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## **CITY COUNCIL REGULAR MEETING**

March 15, 2022 at 6:00 PM  
Crete City Hall, 243 East 13<sup>th</sup> Street

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### **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**

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

Present: 6.

#### **3. Consent Agenda**

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

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Dan Papik: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 6, No: 0

#### **3.A. Approve Meeting Minutes**

##### **3.A.1. March 1, 2022 Public Works Committee minutes**

##### **3.A.2. March 1, 2022 City Council minutes**

##### **3.A.3. March 1, 2022 Finance Committee minutes**

##### **3.A.4. March 1, 2022 Parks & Recreation Committee minutes**

**3.B. Accept the City Treasurer's Report**

**3.C. Approve the Payment of Claims Against the City**

**4. Items of Business**

**4.A. Mayoral Proclamation celebrating the 100th Anniversary of Crete Rotary Club.**

City Clerk Jerry Wilcox read a proclamation of the Mayor recognizing the Crete Rotary Club for 100 year of service to the community. Mayor Dave Bauer presented a signed and sealed copy of the proclamation to the Crete Rotary Club members present at the meeting.

**4.B. Consider approving a special event permit application from Southeast Nebraska CASA for a 5k run on April 30, 2022.**

Police Chief Steve Hensel reported that he spoke with the sponsor, and they understand that they can not control traffic but will control the runners at the intersections. City Administrator Tom Ourada reported that the Public Safety Committee met, reviewed the application and recommended approval.

Approve the permit for SE NE CASA to hold a 5k run as a fund raiser. Carried with a motion by Jack Oelschlager and a second by Ryan Hinz.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Dan Papik: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 6, No: 0

**4.C. Consider approving the payment of claims to ACE Hardware in the amount of \$2,231.67**

Approve payment of the claims to Crete Ace Hardware as presented. Carried with a motion by Travis Sears and a second by Dale Strehle.

Dan Papik: Abstain (With Conflict), Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 5, No: 0, Abstain (With Conflict): 1

**4.D. Consider entering into an agreement with Seneca Waste Solutions for the drainage and disposal of old bulk fuel from one of the City's holding tanks.**

City Administrator Tom Ourada explained that one of the bulk fuel tanks needs to be emptied and removed. The remaining fuel is bad and will have to be disposed of as hazardous material. Seneca Companies have provided the quote presented. The Public Works Committee met and discussed the quote/agreement and recommended approval.

Approve the quote/agreement with Seneca Companies for the removal and disposal of fuel from one of the bulk tanks at an estimated cost of \$6,163.68 Carried with a motion by Dale Strehle and a second by Travis Sears.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Dan Papik: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 6, No: 0

**4.E. Consider enacting Ordinance 2146: An ordinance relating to nonconforming lots, structures, and uses.**

City Attorney Kyle Manley explained the changes to the code are generally clarifications and providing the City with another avenue of addressing noncompliance in land, building and uses.

City Administrator Tom Ourada reported that the Planning Commission did review the ordinance and requested that it wait until the Comprehensive Planner can review and make a recommendation. The new planner will not be available until May and it is acceptable for the City Council to approve the changes without a recommendation from the Planning Commission. The Legislative Development Committee met, reviewed the ordinance and recommended it be approved.

Introduce Ordinance 2146 and move that the statutory requirement for reading on three separate days be waived. Carried with a motion by Ryan Hinz and a second by Kyle Frans.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Dan Papik: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 6, No: 0

Approve Ordinance 2146 on final reading. Carried with a motion by Ryan Hinz and a second by Kyle Frans.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Dan Papik: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 6, No: 0

#### **4.F. Consider authorizing the Police Chief to apply for a \$1,770 mini-grant through the Nebraska Department of Transportation to replace the Police Department's preliminary breath testing equipment.**

Police Chief Steve Hensel reported that the preliminary breath testing equipment the department has is beginning to fail and NDOT has a grant to replace 6 of the units. City Administrator Tom Ourada reported that the Public Safety Committee met, reviewed the grant application and recommended the authorization.

Authorize Police Chief Steve Hensel to apply for a grant from the NDOT for \$1,770 to replace 6 preliminary breath analyzers. Carried with a motion by Jack Oelschlager and a second by Ryan Hinz.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Dan Papik: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 6, No: 0

#### **4.G. Consider authorizing the Mayor and City Administrator to negotiate property transactions with Doane University.**

City Administrator Tom Ourada reported that there are properties in and around the Doane campus that were not deeded correctly over 100 years ago. The City plans for a new substation would be included in the property that is in question and Doane has plans for other property that is in question. There is a need to resolve the questions before either project can move forward. The Public Works Committee met and recommend authorization of the negotiations.

Authorize the Mayor and City Administrator to negotiate purchase/swap of property that would be presented to the City Council for final approval. Carried with a motion by Dale Strehle and a second by Travis Sears.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Dan Papik: Aye, Travis Sears: Aye, Dale Strehle: Aye  
Aye: 6, No: 0

#### **4.H. Consider changing the billing company for the Fire Department.**

Table until the next meeting of the City Council. Carried with a motion by Jack Oelschlager and a second by Ryan Hinz.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Dan Papik: Aye, Travis Sears: Aye, Dale Strehle: Aye  
Aye: 6, No: 0

#### **4.I. Consider closing city buildings at 4:00 pm on April 1, 2022 for the Mayor's Chili Feed.**

Mayor Dave Bauer would like to request that the City buildings be allowed to close at 4:00 PM on April 1, 2022, for an employee appreciation chili feed that he would like to sponsor.

Approve the closing of City buildings at 4:00 PM on April 1, 2022 for an employee appreciation event sponsored by the Mayor. Carried with a motion by Dale Strehle and a second by Travis Sears.

Kyle Frans: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Dan Papik: Aye, Travis Sears: Aye, Dale Strehle: Aye  
Aye: 6, No: 0

### **5. Petitions - Communications - Citizen Concerns**

#### **6. Officers' Reports**

Police Chief Steve Hensel reported that Officer Sawtelle will be done with field training next week and will begin working solo and that Officer DeHart will be done with the Law Enforcement Training Center next month and will begin field training.

Fire Chief Tod Allen reported that there have been several fire calls with the dry weather, but he is not yet going to stop burning permits due to a few careless individuals.

Council member Ryan Hinz reported that the Food Bank was very large today with traffic backed up for several blocks.

City Administrator Tom Ourada reported the following:

- Code Enforcement Officer Paxton will be going to the Law Enforcement Training Center to become Crete's newest Police Officer so the City is searching for Code Enforcement Officer candidates.
- The Police Department is developing a K-9 budget so that when a dog becomes available we will be ready to move forward.
- There is a property owner south of the City that is interested in providing some property for the development of a new recreation facility.
- Deputy City Clerk-Treasurer Kelsey Sisouvong and HR Coordinator Wendy Thomas are in Grand Island attending the NMCA Clerks' Institute.

- The annual meeting of NMPP will be in Lincoln next week.
  - The Village of Denton is in need of a utility person, so an inter-local agreement is being developed to help them out until they can hire someone.
  - The estimated Municipal Equalization Funds from the State for next year will be approximately \$85,000 less than this year.
- Mayor David Bauer welcomed Boy Scout Troop 212 and their leaders to the meeting and invited them to stay afterward for some discussion on how the City government works.

## **7. Adjournment**

The meeting adjourned at 6:35 PM.

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Mayor

(SEAL)

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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.

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City Clerk-Treasurer

(S E A L)