

Yutan City Council
Tuesday, March 12th, 2024
7:00 p.m. Yutan City Hall

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 12th DAY OF MARCH 2024, 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 Kelly and all members of the Yutan City Council, and a copy of their acknowledgment of receipt of the 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.

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

1) Consent Agenda

- a) Approve Minutes of February 20, 2024, Regular Meeting
- b) Treasurer's Report
- c) Claims-**ARCS-LLC** \$90.00, **All Star Plumbing** \$3950.00, **BlackStrap Inc.** \$3192.00, **Bomgaars** \$81.96, **Canon** \$236.76, **Cardmember Services** \$2597.37, **CHI Heath** \$114.00, **Colonial Research** \$4635.20, **Column Software PBC** \$403.65, **Costa, Robert** \$10.00, **Cubby's** \$567.27, **Culligan** \$95.50, **DataShield** \$56.00, **Eakes** \$826.44, **ECS** \$330.00, **Engel, Vicki** \$270.00, **Grainger** \$317.61, **JEO** \$1700.00, **Johnson Service Company** \$3031.24, **LARM** \$3865.65, **LONM** \$100.00, **Lowes** \$343.04, **MUD** \$225.26, **Municipal Supply** \$395.82, **NE Public Health Env. Lab** \$540.00, **NE State Patrol** \$106.00, **NMC Cat** \$559.65, **One Source** \$95.00, **OPPD** \$5330.90, **Raka Rentals** \$2935.00, **Ramada Inn** \$576.55, **Lincoln National Life Insurance** \$204.29, **T. Rowe Price** \$1325.00, **Seiler** \$270.00, **Subbert Well & Septic** \$1895.00, **U.S. Cellular** \$91.25, **U.S.P.S** \$50.00, **Total w/o Payroll** \$41413.95, **Payroll** \$13224.51, **Total w/Payroll** \$54638.46

A motion to approve the consent agenda was made by Thompson and Seconded by Chittenden. Upon roll call vote was as follows: YEAH: Thompson, Schimenti, Chittenden, Peterson. NO: None, Motion Carried.

2) Open Discussion from the Public

- a) Mayor Kelly made a quick statement on how he appreciated the residents of Yutan and their working with the City during the snow emergencies. Mayor Kelly complemented Andy's Tree Service for volunteering his time and work for cutting down the trees over

the soccer field.

- b) Kyle Kelly-presented a statement in support of Mayor Kelly against the comments directed towards him in the Library Meeting held on March 4, 2024 by the Library Director and Library Board.
- c) Laurie Van Ackeren-commented on Mayor Kelly informing her of the handbook and how the benefits she receives will be changing due to her permanent part-time status.
- d) Mary Jo Robinson-was present on behalf of the Library Board and how they would like Laurie Van Ackeren to have her status changed.
- e) Leslie Anderson-Would like to know when she will be receiving a street sign for Cypress Circle, which has been missing for several years.
- f) Teresa Larson-Spoke on how Mayor Kelly is an ethical and good man and believes that the adults have become bullies on Facebook and would like to see an end to it.
- g) Tara Higgins- Spoke on behalf of the library and how it has been a valuable part of our community.
- h) Justin Barney- Was here to support the Library Director and everything that the library does.

3) Other Action Items

- a) Appointment of new City Administrator Bob Oliva
 - i) A motion to appoint Bob Oliva as the new City Administrator was made by Thompson and seconded by Schimenti. Upon roll call vote was as follows: YEAh: Schimenti,Chittenden,Peterson,Thompson No: None, Motion Carried.
- b) Renewal of Keno License
 - i) A motion to Renew the Keno License was made by Schimenti and seconded by Chittenden. Upon roll call vote was as follows: YEAh: Chittenden, Peterson, Thompson ,Schimenti. No: None, Motion Carried.
- c) Acceptance of Elizabeth Bullingtons Resignation from the Library Board
 - i) A motion to accept the resignation of Elizabeth Bullington from the Library Board was made by Chittenden and seconded by Peterson. Upon roll call vote was as follows: YEAh: Thompson, Schimenti, Chittenden, Peterson. No: None, Motion Carried.
- d) Appointment of Alicia Archer to the Library Board
 - i) A motion to appoint Alicia Archer to the Library Board was made by Thompson and seconded by Peterson. Upon roll call vote was as follows: YEAh: Schimenti, Chittenden, Peterson, Thompson. No: None, Motion Carried.
- e) Replacement of Storm drain on First and Poplar
 - i) A motion to accept the bid from Thompson Construction in the Amount of \$19, 556.00 was made by Schimenti and seconded by Chittenden. Upon roll call vote was as follows: YEAh:Chittenden, Peterson, Thompson, Schimenti No: None. Motion Carried.
- f) Appointment of Laurie Van Ackeren to Full-time Employment

- i) Council member Chittenden asked how many hours Director Van Ackeren works now. Director Van Ackeren stated that right now she works 40 hours due to a staffing shortage, but usually 30 hours. Mayor Mike Kelly stated that Van Ackeren is appointed as permanent part time and according to the handbook she should be getting prorated benefits with no life insurance. Director Van Ackeren is seeking full time status for the benefits. Council member Schimenti stated that right now a lot is not sitting well with him about the situation and with what the handbook states.
- ii) CLOSED session
 - (1) Moved by Council Member Thompson, Seconded by Schimenti to go into closed executive session at 8:07 pm for the protection of the public interest to discuss the evaluation of the job performance and to protect the reputation of said person. Upon roll call vote was as follows: YEAH: Peterson, Thompson, Schimenti, Chittenden. NO: None, Motion Carried.
 - (2) Mayor Kelly then restated for the record the limitation of the subject matter of the closed session is for the protection of the public interest to discuss the evaluation of the job performance and to protect the reputation of said person. Following discussion, it was moved by Council member Thompson, Seconded by Council member Chittenden to end the closed executive session and go back into regular session at 8:34 pm. Upon roll call vote was as follows: YEAH: Thompson, Schimenti, Chittenden, Peterson, NO: None. Motion Carried.
- iii) After the closed executive session a motion was made to table the full time employment status of Laurie Van Ackeren and to move Tim Hannan and Laurie Van Ackeren back to their original benefits before February 19, 2024 for review of the employee manual for the next 60 days by Thompson and Seconded by Schimenti. Upon roll call vote was as follows: Yeah: Peterson, Thompson, Schimenti, Chittenden. No: None, Motion Carried.

4) Discussion Items

- a) New copier for the office.
 - i) Clerk Bolter presented to the board that the current copier's lease is ending in November and that she has received quotes from JQ Office Solutions and Eakes. Council member Peterson asked what the cost of the current copier through Canon is costing the City. Council member Thompson stated that we should wait till the next meeting to review the quotes.
- b) City wide garage sales and City Clean up
 - i) Clerk Bolter asked the council on when they would like to hold the city wide garage sales and the city clean up, due to possible worker shortages. The Council discussed keeping them the same week as usual in June and that we could get volunteers to help.

5) Supervisor Reports

- a) Library Director-Submitted

- b) Utility Superintendent-submitted
- c) Police Chief-submitted
- d) City Administrator
- e) Community Engagement Coordinator-submitted

Meeting Adjourned

A motion to adjourn at 8:53 pm was made by Thompson seconded by Chittenden. Upon roll call the vote was as follows: YEAH Peterson, Thomspson ,Schimenti, Chittenden. No: None, Motion Carried

NEXT MEETING DATE – April 16, 2024, 7:00 P.M.

Anyone desiring to speak before the mayor and city council should contact the city clerk by the Monday preceding the city council meeting by 4:00 p.m. Anyone desiring to speak on any item on the agenda is invited to do so but should limit himself/herself to 3 minutes. After being recognized by the mayor, give your name and address for the record. Anyone desiring to speak for a longer period of time should make arrangements with the city clerk prior to the meeting. All speakers shall address the mayor and city council only. Anyone attending the meeting that may require auxiliary aid or service should contact the city clerk in advance.

Mike Kelly, Mayor

Brandy Bolter, City Clerk/Treasurer
