

City of Bennet
City Council
NOTICE OF MEETING
November 13, 2023
Regular Meeting
7:00 PM

Bennet City Hall, 685 Monroe, Bennet, NE 68317

REGULAR MEETING

AGENDA

1. ROLL CALL AND PUBLIC MEETINGS LAW NOTIFICATION
2. PLEDGE OF ALLEGIANCE
3. **CONSENT AGENDA**
 - 3.a. MINUTES of October 9, 2023, City Council Regular Meeting Approval
 - 3.b. CLAIMS FOR PAYMENT
 - 3.c. TREASURER'S REPORT
 - 3.d. **RESOLUTION 2023-11.1** authorizing the Mayor to sign the Year-End Certification of City Street Superintendent appointing Justin R. Stark.
 - 3.e. **RESOLUTION 2023-11.2** establishing wages and approving salary increases for City employees.
4. PRESIDING OFFICER PUBLIC COMMENT ANNOUNCEMENT.
5. UNFINISHED BUSINESS
6. **NEW BUSINESS**
 - 6.a. Senator Carolyn Bosn
 - 6.b. Palmyra FCCLA and Palmyra FFA Chapter students to explain the school-wide community service day they are hosting and to request assistance with project ideas.
 - 6.c. Discussion regarding a proposed walking path in Evergreen Place 1st Addition (Corrected Replat) on the north side of Outlot A and the Master Trail Plan.
 - 6.d. Review/Action regarding a claim from Jackie Bates of 35 Fir Street to remove an old meter which was leaking in the service line portion of the water line and determination as to whether the property owner is responsibly for payment of excessive water usage due to the leak.
 - 6.e. Review and approval of site plan for new preschool playground equipment the Bennet Community Builders Association will be installing in Bennet Park.
 - 6.f. Approval of Cooperative Service Agreement with Uribe Refuse Services, Inc.
 - 6.g. Discussion/Action regarding installing speed bumps on Hackberry Street.
 - 6.h. Review and discussion of comparable fee schedules.
 - 6.i. Discussion/Action on hiring Tailored Landscape to put Christmas Lights on City Hall for \$200.00.
7. **REPORTS:** Written reports submitted in advance are available for review in the public copy of meeting materials. Submitted reports include Utility Superintendent, Sheriff's Office, Engineer, and November 1, 2023 Planning Commission Meeting Minutes. * Additions to submitted reports
8. COMMUNICATIONS
9. ADJOURNMENT

*Meeting agendas are kept continuously current and available for public inspection at the offices of the City Clerk. All sessions of the Bennet Mayor and City Council remain open to the attendance of the public, but the Council reserves the right to go into closed session subject to the Open Meetings Act

**City of Bennet, Nebraska
City Council
Minutes October 9, 2023
Regular Meeting**

The Bennet City Council (the "Council") of the City of Bennet, Nebraska (the "City") held a regular business meeting on Monday, October 9, 2023 at 7:00 p.m., at the Bennet City Hall, 685 Monroe Street in the City, the same being open to the public and preceded by advance publicized notice duly given in strict compliance with the provisions of the Open Meetings Act, Chapter 84, Article 14, Reissue Revised Statutes of Nebraska, as amended, and having set forth (a) the time, date and place of the meeting; (b) that the meeting would be open to the attendance of the public; and (c) that the agenda for the meeting, kept continuously current, was available for public inspection at the office of the City Clerk and posted at the City Office, Post Office and First Nebraska Bank.

Mayor Cheney called the meeting to order at 7:00 p.m. and announced the location of the Open Meetings Act. City Clerk Michele Lincoln conducted roll call. Council Members in attendance were Pete Simmons, Dan Zieg, Steve Bettendorf, Justin Dorn, and Mayor Ryan Cheney. A quorum being present, and the meeting duly commenced, the following proceedings were taken while the meeting remained open to attendance by the public. The Pledge of Allegiance was recited.

CONSENT AGENDA

- a. MINUTES of September 11, 2023, City Council Special Meeting/Budget Hearing & Regular Meeting Approval
- b. CLAIMS FOR PAYMENT
- c. TREASURER'S REPORT
- d. RESOLUTION 2023-10.1, a resolution adopting the Master Fee Schedule.
- e. RESOLUTION 2023-10.2, a resolution appointing Planning Commission Members

Simmons moved and Bettendorf seconded a motion that all items under the consent agenda be approved and accepted as presented. Roll call vote: Simmons, Zieg, Bettendorf, Dorn voted YES. Motion carried.

Pam Dingman, Lancaster County Engineer, attended for a County Engineer update. She shared the highlights of the Lancaster County One- and Six-Year Plan. She stated that they were hoping to have the bridge at 162nd and Roca Rd done this year, but not sure if it would get done. She talked a little bit about the MPO (Metropolitan Planning Organization) that Bennet is now a member of, the availability of federal grants for street projects and that we could consider entering into an interlocal agreement with the Lancaster County for cooperative purchasing.

Patrick Pierce from Vortex attended to discuss alternative options for the splash pad that could reduce cost or loss of water. Planning Commission member Kevin Hiatt invited Pierce to explore whether there were any options to making the splash pad more feasible. Pierce explained that we have a single pass system where the water is not recycled which would have been a cheaper way to get the patent approved. A recirculating system would have been triple the cost. State requirements for recirculating systems are very extensive, requiring certified operators and being constantly monitored. Pierce said he could evaluate the features we have and see if there are any low-flow replacement options to help conserve water.

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The Homeowners Association for the Nemaha Valley Subdivision would like to purchase speed bumps to be installed on Hackberry Street between Harrison Street and Garden Street with the City installing them. Zieg moved and Bettendorf seconded a motion to install speedbumps purchased by the Nemaha Valley Homeowners Association on Hackberry Street according to Engineer Brian Schuele's recommendation. Roll call vote: Simmons, Zieg, Bettendorf, Dorn voted YES. Motion carried.

Boyd Batterman presented the Nemaha Ridge 3rd Addition Preliminary and Final Plat. The plat is a subdivision of Lot 1, Lot 3 and Outlot C of the Nemaha Ridge First Addition, Lot 1 of the Nemaha Ridge Second Addition and proposed vacated public Right-of-Way of Coffeetree Court in Section 11, Township 8, Range 8 of Bennet. The Bennet Planning Commission recommended approval of the Nemaha Ridge 3rd Addition Preliminary and Final Plat, contingent on the vacation of Coffeetree Court prior to approval. Mayor Cheney introduced Ordinance 2023-10.1, AN ORDINANCE VACATING COFFEETREE COURT FROM THE WEST RIGHT-OF-WAY LINE OF S. 176TH STREET, WITH THE RIGHT-OF-WAY SO VACATED REVERTING TO THE OWNERS OF THE ABUTTING REAL ESTATE, ONE-HALF ON EACH SIDE THEREOF. Simmons moved and Bettendorf seconded a motion to waive the three-reading rule for Ordinance 2023-10.1. Roll call vote: Simmons, Zieg, Bettendorf, Dorn voted YES. Motion carried. Simmons moved and Dorn seconded a motion to approve Ordinance 2023-10.1. Roll call vote: Simmons, Zieg, Bettendorf, Dorn voted YES. Motion carried. Mayor Cheney introduced Ordinance 2023-10.2, AN ORDINANCE OF THE CITY OF BENNET, NEBRASKA, TO ACCEPT AND APPROVE THE FINAL PLAT DESIGNATED AS NEMAHA RIDGE THIRD ADDITION, FILED IN THE OFFICE OF THE CITY CLERK, UPON CERTAIN CONDITIONS SPECIFIED HEREIN, AND TO REQUIRE AN ESCROW OR SECURITY; TO REPEAL ANY CONFLICTING ORDINANCES; TO PROVIDE FOR PUBLICATION; AND TO PROVIDE AN EFFECTIVE DATE. Dorn moved and Zieg seconded a motion to waive the three-reading rule for Ordinance 2023-10.2. Roll call vote: Simmons, Zieg, Bettendorf, Dorn voted YES. Motion carried. Dorn moved and Zieg seconded a motion to approve Ordinance 2023-10.2. Roll call vote: Simmons, Zieg, Bettendorf, Dorn voted YES. Motion carried.

A Public Hearing was held for the purpose of hearing testimony regarding deleting 5.15.07 #8 of the Bennet Zoning Ordinance which states that lots along the highways shall be required to gain access through a paved service road in the F-1 Flex District. Mayor Cheney opened the Public Hearing at 7:49 p.m. The Public Hearing was closed at 7:53 p.m. Mayor Cheney introduced Ordinance 2023-10.3, AN ORDINANCE OF THE CITY OF BENNET, LANCASTER COUNTY, NEBRASKA, TO AMEND SECTION 5.15.07 OF THE ZONING ORDINANCE TO REMOVE THE REQUIREMENT THAT LOTS ALONG THE HIGHWAY BE ACCESSED THROUGH A PAVED SERVICE ROAD IN THE F-1 FLEX DISTRICT; TO REPEAL ANY CONFLICTING ORDINANCES; TO PROVIDE FOR PUBLICATION; AND TO PROVIDE AN EFFECTIVE DATE. Bettendorf moved and Zieg seconded a motion to waive the three-reading rule for Ordinance 2023-10.3. Roll call vote: Simmons, Zieg, Bettendorf, Dorn voted YES. Motion carried. Bettendorf moved and Zieg seconded a motion to approve Ordinance 2023-10.3. Roll call vote: Simmons, Zieg, Bettendorf, Dorn voted YES. Motion carried.

Engineer Brian Schuele had been requested to look at a drainage issue at 480 Cottonwood Street which initiated from a code enforcement issue of vegetation and sandbags in the right-of-way. Schuele found that there was a legitimate drainage issue due to a low point in the ditch and part of his

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Minutes October 9, 2023
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recommendation included installing a culvert which would probably be 18" running south under Cottonwood Street. The estimated cost was \$5,000 - \$7,000 and would require Cottonwood Street to be closed for 3-4 days. The drainage to the south will need to be evaluated first to ensure that additional drainage issues will not be created to the south. Simmons moved and Bettendorf seconded a motion to follow Engineer Brian Schuele's recommendation on the drainage issue at 480 Cottonwood which included installing a culvert under Cottonwood Street to the south; allowing the landscaping to be left in place until the culvert is installed; removing the taller vegetation around the mailbox and driveway immediately; allowing the sandbags that run parallel to the driveway to be left in place; removing the sandbags parallel to the sidewalk; and allowing the landscaping blocks behind the sidewalk to remain in place. Roll call vote: Simmons, Zieg, Bettendorf, Dorn voted YES. Motion carried.

Zieg moved and Simmons seconded a motion to create a committee to meet with the building inspectors to review and formalize the commercial building permit requirements with Simmons and Dorn serving on the committee. Roll call vote: Simmons, Zieg, Bettendorf, Dorn voted YES. Motion carried.

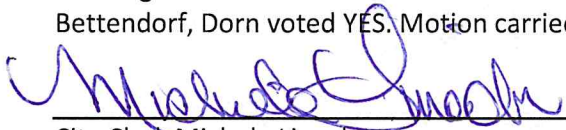
Last year a couple of residents had requested that streetlights be shut off for Halloween to enhance their Halloween experience. Some liability concerns have been raised regarding the issue. The Council agreed not to continue this practice.

The Service Agreement with Uribe Refuse Service for hauling the refuse compactor has expired. The proposed new agreement starts with a \$76 increase per pull. The Council agreed to see if there were any other contractors interested in pulling the compactor at the September 9th meeting. Contractors that did submit a proposal were higher priced than Uribe. The Council decided to work with Uribe to find an acceptable agreement.


City Clerk Michele Lincoln reported that the Open House/Town Hall for the Downtown Revitalization/Economic Development Plan and Comprehensive Plan was scheduled for October 10th and encouraged the Council & Mayor to attend. Administrative Aide Marlene Sturdy reminded the Mayor and Council that the Halloween Hotdog feed was from 5:00p.m. to 7:00 p.m. and would be \$50 per Councilman/Mayor.

Submitted reports include Treasurer, Utility Superintendent, Sheriff's Office, Engineer and Planning Commission Minutes from September 20, 2023.

Zieg moved and Dorn seconded a motion to adjourn at 8:30 p.m. Roll call vote: Simmons, Zieg, Bettendorf, Dorn voted YES. Motion carried.



City Clerk Michele Lincoln
City of Bennet, NE



Mayor, Ryan Cheney
City of Bennet, NE

| Name | Memo | Credit |
|--|---------------------|-----------|
| AERO-MOD Inc | Supplies | 172.68 |
| Bennet American Legion Post #280 | Legion Rental | 250.00 |
| Black Hills Energy | Gas Utility | 44.92 |
| Casey's General Stores, Inc. | Fuel | 349.74 |
| E.T's Lawn & Leisure | Maintenance | 45.99 |
| Farmers Coop Dorchester | Tires | 239.98 |
| First Nebraska Bank | ACH Fees | 81.00 |
| Hochstetler, David | Consulting | 90.00 |
| IRS/Department of Treasury | Fed Withholding | 2,454.96 |
| IRS/Department of Treasury | Fed Withholding | 2,118.50 |
| Johnson Service Co. | Sewer | 29,942.00 |
| Kreifels, Jeff | Consulting | 180.00 |
| Lancaster County Sheriff | Patrol | 1,311.80 |
| LPL Financial | Employee Investment | 344.82 |
| LPL Financial | Employee Investment | 350.14 |
| Maguire Iron, Inc. | inspection | 56,356.00 |
| MARC | Chemical | 677.50 |
| Marvin Planning Consultants, Inc | Consultant | 2,005.00 |
| Matrix Business Systems, Inc. | Copies/Equipment | 136.70 |
| Menards | Supplies | 189.33 |
| Midwest Labs | Effluent Test | 215.62 |
| NCS INC | IT Support | 1,553.12 |
| NDEE | License Renewal | 230.00 |
| NE Public Health Environmental Lab | Testing | 128.00 |
| Nebraska City Utilities | Electric | 85.20 |
| Nebraska City Utilities | Electric | 3,325.66 |
| Nebraska Code Consulting and Inspector | Inspections | 885.00 |
| Nebraska Dept. of Revenue | State Withholding | 629.59 |
| Nebraska Dept. of Revenue | Keno Tax | 271.00 |
| Nebraska Dept. of Revenue | Sales & Use Tax | 1,193.48 |
| Nemaha Valley Furnace & AC | Service | 99.00 |
| Olsson Inc. | Engineering | 1,664.65 |
| One Call Concepts, Inc. | Diggers Hotline | 41.44 |
| Rural Water District No. 1 | Water Purchased | 6,141.00 |
| Solheim Law Firm | Legal | 1,000.00 |
| Tailored Landscapes LLC | Trees | 2,135.00 |
| The Voice News | Publication | 177.78 |
| Uribe Refuse Services, Inc. | Refuse | 2,545.24 |
| Vasa Construction, Inc. | Repair | 675.00 |
| Verizon Wireless | Phones | 132.71 |
| Visa/Bank One | Supplies | 1,054.59 |
| Walker Country Mowers LLC | Mower | 14,000.00 |
| Windstream | Phones | 512.80 |
| Mayor/Council Pay | | 1,015.85 |
| Payroll | | 14,707.69 |
| Employee Insurance Stipend | | 975.00 |

CITY OF BENNET
TREASURER REPORT
NOVEMBER 2023

| | Aug-23 | Sep-23 | Oct-23 |
|---|---------------------|---------------------|---------------------|
| (B) 2 VLG Checking | 1,439,477.76 | 1,461,630.10 | 1,464,021.32 |
| (B) 2009 Sewer Bond MM | 68,733.68 | 69,955.98 | 70,335.71 |
| (B) Park Improvement Savings (1/4) | 12,427.29 | 12,457.85 | 12,457.85 |
| (B) KENO Community Betterment | 12,546.13 | 12,868.99 | 12,891.81 |
| (B) KENO Prize Reserve | 24,144.52 | 24,276.52 | 24,325.42 |
| Subtotal Bennet First Nebraska | 1,557,329.38 | 1,581,189.44 | 1,584,032.11 |
| (U) CD - Water Sinking 5/29/25 | 16,252.28 | 16,268.67 | 16,268.67 |
| (U) CD -Sewer Sinking 5/29/25 | 16,252.28 | 16,268.67 | 16,268.67 |
| (U) Housing Rehab Savings (6mo) | 812.52 | 813.54 | 813.54 |
| (U) Value Edge MM | 5,991.05 | 6,312.06 | 6,645.52 |
| Subtotal Union Bank | 39,308.13 | 39,662.94 | 39,996.40 |
| CDAR #18 12/21/23 | 106,729.06 | 106,799.26 | 106,871.85 |
| CDAR #19 12/21/23 | 53,245.34 | 53,280.36 | 53,316.57 |
| CDAR #23 Water 1/4/24 | 100,000.00 | 100,000.00 | 100,000.00 |
| CDAR #22 1/4/24 | 50,000.00 | 50,000.00 | 50,000.00 |
| Total CDARS | 309,974.40 | 310,079.62 | 310,188.42 |
| Petty Cash | 65.00 | 65.00 | 65.00 |
| TOTALS | 1,906,676.91 | 1,930,997.00 | 1,934,281.93 |

City of Bennet
Profit & Loss by Fund (Fiscal Year-to-Date) Use This For Closing Month
October 2023

| | <u>1 GENERAL</u> | <u>2 STREET</u> | <u>4 WATER</u> | <u>5 SEWER</u> | <u>6 GARBA...</u> | <u>7 DEBT S...</u> | <u>8 SALES ...</u> | <u>9 KENO</u> | <u>TOTAL</u> |
|--|------------------|-----------------|----------------|----------------|-------------------|--------------------|--------------------|---------------|--------------|
| Ordinary Income/Expense | | | | | | | | | |
| Income | | | | | | | | | |
| 4000 · Personal & Real Property Ta... | | | | | | | | | |
| 4010 · Property Taxes | | | | | | | | | |
| 4011 · Property Tax/General | 889.59 | | | | | | | | 889.59 |
| 4012 · Property Tax/Sewer | | | | | | 256.78 | | | 256.78 |
| Total 4010 · Property Taxes | 889.59 | | | | | 256.78 | | | 1,146.37 |
| 4020 · Other Taxes | | | | | | | | | |
| Occupation/Franchise Taxes | 1,676.73 | | | | 895.72 | | | | 2,572.45 |
| Total 4020 · Other Taxes | 1,676.73 | | | | 895.72 | | | | 2,572.45 |
| Total 4000 · Personal & Real Prope... | 2,566.32 | | | | 895.72 | 256.78 | | | 3,718.82 |
| 4200 · State Receipts | | | | | | | | | |
| 4210 · Motor Vehicle Pro Rate | | 80.36 | | | | | | | 80.36 |
| 4230 · Highway Allocation & Inc... | | | | | | | | | |
| 4231 · Highway Allocation | | 11,559.68 | | | | | | | 11,559.68 |
| Total 4230 · Highway Allocation ... | | 11,559.68 | | | | | | | 11,559.68 |
| 4240 · Motor Vehicle Fees | | 2,383.29 | | | | | | | 2,383.29 |
| Total 4200 · State Receipts | | 14,023.33 | | | | | | | 14,023.33 |
| 4500 · Local Receipts | | | | | | | | | |
| 4520 · Motor Vehicle Tax | | 2,115.01 | | | | | | | 2,115.01 |
| 4530 · Local Option Sales Tax I... | | 2,444.54 | | | | | 9,256.30 | | 11,700.84 |
| 4550 · Local Receipts Other | | | | | | | | | |
| 4551 · Use of Money & Prope... | | | | | | | | | |
| 4551.1 · Interest & Dividen... | | | | | | | | | |
| Interest Income | 782.47 | | 306.21 | | | 122.95 | | 16.32 | 1,227.95 |
| Total 4551.1 · Interest & Di... | 782.47 | | 306.21 | | | 122.95 | | 16.32 | 1,227.95 |
| 4551.2 · Rental & Lease R... | | | | | | | | | |
| Property Lease Payme... | 479.33 | | | | | | | | 479.33 |
| Total 4551.2 · Rental & Le... | 479.33 | | | | | | | | 479.33 |
| Total 4551 · Use of Money & ... | 1,261.80 | | 306.21 | | | 122.95 | | 16.32 | 1,707.28 |

City of Bennet
Profit & Loss by Fund (Fiscal Year-to-Date) Use This For Closing Month
October 2023

| | <u>1 GENERAL</u> | <u>2 STREET</u> | <u>4 WATER</u> | <u>5 SEWER</u> | <u>6 GARBA...</u> | <u>7 DEBT S...</u> | <u>8 SALES ...</u> | <u>9 KENO</u> | <u>TOTAL</u> |
|---|------------------|------------------|------------------|------------------|-------------------|--------------------|--------------------|---------------|------------------|
| 4552 · Licenses & Permits | | | | | | | | | |
| Building & Safety Inc | 858.00 | | | | | | | | 858.00 |
| Permits/Office Fee | 756.32 | | | | | | | | 756.32 |
| Pet License | 6.25 | | | | | | | | 6.25 |
| 4552 · Licenses & Permits... | 100.00 | | | | | | | | 100.00 |
| Total 4552 · Licenses & Perm... | 1,720.57 | | | | | | | | 1,720.57 |
| 4553 · Charges & Fees for Se... | | | | | | | | | |
| Garbage Fees | | | | | 3,259.24 | | | | 3,259.24 |
| Late Fee | 347.52 | | | | | | | | 347.52 |
| Sewer Service Fee | | | | 9,888.00 | | | | | 9,888.00 |
| Sewer Usage Fees | | | | 8,442.07 | | | | | 8,442.07 |
| Water Service Fees | | | 12,131.00 | | | | | | 12,131.00 |
| Water Usage Fees | | | 9,205.88 | | | | | | 9,205.88 |
| Total 4553 · Charges & Fees f... | 347.52 | | 21,336.88 | 18,330.07 | 3,259.24 | | | | 43,273.71 |
| 4554 · Contributions Donatio... | | | | | | | | | |
| Donation Income | 50.00 | | | | | | | | 50.00 |
| KENO proceeds | | | | | | | | 326.40 | 326.40 |
| Total 4554 · Contributions D... | 50.00 | | | | | | | 326.40 | 376.40 |
| Total 4550 · Local Receipts Other | 3,379.89 | | 21,643.09 | 18,330.07 | 3,259.24 | 122.95 | | 342.72 | 47,077.96 |
| Total 4500 · Local Receipts | 3,379.89 | 4,559.55 | 21,643.09 | 18,330.07 | 3,259.24 | 122.95 | 9,256.30 | 342.72 | 60,893.81 |
| Total Income | 5,946.21 | 18,582.88 | 21,643.09 | 18,330.07 | 4,154.96 | 379.73 | 9,256.30 | 342.72 | 78,635.96 |
| Gross Profit | 5,946.21 | 18,582.88 | 21,643.09 | 18,330.07 | 4,154.96 | 379.73 | 9,256.30 | 342.72 | 78,635.96 |
| Expense | | | | | | | | | |
| 5000 · Governmental Activities | | | | | | | | | |
| 5100 · General Government | | | | | | | | | |
| Rent Expense | 50.00 | | | | | | | | 50.00 |
| Bank service charge | 78.00 | | | | | | | | 78.00 |
| Building & Safety Exp | 660.00 | | | | | | | | 660.00 |
| Capital Improvement | 5,290.69 | | | | | | | | 5,290.69 |
| Contract Labor | 360.32 | | | | | | | | 360.32 |
| Dues/Subscrp/Workshops | 100.00 | | | | | | | | 100.00 |
| O/R&M Equipment | 360.00 | | | | | | | | 360.00 |
| Payroll Salaries & Wages | | | | | | | | | |
| Trustee Pay | 1,100.00 | | | | | | | | 1,100.00 |
| With IRA | 8,180.68 | | | | | | | | 8,180.68 |
| Without IRA | 3,206.50 | | | | | | | | 3,206.50 |
| Total Payroll Salaries & Wages | 12,487.18 | | | | | | | | 12,487.18 |

City of Bennet
Profit & Loss by Fund (Fiscal Year-to-Date) Use This For Closing Month
October 2023

| | <u>1 GENERAL</u> | <u>2 STREET</u> | <u>4 WATER</u> | <u>5 SEWER</u> | <u>6 GARBA...</u> | <u>7 DEBT S...</u> | <u>8 SALES ...</u> | <u>9 KENO</u> | <u>TOTAL</u> |
|---|------------------|-----------------|----------------|----------------|-------------------|--------------------|--------------------|---------------|------------------|
| Payroll Taxes & Benefits | | | | | | | | | |
| Medicare | 181.05 | | | | | | | | 181.05 |
| Retirement | 245.40 | | | | | | | | 245.40 |
| Social Security | 774.22 | | | | | | | | 774.22 |
| Total Payroll Taxes & Benefits | 1,200.67 | | | | | | | | 1,200.67 |
| Postage & Shipping | 11.80 | | | | | | | | 11.80 |
| Printing/Publishing | 441.01 | | | | | | | | 441.01 |
| Professional Fees | | | | | | | | | |
| Accounting | 810.00 | | | | | | | | 810.00 |
| Engineering & Specialty | 5,846.26 | | | | | | | | 5,846.26 |
| Legal | 1,000.00 | | | | | | | | 1,000.00 |
| Total Professional Fees | 7,656.26 | | | | | | | | 7,656.26 |
| Supplies | 220.25 | | | | | | | | 220.25 |
| Supplies-General | 202.49 | | | | | | | | 202.49 |
| Supplies-Office | 2,288.77 | | | | | | | | 2,288.77 |
| Telephone/Fax | 327.64 | | | | | | | | 327.64 |
| Utilities | | | | | | | | | |
| Utility-Electric | 166.96 | | | | | | | | 166.96 |
| Utility-Gas/Propane | 41.11 | | | | | | | | 41.11 |
| Total Utilities | 208.07 | | | | | | | | 208.07 |
| Total 5100 · General Government | 31,943.15 | | | | | | | | 31,943.15 |
| 5200 · Public Safety | | | | | | | | | |
| 5210 · Police & Fire | | | | | | | | | |
| Contract Labor | | | | | | | | | |
| Interlocal/Sheriff | 1,312.28 | | | | | | | | 1,312.28 |
| Total Contract Labor | 1,312.28 | | | | | | | | 1,312.28 |
| Total 5210 · Police & Fire | 1,312.28 | | | | | | | | 1,312.28 |
| Total 5200 · Public Safety | 1,312.28 | | | | | | | | 1,312.28 |
| 5300 · Public Works | | | | | | | | | |
| 5310 · Street | | | | | | | | | |
| Auto | | 327.39 | | | | | | | 327.39 |
| Debt Service | | | | | | | | | |
| Bond Interest | | 7,316.61 | | | | | | | 7,316.61 |
| Total Debt Service | | 7,316.61 | | | | | | | 7,316.61 |
| Equipment Rental | | -36.56 | | | | | | | -36.56 |
| O/R&M Equipment | | 2,753.80 | | | | | | | 2,753.80 |
| O/R&M Street | | 802.68 | | | | | | | 802.68 |

City of Bennet
Profit & Loss by Fund (Fiscal Year-to-Date) Use This For Closing Month
October 2023

| | <u>1 GENERAL</u> | <u>2 STREET</u> | <u>4 WATER</u> | <u>5 SEWER</u> | <u>6 GARBA...</u> | <u>7 DEBT S...</u> | <u>8 SALES ...</u> | <u>9 KENO</u> | <u>TOTAL</u> |
|--|------------------|-----------------|----------------|----------------|-------------------|--------------------|--------------------|---------------|--------------|
| Payroll Salaries & Wages | | | | | | | | | |
| With IRA | | 353.95 | | | | | | | 353.95 |
| Without IRA | | 468.75 | | | | | | | 468.75 |
| Total Payroll Salaries & W... | | 822.70 | | | | | | | 822.70 |
| Payroll Taxes & Benefits | | | | | | | | | |
| Medicare | | 11.93 | | | | | | | 11.93 |
| Retirement | | 10.62 | | | | | | | 10.62 |
| Social Security | | 51.00 | | | | | | | 51.00 |
| Total Payroll Taxes & Ben... | | 73.55 | | | | | | | 73.55 |
| Professional Fees | | | | | | | | | |
| Accounting | | 810.00 | | | | | | | 810.00 |
| Engineer & Specialty | | 247.57 | | | | | | | 247.57 |
| Total Professional Fees | | 1,057.57 | | | | | | | 1,057.57 |
| Supplies-General | | 1,225.18 | | | | | | | 1,225.18 |
| Utility-Electric | | 1,327.01 | | | | | | | 1,327.01 |
| Total 5310 · Street | | 15,669.93 | | | | | | | 15,669.93 |
| Total 5300 · Public Works | | 15,669.93 | | | | | | | 15,669.93 |
| 5700 · Culture & Recreation | | | | | | | | | |
| 5720 · Parks & Recreation | | | | | | | | | |
| Equipment Rental | 95.00 | | | | | | | | 95.00 |
| Supplies - General | 403.75 | | | | | | | | 403.75 |
| Utility-Electric | 342.09 | | | | | | | | 342.09 |
| Total 5720 · Parks & Recreati... | 840.84 | | | | | | | | 840.84 |
| Total 5700 · Culture & Recreation | 840.84 | | | | | | | | 840.84 |
| 5800 · Community Development | | | | | | | | | |
| KENO Expense | | | | | | | | 271.00 | 271.00 |
| Total 5800 · Community Develo... | | | | | | | | 271.00 | 271.00 |
| Total 5000 · Governmental Activities | 34,096.27 | 15,669.93 | | | | | | 271.00 | 50,037.20 |
| 6000 · Business Type Activities | | | | | | | | | |
| 6500 · Solid Waste-Garbage | | | | | | | | | |
| Equipment Rental | | | | | 78.00 | | | | 78.00 |
| Garbage Service | | | | | 1,948.38 | | | | 1,948.38 |

City of Bennet
Profit & Loss by Fund (Fiscal Year-to-Date) Use This For Closing Month
October 2023

| | <u>1 GENERAL</u> | <u>2 STREET</u> | <u>4 WATER</u> | <u>5 SEWER</u> | <u>6 GARBA...</u> | <u>7 DEBT S...</u> | <u>8 SALES ...</u> | <u>9 KENO</u> | <u>TOTAL</u> |
|---|------------------|-----------------|----------------|----------------|-------------------|--------------------|--------------------|---------------|--------------|
| Payroll Salaries & Wages | | | | | | | | | |
| With IRA | | | | | 219.69 | | | | 219.69 |
| Without IRA | | | | | 1,399.15 | | | | 1,399.15 |
| Total Payroll Salaries & Wages | | | | | 1,618.84 | | | | 1,618.84 |
| Payroll Taxes & Benefits | | | | | | | | | |
| Medicare | | | | | 23.48 | | | | 23.48 |
| Retirement | | | | | 6.59 | | | | 6.59 |
| Social Security | | | | | 100.37 | | | | 100.37 |
| Total Payroll Taxes & Benefits | | | | | 130.44 | | | | 130.44 |
| Professional Fees | | | | | | | | | |
| Accounting | | | | | 810.00 | | | | 810.00 |
| Total Professional Fees | | | | | 810.00 | | | | 810.00 |
| Supplies-General | | | | | 938.45 | | | | 938.45 |
| Telephone/Fax | | | | | 46.49 | | | | 46.49 |
| Utility-Electric | | | | | 80.07 | | | | 80.07 |
| Total 6500 · Solid Waste-Garbage | | | | | 5,650.67 | | | | 5,650.67 |
| 6700 · Wastewater-Sewer | | | | | | | | | |
| O/R&M Building/Property | | | | 863.31 | | | | | 863.31 |
| O/R&M Equipment | | | | 2,405.00 | | | | | 2,405.00 |
| Payroll Salaries & Wages | | | | | | | | | |
| With IRA | | | | 1,879.57 | | | | | 1,879.57 |
| Without IRA | | | | 1,418.59 | | | | | 1,418.59 |
| Total Payroll Salaries & Wages | | | | 3,298.16 | | | | | 3,298.16 |
| Payroll Taxes & Benefits | | | | | | | | | |
| Medicare | | | | 47.82 | | | | | 47.82 |
| Retirement | | | | 56.39 | | | | | 56.39 |
| Social Security | | | | 204.48 | | | | | 204.48 |
| Total Payroll Taxes & Benefits | | | | 308.69 | | | | | 308.69 |
| Professional Fees | | | | | | | | | |
| Accounting | | | | 810.00 | | | | | 810.00 |
| Engineer & Specialty | | | | 303.88 | | | | | 303.88 |
| Total Professional Fees | | | | 1,113.88 | | | | | 1,113.88 |

City of Bennet
Profit & Loss by Fund (Fiscal Year-to-Date) Use This For Closing Month
October 2023

| | <u>1 GENERAL</u> | <u>2 STREET</u> | <u>4 WATER</u> | <u>5 SEWER</u> | <u>6 GARBA...</u> | <u>7 DEBT S...</u> | <u>8 SALES ...</u> | <u>9 KENO</u> | <u>TOTAL</u> |
|--|-------------------|------------------|------------------|------------------|-------------------|--------------------|--------------------|---------------|------------------|
| Supplies-General | | | | 493.40 | | | | | 493.40 |
| Telephone/Fax | | | | 240.16 | | | | | 240.16 |
| Utility-Electric | | | | 1,606.59 | | | | | 1,606.59 |
| 6700 · Wastewater-Sewer - O... | | | | 44.90 | | | | | 44.90 |
| Total 6700 · Wastewater-Sewer | | | | 10,374.09 | | | | | 10,374.09 |
| 6800 · Water | | | | | | | | | |
| O/R&M Equipment | | | 86.51 | | | | | | 86.51 |
| O/R&M Lines | | | 259.36 | | | | | | 259.36 |
| Payroll Salaries & Wages | | | | | | | | | |
| With IRA | | | 683.48 | | | | | | 683.48 |
| Without IRA | | | 1,828.69 | | | | | | 1,828.69 |
| Total Payroll Salaries & Wages | | | 2,512.17 | | | | | | 2,512.17 |
| Payroll Taxes & Benefits | | | | | | | | | |
| Medicare | | | 36.43 | | | | | | 36.43 |
| Retirement | | | 20.50 | | | | | | 20.50 |
| Social Security | | | 155.76 | | | | | | 155.76 |
| Total Payroll Taxes & Benefits | | | 212.69 | | | | | | 212.69 |
| Professional Fees | | | | | | | | | |
| Accounting | | | 810.00 | | | | | | 810.00 |
| Engineer & Specialty | | | 12.36 | | | | | | 12.36 |
| Total Professional Fees | | | 822.36 | | | | | | 822.36 |
| Supplies-General | | | 111.29 | | | | | | 111.29 |
| Telephone/Fax | | | 43.03 | | | | | | 43.03 |
| Utility-Electric | | | 67.44 | | | | | | 67.44 |
| Water Purchase | | | 5,922.00 | | | | | | 5,922.00 |
| Total 6800 · Water | | | 10,036.85 | | | | | | 10,036.85 |
| Total 6000 · Business Type Activities | | | 10,036.85 | 10,374.09 | 5,650.67 | | | | 26,061.61 |
| Total Expense | 34,096.27 | 15,669.93 | 10,036.85 | 10,374.09 | 5,650.67 | | | 271.00 | 76,098.81 |
| Net Ordinary Income | -28,150.06 | 2,912.95 | 11,606.24 | 7,955.98 | -1,495.71 | 379.73 | 9,256.30 | 71.72 | 2,537.15 |

City of Bennet
Profit & Loss by Fund (Fiscal Year-to-Date) Use This For Closing Month
October 2023

| | <u>1 GENERAL</u> | <u>2 STREET</u> | <u>4 WATER</u> | <u>5 SEWER</u> | <u>6 GARBA...</u> | <u>7 DEBT S...</u> | <u>8 SALES ...</u> | <u>9 KENO</u> | <u>TOTAL</u> |
|----------------------------|------------------------------------|------------------------------------|------------------------------------|------------------------------------|------------------------------------|------------------------------------|------------------------------------|------------------------------------|------------------------------------|
| Other Income/Expense | | | | | | | | | |
| Other Expense | | | | | | | | | |
| Fund Balance Transfer | -28,150.06 | 2,912.95 | 11,606.24 | 7,955.98 | -1,495.71 | 379.73 | 9,256.30 | 71.72 | 2,537.15 |
| Total Other Expense | <u>-28,150.06</u> | <u>2,912.95</u> | <u>11,606.24</u> | <u>7,955.98</u> | <u>-1,495.71</u> | <u>379.73</u> | <u>9,256.30</u> | <u>71.72</u> | <u>2,537.15</u> |
| Net Other Income | <u>28,150.06</u> | <u>-2,912.95</u> | <u>-11,606.24</u> | <u>-7,955.98</u> | <u>1,495.71</u> | <u>-379.73</u> | <u>-9,256.30</u> | <u>-71.72</u> | <u>-2,537.15</u> |
| Net Income | <u><u> </u></u> | <u><u> </u></u> | <u><u> </u></u> | <u><u> </u></u> | <u><u> </u></u> | <u><u> </u></u> | <u><u> </u></u> | <u><u> </u></u> | <u><u> </u></u> |

BENNET KENO
2023
3RD QUARTER

| <u>2023</u> | <u>July</u> | <u>August</u> | <u>September</u> | <u>1/4 Totals</u> | <u>%</u> |
|---|-------------|---------------|------------------|-------------------|----------|
| Gross Sales | 3,446.10 | 5,297.05 | 4,802.50 | 13,545.65 | |
| Prizes/Payouts | 3,746.25 | 4,115.25 | 3,803.75 | 11,665.25 | 86% |
| Operator Commissions | 482.45 | 741.59 | 672.35 | 1,896.39 | |
| State Tax | 68.92 | 105.94 | 96.05 | 270.91 | |
| City Share | 137.84 | 211.88 | 192.10 | 541.82 | |
| Uncollected Winnings | 0.00 | 0.00 | 0.00 | 0.00 | |
| Reserve Fund | -989.37 | 122.39 | 38.25 | -828.73 | |
| | | | | 0.00 | |
| Total to City (State+Local+City) | 303.97 | 317.82 | 288.15 | 909.94 | |

Do not recreate or revise this document. Revisions and recreations will not be accepted. Failure to complete and return the necessary documents per instructions will result in your municipality not receiving an Incentive Payment for Calendar Year 2023. Documents include the original Signing Resolution, Year-End Certification(s), and a copy of documentation of the appointment(s) of the City Street Superintendent(s). These must be received at the NDOT by December 31, 2023.

RESOLUTION
SIGNING OF THE
YEAR-END CERTIFICATION OF CITY STREET SUPERINTENDENT
2023

Resolution No. 2023-11.1

Whereas: State of Nebraska Statutes, sections 39-2302, and 39-2511 through 39-2515 details the requirements that must be met in order for a municipality to qualify for an annual Incentive Payment; and

Whereas: The State of Nebraska Department of Transportation (NDOT) requires that each incorporated municipality must annually certify (by December 31st of each year) the appointment(s) of the City Street Superintendent(s) to the NDOT using the Year-End Certification of City Street Superintendent form; and

Whereas: The NDOT requires that each certification shall also include a copy of the documentation of the city street superintendent's appointment, i.e., meeting minutes; showing the appointment of the City Street Superintendent by their name as it appears on their License (if applicable), their License Number (if applicable), and Class of License (if applicable), and type of appointment, i.e., employed, contract (consultant, or interlocal agreement with another incorporated municipality and/or county), and the beginning date of the appointment; and

Whereas: The NDOT also requires that such Year-End Certification of City Street Superintendent form shall be signed by the Mayor or Village Board Chairperson and shall include a copy a resolution of the governing body authorizing the signing of the Year-End Certification of City Street Superintendent form by the Mayor or Village Board Chairperson.

Be it resolved that the Mayor Village Board Chairperson of Bennet
(Check one box) (Print Name of Municipality)
is hereby authorized to sign the attached Year-End Certification of City Street Superintendent completed form(s).

Adopted this _____ day of _____, 20____ at _____, Nebraska.
(Date) (Month)

City Council/Village Board Members

Ryan Cheney, Mayor
Pete Simmons
Justin Doern
Steve Bettendorf
Dan Zieg

City Council/Village Board Member _____
Moved the adoption of said resolution
Member _____ Seconded the Motion
Roll Call _____ Yes _____ No _____ Abstained _____ Absent
Resolution adopted, signed, and billed as adopted.

Attest:

(Signature of Clerk)

RESOLUTION NO. 2023-11.2

A RESOLUTION ADJUSTING THE WAGES OF CERTAIN OFFICIALS AND EMPLOYEES OF THE CITY OF BENNET.

I.

WHEREAS, the Personnel Committee has completed performance reviews of the officials and employees of the City of Bennet and has made recommendations regarding adjustments to salaries based upon such reviews.

II.

WHEREAS, the City Council now wishes to establish the salaries for the following persons within the salary ranges fixed by Bennet Municipal Code §33.40.

NOW THEREFORE BE IT RESOLVED BY THE MAYOR AND THE COUNCIL MEMBERS OF THE CITY OF BENNET, NEBRASKA:

1. Pursuant to the authority of the Board of Trustees as set forth in Bennet Municipal Code §33.40, the salaries of the following officers and employees of the City are adjusted as follows:

| | | <u>Current</u> | <u>New</u> |
|---|-----------------|-------------------|--------------------------|
| Municipal Clerk/Treasurer | Michele Lincoln | \$27.28 per hour | \$ <u>28.92</u> per hour |
| Utility Superintendent | Russ Jones | \$24.41 per hour | \$ <u>26.85</u> per hour |
| Maintenance Person | Mike Kucera | \$18.75 per hour | \$ <u>19.88</u> per hour |
| Code Enforcement Officer Administrative Aide | Marlene Sturdy | \$ 21.26 per hour | \$ <u>22.54</u> per hour |
| Clerical Assistant | Ladonna Biltoft | \$18.62 per hour | \$ <u>19.74</u> per hour |
| Garbage Transfer Site Custodian | Terry Newman | \$11.68 per hour | \$ <u>12.38</u> per hour |
| Part-time Maintenance | James Lovell | \$14.38 per hour | \$ <u>15.24</u> per hour |

2. The new salaries set forth above shall become effective on the 25th day of November 2023.

Passed and approved this _____ day of _____, 2023.

Attest:

City Clerk/Treasurer
City of Bennet, NE

Mayor
City of Bennet, NE

SEAL



CITY OF BENNET COUNCIL MEETING AGENDA REQUEST FORM

| | |
|----------|---|
| Name: | Palmyra FCCLA (Michelle Paxton) and Palmyra FFA (Liz Beach) |
| Address: | 425 F St. Palmyra NE 68418 |
| Phone: | (402) 780-5327 |
| Email: | paxton.mic@districtor1.net OR beach.eli@districtor1.net |

Brief explanation of issue presented for discussion:

Palmyra FCCLA & FFA chapters are hosting a school-wide (grades 7-12) community service day on April 26. We would like to have students come speak at the meeting to explain what we are doing and ask the community to help us come up with projects

Please Note: Request of a non-emergency nature must be received by the City Clerk no later than the **Wednesday** preceding the regular monthly meeting.

For Office Use Only:

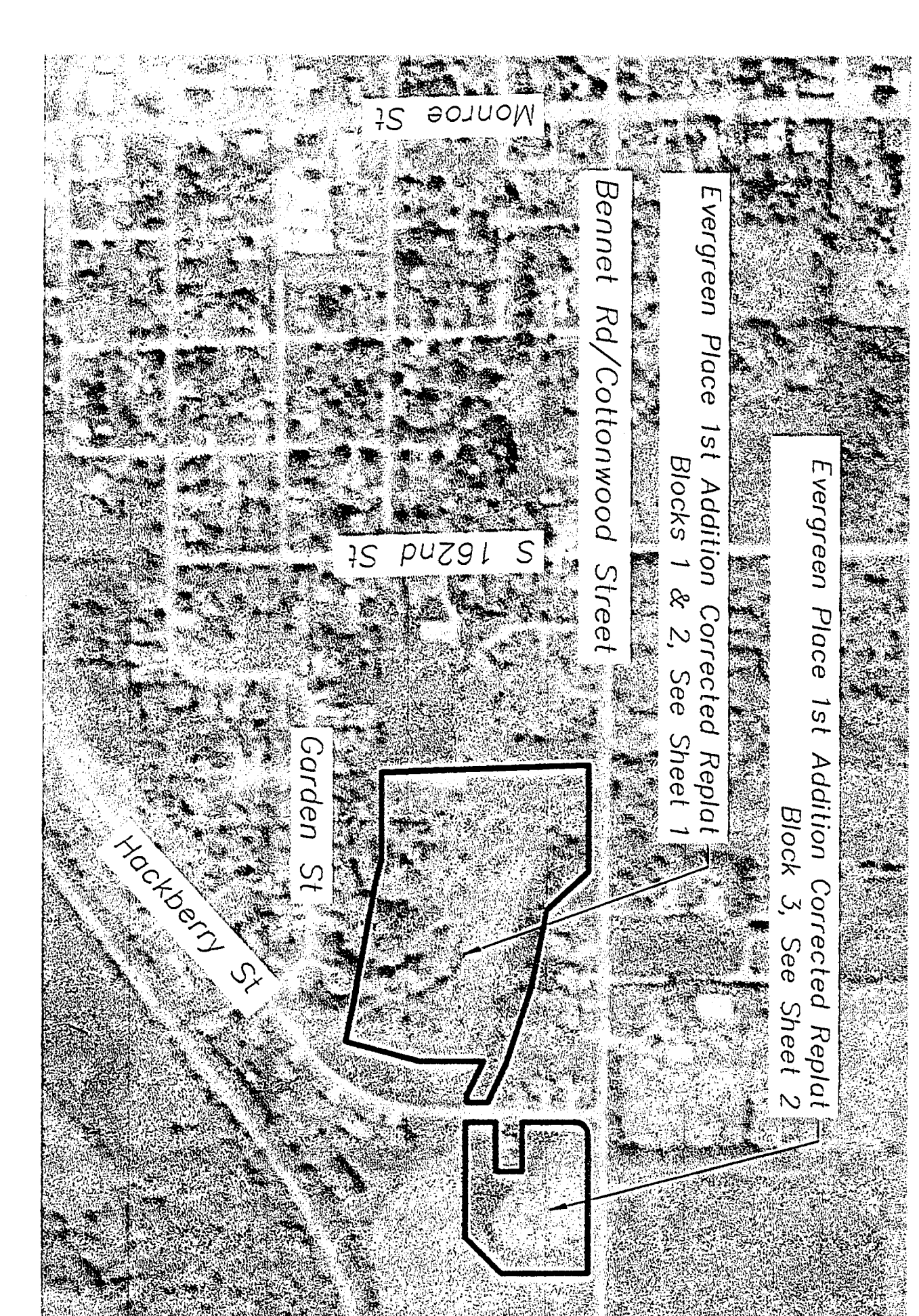
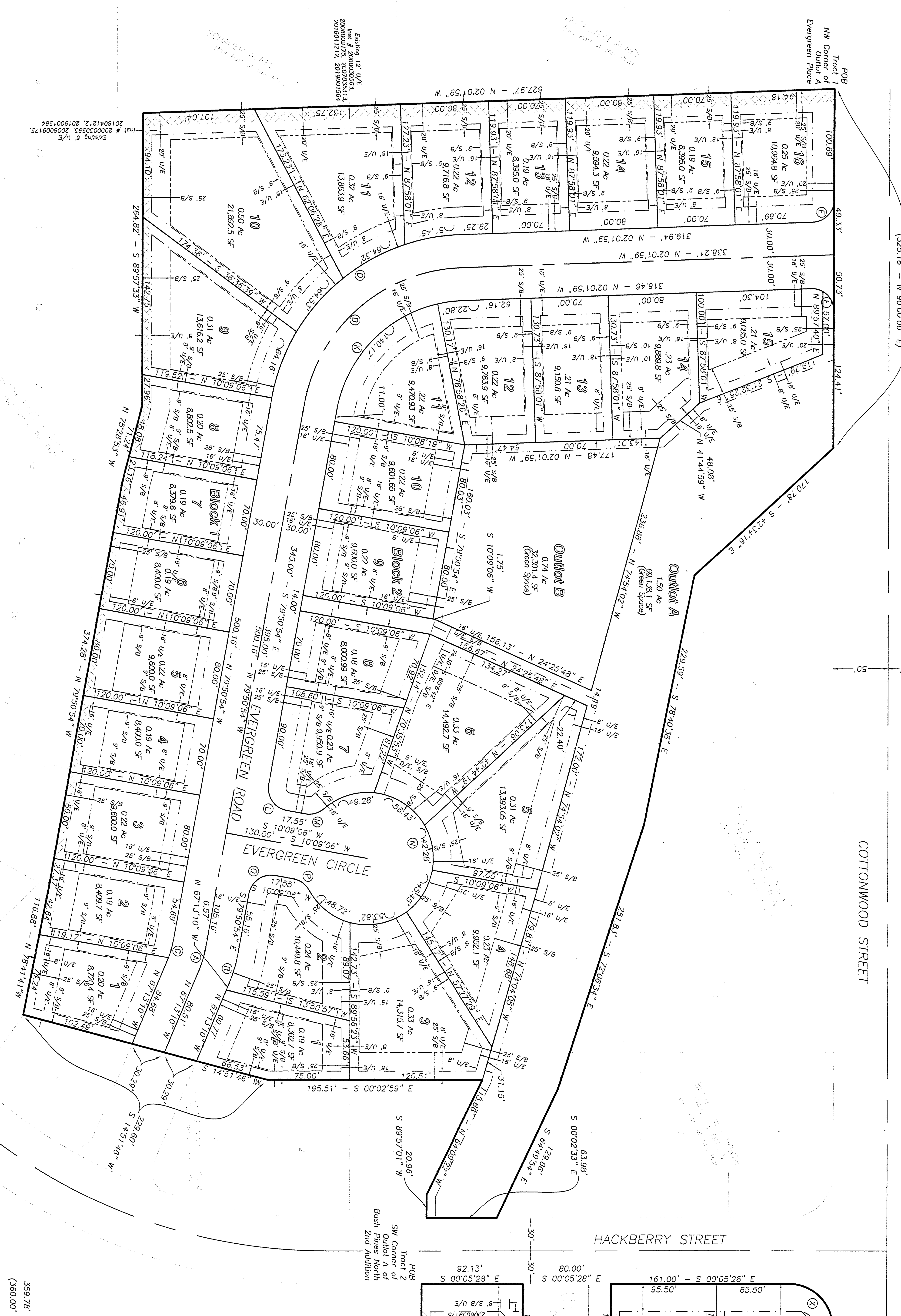
Date Received: _____

Meeting Date: _____

Received By: _____

Evergreen Place 1st Addition

Corrected Replat



Inst # 2021063408 Tue Oct 26 08:48:24 CDT 2021
 Filing Fee: \$52.00
 Lancaster County, NE Assessor/Registrar of Deeds Office 2
 Pages 2

EVPLICORE

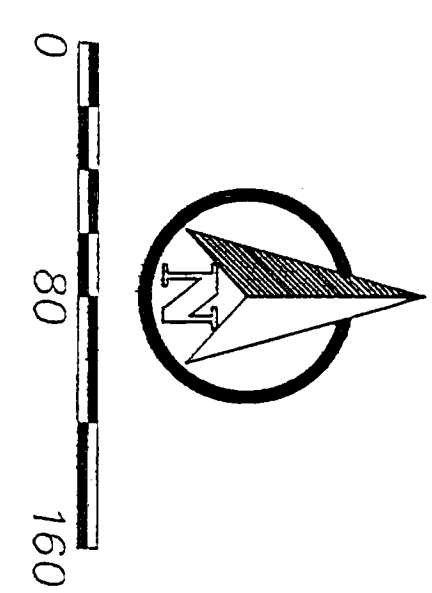
#6001

Curve Data

| Callout | Radius | Arc Length | Chord Bearing | Chord Length | Delta Angle |
|---------|---------|------------|---------------|--------------|-------------|
| A | 100.00' | 22.04' | N 73°32'02" W | 22.00' | 12°37'43" |
| B | 150.00' | 203.72' | N 40°56'26" W | 188.42' | 77°48'55" |
| C | 70.00' | 15.43' | N 73°32'02" W | 15.40' | 12°37'43" |
| D | 180.00' | 244.46' | N 40°56'26" W | 226.10' | 77°48'55" |
| E | 20.00' | 30.72' | N 46°02'09" W | 21.79' | 88°00'22" |
| F | 20.00' | 32.11' | S 43°37'51" W | 28.77' | 91°59'38" |
| K | 120.00' | 162.97' | N 40°56'26" W | 150.74' | 77°48'55" |
| L | 20.00' | 31.42' | N 55°09'06" E | 28.28' | 90°00'00" |
| M | 20.00' | 17.91' | N 15°30'26" W | 17.32' | 51°19'03" |
| N | 60.00' | 295.98' | N 79°50'53" W | 75.00' | 282°38'08" |
| P | 20.00' | 17.91' | S 35°48'38" W | 17.32' | 51°19'04" |
| Q | 20.00' | 31.42' | S 34°50'54" E | 28.28' | 90°00'00" |
| R | 130.00' | 28.65' | N 73°32'02" W | 28.60' | 12°37'43" |
| S | 20.00' | 31.42' | N 45°05'15" W | 28.29' | 90°00'26" |
| T | 20.00' | 31.42' | S 44°34'45" W | 28.28' | 92°13'23" |
| U | 20.00' | 17.91' | S 25°44'34" E | 17.32' | 51°19'04" |
| V | 60.00' | 295.98' | N 89°54'58" E | 75.00' | 282°38'08" |
| W | 20.00' | 17.91' | N 25°34'50" E | 17.32' | 51°19'04" |
| X | 40.00' | 62.83' | S 44°54'32" W | 56.57' | 90°07'03" |

LEGEND

- Found Monument (5/8" IP)
- Found Monument ("+" Chisled in Concrete)
- Found Monument (1" Pipe)
- Found Monument (1/2" x 30" rebar w/plastic cap, #50, set during Evergreen Place plat)
- Set Monument (1/2" x 30" rebar w/plastic cap, #50)
- Measured Distance — Bearing
- Record Distance — Bearing (Bush Pines North 5th Addition Corrected Plat)
- Arc Length Distance
- Surveyed Tract Boundary
- Lot Line
- Setback Line
- Utility Easement Line
- Street Centerline
- Point of BEGINNING
- Utility Easement
- Setback
- Existing Utility Easement



RECEIVED

OCT 23 2023

CITY OF BENNET

Petition for no walking path behind houses fronting Cottonwood Street between Evergreen Road and Hackberry Street, Bennet Nebraska.

October 15, 2023

There has recently been some talk of putting in a walking path on the north side of the stream in Evergreen Place 1st Addition, Outlot A. It has been proposed to run behind the houses fronting Cottonwood Street, beginning at the intersection of the stream and Cottonwood Street, and ending at Hackberry Street near the entrance to Whispering Pines Park.

There are 7 families who own property adjoining Outlot A, on the north side of the stream, whose backyards the walking path would go through. **We oppose the proposed path, for the following reasons:**

There is a sidewalk along both Cottonwood Street and Hackberry Street, new and in good condition, that people currently use. A path is not needed.

There is a new road through Evergreen Place 1st Addition, Evergreen Road, that runs from Cottonwood Street to Hackberry Street, and ends near the entrance to Whispering Pines Park. A path is not needed.

We have no opposition to a path on the south side of Outlot A, in the new Evergreen Place 1st Addition. What we oppose is the installation of a path on the north side, both because it is not needed, and because we object to the installation of a path in a previously developed area, against the wishes of the adjoining landowners.

The property owners, from west to east, are:

Douglas and Christine Ruzicka, 1005 Cottonwood Street _____

David and Barbara Shirk, 1015 Cottonwood Street _____ *D. Shirk*

Stephen and Nichole Smith, 1055 Cottonwood Street _____ *S. Smith*

Bruce and Lisa Forbes, 1095 Cottonwood Street _____ *Bruce & Lisa Forbes*

Eric and Lynette Marshall, 1105 Cottonwood Street _____ *E. Marshall & Lynette Marshall*

Thomas and Kyla Blum, 1155 Cottonwood Street _____ *Thomas & Kyla Blum*

Brandon and Cassie Garvin, 1420 Hackberry Street _____ *B. Garvin*

Petition for no walking path behind houses fronting Cottonwood Street between Evergreen Road and Hackberry Street, Bennet Nebraska.

October 15, 2023

There has recently been some talk of putting in a walking path on the north side of the stream in Evergreen Place 1st Addition, Outlot A. It has been proposed to run behind the houses fronting Cottonwood Street, beginning at the intersection of the stream and Cottonwood Street, and ending at Hackberry Street near the entrance to Whispering Pines Park.


There are 7 families who own property adjoining Outlot A, on the north side of the stream, whose backyards the walking path would go through. **We oppose the proposed path, for the following reasons:**

There is a sidewalk along both Cottonwood Street and Hackberry Street, new and in good condition, that people currently use. A path is not needed.

There is a new road through Evergreen Place 1st Addition, Evergreen Road, that runs from Cottonwood Street to Hackberry Street, and ends near the entrance to Whispering Pines Park. A path is not needed.

We have no opposition to a path on the south side of Outlot A, in the new Evergreen Place 1st Addition. What we oppose is the installation of a path on the north side, both because it is not needed, and because we object to the installation of a path in a previously developed area, against the wishes of the adjoining landowners.

The property owners, from west to east, are:

Douglas and Christine Ruzicka, 1005 Cottonwood Street 

David and Barbara Shirk, 1015 Cottonwood Street _____

Stephen and Nichole Smith, 1055 Cottonwood Street _____

Bruce and Lisa Forbes, 1095 Cottonwood Street _____

Eric and Lynette Marshall, 1105 Cottonwood Street _____

Thomas and Kyla Blum, 1155 Cottonwood Street _____

Brandon and Cassie Garvin, 1420 Hackberry Street _____

From: bates8874@gmail.com
To: 'Michele Lincoln' [cityclerk@cityofbennet.com]
Cc: 'Sue Biltoft' [cityoffice@cityofbennet.com], 'Russ Jones' [citysuper@cityofbennet.com]
Subject: RE: water line issues
Sent: Tue 11/7/2023 1:02 PM GMT-06:00
Importance: Normal
Michele and City of Bennet staff,

Thank you for the updated water payment of \$77.92. This bill has been paid on the city of bennet site as of today (11/07/23).

I am including the following:

Select Plumbing invoice (see attachment), which I paid the day of service

Select Plumbing photo and video gallery of their findings day of service:

<https://app.companycam.com/galleries/jdZNzUCq>

Summary of need to repair the landing/parking area which was dug up to discover actual site leak

The back hoe dig occurred on the area I refer to as a landing/parking area. It was covered with white rock. The dig removed the majority of that white rock and is now dirt. This area is in need of recovery before moisture/snow causes it to be unavailable for use. I personally would like to invest a ground cloth before adding the white rock so it does not settle into the ground (I will be financially responsible for that purchase). I have been told a bit of leveling needs to happen before the cover and white rock are placed.

Thank you for all considerations,

Jackie Bates
402-432-7175
Bates8874@gmail.com

From: Michele Lincoln <cityclerk@cityofbennet.com>
Sent: Tuesday, November 7, 2023 11:47 AM
To: bates8874@gmail.com
Cc: Sue Biltoft <cityoffice@cityofbennet.com>; Russ Jones <citysuper@cityofbennet.com>
Subject: water line issues

Jackie,

Mayor Cheney spoke with me regarding the water situation. While we determine where the liability lies in this unique situation, we will accept the minimum utility payment of \$77.92 due by November

15th. Please submit your claim to the City for the repairs by Thursday the 8th so the City Council can take action on it at their November 13th meeting. We will also have them address whether the excessive usage should be billed or not.

*Michele Lincoln, CMC
Clerk/Treasurer
City of Bennet
(402)782-2314
Cell (402)429-2355*



Select Plumbing
425 Sw 1st
Lincoln, NE 68508 US
4025606197
selectplumbing04@gmail.com

SELECT PLUMBING & UTILITY

BILL TO
Jackie Bates
35 Fir Street
Bennet, NE 68317

SHIP TO
Jackie Bates
35 Fir Street
Bennet, NE 68317

INVOICE 21904

DATE 10/13/2023 TERMS Net 30

DUE DATE 11/12/2023

SALES REP
Brent/Kirk/Logan

| DATE | ACTIVITY | QTY | RATE | AMOUNT |
|------------|---|-----|----------|----------|
| 10/13/2023 | 14 Plumbing 35 Fir Dug Water Meter Service that was leaking Excavated 25 feet to expose abandoned town water meter. Removed old leaking meter Flared couplings and adaptor to attach to City main Roughly 20 feet of three quarter copper backfilled tapped completed | 1 | 5,500.00 | 5,500.00 |

SUBTOTAL 5,500.00
TAX 0.00
TOTAL 5,500.00
PAYMENT 5,500.00
TOTAL DUE \$0.00

Please Note:
Payments not received within 45 days will incur a 15% interest charge.
Payments not received within 90 days will be sent to collections.





























2:08 PM

11/07/23

Accrual Basis

City of Bennet
Item QuickReport
January 1 through November 6, 2023

| <u>Type</u> | <u>Date</u> | <u>Num</u> | <u>Name</u> | <u>Memo</u> | <u>Qty</u> |
|--|-------------|------------|----------------|----------------|------------|
| Service | | | | | |
| 4 Water Usage (Water Used @ \$5.60 per 1000 gal.) | | | | | |
| Invoice | 01/01/2023 | 73575 | 16-035-1/Bates | Water Used ... | -1,000 |
| Invoice | 02/01/2023 | 74012 | 16-035-1/Bates | Water Used ... | 0 |
| Invoice | 03/01/2023 | 74441 | 16-035-1/Bates | Water Used ... | -1,000 |
| Invoice | 04/01/2023 | 74877 | 16-035-1/Bates | Water Used ... | -1,000 |
| Invoice | 05/01/2023 | 76271 | 16-035-1/Bates | Water Used ... | 0 |
| Invoice | 06/01/2023 | 76718 | 16-035-1/Bates | Water Used ... | -2,000 |
| Invoice | 07/01/2023 | 77163 | 16-035-1/Bates | Water Used ... | -1,000 |
| Invoice | 08/01/2023 | 77609 | 16-035-1/Bates | Water Used ... | -1,000 |
| Invoice | 09/01/2023 | 78049 | 16-035-1/Bates | Water Used ... | -1,000 |
| Invoice | 10/01/2023 | 78486 | 16-035-1/Bates | Water Used ... | -5,000 |
| Invoice | 11/01/2023 | 78918 | 16-035-1/Bates | Water Used ... | -17,000 |

Total 4 Water Usage (Water Used @ \$5.60 per 1000 gal.)

Total Service

TOTAL



CITY OF BENNET BOARD MEETING AGENDA REQUEST FORM

| | | |
|---------------|----------------|--------------|
| Name: | Larry Kramer | 402 326 6485 |
| Address: | 895 Cottonwood | |
| Meeting Date: | 11/13/23 | |

Brief explanation of issue presented for discussion:

Attached is the current plan for a preschool playground in the City Park. The site was changed after several responses were received expressing a desire to locate the playground unit closer to the splashpad. I would like confirmation that this site is acceptable. If so, we can go forth with fund raising publicity knowing this site is approved.

Please Note: Request of a non-emergency nature must be received by the City Clerk no later than the **Wednesday** preceding the regular monthly meeting.

For Office Use Only:

Date Received: November 8, 2023
Meeting Date: November 13, 2023
Received By: [Signature]

Proposed Preschool Playground in Bennet Park by Bennet Community Builders Association

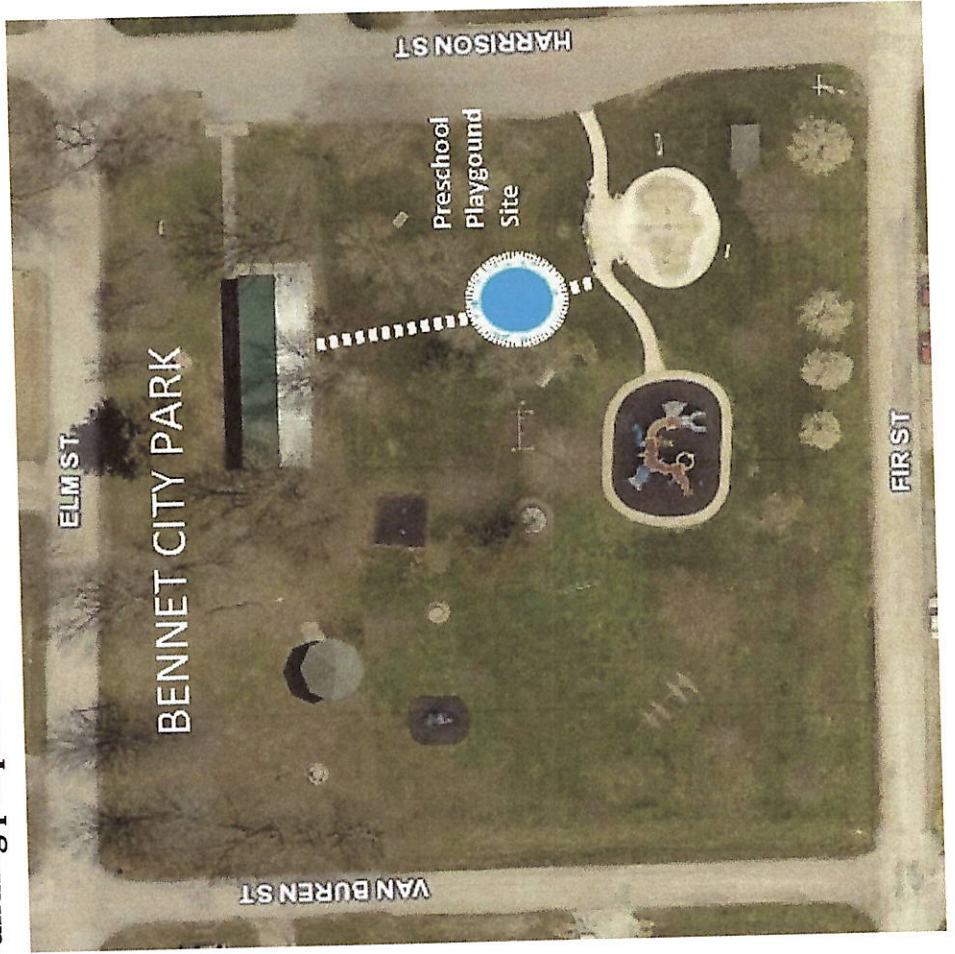
The Bennet Community Builders Assoc. is raising funds to install a preschool playground structure, of approximately 21 ft x 34 ft oval size, encircled with a sidewalk, and with sidewalks connected to the shelter and splash pad.

Project Components and cost estimates:

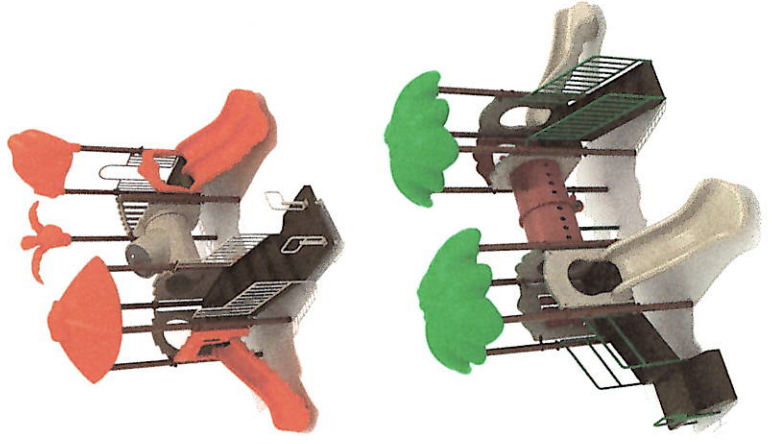
- 1. Site preparation-grading and leveling.....\$ 2,000
- 2. Playground unit delivery and installation.....\$ 25,000
- 3. Installation of 125 ft x 5 ft sidewalk @ 5.5 in. depth around playground and connecting to shelter and splash pad.....\$ 4,000
- 4. Rubber mulch covering of playground impact area of approx. 600 sq ft, @ 12 in, depth. with volunteer placement.....\$ 4,000
- 5. Grading and seeding along sidewalks.....\$ 1,000

Sum \$ 36,000

Funding proposal: 1/3 Bennet Community Builders, 1/3 City, and 1/3 grants



Examples of Preschool Playground Units



COOPERATIVE SERVICE AGREEMENT

This COOPERATIVE SERVICE AGREEMENT (the "Agreement") is made and entered into as of **October 1, 2023** by hand between **Uribe Refuse Services, Inc.** ("Uribe Refuse Services") and **City of Bennet** ("Account"), in order to govern the refuse service relationship between the parties that are owned or controlled by Account before and after completion. (collectively, the "Account");

NOW, THEREFORE, in consideration of the mutual covenants and other agreements set forth below, and for other good and valuable consideration, the sufficiency and receipt of which are acknowledged, the parties hereby agree to the following:

1. **Term.** The "Term" of this Agreement shall commence on **October 1, 2023** and remain in effect until **October 1, 2028**. The "Term" of this Agreement is for a period of five years (the "Initial Term") commencing on the Effective Date. This Agreement shall automatically renew at the expiration of the Initial Term, or any subsequent terms, for an **additional period of one (1) year**, unless at least sixty (60) days prior to the conclusion of the Initial Term or any subsequent renewal term, either party provides written notice of termination to the other party. The additional period will also include a 5% increase of all services.
2. **Compactor Service Price.** Provided that Account is in compliance with the terms of this agreement, **Uribe Refuse Services** shall supply account a firm price for the first two (2) years of this agreement. Each year after that **Uribe Refuse Services** will have the right to increase at 3% each October 1, 2025, 2026 and 2027. Hauling services of this compactor will be **\$280** per pull.
4. **Disposal.** All disposal costs associated with the compactor and container will be passed on to "Account". Currently, 9/1/2023, the City of Lincoln Landfill charges **\$47.80/ ton**. Any annual increases from the City of Lincoln Landfill will be passed direct to "Account". In the event there is a permit required for disposal, "Account" will be fully responsible for any and all fees.
 - (a) "Account" will have: provided that such "Account" property is in compliance with the Uribe Refuse Services Equipment Terms and Conditions.
 - Open top roll offs will continue to be charged at **\$250/ pull** plus disposal (special events).
5. **Amendment; Termination.** Uribe Refuse Services reserves the right to amend, modify, or terminate this Agreement at any time upon supplying sixty (60) days written notice; provided, that upon any such termination, Uribe Refuse Services shall have no further obligation or liability of any kind to Account, including any obligation to make any further payments, and shall be entitled to remove all Uribe Refuse Services. Account will have the right to cancel with cause at any time. Uribe Refuse will be given a maximum of thirty (30) days to rectify/ correct any service issues that would call for cancellation.
6. **Representations & Warranties.** Uribe Refuse Services and "Account" each represent and warrant to the other the following:
 - (a) it is duly organized and existing under the laws of its state of incorporation; is duly certified to do business in the states in which it operates, has all necessary power and legal authority to enter into and perform its obligations hereunder; and the person executing this Agreement on such party's behalf has the authority to bind such party to this Agreement and that authority has not been modified, limited or revoked; and
 - (b) no other written or oral agreement, obligation or commitment entered into or made by such party before the Term of this Agreement conflicts with such party's obligations to the other party or restricts such party's performance of this Agreement.
7. **No Partnership; Relationship of Parties.** This Agreement is not intended to create, nor should it be construed as creating, an agency, joint venture, partnership or similar relationship between the parties. Each party will act solely as an independent contractor and neither party will have the right to act for or bind the other party in any way or to represent that the other party is in any way responsible for any acts or omissions of such party.
8. **Miscellaneous.** The failure of either party to enforce any provision or condition contained in this Agreement at any time will not be construed as a waiver of that condition or provision nor will it operate as a forfeiture of any right of future enforcement of the condition or provision. This Agreement may be executed in any number of counterparts, each of which shall be deemed an original, and facsimile copies or photocopies of signatures shall be as valid as originals. This Agreement,

and the parties' conduct arising out of or related to it, shall be governed by Nebraska law, without regard to its choice of law rules. If any provision of this Agreement or the application thereof is held invalid, the invalidity shall not affect the other provisions of this Agreement provided that the material terms of this Agreement can be given their intended effect without the invalid provisions, and to this extent the provisions of this Agreement are declared to be severable.

IN WITNESS WHEREOF, the parties have executed this Agreement on the date set forth above.

CITY OF BENNET

URIBE REFUSE SERVICES, INC

By: _____

By: _____

Date: _____

Date: _____

Print Name:

Owner and President
Brad Uribe

EXHIBIT A

Uribe Refuse Services Equipment Terms & Conditions:

1. Uribe Refuse Services shall retain ownership of all items Uribe Refuse Services Equipment owns or leases and permits the Accounts (and the Account tenants) to use, and Uribe Refuse Services shall be entitled to remove them upon the earlier to occur of the conclusion of the Term or termination of this Agreement.

2. At Account's sole expense, Account shall (and shall cause tenants to): (a) use due care in handling Uribe Refuse Services Equipment and not place, or permit any employee, agent, contractor or supplier to place, Uribe Refuse Services Equipment in a section of the account premises where such party knows, or should know, that the Uribe Refuse Services Equipment will become damaged; and (b) maintain any Uribe Refuse Services Equipment in Account's or any Account possession, in good condition and repair, ordinary wear and tear excepted, including, without limitation, performing normal servicing and repairs in accordance with Uribe Refuse Services recommendations.

3. Account shall (and shall cause the Account tenants to) use Uribe Refuse Services only to store agreed upon refuse material and shall not use Uribe Refuse Services Equipment to store or display any other item or for any other purpose.
4. Account shall (and shall cause the Account tenants to) display on the Uribe Refuse Services Equipment in Account's or any Account properties possession only the proprietary marks which Uribe Refuse Services may, from time to time, designate, and shall not display other trademarks, service marks, trade names, words, designs, graphics, three-dimensional objects, symbols, logos, or other identifications mark or commercial symbol of any kind.
5. Account shall not (and shall cause the Account tenants not to) sell or otherwise dispose of any Uribe Refuse Services Equipment or otherwise knowingly permit Uribe Refuse Services Equipment to be sold or otherwise disposed of by any employee, agent, contractor or supplier or used by any such person for any purpose not permitted by this these Terms & Conditions.

Master Fee Schedule

| Bennet Description | Fee | Springfield Description | Fee | Hickman Description | Fee | Waverly Description | Fee |
|--|---|---|------------------|---|--------------------|--|------------------------------|
| Dog and Cat License Annually (up to 3) | \$6.25 | Dog and Cats Licenses | | Dogs and Cats Annual Licenses and Fees | 10.00 per dog/cat | Licensing Fees: No More Than 3 Dogs per Household | \$20.00 |
| Dog and Cat License for 4th | \$51.25 | Spayed and Neutered dog/cat | \$5.00 | Dogs/cats Licensing Fee up to 3 or More Dogs/cats | 50.00 each | Neutered Male Dog | \$10.00 |
| Delinquent Dog and Cat Permit fee after April 10th | \$8.25 | Intact dog/cat | \$15.00 | Kennel Fee | \$150.00 | Female Dog | \$20.00 |
| Delinquent Dog and Cat 4+ | \$53.25 per pet | License Handling/Issuances Fee | \$5.00 | Large Animal Permit | \$50.00 | Spayed Female Dog | \$10.00 |
| Boarding Fee for Dogs and Cats (No Charge if less than 8 hrs.) | \$15.00 per day after 8 hours | Pot-Belly Pig License | 35.00 Annually | | | Male Cat | \$20.00 |
| Impoundment Fee for Dogs and Cats (If not tagged will be taken to Human Society) No charge for 1st Offense | \$25.00 per day subsequent impoundments | License Handling/Issuances Fee | 5.00 per license | | | Neutered Male Cat | \$10.00 |
| Guide and Hearing Dogs are exempt | | Fine for not being licensed | Double the fee | | | Female Cat | \$20.00 |
| Chicken Permit Application | \$10.00 | Chicken Permit Application | No Permits | Chicken Permit Application | Annual Fee \$10.00 | Chicken Permit Application | |
| Large and Small Animal Permits Animal Permit Annual Fees | \$10.00 | It is unlawful for any person to own, at any time more than 6 adult fowl per resident. | | 4 Chickens on less than one acre | | Extensive Chicken Application | Fee is Paid Annually \$50.00 |
| Application with site plan to make sure they are proper distance from rear fence, residence and neighbors | | NO ROOSTERS | | 6 Chickens on greater than one acre | | All Neighbors must sign off on it. | |
| | | | | No Roosters | | | |
| Insufficient Check or ACH Fees | | Insufficient Check | | Insufficient Check | | Insufficient Check | |
| After an insufficient check or ACH, payment for the bill and fees must be paid with cash, money order or cashiers check | \$20.00 plus bank fee | Fee for Return Checks | \$30.00 | Fee for Return Checks | \$45.00 | Fee for Return Checks | \$45.00 |
| Mobile Food Vendor Permits | | Mobile Food Vendor Permits | | Mobile Food Vendor Permits | | Mobile Food Vendor Permits | |
| Annually from date of issuance | \$25.00 | *See Peddlers Permit* | | N/A | | Under Peddlers Permit | |
| Peddlers Permit | | Peddlers Permit | | Peddlers Permit | | Peddlers Permit | \$25.00 to City |
| Annually | \$25.00 | Annually per person | \$150.00 | Annually | \$35.00 | Background check | \$10.00 |
| | | Per Day - per person | \$50.00 | | | Peddlers permit, per day | \$10.00 |
| Park Shelter Reservation | | City Facilities Rentals | | City Facilities Rentals | | City Facilities Rentals | |
| 100.00 Damage Deposit, returned when shelter is inspected and everything is ok. Very few people make a donation when using the Park Shelter. People from Lincoln, Palmyra, Hickman, Roca and other communities use the Shelter because it is free. | Damage Deposit \$100.00 | Community Building: Hourly Residents and business owners within City limits Non -residents \$25.00 | | Does not compare to Bennet | | Not Listed | |

Master Fee Schedule

| Bennet Description | Fee | Springfield Description | Fee | Hickman Description | Fee | Waverly Description | Fee |
|--|-------------------------------|--|---|---|---|---|---|
| Work Related Charges for Abatement of Nuisances | | Work Related Charges for Abatement of Nuisances | | Work Related Charges for Abatement of Nuisances | | Work Related Charges for Abatement of Nuisances | |
| Labor | \$40.00 per employee per hour | Property Clean up Service Fees (including but not limited to mowing/lawn service, snow removal and tree trimming) Per hour, per employee | \$300.00 | NUISANCE Mowing (includes equipment and 1 Employee per event) | \$250.00 | Property clean up service fees (included but not limited to mowing/ lawn service, snow removal and tree trimming) | \$300.00 per hour per employee (Not Pro-rated) |
| Small Equipment | \$20.00 per hour | Lien for Property Clean-up Services | Amount owed for services rendered plus applicable lien recording and releasing fees | Lien for Property Cleanup Service | Amount owed for services rendered plus applicable lien recording and releasing fees | Lien for Property Cleanup Service | Amount owed for services rendered plus applicable lien recording and releasing fees |
| Large Equipment | \$60.00 per hour | | | | | | |
| Utility Rates and Related Fees | | Utility Rates | | Utility Rates | | Utility Rates | |
| Transfer New Account | \$25.00 | Sewer Rates: | 31.37 monthly | Sewer Base Rate: 40.60 monthly | 3.50 per 1000 gal | Sewer Base Rate: 36.17 | 3.52 per 1000 gal |
| Utility Reconnect Fee for Non Payment | \$100.00 | | 1.26 per 1000 gals | | | | |
| Water Rates: 5.60 per 1000 gal | \$28.50 monthly | Water Rates: per 2000 gals thereafter | 31.37 per month | Water Base Rate: 23.10 monthly | 2.50 first per 1000 gal | Water Base Rates: 15.00 | \$1.88 up to 10,000 gal |
| Sewer Rates: based on gals used in January, February and March | \$21.25 | thereafter | 3.13 per 1000 gals | | up to 10,000 gals | | \$2.41 up to 10,001 to 20,000 gal |
| | | Water reconnect 1st violation | \$50.00 | | | | |
| | | 2nd violation | \$200.00 | | | | |
| | | 3rd violation | \$300.00 | | | | \$2.99 in excess of 20,000 |
| Garbage Related Fees | | Garbage Related Fees | | Garbage Related Fees | | Garbage Related Fees | |
| Non-Residential Garbage Permit | 224.00 Annual | No trash service: Residents line up | | No trash service: Residents line up | | No trash service: Residents line up | |
| One Time Dumping Fee | \$25.00 | their own. | | their own. Brush pile is available | | their own. Brush pile is available | |
| Refuse Center Permit Fee (Residents) included on monthly bill | \$14.00 | | | | | | |
| Replacement of Refuse Tag | \$5.00 | | | | | | |
| Brush and Compost Permit | Free with Tag | | | | | | |
| Building Permits and Related Fees | | Building Permits and Related Fees | | Building Permits and Related Fees | | Building Permits and Related Fees | |
| Application Plan Review | \$45.00 | Application Plan Review & process fee | Based on valuation | Plan Review Residential & Commercial | \$50.00 per hour | Building Permits - Based on Valuation | includes inspections |
| Building permit/Change of Use | \$50.00 | Building permit fees are based on project valuation using square foot. | | Demo Permit Deposit | \$1,000.00 | Interior Remodel | sq ft X \$100.00 |
| Demo Permit 105.00 - Demo -15.00 | 45.00 X 2-inspections | Curb Cut Fee (covers inspection services) | \$50.00 | Demo Permit | \$100.00 | Plumbing / Gas Piping | 15.00 - 25.00 |
| Curb cut | 250.00 deposit | Curb Cut Deposit (refund upon inspection) | \$125.00 | Curb Cut / Driveway | \$35.00 | | 10.00-25.00 |
| All Site Inspection | \$45.00 | Demo Permit | | All Site Inspection Fees | \$50.00 | Pool Permit above ground | \$30.00 |
| Plumbing Permit | \$25.00 | Accessory Structure less than 1200 sq ft | \$50.00 | Plumbing Permit | \$50.00 | Pool Permit In ground | \$40.00 |
| HVAC (Mechanical) Permit | \$25.00 | Single-Family Dwelling | \$100.00 | HVAC (Mechanical) Permit | \$50.00 | Fence Permit Residential & Commercial | 20.00 - 25.00 |
| Fuel Gas Permit | \$25.00 | Commercial Structure | \$250.00 | Fuel Gas Permit | \$50.00 | | |
| Pool Permit | \$50.00 | | | Swimming Pool | \$35.00 | | |
| Fence Permit | \$15.00 | | | Fence Permit | \$45.00 | | |

Maintenance Report November 13, 2023

Water

During the month we:

- Performed the routine monthly water test.
- Took water meter readings for the month.
- Two water services shut off due to lack of payment. Both are back on.
- The water tower painting is complete. We are in the process of passing water samples and testing. Once the samples pass the testing, we will place the tower back in service.
- Water leak at 35 Fir St. – The contractor found a buried water meter pit as the cause of the leak. The homeowner is requesting reimbursement of expenses paid to the contractor to fix it.

Wastewater Treatment

During the month we:

- Completed effluent testing and delivered to the lab in Omaha.
- Johnson Services cleaned and lined the sewer mains on our monthly maintenance list.
- Replaced brushes on the spiral screen at the treatment plant.

Dump

- Pushed up the brush and compost pile.
- Burned the brush pile.

Street

- Installation of street signs around the school. Some of the existing signs have been damaged with ongoing construction at the school.

Park

- Assisted with the hot dog on Halloween at the park shelter.
- Planted two Ponderosa Pines and seven Kentucky Coffee trees at Whispering Pines Park.

General

- General maintenance of all Village owned properties.
- Received new lawn mower.
- Installed new front tires side by side.

Sincerely
Russ Jones Utility Superintendent

| Overtime Worked | | | | |
|---------------------------------|-------------|--------------|------------|----------------------|
| 10-01-2023 to 10-31-2023 | | | | |
| Deputy | Start - End | # Hours | Date | OT Type |
| ✓2298 HORALEK, DEREK | 0745 - 1145 | 4.00 | 10-02-2023 | SUPL CONTRACT-BENNET |
| ✓2298 HORALEK, DEREK | 0800 - 1200 | 4.00 | 10-09-2023 | SUPL CONTRACT-BENNET |
| ✓2298 HORALEK, DEREK | 0830 - 1030 | 2.00 | 10-23-2023 | SUPL CONTRACT-BENNET |
| | | <u>10.00</u> | | |
| ✓22141 HANSEN, MICHAEL | 1115 - 1345 | 2.50 | 10-05-2023 | SUPL CONTRACT-BENNET |
| ✓22141 HANSEN, MICHAEL | 1115 - 1345 | 2.50 | 10-11-2023 | SUPL CONTRACT-BENNET |
| ✓22141 HANSEN, MICHAEL | 1115 - 1345 | 2.50 | 10-14-2023 | SUPL CONTRACT-BENNET |
| ✓22141 HANSEN, MICHAEL | 1115 - 1345 | 2.50 | 10-25-2023 | SUPL CONTRACT-BENNET |
| | | <u>10.00</u> | | |
| Total: | | 20.00 | | |



Lancaster County Sheriff's Office



Report of Contract Deputy Horalek
 Activity for the Village / Town / City of Bennet
 Date Worked 10/02/23
 Start of Shift: 0745 End of Shift: 1145

Type codes: REF – referred by City Offices BUS – business / area check SEL – selective enforcement F/U – follow-up
 HBO – handled by officer UTL – unable to locate GOA – gone on arrival F/I – field interview
 O – other

| Time (s) | Type | Location | Remarks |
|----------|------|-----------------------|---------------------------|
| 0745 | -- | -- | Code 11 |
| 0815 | SEL | Jefferson and Dogwood | Start - School selective |
| 0845 | SEL | " " | End - School selective |
| 0856 | BUS | Cemetery | Area check |
| 0904 | BUS | Legion Club | Business / Security check |
| 0913 | BUS | Baseball field | Area check |
| 0930 | SEL | Monroe and Apple | Start - Traffic selective |
| 1015 | SEL | " " | End - Traffic selective |
| 1026 | O | Village Office | Checked in / Misc |
| 1121 | BUS | Village Park | Area check |
| | | | |
| | | | |
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| | | | |
| | | | |

| | |
|--|--|
| # of Citations Issued: <u>0</u> | Warning / Defect Citations Issued: <u>0</u> |
| Total hours worked this date: <u>4</u> | Vehicle number: <u>0953</u> Total mileage for this shift: <u>17</u> |

Deputy Reporting [Signature] 90298

Supervisor Approving [Signature] 902168



Lancaster County Sheriff's Office



Report of Contract Deputy Horalek
 Activity for the Village / Town / City of Bennet
 Date Worked 10/09/23
 Start of Shift: 0800 End of Shift: 1200

Type codes: **REF** – referred by City Offices **BUS** – business / area check **SEL** – selective enforcement **F/U** – follow-up
HBO – handled by officer **UTL** – unable to locate **GOA** – gone on arrival **F/I** – field interview
O – other

| Time (s) | Type | Location | Remarks |
|----------|------|-----------------------|------------------------------|
| 0800 | -- | -- | Code 11 |
| 0800 | SEL | Jefferson and Dogwood | Start - School selective |
| 0840 | SEL | " " | End - School selective |
| 1000 | SEL | Monroe and Apple | Start - Traffic selective |
| 1045 | SEL | " " | End - Traffic selective |
| 1049 | BUS | Legion Club | Business / Security check |
| 1054 | BUS | Baseball field | Area / Security check |
| 1105 | SEL | 1100 Blk Cottonwood | Start - Traffic selective |
| 1135 | SEL | " " | End - Traffic selective |
| 1141 | HBO | Elm and Quincy | T/S - No MC helmet - warning |
| 1200 | -- | -- | Code 9 |
| | | | |
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| | |
|--|---|
| # of Citations Issued: <u>0</u> | Warning / Defect Citations Issued: <u>1</u> |
| Total hours worked this date: <u>4</u> | Vehicle number: <u>0953</u> |
| | Total mileage for this shift: <u>20</u> |

Deputy Reporting *[Signature]* 90298

Supervisor Approving *[Signature]* 90298



Lancaster County Sheriff's Office



Report of Contract Deputy Horalek
 Activity for the Village / Town / City of Bennet
 Date Worked 10/23/23
 Start of Shift: 0830 End of Shift: 1030

Type codes: REF – referred by City Offices BUS – business / area check SEL – selective enforcement F/U – follow-up
 HBO – handled by officer UTL – unable to locate GOA – gone on arrival F/I – field interview
 O – other

| Time (s) | Type | Location | Remarks |
|----------|------|------------------|-------------------------------|
| 0830 | -- | -- | Code 11 |
| 0845 | SEL | Monroe and Apple | Start - Traffic selective |
| 0915 | SEL | " " | End - Traffic selective |
| 0933 | BUS | Legion Club | Area / Security check |
| 0937 | BUS | Baseball field | Area / Security check |
| 0943 | O | Village Office | Checked in / Misc information |
| 1012 | BUS | Village Park | Area / Security check |
| 1030 | -- | -- | Code 9 |
| | | | |
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| | |
|--|---|
| # of Citations Issued: <u>0</u> | Warning / Defect Citations Issued: <u>0</u> |
| Total hours worked this date: <u>2</u> | Vehicle number: <u>0953</u> |
| | Total mileage for this shift: <u>12</u> |

Deputy Reporting *[Signature]* 90298

Supervisor Approving *[Signature]* 902168



To: City of Bennet Clerk and City Council

New information

Olsson Action Item

City Action Item

Re: November 2023 City Engineering Report

Street Maintenance Plan

- **Asphalt seal coating: Olsson coordinating cost/plan for seal coating. Work recommended to be done on a rotating 5-year schedule. Recent bids received from Fairbury.**
 - Apple: Hwy to Vince.
 - Cottonwood: Hwy to Van Buren
 - Cottonwood: Hwy to School
 - Dogwood: Hwy to School
 - Elm: Hwy to Adams
 - Fir: Hwy to Adams
 - Garden: Hwy to Railroad
 - Vince: Apple to Jefferson
 - Adams: Apple to Vince
 - Adams: Dogwood to Fir
 - Quincy: Elm to Fir
- Asphalt crack sealing: Firth does not have a tar machine to share. **Olsson to check with other towns for availability or interest in cost sharing.**
- Additional Repairs for future improvements project.
 - Van Buren from Cottonwood to Elm: These repairs were in our street improvement plans but we ran out of funds and had to cut them out.
 - 1065 Hackberry/35 Tallgrass Cir/Arbor Cir: Pavement settlement

Water Supply Analysis

- Rural Water Coordination
 - Currently approved developments can be adequately served by existing LRW contract. Additional development will require expanded capacity.
 - May Water Usage
 - Monthly: 3,494,000 gal. (63% of capacity)
 - Ave. Daily: 112,709 gal. (63% of capacity)
 - Max. Daily: 157,665 gal. (88% of capacity)
 - June Water Usage
 - Monthly: 3,748,000 gal. (70% of capacity)
 - Ave. Daily: 124,933 gal. (70% of capacity)
 - Max. Daily: 170,000 gal. (95% of capacity)
 - July Water Usage
 - Monthly: 2,846,000 gal. (51% of capacity)
 - Ave. Daily: 91,806 gal. (51% of capacity)
 - Max. Daily: 170,000 gal. (95% of capacity)
 - August Water Usage (28 days only)
 - Monthly: 2,542,000 gal. (51% of capacity)
 - Ave. Daily: 90,785 gal. (51% of capacity)
 - Max. Daily: 100,000 gal. (56% of capacity)
 - Excludes fire dept. testing and hydrant flushing.
- **Olsson to schedule meeting with RWD to discuss contract terms, upcoming projects, future capacity, etc. (Ryan, Pete, Josh, David, Michele, Brian)**
 - **Would it work for the group to have this meeting at 6:00 before the December board meeting?**

Water Main Design

- Project has been on hold until SRF funding potential is known. State indicated that no funding will be available until at least 2024.
- Project to move forward for 2024 construction. \$150K of ARPA funds have been set aside.
 - Needs to be complete prior to paving of Cottonwood & Tyler.
- **Olsson to finish design in 2023 and bid in early 2024 once SRF funding has been determined.**
- Water fund is in good shape financially and should be able to finance the improvements.

Sewer Improvements/Rates

- Asbestos sewer lining/replacement.
 - **Phase I lining work is complete. Olsson to review pre and post-lining videos once received.**
- Infiltration of Pipe/Manholes
 - Johnson Services manhole repair work is complete. Warranty info to be sent.
 - **Olsson to follow up on warranty info.**
 - Sump Pump Discharge into Sewer Main
 - May revisit legal strategy after implementation of other measures.
- Olsson is keeping track of improvements on a sewer map.
- Council approved rate increase based on RWA recommendation.
- Sewer Cleaning: 39,800 LF of sewer mains to be cleaned on a rotating schedule.
 - **City to get pricing and determine schedule.**

Miscellaneous

- **NDEE Needs Surveys have been sent out for 2024 funding cycle. Olsson to complete by the end of the year.**
- **Olsson to coordinate culvert at 480 Cottonwood Street, to eliminate the low point in the ditch. Culvert to drain south beneath Cottonwood.**
- Highway allocation is \$98 per capita, below the average of \$169 per capita.
 - Look into lane mile equation to see if widening makes sense.
 - Michelle Pietzek with Olsson is currently researching this.
 - **Olsson received info from state. Will run financial analysis.**
- Gravel road washouts:
 - 2 washouts on Cottonwood/Bennet. County to repair. Contacted 5/31.
 - **Repairs have not been performed. Olsson to follow up.**
 - Small washout above Tyler St. box culvert. Monitor. No action at this time.
- **Coordinate sketch/proposals for area inlet at SE corner of Garden & Van Buren.**
- Coordinate with state about security grant for water and sewer GIS mapping.
 - This will be done as part of the needs survey submittal to NDEE in December.
 - Needs surveys are not being submitted in 2023 due to lack of NDEE funding.
- Street Shop: Project on hold due to potential of acquiring an existing building.
- Water Tower Park
 - Comp plan survey includes questions about community interest and desired amenities for Water Tower Park.
 - **Olsson to prepare a master plan sketch based on survey results.**
- Daycare Facility
 - School has requested assistance with a daycare facility to help teacher retention.
 - City has asked SENDD to prepare a regional survey for interest in the facility.
 - Other communities have gone through a similar process. Some have a foundation managing the facility.

Development Reviews

- Elementary School: under construction.
- Cedar Brook: under construction.
- Cochrane Corner: under construction. Grading to begin soon. Silt fence has been installed.
- Evergreen Place: under construction.
- **Olsson to provide punchlist of items to be resolved before escrow is released, such as storm sewer cleaning, ditch grading and seeding, low spots in pavement, etc.**

Code Updates

- Economic Development Plan (Aug-Nov)
 - City to work with SENDD on community surveys before plan.
 - City to work with SENDD of pilot ED program.
- Downtown Revitalization Plan (Aug-Nov)
 - City working with UNL Community and Regional Planning Program.
- Comp Plan (Marvin)
 - Surveys are currently being prepared.
- Subdivision Regulations
 - **City to decide on development fee schedule before next subdivision.**

Trails

- Master plan will be incorporated into the new comp plan.
 - **Update master plan to show Jefferson street/water tower park trail.**
 - **Pending board discussion, update master plan to show trail along Cottonwood Street, not behind houses along the creek. Coordinate with Mark Schmidt to let him know the bridge will not be needed.**
- Potential Funding Sources:
 - State Funding
 - Transportation Alternatives Program (TAP)
 - Transportation Alternatives: General trail projects.
 - Safe Routes to School: School related trail projects.
 - This used to be a stand-alone program, but is now included as an eligible project type within TAP.
 - Recreational Trails Program: Recreational trail projects
 - This is different than the RTP through NE Game & Parks.
 - Funding window is currently closed. May be 2-5 years before a new funding notice is issued.
 - Recreational Trails Program (RTP)
 - Administered through NE Game & Parks, separate from TAP.
 - **Olsson to review grant requirements, discuss potential projects w/ City, and determine if grant app to be submitted in 2023 or 2024.**
 - Federal Funding
 - Safe Streets and Roads for All (SS4A)
 - Application for Action Plan grant was submitted.
 - Rebuilding American Infrastructure Sustainably and Equitably (RAISE)
- NDOT reached out to Olsson to discuss options to make pedestrian crossing at Dogwood Street safer across the highway. Olsson has followed up but not received a response. **Will continue to follow up.**

Tyler & Cottonwood Street Paving (info from 2021)

- Project Cost: \$1,250,000
 - \$95,000/year for 15 year bond at 1.75%
 - \$105,000/year for 15 year bond at 3.00%

- Current Levy Rates
 - Bennet: 0.304020
 - Adams: 0.475267
 - Hickman: 0.430992
 - Springfield: 0.500000
- Current village valuation: \$87.5 million
 - Project would require additional 0.11 village levy.
- Projected village valuation: \$103.1 million
 - After Evergreen Place, Cedar Brook, and Cochrane Corner.
 - Project would require additional 0.09 village levy.
- Cost of waiting:
 - Interest rate risk.
 - Material price increases.
- Benefit of waiting:
 - Potential infrastructure bill funding.
- Additional considerations
 - Funding for trails, etc.

Tyler & Cottonwood Street Cement Stabilized Base

- Gana can perform this work.
- Stabilized base would save 2" of asphalt thickness (7" vs. 9")
- Rough estimate is \$9-10/SY, depending on the amount of cement in the mix.
- Tyler Street
 - Stabilized Base: 6,238 SY @ \$10 = \$62,380
 - 2" Asphalt Overlay: 5,775 SY @ \$15 = \$86,625
 - Total: \$149,005
- Cottonwood Street
 - Stabilized Base: 6,640 SY @ \$10 = \$66,400
 - 2" Asphalt Overlay: 6,139 SY @ \$15 = \$92,093
 - Total: \$158,493
- Grading/Sidewalks could be completed on west side of Tyler and south side of Cottonwood also.
- Would not recommend a chip seal surface as it would not distribute the loads as well as an asphalt overlay. An overlay should last for 5 years and still be able to be paved over rather than removed, except perhaps in some isolated areas.
- DustLock Soybean Oil: \$1.20/SY, lasts for a season.
 - Roughly \$15K for Tyler & Cottonwood.
 - Bennington loved this product and plans to do more.
 - Applied in June at the Nelson Youth Complex. It hardened up like asphalt and held up great through summer sports traffic.
 - Application process:
 - Bennington graded out the washboards.
 - Dustlock used a pull behind road conditioner for surface prep.
 - Dustlock sprayed down the oil and applied clean crushed stone. Bennington provided the stone. Oil has the consistency of a syrup.
 - ***I will visit the park next time I am in Omaha to take pictures.***

Thank you for the opportunity to serve your community as the City Engineer.

Sincerely,



Brian Schuele, PE

Bennet Planning Commission
Regular Meeting Minutes
November 1, 2023
(Rescheduled from October 18, 2023)

The Bennet Planning Commission held a regular meeting on Wednesday, November 1, 2023, at 7:00 p.m. at City Hall, 685 Monroe Street in the City. The session was open to the public and proceeded by advance publicized notice duly given in strict compliance with the provisions of the Open Meetings Act, Chapter 84, Article 14, Reissue Revised Statutes of Nebraska by posting at the City Clerk Office, the Post Office, and First Nebraska Bank.

Vice - Chairperson Greg Pohl called the meeting to order at 7:00 p.m. and announced the Open Meetings Act was posted. Michele Lincoln, City Clerk/Zoning Administrator conducted roll call and recorded the minutes. Roll call: Kevin Hiatt, Marilyn Maney, Boyd Batterman and Greg Pohl present. Josh Buck & Alternate Matthew Tyler absent.

Maney moved and Hiatt seconded a motion to approve the minutes from the September 20, 2023, Regular Meeting. Roll call vote: Maney, Hiatt, Batterman, Pohl voted YES. Motion carried.

Pohl announced that public comment would be received on agenda items 7, 8, and 9 with a five-minute time limit.

Keith Marvin and Mason Herrman with Marvin Planning Consultants (MPC) were in attendance to review Chapter 1 Introduction, Chapter 3 Population, Chapter 4 Housing, Chapter 6 Public Facilities, Chapter 7 Public Safety and Chapter 8 Energy of the draft Bennet Comprehensive Development Plan. Herman stated that they were looking for accuracy in the background information before moving on to the goals and policies which will be after receiving the UNL student results with the Downtown Revitalization Plan. UNL student Kyle McLaughlin is working on the transportation part of it and Chapter 2 will include the survey results. Marvin pointed out that Chapters 3 through 5 show that Bennet is much more dynamic than a lot of communities with a good dependency ratio, the number of people moving in, the number of 3-4 people households and the number of 75 and older residents still living in owner occupied homes. Marvin iterated that it is important to do an annual review of the Comprehensive Plan to look at the issues in the community and determine if the goals, projected forecasts, or zoning regulations need amended and to make those changes accordingly.

The UNL students working on the Downtown Revitalization Plan sent a slide show of the public responses gathered from the Open House/Town Hall Meeting held at the Legion Hall on October 10th that the Commission reviewed. Marvin and Herman were both impressed with the turnout and said per capita it is the best community engagement with excitement that they have seen.

Batterman moved and Hiatt seconded a motion to adjourn at 8:40 p.m. Roll call vote: Pohl, Maney, Hiatt, Batterman voted YES. Motion carried.

The next regular meeting is scheduled for November 29, 2023, at 7:00 pm at City Hall.

Michele Lincoln, CMC
City Clerk/Zoning Administrator