

**MINUTES OF CITY COUNCIL
CITY OF SARGENT, NEBRASKA
Regular Session
Sargent Community Center
December 8, 2008**

The Mayor and Council of the City of Sargent, Nebraska, met in Regular Session at the Sargent Community Center on the 8th day of December, 2008 at 7:00 p.m. Notice of the meeting was posted at the City Office, U. S. Post Office, Sargent Community Center, Sargent Corner Market and First National Bank on Tuesday, November 26, 2008, and agendas were hand delivered Friday, December 5, 2008. The following were present: Council Members: Mick Kozeal, Robert Nitchie, Jan Oeltjen and Orville Mankle; City Administrator/Utility Superintendent, Mike Criss; City Clerk/Treasurer, Kathy Drake, and Chief of Police, J.D. Keefe.

Mayor Griebel welcomed guests, introduced Council Members and Staff, and publicly stated to all in attendance that a current copy of the Nebraska Open Meetings Act was available for review and indicated the location of such copy posted on the east wall of the meeting room in the Sargent Community Center. Mayor Griebel called the meeting to order at 7:00 p.m.

Council Member Oeltjen moved to approve the items on the consent agenda. Council Member Mankle seconded. Vote yea: Oeltjen, Mankle, Nitchie and Kozeal. Vote nay: none. Motion carried.

Mayor Griebel opened the meeting to Citizen Comments. With no comments from those in attendance, the Supervisor Reports were given.

City Clerk/Treasurer, Kathy Drake informed the Council that a law firm in Lincoln had contacted the office wanting the electrical codes and any other information on the electrical portion and asked if they wanted the office to do this work and charge them for it or have the firm come to the office and gather that information themselves. The Council's recommendation was to get a written request for the information. Kathy explained that the Municipal Code book had not been updated since 2005 and needed to be done. The Council agreed. Kathy will get information on approximate costs to present to the Council. She informed the Council that the County had asked if there was a charge for use of the Community Center during the election. The Council recommended contacting other communities to see if they charged the County and if so, what the charge was.

City Administrator/Utility Superintendent, Mike Criss informed the Council that it appeared Broken Bow was going to get wind power and that the men had been trimming trees in the alleys to keep out of the power lines and to make it easier for the trash company to get through. He asked the Council's opinion on selling the Dodge pickup and the Massey Ferguson T/O20. Discussion was held on equipment no longer being used and asked Mike to work up a bid sheet. There was discussion on a mower that Grint's had that would allow for more efficient usage for time as well as equipment.

Mick Kozeal gave the landfill report. He stated that the overall tonnage was off in 2008 compared to 2007 but the landfill was still profitable. The bids were going to be opened at the next meeting for the compactor that they were purchasing.

J.D. Keefe, Chief of Police stated that DARE instruction would begin after school starts back up. He asked about a different vehicle and the Council suggested he check prices.

Council Member Kozeal moved that the City of Sargent approve the Mayor to sign the CDBG Contract #08-HO-2077 adding to the Special Conditions for Release of funds the Conflict of Interest stating: "No officer, employee or agent of the Grantee will participate in the selection, or in the award or administration of a contract supported by Federal funds if a conflict of interest, real or apparent, would be involved. Such a conflict would arise when: the employee, officer or agent; any member of their immediate family; their partner; or an organization which employs, or is about to employ, any of the above, has a financial or other interest in the firm selected for award. The Grantee's officers, employees or agent will neither solicit nor accept gratuities, favors or anything of monetary value from contractors, potential contractors, or parties to subagreements during office tenure or for one year after the closeout of the grant. Upon written request by the Grantee, exceptions may be granted by the Department upon case-by-case basis when it is determined that such an exception will service to further the purpose of the Act." Council Member Oeltjen seconded. Vote yea: Oeltjen, Mankle, Nitchie and Kozeal. Vote nay: none. Motion carried.

The committee discussed the recommendations stated in the letter from Lower Loup Natural Resources District on the water problems northeast of Sargent. Mike was to check into what, if any, financial help the USDA would be able to offer and keep the Council informed.

Representatives from Tagge Engineering, Toney Krajewski and Bruce Raddatz, discussed the results of their survey at the blocks of 200 N Custer and 200 W Semler and indicated to the Council that the city was flat and these two properties were in a particularly low area. The Council requested that someone from Tagge contact the State of Nebraska expressing the difficulties with the water not draining by Hwy 183 and their recommendations. They also want the City Attorney, Glenn Clark, to research a paving district.

Council Member Mankle moved that the City of Sargent approve Christmas Bonuses in the amount of \$200.00 for full-time employees and \$100.00 for part-time employees. Council Member Oeltjen seconded. Vote yea: Oeltjen, Mankle, Nitchie and Kozeal. Vote nay: none. Motion carried.

Mayor Griebel and fellow Council Members thanked Orville Mankle for his service for the City of Sargent. Mayor Griebel then gave the oath of office to Council Member's Tim Leibert and Robert Nitchie.

Council Member Oeltjen moved that the meeting be adjourned. Council Member Kozeal seconded the motion. Vote yea: Oeltjen, Mankle, Nitchie and Kozeal. Vote nay: none. Motion carried. Meeting adjourned at 9:05 p.m.

The Mayor and Council of the City of Sargent, Nebraska, met in Regular Session at the Sargent Community Center on the 8th day of December, 2008 at 7:00 p.m. Notice of the meeting was posted at the City Office, U. S. Post Office, Sargent Community Center, Sargent Corner Market and First National Bank on Tuesday, October 28, 2008, and agendas were hand delivered Friday, December 5, 2008. The following were present: Council Members: Mick Kozeal, Robert Nitchie, Jan Oeltjen and Tim Leibert; City Administrator/Utility Superintendent, Mike Criss; City Clerk/Treasurer, Kathy Drake, and Chief of Police, J.D. Keefe.

Mayor Griebel publicly stated to all in attendance that a current copy of the Nebraska Open Meetings Act was available for review and indicated the location of such copy posted on the east wall of the meeting room in the Sargent Community Center. Mayor Griebel called the meeting to order at 9:06 p.m. The following were present:

Nominations for Council President were opened. Council Member Nitchie nominated Council Member Kozeal. With no further nominations made, Council Member Oeltjen seconded. Voting yea: Oeltjen, Leibert, Nitchie and Kozeal. Vote nay: none. Motion carried.

Mayor Griebel announced the following appointments for the year 2009:

City Physician	Central NE Medical Clinic Doctors
City Attorney	Glenn Clark
Bond Council	Armeritas Investment
City Engineer/Street Superintendent	Tagge Engineering Consultants, Inc.
City Auditor	Alvin P. Alms & Company
City Depository	First National Bank/NPAIT
Building Inspector	Robert Nitchie
Assistant Building Inspector	Tim Leibert
Streets, Alleys, Walks & Bridges	Tim Leibert/Robert Nitchie
Utilities	Mick Kozeal/Jan Oeltjen
Clerk/Treasurer	Kathy Drake
Deputy Clerk	Jessica Decker
Administrator/Utility Superintendent	Mike Criss
Police Chief	J.D. Keefe
Audit Committee:	
January – June	Mick Kozeal and Robert Nitchie
July – December	Jan Oeltjen and Tim Leibert
Loup Central Landfill	
Representative	Mick Kozeal
Alternate	Robert Nitchie

Council Member Leibert moved that the City of Sargent approve Resolution #2008-12-02 appointing Mick Kozeal as the representative for the Loup Central Landfill and Robert Nitchie as the alternate. Council Member Oeltjen seconded. Voting yea: Oeltjen, Leibert, Nitchie, and Kozeal. Vote nay: none. Motion carried.

Council Member Nitchie moved that the City of Sargent approve the building permit for Jerry White to erect a fence at 200 W. Della Street. Council Member Leibert seconded. Voting yea: Oeltjen, Leibert, Nitchie and Kozeal. Vote nay: none. Motion carried.

Ron Richards from J & J Sanitation was present to get feedback from the Council on their service. The Council expressed satisfaction with J & J Sanitation. Ron stated that they do random surveys and the results from the businesses indicated dissatisfaction with the charges. The discrepancies were discussed and Ron explained how they would like to have a uniform price based on the size of container at each residence and business. He explained the desire to have polycarts that would be placed at the curb instead of the dumpster or trash cans placed in the alleys. To offset the \$16,000 investment of J & J Sanitation, a 5% increase would need to be passed on to the customer for the polycart once they are received and delivered to the residence. This would allow for uniform pricing, save expense for maintaining the alleys by the City and also the wear and tear on their equipment. Council Member Kozeal moved that the City of Sargent approve a 5% increase for the polycarts offered by J & J Sanitation. Council Member Nitchie seconded. Voting yea: Oeltjen, Leibert, Nitchie and Kozeal. Vote nay: none. Motion carried.

Council Member Kozeal moved that the City of Sargent allow a 120 day extension from December 8, 2008, for Becky Poland to dismantle the property located at 205 South 4th per her letter of request. Council Member Oeltjen seconded. Voting yea: Oeltjen, Leibert, Nitchie and Kozeal. Vote nay: none. Motion carried.

The building permit submitted by David Parker to put a trailer in what is currently known as the Drake Trailer Court was discussed. Council Member Nitchie moved that the City of Sargent deny the building permit for David Parker to put a trailer in what is currently known as the Drake Trailer Court because the trailer does not meet codes. Council Member Leibert seconded. Voting yea: Oeltjen, Leibert, Nitchie and Kozeal. Vote nay: none. Motion carried.

Frank and Dixie Trotter removed their request to speak to the Council.

Council Member Kozeal introduced Resolution #2008-12-01; all items placed on the Council Agenda for meetings shall be placed on the agenda by the City Clerk at the direction of the Mayor or any individual Council Member. Council Member Oeltjen moved that the City of Sargent approve Resolution #2208-12-01. Council Member Kozeal seconded. Voting yea: Oeltjen, Kozeal and Griebel. Voting nay: Leibert and Nitchie. Motion carried.

Discussion was held on whether to donate to the Bulldog Education Foundation. It was decided that no donation would be made by the City of Sargent.

Council Member Oeltjen moved to adjourn and Council Member Leibert seconded. Voting yea: Oeltjen, Leibert, Nitchie and Kozeal. Vote nay: none. Motion carried. Meeting adjourned at 10:08 p.m.

Kathy Drake, City Clerk

Bernard Griebel, Mayor

Claims paid December 8, 2008

	<u>Name</u>	<u>Split</u>	<u>Amount</u>
Community Center			
	Appeara	Supplies	-34.15
	Grainger Inc.	Department	-229.73
	NCTC	Telephone	-45.78
	Protex Central, Inc.	Maintenance	-180.00
	Sargent Municipal Utilities	Ele, Sewer or Water	<u>-188.85</u>
First National Bank - Municipal			
	AFLAC	Payroll Liabilities	-96.90
	BlueCross Blue Shield Of NE	Payroll Liabilities	-449.41
	Capital One	Department	-449.42
	Corner Market	Department	-20.19
	Credit Bureau Services	Dues & Subscriptions	-5.00
	Custer County Firearms	Supplies	-124.27
	Dana F. Cole	Professional Services	-330.00
	Eakes Office Plus	Department	-104.34
	First National Bank	Payroll Liabilities	-1,450.51
	Gideon Ready Mix	Street Repair	-711.27
	GoFer Foods	Fuel	-257.13
	Great Plains One-Call Service	Outside Services	-5.05
	Grint's Farm Supply	Department	-48.64
	HD Supply Waterworks	Street Repair	-765.31
	HSBC Business Solutions	Department Lodging, Meals, and Travel	-210.35
	Jess Decker	Travel	-39.20
	Jim Ash Construction	Building	-825.00
	Lisa Grint	Outside Services	-75.00
	Loup Rivers Scenic Byway	Dues & Subscriptions	-25.00
	MFS Service Center, Inc.	Payroll Liabilities	-248.50
	Michael Todd & Co	Equipment	-461.38
	Petty Cash	Postage	-26.84
	Sandhills Excavating	Street Repair	-1,900.00

Sargent Insurance Agency	Other Expense	-375.00
Sargent Municipal Utilities	Utilities	-129.96
SourceGas	Natural Gas	-12.87
Trotter Grain and Fertilizer	Department	<u>-252.00</u>

First National Bank - Utilities

AFLAC	Payroll Liabilities	-57.76
Alltel	Telephone	-53.69
Appeara	Department	-128.26
CPPD	Department	-479.23
Department of Energy	WAPA	-4,620.90
First National Bank of Ord	Payroll Liabilities	-2,186.18
GoFer Foods	Fuel	-198.87
Grint Farm Supply	Department	-24.75
Hometown Leasing	Equipment Lease	-52.69
J & J Sanitation	Solid Waste Fees Paid	-5,550.52
Kriz-Davis Electrical Supply	Department	-235.42
Louie's Body Shop	Vehicle	-93.99
MFS Service Center, Inc.	Payroll Liabilities	-635.96
Municipal Energy Agency of NE	MEAN	27,684.26
NCTC	Telephone	-750.12
NE Dept of Revenue	Sales & Use Tax	-2,408.00
Nebraska Public Health Environmental Lab.	Lab Fees	-38.00
NMPP	Professional Services	-1,925.00
Protex Central, Inc.	Maintenance	-156.00
Sargent Municipal Utilities	Utilities	-829.07
Sargent Variety	Department	-9.82
SourceGas	Utilities	-292.01
State of Nebraska - State Fire Marshal	License Fees Paid	-120.00
USIS Commercial Services, Inc.	Dues & Subscriptions	-129.00