

CITY COUNCIL MEETING

NO. 2007-08

MARCH 5, 2007

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 5th day of March, 2007, at 5:00 o'clock P.M. The following individuals were present: Mayor Donny Grantham, Vice Mayor John Gamby, Councilmembers Mark Douglas, John Chizek and Rob Harvey, Interim City Manager Donna Rust, Acting City Clerk Elizabeth Sanchez, Interim Chief of Police Margaret Keiper, Public Works Director Milo Rust, and Finance Officer Melany Hughes.

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 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 Douglas moved to approve the agenda as written and distributed. Seconded by Councilmember Chizek. The following Councilmembers voted Aye: Grantham, Gamby, Douglas, Chizek, Harvey. 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. 2007-06, February 19, 2007; and Special City Council Meeting No. 2007-07, February 26, 2007.

The Minutes were approved as written and distributed.

2) Correspondence

There was no correspondence.

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

Alltel	02/07 Cell Phone Services	386.38	*
Anderson, Steve	Utility Deposit	34.17	*
Arrow Building Center	Supplies	18.69	
Assurant	Fire Insurance	116.71	*
Avaya	2/07 Merlin Maintenance	132.48	*
Biernacki, Leslie	Utility Deposit	2.91	*
Brenn, Bob	Utility Refund	6.12	*
Blaine Enterprises	Package Shipping	251.96	
Brewer, Jason	Utility Refund	43.96	*
Bruns Coin Laundry	Dry Cleaning	34.90	
C'Beating, Al	Utility Deposit	38.50	*
California Contractors Supplies	Flashlights	89.70	
Canyon Business Products	Disconnect Notices	1,871.13	
Chadron, City of	FICA through 02/22/07	3,798.86	*F
Chadron, City of	Payroll to 02/22/07	51,174.12	*C
Chadron, City of	Petty Cash	47.48	*
Chadron, City of	Refund Meter Deposits	244.42	*
Chadron, City of Economic Development	12/06 Sales/Use Tax Collections	35,364.61	*
Chadron Home Center	Supplies & Repairs	97.94	
Chadron Wholesale	Supplies	190.95	
Culligan	Bottled Water	39.30	
Dawes County Court	Reimburse Court Costs	56.00	
Enviro Service	Water Tests	73.00	
Express Auto Salvage	Radiator Parts	20.00	
First National Bank of Omaha	Travel Expense	1,142.76	*
Galls	Uniforms	871.35	
Grimms Pump & Industrial Supply	Parts	269.01	
Hansen, Maruta	2/15-2/28 Janitorial Services	200.00	
HD Supply Waterworks	Repairs	1,324.32	
Hills Tire & Supply	Tire Repair	76.00	
Holiday Inn-Kearney	Travel	273.46	
Hornady	Police Training	418.40	
HR Direct	Employment Applications	95.56	
Ideal Linen Supply	Janitorial Supplies	120.05	
Kinder Morgan	2/07 Gas Service	5,080.04	*
Kriz-Davis Co.	Supplies	1,323.60	
Marriott Hotel	Travel Expense	364.00	
Maulsby House Publishing	City Council Red Blazer	127.50	
Midwest Laboratories	Water Testing	1,015.00	
Morford's	Paint	28.84	
Municipal Supply	Repairs	1,665.66	
Nebraska DAS	2/07 Phone Service	101.63	*
Nebraska Dept. Of Environmental Quality	Copies	2.88	

Nebraska Forest Service	Tree Care Workshop Registration	45.00	*
Nebraska HHS Laboratory	Water Testing	195.00	
Nebraska Public Power District	02/07 Electric Service	324.99	*
Nebraska Public Power District	02/07 Electric Service	5,109.72	
Norms Carquest	Parts	1,130.65	
Northwest Pipe Fittings	Repairs	95.65	
Old Dominion Brush	Supplies	212.42	
Outlaw Printers	Supplies	15.72	
Quality Tire	Tire Repair	180.00	
Quartermaster	Uniforms	205.88	
Quill	Supplies	49.99	
Qwest	02/07 Phone Service	858.04	*
Ron's Repair Shop	Pipe	213.50	
Sandhills Computer	Internet Service	78.00	
Shields, Eldon	Utility Deposit	40.00	*
Sturdevants	Supplies & Parts	95.94	
SWANN	02/07 Collections	50,598.51	
Tee Jays Camera	Services	21.00	
Todd, Michael, Company	Strobe Bar	217.45	
TTG Enterprises	Services & Labor	200.00	
US Postmaster	3/07 Utility Bills	244.63	*
Vantage Point Trust 401 Employee	Pension to 02/22/07	2,033.79	*C
Vantage Point Trust 401 Police	Pension to 02/22/07	726.95	*C
Wait, McWha & Harvat	Legal Services	5,572.00	
Wal Mart	Supplies	299.85	*
Western Communications	Radio Maintenance	222.00	
Winter Equipment	Repairs	82.44	
WPCI	Drug Testing	49.50	
Your Selling Team	CDBG Grant	32,800.00	*
Zuver Construction	Garage Door Opener	949.50	
TOTAL		211,502.47	

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 include.

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

The Council recognized Jeff Johns, who recently resigned his Lieutenant position with the Police Department, for 16 years of service to the city. Mayor Grantham presented Johns with a plaque. Interim City Manager Rust reported that a reception for Lieutenant Johns will be held on Friday, March 9, from 2 to 4 p.m. in

the City Hall Council Chambers.

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

RESOLUTION NO. 2007-23

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

The City Council having reviewed the Chadron Public Transportation Agreement between the City of Chadron and Northwest Community Action Partnership (NCAP) through its Head Start Program, for a period from March 5, 2007 through May 31, 2008, does hereby approve the same, and hereby authorizes and directs the Mayor, City Manager and Chief of Police to execute the same on behalf 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 Council members voted Aye: Grantham, Gamby, Douglas, 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 5th day of March, 2007.

CITY OF CHADRON

Mayor

ATTEST:

Acting City Clerk

(S E A L)

Public Works Director Milo Rust reported on the status of the Safe Routes to School grant for the City of Chadron. He stated that an approval from the City Council and resolution is needed to continue the process.

Discussion was held by the Council in regard to the sidewalk requirements, stop signs along the routes, and fences and vegetation in the public right-of-way.

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

RESOLUTION NO. 2007-24

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

WHEREAS, the City of Chadron proposed to apply for assistance from the SAFE ROUTES TO SCHOOL PROGRAM for the purpose of sidewalk improvements on the south side of 6th Street from West Hills Terrace to Cedar Buttes Drive, and

WHEREAS, the City of Chadron has available the funds to finance the activity until reimbursed by the Safe Routes to School Program, and the financial capability to operate, maintain, and manage the completed project in a safe and attractive manner for public use; and

WHEREAS, the proposed application and supporting documents were made available for public review at a properly announced meeting of the City of Chadron;

NOW, THEREFORE BE IT FURTHER RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CHADRON that the City of Chadron applies for assistance from the Safe Routes to School Program for the purpose of sidewalk improvements on the south side of 6th Street from West Hills Terrace to Cedar Buttes Drive.

The foregoing Resolution having been read, Councilmember Gamby seconded the motion for the passage of the Resolution, and after consideration, the roll was called on the passage of said Resolution and the following Councilmembers voted Aye: Grantham, Gamby, Douglas, Harvey. The following voted Nay: Chizek. The passage of the Resolution having been consented to by more than a majority of all the members elected to the Council was declared by the Mayor passed and adopted this 5th day of March, 2007.

CITY OF CHADRON

Mayor

ATTEST:

Acting City Clerk

(S E A L)

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

RESOLUTION NO. 2007-25

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

The Specifications for a New 2007 One (1) Ton Dual Wheel Four Wheel Drive Dump Truck, having been prepared by Public Works Director Milo Rust and Street Supervisor Terry Birnbaum 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 Chizek seconded the motion for the passage of the Resolution, and after consideration, the roll was called on the passage of said Resolution and the following Councilmembers voted Aye: Grantham, Gamby, Douglas, Chizek, Harvey. The following voted Nay: None. The passage of the Resolution having been consented to by more than a majority of all the members elected to the Council was declared by the Mayor passed and adopted this 5th day of March, 2007.

CITY OF CHADRON

Mayor

ATTEST:

Acting City Clerk

(S E A L)

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

RESOLUTION NO. 2007-26

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

The Specifications for a New 2007 72" Commercial Rotary Mower, having been prepared by Public Works Director Milo Rust and Parks and Cemetery Supervisor Scott Schremmer 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 Chizek seconded the motion for the passage of the Resolution, and after consideration, the roll was called on the passage of said Resolution and the following Councilmembers voted Aye: Grantham, Gamby, Douglas, Chizek, Harvey. The following voted Nay: None. The passage of the Resolution having been consented to by more than a majority of all the members elected to the Council was declared by the Mayor passed and adopted this 5th day of March, 2007.

CITY OF CHADRON

Mayor

ATTEST:

Acting City Clerk

(S E A L)

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

RESOLUTION NO. 2007-27

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

The Plans and Specifications for Airport Improvement Project No. 3-31-0017-09, which consists of the furnishing of all labor, material, and equipment and performing all work necessary to install guidance signs (15 each); cable; conduit; and markings at the Chadron Municipal Airport, having been prepared by Olsson Associates and having been approved by the Nebraska Department of Aeronautics 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 the passage of the Resolution, and after consideration, the roll was called on the passage of said Resolution and the following Councilmembers voted Aye: Grantham, Gamby, Douglas, Chizek, Harvey. The following voted Nay: None. The passage of the Resolution having been consented to by more than a majority of all the members elected to the Council was declared by the Mayor passed and adopted this 5th day of March, 2005.

CITY OF CHADRON

Mayor

ATTEST:

Acting City Clerk

(S E A L)

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

RESOLUTION NO. 2007-28

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

1. Progress Estimate No. 1 filed with the Clerk, showing the amount of material furnished and work performed in the City under contract heretofore let for the construction of Water Extension District No. 21; 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:

LITREL CONSTRUCTION

TOTAL ESTIMATED QUANTITY CONTRACT AMOUNT	\$15,372.65
SUM OF ALL CHANGE ORDERS	\$ - 0 -
CURRENT CONTRACT AMOUNT	\$15,683.20
TOTAL COMPLETED AND STORED	\$15,683.20
RETAINAGE:	
5.00% OF COMPLETED WORK	\$ 784.16
TOTAL COMPLETED & STORED LESS RETAINAGE:	\$14,899.04
LESS PREVIOUS PAYMENT APPLICATIONS:	\$ - 0 -
PAYMENT DUE CONTRACTOR:	\$14,899.04

2. That Littrel Construction be paid the sum of \$14,899.04 for materials furnished and work performed in the construction of Water Extension District No. 21.

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 Council members voted Aye: Grantham, Gamby, Douglas, 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 5th day of March, 2007.

CITY OF CHADRON

Mayor

ATTEST:

Acting City Clerk

(S E A L)

Interim City Manager Donna Rust reported that Sergeant Hickstein has been appointed to the position of Lieutenant.

Councilmember Harvey moved to adjourn the meeting at 5:39 o'clock p.m. Seconded by Councilmember Douglas. The following Councilmembers voted Aye: Grantham, Gamby, Douglas, Chizek, Harvey. Voting Nay: None. Motion carried.

CITY OF CHADRON

Mayor

ATTEST:

Acting City Clerk

(S E A L)

STATE OF NEBRASKA)
)
County of Dawes) ss
)

City of Chadron)

I, the undersigned Acting 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 March 5, 2007 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.

(S E A L)

Acting City Clerk