

July 9, 2012

The Stromsburg Mayor and City Council met in Regular Session Monday, July 9, 2012 at 6:00 p.m. at the City Office. Advance notice was published in the Polk County News Thursday, July 5, 2012, posted at the City Office, Economy Hometown Market, and the U.S. Post Office Thursday, July 5, 2012, and agendas were hand delivered Friday, July 6, 2012. Members present were Ken Everingham, mayor; Jack Anderson, Doug Lamoree, Dennis Nuttelman, and Pat Powell, councilmembers; Nancy Bryan, city clerk/treasurer; and Lenard Schaefer, public works director. Also present were Angel Ewing, Dwaine Ladwig, Chris Miller, and Jim Norman. Jim Papik, city attorney, was 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. Lamoree moved, Anderson seconded, to approve the July 2, 2012 meeting minutes. Anderson, Lamoree, Nuttelman, and Powell voted yes, motion approved. Nuttelman moved, Powell seconded, to accept the May 2012 treasurer's report. Anderson, Lamoree, Nuttelman, and Powell voted yes, motion approved. Anderson moved, Powell seconded, to approve the June 2012 police report. Anderson, Lamoree, Nuttelman, and Powell voted yes, motion approved. Lamoree moved, Nuttelman seconded, to approve Change Order Number 1 for the Elementary Park Subdivision to add a concrete liner to the detention cell and trash racks at a cost of \$8,850.00. The vote was tabled until after legal council could be consulted. Jim Papik, city attorney, arrived at 6:40 p.m. Lamoree moved, Nuttelman seconded, to go into executive session at 6:40 p.m. to protect the public interest to discuss the Dennis Ditloff 8th Street drainage issue. Anderson, Lamoree, Nuttelman, and Powell voted yes, motion approved. Ken Everingham, mayor, restated the reason for the executive session is to protect the public interest to discuss the Dennis Ditloff 8th Street drainage issue. Those present were Jack Anderson, Nancy Bryan, Ken Everingham, Doug Lamoree, Chris Miller, Dennis Nuttelman, Jim Papik, Pat Powell, and Lenard Schaefer. Lamoree moved, Anderson seconded, to come out of executive session at 6:55 p.m. Anderson, Lamoree, Nuttelman, and Powell voted yes, motion approved. Lamoree moved, Powell seconded, to retain Cline Williams Wright Johnson & Oldfather, L.L.P. Attorneys at Law to protect the city's interest in the Dennis Ditloff, Matthew C. Ditloff, and Shari Ditloff litigation. Anderson, Lamoree, Nuttelman, and Powell voted yes, motion approved. The vote for the motion to approve Change Order Number 1 for the Elementary Park Subdivision was taken. Anderson, Lamoree, Nuttelman, and Powell voted yes, motion approved. Powell moved, Lamoree seconded, to accept Audra Jensen's resignation from the ambulance squad effective July 1, 2012 with regrets. Anderson, Lamoree, Nuttelman, and Powell voted yes, motion approved. Lamoree moved, Nuttelman seconded, to approve **Resolution Number 2012-27** to declare the property located at 213 East 3rd Street a nuisance and give the property owner 30-days to finish clean up. Anderson, Lamoree, Nuttelman, and Powell voted yes, motion approved. Lamoree moved, Powell seconded, to approve **Resolution Number 2012-28** to declare 1114 East 4th Street a nuisance and give the property owner 30-days to finish clean up. Anderson, Lamoree, Nuttelman, and Powell voted yes, motion approved. Powell moved, Nuttelman seconded, to go into executive session at 7:58 p.m. to prevent the needless injury of an individual who has not requested a public meeting to discuss an ambulance billing issue. Anderson, Lamoree, Nuttelman, and Powell voted yes, motion approved. Ken Everingham, mayor, restated

the reason for the executive session is to prevent the needless injury to an individual. Those present were Jack Anderson, Nancy Bryan, Angel Ewing, Ken Everingham, Doug Lamoree, Dennis Nuttelman, Jim Papik, Pat Powell, and Lenard Schaefer. Powell moved, Nuttelman seconded, to come out of executive session at 8:08 p.m. Anderson, Lamoree, Nuttelman, and Powell voted yes, motion approved. Nuttelman moved, Lamoree seconded, to give the property owner of 721 Main Street 30-days to complete clean up of the property and if the work is not completed the City will hire someone to complete the work. Anderson, Lamoree, Nuttelman, and Powell yes, motion approved. Nuttelman moved, Anderson seconded, to introduce **Ordinance Number 1052** to set the policy for new 3-phase electrical service and waive the three reading rule. Anderson, Lamoree, Nuttelman, and Powell voted yes, motion approved. Powell moved, Anderson seconded, to approve **Ordinance Number 1052** to set the policy for new 3-phase electrical service. Anderson, Lamoree, Nuttelman, and Powell voted yes, motion approved. Lamoree moved, Powell seconded, to promote Von Nielson, water/sewer employee, to the water commissioner position. Anderson, Lamoree, Nuttelman, and Powell voted yes, motion approved. Nuttelman moved, Lamoree seconded, to approve the claims. Anderson, Lamoree, Nuttelman, and Powell voted yes, motion approved. Claims approved were **July 2, 2012 NET PAYROLL-\$16,368.98; GENERAL & UTILITIES-\$190,984.50** as follows: Gary Allen, rent-\$500.00; Craige Allison, lease-\$312.80; Ameritas Life Insurance Corp., ins-\$422.32; Ascensus, 401(k) plan contributions-\$1,827.82; Baker & Taylor, su-\$185.42; Barnes & Noble, su-\$80.55; Blue Cross Blue Shield of Nebraska, ins-\$3,556.58; Michael Bourke dba Data Tech Computer Services, se-\$525.00; Nancy Bryan, re-\$134.96; California Contractors Supplies, Inc., su-\$179.64; Carl's Skrap, se-\$390.00; Casey's General Stores, Inc., su-\$1,168.00; Christiansen Construction Co., LLC-\$120,254.87; City of Stromsburg, se-\$8,403.93; Cooperative Benefit Administrators, se-\$13.00; Cornerstone Bank, HSA contributions-\$330.00; Cramer Concrete Construction, LLC, se-\$8,044.00; Cross County School, re-\$920.00; Cummins Central Power, LLC, se-\$744.09; Rogene Dickson, re-\$30.00; Steve Dubas, se-\$35.00; Dugan Business Forms, su-\$1,196.24; Dutton-Lainson Company, su-\$51.25; Eakes Office, su-\$92.41; Economy Hometown Market, Inc., su-\$1,018.18; EFTPS, withholding tax-\$4,289.28; Elite Recover Services, Inc., garnishment-\$35.71; EMP Emergency Medical Products, Inc., su-\$262.25; EMS Billing Services, Inc., se-\$755.01; Ericson Cash Hardware, su-\$999.14; Angel Ewing, re-\$124.18; First Health Part D, ins-\$25.10; Gary's Plumbing, se-\$218.00; Goldenrod Insurance Agency, Inc., insurance-\$1,210.00; Great Plains One-Call Services, Inc., se-\$46.80; Great Plains Pest Management, Inc., se-\$199.50; Gregg Johnson Ent., se-\$1,300.00; Groebner & Associates, Inc., su-\$193.04; Jenni Harrington dba Harmony Nursery and Daylily Farm, se & su-\$58.92; Hawkins, Inc., su-\$116.30; Heritage Bank, se-\$61.00; Kathy Hengelfelt, re-\$26.49; Herb's Window Service, se-\$30.00; Homestead Funds, 457 Plan-\$282.13; Industrial Sales, su-\$104.62; Jackson Services, Inc., se-\$472.21; Diana Johnson, ins & re-\$226.54; Kearney Hub, se-\$377.06; Steve Kramer, re-\$30.00; Kriz-Davis Company, su-\$1,277.54; Allen Larson, re-\$30.00; Matheson Tri-Gas, Inc., su-\$56.75; Midwest Service and Sales Co., su-\$255.86; Nebraska Department of Revenue, withholding tax-\$972.19; Nebraska Public Health Environmental Laboratory, se-\$122.00; Nebraska Sweeping, Inc., se-\$1,573.00; Perry Noyd dba Noyd Repair, ser & su-\$655.02; NRECA, Retirement Plan admin fees-\$1,000.00; NRECA, ins admin fees-\$49.25; NRECA Group Benefits Trust, ins-\$504.11; OfficeNet, se-\$57.49; Pieper's Pottys, se-\$75.00; Pitney Bowes, postage-\$600.00; Polk County Clerk, contract-\$5,716.48; Polk County Clerk, se-\$10.50; Polk County News, LLC se-\$232.10; Polk County RPPD, se-\$9,082.87; Postmaster, se-\$166.88; Rally Auto Parts, su-\$216.34; Ramada Inn, se-\$292.00; Kip Riley, re-

\$30.00; RVW, Inc., se-\$752.50; Connie Sperling, se-\$460.00; Sperling Tree Service, se-\$775.00; T&R Service Company, se-\$300.00; United Farmers Cooperative, su-\$103.16; United Industries Incorporated, su-\$341.51; US Cellular, se-\$232.02; Waterloo Tent & Tarp Company, Inc., su-\$708.85; Craig Wilson, se-\$1,199.12; Windstream, se-\$823.66; York Ace Hardware, su-\$53.96; and Clark Yungdahl, se-\$400.00. No further business appearing, Powell moved, Anderson seconded, the meeting be adjourned. Anderson, Lamoree, Nuttelman, and Powell voted yes, meeting adjourned at 9:17 p.m. The next meeting of the Stromsburg Mayor and City Council will be Monday, July 23, 2012 at 6:00 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