

City Council Meeting
City Council Chambers

July 18, 2017
7:00 p.m.

Present: Mayor –	Joyce Hudson
Council members	Jeff Kennedy
	Randy Waskowiak
	Verlin Janssen
	Jay Richeson
City Administrator	Bruce Clymer
City Clerk / Treasurer	Brandi Kloeping
City Attorney	Mike Bacon

Press: *Gothenburg Times* - Ellen Mortensen

Also present: Gary Steele, Shane Gruber, Michael Pracheil, Dana Daniels, Deb Egenberger, Michael & Jennifer Ames, Jeremy Wozny.

Mayor Hudson opened the meeting and public hearing 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.

The request for Special Use #145 to allow an early childhood learning center at 3307 Lake Avenue was taken up. The Planning & Zoning Commission held a public hearing on the request on July 11 and recommended approval to the Council.

Brief discussion was had about it being an early childhood center and not a daycare because a daycare is not allowed in the AG zone.

Waskowiak moved, Richeson seconded, to close the hearing at 7:05 p.m. Roll call vote: Yea – Janssen, Kennedy, Richeson, Waskowiak. Nay – None.

Kennedy moved, Janssen seconded, to approve the Special Use Permit # 145 with the attachment stating the permit is issued to Jennifer Ames DBA Great Foundations Learning Center; permit includes building and real estate included in rental contract only. It will terminate if you sell or terminate your part in the business. A new owner would be required to apply for a new permit.

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

- City Council Minutes – June 20 & 27
- Treasurer's Report – June
- Building Permits Report – June
- Planning & Zoning minutes – June 13
- Police Report – June
- Cemetery's Sexton Report – April – June
- Library Director's Report – May 9 – July 10

Roll call vote: Yea – Waskowiak, Richeson, Kennedy, Janssen. Nay – None.

Richeson moved, Waskowiak seconded, allowing payment of claims against the City \$86,621.40, except 3511; Public Works Division \$526,780.57; and the June 28 payroll of \$34,642.41 & July 12 payroll of \$37,604.42. Roll call vote: Yea - Janssen, Kennedy, Waskowiak, Richeson. Nay – None.

Richeson moved, Janssen seconded, to allow payment of #3511 to Jeffrey Kennedy – Landscape for \$5,690.90. Roll call vote: Yea – Waskowiak, Janssen, Richeson. Nay – None. Abstain – Kennedy.

Community Comments:

- Jeremy Wozny had concerns and questions on the paving project. He can talk to Administrator Clymer for specific information if he would like.

Two Requests for Proposal for Administrative Services for 16-HO-33067 Grant were received, West Central Nebraska Development District and Miller & Associates. They were both for \$39,750.00. A selection committee of Joyce Hudson, Jeff Kennedy, Bruce Clymer, and Brandi Kloepping scored the two. The committee recommends awarding the contract to Miller & Associates.

Waskowiak moved, Janssen seconded, entering into a contract with Miller & Associates. Roll call vote: Yea – Kennedy, Richeson, Janssen, Waskowiak. Nay – None.

Dates for year end 2018 budget will be August 29th at 4:00 p.m. for a special meeting and Monday, September 11th at 8:00 a.m. possibly. Administrator Clymer will update after looking back through the dates.

The hospital is getting lots of steel and will have equipment on the street for approximately three weeks, therefore, Avenue J from 20th to 22nd will be barricaded and the 3 homes will be the only ones using the street during that time.

Dana Daniels with Miller and Associates discussed the water tower repairs that need to be done. Daniels talked about the algae growing on the bottom side of the tank from condensation needs power washed. The rust blooms coming through on the stand pipe on the riser needs to be sand blasted. He wants to clean up communication wires and equipment by relocating. The interior is rusting, there is some level of manganese adhering to the inside making it black. It has been 26 years since the interior or exterior have been painted. Normal paint is 15 – 20 years on the inside. The international orange paint that is on the tower now has a clear coat to protect it from the UV. They will need to sand the orange paint down to get rid of the clear coat. The new paint has UV protection in it so it will keep luster beyond 5 – 7 years, the paint will last longer. In order to keep from disturbing residents in the area, they will do the blasting on calmer days; all paint will be rolled on and the tank will have to be out of service for a minimum of 60 days. Daniels would like to add a mid-rail to the balcony, but not change the height at this time. All equipment on the tower is operational. He would like to upgrade the ladders and get cable grab. This total will be \$363,900. They would start this in the spring or fall because of the water systems and the city needs to work this through the budget and bid it next year. Usually city's get 4-6 bids. The interior takes 3 weeks to cure the paint. The City may have to put a water restriction on in the

summer during this process. This situation is different than last time it was painted; the price has increased substantially in the past few years.

Gary Steele with Miller and Associates discussed the sidewalk repair program. He said there are no rules and regulations on existing projects only new projects. They will assess sidewalks based on condition (good, fair, and poor). The sections will be rated and put on a map; they have criteria from other communities that they can use. The sections that are replaced would have to be ADA compliant and driveways can cause problems, but ours are boulevard so they shouldn't cause problems. It would be approximately \$5,000 – 7,000 to put this together and will be more if it's the whole community. Council would like more information and prices. Steele will get more information to Administrator Clymer.

Change order for 2017 paving project was not discussed.

Deb Egenberger with the Gothenburg Chamber discussed the Parade Route, Harvest Festival, and Nebraska birthday party. The route will be Lake Avenue/Highway 47, from 27th Street to 9th Street for the parade on September 16.

Janssen moved, Kennedy seconded, to allow the September 16 Harvest Festival parade as proposed. The State Department of Roads will be notified of the event and in doing so the City acknowledges the following:

- a.) The event is within the corporate limits of the City of Gothenburg. The City will assume control of highway N-47 from 27th Street to 9th Street on September 16, 2017 from 8:00 a.m. to 1:00 p.m.
- b.) The City of Gothenburg accepts the legal duty to protect the highway property from any damage that may occur arising out of the special event and the state shall not have any such duty during the time the city is in control of the property.
- c.) The City of Gothenburg accepts the duty to protect the public from damage, injury, or death in making use of the state highway system for the special event, and the state shall not have such statutory or common law duty during the time the, city, is in control of the property.
- d.) The City of Gothenburg acknowledges that it accepts the duties set out in subsection 2 of LB589/N.R.S. 39-159, and if a claim is made against the state, shall indemnify, defend, and hold harmless the state from all claims, demands, actions, damages, and liability, including reasonable attorney's fees, that may arise as a result of the special event.
- e.) During the time of the event, the City will be responsible for placing appropriate traffic devices including warnings, closure, and detour, etc. as required by the Manual on Uniform Traffic Control Devices.

Roll call vote: Yea – Waskowiak, Richeson, Kennedy, Janssen. Nay – none.

Council asked Egenberger to get more information on the Nebraska 150th birthday party and come back to them at a later date.

Richeson moved, Waskowiak seconded, to approve pay request #11 Final to Van Kirk Brothers for the Sanitary Sewer in the amount of \$4,828.71. Roll call vote: Yea – Kennedy, Janssen, Waskowiak, Richeson. Nay – None.

Kennedy moved, Janssen seconded, to approve the Certificate of Substantial Completion on the Asphalt Project to Paulsen, Inc. Roll call vote: Yea – Waskowiak, Richeson, Janssen, Kennedy. Nay – None.

Janssen moved, Richeson seconded, to approve pay request #4 Final to Paulsen Inc. for 2017 Asphalt Project in the amount of \$28,075.42. Roll call vote: Yea – Kennedy, Waskowiak, Richeson, Janssen. Nay – None.

Gothenburg Improvement Company housing looked at alternatives for the cul-de-sac on 24th Place paving project, but the Community Redevelopment Authority decided it was best to leave as is, therefore it is a non-agenda item now.

Janssen moved, Kennedy seconded, to approve pay request #1 to Paulsen Inc. for the 2017 Street Improvements in the amount of \$166,422.15. Roll call vote: Yea – Waskowiak, Richeson, Kennedy, Janssen. Nay – None.

Waskowiak moved, Richeson seconded, to adjourn the meeting at 8:16 p.m. Roll call vote: Yea – Kennedy, Janssen, Richeson, Waskowiak. Nay – None.

Joyce Hudson, Mayor

Brandi Kloepping, City Clerk