

## CITY COUNCIL MEETING

NO. 2008-18

AUGUST 18, 2008

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 18<sup>th</sup> day of August, 2008, 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 Don Thompson, City Manager Sandy Powell, Assistant City Clerk Elizabeth Sanchez, City Attorney Adam Edmund, Chief of Police Tim Lordino, Public Works Director Milo Rust, Finance Officer Melany Hughes and Zoning/Building Official Janet Johnson. Absent: City Clerk Donna Rust.

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

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

- 1) Minutes for City Council Meeting No. 2008-17. August 4, 2008

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

ABC Electric	Repairs to Water Well	330.00	
Arnold Pool Company	Swimming Pool Supplies	297.05	
ATI	Library Security Update	65.00	
Baker & Taylor	Library Materials	1,076.42	
Bauerkempers	Repairs/Supplies For Parks Dept.	130.28	
Black Hills Weekly	07/08 Ads	528.41	
Brennan Electric	Electrical Repair at Fire Hall	204.12	
Bruce Hill Furniture	Chairs for Library	160.00	
Business Connection	Ink Cartridges for Police Dept.	39.31	
CCP Industries	Supplies for Street Shop	245.83	
Chadron, City of	Electronic Withdrawal for Payroll	16,779.97	*C
Chadron, City of	FICA through 08/05/08	4,958.02	*F
Chadron, City of	Payroll through 08/05/08	49,718.28	*C
Chadron Community Recreation	4 <sup>th</sup> Quarter Payment	750.00	
Chadron Concrete	Cement/Wood Chips	172.50	
Chadron/Dawes Co. Chamber of Commerce	4 <sup>th</sup> Quarter Payment	1,500.00	
Chadron Glass & Windows	Glass Installed at Legion Field	39.75	
Chadron Housing Authority	4 <sup>th</sup> Quarter Payment	750.00	
Chadron Plumbing	Repairs for Airport	37.80	
Chadron Record	Subscription for City Hall	52.50	
Chadron Wholesale	Supplies	178.42	
CSC Business Office	Utility Refund	61.10	*
Culligan	Bottled Water for Airport	61.50	
Davis Instruments	Chart Paper for Water Dept.	139.02	
Edmund, Adam	07/08 Legal Services	552.00	
Emick, Tom	Travel Reimbursement	36.42	
Enviro Service	Waste Water Testing	73.00	
Failla Law Office	07/08 Legal Services	2,900.00	
Gale	Library Materials	93.48	
Grant-Miller Communications	Telephone Repairs for Airport	171.90	
Great Plains Communications	Internet Service	139.85	
Great Plains One Call Service	Locate Requests	59.70	
Hansen, Maruta	07/31-08/13/08 Janitorial Services	200.00	
HD Waterworks	Water Dept. Supplies	120.64	
Hutton, Mark	07/08 Operations Contract	3,300.00	
Ideal Linen	Janitorial Supplies	347.40	
Ingram Library Services	Library Materials	1,187.84	

International Code Council	Dues/Johnson	100.00	
Keep Chadron Beautiful	4 <sup>th</sup> Quarter Payment	1,000.00	
Koza, Rick	Witness Fees	20.00	
Lawson Products	Parts for Water Department	344.48	
League of Nebraska Municipalities	Conference Registration/Powell & Rust	829.00	
Linweld	Argon Cylinders	15.25	
Mercantile	Fire Dept. Supplies	57.44	
MES - MIDAN	Firefighting Apparel	5,969.11	
Metal Products	Repairs for Fire Dept.	60.07	
Mick's Scuba Center	Hydro Testing for Fire Dept.	360.00	
Midwest Tape	Library Materials	69.98	
Mobius	Airport Internet	18.99	*
Nationwide Management Services	Newsletter Subscription	250.00	
Nebraska Health & Human Services	Training Fees/Llitas	174.00	
Nebraska Library Association	Dues/Conference Fees/Bellu-Tesch	275.00	
Nebraska Northwest Development	4 <sup>th</sup> Quarter Payment	12,500.00	
Nebraska Public Power District	07/08 Electric Service	4,831.75	
Norms Carquest	Supplies/Repairs for Fire Dept.	58.24	
North Platte Valley Chapter of the Red Cross	3 <sup>rd</sup> Session Swimming Lessons	300.00	
Northwest Rural Public Power District	07/08 Electric Service	20,134.80	
NSVFA	Firefighters Membership Dues	600.00	
Old Hardware Store	Library Materials	40.00	
Panhandle Drilling	Service Call for Airport	112.50	
Panhandle Veterinary Clinic	June Animal Boarding	300.00	
Qwest	07/08 Phone Service	318.48	
Random House	Library Materials	35.00	
Region I Office of Human Development	Outside Clean Up	257.40	
Respond First Aid Systems	First Aid Supplies	57.33	
Robert's Electric	Water Sample Shipping	89.52	*
RSVP	4 <sup>th</sup> Quarter Payment	1,000.00	
Safeway	Supplies for Street Dept.	8.96	
Schremmer, Scott	Clothing Allowance	107.46	
Sturdevants	Repairs for Street Shop	185.71	
Vantage Point Trust 401 Employee	Pension to 08/05/08	2,123.26	*C
Vantage Point Trust 401 Police	Pension to 08/05/08	1,044.76	*C
Western Cooperative	Propane	1,237.74	
Xerox	Copier Lease	469.36	

**TOTAL**

**142,813.10**

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 to the Council at this meeting.

5) Monthly Reports

A copy of the Water Report for July 2008 and the Treasurer's Report for the months of June and July 2008, were submitted.

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

New employees Brandon Lliteras and Wyatt Hans were to be present to be introduced to the Council but due to schedule conflicts, neither could attend.

Brenda Johnson, Executive Director, Nebraska Northwest Development Corporation, gave a report and update of NNDC activities and projects.

Mark Hutton, Airport FBO/Operations Supervisor updated the Council on Airport boardings, fuel sales and hangar occupants.

The Council considered Ordinance No. 1316 on its second reading:

AN ORDINANCE amending the "Chadron Fee Ordinance" No. 1314 to include cremains burial setup, late fees for sewer delinquencies, touch read for new construction and commercial fire hydrant fees; to repeal all ordinances and parts of ordinances in conflict herewith; directing the publication of this Ordinance and prescribing the time when this Ordinance shall be in full force and effect.

The third and final reading of Ordinance No. 1316 will be on September 2, 2008.

The Council considered Ordinance No. 1317 on its second reading:

AN ORDINANCE to amend Chapter 16, Article 1, Section 16-104 entitled "Water Service; Rate Schedule", Section 16-105 entitled "Water Service; Minimum Charge", Section 16-106 entitled "Water Service; Tap Fee; Service Fees; Service Deposit; Fire Hydrant Rental", Section 16-111 entitled "Water Service; Bills, When Due, When Delinquent, Effect of Delinquency", Section 16-112 entitled "Water Service; Service Shut Off After Delinquent

Date; Fee for Shutting Off, Turning On” of the Municipal Code of the City of Chadron, Nebraska; to repeal all ordinances and parts of ordinances in conflict herewith; directing the publication of this Ordinance and prescribing the time when this Ordinance shall be in full force and effect.

The third and final reading of Ordinance No. 1317 will be on September 2, 2008.

The Council considered Ordinance No. 1318 on its second reading:

AN ORDINANCE to amend Chapter 12, Article 2, Section 12-203 entitled “Sewer Use Fee; Rates”, Section 12-207 entitled “Sewer Use Fee; Collection: Effect of Delinquency”, Section 12-208 entitled “Sewer Tap Inspection Fee”, of the Municipal Code of the City of Chadron, Nebraska; to repeal all ordinances and parts of ordinances in conflict herewith; directing the publication of this Ordinance and prescribing the time when this Ordinance shall be in full force and effect.

The third and final reading of Ordinance No. 1318 will be on September 2, 2008.

The Council considered Ordinance No. 1320 on its second reading:

AN ORDINANCE adding Chapter 2, Article 1, Section 2-105 entitled “Demolition of Building; Regulations”, of the Municipal Code of the City of Chadron, Nebraska; to repeal all ordinances and parts of ordinances in conflict herewith; directing the publication of this Ordinance and prescribing the time when this Ordinance shall be in full force and effect.

The third and final reading of Ordinance No. 1320 will be on August 18, 2008.

Chief of Police Lordino reported on the bid opening for the purchase of a new 2009 full size police sedan for the police department. He reported that only one bid was received. Wahlstrom Ford submitted a bid in the amount of \$23,512.32 for a Ford Crown Victoria. He reported that the difference between the amount budgeted for the new car and the amount of the bid will be used to pay for the lightbar, sirens, console, and other items that will need to be installed in the car.

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

#### RESOLUTION NO. 2008-83

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

1. The Mayor and Council find and determine that the quote of Wahlstrom Ford, Inc. Chadron, Nebraska for the purchase of one (1) New 2009 Ford Crown Victoria, in the sum of \$23,512.32 for the Police Department, as filed with the City Clerk, should be and the same hereby is accepted.

2. An expenditure of \$23,512.32 from line item 5910.13, Qualified Sinking Fund, is hereby authorized for the purchase of said equipment.

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: Harvey, Thompson, Grantham, Gamby, Chizek. 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 18<sup>th</sup> day of August, 2008.

CITY OF CHADRON

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Mayor

ATTEST:

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Acting City Clerk

(S E A L)

The time being 5:22 o'clock P.M., Mayor Grantham opened the public hearing for the Annual Budget for Fiscal Year 2008-2009. Finance Officer Melany Hughes reported that the City had received the certified valuation from the Dawes County Treasurer's office. She stated that the proposed tax levy of \$0.370000 was left the same, the property tax request will increase from \$630,838.86 to \$642,829.58, based on the increase in valuation. The additional dollars were placed in the City's Reserves Fund. The Council received revised budget sheets due to the increase in valuation. There were no other individuals present to comment. Mayor Grantham closed the hearing at 5:24 o'clock P.M.

The Council considered Ordinance No. 1319 on its second reading:

AN ORDINANCE to adopt the 2008-2009 budget statement to be termed the Annual Appropriations Bill; to appropriate sums for necessary expenses and liabilities; directing the publication of this Ordinance and prescribing the time when this Ordinance shall be in full force and effect.

The third and final reading of Ordinance No. 1319 will be on September 2, 2008.

Chief of Police Lordino addressed the Council in regard to providing an officer at the college. He stated that he has met with several representatives from the college to discuss an agreement that would be similar to the SRO agreement with the Chadron City Schools. Dale Grant and Dave Leaman, representatives from Chadron State College, were present in support of the agreement. Dr. Randy Rhine, CSC Vice President for Enrollment and Student Services, was also present at the meeting to voice his support to provide the CRO.

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

RESOLUTION NO. 2008-84

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

NEBRASKA:

1. The City Council having reviewed the Interlocal Cooperation Agreement for College Resource Officer between the City of Chadron and the Chadron State College, to provide the services of a College Resource Officer for Chadron State College for a period of five (5) years, does hereby approve the same.
2. The Mayor is hereby authorized and directed to execute said Interlocal Cooperation Agreement on behalf of the City of Chadron, and the City Clerk is hereby authorized and directed to attest said execution.

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: Harvey, Thompson, Grantham, Gamby, Chizek. 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 18<sup>th</sup> day of August, 2008.

CITY OF CHADRON

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Mayor

ATTEST:

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Acting City Clerk

(S E A L)

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

RESOLUTION NO. 2008-85

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

1. Progress Estimate No. 1 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 Reconstruction of the 300 Block of Lake Street Repair 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:

LITTREL CONSTRUCTION

Total Estimated Quantity Contract Amount

\$107,574.80

Total Value of Work & Materials	\$ 45,850.30
Less Amount Paid (Previous Estimates)	\$0.00
Less Retainage (10%)	\$ 4,585.03
Total Claim	\$41,265.27

2. That Littrel Construction be paid the sum of \$41,265.27 for materials furnished and work performed in the Reconstruction of the 300 Block of Lake Street Repair 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: Harvey, Thompson, Grantham, Gamby, Chizek. 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 18<sup>th</sup> day of August, 2008.

CITY OF CHADRON

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Mayor

ATTEST:

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Acting City Clerk

(S E A L)

Public Works Director Milo Rust reported on several activities including the Lake Street project and the hazard mitigation meeting which was held recently. He also indicated that Topkote will be starting the armor coat project.

Police Chief Tim Lordino reported on a DUI grant: “You Drink, You Drive, You Lose”. He said the flashing red light on 6<sup>th</sup> and Main is back on as school starts in a few days. He said he has been invited to be keynote speaker for the Grand Island Training Center graduation..

Zoning/Building Official Janet Johnson reported that the Lifespan Wellness Team was in town to discuss where equipment will be placed. Maintenance, possibly long-term, was also addressed. Councilmember Thompson asked if the equipment was susceptible to vandalism. Johnson said it is vandal resistant but not vandal proof.

City Manager Sandy Powell reported on her appearance on KCSR where she and Finance Officer Melany Hughes explained the proposed budget. She also attended the Library Board meeting

