

CITY COUNCIL MEETING

NO. 2006-01

JANUARY 9, 2006

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 9<sup>th</sup> day of January, 2006 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 Clerk Donna Rust, City Attorney Bevin Bump, Chief of Police Jerry Crews, Finance Officer Dave Noble, Public Works Director Milo Rust and Zoning and Building Official Janet Johnson. Absent: City Manager Al Vacanti.

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

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

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

- 1) Minutes for City Council Meeting No. 2005-33, December 19, 2005

The Minutes were approved as written and distributed.

- 2) Correspondence

Included in the packet was a letter from members of Boy Scout Troop 201, thanking the members of the City Council for educating the Boy Scouts with regard to City Council Meetings.

- 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	Materials & Service-Pump & Hangar	4,405.48
Access Data Corporation	2006 Sleuth Software Support	1,409.37
Action Communications	1/2006 Pager Svc. & 6 Months Internet	144.44
Alltel	12/2005 Cellular Service	465.40
Alturdyne	Fuel Filters	504.56

Arnold Pool Company	Butterfly Valves	857.32	
Arrow Building Center	Supplies	25.71	
Avaya	12/2005 Merlin Maintenance	132.48	
Baker & Associates	Engineering-Wastewater Facility Plan	2,456.70	
Bauerkempers	Batteries & Sharpen Chain	110.05	
Bender & Co., Matthew	NE Crime & Traffic Law Publication	43.45	
Black Hills Weekly Group	2006 Subscription & Publications	1,247.74	
Blaine Enterprises	S&H Water Samples	92.25	
Brown, Linda	Utility Refund	30.16	*
Business Connection	Supplies	364.42	
CDW-G	Video Projector	789.99	
Chadron, City of	Applied Utility Deposits	214.25	*
Chadron, City of	FICA to 12/29/2005	4,209.12	*F
Chadron, City of	1/2006 Health - Side Fund	17,731.56	
Chadron, City of	Payroll to 12/29/2005	55,928.20	*C
Chadron, City of	10/2005 Sales/Use Tax-Economic Dev.	25,851.70	*
Chadron Concrete	Cement	70.00	
Chadron Construction	Door Replacement	396.13	
Chadron Home Center	Parts & Supplies	129.11	
Chadron Plumbing	Closet Auger & Labor	33.00	
Chadron State College	10/15 - 11/26/2005 Work Study	237.39	
Chadron State College-Criminal Justice	Workshop Registrations	275.00	
Chadron Volunteer Fire Dept.	1/2006 Fire Pay	50.00	
Contractors Materials	Safety Glasses	39.18	
Cornhusker Press	Dog Tags	97.14	
Crews, Gerald	1/2006 Auto Allowance	100.00	
EMC Insurance Companies	Worker's Compensation Deductible	516.83	
Farm Plan/The Mercantile	Parts & Supplies	628.47	
First National Bank-Chadron	2006 Safe Deposit Box Rent	20.00	
First National Bank-Omaha	Training Manuals & Materials	149.93	
Fuller Construction	Main Street Construction - Est.#6	10,824.28	*R
Great Plains Communications	1/2006 Internet Service	199.54	
Great Plains One-Call Services	12/2005 Locate Requests	32.98	
Green Acres	Annual Employee Recognition	36.50	
Guajardo, Victor	Applied Utility Deposit	6.50	*
Guardian	1/2006 Dental Premium	282.58	
Hansen, Maruta	12/15/2005-1/04/2006 Janitorial Svcs.	260.00	
Hawkins Water Treatment	Chlorine	857.08	
Hencey Plumbing & Hydronics	Adapters	13.59	
Henkens Equipment	Oxygen Bottle	29.29	
Hills Tire & Supply	Flat Repair	25.00	
Hoffman, Gary	Uniform	125.23	*

Ideal Linen Supply	Janitorial Supplies	263.41	
Incode CMS Division	2006 CMS - Software Maintenance	4,293.25	
Kinder Morgan	12/2005 Gas Service	3,757.21	
Kriz-Davis	Office Supplies	249.01	
Larson Insurance Agency	2 <sup>nd</sup> Qtr. Insurance	29,999.00	
Linweld	1/2006 Cylinder Rent	12.53	
Littrel Construction	N. Main Water Main - Est. #4 Final	9,620.50	*R
Mansfield Enterprises	Furnace Filters & Service	224.22	
Martin, Michael	Utility Refund	68.91	*
Med-Tech Resource	Hand Cleaner	80.49	
Metal Products Company	Furnace Service	90.00	
Mid-States OCIC	2006 Membership - Police	150.00	
Millenium Computer Systems	Materials	9.95	
Miskimins Motors, John	Repair & Towing	63.88	
Municipal Supply	Pipe Fittings	9,633.95	
National Waterworks	Meter Parts	649.14	
NE Dept. of Health	Chemical Tests	67.00	
NE Dept. of Revenue	11/2005 Sales/Use Tax	2,472.68	*S
Nebraska Office of Highway Safety	Pre-Test & Evidentiary Mouthpieces	106.00	
Nebraska Public Power District	12/2005 Electric Service	7,291.38	
Nebraska, DAS Communications	12/2005 Toll Usage & State Telecomm	467.76	
Norgard, Jason	Applied Utility Deposit	26.65	*
Norm's Carquest Auto Parts	Parts & Supplies	897.77	
North Platte Winnelson	Filter Housings	645.00	
Outlaw Printers	Envelopes & Uniforms	149.71	
Panhandle Veterinary Clinic	11-12/2005 Animal Control Services	897.00	
Parrott and Sons, Matt	Tax Forms & Envelopes	131.16	
Passero, Justin	Applied Utility Deposit	31.41	*
Peavey Company, Lynn	Investigative Supplies	59.85	
Pioneer Products	Disinfectant	174.84	
Pitney-Bowes	2006 Software & Maintenance	995.00	
Powerplan/Murphy Tractor	Parts	285.74	
Quality Tire	Ball Joints/Flat Repair/Tires	838.95	
Qwest	1/2006 Telephone Service	897.18	
Regional Care	1/2006 Specific/Life/Select-Flex	9,125.91	
Roberts Electric	Light Fixture Materials & Service	253.19	
Sturdevant's Auto Parts	Parts & Supplies	181.97	
SWANN	12/2005 Collections	54,884.61	
Tee Jay's Camera and Photo	Film	57.98	
TTG Enterprises	Filter Valve Repair	275.00	
Ultramax	Ammunition	137.50	
Union Security Insurance	1/2006 Fire Insurance	110.88	
US Postmaster	12/2005 Utility Billing Postage	230.24	*

US Postmaster	Permit #2 Annual Fee	150.00	*
VantagePoint Trust 401 Employee	Pension to 12/29/2005	2,059.13	*C
VantagePoint Trust 401 Police	Pension to 12/29/2005	990.24	*C
Wahlstrom Ford	Cable & Towing	151.78	
Wal-Mart Community	Janitorial & Office Supplies	503.64	
Western Communications	12/2005 Radio Parts & Maintenance	681.40	
<b>TOTAL</b>		<b>277,843.10</b>	

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

4) Report on Collection of Special Assessments

5) Minutes for Boards and Commissions

There were no minutes to distribute at this meeting.

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

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

RESOLUTION NO. 2006-01

WHEREAS, the City Council finds that it should establish and approve depositories for the deposit and safe keeping of all monies received or held by the City; and

WHEREAS, the City Council finds that the City Treasurer shall require the depository banks or institutions to give bond and render statements of account on monies of the City as required by law, or in lieu of bond, the depositories may deposit securities with the City Clerk as authorized by law; now therefore,

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

1. The following named banks, located in the City of Chadron, Nebraska:

BANK OF THE WEST;  
 FIRST NATIONAL BANK OF CHADRON; and  
 CHADRON OFFICE - FIRST NATIONAL BANK NORTH PLATTE

are hereby designated and approved as depositories for the deposit and safe keeping of any monies deposited by the City Treasurer to such Bank, subject however, to said depository providing a bond as required by law to the City Treasurer, or the deposit of securities with the City Clerk as required by law in lieu of said bond.

2. The City Treasurer is further authorized to purchase certificates of deposit or other time deposits at the above named banks wherever the highest interest rate is being paid by said Bank at the time of such investment of City funds, pursuant to the State Statutes and to the benefit of the City of Chadron and the public in general.

3. The above named banks as designated depositories of the City of Chadron be and are hereby requested, authorized and directed to honor checks, drafts or other orders for the payment of money drawn in the City of Chadron's name, including those drawn to the individual order of any person or persons whose name or names appear thereon as signer or signers thereof, when bearing or purporting to bear the facsimile signature of the Mayor of the City of Chadron, and such depositories shall be entitled to honor and to charge the account of the City of Chadron for all such checks, drafts, or other orders, regardless of by whom or by what means the facsimile signature thereon may have been affixed thereto, if such facsimile signature resembles the facsimile specimen's duly certified to or filed with the above named banks by the City Clerk of the City of Chadron.

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: Douglas, Gamby, Stokey, Grantham, Muller. 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 9<sup>th</sup> day of January, 2006.

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 on the bid opening for a new 2006 ½ Ton, Regular Cab, 4 Wheel Drive Pickup that was held on Thursday, December 22, 2005. He reported that five bids had been received from: Sid Dillon Chevrolet - \$18,597.00; Wahlstrom Ford, Inc. - \$18,731.00; GMC of Chadron - \$18,800.35; John Miskimins Motor Co., Inc. - \$19,218.74; and Eisenbarth Motor Co., Inc. - \$20,966.00. He reported that the bid of Sid Dillon Chevrolet was the low bid and meets the specifications. The Councilmembers questioned the possibility of accepting a local bid if it met the specifications even though it was not the low bid. City Attorney Bevin Bump commented that the statutes provide for the acceptance of the low bid. The Council also questioned rejecting all bids and accepting bids from a certain radius of the City.

Councilmember Douglas moved to table Resolution No. 2006-02 until the January 23, 2006 Council Meeting to allow for the City Attorney to research the issue and provide a legal opinion with regard to accepting low bids. Seconded by Councilmember Muller. The following Councilmember voted Aye: Douglas, Stokey, Muller. The following voted Nay: Gamby, Grantham. Motion carried.

Public Works Director Milo Rust also reported on the bid opening that was held on Thursday, December 22, 2005 for the purchase of a 2006 mid-size vehicle to be used as the City Manager's vehicle. The Council may recall that bids were being requested for an outright purchase of one (1) new 2006 4-door sedan or small SUV with less than 500 miles or for a three year lease of a vehicle. A total of seven (7) bids were received. It was the staff's recommendation that the Council reject all bids received and that we rewrite the specifications so that 3 to 5 people can fit comfortably in this vehicle.

Councilmember Grantham moved to reject all bids received and to re-write the specifications for the purchase of a 2006 mid-size vehicle. Seconded by Councilmember Stokey. The following Councilmembers voted Aye: Douglas, Gamby, Stokey, Grantham, Muller. The following voted Nay: None. Motion carried.

Public Works Director Milo Rust also reported that the selection committee for the Chadron Municipal Airport had reviewed all of the Request for Qualifications and had interviewed three engineering firms for future airport improvement projects. The engineering selection committee consisted of Councilmembers Jim Stokey and Mark Douglas, City Manager Al Vacanti, Public Works Director Milo Rust and Special Engineer Dave Coe.

Public Works Director Rust reported that it was the recommendation of the committee that Olson & Associates be approved as the engineering firm for the various airport improvement projects.

Councilmember Douglas moved to authorize negotiation for engineering fees with Olson & Associates for the first two projects including the grading of the Runway 02 safety area and the snow removal equipment building (SRE). Seconded by Councilmember Grantham. The following voted Aye: Douglas, Gamby, Stokey, Grantham, Muller. The following voted Nay: None. Motion carried.

Councilmember Stokey moved to adjourn the meeting at 5:38 o'clock P.M. Seconded by Councilmember Douglas. The following Councilmembers voted Aye: Douglas, Gamby, Stokey, Grantham, Muller. The following voted Nay: None. Motion carried.

CITY OF CHADRON

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Mayor

ATTEST:

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City Clerk

(S E A L)

STATE OF NEBRASKA )  
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County of Dawes ) ss  
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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 9, 2006 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 Clerk

(S E A L)