



CITY COUNCIL REGULAR MEETING

August 2, 2022 at 6:00 PM

Crete City Hall, 243 East 13th Street

MINUTES

Notice of the meeting was given by posting and publishing in The Crete News, the appointed method for giving notice as shown by the Proof of Publication attached to the minutes. Advance notice of the meeting was also given to the Mayor and City Council. Pursuant to Section 84-1412(8) of the Nebraska Open Meetings Act, the City has posted a current copy of the Open Meetings Act, Laws of the State of Nebraska in the back of the Council Chambers. Additional copies are available to read. The City may consider items listed on the agenda in random order. All proceedings shown were taken while the meeting was open to the attendance of the public.

Those in attendance pledged allegiance to the flag.

1. Open Meeting

2. Roll Call

Dan Papik: Absent
Kyle Frans: Present
Ryan Hinz: Present
Jack Oelschlager: Present
Travis Sears: Present
Dale Strehle: Present

Present: 5, Absent: 1.

3. Consent Agenda

Approve the consent agenda as presented. Carried with a motion by Dale Strehle and a second by Travis Sears.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye
Aye: 5, No: 0

3.A. Approve Meeting Minutes

3.A.1. June 21, 2022 Public Works Committee Meeting minutes

3.A.2. July 5, 2022 Public Works Committee Meeting minutes

3.A.3. July 19, 2022 Finance Committee Meeting minutes

3.A.4. July 19, 2022 Legislative & Economic Development Meeting minutes

- 3.A.5. July 19, 2022 Parks & Recreation Committee Meeting minutes**
- 3.A.6. July 19, 2022 Public Safety Committee Meeting minutes**
- 3.A.7. July 19, 2022 City Council Meeting minutes**
- 3.B. Accept the City Treasurer's Report**
- 3.C. Approve the Payment of Claims Against the City**
- 3.D. Mayor Appointments**
 - 3.D.1. Appointment of Jim Homan to the Cemetery Board.**
 - 3.D.2. Reappointment of Fabiola Dimas and Jim Crouse to the Library Board, with terms ending July 1, 2026.**

4. Items of Business

4.A. Consider approving the payment of claims to ACE Hardware in the amount of \$211.59.

Approve the payment of claims to ACE Hardware in the amount of \$211.59. Carried with a motion by Dale Strehle and a second by Travis Sears.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye
Aye: 5, No: 0

4.B. Consider approving Windstream Nebraska's application for a permit to occupy city right-of-way at various locations along East 4th Street for fiber placement.

The Public Works Committee met on this and recommended approving the permit.

Approve Windstream Nebraska's application for a permit to occupy city right-of-way at various locations along East 4th Street for fiber placement. Carried with a motion by Dale Strehle and a second by Travis Sears.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye
Aye: 5, No: 0

4.C. Consider approving Windstream Nebraska's application for a permit to occupy city right-of-way at various locations along Boswell Avenue for fiber placement.

The Public Works Committee met on this and recommended approving the permit.

Approve Windstream Nebraska's application for a permit to occupy city right-of-way at various locations along Boswell Avenue for fiber placement. Carried with a motion by Dale Strehle and a second by Travis Sears.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye
Aye: 5, No: 0

4.D. Consider approving Application for Payment No. 1 to General Excavating in the amount of \$5,545.99 for the East 22nd Street project.

City Administrator Tom Ourada informed the Council that this payment is General Excavating recovering their bid bond payment. The Public Works Committee met on this and recommended approving the payment.

Approve Application for Payment No. 1 to General Excavating in the amount of \$5,545.99 for the East 22nd Street project. Carried with a motion by Dale Strehle and a second by Travis Sears.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye
Aye: 5, No: 0

4.E. Consider approving Application for Payment No. 2 to Stephens & Smith in the amount of \$5,820 for sidewalk and concrete work.

City Administrator Tom Ourada explained that this is a progress payment for work done up until now, but does not include the demo work currently being done. The Public Works Committee met on this and recommended approving the payment.

Approve Application for Payment No. 2 to Stephens & Smith in the amount of \$5,820 for sidewalk and concrete work. Carried with a motion by Dale Strehle and a second by Travis Sears.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye
Aye: 5, No: 0

4.F. Consider putting pedestrian crossing and stop signs at 20th Street and Main Avenue.

With park enhancements being made and the paving projects on the north side of town being done, there are now pedestrian approaches going to the street. Having a pedestrian crossing and a stop sign there is to keep the people crossing the street safe. The Public Works Committee met on this and recommended approving pedestrian crossing and stop sign placement.

Approve putting pedestrian crossing and stop signs at 20th Street and Main Avenue. Carried with a motion by Dale Strehle and a second by Travis Sears.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye
Aye: 5, No: 0

4.G. Consider adopting Resolution 2022-05: A resolution to extend the city's insurance coverage with the League Association of Risk Management.

The Finance Committee met on this and recommended sticking with our current plan, the 2-year 180-day termination notice and 4% discount. The discussion ended with checking into re-bidding this after the LARM agreement is up to make sure we're getting the best coverage and prices.

Introduce and adopt Resolution 2022-05: A resolution to extend the city's insurance coverage with the League Association of Risk Management. Carried with a motion by Travis Sears and a second by Kyle Frans.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye
Aye: 5, No: 0

4.H. Consider approving the Fire Department to enter into an agreement with Collections Professionals Inc.

Assistant Fire Chief James Yost explained that the Fire Department is currently not sending anyone to collections for unpaid bills. Their new billing company suggests partnering with CPI to help recover some of the lost revenue. The Public Safety Committee met on this and recommended entering into the agreement.

Approve the Fire Department to enter into an agreement with Collections Professionals Inc. Carried with a motion by Jack Oelschlager and a second by Ryan Hinz.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye
Aye: 5, No: 0

4.I. Consider approving payment to Vyhnalek Insurance in the amount of \$4,737 for supplemental insurance.

This supplemental insurance is to help those who get injured on the job and have to be off from their primary job as well. It covers some of the wages lost at their primary job. The Public Safety Committee met on this and recommended approving the payment.

Approve payment to Vyhnalek Insurance in the amount of \$4,737 for supplemental insurance. Carried with a motion by Jack Oelschlager and a second by Ryan Hinz.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye
Aye: 5, No: 0

4.J. Consider enacting Ordinance 2150: An ordinance relating to the sale and discharge of fireworks.

At the last Public Safety Committee meeting, changing the hours of sale and distribution of fireworks was recommended. However, it takes an ordinance to make those changes.

Introduce Ordinance 2150 and move that the statutory rule requiring three separate readings be suspended. Carried with a motion by Ryan Hinz and a second by Kyle Frans.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye
Aye: 5, No: 0

Enact Ordinance 2150: An ordinance relating to the sale and discharge of fireworks. Carried with a motion by Ryan Hinz and a second by Kyle Frans.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye
Aye: 5, No: 0

4.K. Consider approving the first reading of Ordinance 2151: An ordinance relating to the annexation of property south of 29th Street and Betten Drive.

City Administrator Tom Ourada informed the Council that this annexation was a request by the property owner and is just under 80 acres. Since it is an annexation, the three separate readings cannot be suspended. The Legislative and Economic Development Committee met on this and recommended approving the ordinance for its first reading.

Introduce Ordinance 2151 and move that it be approved for its first reading and that its title be read and approved. Carried with a motion by Ryan Hinz and a second by Kyle Frans.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye
Aye: 5, No: 0

4.L. Consider approving the updated library policies for Collections Development and Records Confidentiality.

City Administrator Tom Ourada informed the Council that these were the two policies that did not get acted upon at the last meeting due to needing some minor changes made. The Legislative and Economic Development Committee met on this and recommended approving the policy updates.

Approve the updated library policies for Collections Development and Records Confidentiality. Carried with a motion by Ryan Hinz and a second by Jack Oelschlager.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye
Aye: 5, No: 0

4.M. Consider amending City Code Chapter 2, Article 3, Section 2-301 to reflect state statute.

City Administrator Tom Ourada explained that this city code relates to membership on the Planning Commission. Our city code does not allow elected officials or any city employees to become members, but state statute implies that only elected officials cannot become members. The city code would be amended to reflect state statute. This will allow for a city employee, not an elected official, to serve as an alternate member to fill in when there is not a quorum. The Legislative and Economic Development Committee met on this and recommended the amendments to the code.

Approve amending City Code Chapter 2, Article 3, Section 2-301 to reflect state statute. Carried with a motion by Ryan Hinz and a second by Kyle Frans.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye
Aye: 5, No: 0

4.N. Strategy session on the purchase of real estate for new recreational fields.

After the motion and affirmative vote, Mayor Dave Bauer stated that the Mayor and City Council would go into executive session to discuss the purchase of real estate for new recreational fields.

Go into executive session at 6:34 pm to discuss the purchase of real estate for new recreational fields. Carried with a motion by Dale Strehle and a second by Ryan Hinz.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye
Aye: 5, No: 0

Exit executive session at 6:53 pm. Carried with a motion by Dale Strehle and a second by Kyle Frans.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye
Aye: 5, No: 0

After exiting executive session, Mayor Bauer stated that the Mayor and City Council met in executive session and no action was taken.

5. Petitions - Communications - Citizen Concerns

6. Officers' Reports

- Police Chief Steve Hensel, referred to Sgt. Jon Pucket, who shared a photo of the new K-9. His name is Hunk!
- Public Works Director Brian Stork reported that the replacement media at the water treatment plant is complete.
- Community Assistance Director Nancy Tellez invited everyone to the Back-to-School Picnic on Thursday, August 4th, from 5-8:30pm at Doane's Cassel Outdoor Theatre.
- City Administrator Tom Ourada reported the following:
 - He and Mayor Dave Bauer attended the Saline County Commissioners meeting
 - A group spoke about providing workforce housing in Crete and surrounding towns; the Board will take action on it at the next meeting.
 - County Commissioner Phil Hardenburger proposed an RTSD (Railway Transportation Safety District), to which the Board voted to move forward with
 - The first Comprehensive Plan steering committee meeting is on Wednesday, August 4, at 4:00pm.

- The budget is on track and will need to schedule a council work session soon.
- He and HR Director Wendy Thomas are working on a comparability study for salaries, which will go to the Personnel Committee when ready.
- The Library has a job opening which will be sent out internally first, followed by opening to the public if there are no inquiries. Susan Church is retiring mid-September and has done a great job in her career with the Library.
- Mayor Dave Bauer called an executive session regarding a possible real estate purchase.

7. Adjournment

Mayor

(SEAL)

City Clerk-Treasurer

I, Jerry Wilcox, City Clerk for the City of Crete, hereby certify that the foregoing is a true and correct copy of the proceedings had and done by the Mayor and Council. I hereby certify that a copy of the Open Meetings Act was posted in the back of the Council Chambers. I certify that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the City Clerk. I certify that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting and that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public. I certify that the minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of the City Council. I certify that all news media requesting notification concerning meetings of the City Council were provided with advance notification of the time and place of said meeting and the subjects to be discussed.

City Clerk-Treasurer

(S E A L)