

Tecumseh, Nebraska  
September 10, 2012

The City Council of the City of Tecumseh, Nebraska, met in regular session in the Board Room at City Utility Shop on the 10th day of September, 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: Beth Rossi, Kimberly Jansen, Charles Murphy, Larry Carmine, Jim Philippi, and Bill Baum. Absent: None.

Others present: Ann Wickett, Deputy Josh Sterkel, Bruce Dalluge, Paula Darling, and Doug Goracke.

There were no corrections or additions to the originally posted agenda.

### **Ordinance #12-1050**

City Attorney Dalluge asked the Council to table Ordinance # 12-1050 until the October meeting in order that he might do more research and the Council agreed. Clerk Darling will add this to the October meeting agenda

### **Budget Agenda**

The Mayor opened the Public Hearing for the City of Tecumseh and Tecumseh Utility 2012-2013 budgets at 7:02 p.m. As there was no discussion or comments, Councilmember Rossi moved to close the hearing at 7:03 p.m. and Councilmember Baum seconded the motion. Motion carried by unanimous roll call vote.

The Mayor opened the Public Hearing to set 2012-2013 property tax request at a different amount than the prior year request at 7:03 p.m. As there was no discussion or comments, Councilmember Baum moved to close the hearing at 7:04 p.m. and Councilmember Philippi seconded the motion. Motion carried by unanimous roll call vote.

Motion by Councilmember Carmine, seconded by Councilmember Rossi, to approve the additional allowable increase of one percent over the budget limit for the 2012-2013 fiscal year. Motion carried by unanimous roll call vote.

Motion by Councilmember Carmine, seconded by Councilmember Murphy, to approve Resolution #12-20 setting the 2012-2013 property tax request at a different amount than the property tax request for the prior year. Motion carried by unanimous roll call vote.

### **ORDINANCE #12-1051**

Councilmember Baum introduced Ordinance # 12-1051, AN ORDINANCE TO ADOPT THE BUDGET STATEMENT TO BE TERMED THE ANNUAL APPROPRIATION BILL; TO APPROPRIATE SUMS FOR NECESSARY EXPENSES AND LIABILITIES; TO PROVIDE FOR AN EFFECTIVE DATE. Councilmember Murphy moved that the statutory rule requiring that Ordinance # 12-1051 be read by title on three different days be dispensed with so that Ordinance #12-1051 can be approved on Sept. 10, 2012 and then published in pamphlet form. The motion was seconded by Councilmember Carmine. Motion carried by unanimous roll call vote.

Councilmember Rossi moved that Ordinance No. 2012-1051 be adopted and ordered the ordinance be published in pamphlet form. The motion was seconded by Councilmember Jansen. Motion carried by unanimous roll vote.

Motion by Councilmember Philippi, seconded by Councilmember Baum, to approve the recommendation from the Board of Public Works to approve the 2012-2013 Utility Budget. Motion carried by unanimous roll call vote.

### **Regular Agenda**

There was no Fire Department Report as there was no one in attendance from the Fire Department.

Deputy Josh Sterkel distributed the Sheriff's reports to the Council and mentioned that they had received a grant for the Labor Day Weekend.

Kim Jansen reported for the Library and stated they are still working on a plan for landscaping and they have purchased new software that will enable them to put their card catalog on-line.

Beth Rossi reported that Tecumseh Manor has one vacancy and they are planning to replace more roofs as funds become available. They also are planning on having a Christmas tree on the square this year as something fun for the residents to look forward to.

Doug Goracke reported that the warranty work on the pool is now done and that inlet plugs needed to be installed in order to keep water in the pool this winter. Motion by Councilmember Philippi, seconded by Councilmember Murphy, to purchase the replacement parts for the filtering system next March at the cost of \$2,939.60. Motion carried by unanimous roll call vote.

Doug Goracke reported for the Street Department and stated that surveyors will be working around the square in the next week or so. While they are here they will be surveying the 1<sup>st</sup> and Clay project as well. City crews rented a machine to grind the humps off of the streets and it seemed to do a good job. They suspect there are holes in a tube at 10<sup>th</sup> and Broadway and will be investigating this issue soon. They also painted the crosswalks at the school and will be painting the parking areas around the square next spring.

Doug Goracke reported that Economic Development will be funding the rest of the demos which are due to be done this month. He also stated that he was working with prospects for both new and existing businesses.

Goracke reported on the Board of Public Works meeting mentioning that the new well is at the 30% design stage and that it should be ready for bids in January. He also stated that the prison water tower is out of service for maintenance.

Motion by Councilmember Carmine, seconded by Councilmember Philippi, to approve Resolution 12-21 of the City of Tecumseh, Nebraska which approves the sale of Part of Lot Four (4), Block Forty-two (42), Original Town of Tecumseh, Johnson County, Nebraska, described by metes and bounds as follows: Beginning at the Northwest Corner of said Lot 4; running thence East 66 feet; running thence South 190 feet; running thence West 44 feet; running thence North 88 feet; running thence West 22 feet; running thence North 102 feet to the place of beginning, to the County of Johnson, Nebraska. Motion carried by unanimous roll call vote. The property was sold to the County for \$3,000.00.

Motion by Councilmember Rossi, seconded by Councilmember Baum, to approve the purchase of a Spirit of Nebraska Pathway Tile for Nebraska's Centennial Mall Revitalization Project for \$1,000. Motion carried by unanimous roll call vote. Councilmembers thought the city should sponsor a contest for the best slogan to go on the tile. Clerk Darling will contact the newspaper and the school for help.

Councilmembers discussed reinstating the recycling program and thought it best to do more research into the annual costs of providing this service and the requirements of USDA's grant program before making a decision. Clerk Darling will report to the Council at the October meeting.

Councilmembers asked Clerk Darling to visit with Seneca Sanitation regarding attaching stickers to trash cans that state "Trash receptacles can only be placed at the curb for 48 hours" or something similar. If Seneca Sanitation is not willing to do this perhaps the Code Enforcement Official will do this on behalf of the City.

The following are the salaries for City employees for the fiscal year ending September 30, 2013: City Clerk – \$43,072/yr. with \$31,012 paid by Utilities and \$12,060 paid by City; Economic Developer - \$21.87/hr.; equipment operator - \$18.78/hr.; code enforcement officer - \$6,000/yr.; handibus driver - \$15.40/hr.; substitute handibus driver - \$10.55 /hr.; brush dump monitor - \$11.37/hr.; librarian - \$12.49/hr.; assistant librarian - \$7.47/hr.; City Hall cleaning - \$10.30/hr.; Community Building maintenance - \$753.54/mo.; City Attorney - \$20,379/yr., with \$8,151 paid by utilities, building inspector - \$20/25 per inspection; responsible charge person - \$1,000/mo.

### **Consent Agenda**

Motion by Councilmember Carmine, seconded by Councilmember Rossi, to approve the consent agenda. Motion carried by unanimous roll call vote.

1. Approve minutes of August 6, 2012 regular meeting and July 30, 2012 special meeting
2. Pay bills for City Funds
3. Consider approval of Resolution 12-22 which provides access to city programs and activities for individual with limited English Proficiency
4. Consider approval of Title VI (6) Nondiscrimination Agreement between the Nebraska Department of Roads and the City of Tecumseh, Nebraska and the Standard DOT Assurances

5. Consider approval of Tecumseh Nebraska's Policy Statement regarding compliance with Section 504 of the Rehabilitation Act of 1973 and the Americans with Disabilities Act of 1990
6. Review and consider updated version of the City of Tecumseh Nebraska's grievance procedure to meet the requirement of Section 504 of the Rehabilitation Act as amended and the Americans with Disabilities Act of 1990 (ADA)
7. Approve contracting with Karen Mahoney to provide interpreter services at \$35.00 per written document page and \$20.00 / hour (\$20 minimum) for verbal translation over the phone or in person
8. Review and consider approving the Mayor's appointment of Jesse Grof to fill vacancy on Pride Committee and Boyd Mattox to fill vacancy on the Library Board
9. Review and consider approving Windstream's request to place buried communications facility on public right of way within corporate city limits of Tecumseh
10. Review and consider approving the lease agreement with Johnson County Central Public School for the baseball/softball complex
11. Consider approval of the appointment of the City Clerk as the Fair Housing Representative

On motion the meeting was adjourned at 8:10 p.m.

---

CITY CLERK

Paula Darling

---

MAYOR

William J. Montz, Sr.