



CITY COUNCIL REGULAR MEETING

February 21, 2023 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
Tom Crisman: Present
Kyle Frans: 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.

Tom Crisman: Aye, Kyle Frans: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 5, No: 0

3.A. Approve Meeting Minutes

3.A.1. January 17, 2023 Public Works Committee Meeting minutes

3.A.2. February 7, 2023 Public Works Committee Meeting minutes

3.A.3. February 7, 2023 Finance Committee Meeting minutes
3.A.4. February 7, 2023 Personnel Committee Meeting minutes
3.A.5. February 7, 2023 Public Safety Committee Meeting minutes
3.A.6. February 7, 2023 City Council Meeting minutes
3.B. Accept the City Treasurer's Report
3.C. Approve the Payment of Claims Against the City
3.D. Approve Cline Williams Invoice #355562
3.E. Consider approving a Right-of-Way Permit for Unite Private Networks on Boswell Avenue.

4. Items of Business

4.A. Public Hearing on the One and Six Year Plan.

Open the public hearing. Carried with a motion by Dale Strehle and a second by Travis Sears.

Tom Crisman: Aye, Kyle Frans: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 5, No: 0

The One and Six Year Plan is required by state statute. Both the Planning Commission and the Public Works Committee have seen the plan. After those discussions, a roundabout at 13th Street and Iris Avenue was added to the One Year Plan and 15th Street from Iris to Boswell was added to the Six Year Plan.

Close the public hearing. Carried with a motion by Dale Strehle and a second by Travis Sears.

Tom Crisman: Aye, Kyle Frans: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 5, No: 0

4.B. Consider adopting Resolution 2023-04; a resolution approving the One and Six Year Plan.

Introduce and adopt Resolution 2023-04: A resolution approving the One and Six Year Plan. Carried with a motion by Dale Strehle and a second by Travis Sears.

Tom Crisman: Aye, Kyle Frans: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 5, No: 0

4.C. Consider a franchise agreement with ALLO Fiber regarding services in the city of Crete.

Allo's General Manager of Eastern Nebraska, Dave Miller, gave a presentation to the Council on the many benefits that Allo would bring to Crete. He explained their mission and vision, providing data and statistics to back up the information. The Public Works Committee heard a brief version of the presentation and recommended approving the franchise agreement.

Approve entering into a franchise agreement with ALLO Fiber regarding services in the city of Crete. Carried with a motion by Dale Strehle and a second by Travis Sears.

Tom Crisman: Aye, Kyle Frans: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 5, No: 0

4.D. Consider a property owner's request to vacate Locust Street north of Fairchild Drive in Lorthrop Heights.

Tabled until further information is gathered. Carried with a motion by Dale Strehle and a second by Travis Sears.

Tom Crisman: Aye, Kyle Frans: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 5, No: 0

4.E. Consider approving the HD Big Blue Addition Administrative Subdivision.

City Administrator Tom Ourada mentioned working on this with the property owners, getting it just right, and it is now ready. The Public Works Committee met on this and recommended approving the subdivision.

Approve the HD Big Blue Addition Administrative Subdivision. Carried with a motion by Dale Strehle and a second by Travis Sears.

Tom Crisman: Aye, Kyle Frans: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 5, No: 0

4.F. Consider approving the Alden Cihal Addition Administrative Subdivision.

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

Approve the Alden Cihal Addition Administrative Subdivision. Carried with a motion by Dale Strehle and a second by Travis Sears.

Tom Crisman: Abstain, Kyle Frans: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 4, No: 0, Abstain: 1

4.G. Consider approving the Addendum to the Criminal Interdiction Task Force MOU with Homeland Security Investigations.

Police Captain Jon Pucket explained that this MOU allows the Crete Police Department to participate with the listed agencies as a task force. It allows our K9 to assist with drug seizures on the interstate, which will be done on a scheduled basis. The Public Safety Committee met on this and recommended approving the MOU.

Approve the Addendum to the Criminal Interdiction Task Force MOU with Homeland Security Investigations. Carried with a motion by Jack Oelschlager and a second by Travis Sears.

Tom Crisman: Aye, Kyle Frans: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 5, No: 0

4.H. Consider an application for "U-Drive, U-Text, U-Pay" Traffic Enforcement Grant for the Police Department.

Police Captain Jon Pucket informed the Council that this is the same kind of grant as the 'Click It or Ticket' or 'Drive Sober Get Pulled Over' ones. It reimburses overtime wages, allowing more officers on the streets during special/holiday weekends. The Public Safety Committee met on this and recommended approving PD to apply for the grant.

Approve the Police Department to apply for the "U-Drive, U-Text, U-Pay" Traffic Enforcement Grant. Carried with a motion by Jack Oelschlager and a second by Travis Sears. Tom Crisman: Aye, Kyle Frans: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye
Aye: 5, No: 0

4.I. Consider approving Change Order No. 1 to the new ambulance contract with Danko Emergency Equipment for the amount of \$70,994.

Fire Chief Tod Allen explained that Dodge was not supporting any more chassis this year, which included a Crete ambulance. Danko searched and was able to find one, however it came at a higher price, bringing the total up to \$70,994. The Public Safety Committee met on this and recommended approving the change order.

Approve Change Order No. 1 to the new ambulance contract with Danko Emergency Equipment, making the total cost \$70,994. Carried with a motion by Jack Oelschlager and a second by Travis Sears.

Tom Crisman: Aye, Kyle Frans: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye
Aye: 5, No: 0

4.J. Consider adopting Resolution 2023-03: A resolution declaring the official intent of the City of Crete, Nebraska to reimburse certain expenses in connection with the box culvert project from the proceeds of bonds issued by the City.

City Clerk-Treasurer Jerry Wilcox explained that the City will be issuing bonds as funding for the project, but it's still in the works. This resolution allows the City to reimburse itself for expenses we have already paid for the project. The Public Works Committee met on this and recommended adopting the resolution.

Introduce and adopt Resolution 2023-03: A resolution declaring the official intent of the City to reimburse certain expenses in connection with the box culvert project from the proceeds of bonds issued by the City. Carried with a motion by Dale Strehle and a second by Travis Sears. Tom Crisman: Aye, Kyle Frans: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye
Aye: 5, No: 0

4.K. Consider the first reading of Ordinance 2164: An ordinance to annex Area #6 into the corporate limits of the City.

City Attorney Alison Borer reported that this is the Cardinal Ventures property previously discussed. They have requested to be annexed into the city limits and annexations require that the ordinance have three separate readings. The Public Works Committee met on this and recommended it be approved for its first reading.

Introduce Ordinance 2164 and move that it be approved for its first reading and that its title be read and approved. Carried with a motion by Dale Strehle and a second by Travis Sears. Tom Crisman: Aye, Kyle Frans: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye
Aye: 5, No: 0

4.L. Consider accepting the report on the audited financial statements from the independent auditor AMGL.

Marcy Luth with AMGL presented via zoom to the Finance Committee and concluded that the City was in good financial health. A couple of deficiencies, being Electric and Water, were pointed out but are already being addressed by the recent rate increases. The Finance Committee recommended accepting the report.

Approve and accept the report on the audited financial statements from the independent auditor AMGL. Carried with a motion by Travis Sears and a second by Dale Strehle.

Tom Crisman: Aye, Kyle Frans: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 5, No: 0

4.M. Consider approving the amended Disadvantage Business Enterprises Program for 2022, 2023 & 2024 required for City control of the Municipal Airport.

City Administrator Tom Ourada reported that this is another step that needs to be taken in order for the City to inherit the Airport. The Public Works Committee met on this and recommended approving the amended plan.

Approve the amended Disadvantage Business Enterprises Program for 2022, 2023 & 2024 required for City control of the Municipal Airport. Carried with a motion by Dale Strehle and a second by Travis Sears.

Tom Crisman: Aye, Kyle Frans: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 5, No: 0

4.N. Consider approving the Assignment and Assumption Agreement required by the Federal Aviation Agency for City control of the Municipal Airport.

City Administrator Tom Ourada informed the Council that this is yet another requirement to inherit the Airport. The Public Works Committee met on this as well and recommended approving the agreement.

Approve the Assignment and Assumption Agreement required by the Federal Aviation Agency for City control of the Municipal Airport. Carried with a motion by Dale Strehle and a second by Travis Sears.

Tom Crisman: Aye, Kyle Frans: Aye, Jack Oelschlager: Aye, Travis Sears: Aye, Dale Strehle: Aye

Aye: 5, No: 0

5. Petitions - Communications - Citizen Concerns

6. Officers' Reports

- Fire Chief Tod Allen reported the following:
 - The gear we got from the University of Nebraska Forestry Service has arrived. We should be getting a check back for 75% of that purchase
 - Tanker 98 is back and fixed
 - The Brad Elder benefit was very successful, raising over \$17,000 for Brad
- Human Resources Director Wendy Thomas introduced new Parks and Recreation Director Liz Cody, who is excited to be a part of the City

- Council member Jack Oelschlager thanked City employees for their hard work during last week's snow storm
- Council member Tom Crisman asked about the progress on the chicken ordinance. Ourada explained that we are still in the stage of gathering information and not yet ready for an ordinance to be written. Mayor Bauer commented that we have spoken with interested members of the public to let them know that it's not ready for the Committee yet.
- City Administrator Tom Ourada reported the following:
 - Has MEAN Strategic Planning on Wednesday and Thursday of this week, and next week Monday and Tuesday will be League meetings
 - Testified to the Legislature's Urban Affairs Committee on LB 224, a proposed grant opportunity for first class cities
 - Have been working with ALLO for quite a few years to make it work economically for them to get into Crete
- Mayor Dave Bauer also thanked City employees for their work during the snow storm. He also commented on how building relationships in our community is very important; Doane, ALLO, and the City working together to get ALLO into the City, and Doane working with the City and the whole community for the Brad Elder benefit. There are hopes for more of that in the future.

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)