

REGULAR MEETING
CITY COUNCIL

JUNE 11, 2014

The Mayor and City Council of the City of Syracuse, Nebraska met at 6:00 P.M. on June 11, 2014 for their regular meeting in Council Chambers at 495 Midland Street. Present were Mayor Ortiz, Council members Lyon, Dettmer, Lutjemeyer 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.

City Treasurer Peggy Kuser was unable to attend the meeting. Council member Henke made the motion to approve the treasurer's report and the following claims, second by Lutjemeyer. Roll Call: Yeas: Dettmer, Lutjemeyer, Henke, Lyon. Nays: None.

A-1 Locksmith	208.25
AFLAC	565.70
All Roads Barricades, Inc.	328.36
Alyx Beckmann	75.00
Allied Refuse Service	473.19
Aqua-Chem, Inc.	1,301.04
B & B Pump N Go, Inc.	2,087.68
B & B Pump N Go, Inc.	377.95
B & J's Family Restaurant & Lounge	93.37
Biblionix, LLC	200.00
Beth Isaacs	75.00
Blaine Reed	50.00
Bound Tree Medical, LLC	1,611.41
Brandt, Horan, Hallstrom & Stilmock	2,254.25
Cardmember Service	2,087.78
Cassi Rippe	135.00
Cassi Rippe	75.00
City of Syracuse	791.28
City of Syracuse	82.56
Coleman Orchard	32.50
Combined Revenue Bonds Pri. & Int.	25,000.00
Dana Anderson	1,050.00
Darold Grundman	200.00
Danko Emergency Equipment Co.	99.00
David Foley	215.00
David Partsch	100.00
Dearborn National Life Ins. Co.	202.96
Deb Dettmer	75.00
Double Day	323.91
Dutton Lainson Co.	1,422.36
EMS Billing Services, Inc.	1,958.80
Environmental Analysis South, Inc.	55.00
Farmers Cooperative	13.60
Farner-Bocken Company	424.25
Ferrellgas, Inc.	690.26
Fireguard, Inc.	207.40
Friends of the Library	100.00
Garry Carman	73.96
Gatehouse Media Nebraska Holdings, Inc.	589.80
General Fund	25.00
General Fund	255.00
GE Money Bank/Amazon	353.17
Gloria Richman	125.00

Grant Aden	70.00
Grant Aden	75.00
Hank's Garage	18.00
Hawkins, Inc.	216.11
Hein Construction Co.	12,073.44
House Beautiful	15.97
Ingram Library Services	332.39
Jason LaFollette	48.71
Jason LaFollette	78.04
JEO Consulting Group, Inc.	881.00
Kastens Ford, LTD	132.36
Kaylee Meyer	60.00
Keim Farm Equipment	127.13
Kelly Farmer	288.67
Ken Aden	75.00
Ken Aden	75.00
Kent Antes	2,700.00
Kriz-Davis Co.	274.78
League Association of Risk Management	44,089.00
Liberty National Life Ins. Company	24.00
Mannschreck Mowing	75.00
MES-Midam	599.00
Micro Marketing Assoc.	91.74
Midwest Laboratories, Inc.	88.31
Midwest Underground, Inc.	528.50
Mike's Window Service, LLC	80.94
Morgan Mueller	155.00
Municipal Service & Supply	4,902.62
Municipal Supply Inc. of NE	2,782.44
Nebraska City Utilities	395.33
Nebraska City Utilities	47.85
NE Public Health Environmental Lab.	48.00
NMC Exchange, LLC	192.00
Northern Safety & Industrial	56.40
Omaha Public Power District	107,821.27
Omaha Public Power District	5,825.00
One Call Concepts, Inc.	27.00
Otoe County	15,000.00
Otoe County Register of Deeds	22.00
Peggy Kuser, CPA	595.00
Pepsi Cola of Lincoln	1,886.00
Percival Culligan Water	26.50
Phillips Healthcare	112.00
Pioneer Underground Sprinklers	6,824.40
Preceptor Tau	307.44
Rachel Nordhues	160.00
Riley Stubbendeck	65.00
Riley Stubbendeck	75.00
Petty Cash	46.92
Petty Cash Parks & Rec.	900.00
R-F-D Sales Co.	983.00
Rob Shipps	500.00
Roy Bretthorst	53.80
Sam's Club/GECRB	89.76
Senegal Specialty Contracting, LLC	20,394.00
St. Paulinus Catholic Church	2,050.15
Staack Furniture & Carpet	149.00
Stutheit Implement	18.12
Syracuse Do It Best	216.55

Syracuse Do It Best	149.00
Syracuse Iron Works	91.33
Syracuse Motor Supply	334.10
Syracuse Vet. Service	62.34
Syracuse Vol. Fire Dept.	406.76
Tenant's Deposit	300.00
Tennant Sales & Service Company	1,210.16
Tim Antes	15.47
Tri-State Office Products	116.90
United Healthcare	13,747.54
USA Postal Service	112.00
Verizon Wireless	133.48
Windstream	1,142.40
Windstream	45.60
Windstream	178.94
Western Area Power Administration	2,213.43
Woman's Day	19.97
US Postal Service	320.96
Verizon Wireless	309.50
Todd Aksamit	2,005.13
Shayna Aksamit	153.50
Susan Antes	1,350.08
Tim Antes	115.44
Carolyn Bremer	183.03
Roy Bretthorst	348.72
Garry Carman	2,624.83
Deborah Dettmer	92.35
Kelly Farmer	1,754.20
Calab Frede	115.44
Carol Graham	92.35
Eldon Halm	115.44
Eldon Halm	1,914.77
Kristy Henke	92.35
Peggy Hobscheidt	1,714.74
Jason LaFollette	1,833.04
Jordon Lechner	180.93
Carol Linquist	115.44
Chris Lutjemeyer	92.35
Lynn Lyon	92.35
Cassandra Oestmann	20.08
Tomas Ortiz	369.40
Julie Slafter	1,449.85
Richard Sitzman	115.44
Mitchell Stubbendick	2,010.49
Jeffery Vogt	2,288.26
Timothy Wilson	115.44
Dale Young	963.28

SHERIFF REPORT – Report presented by Chief Deputy Mike Holland. The report log showed 92 calls for May, 27 being Rescue calls. Chief Deputy Holland reported that the Sheriff's office participated in "Click It or Ticket It" traffic stops on May 27th.

PARKS & RECREATION REPORT – Park Manager Todd Aksamit reported that the spraying of the soccer field is completed and he feels that the games can be played on the fields this fall.

Ron Ross has fertilized and entire complex and will be back on the 13th for a second application.

Recreation Coordinator Shayna Aksamit reported that things are running smoothly at the swimming pool. There are only two life guards that need to take certification classes. There are currently 100 children enrolled in swimming lessons.

Tee ball has begun and they will practice during the month of June and have tournament games to end the season.

Council member Lyon made the motion to approve Shayna Aksmait as Recreation Coordinator and requested that all Council members and employees show their support, second by Lutjemeyer. Roll Call: Yeas: Lyon, Dettmer, Lutjemeyer, Henke. Nays: None.

Council member Lyon questioned why the lock on the Maintenance Room was changed and why the Council was not notified. Mayor Ortiz reported that there have been numerous problems with the ball field lights. Coaches manually turn on the lights and leave the complex and City employee have to go down to complex and manually turn off lights; individual was discovered in Maintenance Room pushing switches on irrigation board and the next day the irrigation system not working and numerous other problems with unauthorized personnel in the room.

Mayor Ortiz stated that there are no plans to remove the keys from the light panel, unless there is no other recourse.

Mayor Ortiz stated that if any additional changes are made at the complex, he will notify the Council.

PUBLIC WORKS REPORT – Superintendent of Public Works Garry Carman was on vacation and unable to attend meeting.

John Trecek of Ameritas Investment Corp. appeared before Mayor and Council to review the refunding of Combined Revenue Refunding Bonds, 2009 Series. The new bond issue will be for \$1,300,000.00 and have a net saving to the City of \$112,394.79. The average interest rate over bond life will be 1.789%.

Council member Lutjemeyer made the motion to adopt Resolution 14-11 for call for payment of Combined Revenue Refunding Bonds, 2009 Series, second by Henke. Roll Call: Yeas: Lutjemeyer, Henke, Lyon, Dettmer. Nays: None.

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

Council member Lyon made the motion to introduce Ordinance No. 954: AN ORDINANCE AUTHORIZING THE ISSUANCE OF COMBINED REVENUE REFUNDING BONDS, 2014 SERIES, OF THE CITY OF SYRACUSE, NEBRASKA, IN THE PRINCIPAL AMOUNT OF ONE MILLION THREE HUNDRED THOUSAND DOLLARS (\$1,300,000) FOR THE PURPOSE OF PAYING CERTAIN OUTSTANDING BONDS OF THE CITY; PRESCRIBING THE FORM OF SAID BONDS; PLEDGING AND HYPOTHECATING THE REVENUES AND EARNINGS OF THE ELECTRIC LIGHT AND POWER PLANT AND DISTRIBUTION SYSTEM, THE WATERWORKS PLANT AND DISTRIBUTION SYSTEM, AND THE SANITARY SEWER PLANT AND SYSTEM OWNED BY THE CITY FOR THE PAYMENT OF SAID BONDS; ENTERING INTO A CONTRACT ON BEHALF OF THE CITY WITH THE HOLDERS OF SAID BONDS; PROVIDING FOR THE SALE OF THE BONDS; AUTHORIZING THE DELIVERY OF THE BONDS TO THE PURCHASER, PROVIDING FOR THE DISPOSITION OF THE BOND PROCEEDS AND ORDERING THE ORDINANCE PUBLISHED IN PAMPHLET FORM 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: Dettmer, Lutjemeyer, Henke, Lyon. 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 Lutjemeyer. The Mayor then stated the question, "Shall Ordinance No. 954 be passed and adopted?" Upon roll call vote the following Council members voted YEA: Lyon, Dettmer, Lutjemeyer, Henke. 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 reported to Council that Baragary Construction will pave the alley between Thorne and Plum Street and 5th and 6th Street for \$20,000. Mayor Ortiz stated that Bobbi Nannen, owners of the Green Room, would like to be contacted and would like to have the drain located on their property corrected at that time.

Council member Lutjemeyer made the motion to accept the bid of \$20,000 from Baragary Construction for the paving of the alley between Thorne and Plum Street and 5th and 6th Street, second by Henke. Roll Call: Yeas: Dettmer, Lutjemeyer, Henke, Lyon. Nays: None.

Mayor Ortiz will instruct Superintendent Carman to contact Bobbi Nannen before paving begins.

Mayor Ortiz reported to Council that Superintendent Carman would like to hire another electrician for the Public Works Department. The starting hourly wage would be \$16.15 per hour.

Council member Lyon made the motion to approve the advertising for electrician for the Public Works Department with a starting salary of \$16.15 per hour, second by Dettmer. Roll Call: Yeas: Lutjemeyer, Henke, Lyon, Dettmer. Nays: None.

Discussion and Ordinance No. 946 on cable television franchise fee and Resolution 14-08 pole attachment agreement with Zito Midwest, LLC was tabled due to City Attorney Jerry Stilmock being unable to attend the meeting.

Discussion on proposal from JEO Consulting Group, Inc. on updating of Comprehensive Plan was tabled due to City Attorney Jerry Stilmock being unable to attend the meeting.

Mayor Ortiz opened the public hearing on 2014 Application for Nebraska Affordable Housing Program Funds – 2014 CDBG Housing Rehab Grant Application. Lisa Beethe of SENDD reported that the purpose of this program is rehabilitation of substandard single family home through a combination of Conditional Grant and Deferred Loan through the Community Development Block Grant program. The application is for 10 housing units in the amount of \$310,000.00 and the applicants would need to meet minimum rehabilitation standards. The application process is currently still open until July 15, 2014.

Mayor Ortiz closed the public hearing.

Council member Lutjemeyer made the motion to approve the 2014 Application for Nebraska Affordable Housing Program Funds – 2014 CDBG Housing Rehab Grant Application, second by Lyon. Roll Call: Yeas: Dettmer, Lutjemeyer, Henke, Lyon. Nays: None.

Council member Lutjemeyer made the motion to adopt Resolution 14-12 authorizing Chief Elected Official to sign an application for Nebraska Affordable Housing Program Funds – 2014 CDBG Housing Rehab Grant, second by Henke. Roll Call: Yeas: Lutjemeyer, Henke, Lyon, Dettmer. Nays: None.

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

Lisa Beethe of SENDD reviewed with Mayor and Council the Housing Rehabilitation Program Guidelines. The guidelines outline the income guidelines, residency requirements, application process and interview process.

Council member Lyon made the motion to adopt the Housing Rehabilitation Program Guidelines, second by Dettmer. Roll Call: Yeas: Henke, Lyon, Dettmer, Lutjemeyer. Nays: None.

Lisa Beethe of SENDD reviewed the Lead Based Paint Procedures. The program will consider bids from general contractors who have either completed the HUD sponsored "Lead-Safe Practice Training Course" or from contractors who have agreed to attend/complete the training. Also, SENDD staff members who have successfully completed the necessary coursework and training and are certified paint Inspector and Risk Assessors.

Council member Henke made the motion to adopt the Lead Based Paint Procedures, second by Lyon. Roll Call: Yeas: Lyon, Dettmer, Lutjemeyer, Henke. Nays: None.

Mark Easter of Easter & Association appeared before Mayor and Council to discuss the additional cost of insuring the water tower. Mr. Easter stated that the cost would be approximately \$2,200 - \$2,400 and the City would need to sign an endorsement to add the water tower to current policy.

Mr. Easter will get the exact cost of insuring the water tower and will get to City Clerk before Special Meeting on July 25th.

Resolution 14-13 on League Association of Risk Management 2014-2015 Renewal Resolution was tabled until July 25th meeting.

Mayor and Council reviewed Ordinance No.955 to amend 2009 International Residential Code. With the adoption of the 2009 International Residential Code, the City will be current with State and Federal residential codes.

Council member Lyon introduced Ordinance No. 955 entitled: AN ORDINANCE OF THE CITY OF SYRACUSE, OTOE COUNTY, NEBRASKA TO AMEND THE 2009 INTERNATIONAL RESIDENTIAL CODE ADOPTED BY REFERENCE BY ORDINANCE NO. 950; 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 Lutjemeyer seconded the motion to suspend the rules and upon roll call on the motion, the following Council members voted YEA: Dettmer, Lutjemeyer, Henke, Lyon. 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. 955 be passed and adopted?" Upon roll call vote the following Council members voted YEA: Lyon, Dettmer, Lutjemeyer, Henke. 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 Ordinance No.956 to amend 2009 International Building Code. With the adoption of the 2009 International Building Code, the City will be current with State and Federal residential codes.

Council member Lutjemeyer introduced Ordinance No. 956 entitled: AN ORDINANCE OF THE CITY OF SYRACUSE, OTOE COUNTY, NEBRASKA TO AMEND THE 2009 INTERNATIONAL BUILDING CODE ADOPTED BY REFERENCE BY ORDINANCE NO. 950; 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: Dettmer, Lutjemeyer, Henke, Lyon. 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 Lyon moved for final passage of the ordinance which motion was seconded by Council member Dettmer. The Mayor then stated the question, "Shall Ordinance No. 956 be passed and adopted?" Upon roll call vote the following Council members voted YEA: Lyon, Dettmer, Lutjemeyer, Henke. 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 discussed the creating of a Board of Appeals. A Board of Appeals would give residents the opinion to appeal the orders, decisions or determination made by the Building Inspector. City Attorney Jerry Stilmock had prepared two opinions for the Mayor and Councils review. Opinion A allows the Board to modify the decision or order of the building inspector or affirm the order of the building inspector. Opinion B, the Board does not has any authority to waiver the requirements of the Building Code, but did the Building Inspector interpreted the code correctly.

Mayor and Council agreed that they would like to discuss the two options more thoroughly with City Attorney Stilmock. Ordinance No. 957 was tabled until June 25, 2014 special meeting.

Resolution 14-14 adopting fees for appeal to the Board of Appeals was tabled until June 25, 2014 special meeting.

Appointment by Mayor and confirmation by Council of 5 members and 2 alternate members to the Board of Appeals was tabled until June 25, 2014 special meeting.

Council member Lutjemeyer made the motion to approve Beer Garden for Germanfest on July 12, 2014 for Triple D's and The Beer Stein and Beer Garden during Otoe County Fair on August 9-13, 2014 for Triple D's, second by Lyon. Roll Call: Yeas: Dettmer, Lutjemeyer, Henke, Lyon. Nays: None.

Council member made the motion to approve Beer Garden for Germanfest on July 12, 2014 for B & J's Bar & Family Restaurant, second by Roll Call: Yeas: Lutjemeyer, Henke, Lyon, Dettmer. Nays: None.

Council member Lyon made the motion to approve the street closing of Mohawk Street from 11th to 12th Street on July 8 – 10, 2014 from 6:00 PM – 9:00 PM for Vacation Bible School on Luther Memorial Church, second by Henke. Roll Call: Yeas: Lutjemeyer, Henke, Lyon, Dettmer. Nays: None.

Council member Lyon requested that approval of employee hiring and dismissal be moved until after the closed session to discuss personnel.

Council member Lyon made the motion to approve Special Designated License for Otoe County Agricultural Society for rehearsal dinner at Fair Center on September 11, 2014, second by Dettmer. Roll Call: Yeas: Henke, Lyon, Dettmer, Lutjemeyer. Nays: None.

Building & Zoning Inspector Roy Bretthorst questioned the City Code on vehicles parking in front yards. City Attorney Stilmock will be requested to review City code.

Council member Lyon made the motion to go into closed session at 7:50 P.M. to discuss personnel, second by Lutjemeyer. Roll Call: Yeas: Lyon, Dettmer, Lutjemeyer, Henke. Nays: None.

Council member Lyon made the motion to go out of closed session at 8:50 P.M., second by Lutjemeyer. Roll Call: Yeas: Dettmer, Lutjemeyer, Henke, Lyon. Nays: None.

Council member Lyon stated that he does not have any additional questions regarding employee hiring and dismissal.

Council member Henke made the motion to adjourn at 8:55 P.M., second by Dettmer. Roll Call: Yeas: Lyon, Dettmer, Lutjemeyer, Henke. 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.


City Clerk


Mayor