

CITY COUNCIL MEETING

NO. 2005-02

JANUARY 17, 2005

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 17th day of January, 2005 at 5:00 o'clock P.M. The following individuals were present: Mayor John Gamby, Vice Mayor Jim Stokey, Councilmembers Donny Grantham, Morgan Muller, and Mark Douglas, City Manager Larry Teahon, City Clerk Donna Rust, City Attorney Bevin Bump, Public Works Director Milo Rust, Chief of Police Jerry Crews, and Finance Officer Dave Noble. Absent: Zoning and Building Official Janet Johnson.

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 simultaneously given 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 John Gamby called the meeting to order and declared a quorum present.

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

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

- 1) Minutes for City Council Meeting No. 2005-01, January 03, 2005

The Minutes were approved as written and distributed.

- 2) Correspondence

The Council received information with regard to the League of Nebraska Municipalities Midwinter Conference, scheduled in Lincoln on February 13 - 14, 2005.

- 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

ABC Electric	HPS Fixture & Labor	163.28
Action Communications	Internet & Pager Service	144.94
Advancing Technology	Computer Services	129.00
American Water Works Assoc.	1 Year Membership	130.00

Aspen Publishers	Osha Compliance Guide	158.23	
Avaya	12/2004 Merlin Maintenance	132.48	
Baker & Taylor	Library Books	233.40	
Bauerkemper's	Parts	230.00	
Bellu, Akki	12/2004 Janitorial Services	92.70	
Big Bat's	12/2004 Fuel Purchases	31.53	
Black Hills Mobile Extinguisher	Annual Inspection	9.00	
Bordeaux Art Society	2005 Traveling Art Show	24.00	
Business Connection	CD Disks & Ribbons	39.10	
Central Parts Warehouse	Snow Plow Pump	1,123.25	
Century Business Products	Mita Maintenance & Supplies	40.00	
Chadron, City of	FICA to 1/13/2005	3,900.78	
Chadron, City of	1/2005 Side Fund - Health	16,548.80	*C
Chadron, City of	Payroll to 1/13/2005	53,012.31	*C
Chadron, City of	Petty Cash Reimbursement	76.44	*
Chadron Glass & Windows	Windshield & Materials	286.73	
Chadron Medical Clinic	Physical - Chrisman	331.00	
Chadron State College	11/13-12/18/2004 Work Study	610.38	
Chadron Wholesale	Janitorial Supplies	62.38	
Chamberlain Chapel	Cemetery Record Book	72.00	
Data Computer Products	Wipes	55.90	
Eisenbarth Motor Company	Rotors/Pads/Service	346.93	
Farm Plan/The Mercantile	Parts & Supplies	241.93	
First National Bank of Chadron	Safe Deposit Box	20.00	
First National Bank of Chadron	Bonds-Safety Winners	200.00	*
First National Bank of North Platte	Safe Deposit Box	25.00	
Fortis	1/2005 Fire Insurance	109.50	
Gale Group	Library Books	319.77	
Gardner Publishing	Library Books	94.29	
Gene's Auto Machine Shop	Parts & Service	91.50	
Graphic Screen Printing	Uniforms	108.00	*
Great Plains Building Center	Supplies	313.03	
Great Plains One-Call Services	12/2004 Locate Requests	30.15	
Green Acres Bakery	Refreshments-Employee Recognition	45.30	
Guardian	1/2005 Dental Premium	269.19	*C
Hap's Lock & Key	Janitor Door Keys & Service	45.00	
Hawkins Water Treatment	Chlorine	769.46	
Haynes, Terri	1/2005 AP Terminal Maint.	150.00	
Ideal Linen Supply	Janitorial Supplies	140.44	
Ingram Library Services	Library Books	214.55	
Kinder Morgan	12/2004 Gas Service	1,570.57	
Kirkham Michael & Associates	Engineering-Airport Apron Project	23,194.00	
KnowBuddy Resources	Library Books	75.80	

L & D Aero	1/2005 Airport Contract	975.00	
Linweld	Cylinder Rental	12.53	
MicroMarketing	Library Books	76.11	
Mid-States Organized Crime Center	2005 Membership	150.00	
Midland Telecom	Pager Parts & Maintenance	172.45	
Millennium Computer Systems	Computer Parts & Service	80.09	
MK Double R Enterprises	CDBG Reuse Loan	75,000.00	*R
Morford's Decorating Center	Epoxy Paint	192.60	
Municipal Supply	Hydrant Parts	1,921.56	
National Vol. Fire Council	2005 Membership	50.00	
Nebraska Dept. of Aeronautics	Quarterly NDB Maintenance	375.00	
Nebraska Machinery	Parts	166.75	
Nebraska Public Power District	12/2004 Electric Service	1,000.98	
NebraskaLand Conf./Bldg. Officials	2005 Membership	100.00	
Norm's Carquest Auto Parts	Parts & Supplies	683.16	
Northwest Pipe Fittings-Rapid City	Pipe Fittings	146.03	
Northwest Pipe Fittings-Scottsbluff	Pipe Fittings	94.66	
Northwest Rural Public Power	12/2004 Electric Service	151.14	
Outlaw Printers	Oversized Copies & Uniforms	121.49	
Panhandle Veterinary Clinic	12/2004 Animal Control Services	315.00	
Penworthy	Library Books	70.05	
Petersen Drug	Antenna & Supplies	103.37	
Powerplan/Murphy Tractor	Parts	490.95	
Quality Books	Library Books	2,893.78	
Quality Tire	Flat Repair/Pads/Rotors/Tires	803.40	
Quill	Office Supplies	546.44	
Qwest	1/2005 Telephone Service	406.75	
Regional Books	Library Books	37.55	
Regional Care	1/2005 Specific/Life/Select-Flex	8,338.41	*C
Road Builders	Seat Assembly	607.21	
Rushville Service & Sport Center	Parts & Service	48.00	
Sandhills Computer	12/2004 Internet & Eq. Rentals	49.00	
Schlickbernd, Joseph	12/29/04-1/13/2005 Janitorial Svcs.	200.00	
Scottsbluff Winnelson	Backflow Filters	25.03	
Service Master Clean of Chadron	Mini Blinds Cleaning	123.00	
Smart Apple Media	Library Books	113.70	
Star Herald	1 Year Subscription	120.50	
Swanson Corporation	Meals-Basic Officer Training	407.69	*
Taste of Home Books	Library Book	23.98	
Tee Jay's Camera & Photo	Film & Processing	31.98	
TTG Enterprises	Filter Controls & Valves Repair	945.00	
VantagePoint Trust 401 Employee	Pension to 1/13/2005	1,945.50	
VantagePoint Trust 401 Police	Pension to 1/13/2005	1,016.34	

Wal-Mart Community	Office Supplies	157.61	
Western Communications	1/2005 Siren Maint. & Microphone	193.00	
Western Cooperative	Fuel Purchase	22.50	
WGGA	2005 WGGA Trade Show	245.00	*
World Book, Inc.	Encyclopedias	1,618.00	
WPCI	Substance Abuse Program Fees	175.00	
Xerox	12/2004 Copier Lease	469.36	
	TOTAL	210,024.69	
Void Check: 24095			

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

- 4) Report on Collection of Special Assessments
- 5) Monthly Reports
- 6) Minutes for Boards and Commissions

There were no minutes to present for this meeting.

Councilmember Muller seconded the motion for approval of the Consent Agenda. The following Councilmembers voted Aye: Grantham, Muller, Douglas, Gamby, Stokey. The following voted Nay: None. Motion carried.

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

RESOLUTION NO. 2005-06

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

The Specifications for One (1) New 2005 Wheel Loader with Quick Coupler, having been prepared by Public Works Director Milo Rust for the City, by order of the Mayor and City Council and filed with the City Clerk, are hereby approved, and the City Clerk is hereby directed to publish Notice to Bidders, pursuant to law.

The foregoing Resolution having been read, Councilmember Douglas 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: Grantham, Muller, Douglas, Gamby, Stokey. 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 17th day of January, 2005.

CITY OF CHADRON

Mayor

ATTEST:

City Clerk

(S E A L)

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

RESOLUTION NO. 2005-07

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

1. That the following bonds, in accordance with their option provisions, are hereby called for payment on March 1, 2005, after which date interest on the bonds will cease:

Public Safety Department Tax Anticipation Bonds, 2000 Series, date of original issue March 1, 2000, in the principal amount of \$195,000, numbered as they are shown on the books and records of the Paying Agent and Registrar, maturing in the principal amount and bearing CUSIP numbers as follows:

<u>Principal Amount</u>	<u>Maturity Date</u>	<u>CUSIP NO.</u>
\$25,000	March 1, 2006	157285 DF1
25,000	March 1, 2007	157285 DG9
25,000	March 1, 2008	157285 DH7
30,000	March 1, 2009	157285 DJ3
30,000	March 1, 2010	157285 DK0
30,000	March 1, 2011	157285 DL8
30,000	March 1, 2012	157285 DM6

2. These bonds are to be paid at the principal corporate trust office of The Fremont National Bank and Trust Company (formerly known as The Nebraska Trust Company) Fremont, Nebraska, as Paying Agent and Registrar.

3. A true copy of this Resolution shall be filed by the City Clerk with the Paying Agent at least thirty (30) days prior to call date and the Paying Agent is hereby irrevocably instructed to take appropriate action to mail notice to the registered owner at least thirty (30) days prior to the call date.

The foregoing Resolution having been read, Councilmember Douglas 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: Grantham, Muller, Douglas, Gamby, Stokey. 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 17th day of January, 2005.

CITY OF CHADRON

Mayor

ATTEST:

City Clerk

(S E A L)

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

RESOLUTION NO. 2005-08

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

1. Progress Estimate No. 5 filed with the Clerk, showing the amount of material furnished and work performed in the City under contract heretofore let for the construction of Airport Improvement Project No. 3-31-0017-05/06 at the Chadron Municipal Airport; 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:

PAULSEN, INC.

Total Estimated Quantity Contract Amount	\$1,664,787.88
Total Value of Work and Materials Completed	\$1,646,285.70
Less Amount Paid Previous Estimates	\$1,460,205.09
Less Retainage (10%)	\$164,628.57
Total Amount Due Contractor	\$21,452.04

2. That Paulsen, Inc. be paid the sum of \$21,452.04 for materials furnished and work performed in the construction of Airport Improvement Project No. 3-31-0017-05/06 at the Chadron Municipal Airport.

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: Grantham, Muller, Douglas, Gamby, Stokey. 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 17th day of January, 2005.

CITY OF CHADRON

Mayor

ATTEST:

City Clerk

(S E A L)

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

RESOLUTION NO. 2005-09

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

1. Progress Estimate No. 4 filed with the Clerk, showing the amount of material furnished and work performed in the City under contract heretofore let for the construction of Airport Improvement Project No. 3-31-0017-05/06 at the Chadron Municipal Airport; 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:

RICHARD'S ELECTRIC

Total Estimated Quantity Contract Amount	\$91,789.00
Total Value of Work and Materials Completed	\$121,035.50
Less Amount Paid Previous Estimates	\$99,540.90
Less Retainage	\$5,000.00
Total Amount Due Contractor	\$16,494.60

2. That Richard's Electric be paid the sum of \$16,494.60 for materials furnished and work performed in the construction of Airport Improvement Project No. 3-31-0017-05/06 at the Chadron Municipal Airport.

The foregoing Resolution having been read, Councilmember Stokey 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: Grantham, Muller, Douglas, Gamby, Stokey. 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 17th day of January, 2005.

CITY OF CHADRON

Mayor

ATTEST:

City Clerk

(S E A L)

Mayor Gamby moved to accept with much regret, the resignation of City Manager Larry Teahon effective February 11, 2005. Seconded by Councilmember Grantham. The following Councilmembers voted Aye: Grantham, Muller, Douglas, Gamby, Stokey. The following voted Nay: None. Motion carried.

Councilmember Muller moved to enter executive session at 5:19 o'clock P.M. to discuss personnel matters. Seconded by Councilmember Grantham. The following Councilmembers voted Aye: Grantham, Muller, Douglas, Gamby, Stokey. The following voted Nay: None. Motion carried.

Councilmember Grantham moved to adjourn the executive session and reconvene in open session at 5:53 o'clock P.M. Seconded by Councilmember Muller. The following Councilmembers voted Aye: Grantham, Muller, Douglas, Gamby, Stokey. The following voted Nay: None. Motion carried.

Councilmember Douglas moved to appoint Donna Rust, as Interim City Manager, to serve until the City Manager position has been filled and to receive a salary increase of three steps during the interim period. Seconded by Councilmember Stokey. The following Councilmembers voted Aye: Grantham, Muller, Douglas, Gamby, Stokey. The following voted Nay: None. Motion carried.

Councilmember Muller moved to authorize the staff to advertise the City Manager position in local newspapers, the Omaha-World Herald, and the League of Nebraska Municipalities Newsletter. Seconded by Councilmember Grantham. The following Councilmembers voted Aye: Grantham, Muller, Douglas, Gamby, Stokey. The following voted Nay: None. Motion carried.

Councilmember Stokey moved to adjourn the meeting at 5:57 o'clock P.M. Seconded by Councilmember Grantham. The following Councilmembers voted Aye: Grantham, Muller, Douglas, Gamby, Stokey. 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 17, 2005 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

(S E A L)