

**City of Bloomfield
December 7, 2009
Council Meeting Minutes**

The regular meeting of the Mayor and City Council of Bloomfield, Nebraska, was called to order at 7:00 p.m. by Mayor Jim Cripe at the City Council Chambers. Present: Mayor Jim Cripe and Council Members Brad Eckmann, Joe Skrivan, and Barb Wilson. Absent: Joe Hunhoff. Notice of the meeting was given in advance thereof by publication, as shown by the Affidavit of Publication. Notice of this meeting was given to the Mayor and all members of the City Council and a copy of their acknowledgment of receipt of notice and the agenda is on file. Availability of the agenda was communicated in the advance notice and in notice to the Mayor and Council of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public. The Mayor publicly stated to all in attendance that a current copy of the Nebraska Open Meetings Act was available for review and indicated the location of such copy posted in the room.

Motion by Wilson to adopt the agenda, second by Eckmann. Ayes: Eckmann, Skrivan, Wilson. Nays: none. Absent: Hunhoff. Motion carried.

The Mayor asked if anyone not on the agenda would like to address the Council. No one responded.

Motion by Skrivan to adopt the pre-approved agenda items, second by Eckmann: 11/2/09 regular meeting minutes; November claims in the amount of \$200,184.40; wire transfer in the amount of \$2210.00 for payment of interest on 2006 Refunding Bonds; and the following transfers: \$24,000 from Sinking Fund to Public Safety/General Checking for 2009 police car; \$32103.75 from Water Improvement Savings to Water Department/General Checking for purchase of water department building; \$25,300 from Medical Clinic Account to General Checking. Ayes: Eckmann, Skrivan, Wilson. Nays: none. Absent: Hunhoff. Motion carried.

Public Hearing

The Mayor opened the public hearing for application for approval of plat of survey for lot division of Lot 3, Block 15, First Addition. Minutes from the November 28th Planning Commission were reviewed. There was discussion of access to the lot for utilities, fire protection, and maintenance. Council decided to table item with the recommendation that the utilities be located and that Pat Kuhl, who wishes to purchase the property from Craig Braunsroth, respond regarding the questions of access.

The Mayor opened comment on the Class D liquor license application by BASH Investors LLC dba B's. Hearing left open while other items were considered.

Hearing opened on Ordinance 09-5, an ordinance establishing city park hours. It was noted that there have been no formal comments submitted regarding this issue. Motion by Wilson to pass Ordinance 09-5, second by Skrivan. Ayes: Eckmann, Skrivan, Wilson. Nays: none. Absent: Hunhoff. Motion carried.

Wilson introduced Ordinance 09-8, an ordinance creating street improvement districts Nos. 2010-1 and 2010-2 in the City of Bloomfield, Nebraska, ordering the construction of street improvements therein and ordering the publication of the ordinance in pamphlet form, and moved the statutory rule requiring reading on three different days be suspended, second by Skrivan. Ayes: Eckmann, Skrivan, Wilson. Nays: none. Absent: Hunhoff. The motion to suspend the rules was adopted by three-fourths of the Council and the statutory rule was declared suspended for consideration of said ordinance.

Said ordinance as then read by title and thereafter Council Member Skrivan moved for final passage of the ordinance, second by Eckmann. Ayes: Eckmann, Skrivan, Wilson. Nays: none. Absent: Hunhoff. Motion carried.

Eckmann introduced Resolution 09-11 and moved its adoption, second by Wilson. Ayes: Eckmann, Skrivan, Wilson. Nays: none. Absent: Hunhoff. Motion carried.

Administrator Lyndsy Jenness reported on Resolution 09-10, a resolution that would approve an agreement with Bloomfield Medical Clinic for the new medical clinic facility. The proposed lease has been given to the tenant, but there are items they wish to discuss. Agreement will be finalized as soon as possible as the clinic staff plans to move in later in the week.

Council returned to consideration of the BASH Investors LLC application for liquor license. Motion by Skrivan to approve the Class D Liquor License for BASH Investors, second by Wilson. Ayes: Skrivan, Wilson. Nays: Eckmann. Absent: Hunhoff. Motion carried. Jason Hefner asked Eckmann for reasoning. Eckmann noted that there are three other businesses that offer alcohol and that it would be nice for youth to not see alcohol at all business. There was additional discussion regarding the sale of alcohol at B's as well as the number of votes needed for passage of the recommendation. Motion was deemed to be carried with a majority vote of those present.

Old Business

Administrator provided an update on construction of the medical center. It was clarified that all donations and funds pledged by the city are being used before borrowing funds. Motion by Skrivan to approve line of credit to borrow additional \$67,000; second by Wilson. Ayes: Eckmann, Skrivan, Wilson. Nays: none. Absent: Hunhoff. Motion carried.

Administrator reported that she is working with engineer and bonding company on street improvements on Southeast Broadway and North Broadway. This will move forward with the earlier action by the Council to create paving districts.

Council members were invited to provide input in preparation of the One and Six Year Street Plan.

The Council was updated on Public Works Superintendent's efforts to get quotes for a project to connect Oric Street in with existing storm sewer on Park Street.

Police Chief Bryan Ruhr responded to questions regarding the condition of the house at 425 East Main Street, owned by Randy Repenning. He noted that Mr. Repenning fixed a window. Gib Braunsroth expressed concern about the condition of the property. The condition of the home and the definition of a nuisance were discussed. The possibility of diminishing values of neighboring properties was discussed with the Mayor noting that this could be said for many properties. Police Chief will monitor for health hazards.

Council discussed the storage of landscaping materials at 423 East Main Street by Gib and Arline Braunsroth. There was further discussion on whether or not the conditions could be defined as a nuisance and how the standard would be applied to other properties. Mr. Braunsroth noted that he would not move dirt and materials until the house to the east was removed. City Attorney Jennifer Birmingham explained nuisance proceedings. No action taken.

New Business

FCCLA members Mariah Fehringer and Bobbie Green and their advisor Lee Ann Runyon were in attendance to speak with the Council regarding potential community service projects. The students wish to paint over graffiti under the Canada Bridge and would like the City of Bloomfield to supply the paint. Motion by Skrivan to provide materials for the cleanup of the graffiti, second by Wilson. Ayes: Eckmann, Skrivan, Wilson. Nays: none. Absent: Hunhoff. Motion carried.

The Council discussed naming the new medical facility in memory of Dr. D.J. Nagengast. A formal resolution will be prepared for the January meeting.

Appointments for 2010 were proposed as follows: City Clerk – Marilyn True; Chief of Police – Bryan Ruhr; City Attorney – Jennifer Birmingham; City Physician – Bloomfield Medical Clinic PC; Utility Superintendent – Dave Stark; City Engineer – JEO Consulting Group; Street Superintendent – Terry Mead (JEO Consulting Group); Official Depository of Funds – Farmers and Merchants State Bank. Motion by Skrivan to approve 2010 appointments, second by Eckmann. Ayes: Eckmann, Skrivan, Wilson. Nays: none. Absent: Hunhoff. Motion carried.

Motion by Eckmann to elect Joe Hunhoff as council present, second by Skrivan. Ayes: Eckmann, Skrivan, Wilson. Nays: none. Absent: Hunhoff. Motion carried.

Administrator reported that current salaries for Council and Mayor are \$100/month for Council and \$200/month for the Mayor. Motion by Skrivan to retain salaries at present level, second by Wilson. Ayes: Eckmann, Skrivan, Wilson. Nays: none. Absent: Hunhoff. Motion carried.

Administrator reported that staff is working on needs surveys for water and wastewater to be submitted to the State of Nebraska's Intended Use Plan for the State Revolving Fund. Wilson asked if sewer backup prevention devices for homeowners to purchase at a reduced cost could be included. There was discussion on whether or not homeowners would utilize such a program. Skrivan noted that he would like to see a block or two of water lines replaced a year. Dave Stark noted that recent well improvements have alleviated some of the problems seen with water hammering.

Administrative reports were presented for the public works department, police department, and city administrator.

Motion by Skrivan to adjourn, second by Eckmann. Ayes: Eckmann, Skrivan, Wilson. Nays: none. Absent: Hunhoff. Meeting adjourned at 8:17 p.m.

Lyndsy Jenness
City Administrator

Jim Cripe
Mayor