MARCH 11, 2015

The Mayor and City Council of the City of Syracuse, Nebraska met at 6:00 P.M. on March 11, 2015 for their regular meeting in the Syracuse Public Library meeting room at 480 5th Street. Present were Mayor Ortiz, Council members Gigstad, Dettmer, Britton and Henke. Notice of meeting was given by posting in three places. A copy of the posting notice and acknowledgement of notice to the Council is attached to these minutes. Availability of the agenda was communicated in the advance notice. All proceedings hereafter shown were taken while the meeting was open to the public.

Peggy Kuser, City Treasurer, was not able to attend the meeting. Council member Dettmer made the motion to approve the treasurer's report and the following claims, second by Henke. Roll Call: Yeas: Dettmer, Britton, Henke, Gigstad. Nays: None.

AFLAC	591.72
American Public Power Assoc.	1,018.78
Awards Unlimited, Inc.	41.91
B & B Pump N Go, Inc.	310.39
B & B Pump N Go, Inc.	1,019.96
Bound Tree Medical, LLC	6,271.43
Bound Tree Medical, LLC	53.30
Brandt, Horan, Hallstrom & Stilmock	1,744.35
BTE Corporation	2,650.00
Chuck's Computer Service	50.00
Cardmember Service	961.76
City of Syracuse	843.05
Combined Revenue Bonds Pri. & Int.	25,000.00
Country Living	17.00
Dearborn National Life Ins. Co.	158.24
Double Day	106.46
Dutton Lainson Co.	4,612.32
Eakes Office Plus	130.96
Eldon Halm	88.55
EMS Billing Services, Inc.	1,235.94
Environmental Analysis South, Inc.	30.00
Farmers' Cooperative	12.70
Gatehouse Media Nebraska Holdings, Inc.	290.96
Good Houskeeping	24.97
Granneman Agency	200.00
Hawkin's, Inc.	354.79
Ingram Library Services	511.36
Jason LaFollette	455.00
JEO Consulting Group, Inc.	3,645.00
Julie Slafrer	124.84
John Palmtag	100.00
Kastens Electric LLC	45.00
Konica Minolta business Solutions	536.81
Kriz Davis Co.	828.94
Larry Neemann	14.06
League Assoc. of Risk Management	1,908.99
Lincoln Journal Star	1,872.42
Matheson Tri-Gas, Inc.	96.78
Mitchell Stubbendick	83.81
Municipal Supply Inc. of NE	742.73
Nebraska City Utilities	1,767.50
NMPP	144.52

NE Public Health Env. Lab.	240.00
NMC Exchange LLC	192.00
Omaha Public Power District	112,836.46
One Call Concepts, Inc.	7.75
Otoe County	15,000.00
Papillion Sanitation	703.58
Peggy Kuser PCA	850.00
Percival Culligan Water	17.75
Petty Cash	38.59
Prevention	24.00
Roy Bretthorst	53.80
Shaffer Communications	38.50
Southeast Girls Softball League	860.00
Sparling Instruments, Inc.	854.03
Stutheit Imlement	10,350.57
	266.96
Synchrony Bank/Amazon	78.92
Syracuse Do It Best	
Syracuse Do It Best	51.99
Syracuse Do It Best	5.29
Syracuse Iron Works	135.16
Syracuse Lumber	286.10
Syracuse Motor Supply	435.67
Syracuse Vet. Service	187.02
Syracuse Vol. Fire Dept.	417.50
Terry's Family Foods	79.37
The Added Touch	52.90
Tim Antes	33.87
Tree City Tees	18.00
Trugreen	526.11
United Healthcare	12,774.00
US Postal Service	220.00
Utility Service Co, Inc.	19,016.64
Verizon Wireless	332.85
Western Area Power Administration	3,712.97
Windstream	1,325.47
Windstream	233.25
Ethan Zastera	125.00
Jeff Zoller	80.00
Jeff Zoller	100.00
Jon Voorhees	100.00
Jason LaFollette	39.02
Jason LaFollette	616.72
Jason LaFollette	36.07
Krista Sisco	125.00
Micah Buller	100.00
Michelle Zoller	125.00
Monty Roberts	25.00
Tashia Buller	100.00
Tyler Schwindt	125.00
Dylan Aylward	50.00
James Conradi	
Jill Crook	50.00
	100.00
Kari Schroeder	200.00
Kyle Kreifels	50.00
Scott Hrabik	50.00
Taylor Cameron	100.00
Highway Allocations Bonds	11,802.50
US Postal Service	318.69

Connie Albers	88.66
Todd Aksamit	1,829.16
Susan Antes	1,268.15
Timothy Antes	115.44
Carolyn Bremer	183.87
Roy Bretthorst	131.59
Alan Britton	138.52
Garry Carman	2,481.74
Deborah Dettmer	138.52
Kelly Farmer	1,863.31
Caleb Frede	115.44
Alfred Gigstad	138.52
Carol Graham	92.35
Eldon Halm	115.44
Eldon Halm	2,199.01
Derek Harms `	2,041.61
Kristina Henke	138.52
Peggy Hobscheidt	1,814.24
Karen Kimpel	147.76
Jason LaFollette	2,048.46
Carol Linquist	115.44
Shayna Murrell	1,739.34
Cassandra Oestmann	200.34
Tomas Ortiz	461.75
Julie Slafter	1,415.35
Richard Sitzman	115.44
Mitchell Stubbendick	2,355.64
Jeffery Vogt	2,629.84
Timothy Wilson	115.44

SHERIFF REPORT -Chief Deputy Mike Holland was unable to attend the meeting. There were 55 calls in March, 20 being Rescue calls.

LIBRARY REPORT – Report presented by Librarian Sue Antes. Librarian Antes reported that there are 30 children attending Story Hour. The art work donated by Jim Aden has arrived and is hanging on the south wall of the Library.

Librarian Antes stated that the statue Going Home has arrived and is for now being displayed in the coffee area at the Library. The main statue for the front of the building will arrive in May.

Librarian Antes reported that one of her venders will be requiring a credit card for all purchases. Mayor Ortiz instructed City Clerk Hobscheidt to add Librarian Antes to the City credit card account.

PARKS & RECREATION REPORT – Park Manager Todd Aksamit presented the Park report. Park Manager Aksamit informed Mayor and Council that the new mower has been delivered.

Manager Aksamit stated that Nick Eby of Pioneer Underground Sprinklers was at the Sports Complex and took well samples and will be checking on what can be done to reduce the amount of iron in the irrigation wells. If the filtration system is not the answer to the iron problem, a chemical can be put in the system every two weeks to help decrease the amount of iron.

Council member Gigstad thought that Manager Aksamit might need to have a chemigation permit to put chemicals in the well, he will check with NRD and report back to Manager Aksamit.

Park Manager Aksamit informed Mayor and Council that he could either close the playground or he could remove the damaged poles and netting. Aksamit stated that they are in the process of working with the netting company and Syracuse Iron Works to get the poles repaired. Mayor and Council both agreed that due to safety reasons, the playground would be closed until poles and netting is repaired.

Recreation Coordinator Shayna Murrell reported that the 3 on 3 basketball is over for the season and she is currently working on softball and T-ball registration and scheduling. As of today, there are 65 girls registered for softball and there will be no 16 & under and 18 & under Recreation teams. The older girls are playing in a more competitive league in Lincoln.

PUBLIC WORKS REPORT – Report presented by Superintendent of Public Works Garry Carman. Superintendent Carman reviewed with Mayor and Council the proposal for electric rate study from David Peterson of JEO Consulting Group, Inc. The fee for services is \$1,500.00.

The proposal will outline expenses and revenue for the electrical system and will include comparison of rates with Omaha Public Power District and surrounding communities of similar size and the projection of any future rate increase for a five year period.

Council member Henke made the motion to approve the proposal from JEO Consulting Group, Inc. for electric rate study in the amount of \$1,500.00, second by Gigstad. Roll Call: Yeas: Britton, Henke, Gigstad, Dettmer. Nays: None.

Superintendent Carman reviewed with Mayor and Council the Southeast Training Agreement with NMPP Energy and the City. The agreement outlines the cost sharing and training services for the southeast Nebraska training group. This group is comprised of the Power Pool, cities, villages and communities in southeast Nebraska for joint planning, cooperation and coordination, to increase the level of training for employees so that utility services will be provide to the consumer in an efficient and safe manner. The yearly fee is \$433.50.

Council member Britton made the motion to enter into the Southeast Training Agreement with NMPP for cost sharing and training services, second by Gigstad. Roll Call: Yeas: Henke, Gigstad, Dettmer, Britton. Nays: None.

Council member Gigstad made the motion to continue the public hearing concerning the following-described real estate: Southwest Quarter (SW ¼) W & S of Railroad Right-of-Way and Southeast Quarter (SE ¼) Northwest Quarter (NW ¼), Section Twenty-two (22), Range Eight (8), Township Eleven (11), Otoe County, Nebraska to change the Comprehensive Plan and Future Land Use Map from Transitional Agricultural to Light Industrial, public hearing on application for a change of zoning designation for the following-described real estate: Southwest Quarter (SW¼) W & S of Railroad Right-of-Way and Southeast Quarter (SE ¼) Northwest Quarter (NW ¼), Section Twenty-two (22), Range Eight (8), Township Eleven (11), Otoe County, Nebraska from TA-1 Transitional Agricultural to I-1 Light Industrial and to Change the official zoning map and public hearing on application for a conditional use permit pursuant to Syracuse Municipal Zoning Code Section 5.13.03.04 Grain storage and Elevators on the following-described real estate: Southwest Quarter (SW ¼) W & S of Railroad Right-of-Way and Southeast Quarter (SE ¼) Northwest Quarter (NW ¼), Section Twenty-two (22), Range Eight (8), Township Eleven (11), Otoe County, Nebraska until the April 8, 2015 at 6:00 P.M., second by Dettmer. Roll Call: Yeas: Dettmer, Britton, Henke, Gigstad. Nays: None.

City Attorney Jerry Stilmock stated that he would like Superintendent of Public Works Garry Carman make a list of all electrical work that needs to be renovated in the Mt.Moriah Lodge meeting room. Item was tabled until April 8, 2015 meeting.

City Attorney Stilmock stated that he has reviewed the finalized updated copy of the Comprehensive Plan as presented by JEO Consulting Group, Inc. City Attorney Stilmock recommends acceptance of the updated Comprehensive Plan.

Council member Britton introduced Ordinance No. 966 entitled: AN ORDINANCE OF THE CITY OF SYRACUSE, OTOE COUNTY, NEBRASKA TO ADOPT AMENDED CHAPTERS AND SECTIONS OF THE COMPREHENSIVE DEVELOPMENT PLAN FOR THE CITY OF SYRACUSE, NEBRASKA; TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES OR SECTIONS; AND TO PROVIDE FOR AN EFFECTIVE DATE; AND TO PROVIDE FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM and moved that the statutory rule requiring reading on three different days be suspended. Council member Henke seconded the motion to suspend the rules and upon roll call on the motion, the following Council members voted YEA: Britton,

Henke, Gigstad, Dettmer. The following voted NAY: None. The motion to suspend the rules was adopted by three-fourths of the City Council, and the statutory rule was declared suspended for consideration of said ordinance.

Said ordinance was then read by title, and thereafter Council member Henke moved for final passage of the ordinance which motion was seconded by Council member Dettmer. The Mayor then stated the question, "Shall Ordinance No. 966 be passed and adopted?" Upon roll call vote the following Council members voted YEA: Henke, Gigstad, Dettmer, Britton. The following Council members voted NAY: None. The passage and adoption of said ordinance, having been concurred in by a majority of all members of the City Council, the Mayor declared the ordinance adopted, and the Mayor in the presence of the City Council, signed and approved the ordinance, and the Clerk attested the passage and approval of the same and affixed her signature thereto.

A true, correct and complete copy of said ordinance is attached hereto and made a part hereof by reference.

Mayor Ortiz opened the public hearing on application on amendment to Section 4.13.01 to amend that portion which refers to Radio/Television Towers to read as follows: Radio/Television/Broadcast/ Cellular towers no more than 150 feet in height and to change the word "access" to the word "excess" as it appears in such section.

Mark Kohler of SMJ International o/b/o Verizon appeared before Mayor and Council to request the amendment of Municipal Code to increase the height of Radio/Television/Broadcast/Cellular towers to no more than 150 feet in height. The present height of Radio/Television/Broadcast/ Cellular towers allowed is 125 feet.

Mr. Kohler stated that the tower itself will be only 150 feet, but with the lighting rod the tower height will be 158 feet. Mayor and Council did not have any problem with additional height for lighting rod.

Mr. Kohler also informed Mayor and Council that they will be conforming to City requirements on height and material on fencing. The fence will be 6 feet in height and be a chain link fence.

The request for amendment has been approved by the Syracuse Planning Commission.

Mayor Ortiz closed the public hearing.

Council member Henke introduced Ordinance No. 967 entitled: AN ORDINANCE OF THE CITY OF SYRACUSE, OTOE COUNTY, NEBRASKA TO AMEND ARTICLE 4, GENERAL PROVISIONS, SECTION 4.13 PERMITTED MODIFICATIONS OF HEIGHT REGULATIONS, OF THE ZONING ORDINANCES TO ALLOW HEIT LIMITATIONS FOR CERTAIN TOWERS NO MORE THAN 150 FEET; TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES OR SECTIONS; AND TO PROVIDE FOR AN EFFECTIVE DATE and moved that the statutory rule requiring reading on three different days be suspended. Council member Gigstad seconded the motion to suspend the rules and upon roll call on the motion, the following Council members voted YEA: Britton, Henke, Gigstad, Dettmer. The following voted NAY: None. The motion to suspend the rules was adopted by three-fourths of the City Council, and the statutory rule was declared suspended for consideration of said ordinance.

Said ordinance was then read by title, and thereafter Council member Gigstad moved for final passage of the ordinance which motion was seconded by Council member Dettmer. The Mayor then stated the question, "Shall Ordinance No. 967 be passed and adopted?" Upon roll call vote the following Council members voted YEA: Henke, Gigstad, Dettmer, Britton. The following Council members voted NAY: None. The passage and adoption of said ordinance, having been concurred in by a majority of all members of the City Council, the Mayor declared the ordinance adopted, and the Mayor in the presence of the City Council, signed and approved the ordinance, and the Clerk attested the passage and approval of the same and affixed her signature thereto.

A true, correct and complete copy of said ordinance is attached hereto and made a part hereof by reference.

Mayor Ortiz opened the public hearing on application on amendment to Section 7.10.06.01 to amend the first two sentences of such section to require setbacks to be increased 1 foot for every 2 feet in excess of the maximum height requirement for the given zoning district.

City Attorney Stilmock informed Mayor and Council that this amendment is a correction of City Code. The current code has two difference footage requirements in Section 7.10.06.01. The correction will change the section to require setbacks to be increased 1 foot for every 2 feet in excess of the maximum height requirement for the given zoning district.

The correction has been approved by the Syracuse Planning Commission.

Mayor Ortiz closed the public hearing.

Council member Henke introduced Ordinance No. 968 entitled: AN ORDINANCE OF THE CITY OF SYRACUSE, OTOE COUNTY, NEBRASKA TO AMEND ARTICLE 7, SUPPLEMENTAL REGULATIONS, SECTION 7.10, WIRELESS COMMUNICATION TOWERS, TO CHANGE THE SETBACK REQUIREMENTS, OF THE ZONING ORDINANCES; TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES OR SECTIONS; AND TO PROVIDE FOR AN EFFECTIVE DATE, and moved that the statutory rule requiring reading on three different days be suspended. Council member Dettmer seconded the motion to suspend the rules and upon roll call on the motion, the following Council members voted YEA: Britton, Henke, Gigstad, Dettmer. The following voted NAY: None. The motion to suspend the rules was adopted by three-fourths of the City Council, and the statutory rule was declared suspended for consideration of said ordinance.

Said ordinance was then read by title, and thereafter Council member Henke moved for final passage of the ordinance which motion was seconded by Council member Dettmer. The Mayor then stated the question, "Shall Ordinance No. 968 be passed and adopted?" Upon roll call vote the following Council members voted YEA: Henke, Gigstad, Dettmer, Britton. The following Council members voted NAY: None. The passage and adoption of said ordinance, having been concurred in by a majority of all members of the City Council, the Mayor declared the ordinance adopted, and the Mayor in the presence of the City Council, signed and approved the ordinance, and the Clerk attested the passage and approval of the same and affixed her signature thereto.

A true, correct and complete copy of said ordinance is attached hereto and made a part hereof by reference.

Mayor Ortiz opened the public hearing on application for a conditional use permit pursuant to Syracuse Municipal Zoning Code Section 5.13.03.01 to construct a 150 foot cellular communication tower of the following described real estate: Tract of land located in the South One-half (S ½) of the Southwest Quarter (SW¼) point of beginning commencing 715 feet east of the Southwest corner of Section 10, Range 8, Township 11 less part of Zahn 3rd Subdivision 5.06 acres, Syracuse, Otoe County, Nebraska.

Mark Kohler of SMJ International o/b/o Verizon appeared before Mayor and Council to request a conditional use to construct a 150 foot cellular communication tower on the above mentioned described real estate.

SMJ International o/b/o Verizon has submitted an affidavit that there is not another tower in a one mile radius where they could attach an antenna.

Mr. Kohler submitted new drawings showing that they are now in compliance with City Municipal Code. The drawings will be marked Exhibit 1 and become a part the record.

The conditional use has been approved by the Syracuse Planning Commission.

Mayor Ortiz closed the public hearing.

Council member Britton introduced Ordinance No. 969 entitled: AN ORDINANCE OF THE CITY OF SYRACUSE, OTOE COUNTY, NEBRASKA GRANTING A CONDITIONAL USE

PERMIT/TOWER DEVELOPMENT PERMIT AUTHORIZING THE CONDITIONAL USE OF A 150 FOOT CELLULAR COMMUNICATION TOWER ON THE FOLLOWING-DESCRIBED REAL ESTATE: A TRACT OF LAND LOCATED IN THE SOUTH HALF (S ½) OF THE SOUTHWEST QUARTER (SW ¼) OF SECTION TEN (10), TOWNSHIP EIGHT (8), RANGE ELEVEN (11), OTOE COUNTY, NBEBRASKA, POINT OF BEGINNING COMMENCING 715 FEET EAST OF THE SOUTHWEST CORNER, LESS PART OF ZAHN 3RD SUBDIVISION, SYRACUSE, OTOE COUTNY, NEBRASKA, CONTAINING 5.06 ACRES, TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES OR SECTIONS; TO PROVIDE FOR AN EFFECTIVE DATE and moved that the statutory rule requiring reading on three different days be suspended. Council member Henke seconded the motion to suspend the rules and upon roll call on the motion, the following Council members voted YEA: Britton, Henke, Gigstad, Dettmer. The following voted NAY: None. The motion to suspend the rules was adopted by three-fourths of the City Council, and the statutory rule was declared suspended for consideration of said ordinance.

Said ordinance was then read by title, and thereafter Council member Britton moved for final passage of the ordinance which motion was seconded by Council member Henke. The Mayor then stated the question, "Shall Ordinance No. 969 be passed and adopted?" Upon roll call vote the following Council members voted YEA: Henke, Gigstad, Dettmer, Britton. The following Council members voted NAY: None. The passage and adoption of said ordinance, having been concurred in by a majority of all members of the City Council, the Mayor declared the ordinance adopted, and the Mayor in the presence of the City Council, signed and approved the ordinance, and the Clerk attested the passage and approval of the same and affixed her signature thereto.

A true, correct and complete copy of said ordinance is attached hereto and made a part hereof by reference.

Mayor and Council reviewed the 2013-2014 City audit submitted by Ritterbush & Piotrowski, LLC. There were no problems or abnormalities in the audit.

Council member Dettmer made the motion to accept the 2013-2014 City audit submitted by Ritterbush & Piotrowski, LLC. second by Gigstad. Roll Call: Yeas: Gigstad, Dettmer, Britton, Henke. Nays: None.

As requested at February City Council meeting, City Attorney Stilmock has prepared the resolution for the adoption of the Employee Step Program and Job Descriptions. The Employee Step Program will be marked Exhibit 1 and the Job Descriptions will be Exhibit 2.

Council member Henke made the motion to adopt RESOLUTION NO. 15-4 with an effective date of March 11, 2015: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SYRACUSE, OTOE COUNTY, NEBRASKA, TO ESTABLISH AND ADOPT THE CITY FO SYRACUSE, NEBRASKA STEP PAY PLAN AND EMPLOYEE POSITION DESCRIPTIONS; TO PROVIDE FOR THE REPEAL OF CONFLICTING RESOLUTIONS; AND TO PROVIDE FOR AN EFFECTIVE DATE, second by Dettmer. Roll Call: Yeas: Gigstad, Dettmer, Henke, Britton. Nays: None.

A true, correct and complete copy of said resolution is attached hereto and made a part hereof by reference.

Mayor Ortiz stated that his has not had any additional communication with Midwest Sound & Lighting for the new system for Council Chambers and may turn that project over to one of the Office Clerks.

Mayor and Council reviewed that bid received from Zahn Construction for the renovation of Council Chambers. The bid for \$5,703.96 includes the replacing of hardware, pads and lighting, all work on the heat runs and vents into the Sheriff's office and the repair of the east wall in the Sheriff's office.

Council member Britton made the motion to accept the bid from Zahn Construction in the amount of \$5,703.96 for renovation of Council Chambers, second by Henke. Roll Call: Yeas: Dettmer, Britton, Henke, Gigstad. Nays: None.

Mayor and Council reviewed the proposal from Bockmann Inc. for asbestos removal at 325 6th Street. Bockmann will remove and dispose of 260 square feet of asbestos floor tile from rooms on the east side of the first floor for a fee of \$685.00.

Council member Gigstad made the motion to accept the proposal from Bockmann Inc. for the removal of asbestos at 325 6th Street for a fee of \$685.00, second by Dettmer. Roll Call: Yeas: Dettmer, Britton, Henke, Gigstad. Nays: None.

City Attorney Stilmock stated that he would need to contact the owners of the property and obtain a release to proceed with asbestos removal as the current release is for testing only.

Carolyn Gigstad appeared before Mayor and Council to discuss the use of a golf cart on City streets during Bran on June 12, 2015. The bicycle riders will be staying in Syracuse overnight on the football field and in Williams Park. The Syracuse Chamber of Commerce will be providing dinner and breakfast on June 13th.

One of the implement dealers has donated a tractor and hayrack to transport the riders to the downtown area and other parts of the City. Mrs. Gigstad is requesting that she be allowed to drive golf cart around the city in order to make sure that everything is running smoothly and that the bike riders do not have any problems.

City Attorney Stilmock stated that State Statue does not allow golf carts to be driven on City streets. City ordinance does allow for the driving of UTV/ATV on City streets. Mrs. Gigstad was told that ET Polaris has obtained a dealer permit and she might consider contacting the owner to see if he would be willing to donate a UTV/ATV for the day.

Council member Gigstad made the motion to approve the request for Special Designated Liquor License for Otoe County Agricultural Society for wedding reception at the Fair Center on May 30, 2015, second by Dettmer. Roll Call: Yeas: Britton, Henke, Gigstad, Dettmer. Nays: None.

Council member Dettmer made the motion to go into closed session at 7:32 P.M. to discuss personnel, second by Henke. Roll Call: Yeas: Henke, Gigstad, Dettmer, Britton. Nays: None.

Council member Britton made the motion to go out of closed session at 8:18 P.M., second by Gigstad. Roll Call: Yeas: Dettmer, Britton, Henke, Gigstad. Nays: None.

Council member Henke made the motion to adjourn at 8:19 P.M, second by Dettmer. Roll Call: Yeas: Briton, Henke, Gigstad, Dettmer. Nays: None.

I the undersigned Clerk hereby certify that the foregoing is a true and correct copy of the proceedings had and done by the Mayor and Council; that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting; kept continually and available for inspection at the office of the City Clerk; that such subjects were contained in the said agenda for at least twenty-four hours prior to the said meeting; that at least one copy of the

reproducible material discussed at the meeting was available at the meeting for the examination and copying by members of the public; that the said minutes were in written form and available for public inspection within ten working days or prior to the next convened meeting of the body; that all news media requesting notification concerning time and place of said body were provided advance notification of time and place of said meeting and subjects to be discussed at said meeting.

	Don Oak
City Clerk	Mayor