

**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 20TH DAY OF OCTOBER 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, Peterson, and Thompson were present. 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 Thompson to approve the minutes of the September 15, 2020 regular and September 24, 2020 special Council meetings. Upon roll call, vote was as follows: YEA: Beck, McLaughlin, Peterson, and Thompson NO: None. Motion Carried.
- b)** A motion to approve the August 2020 Treasurer's Report and table the September and FY19-20 Treasurer's Reports was made by Thompson and seconded by Peterson. Upon roll call, vote was as follows: YEA: Beck, McLaughlin, Peterson, and Thompson NO: None. Motion Carried.
- c)** A motion to approve the claims was made by Peterson and seconded by McLaughlin. Upon roll call, vote was as follows: YEA: Beck, McLaughlin, Peterson, and Thompson NO: None. Motion Carried. Claims: Badger Meter \$263.44; Canon \$212.00; Cardmember Services \$942.73; Colonial Research \$351.50; Craig Witte \$1,100.00; Cubby's \$316.23; Drop in Portables \$170.00; Ed Schroeder \$1,030.00; Electronic Eng. \$329.60; Elkhorn CPU \$171.00; Jayhawk Software \$650.00; JEO \$19,475.00; Kelli Zaugg \$720.00; Konecky Oil \$197.85; Laurie Van Ackeren \$606.60; League of NE Municipalities \$2,569.00; Lowe's \$284.82; Midwest Labs \$40.00; NE Dept. of Revenue \$2,391.00; NE Public Health Lab \$30.00; OPPD \$4,580.19; R&R Design \$400.00; Sargent Drilling \$36,823.50; State of NE Health Lab \$626.00; SYNCB/Amazon \$627.17; The Diamond Groundskeeper \$1,900.00; Set Me Free Project \$223.00; Ty's Outdoor \$82.99; US Cell \$149.51; Wahoo Concrete \$145.00; Wahoo Newspaper \$1,632.13;

2) Open Discussion from Public: Matt Dillon thanked the City Council and staff for the addition for a slide at the train park and emphasized that he sees it used often. Quoron

Cook apologized for spraying graffiti around town and thanked the Council for the opportunity to clean it up. The council thanked him for his apology and for the work he put into removing it.

3) Presentation from Guests

- a) None

4) Ordinances and Public Hearings

- a) Mayor Egr opened the public hearing concerning the One & Six Year Highway and Street Improvement Program at 7:06 p.m. Street Superintendent Steve Parr explained the existing projects and the updates to the one & six year plan. He drove through Yutan with City Administrator Bockelmann and concluded that the streets are in an overall good condition. Parr noted several areas that need replacement/crack sealing when funding becomes available. He also discussed making certain areas more ADA-compliant. Mayor Egr closed the public hearing at 7:11 p.m. Council Member Beck asked Parr about a gas main that he does not believe was included in JEO's plans for the water main on 5th Street and Hillside Ave. Parr stated that he would get in contact with the project's engineers and explained that the engineers rely on the utility companies to locate their own lines. Utility Superintendent Wilke agreed and informed the Council that it is also the contractor's responsibility to order locates once construction begins. Bockelmann stated that there was some initial confusion on the location of the gas main, but he that he and Beck discussed the issue with the City Engineer. He noted that project engineer checked with MUD to make sure the gas main was marked accurately and that he feels the issue has been resolved. Steve Parr thanked Council Member Beck for bringing it to their attention and reiterated that he would make sure that project engineers were notified.

5) Resolutions

- a) A motion to approve Resolution 2020-13 was made by Thompson and seconded by Peterson. Upon roll call, vote was as follows: YEA: Beck, McLaughlin, Peterson, and Thompson. NO: None. Motion Carried.

6) Other Action Items

- a) A motion to authorize Mayor Egr to sell John Deere 5085M Utility Tractor with H260 Loader Attachment for \$43,423.92 was made by Thompson and seconded by Peterson. Upon roll call, vote was as follows: YEA: Beck, Peterson, and Thompson. NO: McLaughlin. Motion Carried.
- b) i. City Administrator Bockelmann explained that a 70% match in funds is required for this grant and that going above that threshold doubles the score for the City's grant application. Bockelmann estimates that the total project cost for a new comprehensive plan and housing study is \$30,000. The FY20-21 budget includes \$20,000 for this project with the idea of getting \$10,000 from the grant. Council Member Peterson asked if grant was guaranteed and was told that it was not guaranteed but that it looks very likely. Bockelmann explained that grant application is from Planning Commission and that a letter of support and matching funds from

the City Council is required. A motion to authorize up to \$20,000 for NIFA Housing Study Grant funding was made by: Thompson and seconded by Peterson. Upon roll call, vote was as follows: YEA: Beck, McLaughlin, Peterson, and Thompson. NO: None. Motion Carried.

- ii. A motion to authorize Mayor Egr to submit a letter of support of the Yutan Planning Commission's NIFA Housing Study Grant application was made by Peterson and seconded by Thompson. Upon roll call, vote was as follows: YEA: Beck, McLaughlin, Peterson, and Thompson. NO: None. Motion Carried.
- c) City Administrator Bockelmann stated that he had not received the final pay application and recommended tabling this item. A motion to table the final payment for the Cedar Drive Asphalt Overlay project was made by Peterson and seconded by McLaughlin. Upon roll call, vote was as follows: YEA: Beck, McLaughlin, Peterson, and Thompson. NO: None. Motion Carried.

7) Discussion Items

- a) City Administrator Bockelmann explained that city has provisions for licensing of contractors working within the city that have not been utilized. Council Member Peterson suggested that it would be a good idea to have licensing completed annually to ensure that contractors are insured and bonded. Thompson suggested that it would be difficult to make sure contractors comply and Bockelmann stated that 100% compliance is not guaranteed, but that the licensing could be addressed at the time a building permit is submitted. Peterson suggested putting list of licensed contractors on website to help homeowners hire licensed/insured/bonded contractors and Thompson stated that he would not be comfortable with that, as it might appear that the city is recommending those contractors and the City could be considered liable. Peterson expressed interest in hearing more about what other communities are doing and to address this issue next month.
- b) A local business owner approached City Administrator Bockelmann about adding a handicapped parking stall in front of the business. The council discussed the location of current handicapped parking spots and considered how they could be reconfigured. Council Member McLaughlin asked what cost would be involved to cut the curb into a ramp. Utility Superintendent Wilke stated that curb cutting would not be necessary as there is an accessible ramp next to the proposed parking stall. They discussed removing another handicapped parking space to leave the total number downtown the same. All members of the Council agreed to remove the handicap designation from the spot on 2nd St. by Thompson Masonry and to allocate a handicap spot on the corner of Vine St. adjacent to the intersection with 2nd St.
- c) Council Member Thompson emphasized that the City should not consider the berm or the FRD overlay district. Peterson agreed, stating that the City made it through the historic flood without any issues and the odds of another flood of greater proportions occurring anytime in the foreseeable future is astronomical. City Administrator Bockelmann explained that he understands that the city council is against the berm, but reminded them that this agenda item is only for the berm and that a decision on the overlay district would be made at a later date.

Bockelmann also stated that the Lower Platte North NRD would likely adopt the district on their maps regardless of what the City does. Bockelmann stated that he is working with the City's insurance carrier to determine if insurance providers would require additional coverage if the FRD overlay is adopted. Council Member Thompson stated that he feels it is not worth pursuing.

- d) City Administrator Bockelmann asked Council for approval to reopen the office next week. Council Member Thompson stated that cases in Saunders Co. are going down, but noted that surrounding counties are having increased cases. Peterson requested that the city start posting information from Three Rivers Public Health District. The Council agreed to have office reopen on October 26th.

8) Supervisor's Reports

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

10) Council Discussions: None

Meeting adjourned at 7:50 p.m.

Next regular meeting of the Yutan City Council will be held November 17, 2020, at 7:00 p.m.

Darin Egr, Mayor

Cole Bockelmann, Interim City Clerk-Treasurer