

**REGULAR MEETING OF THE CITY COUNCIL  
TUESDAY, JANUARY 14<sup>TH</sup>, 2014.**

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A meeting of the Mayor and Council of the City of Plainview, Nebraska, was held at the Council Chambers in said City on the 14th day of January 2014 at 7:00 o'clock P.M. Present were: Mayor Baird; Council Members: Wilson, McAlexander, Dummer and Grof. Absent: None.

The Pledge of Allegiance was then recited.

Mayor Baird opened the meeting and announced to individuals in attendance that a full copy of the new Nebraska Open Meetings Act was posted on the east wall of the Council Chambers.

Notice of the meeting was given in advance thereof by Publication, a designated method for giving notice, as shown by the Affidavit of Publication attached to these minutes. Notice of this meeting was given to the Mayor and all Members of the Council and a copy of their acknowledgment of receipt of notice and the agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice and in the notice to the Mayor and Council of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Lori Wragge was present as City Clerk/Treasurer.  
Mike Holton was present as City Administrator.  
Bruce Curtiss was present as City Attorney.

It was moved by McAlexander, seconded by Grof to approve the minutes of the regular council meeting, Tuesday, December 10<sup>th</sup>, 2013 and Special Meeting, December 17<sup>th</sup>, 2013. Motion carried, 4-0.

It was moved by Dummer, seconded by McAlexander to allow all claims against the City. Motion carried, 4-0.

Council reviewed the Police Report. Concerns were expressed on appearance of Trailers parked along Highway 20. Yosten explained that the Police Department was aware of the trailers and would monitor the situation.

Discussion was held on the LB 840 Plan. Council agreed to continue discussion of the proposed plan at the February Council Meeting.

It was moved by Grof, seconded by McAlexander to accept the Manor Board's recommendation of approving the Manor's Administrator's contract as presented. Motion carried, 4-0.

A review of the 1 & 6 Year Road plan was held with Terry Mead from JEO Consulting Group. A public hearing for the 1 & 6 Road Plan will be held at @7:30 at the February regular Council Meeting.

Dave Peterson and Matt Kalin were present from JEO Consulting Group and presented a Preliminary Engineering Report, including an overview of the City's Electrical System, current issues and options of upgrading along with financial costs. Following a lengthy discussion, Council agreed to appoint a committee of Council Members, McAlexander and Dummer, along with City Employees, Jake Petersen and

Tim Kudera, to research options presented and report back to the February regular Council Meeting.

Council reviewed Keno Grants as presented:

It was moved by McAlexander, seconded by Dummer to approve \$2,295.84 of the \$2,456.55 Keno Grant request from the Plainview Wrestling Club. Nay: Wilson  
Motion carried, 3-1.

It was moved by Grof, seconded by Dummer to approve \$375.00 of the \$750.00 Keno request from Plainview Bowlers. Motion carried, 4-0.

Council agreed to table the RC&D Keno Grant request of \$951.00 to the February Council meeting, with a request of a RC&D representative to be present.

It was moved by Grof, seconded by Wilson to approve the CDBG Housing Grant Claim for \$725.00.

It was moved by McAlexander, seconded by Grof to approve the Mayor's appointment of Keith Nelson to the Plainview Housing Authority Board. Motion carried, 4-0.

Motion was made by Grof and seconded by Dummer to approve Ordinance No. 918 on its first reading. Upon roll call vote, the following members voted Aye: Grof, McAlexander, Dummer and Wilson. The following voted Nay: None. Motion carried. Whereupon the Mayor declared Ordinance No .918 approved on its first reading.

Motion was made by Wilson and seconded by Grof to approve Ordinance No. 918 on its second and third readings. Upon roll call vote, the following members voted Aye: Grof, Dummer and Wilson. The following vote Nay: McAlexander. Motion carried. Whereupon the Mayor declared Ordinance No. 918 approved on its second and third reading. The passage and adoption of said ordinance having been concurred in by a majority of all members of the Council, the Mayor declared the ordinance adopted.

### **ORDINANCE #918**

#### **AN ORDINANCE TO AMEND CHAPTER 3 SECTION 905 TO THE MUNICIPAL CODE OF THE CITY OF PLAINVIEW, NEBRASKA.**

Whereas, the City Code requires update relative to underground wiring;

#### **NOW THEREFORE BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF PLAINVIEW, NEBRASKA:**

Section 1. That Chapter 3, Section 905 of the Municipal Code of Plainview, Nebraska, be amended to read as follows:

#### **§3-905 MUNICIPAL ELECTRICAL SYSTEM; INSTALLATION EXPENSE AND OWNERSHIP.**

The expense of installation and ownership of equipment shall be as follows:

1. The Municipality shall own, furnish, and install electrical wiring up to the weather head on the meter loop;

2. The meter loop, meter socket, CT's in three phase service, and all other associated distribution lines or equipment shall be installed, maintained and owned by the consumer, with the exception of the meter which shall remain the property of the Municipality and shall be installed by the Municipality in the meter socket provided by the consumer;
3. All new electrical services and old services being replaced shall be installed on the outside of the building and completely accessible to the Municipality. In the event that a meter loop is determined to be unsafe or will not meter accurately, the Municipality shall notify the consumer in writing to have the problem corrected, and if the problem is not corrected within thirty (30) days, the Municipality will treat the bill as any other unpaid electrical utility bill;
4. All electrical services shall be approved by the City Administrator or his representative for meter type and style previous to installation;
5. In the event the consumer requests underground service, the City will furnish the needed underground wire (max. 200 Amp) up to the meter loop; the consumer shall be required to pay any other costs incurred by the Municipality which would be in addition to the cost of above ground installation. Maintenance and replacement expense shall be apportioned in the same manner;
6. Whenever service is terminated or disconnected for any reason, the Municipality may remove its property from the consumer's premises.

Section 2. Any other ordinance or section passed and approved prior to passage, approval and publication of this ordinance and in conflict with its provisions is repealed.

Section 3. This ordinance shall take effect and be in full force from and after its passage, approval, and publication as required by law.

Donna Christiansen was present and updated Council on the progress of pursuing a new Library. Christiansen informed Council that a fund raising Committee is being formed, along with several grants being researched. Council Member Wilson proposed a question of pursuing a Library Bond. Council agreed to contact Ameritas Investment on legalities of a Bond issue.

Motion was made by McAlexander and seconded by Wilson to approve Ordinance No. 916 on its second reading, amending the Plainview Zoning regulations relative to the location and placement of accessory structures within the City of Plainview Zoning Jurisdiction. Upon roll call vote, the following members voted Aye: McAlexander, Dummer and Wilson. The following vote Nay: Grof. Motion carried.

It was moved by Grof, seconded by McAlexander to approve Mike Pommer as the City Auditor for 2014. Motion carried, 4-0.

City Attorney, Bruce Curtiss presented a review of Model Ordinances from the League of Nebraska Municipalities. Ordinances will be presented for approval with changes discussed at the February Council Meeting.

Council agreed to have Dummer and Grof meet with Holton and review the order for supplies for the Pool.

Discussion was held on the appointment of a new Health Insurance Agent. It was moved by McAlexander to retain the current Agent for 2014 and review for 2015. Motion failed due to lack of second. It was moved by Wilson, seconded by Dummer

to retain the current insurance agent, and begin February 1<sup>st</sup> as starting date for Co Opportunity insurance for employees and also research options of how soon we can obtain a new Health Insurance Agent. Nay: Grof. Motion carried, 3-1. Council Member Grof strongly objected to not having action taken on the Council's directive to the City Administrator, concerning replacement of the current insurance agent.

Under Council Comments:

1. Concerns were discussed on a letter received from the Chamber of Commerce on ice and snow removal in the business district. Council directed Holton to place an ad in the newspaper on legal obligation to Business owners for snow and ice removal.
2. It was moved by McAlexander, seconded by Dummer to issue a written reprimand to City Administrator, Michael Holton for not following direction given from City Council on a new insurance agent appointment. Abstain: Grof. Motion carried, 3-1.

Discussion was held on an electrical billing issue with the Pinnacle Building @414 West Locust on possible overcharge. Mayor Baird excused himself from the meeting due to conflict of interest with the agenda item. Council president Grof presided as Mayor and Council agreed to discuss issue at a later time, once more information is gathered.

Council moved by McAlexander, seconded by Grof to adjourn the meeting. Motion carried, 4-0.

TIME: 10:10 P.M.

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Bob Baird, Mayor

(SEAL)

ATTEST:

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Lori Wragge, City Clerk/Treasurer

12619 City of Plainview	Energy Ass't pay'ts	1180.46
12620 BC/BS	Ins.	11071.58
12621 Dept of Energy	Power	7377.64
12622 CDBG Housing Grant	Claims	6837.44
12623 Ne. Child Support	Pay't	450.00
12624 Verizon Wireless	Mo. Chgs.	220.31
12625 Midwest Bank	Pay't	2557.98
12626 Midwest Bank	Pay't	2970.10
12627 Midwest Bank	Pay't	1723.18
12628 Source Gas	Gas	1347.74
12629 Michael Holton	Reimb.	19.50
12630 Lincare	Ins. Deductible	537.39
12631 Yankton Medical Clinic	Ins. Deductible	319.46
12632 Providence Medical Clinic	Ins. Deductible	91.12
12633 Chamber of Commerce	Klown Cash	775.00
12634 Curt Hart	Reimb.	80.00
12635 Tim Kudera	Reimb.	80.00
12636 City	Pool City sales tax	5109.98

12637 City	Manor City sales tax	2753.87
12638 City	Library City sales tax	2753.87
12639 City	Ec. Develop. City sales tax	2753.87
12640 City	Energy Ass't pay't	307.00
12641 Fort Dearborn	Ins.	78.00
12642 MEAN	Power	57495.72
12643 Chamber of Commerce	Klown cash	25.00
12644 Ne. Child Support	Pay't	450.00
12645 BC/BS	Ins.	11071.58
12646 Postmaster	Postage	157.89
14970-14994 City Emp	Payroll-12-15-13	21302.08
14995-15009 City Emp	Payroll-12-30-13	15327.66
15010 Aflac	Ins.	85.67
15011 Alby's	Su	78.53
15012 American Legal Publishing	Code Updating	650.00
15013 American Test Center	Inspection Fee	403.00
15014 Barco	Su	371.69
15015 Battle Creek Farmers Co-op	Su	1977.95
15016 Bomgaars	Uniforms	81.94
15017 Casey's	Gas	293.21
15018 Chad's Tire Service	Repairs	841.16
15019 City of Plainview	Utilities	4571.34
15020 Classic Rentals	Su	224.05
15021 Combined Revenue	Bond Pay't	3077.29
15022 Corner-Mart	Diesel	96.45
15023 Cornhusker Auto Center	Repairs	176.23
15024 Cornhusker Press	Su	73.43
15025 Curtiss Law Office	Services	1250.00
15026 DD Steel	Su	210.00
15027 Dept of Energy	Power	7998.74
15028 Eakes Office Plus	Copies	59.36
15029 Electical Eng. & Equip.	Su	977.07
15030 Electrical System	Sinking Fund	2000.00
15031 Green Line Equipment	Su	51.28
15032 Hansen Repair	Repairs	36.05
15033 Hoffart Repair	Services	15.00
15034 Hometown Leasing	Lease	31.54
15035 Hradec Diesel	Repairs	2176.63
15036 Ingram Library Service	Books	274.88
15037 Jack's Uniforms	Su	458.87
15038 James Aschoff	Services	7800.00
15039 JEO Consulting	Services	2300.00
15040 Klein Electric	Services	6744.00
15041 Kriz-Davis	Su	112.35
15042 L.P. Gill	Services	10084.62
15043 Larry Petersen	Services	125.00
15044 League of Ne. Municipalities	Dues	100.00
15045 Matheson Tri-Gas	Su	32.70
15046 Midwest Laboratories	Su	15.32
15047 Mike Mc Plumbing/Elect.	Su	7.36
15048 Mitch's Food Center	Su	32.60
15049 Municipal Supply of Ne.	Su	541.68
15050 Ne. Public Health Environ. Lab.	Services	288.00
15051 N.E. Library System	Fee	25.00
15052 Old Dominion Brush	Su	14.62

15053 Omaha World Herald	Subscription	114.40
15054 One Call Concepts	Diggers Hotline	38.00
15055 Pierce Co. Treasurer	Real Estate Taxes	1162.76
15056 Pitzer Digital	Services	1675.00
15057 Plainview Auto Supply	Su	304.01
15058 Plainview News	Publishing/Su	418.49
15059 Plainview Schools	Fees	50.00
15060 Plv. Rural Fire Dist.	Quarterly Pay't	4625.00
15061 Plv. Telephone	Mo. Chgs.	845.09
15062 Plv. True Value	Su	262.49
15063 Schaefer Grain	Scale Tickets	302.00
15064 Shell Fleet Plus	Gas	262.70
15065 Steinkraus Service	Fuel	2449.42
15066 T & R Electric	Su	1611.00
15067 Tauber Plumbing	Services	240.00
15068 Tei Landmark Audio	Freight	19.74
15069 The Farner Co.	Su	23.57
15070 The Parts House	Su	26.43
15071 Viaero Wireless	Mo. Chgs.	347.92
15072 Water Tower	Bond Acc't	3482.92
15073 Wesco	Su	11308.04
15074 Western Office Products	Su	95.95

I, the undersigned, City Clerk for the City of Plainview, Nebraska, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the Mayor and Council on 1/14/14; that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and readily 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 at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that the said minutes from which the foregoing proceedings have been extracted 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 news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

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Lori Wragge, City Clerk/Treasurer

CMC/AAE

(SEAL)