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## **CITY COUNCIL PUBLIC WORKS COMMITTEE MEETING**

November 21, 2023 at 5:00 PM  
Crete City Hall, 243 East 13<sup>th</sup> Street

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### **MINUTES**

Notice of the meeting was given by posting, the appointed method for giving notice as shown by the attached notice, at the following locations:

City Hall, 243 East 13th Street  
Post Office, 1242 Linden Avenue  
City Bank and Trust, 1135 Main Avenue

Advance notice of the meeting was also given to committee members. 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. All proceedings shown were taken while the meeting was open to the attendance of the public.

#### **1. Open Meeting**

#### **2. Roll Call**

Anthony Fitzgerald: Present  
Dan Papik: Present  
Dale Strehle: Present  
Present: 3.

#### **3. Items of Business**

##### **3.A. Consider a recommendation to the City Council for Constructors, Inc. Change Order No.3 in the amount of \$853.56 for work on 21st and Main.**

City Administrator Tom Ourada explained there was a lot to this change of order, but the net was not that much. Tom stated it made sense to recommend to the committee.

Recommendation was made to the City Council to approve Constructors, Inc. Change Order No. 3 in the amount of \$853.56 for work on 21st and Main. Carried with a motion by Dan Papik and a second by Anthony Fitzgerald.

Anthony Fitzgerald: Aye, Dan Papik: Aye, Dale Strehle: Aye

Aye: 3, No: 0

**3.B. Consider a recommendation to the City Council for the Contractor's Application No. 5 for payment in the amount of \$555,127.28 from Constructors, Inc. for the 2022 Street Improvements Districts 2022-1 to 2022-07.**

City Administrator Tom Ourada explained that this is not the final work. This is a fairly large pay app for work that is completed.

Recommendation was made to the City Council for the Contractor's Application No. 5 for payment in the amount of \$555,127.28 from Constructors, Inc, for the 2022 Street Improvements Districts 2022-1 to 2022-07. Carried with a motion by Dan Papik and a second by Anthony Fitzgerald.

Anthony Fitzgerald: Aye, Dan Papik: Aye, Dale Strehle: Aye

Aye: 3, No: 0

**3.C. Discuss City Engineer selection.**

City Administrator Tom Ourada discussed that this had not been discussed as a committee along with the Mayor. Discussion is to be carried forward. The mayor did state he would like to meet one-on-one with each member of the committee, and then discuss and make a recommendation with Tom.

**3.D. Discuss 5ft minimum sidewalk width.**

City Administrator Tom Ourada explained how the city generally has a minimum, but there are places in the code, no less than 4ft or 48in. The City typically does 5ft construction and Tom would like to discuss codifying 5-foot sidewalks. A decision is to be made.

**3.E. Consider a recommendation to the City Council to enact Ordinance No. 2187 Relating To The Sale Of Real Estate Owned By The City.**

City Administrator Tom Ourada explained this is property the City used LB840 money on and more specifics will be at the Council Meeting. Tom differed that this is to be discussed and tabled.

Recommendation was made to the City Council to enact Ordinance No. 2187 Relating to the Sale of Real Estate owned by the City Tabled with a motion by Dan Papik and a second by Anthony Fitzgerald.

Anthony Fitzgerald: Aye, Dan Papik: Aye, Dale Strehle: Aye

Aye: 3, No: 0

**3.F. Consider a recommendation to the City Council on the Application No. 8 and Certificate For Payment from General Excavating in the amount of \$172,612.64.**

City Administrator Tom Ourada explained the payment of \$172,612.64 to General Excavating is for the triple box culverts.

Recommendation was made to the City Council to approve the application No. 8 and Certificate for payment from General Excavating in the amount of \$172,612.64. Carried with a motion by Dan Papik and a second by Anthony Fitzgerald.

Anthony Fitzgerald: Aye, Dan Papik: Aye, Dale Strehle: Aye

Aye: 3, No: 0

**3.G. Consider a recommendation to the City Council on the Loan Agreement Between the Nebraska Department of Environment and Energy and the City of Crete, Nebraska Project No. D311654.**

City Administrator Tom Ourada explained how the city has until the end of December to execute this. This is a loan and a grant of a million and 3 in grant money and 2.4 million in loan. The loan of 2.4 is at 6/10 of 1% over the course of 30 years. Ourada discussed this is for all the foreseeable water project needs over the course of 30 years, other than treatment or storage.

Recommendation was made to the City Council to approve the Loan Agreement between the Nebraska Department of Environment and Energy and the City of Crete, Nebraska Project No. D311654. Carried with a motion by Dan Papik and a second by Anthony Fitzgerald.

Anthony Fitzgerald: Aye, Dan Papik: Aye, Dale Strehle: Aye

Aye: 3, No: 0

**3.H. Consider a recommendation to the City Council on Resolution No. 2023-27 Authorizing The Mayor To Execute The Contract For A Loan Between The Nebraska Department Of Environment And Energy And The City Of Crete, Nebraska.**

This is the resolution of the authorization.

Recommendation was made to the City Council on Resolution No. 2023-27 Authorizing the Mayor to execute the contract for a loan between the Nebraska Department of Environment and Energy and the City of Crete, Nebraska. Carried with a motion by Dan Papik and a second by Anthony Fitzgerald.

Anthony Fitzgerald: Aye, Dan Papik: Aye, Dale Strehle: Aye

Aye: 3, No: 0

**3.I. Consider a recommendation to the City Council on the zoning request for College Park Addition block 15 lots 9-11 R2 changed to R3.**

City Administrator Tom Ourada explained that this is not a recommendation to the City Council, it is more of a general discussion of the process. The planning commission voted to recommend this to the City Council. City Attorney Anna Burge explained there will be a two-step process as there are two things that will need to be changed. First is zoning, as it impacts lot size, set back rules and regulations. Burge discussed that some of the things the members of the council should listen to when requesting a zoning change from R2 to R3 is whether there is a boundary line or are we creating a spot zone. Also, if the zoning change is in accordance with the comprehensive development plan. The developer will discuss more on this to the City Council during the Council Meeting.

**3.J. Consider a recommendation to the City Council on the variance for College Park Addition block 15 lots 9-11 R2 changed to R3.**

City Administrator Tom Ourada discussed that the variance is predicated if the rezoning is passed. Anna added that with the variance, some things to consider are: is it necessary, is it reasonable, and will there be any detriment to public health, safety, and welfare. City Attorney Anna Burge stated that those three questions need to be answered to permit the variance. The developer will discuss more during the Council Meeting.

#### **4. Officers' Reports**

#### **5. Adjournment**