

# NOTICE OF MEETING

Notice is hereby given that a meeting of the Mayor and City Council of the City of Schuyler, Nebraska will be held at 6:00 o'clock PM on February 7, 2023 at the Schuyler Municipal Building at 1103 B Street. This meeting will be open to the public. An agenda for such meeting, kept continuously current is available for public inspection at the city clerk's office.

Except for items of an emergency nature, the agenda shall not be enlarged later than 24 hours before the scheduled commencement of the meeting. Individuals requiring physical or sensory accommodation, including interpreter service, Braille, large print or recorded materials, please contact Lora Johnson at 352-3101 on or before 2:00 PM the Friday preceding the meeting.

City Clerk Lora Johnson

1. Statement of Compliance with Open Meetings Act and Roll Call.
2. Communications & Petitions:
3. Reports: Mayor, Council Committees, City Attorney, Administrator, City Clerk, Emergency Manager, Utility Superintendent, Police Chief, Parks & Street Manager, Library Director, Building Inspector, Oak Ballroom Manager.
4. Reports: Schuyler Community Development Inc.– Coordinator and Housing Specialist.
5. Motion to approve the minutes of the January 17, 2023 council meeting and dispense with its reading.
6. Motion to approve payment of claims for the period from January 14, 2023, through February 3, 2023, in the amount of \$395,500.18 all claims under \$1,000 listed on Attachment 1 and the following exceeding \$1,000:
  - a. Midwest Service & Sales, Spreader, Streets, \$3,640.00
  - b. John's Tire, Tires/Maintenance, Police/Street, \$1,921.02
  - c. Agri-City Insurance, Work Comp/Liability Audit, Admin/Streets/Police/Library/Transit/Parks/Pool/Ballroom, \$11,617.00
  - d. Cenex, Fuel, Transit/Police, \$1,445.57
  - e. Midwest Salt Supply, Road Salt, Streets, \$2,549.25
  - f. Colfax County Food Pantry, Reimburse, CDBG, \$3,673.84
  - g. Regier Carr & Monroe, Audit Services, Admin, \$8,000.00
  - h. RDG Planning & Design, Housing Study, LB840, \$2,610.00
  - i. Uline, Benches, Parks, \$5,379.35
  - j. JEO, Eng Fees, Police, \$2,003.70
7. Motion to approve plans and specifications and advertise for bids for the Schuyler 2023 Asphalt Overlay project for the City of Schuyler, Nebraska.
8. First Reading of Ordinance No. 2023-01, the title being; AN ORDINANCE OF THE CITY OF SCHUYLER, NEBRASKA, TO REVISE SCHUYLER MUNICIPAL CODE AS A RESULT OF 2022 NEBRASKA STATE LEGISLATURE SESSION INCLUDING THE FOLLOWING TO REVISE OR ESTABLISH OR MOVE EXISTING MUNICIPAL CODE SECTIONS AS FOLLOWS: TO AMEND MUNICIPAL CODE SECTION 30.038 REGARDING SPECIAL ELECTIONS RELATING TO DATES AND TO HARMONIZE WITH STATE LAW; TO AMEND MUNICIPAL CODE SECTION 30.044 REGARDING RECALL PROCEDURE TO CHANGE DATES AND HARMONIZE WITH STATE LAW; TO AMEND MUNICIPAL CODE SECTION 30.061 REGARDING PROPOSED BUDGET STATEMENT, CONTENTS, AVAILABILITY AND CORRECTION TO PROVIDE FOR LEGAL VOTERS APPROVED BONDS AND HARMONIZE WITH STATE LAW; TO AMEND MUNICIPAL CODE SECTION 30.062 REGARDING PROPOSED BUDGET STATEMENT, HEARING, ADOPTION AND CERTIFICATION OF TAX AMOUNT TO PROVIDE FOR LEGAL VOTERS AUTHORIZED BONDS AND HARMONIZE WITH STATE LAW; TO AMEND SECTION 30.063 REGARDING ADOPTED BUDGET STATEMENT, FILING AND CERTIFICATION OF AMOUNT OF TAX PROVIDING FOR LEGAL VOTERS APPROVED BONDS AND TO HARMONIZE WITH STATE LAW; TO AMEND MUNICIPAL CODE SECTION 30.084 REGARDING PROPERTY TAX LEVY, MAXIMUM AND AUTHORITY TO EXCEED WHICH PROVIDES FOR CHANGE OF DATES AND HARMONIZE WITH STATE LAW; TO AMEND

MUNICIPAL CODE SECTION 30.085 REGARDING PROPERTY TAX REQUEST, INCREASE BY MORE THAN ALLOWABLE GROWTH PERCENTAGE AND PROCEDURE FOR SETTING INCLUDING JOINT PUBLIC HEARING WITH COLFAX COUNTY CLERK AND NOTICE THEREOF AND TO HARMONIZE WITH STATE LAW; TO REPEAL CONFLICTING ORDINANCES AND SECTIONS; AND TO PROVIDE AN EFFECTIVE DATE.

9. First Reading of Ordinance No. 2023-02, the title being; AN ORDINANCE OF THE CITY OF SCHUYLER, NEBRASKA, RELATING TO PERSONS UNDER AGE EIGHTEEN (18) POSSESSING TOBACCO INCLUDING USE VIA ELETRONIC NICOTINE DELIVERY SYSTEMS OR ALTERNATIVE NICOTINE PRODUCTS SHALL BE GUILTY OF A MISDEMEANOR; CREATING A NEW MUNICIPAL CODE SECTION 130.21 RELATING TO SUCH UNLAWFUL POSSESSION OF TOBACCO, TOBACCO PRODUCTS OR NICOTINE PRODUCTS; TO REPEAL CONFLICTING ORDINANCES OR SECTIONS; AND TO PROVIDE AN EFFECTIVE DATE.
10. First Reading of Ordinance No. 2023-02, the title being; AN ORDINANCE OF THE CITY OF SCHUYLER, NEBRASKA, TO AUTHORIZE THE SALE OF REAL ESTATE OWNED BY THE CITY OF SCHUYLER, NEBRASKA, SCHUYLER DEPARTMENT OF UTILITIES, AND DESCRIBED AS LOT 10, BLOCK 3, WATER TOWER SUBDIVISION, SECOND ADDITION, TO THE CITY OF SCHUYLER, COLFAX COUNTY, NEBRASKA, TO STEVE LLOYD'S RENTALS, LLC, A NEBRASKA LIMITED LIABILITY COMPANY, FOR THE SUM OF \$25,000.00, WITH AUTHORIZATION MADE PURSUANT TO NEBRASKA REVISED STATUTE SECTION 16-202 (REISSUE 2012); PROVIDING BUYER TO BUILD A RESIDENCE COMPLETED AND SOLD WITHIN 24 MONTHS FOR DISCOUNT OF \$20,000.00 WITH PAYMENT WAIVED IN THAT EVENT; AUTHORIZING THE MAYOR TO SIGN THE REAL ESTATE PURCHASE AGREEMENT, WARRANTY DEED AND ANY REAL ESTATE SALE CLOSING DOCUMENTS; PROVIDING FOR NOTICE TO THE PUBLIC AND PROVIDING FOR AN EFFECTIVE DATE.
11. Resolution 2023-0107 to approve and enter into the Interlocal Agreement and Membership Agreement with the League Insurance Government Health Team (LIGHT) and authorize the Clerk to execute the Interlocal Agreement and Membership Agreement.
12. Resolution 2023-0107 approve and enter into the Declaration of Trust and Interlocal Agreement with the Nebraska Class Trust.
13. Discussion on Multiple Residences on One Lot Parcel.
14. Discussion on a Schuyler Wheel Tax.
15. Discussion on City Website.
16. Discussion on Job Descriptions.
17. Discussion on Downtown Parking.
18. Discussion of Library Organizational Structure.
19. Motion to adjourn.

I do hereby state the above meeting notice was e-mailed or delivered to the following on February 3, 2023:

**MEETING NOTICES & AGENDA DISTRIBUTED TO:**

Mayor & Council Members	City Attorney Richard Seckman
Administrator William De Roos	Police Chief Robert Farber
Utility Superintendent Keith Hajek	City Engineer JEO-Steve Parr
Parks & Street Manager KJ Colvin	SCD Coordinator Carol Ringenberg
Library Board Pres. Mel Baumert	Fire Board Jim Horn
Library Director Jenny White	Emergency Manager Michelle Evert
Housing Director Brian Bywater	Ballroom Manager Danielle Baete
Building Inspector Don Glodowski	
Press: Schuyler Sun, Columbus News Team	

**CERTIFICATE OF POSTING**

I, Lora Johnson, City Clerk of the City of Schuyler, Nebraska hereby certify that a copy of the "Notice of Meeting" of the Mayor and City Council of said City held on February 7, 2023, such notice being in the form attached hereto, was posted in three public places in the City listed below on the 18<sup>th</sup> day of January, 2023.  
Dept. of Utilities Office, Post Office, Municipal Building

/s/City Clerk Lora Johnson

CITY COUNCIL AGENDA

February 7, 2023

MAYOR ART LINDBERG

COUNCIL PRESIDENT DARYL HOLMBERG, 3<sup>rd</sup> Ward  
COUNCIL MEMBER DALE WOLFE, 1<sup>st</sup> Ward  
COUNCIL MEMBER GEORGE KRETZ, 1<sup>st</sup> Ward  
COUNCIL MEMBER DAN BAUMERT, 2<sup>nd</sup> Ward  
COUNCIL MEMBER ANTONIO RODRIGUEZ, 2<sup>nd</sup> Ward  
COUNCIL MEMBER JANE KASIK, 3<sup>rd</sup> Ward