

CITY OF CRETE, NEBRASKA  
CITY COUNCIL REGULAR MEETING

August 6, 2019

Notice of the meeting was given by posting and publishing in The Crete News, the appointed method for giving notice as shown by the Proof of Publication attached to the minutes. Advance notice of the meeting was also given to the Mayor and City Council. Pursuant to Section 84-1412(8) of the Nebraska Open Meetings Act, the City has posted a current copy of the Open Meetings Act, Laws of the State of Nebraska in the back of the Council Chambers. Additional copies are available to read. The City may consider items listed on the agenda in random order. All proceedings shown were taken while the meeting was open to the attendance of the public.

Those in attendance pledged allegiance to the flag.

1. Open Meeting

Mayor Bauer called the meeting to order.

2. Roll Call

David Bauer: Absent  
Kyle Frans: Absent  
Brian Carnes: Present  
Ryan Hinz: Present  
Jack Oelschlager: Present  
Dale Strehle: Present

Present: 4, Absent: 2.

Ward 1 has a vacancy as Council President David Bauer assumed the Mayor position on the passing of Roger Foster.

Ward 3 has a vacancy with the passing of Council member Chuck Vyhnalek.

3. Petitions - Communications - Citizen Concern

4. Special Order of Business

4.A. Resolution 2019-25 Acknowledgment of Mayoral Succession and Order for Public Notice of City Council Vacancy

Introduced Resolution 2019-25 for approval Carried with a motion by Dale Strehle and a second by Brian Carnes.

Brian Carnes: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Dale Strehle: Aye  
Aye: 4, No: 0

Mayor Bauer reconized the passing of Roger Foster and Chuck Vyhnalek and asked for a moment of silence.

4.B. Oath of Office

Mayor Bauer took the oath of office of Mayor from acting City Clerk Jerry Wilcox.

4.C. Resolution 2019-27 Acknowledgment of City Council Vacancy in Ward 3 and Order for Public Notice

Introduce Resolution 2019-27 for approval Carried with a motion by Dale Strehle and a second by Brian Carnes.

Brian Carnes: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Dale Strehle: Aye  
Aye: 4, No: 0

4.D. Nomination and Election of President of the City Council

Nominate Council member Strehle to be Council President for remainder of term Carried with a motion by Brian Carnes and a second by Jack Oelschlager.

Dale Strehle: Abstain (With Conflict), Brian Carnes: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye  
Aye: 3, No: 0, Abstain (With Conflict): 1

#### 4.E. Community Development Agency (CDA) Meeting (6:05pm)

Adjourn City Council at 6:05 pm for a meeting of the Community Development Agency Carried with a motion by Dale Strehle and a second by Brian Carnes.

Brian Carnes: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Dale Strehle: Aye  
Aye: 4, No: 0

#### 4.F. Consideration of Redevelopment Agreement with Orscheln

Approve the redevelopment agreement with Orscheln's for construction of new facility Carried with a motion by Dale Strehle and a second by Jack Oelschlager.

Brian Carnes: Aye, Jack Oelschlager: Aye, Dale Strehle: Aye, Ryan Hinz: No  
Aye: 3, No: 1  
Ryan Hinz: No

#### 4.G. Mid-Project Public Hearing for Crete CDBG 15-DTR-102

Open a public hearing at 6:24 pm for the DTR mid-project report Carried with a motion by Ryan Hinz and a second by Brian Carnes.

Brian Carnes: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Dale Strehle: Aye  
Aye: 4, No: 0

Close the public hearing at 6:29 pm Carried with a motion by Dale Strehle and a second by Ryan Hinz.

Brian Carnes: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Dale Strehle: Aye  
Aye: 4, No: 0

Accept the report as presented Carried with a motion by Dale Strehle and a second by Brian Carnes.

Brian Carnes: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Dale Strehle: Aye  
Aye: 4, No: 0

City Administrator Tom Ourada read the report into the record (attached).

Council member Hinz commented that the project has had some bumps but it has made a big difference in downtown. He is looking forward to applying for another grant.

#### 4.H. Olsson Presentation on Floodplain Mapping

Accept the report as presented Carried with a motion by Dale Strehle and a second by Ryan Hinz.

Brian Carnes: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Dale Strehle: Aye  
Aye: 4, No: 0

Olsson personnel gave a report on a flood plain study conducted with updated information from flow meters. A new map would eliminate nearly all homes in Crete from the need to purchase flood insurance.

#### 4.I. Submission of Amended Flood Map to FEMA

Approve Olssons to submit a new map to FEMA for consideration Carried with a motion by Dale Strehle and a second by Ryan Hinz.

Brian Carnes: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Dale Strehle: Aye  
Aye: 4, No: 0

#### 4.J. Crete Backpack Program Request for Fun Run and Barricades

Approve the street closure and fun run as presented Carried with a motion by Jack Oelschlager and a second by Dale Strehle.

Brian Carnes: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Dale Strehle: Aye  
Aye: 4, No: 0

Marty Williams reported that last year the Back Pack Program served 110 families weekly at an annual cost of \$250 each. This year will be the 8th year for the program.

4.K. General Excavating Change Order #2 and Pay App #4 for \$45,525 for Blue Acres Lift Station Replacement

Approve the change order and pay application as presented Carried with a motion by Ryan Hinz and a second by Dale Strehle.

Brian Carnes: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Dale Strehle: Aye  
Aye: 4, No: 0

4.L. NDOT 2019 Fracture Critical Bridge Inspection Agreement

Approve the fracture critical bridge inspection agreement with NDOT Carried with a motion by Ryan Hinz and a second by Dale Strehle.

Brian Carnes: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Dale Strehle: Aye  
Aye: 4, No: 0

4.M. Kidwell Proposal of \$2,400 for Expansion of City Network IP Range

Approve the quote by Kidwell to reconfigure the City network IP range at a cost of \$2,400 Carried with a motion by Brian Carnes and a second by Ryan Hinz.

Brian Carnes: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Dale Strehle: Aye  
Aye: 4, No: 0

4.N. New Horizons Asbestos Inspection Report and Invoice for \$2,120 for Isis Theater

Accept the report as presented Carried with a motion by Brian Carnes and a second by Ryan Hinz.

Brian Carnes: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Dale Strehle: Aye  
Aye: 4, No: 0

4.O. New Horizons Asbestos Abatement Proposal for \$22,650 for Isis Theater

Approve the New Horizon quote for asbestos abatement in the Isis Theater at a cost of \$22,650 Carried with a motion by Dale Strehle and a second by Ryan Hinz.

Brian Carnes: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Dale Strehle: Aye  
Aye: 4, No: 0

4.P. Sampson Change Order #4 Net Deduct of \$5,076.48

Approve the change order deduction of \$5,076.48 Carried with a motion by Ryan Hinz and a second by Dale Strehle.

Brian Carnes: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Dale Strehle: Aye  
Aye: 4, No: 0

4.Q. Grant Application to NDED for Downtown Revitalization Funds

Approve application to the LB840 fund for matching funds for another DTR grant Carried with a motion by Ryan Hinz and a second by Dale Strehle.

Brian Carnes: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Dale Strehle: Aye  
Aye: 4, No: 0

5. Resolutions & Ordinances

5.A. Resolution 2019-23 Approving Redevelopment Agreement with Orscheln Farm and Home, LLC

Introduce Resolution 2019-23 for approval Carried with a motion by Dale Strehle and a second by Brian Carnes.

Brian Carnes: Aye, Jack Oelschlager: Aye, Dale Strehle: Aye, Ryan Hinz: No

Aye: 3, No: 1

Ryan Hinz: No

#### 5.B. Resolution 2019-24 Surplus Property

Introduce Resolution 2019-24 for approval Carried with a motion by Brian Carnes and a second by Dale Strehle.

Brian Carnes: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Dale Strehle: Aye

Aye: 4, No: 0

#### 5.C. Resolution 2019-26 Project Program Agreement for 2019 Fracture Critical Bridge Inspection

Introduce Resolution 2019-26 for approval Carried with a motion by Dale Strehle and a second by Ryan Hinz.

Brian Carnes: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Dale Strehle: Aye

Aye: 4, No: 0

#### 5.D. Ordinance 2089 Annexing Fairway Development 1st Addition

Approve Ordinance 2089 on third reading Carried with a motion by Dale Strehle and a second by Ryan Hinz.

Brian Carnes: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Dale Strehle: Aye

Aye: 4, No: 0

Approve Ordinance 2089 on final reading Carried with a motion by Dale Strehle and a second by Ryan Hinz.

Brian Carnes: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Dale Strehle: Aye

Aye: 4, No: 0

#### 5.E. Ordinance 2090 Conveying a Perpetual Access Easement for Vehicular Ingress and Egress Traffic Over and Across Lot 14, Blue Acres Addition to the City of Crete, Saline County, Nebraska

Introduce Ordinance 2090 and waive the rules for reading on three different days Carried with a motion by Dale Strehle and a second by Brian Carnes.

Brian Carnes: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Dale Strehle: Aye

Aye: 4, No: 0

Approve Ordinance 2090 on final reading Carried with a motion by Ryan Hinz and a second by Brian Carnes.

Brian Carnes: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Dale Strehle: Aye

Aye: 4, No: 0

### 6. Officers' Reports

Parks and Recreation Director Dan Dunaway reported that the department has applied for a grant to get 10 free park trees. He also reported that the swimming pool will close for the season on August 11, 2019 and the Pooch Party will begin at 3:00 pm that day. Adult coed softball will begin on Sunday for 8 weeks and registration is open for youth flag football and youth volleyball. Mayor Bauer asked that a report on the swimming pool numbers for the year be prepared for the next meeting.

Police Chief Steve Hensel reported that the National Night Out event is going on in City Park. The event is provided to get more acquainted with the community.

Building Inspector Brad Bailey reported that the Fairfield Inn and Suites has reported that they plan on being open the 3rd week of September.

Council member Hinz stated that the City Council will be going through some challenges and appreciates the

public's support.

City Administrator Tom Ourada reported that discussions with engineers indicated that the relocation of the splash pad and a new baby pool at the Wildwood Pool should be doable with the budget discussed.

Mayor Bauer thanked everyone for their cooperation through the tough week and meeting.

7. Consent Agenda

Approve the consent agenda items as presented Carried with a motion by Dale Strehle and a second by Ryan Hinz.

Brian Carnes: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Dale Strehle: Aye

Aye: 4, No: 0

7.A. City Council Meeting Minutes

7.A.1. City Council Meeting Minutes of July 16, 2019

7.B. City Council Committee Meeting Minutes

7.B.1. Finance Committee Meeting Minutes of July 16, 2019

7.B.2. Public Works Committee Meeting Minutes of July 16, 2019

7.B.3. Legislative Development Committee Meeting Minutes of July 16, 2019

7.B.4. Public Safety Meeting Minutes of July 16, 2019

7.C. City Treasurer's Report

7.D. Claims Against the City

8. Adjournment

Adjourn the meeting at 7:10 pm. Carried with a motion by Dale Strehle and a second by Brian Carnes.

Brian Carnes: Aye, Ryan Hinz: Aye, Jack Oelschlager: Aye, Dale Strehle: Aye

Aye: 4, No: 0

Mayor

(SEAL)

City Clerk-Treasurer

I, Jerry Wilcox, City Clerk for the City of Crete, hereby certify that the foregoing is a true and correct copy of the proceedings had and done by the Mayor and Council. I hereby certify that a copy of the Open Meetings Act was posted in the back of the Council Chambers. I certify that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the City Clerk. I certify that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting and that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public. I certify that the minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of the City Council. I certify that all news media requesting notification concerning meetings of the City Council were provided with advance notification of the time and place of said meeting and the subjects to be discussed.

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City Clerk-Treasurer

(S E A L)