

**MINUTES  
ALBION CITY COUNCIL  
REGULAR MEETING  
MAY 13, 2008  
7:30 P.M. CITY HALL**

A Regular meeting of the Mayor and Council of the City of Albion, Nebraska was convened in open and public session at 7:30 P.M., on May 13, 2008 at Albion City Hall. Present were: Mayor Jarecki, Councilmembers Rasmussen, Hoefler, Riedmiller, absent was Cox, also present were: City Clerk Devine, Attorney Bird, News Media-Jim Dickerson with the Albion News; city employees present were: Johnson, Luettel, others present were John Zwingman with A.C.E.S. Notice of this meeting was simultaneously given to the Mayor and all members of the Council and a copy of their acknowledgment of receipt of the notice is attached to these minutes. Availability of the agenda of this meeting was communicated in advance notice to the Mayor and Council. Notice of this meeting was given in advance by publication, a designated method for giving notice, a copy of publication being attached to these minutes. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

4. Councilman Riedmiller made a motion to approve the minutes of the April 8, 2008 meeting. Seconded by Rasmussen. **Vote: Yeas; Hoefler, Riedmiller, Rasmussen. Nays; None. Absent; Cox.**
5. Clerk Devine explained the reasons why it makes sense to have Bob Carey appointed as the City Emergency Manager. His duties for the county overlap that of a city emergency manager and he is already doing emergency management for the city and then going to Police Chief Lipker for signatures. This move also makes sense in the case of an emergency event occurring at the city so that Brent does not have conflicting roles in being Police Chief and the emergency manager. This position is non-compensated position. Boone County Commissioners cooperatively support this appointment as well. Devine said that this position will be appointed by the Mayor at the annual organizational meeting. Councilman Riedmiller made a motion to approve Mayoral Appointment of Bob Carey as City of Albion Emergency Manager, seconded by Rasmussen. **Vote: Yeas; Riedmiller, Hoefler, Rasmussen. Nays; None. Absent; Cox.**
6. Councilman Hoefler made a motion to approve Mayoral Appointment of Licia Kunzman and Elaine Wolf to Albion Recycling Steering Committee, seconded by Riedmiller. **Yeas; Rasmussen, Riedmiller, Hoefler. Nays; None. Absent; Cox.**
7. Councilman Riedmiller made a motion to approve Mayoral Appointment of Julie Dickerson to the Library Board, seconded by Rasmussen. **Vote: Yeas; Riedmiller, Rasmussen, Hoefler. Nays; None. Absent; Cox.**
8. Councilman Hoefler made a motion to approve Mayoral Appointment of Larry Lambert to the Boone County Economic Development Agency Executive Committee, Term to expire May 7, 2010, seconded by Rasmussen. **Vote: Yeas; Hoefler, Riedmiller, Rasmussen. Nays; None. Absent; Cox.**
9. Councilman Hoefler made a motion to approve Mayoral Appointment of Lanny Rasmussen to the Boone County Economic Development Agency Board of Representatives, term to expire May 7, 2010, seconded by Riedmiller. **Vote: Yeas; Rasmussen, Hoefler, Riedmiller. Nays; None. Absent; Cox.**
10. Councilman Riedmiller made a motion to approve Plumber's License Request of Dave's Plumbing, Heating & A.C., seconded by Hoefler. **Vote: Yeas; Rasmussen, Hoefler, Riedmiller. Nays; None. Absent; Cox.**
11. Councilman Riedmiller made a motion to approve Plumber's License Request of Norm Thewke, seconded by Rasmussen. **Vote: Yeas; Riedmiller, Hoefler, Rasmussen. Nays; None. Absent; Cox.**
12. Rasmussen questioned the \$2,000 bond amount, and it being a low number. This had no bearing on the plumbers license request made by Sunderland and will be discussed at a future meeting. Councilman Rasmussen made a motion to approve Plumber's License Request of Gary Sunderland, seconded by Hoefler. **Vote: Yeas; Riedmiller, Rasmussen, Hoefler. Nays; None. Absent; Cox.**

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13. Councilman Riedmiller made a motion to table this item, seconded by Rasmussen. **Vote: Yeas; Hoefer, Rasmussen, Riedmiller. Nays; None. Absent; Cox.**
14. Councilman Rasmussen made a motion to approve Albion Airport Authority Grant Application for Project Consisting of a Taxiway, PAPI's, and removing obstructions; and Authorize Airport Authority Chairman and City Attorney to Sign Grant Agreement as Presented by the F.A.A., seconded by Riedmiller. **Vote: Yeas; Rasmussen, Riedmiller, Hoefer. Nays; None. Absent; Cox.**
15. Two sets of complete bids and adequate bonds were received by the City Clerk: one set from Rutjens and one set from Castle Construction. Castle Construction's Bid is at \$158,686.50, with a start date of July 14, 2008 and a completion date of October 1, 2008. Rutjens Construction Bid is \$118,938.17 with a start date of August 1, 2008 and a completion date of October 1, 2008. The engineer's estimate was \$105,000. These bids are higher due to dewatering. Rutjens bid was an all around lower bid than Castle, not one specific area of the specifications was bid lower. Councilman Riedmiller made a motion to accept Rutjens bid as the lowest responsible bid and to award the contract to Rutjens, seconded by Hoefer. **Vote: Yeas; Rasmussen, Riedmiller, Hoefer. Nays; None.**
16. This easement is to protect the Sewer line from future development. The city desires a perpetual easement on the North 20 feet of Mel Andrews Lot 3 in the SE1/4 of Section 22, T20N, R6W of the 6<sup>th</sup> P.M. In exchange Andrews would like access to the lift station at no cost to the property owner. Rasmussen commented that this sounded like a fair resolution to get an easement for the project. Councilman Riedmiller made a motion to Authorize the Mayor to enter into Easement Agreement on Behalf of the City of Albion with Mel Andrews, Owner of Lot 3 in the SE ¼ of Section 22, T20N, R6W of the 6<sup>th</sup> P.M., of the City Of Albion, Boone County, Nebraska, seconded by Rasmussen. **Vote: Yeas; Hoefer, Riedmiller, Rasmussen. Nays; None. Absent; Cox. Absent; Cox.**
17. Clerk Devine said that the only change on this is the Swimming Pool Employees pay rates/raises and the Water Certification Raises. Water Certification Raises will only be for employees that have a direct relationship or job function pertaining to the City Water or Sewer system. Councilman Hoefer made a motion to approve Employee Raise for Receiving Water Operator Certification, seconded by Riedmiller. **Vote: Rasmussen, Hoefer, Riedmiller. Nays; None. Absent; Cox.**
- Councilman Rasmussen made a motion to approve Resolution 111(08)-Establishing Employment Conditions Including Payment Dates, Steps for Raises, Cost of Living Raises, and Compensation Time, seconded by Hoefer. **Vote: Yeas; Hoefer, Rasmussen, Riedmiller. Nays; None. Absent; Cox.**
18. Sewer rate comparisons were discussed. Albion's rates are considerable lower than other towns of similar populations with new treatment facilities. Devine commented that other communities have raised rates so as to service debt incurred by new treatment facility projects and that the City of Albion should start considering them now. Devine presented rate increases as recommended by Randy Hellbusch of the Nebraska Rural Water Association, who conducted a rate study and comparison for the City of Albion. It was discussed that the City Council generally considers utility rate reviews in July. Councilman Rasmussen made a motion to table this item until the July 2008 City Council Meeting, seconded by Riedmiller. **Vote: Yeas; Riedmiller, Hoefer, Rasmussen. Nays; None. Absent; Cox.**
19. Discrepancies in the City ordinance concerning garbage were recently found. Councilman Hoefer made a motion to authorize City Attorney Bird to draft and Ordinance with the requirement of a 96-gallon container and bag requirement, seconded by Rasmussen. **Vote: Yeas; Riedmiller, Rasmussen, Hoefer. Nays; None. Absent; Cox.**
20. Councilman Riedmiller made a motion to authorize Kirkham Michael to create and present Plans and Specs for the Remaining 2008 Paving Projects as identified as project #'s 74, 68, 91, 92, 93, at the May 21, 2008 City Council Special Meeting, seconded by Hoefer. **Vote: Yeas; Hoefer, Riedmiller, Rasmussen. Nays; None. Absent; Cox.**
21. Administrator's Report:
- Water/Sewer:**
- a. Flow Monitoring of the city sewer system is currently underway.
  - b. Ron Morearty is continuing to work on getting the well development site near the water tower approved.
- Streets:**
- a. Projects already discussed.
- General:**

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- a. Nuisance issues – City Attorney’s office still reviewing the city building codes and provisions for administration of the codes. Brent has been reviewing properties in town.
- b. Sports Complex projects completed: Bleacher Planks on field C have been installed and dirt work has begun to improve drainage on fields A & B. Fields A & B received a top dressing of field clay. Other Planned improvements this season include: increase height of backstops on fields A & B, a new scoreboard.

**Budget/Treasurers Report:**

See financial statements attached.

22. Councilman Rasmussen made a motion to approve the bills, seconded by Hoefer. **Vote: Yeas; Riedmiller, Hoefer, Rasmussen. Nays; None. Absent; Cox.**
23. No Public Comment
24. Items to Discuss on next Meeting Agenda:  
\* Food Pantry, Old Fire Hall Usage
25. At 9:30 pm Councilman Rasmussen made a motion to adjourn, seconded by Hoefer. **Vote: Yeas; Riedmiller, Rasmussen, Hoefer. Nays; None. Absent; Cox.**

I the undersigned Clerk hereby certify that the foregoing is a true and correct copy of proceedings had and done by the Mayor and Council; that all subjects included in the foregoing proceedings were contained in the Agenda for the meeting, kept continually current and available for inspection at the office of the Clerk; that such subjects were contained in said Agenda for at least 24 hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for the examination and copying of the public; that said minutes were in written form and available for public inspection with in ten working days and prior to the next convened meeting of said body; that all next media requesting notification of meetings of said body were provided advance notification of the time and place of said meeting and subjects to be discussed at said meeting.

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Jim Jarecki, Mayor

ATTEST:

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Andrew Devine, City Clerk