

June 19, 2007 Condensed Minutes

The Ralston City Council met in a regular session on Tuesday, June 19, 2007 at 7:00 P.M. at Ralston City Hall. Roll was called with the following present: Gillespie, Alberhasky, Krause, Preis, Onken, Groesser, & Konwinski. The agenda for this meeting was available at City Hall for public inspection and posted prior to the meeting. The legal notice for the meeting was published in the Ralston Recorder. Claims listed are approved and a part of these minutes.

Invocation was given by Reverend Nan- Kaye Skinner, Trinity Methodist Church.

Groesser gave the Open Meeting Law Posting Acknowledgement.

The following permits were issued: #7169 to Doug Lacey, 7528 Oakwood, Remove & Replace Roof, \$7720.; #7171 to Dicon Corp, 5352/54 S 72<sup>nd</sup> St., Remodel Bay for Sam & Louie's Pizzeria, \$7875.; #7172 to Steven Bode, 4737 S 80<sup>th</sup>, Install A/C, \$3450.; #7173 to Dicon Corp, 5250 S 73<sup>rd</sup>, Temporary Pole for Fireworks stand, \$N/A; #7176 to Bill Huff, 6505 S 89<sup>th</sup> Cir, Electrical for Furnace,\$100.

Onken moved to approve the Consent Agenda, seconded by Alberhasky. The vote: Konwinski abstains. Gillespie, Alberhasky, Krause, Onken, Preis vote yes. Motion passes.

Freshman said Wildewood Park project had started and gave an update & said this was due to finish by the end of August. Woracek reported on the Trail progress. City Treasurer gave a Lottery & Sales Tax report. Legal reported on a lawsuit that named the City as a party to this suit.

1<sup>st</sup> Reading and Public Hearing for Ordinance #1123 - AN ORDINANCE FOR THE ISSUANCE OF HIGHWAY ALLOCATION FUND PLEDGE BONDS IN THE AMOUNT OF TWO HUNDRED NINETY FIVE THOUSAND DOLLARS (\$295,000) FOR THE PAYMENT OF COSTS IN CONNECTION WITH THE CONDTUCTION OF STREET & PAVING IMPROVEMENTS IN THE CITY OF RALSTON NEBRASKA was introduced by Konwinski. Groesser opened the public hearing. John Trecek, from Ameritas Investment spoke to the bond issuance. Trecek said this was to finance the panel replacement from 2006 & 2007. Groesser closed the Public Hearing. It was moved for approval by Onken, seconded by Konwinski for 1<sup>st</sup> Reading of #1123. The vote: all yes, motion carries. It was moved by Krause, seconded by Gillespie to waive 2<sup>nd</sup> & 3<sup>rd</sup> Readings on #1123. The vote: all yes, motion carries.

1<sup>st</sup> Reading and Public Hearing on Ordinance #1124 – AN ORDINANCE APPROVING THE FORMATION OF A NOT-FOR-PROFIT CORPORATION TO BE KNOWN AS CITY OF RALSTON MUNICIPAL FACILITIES CORPORATION FOR THE PURPOSE OF AQUIRING BUILDINGS, EQUIPMENT, AND FACILITIES FOR THE LEASE THEROF TO THE CITY OF RALSTON, NEBRASKA was introduced by Onken. Groesser opened the Public Hearing. John Trecek, Ameritas Investment, explained

what this corporation entailed. Trecek said establishing this has been in the works for over a year & explained the purpose as being able to finance the acquisition of buildings, land, or equipment for use by the issuer, the City of Ralston. Konwinski asked about article 11. Trecek said this language was required by the IRS code and was not in conflict with this ordinance. Groesser asked about the fees. Trecek said this would be \$10.00 per year. Onken said this would give the City a tax exempt rate if needed to finance this way. Alberhasky asked about the Board. Trecek said this Board served at the pleasure of the Mayor & Council, and should not be part of the City. Klinker said these people needed to be in place before submission to the state. Groesser closed the Public Hearing. Klinker asked if this could be finalized next week. Trecek said this could be done on June 26<sup>th</sup>. It was moved by Alberhasky, seconded by Onken for approval of #1124. The vote: all yes, motion carries.

3rd Reading & Public Hearing for Consideration of Ordinance #1122 – AN ORDINANCE OF THE CITY OF RALSTON, NEBRASKA TO PROVIDE FOR THE LICENSING AND REGULATION OF SEXUALLY ORIENTED BUSINESSES; STATING PURPOSE, INTENT AND FINDINGS; DEFINITIONS OF ORDINANCE TERMS; CLASSIFICATION OF BUSINESSES; LICENSE REQUIREMENT AND APPLICATION PROCESS; ZONING, DISTANCE AND APPLICATION REQUIREMENTS; INVESTIGATION AND LICENSE FEES; LICENSE TERM, SUSPENSION, AND REVOCATION PROVISIONS; NON- CONFORMING USES; OPERATIONAL CONDITIONS; RELATING TO MINORS; VIOLATIONS AS CRIMINAL OFFENSE AND PENALTY; REPEALING ANY CONFLICTING ORDINANCES OR PARTS OF ORDINANCES AND PROVIDING FOR PUBLICATION IN PAMPHLET FORM AND FOR AN EFFECTIVE DATE OF ORDINANCE was introduced by Krause. Onken asked that a letter the Mayor & council received be made part of the record. It was moved by Krause, seconded by Alberhasky for approval of 3rd reading of #1122. The vote: all yes, motion carries.

Consideration of Resolution # 2007-8 – A RESOLUTION SETTING HEARING ON THE CANCELLATION OF THE LIQUOR LICENSE OF SARCAR, INC., DBA MIXXERS was introduced by Alberhasky. Klinker said this resolution was to set a date for the cancellation of the liquor license. Klinker said he has spoken to Mr. Lehan, attorney for Mixxers, and said this would be appropriate to have the hearing on #2007-7 on June 26. Klinker said this hearing would be at 5:00 PM on the 26<sup>th</sup>. Krause asked who would be testifying. Klinker said testimony would be received by Police Chief & City Clerk. Klinker said anyone could come forward to testify. Klinker said this could be appealed to the state liquor commission. It was moved by Konwinski, seconded by Gillespie for approval of Resolution #2007-8 to set the meeting for June 26, 2007 at 5:10PM. The vote; all yes, motion carries.

Council Comments – Konwinski, Gillespie, Alberhasky, and Krause had no comments. Onken mentioned the property values going up & said he would be looking for ways to hold the levy in the upcoming budget. Preis questioned the location of the fireworks stand on 73<sup>rd</sup> St. Groesser said there would be some parking issues at the Ralston House that would be looked at. Groesser said Tunes were going well with good crowds.

Public Comments – Mary Coady Leeper, 7750 Park Lane, representing the Ralston Community Theater Board, invited Council to a special show of Jekyll & Hyde on July 6<sup>th</sup> and dedicate this to the City of Ralston. Klinker commented on 7777 “L” said his property valuation went up almost double.

There being nothing further of a general nature to come before the Council, the meeting was adjourned at 7:40 P.M.

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Dolores Costanzo  
City Clerk/Treasurer

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Donald A. Groesser  
Mayor

AA Wheel & Truck – Plugs - \$27.03; Alamar – Uniforms - \$193.86; Ameripride – Cleaning - \$46.50; Ameritas – Insurance - \$1,045.80;BCDM – Service - \$1,081.50;CJ’S – Misc Supplies - \$209.84; Petty Cash – Costanzo - \$197.91;Alltel – Phone - \$544.63; Century Certified – Pest Control- \$100.00; A&M Power – Parts - \$658.81;Dayspring – Newsletter - \$2,032.69; Egan – Supplies - \$304.97;Pruitt – Parts - \$85.98; D Groesser – Reimburse - \$387.71;Gall’s – Supplies - \$1,822.95;Great Plains One Call – Locate Request - \$139.67;Woodhaven - Testing - \$190.00;Ingram – Books - \$1,481.34;Integrated – Computer Equipment - \$20,993.00; T Jones – Janitorial - \$200.00;M Klinker – Prof Service - \$3,189.50; Midlands Lighting – Bulb - \$26.50;Mobile Communications – Parts - \$355.00;Micro Marketing – Book - \$78.00; MAPA – Civil Service - \$100.00; Midwest Sound – Install - \$281.25; Medical Enterprise – Screening - \$275.00; R Murtaugh – Reimburse - \$2,650.00;NAPA – Parts - \$487.50; NE – IA Fasteners – Tools - \$59.73;World Herald – Ads - \$270.80;Oriental Trading – NNO - \$25.85; M O’Malley – Janitorial - \$430.50;Aquila – Utility - \$206.30; Suburban Newspapers – Legals - \$241.77; Qwest – Service - \$1,896.78; Ralston Automotive – Parts & Labor - \$568.79;Recorded Books – Books - \$243.40; Schemer – Prof Service - \$739.70; D Suhr – Janitorial - \$200.00;TSC – Parts - \$59.44; Zep – Freshener - \$85.85; FEH – Alarm Billing - \$152.50; City of Omaha – Sewer - \$17,059.61; Public Library Specialists – Books - \$12.81; Industrial sales – Gauge - \$12.99; Random House – Books - \$631.20; NE – IA Supply – Fuel – \$1,138.18;Eagle Service – Portables - \$65.00; Processworks – Service - \$50.00; Omaha Compound – Sanitizer - \$70.41; Toshiba – Copier - \$277.00; Quill – Supplies - \$349.27; Windstream – Service - \$21.86; Window Tinting – Tint - \$5,360.71;Garden Creations – Removal - \$687.23; T Kennedy – Service - \$2,261.02; Sebco – Books - \$43.19; Reams – Parts - \$148.83;G. Hakenkamp – Install A/C - \$2900.00; Hometown Roofing – Refund -\$16.00

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