Press: Gothenburg T	imes - Beth Barrett
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Present:	Mayor –	Joyce Hudson
	Council members	Jeff Kennedy
		Jim Aden
		Tim Strauser
		Jeff Whiting
	City Administrator	Bruce Clymer
	City Attorney	Mike Bacon
	City Clerk	Connie L. Dalrymple

Also present: Shane Gruber, Mr. & Mrs. Joe Davis, Lloyd Lipska, Terry Jessen, Tiffany & Maddie Tiedeman

Mayor Hudson opened the meeting at 7:00 p.m. Advance notice and a copy of the agenda were given to the Council and members of the press. City Council meetings are conducted in accordance with the Open Meetings Act, a copy of which is available for public inspection on the north wall of the Council Chambers.

Kennedy moved, Aden seconded, approving the consent agenda that included:

City Council minutes - July 6 Cemetery Board report - April thru June Treasurer's Report - June Library Director's Report - May thru July Roll call vote: Yea - Whiting, Strauser, Aden, Kennedy. Nay - none.

Aden moved, Whiting seconded, allowing payment of the claims against the City \$31,830.37; Public Works Division \$369,521.98; and the July 8 payroll of \$39,412.96. Roll Call vote: Yea - Strauser, Kennedy, Whiting, Aden. Nay - none.

Open forum:

- Terry Jessen gave all a 6 inch square of the carpet in the public area of the new Comfort Inn Motel. Today is the sixth night they've been open. There are still 14 rooms to be completed, hopefully by tomorrow. A grand opening is scheduled for September 11.

- Schemmer & Assoc will host a public meeting at 7 p.m. on July 27 at the library regarding the transportation study. Anyone can ask questions and view options for traffic routing and overpass.

- Lloyd Lipska, the Environmental Mgr at Frito-Lay asked Council to allow his firm to clean litter from the road sides on Cottonwood Drive. There will be 7 - 10 people and they will provide the City a week's advance notice. Council had no objection and will provide safety vests and litter bags.

The Redevelopment Plan for Terry's Business Park allows an additional 1% sales tax on all transactions within the subdivision to pay for the water, sewer, and paving infrastructure. It will be paid to the City and then used to pay the bonds that Mr. Jessen owns. Collection begins September 1, 2010.

Aden moved, Strauser seconded, to introduce Ordinance 857 enacting the 1% tax in Terry's Business Park Subdivision. Roll call vote: Yea - Whiting, Kennedy, Strauser, Aden. Nay - none.

According to Atty. Bacon, there seems to be two versions of the sequence of events resulting in Joe Davis' dog biting their neighbor's son, Adam Hayes. Hayes tried to retrieve his own dog after the Davis dog attacked it and drug it into their yard. Officer Ryan believes the dog owned by Joe Davis should be declared dangerous. Adam was bit on Davis' property. Mr. Davis says the dog was on a 12 foot lead chained to the trampoline for shade in their yard and could not leave the property to attack the dog.

Atty. Bacon said the dog cannot be declared 'viscous' if it didn't leave the property and recommended allowing the Police Officer to return to the property to measure the distance from the trampoline to the property line and report back with pictures and other credible evidence at the next meeting.

Once again discussing the storm damage caused by 9 - 11 inches of rain the weekend of June 12th, Administrator Clymer reminded all that while he understands the concerns of the residents that had damage to their homes, the waste treatment plant did handle water comparable to a city of 20,000 population. It's clear that there is no negligence on the part of the City or the sewer system. Our system struggles like many towns during downpour rains. We are conducting a study that will hopefully identify possible areas of concern.

Tiffany Tiedeman said that while this is the first time she's had sewer backup, there are some homeowners that have dealt with it before. She pays her sewer bill every month and expects the system to work. She's maxed her insurance and still needs help to repair the basement living areas.

Discussion was had on several options and Council felt a dangerous precedence will be set if the City installs backwater valves in residences. The City has already installed additional sewer lines and is conducting a city-wide study. While there is no quick answer, all felt the backwater valves as demonstrated by Reed Miller last meeting would be very effective.

After lengthy discussion, a motion was made by Aden, seconded by Kennedy, to reimburse property owners for the cost of backwater valves under the following conditions:

- The city will budget for expenditure, no more than \$10,000 for this project.
- Customers requesting reimbursement must have a basement.
- Devices will only be reimbursed in homes / structures that were completed structures prior to July 20, 2010.
- Customers must indicate their intent to request reimbursement by signature. Signature indicates the customer understands and agrees to abide by the terms here listed.
- Reimbursement will be for the cost of the device only, to a maximum of \$250. Installation will be the customer's expense.
- Only one reimbursement will be allowed per customer.
- Reimbursement will be on a first come, first served, basis as indicated by the date shown on the Intent to Request Reimbursement.
- Customers must purchase the backwater device, have it installed, and present proof of payment before submitting their request for reimbursement.
- Installation and request for reimbursement must be completed by October 1, 2011. No requests will be honored after that date.

Roll call vote: Yea - Strauser, Whiting, Kennedy, Aden. Nay - none.

Whiting moved, Strauser seconded, to introduce Ordinance 858 abandoning a portion of the easement in lots 3 and 4, Gothenburg Industrial Park 2nd Addition. Roll call vote: Yea - Aden, Kennedy Strauser, Whiting. Nay - none.

Tree limbs on the streets have become an increasing and on-going problem. The City has always picked up branches that fell in the streets during storms. Through the years it seems to have become accepted practice for residents to carry any and all branches to the curb side expecting the City to pick them up. Several pictures were shown of areas where obviously cut branches were laid in the street and well as some that came from inside the property because the streets had been cleared prior to the date of the pictures. It's become a trash pickup issue that takes manpower and equipment from other duties.

Discussion was had and the Council directed that letters be sent with utility bills and to offenders. The City provides a free tree dump site and will only pick up tree branches that fall into the street during storms. All other branches and tree cuttings will be the property owner's responsibility.

Kennedy moved, Whiting seconded, approval of a request from Monte Kenning of OK Bottle Shoppe for special designated licenses for Business After Hours events to be held on August 13, 2010 from 5:00 p.m. to 7:00 p.m. at McMeen Physical Therapy and on August 20, 2010 from 5:00 p.m. to 10:00 p.m. at Gothenburg Tire, both in Gothenburg. Roll call vote: Yea - Strauser, Aden, Whiting, Kennedy. Nay - none.

Strauser moved, Aden seconded, allowing payment of \$1785.75 to Lake Avenue Eye Care on the Downtown Revitalization project. Roll call vote: Yea - Kennedy, Whiting, Aden, Strauser. Nay - none.

Whiting moved, Strauser seconded, allowing payment of \$565.87 to Sander Furniture on the Downtown Revitalization Project. Roll call vote: Yea - Whiting, Aden, Strauser, Kennedy. Nay - none.

Kennedy moved, Strauser seconded, approving Mayor Hudson's recommendation to appoint Jack Kniss, and Anne Anderson to the Retail Reuse Committee, replacing Marion Tatum and Kathryn Purintun. Roll call vote: Yea - Whiting, Aden, Strauser, Kennedy. Nay - none.

Aden moved, Strauser seconded, approving Terry Kruse as contractor on Homeowner Project 08-HO-3074-07 at \$19,891.00 Roll call vote: Yea - Whiting, Kennedy, Strauser, Aden. Nay - none.

Strauser moved, Whiting seconded, approving Kreft Construction as contractor on Homeowner Project 08-HO-3074-08 - \$16,793.25. Roll call vote: Yea - Kennedy, Aden, Whiting, Strauser. Nay - none.

Aden moved, Kennedy seconded, approving Drawdown #11 for \$13,620 on the Downtown Revitalization Project. Roll call vote: Yea - Strauser, Whiting, Kennedy, Aden. Nay - none.

Strauser moved, Kennedy seconded, to adjourn the meeting at 8:00 p.m. Roll call vote: Yea - Whiting, Kennedy, Strauser, Aden. Nay - none. The next regular meeting will be August 3, 2010.

Joyce Hudson, Mayor

Connie L. Dalrymple, City Clerk