

Tecumseh, Nebraska
May 4, 2015

The City Council of the City of Tecumseh, Nebraska, met in regular session in the Utilities Conference Room at the Utility Shop on the 4th day of May, 2015 at 7:00 o'clock p.m. in a publicly convened session, the same being open to the public and having been preceded by advanced publicized notice.

Routine Business

Mayor Montz read a statement of availability of current copy of Open Meeting Act. The following Council Members were present: Jim Philippi, Jesse Grof, Larry Carmine, Kim Jansen, Chuck Murphy and James Reed. Absent: None.

Others present: Cody Wickham, Deputy Franks, Dave Carnegey, Kevin McKinney, Diana Thiemann, Ray Kappel, Doug Goracke, Bruce Dalluge, Paula Darling, and Katrina Sperl.

There were no additions to the agenda item.

Bond Resolution #15-04

Councilmember Carmine moved to introduce and approve Resolution #15-04 authorizing the call for redemption of the outstanding (a) various purpose bonds, series 2010 of the City of Tecumseh, Nebraska, dated July 1, 2010, in the principal amount of seventy-five thousand dollars (\$75,000), and (b) bond anticipation notes, series 2013 of the City of Tecumseh, Nebraska, dated June 17, 2013, in the principal amount of three hundred twenty thousand dollars (\$320,000) and Councilmember Murphy seconded the motion. Motion carried by unanimous roll call vote.

Ordinance #15-1068

Motion by Councilmember Reed to introduce Ordinance #15-1068 AN ORDINANCE AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION REFUNDING BONDS, SERIES 2015 OF THE CITY OF TECUMSEH, NEBRASKA, IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED FOUR HUNDRED TWENTY-FIVE THOUSAND DOLLARS (\$425,000) TO PAY AND REFUND THE OUTSTANDING (A) VARIOUS PURPOSE BONDS, SERIES 2010 OF THE CITY OF TECUMSEH, NEBRASKA, DATED JULY 1, 2010, IN THE PRINCIPAL AMOUNT OF SEVENTY-FIVE THOUSAND DOLLARS (\$75,000) AND (B) BOND ANTICIPATION NOTES, SERIES 2013 OF THE CITY OF TECUMSEH, NEBRASKA, DATED JUNE 17, 2013, IN THE PRINCIPAL AMOUNT OF THREE HUNDRED TWENTY THOUSAND DOLLARS (\$320,000); PRESCRIBING THE FORM AND CERTAIN DETAILS OF SUCH BONDS; PROVIDING FOR THE LEVY OF TAXES TO PAY THE INTEREST ON AND PRINCIPAL OF SUCH BONDS; PROVIDING FOR PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM; AND RELATED MATTERS, and the motion was seconded by Councilmember Murphy. Motion carried by unanimous roll call vote.

Councilmember Murphy moved that the statutory rule requiring that the ordinance be read by title on three different days be dispensed with so that Ordinance #15-1068 may be approved May 4, 2015 and published in pamphlet form. The motion was seconded by Councilmember Grof. Motion carried by unanimous roll call vote.

The Council approved, by a non-binding show of hands, a proposal by Cody Wickham of D.A. Davidson & Co. to refund the City's outstanding General Obligation Sewer Bonds series 2011. Wickham will attend the June Council meeting for formal approval.

Regular Agenda

Motion by Councilmember Philippi, seconded by Councilmember Grof, to request a one year extension of grant #11-DTR-104 for the Downtown Revitalization Grant to 5-4-16 from the Nebraska Department of Economic Development. Motion carried by unanimous roll call vote.

Dave Carnegey and Kevin McKinney addressed the Council on the preparations being made for the second annual Rock and Roll Barbeque and asked if the Council would consider donating \$3,000 so the committee could hire the band "Borderline". Motion by Councilmember Philippi, seconded by Councilmember Carmine, to allow blocking 4th Street from Broadway to Clay to allow for a beer garden that will be sponsored by the Tecumseh Volunteer Firemen, to reserve the Community Building as a rain location, to allow alcohol on the street in the area fenced on 4th Street between Broadway and Clay, and to donate \$3,000 in KENO funds in order to hire the band "Borderline". The event will take place August 7, 2015 from 4:00 p.m. to 1:00 a.m. Motion carried by unanimous roll call vote, with Grof abstaining.

Deputy Franks distributed the Sheriff's monthly report and there were no comments from the Council. Motion by Councilmember Philippi, seconded by Grof, to have the City Attorney work with the County Attorney on a new law enforcement agreement with the Johnson County Sheriff. The annual cost will be \$134,472 for year one with the agreement commencing on June 1, 2015. An additional 3% percent increase will be added to each of the following three years. The agreement will end May 31, 2019. Motion carried by unanimous roll call vote.

Motion by Councilmember Reed, seconded by Councilmember Carmine, to approve increasing the Assistant Pool Manager's wage to equal the Manager's wage once the Pool Manager resigns for the season on July 11, 2015. Motion carried by unanimous roll call vote.

City Attorney Dalluge reviewed the recommendations of the Planning Commission regarding changes to the Tecumseh Municipal Code and Zoning Code as well as a fee for the review of a Plat.

Ordinance #15-1069

Councilmember Carmine introduced Ordinance #15-1069, AN ORDINANCE OF THE CITY OF TECUMSEH, NEBRASKA AMENDING SECTIONS 9-101 AND ADDING SECTIONS 9-104, 9-105 AND 9-106 TO THE TECUMSEH MUNICIPAL CODE WHICH PROVIDE FOR ADDITIONAL CIRCUMSTANCES WHEN A BUILDING PERMIT IS NOT NEEDED; TO PROVIDE THE NEED FOR A BUILDING INSPECTION WITHIN 120 DAYS OF WHEN A STRUCTURE IS DAMAGED BY FIRE OR NATURAL DISASTER; TO PROVIDE THAT IT IS UNLAWFUL TO FAIL TO COMPLY WITH LAWFUL ORDERS OF THE BUILDING INSPECTOR and moved that the statutory rule requiring that the ordinance be read by title on three different days be dispensed with so Ordinance #15-1069 may be approved. Councilmember Murphy seconded the motion. Motion carried by unanimous roll call vote.

Councilmember Reed moved that Ordinance #15-1069 be approved May 4, 2015 and published in pamphlet form. The motion was seconded by Councilmember Carmine. Motion carried by unanimous roll call vote.

Ordinance #15-1070

Councilmember Carmine introduced Ordinance #15-1070, AN ORDINANCE OF THE CITY OF TECUMSEH, NEBRASKA AMENDING SECTIONS 9.04.01 AND 9.04.02 AND ADDING SECTION 9.04.03, 9.04.04, 9.04.05 AND 9.04.06 TO THE TECUMSEH ZONING ORDINANCE WHICH PROVIDE WHEN DEMOLITION OF A STRUCTURE MAY COMMENCE; TO PROVIDE THAT SECTION 9.04.02 APPLIES TO BUILDING PERMITS, MOVING PERMITS, AND DEMOLITION PERMITS AND REMOVING THE EXPIRATION OF THE PERMITS FROM THIS SECTION; TO PROVIDE FOR THE EXPIRATION OF BUILDING PERMITS, MOVING PERMITS AND DEMOLITION PERMITS AND RENEWAL OF THE PERMITS; TO PROVIDE FOR AN EXPIRATION OF ALL BUILDING PERMITS, MOVING PERMITS AND DEMOLITION PERMITS ISSUED BEFORE THE PASSAGE OF THIS SECTION and moved that the statutory rule requiring that the ordinance be read by title on three different days be dispensed with so Ordinance #15-1070 may be approved. The motion was seconded by Councilmember Grof. Motion carried by unanimous roll call vote.

Councilmember Grof moved that Ordinance #15-1070 be approved May 4, 2015 and published in pamphlet form. The motion was seconded by Councilmember Reed. Motion carried by unanimous roll call vote.

Resolution #15-05

Motion by Councilmember Reed, seconded by Councilmember Jansen, to approve application from the City and Johnson County Public Transit to apply for federal funds for fiscal year 2015 under Section 5311 of the Federal Transit Act and for Nebraska Public Transportation Act Funds. Motion carried by unanimous roll call vote.

Resolution #15-06

Motion by Councilmember Murphy, seconded by Councilmember Philippi, to approve Resolution #15-06, a Resolution of the City of Tecumseh, Nebraska amending Resolution 2004-11 to add a fee for the review of a Plat in the amount of \$100.00 plus any professional fees incurred by the City to review the Plat. Motion carried by unanimous roll call vote.

Resolution #15-07

Motion Councilmember Philippi, seconded by Councilmember Murphy, to approve Resolution #15-07, a Resolution of the City of Tecumseh approving the Final Plat of Ridgeview

Towers Addition to the City of Tecumseh, Nebraska. Motion carried by unanimous roll call vote.

Councilmember Jansen gave the Library Report and stated that the Library Foundation will be purchasing new efficient light fixtures for the library.

Public Properties Goracke stated the cross walks across Broadway Street to the park is ready to be painted and that the rock for the Armor Coating has been delivered.

Economic Development Director Goracke reported that the demolition project is waiting until the contractor is available.

Public Properties Foreman Goracke reported that the Board of Public works recommends that the Council approve the rehabilitation of well # 6 at the Cost of \$20,115.00. They also recommend that the Council approve installation of NEMA microwave dishes and equipment of the ring around the water tower located near TSCI.

Motion by Grof, seconded by Reed, to approve rehabilitating well #6 at the cost of \$20,115.00. Motion carried by unanimous roll call vote.

Motion by Councilmember Reed, seconded by Councilmember Jansen, to allow Nebraska Emergency Management Agency (NEMA) to install two microwave dishes and equipment on to the ring around the water tower located at 62081 X730 (TSCI location) for use on the Nebraska Regional Interoperability Network (NRIN) to offer line-of-sight communication on the NRIN System and to charge \$600 toward the cost of electricity. The approval is contingent on whether or not the water tower maintenance company agrees that the equipment will not interfere with the maintenance of the towers and upon review of the agreement with City Attorney. Motion carried by unanimous roll call vote.

Consent Agenda

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

1. Approve minutes of April 6, 2015 regular meeting
2. Pay bills for City Funds
3. Approve City Clerk attending the Annual Finance Conference in Kearney in June.
4. Approve setting the date of the City Council Budget Workshop for Monday, July 27, 2015.

Motion carried by unanimous roll call vote.

On motion the meeting was adjourned at 9:00 p.m.

CITY CLERK

Paula Darling

MAYOR

William J. Montz, Sr.