A regular meeting of the mayor and city council of the City of Columbus, Nebraska, was convened in open and public session on July 15, 2019, at 7:14 p.m. in the Council Chambers, 1369 25 Avenue, Columbus, Nebraska.

Notice of this meeting was given in advance thereof by publication in the Columbus Telegram, with a copy of the proof of publication being on file in the office of the city clerk. Notice of this meeting was given simultaneously to the mayor and members of the city council, with a copy of the acknowledgement of receipt of notice being on file in the office of the city clerk. Availability of the agenda was communicated in the advance notice and in the notice to the mayor and city council of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the public.

1. **STATEMENT OF COMPLIANCE WITH OPEN MEETINGS ACT AND ROLL CALL:** Mayor Bulkley announced that a copy of the Open Meetings Act is posted in the meeting room. Present were Mayor James Bulkley and Council Members Beth Augustine-Schulte, Charlie Bahr, Troy Hiemer, Rich Jablonski, Dennis Kresha, John Lohr, and Prent Roth. Council Member Ron Schilling was absent and excused. City staff members included City Attorney Neal Valorz, City Administrator Tara Vasicek, City Clerk Janelle Kline, City Engineer Rick Bogus, Public Works Director Chuck Sliva, Community Development Director Dan Curtis, Public Property Director Doug Moore, Finance Director Heather Lindsley, and Library Assistant II Elicia Micek.

2. **PRAYER:** Bahr led in prayer.

3. **NATIONAL ANTHEM AND PLEDGE OF ALLEGIANCE:** Bulkley invited all to join in the National Anthem and Pledge of Allegiance.

4. **CONSENT AGENDA:** Vasicek stated that the following items are considered routine by the city council and will be enacted by one motion. She pointed out that there will be no separate discussion of these items unless a city council member or citizen so requests, in which event the item will be removed from consent status and considered in its normal sequence on the agenda. The items on the consent agenda were approved as presented with a motion by Bahr and a second by Lohr. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted “Aye” and none voted “Nay”. Schilling was absent.

4.A. **Minutes of July 1, 2019, City Council meeting.**

4.B. **Resolution No. R19-105 approving Lease to Hangar Aircraft with Ignite Aero, LLC for Hangar No. 1508-4.** Resolution No. R19-105 is entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, APPROVING THE LEASE TO HANGAR AIRCRAFT WITH IGNITE AERO, LLC (HANGAR NO. 1508-4) AT THE COLUMBUS MUNICIPAL AIRPORT.

4.C. **Resolution No. R19-106 authorizing payment on various improvement**

projects. Resolution No. R19-106 is entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA TO AUTHORIZE AND DIRECT THAT A CHECK BE ISSUED AND MADE PAYABLE TO THE RESPECTIVE CONTRACTOR(S) FOR LABOR, EQUIPMENT, AND MATERIALS FURNISHED FOR IMPROVEMENTS IN THE FOLLOWING DESIGNATED DISTRICTS AND PROJECTS WITHIN THE CITY OF COLUMBUS, ALL AS SET FORTH ON THE ATTACHED CERTIFICATES OF PROGRESS PREPARED BY THE RESPECTIVE SPECIAL ENGINEER, TO WIT: B-D CONSTRUCTION, INC. - POLICE STATION $683,946.57; B-D CONSTRUCTION, INC. - POLICE STATION $582,936.12: BIERMAN CONTRACTING, INC. - E911 COMMUN. CENTER $126,819.30; BIERMAN CONTRACTING, INC. - FRONTIER PARK RESTROOM $51,661.00.

4.D. Finance Department reports.

4.E. Payroll and bills on file. 7/26/19 Payroll $617,902.81; A to Z Messaging – Service 105.00; Ace Hardware & Garden Center – Supplies 1,463.63; Ace Sanitation Service – Service 105.00; Advance Auto Parts – Supplies 446.52; AlphaMedia USA LLC – Advertising 1,575.00; American Legal Publishing Corporation – Service 10.00; Aqua-Chem, Inc. – Chemicals 2,615.20; Aqua-Pure, Inc. – Chemicals 6,664.66; B-D Construction, Inc. – Police Station Facility 1,266,882.69; Barco Municipal Products – Supplies 557.63; Beard-Warren Heating & Air Conditioning – Service 3,514.67; Beatrice Scale Company, Inc. – Supplies 2,891.50; Behlen Towing LLC – Service 2,280.00; Bierman Contracting, Inc. – Frontier Park Restroom 51,661.00; Bierman Contracting, Inc. – E911 Communications Center 126,819.30; Black Hills Energy – Utilities 3,221.86; Richard Bogus – Expenses 91.64; Bomgaars – Supplies 519.92; Brown's Shoe Fit Co. – Supplies 112.00; BS&A Software – Accounting Software 122,710.00; Carolina Software – Service 200.00; Cat's Pro Mow – Service 250.00; Central Parts & Machine – Supplies 374.41; Central Sand & Gravel Company – Supplies 1,286.70; Central Valley Ag Cooperative – Supplies 405.13; Century Link – Utilities 994.63; Club Prophet Systems – Service 90.00; CNC Repair LLC – Service 1,125.71; Columbus Area Chamber of Commerce – Sports and Activities Director 1,666.67; Columbus Area Chamber of Commerce – Supplies 1,500.00; Columbus Custom Embroidery – Service 112.00; Columbus Family Resource Center – Lease Payment 8,925.00; Columbus Plumbing Co. – Supplies 11.25; Columbus Steel Supply, Inc. – Supplies 25.00; Columbus Telegram – Publications 777.54; Columbus Tire & Service, Inc. – Service 15.00; Community Internet – Service 45.00; Connecting Point/Radio Shack – Supplies 867.00; Karen Connell – Expenses 105.14; Consolidated Management Co. – Meals 186.23; Core & Main LP – Supplies 794.04; Cornhusker Public Power District – Utilities 949.25; Culligan of Columbus – Supplies 287.65; Daktronics, Inc. – Service 7,665.00; Danko Emergency Equipment – Supplies 738.55; DTN LLC – Service 747.00; Douglas Dunbar – Contract 6,154.00; Douglas Dunbar – Commissions 6,606.63; Douglas Dunbar – Expenses 1,347.89; Eakes Office Solutions – Supplies

767.41; Edison Lighting Supply & Distribution LLC – Supplies 260.66; Electrical Engineering & Equipment Co. – Supplies 312.94; Electronic Engineering – Supplies 20.60; Enterprise Electric CO/CED – Service 48.00; Fastenal Company – Supplies 620.16; FBG Service Corporation – Supplies 3,093.00; First National Bank Omaha – Expenses 5,587.03; FlowRider, Inc. – Supplies 300.00; Frontier – Utilities 3,307.20; Full Throttle Truck & Trailer Repair LLC – Service 4,088.14; Galls LLC – Supplies 489.86; Gaver Tire & Auto Center, Inc. – Service 145.07; Gehring Construction & Ready-Mix Company – Supplies 934.54; Gerhold Concrete Company, Inc. – Supplies 1,932.81; Great Plains Building Supply – Supplies 25.57; Great Plains Communications – Service 310.00; Grubaugh Auction Service – Refund 361.00; Hadley-Braithwait Company – Supplies 1,375.15; Hawkins, Inc. – Chemicals 1,429.36; HDR Engineering, Inc. – North Sanitary Sewer Collection System Study 18,838.59; Heartland Natural Gas LLC – Utilities 3,806.15; Hobby Lobby – Supplies 24.68; Stan Houston Equipment Co., Inc. – Supplies 258.90; Mark S Howerter MD – Contract 583.00; Impact Telecom – Utilities 61.64; Ingram Library Services, Inc. – Supplies 597.24; Jackson Services, Inc. – Supplies 3,830.66; Dale Johnson Trucking – Supplies 1,041.60; Kelly Supply Company – Supplies 261.01; Kendig Keast Collaborative – Service 7,779.50; KNTK-FM – Advertising 500.00; Michael Kratochvil – Expenses 36.35; Language Line Services, Inc. – Service 161.41; Pete Lien & Sons, Inc. – Chemicals 10,226.84; Lincoln Winwater Works – Supplies 861.24; John F Lohr – Expenses 58.00; Loup Power District – Utilities 97,886.15; M & L, Inc. – Contract 6,624.42; Mail Prep ETC – Postage 133.45; MailFinance – Postage Meter Lease 617.67; Marley's Electric, Inc. – Service 909.77; Matheson-Linweld – Supplies 511.22; Mc2, Inc. – Supplies 1,790.74; Menards – Supplies 2,038.17; Mid-American Research Chemical – Supplies 3,497.00; Midland Scientific, Inc. – Service 511.58; Midwest Mini Melts – Supplies 1,372.50; Midwest Right of Way Services – 12th Ave Viaduct 1,275.00; Midwest Service & Sales Co. – Supplies 481.90; Mike's Towing – Service 975.00; Shane Mueller – Service 146.50; Mueller Sprinklers – Supplies 37.26; Municipal Pipe Tool Co. LLC – Supplies 978.02; Municipal Supply, Inc. of Omaha – Supplies 269.94; Nebraska Law Enforcement Training Center – Training 810.00; Nebraska Sports – Supplies 248.17; Nebraska-Iowa Industrial Fasteners Corp. – Supplies 143.62; Newman Traffic Signs – Supplies 1,132.94; Niemann's Port-A-Pot LLC – Service 40.00; Northeast Nebraska Solid Waste Coalition – Landfill Disposal 68,600.73; Novicki Fire Prevention Services – Service 52.00; O'Reilly Automotive, Inc. – Supplies 898.70; OCLC, Inc. – Service 843.46; Officenet – Supplies 6,899.05; Olson's Pest Technicians – Service 146.00; One Call Concepts, Inc. – Service 305.84; One Source – Service 725.00; Overhead Door Company – Service 709.18; Paragon Consulting Services, Inc. – Service 1,725.00; The Parts Bin – Supplies 57.19; Partsmaster – Supplies 150.09; Pepsi Bottling Group – Supplies 564.03; Petty Cash – Expenses 164.86; Presto-X – Service 92.00; Pryor Learning Solutions, Inc. – Training 498.00; Reardon Lawn & Garden, Inc. – Supplies 30.46; Recreonics, Inc. – Supplies 110.26; Redstone Veterinary Clinic – Service 2,815.80; RVW, Inc. – E911 Communications Center 1,100.00;

Sandry Fire Supply LLC – Supplies 1,080.76; Sapp Bros Columbus, Inc. – Fuel 498.50; Sapp Bros Petroleum, Inc. – Fuel 9,095.96; ServiceMaster By Shevlin – Service 2,085.00; Shevlin Supply – Supplies 338.70; State of Nebraska Department of Revenue – Sales Tax 61,816.63; Stericycle, Inc. – Service 874.90; Sunbelt Rentals, Inc. – Service 141.73; Super Saver – Supplies 49.72; Superion LLC – Service 13,919.71; Sysco Lincoln – Supplies 9,652.50; T-Bone Fuel Delivery – Fuel 6,726.44; Telecommunications Systems, Inc. – Service 1,554.00; Tire Outlet, Inc. – Service 926.00; TotalFunds – Postage 1,000.00; Tractor Supply Credit Plan – Supplies 469.39; Truck Center Companies – Service 727.90; Twin Rivers Veterinary Clinic – Service 541.15; Typhoon Wash – Service 36.92; U & I Sanitation – Service 49.50; United States Post Office – Postage 2,405.20; UPS Store – Postage 210.00; Utility Service Co., Inc. – Tank Maintenance 14,163.18; Van Diest Supply Company – Chemicals 3,286.00; Van Wall Equipment, Inc. – Supplies 392.72; Verizon Connect NWF, Inc. – Service 126.80; Verizon Wireless – Utilities 2,405.03; VVS Canteen – Supplies 92.76; Waste Connections of Nebraska – Service 195.00; Watson – E911 Communications Center 85,884.50; West Point Implement of Columbus – Supplies 492.02; Zee Medical Service – Supplies 202.15. TOTAL $2,761,097.20

5. APPROVAL OF MINUTES: Included in Consent Agenda

6. SPECIAL PRESENTATIONS: None

7. PUBLIC HEARINGS:

7.A. Public hearing – Application of Oborny Group, LLC to rezone property at 2311 and 2319 11 Street from "ML/C-1" (Limited Industrial District) to "B-1" (Central Business District). (Planning Commission recommends approval.) No public testimony was heard. The public hearing closed with a motion by Bahr and a second by Kresha. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted “Aye” and none voted “Nay”. Schilling was absent.

7.A.1. Ordinance No. 19-19 approving rezoning. The rules were suspended and Ordinance No. 19-19 entitled: AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA TO AMEND THE CITY OF COLUMBUS LAND DEVELOPMENT ORDINANCE OF 1996, ZONING CHAPTER, UNDER ORDINANCE NO. 96-08, AS AMENDED, DATED MARCH 18, 1996, AND ADOPTED AUGUST 4, 1997 AS THE OFFICIAL ZONING CODE OF COLUMBUS BY ORDINANCE NO. 97-17; TO REZONE AND RECLASSIFY THE FOLLOWING DESCRIBED REAL ESTATE, TO-WIT: WEST 1/3 OF LOT 2 AND ALL OF LOT 3 AND THE EAST 1/3 OF LOT 4, BLOCK 116, ORIGINAL CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA; FROM THE PRESENT ZONING CLASSIFICATION OF "ML/C-1" (LIMITED INDUSTRIAL DISTRICT) TO "B-1" (CENTRAL BUSINESS DISTRICT), TO AMEND THE ZONING MAP WHICH HAS BEEN ADOPTED

BY AND MADE A PART OF SAID COLUMBUS, NEBRASKA LAND DEVELOPMENT ORDINANCE OF 1996, ZONING CHAPTER, TO SHOW SAID REZONING AND RECLASSIFICATION; TO REPEAL ALL ORDINANCES AND RESOLUTIONS OR PARTS THEREOF IN CONFLICT HEREWITH; TO PROVIDE FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM, AND TO PROVIDE FOR THE EFFECTIVE DATE was read by number only with a motion by Hiemer and a second by Kresha. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted "Aye" and none voted "Nay". Schilling was absent. Ordinance No. 19-19 was adopted with a motion by Hiemer and a second by Augustine-Schulte. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted "Aye" and none voted "Nay". Schilling was absent.

7.B. Public hearing - Application of Oborny Group, LLC for special use permit to allow a second floor single-family residence in a "B-1" (Central Business District) zone located at 2311 11 Street. (Planning Commission recommends approval.) No public testimony was heard. The public hearing closed with a motion by Bahr and a second by Jablonski. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted "Aye" and none voted "Nay". Schilling was absent.

7.B.1. Ordinance No. 19-20 approving special use permit. The rules were suspended and Ordinance No. 19-20 entitled: AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA TO ISSUE A SPECIAL USE PERMIT TO ALLOW FOR A SECOND FLOOR APARTMENT AS CONTAINED IN THE ZONING DISTRICT REGULATIONS OF THE ZONING CODE, ON THE FOLLOWING DESCRIBED REAL ESTATE IN A "B-1" (CENTRAL BUSINESS DISTRICT) ZONE: LOT 3, BLOCK 116, ORIGINAL CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA; TO REPEAL ALL ORDINANCES AND RESOLUTIONS OR PARTS THEREOF IN CONFLICT HEREWITH; TO PROVIDE FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM; AND TO PROVIDE FOR THE EFFECTIVE DATE was read by number only with a motion by Augustine-Schulte and a second by Bahr. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted "Aye" and none voted "Nay". Schilling was absent. Ordinance No. 19-20 was adopted with a motion by Augustine-Schulte and a second by Bahr. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted "Aye" and none voted "Nay". Schilling was absent.

7.C. Public hearing - Application of Panda, Inc. to rezone property located at 2518 and 2510 22 Street from "R-1" (Single-Family Residential District) to "B-2" (General Commercial District) and amend the Future Land Use Map of the Comprehensive Plan. (Planning Commission recommends approval contingent upon the purchase of property being finalized.) Tom Maul, attorney on behalf of the applicant, noted that the purchase of the property has been finalized. No public testimony was heard. The public hearing closed with a motion by Bahr and a second by Jablonski. Augustine-

Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted “Aye” and none voted “Nay”. Schilling was absent.

7.C.1. **Ordinance No. 19-21 approving rezoning.** The rules were suspended and Ordinance No. 19-21 entitled: AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA TO AMEND THE CITY OF COLUMBUS LAND DEVELOPMENT ORDINANCE OF 1996, ZONING CHAPTER, UNDER ORDINANCE NO. 96-08, AS AMENDED, DATED MARCH 18, 1996, AND ADOPTED AUGUST 4, 1997 AS THE OFFICIAL ZONING CODE OF COLUMBUS BY ORDINANCE NO. 97-17; TO REZONE AND RECLASSIFY THE FOLLOWING DESCRIBED REAL ESTATE, TO-WIT: LOTS 5 AND 6, BLOCK 16,, PHILLIPS 3RD ADDITION TO THE CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA FROM “R-1” (SINGLE- FAMILY RESIDENTIAL DISTRICT) TO “B-2” (GENERAL COMMERCIAL DISTRICT), TO AMEND THE FUTURE LAND USE MAP AS WELL AS THE ZONING MAP WHICH HAVE BEEN ADOPTED BY AND MADE A PART OF SAID COLUMBUS, NEBRASKA LAND DEVELOPMENT ORDINANCE OF 1996, ZONING CHAPTER, TO SHOW SAID REZONING AND RECLASSIFICATION; TO REPEAL ALL ORDINANCES AND RESOLUTIONS OR PARTS THEREOF IN CONFLICT HEREWITH; TO PROVIDE FOR THE EFFECTIVE DATE; AND TO PROVIDE THAT PUBLICATION SHALL BE IN PAMPHLET FORM AS AUTHORIZED BY §16-405 OF NEBRASKA REVISED STATUTES was read by number only with a motion by Jablonski and a second by Roth. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted “Aye” and none voted “Nay”. Schilling was absent. Ordinance No. 19-21 was adopted with a motion by Jablonski and a second by Augustine-Schulte. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted “Aye” and none voted “Nay”. Schilling was absent.

7.D. **Public hearing - Application of Foreman Lumber for special use permit to allow convenience storage in a "B-2" (General Commercial District) zone located at 3920 23 Street. (Planning Commission recommends approval with all storage to be inside the building and contingent upon all required easements being received.)** Jacque Tessendorf, attorney on behalf of the applicant, was available to answer questions. No public testimony was heard. The public hearing closed with a motion by Bahr and a second by Jablonski. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted “Aye” and none voted “Nay”. Schilling was absent.

7.D.1. **Ordinance No. 19-22 approving special use permit.** The rules were suspended and Ordinance No. 19-22 entitled: AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, TO ISSUE A SPECIAL USE PERMIT TO ALLOW FOR “CONVENIENCE STORAGE” AS CONTAINED IN TABLE 4-2, ZONING REGULATIONS OF THE ZONING CODE, ON THE FOLLOWING DESCRIBED REAL ESTATE IN A "B-2" (GENERAL COMMERCIAL DISTRICT) ZONE, TO WIT: LOT 3

FOREMAN SUBDIVISION, A MINOR SUBDIVISION OF LOT 8, EXCEPT THE NORTH 60.00 FEET, THE WEST 30 FEET, AND THE SOUTH 5 FEET, BLOCK "A", RANDALL 3RD ADDITION TO THE CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA; TO REPEAL ALL ORDINANCES AND RESOLUTIONS OR PARTS THEREOF IN CONFLICT HEREWITH; TO PROVIDE FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM; AND TO PROVIDE FOR THE EFFECTIVE DATE was read by number only with a motion by Lohr and a second by Hiemer. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted "Aye" and none voted "Nay". Schilling was absent. Ordinance No. 19-22 was adopted with a motion by Lohr and a second by Hiemer. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted "Aye" and none voted "Nay". Schilling was absent.

7.D.2. Resolution No. R19-107 accepting a dedication from Foreman Lumber for a sanitary sewer easement on the east 20 feet of Lots 1, 2, and 3, Foreman Subdivision (3920 23 Street). Resolution No. R19-107 entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, ACCEPTING THE SANITARY SEWER EASEMENT FROM FOREMAN LUMBER, LOCATED ON THE FOLLOWING DESCRIBED REAL ESTATE, TO-WIT: A TRACT OF LAND LOCATED IN LOTS 1, 2, AND 3, FOREMAN SUBDIVISION IN THE CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: THE EAST 20 FEET OF LOTS 1, 2, AND 3, FOREMAN SUBDIVISION IN THE CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA was adopted with a motion by Roth and a second by Kresha. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted "Aye" and none voted "Nay". Schilling was absent.

7.D.3. Resolution No. R19-108 accepting a dedication from Foreman Lumber for a drainage easement on Lots 2 and 3, Foreman Subdivision, a minor subdivision of Lot 8, except the north 60 feet, the west 30 feet, and the south 5 feet, Block A, Randall 3rd Addition (3920 23 Street). Resolution No. R19-108 entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, ACCEPTING THE DRAINAGE EASEMENT FOR A STORM WATER DETENTION POND FROM FOREMAN LUMBER LOCATED ON THE FOLLOWING DESCRIBED PROPERTY, TO-WIT: LOTS 2 AND 3, FOREMAN SUBDIVISION, A MINOR SUBDIVISION OF LOT 8, EXCEPT THE NORTH 60.00 FEET, THE WEST 30 FEET, AND THE SOUTH 5 FEET, BLOCK "A", RANDALL 3RD ADDITION TO THE CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA was adopted with a motion by Kresha and a second by Augustine-Schulte. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted "Aye" and none voted "Nay". Schilling was absent.

7.E. Public hearing - Application of Lance Lehr for special use permit to allow a campground in a "B-2" (General Commercial District) zone located at

3518 South 9 Street. (Planning Commission recommends approval with contingencies.) (Request received from applicant to continue the public hearing to August 19, 2019.) The public hearing was continued to August 19, 2019, at 7 p.m. with a motion by Bahr and a second by Lohr. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted "Aye" and none voted "Nay". Schilling was absent.

7.F. Public hearing - Application of Meadow Ridge Properties, LLC for final plat and subdivision agreement of Meadow View Addition (south of the intersection of 51 Avenue and 37 Street). (Planning Commission recommends approval.) No public testimony was heard. The public hearing closed with a motion by Bahr and a second by Augustine-Schulte. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted "Aye" and none voted "Nay". Schilling was absent.

7.F.1. Public hearing - Determine whether Meadow View Addition should be included within corporate city limits. (Planning Commission recommends approval.) No public testimony was heard. The public hearing closed with a motion by Lohr and a second by Hiemer. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted "Aye" and none voted "Nay". Schilling was absent.

7.F.2. Resolution No. R19-109 approving final plat, subdivision agreement, and bringing addition into corporate city limits. Resolution No. R19-109 entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, ACCEPTING THE DEED OF DEDICATION TO A TRACT OF LAND LOCATED IN THE NW1/4NE1/4 OF SECTION 14, TOWNSHIP 17 NORTH, RANGE 1 WEST OF THE 6TH P.M., PLATTE COUNTY, NEBRASKA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHEAST CORNER OF LOT 1, BLOCK B, JACKSON MEADOWS ADDITION TO THE CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA; THENCE S87°58'19"W ON THE NORTH LINE OF SAID JACKSON MEADOWS ADDITION 334.63 FEET TO THE NORTHWEST CORNER OF LOT 1, BLOCK A OF SAID JACKSON MEADOWS ADDITION; THENCE N02°03'38"W, 278.99 FEET; THENCE N42°56'40"E, 113.13 FEET; THENCE N87°56'58"E, 104.81 FEET TO THE SOUTHWEST CORNER OF LOT 2, BLOCK B, WHISPERING MEADOWS ADDITION TO THE CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA; THENCE N87°58'06"E ON THE SOUTH LINE OF SAID LOT 2, 149.88 FEET TO THE NORTHWEST CORNER OF LOT 1, BLOCK 4, CRESTWOOD ACRES OF THE CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA; THENCE S02°03'03"E ON THE WEST LINE OF SAID BLOCK 4, 359.11 FEET TO THE POINT OF BEGINNING, CONTAINING 2.69 ACRES MORE OR LESS; APPROVING THE PLAT THEREOF, APPROVING THE INCLUSION OF SAID PLAT INTO THE CORPORATE CITY LIMITS OF COLUMBUS, PLATTE COUNTY, NEBRASKA, HEREINAFTER TO BE

KNOWN AS THE MEADOW VIEW ADDITION TO THE CITY COLUMBUS, PLATTE COUNTY, NEBRASKA; APPROVING AND ACCEPTING THE MEADOW VIEW ADDITION DEVELOPMENT AGREEMENT BY AND BETWEEN THE CITY OF COLUMBUS, NEBRASKA, A MUNICIPAL CORPORATION, AND MEADOW RIDGE PROPERTIES, LLC, A NEBRASKA LIMITED LIABILITY COMPANY WHICH SETS FORTH THE AGREEMENT BETWEEN THE PARTIES INCLUDING THE DUTIES AND RESPONSIBILITIES OF THE SUBDIVIDER AND THE LOT OWNERS WITH RESPECT TO SAID ADDITION; AND AUTHORIZING THE MAYOR TO SIGN THE DEVELOPMENT AGREEMENT PROVIDING FOR PUBLIC IMPROVEMENTS TO SERVE THIS ADDITION was adopted with a motion by Hiemer and a second by Kresha. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted “Aye” and none voted “Nay”. Schilling was absent.

7.G. Public hearing - Application of Meadow Ridge Properties, LLC for final plat and subdivision agreement of Meadow Ridge Seventh Addition (west and north of the intersection of 42 Street and 54 Avenue). (Planning Commission recommends approval.) No public testimony was heard. The public hearing closed with a motion by Bahr and a second by Augustine-Schulte. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted “Aye” and none voted “Nay”. Schilling was absent.

7.G.1. Public hearing - Determine whether Meadow Ridge Seventh Addition should be included within corporate city limits. (Planning Commission recommends approval.) No public testimony was heard. The public hearing closed with a motion by Bahr and a second by Hiemer. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted “Aye” and none voted “Nay”. Schilling was absent.

7.G.2. Resolution No. R19-110 approving final plat, subdivision agreement, and bringing addition into corporate city limits. Resolution No. R19-110 entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, ACCEPTING THE DEED OF DEDICATION TO A TRACT OF LAND LOCATED IN THE N1/2SW1/4SE1/4 OF SECTION 11, TOWNSHIP 17 NORTH, RANGE 1 WEST OF THE 6TH P.M., PLATTE COUNTY, NEBRASKA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF THE N1/2SW1/4SE1/4 OF SECTION 11, TOWNSHIP 17 NORTH, RANGE 1 WEST OF THE 6TH P.M., PLATTE COUNTY, NEBRASKA; THENCE S02°05’44”E ON THE WEST LINE OF SAID NORTH 1/2, 82.07 FEET; THENCE N88°06’48”E, 558.46 FEET TO THE POINT OF BEGINNING; THENCE N88°06’48”E, 486.01 FEET TO THE NORTHWEST CORNER OF LOT 1, MEADOW RIDGE FIFTH ADDITION TO THE CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA; THENCE S02°13’22”E ON THE WEST LINE OF SAID MEADOW RIDGE FIFTH ADDITION, 297.98 FEET TO THE SOUTHWEST CORNER OF LOT 4 OF

SAID MEADOW RIDGE FIFTH ADDITION; THENCE S88°07'45"W, 266.00 FEET TO THE NORTHWEST CORNER OF LOT 5, MEADOW RIDGE THIRD ADDITION TO THE CITY OF COLUMBUS, NEBRASKA; THENCE N02°13'23"W ON THE EAST RIGHT-OF-WAY LINE OF 54TH AVENUE, 20.00 FEET; THENCE S88°07'45"W ON THE NORTH LINE OF SAID MEADOW RIDGE THIRD ADDITION, 220.00 FEET TO THE NORTHWEST CORNER OF LOT 4 OF SAID MEADOW RIDGE THIRD ADDITION; THENCE N02°13'23"W, 277.84 FEET TO THE POINT OF BEGINNING, CONTAINING 3.22 ACRES, MORE OR LESS; APPROVING THE PLAT THEREOF, APPROVING THE INCLUSION OF SAID PLAT INTO THE CORPORATE CITY LIMITS OF COLUMBUS, PLATTE COUNTY, NEBRASKA, HEREINAFTER TO BE KNOWN AS THE MEADOW RIDGE SEVENTH ADDITION TO THE CITY COLUMBUS, PLATTE COUNTY, NEBRASKA; APPROVING AND ACCEPTING THE MEADOW RIDGE SEVENTH ADDITION DEVELOPMENT AGREEMENT BY AND BETWEEN THE CITY OF COLUMBUS, NEBRASKA, A MUNICIPAL CORPORATION, AND MEADOW RIDGE PROPERTIES, LLC, A NEBRASKA LIMITED LIABILITY COMPANY WHICH SETS FORTH THE AGREEMENT BETWEEN THE PARTIES INCLUDING THE DUTIES AND RESPONSIBILITIES OF THE SUBDIVIDER AND THE LOT OWNERS WITH RESPECT TO SAID ADDITION; AND AUTHORIZING THE MAYOR TO SIGN THE DEVELOPMENT AGREEMENT PROVIDING FOR PUBLIC IMPROVEMENTS TO SERVE THIS ADDITION was adopted with a motion by Augustine-Schulte and a second by Kresha. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted "Aye" and none voted "Nay". Schilling was absent.

7.H. Public hearing - Application of Meadow Ridge Properties, LLC to rezone property in vicinity of 3500 block of 51 Avenue from "RR" (Rural Residential District) to "R-2" (Urban-Family Residential District). (Planning Commission recommends approval.) No public testimony was heard. The public hearing closed with a motion by Kresha and a second by Augustine-Schulte. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted "Aye" and none voted "Nay". Schilling was absent.

7.H.1. Ordinance No. 19-23 approving rezoning. The rules were suspended and Ordinance No. 19-23 entitled: AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA TO AMEND THE CITY OF COLUMBUS LAND DEVELOPMENT ORDINANCE OF 1996, ZONING CHAPTER, UNDER ORDINANCE NO. 96-08, AS AMENDED, DATED MARCH 18, 1996, AND ADOPTED AUGUST 4, 1997, AS THE OFFICIAL ZONING CODE OF COLUMBUS BY ORDINANCE NO. 97-17; TO REZONE AND RECLASSIFY THE FOLLOWING DESCRIBED REAL ESTATE, TO WIT: A TRACT OF LAND LOCATED IN THE NW1/4NE1/4 OF SECTION 14, TOWNSHIP 17 NORTH, RANGE 1 WEST OF THE 6TH P.M., PLATTE COUNTY, NEBRASKA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHEAST CORNER OF LOT 1, BLOCK B,

JACKSON MEADOWS ADDITION TO THE CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA; THENCE S87°58'19"W ON THE NORTH LINE OF SAID JACKSON MEADOWS ADDITION 334.63 FEET TO THE NORTHWEST CORNER OF LOT 1, BLOCK A OF SAID JACKSON MEADOWS ADDITION; THENCE N02°03'38"W, 278.99 FEET; THENCE N42°56'40"E, 113.13 FEET; THENCE N87°56'58"E, 104.81 FEET TO THE SOUTHWEST CORNER OF LOT 2, BLOCK B, WHISPERING MEADOWS ADDITION TO THE CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA; THENCE N87°58'06"E ON THE SOUTH LINE OF SAID LOT 2, 149.88 FEET TO THE NORTHWEST CORNER OF LOT 1, BLOCK 4, CRESTWOOD ACRES OF THE CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA; THENCE S02°03'03"E ON THE WEST LINE OF SAID BLOCK 4, 359.11 FEET TO THE POINT OF BEGINNING, CONTAINING 2.69 ACRES MORE OR LESS, FROM THE PRESENT ZONING CLASSIFICATION OF "RR" (RURAL RESIDENTIAL DISTRICT) TO "R-2" (URBAN-FAMILY RESIDENTIAL DISTRICT); TO AMEND THE THE ZONING MAP WHICH HAS BEEN ADOPTED BY AND MADE A PART OF SAID COLUMBUS, NEBRASKA LAND DEVELOPMENT ORDINANCE OF 1996, ZONING CHAPTER, TO SHOW SAID REZONING AND RECLASSIFICATION; TO REPEAL ALL ORDINANCES AND RESOLUTIONS OR PARTS THEREOF IN CONFLICT HEREWITH; PROVIDING FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM; AND TO PROVIDE FOR THE EFFECTIVE DATE was read by number only with a motion by Jablonski and a second by Roth. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted "Aye" and none voted "Nay". Schilling was absent. Ordinance No. 19-23 was adopted with a motion by Jablonski and a second by Roth. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted "Aye" and none voted "Nay". Schilling was absent.

7.I. Public hearing - Application of Meadow Ridge Properties, LLC to rezone property in vicinity north of 54 Avenue and west of 42 Street from "RR" (Rural Residential District) to "R-1" (Single-Family Residential District) and amend the Future Land Use Map of the Comprehensive Plan. (Planning Commission recommends approval.) No public testimony was heard. The public hearing closed with a motion by Hiemer and a second by Bahr. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted "Aye" and none voted "Nay". Schilling was absent.

7.I.1. Ordinance No. 19-24 approving rezoning. The rules were suspended and Ordinance No. 19-24 entitled: AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA TO AMEND THE CITY OF COLUMBUS LAND DEVELOPMENT ORDINANCE OF 1996, ZONING CHAPTER, UNDER ORDINANCE NO. 96-08, AS AMENDED, DATED MARCH 18, 1996, AND ADOPTED AUGUST 4, 1997, AS THE OFFICIAL ZONING CODE OF COLUMBUS BY ORDINANCE NO. 97-17; TO REZONE AND RECLASSIFY THE FOLLOWING DESCRIBED REAL ESTATE, TO WIT:

A TRACT OF LAND LOCATED IN THE N1/2SW1/4SE1/4 OF SECTION 11, TOWNSHIP 17 NORTH, RANGE 1 WEST OF THE 6TH P.M., PLATTE COUNTY, NEBRASKA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF THE N1/2SW1/4SE1/4 OF SECTION 11, TOWNSHIP 17 NORTH, RANGE 1 WEST OF THE 6TH P.M., PLATTE COUNTY, NEBRASKA; THENCE S02°05'44"E ON THE WEST LINE OF SAID NORTH 1/2, 82.07 FEET; THENCE N88°06'48"E, 558.46 FEET TO THE POINT OF BEGINNING; THENCE N88°06'48"E, 486.01 FEET TO THE NORTHWEST CORNER OF LOT 1, MEADOW RIDGE FIFTH ADDITION TO THE CITY OF COLUMBUS, PLATTE COUNTY, NEBRASKA; THENCE S02°13'22"E ON THE WEST LINE OF SAID MEADOW RIDGE FIFTH ADDITION, 297.98 FEET TO THE SOUTHWEST CORNER OF LOT 4 OF SAID MEADOW RIDGE FIFTH ADDITION; THENCE S88°07'45"W, 266.00 FEET TO THE NORTHWEST CORNER OF LOT 5, MEADOW RIDGE THIRD ADDITION TO THE CITY OF COLUMBUS, NEBRASKA; THENCE N02°13'23"W ON THE EAST RIGHT-OF-WAY LINE OF 54TH AVENUE, 20.00 FEET; THENCE S88°07'45"W ON THE NORTH LINE OF SAID MEADOW RIDGE THIRD ADDITION, 220.00 FEET TO THE NORTHWEST CORNER OF LOT 4 OF SAID MEADOW RIDGE THIRD ADDITION; THENCE N02°13'23"W, 277.84 FEET TO THE POINT OF BEGINNING, CONTAINING 3.22 ACRES, MORE OR LESS, FROM THE PRESENT ZONING CLASSIFICATION OF "RR" (RURAL RESIDENTIAL DISTRICT) TO "R-1" (SINGLE-FAMILY RESIDENTIAL DISTRICT); TO AMEND THE FUTURE LAND USE MAP AS WELL AS THE ZONING MAP WHICH HAS BEEN ADOPTED BY AND MADE A PART OF SAID COLUMBUS, NEBRASKA LAND DEVELOPMENT ORDINANCE OF 1996, ZONING CHAPTER, TO SHOW SAID REZONING AND RECLASSIFICATION; TO REPEAL ALL ORDINANCES AND RESOLUTIONS OR PARTS THEREOF IN CONFLICT HEREWITH; PROVIDING FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM; AND TO PROVIDE FOR THE EFFECTIVE DATE was read by number only with a motion by Lohr and a second by Jablonski. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted "Aye" and none voted "Nay". Schilling was absent. Ordinance No. 19-24 was adopted with a motion by Lohr and a second by Bahr. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted "Aye" and none voted "Nay". Schilling was absent.

7.J. Public hearing - Citizen's Advisory Review Committee report of activities presented in accord with the Columbus Economic Development Plan. It was noted that applications for housing were received; however, the Citizen's Advisory Review Committee has encouraged those applicants to apply for funding through rural work force housing first. No public testimony was heard. The public hearing closed with a motion by Kresha and a second by Augustine-Schulte. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted "Aye" and none voted "Nay". Schilling was absent.

7.K. **Public hearing - Application of Castellanos Moracen dba King Bar for Retail Class "I" Beer, Wine, and Distilled Spirits, On Sale Only liquor license at 4704 Howard Boulevard.** Doris Lux, Central Community College Entrepreneur Director on behalf of the applicant, was available to answer questions. No public testimony was heard. The public hearing closed and the application of King Bar for a Retail Class I liquor license was approved with a motion by Bahr and a second by Augustine-Schulte. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted "Aye" and none voted "Nay". Schilling was absent.

8. **PETITIONS AND COMMUNICATIONS:** None

9. **REPORTS OF CITY OFFICES:** Included in Consent Agenda

10. **REPORTS OF COUNCIL COMMITTEES:**

10.A. **PUBLIC PROPERTY, SAFETY, AND WORKS COMMITTEE - July 8, 2019**

10.A.1. **Request of Meadow Ridge Properties, LLC to vacate 51 Avenue south of 37 Street.** The Public Property, Safety, and Works Committee recommended to the mayor and council that the street right-of-way vacation of 51 Avenue from the south line of 37 Street to the south line of Meadow View Addition be approved. The report was adopted with a motion by Roth and a second by Bahr. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted "Aye" and none voted "Nay". Schilling was absent.

10.B. **COMMITTEE OF THE WHOLE - July 15, 2019**

10.B.1. **Fiscal Year 2019-2020.**

10.B.1.a. **One Percent Restricted Funds Authority Increase.** The Committee of the Whole recommended to the mayor and council that the Restricted Funds Authority be increased by an additional one percent for Fiscal Year 2019-2020. The report was adopted with a motion by Augustine-Schulte and a second by Bahr. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted "Aye" and none voted "Nay". Schilling was absent.

10.B.1.b. **Pay Plan.** The Committee of the Whole recommended to the mayor and council to redraft the pay plan ordinance to show wages in dollars per hour and accept the pay plan with the two and one-half percent increase. The report was adopted with a motion by Bahr and a second by Hiemer. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted "Aye" and none voted "Nay". Schilling was absent.

10.B.1.c. **Fee Schedule.** The Committee of the Whole recommended to the mayor and council that the Schedule of Fees for Fiscal Year 2019-2020 be approved as presented by city staff. The report was adopted with a motion by Kresha and

a second by Augustine- Schulte. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted "Aye" and none voted "Nay". Schilling was absent.

11. REPORTS OF SPECIAL COMMITTEES: None

12. REPORTS ON LEGISLATION: None

13. NEW BUSINESS:

13.A. Application of Meadow Ridge Properties, LLC for preliminary plat of Deer Run Estates Second Subdivision (5800 block of Shady Lake Road). (Planning Commission recommends approval.) The preliminary plat of Deer Run Estates Second Subdivision was approved with a motion by Hiemer and a second by Augustine-Schulte. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted "Aye" and none voted "Nay". Schilling was absent.

13.B. Application of Duncan Volunteer Fire Department for Special Designated Liquor License in parking lot area at 2460 East 1 Avenue, 8 a.m. to 12 midnight, September 7, 2019, for community tailgate party. The application of Duncan Volunteer Fire Department for a Special Designated Liquor License was approved with a motion by Bahr and a second by Hiemer. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted "Aye" and none voted "Nay". Schilling was absent.

13.C. Application of Cork & Barrel, LLC for addition to licensed premise at 1354 27 Avenue, Suite 50, for 32 ft. x 6 ft. outdoor patio sidewalk seating area. The application of Cork & Barrel, LLC for an addition to their licensed premise was approved with a motion by Bahr and a second by Kresha. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted "Aye" and none voted "Nay". Schilling was absent.

13.D Quote from Lincoln Winwater Company in the amount of $11,288.36 for water distribution system upgrades. The quote for water distribution system upgrades was awarded to Lincoln Winwater Company with a motion by Augustine-Schulte and a second by Roth. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted "Aye" and none voted "Nay". Schilling was absent.

13.E. Comments from mayor and city council members. Augustine-Schulte commented on the professionalism and courteous conduct of police officers and city staff who assisted a friend of hers following a car accident.

14. RESOLUTIONS:

14.A. Resolution No. R19-111 approving request from Columbus Area Arts Council to use the Columbus Public Library, 2504 14 Street, to serve

alcohol on August 22, 2019, from 6:30 p.m. to 8:30 p.m. for reception. Resolution No. R19-111 entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, APPROVING REQUEST OF COLUMBUS AREA ARTS COUNCIL TO USE THE COLUMBUS PUBLIC LIBRARY AT 2504 14 STREET, COLUMBUS, NEBRASKA, TO SERVE ALCOHOL ON THURSDAY, AUGUST 22, 2019, FROM 6:30 P.M. TO 8:30 P.M. FOR A RECEPTION was adopted with a motion by Roth and a second by Augustine-Schulte. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted "Aye" and none voted "Nay". Schilling was absent.

14.A.1. Application of Columbus Area Arts Council for Special Designated Liquor License at 2504 14 Street, 6:30 p.m. to 8:30 p.m. for reception. The application of Columbus Area Arts Council for a Special Designated Liquor License was approved with a motion by Roth and a second by Bahr. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted "Aye" and none voted "Nay". Schilling was absent.

14.B. Resolution No. R19-112 awarding bid to Obrist & Company, Inc. in the amount of $320,492 for Sewer Extension District No. 45 and Water Extension District No. 63. (48 Avenue from 42 Street to Lost Creek Parkway.) Resolution No. R19-112 entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, AWARDING A CONTRACT TO OBRIST & COMPANY, INC., IN THE AMOUNT OF $320,492 FOR SEWER EXTENSION DISTRICT NO. 45 AND WATER EXTENSION DISTRICT NO. 63. (48 AVENUE FROM 42 STREET TO LOST CREEK PARKWAY) was adopted with a motion by Kresha and a second by Augustine-Schulte. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted "Aye" and none voted "Nay". Schilling was absent.

14.C. Resolution No. R19-113 approving bid from VRL Construction dba Rathman-Manning Construction in the amount of $575,438.55 for Snow Removal Equipment Building at Columbus Municipal Airport. Resolution No. R19-113 entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, APPROVING THE BID FROM VLR CONSTRUCTION DBA RATHMAN-MANNING CONSTRUCTION IN THE AMOUNT OF $575,438.55 FOR THE SNOW REMOVAL EQUIPMENT BUILDING (AIP PROJECT NO. 3-31-0019-008), A COPY OF THE BID TABULATION IS ATTACHED HERETO AND INCORPORATED HEREIN; TO AUTHORIZE THE MAYOR TO EXECUTE THE SAME ON BEHALF OF THE CITY OF COLUMBUS; AND TO REPEAL ALL RESOLUTIONS OR PORTIONS THEREOF IN CONFLICT HEREWITH was adopted with a motion by Hiemer and a second by Kresha. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted "Aye" and none voted "Nay". Schilling was absent.

14.D. Resolution No. R19-114 approving agreement with EMS Billing Services, Inc. for ambulance billing and collection services at a rate of 10 percent of amount collected. Resolution No. R19-114 entitled: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, APPROVING THE AGREEMENT WITH EMS BILLING SERVICES, INC., FOR AMBULANCE BILLING AND COLLECTION SERVICES AT A RATE OF 10 PERCENT OF AMOUNT COLLECTED, A COPY OF WHICH IS ATTACHED HERETO AND INCORPORATED HEREIN; TO AUTHORIZE THE MAYOR TO EXECUTE THE SAME ON BEHALF OF THE CITY; AND TO REPEAL ALL RESOLUTIONS OR PORTIONS THEREOF OR IN CONFLICT HEREWITH was adopted with a motion by Bahr and a second by Augustine-Schulte. Augustine-Schulte, Bahr, Hiemer, Kresha, Lohr, and Roth voted "Aye" and Jablonski voted "Nay". Schilling was absent.

***15.* ORDINANCES ON FIRST READING:**

15.A. Ordinance No. 19-25 creating Sewer Extension District No. 46 (Lost Creek Parkway from 38 Street to west of 10 Avenue). The rules were suspended and Ordinance No. 19-25 entitled: AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, CREATING SANITARY SEWER EXTENSION DISTRICT NO. 46 OF THE CITY OF COLUMBUS, NEBRASKA; DEFINING THE OUTER BOUNDARIES OF SAID DISTRICT; DIRECTING THE CONSTRUCTION OF THE SEWER LINES; PROVIDING FOR PLAN, SPECIFICATIONS, ESTIMATES OF COSTS, AND SECURING OF BIDS; PROVIDING FOR THE PAYMENT OF SUCH WORK AND OTHER EXPENSES INCIDENTAL THERETO; PROVIDING FOR THE ASSESSMENT OF COSTS OF SAID IMPROVEMENT AGAINST THE PROPERTY IN SAID DISTRICT ESPECIALLY BENEFITED THEREBY TO THE EXTENT OF SAID BENEFITS; PROVIDING OF THE ISSUANCE OF THE DISTRICT WARRANT AND DISTRICT BONDS AND FOR THE LEVY OF SPECIAL ASSESSMENTS AND GENERAL TAXES TO PAY FOR SAID IMPROVEMENTS; REPEALING ALL ORDINANCES OR PORTIONS THEREOF IN CONFLICT HEREWITH; PROVIDING FOR AN EFFECTIVE DATE; AND PROVIDING FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM was read by number only with a motion by Augustine-Schulte and a second by Kresha. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted "Aye" and none voted "Nay". Schilling was absent. Ordinance No. 19-25 was adopted with a motion by Augustine-Schulte and a second by Roth. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted "Aye" and none voted "Nay". Schilling was absent.

15.A.1. Plans, specifications, and estimate of cost in the amount of $700,000 for Sewer Extension District No. 46 (Lost Creek Parkway from 38 Street to west of 10 Avenue) and authorization to advertise for bids. (Plans and specifications are on file in the Engineering Department.) The plans, specifications, and estimate of cost for Sewer Extension District No. 46 were approved and staff was authorized to advertise for bids with a motion by Roth

and a second by Jablonski. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted “Aye” and none voted “Nay”. Schilling was absent.

16. ORDINANCES ON SECOND READING: None

17. ORDINANCES ON THIRD READING: None

18. CONSIDERATION OF PAYROLL AND BILLS ON FILE - Payroll and all other bills included in Consent Agenda:

18.A. ARL Credit Services. ARL Credit Services - Service $948.05. Jablonski requested to be excused from discussion on this agenda item because he is an owner of ARL Credit Services and therefore has a conflict of interest. Jablonski was allowed to abstain from voting on this agenda item and the rules requiring him to leave the Council Chambers during discussion and vote were suspended with a motion by Bahr and a second by Hiemer. Augustine-Schulte, Bahr, Hiemer, Kresha, Lohr, and Roth voted “Aye” and none voted “Nay”. Jablonski abstained from voting. Schilling was absent. The bill from ARL Credit Services was approved with a motion by Bahr and a second by Augustine-Schulte. Augustine-Schulte, Bahr, Hiemer, Kresha, Lohr, and Roth voted “Aye” and none voted “Nay”. Jablonski abstained from voting. Schilling was absent.

19. UNFINISHED BUSINESS:

19.A. Discussion of legal steps with City Attorney regarding City Code/Zoning Code violations and potential litigation concerning goats on private property. A motion was made by Bahr and seconded by Hiemer to go into closed session. The subject matter to be discussed shall be legal advice from city attorney on potential litigation and code violations concerning goats on private property within the city's jurisdiction, specifically discussion of legal steps with city attorney regarding City Code/Zoning Code violations and potential litigation concerning goats on private property. The reason for going into closed session is for the protection of the public interests and to discuss potential litigation. Mayor James Bulkley, City Attorney Neal Valorz, and City Administrator Tara Vasicek will be included in the closed session. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted “Aye” and none voted “Nay”. Schilling was absent. Bulkley announced that the city council voted to go into closed session. The subject matter to be discussed shall be legal advice from city attorney on potential litigation and code violations concerning goats on private property within the city's jurisdiction, specifically discussion of legal steps with city attorney regarding City Code/Zoning Code violations and potential litigation concerning goats on private property. The reason for going into closed session is for the protection of the public interests and to discuss potential litigation. Mayor James Bulkley, City Attorney Neal Valorz, and City Administrator Tara Vasicek will be included in the closed session. The city council went into closed session at 8:03 p.m. The city council

exited closed session at 8:30 p.m. with a motion by Augustine-Schulte and a second by Roth. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted “Aye” and none voted “Nay”. Schilling was absent. The city administrator was authorized to negotiate with the property owner for two weeks and if no resolution is agreed by both parties, the city council authorizes staff to proceed with litigation with a motion by Bahr and a second by Hiemer. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted “Aye” and none voted “Nay”. Schilling was absent.

20. **ADJOURNMENT:** The meeting adjourned at 8:32 p.m. with a motion by Jablonski and a second by Augustine-Schulte. Augustine-Schulte, Bahr, Hiemer, Jablonski, Kresha, Lohr, and Roth voted “Aye” and none voted “Nay”. Schilling was absent.

Presented and approved this 5 day of August, 2019.

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MAYOR

ATTEST:

_____
CITY CLERK