

Minutes
City Council
September 6, 2016

The City Council of the City of Tecumseh, Nebraska, met in regular session in the Utilities Conference Room at the Utility Shop on the 6th day of September, 2016, at 7:00 p.m., in a publicly convened session, the same being open to the public and having been preceded by advance publicized notice, a copy of the same being annexed to the minutes of the meeting as Attachment #1, said attachment showing how the availability of an agenda of then known subjects was communicated and the time and specific place of the holding of this notice, the same having been transmitted to each Council Member simultaneously. The Mayor presided and the City Clerk recorded the proceedings.

Routine Business

The following Council Members were present: Larry Carmine, Renee Carter, Jesse Grof, Kim Jansen, Jim Philippi, and Jim Reed. Absent: None. Others present: Erin Ball, Lisa Beethe, Dan Blessing, Glen Bohling, Mandy Craig, Bruce Dalluge, Mike Davison, Doug Goracke, Mike Jones, Ray Kappel, Randy Miller, and Ann Wickett.

Meeting called to order at 7:00 P.M.

Mayor Montz read a statement of availability of current copy of Open Meeting Act.

Additions or Corrections to Agenda – None.

Public Hearings

Public Hearing for City of Tecumseh and Tecumseh Utilities 2016-2017 Budget. Hearing opened at 7:01 p.m. No public comment was received. Hearing closed at 7:02 p.m.

Public Hearing to set 2016-2017 property tax request at a different amount than the prior year tax request. Hearing opened at 7:02 p.m. No public comment was received. Hearing closed at 7:03 p.m.

Regular Agenda

Nebraska Dept. of Economic Development Leadership Certified Community Program Award – Deb Eggleston from NDED presented the City of Tecumseh with our renewed Leadership Certified Community Program award. This designation is good for the next 5 years and will assist the community in applying for grants.

Johnson County Sheriff's Report – None Received

City Clerk Report – A summary of committee meeting actions was distributed in the council packets.

Street Department Report – Lisa Beethe and Bruce Dalluge presented Resolution #16-14 Declaring the Official Intent of the City of Tecumseh, Nebraska to reimburse itself for expenditures made in connection with the improvement of certain streets in the City; and Related Matters. Motion by Reed, second by Grof to approve the resolution as presented. Voting Aye: Carmine, Carter, Grof, Jansen, Philippi, Reed. Voting Nay: None. Motion Carried

Parks Department Report – No report.

Economic Development Report – Doug Goracke provided the report. He met with Deb Eggleston and Tecumseh Poultry to compete a Business Retention & Expansion review. Discussing wellness center & housing needs for the community and businesses.

Utility Department Report – Doug Goracke gave the report. Reported that the Board of Public Works approved the Capital Improvement Plan, Wage Committee Recommendations, and Personnel Policy Committee Recommendations. Retirement benefits would be available after 1 year of employment and vacation is available to new employees after the completion of their initial probation period. The Board tabled action on the retirement contracts and would like all employees to meet with the plan administrator before deciding on changes proposed. The Board also approved the annual write-offs for utility debts.

Additional Allowable increase of one percent over the budget limit for the 2016-2017 fiscal year. Motion by Philippi, second by Carmine to approved the additional allowable 1% over the budget limit for the 2016-2017 fiscal year. Voting Aye: Carmine, Carter, Grof, Jansen, Philippi, Reed. Voting Nay: None. Motion Carried.

Resolution #16-13 setting the 2016-2017 property tax request at a different amount than the property tax request for the prior year. Discussion. Motion by Reed, second by Grof to the approve the resolution as presented. Voting Aye: Carmine, Carter, Grof, Jansen, Philippi, Reed. Voting Nay: None. Motion Carried.

Ordinance #16-1074 – An Ordinance to adopt the budget statement to be termed the annual appropriation bill; to appropriation bill; to appropriate sums for necessary expenses and liabilities; to provide for an effective date. Motion by Carmine to introduce the ordinance and waive the 3 reading rule, second by Reed. Voting Aye: Carmine, Carter, Grof, Jansen, Philippi, Reed. Voting Nay: None. Motion Carried.

Motion by Philippi, second by Carter to approve final passage of Ordinance #16-1074 – An Ordinance to adopt the budget statement to be termed the annual appropriation bill; to appropriation bill; to appropriate sums for necessary expenses and liabilities; to provide for an effective date. Voting Aye: Carmine, Carter, Grof, Jansen, Philippi, Reed. Voting Nay: None. Motion Carried.

2016-2017 City of Tecumseh and Tecumseh Utility Budget – Motion by Carmine, second by Jansen to approve the budget as presented. Voting Aye: Carmine, Carter, Grof, Jansen, Philippi, Reed. Voting Nay: None. Motion Carried.

2016-2017 Capital Improvement Plan – Motion by Philippi, second by Grof to approve the Capital Improvement Plan as presented. Voting Aye: Carmine, Carter, Grof, Jansen, Philippi, Reed. Voting Nay: None. Motion Carried.

Pool Committee Recommendations – Shayne Huxoll from Olsson Associates presented results of the soil boring test completed at the current pool site and park vicinity. The site is suitable for building a new pool. The committee recommends building the new pool on the same site with possible layout changes. Motion by Carmine, second by Carter to approve the current pool site as the new pool site. Voting Aye: Carmine, Carter, Grof, Jansen, Philippi, Reed. Voting Nay: None. Motion Carried.

The Pool Committee also recommends hiring Olsson Associates for preliminary design and engineering for the new pool. Motion by Carmine, second by Grof to approve the contract with Olsson Associates for \$271,670 for preliminary design and engineering for a new swimming pool. Voting Aye: Carmine, Carter, Grof, Jansen, Philippi, Reed. Voting Nay: None. Motion Carried.

Bids for Replacement of Library Windows – 3 bids were received for replacing windows and siding at the Library. The council did not feel they were bidding the same items and decided to reject the bids and provide specifications to each bidder to re-bid the requested items. Motion by Reed, second by Philippi to reject all bids received and re-bid with specifications including: Replace all siding (price hardboard and vinyl), replace all windows (upper and lower), and other repairs as needed to include soffit and fascia. Voting Aye: Carmine, Carter, Grof, Jansen, Philippi, Reed. Voting Nay: None. Motion Carried.

Wage Committee Recommendations – Motion by Reed, second by Carmine to approve the wage committee recommendations as presented – effective 10/1/16. Voting Aye: Carmine, Carter, Grof, Jansen, Philippi, Reed. Voting Nay: None. Motion Carried.

Personnel Policy Committee Recommendations – Reviewed recommendations on retirement benefits and eligibility criteria. Proposal was to allow enrollment upon employment instead of waiting one year, and to increase the city match to a maximum of 6%, based on employee match. Motion by Philippi, second by Grof to approve the increase of match as follows: 3% employee contribution = 3% city match, 4% employee = 3.5% city, 5% employee = 4.0% city, 6% employee = 4.5% city, 7% employee = 5.0% city, 8% employee = 5.5% City, and 9% employee = 6.0% city match. Eligibility stays at 1 year. Voting Aye: Carmine, Carter, Grof, Jansen, Philippi, Reed. Voting Nay: None. Motion Carried.

Vacation for new employees will start with 5 days to be allocated at the end of their probation period (which is at least 6 months), which can be used by their anniversary date. The council reviewed all other changes to the Personnel Policy Manual as presented. Discussion. Motion by Philippi, second by Reed to approve vacation and personnel policy manual revisions as discussed. Voting Aye: Carmine, Carter, Grof, Jansen, Philippi, Reed. Voting Nay: None. Motion Carried.

Retirement Plan Revisions – Ms. Beethe presented a Contract Investment Form and an Advisory Services Agreement requesting the City to change some investment funds and to enter into an agreement with Mesirow Financial Investment Management, Inc. as our fiduciary manager of our retirement fund plan. Discussion. The council felt that the employees should meet with our retirement plan administrator to get further information on the changes. Motion by Grof, second by Reed to table this item to the next regular meeting. Voting Aye: Carmine, Carter, Grof, Jansen, Philippi, Reed. Voting Nay: None. Motion Carried.

Application of Michael L. Parrish and Jackie S. Parrish to join Parts of Lots and 5, Block 31, Original Town of Tecumseh, Johnson County, Nebraska, with Part of Lot 2 and all of Lot 3, Block 31, Original Town of Tecumseh, Johnson County, Nebraska. Motion by Carmine, second by Grof to approve Resolution #16-15 approving the application as presented. Voting Aye: Carmine, Carter, Grof, Jansen, Philippi, Reed. Voting Nay: None. Motion Carried.

Resolution #16-16 of the City of Tecumseh, Nebraska setting out Parking Regulations – Mr. Dalluge explained that we are just combining all previous codes into one resolution to make parking questions easier to find for the Sheriff's Dept. Motion by Grof, second by Carter to approve the resolution as presented. Voting Aye; Carmine, Carter, Grof, Jansen, Philippi, Reed. Voting Nay: None. Motion Carried.

Ordinance #16-1075 of the City of Tecumseh, Nebraska adding Section 4.09.09 to the Tecumseh Zoning Ordinance to allow for exceptions from yard requirements. Mr. Dalluge provided background on how the change would affect property owners. The Planning Commission recommends approval of the ordinance. Motion by Carmine to introduce the ordinance and waive the 3 reading rule, second by Grof. Voting Aye: Carmine, Carter, Grof, Jansen, Philippi, Reed. Voting Nay: None. Motion Carried.

Motion by Philippi, second by Reed to approve final passage of the Ordinance #16-1075 to allow for exceptions from yard requirement – adding Section 4.09.09 to the Tecumseh Zoning Ordinance. Voting Aye: Carmine, Carter, Grof, Jansen, Philippi, Reed. Voting Nay: None. Motion Carried.

An Ordinance #16-1076 of the City of Tecumseh, Nebraska, Amending Sections 1-707, 3-131, 3-132, 3-209, 3-210, 3-801, 5-301, 5-302, 5-303, 5-304, 5-305, 5-306, 5-307, 5-314, 5-402, 5-704, 5-705, 5-706, 6-310, 6-320, 7-204, 8-108, 8-415, 8-416, 8-509, 8-510, Deleting Sections 8-519, 8-520, 8-521, Renumbering Section 8-522 to Be 8-519, Amending Sections 9-101, 9-301, 9-302, 9-303, 9-304, 9-305, 9-306 of the Tecumseh Municipal Code to Change the Number of Signatures Required to Place a Name on the Ballot; to Change the Backflow Regulation Citation; to Change the Definition of "Lead Free"; to Change the Notice Requirements to Connect to Public Sewer; to Modify How Costs Are Recouped by the City When City Installs Sewers; to Add Electronic Delivery to Available Means of Serving a Disconnect Notice; to Add That Owners of Vehicles Which Are Illegally Parked Shall Be Prima Facia Responsible for the Violation; to Change the Definition of a Handicapped or Disabled Person; to Add Equipment Requirements for Autocycles and Motorcycles; to Change Rules for ATVs and UTVs Crossing Highways; to Describe How ATVs and UTVs Shall Cross Highways; to Describe How ATVs and UTVs Shall Cross Highways with More than Two Traffic Lanes; to Add the Display of Fireworks from December 28 to January 1 as Allowed under State Law; to Modify How Costs Are Recouped by City for Property Clean Up; to Add the Use of Fire Pits in the City; To Modify the Way the City Is Allowed to Remove Obstructions from Sidewalks; to Clarify That Assessments Are "Special" Assessments When a Petition Is Filed for a Street Improvement; to Clarify That Assessments Are "Special" Assessments When Streets Are Improved; to Clarify Rules for Pruning or Removing Trees That Are Obstructions; to Clarify Rules for Pruning or Removing Trees That Are Dead or a Hazard; to Provide for Sign Permits; to Update Versions of Various Building Codes; to Update Housing Code; to Update Plumbing Code; to Update Definition of Lead Free; to Update Electrical Code; to Update Fire Code. Mr. Dalluge reviewed the code updates with the Council.

Motion by Grof to introduce the ordinance #16-1076 and waive the 3 reading rule, second by Reed. Voting Aye: Carmine, Carter, Grof, Jansen, Philippi, Reed. Voting Nay: None. Motion Carried. Motion by Carmine, second by Grof to approve final passage of the Ordinance #16-1076. Voting Aye: Carmine, Carter, Grof, Jansen, Philippi, Reed. Voting Nay: None. Motion Carried.

Insurance Proposals – Erin Ball of Ball Insurance Services presented a proposal from OneBeacon Insurance Group on the City’s insurance package. She reviewed what she thinks are differences in coverage from our current carrier. Randy Miller of Community Insurance Group presented the renewal figures for our current coverage with Continental Western Insurance Company. The Council would like time to review the 2 proposals and scheduled a special meeting for September 19th at 5:00 p.m. to discuss the proposals further and determine which policy to accept by our Oct. 1 renewal date. No action taken.

Consent Agenda

Motion by Philippi, second by Grof to approve the Consent Agenda as follows:

1. Approve minutes of August 1, 2016 and August 10, 2016 meetings.
2. Pay bills for City Funds
3. Grant #11-DTR-104 – Downtown Revitalization Grant – Drawdown #7 - \$741.78 (SEND General Admin.) and Drawdown #8 - \$382,624 (K2 Construction (\$95,656 City Match + \$286,968 Grant).
4. Grant #14-HO-3S057 – Housing Rehab Grant – Drawdown #16 - \$15,075 (Quality Remodeling \$8,275 and EZ Construction \$6,800)
5. Authorize request for Lisa Beethe to attend the League of Municipalities Annual Conference Sept. 21-23, 2016 in Kearney, NE.
6. Mayoral Appointment of Kim Lester to the Pride Committee.

Voting Aye: Carmine, Carter, Grof, Jansen, Philippi, Reed. Nays: None. Motion Carried.

Meeting adjourned at 9:45 P.M.

Lisa Beethe, City Clerk

William J. Montz, Sr., Mayor