

Tecumseh, Nebraska
July 1, 2013

The City Council of the City of Tecumseh, Nebraska, met in regular session in the Board Room at City Utility Shop on the 1st day of July, 2013 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: Kimberly Jansen, Charles Murphy, James Philippi, Larry Carmine, and Beth Rossi. Absent: None.

Others present: Ray Kappel, Deputy Nick Georgie, Bruce Dalluge, Dave Thompson, Cathy Murphy, Maxine Watteyne, Theron Guenther, Margaret Wenzl, Bob Curry, Steve Mercure, Fred Pooch, Carla Montz, Linda Schultz, Sarah Mueller, C.J. Lamb, Mike Davison, Sarah Williamson, Father Dunavan, Doug Goracke and Paula Darling.

Motion by Councilmember Philippi, seconded by Councilmember Rossi, to approve the June 3, 2013 minutes of the regular meeting. Motion carried by unanimous roll call vote.

Employee Recognition

The Mayor recognized Doug Goracke, David Thompson, Mike Davison, Maxine Watteyne, Linda Schultz, Nikki Mason, Tom Doran, and Lynn Campbell for their many years of service to the City of Tecumseh. Mayor Montz also was recognized for his service.

Regular Agenda

Motion by Councilmember Carmine, seconded by Councilmember Murphy, to approve the Mayor's appointment of Jesse Grof to fill the City Council vacancy left by Bill Baum for Ward 2. Motion carried by unanimous roll call vote. The Mayor conducted the Oath of Office for Grof.

Motion Councilmember Rossi, seconded by Councilmember Murphy, to approve the Mayor's appointment of Jim Jansen to fill the vacancy on the Pride Committee. Motion carried by unanimous roll call vote.

Deputy Georgie of the Johnson County Sheriff's Department distributed his reports for the month.

Motion by Councilmember Philippi, seconded by Councilmember Carmine, to allow Unite Private Networks LLC Cable Company to use city poles to run cable from Johnson County Central School to MBA. Motion carried by unanimous roll call vote. Unite Private Networks will pay pole rental and knows that the city charges a franchise fee for all applicable telecommunication companies.

The Mayor asked interested parties wanting to speak concerning Johnson County Historical Museum's request for \$2,000 per year for 20 years to keep their remarks to five minutes each. The Mayor read a letter from former Mayor Lavern Bartels requesting that the Council turn down the request. Sarah Mueller, Sarah Williamson, Steve Mercure, Fred Pooch, and Bob Curry all addressed the Council asking them to approve the request. Theron Guether asked that they deny the request and asked that Councilmember Philippi abstain because of his involvement with the group. Councilmember Rossi asked the City Attorney for advice regarding the conflict of interest claim and the City Attorney stated that Councilmember Philippi had no financial gain and it would not be considered a conflict of interest. On Councilmember Murphy's suggestion, Dalluge suggested the Council consider a shorter term than 20 years, and in this way the Council could revisit this issue in 5 years and determine if enough progress had been made to consider continuing the donation for a longer period of time. Motion by Councilmember Murphy, seconded by Councilmember Grof, to provide the Johnson County Historical Society with the sum of \$2,000 per year for 20 years beginning October 1, 2013 to be used by Johnson County Historical Society for improvements to the museum and museum buildings with the city reserving the right at any time after 5 years to reduce or eliminate said payment if the city in its sole discretion determines that the Johnson County Historical Society, Inc. had not made significant improvements to the condition of their downtown buildings. Yeas: Grof, Philippi, Murphy. Nays: Jansen, Carmine, Rossi. Due to the tie vote, Mayor Montz voted yea and the motion carried.

Motion by Councilmember Rossi, seconded by Councilmember Philippi, to approve setting a policy that allows for the purchase of recognition certificates and plaques with a price not to exceed \$50.00 per item. Motion carried by unanimous roll call vote.

Motion by Councilmember Murphy, seconded by Councilmember Grof, to approve a 25 year pond lease between the City of Tecumseh and Johnson County Agricultural and Mechanical Association for \$1.00. Motion carried by unanimous roll call vote.

The Council and Mayor set a meeting date of July 29th at 5:00 p.m. for a budget workshop.

Motion by Councilmember Philippi, seconded by Councilmember Jansen, to approve the rental of a grinder at \$250.00 per day in order to grind the uneven areas of 2nd Street before top coating is to begin. Motion carried by unanimous roll call vote.

Motion by Councilmember Carmine, seconded by Councilmember Murphy, to approve top coating 28 blocks of city streets at \$2,200 per block with a limestone and oil mixture with city employees transporting the aggregate. Motion carried by unanimous roll call vote.

Doug Goracke stated that it is Olsson Associates opinion that we approve an amended contract for the 6th street project now that Dobson Brothers was purchased by Constructors Inc. Councilmembers will address this at the budget workshop meeting, if not before.

Doug Goracke reported that he and the Economic Development Board were working on the E.D. budget with the hopes of acquiring property and that Southeast Nebraska Partners for Progress is now focusing on recruiting heavy industry.

Goracke distributed the Utility Report and stated that the Board of Public Works recommended a 2% wage increase for all full time employees. Motion by Councilmember Carmine, seconded by Councilmember Murphy, to raise the life guard wages to minimum wage and increase the head lifeguard to \$1.00 above minimum wage. These wages will continue to follow the minimum wage/\$1.00 over minimum wage scale as minimum wage changes. All full time employees will receive a 2% increase in wage and all part-time employees, including Linda Schultz, will need a recommendation from their Board for an increase in wages. Motion carried by unanimous roll call vote.

Motion by Philippi, seconded by Councilmember Rossi, to approve canceling maintenance plans with Black Hills Energy on city-owned properties. Motion carried by unanimous roll call vote.

Mayor Montz asked Father Dunavan to address the Council regarding the joint committee meeting of the Tecumseh Ag Society and City Council for the ponds at the Fairgrounds. Father thanked the Council regarding their interlocal agreement with the Nemaha Natural Resources District in response to the \$18,500 pond grant and Councilmember Philippi stated that the City was still in the running for the Burlington Northern grant.

Consent Agenda

Motion by Councilmember Murphy and seconded by Councilmember Grof to approve the Consent Agenda as follows:

1. Pay bills for City Funds
2. Review and Consider Resolution # 13-06 Denying Allocation of Levy Authority to Tecumseh Airport Authority, but Authorizing Transfer of Funds to Tecumseh Airport Authority Pursuant to Interlocal Agreement.
3. Review and Consider Interlocal Agreement with Tecumseh Airport Authority
4. Review and consider paying yearly SENDD membership dues of \$1,575 and SENDD housing dues of \$503
5. Review and consider approval of Resolution #13-07 a resolution stating the City of Tecumseh shall indemnify, defend, and hold harmless the State of Nebraska from all claims, demands, actions, damages, and liability, including reasonable attorney's fees, that may arise as a result of the parade/parade route and road closure for the Johnson County Fair.
6. Approve acceptance of Peter Kiewit Foundation Grant for \$13,900 for the Accessible to All Park Project

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.