

## MINUTES OF MEETING

A meeting of the Mayor and City Council of the City of West Point, Nebraska was convened in open and public session at 5:33 PM on Tuesday, September 5, 2023, in the Council Chambers at the Municipal Building, 444 S. Main Street, West Point, Nebraska, being immediately upon adjournment of the preceding Budget Hearing held at 5:30 PM on September 5, 2023 which continued until all attendee testimony had concluded.

Present were: Mayor Bruce A. Schlecht; Councilmembers: Shea Stokely, Ryan Penrose, Tom Swenson, Mark Buse, Jerry Hugo, and Rusty Smith. Absent: None.

The Mayor called the meeting to order and stated that in accordance with State Statute Section 84-1412 the Open Meetings Act is posted on the north wall of the room for public information.

Moved by Hugo, seconded by Stokely, to approve the following consent agenda:

1. City appointed volunteer boards and commissions – none.
2. Fire & rescue departments – none.
3. Approval of minutes of previous meeting.
4. Treasurer's report.
5. Claims.

Voting Yea: Stokely, Penrose, Swenson, Buse, Hugo, and Smith. Nay: None. Motion carried.

VENDOR	DESCRIPTION	AMOUNT
	PAYROLL	219693.74
WAPA	ELEC POWER	15902.45
SAPP BROS	FUEL	2854.52
CVA	FUEL	1185.28
PETROMART	FUEL	368.98
RUTJENS CONSTRUCTION	HWY 275 UTIL RELOC PYMT #1	99364.00
CHRISTIENSEN CONSTRUCTION	POOL PROJECT PYMT #10	468046.90
HUGO PLUMBING & HEATING	REP/MAINT	14510.04
CITY PAYROLL TAX FUND	EMPLOYER FICA	8492.13
ASCENSUS	RETIRE CONTRIB	4177.14
CCPPD	ELEC POWER	254.99
WAGNER TIRE & REPAIR	FUEL	1726.96
NE DEPT OF REVENUE	SALES TAX	30679.57
NE DEPT OF REVENUE	PARK SALES TAX	36.60
NE DEPT OF REVENUE	NIELSEN SALES TAX	219.93

CC THOR INVESTMENTS	LB840 EC DEV LOAN & GRANT	45000.00
MEAN	ELEC POWER	317943.34
CITY PAYROLL TAX FUND	EMPLOYER FICA	8480.45
ASCENSUS	RETIRE CONTRIB	4141.59
BCBS OF NE	HEALTH INS	45714.25
MUTUAL OF OMAHA	INS PREMIUM	2828.63
AGRIVISION EQUIP GROUP	MOWER REP	77.92
AQUATIC DESIGN CONSULTANTS	POOL PROJECT ENGINEER	4266.75
ARNOLD MOTOR SUPPLY	REP/MAINT	1476.28
BLACK HILLS ENERGY	GAS SERVICE	679.76
BOMGAARS	SUPPLIES	491.07
BORDER STATES INDUSTRIES	STREET LIGHTS	7597.53
BOUND TREE MEDICAL	RESCUE SUPPLIES	303.11
ELAN FINANCIAL SERVICES	REP/MAINT EQUIP	2984.95
CVA	REP/MAINT	599.97
CENTURY LINK	PHONE SERVICE	1033.91
CIVICPLUS	SERVICE	4325.00
CONSTELLATION NEWENERGY	GAS SERVICE	415.25
CORE HEALTH CLUB	POLICE TRAINING	234.00
CCPPD	ELEC WHEELING	5791.80
DINSLAGE SMALL ENGINE	REP/MAINT EQUIP	47.95
KNOCK OUT PRINT & DESIGN	SUPPLIES	375.11
DUTTON LAINSON	STREET LIGHT BULBS	130.03
EAKES OFFICE SOLUTIONS	LIBRARY SERVICE	54.02
ELITE COMPUTERS	POLICE EQUIPMENT	1539.00
ENGELMEYER REPAIR	EQUIP REPAIR	114.02
GALE/CENGAGE LEARNING	LIBRARY BOOKS	319.50
GALL'S	POLICE UNIFORMS	173.94
GERHOLD CONCRETE	STREET IMPROVEMENTS	761.15
L. P. GILL	SAN TIPPING FEE	8653.58
GILL HAULING	SAN HAULING FEE	3411.55
GRAINGER	WTR PLNT REP/MAINT	233.96
GRAYBEAL'S FOOD	SUPPLIES	94.25
HAWKINS	SUPPLIES	3420.96
HD SUPPLY	SUPPLIES	1732.89
INGRAM LIBRARY SERVICES	LIBRARY BOOKS	691.31
JEO CONSULTING GROUP	PROF SERVICES	1185.00
JACKSON SERVICES	UNIFORMS	1349.55
JOHN A. STAHL LIBRARY	LIBRARY POSTAGE	189.63
KAUP SEED & FERTILIZER	MAINT	375.00
LEAGUE OF NEBRASKA	MEMBERSHIP DUES	13483.00
LEAGUE OF NE MUNICIPALITIES	MEMBERSHIP DUES	2283.00

LEISURE LAWN	PARK SERVICE	1848.00
LOFFLER COMPANIES	REP/MAINT EQUIP	2561.80
LOGEMANN AUTO	REP SUPPLIES	1381.52
MAHASKA	COMM CNTR CONCESSION	400.61
TERRY L. MARTIN	GRAVE BURIALS	400.00
MATHESON TRI-GAS	RESCUE SUPPLIES	523.91
MICROMARKETING	LIBRARY BOOKS	722.73
MIDWEST LABORATORIES	LAB SERVICE	207.80
MIDWEST TAPE	LIBRARY BOOKS/DVD'S	152.92
MUNICIPAL SUPPLY	SUPPLIES	1062.06
NE LIBRARY COMMISSION	LIBRARY OVERDRIVE	500.00
NE PUBLIC HEALTH	LAB SERVICES	230.00
NEBRASKA VET SERVICES	POLICE SERVICE	536.25
ONE CALL CONCEPTS	SERVICE	118.99
ONE OFFICE SOLUTION	SUPPLIES	746.02
OVERDRIVE	LIBRARY BOOKS	47.95
PRESTO X	LIBRARY SERVICE	86.65
QUADIENT FINANCE USA	POSTAGE	600.00
QUICK MED CLAIMS	RESCUE SERVICE	1655.33
S2 ROLL-OFFS	GARBAGE SERVICE	320.00
HEREFORD WORKS	SUPPLIES	375.25
ST. JOE'S HILLSIDE VILLA	SR CNTR MEALS	3341.25
SCANTRON	REP/MAINT EQUIP	194.05
SEALS & SERVICE	STREET REPAIR	40.00
SKYWAVE WIRELESS	ELEC MATERIAL	704.95
SPECIAL ROADS FUND	REP/MAINT EQUIP	325.64
HD SUPPLY	REPAIR/SUPPLIES	868.47
VERIZON BUSINESS	PHONE SERVICE	83.56
WAGNER TIRE & REPAIR	REPAIR/SERVICE	1205.76
WELCH LAW FIRM	ADMIN PROF SERVICE	665.00
WESCO	OPER SUPPLIES	4403.74
WP IMPLEMENT	REPAIR/MAINT	523.26
WP LIBRARY FOUNDATION	SUMMER READING SUPPLIES	1421.50
WPLW	UTILITIES	35139.27
WPLW	CASH ADV REIMBURSEMENTS	3574.04
WP NEWS	ADMIN PUBLICATION	321.30
WP RESCUE	AMBULANCE CHARGES	1450.00
WP TRUE VALUE	COMM CNTR CAP EQUIP	1055.14
WOERNER'S GARBAGE SERVICE	SERVICE	292.00
AMERICAN LIBRARY ASSOC	MEMBERSHIP	236.00
AQUA-AEROBIC SYSTEMS	REPAIR	1822.31
ARBOR DAY FOUNDATION	MEMBERSHIP 24/25	15.00

CONSOLIDATED MANAGEMENT	POLICE TRAINING/MEALS	195.00
ELM USA	LIBRARY WARRANTY 23-24	520.00
FAIRFIELD BY MARRIOTT	ELEC ADMIN TRAINING	253.90
FASTENAL	OPER SUPPLIES	91.73
FRANCISCAN HEALTHCARE	SR CNTR ARPA/SUPPLIES	329.10
HOG SLAT	MATERIAL	7.80
HYDRO OPTIMIZATION & AUTOMATIO	SERVICE/REPAIR	2109.62
INTOXIMETERS	POLICE SUPPLIES	186.50
JACK'S UNIFORMS & EQUIPMENT	POLICE UNIFORMS	589.60
LAKELAND ENGINEERING	REPAIR/MAINT	658.44
BRITTANY LARSEN	LIFEGUARD RECERT	500.00
NDEE-FISCAL SERVICES	SAN-OPERATING FEES	500.00
NE LAW ENFORCEMENT TRAINING	POLICE TRAINING/BRETT-MIGUEL	150.00
NE SOCIETY ASSOC EXECUTIVES	COMM CNTR MEMBERSHIP	125.00
AUSTIN PEATROWSKY	POLICE TRAINING/MILEAGE	728.97
PETERSON BODY & PAINT	REPAIR	50.00
PORT-A-JOHNS	PARK-RESTROOM RENTAL	300.00
QUADIENT LEASING	SERVICE	441.09
SANDRY FIRE SUPPLY	FIRE-CAPITAL EQUIP	1008.50
SEXTON BRAKE	REPAIR/MAINT	360.56
SUNBELT SOLOMON SERVICES LLC	SUBSTATION TRANSFORMER KIT	614.31
ULINE	SUPPLIES	161.99
VERMEER HIGH PLAINS	REPAIR/MAINT	135.14

The Mayor opened a public hearing on the Property Tax Request for the fiscal year beginning October 1, 2023. The City Administrator stated the property tax request for the 2023-2024 fiscal year was \$1,246,086.86, an increase of \$50,751.74. All parties were given an opportunity to be heard. No one appeared to speak in opposition of the tax request and no correspondence had been filed. The Mayor then closed the public hearing. Penrose introduced Ordinance No. 1441 entitled:

AN ORDINANCE OF THE CITY OF WEST POINT, IN CUMING COUNTY, NEBRASKA, APPROVING THE BUDGET AND APPROPRIATING THE SUMS OF MONEY DEEMED NECESSARY TO DEFRAY ALL EXPENSES AND LIABILITIES OF SAID CITY FOR THE FISCAL YEAR COMMENCING ON THE FIRST DAY OF OCTOBER, 2023 AND ENDING THE LAST DAY OF SEPTEMBER, 2024; DESIGNATING THE PURPOSES FOR WHICH SAID APPROPRIATION SHALL BE USED AND APPROPRIATING THE UNEXPENDED BALANCES FOR THE VARIOUS FUNDS; REPEALING ALL ORDINANCES IN CONFLICT WITH THIS ORDINANCE; AND PRESCRIBING THE TIME WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND TAKE EFFECT, AND PROVIDE FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM,

and moved that the statutory rule requiring reading on three different days be suspended. Swenson seconded the motion. Voting Yea: Stokely, Penrose, Swenson, Buse, Hugo, and Smith. Nay: None. Motion carried. Buse moved for final passage of the ordinance, which motion was seconded by

Smith. Voting Yea: Stokely, Penrose, Swenson, Buse, Hugo, and Smith. Nay: None. Ordinance adopted.

Moved by Swenson, seconded by Penrose, to approve the State Budget Lid Computation Form showing the 2023-2024 Total Restricted Funds to be \$2,096,216.56 and the Total Unused Restricted Funds Authority to be \$432,150.28. Voting Yea: Stokely, Penrose, Swenson, Buse, Hugo, and Smith. Nay: None. Motion carried.

Moved by Smith, seconded by Hugo, to approve the increase in the total restricted funds authority by an additional 1%. Voting Yea: Stokely, Penrose, Swenson, Buse, Hugo, and Smith. Nay: None. Motion carried.

Buse introduced a resolution stating that the 2023-2024 property tax request be set at General Fund: \$1,246,086.74; that the total assessed value of property differs from last year's total assessed value by 12.53 percent; and the City of West Point proposes to adopt a property tax request that will cause its tax rate to be \$0.369533 per \$100 of assessed value. Hugo seconded the motion. The Mayor stated the motion and roll call resulted as follows: Voting Yea: Stokely, Penrose, Swenson, Buse, Hugo, and Smith. Nay: None. Motion carried and said resolution adopted.

The Mayor then opened a public hearing to consider the application for a Class C liquor license of Seven County Spirits LLC d/b/a District Table and Tap-West Point. Moved by Smith, seconded by Swenson, to approve the application of Seven County Spirits LLC d/b/a District Table and Tap-West Point for a Class C liquor license at 135 S. Main Street and that the Nebraska Liquor Commission be notified of this action. Voting Yea: Stokely, Penrose, Swenson, Buse, Hugo, and Smith. Nay: None. Motion carried.

Aaron Bos, Director, Investment Services, did a presentation on Nebraska Class. Nebraska Class is an investment pool allowing local governments to pool funds in order to invest and earn interest.

David Branch, Cuming County Economic Director, appeared before the Council to inform and explain the Cuming & Burt County Public Transit Options. This program would provide transportation to residents for appointments, grocery shopping, etc. Franciscan Healthcare has offered to run the program. If this program gets passage, the City of West Point would be asked for funding of approximately \$5,000 with a two-year commitment. It is still in the planning stage.

Sarah Rolf, representing the Christmas Festival Committee, appeared before the Council stating that the Christmas Festival went well last year and are planning for it again this year on Tuesday, December 5<sup>th</sup> from 4:00 PM to 8:00 PM partnering with the Chamber of Commerce and Teammates. Last year the event was run on donations only but they are applying for grants for this year's festival. She was asking the Council for: (1) Waiving the rent for the foyer of the Nielsen Community Center for the chili feed and carriage rides; (2) permission for the trolley that was used at the Cuming County Fair to be pulled up and down Main Street for rides; and (3) to block off Main Street from Highway 32, north to the West Point Community Theatre. Following discussion, it was moved by Smith and seconded by Penrose to approve these requests. Voting Yea: Stokely, Penrose, Swenson, Buse, Hugo, and Smith. Nay: None. Motion carried.

Calvin and Chelsie Thor together with the Marketfest Team, are asking the Council for permission to block off Main Street from Highway 32, north to Bridge Street. This event will take place September 23<sup>rd</sup> from 6:30 AM to 7:00 PM and will allow businesses to showcase themselves, learning their story and unique offerings. Following discussion, it was moved by Smith and seconded by Penrose to approve the request. Voting Yea: Stokely, Penrose, Swenson, Buse, Hugo, and Smith. Nay: None. Motion carried.

The Council considered renewing the agreement with the West Point Chamber of Commerce for economic development services for the City of West Point. The current agreement is for one year for \$20,000 which is payable in quarterly payments and expires September 30, 2023. Chamber Director, Tina Biteghe Bi Ndong, was present and reported on her activities and answered questions. Following discussion, it was moved by Stokely and seconded by Smith to renew the agreement with the West Point Chamber of Commerce for one year. Voting Yea: Stokely, Penrose, Swenson Buse, Hugo, and Smith. Nay: None. Motion carried.

The Nebraska Department of Transportation has requested that the speed limits north and south of West Point on US Highway 275 be changed. Swenson introduced Ordinance No. 1442 entitled:

AN ORDINANCE OF THE CITY OF WEST POINT, NEBRASKA, AMENDING SECTION 3-118(2) OF ARTICLE I CHAPTER III OF MUNICIPAL CODE OF THE CITY OF WEST POINT, NEBRASKA, RELATING TO TRAFFIC REGULATIONS – SPEED ZONES WITHIN THE CITY;

REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES PASSED AND APPROVED PRIOR TO THE PASSAGE AND APPROVAL OF THIS ORDINANCE AND IN CONFLICT HEREWITH; SPECIFYING THE TIME WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND TAKE EFFECT; AND PROVIDING FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM,

and moved that the statutory rule requiring reading on three different days be suspended. Buse seconded the motion. Voting Yea: Stokely, Penrose, Swenson, Buse, Hugo, and Smith. Nay: None. Motion carried. Swenson moved for final passage of the ordinance, which motion was seconded by Hugo. Voting Yea: Stokely, Penrose, Swenson, Buse, Hugo, and Smith. Ordinance adopted.

It was moved by Smith and seconded by Stokely to approve the designation of Tom Goulette, City Administrator, to represent the City of West Point at the Annual Members Meeting of the League Insurance Government Health Team (LIGHT). Voting Yea: Stokely, Penrose, Swenson, Buse, Hugo, and Smith. Nay: None. Motion carried.

It was moved by Smith and seconded by Penrose to set the public hearing on the One Year & Six Year Street Improvement Program for the next City Council meeting, being Monday, October 9, 2023 at 5:30 PM. Voting Yea: Stokely, Penrose, Swenson, Buse, Hugo, and Smith. Nay: None. Motion carried.

The City Administrator advised that the two (2) electrical generators are in Omaha. He was asking the Council to approve moving forward on the pursuit of the generators. Following discussion, it was moved by Buse and seconded by Hugo to move forward. Voting Yea: Stokely, Penrose, Swenson, Buse, Hugo, and Smith. Nay: None. Motion carried.

Moved by Stokely and seconded by Penrose to approve an application for a Special Designated Liquor Permit for Native 32 Winery, LLC for a Farm to Fork Dinner Event on September 21, 2023 from 1:00 PM to 11:30 PM at the Nielsen Community Center. Voting Yea: Stokely, Penrose, Swenson, Buse, Hugo, and Smith. Nay: None. Motion carried.

Moved by Stokely, seconded by Smith, to change the October Council meeting to October 9<sup>th</sup> at 5:30PM. Voting Yea: Stokely, Penrose, Swenson, Buse, Hugo, and Smith. Nay: None. Motion carried.

Moved by Smith, seconded by Stokely, to approve the claim of Hugo Plumbing & Heating for services and supplies in the amount of \$36,108.63. Voting Yea: Stokely, Penrose, Swenson, Buse, and Smith. Nay: None. Abstaining: Hugo. Motion carried.

Moved by Stokely, seconded by Penrose, to approve the claim of Buse Machine Inc. for

services and supplies in the amount of \$1,575.00. Voting Yea: Stokely, Penrose, Swenson, Hugo, and Smith. Nay: None. Abstaining: Buse. Motion carried.

Moved by Smith, seconded by Penrose, to approve the claim of Tom Swenson Advertising for supplies in the amount of \$429.04. Voting Yea: Stokely, Penrose, Buse, Hugo and Smith. Nay: None. Abstaining: Swenson. Motion carried.

Swenson introduced a resolution to approve Application/Payment No. 11 in the amount of \$474,798.32 to Christiansen Construction Company for the West Point Aquatic Center Project and authorize the City Clerk to make payment. Penrose seconded the motion. Voting Yea: Stokely, Penrose, Swenson, Buse, Hugo and Smith. Nay: None. Motion carried and said resolution adopted.

Next Buse introduced a resolution to approve Change Order 3 and Payment #3 in the amount of \$24,800.00 to Rutjens Construction Inc. for the relocation of utilities for the Hwy 275 Expressway project. Hugo seconded the motion. Voting Yea: Stokely, Penrose, Swenson, Buse, Hugo and Smith. Nay: None. Motion carried and said resolution adopted.

Moved by Penrose, seconded by Swenson, to adjourn at 6:48 P.M. Voting Yea: Stokely, Penrose, Swenson, Buse, Hugo, and Smith. Nay: None. Motion carried.