

**MINUTES  
ALBION CITY COUNCIL  
REGULAR MEETING  
TUESDAY, NOVEMBER 10, 2009**

A Regular Meeting of the Albion City Council of the City of Albion, Nebraska was convened in open and public session at 7:30 p.m., on November 10, 2009 in the Council Chambers. Present were Mayor James Jarecki; Council Members Hoefer, Rasmussen, Riedmiller, absent was Warner. City Employees present were Administrator Devine, City Attorney Bird, City Code Official Barb Hanson, Chief Lipker, Officer Predmore, Water Commissioner Morearty, Water Utility Billing Clerk Knust, Sewer Commissioner Luettel. Others present were Brian Robinson with Municipal Pipe Tool; Rori Erickson, Dave Jundt with DHHS. Notice of this meeting along with the agenda was simultaneously given in advance to all members of the Board. Notice of this meeting was given in advance by publication, a designated method for giving notice; a copy of proof of publication is attached to these minutes. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Mayor Jarecki acknowledged Ron Morearty receiving an award at the AWWA's annual meeting from the State Department of Health & Human Services. He received the 2009 Outstanding Water Operator Award. It was presented by David Jundt. David Jundt explained the award to the council, and said that Ron makes his job easier. David also acknowledged Albion for receiving the Fluoridation Award from the CDC for maintaining optimum levels of fluoride for 12 months in 2008.

**3. APPROVE MINUTES OF THE OCTOBER 13, 2009 MEETING**

Councilman Riedmiller made a motion to approve the minutes from the October 13, 2009 meeting, seconded by Rasmussen. **Vote: Yeas; Rasmussen, Riedmiller, Hoefer. Nays; None. Absent; Warner.**

**18. APPROVE PURCHASE OF A 2007 FORD F-750 JET TRUCK FROM MUNICIPAL PIPE TOOL COMPANY OF HUDSON, IA FOR \$90,000 AND SUBSEQUENT LOAN AGREEMENT WITH BOONE COUNTY BANK FOR THE AMOUNT OF \$23,000 TO FINANCE THE PURCHASE OF A 2007 FORD F-750 SEWER JET TRUCK AND AUTHORIZE THE MAYOR TO EXECUTE ALL DOCUMENTS RELATED TO THE FINANCING AND PURCHASE OF A 2007 FORD F-750 SEWER JET TRUCK**

There has been \$67,000 budgeted out of the sinking funds to put towards this purchase. There is a complete maintenance record for the unit. Councilman Reidmiller made a motion to approve Resolution 120(09) - Approving the purchase of the 2007 Ford F-750 Sewer Jet Truck, and authorizing the Mayor to execute all documents related to the financing and purchase, seconded by Hoefer. **Vote: Yeas; Rasmussen, Riedmiller, Hoefer. Nays; None. Absent; Warner.**

**4. UPDATE ON NEW WELL PROJECT**

Mid October the City was notified by DHHS that they were being given a Tier II violation for being over the maximum contaminate level for selenium for the quarterly period of July 1, 2009 to September 30, 2009. The Tier II Violation meant that City had 30 days to notify the water customers and to post the notice in three public places. These requirements were met. David Jundt is suggesting having the engineer get design process going now instead of waiting for the full scan to get back. Devine and Morearty will meet with Zwingman on Thursday to get discussions going for the design. Morearty said that water usage is down, so he is hopeful that the selenium levels will drop. The last test results of Well #3 was at 96ppm in September.

**5. REVIEW EMPLOYEE HEALTH INSURANCE BENEFIT OPTIONS**

Ron Erickson presented a couple different options at last months meeting. Rori Erickson said that they would like to have the plan implemented by January 1, 2010. The plan that is being proposed is very similar to the City's current plan. The biggest difference is a 20% co-payment on substance abuse and mental health. When the upcoming rate increase is averaged out for the current individual plans the average employee premium cost is \$1,036. The best rate that we could get under the group plan is \$850 per employee, which is the ideal rate. There is a cap of 30% over this amount based on underwriting after the full application is sent in. The worst case scenario would be a group rate of \$1105 per employee. Since the City is currently on BCBS, the underwriting wait shouldn't take that long to come back. Councilman Riedmiller made a motion to authorize

## **MINUTES – ALBION CITY COUNCIL – REGULAR MEETING NOVEMBER 10, 2009**

the Administrator to facilitate the application process for BCBS Group Plan with Farm Bureau Insurance, seconded by Hoefer. **Vote: Yeas; Riedmiller, Rasmussen, Hoefer. Nays; None. Absent; Warner.**

### **6. CONSIDER OBTAINING CREDIT CARD VENDOR SYSTEM TO RECEIVE CUSTOMER PAYMENTS**

Devine is concerned about paying fees to a company to use the credit card system. Devine said that the water customers that would use this may already have a balance on the card and by them using the credit card to pay for a water bill will increase their debt burden. If the City were selling a more retail type item it might be feasible to have a credit card system. There will be no action taken on this item.

### **7. CONSIDER OBTAINING A CREDIT CARD FOR AUTHORIZED CITY PURCHASES**

The Mayor discussed that a credit card would eliminate reimbursement checks for Travel/Training expenses and other reimbursable expenses for all departments. Devine said that he has information on a purchasing card. There will be a statement sent every month, if it is not paid within 30 days, there is only a 1% finance charge. Certain transaction types can be blocked from purchase. Councilman Rasmussen made a motion to authorize the Mayor to apply for the purchase card with a single purchase amount of \$1,000/daily, seconded by Hoefer. **Vote: Yeas; Riedmiller, Rasmussen, Hoefer. Nays; None. Absent; Warner.**

### **8. CITY ADMINISTRATOR REPORT**

#### **Water/Sewer:**

- a. Ron busy winterizing sprinkler systems, fountain, and parks restrooms – did work with campers so that Fuller Park restrooms were open as long as not a hard freeze.
- b. Jet truck to be available for inspection on November 10, 2009

#### **Streets:**

- a. Going to have Boone County Concrete look at 7<sup>th</sup> and Fairview and 6<sup>th</sup> and Marengo
- b. Crew is prepared for snow/ice – equipment is ready.

#### **Parks:**

- a. Will work on getting estimates from Boone County Concrete on replacing a section of the Pool Deck in the Spring.
- b. Still waiting for a design and estimate from Wright electric on expanding service at the campgrounds.

#### **General:**

- a. The Year-end audit was conducted October 20<sup>th</sup>, 2009 – seemed to be positive.
- b. Employees addressing concerns presented by loss prevention specialist.

### **9. CITY CODE OFFICIAL REPORT**

There were two plumber's licenses renewed in October. There are four people wanting to build in the flood plain, and building permits cannot be issued in a flood plain. The BOA met on Oct. 28, that variance request was denied. Hanson is still working on the Property Maintenance Program, this will be discussed at the Planning Commission meeting.

### **10. CONSIDER PAY APPLICATION #12 OF ASCHOFF CONSTRUCTION**

This is a change order and payment application. The change order is for \$2,763.00 for installing restroom partitions as they weren't in the original bid specs. The payment application #12 is for the same amount as the change order. This was brought to the Fire Dep't attention in July. Councilman Rasmussen made a motion to approve Change Order #2 and Payment Application #12 in the amount of \$2,763.00, seconded by Riedmiller. **Vote: Yeas; Hoefer, Riedmiller, Rasmussen. Nays; None. Absent; Warner.**

## MINUTES – ALBION CITY COUNCIL – REGULAR MEETING NOVEMBER 10, 2009

### 11. CONSIDER PAY REQUEST OF GROSCH IRRIGATION FOR TEST WELL

There is a change order and pay application on this item. The change order for the amount of \$11,000 is for running a diesel generator for two weeks to pump the water at the test well site. The pay application is for \$17,907.50. The total amount is \$21,048.83 minus the \$3,000 retainer. Councilman Rasmussen made a motion to approve Change Order #1 and Pay Application in the amount of \$17,907.50 to Grosch Irrigation, seconded by Hoefer. **Vote: Yeas; Riedmiller, Rasmussen, Hoefer. Nays; None. Absent; Warner.**

### 12. APPROVE BILLS

Councilman Riedmiller made a motion to approve the bills, seconded by Rasmussen. **Vote: Yeas; Hoefer, Riedmiller, Rasmussen. Nays; None. Absent; Warner.**

### 14. EMPLOYEE EVALUATION & STEP RAISE

Councilman Rasmussen made a motion to approve evaluation and step raise for Officer Predmore, seconded by Hoefer. **Vote: Yeas; Riedmiller, Hoefer, Rasmussen. Nays; None. Absent; Warner.**

### 15. CONSIDER APPLICATIONS OF KELLY GILROY, DAVE ROBERG, AND VANCE SORRELL TO THE ALBION VOLUNTEER FIRE DEPARTMENT FOR APPROVAL

Councilman Hoefer made a motion to approve applications of Kelly Gilroy, Dave Roberg, and Vance Sorrell to the Albion Volunteer Fire Department, seconded by Riedmiller. **Vote: Yeas; Rasmussen, Hoefer, Riedmiller. Nays; None. Absent; Warner.**

### 16. CONSIDER ORDINANCE NO. 195(09) AN ORDINANCE RELATING TO A LEVY OF SPECIAL ASSESSMENT FOR THE UNPAID WATER, SEWER, AND GARBAGE UTILITY BILL OF CATHERINE A. & LARRY WARD

Councilman Hoefer introduced Ordinance 195(09)-An Ordinance Relating to a Levy of Special Assessment for the unpaid water, sewer, and garbage utility bill of Catherine A. and Larry Ward. Clerk Devine read the first reading of Ordinance 195(09). Councilman Rasmussen made a motion to approve Ordinance 195(09) on the First Reading, seconded by Riedmiller. Hoefer called the question. **Vote: Yeas; Riedmiller, Rasmussen, Hoefer. Nays; None. Absent; Warner.**

### 17. CONSIDER RESOLUTION 119(09) A RESOLUTION OF THE CITY OF ALBION, NEBRASKA DIRECTING THE SALE OF PERSONAL PROPERTY AND THE MANNER AND TERMS OF THE SALE

This is for the old sewer jet truck. Devine revised the resolution to change the date for the truck to January 7, 2010. This will allow for more advertising time, and it will be advertised in the Municipal Review. The minimum bid is at \$3,500.00. Councilman Hoefer made a motion to introduce Resolution 119(09)-A Resolution of the City Of Albion, Nebraska Directing the Sale of Personal Property and the Manner and Terms of the Sale, seconded by Rasmussen. **Vote: Yeas; Riedmiller, Hoefer, Rasmussen. Nays; None. Absent; Warner.**

### 19. CONSIDER AUTHORIZING APPLICATION FOR RECOVERY ZONE ECONOMIC DEVELOPMENT PUBLIC INFRASTRUCTURE BOND VOLUME CAP ALLOCATION

Devine received this notice this week. Counties and Villages have been given the opportunity to apply for ARRA Public Infrastructure Bond Volume. The application is due December 1, 2009 and the bonds would be issued by July 1, 2010. We can apply for our WWTF Project, but may not qualify as our project anticipated beginning construction date is not until early 2011. We may be able to qualify for the land acquisition and this would be an opportunity to create state/federal awareness of our project. Devine will research into this more. Councilman Hoefer made a motion to approve and authorize the Mayor to sign the application for Recovery Zone Economic Development Public Infrastructure Bond Volume Cap Allocation, seconded by Riedmiller. **Vote: Yeas; Rasmussen, Riedmiller, Hoefer. Nays; None. Absent; Warner.**

**MINUTES – ALBION CITY COUNCIL – REGULAR MEETING NOVEMBER 10, 2009**

**20. DISCUSS ITEMS TO PLACE ON NEXT MEETING AGENDA**

Items for December 8, 2009 Regular Meeting.

- Consider Renewal of State Highway Maintenance Agreement
- Consider Resolution Declaring Surplus Property-Ambulance (possibly January meeting.)
- Mayoral Appointments and Organizational Meeting
- Insurance Action for Renewal

**13. DISCUSS STRATEGIES FOR PURCHASE OF REAL ESTATE FOR POTENTIAL WASTE WATER TREATMENT FACILITY SITE**

At 8:55 p.m. Councilman Riedmiller made a motion to enter into executive session to discuss strategy for purchase of real estate, seconded by Rasmussen. **Vote: Yeas; Rasmussen, Hoefer, Riedmiller. Nays; None. Absent; Warner.** At 9:41 p.m. Councilman Hoefer made a motion to exit from executive session, seconded by Rasmussen. **Vote: Yeas; Riedmiller, Rasmussen, Hoefer. Nays; None. Absent; Warner.**

**21. ADJOURN**

At 9:42 p.m. Councilman Hoefer made a motion to adjourn, seconded by Rasmussen. **Vote: Yeas; Rasmussen, Riedmiller, Hoefer. Nays; None. Absent; Warner.**

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