

City Council Meeting Minutes  
September 5, 2023

The Mayor and City Council of the City of Schuyler, Nebraska, met in regular session at the Schuyler Municipal Building on September 5, 2023 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 Lindberg 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.

Mayor Lindberg read and signed a proclamation for the Knights of Columbus the week of September 10<sup>th</sup> as Support Citizens with Intellectual Disabilities Week.

Mayor Lindberg reported there was a well-attended Labor Day weekend. Thank you to everyone who attended and help put it on.

Clerk Johnson reported that at the September 19<sup>th</sup> meeting the budget will be getting approved and will need all five council here since Council member Kasik will be absent in order to get the ordinance passed.

Parks and Street Manager Colvin reported that repairs to the street in front of the fire station have begun due to some separation in the street panels and some washing had occurred underneath.

Library Director White reported that they will be hosting poet Matt Mason on Thursday, September 7<sup>th</sup> at 6:00 PM.

Schuyler Community Development Coordinator Ringenberg reported there will be a SED meeting on September 6<sup>th</sup> at 7:00 AM. She also had three statements on Brownfields. The EPA Brownfield Program is a Department of Economic Development Program. Nebraska has been historically underfunded compared to neighboring states due to lack of interest and grant applications. Schuyler has a tremendous opportunity to clear blighted properties for redevelopment with EPA grant funding.

Housing Specialist Bywater extended a thank you to the Parks and Street Department for the picnic tables and trash cans for the Band in the Backyard at the Library and cleaning up the downtown after Labor Day events. He thanked the Utilities Department for providing power to the bands over Labor Day Weekend.

Council member Baumert moved to approve the August 15, 2023 council meeting minutes and dispense with its reading. Council member Kasik seconded the motion. Voting for: Baumert, Holmberg, Kasik, Kretz, Rodriguez and Wolfe. Voting against: no one. Motion carried.

Council member Holmberg moved to approve payment of claims for the period from August 11, 2023 through September 1, 2023, in the amount of \$357,707.73 and the following exceeding \$1,000: T&J Construction, Repairs, Parks/Ballroom, \$9,400.00; Jones Automotive, Camera Install, Police, \$5,710.25; Corral Auto Repair, Repairs/Wrecker, Police, \$2,192.11; Baker & Taylor, Books, Library, \$1,235.30; Colfax County Senior Center, Reimburse, CDBG, \$23,423.17; Arps, Crushed Concrete & Concrete, Streets, \$5,079.86; Rose Equipment, Broom, Streets, \$1,242.00; Butler County Landfill, Tire Amnesty, Grants, \$23,166.80; Bomgaars, Supplies, Parks/Ballroom/Streets, \$1,790.56; JEO Eng. Fees, Special Project-Police Bond/Streets, \$16,410.00; Target Solutions, Membership, Police, \$1,603.48; Jeff Gall, Moving Fee, Admin, \$2,600.00. All claims under \$1,000 listed on (Attachment 1). Council member Baumert seconded the motion. Voting for: Baumert, Holmberg, Kasik, Kretz, Rodriguez and Wolfe. Voting against: no one. Motion carried.

Council member Baumert moved to authorize pay application #8 for the Schuyler Police Station Renovation in the amount of \$436,347.22 to Rogge General Contractors. Council member Holmberg seconded the motion. Voting for: Baumert, Holmberg, Kasik, Kretz, Rodriguez and Wolfe. Voting against: no one. Motion carried.

Council member Holmberg moved the First Reading of Ordinance No. 2023-15, title being; AN ORDINANCE OF THE CITY OF SCHUYLER, NEBRASKA, ESTABLISHING NEW MUNICIPAL CODE SECTION DISCHARGING OF

City Council Meeting Minutes  
September 5, 2023

FIREWORKS WITHIN THE CITY LIMITS OF SCHUYLER, NEBRASKA AS SECTION 130.53; AMENDING SCHUYLER MUNICIPAL CODE SECTION 113.105 RELATING TO REGULATIONS OF FIREWORKS VENDORS TO PROVIDE FOR REQUIREMENT OF SIGNAGE FOR FIREWORKS DISCHARGE UPON VENDORS AND MOVING SECTION TO CODE SECTION 130.52; TO MOVE CURRENT SECTION 130.14 RELATING TO DISCHARGE OF FIREARMS AND SECTION 130.15 RELATING TO SLINGSHOTS AND AIR RIFLES TO SECTIONS 130.50 AND 103.51 UNDER THE SUBHEADING OF "WEAPONS AND EXPLOSIVES"; TO PROVIDE FOR A PENALTY FOR NON-COMPLIANCE AND TO PROVIDE FOR AN EFFECTIVE DATE. Council member Rodriguez seconded the motion. Attorney Seckman stated that he made the changes that the council had discussed making to change times of discharge and now all ordinances pertaining to discharge and vendors will be located in same section in ordinance book. Voting for: Baumert, Holmberg, Kasik, Kretz, Rodriguez and Wolfe. 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, Holmberg, Kasik, Kretz, Rodriguez and Wolfe. Voting against: no one. Motion carried.

Council member Baumert moved for final passage. Council member Kasik seconded the motion. Voting for: Baumert, Holmberg, Kasik, Kretz, Rodriguez and Wolfe. Voting against: no one. Motion carried. Ordinance No. 2023-15 was passed and adopted.

Council member Holmberg moved the First Reading of Ordinance No. 2023-16, 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 5, BLOCK 3, WATER TOWER SUBDIVISION, SECOND ADDITION, TO THE CITY OF SCHUYLER, COLFAX COUNTY, NEBRASKA, TO LLOYD BUILT HOMES, 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 2022); 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. Council member Rodriguez seconded the motion. Attorney Seckman stated this is the last lot in that subdivision available for sale to build on. Steve Lloyd has bought other properties and developed housing on before. Voting for: Baumert, Holmberg, Kasik, Kretz, Rodriguez and Wolfe. Voting against: no one. Motion carried.

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

Council member Baumert moved for final passage. Council member Kasik seconded the motion. Voting for: Baumert, Holmberg, Kasik, Kretz, Rodriguez and Wolfe. Voting against: no one. Motion carried. Ordinance No. 2023-16 was passed and adopted.

Council member Baumert moved to approve Daryl Holmberg as Schuyler's delegate for the Nebraska Cooperative Annual Meeting scheduled for October 25<sup>th</sup> or 26<sup>th</sup> of 2023. Council member Rodriguez seconded the motion. Voting for: Baumert, Kasik, Kretz, Rodriguez and Wolfe. Voting against: no one. Abstaining: Holmberg. Motion carried.

Council member Holmberg moved to approve closing B Street from 11<sup>th</sup> Street to 12<sup>th</sup> Street and 11<sup>th</sup> Street from B Street to C Street including the intersection at 11<sup>th</sup> and B Street for the Chamber of Commerce and Warrior Academy on Thursday, October 26<sup>th</sup> from 3:30 to 8:00 pm for the 2023 Downtown Trunk or Treat. Council member Rodriguez seconded the motion. Voting for: Baumert, Holmberg, Kasik, Kretz, Rodriguez and Wolfe. Voting against: no one. Motion carried.

Council member Baumert moved to authorize release of funds in the amount of \$3,000 to the library sinking fund for FY 22-23. Council member Kasik seconded the motion. Council member Kasik asked for explanation of this. Clerk Johnson stated that this is budgeted in for them to use on technology every year and they still have money left in their

City Council Meeting Minutes  
September 5, 2023

budget to be able to make the transfer to special projects. Voting for: Baumert, Holmberg, Kasik, Kretz, Rodriguez and Wolfe. Voting against: no one. Motion carried.

Council member Rodriguez moved to authorize transfer of Keno funds to the General Fund for the Ballroom and Pool expenditures in FY 22-23 in the amount of \$65,000.00. Council member Wolfe seconded the motion. Council member Kretz asked if this is a qualifying use. Clerk Johnson stated that community betterment is an approved use. Council member Holmberg asked how much in revenues was received this past year. Clerk Johnson stated she did not have that number at this time but would send the amount to the council in an email. Voting for: Baumert, Holmberg, Kasik, Kretz, Rodriguez and Wolfe. Voting against: no one. Motion carried.

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