

AGENDA
CITY OF SPRINGFIELD, NE

January 3, 2008

*(Copies of the Nebraska Open Meeting Laws are available
on the entrance in the back of the meeting room)*

1. Approve Minutes of the December 18, 2007 Council Meeting
2. Treasurer's Report
3. Claims & Payroll
4. Department Reports
5. Brian Chaffin with Olsson Associates – Approve Certificate of Payment No. 3 and Change Order No. 3
6. Randy Sump – Request to Decrease Line of Credit
7. Randy Sump – Storm Water Runoff Revision Request
8. Sarpy County Fair Grounds Lease – Discussion
9. Resolution 2008-1 – Nebraska Clean Indoor Air Act
10. Executive Session
11. Executive Session Action
12. Motion to Adjourn

A regular meeting of the Mayor and Council of the City of Springfield, Nebraska was held at 7:00 o'clock p.m. at City Hall on January 3, 2008. Present were Mayor Dorothy Richards; Council Members: Eric Hayes, Sandie Shotkoski, Diane Sullivan, Roy Swenson. Absent: None. Notice of this meeting was given in advance by posting in three public places, one of the designated methods of giving notice. Notice of this meeting was given in advance to the Mayor and all Council Members and a copy of their receipt of notice is attached to these Minutes. All proceedings hereafter shown were taken while the convened meeting was open to the public.

Agenda Item 1. Motion by Hayes, seconded by Shotkoski, to approve the Minutes of the December 18, 2007, regular Council Meeting. AYES: Hayes, Shotkoski, Sullivan, Swenson. NAYS: None.

The City Clerk reported a balance on hand of \$481,220.41 in cash assets; Prestige Treasury - \$281,652.42; Prestige Keno Lottery - \$124,954.80; Prestige Keno Progressive Jackpot - \$50,451.87; Water Deposit Savings - \$4,109.38; Refundable Deposits Savings - \$1,179.32; Water Tower Savings - \$70,679.94; Prestige Water Bond - \$221,367.84; Sewer Restricted - \$47,069.41; Money Market Library Bricks - \$6,568.60; Government Securities – \$162,417.67; Time Certificates as follows: Bond - \$69,909.34; Tower - \$52,303.43; Water - \$111,909.45; Park - \$11,237.03; Library Bricks - \$19,318.83.

Agenda Item 2. Motion by Sullivan, seconded by Hayes, to accept the Treasurer's Report. AYES: Hayes, Shotkoski, Sullivan, Swenson. NAYS: None.

Agenda Item 3. Motion by Sullivan, seconded by Hayes, to approve claims due and payable as presented.
 AYES: Hayes, Shotkoski, Sullivan, Swenson. NAYS: None.

Line Description	Debit Amount	Name
General		
Supplies	50.58	Colonial Research Chemical Corp.
Office Supplies	14.00	Data Technologies
Supplies	26.34	Hometown Market
Education	10.00	Kathleen Fauver
Prof Svcs-Legal	25.00	Mark A. Klinker
Telephone	91.36	NT&T
Office Supplies	73.56	Office Depot
Electricity	429.21	OPPD
Prof Svcs-Building Inspector	20.00	Sarpy County Building Inspector
Animal Control	309.56	Sarpy County Fiscal Administrator
Law Contract	5,152.31	Sarpy County Treasurer
Prof Svcs-Planning	70.00	Schemmer Associates
Prof Svcs-Legal	906.24	Seidler & Seidler, P.C.
Dues	25.00	Springfield State Bank
R&M Building	39.99	Stander & Stander Ace Hardware
Publication Costs	136.29	Suburban Newspapers, Inc.
Health Insurance	273.95	Time Insurance Company
Office Equipment	153.97	US Bank
Laundry	51.00	Walkers Uniform Rental
Total	7,858.36	
Library		
Natural Gas	198.11	MUD
Electricity	202.17	OPPD
Health Insurance	477.60	Time Insurance Company
IP Address	9.99	Charter Communications
R&M Building	88.00	Continental Alarm & Detection Co.
Janitorial	70.00	Marcie Schmieder
Telephone	32.03	NT&T
Total	1,077.90	
Library Restricted		
Supplies	50.58	Colonial Research Chemical Corp.
Books/Videos/Maps	26.00	Consumer Reports
Books/Videos/Maps	30.35	Doubleday Book Club
Books/Videos/Maps	40.17	GE Money Bank/Amazon
R&M Building	142.50	Hans Heating & Air Conditioning
Library Supplies	13.39	Hometown Market
Books/Videos/Maps	12.95	Jacques Lamarche
Books/Videos/Map	42.80	Mystery Guild
Library Supplies	25.83	Nobbies
Books/Videos/Maps	500.60	The Book Farm
Books/Videos/Maps	93.22	Thomson Gale
Books/Videos/Maps	9.95	World Almanac Education
Total	988.34	
Park		
Rental	16.02	Eagle Services
Electricity	118.86	OPPD
Waste Disposal	35.53	Papillion Sanitation

Total	170.41	
Community Bldg		
Supplies	50.58	Colonial Research Chemical Corp.
Supplies	1.99	Hometown Market
Natural Gas	504.47	MUD
Electricity	152.57	OPPD
Waste Disposal	35.53	Papillion Sanitation
R&M Building	3.29	Stander & Stander Ace Hardware
Laundry	38.60	Walkers Uniform Rental
Total	787.03	
Water		
Supplies	349.57	Barco Municipal Products, Inc.
R&M Building	805.00	Block Electrical
Fuel	97.29	Conoco
Tools & Misc Equipment	289.61	Fastenal
Digger's Hotline	23.05	Great Plains One-Call Service, Inc.
Uniform Allowance	159.95	Haney Shoe Store
Prof Svcs-Engineer	843.75	JEO Consulting Group, Inc.
Meter Upgrades	2,540.44	Municipal Supply
Telephone	124.41	NT&T
Testing	42.00	NE Public Health Environmental Lab
Office Supplies	3.19	Office Depot
Electricity	789.85	OPPD
Supplies	73.69	Stander & Stander Ace Hardware
Health Insurance	754.17	Time Insurance Company
R&M Equipment	16.60	Utility Equipment Company
Uniform Allowance	37.60	Walkers Uniform Rental
Total	6,950.17	
Sewer		
R&M Equipment	6.25	Aksarben Saw & Tool, Inc.
R&M Equipment	142.00	B & B Garage
Supplies	1.19	Conoco
Fuel	97.29	Conoco
R&M Equipment	219.17	Echo
Prof Svcs-Engineer	156.25	JEO Consulting Group, Inc.
Testing	48.40	Midwest Laboratories
Tools & Misc Equip	12.69	Mill Creek Auto Parts
Telephone	48.04	NT&T
Office Supplies	46.17	Office Depot
Electricity	1,490.94	OPPD
Supplies	18.23	Stander & Stander Ace Hardware
Health Insurance	1,730.24	Time Insurance Company
R&M Equipment	4,589.00	Utilities Service Group
Uniform Allowance	37.60	Walkers Uniform Rental
Total	8,643.46	
Street		
Promotional Materials	278.90	Big State Industrial Supply
Fuel	890.41	Conoco
Supplies	54.08	Fastenal
Fuel	56.00	Fleet Services/Sinclair
Uniform Allowance	197.95	Haney Shoe Store

R&M Equipment	49.54	Inland Truck Parts & Service
Prof Svcs-Engineer	950.00	JEO Consulting Group, Inc.
Park Dr.-Paving & Storm Sewer	1,437.50	JEO Consulting Group, Inc.
Supplies	85.10	Menards
Natural Gas	353.82	MUD
R&M Vehicle	10.47	Mill Creek Auto Parts
Tools & Misc Equip	53.14	Mill Creek Auto Parts
R&M Equipment	192.43	Mill Creek Auto Parts
Telephone	49.72	NT&T
Office Supplies	3.19	Office Depot
Park Dr.-Paving & Storm Sewer	10,013.06	Olsson Associates
Electricity	2,366.65	OPPD
Supplies	39.99	Stander & Stander Ace Hardware
Health Insurance	933.16	Time Insurance Company
Uniform Allowance	37.60	Walkers Uniform Rental
Promotional Material	111.79	Wayne Manufacturing
Total	18,164.50	

Agenda Item 4. No Department Report from Hayes. No Department Report from Shotkoski. Sullivan requested that the City send a letter to Park Board members informing them of the status of the Park Board and thanking them for their service. No Department Report from Swenson. Kathleen Fauver, City Clerk, asked the Council to review last year's one and six year plans and to be ready to discuss the plans at the January 15, 2008, Council meeting.

Agenda Item 5. Brian Chaffin with Olsson Associates updated the Council on the Park Drive project. He provided the Council with a revised Change Order No. 3 in the amount of -\$29,118.53. The revised Change Order No. 3 also provided L. G. Roloff Construction with additional time to reach substantial completion. The original substantial completion date was set for December 28, 2007. Chaffin indicated that Roloff needs additional time to get the water line bacteria test to pass inspection. Chaffin suggested that the Council extend the substantial completion date to January 15, 2008. Chaffin explained that this amount of time was fair for extra work that Roloff had completed during the construction process that was not originally part of the construction project and timeline. Chaffin said that Roloff is taking the steps necessary to obtain a passed chloroform inspection, including flushing and chlorinating the line. Randy Sump told the Council that he did not have a problem allowing Roloff additional time. Sump said that he will not be ready to use the line until April. Motion by Sullivan, seconded by Shotkoski, to extend L. G. Roloff Construction's substantial completion date from December 28, 2007, until January 15, 2008. AYES: Hayes, Shotkoski, Sullivan, Swenson. NAYS: None. Motion by Sullivan, seconded by Hayes, to approve Change Order No. 3 in the amount of -\$29,118.53. AYES: Hayes, Shotkoski, Sullivan, Swenson. NAYS: None. Certificate of Payment No. 3 was not provided by Chaffin at this time. Chaffin informed the Council that there were some issues with the payment that needed to be corrected prior to approval.

Agenda Item 6. Randy Sump requested the Council to lower his letter of credit required for the Park Drive project. He stated that he would like to change the letter of credit to an amount sufficient to cover the remaining work to be done plus any retainage held. The current letter of credit is for \$460,000. At the same time, Sump offered to pay the City for his share of the project to date. He noted that the current letter of credit amount exceeds the actual cost of the project. He stated that he needs some of this funding to help pay for other costs he is incurring on the project. Bill Seidler, City Attorney, told the Council that certain obligations need to be met by the City when using bonds to complete the project. Seidler suggested that the City discuss this request with the fiscal agent prior to making any decisions. Council, Sump and Chaffin discussed alternative ways to remedy Sump's request. Information will be obtained from the City's fiscal agent, John Trecek with Ameritas Investment Corp., prior to a decision being made.

Sump requested that Chaffin provide him and the Council with a breakdown of the costs by water, sewer, storm sewer and paving projects.

Agenda Item 7. Seidler researched Sump's request to revise his storm water runoff. Seidler indicated that he spoke with Gary Sasse with JEO Consulting Group, City Engineer, about this matter. This request comes from Springfield's design standards described in the subdivision regulations. According to the regulations, this request would not meet the design standards. Seidler stated that Sump could apply for a variance and present this matter first to the Planning Commission and then to the Council. However, he stated that variances are not supposed to be granted for the reason of lowering financial obligations and, therefore, since Sump's request is primarily to reduce his cost, a variance would unlikely be granted. Sump understood that this request would be outside of the regulations. No action was taken.

Agenda Item 8. Mayor Richards informed the Council that she and Fauver will meet with Rich Jansen and Lt. Russ Zeeb next week to negotiate lease terms. Council further discussed possible terms for the lease. Council agreed to further discuss and potentially make a decision regarding the lease at the January 15, 2008, City Council meeting.

Agenda Item 9. Council Member Swenson introduced Resolution 2008-1 and moved its adoption.

**RESOLUTION
2008-1**

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SPRINGFIELD, NEBRASKA, IN SUPPORT OF FAIR, EQUITABLE AND UNIFORM LEGISLATION SHOULD THE LEGISLATURE DECIDE TO AMEND THE NEBRASKA CLEAN INDOOR AIR ACT (LB 395).

WHEREAS, LB 395, introduced during the 2007 legislative session, would amend the Nebraska Clean Indoor Air Act by restricting smoking in any place of employment or public place in the State; and

WHEREAS, in its final reading LB 395 contained an exemption for a metropolitan class city that had a smoking ban ordinance prior to January 1, 2007 and included a provision for other cities or villages to adopt more or less stringent smoking ordinances; and

WHEREAS, the governing body of the City of Springfield acknowledges that it is within the purview of the Nebraska Legislature to decide whether or not to enact a state-wide smoking ban; and

WHEREAS, should a state-wide smoking ban be approved, the ban should be fair, equitable and uniformly applicable in all jurisdictions across the State.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of Springfield, Nebraska, hereby expresses its support of legislation that ensures fairness, equity and uniformity in all jurisdictions across the State in the event the Nebraska Legislature amends the Nebraska Clean Indoor Air Act and enacts a state-wide smoking ban.

BE IT FURTHER RESOLVED, that the Mayor is hereby directed to communicate this position to our representative in the Legislature and such other parties as may be desirable to further these purposes.

PASSED AND APPROVED THIS 3rd DAY OF JANUARY, 2008.

Ayes __4__

Nays __0__

Abstain __0__

Absent __0__

Approved:

Mayor

SEAL

Attest:

City Clerk

Council Member Hayes seconded the motion and upon roll call on the passage and adoption of said Resolution the following voted AYE: Hayes, Shotkoski, Sullivan, Swenson. The following voted NAY: None. Whereupon the Mayor declared said Resolution passed and adopted.

Agenda Item 10. There was no executive session.

Agenda Item 11. There was no executive session action.

Agenda Item 12. Motion by Swenson, seconded by Hayes, to adjourn. AYES: Hayes, Shotkoski, Sullivan, Swenson. NAYS: None. Meeting was adjourned at 7:56 p.m.