

**MINUTES
ALBION CITY COUNCIL
REGULAR MEETING – PUBLIC HEARING
TUESDAY, OCTOBER 13, 2015**

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 October 13, 2015 at the Albion Fire Hall Meeting Room. Present were Mayor James C. Jarecki, Council Members, Jim Riedmiller, Jon Porter, Walt Hoefer, and Marcus Johnson. Also present were City Administrator Andrew Devine, Water Commissioner Ron Morearty, Sewer Commissioner Joe Luettel, Deputy City Clerk Sharon Ketteler, Jim Dickerson with the Albion News, Hilary Maricle, Don Casper, Pat Kratochvil, Larry Bird, Steve Pritchard, Chene Kelley, José Campos, Gina Gabrieli, Johanna Helgeland, Cathy Wilson, and Billy Frey. 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.

3. CONSIDER MINUTES OF THE SEPTEMBER 29, 2015 CITY COUNCIL MEETING FOR APPROVAL

Councilman Riedmiller made a motion to approve the minutes of the September 29, 2015 City Council meeting; second by Hoefer. **Vote: Yeas; Riedmiller, Porter, Hoefer, Johnson. Nays; None.**

4. CONSIDER REQUEST OF MIKE SHARP TO PLACE NON-REGULATORY SIGNS IN CITY RIGHT OF WAY

Clerk Devine explained Mike Sharp's request for permission to have permanent children playing signs placed on City Right of Way along 11th Street. The City would install and invoice property owners the cost of the signs and materials. Councilman Hoefer made a motion to approve the request of Mike Sharp to have non-regulatory signage in City Right of Way, second by Johnson. **Vote: Yeas; Riedmiller, Hoefer, Johnson, Porter. Nays; None.**

MINUTES – ALBION CITY COUNCIL – REGULAR MEETING OCTOBER 13, 2015

5. CONSIDER REQUEST OF ALBION CHAMBER OF COMMERCE TO TEMPORARILY CLOSE DOWNTOWN STREETS ON DECEMBER 3, 2015 FROM 5PM TO 6PM FOR A HOLIDAY PARADE

Don Casper spoke on the Holiday Light Parade. A map of the parade route was provided for Council Members to review. Casper stated there would be a chili feed at the Veteran's Club following the parade. Councilman Riedmiller made a motion to approve temporary street closure request of Albion Chamber of Commerce on December 3, 2015; second by Johnson. **Vote: Yeas; Hoefler, Riedmiller, Porter, Johnson. Nays; None.**

6. CONSIDER SPECIAL DESIGNATED LICENSE APPLICATION OF ALBION THRIFTYWAY FOR AN EVENT ON NOVEMBER 20, 2015

Don Casper stated the event would be the same as in the past. Councilman Riedmiller made a motion to approve Special Designated License Application of Albion Thriftyway for an event on November 20, 2015; second by Hoefler. **Vote: Yeas; Porter, Hoefler, Johnson, Riedmiller. Nays; None.**

7. CONSIDER BOONE COUNTY DEVELOPMENT AGENCY MEMBERSHIP AGREEMENT AND DISPERSEMENT AGREEMENT FOR APPROVAL

Clerk Devine stated Albion's financial contribution for the fiscal year running October 1, 2015 to September 30, 2016 would be \$13,223.10, which is the same as last year. Councilman Porter made a motion to approve Boone County Development Agency Membership Agreement and Dispersement Agreement and authorize Mayor to sign the same, second by Johnson. **Vote: Yeas; Riedmiller, Porter, Hoefler, Johnson. Nays; None.**

8. **OPEN PUBLIC HEARING OF SUFFICIENCY OF WRITTEN OBJECTIONS TO THE ALBION STREET IMPROVEMENT DISTRICT #2015-01**

• **CONSIDER REPEAL OF ORDINANCE 240(15)**

Mayor Jarecki opened the Public Hearing at 7:36 p.m. Devine stated there were written objections received from 72% of the property owners abutting streets and alleys to be improved. This amount of objections was sufficient to kill the project and cause repeal of Ordinance 240(15). Mayor Jarecki sought comment from the public. Hearing none, the Mayor closed the Public Hearing at 7:40 p.m. Councilman Johnson made a motion to introduce Ordinance 242(15), an Ordinance repealing Ordinance 240(15). Clerk Devine read Ordinance 242(15) for the first time. Councilman Porter made a motion to Suspend the Rules, second by Johnson. **Vote: Yeas; Johnson, Porter, Hoefler, Riedmiller. Nays; None.** With the rules being suspended, Mayor Jarecki instructed Clerk Devine to read Ordinance 242(15) for the second and third time. Clerk Devine read Ordinance 242(15) by title for the second and third time. Following the third reading of Ordinance 242(15) Councilman Johnson made a motion for Final Passage of Ordinance 242(15), second by Porter. Councilman Hoefler called the question. Mayor Jarecki declared Ordinance 242(15) having been read by title three different times, the rules have been suspended, the question is “Shall Ordinance 242(15) finally pass?” **Vote: Yeas; Johnson, Hoefler, Riedmiller, Porter. Nays; None.**

9. **CONSIDER MAYORAL APPOINTMENT OF KRISTINE D. SCHRAD AND LAURENCE E. SWERZCEK TO THE ALBION HOUSING AUTHORITY BOARD FOR A FIVE YEAR TERM BEGINNING NOVEMBER 2015**

Councilman Hoefler made a motion to approve Mayoral appointment of Kristine D. Schrad and Laurence E. Swerzcek to the Albion Housing Authority Board for a five year term beginning November, 2015; second by Johnson. **Vote: Yeas; Porter, Hoefler, Riedmiller, Johnson. Nays; None.**

10. **CONSIDER ADDENDUM #3 TO THE WATER TANK MAINTENANCE CONTRACT DATED AUGUST 12, 2003 BETWEEN THE CITY OF ALBION, NEBRASKA AND UTILITY SERVICE CO., INC.**

Council Members reviewed Addendum #3 to the Original Contract submitted by Utility Service Co. Inc., which would limit their liability in the case of contamination during the blasting and painting project. Discussion ensued. Councilman Porter made a motion to approve Addendum #3 to the Water Tank Maintenance Contract dated August 12, 2003 between the City of Albion, Nebraska and Utility Service Co., Inc. with additional language outlining scope of work as drafted by City Attorney and approved by Mayor; second by Riedmiller. **Vote: Yeas; Porter, Hofer, Riedmiller, Johnson. Nays; None.**

11. **CITY ADMINISTRATOR REPORT**

Water/Sewer:

New Water Source: This project had been previous identified when Selenium issue arose in all of the City's production wells. Originally attempted to address through rehabilitation, but since well #2 collapsed we now need an additional source prior to attempted rehabilitation of well #3.

Project Lead: Me/Ron Morearty Key Personnel: Ron Morearty and Roger Protzman JEO In May, Roger Protzman has reported that septic tanks at residences along South 6th Street are too close (500' or less) to the desired well site. We will need to select another site or extend sewer to service to the residences along South 6th street. I've instructed Roger to hold off on filing the site approval paperwork with DHHS until we've evaluated our options a little more. Roger is currently reviewing one potential well location site. Will report back when have more information. **Nothing new to report.**

Well #3 Rehab: We committed to this project early in 2014. Will resume once another water source is achieved.

Phase II – GIS Mapping of Water and Sewer System:

Project Lead: Mike Schultes, JEO Key Personnel: Ron Morearty and Joe Luettel

Kick off meeting to outline expectations and project timeline held on October 9, 2015.

Library

Library Lawn and Sprinkler Project Project Lead: ? Library Board/Staci Sandman Project is budgeted for this year. Board has sought proposals/cost estimates for the project. Mayor Jarecki recommended reconstructing the sidewalks prior to the landscaping project. Currently being evaluated and seeking estimates/quotes from contractors.

Streets

8th and South Street Project: Project Lead: Me

This is the top priority Street Project on the 1 year plan. **Spring 2016 construction is expected and will be complete before the pool opens next year.**

Ruby Street

To be re-bid this winter

Fairview Storm Sewer Phase I

Kevin Kruse – JEO project lead – came to Albion October 5 to perform initial review of project area. Timeline is to bid out this winter for Spring/Summer 2016 Construction

Harrison Street Area Improvement District

As formally addressed as part of the meeting agenda, the majority of property owners abutting streets in the district opposed the project.

Parks/Rec

Sports Complex – Tennis Courts: Project Lead: Dave Henke, JEO

This project has been included in the capital improvement funds for the 2015-16 budget year. Initial meeting held with Dave Henke of JEO on October 8, 2015 to review existing site and discuss options for construction. Preliminary concept and cost estimates to be provided soon.

Aquatic Center:

Warranty work to fix leaking sand filter unit is complete and pool winterization work has been completed by Ron Morearty. Other warranty work being addressed now or in Spring prior to opening. Paint contractor has reviewed the blistering paint and has power washed the surface.

General Administration / Other:

Devine provided reports for Building Permits for September 2015; the current month Sales Tax Report showing the monthly trend of sales tax receipts; and also an unaudited Treasurer's Report/Budget Performance Report for fiscal year-to-date.

12. CONSIDER BILLS FOR APPROVAL

- **CONSIDER MONTHLY BILLS FOR APPROVAL**

Councilman Hoefer made a motion to approve payment of the monthly bills, second by Porter. **Vote: Yeas; Riedmiller, Johnson, Porter, Hoefer. Nays; None.**

MINUTES – ALBION CITY COUNCIL – REGULAR MEETING OCTOBER 13, 2015

- **CONSIDER REVISED PAY APPLICATION #7 OF MECHANICAL, INC.**

Councilman Johnson made a motion to approve payment of Pay Application #7 of Mechanical Inc., second by Porter. **Vote: Yeas; Riedmiller, Johnson, Porter, Hoefer. Nays; None.**

- **CONSIDER PAY APPLICATION OF GROSCH IRRIGATION**

Councilman Porter made a motion to approve payment of Pay Application of Grosch Irrigation, second by Johnson. **Vote: Yeas; Porter, Hoefer, Johnson, Riedmiller. Nays; None.**

13. **CONSIDER APPLICATIONS FOR MEMBERSHIP TO THE ALBION VOLUNTEER FIRE DEPARTMENT OF TREVOR KOETTER, MARK TISTHAMMER, AND JEFF SPIEHS FOR APPROVAL**

Councilman Riedmiller made a motion to approve applications for membership to the Albion Volunteer Fire Department of Trevor Koetter, Mark Tisthammer, and Jeff Spiehs for approval; second by Porter. **Vote: Yeas; Riedmiller, Porter, Hoefer, Johnson. Nays; None.**

14. **ITEMS TO BE PUT ON NEXT MEETING AGENDA**

Next Regular Meeting: November 10, 2015 7:30 p.m.

15. **ADJOURNMENT**

At 8:02 p.m. Council Member Hoefer made a motion to adjourn the meeting, second by Johnson. **Vote: Yeas; Johnson, Riedmiller, Porter, Hoefer. Nays; None.**

MINUTES – ALBION CITY COUNCIL – REGULAR MEETING OCTOBER 13, 2015

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.

James Jarecki, Mayor

ATTEST:

Sharon Ketteler, Deputy Clerk