

City Council Meeting Minutes
September 20, 2022

The Mayor and City Council of the City of Schuyler, Nebraska, met in regular session at the Schuyler Municipal Building on September 20, 2022 at 6:05 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, Kretz and Rodriguez. Absent: Holmberg.

Mayor Knutson reported he has been attending meetings where he is needed.

Attorney Seckman reported the next real estate sale of one lot to Schuyler Home Builders could close as early as October 10th.

Administrator DeRoos reported he has plan for upgrades to the council chambers, which would include 3 65" televisions, 8 wireless microphones, and speakers. Golf course is moving their greens to accommodate a walking trail. A splash pad has been proposed at North Park. The Carnegie lot will be scraped and seeded and the Coast to Coast lot will be done after the Christmas season. He is checking out the Ballroom Furnace and how it functions with the A/C unit. The online auction of city equipment has one day left. Bierman did send their opinion, he will review and get back to them.

Emergency Manager Evert reported that the siren will test one more time in October and then will be done until it resumes testing in March or April.

Council member Kasik asked Utility Superintendent McGowen when they will be done with chlorination. McGowen stated they had problems with the chlorinators, once the residual is set to where they want the chlorination a 30 day count will start again.

Library Director reported that it is Banned Book week at the Library, she encourages everyone to stop in.

Building Inspector Glodowski reported there are three mini storage building in progress, four new houses, one new home will be starting to build in southeast Schuyler in the floodplain. This will be a new type of home for the area, a garage will be on ground level with the living quarters above the garage along with all of it's utilities. Bank of Valley will be ready for Occupancy Certificate soon. The house with fire damage has been demoed and removed. He has requested a house be demoed at 16th and D Street. He has been starting the remodeling of new counter tops.

Economic Development Director Brandenburgh reported the annual board meeting will be next month of the SCD everyone is invited. Carol Ringenberg her replacement will not start now until November.

Housing Specialist Bywater reported the SCD board at their board meeting approved a loan to the Rural Workforce Housing Fund for the construction of six market rate owner occupied townhouse units to be built on West 22nd Street. He has been visiting with Steve Parr with JEO on preliminary plats and infrastructure involving the former Mares property. Invitations for the housing study sessions have been going out and dates are anticipated on October 4th and 5th.

Council member Baumert moved to approve the September 6, 2022 council meeting minutes and dispense with its reading. Council member Rodriguez seconded the motion. Voting for: Baumert, Kasik, Kment, Kretz and Rodriguez. Voting against: no one. Motion carried.

Council member Kasik moved to approve payment of claims for the period from September 3, 2022 through September 16, 2022, in the amount of \$197,369.15 and the following exceeding \$1,000: ARPS, Concrete, Streets, \$2,162.50; Cada Electric, Remodel, Admin, \$1,528.06; Albers All Around Around, Curb & Gutter, Streets, \$4,000.00; Brian Beringer, Replace Compressor, Ballroom, \$11,218.00; Southern Glazer's of NE, Bar Supplies, Ballroom, \$1,948.12; Republic Nat'l Dist. Co., Bar Supplies, Ballroom, \$1,228.10; Trane, Rental, Ballroom, \$1,550.00; Karel & Seckman, Legal Fees,

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Police/Admin/LB840, \$1,810.34; A&J Guns, Ammo, Police, \$1,899.05; Baker & Taylor, Books, Library, \$1,250.21; JEO, Eng. Fees, Admin, \$12,423.75; Schuyler Coop, Fuel, Streets/Parks/Transit/Police, \$6,242.39; Love's Travel Stop, TIF, Admin, \$58,242.90; John's Tire Sales and Service, Repairs/Tires, Street/Police, \$1,427.19; Addendum: JEO, Eng. Fees, Police/Library, \$103,117.90; Addendum: Don Glodowski, Mileage, Admin, \$4,019.48. All claims under \$1,000 listed on (Attachment 1). Council member Rodriguez seconded the motion. Council member Baumert asked how much were the JEO fees for the Library. Clerk Johnson stated it was \$1,900. Baumert asked if who will be liable for the repairs. Administrator DeRoos stated he will forward on the response to them he received from Bierman. They are trying to find an affordable solution. They will guarantee it for three years. Voting for: Baumert, Kasik, Kment, Kretz and Rodriguez. Voting against: no one. Motion carried.

Council member Kment moved to approve a one percent increase over the base limitation of 2.5% increase of restricted funds for FY 2022-23 Budget. Council member Baumert seconded the motion. Voting for: Baumert, Kasik, Kment, Kretz and Rodriguez. Voting against: no one. Motion carried.

Council member Kretz moved to approve a different tax rate amount from the prior year for the FY 2022-23 property tax request. Council member Baumert seconded the motion. Voting for: Baumert, Kasik, Kment, Kretz and Rodriguez. Voting against: no one. Motion carried.

Council member Kasik introduced the first reading of Ordinance 2022-12, the title being: AN ORDINANCE TO ADOPT THE BUDGET STATEMENT TO BE TERMED THE ANNUAL APPROPRIATION BILL; TO APPROPRIATE SUMS FOR NECESSARY EXPENSES AND LIABILITIES; TO PROVIDE FOR AN EFFECTIVE DATE. Council member Kment seconded the motion. Voting for: Baumert, Kasik, Kment, Kretz and Rodriguez. Voting against: no one. Motion carried.

Council member Baumert moved to waive the three-reading rule. Council member Kasik seconded the motion. Voting for: Baumert, Kasik, Kment, Kretz and Rodriguez. Voting against: no one. Motion carried.

Council member Baumert moved for final passage. Council member Rodriguez seconded the motion. Voting for: Baumert, Kasik, Kment, Kretz and Rodriguez. Voting against: no one. Motion carried. Ordinance No. 2022-12 was passed and adopted.

Council member Kretz moved Resolution 2022-0920 which states the property tax request for FY 2022-23 and forward this resolution to the Colfax County Clerk on or before October 15, 2022. Council member Rodriguez seconded the motion. Voting for: Baumert, Kasik, Kment, Kretz and Rodriguez. Voting against: no one. Motion carried.

Mayor Knutson opened a public hearing to receive citizen comments pertaining to the One and Six Year Road Plan.

Steve Parr with JEO reviewed the potential one year projects which a majority of are asphalt overlay projects. The projects that are not asphalt are in downtown area, E Street between 17th and 20th Street, and potential subdivision project on the former Mares property. There are several projects in the six year plan and all of those would be concrete projects. Council member Kretz asked estimated cost of the asphalt overlay. Parr stated it is about \$45,000 to \$50,000 a block.

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

Council member Kment moved to approve Resolution approving the One and Six Year Road Plan. Council member Kasik seconded the motion. Voting for: Baumert, Kasik, Kment, Kretz and Rodriguez. Voting against: no one. Motion carried.

Council member Baumert moved to approve Resolution 2022-0920B of the Municipal Annual Certification of Program Compliance to Nebraska Board of Public Roads Classifications and Standards 2022. Council member Rodriguez seconded the motion. Voting for: Baumert, Kasik, Kment, Kretz and Rodriguez. Voting against: no one. Motion carried.

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Council member Kretz moved to authorize pay application #4 for the Channel and Flap Gate Improvements in the amount of \$30,880.00 to Robert Woehler & Sons Construction, Inc. Council member Baumert seconded the motion. Clerk Johnson explained this pay application is for the product needed to finish this project. The construction is to resume the following week. If they do not finish this project the City owns the product and could hire someone else to finish the work if the City wishes to. Attorney Seckman said at a later date there may be a discussion about liquidated damages since they are so behind in the contracted completion date. Voting for: Baumert, Kasik, Kment, Kretz and Rodriguez. Voting against: no one. Motion carried.

Council member Kment moved to approve Change Order 1 with M.E. Collins Contracting Co., Inc. for the 2021 Denver Street Improvements for a decrease in the amount of \$8,456.60. Council member Kasik seconded the motion. Tim Fasel with JEO was present and explained this was a reduction in quantities needed. The seeding will be covered in the year of warranty. Voting for: Baumert, Kasik, Kment, Kretz and Rodriguez. Voting against: no one. Motion carried.

Council member Kment moved to authorize final pay application #5 for the 2021 Denver Street Improvements in the amount of \$33,424.77 to M.E. Collins Contracting Co., Inc. Council member Kasik seconded the motion. Voting for: Baumert, Kasik, Kment, Kretz and Rodriguez. Voting against: no one. Motion carried.

Mayor Knutson opened discussion on the Schuyler Campground Mural Project. Oria Simonini an artist from Omaha was present. Simonini stated she would like to do a community-based mural in Schuyler. The design of the mural will come from a community workshop. There will also be a sister mural in Guatemala. The mural would be on the walls of the campground bathroom. The mural will represent Schuyler and all the diversity. Depending on participation will decide how many sides of the bathhouse will be painted. She would like to paint this the last week of October. There will be a community event when completed. Two other artist along with herself will make sure it is completed.

Council member Kretz moved to approve the Schuyler Campground Mural Project. Council member Baumert seconded the motion. Voting for: Baumert, Kasik, Kment, Kretz and Rodriguez. Voting against: no one. Motion carried.

Council member Rodriguez moved to accept the August 2022 Treasurer's Report. Council member Kasik seconded the motion. Voting for: Baumert, Kasik, Kment, Kretz and Rodriguez. Voting against: no one. Motion carried.

Council member Kasik moved to authorize transfer in Keno funds to the General Fund for the Ballroom and Pool expenditures in FY 21-22 in the amount of \$65,000.00. Council member Rodriguez seconded the motion. Council member Kment asked how much is in the Keno account. Clerk Johnson stated \$86,751.08 at the end of August. Which will leave about \$20,000 in the account. Voting for: Baumert, Kasik, Kment, Kretz and Rodriguez. Voting against: no one. Motion carried.

Council member Rodriguez moved to approve the FY 22-23 snow removal contract between the City of Schuyler and Midwest Service & Sales and authorize the Mayor to sign the agreement. Council member Kasik seconded the motion. Voting for: Baumert, Kasik, Kment, Kretz and Rodriguez. Voting against: no one. Motion carried.

Council member Rodriguez moved to adopt the New Federal Drug and Alcohol Regulations for Drug and Alcohol Testing Policy Zero Tolerance in the Transit Operations Policy for the City of Schuyler. Council member Kasik seconded the motion. Clerk Johnson stated the Federal Government made changes to the policy and since we receive federal funding, we have to update our policy to follow theirs. Voting for: Baumert, Kasik, Kment, Kretz and Rodriguez. Voting against: no one. Motion carried.

Council member Rodriguez moved to adopt and change the deductible with EMC Insurance on property to \$10,000. Council member Kretz seconded the motion. Administrator DeRoos reviewed the quotes the Council received. It would lower our cost but raise our deductible from \$5,000 to \$10,000. Mayor Knutson stated the only time it will hurt the City is if we have multiple claims. He stated it would save the City around \$15,000 on premiums. Council member Kment asked how many claims have we had lately. Administrator DeRoos stated two this year that he knows of. Voting for: Baumert, Kasik, Kment, Kretz and Rodriguez. Voting against: no one. Motion carried.

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Council member Baumert moved to adjourn. Council member Rodriguez seconded the motion. Voting for: Baumert, Kasik, Kment, Kretz and Rodriguez. 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