

City of Osceola
Council Meeting
August 10, 2010

- 1) The Osceola City Council meeting was called to order at 7:00 P.M. by Mayor Wendell Lindsley. Advance notice was given by posting the notice and agenda at the Osceola Post Office, Polk County Court House and Osceola City Clerk's office. Members present were Jason Klein, Kraig Kuhnel, and Charles Hays. Don Sterup was absent. Also present were Erin Baker, City Clerk/Treasurer, Tim Althouse, Street Superintendent and Brian Beckner, City Attorney. The public was informed the Open Meetings Act is posted on the west wall if they wish to review it.
- 2) Councilman Klein moved to approve the July 13, 2010 minutes. Seconded by Councilman Kuhnel and the following voted yes: Klein, Kuhnel, and Hays. Sterup was absent.
- 3) Councilman Hays moved to approve the claims. Seconded by Councilman Klein and the following voted yes: Klein, Kuhnel, and Hays. Sterup was absent.
- 4) Councilman Kuhnel motioned to approve the claims from Hometown Hardware and the Senior Center rent, i.e. Jason Klein, seconded by Hays and the following votes yes: Kuhnel, and Hays. Klein abstained due to a conflict of interest. Sterup was absent.
- 5) **August claims are as follows –**

General	STATE WITHHOLDING PAYABLE	\$14.60		Fire	LIFE INSURANCE EXPENSE	\$89.44		
	FEDERAL WITHHOLDING PAYABLE	\$40.07			ELECTRICITY EXPENSE	\$169.66		
	FICA/MEDI WITHHOLDING PAYABLE	\$945.88			REPAIRS & MAINTENANCE EXPENSE	\$1,633.01		
	DUE TO RETIREMENT PLAN	\$55.68			SUPPLIES EXPENSE	\$4,310.17		
	HEALTH INSURANCE EXPENSE	\$139.80			FUEL EXPENSE	\$113.98		
	DUES EXPENSE	\$897.00						
	LEGAL FEES EXPENSE	\$1,351.22						
						\$6,316.26		
	ELECTRICITY EXPENSE	\$332.58			Cemetery	REPAIRS & MAINTENANCE EXPENSE		\$3,011.00
	NATURAL GAS EXPENSE	\$27.27				MOWING EXPENSE		\$3,899.60
	PHONE & INTERNET EXPENSE	\$48.46						\$6,910.60
	SENIOR CENTER EXPENSE	\$600.00			Water	STATE WITHHOLDING PAYABLE		\$36.40
						FEDERAL WITHHOLDING PAYABLE		\$169.13
	SUPPLIES EXPENSE	\$170.27				FICA/MEDI WITHHOLDING PAYABLE		\$284.60
	PUBLISHING EXPENSE	\$143.68				SALES TAX PAYABLE		\$573.97
	JACKSON SERVICES/LAUNDRY EXP.	\$13.42				DUE TO RETIREMENT PLAN		\$94.65
	DOG/ KENNEL EXPENSE	\$150.00				HEALTH INSURANCE EXPENSE		\$393.58
	LICENSES/TAXES/PERMITS EXPENSE	\$38.91				SCHOOL/MILEAGE EXPENSE		\$200.99
						ENGINEERING FEES EXPENSE		\$4,099.50
		\$4,968.84				ELECTRICITY EXPENSE		\$1,849.61
		CELLULAR PHONE EXPENSE	\$26.19					
Streets	STATE WITHHOLDING PAYABLE	\$57.58		SUPPLIES EXPENSE	\$659.04			
	FEDERAL WITHHOLDING PAYABLE	\$250.94		FUEL EXPENSE	\$220.00			
	FICA/MEDI WITHHOLDING PAYABLE	\$404.14		TESTING EXPENSE	\$142.00			
	DUE TO RETIREMENT PLAN	\$140.31						
	HEALTH INSURANCE EXPENSE	\$288.53			\$8,749.66			
	ELECTRICITY EXPENSE	\$1,336.00						
	CELLULAR PHONE EXPENSE	\$25.00						
	SUPPLIES EXPENSE	\$525.75						
	GRAVEL/ROCK/SAND EXPENSE	\$422.83						
	FUEL EXPENSE	\$105.63						
	JACKSON SERVICES/LAUNDRY EXP.	\$13.42						
	STREET SWEEPING EXPENSE	\$891.84						
	STREET REPAIRS EXPENSE	\$3,510.07						
				\$7,972.04				

Park	STATE WITHHOLDING PAYABLE	\$104.26		Sewer	STATE WITHHOLDING PAYABLE	\$23.58		
	FEDERAL WITHHOLDING PAYABLE	\$376.07		Sewer	FEDERAL WITHHOLDING PAYABLE	\$117.63		
	FICA/MEDI WITHHOLDING PAYABLE	\$1,887.78		Sewer	FICA/MEDI WITHHOLDING PAYABLE	\$209.52		
	SALES TAX PAYABLE	\$1,077.29		Sewer	SALES TAX PAYABLE	\$1,393.52		
	DUE TO RETIREMENT PLAN	\$193.69		Sewer	DUE TO RETIREMENT PLAN	\$69.82		
	HEALTH INSURANCE EXPENSE	\$340.42		Sewer	HEALTH INSURANCE EXPENSE	\$343.95		
	ENGINEERING FEES EXPENSE	\$1,066.40		Sewer	ELECTRICITY EXPENSE	\$221.05		
	ELECTRICITY EXPENSE	\$1,652.04		Sewer	PHONE & INTERNET EXPENSE	\$26.19		
	REPAIRS & MAINTENANCE EXPENSE	\$162.24		Sewer	REPAIRS & MAINTENANCE EXPENSE	\$250.00		
	SUPPLIES EXPENSE	\$167.87		Sewer	SUPPLIES EXPENSE	\$69.44		
	FUEL EXPENSE	\$144.00		Sewer	FUEL EXPENSE	\$105.11		
	POOL REPAIRS & MAINTENANCE EXP	\$3,429.96		Sewer	TESTING EXPENSE	\$7.11		
	POOL SUPPLIES EXPENSE	\$52.58		Sewer			\$2,836.92	
	POOL CHEMICALS EXPENSE	\$1,023.63		Sewer	Compactor	STATE WITHHOLDING PAYABLE	\$17.75	
	POOL PHONE EXPENSE	\$108.18		Sewer	Compactor	FEDERAL WITHHOLDING PAYABLE	\$87.92	
	BALL PARK REPAIRS & MAINT. EXP	\$804.52		Sewer	Compactor	FICA/MEDI WITHHOLDING PAYABLE	\$291.64	
	BALL PARK MISCELLANEOUS EXPENS	\$125.00		Sewer	Compactor	DUE TO RETIREMENT PLAN	\$97.52	
				\$12,715.93	Compactor	HEALTH INSURANCE EXPENSE	\$278.52	
Library	STATE WITHHOLDING PAYABLE	\$4.49		Compactor	ELECTRICITY EXPENSE	\$61.72		
	FEDERAL WITHHOLDING PAYABLE	\$0.88		Compactor	SUPPLIES EXPENSE	\$49.32		
	FICA/MEDI WITHHOLDING PAYABLE	\$185.72		Compactor	LANDFILL FEES	\$1,650.39		
	DUE TO RETIREMENT PLAN	\$5.32		Compactor	TRUCKING EXPENSE	\$1,691.10		
	SCHOOL/MILEAGE EXPENSE	\$13.00		Compactor		\$4,225.88		
	ELECTRICITY EXPENSE	\$220.55		Ambulance	FICA/MEDI WITHHOLDING PAYABLE	\$55.34		
	SUPPLIES EXPENSE	\$97.18		Ambulance	FUEL EXPENSE	\$60.74		
	COPIER RENTAL EXPENSE	\$49.95		Ambulance	OXYGEN EXPENSE	\$52.08		
	BOOK PURCHASES EXPENSE	\$417.40		Ambulance	AMBULANCE BILLING FEES	\$218.98		
	MISCELLANEOUS EXPENSE	\$176.93				\$387.14		
		\$1,171.42		TOTAL		\$56,254.69		

6) Treasurer's Report:

7) Review Police Report: Officer Allen was present to discuss the police report. There was a white car near Kutting Image that was tagged with a 24 hour notice.

8) Almquist, Galloway – Budget Review: Terry Galloway was present to discuss the 2010/2011 budget. Mr. Galloway stated that the City has been giving the tax payers a big break by not asking for higher property taxes. He stated we would be \$60k out of budget. He also stated to either cut the budget or increase rates. The Mayor and council stated there is no need to increase property taxes right now.

Additions to the budget include: General: Increase clerks wages by \$1.00 per hour due to agreement when hired. Increase Office Assistant wages 3%. Add additional office assistant for 24 hours a week at \$8.00 per hour. Add \$4,000 in capital outlay for storage in City Office. Street Fund: Increase wages by 3%; add more for paving and Bob Cat Rental. Park: Pool: Increase lifeguard wages by .15c per hour; add a chemtrol unit for \$1900 and locks for \$500. Hydrant for the deck increase \$800. Ball Program: Increase \$3,000 for new uniforms and \$2000 for a new drag. Raise Bill Peterson wages 3%. Library Fund: add \$500 Capital outlay in case a computer breaks raise wages by .25c per hour. Fire Fund: Add for Bunker gear and Air Paks from the MFO fund. Cemetery: Increase Grave digging, mowing, and add funds for a new fence. Water fund: Prepare for new well and main transition along with 3% raise. Sewer: 3% raise, Compactor: Will look at compactor rates in January 2011, as of right now the City does not want to raise any rates, the compactor is showing a loss and eventually will need to be raised. Ambulance: Add for 6 new pagers \$2700 and one new Difibulator \$12,000.

9) Osceola School's Water:

- a. Mr. Rhinehart presented the Interlocal agreement between the City and the School dated October 13, 1999. The agreement stated that the City agrees to provide the School with a large user discount whenever water rates are established after meters are installed. We will monitor flat rates versus metered rates for the school and revisit at a later date.

10) Employee Raises:

- a. John Jarmin, Water/Sewer Superintendent will receive a 3% raise, .51c; Tim Althouse, Street Superintendent will receive a 3% raise, .45c; Bill Peterson, Park/Compactor will receive a 3%, .39c raise Erin Baker, City Clerk Treasurer will receive a \$1.00 raise, Cheryl Sisty, Office Assistant will receive a 3%, .25c raise; Harold Jarmin, Tree Site Manager will receive a 3%, .31c raise, Paula Johnson, Librarian will receive a .25c raise, and April Stevens, Library Assistant will receive a .25c raise.

11) Employee Retirement

- a. Motion by Kuhnel to raise employee retirement match from 2% to 3%, seconded by Klein and the following voted yes: Klein, Kuhnel, and Hays. Sterup was absent.

12) Nebraska Rural Water: Barney, Capacity Specialist

- a. Barney stated that we should enforce a drought policy, along with emergency action plan in case the water operator isn't available with specifics on what needs done. He stated that SRF may supersede interlocal agreements with other entities regarding water. The system needs to be maintained to provide clean, potable water. We need to put funds back for future improvements. The more you save prior to any project the better off you will be. Rates should increase every year to keep up with inflation. Barney will reassess in 3 to 4 years.

13) Miller & Associates – Water System engineering contract for Well System.

- a. Motion to approve Miller Engineering contract by Klein, seconded by Kuhnel and the following voted yes: Klein, Kuhnel, and Hays. Sterup was absent.
- b. The council also discussed liquidated damages with ME Collins Contract. ME Collins agrees to pay Miller & Associates \$10,000 to cover liquidated damages. The council stated an additional \$19,000 to the City of Osceola will be needed. Will discuss at next meeting.

14) JEO – Approve Eriksen Pay App

- a. Motion to approve Pay App to Eriksen Construction by Hays, seconded by Klein and the following voted yes: Klein, Kuhnel, and Hays. Sterup was absent.
- b. Motion to approve recommendation of acceptance on the pool by Kuhnel, seconded by Hays and the following voted yes: Klein, Kuhnel, and Hays. Sterup was absent.
- c. Pool gutters will be cut on August 20th. The 2 chipping issues Dave Scott/Eriksen will come to paint. Mongon states that paint will stick to the gutters. Henke will get Elkhorn fence to fix the handle. The south side of the decking by the Shade Shelter will be caulked.
- d. Motion to approve JEO Pay by Klein, seconded by Hays and the following voted yes: Klein, Kuhnel, and Hays. Sterup was absent.

15) Approve Split on lot for Brad Lamb

- a. Motion by Klein to approve Split on lot for Brad Lamb, seconded by Hays and the following voted yes: Klein, Kuhnel, and Hays. Sterup was absent.

16) Nebraska Sweeping – 2010-2011 Contract

- a. Motion by Kuhnel to approve 4% increase on Nebraska Sweeping 2010/2011 contract, seconded by Klein and the following voted yes: Klein, Kuhnel, and Hays. Sterup was absent.

17) Park Board new member Dan Theis

- a. Motion by Klein to approve Park Board additional member Dan Theis, seconded by Klein and the following voted yes: Klein, Kuhnel, and Hays. Sterup was absent.

18) Billing

- a. The City will now begin billing off of the meters. There will be no bill due for the month of September, as we use to bill ahead and we are now going to a current billing system. All past due bills must be paid, the next bill will be mailed out October 1st and customers will have 15 days to pay their bill.
- b.

- 19) Ordinance 587: Change in Billing Frequency, Past due notice, penalty rates, and shut off dates.
- a. Councilmember Klein introduced ordinance 587 changing the billing of utility bills and penalty rates, he also waived 3 readings, 2nd by Hays and the following voted yes: Klein, Kuhnel, and Hays. Sterup was absent.
 - b. Councilmember Hays motioned for final passage of ordinance 587, seconded by Kuhnel and the following voted yes: Klein, Kuhnel, and Hays. Sterup was absent.
- 20) Toby watts: Fire Call Charges – Resolution/Rates
- a. Motion by Hays for the Fire Department to authorize billing insurance company for structural fires, seconded by Kuhnel and the following voted yes: Klein, Kuhnel, and Hays. Sterup was absent.
- 21) Select Office Assistant:
- a. There were 9 applicants for the Office Assistant job, the Clerk along with the Council decided to hire Elaine Simonsen as the next Office Assistant. Elaine will work opposite hours of Cheryl Sisty.
- 22) Miscellaneous
- a. Polk County Economic Development
 - a. Toni Smeal was available for any questions

There being no further business, the meeting adjourned at 11:15 P.M. to meet again in regular session on Tuesday September 14, 2010. Motion to adjourn by Klein, Seconded by Hays and the following voted yes: Klein, Kuhnel, and Hays. Sterup was absent.

Erin Baker, City Clerk

Wendell Lindsley, Mayor