

City of Osceola  
Council Meeting  
June 8, 2010

- 1) The Osceola City Council meeting was called to order at 7:08 P.M. by Mayor Wendell Lindsley. Advance notice was given by posting the notice and agenda at the Osceola Post Office, Pinnacle Bank and Osceola City Clerk's office. Members present were Jason Klein, Kraig Kuhnel, Don Sterup and Charles Hays. . 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 May 11, 2010 minutes. Seconded by Councilman Sterup and the following voted yes: Klein, Kuhnel, Sterup and Hays.
- 3) Councilman Klein moved to approve the claims. Seconded by Councilman Hays and the following voted yes: Klein, Kuhnel, Sterup and Hays.
- 4) Councilman Kuhnel motioned to approve the claims from Hometown Hardware and the Senior Center rent, i.e. Jason Klein, seconded by Sterup and the following votes yes: Sterup, Kuhnel, and Hays. Klein abstained due to a conflict of interest.
- 5) **June claims are as follows –**

General	STATE WITHHOLDING PAYABLE	\$18.95	
	FEDERAL WITHHOLDING PAYABLE	\$80.50	
	FICA/MEDI WITHHOLDING PAYABLE	\$340.52	
	DUE TO RETIREMENT PLAN	\$13.02	
	SCHOOL/MILEAGE EXPENSE	\$44.77	
	LAW ENFORCEMENT EXPENSE	\$4,032.45	
	LEGAL FEES EXPENSE	\$1,507.69	
	ELECTRICITY EXPENSE	\$460.74	
	NATURAL GAS EXPENSE	\$32.71	
	PHONE & INTERNET EXPENSE	\$93.80	
	SENIOR CENTER EXPENSE	\$300.00	
	SUPPLIES EXPENSE	\$152.56	
	PUBLISHING EXPENSE	\$320.98	
JACKSON SERVICES/LAUNDRY EXP.	\$15.00		
			\$7,413.69
Streets	STATE WITHHOLDING PAYABLE	\$26.31	
	FEDERAL WITHHOLDING PAYABLE	\$161.97	
	FICA/MEDI WITHHOLDING PAYABLE	\$280.78	
	DUE TO RETIREMENT PLAN	\$104.14	
	ELECTRICITY EXPENSE	\$2,096.93	
	REPAIRS & MAINTENANCE EXPENSE	\$62.72	
	SUPPLIES EXPENSE	\$46.58	
	FUEL EXPENSE	\$0.60	
	JACKSON SERVICES/LAUNDRY EXP.	\$22.71	
	STREET SWEEPING EXPENSE	\$891.84	
			\$3,694.58
Park	STATE WITHHOLDING PAYABLE	\$20.45	
	FEDERAL WITHHOLDING PAYABLE	\$115.48	
	FICA/MEDI WITHHOLDING PAYABLE	\$208.92	
	DUE TO RETIREMENT PLAN	\$138.89	
	ENGINEERING FEES EXPENSE	\$5,735.75	
	ELECTRICITY EXPENSE	\$317.34	
	REPAIRS & MAINTENANCE EXPENSE	\$5,121.64	
SUPPLIES EXPENSE	\$545.80		
FUEL EXPENSE	\$83.03		

	PUBLISHING EXPENSE	\$53.17	
	LICENSES/TAXES/PERMITS EXPENSE	\$918.12	
	POP & CANDY PURCHASES	\$447.78	
	BALL PARK REPAIRS & MAINT. EXP	\$29.44	
	BALL PARK SUPPLIES EXPENSE	\$16.04	
	BALL PARK COACHING/UMPIRING EX	\$200.00	
	BALL PARK BANNERS EXPENSE	\$875.00	
	BALL PARK MISCELLANEOUS EXPENS	\$124.00	
	CAPITAL OUTLAY EXPENSE	\$11,341.82	
			\$26,292.67
Library	STATE WITHHOLDING PAYABLE	\$4.01	
	FEDERAL WITHHOLDING PAYABLE	\$5.87	
	FICA/MEDI WITHHOLDING PAYABLE	\$167.86	
	DUE TO RETIREMENT PLAN	\$2.10	
	ELECTRICITY EXPENSE	\$117.24	
	NATURAL GAS EXPENSE	\$27.62	
	REPAIRS & MAINTENANCE EXPENSE	\$49.90	
	SUPPLIES EXPENSE	\$106.06	
	COPIER RENTAL EXPENSE	\$49.95	
	BOOK PURCHASES EXPENSE	\$636.07	
			\$1,166.68
Fire	LIFE INSURANCE EXPENSE	\$110.08	
	SCHOOL/MILEAGE EXPENSE	\$467.94	
	ELECTRICITY EXPENSE	\$103.66	
	NATURAL GAS EXPENSE	\$26.17	
	REPAIRS & MAINTENANCE EXPENSE	\$677.49	
	SUPPLIES EXPENSE	\$671.79	
	FUEL EXPENSE	\$11.83	
			\$2,068.96
Cemetery	PUBLISHING EXPENSE	\$45.57	
	MOWING EXPENSE	\$3,899.60	
			\$3,945.17
Bond	ACCOUNTS PAYABLE	\$156,510.00	
			\$156,510.00
Water	STATE WITHHOLDING PAYABLE	\$31.93	
	FEDERAL WITHHOLDING PAYABLE	\$169.93	
	FICA/MEDI WITHHOLDING PAYABLE	\$286.04	
	SALES TAX PAYABLE	\$0.56	
	DUE TO RETIREMENT PLAN	\$102.38	
	WATER SALES	\$8.27	
	ELECTRICITY EXPENSE	\$1,270.08	
	NATURAL GAS EXPENSE	\$40.72	
	CELLULAR PHONE EXPENSE	\$32.79	
	REPAIRS & MAINTENANCE EXPENSE	\$6.13	
	SUPPLIES EXPENSE	\$146.92	
	FUEL EXPENSE	\$1.00	
	PUBLISHING EXPENSE	\$342.45	
	TESTING EXPENSE	\$1,775.16	
	SALES TAX	\$287.02	
			\$4,501.38
Sewer	STATE WITHHOLDING PAYABLE	\$25.63	
	FEDERAL WITHHOLDING PAYABLE	\$128.09	
	FICA/MEDI WITHHOLDING PAYABLE	\$224.10	
	SALES TAX PAYABLE	\$388.33	

	DUE TO RETIREMENT PLAN	\$77.46	
	SEWER SALES	\$11.90	
	ELECTRICITY EXPENSE	\$199.95	
	PHONE & INTERNET EXPENSE	\$32.79	
	REPAIRS & MAINTENANCE EXPENSE	\$261.86	
	SUPPLIES EXPENSE	\$53.00	
	FUEL EXPENSE	\$1.00	
			\$1,404.11
Compactor	STATE WITHHOLDING PAYABLE	\$29.07	
	FEDERAL WITHHOLDING PAYABLE	\$125.27	
	FICA/MEDI WITHHOLDING PAYABLE	\$351.74	
	DUE TO RETIREMENT PLAN	\$139.53	
	COMPACTOR FEES	\$4.40	
	ELECTRICITY EXPENSE	\$68.18	
	SUPPLIES EXPENSE	\$63.61	
	FUEL EXPENSE	\$1.00	
	LANDFILL FEES	\$2,977.75	
	TRUCKING EXPENSE	\$1,500.16	
			\$5,260.71
Ambulance	STATE WITHHOLDING PAYABLE	\$0.30	
	FEDERAL WITHHOLDING PAYABLE	\$0.44	
	FICA/MEDI WITHHOLDING PAYABLE	\$57.42	
	CELLULAR PHONE EXPENSE	\$33.76	
	SUPPLIES EXPENSE	\$191.65	
	JACKSON SERVICES/LAUNDRY EXP.	\$37.00	
	OXYGEN EXPENSE	\$52.08	
			\$372.65
	TOTAL		\$212,630.60

- 6) Treasurer's Report: Council would like budget numbers placed within Treasurer's Report.
- 7) Review Police Report: Officer Bob Carey was present to give the police report. There was a discussion on at large dogs. The cost of at large is on the rise and we need to come up with a better solution for charges on at large dogs.
- 8) Miller & Associates
  - a. Reed Miller
    - a. The Public Hearing to discuss the proposed Engineering report, rates, environmental concerns, and any needed mitigation measures and to meet drinking water SRF criteria was open; however there was no input from the public.
    - b. Motion by Kuhnel accept a payment in the amount of \$1071.00 from the Nebraska Department of Environment Quality for the addition of a second user to Power Manager Software and Software training, seconded by Hays, and the following voted yes: Klein, Kuhnel, Sterup and Hays.
    - c. Issues of reseeding grass from meters were discussed.
- 9) JEO
  - a. Motion by Klein to approve application payment 6 to Eriksen Construction for \$ 156,510.00 seconded by Hays, and the following voted yes: Klein, Kuhnel, Sterup and Hays.
  - b. Summary of Progress
    - a. Condensate from heat pumps is running off the building. Need a pan for run-off water.
    - b. Pool fundraiser was a great success, special thank you to all who helped.
    - c. Casey's General store offered a great fundraising activity for the pool; this is up to the pool staff if they want to do this pizza fundraiser.

10) Steve Murphy

a. Murphy's Diner

- a. Mr. Murphy has provided proof of Fire Marshall Inspection along with funding info and therefore he is ready for the CDBG loan council approved a few months ago for the purchase of CJ's Café.

11) Michael Capito

- a. Mike Capito appeared before the Council to have them waive the finance charge on his water bill. He was advised that the City cannot do that. He also requested to continue parking his vehicles on the west side of his building. He was informed of the safety issues with where he parked his vehicles. He complained of other businesses that are doing the same thing and would have the same safety issue. The Mayor and Council took note of his complaints.

12) Ordinance 584

- a. Councilman Klein waived the readings and Introduced Ordinance #584, an ordinance amending ordinance 331 stating all water sold by the City to any customer shall be measured by a water meter approved by the Water Commissioner. Seconded by Hays and the following voted yes: Klein, Kuhnel, Sterup and Hays. Motion for Final passage of Ordinance Number 584 by Hays, seconded by Kuhnel and the following voted yes: Klein, Kuhnel, Sterup and Hays.

13) Ordinance 585

- a. Councilman Hays waived the readings and Introduced Ordinance #585, an ordinance relating to the removal of weeds, litter and other nuisances from lots within the city. The owner or occupant of any lot or piece of ground within the municipality shall keep the lot or piece of ground and the adjoining streets and alleys free of any growth of eight (8) inches or more in height of weeds, grasses, or worthless vegetation. Seconded by Klein and the following voted yes: Klein, Kuhnel, Sterup and Hays. Motion for Final passage of Ordinance Number 585 by Klein, seconded by Kuhnel and the following voted yes: Klein, Kuhnel, Sterup and Hays.

14) Ordinance 586

- a. Councilman Kuhnel waived the readings and Introduced Ordinance #586, an ordinance relating to the pet tax amount. Any person desiring a license as required by Section 2-102 shall pay the City Clerk for such license as follows: For each dog or cat the sum of \$10.00. Seconded by Klein and the following voted yes: Klein, Kuhnel, Sterup and Hays. Motion for Final passage of Ordinance Number 586 by Hays, seconded by Klein and the following voted yes: Klein, Kuhnel, Sterup and Hays.

15) DHHS Payment

- a. Motion by Klein to approve the Engineering Fees for the Swim Pool to DHHS in the sum of \$918.12, seconded by Hays and the following voted yes: Klein, Kuhnel, Sterup and Hays.

16) Donation to Osceola High School Art Department for painting the City Office

- a. Erin will talk with Cecil Waldman about supplies they need at the school for the City to purchase.

17) Pool Fundraiser

- a. We raised \$1,388.00 from the fundraiser for the Swim Pool. Funds will be used towards future purchase of bubblers and possibly a water walk. All leftover chips, and pop from the fundraiser are being sold at the pool for concessions.

18) City Clerk

- a. Finance Conference in Kearney June 16-18. Cheryl will be in the office from 8am to 1pm all 3 days.
- b. There being no further business, the meeting adjourned at 9:40 P.M. to meet again in regular session on Tuesday July 13, 2010. Motion to adjourn by Klein, Seconded by Sterup and the following voted yes: Klein, Kuhnel, Sterup and Hays.

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Erin Baker, City Clerk

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Wendell Lindsley, Mayor