

MINUTES OF THE CITY COUNCIL REGULAR MEETING HELD NOVEMBER 17, 2014, AT 7:00 P.M. IN THE BPS ADMINISTRATION MEETING ROOM, 320 NORTH 5TH STREET, BEATRICE, NE

Mayor Schuster led those in attendance in the Pledge of Allegiance.

1 – Roll Call: Present: Mayor Schuster, Councilmembers Catlin, Clabaugh, Cook, Fairbanks, Kerr, Langdale, Morgan, Parde
Absent: None

Mayor Schuster announced that a copy of the Open Meetings Act is posted in the meeting room and is accessible to members of the public.

2 - Consent Agenda

- a. Approve agenda as submitted.
- b. Receive and place on file all notices pertaining to this meeting.
- c. Receive and place on file all materials having any bearing on this meeting.
- d. Approval of minutes of regular meeting on November 3, 2014, as on file in the City Clerk's Office.
- e. Approval of Treasurer's Report of Claims in the amount of \$184,684.95.
- f. Approval of BASWA Report of Claims in the amount of \$10,946.28.
- g. Approval of change order #2 increase in the amount of \$64,769.91 for a total contract price of \$1,291,125.11 to Elkhorn West Construction for the Library Renovation Project.
- h. Approval of change order #1 decrease in the amount of \$2,220.00 for a total contract price of \$85,005.00 to Midland Contracting, Inc. for the Sanitary Sewer Lining Project 2014, as recommended by BPW.
- i. Resolution Number 5700 executing the Renewal of Maintenance Agreement No. 4 with the Nebraska Department of Roads.
- j. Resolution Number 5701 entering into a farm lease with Justin M. Wiegand for property adjacent to the Landfill.
- k. Resolution Number 5702 entering into an agreement with Olsson Associates for services for the Water Main Crossing Replacement across the Big Blue River at Highway 77, as recommended by BPW.
- l. Resolution Number 5703 prohibiting parking along the east side of South 9th Street from Green to Nicholls and allowing parking along the west side of South 9th Street from Green to Nicholls.
- m. Approval of manager application of Mary A. Walters in connection with the American Legion Post #27 Liquor License.
- n. Refer claim of Brandon and Regina Harris regarding their dog Bo that was euthanized on November 4, 2014 to City Attorney and City's Insurance Carrier for review and disposition.

Moved by Catlin, seconded by Cook, that the items listed under the consent agenda, with the exception of items g and l, be approved, accepted and/or ratified as presented.

Roll Call: Yea: Catlin, Clabaugh, Cook, Fairbanks, Kerr, Langdale, Morgan, Parde
Nay: None

Motion carried.

g - Moved by Catlin, seconded by Kerr, that the change order #2 increase in the amount of \$64,769.91 for a total contract price of \$1,291,125.11 to Elkhorn West Construction for the Library Renovation Project, be approved.

Councilmember Kerr asked that it be clarified where the funds are coming from to pay for this project; City Administrator, Tobias Tempelmeyer, explained that the project was being funded entirely by the Beatrice Library Foundation and private donations. He further explained that most of this change order was due to changes requested by the State Fire Marshall.

Roll Call: Yea: Catlin, Clabaugh, Cook, Fairbanks, Kerr, Langdale, Morgan, Parde
Nay: None

Motion carried.

I - Moved Catlin, seconded by Clabaugh, that Resolution Number 5703 prohibiting parking along the east side of South 9th Street from Green to Nicholls and allowing parking along the west side of South 9th Street from Green to Nicholls, be passed and adopted.

Councilmember Fairbanks had a question about the map not showing the width of the streets and the reason for swapping the parking; City Administrator Tempelmeyer explained that the parking was just being moved from the east side of 9th Street to the west side of 9th Street and did not affect Green Avenue.

Roll Call: Yea: Catlin, Clabaugh, Cook, Fairbanks, Kerr, Langdale, Morgan, Parde
Nay: None

Motion carried.

3 - Public Hearings/Bids:

a. Hearings

(1) Public hearing to receive the semi-annual report of the Citizen's Advisory Review Committee.

Mayor Schuster opened a Public hearing to receive the semi-annual report of the Citizen's Advisory Review Committee as provided by LB840.

Grant Jones, Chairperson of the Citizens Advisory Review Committee, presented the report showing the funds available in the LB840 fund and the CDBG Revolving Loan fund, a status of loans receivable, and reported that there had not been much activity in the past 6 months, however, there may be some applications forthcoming.

Moved by Catlin, seconded by Morgan, that the public hearing be closed at 7:12 p.m.

Roll Call: Yea: Catlin, Clabaugh, Cook, Fairbanks, Kerr, Langdale, Morgan, Parde
Nay: None

Motion carried.

4 – Resolutions:

a. Resolution entering into two contracts with Landis+Gyr Technology, a Master Purchase and Services Agreement and a Command Center Managed Services Package, to implement an Automatic Meter Infrastructure system, as recommended by the Board of Public Works.

Mayor Schuster introduced Resolution Number 5704 entering into two contracts with Landis+Gyr Technology, a Master Purchase and Services Agreement and a Command Center Managed Services Package, to implement an Automatic Meter Infrastructure system, as recommended by the Board of Public Works.

Moved by Catlin, seconded by Parde, that Resolution Number 5704 be passed and adopted.

City Administrator/BPW Manager, Tobias Tempelmeyer, presented the proposed contracts, which have been reviewed and recommended for approval by the Board of Public Works Board and reviewed the some history of the project. In 2013, Olsson Associates was hired to write a Request for Proposals; five responses were received and after evaluation it was narrowed down to two; staff then visited other communities that were running their programs and decided to negotiate with Landis+Gyr for the proposed contract. Electric Superintendent, Pat Feist, and Water Superintendent, Steve Kelley, discussed the benefits that the new system will provide to their respective departments, which will not only provide automatic meter reading, but also automated disconnects and reconnects, system information during outages, and report any issues with individual meters. Discussion followed regarding the cost and that it may take twelve to fourteen years to realize the pay-back, however, there are other advantages that will realize savings, including controlling voltage during peak times which will lower our peak demand cost. After a lengthy discussion it was proposed that the council take a couple of weeks to absorb the information.

Moved by Fairbanks, seconded by Parde, to postpone action on Resolution Number 5704 until the next regular council meeting on December 1, 2014.

Discussion held regarding any deadlines, Electric Superintendent Feist reported that the quote in the contract was solid and it would not be a problem to wait two weeks.

Roll Call: Yea: Catlin, Clabaugh, Cook, Fairbanks, Kerr, Langdale, Morgan, Parde
Nay: None

Motion carried.

b. Resolution entering into an agreement with Musco Lighting for lighting at Hannibal Park.

Mayor Schuster introduced Resolution Number 5705 entering into an agreement with Musco Lighting for lighting at Hannibal Park.

Moved by Catlin, seconded by Clabaugh, that Resolution Number 5705 be passed and adopted.

City Administrator Tempelmeyer presented the proposed agreement to replace the lights at Hannibal Park ball fields, which have reached the end of their useful life. The project was budgeted in the Electric Fund to do one field, however this agreement will do all three fields at a cost of \$317,665 with financing over five years and a twenty-five year warranty. Electric Superintendent Feist and Public Properties Director, Mark Pethoud, explained that they have had several repair issues the last four to five years, with the twenty-five year warranty they will not have to do anything with the system except replace some fuses, and the design includes higher efficiency lights and less lamps per field, which should provide some cost savings.

Roll Call: Yea: Catlin, Clabaugh, Cook, Fairbanks, Kerr, Langdale, Morgan, Parde
Nay: None

Motion carried.

Resolution Number 5705 has been passed and adopted.

5 – Ordinances:

None.

6 – Public Forum:

David Lange, 400 ½ E Street, Fairbury NE, appeared at public forum regarding the property at 407 Court, which has a collapsed roof and is likely to be condemned. Mr. Lange and Michael Sothan, Main Street Beatrice Executive Director, expressed their support for preserving the historic significance of the building and that at least the façade be saved and maintained.

7 – Discussions/Reports:

a. Beatrice Plus Committee Report and approval of recommended applications.

City Administrator Tempelmeyer presented the Beatrice Plus Committee Report and their recommendation of the three applications received, which were from Keep Beatrice Beautiful that requested funding for the final Energi Station, Main Street Beatrice requested funding for an additional decorative wreath for Charles Park; and the Beatrice Girls Softball Association requested funding for a scoreboard for diamond #1 at Hannibal Park and for the purchase of agri-lime. The Committee voted to approve the applications with the exception of the funds for the agri-lime.

Moved by Catlin, seconded by Morgan, that the application for Beatrice Plus Funds from Keep Beatrice Beautiful for the purchase and installation of the last Playworld Systems Energi Station #5 in the amount of \$3,705.00, as recommended by the Beatrice Plus Committee, be approved.

Roll Call: Yea: Catlin, Clabaugh, Cook, Fairbanks, Kerr, Langdale, Morgan

Nay: None
Abstain: Parde

Motion carried.

Moved by Catlin, seconded by Cook, that the application for Beatrice Plus Funds from the Beatrice Girls Softball Association to purchase a scoreboard for diamond #1 at Hannibal Park in the amount of \$3,000.00, as recommended by the Beatrice Plus Committee, be approved.

Roll Call: Yea: Catlin, Clabaugh, Cook, Fairbanks, Kerr, Langdale, Morgan, Parde
Nay: None

Motion carried.

Moved by Catlin, seconded by Kerr, that the application for Beatrice Plus Funds from Main Street Beatrice to purchase a lighted decorative wreath for Charles Park in the amount of \$425.00, as recommended by the Beatrice Plus Committee, be approved.

Roll Call: Yea: Catlin, Clabaugh, Cook, Fairbanks, Kerr, Langdale, Morgan, Parde
Nay: None

Motion carried.

b. Discussion on Western Area Power Administration allocation.

City Administrator/BPW Manager Tempelmeyer explained that the City receives a portion of energy allocation from WAPA and that Nebraska Public Power (NPPD) has notified the City that they can no longer bill under have two different transmission methods. He presented an analysis provided by NPPD of the two options point-to-point (PTP) and network service (NITS) and the estimated cost savings of NITS. Contracts with NPPD and WAPA will need to be amended and those will be forthcoming in the near future for consideration.

c. City Administrator's Monthly Report

City Administrator Tempelmeyer presented the monthly report highlighting the following items: demolition of 2407 Arapahoe Trail has been completed; the police department is conducting police officer testing to fill two open positions; the skateboard park structures have arrived and will be installed when manpower is available, weather permitting; Keep Beatrice Beautiful obtained a grant to paint the city auditorium gym area so that project will begin in the next couple of weeks; the BNSF railroad is relocating a section of track due to erosion issues with the Big Blue River and in doing so the City will have to move the water line out to the well field and some power poles; Carol Schuster is working with Ratigan Schottler on the welcome sign details and hope to have this available by May or June; discussion followed.

8 – Miscellaneous:

The next regular council meeting is December 1, 2014 at 7:00 p.m. in the BPS Admin Bldg Meeting Room and a Worksession will be held on November 24, 2014 at 7:00 p.m. in the BPS Admin Bldg Meeting Room.

Moved by Catlin, seconded by Kerr, that the meeting be adjourned at 8:21 p.m.

Roll Call: Yea: Catlin, Clabaugh, Cook, Fairbanks, Kerr, Langdale, Morgan, Parde
Nay: None

Motion carried.

Linda S. Koch, City Clerk

Mayor Dennis Schuster