

**AGENDA  
ALBION CITY COUNCIL  
REGULAR MEETING  
TUESDAY, JANUARY 12, 2009**

**7:30 P.M., ALBION CITY HALL, 420 W. MARKET, ALBION, NE 68620**

1. CALL TO ORDER –
  - A COPY OF THE OPEN MEETINGS ACT IS POSTED AND IS PROVIDED FOR THE PUBLIC ON THE BILLBOARD OF THE COUNCIL CHAMBERS
2. ROLL CALL
3. APPROVE MINUTES OF THE DECEMBER 14, 2009 MEETING
4. UPDATE ON NEW WELL PROJECT – REVIEW PLANS AND SPECS
5. UPDATE ON WASTE WATER TREATMENT PROJECT
6. CONSIDER REQUEST OF ALBION BASEBALL TO PLACE SPECTATOR SHELTERS ON A & B FIELDS AT SPORTS COMPLEX
7. REVIEW PROPOSED 1 & 6 YEAR STREET PLAN – DARREL THORIN, CITY STREET SUPERINTENDENT
8. REPORT ON MAYOR’S ANNUAL DEPARTMENT MEETING
9. CONSIDER REQUEST OF GARY JEWELL TO PLACE MEMORIAL BENCH AT FULLER PARK IN HONOR OF KEITH AND ANN JEWELL
10. CONSIDER APPLICATIONS OF RYAN TISTHAMMER, JOHN MOELLER, PAUL RASMUSSEN, TRINA HELLBUSCH TO THE ALBION VOLUNTEER FIRE DEPARTMENT
11. 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
12. CITY ADMINISTRATOR REPORT
13. CITY CODE OFFICIAL REPORT
14. APPROVE BILLS
15. DISCUSS BILLS NOT INCLUDED TO FINAL BILL FOR ADDITIONAL DIRT USED ON 2009 STREET PAVING PROJECTS
16. DISCUSS ITEMS TO PLACE ON NEXT MEETING AGENDA
17. ADJOURN

\*\*\*THE COUNCIL RESERVES THE RIGHT TO ENTER INTO EXECUTIVE SESSION AS PROVIDED IN R.S.N. 84-1410\*\*\*



**AGENDA MEMO**

Item # <b>3</b>	Body <b>ALBION CITY COUNCIL</b>
Subject <b>APPROVE MINUTES OF THE DECEMBER 14, 2009 MEETING</b>	Meeting Date <b>1/12/2010</b>

Presenter(s)	
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Background Information	
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Discussion	
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Motion	
2nd	
Roll Call	

Motion	
2nd	
Roll Call	

Motion	
2nd	
Roll Call	

Summary of Decision	
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**MINUTES  
ALBION CITY COUNCIL  
REGULAR MEETING  
MONDAY, DECEMBER 14, 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 December 14, 2009 in the Council Chambers. Present were Mayor James Jarecki; Council Members Warner, Rasmussen, Riedmiller, absent was Hoefler. City Employees present were Administrator Devine, City Attorney Bird, City Code Official Barb Hanson, Officer Predmore, Water Commissioner Morearty, Water Utility Billing Clerk Knust. Others present were Darrel Thorin, Mike Thiem, Ron Erickson, and James Dickerson of the Albion News. 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 posting, a designated method for giving notice; a copy of certification of posting is attached to these minutes. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Mayor received a letter of appreciation from the Boone County Health Center for the donation of land for parking.

Councilman Rasmussen made a motion to excuse Councilman Hoefler 's absence from this meeting, seconded by Warner. **Vote: Yeas; Riedmiller, Warner, Rasmussen. Nays; None. Absent; Hoefler.**

**3. APPROVE MINUTES OF THE NOVEMBER 10, 2009 MEETING**

Councilman Warner made a motion to approve the minutes from the November 10, 2009 meeting, seconded by Rasmussen. **Vote: Yeas; Rasmussen, Warner, Riedmiller. Nays; None. Absent; Hoefler.**

**4. UPDATE ON NEW WELL PROJECT**

John plans to have some preliminary designs and specifications for approval at next month's meeting. Morearty reviewed the test results and the selenium came back at 5ppb and 50ppb is the max. The arsenic is at 4.05, which is about where the other wells are at and the max is 10 for that. Devine discussed the well design/specs and it would be nice to be able to blend water from wells 1 and 3. In order to this there would need to be a transmission line from well 3 to the water tower and run a tube into the tower which could be expensive. John got a figure from Maguire Iron, the contractor who erected the water tower, of around \$125,000 just to run the tube in the tower. There will be more information available on this from John. The plans/specs will need to be approved before bids for drilling can be obtained.

The Mayor recognized Mike Thiem's presence at the meeting. Mike, the Boone County Emergency Manager, introduced himself to the Council. He updated the council on planning activities including working with Kerry Davidson out at the Wolf Home in case of an emergency.

**5. CONSIDER RESOLUTION #121(09) RENEWING INTERLOCAL AGREEMENT WITH COUNTY OF BOONE IN REGARDS TO STREET SUPERINTENDENT SERVICES PROVIDED TO THE CITY BY A COUNTY EMPLOYEE**

This agreement was executed by the County this morning at their meeting. It the same arrangement that was approved last year except for the dates. Devine has appreciated working with Darrell, and things have gone smoothly. Councilman Warner made a motion to approve Resolution 121(09)-Renewing Interlocal Agreement with County of Boone in Regards to Street Superintendent Services Provided to the City By a County Employee, seconded by Riedmiller. **Vote: Yeas; Rasmussen, Warner, Riedmiller. Nays; None. Absent; Hoefler.**

**6. CONSIDER FOR RENEWAL LEASE ADDENDUM (CA-65932521) FOR OFFICE SPACE OCCUPIED BY THE STATE FIRE MARSHALL AT 438 WEST MARKET STREET**

This is a year to year lease. Devine is satisfied with the arrangement. Councilman Riedmiller made a motion to approve Renewal Lease Addendum (CA-65932521) for Office Space Occupied by the State Fire Marshall At 438 West Market Street, seconded by Rasmussen. **Vote: Yeas; Warner, Riedmiller, Rasmussen. Nays; None. Absent; Hoefler.**

## MINUTES – ALBION CITY COUNCIL – REGULAR MEETING DECEMBER 14, 2009

### 7. CONSIDER FOR RENEWAL HIGHWAY MAINTENANCE AGREEMENT NO 84 WITH THE STATE OF NEBRASKA DEPARTMENT OF ROADS

This agreement has not changed since last year. Councilman Warner made a motion to authorize the Mayor to sign the Certificate of Compliance, seconded by Riedmiller. **Vote: Yeas; Rasmussen, Riedmiller, Warner. Nays; None. Absent; Hoefer.** Councilman Rasmussen made a motion to approve the Agreement Renewal No. 84 with the Nebraska Dep't of Roads and Authorizing the Mayor to sign it, seconded by Warner. **Vote: Yeas; Riedmiller, Warner, Rasmussen. Nays; None. Absent; Hoefer.**

### 8. CONSIDER STATE STREET BUDGET REPORT FOR APPROVAL

There will need to be better record keeping on the equipment to come up with an accurate figure to see how much each piece of equipment costs to operate. Devine and Thorin are working on this. The City came out on the plus side for the amount of lane miles in town. Councilman Warner made a motion to approve the State Street Budget Report, seconded by Rasmussen. **Vote: Yeas; Rasmussen, Warner, Riedmiller. Nays; None. Absent; Hoefer.**

### 9. CONSIDER AMENDMENT TO RESOLUTION 120(09) CHANGING TOTAL FINANCE CHARGES OF NOTE

This is an amendment to Resolution 120(09). The Resolution has interest amount at \$613.00, and it should read a total finance amount of \$926.43. Councilman Warner made a motion to approve Amendment to Resolution 119(09) to change the approved terms to: 2 Year Term; Semiannual Payments at the Rate of 3.20% approximate payment of \$5,908.00 with total finance charges being paid in the amount of \$926.43, seconded by Rasmussen. **Vote: Yeas; Warner, Riedmiller, Rasmussen. Nays; None. Absent; Hoefer.**

### 10. CONSIDER MAYORAL APPOINTMENTS TO BE EFFECTIVE JANUARY 1, 2010

Councilman Riedmiller made a motion to approve the Mayoral Appointments to be Effective January 1, 2010, seconded by Rasmussen. **Vote: Yeas; Warner, Rasmussen, Riedmiller. Nays; None. Absent; Hoefer.**

### 11. ELECT COUNCIL PRESIDENT FOR JANUARY 1 – DECEMBER 31, 2010 TERM

Councilman Rasmussen made a motion to elect James Riedmiller as Council President, seconded by Warner. **Vote: Yeas; Riedmiller, Rasmussen, Warner. Nays; None. Absent; Hoefer.**

### 12. CONSIDER ACTION ON CITY BLUE CROSS BLUE SHIELD GROUP INSURANCE APPLICATION

Ron Erickson said that the group rates came back as "Preferred" with an amount of \$150 less than was quoted. It will be \$7,498.47 a month. Councilman Warner made a motion to approve BCBS Group Policy and Authorizing the Mayor to Execute the Policy, seconded by Rasmussen. **Vote: Yeas; Riedmiller, Warner, Rasmussen. Nays; None. Absent; Hoefer.**

### 13. CITY ADMINISTRATOR REPORT

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

Ron and I met with John to hold preliminary discussions on well and well house design. John will have control vendors meet with us soon and we also plan to take a tour of Ord's new well house. We would like to have the new well and well #3 pump directly into the tower so that blending is available and that well #3 could continue to be utilized. This could be a very expensive undertaking – details should be discussed with the engineer during the agenda item for well project update.

A preliminary meeting with one land owner of a potential site has been held. Some alternatives were discussed that will need to be reviewed with the City Engineer. Meetings with other land owners have yet to be arranged.

## MINUTES – ALBION CITY COUNCIL – REGULAR MEETING DECEMBER 14, 2009

I am awaiting engineer certification of completion and costs of the fire hall sewer extension so that this information may be presented to property owners for completion of the agreement.

### **Parks:**

Jim Meyer and other volunteers are working on a project to put up canopies over spectator areas of the ball fields at the Sports Complex. Sentinel has provided an estimate of approximately \$7,000. The volunteers have \$3,000 committed from one donor, have made a request of \$2,500 from Valero, and also have some other funds from previous fundraising efforts.

### **Streets:**

A meeting at the NDOR District #3 Office in Norfolk has been called for Friday December 4, 2009 to discuss safety issues and option for the intersection of Hwy 14 and 260<sup>th</sup> Street/Fairview Street.

### **Other:**

The UNL College of Architecture 5<sup>th</sup> and 6<sup>th</sup> year students have been “re-pioneering” Albion this past semester as part of their curriculum. Their concepts will be displayed at the Capitol from December 10<sup>th</sup> to the 17<sup>th</sup>. A reception will be held on the 10<sup>th</sup> at 3:30pm. It is expected that Gov. Heineman will speak at this event.

The Annual City Employee Recognition Dinner is tentatively planned for either the evening of January 16, 2009 or January 23, 2009. Details will be available soon.

## **14. CITY CODE OFFICIAL REPORT**

There were two plumber’s licenses issued in November. Hanson came up with a figure for the number of miles in Boone County are in the flood plain for Kirkham Michael, this number is 36 square miles.

## **15. APPROVE BILLS**

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

## **16. DISCUSS BILLS NOT INCLUDED TO FINAL BILL FOR ADDITIONAL DIRT USED ON 2009 STREET PAVING PROJECTS**

This item will be discussed at the next meeting.

## **17. APPROVE INVOICES RELATED TO THE CDBG OWNER OCCUPIED REHAB PROGRAM**

There are two invoices from NENEDD. One is for \$3,610.35 for Administration on 2008 Housing Grant, and the other one is for \$1,590.00 for General Administration on the same grant. There is an invoice in the amount of \$2,034.00 for small home repairs for one of the approved projects. The total amount is \$7,234.35. Devine is recommending that once the City gets the money/approval from the drawdown from the state, to pay these. Councilman Riedmiller made a motion to pay these invoices after the state has approved the drawdown/approved payment in the amount of \$7,234.35, seconded by Rasmussen. **Vote: Yeas; Riedmiller, Rasmussen, Mayor Jarecki. Nays; Warner. Absent; Hoefler.**

## **18. DECLARE UNL ARCHITECTURE RE-PIONEERING ALBION PARTICIPANTS AS HONORARY CITIZENS OF THE CITY OF ALBION**

Councilman Warner made a motion to approve Declaring UNL Architecture Re-Pioneering Albion Participants as well as Governor Dave Heineman as Honorary Citizens of the City Of Albion, seconded by Rasmussen. **Vote: Yeas; Rasmussen, Riedmiller, Warner. Nays; None. Absent; Hoefler.**

**MINUTES – ALBION CITY COUNCIL – REGULAR MEETING DECEMBER 14, 2009**

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

Items for the January 12, 2010 Meeting:

- Bill for Dirt Bills for Street Project
- 1 & 6 Year Review
- Water Well Project
- Wastewater Treatment Facility Update
- Update on Annual Department Meeting which will be January 8, 2010 at 9:00 a.m.

**20. ADJOURN**

At 9:00 p.m. Councilman Rasmussen made a motion to adjourn, seconded by Warner. **Vote: Yeas; Riedmiller, Warner, Rasmussen. Nays; None. Absent; Hoefler.**

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.

\_\_\_\_\_  
Jim Jarecki, Mayor

ATTEST:

\_\_\_\_\_  
Andrew Devine, City Clerk



**AGENDA MEMO**

Item #	<b>4</b>	Body	<b>ALBION CITY COUNCIL</b>
Subject	<b>4. UPDATE ON NEW WELL PROJECT – REVIEW PLANS AND SPECS</b>	Meeting Date	<b>1/12/2010</b>

Presenter(s)	<b>JOHN ZWINGMAN</b>
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Background Information	
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Discussion	
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Motion	
2nd	
Roll Call	

Motion	
2nd	
Roll Call	

Motion	
2nd	
Roll Call	

Summary of Decision	
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**AGENDA MEMO**

Item #	<b>5</b>	Body	<b>ALBION CITY COUNCIL</b>
Subject	<b>5. UPDATE ON WASTE WATER TREATMENT PROJECT</b>	Meeting Date	<b>1/12/2010</b>

Presenter(s)	<b>JOHN ZWINGMAN</b>
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Background Information	
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Discussion	
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Motion	
2nd	
Roll Call	

Motion	
2nd	
Roll Call	

Motion	
2nd	
Roll Call	

Summary of Decision	
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**AGENDA MEMO**

Item # <b>6</b>	Body <b>ALBION CITY COUNCIL</b>
Subject <b>6. CONSIDER REQUEST OF ALBION BASEBALL TO PLACE SPECTATOR SHELTERS ON A &amp; B FIELDS AT SPORTS COMPLEX</b>	Meeting Date <b>1/12/2010</b>

Presenter(s) <b>JIM MEYER</b>
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Background Information	
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Discussion	
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Motion	
2nd	
Roll Call	

Motion	
2nd	
Roll Call	

Motion	
2nd	
Roll Call	

Summary of Decision	
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**AGENDA MEMO**

Item #	7	Body	ALBION CITY COUNCIL
Subject	7. REVIEW PROPOSED 1 & 6 YEAR STREET PLAN	Meeting Date	1/12/2010

Presenter(s)	DARREL THORIN
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Background Information	
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Discussion	
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Motion	
2nd	
Roll Call	

Motion	
2nd	
Roll Call	

Motion	
2nd	
Roll Call	

Summary of Decision	
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**AGENDA MEMO**

Item # <b>8</b>	Body <b>ALBION CITY COUNCIL</b>
Subject <b>8. REPORT ON MAYOR'S ANNUAL DEPARTMENT MEETING</b>	Meeting Date <b>1/12/2010</b>

Presenter(s)	
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Background Information	
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Discussion	
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Motion	
2nd	
Roll Call	

Motion	
2nd	
Roll Call	

Motion	
2nd	
Roll Call	

Summary of Decision	
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**AGENDA MEMO**

Item # <b>9</b>  Subject <b>CONSIDER REQUEST OF GARY JEWELL TO PLACE MEMORIAL BENCH AT FULLER PARK IN HONOR OF KEITH AND ANN JEWELL</b>	Body <b>ALBION CITY COUNCIL</b>  Meeting Date <b>1/12/2010</b>
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Presenter(s)	
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Background Information	<b>BARB HANSON WAS CONTACTED BY GARY ABOUT A REQUEST TO PLACE A CONCRETE BENCH AT FULLER PARK IN MEMORY OF KEITH AND ANN JEWELL. ATTACHED IS A PHOTO AND SPECIFICATIONS OF THE BENCH.</b>
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Discussion	
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Motion	
2nd	
Roll Call	

Motion	
2nd	
Roll Call	

Motion	
2nd	
Roll Call	

Summary of Decision	
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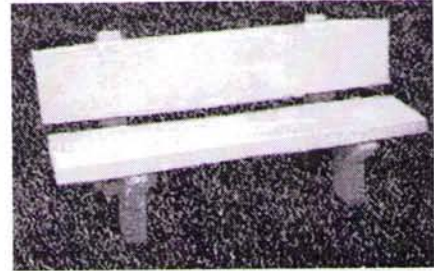
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### **BENCH - "BUS STOP" BENCH - W/BACK**

Practical and comfortable, our "Bus Stop" bench is available in standard color options of Standard Gray, Natural Brown and Salsa Red. Other color options available for additional fee. Custom stain and seal finish also available including Black, Toasted Almond, Terra Cotta Clay and English Leather. Finish options include smooth or exposed aggregate. Shown: Standard gray bench and back with exposed aggregate bench legs.

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**AGENDA MEMO**

Item #	<b>10</b>	Body	<b>ALBION CITY COUNCIL</b>
Subject	<b>10. CONSIDER APPLICATIONS OF RYAN TISTHAMMER, JOHN MOELLER, PAUL RASMUSSEN, TRINA HELLBUSCH TO THE ALBION VOLUNTEER FIRE DEPARTMENT</b>	Meeting Date	<b>1/12/2010</b>

Presenter(s)	
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Background Information	
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Discussion	
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Motion	
2nd	
Roll Call	

Motion	
2nd	
Roll Call	

Motion	
2nd	
Roll Call	

Summary of Decision	
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**AGENDA MEMO**

Item #	11	Body	ALBION CITY COUNCIL
Subject	11. 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	Meeting Date	1/12/2010

Presenter(s)	
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Background Information	ORDINANCE 195(09) WAS INTRODUCED AT THE NOVEMBER MEETING AND PASSED THE FIRST READING.
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Discussion	
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Motion	
2nd	
Roll Call	

Motion	
2nd	
Roll Call	

Motion	
2nd	
Roll Call	

Summary of Decision	
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**City Administrator's Report  
January 12, 2009**

**Water/Sewer:**

Received one bid on the Jet Truck in the amount of \$4,500 from the Village of Orchard. Transaction to be completed Monday 1/11/2010.

**Parks:**

**Streets:**

Snow removal a continuing challenge this year. Crew has been working hard to keep City streets passable.

I estimate that we have already met our budget for snow removal and will most likely exceed by 50%. We just need to recognize this throughout the year and be sure to minimize other department expenditures when possible for the remainder of the year.

**Other:**



**AGENDA MEMO**

Item # 12	Body ALBION CITY COUNCIL
Subject City Administrator Report	Meeting Date 1/12/2010

Presenter(s)	
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Background Information	
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Discussion	
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Motion	
2nd	
Roll Call	

Motion	
2nd	
Roll Call	

Motion	
2nd	
Roll Call	

Summary of Decision	
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**AGENDA MEMO**

Item # <b>13</b>	Body <b>ALBION CITY COUNCIL</b>
Subject <b>Code Official Report</b>	Meeting Date <b>1/12/2010</b>

Presenter(s)	
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Background Information	
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Discussion	
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Motion	
2nd	
Roll Call	

Motion	
2nd	
Roll Call	

Motion	
2nd	
Roll Call	

Summary of Decision	
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**AGENDA MEMO**

Item # <b>14</b>	Body <b>ALBION CITY COUNCIL</b>
Subject <b>Approve Bills</b>	Meeting Date <b>1/12/2010</b>

Presenter(s)	
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Background Information	
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Discussion	
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Motion	
2nd	
Roll Call	

Motion	
2nd	
Roll Call	

Motion	
2nd	
Roll Call	

Summary of Decision	
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**AGENDA MEMO**

Item #	15	Body	ALBION CITY COUNCIL
Subject	DISCUSS BILLS NOT INCLUDED TO FINAL BILL FOR ADDITIONAL DIRT USED ON 2009 STREET PAVING PROJECTS	Meeting Date	1/12/2010

Presenter(s)	john zwingman
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Background Information	
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Discussion	
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Motion	
2nd	
Roll Call	

Motion	
2nd	
Roll Call	

Motion	
2nd	
Roll Call	

Summary of Decision	
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**AGENDA MEMO**

Item # <b>16</b>	Body <b>ALBION CITY COUNCIL</b>
Subject <b>Next Agenda / Meeting</b>	Meeting Date <b>1/12/2010</b>

Presenter(s)	
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Background Information	
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Discussion	
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Motion	
2nd	
Roll Call	

Motion	
2nd	
Roll Call	

Motion	
2nd	
Roll Call	

Summary of Decision	
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