

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 7:00 o'clock P.M. on July 2, 2019 in the Council Chambers at the Municipal Building in West Point, Nebraska.

Present were: Mayor Schlecht; Councilmembers: Stokely, Ell, Swenson, Buse, Hugo, and 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 in the Council Chambers for public information. The Pledge of Allegiance was then recited.

Moved by Swenson, seconded by Buse, to approve the following consent agenda:

1. City appointed volunteer boards and commissions.
2. Fire & rescue departments – accept the memberships of Austin Havranek to West Point Volunteer Fire Department Company #2.
3. Approval of minutes of previous meeting.
4. Treasurer's report.
5. Claims.

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

Claims:

The following city positions receive salaries or wages as indicated: Annually: Fire Chief \$2841; Assistant Fire Chiefs \$1135; Fire Secretary \$568; Fire Treasurer \$454; Fire Computer Technicians \$225; Rescue President \$1076; Rescue Vice President \$1076; Rescue Secretary \$1884; Rescue Treasurer \$1884; Rescue Computer Technicians \$162; Monthly: Mayor \$500.00; Councilmembers \$300; Civil Defense Director \$59.45; By-weekly: City Administrator \$4998.64; Chief of Police \$3039.20; City Clerk \$3188.80; City Treasurer \$2624.00.00; Library Director \$2268.80. Hourly: Senior Center Office Asst/Van Driver \$10.67; Senior Center Coordinator \$20.12; Community Center Facility Coordinators/Janitors \$12.37 - \$13.30; Community Center Manager \$26.32; Transfer Station Operators \$11.20 - \$14.66; Janitors \$16.17 - \$19.17; Utility Clerks \$16.56 - \$27.00; Street Operators \$16.17 - \$28.36; Water & Wastewater Maintenance Men \$23.32 – \$31.23; Police Clerk \$16.56; Police Officers \$21.15 - \$24.48; Police Sergeant \$27.67; Assistant Chief of Police \$29.76; Electric Linemen \$28.36 - \$32.80; Electric Plant Operators \$29.76; Library Assistant \$15.80; Library Clerks \$10.67 - \$12.66; Cemetery laborer \$11.78; Park Foremen \$12.97 - \$15.38; Park Maintenance Workers \$9.92 - \$10.41; Recreation Coaches \$9.69 - \$10.67; Pool Managers \$13.30 – \$15.80; Assistant Pool Managers \$10.93 - \$11.20; Pool Lifeguards \$9.69 - \$10.93.

Payroll		169,414.64
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Meyer Building	Hail Damage Repairs	28,831.00
Hugo Plumbing & Heating	Serv/Supplies	5,798.03
City of West Point Payroll Tax Fund	Employer FICA	6,337.08
First National Bank Fremont	Retirement Contributions	3,578.96
Western Area Power Administration	Power	10,576.71
Sapp Bros.	Service	3,659.85
Wagner Tire	Service	213.62
West Point Travel Plaza	Service	83.99
Central Valley Ag	Service	872.18
Petromart	Service	44.90
Black Hills Energy	Service	73.11
Western Area Power Administration	Power	7,496.70
City of West Point Payroll Tax Fund	Employer FICA	6,795.34
First National Bank Fremont	Retirement Contributions	3,540.13
United Healthcare	Health Ins.	53,957.61
NE Dept of Revenue	Sales Tax	27,523.26
Madison National Life Ins.	Life Ins.	190.83
Companion Life	Life Ins.	266.55
MEAN/NMPP	Power	295,329.13
Advanced Consulting	Prof Services	483.18
Aqua-Chem Inc.	Supplies	2,079.67
Auto Value Parts	Supplies	302.75
Black Hills Energy	Service	969.67
Bomgaars Supply	Supplies	678.57
Border States	Supplies	2,820.19
Bound Tree Medical	Supplies	820.43
Cardmember Service	Service	837.48
Central Valley Ag	Service	2,239.68
Century Link	Service	1,013.58
Constellation NewEnergy	Service	1,171.32
Core & Main	Supplies	1,918.22
Cuming County Rural Water	Service	126.00
Cuming County Public Power	Wheeling Service	5,620.30
Dinslage Small Engine	Service	234.53
Dutton Lainson Co.	Supplies	859.60
EMS Billing Services	Prof Services	557.55
Engelhardt TV	Service	214.55
Express Distribution	Supplies	196.70
Floor Maintenance	Supplies	1,513.52
Gale/Cengage Learning	Books	239.32
Gall's Inc.	Supplies	779.31
Garratt Callahan Co.	Supplies	1,570.50
L. P. Gill Inc.	Tipping Fee	11,203.92
Gill Hauling	Hauling Fee	4,416.98

Graybeal's Food	Supplies	125.59
Hiland Dairy	Supplies	1,055.76
Ingram Library Services	Books	1,150.14
Inspro Ins.	Ins Premium	492.00
Jackson Services	Uniform Service	892.52
John A Stahl Library	Cash Adv	35.90
Kaup Seed & Feed	Supplies	130.00
League of NE Municipalities	Registration	217.65
Leisure Lawn Care	Service	258.24
Leslie's PoolMart	Supplies	3,029.79
Logemann Auto Parts	Supplies	77.61
Mahaska	Supplies	801.86
Matheson Tri-Gas	Supplies	207.39
Micromarketing	Books	442.45
Midwest Labs	Service	410.35
Midwest Tape	Supplies	166.06
NE Public Health Environmental Lab	Service	236.20
Nebraska Vet Services	Service	291.25
OfficeNet	Serv/Supplies	700.18
One Call Concepts	Service	89.96
Quality Printing & Supplies	Supplies	555.40
S & W Welding	Serv/Supplies	251.00
St. Joseph's Hillside Villa	Meal Service	2,512.00
Seals and Service	Supplies	44.83
Skywave Wireless	Service	463.10
Smidt's Sanitation	Service	177.00
Special Roads Fund	Mechanic Chgs	153.30
Stalp Gravel	Serv/Supplies	12,829.20
Tom's Rexall	Supplies	8.77
USA Blue Book	Supplies	277.79
Verizon Business	Service	87.55
Verizon Wireless	Service	251.37
Vrbicky Computer Service	Service	185.94
Welch Law Firm	Prof Services	770.00
West Point Implement	Service	4,462.27
West Point Library Foundation	Books/Supplies	250.39
WPLW	Service	35,038.24
WPLW Operating Fund	Cash Adv	3,507.52
West Point News	Publication Costs	1,205.04
West Point Rescue	Ambulance Chgs/Training	1,255.40
West Point True Value	Supplies	1,022.57
Woerner's Garbage Service	Service	267.00
Aqua-Aerobic Systems	Supplies	687.81
Axon Enterprise Inc.	Supplies	912.00

Center Point Large Print	Books	1,597.38
Concrete Industries Inc.	Supplies	1,679.16
Consolidated Electrical Dist	Supplies	2,307.54
Dave's Drycleaning	Service	18.00
Diamond Vogel Paint	Supplies	2,891.76
Elite Computers	Supplies	515.36
EMC Insurance Co.	Claim Deductible	2,500.00
Ernesti Tree Service	Service	465.60
Graham Tire	Supplies	144.00
Grainger	Supplies	46.88
Heiman Fire Equipment	Supplies	304.78
JEO Consulting Group	Prof Services	34,425.00
Midwest Service & Sales	Supplies	2,019.60
NE DOL/Boiler Inspection	Service	30.00
NE Environmental Products	Supplies	514.41
NE Statewide EMS Conference	Training	200.00
Morgan Niewohner	Cash Adv/Supplies	403.25
Northeast Community College	Training	250.00
OCLC, Inc.	Service	43.23
Overdrive, Inc.	Service	60.50
Southeast Library Service	Training	160.00
Strachan Sales	Service	1,085.58
The Pioneer Woman	Subscription	28.00
The Sherwin Williams Co.	Supplies	137.66
Vessco, Inc.	Supplies	355.85
Watchguard Video	Supplies	324.00
West Point Garden Center	Service	760.59

John Zwingman of Advanced Consulting Engineering Services appeared before the Council to update the Council on the water issues since the last meeting. He reported as follows:

The past month testing was completed which was a combination of what Nebraska Health and Human Services (NHHS) and the Layne Company wanted including testing the City wanted to verify some of the assumptions that had been made. Testing was done at 14 different locations, including wells, five residential/commercial locations, the filters, aeration tank and the clear well. Testing was completed by Rick Keonig from NHHS and took place on 6 days beginning on June 10th and ending on June 20th. 34 different parameters were tested at each location. Not all of the test results have been received. Manganese results from the residential and business range from 0.075 ppm to 1.167 ppm.

Iron ranges from not detected to 0.18 ppm. As soon as the remainder of the results are in, the results will be published. Tests were also done on dissolved iron and manganese, which tests proved what was assumed, that part of our removal problem is that we cannot get the iron and manganese out of the dissolved state. When we do add chlorine ahead of the filter process, we get it oxidized, but the filters are still unable to remove the manganese to levels that we need to achieve. The pilot plant from Layne was set up on

June 17th and began to run on June 18th. The plant ran off of raw water supplied out of the aeration tank, sodium hypochlorite was used as the oxidant to get the iron and manganese out of the dissolved state. We have not received all the sample results from the testing lab, but upon review of the field data, the plant had removal rates as expected, being 4 gallons per square foot per minute feed level the plant ran 24 hours before manganese levels reached 0.04 ppm. At this feed level the plant did not reach break through levels. At 6 gallons per square foot per minute feed level the plant ran more than 18 hours before exceeding 0.05 ppm.

Once the pilot study is completed and results compiled, the same will be filed with NHHS. NHHS will then inform the City as to the square foot per minute feed level to be used and the City can then proceed with preparing the plans and specifications and start the fabrication of the filters. It was also stated that some water mains will be replaced along with looping some mains and that directional flushing will also take place. Paul Ernesti came forward and asked why the City was filtering bad water instead of drilling new wells. Mr. Zwingman stated that in talking with local well drillers, it would be about 5 miles from the city in order to get the quantity and quality of water needed and the cost of drilling the 4-5 wells along with purchasing the property and then the line to deliver the water to the city would be approximately 5 million dollars. The City will proceed on getting the testing information to NHHS and then preparing the plans and specifications.

At the April Council meeting, the stop sign at the intersection of East Grove Street and East Sherman Street was discussed and the city administrator was instructed to check into the possibility of placing an island/median within this intersection. John Zwingman of Advanced Consulting Engineering Services explained to the Council now an island would work in this area and the flow of the traffic. The matter was tabled until the next meeting when Mr. Zwingman will provide a drawing to better comprehend how the flow of traffic will occur.

The City Administrator advised that the Trails and Pathway Committee would like to apply for a grant for \$250,000 through the state Recreational Trails Program and that any matching funds required by the grant would come from the money raised by the Committee. Following discussion, Ell introduced the following resolution and moved its adoption:

1. The City of West Point, Nebraska is applying for federal assistance from the Recreational Trails Program for the purpose of the West Point Trails and Pathway Project.
2. The Mayor of the City of West Point, Nebraska is authorized to sign the application for federal assistance and any other official project documents that are necessary to obtain such assistance.
3. The City of West Point, Nebraska currently has the written commitment for the 20% local matching share for the project elements that are identified on the application form and the supplemental documents and will, as it becomes necessary, allocate the local funds for the project.
4. The City of West Point, Nebraska will commit the necessary financial resources to operate and maintain the completed project in a safe and attractive manner for 25 years (25 for non-motorized, 10 for motorized).
5. The City of West Point, Nebraska will comply with all rules and regulations of the Recreational Trails Program, applicable Executive Orders and all state laws that govern the grant applicant during the performance of the project and all paperwork may be signed by the project sponsor, but the Resolution must be signed by the Mayor.

Smith seconded the motion. Voting Yea: Stokely, Ell, Swenson, Buse, Hugo, and Smith.

Nay: None. Motion carried and said resolution adopted.

The City Administrator advised the Council that the LB 840 Citizens Advisory Review Committee had met to consider three applications for funds. The first one being the West Point Plaza Carwash which the Committee denied because it did not create any fulltime positions and it had received tax increment financing. The second one is a new business being the West Point Nail Salon which is creating fulltime positions. The Committee is recommending funds for this business as a loan/grant in the total amount of \$20,000 being a \$10,000 loan for five years with no interest and a \$10,000 grant prorated with the term of the loan. The third application is for funding to open a religious gift store at the former location of the Faith & Book Store being 111 S. Main Street. The Committee is recommending a \$35,000 grant forgivable over five years based upon filling a storefront on Main Street and the addition of a fulltime position. It was moved by Swenson and seconded by Stokely to approve the funding to the West Point Nail Salon and the Religious Gift Store as presented from the LB 840 Economic Development Funds. Voting Yea: Stokely, Ell, Swenson, Buse, Hugo, and Smith. Nay: None. Motion carried.

The Council considered a request from Harlyn VanderGriend, owner of the Pizza Ranch, to remove some parking stalls on the east side of his business on Main Street to gain access to

the north parking lot. Customers could entry off of Main Street and exit through the alley and this would open up more parking on Main Street. Buse introduced a resolution that pursuant to Sections 3-302 and 3-303 of the West Point Municipal Code, that three parking stalls be removed on the west side of the 200 Block of South Main Street to provide access to the parking lot located to the north of the West Point Pizza Ranch and prohibit the parking of vehicles so as to obstruct such access. Hugo seconded the motion. Voting Yea: Stokely, Ell, Swenson, Buse, Hugo, and Smith. Nay: None. Motion carried and said resolution adopted.

Next the Council considered the request from Charter West Bank to relocate the handicapped parking stall located on the east side of the bank. Stokely introduced a resolution that due to the construction of an addition to Charter West Bank, the designated handicapped parking stall at that location is no longer functional and therefore, pursuant to Section 3-327 of the West Point Municipal Code, this handicapped parking stall shall be relocated to the first parking stall on the west side of the 200 Block of South Main Street south of the intersection of Main and Grove Streets for the exclusive use of handicapped or disabled persons and that a “handicapped parking” sign be erected at such location. Swenson seconded the motion. Voting Yea: Stokely, Ell, Swenson, Buse, Hugo, and Smith. Nay: None. Motion carried and said resolution adopted.

The City Administrator advised that there has been some interest from a party in purchasing the bulldozer owned by the City which the City has not used in probably ten years and is questionable if it even runs. Ell introduced a resolution authorizing the sale of a bulldozer by auction, bid, or scrap/salvage and that following passage of this resolution, that notice of sale shall be posted in three prominent places within the City for a period of not less than seven days prior to the sale and that the property shall then be sold by auction, bid, or scrap/salvage. Buse seconded the motion. Voting Yea: Stokely, Ell, Swenson, Buse, Hugo, and Smith. Nay: None. Motion carried and said resolution adopted.

Swenson introduced a resolution to approve the “Last Fling til Spring” Car Show

activities from 6:00 AM to 7:00 PM on Sunday, September 15, 2019 and that the City accepts the duties of protecting the public from damage, injury, or death associated with said Car Show activities; that the City accepts the duty to protect the State from damage to its property that may occur arising out of said Car Show activities; and that the City agrees to indemnify, defend, and hold harmless the State of Nebraska Department of Transportation from all claims, demands, actions, damages, and liability that may arise as a result of the said Car Show activities. Ell seconded the motion. Voting Yea: Stokely, Ell, Swenson, Buse, Hugo, and Smith. Nay: None. Motion carried and said resolution adopted.

The West Point Chamber of Commerce presented its annual request for the following street closures to accommodate activities associated with the annual Sidewalk Sale events:

1. 100 block of North Main Street on Thursday, July 25, 2019 from 5:00 PM to 8:00 PM (annual dog show).
2. 100 block of North Main Street on Saturday, July 27, 2019 from 7:00 AM to 1:00 PM (Farmers Market and Sidewalk Sales).

It was moved by Hugo, seconded by Smith, to approve the Chamber's request. Voting Yea: Stokely, Ell, Swenson, Buse, Hugo, and Smith. Nay: None. Motion carried.

The City Administrator advised that the city has been approached about allowing a food truck within the city. In order to allow this, an ordinance would need to be adopted setting forth the rules and regulations. Following discussion, it was decided to do more research on this and review the matter further.

Moved by Stokely, seconded by Swenson, to approve the following applications for Special Designated Liquor Permits under the Nebraska Liquor Control Act:

- (a) Lincoln Street Market for the Knights of Columbus Steak & Shrimp Dinner on September 21, 2019.
- (b) Petromart for the GACC Booster Club Membership Supper on August 23, 2019.

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

Moved by Stokely, seconded by Ell, to approve the claim of Hugo Plumbing & Heating for services and supplies in the amount of \$8,858.11. Voting Yea: Stokely, Ell, Swenson,

Buse, and Smith. Nay: None. Abstaining: Hugo. Motion carried.

Following discussion, the Council decided to hold a budget workshop for the 2019-2020 budget on the same night as the regular council meeting being Tuesday, August 6, 2019. The workshop will start at 5:00 PM and then the council meeting will start at its regular time of 7:00 PM.

The Mayor then read a letter of resignation from Councilmember Ell effective July 3, 2019. It was moved by Stokely and seconded by Smith to accept this resignation. Voting Yea: Stokely, Swenson, Buse, Hugo, and Smith. Nay: None. Abstaining: Ell. Motion carried. Ms. Ell stated she enjoyed her years on the council and the support from the citizens.

Moved by Swenson, seconded by Buse, to adjourn at 8:05 P.M. Voting Yea: Stokely, Ell, Swenson, Buse, Hugo, and Smith. Nay: None. Motion carried.

Mary Kempf, MMC
City Clerk