

City Council Meeting Minutes
December 6, 2022

The Mayor and City Council of the City of Schuyler, Nebraska, met in regular session at the Schuyler Municipal Building on December 6, 2022 at 6:00 o'clock PM in a publicly convened session, the same being open to the public and having been preceded by posting a copy of the notice in three public places in the city, as evidenced by Attachment A hereto, said form of notice being the designated method for giving notice. The Mayor and City Council received advance notice of the meeting. A copy of their acknowledgment of receipt of such notice is attached to these minutes. All proceedings hereafter shown were taken while the meeting was open to the attendance of the public. Mayor Knutson convened the meeting and Clerk Lora Johnson recorded the proceedings. The following council members were present: Baumert, Holmberg, Kasik, Kment, Kretz and Rodriguez. Absent: no one.

Mayor Knutson congratulated our Schuyler High School One Act Play for being Conference and District Champs. They will be competing on Friday at State. He also gave permission for homemade signs to be placed on city property to wish them good luck.

Administrator DeRoos reported that JEO is working on bid invitations and specifications for the Asphalt Overlay. The Police Station Renovation received two bids. One from BD Construction and one from Rogge General Contractors. The Storm Sewer Flap gate project is on the agenda and there is a JEO representative present to walk the council through the delays and payment request. There will also be a presentation by County Commissioner Carl Grotelueschen on the Wolfe Jetty and how we might collaborate. City personnel have been training on the new time clocks. The personnel manual was updated with all suggestions. He also thanked Jon Knutson and Alden Kment for being great civil servants for the City.

Clerk Johnson reported the auditor has done her on site review and is hoping to have her report to the council the end of December or early January.

Utility Superintendent Hajek reported they had a bid opening for the two new wells up by the elementary building. Sergeant Drilling was awarded the bid for drilling the wells and Rick Jensen Construction will do all the piping work. Test boring will begin next week.

Police Chief Farber reported they were apart of two great community events. First the Women's Self Defense class at The Center. They partnered with Schuyler's Corazones Azules chapter to have a party for the children that have disabilities.

Parks and Street Manager Colvin reported that the end of last week a hole in the viaduct was reported. The State then came out on Friday and spent the day trying to remedy the situation. It will be open on Wednesday with a temporary fix. The expansion joint has some premature failure. Next spring they will be here to fix it permanently.

Housing Specialist Bywater reported the online survey for the housing study is closed. Him along with others will be attending a meeting with RDG to discuss how to proceed from here on the housing study.

Council member Holmberg moved to approve the November 15, 2022 council meeting minutes and dispense with its reading. Council member Kasik seconded the motion. Voting for: Baumert, Holmberg, Kasik, Kment, Kretz and Rodriguez. Voting against: no one. Motion carried.

Council member Baumert moved to approve payment of claims for the period from November 12, 2022 through December 2, 2022, in the amount of \$249,590.22 and the following exceeding \$1,000: Cenex, Fuel, Transit/Police/Streets, \$1,487.75; RDG Planning & Design, Housing Study, LB840, \$6,673.66; TimeClock Plus, LLC, Time Clocks, Admin/Streets/Library/Police/Ballroom, \$15,428.39; Midwest Service & Sales, Street Skid Parts, Streets, \$1,294.00; Dale's Roofing, Roof Repairs, Ballroom, \$1,510.00, JEO, Eng. Fees, Streets, \$9,622.00. All claims under \$1,000 listed on (Attachment 1). Council member Rodriguez seconded the motion. Council member Kretz asked what is the status of the ballroom roof. Administrator DeRoos stated it is in good repair now. There was insurance money received. It was patched and two gutter systems added. Council member Holmberg asked if we received replacement value for the roof. DeRoos stated we received about half the value of the roof due to previous damage. He thinks it

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should have another 10 years. Voting for: Baumert, Holmberg, Kasik, Kment, Kretz and Rodriguez. Voting against: no one. Motion carried.

Mayor Knutson opened a presentation on the Wolfe Jetty and Lost Creek. County Commissioner Carl Grotelueschen shared some maps with the council. He knows that the City has had flood threats from the south side of Schuyler. They were awarded funding from the States Star Wars fund in the amount of \$2,000,000 there is no matching required. He would like enough support from all entities involved to get this done. He is not looking for any financial contributions from the City. He would like to meet with Council one on one or one on two so he can show on the maps his exact concerns. There will be a new jetty system installed that will be positioned out of the river and will only have water when there is flooding. Council member Kretz asked how far out this is located. Grotelueschen responded that its about 8 miles as the crow flies.

Mayor Knutson offered letters of support from the Council. Grotelueschen stated they are past the need of letters of support since they have already been awarded the funds. He is looking for someone who can act as the banker.

The Mayor stated we will stay in touch and see what can be done.

Mayor Knutson asked Adam Bellamy with JEO to come forward and update everyone on the Police Station bids.

Bellamy reviewed the two bids received. Rogge General Contractors, Inc. came in with the lowest bid at \$3,673,000. There was a second bid from B-D Construction Inc. in the amount of \$4,077,842. Rogge General Contractors, Inc. also submitted a bid for Alternate No. 1 new precast stone parapet coping for \$29,800 and Alternate No. 2 for sanitary sewer service replacement for \$24,500. Making the total price of Rogge General Contractors, Inc. of \$3,727,300. He recommends moving forward with Rogge General Contractors, Inc as the low bidder. He also recommends accepting alternate number 1 and 2. He recommends carrying a 10 to 15% contingency for unknown items that may come up since it is an old building. Council member Kasik asked if B-D built the library. She was answered that it was Bierman Contracting, Inc.

Council member Kasik moved to accept the bid from Rogge General Contractors, Inc. in the amount of \$3,673,000 with Alternate No. 1 in the amount of \$29,800 and Alternate No. 2 in the amount of \$24,500 for the Schuyler Police Department Expansion and Renovation. Council member Rodriguez seconded the motion. Council member Holmberg asked how we are going to fund this. Administrator DeRoos addressed the question and stated there is enough funding at this time to get through this next year. There are two options to pursue. The first would be a lease purchase bond, that would turn the police station into a nonprofit owned building. That allows the city to capture the levied tax to pay that bond back. The second option is use reserve funds, but would need a plan to replace those funds. He is confident that he has options to cover the cost of the project. Voting for: Baumert, Holmberg, Kasik, Kment, Kretz and Rodriguez. Voting against: no one. Motion carried.

Council member Kretz moved to authorize the Mayor to sign the Substantial Completion on the Channel and Flap Gate Project. Council member Kment seconded the motion. Kevin Kruse with JEO stated that this is just a document stating everything has been installed correctly and set the date of November 9th as completion. Voting for: Baumert, Holmberg, Kasik, Kment, Kretz and Rodriguez. Voting against: no one. Motion carried.

Council member Kment moved to approve pay application No. 5 to Robert Woehler & Sons Construction, Inc. in the amount of \$46,416.32 for the Channel and Flap Gate Improvements. Council member Holmberg seconded the motion. Kevin Kruse with JEO stated this is not the final payment. The city is still withholding \$7,708 in retainage after this payment. With potential liquidated damages being claimed in the future for the project being completed late. There is money available to withhold it from the last payment. Administrator DeRoos stated he visited with the City Attorney and he was good with the council moving forward with the recommendation of Kruse. Voting for: Baumert, Holmberg, Kasik, Kment, Kretz and Rodriguez. Voting against: no one. Motion carried.

Council member Holmberg moved to table the motion to approve the Amended Agreement between the Schuyler Police Department and the County of Colfax for Canine Unit Purchase in the amount of \$5,500.00. Council member Kasik

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seconded the motion. Voting for: Baumert, Holmberg, Kasik, Kment, Kretz and Rodriguez. Voting against: no one. Motion carried.

Council member Rodriguez moved Resolution 2022-1018 to adopt changes to the Personnel Policies and Procedures Manual. Council member Kasik seconded the motion. Voting for: Baumert, Holmberg, Kasik, Kment, Kretz and Rodriguez. Voting against: no one. Motion carried.

Council member Holmberg moved Resolution 2022-1206 to approve authorization of the Mayor to sign Year-End Certification of City Street Superintendent Form. Council member Baumert seconded the motion. Voting for: Baumert, Holmberg, Kasik, Kment, Kretz and Rodriguez. Voting against: no one. Motion carried.

Council member Holmberg moved Resolution 2022-1206B to establish a policy for the payment of payroll and associated expenses prior to the approval of claims by the City Council. Council member Rodriguez seconded the motion. Clerk Johnson stated that State Auditor had been questioning communities paying payroll before it has council approval. She had the City's Auditor look over the Resolution and she agreed this would help have documentation that the council approves of this and knows payroll is being paid before review by council. Voting for: Baumert, Holmberg, Kasik, Kment, Kretz and Rodriguez. Voting against: no one. Motion carried.

Council member Baumert moved to approve application to the LB840 Contractors and Developers Business Loan Program in the amount of \$125,000 to the Schuyler Home Builders Group, LLC. Council member Kasik seconded the motion. Brian Bywater member of Schuyler Home Builders Group was present and stated they plan to construct a 3-bedroom, 2-bathroom home in the Water Tower Subdivision. This house will be sold after construction. Voting for: Baumert, Holmberg, Kasik, Kment, Kretz and Rodriguez. Voting against: no one. Motion carried.

Council member Kment moved to approve the Façade Building Improvement Fund Guidelines, which changes the maximum loan amount from \$20,000 to \$30,000. Council member Kretz seconded the motion. Cheryl Brandenburg stated this is changing the max loan amount from \$20,000 to \$30,000 since a loan was recently given to State Farm for over the \$20,000. With guidance from Attorney Seckman they are also eliminating the historic preservation rebate from pages 6 to 12. Voting for: Baumert, Holmberg, Kasik, Kment, Kretz and Rodriguez. Voting against: no one. Motion carried.

Council member Rodriguez moved to accept the resignation of Art Lindberg and Dale Wolfe from the Planning Commission. Council member Kasik seconded the motion. Voting for: Baumert, Holmberg, Kasik, Kment, Kretz and Rodriguez. Voting against: no one. Motion carried.

Mayor Knutson recognized Alden Kment for serving on the City Council from 2014 to 2022, for his dedication and service to the citizens of Schuyler.

President Holmberg recognized Jon Knutson for all his service on the City Council and Mayor for 23 years and all the changes over those years.

Mayor Knutson adjourned the meeting sine die without exception.

ATTEST:

Mayor Art Lindberg

City Clerk

STATE OF NEBRASKA)
COUNTY OF COLFAX) SS
CITY OF SCHUYLER)

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I, Lora Johnson, City Clerk for the City of Schuyler, Nebraska, hereby certify that all of the subjects included in the foregoing proceedings were contained in the agenda for said meeting, kept continually current and available for public inspection at the office of the City Clerk; that such subjects were in said agenda for at least twenty-four hours prior to said meeting; that the minutes of the City Council of Schuyler, Nebraska, from which the foregoing proceedings have been extracted, were in written form and available for public inspection within ten working days and prior to the next council meeting.

City Clerk Lora Johnson

The Mayor and City Council of the City of Schuyler, Nebraska, met in regular session at the Schuyler Municipal Building on December 6, 2022 at 6:45 o'clock PM in a publicly convened session, the same being open to the public and having been preceded by posting a copy of the notice in three public places in the city, as evidenced by Attachment A hereto, said form of notice being the designated method for giving notice. The Mayor and City Council received advance notice of the meeting. A copy of their acknowledgment of receipt of such notice is attached to these minutes. All proceedings hereafter shown were taken while the meeting was open to the attendance of the public. Mayor Knuton convened the meeting and Clerk Lora Johnson recorded the proceedings. The following council members were present: Baumert, Holmberg, Kasik, Kretz, Rodriguez and Wolfe. Absent: no one.

City Clerk Johnson reported the election credentials of Art Lindberg, Daryl Holmberg, Antonio Rodriguez, and Dale Wolfe were in order. Out-going Mayor Knutson administered the Oath of Office to Art Lindberg as Mayor.

Mayor Lindberg administered the Oath of Office to Dale Wolfe as First Ward Council Member, Antonio Rodriguez as Second Ward Council Member, and Daryl Holmberg as Third Ward Council Member.

Council member Baumert nominated Council member Holmberg as council president.

Mayor Lindberg asked for further nominations. No further nominations were presented.

Council member Rodriguez moved the nominations for council president cease. Council member Baumert seconded the motion. Voting for: Baumert, Holmberg, Kasik, Kretz, Rodriguez and Wolfe. Voting no: no one. Motion carried. Mayor Lindberg announced Council member Holmberg is the council president.

Mayor Lindberg appointed the following city council committees:

Public Safety: Baumert, Holmberg and Rodriguez

Public Works: Baumert, Rodriguez and Wolfe

Cultural/Recreational: Holmberg, Kasik and Kretz

Finance: Baumert, Holmberg, Kasik, Kretz, Rodriguez and Wolfe

Schuyler Police Officers Pension Committee: Wolfe

Shell Creek Levee Advisory Group: Colvin, DeRoos and Hajek

Council member Baumert moved to approve the mayor's committee appointments. Council member Holmberg seconded the motion. Voting for: Baumert, Holmberg, Kasik, Kretz, Rodriguez and Wolfe. Voting no: no one. Motion carried.

Mayor Lindberg appointed the following city officials:

JEO City Engineer for 2023, and Steve Parr, Street Superintendent for 2023

Administrator William DeRoos

Clerk/Treasurer Lora Johnson

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Utility Superintendent Keith Hajek
City Attorneys Richard Seckman and Tonia Soukup (Prosecutor), Deputy Larry Karel
Building Inspector Don Glodowski
Board of Health: Art Lindberg, Daryl Holmberg, Robert Farber, Renee Sayer, DNP, APRN-C, FNP-C
Planning Commission: David Johnson, Lance Johnson and Ed Korth term 2022-2025 and Nick Brichacek term 2021-2024
Police Chief Robert Farber
Police Sergeant: Ryan Andel, Michael Martinez and Cheyne Terrell
Police Officers: Chris Baete, Caleb Hamernik, Tristan Hilger, Dan Klimek and Jason Reed.
Part-time Police Officers: Joseph Ernst, Trey Wayne and Andrew Yost.

Council member Holmberg moved to approve the mayor's appointments. Council member Baumert seconded the motion. Voting for: Baumert, Holmberg, Kasik, Kretz, Rodriguez and Wolfe. Voting no: no one. Motion carried.

Council member Baumert moved to adjourn. Council member Rodriguez seconded the motion. Voting for: Baumert, Holmberg, Kasik, Kretz, Rodriguez and Wolfe. Voting against: no one. Motion carried.

ATTEST:

Mayor Art Lindberg

City Clerk

STATE OF NEBRASKA)
COUNTY OF COLFAX) SS
CITY OF SCHUYLER)

I, Lora Johnson, City Clerk for the City of Schuyler, Nebraska, hereby certify that all of the subjects included in the foregoing proceedings were contained in the agenda for said meeting, kept continually current and available for public inspection at the office of the City Clerk; that such subjects were in said agenda for at least twenty-four hours prior to said meeting; that the minutes of the City Council of Schuyler, Nebraska, from which the foregoing proceedings have been extracted, were in written form and available for public inspection within ten working days and prior to the next council meeting.

City Clerk Lora Johnson