NEBRASKA:

1. Progress Estimate No. 3 filed with the Clerk by the Special Engineer of the City, showing the amount of material furnished and work performed in the City under contract heretofore let for the construction of improvements in the Chadron Wastewater Treatment Facility Project; and the statements of the Special Engineer and others set out below are hereby approved; and the Council finds that the materials therein set out have been furnished and have been received by the City and work has been performed and claims therefore are hereby allowed as follows:

FISCHER CONSTRUCTION, INC.

Total Estimated Quantity Contract Amount	\$4,092,313.00
Total Value of Work & Materials	\$788,044.00
Less Amount Paid (Previous Estimates)	\$343,653.30
Less Retainage (10%)	\$78,804.40
Total Claim	\$365,586.30

2. That Fischer Construction be paid the sum of \$365,586.30 for materials furnished and work performed in the Chadron Wastewater Treatment Facility Project.

The foregoing Resolution having been read, Councilmember Harvey seconded the motion for its passage and adoption, and after consideration thereof, the roll was called on the passage and adoption of said Resolution and the following Councilmembers voted Aye: Duncan, Grantham, Gamby, Chizek, Harvey. The following voted Nay: None. The passage of the Resolution having been consented to by more than a majority of the members elected to the Council was declared passed and adopted this 6th day of July, 2009.

CITY OF CHADRON

Mayor

ATTEST:

City Clerk

(S E A L)

Public Works Director Milo Rust informed the Council that concrete will be poured at the new wastewater treatment facility on Tuesday. Zoning/Building Official Janet Johnson will be available to take anyone out to the construction site that wishes to observe.

Zoning/Building Official Janet Johnson reported on the excess vegetation due to rain and thanked property owners for their cooperation in taking care of their properties.

Police Chief Tim Lordino reported that extra law enforcement will be on duty during the Fur Trade Days weekend.

Library Director Rossella Tesch presented the Library Needs Report. She will give a power point presentation of the report at the July 20, 2009 regular City Council meeting.

City Manager Sandy Powell reported that there have been numerous requests for street closures, resulting in many conflicts. An attempt will be made next year to implement a different process for street closing requests.

Councilmember Chizek commended the Youth Council for their work on helping the Boys & Girls Club. He also informed the Council of the kids carnival in conjunction with Fur Trade Days. He indicated that the club is always in need of volunteers.

Chadron High School FBLA members, who recently returned from national competition in California, were congratulated.

Councilmember Harvey moved to adjourn into executive session at 5:55 p.m. for the purpose of discussing the wage comparability study. Seconded by Councilmember Gamby. The following Councilmembers voted Aye: Duncan, Grantham, Gamby, Chizek, Harvey. The following voted Nay:

None. Motion carried.

Councilmember Harvey moved to adjourn executive session and reconvene in open session at 7:41 p.m. Seconded by Councilmember Chizek. The following Councilmembers voted Aye: Gamby, Chizek, Harvey. The following voted Nay: None. Absent: Duncan, Grantham. Motion carried.

Councilmember Duncan moved to adjourn the meeting at 7:42 o'clock P.M. Seconded by Councilmember Gamby. The following Councilmembers voted Aye: Gamby, Chizek, Harvey. The following voted Nay: None. Absent: Duncan, Grantham. Motion carried.

CITY OF CHADRON

Mayor

ATTEST:

City Clerk

(S E A L)

STATE OF NEBRASKA)
)
County of Dawes) ss
)
City of Chadron)

I, the undersigned City Clerk for the City of Chadron, Nebraska, hereby certify that all of the subjects included in the attached proceedings were contained in the agenda for the regular meeting of July 6, 2009 kept continually current and available for public inspection at the office of the City Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that the said minutes of the City Council of the City of Chadron were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body.

City Clerk

(SEAL)