

May 14, 2012

The Stromsburg Mayor and City Council met in Regular Session Monday, May 14, 2012 at 6:00 p.m. at the City Office. Advance notice was published in the Polk County News Thursday, May 10, 2012, posted at the City Office, Economy Hometown Market, and the U.S. Post Office Thursday, May 10, 2012, and agendas were hand delivered Friday, May 11, 2012. Members present were Ken Everingham, mayor; Jack Anderson and Pat Powell, councilmembers; Nancy Bryan, city clerk/treasurer; and Lenard Schaefer, public works director. Also present were Kim Brehm, Barb Cranick, Dennis Ditloff, Ron Florea, Marlin Johnson, Martha Johnson, Dwaine Ladwig, Chris Miller, Gordon Mooney, Jim Norman, Gary Pierson, Bud Stanton, and Larry Steele. Dennis Nuttelman, councilmember, and Jim Papik, city attorney, were absent. Ken Everingham, mayor, called the meeting to order and all present recited the Pledge of Allegiance. Mayor Everingham gave notice that a copy of the Open Meetings Act is posted at the back of the room for anyone interested and that forms are available to complete if someone has a future agenda item. There were no changes to the agenda or citizens present with business not scheduled on the agenda. Doug Lamoree, councilmember arrived at 6:02 p.m. Anderson moved, Lamoree seconded, to approve the April 23, 2012 meeting minutes. Anderson and Lamoree voted yes, Powell abstained, Nuttelman absent, motion approved. Lamoree moved, Powell seconded, to approve the April 2012 police report. Anderson, Lamoree, and Powell voted yes, Nuttelman absent, motion approved. Anderson moved, Lamoree seconded, to accept the March 2012 treasurer's report. Anderson, Lamoree, and Powell voted yes, Nuttelman absent, motion approved. Lamoree moved, Powell seconded, to approve the installation of the detention cell for the Elementary Park Subdivision as originally proposed by Miller and Associates with the additions of a concrete base and a grate over the outflow pipe. Anderson, Lamoree, and Powell voted yes, Nuttelman absent, motion approved. Dennis Ditloff, owner of 901 East 7th Street, stated for the record he is opposed to the detention cell. Lamoree moved, Anderson seconded, to approve **Resolution 2012-23** to sell lots 1-22 in the Elementary Park Subdivision. Anderson, Lamoree, and Powell voted yes, Nuttelman absent, motion approved. Lamoree moved, Powell seconded, to send the property owner of 212 East 4th Street a notice giving 10 days to complete clean up of the property or the City will proceed to have the property cleaned up. The notice will also advise the owner items are encroaching on city property. Anderson, Lamoree, and Powell voted yes, Nuttelman absent, motion approved. Jim Papik, city attorney, arrived at 6:45 p.m. Lamoree moved, Anderson seconded, to go into executive session at 6:55 p.m. to protect the public interest to discuss possible future legal action concerning the swimming pool. Anderson, Lamoree, and Powell voted yes, Nuttelman absent, motion approved. Ken Everingham, mayor, restated the reason for the executive session is to discuss a swimming pool issue. Those present were Jack Anderson, Nancy Bryan, Ken Everingham, Doug Lamoree, Chris Miller, Jim Papik, Pat Powell, Lenard Schaefer, and Larry Steele. Lamoree moved, Powell seconded, to come out of executive session at 7:09 p.m. Anderson, Lamoree, and Powell voted yes, Nuttelman absent, motion approved. Lamoree moved, Powell seconded, to approve reimbursing the pool manager and two pool assistant managers for pool operator training. Anderson, Lamoree, and Powell voted yes, Nuttelman absent, motion approved. Lamoree moved, Powell seconded, to approve sending Nancy Bryan and Kathy Hengelfelt to the 2012 Municipal Accounting and Finance Conference in Kearney, Nebraska June 20-22, 2012. Anderson, Lamoree, and Powell voted yes, Nuttelman absent, motion approved. Lamoree moved, Anderson seconded, to approve paying dues for Nancy Bryan to the

Nebraska City/County Management Association. Anderson, Lamoree, and Powell voted yes, Nuttelman absent, motion approved. Lamoree moved, Powell seconded, to approve sending Yancy Krol to GPS training in Columbus, Nebraska May 17, 2012. Anderson, Lamoree, and Powell voted yes, Nuttelman absent, motion approved. Lamoree moved, Powell seconded, to accept Elaine Westring's resignation from the library board with regrets. Anderson, Lamoree, and Powell voted yes, Nuttelman absent, motion approved. Anderson moved, Lamoree seconded, to approve the following appointments as recommended by Ken Everingham, mayor: Steve Dubas and Wesley Larson to the cemetery board; Margie Berggren to the park committee; Derek Elgin and Judy Buzek to the planning commission; and Derek Elgin and Phil Pelc to the Board of Adjustments. Anderson, Lamoree, and Powell voted yes, Nuttelman absent, motion approved. Lamoree moved, Powell seconded, to go into executive session at 7:30 p.m. to protect the public interest to discuss threatened litigation pertaining to the Elementary Park Subdivision. Anderson, Lamoree, and Powell voted yes, Nuttelman absent, motion approved. Ken Everingham, mayor, restated the reason for executive session is to discuss threatened litigation pertaining to the Elementary Park Subdivision. Those present were Jack Anderson, Nancy Bryan, Ken Everingham, Doug Lamoree, Chris Miller, Jim Papik, Pat Powell, Lenard Schaefer, and Larry Steele. Powell moved, Lamoree seconded, to come out of executive session at 7:47 p.m. Anderson, Lamoree, and Powell voted yes, Nuttelman absent, motion approved. Anderson moved, Powell seconded, to approve the claims. Anderson, Lamoree, and Powell voted yes, Nuttelman absent, motion approved. Claims approved were **May 1, 2012 NET PAYROLL- \$11,983.40; GENERAL & UTILITIES- \$476,171.97** as follows: Gary Allen, rent-\$500.00; Almquist, Maltzahn, Galloway & Luth, P.C., se-\$8,340.00; Ameritas Life Insurance Corp., ins-\$457.88; Ascensus, 401(k) plan contributions & se-\$1,599.29; Baker & Taylor, su-\$205.34; Barco Municipal Products, Inc., su-\$257.26; Blue Cross Blue Shield of Nebraska, ins-\$5,606.06; Nancy Bryan, re-\$18.87; Burg Auto Repair, Inc., se-\$288.24; California Contractors Supply, Inc., su-\$62.80; Casey's General Stores, Inc., su-\$1,499.80; City of Stromsburg, se-\$3,595.48; Colson Masonry, LLC, se-\$7,750.00; Cooperative Benefit Administrators, re & se-\$322.20; Cornerstone Bank, HSA contributions-\$320.00; Cornerstone Bank Trust Dept., pool bond proceeds-\$212,661.16; Steve Dubas, se-\$35.00; Eakes Office, su-\$261.61; Economy Hometown Market, Inc., su-\$192.99; EFTPS, withholding tax-\$3,148.78; Elkhorn Fence, LLC, su-\$46.00; EMP Emergency Medical Products, Inc., su-\$364.72; EMS Billing Services, Inc., se-\$473.92; Ericson Cash Hardware, su-\$535.80; First Health Part D, ins-\$25.10; Fastenal Company, su-\$3.55; Galls, su-\$134.49; Gardener Publishing, su-\$93.20; Gary's Plumbing & Heating, se & su-\$269.56; Goldenrod Insurance Agency, Inc., ins-\$75,686.00; Grain Products Company, Inc., su-\$12.84; Grainger, su-\$264.48; Great Plains One-Call Services, se-\$23.71; Great Plains Pest Management, Inc., se-\$199.50; Groebner & Associates, Inc., su-\$1,710.38; Ruth Hanson, re-\$30.00; Hawkins, Inc., su-\$3,104.58; Heritage Bank, se-\$61.00; Homestead Funds, 457 Plan-\$282.89; In the Swim, su-\$864.80; Industrial Sales, su-\$864.68; International Institute of Municipal Clerks, dues-\$135.00; Jackson Services, Inc., se-\$438.99; John Deere Financial, se-\$50.00; Diana Johnson, ins & re-\$275.04; Kriz-Davis Company, su-\$1,790.20; Stephen F. Lindquist dba Lindquist Oil Company, su-\$938.76; Matheson Tri-Gas, Inc., su-\$56.75; Menards-Columbus, su-\$774.36; Micromarketing, LLC, su-\$62.70; Mueller Sprinklers, se & su-\$63.95; Municipal Supply Inc. of Nebraska, su-\$186.91; Naber's Repair Service, su-\$148.48; National Public Gas Agency, se-\$6,109.62; Nebraska Department of Revenue, withholding tax-\$801.00; Nebraska DOL/Boiler Inspection Program, certificate-\$36.00; Nebraska Public Health Environmental Laboratory, se-\$816.00; Nebraska Sweeping, Inc., se-\$1,573.00; Nebraskaland

Glass, su-\$112.00; Northern Lawn and Underground, Inc., se & su-\$700.22; Perry Noyd dba Perry Noyd Repair, se & su-\$196.13; NRECA, ins admin fees-\$55.62; NRECA Group Benefits Trust, ins-\$561.44; OfficeNet, se-\$366.99; Overland Sand & Gravel, su-\$242.12; James Papik, Attorney at Law, se-\$1,120.00; Penner's Tire and Auto, Inc., su-\$82.43; Duane Peterson, re-\$30.00; Polk County Clerk, contract-\$5,716.48; Polk County Clerk, se-\$5.50; Polk County Crime Stoppers, se-\$300.00; Polk County News, se-\$686.59; Polk County RPPD, se-\$109,589.60; Postmaster, se-\$168.84; Rally Auto Parts, su-\$247.54; Recreonics, su-\$449.08; Susan Rosenbaum, se-\$75.00; RVW, Inc., se-\$571.41; Sargent Drilling, se-\$363.00; Lonney Schlegelmilch dba Schlegelmilch Plumbing & Well Service, su-\$55.60; Southeast Nebraska Development District, tornado siren match-\$4,387.25; Connie Sperling, se-\$460.00; Stromsburg Ball Association, se-\$1,000.00; United Farmers Cooperative, su-\$47.75; Unlimited Welding, se & su-\$159.00; Upstart, su-\$44.70; US Cellular, se-\$232.02; Van Diest Supply Company, su-\$414.60; Jeff Waller, re-\$30.00; Windstream, se-\$755.35; York Electronics, su-\$14.99 and Clark Yungdahl, se-\$500.00. No further business appearing, Powell moved, Anderson seconded, the meeting be adjourned. Anderson, Lamoree, and Powell, voted yes, Nuttelman absent, meeting adjourned at 8:23 p.m. The next meeting of the Stromsburg Mayor and City Council will be Thursday, May 24, 2012 at 12:00 p.m., such meeting being open to the public. An agenda, kept continuously current, is available for public inspection at the office of the City Clerk.

ATTEST:

APPROVED:

City Clerk/Treasurer

Mayor