

CITY COUNCIL MEETING

NO. 2010-01

JANUARY 4, 2010

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 4<sup>th</sup> day of January, 2010, at 5:00 o'clock P.M. The following individuals were present: Vice Mayor John Gamby, Councilmembers John Chizek, Rob Harvey and Steve Duncan, City Manager Sandy Powell, City Clerk Donna Rust, City Attorney Adam Edmund, Police Chief Tim Lordino, Public Works Director Milo Rust, Finance Officer Melany Hughes, and Zoning/Building Official Janet Johnson. Absent: Mayor Donny Grantham.

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.

Vice Mayor Gamby called the meeting to order and declared a quorum present. The Vice 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 Chizek moved to approve the agenda as written and distributed. Seconded by Councilmember Harvey. The following Councilmembers voted Aye: Gamby, Chizek, Harvey, Duncan. The following voted Nay: None. Motion carried.

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

1) Minutes for City Council Meeting No. 2009-28, December 21, 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

Arrow Building Center	Supplies for Parks Dept.	29.98	
AS Central Services	Long Distance/Network Service Charges	481.36	
AT Conference	Teleconference for Police Dept.	7.38	
Brennan Electric	Fluorescent Lights for Street Dept.	118.64	
Business Connection	Office Supplies for Police Dept.	137.47	
Central Parts Warehouse	Parts for Airport	425.83	
Chadron, City of	12/22/09 Electronic Withdrawal	31,427.85	*C/E
Chadron, City of	FICA through 12/22/09	5,092.10	*F
Chadron, City of	Payroll through 12/22/09	37,022.61	*C
Chadron, City of	01/10 Side Fund/Dental	162.75	
Chadron, City of	01/10 Side Fund/Health	30,075.57	
Chadron, City of	Utility Refunds	509.19	
Chadron Community Hospital	Hospital Street Project Completion	47,142.90	
Chadron Wholesale	Supplies for Police/Wastewater Depts.	162.49	
Eagle Chevrolet	Vehicle Repair for Police Dept.	566.95	
Enviro Service	Wastewater Sample Testing	62.00	
Express Police Supply	Protective Uniforms for Police Dept.	1,398.00	
Farm Plan	Supplies/Repairs for Various Depts.	1,013.34	*
FBINAA	2010 Dues/Lordino	90.00	
Fremont National Bank	Annual Service Fee for Bond	450.00	
Galls	Supplies for Police Dept.	91.73	
Group Link	01/10 Dental Premiums	135.24	*
Hansen, Maruta	12/17-12/30/09 Janitorial Services	180.00	
Hawkins	Chlorine for Water Dept.	2,207.93	
Henkens Equipment	Repairs for Various Depts.	294.68	
Hills Materials	Road Base for Street Dept.	4,032.21	
Ideal Linen	Janitorial Supplies for Various Depts.	217.41	
Interstate Industrial Service	Certify Back Flow Gauge for Water Dept.	171.20	
Intl. Assn. Of Police Chiefs	Membership Dues/Lordino	120.00	
Kriz Davis	Supplies/Repairs for Water/WW Dept.	818.98	
League of Nebraska Municipalities	2010 Mid Winter Conference/Powell	316.00	

Manna Systems	Computer Repair/Maint. for Police Dept.	140.00	
Mediation West	Mediation	1,431.76	
Messer, Rachel	Utility Refund	9.54	
Municipal Supply	Repairs for Water Dept.	6,367.88	
NAAICE/Hurst, Andrew	Utility Refund	64.33	
NE Com. on Law Enforcement	Test Fees for Police Dept./Melton	150.00	
NE Dept. of Econ. Development	Your Selling Team Payment	2,976.19	T
Nebraska Crime Commission	Training Books for Police Dept.	18.00	
Nebraska Public Power District	12/09 Electric Service for Various Depts.	363.74	
Neuman Equipment	Airport Fuel Tank System	26,280.67	
Pacific Steel & Recycling	Repairs for Street Dept.	282.48	
Pests Go	Root Feed Trees in Wilson Park	275.00	
Power Plan	Parts for Street Dept.	264.31	
Quality Tire	Tires/Tire Repair for Police Dept.	187.00	
Qwest	Phone Service for Police Dept.	757.91	
Qwest	Phone Service for Various Depts.	691.24	*
Regional Care	01/10 Select Flex/Emp. Health Benefits	11,927.07	*
Respond First Aid Systems	First Aid Supplies for Various Depts.	444.62	
Roberts Electric	UPS Charges for Water Sample Shipping	127.98	
Roehr Safety Products	Supplies for Police Dept.	250.82	
Shell	11/09-12/09 Fuel Charges/Variou Depts.		*
		4,010.21	
Silver Eagle Gallery	Gift Certificate for Keiper	100.00	
Source Gas	Gas Service for Various Depts.	3,692.37	*
Tyler Technologies	Annual Software Agreement for City Hall	5,067.00	
US Postmaster	01/10 Utility Bills Postage	456.68	*
Vantage Point Trust 401 Employee	Pension through 12/22/09		*C
		2,500.95	
Vantage Point Trust 401 Police	Pension through 12/22/09	1,323.44	*C
Verizon	Cell Phone Service for Police/City Hall	472.92	
Wahlstrom Ford	Vehicle Repair for Police Dept.	248.58	
Wal Mart	Supplies for Various Depts.	651.91	
Western Communications	Radio Maintenance for Police Dept.	222.00	
<b>TOTAL</b>		<b>236,718.39</b>	

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

19-1102.

4) Minutes for Boards and Commissions

The minutes for various Boards and Commissions were included behind related tabs.

5) Monthly Reports

The Treasurer's Report and Water Report for November 2009 were distributed.

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

Chuck Howell, CEO, Great Lakes Airlines, gave a report and update on air service.

Councilmember Chizek moved to postpone the public hearing regarding the application for Community Development Block Grant Reuse Funds and Resolution No. 2010-01 until the January 18, 2010, meeting. Seconded by Councilmember Harvey with the following Councilmembers voting Aye: Gamby, Chizek, Harvey, Duncan. Voting Nay: None. Absent: Grantham. Motion carried.

Newly appointed members of the Chadron Youth Council were in attendance and were sworn in. Another swearing in will be on February 1, 2010, for those who were not able to be in attendance.

Appointments were made to various boards and commissions. Councilmember Harvey moved to approve the slate of appointments as presented. Seconded by Councilmember Chizek with the following Councilmembers voting Aye: Gamby, Chizek, Harvey, Duncan. Voting Nay: None. Absent: Grantham. Motion carried.

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

RESOLUTION NO. 2010-02

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

1. Progress Estimate No. 9 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  
\$4,092,313.00

\$(40,075.00)

\$4,052,238.00

\$3,869,386.00

\$3,666,774.10

\$50,000.00

\$ 152,611.90

2. That Fischer Construction be paid the sum of \$152,611.90 for materials furnished and work performed in the Chadron Wastewater Treatment Facility Project.

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: Gamby, Chizek, Harvey, Duncan. The following voted Nay: None. Absent: Grantham. 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 4<sup>th</sup> day of January, 2010.

CITY OF CHADRON

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Mayor

ATTEST:

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City Clerk

(S E A L)

Public Works Director Milo Rust reported that the new wastewater treatment facility has been operating for the past two weeks. He indicated there were some minor glitches, but they were worked out and the plant is operating well.

City Manager Sandy Powell reminded all of the Housing Fair on January 19, 2010.

Councilmember Duncan commented on the cold weather.

Councilmember Harvey thanked the fire and police department for their assistance during the recent grain elevator fire. He also commended city employees for the fantastic job of snow removal.

Councilmember Chizek also commented on the snow removal process and other issues.

Vice Mayor Gamby commended the city crews for the snow removal.

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

RESOLUTION NO. 2010-03

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

That the absence of Councilmember Donald Grantham from the Regular Council Meeting held January 4, 2010, is hereby excused by the Council for reason of personal business and that this Resolution shall be entered upon the journal.

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: Gamby, Chizek, Harvey, Duncan. 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 4<sup>th</sup> day of January, 2010.

CITY OF CHADRON

Mayor

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ATTEST:

\_\_\_\_\_  
City Clerk

(S E A L)

Councilmember Chizek moved to adjourn at 6:30 o'clock P.M. Seconded by Councilmember Harvey. The following Councilmembers voted Aye: Gamby, Chizek, Harvey, Duncan. The following voted Nay: None. 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 January 4, 2010, 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.

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City Cle

(SEAL)