

**CITY OF YUTAN
P.O. BOX 215 - 112 VINE ST.
YUTAN, NE 68073
(402) 625-2112**

EXTRACT FROM MINUTES OF A REGULAR MEETING OF THE MAYOR AND CITY COUNCIL OF THE CITY OF YUTAN, IN THE COUNTY OF SAUNDERS, STATE OF NEBRASKA HELD AT THE CITY OFFICE IN SAID CITY ON THE 16th DAY OF NOVEMBER 2021, AT 7:00 p.m.

Notice of the meeting was given in advance thereof by posting notice, a designated method for giving notice, as shown by the Affidavit of Publication and Certificate of Posting Notice attached to these minutes. Notice of this meeting was given to Mayor Egr and all members of the Yutan City Council, and a copy of their acknowledgment of receipt of notice and the agenda is attached to these minutes. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Meeting was called to order at 7:00 p.m. by Mayor Egr. Councilmembers Thompson, Beck, Kelly, and Peterson were present. Mayor Egr informed all the individuals present of the location of the Open Meetings Act and Code of Conduct. Mayor Egr then opened the meeting with the Pledge of Allegiance.

1) Consent Agenda

- a. Approve Minutes of October 19, 2021, Regular Meeting
- b. Revised FY20-21 and October Treasurer's Report
- c. Claims: **All Star Plumbing LLC \$1,600.00; Badger Meter \$161.98; Barco Municipal Products Inc 295.38; Baum Hydraulics \$47.71; Bromm Lindahl Freeman-Caddy & Lausterer \$713.00; Butler, Michael & Julie \$300.00; Card Member Services \$2,110.03; Cubby's, Inc. \$697.24; Cuda's Auto, Inc. \$655.00; ECS Technology Services \$96.00; Five Rule Rural Planning \$7,750.00; Foster, Lyle \$75.00; Frontier Cooperative \$160.00; Gautier, Victoria \$150.00; Gay, Rachelle Kwasny \$235.84; Gretna Sanitation \$165.00; Griffith, Michelle \$116.46; gWorks \$1,300.00; J.P. Cooke Co. \$79.05; Jeff Subbert Irrigation Service & Repairs \$200.00; JEO Consulting Group Inc \$5,345.00; Kapsa, Phillip \$150.00; Mack Bros. Groundskeeping \$7,136.25; Mead Public Library \$99.98; Metering & Technology Solutions \$2,810.61; Metropolitan Utilities District \$54.90; NMC CAT \$988.00; Nebraska Department of Environment & Energy \$150.00; Nebraska Municipal Clerks' Association \$35.00; Omaha Public Power District \$3,473.76; One Call Concepts, Inc. \$17.69; On Target Ammunition \$702.19; Publication Printing of Nebraska Inc \$44.85; Quality Irrigation \$240.00; Read Aloud Nebraska \$17.50; Roka Management LLC \$150.00; Sunny Communications, Inc \$6,550.00; SYNCB/Amazon \$817.14; Townsend, Heather \$150.00; USPO \$181.20; Van Ackeren, Laurie \$33.54; Wahoo-Waverly-Ashland Newspapers \$43.05; Wilke Plumbing \$450.00; Woster, Gregory Luke \$53.20; Yutan Country Club \$120.00.**
- d. A motion to approve the Consent Agenda was made by Thompson and seconded by Peterson. Upon roll call, vote was as follows YEA: Thompson, Beck, Kelly, and Peterson. NO: None. Motion carried.

2) Open Discussion from Public

None. City Administrator Bockelmann introduced Cody Cardin as the new Utilities Assistant.

3) Presentations from Guests

a. None

4) Ordinances and Public Hearings

- a. Ordinance 780: Update to Police Department Disciplinary Procedure. City Administrator Bockelmann explained the purpose of this ordinance is to match State statutes. This ordinance will address the disciplinary policy for the Police Department and give the Chief of Police and Mayor more control. Officers will retain the right to appeal to Council. A motion to waive the three readings and approve Ordinance 780 was made by Thompson and seconded by Beck. Upon roll call, vote was as follows YEA: Thompson, Beck, Kelly, and Peterson. NO: None. Motion carried.
- b. Ordinance 781: Zoning Text Amendment to Allow Cell Towers in R-1 Zoning District as a Conditional Use.
- i. Staff Report: City Administrator Bockelmann explained that this text amendment is tied to the Westridge Estates preliminary plat application, which has not yet been reviewed by the Planning Commission. Bockelmann stated that this text amendment would allow cell towers over 100' in the R-1 Zoning District as a conditional use, though there still has to be a separate tower application and additional requirements that have to be met. Bockelmann noted that because of these requirements, the ordinance would only make an existing tower conforming.
 - ii. Mayor Egr opened a Public Hearing at 7:06 p.m.; no comment was made, and the hearing was closed at 7:08 p.m.
 - iii. Ordinance 781: Councilmember Thompson would like to have more time to investigate the impact of the amendment. City Administrator Bockelmann stated he will review it further, as well. A motion to approve the first reading was made by Thompson and seconded by Kelly. Upon roll call, vote was as follows YEA: Thompson, Beck, Kelly, and Peterson. NO: None. Motion carried.

5) Resolutions

a. None

6) Other Action Items

- a. Request by Nate Rath for up to \$1,200 in Keno funds for Youth Soccer Equipment. Nate Rath reported that a City soccer field would be convenient for parent. He also feels a soccer field would encourage more kids to engage in outdoor activities. He requests money for nets, field striping, and porta potties for the season. He reported the soccer season is short – ranging from five to eight weeks. A motion to approve the request for using up to \$1,000 in Keno funds for Youth Soccer Equipment was made by Thompson and seconded by Beck. Upon roll call, vote was as follows YEA:

- Thompson, Beck, Kelly, and Peterson. NO: None. Motion carried.
- b. Consideration of Bids for Sidewalk Replacement at 401 2nd Street. City Administrator Bockelmann reported the new owners requested Keno funding for sidewalk repairs. Staff received a bid from McAtee Construction for \$9,880.00 and supports using Keno funds to repair a section of sidewalk at this address. Councilmember Kelly expressed concern about using City money to improve a business property. He feels this money would be better used for parks. Councilmember Peterson explained the City has helped downtown businesses in the past and Council should be consistent. Bockelmann explained Keno funds are used for Community Betterment which has a broad range of uses and this is an appropriate use of funds. A motion to approve the McAtee bid for \$9,880.00 was made by Peterson and seconded by Beck. Upon roll call, vote was as follows YEA: Beck, Peterson, and Egr. NO: Kelly. ABSTAIN: Thompson. Motion carried.
 - c. Consideration of Change Order #9 5th Street/Hillside Ave. Water Main Project. City Administrator Bockelmann explained that the work would be done in the spring and that he would still like to add the valves near Vine Street. Councilmember Thompson stated there are several hydrants in town that are broken. He would like to add hydrants to this Change Order amount so all work can be completed. A motion to table the decision on Change Order #9 was made by Thompson and seconded by Peterson. Upon roll call, vote was as follows YEA: Thompson, Beck, Kelly, and Peterson. NO: None. Motion carried.
 - d. Consideration of Bid from Jeff Subbert Irrigation for \$6,818.25 for Irrigation Pivot Repairs. City Administrator Bockelmann reported the wires on the Irrigation Pivot were stolen again. A decision was made to rebid the repairs in the Spring of 2022. No action was taken.
 - e. Consideration of Tuition Reimbursement Agreement with Rachelle Gay. Tuition Reimbursement Agreement was presented by City Administrator Bockelmann. He recommended Tuition Reimbursement up to \$4,000.00 for FY 21-22 for Rachelle Gay. Determination of Reimbursement Amount for FY21-22. A motion to approve Tuition Reimbursement Agreement and to set the amount up to \$4,000.00 for Rachelle Gay for FY 21-22 was made by Thompson and seconded by Peterson. Upon roll call, vote was as follows YEA: Thompson, Beck, Kelly, and Peterson. NO: None. Motion carried.
 - f. Approval of City Administrator Job Description. Council agreed to hold a Special Meeting for final interviews. A motion to approve the City Administrator Job Description was made by Thompson and seconded by Peterson. Upon roll call, vote was as follows YEA: Thompson, Beck, Kelly, and Peterson. NO: None. Motion carried.

7) Discussion Items

- a. At 7:42 Councilmember Thompson made a motion to go into closed session for the purpose of discussing the deployment of security personnel and salaries to do so and for Cole Bockelmann, Rachelle Gay, and Christian Mirch to enter into closed session with the Council. Councilmember Kelly seconded the motion. Upon roll call, vote was as follows YEA: Thompson, Beck, Kelly, and Peterson. NO: None. Motion carried. Closed session for the purpose of discussing the deployment of security personnel and salaries to do so was closed at 7:51 p.m. and open session reconvened. City Administrator Bockelmann presented potential wage changes for 2022. Council

- agreed with the proposal and this item will be on next month's Agenda.
- b. Discussion on Water Meter Replacement Project. A timeline for the project was discussed. Bockelmann stated the ordinance revisions and JEO agreement will be on December's agenda.
 - c. Discussion on Acquisition of Grain Bins off Vine Street/Louie Lane. Council discussed acquisition of the grain bins and instructed Bockelmann to contact the lease holder and Railroad company before a decision is made on how to proceed.

8) Supervisor's Reports

- a. Library Director's report was submitted.
- b. Police Chief's report was not submitted.
- c. Maintenance Director's report was submitted.
- d. City Administrator's report was submitted.

9) Council Discussions

None

A motion to adjourn the Meeting was made by Thompson and seconded by Peterson. Upon roll call, vote was as follows YEA: Thompson, Beck, Kelly, and Peterson. NO: None. Motion carried.

Meeting Adjourned at 8:13 p.m.

NEXT MEETING DATE – December 21, 2021, 7:00 P.M.



Darin Egr, Mayor



Rachelle K. Gay, City Clerk