

City Council Meeting Minutes
March 1, 2022

The Mayor and City Council of the City of Schuyler, Nebraska, met in regular session at the Schuyler Municipal Building on March 1, 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, Kasik, Kment and Kretz. Absent: Holmberg and Rodriguez.

Council member Kretz stated when the ballroom renovation is completed, he would like the City to host a rededication of the Oak Ballroom. First open weekend would be in August and he sees it to be a two-day event with bands. Mayor Knutson recommended the Cultural Recreation Committee meet to discuss details. Clerk Johnson did state that no money was budgeted and funds will be tight with the renovations being done.

Council member Kretz would also like a park at the corner of 12th and B Street. Mayor Knutson stated he would like to sell the lot and have a new business build there. Mayor Knutson said this could be discussed at a later time.

Attorney Seckman reported that the lots being sold currently in the Watertower Subdivision will go to the Utilities since they still own that property not the CDA.

Clerk Johnson reported the Bond funds will be coming on March 15th for the Police Renovation Project.

Police Chief Farber reported that there were two children who fell into South Park Lake today and two other children fell in trying to help them. The children were ages 13 to 9, and were rescued by Officers Terrell and Anzel. He suggests signage be put in around the lakes warning of the danger. He also reported that a search warrant was served and they seized cocaine and \$78,000 in cash. They have also recovered 22 grams of meth in the past month.

Parks & Street Manager Colvin reported for the Oak Ballroom that the floors have had the first coat of urethane. The painting at the ballroom is 75% completed. The women's restroom tile is currently delayed so they will be checking to see if there is another tile that they can receive sooner. They currently need 164 chairs to replace seating lost by the booths. The Ballroom Manager is planning an open house on April 9th.

Building Inspector Glodowski reported that the remodel of the municipal building is underway. The permits being taken out are starting to increase with the nicer weather. He continues to work on Code Enforcement with Officer Anzel and complimented him on the good job he is doing. Mayor Knutson asked how the updating of the fees is going and Glodowski stated they will need to be raised to reflect surrounding communities.

Economic Development Director Brandenburg reported that Housing Director Bywater hosted a Fraud Seminar at The Center on Monday and it had great information for all who attended.

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

Council member Kasik moved to approve payment of claims for the period from February 12, 2022 through February 24, 2022, in the amount of \$157,976.28 and the following exceeding \$1,000: Titan Machinery, Repairs, Streets, \$1,513.16; Schuyler Coop, Fuel, Parks/Police/Streets, \$1,250.24; Agri-City Insurance, Insurance, Ballroom/Admin/LB840/Library/Pool/Parks/Golf Course/Police/Streets/Transit, \$70,735.63; Union Pacific RR Co., Lease, Parks, \$1,168.48; John Deere Financial, Maintenance, Golf Course, \$2,425.99; Center Point Large Print, Prepaid Order, Library, \$1,623.75. All claims under \$1,000 listed on (Attachment 1). Council member Baumert seconded the motion. Council member Kretz asked what the John Deere Financial bill was for at the Golf Course. Clerk Johnson stated it was for the repair of a lawn mower. Voting for: Baumert, Kasik, Kment and Kretz. Voting against: no one. Motion carried.

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Council member Kretz moved to authorize pay application #2 for Channel and Flap Gate Improvements in the amount of \$9,090.00 to Robert Woehler & Sons Construction, Inc. Council member Baumert seconded the motion. Kevin Kruse with JEO was present and said the project is falling behind schedule due to products being delayed. Voting for: Baumert, Kasik, Kment and Kretz. Voting against: no one. Motion carried.

Council member Baumert moved to authorize pay application #5 for 2021 Valley Drive Street Improvements in the amount of \$5,537.31 to M.E. Collins Contracting, Inc. Council member Kasik seconded the motion. Jon Mooberry with JEO was present and stated that this was due to more retainage being held than needed due to the Utility side being completed. Voting for: Baumert, Kasik, Kment and Kretz. Voting against: no one. Motion carried.

Council member Kretz moved to approve Thiele Geotech, Inc. agreement for material testing of the Denver Street and Downtown Storm Sewer Improvements. Council member Kasik seconded the motion. Voting for: Baumert, Kasik, Kment and Kretz. Voting against: no one. Motion carried.

Council member Kment moved to approve agreement for professional services with JEO Consulting Group, Inc. for the 2022 Denver Street & Downtown Storm Sewer Improvements. Council member Baumert seconded the motion. Jon Mooberry with JEO stated it is their standard agreement. Currently M.E. Collins has started to clear the site of trees and debris. Voting for: Baumert, Kasik, Kment and Kretz. Voting against: no one. Motion carried.

Council member Kretz introduced the second reading of Ordinance 2022-05, the title being: AN ORDINANCE OF THE CITY OF SCHUYLER, NEBRASKA, VACATING THE STREET DESCRIBED AS EAST 21ST STREET BETWEEN COLFAX STREETS AND "A" STREETS BEING A STREET 68 FEET IN WIDTH; PURSUANT TO NEBRASKA STATUTE SECTION 16-611, CITY OF SCHUYLER, NEBRASKA, RESERVES AN EASEMENT TO THE SOUTH 40 FEET OF SAID STREET FOR UTILITY PURPOSES; TITLE TO THE SUBJECT STREET BEING VACATED AND SUBJECT TO THE RESERVATION OF THE EASEMENT IN FAVOR OF THE CITY OF SCHUYLER, NEBRASKA, SHALL VEST IN THE OWNERS OF THE ABUTTING PROPERTIES, ONE-HALF ON EACH SIDE THEREOF; TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; TO PROVIDE AN EFFECTIVE DATE. Council member Kasik seconded the motion. Attorney Seckman stated at the last meeting this was discussed. He and Utility Superintendent McGowen were concerned at the last meeting of enough notification to the property owners to the south. Utility Superintendent McGowen provided documentation to Seckman that he did have contact with Kimberly Vasquez of 2022 Colfax Street. Attorney Seckman did send a letter to the property owner on the southeast side Yonni Izaguirre on February 17th with the information he had, he has not received any response. Utility Superintendent McGowen stated he told Vasquez if she has anymore questions to contact City Hall or call him back. Clerk Johnson stated that she had called asking for the Administrator and a message was given to him, she does not know the results of the message. Building Inspector Glodowski stated that he believes Yonni Izaguirre has sold that property to Adolfo Sanitizo who he met with the previous week to discuss possibilities for the lot. Attorney Seckman stated when he checked the deed records and tax records Yonni Izaguirre was still the owner. Voting for: Baumert, Kasik, Kment and Kretz. Voting against: no one. Motion carried.

Council member Kasik introduced the first reading of Ordinance 2022-06, the title being: AN ORDINANCE OF THE CITY OF SCHUYLER, NEBRASKA, ANNEXING A TRACT OF REAL ESTATE CONTIGUOUS OR ADJACENT TO THE CORPORATE LIMITS OF THE CITY OF SCHUYLER, NEBRASKA, PURSUANT TO NEBRASKA STATUTE SECTION 16-117 AND UPON THE PETITION OF THE OWNERS OF SUCH REAL ESTATE, WHICH REAL ESTATE IS LEGALLY DESCRIBED AS FOLLOWS: TO BECOME, NORTH PARK COMMERCIAL EAST SUBDIVISION TO THE CITY OF SCHUYLER, COLFAX COUNTY, NEBRASKA, MORE PARTICULARLY DESCRIBED AS: A PARCEL OF LAND LOCATED IN THE SW1/4NE1/4 AND THE SE1/4NW1/4, ALL IN SECTION 11, TOWNSHIP 17 NORTH, RANGE 3, EAST OF THE 6TH P.M., COLFAX COUNTY, NEBRASKA, BEING DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHWEST CORNER OF THE NE1/4 OF SAID SECTION 11; THENCE S89°31'39"E (ASSUMED BEARING) ON THE SOUTH LINE OF SAID NE1/4, A DISTANCE OF 688.93 FEET TO THE SOUTHWEST CORNER OF A TRACT OF LAND DESCRIBED IN INSTRUMENT #2007-00610; THENCE N00°28'21"E ON THE WEST LINE OF

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SAID TRACT, A DISTANCE OF 220.00 FEET; THENCE N89°31'39"W, PARALLEL WITH SAID SOUTH LINE, A DISTANCE OF 67.33 FEET TO A POINT OF CURVATURE; THENCE WESTERLY ON A 150.00 FOOT RADIUS CURVE TO THE RIGHT, AN ARC DISTANCE OF 396.32 FEET, THE CHORD OF SAID CURVE BEARS N76°01'26"W, A DISTANCE OF 290.70 FEET; THENCE N00°28'21"E, PERPENDICULAR TO SAID SOUTH LINE, A DISTANCE OF 141.65 FEET TO THE SOUTHERLY LINE OF A PERMANENT LEVEE EASEMENT DESCRIBED IN INSTRUMENT #2014-01256; THENCE N88°02'42"W ON SAID SOUTHERLY LINE, A DISTANCE OF 83.35 FEET; THENCE N71°23'03"W CONTINUING ON SAID SOUTHERLY LINE, A DISTANCE OF 354.30 FEET; THENCE S00°28'21"W, PERPENDICULAR TO SAID SOUTH LINE, A DISTANCE OF 509.04 FEET TO THE NORTH RIGHT OF WAY LINE OF 22ND STREET; THENCE S89°32'33"E ON SAID NORTH RIGHT OF WAY LINE, A DISTANCE OF 80.80 FEET TO THE WEST LINE OF SAID NE1/4; THENCE S00°00'27"W ON SAID WEST LINE, A DISTANCE OF 33.00 FEET TO THE POINT OF BEGINNING, CONTAINING. 5.95 ACRES, MORE OR LESS. TO EXTEND THE TWO MILE ZONING JURISDICTION OF THE CITY OF SCHUYLER, NEBRASKA; TO PROVIDE FOR BENEFITS AND PRIVILEGES OF PROPERTY OWNERS AND INHABITANTS OF SAID REAL ESTATE AND TO REQUIRE SAME TO BE SUBJECT TO THE ORDINANCES OF THE CITY OF SCHUYLER, NEBRASKA; TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND TO PROVIDE AN EFFECTIVE DATE. Council member Baumert seconded the motion. Attorney Seckman stated soon this property will be able to be called the North Park Commercial East Subdivision. Voting for: Baumert, Kasik, Kment and Kretz. Voting against: no one. Motion carried.

Council member Baumert moved to approve payment of Keno Funds in the amount of \$600 to PADRE. Council member Kasik seconded the motion. Clerk Johnson stated she is the chairman of the committee and they have a hypnotist booked, inflatables, games, food and prizes planned on April 23rd. Voting for: Baumert, Kasik, Kment and Kretz. Voting against: no one. Motion carried.

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

ATTEST:

Mayor Jon Knutson

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