

**MINUTES
ALBION CITY COUNCIL
REGULAR MEETING
TUESDAY, AUGUST 13, 2013**

A Regular Meeting of the Albion City Council of the City of Albion, Nebraska was convened in open and public session at 7:30 p.m., on August 13, 2013 in the Council Chambers. Present were Mayor James C. Jarecki, Councilmembers Don Rutten, James Riedmiller, Walt Hoefer, and Marcus Johnson (arrived at 7:39 pm). Also present were City Administrator Devine, Deputy City Clerk Huismann, City Attorney Wright, Officer Predmore, Utility Billing Clerk Knust, Water Commissioner Morearty, and Sewer Commissioner Luettel. Also present was Jim Dickerson with the Albion News Notice of this meeting along with the agenda was simultaneously given in advance to all members of the Board. Notice of this meeting was given in advance by publication, a designated method for giving notice; a copy of proof of publication is attached to these minutes. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

2. APPROVE MEETING MINUTES OF THE JULY 16 & JULY 30, 2013 MEETINGS

Councilman Rutten made a motion to approve the minutes of the July 16 & July 30, 2013 meetings, seconded by Riedmiller. **Vote: Yeas; Hoefer, Rutten, Riedmiller. Nays; None. Absent; Johnson.**

3. CONSIDER RESOLUTION #108(13) ESTABLISHING UTILITY RATES EFFECTIVE OCTOBER 1, 2013

Clerk Devine stated he is recommending a 5% increase to sewer rates, but also explained that Nebraska DEQ is requiring 10% debt coverage to be included in the sewer rates. The additional 10% will go into a reserve account to assure the debt payments on the WWTF can be made, regardless of any situations that may arise. If the reserve funds never have to be used, the funds can be used in the future to address capital project for the sewer department. Councilman Riedmiller asked what the average increase would be on a utility bill. Clerk Devine said on an average bill the increase about \$5 per month. There will be no increase in Solid Waste rates. Water rates are recommended to increase by 1.8%, consistent with the CPI published in July. Councilman Riedmiller made a motion to Introduce Resolution #108(13) Establishing Utility Rates Effective October 1, 2013, seconded by Hoefer. **Vote: Yeas; Riedmiller, Johnson, Rutten, Hoefer. Nays; None.**

4. CONSIDER COST OF LIVING ADJUSTMENT FOR NON-TEMPORARY CITY EMPLOYEES EFFECTIVE OCTOBER 1, 2013

Councilman Johnson made a motion to Approve the Cost of Living Adjustment of 1.8% for Non-Temporary City Employees Effective Oct. 1, 2013, seconded by Hoefer. **Vote: Yeas; Johnson, Rutten, Hoefer, Riedmiller. Nays; None.**

5. CONSIDER AIRPORT AUTHORITY REQUEST FOR CITY TAX ALLOCATION FOR FISCAL YEAR 2013-2014

Councilman Riedmiller made a Motion to Approve \$21,000 in property tax authority to Albion Airport Authority, seconded by Rutten. **Vote: Yeas; Rutten, Johnson, Hoefer, Riedmiller. Nays; None.**

6. CONSIDER NEW PARKING RESTRICTIONS:

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- **CONSIDER REQUEST TO CHANGE PARKING RESTRICTION TO THE NORTH SIDE OF COLUMBIA STREET FROM 6TH TO 7TH STREETS MONDAY – FRIDAY 7AM – 4PM**
- **CONSIDER ADDING 24-HOUR PARKING RESTRICTION TO BOTH SIDES OF 8TH STREET FROM FULLER TO SOUTH STREETS, INCLUDING THE EXISTING CUL-DE-SAC, UNTIL POOL CONSTRUCTION PROJECT IS COMPLETE**

Clerk Devine stated Danny Cox has asked for parking restrictions along Columbia to be changed from 24 hours to the same restrictions as 6th Street. Devine stated the major difference between the streets is 6th street has off street parking on one side. Police Chief Lipker stated he would recommend if the restriction is approved the restricted days be 7 days a week, rather than Monday through Friday only. Clerk recommended the Council members to look at the street, invite other residents to look at the street, and give their opinion on the matter. Councilman Rutten made a Motion to Table the request to add parking restriction to the North side of Columbia Street from 6th to 7th Street Monday – Friday, seconded by Riedmiller. **Vote: Yeas; Hoefler, Rutten, Riedmiller, Johnson. Nays; None.**

Devine stated that for the safety of the public and contractor access it is recommended to restrict parking on 8th street south of Fuller street and in the Cul-de-sac during the new pool construction. There will be a temporary access road constructed from the cul-de-sac to South Street by the contractor. Hospital employees will still be able to access their parking lot. Councilman Rutten made a Motion to Approve adding 24-Hour parking restriction to both sides of 8th street from Fuller to South streets, including the existing cul-de-sac, until pool construction project is complete. **Vote: Yeas; Riedmiller, Johnson, Hoefler, Rutten. Nays; None.**

7. CONSIDER INTERLOCAL AGREEMENT WITH BOONE CENTRAL SCHOOLS REGARDING USE OF SPORTS COMPLEX FOR SOFTBALL

Clerk Devine said the agreement has been in place and renewed annually for the past 10 years. Councilman Riedmiller made a motion to approve Interlocal Agreement with Boone Central Schools regarding use of Sports Complex for Softball and authorize the Mayor to sign same agreement, seconded by Rutten. **Vote: Yeas; Rutten, Johnson, Hoefler, Riedmiller. Nays; None.**

8. CONSIDER ORDINANCE 223(13) AMENDING/ELIMINATING TELEPHONE/TELECOMMUNICATION OCCUPATION TAXES

Clerk Devine reviewed the Ordinance with Council members. Devine stated that section 1 of Ord 223(13) would eliminate occupation taxes on telephone/telecommunication companies in an amount around \$18,000 per year. This amount is already figured in to the preliminary budget. As introduced, there would still be \$100 annual fee required by telecommunication companies occupying the City of Albion right of ways. Section 2 deals with non-residential salespeople. There were minor details changed in the section, one including outdated language. The main item changed is; any salesperson is no longer required to register with the Police department before the City Clerk, they can now eliminate that step and come straight to the Clerks office. In Section 3 an article was created called Business taxation. In this article a section for Fire Insurance occupation tax was added, requiring any salesperson wanting to write

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fire insurance to pay an occupation tax of \$5, which would go to the Volunteer Fire Department. The Business taxation section also sets forth the Sales tax provision as approved by the voters of Albion. Mayor Jarecki asked Clerk Devine to read Ordinance 223(13). Clerk Devine read Ordinance 223(13) for the first time. Councilman Johnson made a motion to Approve 1st Reading of Ordinance 223(13) Amending/Eliminating Telephone/Telecommunication Occupation Taxes with noted amendments, seconded by Hoefer. **Vote: Yeas; Rutten, Johnson, Hoefer, Riedmiller. Nays; None.**

9. ADMINISTRATOR REPORT

Pool:

The campaign has raised \$72,254 towards the \$125,000 Peter Kiewit Foundation match requirement. Total funds raised/committed so far: \$336,454. *Mitzi's initial \$266,000 gift not included in the campaign total. List of donors enclosed.

Pre-construction meeting held August 6, 2013 at Albion City Hall – Ground Breaking August 13, 2013

Streets:

Repair projects have begun. Repairs to Park Street between 6th and 7th should begin soon. The curblin on Ruby Street between 5th and 6th Streets and add a curb to a portion of Marengo between 1st and 2nd Streets are also scheduled to be completed this summer.

Boone County Concrete was contacted regarding major repairs to Park Street – they said they were too busy to do it this year but would provide the concrete. Rutjen's has been contacted and has made utility locate calls.

Library:

Have had budget discussions with the Library board regarding considerations for the 2013-14 budget. I will work some of their priorities into the proposed budget for future Council consideration.

Estimate for cost to finish foundation repair and renovate basement in old library building is in the \$50,000 range. Recommend addressing this in the 2014-15 budget year.

Water/Sewer:

Nothing new to report.

Other:

Albion will be hosting a Tire Clean-up event on August 20, 2013. The first 100 tires per hauler will be free. There will be a \$0.50 per tire fee over 100, \$1.00 per truck tire, \$5.00 per tractor tire over 6'. The reason for the fees is that we are limited on tonnage and we will have to pay for any overage.

Attached is a list of building permit from April through July 2013.

Attached is the current month Sales Tax Report – showing the monthly trend of sales tax receipts.

Also attached is an unaudited Treasurer's Report/Budget Performance Report for fiscal year-to-date.

10. CONSIDER BILLS FOR APPROVAL

• **CONSIDER MONTHLY BILLS FOR APPROVAL**

Councilman Rutten made a motion to Approve monthly bills for payment, seconded by Hoefer. **Vote: Yeas; Hoefer, Rutten, Riedmiller, Johnson. Nays; None.**

11. ITEMS FOR NEXT MEETING AGENDA

Budget Workshop: August 20, 2013 7:30 pm

- Discuss Certified Valuation obtained from County Assessor
- Discuss draft of budget & final preparation by accountant

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- Set budget adoption hearing date & time – tentatively September 10, 2013 7:30 pm

12. ADJOURN

At 8:25 pm Councilman Hoefler made a motion to adjourn, seconded by Riedmiller.
Vote: Yeas; Riedmiller, Hoefler, Johnson, Hoefler. Nays; None.

I the undersigned Clerk hereby certify that the foregoing is a true and correct copy of proceedings had and done by the Mayor and Council; that all subjects included in the foregoing proceedings were contained in the Agenda for the meeting, kept continually current and available for inspection at the office of the Clerk; that such subjects were contained in said Agenda for at least 24 hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for the examination and copying of the public; that said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all next media requesting notification of meetings of said body were provided advance notification of the time and place of said meeting and subjects to be discussed at said meeting.

Jim Jarecki, Mayor

ATTEST:

Tonya Huisman, Deputy Clerk