

**MINUTES OF CITY COUNCIL  
CITY OF SARGENT, NEBRASKA  
Regular Session  
Sargent Community Center  
July 12, 2010**

The Mayor and Council of the City of Sargent, Nebraska, met in Regular Session at the Sargent Community Center on the 12<sup>th</sup> day of July, 2010, at 7:00 p.m. Notice of the meeting was posted at the City Office, U. S. Post Office, Sargent Corner Market and First National Bank on Tuesday, July 1, 2010. The following were present: Mayor Mick Kozeal; Council Members: Jan Oeltjen, Tim Leibert, Bob Nitchie and Micky Schneider. Also present were City Administrator/Utility Superintendent, Mike Criss, City Attorney Glenn Clark, Officer JD Keefe, City Clerk/Treasurer, Gwenda Horky, and Special Guest Luke Dutcher from Miller & Associates

Mayor Kozeal 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 Kozeal called the meeting to order at 7: 00 p.m.

Council Member Leibert moved to approve the consent agenda with the addition of Resolution 2010-14-7. Council Member Oeltjen seconded. Voting yea: Oeltjen, Nitchie, Leibert and Schneider. Voting nay: None. Motion carried

Citizen Comments: Marty Riddle wanted to know if there would be time for comments after the Drainage Presentation.

Old Business

Ms. Champoux informed the Council that the rate on the Workman's Comp would be going down.

New Business

Luke Dutcher from Miller & Associates was present to discuss the water drainage issues. Many comments were made by the concern citizens and surrounding land owners. Mr. Dutcher will be back at the August meeting with more details of a drainage project.

Theresa Buck will be using the Community Center kitchen. The Community Center kitchen was inspected and has become licensed for Ms. Buck.

Council Member Nitchie moved to approve the purchase of eleven "Saving Energy" kits for the Sargent Elementary Fifth Graders. The cost is \$15.00 per kit. Sargent Insurance and the City of Sargent will split the cost of \$165.00 equally. Council Member Leibert seconded. Voting yea: Oeltjen, Nitchie, Leibert and Schneider. Voting nay: None. Motion carried

Council Member Oeltjen moved to appoint Micheal Kozeal as alternate representative to the NMPP Members' Council and Micheal Kozeal as alternate representative to MEAN Management Committee. Council Member Schneider seconded. Voting yea: Oeltjen, Nitchie, Leibert and Schneider. Voting nay: None. Motion carried

Council Member Nitchie moved that he City of Sargent approve the Interlocal Agreement with Central NE Economic Development District for the Safe Routes Project. Council Member Leibert seconded. Voting yea: Oeltjen, Nitchie, Leibert and Schneider. Voting nay: None. Motion carried

Resolution 2010-12-7 authorizes Micheal L Kozeal to sign the Interlocal Agreement with Central Ne Economic Development. Council Member Leibert moved to approve Resolution 2010-12-7. Council Member Nitchie seconded. Voting yea: Oeltjen, Nitchie, Leibert and Schneider. Voting nay: None. Motion carried

Resolution 2010-13-7 states that the City of Sargent desires to participate in a Federal Aid Transportation Construction Program and will comply with the rules and regulation of the Federal Highway Administration. Council Member Leibert moved that the City approve Resolution 2010-13-7. Council Member Oeltjen seconded. . Voting yea: Oeltjen, Nitchie, Leibert and Schneider. Voting nay: None. Motion carried

Resolution 2010-14-7 states that Micheal L Kozeal and Timothy S Leibert may execute documents to convey title of property to the State of NE for highway purposes. Council Member Nitchie moved to approve Resolution 2010-14-7. Council Member Leibert seconded. . Voting yea: Oeltjen, Nitchie, Leibert and Schneider. Voting nay: None. Motion carried

Council Member Oeltjen moved that the City of Sargent approve the CDBG Drawdown 12 for \$3,855.84. Council Member Nitchie seconded. . Voting yea: Oeltjen, Nitchie, Leibert and Schneider. Voting nay: None. Motion carried

Council Member Nitchie stated that Joe Schneider did not need a building permit to replace the front steps at his house.

The Council will meet on July 19, 2010 at 7:00 p.m. to go over the budget.

The issue of rabies in cats in Custer County was discussed.

Supervisor reports were given.

Mayor Kozeal announced that the Council was going into closed session for the protection of the public interest to discuss employees.

Council Member Schneider moved that the City of Sargent adjourn into closed session at the hour of 9:42 p.m. for the protection of the public interest to discuss employees. Council Member Leibert seconded. Voting yea Oeltjen, Leibert, Nitchie, Schneider. Voting Nay: None. Motion carried.

Mayor Kozeal announced that the Council was going into closed session for the protection of the public interest to discuss pending litigation.

Council Member Nitchie moved that the City of Sargent reconvene into regular session at the hour of 9:47 p.m. Council Member Schneider seconded. Voting yea: Oeltjen, Leibert, Nitchie, Schneider. Voting nay: None. Motion carried.

Mayor Kozeal announced that the Council was going into closed session for the protection of the public interest to discuss pending litigation.

Council Member Oeltjen moved that the City of Sargent adjourn into closed session at the hour of 9:48 p.m. for the protection of the public interest to discuss pending litigation. Council Member Leibert seconded. Voting yea Oeltjen, Leibert, Nitchie, Schneider. Voting Nay: None. Motion carried.

Mayor Kozeal announced that the Council was going into closed session for the protection of the public interest to discuss pending litigation.

Council Member Schneider moved that the City of Sargent reconvene into regular session at the hour of 9:50 p.m. Council Member Nitchie seconded. Voting yea: Oeltjen, Leibert, Nitchie, Schneider. Voting nay: None. Motion carried.

Council Member Oeltjen moved to increase the wage of Kash Tobias by \$1.00 per hour. Council Member Schneider seconded. Voting yea: Oeltjen, Leibert, Nitchie, and Schneider. Voting nay: None. Motion carried.

A motion was made by Council Member Leibert and seconded by Council Member Oeltjen to adjourn the meeting. Voting yea: Oeltjen, Leibert, Nitchie, and Schneider. Voting nay: None. Motion carried. Meeting adjourned at 9:56 p.m.

Mayor, Mick Kozeal

City Clerk, Gwenda Horkey

**Community Center**

|       |            |      |              |         |                |
|-------|------------|------|--------------|---------|----------------|
| Check | 07/12/2010 | 1268 | Dolly Grause | -SPLIT- | <u>-125.04</u> |
|-------|------------|------|--------------|---------|----------------|

**Economic Dev.**

|       |            |  |                          |                   |                  |
|-------|------------|--|--------------------------|-------------------|------------------|
| Check | 06/30/2010 |  | Crystal & Curtis Danials | Econ. Devel. Loan | <u>10,002.00</u> |
|-------|------------|--|--------------------------|-------------------|------------------|

**First National Bank -****Municipal**

|       |            |      |                                |                      |               |
|-------|------------|------|--------------------------------|----------------------|---------------|
| Check | 07/12/2010 | 7184 | Arnold Pool Company            | Swimming Pool        | -37.07        |
| Check | 07/12/2010 | 7185 | Burwell Tribune                | Advertising          | -78.00        |
| Check | 07/12/2010 | EFT  | Capital One                    | -SPLIT-              | -217.06       |
| Check | 07/12/2010 | 7186 | Credit Bureau Services         | Dues & Subscriptions | -5.00         |
| Check | 07/12/2010 | 7187 | Custer County Chief            | Office               | -34.29        |
| Check | 07/12/2010 | 7188 | Don's Auto Parts, Inc.         | Equipment            | -409.61       |
| Check | 07/12/2010 | 7189 | First National Bank            | Dues & Subscriptions | -15.00        |
| Check | 07/12/2010 | 7190 | GoFer Foods                    | -SPLIT-              | -389.57       |
| Check | 07/12/2010 | 7191 | GoFer Foods                    | -SPLIT-              | -1,137.98     |
| Check | 07/12/2010 | 7192 | Great Plains One-Call Service  | Other Expense        | -4.16         |
| Check | 07/12/2010 | 7193 | Grint's Farm Supply            | Equipment            | -113.22       |
| Check | 07/12/2010 | 7195 | HSBC Business Solutions        | Department           | -21.34        |
| Check | 07/12/2010 | 7196 | League of Municipalities       | Training             | -70.54        |
| Check | 07/12/2010 | 7194 | Lisa Grint                     | Advertising          | -75.00        |
| Check | 07/12/2010 | 7197 | Mid-American Research Chemical | Department           | -74.50        |
| Check | 07/12/2010 | 7198 | NCTC                           | Telephone            | -33.41        |
| Check | 07/12/2010 | 7199 | Office Net                     | Department           | -59.16        |
| Check | 06/14/2010 | 7153 | Rebecca Davenport              | License Fees Paid    | -30.00        |
| Check | 07/12/2010 | 7200 | Sargent Corner Market          | -SPLIT-              | -99.80        |
| Check | 07/12/2010 | 7201 | Sargent Variety                | -SPLIT-              | -29.70        |
| Check | 07/12/2010 | 7202 | Topkote, Inc.                  | Street Repair        | 30,000.00     |
| Check | 07/12/2010 | 7203 | Trotter Grain & Fertilizer     | -SPLIT-              | -2,748.89     |
| Check | 06/14/2010 | 7157 | United Industries, INC         | -SPLIT-              | -658.80       |
| Check | 07/12/2010 | 7204 | USA Blue Book                  | -SPLIT-              | <u>-50.89</u> |

**First National Bank -****Utilities**

|       |            |      |                          |                      |           |
|-------|------------|------|--------------------------|----------------------|-----------|
| Check | 07/12/2010 | 8587 | Barco Municipal Products | -SPLIT-              | -3,216.76 |
| Check | 07/12/2010 | 8588 | Burwell Tribune          | -SPLIT-              | -15.46    |
| Check | 07/12/2010 | EFT  | Capital One              | -SPLIT-              | -106.75   |
| Check | 07/12/2010 | 8589 | Central I.T.             | -SPLIT-              | -220.85   |
| Check | 07/12/2010 | 8590 | Dultmeier Sales          | Building Maintenance | -153.03   |
| Check | 07/12/2010 | 8591 | Eakes Office Plus        | -SPLIT-              | -287.96   |
| Check | 07/12/2010 | 8592 | Great Western Gas Co.    | Department           | -57.53    |
| Check | 07/12/2010 | 8593 | Grint's Farm Supply      | -SPLIT-              | -47.18    |

|       |            |      |   |   |                |
|-------|------------|------|---|---|----------------|
| Check | 07/12/2010 | 8595 | Hometown Leasing  | -SPLIT-                                       | -52.69         |
| Check | 07/12/2010 | 8594 | HSBC Business Solutions                                   | -SPLIT-                                       | -144.74        |
| Check | 07/12/2010 | 8596 | J & J Sanitation  | -SPLIT-                                       | -6,063.23      |
| Check | 06/28/2010 | 8586 | MEAN<br>Mid-American Research                             | MEAN  | 19,448.62      |
| Check | 07/12/2010 | 8597 | Chemical  | Department                                    | -265.00        |
| Check | 07/12/2010 | 8598 | Midstates Erectors, INC                                   | Equipment Maintenance                         | 21,708.89      |
| Check | 07/12/2010 | 8599 | NCTC  | Telephone                                     | -283.11        |
| Check | 06/24/2010 | EFT  | NE Dept of Revenue<br>Nebraska Floodplain &<br>Stromwater | Sales & Use Tax                               | -2,878.16      |
| Check | 07/12/2010 | 8600 |   | Training                                      | -80.00         |
| Check | 07/12/2010 | 8601 | Office Net  | -SPLIT-                                       | -30.00         |
| Check | 07/12/2010 | 8602 | Paulsen, Inc.<br>Recorder Charts & Pens<br>INC            | Street Repair                                 | -221.60        |
| Check | 07/12/2010 | 8603 |   | Office  | -287.51        |
| Check | 07/12/2010 | 8604 | Sargent Leader  | Dues & Subscriptions                          | -29.00         |
| Check | 06/16/2010 | 8575 | Sargent Municipal Utilities                               | Utilities                                     | -20.65         |
| Check | 07/12/2010 | 8605 | Sargent Variety   | Publications<br>Lodging, Meals, and<br>Travel | -6.49          |
| Check | 07/12/2010 | 8606 | The Ritz  |   | -38.87         |
| Check | 07/12/2010 | 8607 | USA Blue Book   | -SPLIT-                                       | -126.68        |
| Check | 06/18/2010 | 8577 | Verizon   | Utilities                                     | -61.18         |
| Check | 07/12/2010 | 8608 | Verizon   | Telephone                                     | -60.69         |
| Check | 07/12/2010 | 8583 | WAPA  | WAPA  | -5,450.24      |
| Check | 07/12/2010 | 8582 | Ward Laboratories   | Lab Fees                                      | <u>-330.40</u> |

**Medical Clinic #1  
MMA**

|       |            |     |                |          |                |
|-------|------------|-----|----------------|----------|----------------|
| Check | 07/12/2010 | 419 | Wadas,<br>Inc. | Building | <u>-165.37</u> |
|-------|------------|-----|----------------|----------|----------------|