

**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 15TH DAY OF SEPTEMBER 2020, 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. Council Members Beck, McLaughlin, and Peterson were present. Councilmember Thompson was absent. Mayor Egr opened the meeting with the Pledge of Allegiance. Egr then informed all the individuals present of the location of the Open Meetings Act and Code of Conduct.

1) Consent Agenda:

a) A motion was made by Peterson and seconded by McLaughlin to approve the minutes of the August 18, 2020 regular Council meeting. Upon roll call, vote was as follows: YEA: Beck, McLaughlin, Peterson NO: None ABSENT: Thompson. Motion Carried.

b) A motion to table the Treasurer's Report was made by McLaughlin and seconded by Peterson. Upon roll call, vote was as follows: YEA: Beck, McLaughlin, Peterson NO: None ABSENT: Thompson. Motion Carried.

c) A motion to approve the claims was made by Peterson and seconded by Beck. Upon roll call, vote was as follows: YEA: Beck, Peterson. NO: McLaughlin. ABSENT: Thompson. Motion Carried. Claims: Badger Meter \$135.28; Bromm, Lindahl. et. al \$594.50; Cardmember Services \$927.96; City of Fremont \$165.00; Companion Life \$219.72; Cubby's \$450.98; Cuda's Auto & Towing \$348.00; Drop in Portables \$170.00; Elkhorn CPU \$21.00; Eric Wilke \$253.74; Frontier Coop \$490.97; Gretna Sanitation \$150.00; JEO \$1,326.25; Konecky Oil \$72.11; Matt Keiser \$54.86; Lamp Rynearson \$5,100.00; Lowe's \$230.77; Mike Mueller \$535.00; Martin Marietta \$118.82; Metering Tech \$2,526.02; MUD \$84.00; Midwest Impressions \$57.50; NAU Country Insurance \$374.00; NE Public Health Lab \$46.00; NeRWA \$1,241.10; OPPD \$4,812.64; RR Mgmt. Co. \$1,069.32; Sc Contracting \$19,030.00; Trade Well Pallett \$100.00; Todd Valley Farms \$351.00; USPO \$151.25; US Cell \$149.46; Wahoo Newspaper \$203.71; Wiese Plumbing \$590.00; Yutan Trucking \$120.32; Vortex \$449.23.

2) Open Discussion from Public: None

3) Presentation from Guests

- a) Ed Schroeder, CPA gave an overview of the FY20-21 Budget.

4) Ordinances and Public Hearings

- a) FY20-21 Budget:

i. Mayor Egr opened the public hearing for the property tax asking amount at 7:11 p.m. No public comment was given. Mayor Egr closed the public hearing at 7:12 p.m.

ii. A motion to approve the property tax asking amount with a 1% increase in restricted funds was made by McLaughlin and seconded by Peterson. Upon roll call, vote was as follows: YEA: Beck, McLaughlin, Peterson. NO: None. ABSENT: Thompson. Motion Carried.

ABSENT: Thompson. Motion Carried.

iii. Mayor Egr opened the public hearing for the FY20-21 Budget at 7:12 p.m. No public comment was given. Mayor Egr closed the public hearing at 7:14 p.m.

iv. A motion to waive the three readings and approve Ordinance 765 was made by McLaughlin and seconded by Peterson. Upon roll call, vote was as follows: YEA: Beck, McLaughlin, Peterson. NO: None. ABSENT: Thompson. Motion Carried.

5) Resolutions

- a) City Administrator Bockelmann clarified that the Lower Platte North NRD Hazard Mitigation Plan that is up for adoption does not include the proposed FRD overlay district discussed previously by the City Council and Planning Commission. A motion to approve Resolution 2020-12 was made by Peterson and seconded by Beck. Upon roll call, vote was as follows: YEA: Beck, Peterson. NO: McLaughlin. ABSENT: Thompson. Motion Carried.

6) Other Action Items

- a) City Engineer Zach Schulz with JEO Consulting discussed the water main improvement project along 5th St. and Hillside Ave. City Administrator Bockelmann asked if the 4" mains on 3rd and 4th St. would be reconnected to Hillside. Schulz and Utility Superintendent Wilke and said that it would be connected to create a loop in the water system. Schulz also stated that the main could be connected to Well#1 after the permit application was submitted. A motion to approve the design and specifications, authorize submittal to NDHHS with payment fee, and to authorize JEO to coordinate the bid date with the city administrator was made by Peterson and seconded by Beck. Upon roll call, vote was as follows: YEA: Beck, Peterson, McLaughlin. NO: None. ABSENT: Thompson. Motion Carried.
- b) Caleb Snyder with Lamp Rynearson explained the pay applications and quantity overruns. Snyder also apologized for miscommunication during the project and stated that Lamp Rynearson agreed to only bill for half of the construction services fee. A motion to approve pay applications to Thiele Geotech and OMNI Engineering was made Peterson and seconded by McLaughlin. Upon roll call, vote was as follows: YEA: Beck, McLaughlin, Peterson. NO: None. ABSENT: Thompson. Motion Carried.

- c) A motion to vote for the League of NE Municipalities three proposed actions and to submit the regular member ballot was made by Peterson and seconded by McLaughlin. Upon roll call, vote was as follows: YEA: Beck, McLaughlin, Peterson. NO: None. ABSENT: Thompson. Motion carried.
 - d) A motion to accept the resignation of Kevin Johnson from the CRA, accept the resignation of Paul Rupp from the Planning Commission, and accept the Mayor's appointment of Paul Rupp to the CRA was made by McLaughlin and seconded by Peterson. Upon roll call, vote was as follows: YEA: Beck, McLaughlin, Peterson NO: None. ABSENT: Thompson. Motion Carried.
 - e) The Council reviewed and discussed the bids for the sidewalk project. Councilmember Peterson stated that there is a need for other projects with park and/or Keno funding and suggested that only a portion of sidewalk be completed to reduce the cost. The Council discussed completing the sidewalk to connect the Hayes parking lot to Timbercrest Park and decided to wait on approving either bid.
 - f) City Administrator Bockelmann explained that Sargent Drilling has pulled the piping and pump from Well#2 and found damage to the pipes and damage to the bearing of the pump. No damage to the well casing was found. Bockelmann and Utility Superintendent Wilke recommended that the piping be replaced with plastic pipes and that the pump be replaced to avoid further damage. Mayor Egr stated that he asked Sargent Drilling why there were already issues with the well and if there was any warranty coverage. Egr stated that he was told that the design plans for the well called for steel piping and that there was likely no opportunity for reimbursement for the damage. A motion to authorize staff to spend up to \$35,098 for work specified in the bid from Sargent Drilling was made by McLaughlin and seconded by Beck. Upon roll call, vote was as follows: YEA: Beck, McLaughlin, Peterson. NO: None. ABSENT: Thompson. Motion Carried. Following the vote, the Council discussed the process for adding a new well with City Engineer Zach Schulz. Mayor Egr requested that the Council revisit the issue at the October meeting.
- 7) **Discussion Items**
- a) The Council discussed implementing a program for contractor licensing. The Council agreed to revisit this issue in October to get input from Councilmember Thompson.
 - b) City Administrator Bockelmann explained that a right-of-way permit could be utilized to ensure proper review and control of work and commercial activity that happens within city right-of-way. The Council discussed right-of-way permitting.
- 8) **Supervisor's Reports**
- a) Library Director's report was submitted.
 - b) Police Department's report was not submitted.
 - c) Maintenance Department's report was submitted.
 - d) City Administrator's report was submitted.
- 10) **Council Discussions:** None

Meeting adjourned at 8:26 p.m.

Next regular meeting of the Yutan City Council will be held October 20, 2020, at 7:00 p.m.

Darin Egr, Mayor

Cole Bockelmann, Interim City Clerk-Treasurer