

Tecumseh, Nebraska
March 5, 2012

The City Council of the City of Tecumseh, Nebraska, met in regular session in the Board Room at City Utility Shop on the 5th day of March, 2012 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 Rine, Larry Carmine, Bill Baum, Kimberly Jansen, Charles Murphy and Beth Rossi. Absent: None.

Others present: Ann Wicket, Sheriff Scott Walton, Bruce Dalluge, Paula Darling, Clint Strayhorn, Linda Kuhlman, Bob Bowen, Jim Bates, Julie Daire, and Doug Goracke.

Public Hearing

The Public Hearing to consider Resolution #12-07 an application for Public Transportation Assistance and setting budget for the City of Tecumseh and Johnson County Public Transit with breakdowns as follows: Federal portion \$37,539.00, State portion \$18,770.00 and Local portion \$18,770.00 opened at 7:01 p.m. As there were no comments, the hearing closed at 7:02 p.m.

Ordinance No. 12-1046

Councilmember Murphy introduced Ordinance No. 12-1046 AN ORDINANCE OF THE CITY OF TECUMSEH AMENDING SECTION 3-706 OF THE TECUMSEH MUNICIPAL CODE REGARDING ELECTRICAL INSTALLATION EXPENSE. Councilmember Rossi moved that the statutory rule requiring that the ordinance be read by title on three different days be dispensed with so that Ordinance No. 12 -1046 be approved March 5, 2012 and published in pamphlet form. Councilmember Murphy seconded the motion. Motion carried by unanimous roll call vote.

Councilmember Rossi moved that Ordinance No. 12-1046 be adopted and ordered the ordinance be published in pamphlet form. Councilmember Murphy seconded the motion. Motion carried by unanimous roll call vote.

Ordinance No. 12-1046 is published in pamphlet form and available for public inspection at the office of the City Clerk.

Ordinance No. 12-1047

Councilmember Carmine introduced Ordinance No. 12-1047 AN ORDINANCE OF THE CITY OF TECUMSEH, NEBRASKA CONFIRMING THE SALE OF THE FOLLOWING DESCRIBED REAL ESTATE: PART OF LOTS 7, 8,9, AND 10, BLOCK 56, ORIGINAL TOWN OF TECUMSEH, JOHNSON COUNTY, NEBRASKA, AND THAT PART OF THE VACATED CALHOUN STREET LYING NORTH OF THE RIGHT OF WAY OF THE BURLINGTON NORTHERN AND SANTE FE RAILROAD COMPANY AND SOUTH OF LOT 10 DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF LOT 10, BLOCK 56, ORIGINAL TOWN OF TECUMSEH, JOHNSON COUNTY, NEBRASKA AND THEN WEST TO THE RIGHT OF WAY OF THE CURRENT BURLINGTON NORTHERN AND SANTE FE RAILROAD COMPANY; THENCE SOUTHWESTERLY ALONG THE NORTH LINE OF THE RIGHT OF WAY TO THE WEST LINE OF NINTH STREET; THENCE NORTH ALONG THE WEST LINE OF NINTH STREET TO THE SOUTHEAST CORNER OF LOT 10; THENCE CONTINUING NORTH ALONG THE EAST LINE OF LOT 10 TO THE PLACE OF BEGINNING. Councilmember Rossi moved that the statutory rule requiring that the ordinance be read by title on three different days be dispensed with so that Ordinance 12-1047 be approved March 5, 2012 and published in pamphlet form. The motion was seconded by Councilmember Carmine. Motion carried by unanimous roll call vote.

Councilmember Baum moved that Ordinance No. 12-1047 be adopted and ordered the ordinance be published in pamphlet form. The motion was seconded by Councilmember Rossi. Motion carried by unanimous roll call vote.

Ordinance No. 12-1047 is published in pamphlet form and available for public inspection at the office of the City Clerk.

Regular Agenda

Resolution #12-07

Motion by Councilmember Carmine, seconded by Councilmember Rine, to approve Resolution #12-07 an application for Public Transportation Assistance and setting the budget for the City of Tecumseh and Johnson County Public Transit with breakdowns as follows: Federal portion \$37,539.00, State portion \$18,770.00 and Local portion \$18,770.00. Motion carried by unanimous roll call vote.

Sheriff Walton's distributed the monthly reports. There were no questions from the Council.

Councilmembers asked Clerk Darling to further investigate the cost of insurance for a temporary 4-H trap shoot practice field at the City Ponds and then asked Linda Kuhlman if she and other parents could put together a plan that would address safety issues and bring it to a special meeting on March 9, 2012 at 6:00 p.m. so the Council could further discuss this issue. They also asked Sheriff Walton if he could measure the distance of the shot with his range finder.

Fire Chief Seckman was not in attendance, but Doug Goracke reported that the Volunteer Firemen had a very successful pancake feed fundraiser.

Clint Strayhorn, Johnson County Emergency Manager, informed the Council that there were a few changes that needed to be made to the Local Emergency Operation Plan as per references to the Tecumseh Police Department. Councilmember Rine moved that Strayhorn make the changes he deemed necessary and submit the Plan as changed to the State. Councilmember Murphy seconded the motion. Motion carried by unanimous roll call vote.

Councilmember Jansen reported that the library had contracted with Steve Mommens to repair the fascia with the work starting at the end of the month.

Councilmember Rossi stated that the Tecumseh Manor has had to spend down part of its reserves as this limited their ability to apply for grants and subsidies. They are also working on making one of the units ADA accessible and will be hosting an Open House in April to show it to the public.

Councilmember Murphy said that the Community Building roof had not leaked during the last rain. He also stated that the final application for the Civic/Community Center grant application had been sent in and the awarding of the grants should be announced sometime in April.

Economic Development Director Doug Goracke reported the City has until April 30th to spend the rest of the energy grant funds. He also asked the Council to start thinking about whether or not they wanted to start another round of housing rehab grants.

Motion by Councilmember Carmine, seconded by Councilmember Murphy to approve the Mayor's appointment of Doug Goracke as Maintenance Code Inspection Official and Mike Davison as Deputy Maintenance Code Inspection Official for the term of one year. Motion carried by 4-2 roll call vote, with Rine and Baum voting nay.

Resolution #12-08

Councilmember Rine introduced Resolution #12-08 OF THE CITY OF TECUMSEH APPROVING THE LOT SPLIT APPLICATION SUBMITTED BY ROB. E. FERGUSON AND ANNA B. FERGUSON, HUSBAND AND WIFE and Councilmember Rossi seconded the introduction. Motion carried by unanimous roll call vote.

Motion by Baum, seconded by Carmine to approve the use of city sidewalks and parking area in front of SENCA for the SENCA Community Garden Farmer's Market on Thursday nights starting in June 2012. Motion carried by unanimous roll call vote.

Councilmembers discussed the City-Wide Clean-up and asked Clerk Darling to contact Seneca Sanitation to see if they would consider doing curb-side pick-up instead of making residents take their unwanted items to the roll-off dumpsters on the square. The Council will then meet in special session to discuss this option. Darling will send out agendas for the special meeting on March 9, 2012 at 6:00 p.m.

Utilities Foreman Goracke stated that the 6th Street project is in the design phase and once it is done, it will need to be approved so it can go out for bids with construction to start sometime in June. He also stated that the Board of Public Works is moving ahead with plans to consider the automatic metering system and that the wastewater treatment plant continues to have issues with the diffusers.

City Attorney Dalluge informed the Council that the code book process for vacating an alley is by having all property owners sign and return a form stating they would be in favor of the vacation and that they would not incur any undue damages as a result. The Council asked that he prepare the form and get it to the people who can deliver it to the property owners. Once the signatures are collected the city will consider the matter. In the event not all family members can be contacted, the Council will discuss options.

Motion by Councilmember Rossi and seconded by Councilmember Carmine to approve the resignation of James Rine as Ward 1 City Council Member. Motion carried by unanimous roll call vote with Rine abstaining.

Consent Agenda

A motion was made by Councilmember Carmine, seconded by Councilmember Murphy, to approve the Consent Agenda. Motion carried by unanimous roll call vote.

1. Approve minutes of February 6, 2012 regular meeting and February 14, 2012 special meeting.
2. Pay bills for City Funds
3. Consider declaring a vacancy for City Council in Ward 1 and advertising for a replacement to fill the vacancy.
4. Consider advertising for Summer Ball program employees, i.e. umpire, coaches, field coordinator.
5. Consider advertising for Municipal Swimming Pool employees, i.e. pool manager, assistant pool manager and life guards.
6. Review and consider Olsson Associates contract amendment No. 3 for additional administrative compensation regarding the CDBG Energy Efficiency Community Block grant, with fees not to exceed \$3,000.
7. Approve use of City Streets on the afternoon of April 14, 2012 for the Tecumseh State Correctional Institute's sponsored 3 ½ mile run
8. Review and consider waiving \$25.00 yearly Solicitor's Permit for SENCA Farmers Market
9. Review and consider modifications to current CDBG Reuse loan

On motion the meeting was adjourned at 9:18 p.m.

CITY CLERK

Paula Darling

MAYOR

William J. Montz, Sr.